

## **RESOLUTION NO. R-2023-379**

**WHEREAS**, on June 27, 2019, the City of Round Rock, Texas (“City”), KB Home Lone Star, Inc., and Round Rock Municipal Utility District No. 1 (“District”) entered into a Consent and Development Agreement regarding the creation and development of the District; and

**WHEREAS**, the executed Consent and Development Agreement stated that “[o]n the Effective Date of this Agreement, the City has approved the resolution substantially similar to the form attached as **Exhibit D** consenting to the inclusion of the Property within the proposed District and the creation of the District;” and

**WHEREAS**, Exhibit “D” of the Agreement was a “Form of Consent Resolution of the City” consenting to the creation of the District; and

**WHEREAS**, the City evidenced its approval of the creation of the District within its corporate boundaries by special act of the 86<sup>th</sup> Texas Legislature by approval of the Consent and Development Agreement, however, unintentionally failed to approve a separate resolution specifically consenting to the inclusion of the property within the proposed District and the creation of the District; and

**WHEREAS**, the City wishes to ratify its approval of the creation of the District and the inclusion of the District property within its corporate boundaries as set forth herein, Now Therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,**

**SECTION 1.** All the matters set forth in the preamble hereof are true and correct.

**SECTION 2.** The City Council of the City of Round Rock hereby ratifies the granting of its consent to and permission for the creation of the District by special act of the 86<sup>th</sup> Texas Legislature within its corporate boundaries as set forth in the “Petition for Consent to Include Land in A Municipal Utility District,” with said land described in the attached Exhibit “A,” incorporated herein for all purposes.

**SECTION 3.** The approval granted on June 27, 2019, is hereby formally ratified through this resolution by the City Council of Round Rock, with said resolution taking effect immediately from and after its passage.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

**RESOLVED** this 2nd day of November, 2023.

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CRAIG MORGAN, Mayor  
City of Round Rock, Texas

ATTEST:

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MEAGAN SPINKS, City Clerk