

RESOLUTION NO. R-13-12-05-___

WHEREAS, the City of Round Rock (“City”) desires to enter into an agreement with Ryan Sanders Baseball, LP (“Developer”) for infield and outfield turf improvements at the Convention Center Complex (Dell Diamond); and

WHEREAS, Texas Local Government Code (“Code”), Subchapter C, §212.071 *et seq.* authorizes municipalities with a population of 5,000 or more to make a contract with a developer in the municipality to construct public improvements without complying with the competitive bidding procedure in Chapter 252 of the Code; and

WHEREAS, pursuant to §212.071, a developer shall construct the improvements and a municipality with population of less than 1.8 million may participate in its costs at a level not to exceed thirty percent (30%) of the total contract price; and

WHEREAS, such agreement is embodied in the attached Developer Participation Agreement,
Now Therefore

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

That the Mayor is hereby authorized and directed to execute on behalf of the City the attached Developer Participation Agreement, a copy of same being attached hereto as Exhibit “A” and incorporated herein for all purposes.

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 5th day of December, 2013.

ALAN MCGRAW, Mayor
City of Round Rock, Texas

ATTEST:

SARA L. WHITE, City Clerk