

## **RESOLUTION NO. R-2022-180**

**WHEREAS**, the City of Round Rock (“City”) approved that certain Convention Center Complex Lease Agreement dated January 20, 1999 (the "Lease") covering that certain tract of land and all improvements situated thereon located at 3400 East Palm Valley Blvd., Round Rock, Williamson County, Texas (the "Leased Premises") and more particularly described in the Lease; and

**WHEREAS**, Round Rock Baseball Club LP (“Tenant”) has applied to Zions Bancorporation, N.A. DBA Amegy Bank (“Lender”) for a loan in the principal amount of \$16,000,000.00 (the "Loan"). The Loan is to be secured by, among other instruments, a Security Agreement executed by Tenant, covering, among other property, (i) Tenant's right, title, and interest in and to the Lease and Leased Premises, and (ii) all inventory, removable fixtures, equipment, and other assets of Tenant (collectively, the "Collateral") (the "Security Agreement"); and

**WHEREAS**, City and Tenant desire to confirm their understanding with Lender with respect to the Lease and the Loan, 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 a Lease Estoppel Certificate and 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 12th day of May, 2022.

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CRAIG MORGAN, Mayor  
City of Round Rock, Texas

ATTEST:

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MEAGAN SPINKS, City Clerk