

**RESOLUTION NO. R-2024-317**

**WHEREAS**, the City of Round Rock (“City”) and KR CC, Inc. (“Tenant”) entered into that certain Ground Lease Agreement, dated as of December 20, 2016 (the “Lease,”) pursuant to which the City will lease to Tenant, and Tenant will lease from the City, for the Term (as such term is defined in the Lease) the real property described in said Lease; and

**WHEREAS**, the City and Tenant entered into that certain Memorandum of Lease and Option, (the “Memorandum”) dated as of December 20, 2016, to provide constructive notice of Tenant’s right under the Lease Agreement to all third parties; and

**WHEREAS**, the City and Tenant desire to amend the Memorandum to amend the definition of the “Leased Premises,” and to add the definition of “Excluded Parcel,” 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 First Amendment to the Memorandum of Lease and Option, a copy of same being attached hereto as Exhibit “A” and incorporated herein for all purposes; and

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 21st day of November, 2024.

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CRAIG MORGAN, Mayor  
City of Round Rock, Texas

ATTEST:

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ANN FRANKLIN, City Clerk