

**RESOLUTION NO. R-2018-5398**

**WHEREAS**, the City of Round Rock (“City”) has previously entered into that one certain Master Development Agreement (“Master Development Agreement”) with KR CC, Inc. (“KR”) on the 15th day of December, 2016 regarding the terms and conditions for the planning, design, construction, development, and financing of a Kalahari Resort and Convention Center; and

**WHEREAS**, KR is the ground lessee of a portion (such portion, the “Ground Leased Premises”) of certain real property owned by the City, pursuant to that certain Ground Lease Agreement between KR and the City, dated December 20, 2016, as amended by that certain First Amendment to Ground Lease Agreement dated February 1, 2017 and as further amended by that certain Second Amendment to Ground Lease dated April 26, 2018 (collectively, the “Ground Lease”); and

**WHEREAS**, City also owns Lot 2, Block “C”, Final Plat of Kalahari Resort and Replat of Bertil Telander Subdivision (the “Convention Center Lot”) on which City will construct the Convention Center. The City will lease the Convention Center to KR pursuant to that certain Convention Center Operating Lease between City and KR dated April 26, 2018 (the “Convention Center Operating Lease”); and

**WHEREAS**, pursuant to the terms of the Ground Lease, KR intends to construct and operate the Kalahari Resort which will be attached to the Convention Center to function as part of the Kalahari Resort; and

**WHEREAS**, KR and the City join in executing this Agreement in order to provide access, utility, and other easements specified herein to the Lobby and common areas of the Kalahari Resort and Convention Center, 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 Master Easement Agreement with KR CC, Inc., 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 26th day of April, 2018.

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CRAIG MORGAN, Mayor  
City of Round Rock, Texas

ATTEST:

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SARA L. WHITE, City Clerk