

CITY OF BASTROP

RESOLUTION NO. R-2023 - 73

**BASTROP COLORADO BEND
DEVELOPMENT AGREEMENT**

**A RESOLUTION OF THE CITY OF BASTROP, TEXAS,
APPROVING SECOND AMENDMENT TO THE
DEVELOPMENT AND ANNEXATION AGREEMENT
BETWEEN THE CITY OF BASTROP AND BASTROP
COLORADO BEND, LLC, AND AUTHORIZING THE
MAYOR TO EXECUTE THE AMENDMENT ON BEHALF OF
THE CITY OF BASTROP**

WHEREAS, the City of Bastrop and the property owner Bastrop Colorado Bend, LLC (Owner) entered into that certain Development and Annexation Agreement (the “Original Agreement”) on or about June 22, 2021 regarding development and annexation of certain property described in the Agreement adopted by City Resolution No. R-2021-57; and

WHEREAS, the City and Owner agreed to the First Amendment to the Development and Annexation Agreement (the “First Amendment”) on or about July 12, 2022, approved by City Resolution No. R-2022-56; and

WHEREAS, the City and Owner desire to modify the Original Agreement as revised by the First Amendment (collectively referred to herein as the “Agreement”) to account for changes in circumstances and to provide additional clarification of the Parties’ respective responsibilities; and

WHEREAS, Section 12.02 of the Original Agreement allows for an amendment to the Agreement provided that the written amendment is approved by the City Council of the City and executed by the Parties.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bastrop:

Section 1: The City Council hereby approves the Second Amendment modifying the Original Agreement as revised by the First Amendment (*attached*).

Section 2: The City Council authorizes the Mayor to execute the Second Amendment on behalf of the City.

Section 3: The meeting at which this Resolution was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Texas Open Meetings Act.

DULY RESOLVED & ADOPTED by the City Council of the City of Bastrop, TX, on this, the 9th day of May 2023.

APPROVED:

Connie B. Schroeder, Mayor

ATTEST:

Ann Franklin, City Secretary

APPROVED AS TO FORM:

Alan Bojorquez, City Attorney