

**CITY OF HUTCHINS, TEXAS
RESOLUTION NO. R2026-04-1342**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUTCHINS, TEXAS, APPROVING AN ACKNOWLEDGMENT AND CONSENT TO ASSIGNMENT OF AN AMENDED AND RESTATED TAX ABATEMENT AGREEMENT TO PROVIDENT REALTY EXCHANGE III LP; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Hutchins, Texas (the "City") previously entered into that certain Amended and Restated Tax Abatement Agreement effective April 15, 2014 (the "Agreement") with Commerce 45 Development, LLC, predecessor-in-interest to BPREP COMMERCE 45 I L.P. (the "Assignor"); and

WHEREAS, pursuant to Section 8.9 of the Agreement, the Agreement may be assigned with the prior written consent of the City; and

WHEREAS, Assignor has requested the City's consent to assign the Agreement to PROVIDENT REALTY EXCHANGE III LP (the "Assignee"); and

WHEREAS, the City Council finds that approving the assignment is in the best interest of the City and will ensure the continued compliance and performance of the obligations under the Agreement; and

WHEREAS, the City desires to consent to such assignment and authorize execution of the related Acknowledgment and Consent to Assignment of Amended and Restated Tax Abatement Agreement (the "Assignment Agreement").

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HUTCHINS, TEXAS, THAT:

SECTION 1. The City Administrator is hereby authorized to execute the Agreement, which is attached hereto as Exhibit "A," on behalf of the City of Hutchins.

SECTION 2. This Resolution shall become effective immediately upon its passage.

DULY RESOLVED AND ADOPTED by the City Council of the City of Hutchins, Texas, this the 20th day of April 2026.

CITY OF HUTCHINS, TEXAS

Mario Vasquez, Mayor

ATTEST:

Cynthia Olguin, City Secretary
(250303-gb)

EXHIBIT "A"
ACKNOWLEDGMENT AND CONSENT TO ASSIGNMENT AGREEMENT