

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS; APPROVING AND AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT RELATING THE WHITECAP PUBLIC IMPROVEMENT DISTRICT NO. 1; AND RESOLVING OTHER MATTERS RELATED THERETO.

WHEREAS, the City Council (the “City Council”) of the City of Corpus Christi, Texas (the “City”) has determined to enter into a development agreement by and between the City and Ashlar Interests, LLC, a Texas limited liability company, relating to the Whitecap Public Improvement District No. 1 (the “Development Agreement”) to establish certain commitments related to development within the district, including the construction and funding of certain public improvements.

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

SECTION 1. The findings and premises contained in the recitals above are hereby deemed to be true and correct and incorporated as a part of this Resolution for all purposes.

SECTION 2. The Development Agreement attached hereto as **Exhibit A**, is approved and the City Manager, or designee, is authorized to execute such Development Agreement on behalf of the City.

SECTION 3. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

SECTION 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

SECTION 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

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**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF CORPUS
CHRISTI THIS THE 12th DAY OF DECEMBER, 2023.**

CITY OF CORPUS CHRISTI,

Paulette Guajardo, Mayor

ATTEST:

Rebecca L. Huerta, City Secretary

(CITY SEAL)

Exhibit A to Resolution
Development Agreement