

RESOLUTION NO. 2022-04-___ (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A THIRD AMENDMENT TO THE PROFESSIONAL FULL TENNIS SERVICES MANAGEMENT AGREEMENT WITH LIFETIME TENNIS, INC. d/b/a IMPACT ACTIVITIES, A TEXAS CORPORATION

WHEREAS, the City of McKinney, Texas ("City"), adopted Resolution 2011-11-112 (R) on November 1, 2011 approving a contract with the Lifetime Tennis Inc., for the management of the tennis center at Gabe Nesbitt Park; and

WHEREAS, the City of McKinney, Texas ("City"), approved a Resolution on July 21, 2015 allowing for a first amendment to the contract; and

WHEREAS, the City further approved a Resolution on January 17, 2017 allowing for a second amendment to the contract; and

WHEREAS, the City Council of the City of McKinney, Texas ("City Council") desires to authorize the City Manager to extend the agreement allowing for a revised termination date of February 2, 2037, and modify the schedule of operating payments and the improvement fund requirements; and

WHEREAS, a third amendment to the Professional Full Services Management Agreement with Lifetime Tennis Inc., d/b/a Impact Activities, a Texas Corporation, will allow for the desired extension and modifications; and

WHEREAS, the City desires to enter into the amended agreement with Lifetime Tennis Inc., d/b/a Impact Activities to meet the City's need to maintain the tennis center and manage operations according to the terms and conditions of the contract by and between the City of McKinney and Lifetime Tennis Inc.

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

Section 1. The City Council of the City of McKinney, Texas, hereby approves the third amendment to the contract with Lifetime Tennis Inc., d/b/a Impact Activities, a Texas Corporation.

Section 2. The City Manager is hereby authorized to execute an amended contract with Lifetime Tennis Inc., d/b/a Impact Activities, to operate and maintain the McKinney Tennis Center.

Section 3. This Resolution shall take effect immediately from and after the date of passage and is so resolved.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 19th DAY OF APRIL, 2022.

CITY OF MCKINNEY, TEXAS

GEORGE C. FULLER, Mayor

ATTEST:

EMPRESS DRANE, City Secretary
JOSHUA STEVENSON, Deputy City Secretary

APPROVED AS TO FORM:

MARK S. HOUSER, City Attorney