

**RESOLUTION NO. 2020-03-\_\_\_\_ (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO A GUARANTEE AGREEMENT WITH DSE HOCKEY CENTERS, L.P. FOR THE MCKINNEY STARCENTER FACILITY EXPANSION PROJECT**

**WHEREAS,** the City of McKinney intends to enter into an agreement with Steller Industrial Solutions, Incorporated for the expansion of the McKinney StarCenter on the approximately 4.37 acre parcel of land immediately south of the existing facility to include one (1) ice surface, locker room facilities, additional spectator seating, extra rooms for sport-related purposes, and additional parking; and

**WHEREAS,** DSE Hockey Centers, L.P. has agreed to contribute Two Million Dollars (\$2,000,000.00) towards the costs for the Facility Expansion; and

**WHEREAS,** DSE Hockey Centers, L.P. has agreed to assume responsibility for Stellar's full, complete, and proper performance of the Project and provide the City guaranty against any and all Damages arising out of uninsured Stellar claims, provided that Guarantor's liability hereunder is limited to those Uninsured Stellar Claims that individually, collectively and/or cumulatively exceed the Liability Cap for Uninsured Stellar Claims and result in the total cost to complete the Project to exceed the GMP;

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

Section 1. The City Manager is hereby authorized to execute a guarantee agreement with DSE Hockey Centers, L.P. for the McKinney StarCenter Facility Expansion Project.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 3rd DAY OF MARCH, 2020.**

CITY OF MCKINNEY, TEXAS

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GEORGE FULLER  
Mayor

ATTEST:

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EMPRESS DRANE  
City Secretary  
LISA SEWELL  
Deputy City Secretary

APPROVED AS TO FORM:

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MARK S. HOUSER  
City Attorney