



**RESOLUTION NO. 2017-104**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE ON BEHALF OF THE CITY THE FIRST AMENDMENT TO THE FACILITY USE AGREEMENT FOR THE PROPERTY LOCATED AT 2535 VALLEY VIEW LANE, BY AND BETWEEN THE CITY OF FARMERS BRANCH, TEXAS, AND FARMERS BRANCH COMMUNITY THEATRE, INC.; PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Council has been presented with a proposed First Amendment to Facility Use Agreement for the property located at 2535 Valley View Lane, by and between the City of Farmers Branch, Texas, and Farmers Branch Community Theatre, Inc. (herein the “First Amendment”), and being further described in Exhibit “A” attached hereto; and

**WHEREAS**, upon full review and consideration of all matters related thereto, the City Council is of the opinion and finds that the City Manager should be authorized to negotiate and execute this First Amendment on behalf of the City of Farmers Branch.

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

**SECTION 1.** The City Manager, or designee, is hereby authorized to negotiate and execute on behalf of the City the First Amendment to Facility Use Agreement for the property located at 2535 Valley View Lane, and to execute any amendments or instruments related thereto.

**SECTION 2.** All provisions of the resolutions of the City of Farmers Branch, Texas, in conflict with the provisions of this Resolution be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this Resolution shall remain in full force and effect.

**SECTION 3.** Should any word, sentence, paragraph, subdivision, clause, phrase or section of this Resolution be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said Resolution which shall remain in full force and effect.

**SECTION 4.** This Resolution shall become effective immediately from and after its passage.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FARMERS  
BRANCH, TEXAS, THIS 12TH DAY OF SEPTEMBER, 2017.**

ATTEST:

APPROVED:

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Amy Piukana, City Secretary

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Robert C. Dye, Mayor

APPROVED AS TO FORM:

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Peter G. Smith, City Attorney  
(PGS:9-6-17:102.89850)

**Resolution No. 2017-104**  
**Exhibit "A"**

**First Amendment to Facility Use Agreement**  
**(2535 Valley View Lane)**