

**RESOLUTION NO. 151-2018**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AUTHORIZING THE CITY MANAGER TO APPROVE A 2018 AMENDMENT TO THE LEASE AGREEMENT WITH WEST TEXAS GOLF SYSTEMS, LLC. FOR THE MAXWELL GOLF COURSE FACILITY.**

**WHEREAS**, the City of Abilene is the owner of Maxwell Municipal Golf Course; and

**WHEREAS**, the City entered into a lease agreement with West Texas Golf Systems, LLC (Lessee) on May 12, 2004 for management and operational services of Maxwell Municipal Golf Course; and

**WHEREAS**, the original lease agreement has undergone many amendments since its inception, including approval of the sale of alcohol and to provide up to \$40,000 in cost reimbursement for effluent water usage; and

**WHEREAS**, the original term of the lease was for ten years ending on September 30, 2013, and was thereafter extended by agreement to end on September 30, 2019; and

**WHEREAS**, ownership of West Texas Golf Systems, LLC, has changed since the January 2014 amendment to the lease agreement; and

**WHEREAS**, the new owner, Guy Bailey requests to further extend the termination deadline of the lease agreement to September 30, 2024, with automatic yearly extensions thereafter, in order to obtain funding for improvements to the golf course operations; and

**WHEREAS**, Guy Bailey further requests the ability to modify green fees and other fees up to a maximum increase of ten percent (10%) annually, with annual increases greater than 10% requiring City Council approval; and

**WHEREAS**, the City Council has determined that the 2018 amendment to the lease agreement with West Texas Golf Systems, LLC for management and operational services of Maxwell Municipal Golf Course will be in the best interest of the city and its residents.

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

Part 1: The City Council authorizes the City Manager to negotiate and execute the 2018 Amendment to the Maxwell Municipal Golf Course Lease Agreement with West Texas Golf Systems, LLC.

Part 2: That this Resolution shall take effect immediately from and after passage.

**ADOPTED this 27th day of September 2018.**

**ATTEST:**

  
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Rosa Rios, City Secretary

  
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Anthony Williams, Mayor

**APPROVED:**

  
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Stanley Smith, City Attorney