

A Resolution

NO. _____

APPOINTING PERSON TO THE BOARD OF DIRECTORS OF MULTIPURPOSE ARENA FORT WORTH, A TEXAS NON-PROFIT CORPORATION

WHEREAS, Multipurpose Arena Fort Worth (“MAFW”) is a privately created Texas non-profit corporation organized for the purpose of, among other things, lessening the burdens of the City of Fort Worth (the “City”) and encouraging agricultural pursuits; and

WHEREAS, the City and MAFW are parties to an agreement for the lease, management, and operation of the multipurpose Dickies Arena located in the Cultural District of the City and owned by the City; and

WHEREAS, MAFW’s bylaws (the “Bylaws”) specify that the corporation’s affairs will be directed by a board of directors (the “Board”), with two (2) places on the Board reserved for individuals appointed by the City Council (each a “City Council Appointed Director”); and

WHEREAS, the Bylaws specify that the City Council Appointed Directors must be persons serving as Mayor, a member of the City Council, the City Manager, or an Assistant City Manager, but that not more than one (1) City Council Appointed Director may be an elected official; and

WHEREAS, the City’s Ethics Code permits the City Council to appoint a person to the board of directors or other governing board of a business entity without acquiring a substantial interest in the entity so long as the person receives no direct or indirect remuneration for his or her service and the primary nature of the business is either charitable, nonprofit or governmental; and

WHEREAS, the City Council Appointed Directors will not receive remuneration or have any other financial interests in MAFW; and

WHEREAS, the Bylaws provide for staggered, four-year terms of each Board member, including City Council Appointed Directors; and

WHEREAS, the City Council previously appointed individuals to serve as City Council Appointed Directors (Resolutions 4705-12-2016, 5097-06-2019), with the term for one such position set to expire soon; and

WHEREAS, the City Council wishes to appoint the individual named below to the Board as a City Council Appointed Director in order to further the City’s and the public’s interests in the management and operation of the multipurpose Dickies Arena.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

1. **THAT** the person whose names appears below is hereby appointed to the Board as a City Council Appointed Director to serve for a term expiring on the date set forth below:

<u>Name</u>	<u>City Position</u>	<u>Expiration of Term</u>
David Cooke	City Manager	May 26, 2024

2. **THAT** each respective term of a City Council Appointed Director will be deemed vacant upon the effective date that such individual is no longer serving as Mayor, a member of the City Council, the City Manager or an Assistant City Manager.

3. **THAT** the City Council hereby reserves the right, at any time and for any reason, to remove a City Council Appointed Director and to appoint a qualifying individual to serve in that Director's place for the remainder of his or her term.

4. **THAT** this Resolution shall take effect immediately upon its adoption.

AND IT IS SO RESOLVED.

ADOPTED this 19th day of May 2020.

ATTEST:

By: _____

Mary J. Kayser, City Secretary