

Mutual Termination Agreement
City of Seguin, Texas and Navarro Oaks 123M LLC

WHEREAS, on October 1, 2019, the City of Seguin, a Texas Home Rule municipality (hereinafter “City”) and Navarro Oaks 123M, LLC (hereinafter “Navarro Oaks”)(collectively “the Parties”) entered into a Chapter 380 Economic Development Agreement (hereinafter “the 380 Agreement”) related to the Navarro Oaks Subdivision, located along the proposed realignment of East Martindale Road in Seguin, Texas; and

WHEREAS, the 380 Agreement contemplated that Developer, Navarro Oaks, would construct the East Martindale Road project as a Major Collector and that the City would reimburse Navarro Oaks utilizing a combination of *Ad Valorem* tax revenues and Roadway Impact Fees associated with the Navarro Oaks Subdivision; and

WHEREAS, Developer did not take substantial steps in furtherance of the East Martindale Road project, and the Parties agree that the original terms and conditions of the 380 Agreement would not have sufficiently covered Navarro Oaks’ costs if it were to have constructed the East Martindale Road project; and

WHEREAS, because of other nearby growth-related traffic impacts, the City recently designed and began Right of Way acquisition for the East Martindale Road project; and

WHEREAS, the City now intends to construct the East Martindale Road project without assistance from Navarro Oaks.

NOW THEREFORE, THE PARTIES AGREE AS FOLLOWS:

City and Navarro Oaks hereby mutually terminate the 380 Agreement, originally executed on or about October 1, 2019. This mutual termination hereby terminates any obligation of the City and Navarro Oaks to perform under the 380 Agreement.

Executed on this ____ day of _____, 2026

City of Seguin, Texas
By _____
Name: Steve Parker
Title: City Manager

ATTEST: _____
 Kristin Mueller
 City Secretary

Navarro Oaks 123M, LLC
By _____
Name: Jay Atchely
Title: Managing Member