

**CERTIFICATE OF AMENDMENT
AMENDED AND RESTATED CERTIFICATE OF FORMATION
OF KILLEEN PUBLIC FACILITY CORPORATION
WITH NEW AMENDMENTS**

Killeen Public Facility Corporation, a Texas nonprofit public facility corporation (the “Corporation”), by and through the undersigned authorized officer, hereby adopts the following amended and restated certificate of formation (the “*Amended and Restated Certificate of Formation*” which is attached hereto as Appendix A) in accordance with the Texas Business Organizations Code (the “TBOC”) and Chapter 303 of the Texas Local Government Code (the “Act”).

1. The name of the Corporation is Killeen Public Facility Corporation.
2. The Corporation is a nonprofit public facility corporation formed and existing under the laws of the State of Texas.
3. The file number issued to the Corporation by the Secretary of State of Texas is 803907943.
4. The date of formation of the Corporation is January 22, 2021.
5. The Board of Directors duly adopted resolutions proposing to amend and restate the original Certificate of Formation (as amended and restated, the “*Certificate of Formation*”) of the Corporation, declaring said amendment and restatement to be advisable and in the best interests of the Corporation, and the Certificate of Formation was duly adopted at a meeting of the Board of Directors upon receiving a majority vote of directors as required by the TBOC. The governing body of the sponsor of the Corporation, the City of San Antonio, Texas (the “City”), approved and authorized the Certificate of Formation on March 19, 2024, in accordance with the Act. The City’s address is 101 N. College Street, Killeen, Texas 76541. Further, the Board of Directors authorizes the appropriate officer(s) of the Corporation to execute and deliver to the Secretary of State the Amended and Restated Certificate of Formation attached as Appendix A, such Appendix A containing the full text of the Amended and Restated Certificate of Formation.
6. Each amendment has been made in accordance with the provisions of the TBOC and the Act. The new amendments to the Certificate of Formation and the Amended and Restated Certificate of Formation have been approved in the manner required by the TBOC, the Act and the governing documents of the Corporation. Set forth below is an identification by reference of each added, amended or deleted provision:
 - a. Articles One, Two, Three, Four, Five, Six, Seven, Eight, Nine, Ten, Eleven, Twelve and Thirteen have been amended.
 - b. Articles Fourteen and Fifteen have been deleted.
7. The attached Amended and Restated Certificate of Formation accurately states the text of the Certificate of Formation and each amendment to the Certificate of Formation that is in effect, and as further amended by this document. The attached Amended and Restated Certificate of Formation does not contain any other change in the Certificate of Formation except for the information permitted to be omitted by the provisions of the TBOC or the Act applicable to

the Corporation. The Certificate of Formation of the Corporation and all amendments and supplements thereto are hereby superseded by the attached Amended and Restated Certificate of Formation.

8. The Amended and Restated Certificate of Formation becomes effective when filed and approved by the Secretary of State of the State of Texas.

[Signature Page Follows]

The undersigned affirms that the person designated as registered agent in the Amended and Restated Certificate of Formation has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

VERIFICATION: AMENDMENTS APPROVED AND CERTIFIED TO BE TRUE AND CORRECT and to accurately reflect the official action of the duly constituted officers and members of the Corporation's Board of Directors, by majority vote of the Board of Directors in office, on March 19, 2024.

IN WITNESS WHEREOF, I, Jessica Gonzalez, the President of the Corporation, have hereto set my name this __ day of _____, 2024.

KILLEEN PUBLIC FACILITY CORPORATION

By: _____
_____, President

By: _____
_____, City Secretary

STATE OF TEXAS

COUNTY OF BELL

Before me, a notary public, on this day personally appeared [City Secretary's name], known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein are true and correct.

Notary Public's Signature

(Seal)

APPENDIX A