

**RESOLUTION NO. 2022-06- \_\_\_\_ (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY AUTHORIZING THE FORMATION OF THE MCKINNEY PUBLIC FACILITY CORPORATION (THE “CORPORATION”); APPROVING THE FORM AND SUBSTANCE OF ARTICLES OF INCORPORATION AND BYLAWS FOR THE CORPORATION; AUTHORIZING THE EXECUTION OF DOCUMENTS AND INSTRUMENTS NECESSARY TO CARRY OUT THE PURPOSES OF THIS RESOLUTION; AND CONTAINING OTHER PROVISIONS RELATING THERETO**

**WHEREAS**, the City Council of the City of McKinney, Texas (the “City Council”) is the duly elected governing body of the Sponsor; and

**WHEREAS**, the City Council has determined that it is in the public interest and to the benefit of the Sponsor’s residents and the citizens of the State of Texas to create a public facility corporation for the purpose of financing, refinancing, or providing the costs of public facilities;

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

- Section 1. The Sponsor is hereby authorized and approved to create the Corporation, pursuant to Chapter 303 of the Texas Local Government Code to act on its behalf for the purpose of financing, refinancing, or providing the costs of public facilities; and
- Section 2. The articles of incorporation and bylaws for the Corporation, as attached herein, are approved and authorized for delivery to the Secretary of State of the State of Texas; and
- Section 3. Management of the Corporation is to be vested in its Board of Directors, which shall consist of no less than seven (7) Directors. The Directors designated in the articles of incorporation, as attached herein, constitute the initial board of directors who are to serve as directors until the first annual meeting or until their successors are elected and qualified. Such Directors are hereby authorized to do all things necessary or desirable to facilitate the creation of the Corporation and to further its public purpose on behalf of the Sponsor.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 21<sup>ST</sup> DAY OF JUNE 2022.**

CITY OF MCKINNEY, TEXAS

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GEORGE C. FULLER  
Mayor

ATTEST:

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EMPRESS DRANE  
City Secretary  
JOSHUA STEVENSON  
Deputy City Secretary

APPROVED AS TO FORM:

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MARK S. HOUSER  
City Attorney