

**RESOLUTION NO. 2012-08-\_\_\_ (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING THE THIRD AMENDMENT TO CHAPTER 380 ECONOMIC DEVELOPMENT PROGRAM AND AGREEMENT FOR CRAIG RANCH BY AND BETWEEN THE CITY OF MCKINNEY, VCIM PARTNERS, L.P. , CR ALMA, LP, MID-ALMA, LP AND CR BALLFIELDS, LP, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the parties previously entered into that certain Chapter 380 Economic Development Program and Agreement referred to as "VCIM II" (the "Agreement") pursuant to a program initiated by CITY OF MCKINNEY, TEXAS (hereinafter "City") pursuant to Chapter 380 of the Texas Local Government Code; and

**WHEREAS**, the parties have previously amended the Agreement by amendments dated effective June 15, 2005 (the "First Amendment") and August 15, 2008, (the "Second Amendment") to amend certain provisions related to the Cooper Addition, the Fire Station Tract and the Crape Myrtle Tract; and

**WHEREAS**, the City and MEDC have offered certain incentives to VCIM Partners, L.P. CR Alma, LP, Mid-Alma, LP and CR Ballfields, LP,; and

**WHEREAS**, a Chapter 380 Economic Development and Incentive Agreement is the binding, legal document governing the incentives and development of the site.

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

Section 1. The City Council of the City of McKinney, Texas hereby approves the Third Amendment to Chapter 380 Economic Development Program and Agreement for Craig Ranch ("VCIM II") by and between the City of McKinney, VCIM Partners, L.P., CR Alma, LP, Mid-Alma, LP and CR Ballfields, LP; and

Section 2. The City Manager is authorized to execute the Third Amendment to Chapter 380 Economic Development Program and Agreement for Craig Ranch ("VCIM II") by and between the City of McKinney, VCIM Partners, L.P., CR Alma, LP, Mid-Alma, LP and CR Ballfields, LP; and

Section 3. This Resolution shall take effect immediately from and after the date of passage and is so resolved.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 21<sup>ST</sup> DAY OF AUGUST, 2012.**

CITY OF MCKINNEY, TEXAS

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BRIAN LOUGHMILLER  
Mayor

ATTEST:

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SANDY HART, TRMC, MMC  
City Secretary  
BLANCA I. GARCIA  
Assistant City Secretary

APPROVED AS TO FORM:

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MARK S. HOUSER  
City Attorney