

ORDINANCE NO. 2024-08-058

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ORDERING AN ELECTION TO BE HELD IN SAID CITY ON NOVEMBER 5, 2024, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF MCKINNEY, TEXAS, CERTAIN PROPOSED AMENDMENTS TO THE EXISTING CITY CHARTER; DESIGNATING THE PLACES AT WHICH SAID ELECTION IS TO BE HELD; APPOINTING THE EARLY VOTING CLERK; MAKING PROVIDING FOR NOTICE AND PUBLICATION OF THE ELECTION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Council of the City of McKinney, Texas ("City") has, on its own motion, determined to submit to the qualified voters of said City for their adoption or rejection thereof certain proposed amendments to the existing Home Rule Charter of said City ("City Charter"), pursuant to the provisions of Section 9.004 of the Texas Local Government Code, and

WHEREAS, the meeting at which this Ordinance is considered is open to the public as required by law, and public notice of the time, place and purpose of said meeting was given as required by Section 551.043 of the Texas Government Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS:

Section 1. That a special charter election is hereby ordered to be held on November 5, 2024, between the hours of 7:00 a.m. and 7:00 p.m. in accordance with the applicable provisions of the Texas Election Code, and the City Charter of McKinney, Texas as amended.

Section 2. That an election be held for the purpose of submitting to the resident, qualified voters of the City of McKinney, Texas certain proposed amendments to the existing City Charter of the City of McKinney, Texas, as set forth in Section 3 of this Ordinance.

Section 3. Proposed Charter Amendments

That at the Election the following amendments to the City Charter shall be submitted to the resident, qualified voters of the City of McKinney, Texas:

PROPOSITION A

Shall Section 9 of the McKinney City Charter be amended to read as follows:

"Sec. 9. Council election. - There shall be held in the City of McKinney on the uniform election date in May 2025, and every four (4) years thereafter, or on such date or dates as may be prescribed by the laws of the State of Texas, a City election for a Mayor, a Council Member-at-large 1, a Council Member representing District 1, and a Council Member representing District 3.

There shall be held in the City of McKinney on the uniform election date in May 2027, and every four (4) years thereafter, or on such other date or dates as may be prescribed by the laws of the State of Texas, a City election for a Council Member-at-large 2, a Council Member representing District 2, and a Council Member representing District 4.

Each person duly elected to the position of Mayor or Council Member shall perform the duties and discharge the obligations conferred and imposed upon them, respectively, by the law, this Charter and by the City

Ordinances of McKinney and shall hold their office for a period of four (4) years and until their successors are elected and qualified. Beginning with the 2025 election, and every election thereafter, the Mayor shall be allowed to hold his/her seat for a limit of three (3) consecutive, full four-year terms, including three (3) terms consisting of a currently-held four-year term. Beginning with the 2025 election, and every election thereafter, each person duly elected to the position of Council Member shall be allowed to hold any at-large seat, including consecutive terms in separate district or at-large seats, for a limit of three (3) consecutive, full four-year terms, including three (3) terms consisting of a currently-held four-year term. Beginning with the 2025 election, and every election thereafter, each person duly elected to the position of Council Member shall be allowed to hold any district seat, including consecutive terms in separate district or at-large seats, for a limit of three (3) consecutive, full four-year terms, including three (3) terms consisting of a currently-held four-year term. After serving three (3) consecutive terms in an at-large or district seat(s), an at-large member shall not be eligible to serve in a district or at-large seat until the passage of one (1) year from the end of such three (3) consecutive terms; however, such member may serve as Mayor. After serving three (3) consecutive terms in an at-large or a district seat(s), a district member shall not be eligible to serve in an at-large or district seat, until the passage of one (1) year from the end of such three (3) consecutive terms; however, such member may serve as Mayor?"

PROPOSITION B

Shall Section 16 of the McKinney City Charter be amended to read as follows:

"Sec. 16. – Council Compensation. Beginning October 1, 2025 for any newly-elected Council Member or a newly-elected Mayor, each member of the City Council, exclusive of the Mayor, shall receive the sum of seven hundred fifty dollars (\$750.00) per month as compensation for the performance of their official duties. The Mayor shall receive the sum of one thousand dollars (\$1,000.00) per month as compensation for the performance of his/her official duties. On October 1, 2027 and annually thereafter on the same date, the compensation shall be adjusted by an amount equal to the percentage change in the Consumer Price Index, Dallas-Fort Worth-Arlington for All Urban Consumers (CPI-U) over the prior, one-year period. In the event that the Mayor Pro Tem serves as Mayor for more than thirty (30) consecutive days, the Mayor's compensation shall be awarded to the Mayor Pro Tem. In addition, all actual reimbursable expenses, including eligible expenses allowed by State law, incurred by all members of the City Council in the performance of their official duties shall be paid by the City."?

PROPOSITION C

Shall the McKinney City Charter be amended throughout to correct non-substantive errors such as misspellings, punctuation, grammar, and sentence structure; conform notice and publication requirements to state law; harmonize conflicting sections; and revise references to repealed or obsolete provisions of state law?

PROPOSITION D

Shall the McKinney City Charter be amended to delete provisions, practices and policies which are no longer employed by the City of McKinney?

Section 4. The polling places are identified in Exhibit "A" attached hereto and incorporated herein by reference as a part hereof for all purposes. The election officers and maximum number of clerks for each polling place shall

be determined and appointed in accordance with the provisions of an election services contract to be executed with the Collin County Elections Administrator.

Section 5. That the method of voting to be used in the general election on Election Day, Tuesday, November 5, 2024, Early Voting in Person, Early Voting by Mail, and Provisional Voting, be the ExpressVote Universal Voting System, EVS 6.0.2.0 consisting of Electionware election management software, ExpressVote ballot marking device, ExpressTouch curbside voting device, DS200 precinct tabulator/scanner, DS450 high speed central scanner, and DS850 high speed central scanner, in accordance with the Texas Election Code, as amended, so as to permit the electors to vote "Yes" or "No" on each of the individual Propositions. Said ballots shall have such provisions, marking, and language as may be required by law, and a summary of the Propositions shall be set forth on said ballots in substantially the following form and language:

OFFICIAL BALLOT

PROPOSITION A

YES
NO

Shall Section 9 of the McKinney City Charter be amended to provide that mayor and city council members shall have term limits consisting of three (3) consecutive, four (4) year terms beginning with the 2025 election?

PROPOSITION B

YES
NO

Shall Section 16 of the McKinney City Charter be amended to provide for compensation of \$750 per month for newly-elected council members and \$1,000 per month for a newly-elected mayor beginning October 1, 2025?

PROPOSITION C

YES
NO

Shall the McKinney City Charter be amended throughout to correct non-substantive errors such as misspellings, punctuation, grammar and sentence structure and revise references to obsolete provisions of state law and harmonize conflicting sections and conform notice and publication requirements to state law?

PROPOSITION D

YES
NO

Shall the McKinney City Charter be amended to delete provisions, practices and policies which are no longer employed by the City of McKinney?

Section 6. That the Collin County Elections Administrator Bruce Sherbet is hereby appointed Early Voting Clerk for the purpose of conducting early voting for the general election.

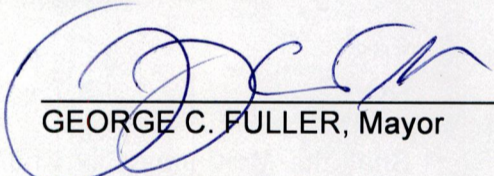
Section 7. That early voting by personal appearance be conducted beginning October 21, 2024 and shall close on November 1, 2024. During the lawful early voting by personal appearance period (October 21, 2024 through

November 1, 2024, Collin County Elections Administrator shall keep the designated early voting polling places open for early voting as follows:

Monday, October 21, 2024 8:00 a.m. – 5:00 p.m.
Tuesday, October 22, 2024 8:00 a.m. - 5:00 p.m.
Wednesday, October 23, 2024 8:00 a.m. - 5:00 p.m.
Thursday, October 24, 2024 8:00 a.m. – 5:00 p.m.
Friday, October 25, 2024 8:00 a.m. - 5:00 p.m.
Saturday, October 26, 2024 7:00 a.m. - 7:00 p.m.
Sunday, October 27, 2024 11:00 a.m. - 5:00 p.m.
Monday, October 28, 2024 7:00 a.m. - 7:00 p.m.
Tuesday, October 29, 2024 7:00 a.m. - 7:00 p.m.
Wednesday, October 30, 2024_ 7:00 a.m. - 7:00 p.m.
Thursday, October 31, 2024 7:00 a.m. - 7:00 p.m.
Friday, November 1, 2024_ 7:00 a.m. - 7:00 p.m.

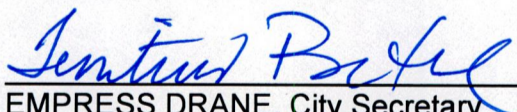
- Section 8. That the official canvass, by the City Council, will be held between November 8, 2024 and November 16, 2024_ in Council Chambers, located at McKinney City Hall, 222 N. Tennessee Street, McKinney, Texas 75069.
- Section 9. That this Ordinance shall be published at least one (1) time, not more than thirty (30) days nor less than ten (10) days before the election in the McKinney Courier Gazette and Celina Record newspapers.
- Section 10. That a Notice of Election shall be posted in accordance with state law, including a notice on the bulletin board used for posting notices of the meetings of the City Council at least twenty-one (21) days before election day.
- Section 11. That a copy of this Ordinance be delivered to the Collin County Clerk not later than the 60th day before election day.
- Section 12. That this Ordinance and all other related documents be printed in both English and Spanish in accordance with all legal requirements.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THIS THE 6TH DAY OF AUGUST 2024.



GEORGE C. FULLER, Mayor
City of McKinney, Texas

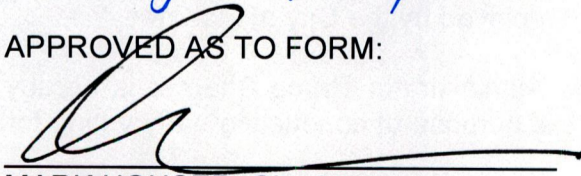
CORRECTLY ENROLLED:



EMPRESS DRANE, City Secretary
TENITRUS BETHEL, Deputy City Secretary

DATE: August 16, 2024

APPROVED AS TO FORM:



MARK HOUSER, City Attorney

ENDURO

EXHIBIT A

EARLY VOTING LOCATIONS:

Polling Place	Address	City
Collin County Election Office (Main Early Voting Location)	2010 Redbud Blvd. Ste. #102	McKinney
Children's Health StarCenter	6993 Stars Avenue	McKinney
Library – John & Judy Gay Meeting Room	6861 W Eldorado Parkway	McKinney
Library – Roy & Helen Hall Memorial Lobby	101 E Hunt Street	McKinney
McKinney Fire Station #5 Community Room	6600 Virginia Parkway	McKinney
McKinney Fire Station #7 Community Room	861 Independence Parkway	McKinney
McKinney Fire Station #9 Community Room	4900 Summit View	McKinney
McKinney Fire Station #10 Community Room	1150 Olympic Crossing	McKinney
Old Settler's Recreation Center North Multi-Purpose Room	1201 E Louisiana Street	McKinney
Senior Recreation Center Meeting Room	1400 S College Street	McKinney

*City voters may vote at any of the additional Early Voting locations open under full contract services with the Collin County Elections Administration.

ELECTION DAY VOTING LOCATIONS:

Precincts	Location	Address	City
"VOTE CENTER"	Collin County Elections Office	2010 Redbud Blvd. Ste. #102	McKinney
"VOTE CENTER"	Children's Health StarCenter	6993 Stars Avenue	McKinney
"VOTE CENTER"	Library – John & Judy Gay Meeting Room	6861 W Eldorado Parkway	McKinney
"VOTE CENTER"	Library – Roy & Helen Hall Memorial Lobby	101 E Hunt Street	McKinney
"VOTE CENTER"	McKinney Fire Station #5 Community Room	6600 Virginia Parkway	McKinney
"VOTE CENTER"	McKinney Fire Station #7 Community Room	861 Independence Parkway	McKinney
"VOTE CENTER"	McKinney Fire Station #9 Community Room	4900 Summit View	McKinney
"VOTE CENTER"	McKinney Fire Station #10 Community Room	1150 Olympic Crossing	McKinney
"VOTE CENTER"	Old Settler's Recreation Center North Multi-Purpose Room	1201 E. Louisiana Street	McKinney
"VOTE CENTER"	Senior Recreation Center Meeting Room	1400 S College Street	McKinney

*City voters may vote at any of the additional Election Day Vote Centers open under full contract services with the Collin County Elections Administration.

ENDURO
ARCHIVAL XEROGRAPHIC
100% COTTON

ORDINANCE NO. 2024-08-060

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING THE ZONING MAP OF THE CITY OF MCKINNEY, TEXAS; PROVIDING FOR A SPECIFIC USE PERMIT FOR A VEHICLE REPAIR, MINOR (SERVICE STREET AUTO), LOCATED AT 4051 SOUTH LAKE FOREST DRIVE; PROVIDING REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INJUNCTIVE RELIEF, PROVIDING FOR NO VESTED INTEREST; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

WHEREAS, the owner or owners of a proposed minor vehicle repair (Service Street Auto), located approximately 4051 South Lake Forest Drive, more fully depicted on Exhibits "A", "B", and "C", attached hereto, in the City of McKinney, Texas, have petitioned the City of McKinney to amend the zoning map of the City of McKinney, Texas, to provide for a Specific Use Permit for a Minor Vehicle Repair, and,

WHEREAS, the owner or owners are willing to accept and agree to be bound by and comply with the written requirements of the Specific Use Permit, and,

WHEREAS, after due notice of the requested rezoning as required by law, and the required public hearings held before the Planning and Zoning Commission and the City Council of the City of McKinney, Texas, the City Council is of the opinion that such an amendment should be made.

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

Section 1. The zoning map is hereby amended to provide for a specific use permit for a proposed minor vehicle repair (Service Street Auto), located at 4051 South Lake Forest Drive, more fully depicted on Exhibits "A", "B", and "C", attached hereto, in accordance with the provisions of Section 205I (Specific Use Permits) of the Unified Development Code of the City of McKinney, Texas.

Section 2. Use and development of the subject property shall conform to the Section 205I (Specific Use Permits) of the Unified Development Code of the City of McKinney, Texas, and as amended, except as follows:

1. The property shall generally develop in accordance with the associated site layout, attached as Exhibit "C".

Section 3. If any section, subsection, paragraph, sentence, phrase or clause of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect, and to this end, the provisions of this Ordinance are declared to be severable.

Section 4. It shall be unlawful for any person, firm or corporation to develop this property, or any portion thereof, in any manner other than is authorized by this Ordinance, and upon conviction therefore, shall be fined any sum not exceeding \$2,000.00, and each day that such violation shall continue shall be considered a separate offense. These penal provisions shall not prevent an action on behalf of the City of McKinney to enjoin any violation or threatened violation of the terms of this Ordinance, or an action for mandatory injunction to remove any previous violation hereof.

Section 5. That no developer or property owner shall acquire any vested interest in this Ordinance or specific regulations contained herein. The ordinance, and the subsequent site plans (if any) and regulations may be amended or

repealed by the City Council of the City of McKinney, Texas, in the manner provided by law.

Section 6. The caption of this Ordinance shall be published one time in a newspaper having general circulation in the City of McKinney, and shall become effective upon such publication.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 6th DAY of AUGUST 2024.

CITY OF MCKINNEY, TEXAS



GEORGE C. FULLER, Mayor

GERÉ FELTUS, Mayor Pro Tem

CORRECTLY ENROLLED:



EMPRESS DRANE, City Secretary

TENITRUS BETHEL, Deputy City Secretary

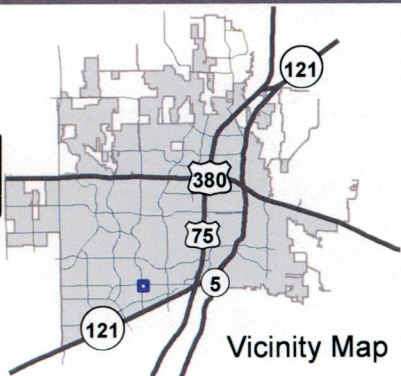
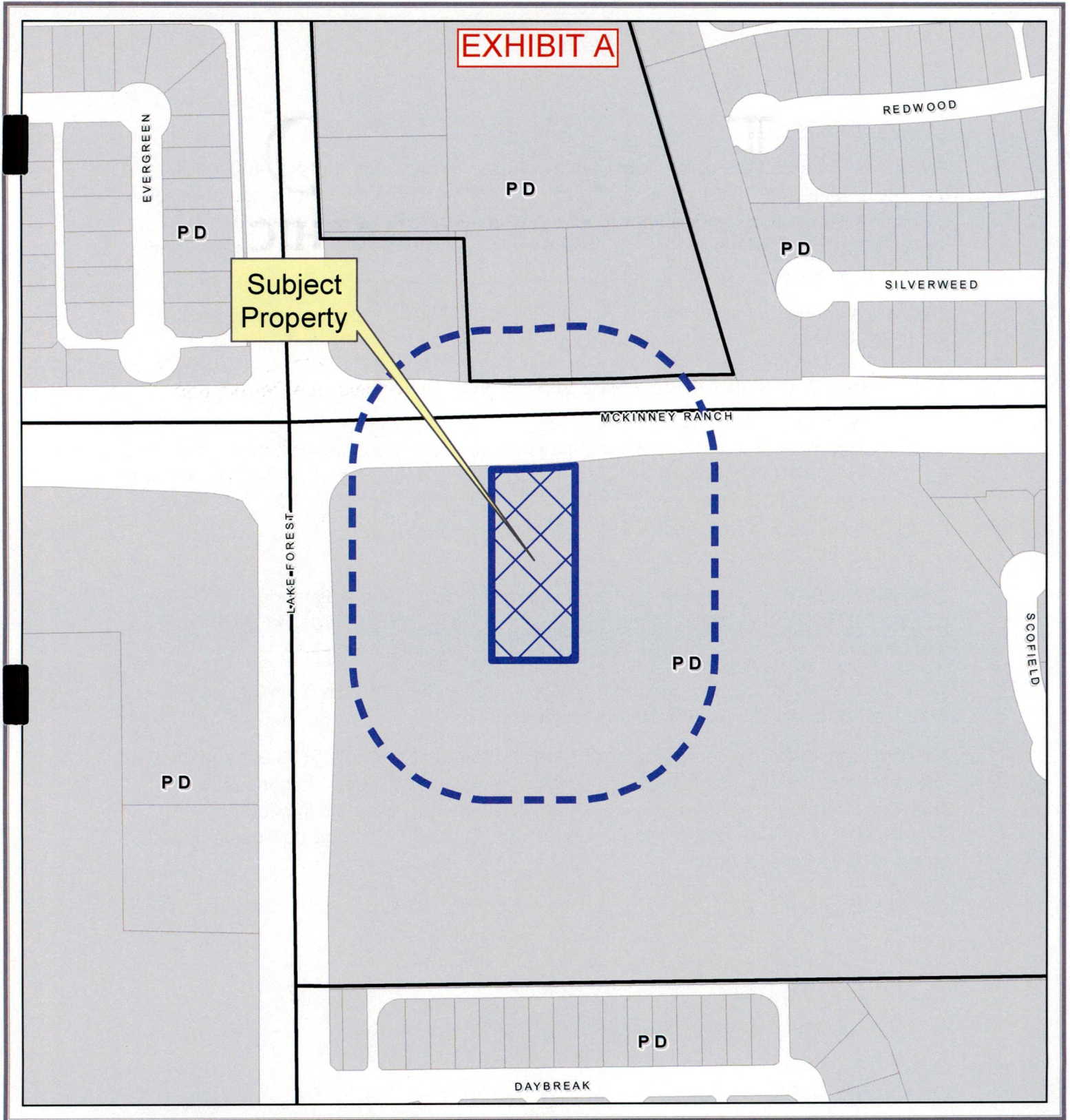
DATE: August 6, 2024

APPROVED AS TO FORM:



MARK S. HOUSER

City Attorney



Property Owner Notification Map

SUP2024-0013

0 100 200 Feet



DISCLAIMER: This map and information contained in it were developed exclusively for use by the City of McKinney. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of McKinney, its officials or employees for any discrepancies, errors, or variances which may exist.



EXHIBIT B

LEGAL DESCRIPTION

Being a 0.964 acre tract of land out of the E. Harris Survey, Abstract No. 400, situated in the City of McKinney, Collin County, Texas, being a portion of a tract of land conveyed to Blackmon Ranch, Ltd. by deed of record in Volume 4071, Page 698 of the Deed Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

FROM a point found located with a northing of 7109398.3791 and an easting of 2525562.8804 to the **Point of Beginning**:

THENCE along said property boundary the following courses;

1. N89°22'24"E. a distance of 34.92 feet;
2. Along a tangent curve to the left, having a radius of 1202.58 feet, a chord bearing of N86°40'07"E, a chord length of 100.74 feet, a delta angle of 04°48'04", an arc length of 100.77 feet;
3. S00°01'32"E a distance of 314.14 feet;
4. S89°58'28"W a distance of 135.48 feet;

THENCE, N00°01'32"W, along the south line of said boundary, a distance of 307.97 feet to the **POINT OF BEGINNING**, and containing an area of 0694 acres (41,989.38 square feet) of land.

Bearings are based on GPS observations utilizing the AllTerra RTK Network, North American Datum of 1983 (Adjustment Realization 2011).

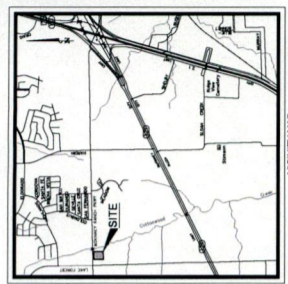
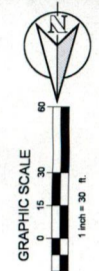
This document was prepared under 22 Texas Administrative Code §138.95, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.

SPECIFIC USE PERMIT

LAKE FOREST RETAIL
SEC LAKE FOREST & MCKINNEY PKWY.
MCKINNEY, TX.



PRELIMINARY
NOT FOR CONSTRUCTION PURPOSES
CLAYMOORE ENGINEERING
1000 W. WINDHORSE AVE. SUITE 100
BEDFORD, TX 76021
PH: 817.281.8277
FAX: 817.281.8272



LEGEND

[Pattern]	STANDARD DUTY CONCRETE PAVEMENT
[Pattern]	HEAVY DUTY CONCRETE PAVEMENT
[Pattern]	DAMPSTER AREA CONCRETE PAVEMENT
[Pattern]	SIDEWALK CONCRETE PAVEMENT
[Pattern]	PROPOSED CONCRETE CURB AND GUTTER
[Symbol]	PARKING COUNT
[Symbol]	FULL-DEPTH SAWCUT
[Symbol]	PROPOSED FIRE LANE STRIPPING

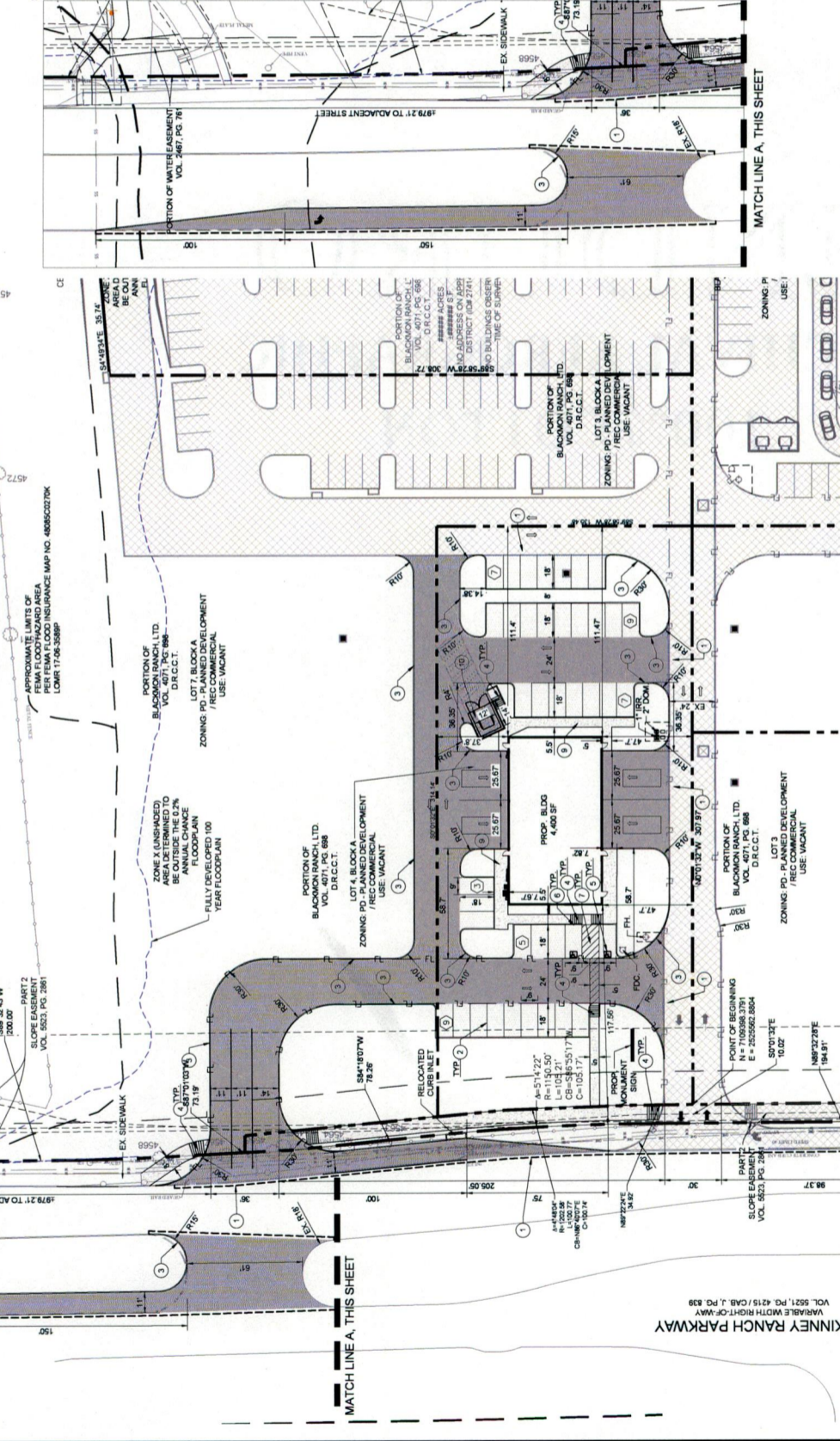
CONSTRUCTION SCHEDULE

1	SAW CUT FULL DEPTH EXISTING PAVEMENT
2	PARKING STALL STRIPING COLOR: WHITE (TYP)
3	CURB & GUTTER. SEE DETAIL SHEET X
4	PROPOSED PEDESTRIAN RAMP. SEE DETAIL SHEET X
5	HANDICAP SYMBOL
6	HANDICAP SIGN
7	PAVEMENT STRIPING
8	CURB STOP PER DETAIL. SEE DETAIL SHEET X
9	PROPOSED SIDEWALK. SEE DETAIL SHEET X
10	PROPOSED DAMPSTER ENCLOSURE

NOTES:
THE SANITATION CONTAINER SCREENING WALLS SHALL BE BRICK MASONRY, STONE MASONRY OR OTHER ARCHITECTURAL FINISHES. THE SANITATION CONTAINER SCREENING WALLS, GATE, AND AND SITE SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE CITY DESIGN SPECIFICATIONS.
MECHANICAL HEATING AND AIR CONDITIONING EQUIPMENT FOR NON-RESIDENTIAL AND MULTIFAMILY USES SHALL BE INSTALLED AND OPERATED IN ACCORDANCE WITH THE CITY DESIGN SPECIFICATIONS AND TO BE AT PUBLIC RIGHT-OF-WAY AND FROM ADJACENT RESIDENTIAL PROPERTIES AND TO BE AT ROOF TOP.
THE LIGHTING FOR THE SUBJECT PROPERTY SHALL BE CONSTRUCTED AND OPERATED IN ACCORDANCE WITH ARTICLE 6 OF THIS CODE.

SITE DATA SUMMARY

LOT	PROPOSED ZONING	PROPOSED USE	GROSS LOT AREA		BLDG. AREA		BLOOD HOT		PARKING		HANDICAP SP.		TOTAL IMPERVIOUS		TOTAL PERVIOUS	
			LOT SIZE (SQ. FT.)	PERCENT	BLDG. AREA (SQ. FT.)	PERCENT	STORIES	REQ. BAY	TOTAL REQ.	PROV.	REQ. (SQ. FT.)	PROV.	REQ. (SQ. FT.)	PROV.	REQ. (SQ. FT.)	PROV.
LOT 5	REC. COMMERCIAL	VEHICLE REPAIR, MINOR	0.99	150% MAX	4,400	10.2%	0.10	6	40	2	2	30,500	72%	12,213	28%	



NOTES:
1. ALL DIMENSIONS ARE TO FACE OF CURB UNLESS OTHERWISE NOTED.
2. REFER TO ARCHITECTURAL PLANS FOR EXACT DOOR LOCATIONS, DIMENSIONS AND EXACT DOOR LOCATIONS.
3. MAX. WIND SPEED: 130 MPH. WIND SPEED SHALL BE DETERMINED FROM R.O.W. AND RESIDENTIAL VIEW.
4. AND RESIDENTIAL VIEW.

CONTRACT INFORMATION

CLIENT:	MCKINNEY, TX.
SURVEY:	ISOM HARRIS
ASBESTOS NO.:	400
COUNTY:	COLLIN
CITY:	MCKINNEY
LEGAL DESCRIPTION:	LOT 4, AND ADJACENT ISOM HARRIS SURVEY, TRACT 13, 21 ACRES
CONTACT NAME:	TYLER RANK
CONTACT PHONE:	214.262.2200
CONTACT FAX:	214.262.2200

EXHIBIT C

THE
 UNIVERSITY OF
 CHICAGO
 LIBRARY

RESOLUTION 2024-08-126 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPOINTING STEVE AUTRY AS ASSOCIATE MUNICIPAL COURT JUDGE FOR A TWO-YEAR TERM; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Council of the City of McKinney, Texas, desires to appoint Steve Autry as the Associate Municipal Court Judge for a two-year term; and

WHEREAS, the City Attorney recommends the appointment of Steve Autry as Associate Municipal Court Judge.

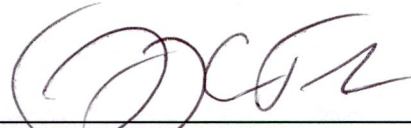
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS:

Section 1. The City Council of the City of McKinney, Texas, hereby appoints Steve Autry as Associate Municipal Court Judge for a two-year term pursuant to state law, the Home Rule Charter and Ordinance No. 2019-06-047.

Section 2. This Resolution shall become effective on September 9, 2024.


DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 6TH DAY of AUGUST 2024.

CITY OF MCKINNEY, TEXAS



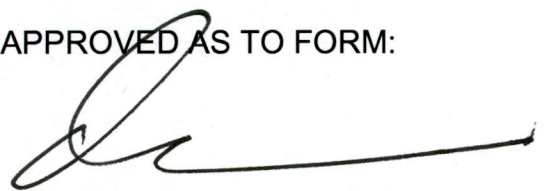
GEORGE C. FULLER, Mayor
GERÉ FELTUS, Mayor Pro Tem

ATTEST:



EMPRESS DRANE, City Secretary
TENITRUS BETHEL, Deputy City Secretary

APPROVED AS TO FORM:



MARK S. HOUSER, City Attorney
ALAN LATHROM, Assistant City Attorney

ЮРИДИЧЕСКАЯ
КАТЕДРА УЧЕБНО-МЕТОДИЧЕСКОГО
ЦЕНТРА

Иванов

Иванов

RESOLUTION NO. 2024-08-127 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING ASSIGNMENT OF PRIVATE ACTIVITY BOND AUTHORITY TO TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT

WHEREAS, the McKinney Housing Finance Corporation (the "Corporation") was created by the City of McKinney (the "Sponsor") pursuant to the provisions of the Texas Housing Finance Corporations Act, as amended, formerly Article 1269I-7, Vernon's Annotated Texas Civil Statutes, and now codified as Texas Local Government Code, Chapter 394 (the "Act"); and

WHEREAS, by resolution adopted on June 14, 2024 the Corporation authorized filing with the Texas Bond Review Board an application for reservation of state ceiling for issuance of qualified mortgage revenue bonds in the maximum amount of \$6,000,000 (the "Reservation"); and

WHEREAS, by resolution adopted on June 14, 2024 the Board of Directors of the Corporation determined to delegate to the Texas Department of Housing and Community Affairs ("TDHCA"), pursuant to Chapter 394.032(e) of the Texas Local Government Code, the authority to act on its behalf in the financing, refinancing, acquisition, leasing, ownership, improvement, and disposal of certain home mortgages or residential developments, within and outside the jurisdiction of the Corporation, including its authority to issue bonds for those purposes; and

WHEREAS, as the governmental unit that created the Corporation, the City Council of the Sponsor (the "Governing Body") desires to approve the assignment of the Reservation to TDHCA in accordance with Chapter 1372.044 of the Texas Government Code; and

WHEREAS, the Governing Body desires to approve the Assignment Agreement in substantially the form attached as Exhibit A between the Corporation and TDHCA (the "Assignment Agreement"); and

WHEREAS, it is deemed necessary and advisable that this Resolution be adopted;

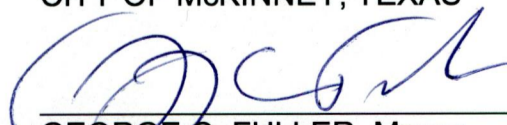
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS THAT:

Section 1. The Governing Body specifically approves and consents to the assignment of the Reservation to TDHCA in accordance with Chapter 1372.044 of the Texas Government Code and approves the Assignment Agreement.

Section 2. The Mayor and Secretary of the Sponsor are hereby authorized, jointly and severally, to execute and deliver such endorsements, instruments, certificates, documents, or papers necessary and advisable to carry out the intent and purposes of this Resolution.

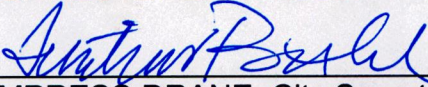
DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 6th DAY OF AUGUST, 2024.

CITY OF MCKINNEY, TEXAS



GEORGE C. FULLER, Mayor
GERÉ FELTUS, Mayor Pro Tem

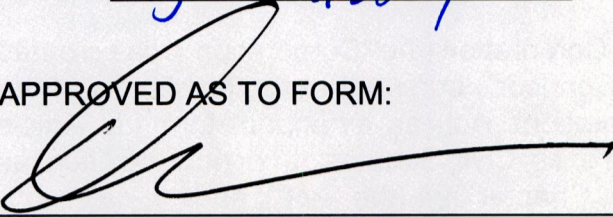
CORRECTLY ENROLLED:



EMPRESS DRANE, City Secretary
TENITRUS BETHEL, Deputy City Secretary

DATE: August 6, 2024

APPROVED AS TO FORM:



MARK S. HOUSER, City Attorney
ALAN LATHROM, Assistant City Attorney

ENDURO
ARCHIVAL XEROGRAPHIC
100% COTTON

RESOLUTION NO. 2024-08-128 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO ADOPT AN OVERSIGHT COMMITTEE CHARTER AND INVESTMENT POLICY STATEMENT TO GOVERN THE 457(B) DEFERRED COMPENSATION PLANS UNDER THE COMPREHENSIVE BENEFITS OFFERED TO ELIGIBLE CITY EMPLOYEES

WHEREAS, the City Council of the City of McKinney, Texas has determined the need for an oversight committee for the 457(b) Deferred Compensation plans and,

WHEREAS, the City has drafted an oversight committee charter and investment policy statement to govern the oversight committee.

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

Section 1. The City Manager is hereby authorized to adopt the oversight committee charter and investment policy statement for the 457(b) Deferred Compensation oversight committee and authorizing all necessary change orders under said charter and investment policy statement.

Section 2. The City Council of the City of McKinney hereby assigns 457(b) Deferred Compensation plan decision-making authority to the City Manager. Not to supersede any procurement laws or policy requirements.

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

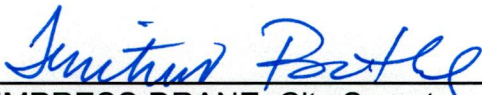
DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 6TH DAY OF AUGUST 2024.

CITY OF MCKINNEY, TEXAS



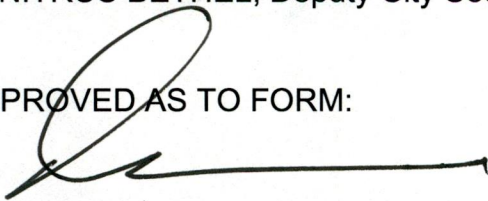
GEORGE C. FULLER, Mayor
GERÉ FELTUS, Mayor Pro Tem

ATTEST:



EMPRESS DRANE, City Secretary
TENITRUS BETHEL, Deputy City Secretary

APPROVED AS TO FORM:



MARK S. HOUSER, City Attorney
ALAN LATHROM, Assistant City Attorney

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RESOLUTION NO. 2024-08-129 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT IN THE AMOUNT OF \$137,125 WITH KLEINFELDER, INC. FOR ENGINEERING DESIGN SERVICES FOR THE WATTLEY PARK CREEK BANK STABILIZATION MEASURES PROJECT, AND AUTHORIZING ANY SUPPLEMENTAL AGREEMENTS UNDER SAID CONTRACT UP TO THE AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF SAID SUPPLEMENTAL AGREEMENTS, OF \$165,000

WHEREAS, the City Council of the City of McKinney, Texas, recognizes the need for the Wattlely Park Creek Bank Stabilization Measures Project (DR2118); and

WHEREAS, the City has received a proposal from Kleinfelder, Inc. to provide professional services for the Wattlely Park Creek Bank Stabilization Measures Project (DR2118).

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

Section 1. The City Manager is hereby authorized to execute a contract in the amount of \$137,125 as well as all required supplemental agreements thereto, with Kleinfelder, Inc. for the design of the Wattlely Park Creek Bank Stabilization Measures Project (DR2118), for a total aggregate contract amount, inclusive of any supplemental agreements, not to exceed \$165,000.

Section 2. This Resolution shall take effect immediately from and after the date of passage and is so resolved.

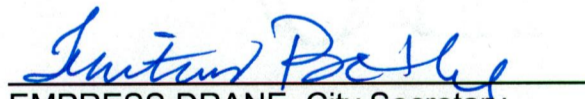
DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 6th DAY OF AUGUST, 2024.

CITY OF MCKINNEY, TEXAS:



GEORGE C. FULLER, Mayor
GERÉ FELTUS, Mayor Pro Tem

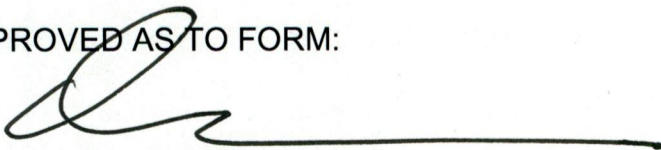
ATTEST:



EMPRESS DRANE, City Secretary
TENITRUS BETHEL, Deputy City Secretary

DATE: August 6, 2024

APPROVED AS TO FORM:



MARK S. HOUSER, City Attorney
ALAN LATHROM, Assistant City Attorney

100% COTTON
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[Signature]

RESOLUTION NO. 2024-08-130 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF MCKINNEY AND THE NORTH TEXAS MUNICIPAL WATER DISTRICT (NTMWD), FOR WILSON CREEK SEWER SYSTEM, WILSON CREEK RELIEF INTERCEPTOR, AND ROWLETT CREEK TRUNK EXTENSION

- WHEREAS**, the Interlocal Cooperation Act (the "Act"), codified as Chapter 791 of the Texas Government Code, authorizes any local government to contract with one or more local governments to perform governmental functions and services under the terms of the Act; and
- WHEREAS**, the governing bodies of each Party find that this project or undertaking is necessary for the benefit of the public and that each Party has the legal authority to provide the governmental function or service which is the subject matter of this Agreement; and
- WHEREAS**, the Parties, in paying for the performance of governmental functions or in performing such governmental functions, shall make payments therefore only from current revenues legally available to such Party; and
- WHEREAS**, McKinney became a "member city" of the District when NTMWD, McKinney and the City of Mesquite entered into that certain October 1, 1975, Trinity East Fork Regional Wastewater System Contract to establish and provide for the District's operation and maintenance of a regional wastewater system serving McKinney and other communities (the "Regional Wastewater System"); and
- WHEREAS**, on October 26, 1995, NTMWD and McKinney executed a Wastewater Facilities Contract for construction, operation, and maintenance of the Rowlett Creek Trunk Sewer Extension ("Rowlett Creek Trunk Sewer Extension") whereby McKinney paid for the costs of constructing, operating, and maintaining the Rowlett Creek Trunk Sewer Extension; and
- WHEREAS**, McKinney has requested, and NTMWD has agreed to accept the transfer ownership of the Rowlett Creek Trunk Sewer Extension shown in the plans and specifications entitled "Rowlett Creek Trunk Sewer Extension", dated July 1995 that were prepared by Shimek Jacobs & Finklea, Consulting Engineers (which Rowlett Creek Trunk Sewer Extension is also described as Rowlett Creek Trunk Sewer, Contract No. IRS 95-6, Engineer signed and dated October 18, 1995), from McKinney to NTMWD and the inclusion of the Rowlett Creek Trunk Sewer Extension with the NTMWD Upper East Fork Interceptor System ("UEFIS"); and
- WHEREAS**, McKinney has requested, and NTMWD has agreed to compensate McKinney for the cost of raising the rim elevation of up to eighteen (18) manholes within the McKinney-owned Wilson Creek Sewer System (comprised of the Wilson Creek Interceptor Sewer Main, Wilson Creek Interceptor Sewer, and Wilson Creek Relief Interceptor); and
- WHEREAS**, McKinney has requested, and NTMWD has agreed to collaborate in good faith on a flow monitoring program to monitor the flows within the McKinney-owned Wilson Creek Sewer System; and
- WHEREAS**, McKinney has requested, and NTMWD has agreed, to accept the transfer of ownership of the downstream interceptor segment of the McKinney-owned Wilson Creek Sewer System (the "Wilson Creek Relief Interceptor") to NTMWD for NTMWD's incorporation into NTMWD's UEFIS; and

WHEREAS, NTMWD has requested, and McKinney has agreed to granting NTMWD permission to install a temporary junction box in the McKinney-owned Wilson Creek Sewer System, specifically the Wilson Creek Relief Interceptor, for the NTMWD Sloan Creek Force Main connection.

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 authorizes the City Manager to enter into an Interlocal Cooperation Agreement with the North Texas Municipal Water District (NTMWD) for Wilson Creek Sewer System, Wilson Creek Relief Interceptor, and Rowlett Creek Trunk Sewer Extension.

Section 2. This Resolution shall take effect immediately from and after the date of passage and is so resolved.

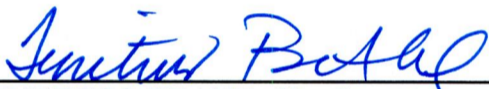
DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 6th DAY OF AUGUST, 2024.

CITY OF MCKINNEY, TEXAS:



GEORGE C. FULLER, Mayor
GERE FELTUS, Mayor Pro Tem

ATTEST:



EMPRESS DRANE, City Secretary
TENITRUS BETHEL, Deputy City Secretary

RESOLUTION NO. 2024-08-131 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE AWARD OF A FIXED PRICE CONTRACT TO COYOTE MOTORSPORTS-ALLEN, LTD. DBA BLACK GOLD HARLEY-DAVIDSON OF ALLEN, TEXAS FOR HARLEY-DAVIDSON PARTS AND SERVICE

WHEREAS, the City Council of the City of McKinney, Texas, has determined the need for Harley-Davidson parts and service on an as needed basis and,

WHEREAS, the City has received a best value bid from Coyote Motorsports-Allen, LTD. dba Black Gold Harley-Davidson of Allen, Texas for Harley-Davidson parts and service.

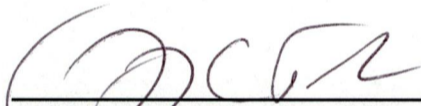
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, THAT:

Section 1. The City Council of the City of McKinney, Texas hereby accepts the bid from Coyote Motorsports-Allen, LTD. dba Black Gold Harley-Davidson to be used on an as needed basis. This best value bid, when duly accepted by the City Council of the City of McKinney, shall constitute a fixed price contract equally binding between the successful bidder and the City of McKinney.

Section 2. 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 6th DAY OF AUGUST, 2024.

CITY OF MCKINNEY, TEXAS



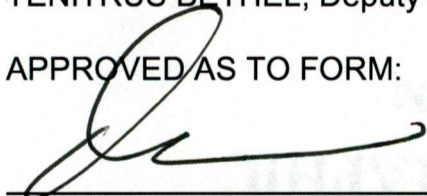
GEORGE C. FULLER, Mayor
GERE FELTUS, Mayor Pro Tem

ATTEST:



EMPRESS DRANE, City Secretary
TENITRUS BETHEL, Deputy City Secretary

APPROVED AS TO FORM:



MARK S. HOUSER, City Attorney
ALAN LATHROM, Assistant City Attorney

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RESOLUTION NO. 2024-08-132 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, SUPPORTING THE EFFORTS OF THE MCKINNEY HOUSING AUTHORITY TO ACQUIRE THE MAGNOLIA RANCH APARTMENTS

WHEREAS, the City of McKinney, Texas, ("City") is a home rule municipality organized pursuant to Article 11, Section 5 of the Texas Constitution, certain provisions of the Texas Local Government Code, and its Home Rule Charter ("Charter"), and possesses the full power of local self-government; and

WHEREAS, the City Council of the City of McKinney, Texas, ("City Council") supports the preservation of affordable housing; and

WHEREAS, the City Council has adopted a number of objectives or goals for the City including Goal 1B, to "Provide a strong city economy by implementing a Global Housing Strategy with a focus on affordable housing and facilitating a balance between industrial, commercial, residential, and open space"; and

WHEREAS, the McKinney Housing Authority plans to work with Bridge Partners II, LLC ("Bridge Partners") through a public/private partnership to acquire the Magnolia Ranch Apartments located at 3191 Medical Center Drive in the City of McKinney, and has requested a letter of support regarding that proposed acquisition from the City of McKinney; and

WHEREAS, the City Council desires to support the McKinney Housing Authority's efforts through its public/private partnership to acquire the Magnolia Ranch Apartments; and

WHEREAS, it is deemed necessary and advisable that this Resolution be adopted;

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

- Section 1. McKinney Housing Authority ("MHA") and Bridge Partners have committed to designate at least fifty percent (50%) of the 576 total currently existing rate market units located within the Magnolia Ranch Apartments as affordable apartment units set aside for residents with incomes at or below sixty percent (60%) of the Area Median Income ("AMI") as determined by the U.S. Department of Housing and Urban Development ("HUD") (the "Affordable Housing Units").
- Section 2. MHA and Bridge Partners have committed to setting aside at least five percent (5%) of the designated Affordable Housing Units identified above for residents with incomes at or below thirty percent (30%) of the AMI.
- Section 3. MHA projects that the designated Affordable Housing Units at the Magnolia Ranch Apartments will result in approximately \$12,563,923 in rental savings to the McKinney community over a ten-year period.
- Section 4. The City Council understands that the Magnolia Ranch Apartments once acquired by the MHA public/private partnership will become public property used for essential public and governmental purposes and is exempt from all taxes and special assessments of a municipality, a county, another political subdivision, or the State of Texas in accordance with and subject to the property owner's compliance with Section 392.005 of the Texas Local Government Code.
- Section 5. The City Council recognizes the benefits of the MHA public/private partnership acquiring the Magnolia Ranch Apartments in furthering the City's goal to establish additional affordable housing within the City of McKinney and hereby expresses its support for the McKinney Housing Authority's acquisition of the Magnolia Ranch Apartments.

Section 6. The City Council hereby directs that a duplicate original of this Resolution be provided to the McKinney Housing Authority showing the City of McKinney's support for their proposed acquisition of the Magnolia Ranch Apartments through a proposed public/private partnership.

Section 7. This Resolution shall be effective immediately upon its passage.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS ON THE 6th DAY OF AUGUST, 2024.**

CITY OF McKINNEY, TEXAS



GEORGE C. FULLER, Mayor
GERÉ FELTUS, Mayor Pro Tem

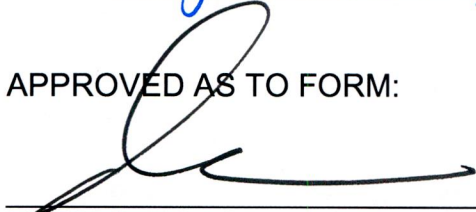
CORRECTLY ENROLLED:



EMPRESS DRANE, City Secretary
TENITRUS BETHEL, Deputy City Secretary

DATE: August 6, 2024

APPROVED AS TO FORM:



MARK S. HOUSER, City Attorney
ALAN LATHROM, Assistant City Attorney

RESOLUTION NO. 2024-08-133 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME PARTNERSHIP INVESTMENT PROGRAM GRANT UNDER THE FY 2025 (PY 2024) ANNUAL ACTION PLAN, AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of McKinney, Texas, authorizes the City Manager to make application for, accept and administer federal Community Development Block Grant (CDBG) Funds and HOME Investment Partnership Funds, and

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) will review and confirm acceptance of providing CDBG and HOME funds access under the program year to begin October 1, 2024; and

WHEREAS, the City and the Community Grants Advisory Commission held two public hearings, three public meetings and a 30-day public comment period, to engage participation and prepare recommendations for Council acceptance of the Annual Action Plan, and

WHEREAS, the McKinney City Council held one public hearing of the Annual Action Plan for public input for Action Plan items: PY24 Community Development Block Grant funds; reallocated funding from previously approved CDBG grant years, including approved CDBG-CV funding to prevent and respond to spread of Coronavirus, and the amendment to the Consolidated Plan for inclusion and use of PY24 HOME Partnership Investment Grant funds; and

WHEREAS, the Annual Action Plan details use of CDBG and HOME funds for the program year effective October 1, 2024.


Section 1. The City Council of the City of McKinney, Texas hereby adopts the 2024-2024 Annual Action Plan with funding allocations as follows:

CASA of Collin County	\$	20,465.50
Communities in Schools of Dallas Region	\$	10,000.00
Hope's Door New Beginnings Center	\$	24,437.50
Meals on Wheels Collin County	\$	21,465.00
The Samaritan Inn, Inc.	\$	38,181.00
Family Gateway	\$	22,312.50
Housing Rehabilitation Program	\$	593,070.00
Grant Administration	\$	182,483.00
Amended available carryover CDBG-CV, programs, not to exceed (NTE)	\$	8,417.00
Amended carryover funds, for housing and community development (NTE)	\$	300,000.00
HOME Investment Partnership Program	\$	346,342.18

Section 2. This Resolution shall take effect immediately from and after the date of passage and is so resolved.

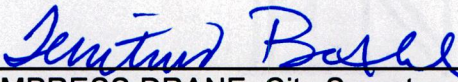
DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THIS THE 6th DAY OF AUGUST, 2024.

CITY OF MCKINNEY, TEXAS



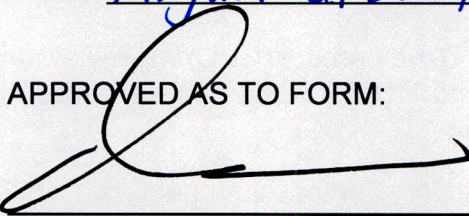
GEORGE C. FULLER, Mayor
GERÉ FELTUS, Mayor Pro Tem

CORRECTLY ENROLLED:


EMPRESS DRANE, City Secretary
TENITRUS BETHEL, Deputy City Secretary

DATE: August 6, 2024

APPROVED AS TO FORM:


MARK S. HOUSER, City Attorney
ALAN LATHROM, Assistant City Attorney