

**RESOLUTION NO. 2013-MM-\_\_\_ (TR1R)**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER ONE, CITY OF MCKINNEY, TEXAS APPROVING A CHAPTER 380 ECONOMIC DEVELOPMENT AND PROJECT PLAN IMPLEMENTATION AGREEMENT WITH JEFF AND GAYLE HAYNES AND THE CITY OF MCKINNEY, TEXAS FOR THE SIDE STREET GRILL REDEVELOPMENT PROJECT**

**WHEREAS**, on the 21st day of September, 2010, the City Council of the City of McKinney, Texas approved tax increment financing Reinvestment Zone Number One, City of McKinney (the "Zone"), pursuant to the Tax Increment Financing Act, Chapter 311 of the Texas Tax Code, as amended; and

**WHEREAS**, Ordinance Number 2010-09-034, as amended which created the Zone, also created and established a Board of Directors for the Zone; and

**WHEREAS**, the Zone is a duly constituted reinvestment zone under Chapter 311 of the Texas Tax Code, as amended, acting by and through its duly appointed Board of Directors, and

**WHEREAS**, pursuant to Section 311.011(a) of the Tax Increment Financing Act, as amended, the Board of Directors of a reinvestment zone shall prepare, or cause to be prepared, and adopt a project plan and financing plan for the zone and submit the plans to the governing body of the municipality that created the zone for its approval; and

**WHEREAS**, on October 19, 2010 the Board of Directors of Reinvestment Zone Number One ("Board") adopted the project plan and financing plan for the Zone by Resolution Number 2010-10-0010 (TR1R); and

**WHEREAS**, on November 16, 2010 the City Council of the City of McKinney, Texas approved the adopted project plan and financing plan for the Zone by Resolution Number 2010-11-141(R); and

**WHEREAS**, Jeff and Gayle Haynes, individually and doing business as Side Street Grill (hereinafter "SIDE STREET"), are undertaking the renovation and improvement of an historic building/restaurant project known as the Side Street Grill Redevelopment Project (the "Project") located wholly within the Zone in the "Town Center" area of McKinney, Texas; and

**WHEREAS**, the Board has established the Project as an eligible project under the Project Plan for the Zone as required by law and determines that a conditional grant to SIDE STREET of its funds will serve the public purpose of promoting local economic development and enhancing business and commercial activity in the Zone and the City of McKinney, Texas; and

**WHEREAS**, the Board has concluded and hereby finds that this Agreement clearly promotes economic development in the Zone and, as such, meets the requisites under Section 311.101(h) and Chapter 380 of the Texas Local Government Code and further, is in the best interests of the Zone, SIDE STREET and the City of McKinney, Texas;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER ONE, MCKINNEY, TEXAS, THAT:**

Section 1. The Board of Directors of Reinvestment Zone Number One, City of McKinney, Texas hereby approves the Chapter 380 Economic Development and Project Plan Implementation Agreement with Jeff and Gayle Haynes and the City of McKinney, Texas for the Side Street Grill Redevelopment Project.

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 BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER ONE, MCKINNEY, TEXAS ON THE \_\_ DAY OF JUNE, 2013.**

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DON DAY  
Chairman

ATTEST:

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SANDY HART, TRMC, MMC  
City Secretary

APPROVED AS TO FORM:

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MARK S. HOUSER  
City Attorney