

**RESOLUTION NO. 2023-01-\_\_\_\_(R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A PREDEVELOPMENT AGREEMENT AND A REIMBURSEMENT AGREEMENT WITH GRIFFIN/SWINERTON, LLC (DEVELOPER) FOR THE PURCHASE OF PHASE 1 SERVICES FOR MULTIPLE FACILITIES AT MCKINNEY NATIONAL AIRPORT.**

**WHEREAS,** the City Council of the City of McKinney, Texas, has determined the need for an additional aircraft hangar and a Federal Inspection Station (U.S. Customs facility) at McKinney National Airport; and,

**WHEREAS,** the Developer was selected through a formal RFQ process that included evaluating each respondent's experience, technical competence, and capability to design, construct and finance the proposed facilities.

**WHEREAS,** the City desires to engage the services of Developer for professional predevelopment services to include A/E Services, Geotechnical Services, Predevelopment Construction Services, Development Management Services and Miscellaneous Consultant Services.

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

Section 1. The City Manager is authorized to execute contracts for Predevelopment Agreement services and Reimbursement Agreement services.

Section 2. Under the Reimbursement Agreement, Developer will advance funds to pay for Phase 1 services. City and Developer intend to repay the advanced funds from the project financing as part of Phase 2.

Section 3. If City does not move forward with the project (e.g., Phase 2 services) City will be obligated to repay Developer up to \$3,258,766 for its Phase 1 expenses.

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 17<sup>th</sup> DAY OF JANUARY 2023.**

CITY OF MCKINNEY, TEXAS

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GEORGE C. FULLER  
Mayor

ATTEST:

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EMPRESS DRANE  
City Secretary

APPROVED AS TO FORM:

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MARK S. HOUSER  
City Attorney