

**RESOLUTION NO. 2021-10-\_\_\_ (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, TERMINATING THE CHAPTER 380 AGREEMENT BY AND BETWEEN THE CITY OF MCKINNEY, TEXAS AND TATUM TEK MODULAR LLC AND MUTUALLY RELEASING BOTH PARTIES FROM ANY FURTHER OBLIGATIONS, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of McKinney, Texas, previously entered into a Chapter 380 Agreement with Tatum Tek Modular LLC, a Texas limited liability company, for the primary purpose of the construction of a manufacturing facility and corporate headquarters within the City of McKinney, Texas (the "380 Agreement"); and

**WHEREAS**, both parties wish to terminate the 380 Agreement and release each other from any further obligations under the 380 Agreement; and

**WHEREAS**, a Termination of Agreement and Mutual Release is appropriate to terminate the 380 Agreement and release both parties of further obligations.

**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 a Termination of Agreement and Mutual Release between the City of McKinney and Tatum Tek Modular LLC.

Section 2. The City Council authorizes the City Manager to execute the Termination of Agreement and Mutual Release between the City of McKinney and Tatum Tek Modular LLC.

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 4TH DAY OF OCTOBER 2021.**

CITY OF MCKINNEY, TEXAS

---

GEORGE C. FULLER  
Mayor

ATTEST:

---

EMPRESS DRANE  
City Secretary  
JOSHUA STEVENSON  
Deputy City Secretary

APPROVED AS TO FORM:

---

MARK S. HOUSER  
City Attorney