



# CITY OF MCKINNEY, TEXAS

## Legislation Details (With Text)

**File #:** 21-0881 **Name:** Termination of Chapter 380 Agmt - Tatum Tek  
**Type:** Resolution **Status:** Approved  
**In control:** City Council Regular Meeting  
**On agenda:** 10/4/2021 **Final action:** 10/4/2021  
**Title:** Consider/Discuss/Act on a Resolution 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  
**Indexes:**  
**Attachments:** 1. Resolution, 2. Termination Agreement

| Date      | Ver. | Action By                    | Action   | Result |
|-----------|------|------------------------------|----------|--------|
| 10/4/2021 | 1    | City Council Regular Meeting | Approved | Pass   |

Consider/Discuss/Act on a Resolution 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

**COUNCIL GOAL:** Operational Excellence

**MEETING DATE:** October 4, 2021

**DEPARTMENT:** City Manager's Office  
City Attorney's Office

**CONTACT:** Paul Grimes, City Manager  
Mark S. Houser, City Attorney

**RECOMMENDED CITY COUNCIL ACTION:** Staff recommends approval of the proposed Resolution 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.

**ITEM SUMMARY:** This Resolution would authorize the City Manager to terminate the existing Chapter 380 Agreement with Tatum Tek Modular LLC, dated effective as of December 31, 2020. Upon termination, both parties would be released from any and all obligations contained in the Agreement.

**BACKGROUND INFORMATION:** The City previously entered into a Chapter 380 Agreement with Tatum Tek Modular LLC wherein the City offered certain incentives for the construction of a

manufacturing facility and corporate headquarters in the City of McKinney. Due to changing market conditions, Tatum Tek Modular LLC is no longer able to satisfy the obligations contained in the Agreement, and has requested that the Agreement be terminated.

**FINANCIAL SUMMARY:**

N/A

**BOARD OR COMMISSION RECOMMENDATION**