



# CITY OF MCKINNEY, TEXAS

## Legislation Details (With Text)

**File #:** 22-0762 **Name:** Agreement Termination - CMAR for TKI Executive Terminal

**Type:** Resolution **Status:** Approved

**In control:** City Council Regular Meeting

**On agenda:** 8/16/2022 **Final action:** 8/16/2022

**Title:** Consider/Discuss/Act on a Resolution Terminating the Agreement by and between the City of McKinney, Texas and McRight-Smith Construction, LLC, for Construction Manager at Risk Services Related to the Design and Construction of the TKI Executive Terminal at the McKinney Airport, and Authorizing the City Manager to Execute Such Documents as may be Necessary to Terminate the Agreement; and Providing an Effective Date

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**Attachments:** 1. Resolution

Date	Ver.	Action By	Action	Result
8/16/2022	1	City Council Regular Meeting	Approved	Pass

Consider/Discuss/Act on a Resolution Terminating the Agreement by and between the City of McKinney, Texas and McRight-Smith Construction, LLC, for Construction Manager at Risk Services Related to the Design and Construction of the TKI Executive Terminal at the McKinney Airport, and Authorizing the City Manager to Execute Such Documents as may be Necessary to Terminate the Agreement; and Providing an Effective Date

**COUNCIL GOAL:** Operational Excellence

**MEETING DATE:** August 16, 2022

**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 Construction Manager at Risk Agreement ("CMAR Agreement") by and between the City of McKinney, Texas and McRight-Smith, LLC, and authorizing the City Manager to execute such documents as may be necessary to terminate the Agreement according to its terms and conditions.

**ITEM SUMMARY:** This Resolution would authorize the City Manager to terminate the existing CMAR Agreement with McRight-Smith, LLC, dated effective as of July 26, 2020. Upon approval, City Staff will provide notice of termination to McRight-Smith in accordance with the terms and conditions of the CMAR Agreement and thereafter pursue the applicable bond for completion of the design and construction of the TKI Executive Terminal at the McKinney Airport.

**BACKGROUND INFORMATION:**

The City previously entered into an Agreement with McRight-Smith Construction, LLC, for Construction Manager at Risk services related to the design and construction of the TKI Executive Terminal at the McKinney Airport. For reasons not known to the City, McRight-Smith, LLC, ceased working on the project and filed for bankruptcy.

**FINANCIAL SUMMARY:** N/A

**BOARD OR COMMISSION RECOMMENDATION:** N/A