

CITY OF SEGUIN

RESOLUTION NO. _____

STATE OF TEXAS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS, APPROVING AN AMENDMENT TO THE CAPITAL IMPROVEMENT REIMBURSEMENT AGREEMENT WITH 8TH STREET PROPERTIES, LLC TO ADD THE REPLACEMENT OF A SANITARY SEWER LINE RUNNING UNDER 8TH STREET; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDMENT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, in June 2015, the City Council approved a Capital Improvement Reimbursement Agreement with 8TH Street Properties, LLC a subsidiary of Niagara Bottling, LLC, to construct 8th Street and portions of Rio Nogales Drive; and

WHEREAS, as part of the design phase of 8th Street the City investigated the sanitary sewer line that will now be running under the street; and

WHEREAS, given the design of 8th Street along with the age of the line, the City has decided that it would be prudent to replace the line at the time the street is constructed; and

WHEREAS, the line replacement can be added as a line item addition to the 8th Street Construction project; and

WHEREAS, given the condensed construction schedule staff recommends reimbursing Niagara for the cost of installing the new line in an amount not to exceed \$ 300,000.00.

NOW BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS:

PART 1. The Capital Improvement Agreement with 8th Street Properties LLC is hereby amended to include the City's reimbursement in an amount not to exceed \$300,000.00 for the installation of a new sanitary sewer line.

PART 2. The City Manager is authorized to execute all documents necessary to effectuate the amendment of the Capital Improvement Reimbursement Agreement with 8th Street Properties, LLC.

PART 3. This resolution shall be in full force and effect from and after its passage.

ADOPTED on the 6th day of October 2015.

DON KEIL
MAYOR

ATTEST:

Thalia Stautzenberger
City Secretary