

**CITY OF SEGUIN**

**RESOLUTION NO. \_\_\_\_\_**

**STATE OF TEXAS**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS, APPROVING A CAPITAL IMPROVEMENT AND WASTEWATER SERVICE AGREEMENT WITH NB DEAN 32, LLC FOR THE CONSTRUCTION OF A SANITARY SEWER LINE THAT WILL CONNECT NBDEAN'S PROPERTY TO THE FM 758 SEWER LINE AT THE LENNAR PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS**, NB Dean 32, LLC is developing a subdivision, Jaro North, that lies on the north side of FM 758 just east of Highway 123; and

**WHEREAS**, the Jaro North subdivision is outside of the current corporate limits of the City of Seguin, but lies adjacent to the City's certificated sanitary sewer service and is therefore subject to inclusion within the Seguin sanitary sewer system; and

**WHEREAS**, the City has found that it is in its benefit to increase the size of the off-site line being constructed by NB Dean; and

**WHEREAS**, the Capital Improvement Agreement provides for City oversight of the sanitary sewer line construction along with cost participation for the oversize quantity; and

**WHEREAS**, the Capital Improvement Agreement provides for the City's promise to provide sanitary sewer service to between 425 and 475 living unit equivalents in return for NB Dean constructing the sewer line at minimum slope and additionally the upfront payment of sanitary sewer impact fees in accordance with an agreed schedule.

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

**PART 1.** The attached Capital Improvement Agreement with NB Dean 32, LLC is approved.

**PART 2.** The City Manager is authorized to execute Capital Improvement Agreement.

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

**ADOPTED** on the 1<sup>st</sup> day of December 2020.

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**DONNA DODGEN**  
**MAYOR**

**ATTEST:**

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**Naomi Manski**  
**City Secretary**