

CITY OF SEGUIN

RESOLUTION NO. _____

STATE OF TEXAS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE A CAPITAL IMPROVEMENT AGREEMENT WITH 44.76 SEGUIN, LLC FOR 24 INCH WATER TRANSMISSION MAIN CONSTRUCTION ALONG STATE HIGHWAY 123 BYPASS; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the Developer owns a certain tract of real property (the “Developer Property”) located at 3320 N State Hwy 123, Seguin, Texas 78155, with a legal description of North Seguin Commercial Lot #1, 3.575 acres, and North Seguin Lot #2, 1.258 acres.

WHEREAS, the Lot 3 Owner owns a certain tract of real property (the “Lot 3 Property”, and together with the Developer Property, the “Property”) located at 3320 N State Hwy 123, Seguin, Texas 78155, with a legal description of North Seguin Commercial Lot #3, 2.692 acres.

WHEREAS, The City desires to construct a 24 inch water transmission main (the “Project”) on a portion of the property as described on the Subdivision Plat of North Seguin Commercial Replat as shown in Volume 9, Page 730-791 shown as a 15’ Sanitary Sewer Easement (Doc #201999026777) and a 20’ Public Utility Easement (Volume 9 Page 712) of the Deed Records of Guadalupe County; and

WHEREAS, Developer has offered to construct the Project so that no disruption to their development activities would occur, as would likely happen if the City built the Project; and

WHEREAS, Staff recommends authorizing executing of the above-referenced Agreement so that Developer may timely fulfill its obligations under the Agreement.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Seguin, Texas:

SECTION 1. The City Manager is hereby authorized to execute the above-referenced Capital Improvements Agreement related to the 24 Inch Water Transmission Main.

SECTION 2. This resolution is effective on the date of its passing.

PASSED AND APPROVED THIS 18th DAY OF June 2024.

DONNA DODGEN, MAYOR

ATTEST:

Kristin Mueller, City Secretary