

**CITY OF SEGUIN**

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

**STATE OF TEXAS**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS, APPROVING A CAPITAL IMPROVEMENT AGREEMENT WITH LENNAR HOMES OF TEXAS LAND AND CONSTRUCTION, LTD FOR THE CONSTRUCTION OF A SANITARY SEWER LINE AND LIFT STATION RUNNING FROM PROPERTY LOCATED NEAR HARBORTH ROAD AND HIGHWAY 123 TO AN EXISTING MANHOLE AT LINK ROAD NEAR THE NAVARRO SCHOOL COMPLEX AND FOR CAPACITY UPGRADES TO EXISTING LINES RUNNING TO IH-10; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND DECLARING AN EFFECTIVE DATE**

**WHEREAS**, the City was approached by developers representing Lennar Homes of Texas Land and Construction, Ltd (“Lennar”) regarding the construction of a sanitary sewer line to serve their development located at Harborth Road near Highway 123 North; and

**WHEREAS**, the City’s current sanitary sewer does not extend to the property being developed by Lennar; and

**WHEREAS**, Lennar has offered to construct the sewer line, along with a lift station to send the effluent from its subdivision across Geronimo Creek to an existing lift station at Link Road near the new Navarro Middle School; and

**WHEREAS**, due to the size of the development and increased use of city facilities, Lennar has further agreed to construct and pay for increased capacity of two of the city lines running from Link Road south to IH-10; and

**WHEREAS**, in the Agreement the City would participate in parts of the construction by providing funds for oversizing the lines such that the lines would meet future capacity for the area; and

**WHEREAS**, the attached Capital Improvement Agreement provides that Lennar will be reimbursed for its costs associated with the line running from their subdivision to Link Road through a pro rata share arrangement assessed by the City to future development utilizing the line; and

**WHEREAS**, overall the Capital Improvement Agreement is a significant benefit to the City and its ratepayers.

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

**PART 1.** The attached Capital Improvement Agreement 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.

**PASSED AND ADOPTED** on the 18<sup>th</sup> day of June 2019.

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**DON KEIL, MAYOR**

**ATTEST:**

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**Naomi Manski, City Secretary**