

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

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF KELLER, TEXAS, APPROVING A DEVELOPMENT AGREEMENT WITH GS-PG KELLER CENTER STAGE OWNER, LLC OF IRVING, TEXAS FOR CONSTRUCTION OF AN OFF-SITE SANITARY SEWER LINE, FOR THE PUBLIC WORKS DEPARTMENT, IN THE AMOUNT OF \$1,895,842.12; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL CONTRACT DOCUMENTS RELATING THERETO ON BEHALF OF THE CITY OF KELLER, TEXAS.

WHEREAS, to serve the Center Stage development with sanitary sewer, an off-site sanitary sewer extension is necessary and;

WHEREAS, per Article 6, Section 6.04, of the Unified Development Code, the City shall participate in the costs of public improvements that are not for the primary benefit of the development and that have been oversized to serve developments other than that for which the plat has been submitted for approval; and

WHEREAS, sufficient funds are available in the Water & Wastewater Capital Improvements Project Fund with funding provided by the Wastewater Impact Fee Fund.

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

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, the City Council of the City of Keller, Texas hereby approves a development agreement with GS-PG Keller Center Stage Owner, LLC of Irving, Texas for construction of an off-site sanitary sewer line, in the amount of \$1,895,842.12; and further authorizes the City Manager to execute all contract documents relating thereto on behalf of the City of Keller, Texas.

Section 3: THAT, the cost of said project, in the amount of \$1,895,842.12, shall be paid from the Water & Wastewater Capital Improvements Project Fund with funding provided by the Wastewater Impact Fee Fund, budgeted therefore.

Section 4: THAT, this resolution shall be effective upon its adoption.

AND IT IS SO RESOLVED.

Passed by a vote of \_\_\_ to \_\_\_ on this the 20th day of September, 2022.

CITY OF KELLER, TEXAS

BY: \_\_\_\_\_  
Armin R. Mizani, Mayor

Attest:

\_\_\_\_\_  
Kelly Ballard, City Secretary

Approved as to Form and Legality:

\_\_\_\_\_  
L. Stanton Lowry, City Attorney