

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, APPROVING THE FIFTH AMENDMENT AND MODIFICATION TO THE LICENSE AGREEMENT WITH JOSEPH E. MCCOMBS, RELATING TO THE INSTALLATION OF A SPRING WATER PIPELINE WITHIN THE RIGHTS-OF-WAY OWNED BY THE CITY OF KELLER; AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AMENDMENT ON BEHALF OF THE CITY OF KELLER, TEXAS.

WHEREAS, on August 28, 1995, the City of Keller, Texas, approved a License Agreement with Joseph E. McCombs, relating to the installation of a spring water pipeline within the rights-of-way of the City of Keller; and

WHEREAS, on October 6, 2009, Mr. McCombs submitted a Special Use Permit to operate a booster pump station utility structure for Samantha Springs, located on the west side of the Bourland Road right-of-way, approximately 150 feet north of the Lavena Drive and Bourland Road intersection, at 425 Lavena Drive, which was approved by Ordinance No. 1477; and

WHEREAS, upon review and consideration thereof, it is deemed in the best interest of the citizens of the City of Keller to approve the Fifth Amendment and Modification to the License Agreement with Joseph E. McCombs, relating to the installation of a spring water pipeline within the rights-of-way owned by the City of Keller, in accordance with the terms and conditions set forth in said Amendment attached hereto as Exhibit "A".

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 the Fifth Amendment and Modification to the License Agreement with Joseph E. McCombs, relating to the installation of a spring water pipeline within the rights-of-way owned by the City of Keller, attached hereto as Exhibit "A"; and further authorizes the City Manager to execute said Amendment on behalf of the City of Keller, Texas.

AND IT IS SO RESOLVED.

Passed by a vote of _ to _ on this the 6th day of January 2026.

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