

RESOLUTION NO. 4161

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, APPROVING THE WALKER ADDITION DEVELOPER'S AGREEMENT FOR THE INSTALLATION OF SANITARY SEWER AND AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE DOCUMENTS ON BEHALF OF THE CITY OF KELLER, TEXAS.

WHEREAS, A Developer's Agreement has been agreed to between representatives of the Walker Addition and the City of Keller; and

WHEREAS, the mutually agreed to Developer's Agreement outlines all public asset construction costs; and

WHEREAS, City of Keller accepts the Developer's Agreement and the related development improvements as a benefit; and

WHEREAS, 2004 Sanitary Sewer Extension Policy is being applied by the development for the purpose of installing sanitary sewer; and

WHEREAS, the representatives of the Walker Addition have contributed the requisite funds as outlined by the 2004 Sanitary Sewer Extension Policy which is an amount of \$54,000; and

WHEREAS, the sanitary sewer construction costs have been confirmed via construction agreements to be in the amount of \$202,172.74; and

WHEREAS, the 2004 Sanitary Sewer Extension Policy commits the City of Keller to cover the difference between construction agreement costs and contributed funds.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1: THAT, the City of Keller commits to reimburse costs to the Developer the difference between the confirmed construction agreement amount and the contributed funds so that the sanitary sewer can be installed in an amount not to exceed \$146,172.80.

Section 2: THAT, the funds necessary to cover the difference between the confirmed construction agreement amount

and the contributed funds will be taken from the Water & Wastewater fund.

Section 3: THAT, the City of Keller City Council does hereby formally authorized entering into a Developer's Agreement with representative of the Walker Addition for the development of Brenda Lane where the city commits to contribute up to \$146,172.80 for the installation of sanitary sewer.

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

AND IT IS SO RESOLVED.

Passed by a vote of 7 to 0 on this the 17th day of September, 2019.

CITY OF KELLER, TEXAS

BY: _____
P.H. McGrail, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney