

RESOLUTION NO. R2025-36

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING A UTILITY OVERSIZING AGREEMENT WITH THE COMMERCIAL NATIONAL BANK OF BRADY AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY

Whereas, the Commercial National Bank of Brady (Developer/Development), at the Airy Mount Subdivision, namely Airy Mount Addition Lot 1, in Burnet, TX, applied for a development permit on 12/17/2024; and

Whereas, the Developer is required to install an 8-inch diameter waterline to serve the development; and

Whereas, the City Engineer determined it would be beneficial to the future development of surrounding areas to upsize the waterline to 12-inch diameter; and

Whereas, the proposed oversizing constituted the increase in size of a water main proposed to serve the development from 8-inch diameter to 12-inch diameter; and

Whereas, the projected costs to Developer under the original design is **\$25,840.00** and the costs with the revised design requested by the City are **\$34,340.00**; and

Whereas, The City's contribution is the difference between **\$25,840.00** and **\$34,340.00**, said amount being **\$8,500.00**; and

Whereas, City Council wishes to enter into an oversizing agreement with Developer for costs not to exceed **\$8,500.00**.

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

Section One. Findings. The recitals to this Resolution are incorporated herein for all purposes.

Section Two. Approval. The Oversizing Agreement attached hereto is hereby approved.

Section Three. Authorization. The City Manager is hereby authorized and directed to execute an agreement, in substantial form as the attachment, and execute such ancillary documents and take such other actions reasonably necessary to facilitate the purpose of this resolution; provided the total monetary obligation to the City under said Agreement does not exceed **\$8,500.00**, and does not become payable until the waterline is completed and preliminarily accepted by City Council as public infrastructure.

Section Four. Open Meetings. It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public and that public notice

of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

Section Five. Effective date. This Resolution shall take effect immediately upon its passage, and approval as prescribed by law.

PASSED AND APPROVED this the 13th day of May, 2025.

CITY OF BURNET, TEXAS

ATTEST:

Gary Wideman, Mayor

Maria Gonzales, City Secretary