

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF ELGIN, TEXAS
AUTHORIZING THE MAYOR TO EXECUTE THE TRINITY
RANCH WASTEWATER SERVICE AGREEMENT WITH THE
ELGIN MUNICIPAL UTILITY DISTRICT NO. 1 AND MAKING
CERTAIN FINDINGS RELATED THERETO**

WHEREAS, the City Council has approved and authorized a Development and Consent Agreement with BTR Development, Inc., and the Elgin Municipal Utility District No. 1 (MUD) to construct a residential development project currently known as Trinity Ranch; and,

WHEREAS, the Elgin Municipal Utility District No. 1 includes 230.4 (“the Property”) more particularly described within “Exhibit “A”, attached hereto; and,

WHEREAS, under the terms of the proposed agreement, the City shall manage, treat, and dispose of wastewater that residents of the Elgin Municipal Utility District No. 1 generate; and

WHEREAS, the City, BTR Development, Inc., and the Elgin Municipal Utility District No. 1 desire to enter into this Agreement in order to establish rights and obligations with respect to wastewater service to the Property.

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

Section 1. Findings. The following recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Authorization. The Mayor is hereby authorized to execute the *Wastewater Service Agreement* with BTR Development, Inc. and the Elgin Municipal Utility District No. 1, a copy of said agreement being attached hereto and marked Exhibit A; and made part of this Resolution as if copied verbatim herein.

Section 3. Open Meetings. The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

Section 4. Effective Date. This Resolution shall take effect immediately upon passage.

PASSED AND ADOPTED this 17th day of August, 2021

RON M. RAMIREZ, Mayor
City of Elgin, Texas

ATTEST:

JENNIFER STUBBS, City Secretary