

NORTH TEXAS MUNICIPAL WATER DISTRICT

RESOLUTION NO. 23-44

A RESOLUTION AUTHORIZING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN AMONG NORTH TEXAS MUNICIPAL WATER DISTRICT, THE CITY OF MCKINNEY, AND COLLIN COUNTY FOR THE CONVEYANCE OF REAL PROPERTY

WHEREAS, the North Texas Municipal Water District (“NTMWD”), a Texas conservation and reclamation district and political subdivision of the State of Texas, the City of McKinney, a municipal corporation located in Collin County, Texas, (“McKinney”), and Collin County, a political subdivision of the State of Texas (“County”) agree to enter into an interlocal cooperation agreement; and

WHEREAS, from which McKinney owns and/or maintains portions of Bloomdale Road Right-of-Way, from approximately 700 feet west of Lake Forest Drive to approximately 650 feet west of Baneberry Lane; and

WHEREAS, McKinney desires to convey and NTMWD desires to purchase the Bloomdale Property for capital improvement projects, including the installation of two water pipelines to support the NTMWD Regional Water System, to occur in two phases of construction; and

WHEREAS, in Phase 1, NTMWD will install the first of two water pipelines including all appurtenant work including the relocation of certain city facilities within the Bloomdale Road ROW. During the construction of the first pipeline, the Bloomdale Road roadway system will remain in operation and NTMWD will maintain vehicular access; and

WHEREAS, in Phase 2, NTMWD will remove the existing pavement of Bloomdale Road and the construction of the second water pipeline.

WHEREAS, Collin County ensures construction of the proposed U.S. 380 Bypass Service Road from Lake Forest to Ridge Road prior to the removal of the existing Bloomdale Road pavement and the installation of the second water pipeline; and

WHEREAS, NTMWD will grant a right of way easement to McKinney to maintain the existing roadway system as well as a storm drainage easement for the Bloomdale Road storm drainage system prior to the construction of the second NTMWD pipeline; and

WHEREAS, McKinney will retain the southernmost 15-foot right-of-way of Bloomdale Road for city infrastructure and franchise utilities that is separate and apart from the Bloomdale Road roadway system; and

WHEREAS, the Texas Interlocal Cooperation Act, contained in Chapter 791 of the Texas Government Code, authorizes Texas local governments to contract with one or more other local governments to perform governmental functions and services under the terms of said Act; and

WHEREAS, the governing bodies of each Party find that this Project or undertaking is necessary for the benefit of the public and that each Party has the legal authority to provide the governmental function or service which is the subject matter of this Agreement; and

WHEREAS, the Parties, in paying for the performance of governmental functions or in performing such governmental functions, shall make payments therefore only from current revenues legally available to such Party;

THIS RESOLUTION ADOPTED BY THE NTMWD BOARD OF DIRECTORS IN A REGULAR MEETING ON DECEMBER 21, 2023, IN THE ADMINISTRATIVE OFFICES OF THE NTMWD, WYLIE, TEXAS.



DAVID HOLLIFIELD, Secretary



~~RICHARD PEASLEY, President~~

*George Crump, Vice President
Presiding Officer in absence
of President Peasley*

