

## RESOLUTION NO. 17-84

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AMENDING SECTION III, C AND D OF THE CITY OF MESQUITE STREET IMPROVEMENT POLICY BY PROVIDING FOR ALTERNATE MEANS OF PAYMENT FOR RECONSTRUCTION OF EXISTING SUB-STANDARD STREETS AND PROVIDING THAT ALL SUMS PAID SHALL REMAIN THE PROPERTY OF THE CITY AND DECLARING THE EFFECTIVE DATE THEREOF.

WHEREAS, amending Section III, C and D of the City of Mesquite Street Improvement Policy;

WHEREAS, by providing for alternate means of payment for reconstruction of existing sub-standard streets and;

WHEREAS, that all sums paid shall remain the property of the City.

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

SECTION 1. That Section III, C and D of the City of Mesquite Street Improvement Policy adopted by Resolution Number 22-72 is hereby amended to read as follows; in all other respects to remain in full force and effect:

C. Reconstruction of existing substandard streets:

1. The developer shall be responsible for the reconstruction of existing substandard streets within or on the perimeter of a development to the extent of \$60.00 per abutting foot.
2. The City may share in the balance of the project cost, subject to the availability of funds.

D. The responsibility of the developer for the construction of streets as established above shall be satisfied at the time the related property is developed. Fulfillment of this responsibility shall be by either: (1) actual construction, or (2) the payment of funds for construction. Provided, however, that the obligations of the developer under this section, in the alternative, may be met by the execution of a mechanic's lien on the tract of land or a specified number of lots if platted, said total sum to be pro rated

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on each individual lot and the pro rated amount to be discharged prior to the issuance of building permits for individual lots. Upon discharge by payment of the pro rated amount for an individual lot or lots, the lien upon the particular lot or lots shall be released.

Upon payment of the entire sum against all lots or an entire tract the lien thereon will be released.

All monies paid shall remain the property of City without regard to time of reconstruction of the sub-standard street.

DULY PASSED by the City Council on the 2nd day of July, A.D., 1984.

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Mrs. Brunhilde Nystrom  
Mayor

ATTEST:

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Lynn Prugel  
City Secretary