

RESOLUTION NO. 61-2006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, DECLINING TO GIVE ITS SUPPORT TO THE RELOCATION OF THE IH 20 INTERCHANGE AT FALCON'S LAIR TO THE EAST AND CURRENTLY DECLINING TO SUPPORT DEVIATION OR AMENDMENT TO THE DESIGN SCHEMATIC FOR THE IH 20 INTERCHANGE AT FALCON'S LAIR.

WHEREAS, the City of Mesquite (City) entered into a Master Development Agreement (MDA) with the Mesquite Independent School District (MISD), Falcon's Lair Utility and Reclamation District (District), Falcon's Lair, LP (Landowner), and Koll Development Company (Koll) for a private, commercial development at Falcon's Lair adjacent to IH 20 to be effective October 7, 2002, and subsequent amendments; and

WHEREAS, the City is obligated under the terms of the agreement to fund the design and construction of a diamond interchange with IH 20 to provide direct access to IH 20 from the Falcon's Lair development; and

WHEREAS, the City entered into a contract with Carter-Burgess, Inc., to prepare the environmental documentation, interstate access justification study and design schematic for the IH 20 Interchange at Falcon's Lair on January 6, 2003; and

WHEREAS, the City entered into a Local Project Advance Funding Agreement with the Texas Department of Transportation (TxDOT) for the design and construction of the IH 20 Interchange at Falcon's Lair on June 20, 2003; and

WHEREAS, the interstate access justification study and design schematic for the IH 20 Interchange at Falcon's Lair were approved by the Federal Highway Administration and TxDOT on August 6, 2004; and

WHEREAS, the environmental documentation was approved by the Federal Highway Administration and TxDOT on August 9, 2005; and

WHEREAS, the City has expended significant resources to date in fulfilling all of its obligations under the MDA; and

WHEREAS, the District, Landowner and Koll have also expended significant resources to date in pursuing their fulfillment of their obligations under the MDA; and

WHEREAS, TxDOT and Dallas County Staff, as part of the SH 190 and Loop 9 studies, have recently inquired as to the willingness of the City to relocate the IH 20 Interchange at Falcon's Lair to the east for better alignment of SH 190 and Loop 9; and

WHEREAS, the City has determined it is not in the best interest of the City and its citizens to support the proposed relocation.

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

SECTION 1. That the City of Mesquite does not support the relocation of the IH 20 Interchange at Falcon's Lair to the east.

SECTION 2. That the City of Mesquite does not currently support deviating or amending the design schematic for the IH 20 Interchange at Falcon's Lair.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 18th day of September, 2006.



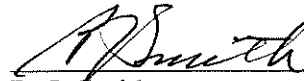
Mike Anderson
Mayor

ATTEST:

APPROVED:



Judy Womack
City Secretary



B. J. Smith
City Attorney