

RESOLUTION NO. 66-2006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A PIPELINE CROSSING AGREEMENT WITH THE UNION PACIFIC RAILROAD COMPANY AND PAYMENT OF A LICENSE FEE TO PROVIDE FOR THE DESIGN, PERMITTING AND CONSTRUCTION OF THE INNOVATIVE WAY WATER MAIN EXTENSION.

WHEREAS, the City of Mesquite Water Utilities Division ("WUD") is undertaking necessary maintenance on the Town East Boulevard water main; and

WHEREAS, the WUD discovered that the water main that serves businesses on Innovative Way is a dead-end with a gap of approximately 400 feet; and

WHEREAS, the necessary maintenance on the Town East Boulevard water main would require that these businesses would be without water for five hours; and

WHEREAS, the WUD has requested that this water main gap be closed to give these businesses a looped water main and a second connection point to reduce the possibility of a water shut down to the businesses on Innovative Way; and

WHEREAS, the City Council has carefully reviewed and considered the proposed Pipeline Crossing Agreement ("Agreement"); and

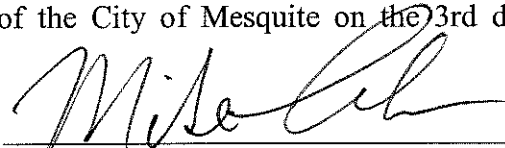
WHEREAS, the City Council has determined that participating in the Agreement is in the best interest of the citizens of Mesquite.

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

SECTION 1. That the City Manager is hereby authorized to execute and approve the Pipeline Crossing Agreement ("Agreement") with the Union Pacific Railroad Company and payment of the license fee.


SECTION 2. That the City Secretary is hereby authorized and directed to attest said Agreement and to attach a duplicate original of said Agreement a certified copy of this resolution.

DULY RESOLVED by the City Council of the City of Mesquite on the 3rd day of October, 2006.



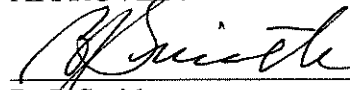
Mike Anderson
Mayor

ATTEST:



Judy Womack
City Secretary

APPROVED:



B. J. Smith
City Attorney