

RESOLUTION NO. 19-R-22

A RESOLUTION OF THE CITY OF ALVIN, TEXAS, ADOPTING THE STRATEGIC PARTNERSHIP AGREEMENT WITH BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 49, FOR THE DEVELOPMENT OF THE WALTON TEXAS MASTER PLANNED DEVELOPMENT; AND SETTING FORTH RELATED MATTERS THERETO.

WHEREAS, the City of Alvin is a home rule municipal corporation that provides a full-range of governmental services to its citizens; and

WHEREAS, Brazoria County Municipal Utility District No. 49 (The District) is a conservation and reclamation district and a political subdivision of the State of Texas, created by order of the Texas Commission on Environmental Quality (the “Commission”); and

WHEREAS, Walton Texas, L.P. (the “Owner”), a Texas limited partnership, is the owner of property located within Brazoria County Municipal Utility District No. 49, and the Property (as defined in the Development Agreement), is developable land within the District, and the Owner anticipates development activities occurring thereon; and

WHEREAS, the Owner and the District plan to construct, finance, own, and operate a water supply and distribution system, a wastewater collection system, and any necessary roadways and storm water drainage improvements to serve the Property within the District; and

WHEREAS, the City agrees that to induce the Owner to construct the improvements within the Districts, it will take all lawful and appropriate administrative actions (collectively the “Actions”), to permit and authorize the construction and operation of the Property’s infrastructure as set forth in the Strategic Partnership Agreement and corresponding exhibits, attached hereto and incorporated by reference; and

WHEREAS, the City has determined that the Development can best proceed within the District and the developer of land within the Development (the “Owner”) and a Strategic Partnership Agreement with the District pursuant to the provisions of Texas Local Government Code, Section 43.0751 (the “Act”); and

WHEREAS, the Strategic Partnership Agreement is found by the City Council of the City to be suitable for the stimulation and development of business operations at the Property, the increase of taxable property within the Districts, the development and improvement to existing property, and a better quality of place/life for the community, the creation of construction jobs and the economic benefit for the City in general, and for the property values of property immediately adjacent to the Property; and

WHEREAS, the City Council has considered the matter and deems it in the public interest to authorize this action;

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

Section 1. Findings. The foregoing 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. That the City Council of Alvin, Texas, hereby adopts the Strategic Partnership Agreement with Brazoria County Municipal Utility District No. 49, including the Exhibits, attached and made a part hereof for all purposes.

Section 3. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED AND APPROVED on this the 2nd day of May 2019.

THE CITY OF ALVIN, TEXAS

ATTEST

Paul A. Horn, Mayor

Dixie Roberts, City Secretary