

RESOLUTION NO. 24-R-48

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING THE ACQUISITION OF EASEMENTS ASSOCIATED WITH THE WATERLINE EXTENSION BETWEEN HOMESTEAD AND THE ACKERMAN TRACT IN THE CITY OF SCHERTZ, TEXAS, AND RELATED MATTERS IN CONNECTION THEREWITH

WHEREAS, the City of Schertz there is a need for construction of a waterline in order to provide a looped water system to ensure multiple pathways for delivering water to existing developments generally along Eckhardt Road and that this need only increase over time as additional development continues; and

WHEREAS, City Council of Schertz, Texas finds and determines that public necessity requires the City to acquire certain waterline easements and temporary construction easements in connection therewith in Guadalupe County, Texas from landowners for the public purpose of construction, operation, and maintenance of a water pipeline system to be constructed for public water supply for the City of Schertz, and that the City of Schertz, acquire the rights of ingress and egress over and across such lands

WHEREAS, the City staff of the City of Schertz (the "City") has recommended that the City acquire easements for a waterline as shown in Exhibit "A"; and

WHEREAS, the City of Schertz will engage an appraiser to provide an appraisal of the value of the needed easement; and

WHEREAS, the City Council has determined that it is in the best interest of the City to acquire the easements.

NOW THEREFORE, BE IT RESOLVED, THAT THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes the City Manager to begin the process of acquiring the necessary easements as shown on Exhibit "A".

Section 2. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 3. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND ADOPTED, this ____ day of _____, 2024.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Sheila Edmondson, City Secretary

Exhibit "A"

Proposed Easement Location



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DATE: 7/27/2023
 TIME: 10:58:11 AM
 SHEET NUMBER:

ACKERMANN TRACT OFF SITE 12" WATER PLAN
 CITY OF SHERTZ / GUADALUPE COUNTY

REVISIONS ISSUE DATE