

RESOLUTION NO. R-2015-2305

WHEREAS, Avery Centre DevCo, Inc. (“Developer”) owns or otherwise controls approximately 346.53 acres of land, as shown on Exhibit “A” of the Cost Participation Agreement; and

WHEREAS, the City of Round (“City”) and Developer have previously entered into an agreement which required Developer and others to construct a 16 and 12 inch waterline (“Waterline”) within the future right-of-way of Seton Parkway; and

WHEREAS, the City is in the process of constructing the extension of Seton Parkway; and

WHEREAS, the City and Developer agree that it will be cost effective to construct the Waterline simultaneously with the construction of Seton Parkway; and

WHEREAS, the City and Developer desire to enter into a Cost Participation Agreement to set forth their mutual intent and understanding regarding the costs of said construction, Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,

That the Mayor is hereby authorized and directed to execute on behalf of the City a Cost Participation Agreement with Avery Centre DevCo, Inc., a copy of same being attached hereto as Exhibit “A” and incorporated herein for all purposes.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 12th day of March, 2015.

ALAN MCGRAW, Mayor
City of Round Rock, Texas

ATTEST:

SARA L. WHITE, City Clerk