

RESOLUTION NO. _____

A RESOLUTION APPROVING A FIRST AMENDMENT TO AGREEMENT FOR THE SALE AND DELIVERY OF TREATED WATER TO A WHOLESALE CUSTOMER – JOHNSON COUNTY SPECIAL UTILITY DISTRICT.

WHEREAS, The City of Mansfield is a home rule municipality operating under and governed by the laws and Constitution of the State of Texas, with its corporate limits and extra territorial jurisdiction (ETJ) extending into portions of Ellis, Johnson, and Tarrant Counties, Texas; and

WHEREAS, Johnson County Special Utility District is a special utility district operating under and governed by the laws of the State of Texas, with its certificated service area extending into portions of Ellis, Johnson, and Tarrant Counties, Texas; and

WHEREAS, on May 20, 2009, the parties entered into that Agreement for the Sale and Delivery of Treated Water-Wholesale Customer-Johnson County Special Utility District (the “Agreement” as attached hereto as Exhibit “A”); and

WHEREAS, the Agreement provides the terms and conditions whereby the District may purchase treated water from City and further grants City dual service rights within and on the area that is defined by City’s extra-territorial jurisdiction (“ETJ”); and

WHEREAS, due to the exponential growth in the Dallas-Fort Worth Metroplex and the service areas of the City and District, the parties desire to amend the Agreement to amend definitions, set forth terms regarding contemplated improvements to be made by City, and set forth a process for providing water in City’s ETJ; and

WHEREAS, Mansfield and Johnson County Special Utility District concur that the terms, conditions, and considerations stated in “**First Amendment To Agreement For The Sale And Delivery of Treated Water – Wholesale Customer – Johnson County Special Utility District**” are fair, just, and reasonable and will mutually benefit the Parties and serve the public interest.

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

SECTION 1.

The City Manager or his designee is hereby authorized and directed to execute contractual documents as defined in the “**First Amendment To Agreement For The Sale And Delivery of Treated Water – Wholesale Customer – Johnson County Special Utility District**”.

PASSED AND APPROVED this the 27th day of June 2022.

Michael Evans, Mayor

ATTEST:

Susana Marin, City Secretary