

ORDINANCE NO. 2005-22

AN ORDINANCE AMENDING ORDINANCE NO. 99-17 APPROVING THIRD AMENDMENT TO RESTATED UTILITY AGREEMENT BETWEEN THE CITY OF LEAGUE CITY AND GALVESTON COUNTY MUNICIPAL DISTRICT NO. 14 ANNEXING 43.7760 ACRES INTO GALVESTON COUNTY MUNICIPAL UTILITY DISTRICT NO. 14

WHEREAS, Section 54.016 of the Texas Water Code, as amended, provides that "No land within the corporate limits of a city . . . shall be included in a district unless the City grants its written consent, by resolution or ordinance, to the inclusion of the land within the District in accordance with Section 42.042, Local Government Code and this section."; and

WHEREAS, by Ordinance No. 99-17, the City of League City and Galveston County Municipal Utility District No. 14 previously entered into that certain Restated Utility Agreement dated January 22, 1999, providing for the modification and restatement of the terms and conditions regarding construction, acquisition, ownership, operation and maintenance of a waterworks, sanitary sewer and drainage system to serve area within the District comprising 485.169 acres of land in Galveston County, Texas; and

WHEREAS, at the April 23, 2002 regular City Council meeting, City Council approved Ordinance No. 2002-23, approving the First Amendment to the Restated Utility Agreement, and granting consent for the annexation of an additional 27.533 acres into Galveston County Municipal Utility District No. 14; and

WHEREAS, at the January 11, 2005 regular City Council meeting, City Council approved Ordinance No. 2004-47, approving the Second Amendment to the Restated Utility Agreement to provide various housekeeping revisions to the Restated Utility Agreement; and

WHEREAS, the District now wishes to annex an additional 43.7760 acres into Galveston County Municipal Utility District No. 14.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEAGUE CITY, TEXAS, as follows:

Section 1. The facts and opinions in the preamble of this ordinance are true and correct.

Section 2. That an additional 43.7760 acres may be annexed into Galveston County Municipal Utility District No. 14 as shown in substantially the same form as Exhibit "A."

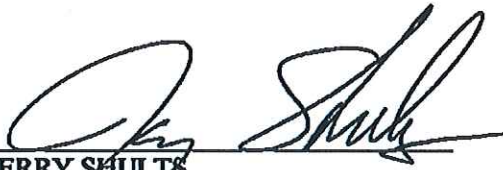
Section 3. That the Mayor is authorized to execute the Third Amendment to Restated Utility Agreement between Galveston County Municipal Utility District No. 14 and the City of League City, Texas as shown in substantially the same form as Exhibit "B."

Section 4. All ordinances and agreements and parts of ordinances and agreements in conflict herewith are hereby repealed to the extent of the conflict only.

PASSED first reading the 9th day of August, 2005.


PASSED second reading the 23rd day of August, 2005.

PASSED AND ADOPTED the 23rd day of August, 2005.



JERRY SHULTS,
Mayor

ATTEST:



BARBARA F. LONG,
City Secretary