



## Legislation Details (With Text)

|                      |  |                      |   |                     |  |
|----------------------|--|----------------------|---|---------------------|--|
| <b>File #:</b>       | 19-0284  | <b>Version:</b>      | 1 | <b>Name:</b>        | Utility Conveyance and Security Agreements with GCMUD No. 44 |
| <b>Type:</b>         | Agenda Item  | <b>Status:</b>       |   | <b>Approved:</b>    | Approved   |
| <b>File created:</b> | 5/14/2019  | <b>In control:</b>   |   | <b>Engineering:</b> | Engineering  |
| <b>On agenda:</b>    | 5/28/2019  | <b>Final action:</b> |   | <b>5/28/2019:</b>   | 5/28/2019  |
| <b>Title:</b>        | Consider and take action on a resolution approving utility conveyance and security agreements with Galveston County Municipal Utility District No. 44 for water, sanitary sewer, and drainage facilities associated with the following: (1) Tuscan Lakes Development SF50-5 SE and (2) The Village at Tuscan Lakes Development Section 3 Phase 2 (Director of Engineering) |                      |   |                     |  |

### Sponsors:

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**Attachments:** 1. Data Sheet, 2. Proposed Resolution, 3. Exhibit A - MUD 44 Conveyance and Security Agreements, 4. MUD 44 Utility Agreements (Ordinance 2003-13 and Ordinance 2007-11), 5. Aerial Maps

| Date      | Ver. | Action By    | Action   | Result |
|-----------|------|--------------|----------|--------|
| 5/28/2019 | 1    | City Council | Approved | Pass   |

Consider and take action on a resolution approving utility conveyance and security agreements with Galveston County Municipal Utility District No. 44 for water, sanitary sewer, and drainage facilities associated with the following: (1) Tuscan Lakes Development SF50-5 SE and (2) The Village at Tuscan Lakes Development Section 3 Phase 2 (Director of Engineering)

Approval of this resolution will approve utility conveyances and security agreements with Galveston County Municipal Utility District No. 44's (the "District") for the following: (1) Tuscan Lakes Development SF50-5 SE and (2) The Village at Tuscan Lakes Development Section 3 Phase 2.

The District has constructed certain water, sanitary sewer, and drainage facilities and is formally conveying the facilities to the City pursuant to the Utility Agreement, by and between the City, the District, and Johnson Development, approved on April 8, 2003 by Ordinance 2003-13, and first amended on February 13, 2007 by Ordinance 2007-11. Subject to a security interest retained by the District, the agreement requires that these facilities be conveyed to the City for ownership, operations and maintenance.

The municipal infrastructure for these developments were accepted by the City Council on the following dates:

- |   |            |
|---|------------|
| 1. Tuscan Lakes Development SF 50-5 SE                        | 12/08/2015 |
| 2. The Villages at Tuscan Lakes Development Section 3 Phase 2 | 7/14/2015  |

### Attachments:

1. Data Sheet
2. Proposed Resolution
3. Exhibit A - MUD 44 Conveyance and Security Agreements
4. MUD 44 Utility Agreements (Ordinance 2003-13 and Ordinance 2007-11)
5. Aerial Maps

CONTRACT ORIGINATION: Reviewed and approved by the City Attorney's Office

FUNDING

{X} NOT APPLICABLE

STRATEGIC PLANNING

{X} NOT APPLICABLE