

NORTH TEXAS MUNICIPAL WATER DISTRICT

RESOLUTION NO. 24-10

A RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A DEVELOPMENT AGREEMENT BETWEEN THE NORTH TEXAS MUNICIPAL WATER DISTRICT AND THE KANSAS CITY SOUTHERN RAILWAY COMPANY, D/B/A CPKC REGARDING A FUTURE CPKC RAIL SPUR IN WYLIE, TEXAS

WHEREAS, CPKC's future spur track project ("CPKC Spur Track Project"), incorporated herein by reference, will cross NTMWD's Lake Texoma Outfall to Wylie Water Treatment Plant 96-inch raw water transmission line and NTMWD's Wylie to Rockwall 48-inch water transmission line east of Spring Creek Parkway, Wylie Texas (collectively "**Affected Waterlines**"); and

WHEREAS, CPKC's Spur Track Project will conflict with an air valve and blow-off valve on NTMWD's Wylie to Rockwall Relocation, Phase I 48-inch water transmission line east of Spring Creek Parkway, Wylie Texas (collectively "**Affected Valves**"); and

WHEREAS, NTMWD's Affected Waterline easements granted by CPKC require the NTMWD to install steel casing around the Affected Waterlines within the right-of-way of future railroad crossings and potentially relocate portions or aspects of the Affected Waterlines in order to protect the Affected Waterlines from heavy railroad loads (collectively "**Casing Installation**"); and

WHEREAS, CPKC will make certain adjustments to NTMWD's Affected Valves to resolve conflicts between valve appurtenances and proposed parking lot (collectively "**Valve Modifications**"); and

WHEREAS, NTMWD wishes to include CPKC's performance of the Casing Installation and Valve Modifications in the CPKC Spur Track Project; and

WHEREAS, NTMWD will reimburse CPKC for all costs associated with the Casing Installation work; and

WHEREAS, CPKC will pay for all costs as associated with the Valve Modifications work.

NOW, THEREFORE, THE BOARD OF DIRECTORS IN A REGULAR MEETING RESOLVES THAT:

1. The NTMWD will reimburse CPKC for all costs associated with the Casing Installation work.
2. The Executive Director is authorized to execute a Development Agreement with CPKC for the above-named project.

**THIS RESOLUTION ADOPTED BY THE NTMWD BOARD OF DIRECTORS IN
A REGULAR MEETING ON MARCH 28, 2024, IN THE ADMINISTRATIVE
OFFICES OF THE NTMWD, WYLIE, TEXAS.**

DAVID HOLLIFIELD, Secretary

RICHARD PEASLEY, President

(SEAL)