

NORTH TEXAS MUNICIPAL WATER DISTRICT

RESOLUTION NO. 26-05

A RESOLUTION AUTHORIZING AND DIRECTING THE EXECUTION OF THE REGIONAL SOLID WASTE SYSTEM CONTRACT WITH THE CITY OF MELISSA

WHEREAS, North Texas Municipal Water District, (the “District”) is a conservation and reclamation district created under Article 16, Section 59, of the Texas Constitution, pursuant to Chapter 62, Acts of the Regular Session of the 52nd Legislature, 1951, as amended, originally codified as Vernon’s Article 8280-141 (the “District Act”); and

WHEREAS, the District has established and operates and maintains a separate Regional Solid Waste Disposal System (the “System”) for the purpose of providing facilities to receive, transport, treat, and dispose of solid waste, in the general area of the East Fork of the Trinity River; and

WHEREAS, each of the Cities of Richardson in Dallas and Collin Counties, and Plano in Collin County entered into the “Trinity East Fork Regional Solid Waste Disposal System Contract,” dated November 29, 1979, with respect to the System (the “Base Contract”), pursuant to which the District is obligated to provide the services and facilities of the System to dispose of the solid waste of the cities of Richardson and Plano; and

WHEREAS, the Base Contract provided for other cities to become Additional Member Cities of the System with substantially the same rights and obligations as Plano and Richardson with respect to the System, upon the execution of a contract similar to the Base Contract; and

WHEREAS, in 1990, the City of Frisco, in Collin and Denton Counties, and in 1991, the City of Allen, in Collin County, and in 1993, the City of McKinney, in Collin County, each became a “Member City” within the meaning of the Base Contract and the contracts supplemental thereto (the “Supplemental Contracts”); and

WHEREAS, in 2015, the District and the Cities entered into an amended and restated contract to reflect current practices and new agreements at the time (the “Restated Contract”); and

WHEREAS, the Restated Contract provides for other cities to become Additional Member Cities of the System upon the execution of a contract similar to the Restated Contract (the “Contract”); and

WHEREAS, in 2025, the City of Melissa requested to join the System as an Additional Member City, beginning October 1, 2026; and

WHEREAS, the City of Melissa’s request included a request that their residents have the ability to participate in the two times per month drop off program afforded to the current Member Cities immediately after approval of this resolution; and

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WHEREAS, the City of Melissa is evaluating the logistics and process for implementing the resident participation request and at this time desires flexibility in setting the start date of the resident drop off program to a period between approval of this resolution and the effective date of the Contract; and

WHEREAS, if the resident drop off program commences before the effective date of the Contract, the District will invoice the City of Melissa at the end of the fiscal year for the disposed resident drop off tons calculated using the same methodology as the current Member Cities at the year-end true-up Member City cost per ton rate; and

WHEREAS, the District and City of Melissa are authorized to make and enter into this Contract under the District Act, the Regional Waste Disposal Act (codified as Chapter 30, Texas Water Code, Ann. as amended), Chapter 362 and 363 Texas Health and Safety Code as amended, and other applicable laws.

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

1. The recitals herein are true and correct.
2. The City of Melissa is granted flexibility to allow its residents to dispose of solid waste under the two times per month resident drop off program during the period beginning on a date following approval of this Resolution (to be selected by Melissa) until the effective date of the Contract. At the end of the fiscal year, the District will invoice for those tons based on the year-end true-up Member City cost per ton rate.
3. The President of the Board of Directors is hereby authorized and directed to date, sign, deliver, and otherwise execute, and the Secretary of the Board of Directors is hereby authorized and directed to sign and attest to the Regional Solid Waste System Contract with the City of Melissa.
4. That, upon the execution by the parties thereto, the Contract shall be binding upon the District in accordance with its terms and provisions.
5. This Resolution shall take effect and be in full force and effect from and after the date of its adoption.

THIS RESOLUTION ADOPTED BY THE NTMWD BOARD OF DIRECTORS IN A REGULAR MEETING ON MARCH 26, 2026, IN THE ADMINISTRATIVE OFFICES OF THE NTMWD, WYLIE, TEXAS.

KEITH STEPHENS, Secretary

DAVID HOLLIFIELD, President

(SEAL)