

NORTH TEXAS MUNICIPAL WATER DISTRICT

RESOLUTION NO. 25-32

A RESOLUTION AUTHORIZING THE USE OF EMINENT DOMAIN TO ACQUIRE RIGHT-OF-WAY FOR THE METER VAULT STANDARDIZATION, PHASE V, SET POINT CONTROL, PROJECT NO. 101-0338-13, AND DELEGATING AUTHORITY TO INITIATE CONDEMNATION PROCEEDINGS TO THE NTMWD EXECUTIVE DIRECTOR

WHEREAS, the NTMWD Board of Directors has authorized funding for the Engineering Services Agreement for Meter Vault Standardization, Phase V, Set Point Control, Project No. 101-0338-13 (Project); and,

WHEREAS, it is necessary to proceed with the acquisition of easements required to facilitate the construction associated with the Project; and,

WHEREAS, it may be necessary to acquire the easements required for the Project through the use of eminent domain in the event negotiations are unsuccessful; and,

WHEREAS, it may be necessary to hire appraisers and attorneys to negotiate easements required for the Project; and,

WHEREAS, adequate funds are available from prior phases for the acquisition of properties needed for the Project.

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

1. There is a public need for and that the public welfare and convenience are to be served by the improvements associated with the Meter Vault Standardization, Phase V, Set Point Control, Project No. 101-0338-13 (Project) to serve the water needs of the District's member and customer cities.
2. It is in the best interest and is necessary to acquire those permanent and temporary easements necessary for the construction of the pipeline and appurtenances for the Project in the general location as generally shown in the map attached hereto, and incorporated by reference herein, to provide the area required for prosecution of the work, and operation, maintenance, repair, and other such purposes as may be required to provide for the continual and uninterrupted operation of the pipeline facilities.
3. The power to initiate eminent domain proceedings is hereby delegated to the Executive Director and she is hereby authorized to take all steps necessary to acquire the easements for the Project, including the hiring of negotiators, appraisers, surveyors, Title Company, and attorneys.
4. The Executive Director is authorized to employ the firm of Saunders, Walsh & Beard, Attorneys and Counselors, to represent the NTMWD in these land transactions, including filing of Petitions for Condemnation on properties when the Executive Director determines the property cannot be secured through negotiations and after issuance of a final offer letter in accordance therewith.

THIS RESOLUTION ADOPTED BY THE NTMWD BOARD OF DIRECTORS IN A REGULAR MEETING ON JUNE 26, 2025, IN THE ADMINISTRATIVE OFFICES OF THE NTMWD, WYLIE, TEXAS.

KEITH STEPHENS, Secretary

DAVID HOLLIFIELD, President

(SEAL)