

**WHEREAS**, the City of Dallas recognizes the importance of its role in local economic development; and,

**WHEREAS**, on May 26, 2010, the City Council authorized a Memorandum of Understanding to outline the strategies, future steps, and conditions for funding infrastructure improvements necessitated by the development of an approximately 1,661-acre site located near the intersection of LBJ Freeway (Interstate Highway 635) and South Belt Line Road ("Cypress Waters Project") in order to ensure a coordinated, master planned development for Cypress Waters within the corporate limits of the City of Dallas, but outside of accessible City services, by Resolution No. 10-1348; and,

**WHEREAS**, the City of Dallas wishes to participate in the cost of certain water infrastructure improvements and related engineering costs with the City of Irving; and,

**WHEREAS**, the City of Dallas wishes to enter into an Interlocal Agreement with the City of Irving in order to participate in the costs of certain water infrastructure improvements and related engineering costs for the enhancement of both cities' water systems; and,

**WHEREAS**, the City of Irving has contracted with the City of Dallas for wholesale treated water services and water treatment services, and shall continue to contract with the City of Dallas for wholesale treated water services and water treatment services provided under the terms and conditions of the separate contracts; and,

**WHEREAS**, on June 1, 2015, the Economic Development Committee was briefed on this project.

**NOW, THEREFORE,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**Section 1.** That the City Manager is hereby authorized to negotiate and enter into an Interlocal Agreement, approved as to form by the City Attorney, with the City of Irving for water service, financial participation in water supply and infrastructure projects, and wastewater service.

**Section 2.** That the Interlocal Agreement shall provide, among other things, the following terms and conditions:

A. The City of Dallas and the City of Irving shall proportionally and jointly fund the future development and construction of the City of Irving's one million gallon elevated storage tank improvements, Hackberry Pump Station improvements, and Northgate Pump Station ground storage tank improvements;

B. The City of Irving shall provide: (1) permanent water service to 2,500 permanent water connections in the southwest portion of the Cypress Waters Project; (2) water and wastewater service for 22 acres of the northern portion of the Cypress Waters Project; and (3) permanent wastewater service for flows up to 0.3 million gallons per day in Southeast Cypress Waters. Upon substantial completion of all Irving- and Dallas-led projects, Irving and Dallas will negotiate amendments to current wholesale contracts between the cities subject to approval by the City Council.

C. The City of Dallas shall make the necessary improvements to its system related to water delivery to the City of Irving, including improvements to its Jamison Metering Station and a future 54-inch through 48-inch interconnection and deduct water metering station;

D. The City of Dallas shall provide funding to the City of Irving thirty (30) days prior to any construction award for the aforementioned improvements, in accordance with the agreed upon Estimated Costs and Participation, in a total amount not to exceed \$5,748,518.00.

**Section 3.** That the Chief Financial Officer is hereby authorized to encumber and disburse funds in an amount not to exceed \$5,748,518.00 from the Water Capital Construction Fund to the City of Irving as follows:

<u>FUND</u>	<u>DEPT</u>	<u>UNIT</u>	<u>OBJ</u>	<u>ENCUMBRANCE</u>	<u>VENDOR</u>	<u>AMOUNT</u>
0102	DWU	CW41	4591	CT-DWU7A1298EN	242336	5,748,518.00

**Section 4.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

<p>APPROVED BY CITY COUNCIL</p> <p>JUN 17 2015</p> <p><i>Lisa C. Sims</i> City Secretary</p>
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