

RESOLUTION NO. 978

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, APPROVING THE OPERATION AND MAINTENANCE AGREEMENT CEDAR CREEK WATERSHED KAUFMAN COUNTY, TEXAS, FOR REHABILITATED FLOODWATER RETARDING STRUCTURE 87A; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO NEGOTIATE AND THE MAYOR TO EXECUTE THE OPERATION AND MAINTENANCE AGREEMENT

WHEREAS, the United States Department of Agriculture and the Natural Resources Conservation Service have submitted an Operation and Maintenance Agreement for the Cedar Creek Watershed in Kaufman County, Texas For Rehabilitated Floodwater Retarding Structure 87A, (the "Agreement") to the Kaufman-Van Zandt Soil and Water Conservation District, City of Terrell, Texas, and the Kaufman County Commissioners Court and the for the operation and maintenance of the rehabilitated Floodwater Retarding Structure in the Cedar Creek Watershed of the Trinity River Basin in Kaufman County, Texas; and

WHEREAS, this Operation And Maintenance Agreement supersedes the previous Agreement executed on January 26, 1968, for the Flood Retarding Structure 87A and sets forth the responsibilities of the Kaufman-Van Zandt Soil and Water Conservation District, City of Terrell, Texas, and the Kaufman County Commissioner's Court as Sponsors; and

WHEREAS, the responsibilities of the Sponsors begin when the rehabilitation of the structure is determined complete by the Natural Resources Conservation Commission and shall remain in effect until the structure has reached the end of the program life; and

WHEREAS, it is in the best interest of the City to enter into this Agreement to carry out the plan for the operation and maintenance of structural measures in the Cedar Creek Watershed of the Trinity River.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS THAT:

Section I.

That the Operation And Maintenance Agreement Cedar Creek Watershed Kaufman County, Texas For Rehabilitated Floodwater Retarding Structure 87A between the United States Department of Agriculture, the Natural Resources Conservation Service and the Kaufman-Van Zandt Soil and Water Conservation District, the City of Terrell, Texas and the Kaufman County Commissioners Court is necessary for the operation and maintenance of the rehabilitated Floodwater Retarding Structure in the Cedar Creek Watershed of the Trinity River Basin in Kaufman County, Texas.

Section II.

That the City Council authorizes the City Manager or his designee to negotiate and the Mayor to execute the Operation And Maintenance Agreement Cedar Creek Watershed Kaufman County, Texas For Rehabilitated Floodwater Retarding Structure 87A between the United States Department of Agriculture, Natural Resources Conservation Service and the Kaufman-Van Zandt Soil and Water Conservation District, City of Terrell, Texas, and the Kaufman County Commissioners Court consistent with this Resolution.

Section III.

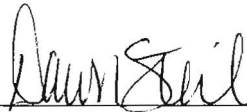
This Resolution shall be effective immediately after its passage.

PASSED AND APPROVED by the City Council of the City of Terrell, Texas, on this 30th day of June, 2020.



E. RICK CARMONA, Mayor

ATTEST:



DAWN STEIL, City Secretary

