

RESOLUTION NO. 11-39

A RESOLUTION AUTHORIZING UTILITY EASEMENT AGREEMENT WITH TAMU-COMMERCE; GRANTING AUTHORITY TO THE MAYOR TO EXECUTE SAID RESOLUTION AND AUTHORIZING CITY SECRETARY TO AUTHENTICATE MAYOR'S SIGNATURE TO SAID RESOLUTION, AND AUTHORIZING CITY MANAGER TO EXECUTE ALL INSTRUMENTS REQUISITE IN IMPLEMENTING SAID RESOLUTION, AND AUTHORIZING CITY SECRETARY TO AUTHENTICATE CITY MANAGER'S SIGNATURE TO THIS RESOLUTION.

A regular meeting of the City Council of the City of Commerce, Texas, was held in Commerce, Texas, at City Hall, on the 20th day of September 2011, at 6:00 p.m.; a majority of Council Member's being present and constituting a quorum, the following Resolution was adopted:

WHEREAS, in order for the City of Commerce to complete the Texas Water Development Board project, some utility lines must be relocated to private property; and

WHEREAS, Texas A&M University-Commerce owns said property in question and is authorizing a utility easement to allow the relocation of the lines to complete the City's project ; said easement is attached hereto and marked Exhibit A; and

BE IT RESOLVED, that after careful consideration, the City Council of the City of Commerce hereby deems it to be in the best interest to agree to said easement.

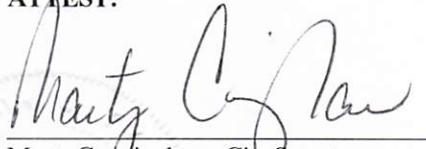
NOW, THEREFORE, BE IT RESOLVED that the Mayor of the City of Commerce, Texas, be authorized and he is hereby authorized to execute this Resolution;

BE IT FURTHER RESOLVED that the City Secretary be authorized and she is hereby authorized to attest to the signature of the Mayor to this Resolution;

BE IT FURTHER RESOLVED that the City Secretary be authorized and she is hereby authorized to attest to the signature of the City Manager to any and all instruments requisite to implementing this Resolution.

PASSED BY THE GOVERNING BODY of the City of Commerce, Texas, at a regular meeting of the City Council of the City of Commerce, Texas, on the 20th day of September 2011.

ATTEST:

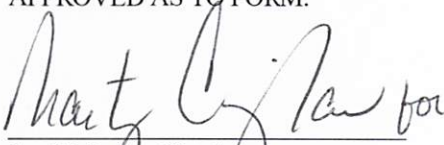

Marty Cunningham, City Secretary

(Seal)

CITY OF COMMERCE:

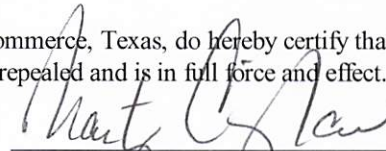

Quay Throgmorton, Mayor

APPROVED AS TO FORM:


Jim McLeroy, City Attorney

I, Marty Cunningham, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of a resolution, and that the same has not been repealed and is in full force and effect.

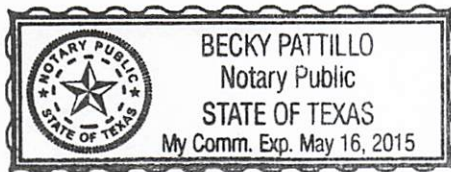
(Seal)


Marty Cunningham, City Secretary

Sworn to and subscribed before me, on this the 21st day of September 2011 to certify which witness my hand and seal of office.


Notary Public, State of Texas

(seal)



TAMUtilityEasement.092011