

RESOLUTION NO. 2011-06-___ (R)

A RESOLUTION AUTHORIZING THE EXECUTION OF CLOSING DOCUMENTS PURSUANT TO A 1994 "AGREEMENT FOR THE PLANNED EXTENSION OF CITY OF MCKINNEY UTILITY SERVICE INTO THE DANVILLE WATER SUPPLY CORPORATION CERTIFICATED AREA" TO ACQUIRE THE ASSETS AND CUSTOMERS OF THE DANVILLE WATER SUPPLY CORPORATION

WHEREAS, the City of McKinney and Danville Water Supply Corporation ("DWSC") have previously entered into an agreement that includes provisions requiring the City's ultimate acquisition of the DWSC system, including the entirety of its assets/liabilities; and

WHEREAS, a primary purpose for the agreement was the orderly acquisition and integration of the then rural water customers into the City's urban water utility system--as inevitable growth occurred; and

WHEREAS, the acquisition will result in single certification of the current DWSC area thereby resulting in most of McKinney's ETJ being contained within the McKinney water CCN.

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

Section 1. The City Manager is hereby authorized to take actions as necessary and to execute documents related to the acquisition of the Danville Water Supply Corporation and to resolve any outstanding debts and liabilities associated with the system.

Section 2. This Resolution shall take effect immediately from and after the date of passage and is so resolved.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 21st DAY OF JUNE, 2011.

CITY OF MCKINNEY, TEXAS

BRIAN LOUGHMILLER
Mayor

ATTEST:

SANDY HART, TRMC, MMC
City Secretary
BLANCA I. GARCIA
Assistant City Secretary

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney