

## **RESOLUTION DETERMINING NEED**

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, DETERMINING A PUBLIC NECESSITY TO ACQUIRE A SANITARY CONTROL EASEMENT IN CERTAIN PROPERTY; GIVING NOTICE OF AN OFFICIAL DETERMINATION TO ACQUIRE A SANITARY CONTROL EASEMENT IN PROPERTY FOR THE WATER RESOURCES – MINOR AQUIFERS PROJECT; AND ESTABLISHING PROCEDURES FOR THE ACQUISITION OF A SANITARY CONTROL EASEMENT INTEREST IN THE PROPERTY.

WHEREAS, it is necessary to establish procedures for determining the establishment and approval of just compensation for each of the parcels in which to acquire a sanitary control easement interest for the Water Resources – Minor Aquifers Project; and

WHEREAS, there may be improvements located on some of the real property in which a sanitary control easement is acquired for this Project, and such improvements may be required to be moved or demolished prior to the beginning of the Project; now, therefore,

BE IT RESOLVED by the City Council of the City of College Station, Texas:

- PART 1: That the City Council of the City of College Station, Texas, hereby officially determines that there is a public necessity for the Water Resources – Minor Aquifers Project, and the public welfare and convenience will be served by the acquisition of a sanitary control easement interest in property referenced in Exhibit “A” attached hereto and made a part hereof for all purposes as part of the Water Resources – Minor Aquifers Project, for the purpose of Public Water Supply Water Wells.
- PART 2: That the City Manager is hereby authorized to contract, on behalf of the City of College Station, with a professional appraiser for the appraisal services, with a professional real estate agent to act as a land agent for the City and with attorneys for preparation of title opinions needed by the City from time to time in connection with acquisition of a sanitary control easement interest in property for the Water Resources – Minor Aquifers Project.
- PART 3: That the City’s Land Agent or other staff appraiser is hereby authorized and directed to examine the independent appraisal reports as they are submitted to the City to determine whether said appraisal reports are supported by sufficient data. Based upon such examination of said appraisal reports, the Land Agent or other appraiser shall make a recommendation to the City Manager as to the establishment and approval of the amount of the just compensation for a sanitary control easement interest in said parcels.
- PART 4: After consideration of said recommendation, the City Manager shall establish and approve the amount determined for acquisition of a sanitary control easement interest in the parcels.
- PART 5: Upon establishment and approval by the City Manager of the amount of just compensation for the acquisition of a sanitary control easement interest, the City’s Land Agent is authorized to communicate a written offer to the owners of said parcels

for the acquisition of a sanitary control easement interest in said parcels at the full amount determined and established to be just compensation therefore and to negotiate with said owners on behalf of the City.

PART 6: That the Mayor after approval by City Council is hereby authorized to execute all documents necessary to acquire a sanitary control easement interest in each of the parcels needed for said Project, on behalf of the City of College Station.

PART 7: That the City Manager be and is hereby authorized to sell any such surplus improvements, or order the demolition thereof, if any, located on the real property acquired in connection with this Project.

PART 8: That this resolution shall take effect immediately from and after its passage.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 2005.

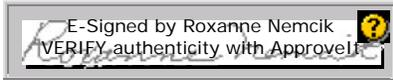
ATTEST:

APPROVED:

\_\_\_\_\_  
CONNIE HOOKS, City Secretary

\_\_\_\_\_  
RON SILVIA, Mayor

APPROVED:



\_\_\_\_\_  
City Attorney

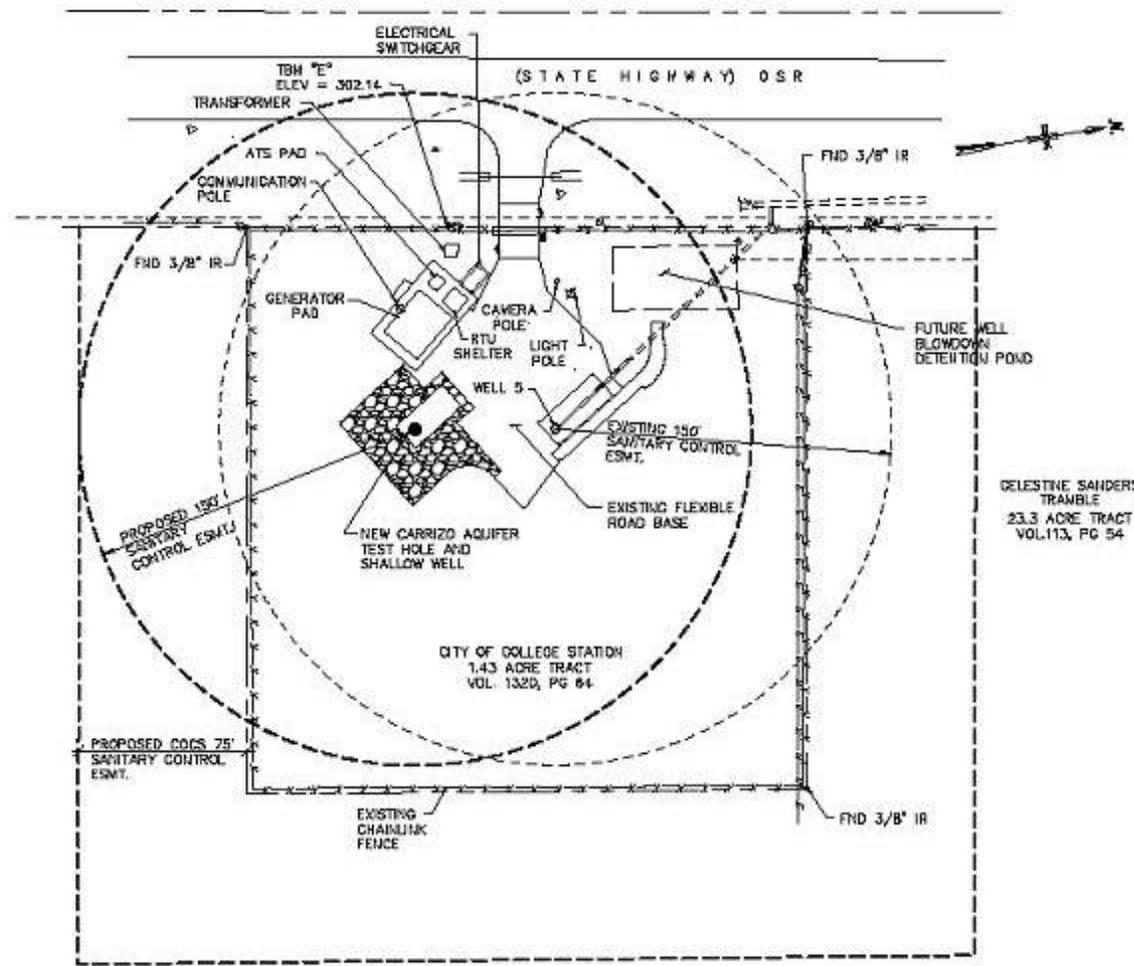
City of College Station  
Water Resources - Minor Aquifers Project  
Exhibit for Needs Resolution

**Exhibit A**

Being a seventy-five foot (75') wide tract of land in the J.B. Root Survey, Abstract No. 203, Brazos County, Texas, said seventy-five foot (75') wide tract of land being adjacent to the north, east and south property boundaries of that 1.43 acre tract of land conveyed to the City of College Station by deed recorded in Volume 1320, Page 64, Deed Records of Brazos County, Texas, said seventy-five foot (75') wide tract of land being part of that remainder of that 23.3 acre remainder of that 27.3 acre tract of land conveyed to Celestine Sanders Tramble, et al by deed recorded in Volume 562, Page 758, Deed Records of Brazos County, Texas

Said seventy-five foot (75') wide tract of land being generally depicted on the attached document labeled Figure X-X.

XREFS: I:\AGES\1\0\0\0\00\Acad\Proj\383B243\REF\MELL SITE AERIAL-1805.dwg  
 User: HCEI\BOYD, S:\ACES\Proj\383B243\REF\MELL LOCATION MAP (4-5).DWG, Scale: 1:1, Date: 08/29/2005, Time: 16:33, Layout: Layout1



CITY OF COLLEGE STATION  
 WATER RESOURCES - MINOR AQUIFERS

WELL NO. 5 ~ SITE PLAN  
 TEST HOLE AND WELL INSTALLATION  
 SCALE: 1"=50'

MALCOLM PIRNIE, INC.  
 SEPT. 2005  
 FIGURE X-X