Resolution

Authorizing the City Manager or designee to enter into an outside city limits water contract with John C. Avila to provide public water to property located outside the city limits described as Robertson William J. Farm Tracts, 1 Acre out of Lot 5-A Tract 20; also commonly known by its street address as 6917 Jurica Road under Section 55-111, Code of Ordinances.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

The City Council authorizes the City Manager or designee to enter into an outside city limits water contract with John C. Avila to provide public water to property located outside the city limits.

The water contract is attached hereto and incorporated herein by reference.

ATTEST:	**THE CITY OF CORPUS CHRISTI**
_____	_____
Rebecca Huerta	Dan McQueen
City Secretary	Mayor

Corpus Christi, Texas

_____of _____, _____

The above resolution was passed by the following vote:

Dan McQueen	_____
Rudy Garza	_____
Paulette Guajardo	_____
Michael Hunter	_____
Joe McComb	_____
Ben Molina	_____
Lucy Rubio	_____
Greg Smith	_____
Carolyn Vaughn	_____

STANDARD FORM CONTRACT FOR PROVIDING WATER WHERE PROPERTY IS SITUATED PARTLY OR WHOLLY BEYOND CITY LIMITS

STATE OF TEXAS §

COUNTY OF NUECES §

THIS CONTRACT AND AGREEMENT made and entered into an original by and between, John C. Avila (Owner), whose address is 4613 Grand Lake Drive, Corpus Christi, TX 78413 and the City of Corpus Christi, Texas ("City"), a home rule city of more than 250,000 population, a municipal corporation and body politic under the laws of the State of Texas, of 1201 Leopard Street, Corpus Christi, Texas 78401, County of Nueces, State of Texas, for good and valuable consideration in hand received by the parties respectively and upon the covenants and conditions hereafter stated:

W I T N E S S E T H:

I. Owner is owner in fee simple and of all existing rights, titles and interests therein of all the following described property located in Nueces County, Texas, which is situated partly or wholly beyond the corporate limits of the City of Corpus Christi, and further, the property is not principally used for port-related industry, as defined by Section 55-111, as amended, Code of Ordinances, City of Corpus Christi, and is generally delineated on the map attached to this contract and marked "**Exhibit A**" and being more particularly described as follows, to-wit:

> Robertson William J. Farm Tracts, 1 Acre out of Lot 5-A Tract 20, also commonly known by its street address as 6917 Jurica Road, Corpus Christi, TX 78417

II. City agrees to deliver City water to such property or to waterlines on the property, under rules and regulations promulgated and authorized by Sections 55-111 as amended, of the Code of Ordinances, City of Corpus Christi.

III. Owner and Lien Holder agree to construct all improvements on such property under all City codes and regulations and to obtain all City technical construction permits as though the property were inside the City. Owner and Lien Holder consent to inspections of all of such construction of duly authorized inspectors or representatives of City departments charged with enforcement of the codes and regulations. Owner and Lien Holder agree that, as to any improvements, the applicable codes and regulations are those codes and regulations that are in effect at the time of commencement of the improvements.

IV. All connections to the City water system are subject to the same rules and regulations regarding standards of delivery of water service, including installation and disconnections for failure to pay charges, as consumers within the City limits.

V. **IT IS AGREED** by and between the parties hereto that all of the above conditions shall be binding upon the successors and assigns of the said Owner and each of them, if multiples, and constitutes a covenant running with the land.

WITNESS OUR HAND this ____ day of _____, 2016.

OWNER: John C. Avila

_____
John C. Avila, Owner

STATE OF TEXAS §
§
COUNTY OF NUECES §

This instrument was acknowledged before me on this the ___ day of _____, 2016, by John C. Avila, Owner.

_____
Notary Public, State of Texas

City of Corpus Christi:

ATTEST:

By: _____
Rebecca Huerta
City Secretary

By: _____
Daniel McGinn, Interim Director
Development Services Department

STATE OF TEXAS §
COUNTY OF NUECES §

This instrument was acknowledged before me on this ____ day of _____, 2016, by Rebecca Huerta, City Secretary, of the City of Corpus Christi, a Texas home-rule municipal corporation, on behalf of said corporation.

_____
Notary Public, State of Texas

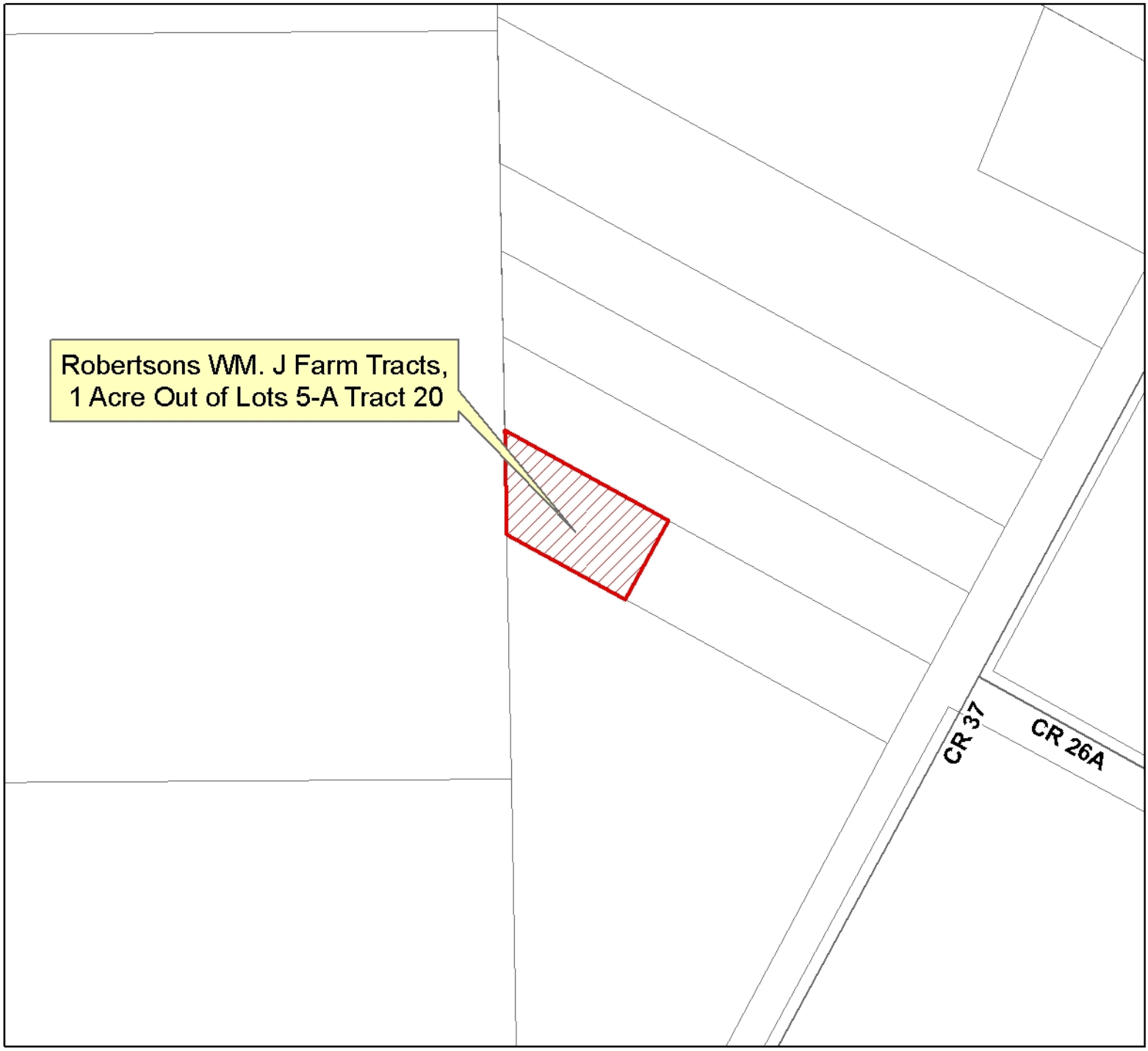
STATE OF TEXAS §
COUNTY OF NUECES §

This instrument was acknowledged before me on this ____ day of _____, 2016, by Daniel McGinn, Interim Director, Development Services Department, of the City of Corpus Christi, a Texas home-rule municipal corporation, on behalf of said corporation.

_____
Notary Public, State of Texas

APPROVED AS TO FORM: _____ day of _____, 2016.

_____
Buck Brice
Assistant City Attorney
for the City Attorney



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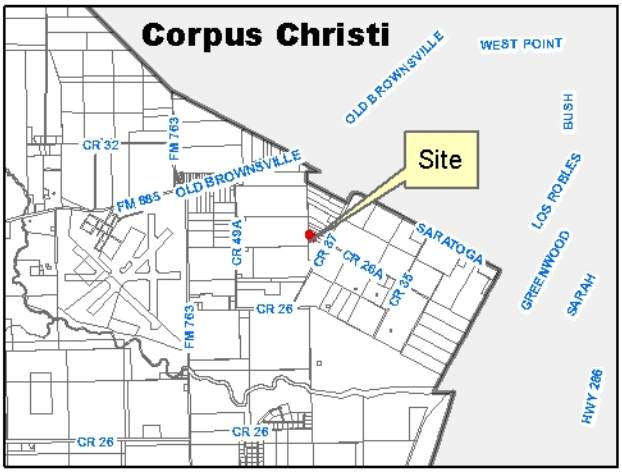

Exhibit "A"

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Water Contract Location Map

City Limits

Date Created: 11/2/2016
Prepared By: Ivette J. Magallanez
Department of Development Services
Projected Coordinate System: NAD_1983_StatePlane_Texas_South_FIPS_4205_Feet
Projection: Lambert_Conformal_Conic
File:K:\DevelopmentSvcs\SHARED\GIS Projects\Cases\2016 Water Contracts\FARM TRACKS\1AC-LT5A\ROBERTSON WM J FARM TRS 1 AC OUT OF LT 5-A TR 20OCLWC.mxd