



AGENDA MEMORANDUM

Future Item for the City Council Meeting of December 20, 2016
Action Item for the City Council Meeting of January 10, 2017

DATE: November 8, 2016

TO: Margie C. Rose, City Manager

FROM: Julio Dimas, Interim Director, Development Services Department
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<p>Resolution authorizing the City Manager or designee to enter into an Outside City Limit Water Contract for property located at 6917 Jurica Road</p>

CAPTION:

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.

PURPOSE:

City Council approval is required for the outside city limits water contract before the contract for such service can become effective. The City Manager or designee is authorized to execute water service contracts upon Council approval.

RECOMMENDATION:

Approval of the resolution authorizing the City Manager or designee to enter into an outside city limits water contract with the property owner of 6917 Jurica Road located outside the city limits pursuant to Section 55-113 of the City Code of Ordinances. The water contract will be with John C. Avila, the owner of the property.

BACKGROUND AND FINDINGS:

Section 55-111 of the Code of Ordinances requires a written service contract between the City and all owners and record mortgagees and lienholders of such property. The property owner, John C. Avila, is currently building a home outside the city limits on property of 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. In order to obtain public water, the property owners must comply with the following requirements:

- a. Enter into a written service contract with the City;
- b. Submit plans that are in compliance with all city codes and obtain all city permits as if the property were within the City limits; and
- c. Allow inspections of all such construction.

Water connection will not be approved until after the water service contract has been approved and recorded in the Nueces County records. Pursuant to the requirements of the water service contract, construction may only occur in compliance with City regulations, including construction permit requirements, as though the property were inside the City.

Staff recommends the City Council approve authorizing the City Manager or designee to enter into outside city limits water contracts with the property owners to provide public water to their property located outside the city limits.

ALTERNATIVES: Not recommended

OTHER CONSIDERATIONS: Not Applicable

CONFORMITY TO CITY POLICY: Section 55-111 of the City Code requires City Council approval of outside-City-limits water contracts.

EMERGENCY / NON-EMERGENCY: Non-Emergency

DEPARTMENTAL CLEARANCES: Legal

FINANCIAL IMPACT:

☐ Operating ☐ Revenue ☐ Capital ☒ Not applicable

Fiscal Year: 2016-2017	Current Year	Future Years	TOTALS
Line Item Budget			
Encumbered / Expended Amount			
This item			
BALANCE			

Fund(s):

Comments: None

LIST OF SUPPORTING DOCUMENTS

Resolution with OCL Water Contract w/ Exhibit A Presentation