

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A LICENSE AGREEMENT WITH DALLAS AREA RAPID TRANSIT RELATED TO DRAINAGE IMPROVEMENTS UNDER AND ALONG THE DALLAS, GARLAND, & NORTHEASTERN RAILROAD, INC (DGNO) RAIL LINE FOR THE DUNCAN HEIGHTS STREET REPLACEMENTS PROJECT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Carrollton (“City”) and Dallas Area Rapid Transit (“DART”), mutually desire to enter into a License Agreement (“Agreement”) to allow for the construction of drainage improvements under and along the DGNO rail line on the west side of Duncan Heights; and,

WHEREAS, the City agrees to pay a license fee in the amount of \$10.00 for the Agreement; and,

WHEREAS, the drainage improvements are necessary in order to properly convey stormwater runoff; and

WHEREAS, an Agreement with DART is necessary in order to allow the City to construct and maintain the drainage system improvements.

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

SECTION 1:

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified, and incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2:

The City Manager, or designee, is authorized to execute an Agreement with DART for the drainage improvements under and along the DGNO rail line.

SECTION 3:

The City Manager, or designee, is authorized to take those steps reasonable and necessary to comply with the intent of this Resolution.

SECTION 4:

This Resolution shall take effect immediately from and after its passage.

PASSED and APPROVED on this 2nd day of April 2024.

CITY OF CARROLLTON, TEXAS

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

Approved as to form:

Approved as to content:

Meredith A. Ladd, City Attorney

Jonathan Wheat, P.E.,
Director of Engineering