

December 8, 2021

WHEREAS, the City of Dallas has plans to install storm drainage improvements in the area near Commerce Street and Vilbig Road to alleviate flooding impacts to adjacent properties; and

WHEREAS, the proposed improvements require the construction of a 36-inch diameter storm drainage pipe within Dallas, Garland & Northeastern Railroad property to connect to the existing drainage system; and

WHEREAS, the City of Dallas desires to enter into an Occupancy License Agreement with Dallas, Garland & Northeastern Railroad to allow for the construction, operation, and maintenance of the 36-inch diameter storm drainage pipe within the railroad right-of-way.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to execute an Occupancy License Agreement with Dallas, Garland & Northeastern Railroad, approved as to form by the City Attorney, to construct, operate, and maintain a 36-inch diameter storm drain within the railroad right-of-way, in an amount not to exceed \$15,300.00.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$15,300.00 to Dallas, Garland & Northeastern Railroad, from the Stormwater Drainage Management Capital Construction Fund, Fund 0063, Department SDM, Unit W514, Object 3099, Program SD20W514, Encumbrance/Contract No. SDM-2021-00015885, Vendor VS0000033625.

SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.