

RESOLUTION NO. 2016 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DENTON, TEXAS REGARDING THE PROPOSED SITE FOR THE CONSTRUCTION, EXPANSION AND USE OF THE UNDERWOOD SUBSTATION LOCATED IN THE C.W. BYERLY SURVEY, ABSTRACT NO. A1458A, GENERALLY WEST OF I35 WEST AND AT THE INTERSECTION OF UNDERWOOD RD. AND FM 2449, IN THE CITY OF DENTON, DENTON COUNTY, TEXAS; BEING LOCATED IN THE SERVICE TERRITORY OF DENTON MUNICIPAL ELECTRIC; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Denton Municipal Electric ("DME"), the City of Denton's electric department, has previously announced that in order to serve future load and needs of its customers the necessity exists for the construction, expansion and use of a substation, the Underwood Substation, located in the C.W. Byerly Survey, Abstract Number A1458A, generally west of I35 West and at the intersection of Underwood Rd and FM 2449, in the City of Denton, Denton County, Texas; being located in the certificated service territory of DME; and

WHEREAS, DME has diligently examined a number of possible locations in the southwest part of the City, in order to determine an appropriate site for the construction, expansion and use of the substation; and it has considered the impact on homeowners, any displacement of residents, the cost of easements, transmission and distribution line construction costs, engineering factors, and other relevant factors to the extent reasonably possible; and

WHEREAS, DME staff then conducted an open house, with advanced notices being mailed to landowners who own property within five-hundred (500) feet of the potential substation sites, in order to inform the public regarding the sites for the proposed construction, expansion and use of the Underwood Substation, and receive public input on the same; and

WHEREAS, after the open house, the City's Public Utility Board ("PUB"), during a regularly scheduled open meeting, on July 25, 2016, held a public hearing to allow further public input before making a recommendation to the City Council for the construction of the Underwood Substation; and

WHEREAS, the PUB, after considering any and all public comment and the recommendations of DME staff, recommended to City Council by a vote of 6-0 that the attached site option map, be selected as the site for the location and construction of the Underwood Substation; and

WHEREAS, the City Council, after considering all of the facts and circumstances, is of the opinion, and the City Council finds, that attached site option map location is a feasible site option for the location and construction of the Underwood Substation; NOW, THEREFORE

THE COUNCIL OF THE CITY OF DENTON RESOLVES:

SECTION 1. The City Council approves the site depicted upon the site map attached hereto, as the site for location and construction of Denton Municipal Electric's Underwood Substation; and the same is depicted as the site shown on the attached map marked as Exhibit "1" which is incorporated by reference herein, and accordingly directs DME to acquire the site so designated, in substantial compliance with that tract of land which is shown on the attached map.

SECTION 2. The recitals set forth in the preamble to this resolution are incorporated in, and are made a part of this resolution for all purposes.

SECTION 3. This resolution shall take effect immediately from and after its adoption.

PASSED AND APPROVED this the _____ day of _____, 2016.

CHRIS WATTS, MAYOR

ATTEST:

JENNIFER WALTERS, CITY SECRETARY

By: _____

APPROVED AS TO LEGAL FORM:

ANITA BURGESS, CITY ATTORNEY

By: _____

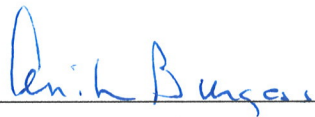
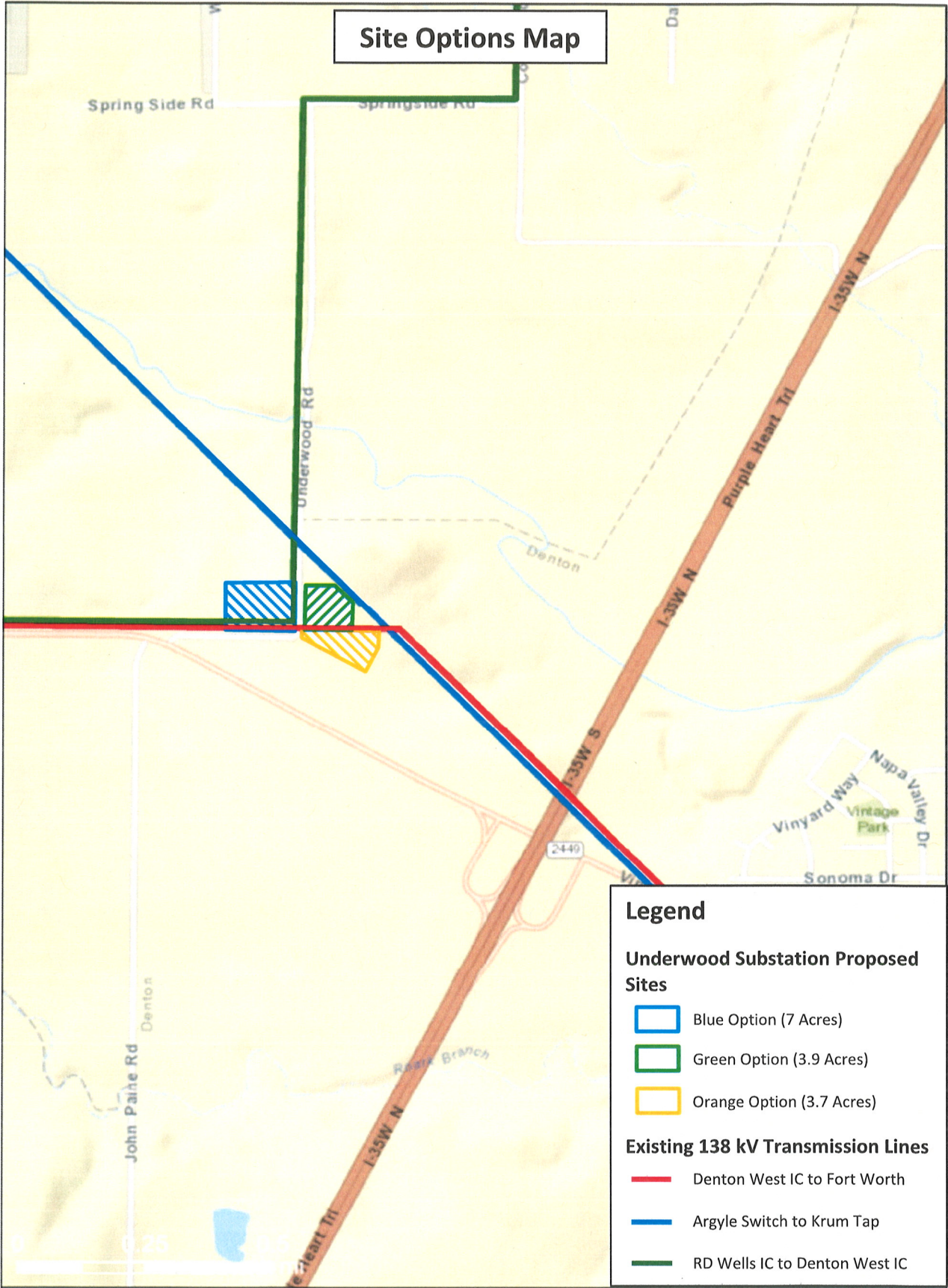


Exhibit 1



**Underwood Substation
Proposed Sites**

