

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DENTON, TEXAS REGARDING THE PROPOSED SITE FOR THE CONSTRUCTION, EXPANSION AND USE OF AN ELECTRIC POWER TRANSMISSION/DISTRIBUTION SUBSTATION LOCATED AT THE SOUTHEASTERN CORNER OF WEST EAGLE DRIVE AND BERNARD STREET, IN THE CITY OF DENTON, DENTON COUNTY, TEXAS, AND PART OF DENTON MUNICIPAL ELECTRIC'S SERVICE TERRITORY; 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 Eagle Substation, in the general area of the southeastern corner of W. Eagle Dr. and Bernard St, in the City of Denton, Denton County, Texas (also referred to below as the "Orange Site"), and the same being located in the certificated service territory of DME; and

WHEREAS, DME has diligently examined a number of possible locations in the southwest central 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 two open houses (May 20, 2015 and July 23, 2015), 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 Eagle Substation, and receive public input on the same; 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 6-1 that the "Orange Site", be selected as the site for the location and construction of the Eagle Substation; and

WHEREAS, after the open houses, the City Council, during a regularly scheduled open meeting, on October 20, 2015, held a public hearing to allow further public input before making a recommendation to the City Council for the construction of the Eagle Substation; and

WHEREAS, the City Council, after considering all of the facts, circumstances and the recommendation of the PUB, is of the opinion, and the City Council finds, that the "Orange Site", located in the general area of the southeastern corner of W. Eagle Dr. and Bernard St, in the City of Denton, Denton County, Texas, is a feasible site option for the location and construction of the Eagle Substation; NOW, THEREFORE

THE COUNCIL OF THE CITY OF DENTON RESOLVES:

SECTION 1. The City Council approves the "Orange Site", located in the general area of the southeastern corner of W. Eagle Dr. and Bernard St, in the City of Denton, Denton County, Texas, and depicted on the attached site map marked as Exhibit "1", as the site for the location and construction of Denton Municipal Electric's Eagle Substation and accordingly directs DME to acquire the property rights to the site so designated, in substantial compliance with what is depicted 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:  \_\_\_\_\_



