

ORDINANCE NO. 20070201-010

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A COST PARTICIPATION AGREEMENT WITH CENTEX HOMES, INC. FOR CONSTRUCTION OF A 12-INCH WATER MAIN AND APPURTENANCES TO PROVIDE WATER SERVICE TO THE RIDGEVIEW SUBDIVISION; AND WAIVING REQUIREMENTS OF SECTION 25-9-62 OF THE CITY CODE RELATING TO AMOUNT OF COST PARTICIPATION.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. This ordinance applies to an application for cost reimbursement under City Code Chapter 25-9, Article 1, Division 2, Subpart B (*Cost Reimbursement And Cost Participation*) by Centex Homes, Inc. for construction of a 12-inch water main and appurtenances to provide water service to the Ridgeview Subdivision located along U.S. Highway 290 West, east of South View Road.

PART 2. The council authorizes the city manager to negotiate and execute a cost reimbursement agreement with Centex Homes, Inc. allowing reimbursement of 33% of the actual construction costs of the 12-inch water main up to a maximum amount of \$165,082.

PART 3. The council waives the provisions of Section 25-9-62 (*Amount of Cost Participation*) of the City Code prescribing the maximum amount of City cost participation in an oversized water line.

This ordinance takes effect on February 12, 2007.

PASSED AND APPROVED

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| _____ February 1 _____, 2007 | § § § _____ Will Wynn Mayor |
| APPROVED: _____ David Allan Smith City Attorney | ATTEST: _____ Shirley A. Gentry City Clerk |