

ORDINANCE 2022-08_____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CUERO, TEXAS, AUTHORIZING AND APPROVING A RIGHT OF WAY EASEMENT FOR WATER AND WASTEWATER UTILITIES FROM MICHAEL SISCO AND WIFE GENEVIEVE SISCO AS GRANTORS TO THE CITY OF CUERO, AS GRANTEE, ON, OVER, UNDER AND ACROSS REAL PROPERTY, BEING ACROSS THAT CERTAIN 36.245 ACRE TRACT OF LAND IN THE JOHN J. TUMLINSON SURVEY, ABSTRACT 45, IN DEWITT COUNTY, TEXAS AND AUTHORIZING THE MAYOR'S EXECUTION OF SAID RIGHT OF WAY EASEMENT AND DECLARING AN EMERGENCY.

WHEREAS, MICHAEL SISCO AND WIFE, GENEVIEVE SISCO("OWNERS") are the owners of that 36.245 acre tract of land in the John J. Tumlinson Survey, Abstract 45, in DeWitt County, Texas and being called that 36.245 acre tract of land described in that deed dated December 18, 2020 from Donald M. Stiles Jr., et al to Michael Sisco and wife, Genevieve Sisco recorded with Instrument No. 134011 of the Official Public Records of DeWitt County, Texas; and

WHEREAS, the City of Cuero provides utility services to the public, which includes water and waste water, including sewer services, and is in need of a right of way easement for utilities on, over, across and under the OWNER'S property described above; and

WHEREAS, the City does hereby approve the right of way easement for utility service in the form attached hereto as Exhibit "A"; and

WHEREAS, this City Council does hereby authorize and direct the Mayor of the City of Cuero to execute the Right of Way Easement attached hereto as Exhibit "A".

NOWHEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CUERO, TEXAS:

SECTION ONE. That the City Council of the City of Cuero does hereby approve the Right of Way Easement for Utility Services from MICHAEL SISCO AND WIFE, GENEVIEVE SISCO to the City of Cuero in the form attached hereto as Exhibit "A";

SECTION TWO. That the Mayor of the City of Cuero, he and she is hereby authorized and directed to sign on behalf of the City of Cuero, the Right of Way Easement attached hereto as Exhibit "A".

SECTION THREE. In order for the grant of this easement to take place in a timely manner it is necessary that this Ordinance be adopted immediately. Such facts constitute an emergency for the preservation of the public health, safety, and business demanding that the Rule which requires ordinances to be read at more than one meeting of the City Council be and the same is hereby suspended and this Ordinance shall take effect immediately upon and after its passage on first reading.

UPON MOTION OF COUNCILMEMBER _____, SECONDED BY COUNCILMEMBER _____, THAT THE ORDINANCE BE PASSED ON EMERGENCY READING THE _____ DAY OF _____, 2022, AYES: _____ NAYES: _____ MOTION CARRIED.

FINALLY ADOPTED AND APPROVED THE _____ DAY OF _____, 2022.

Sara Post Meyer
MAYOR

ATTEST:

JENNIFER ZUFELT
CITY SECRETARY

APPROVED AS TO LEGALITY:

JAMES K. CRAIN, III
CITY ATTORNEY