

RESOLUTION

COPPELL INDEPENDENT SCHOOL DISTRICT

10 FOOT WIDE STORM WATER DRAINAGE EASEMENT

STATE OF TEXAS

§

§

COUNTY OF DALLAS

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WHEREAS, as part of the Settlement Agreement between the Coppel Independent School District, CB Parkway Business Center VI, Ltd., Trammell Crow Company No. 43, Ltd. (the “Billingsley Companies”), and the City of Coppel, the District entered into an Infrastructure Development Agreement with Billingsley Development Corporation on October 3, 2008 whereby the parties agreed upon terms and conditions regarding the future construction of public infrastructure for development of the Cypress Waters property; and

WHEREAS, according to the terms of the Infrastructure Development Agreement, the District agreed to act in good faith in the creation of drainage easements over the District’s properties for any drainage reasonably needed to serve the Billingsley Companies’ properties; and

WHEREAS, in accordance with the Infrastructure Development Agreement, Coppel Independent School District’s civil engineers have been working with the Billingsley Company’s civil engineers in negotiating and drafting a ten foot wide (10’) drainage easement on District property and such drainage easement will be granted to Trammell Crow Company No. 43, Ltd., for the purpose of constructing, maintaining and using surface storm water drainage in, on and under District property;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Coppel Independent School District that the District is hereby authorized to enter into a written 10 foot storm water drainage easement with Trammell Crow Company No. 43, Ltd., a Texas limited partnership, in, on and under one tract of land totaling approximately 0.370 acres of land owned by the District, said tract being located in Dallas County, Texas, including the performance of certain obligations related to the easement as listed in the drainage easement attached hereto as Exhibit “A”, upon the terms and conditions hereby approved by the Board of Trustees.

BE IT FURTHER RESOLVED that the drainage easement attached hereto as Exhibit "A" is approved and adopted by the Coppell Independent School District Board of Trustees.

BE IT FURTHER RESOLVED that the President, Vice President, Secretary of the Board of Trustees, the Superintendent of Schools, and the Assistant Superintendent for Business and Support Services are each authorized to sign on behalf of the Coppell Independent School District the attached drainage easement, or a drainage easement that is similar in form and substance to the attached Exhibit A including any revision, addendum, or any amendment thereto, and any other document necessary to close this transaction or effectuate the purposes of this Resolution.

BE IT FURTHER RESOLVED that the School District Administration is authorized to take any and all appropriate action to accomplish and effectuate the purposes of this Resolution.

PASSED, APPROVED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE COPPELL INDEPENDENT SCHOOL DISTRICT, DALLAS COUNTY, TEXAS on the 14th day of January, 2013.

COPPELL INDEPENDENT SCHOOL DISTRICT

By: _____
Anthony Hill, President
Board of Trustees

ATTEST:

By: _____
Susie Kemp, Secretary
Board of Trustees

EXHIBIT A

[to be attached]