

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, GRANTING A 0.947-ACRE EASEMENT TO ONCOR ELECTRIC DELIVERY COMPANY, LLC FOR ELECTRIC FACILITIES NECESSARY FOR THE CONSTRUCTION OF THE RENEWABLE NATURAL GAS FACILITY LOCATED AT THE TEMPLE LANDFILL; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, at its May 2, 2024 meeting, City Council approved a gas rights agreement with WM Renewable Energy, LLC (WMRE) to construct, develop, and operate a renewable natural gas (RNG) production facility at the Temple Landfill;

Whereas, the RNG production facility will recover, process, and market RNG that is converted from landfill gases (LFG) - WMRE is currently constructing the facility with an estimated date of June 30, 2025 to achieve full operating capacity;

Whereas, the RNG production facility is being constructed on City-owned property, which is subleased to WMRE by Waste Management of Texas, the landfill operator - therefore, any easements needed to provide utilities to the RNG production facility must be granted by the City;

Whereas, in order to provide electricity to the RNG production facility, Oncor Electric Delivery Company, LLC (Oncor) needs to construct new electrical infrastructure and has requested a 0.947-acre easement from the City for the location of Oncor's facilities;

Whereas, Staff recommends Council grant a 0.947-acre easement to Oncor for electric facilities necessary for the construction of the RNG facility located at the Temple Landfill; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Part 2: The City Council grants a 0.947-acre easement to Oncor Electric Delivery Company, LLC for electric facilities necessary for the construction of the renewable natural gas facility located at the Temple Landfill, and authorizes the City Manager, or her designee, after approval as to form by the City Attorney's Office, to execute any necessary documents.

Part 3: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **19th** day of **September, 2024**.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney