

**RESOLUTION 2018-12**



STATE OF TEXAS §

COUNTY OF COMAL §

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**AUTHORIZING AN AGREEMENT TO CONTRIBUTE RIGHT OF WAY  
FUNDS FOR THE STATE HIGHWAY 46 IMPROVEMENTS FROM  
BENTWOOD DRIVE TO FM 3159**

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**WHEREAS**, Texas Transportation Code Sections 201.103 and 222.052 establish that the State shall design, construct, and operate a system of highways in cooperation with local governments; and

**WHEREAS**, Texas Transportation Code Section 201.209 authorizes the State and a local government to enter into agreements in accordance with Texas Government Code, Chapter 791; and

**WHEREAS**, the State has deemed it necessary to make certain highway improvements on Highway No. 46 from Bentwood Drive to FM 3159, in Comal County, and this section of highway improvements will necessitate the acquisition of certain right-of-way and the relocating and adjusting of utilities; and

**WHEREAS**, the Comal County Commissioners Court hereby finds and determines that the improvements to State Highway 46 from Bentwood Drive to FM 3159 are in the best interests of the citizens of Comal County;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF  
COMAL COUNTY IN NEW BRAUNFELS, TEXAS THAT:**

The County of Comal hereby adopts this Resolution approving entering the Agreement to Contribute Right-of-Funds (Fixed Price) with the State of Texas, acting through the Texas Department of Transportation and authorizes the County Judge to sign the agreement on behalf of Comal County, Texas.

**PASSED AND ADOPTED by Comal County Commissioners' Court in New Braunfels,  
Texas on this the, 29<sup>th</sup> day of March, 2018.**

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Sherman Krause, County Judge

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Donna Eccleston  
Commissioner, Pct. #1

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Scott Haag  
Commissioner, Pct. #2

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Kevin Webb  
Commissioner, Pct. #3

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Jen Crownover  
Commissioner, Pct. #4

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Attest: Bobbie Koepf  
Comal County Clerk