

RESOLUTION NO. R-2024-110

**APPROVING AN INTERLOCAL AGREEMENT WITH BASTROP COUNTY
FOR A LAND SURVEY**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BASTROP AND BASTROP COUNTY REGARDING SURVEYING A PORTION OF LAND LOCATED SOUTH OF HUNTERS CROSSING AND EAST OF SH 304, AS ATTACHED IN EXHIBIT A; AUTHORIZING THE EXECUTION OF ALL NECESSARY DOCUMENTS; PROVIDING FOR FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; PROPER NOTICE AND MEETING.

WHEREAS, the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, authorizes local governments to enter interlocal contracts for the provision of governmental functions, including for planning, engineering, for streets, roads and drainage, and for other governmental functions in which the contracting parties are mutually interested; and

WHEREAS, the City of Bastrop and Bastrop County (“Parties”) are local governments as that term is defined in Section 271.101(2) of the Texas Local Government Code; and

WHEREAS, the City and the County are mutually interested in certain drainage improvements related to the Hunter’s Crossing Channel outflow on a portion of land located south of Hunter’s Crossing and east of State Highway 304 that is located both within the City limits and in the shared jurisdiction with the County in the City’s extraterritorial jurisdiction; and

WHEREAS, the City desires to enter into an Interlocal Agreement with the County (“Agreement”), attached hereto and incorporated herein as **Exhibit A**, for professional survey services for the drainage analysis of the Hunter’s Crossing Channel outfall; and

WHEREAS, the City Council today desires to approve the Agreement, attached hereto and incorporated herein as **Exhibit A**.

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

- Section 1. Finding of Facts:** 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 Bastrop, Texas, and are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- Section 2. Approval & Execution:** The City Council hereby approves the Agreement, which is attached and incorporated herein as **Exhibit A**, and authorizes the execution of the Agreement on behalf of the City.
- Section 3. Repealer:** To the extent reasonably possible, resolutions are to be read together in harmony. However, all resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters regulated.
- Section 4. Severability:** Should any portion or part of this Resolution be held for any reason invalid or unenforceable by a court of competent jurisdiction, the same shall not be construed to affect any other valid portion hereof, but all valid portions hereof shall remain in full force and effect.
- Section 5. Effective Date:** This Resolution shall be in full force and effect from and after its passage.
- Section 6. Proper Notice & Meeting:** The City Council hereby finds and declares that written notice of the date, hour, place, and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Texas Open Meetings Act, Chapter 551, Texas Government Code, as amended.

DULY RESOLVED & ADOPTED by the City Council of the City of Bastrop, Texas, on this, the 17th day of September 2024.

[Signature Page to Follow]

THE CITY OF BASTROP, TEXAS:

Lyle Nelson, Mayor

ATTEST:

Irma Parker, Interim City Secretary

APPROVED AS TO FORM:

Alan Bojorquez, City Attorney