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## City Council Regular Meeting

**DEPARTMENT:** Development Services

**FROM:** Tony D. McIlwain, Development Services Director

**MEETING:** July 20, 2026

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**SUBJECT:**

Consider and take possible action on an update to the 2<sup>nd</sup> amendment to the 1445 Agreement (i.e. subdivision platting ILA) with Johnson County (CSO# 6135-05-2026) (CSO#1189-11-2019) for platting, permitting and floodplain authority within the city's extraterritorial jurisdiction (ETJ). (Staff Contact: Tony D. McIlwain, AICP, CFM, Development Services Director)

**STRATEGIC PRIORITY AND GOAL(S):**

| Strategic Priority                                                                                                                                        | Strategic Goal                                                                                          |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------|
|  <p><b>Dynamic &amp; Preferred City</b><br/>Through Managed Growth</p> | 2.2 Promote sustainable residential and commercial development through strategic and long-term planning |

**SUMMARY:**

City Council approved a 2<sup>nd</sup> amendment to the 1445 Agreement with Johnson County on May 18<sup>th</sup>. That amendment includes only Tract 2 within the TallGrass municipal management district (MMD). However, considering the ETJ boundary agreement with Fort Worth, city staff is bringing the ILA back before the Council to include ALL tracts within the TallGrass development.

The approved development agreement with TallGrass references the City's intent to exercise exclusive jurisdiction over the platting and permitting of the project. In order to do that, it is necessary to amend the existing interlocal agreement (ILA) with Johnson County that details the platting authority for properties within Burleson's extra-territorial jurisdiction (ETJ).

Currently the City exercise platting authority for all ETJ properties. The proposed update to the second amendment to the ILA will provide the following:

1. City and County agree that City has the exclusive authority to regulate all subdivision plats and approve all related permits for the real property set forth in Exhibit "A", attached hereto and incorporated herein by reference for all purposes, located within the North Johnson County Municipal Management District No. 1, created pursuant to Article III, Section 52, Article XVI, Section 59, and Article III, Section 52-a of the Texas Constitution, located within City's ETJ.
2. City and County agree that City has authority to handle and is responsible for flood plain enforcement within the real property set forth in Exhibit "A", attached hereto and incorporated herein by reference for all purposes, located within the North Johnson County Municipal Management District No. 1, created pursuant to Article III, Section 52, Article XVI, Section 59, and Article III, Section 52-a of the Texas Constitution, located within City's ETJ.

Additionally, this update to the 2nd amendment provides clarifying language to the City's plat approval authority for any TallGrass preliminary or final plats approved prior to, on, or after the effective date of the Agreement.

**RECOMMENDATION:**

Staff recommends approval of the update to the second amendment to the 1445 Agreement with Johnson County.

**PRIOR ACTION/INPUT (Council, Boards, Citizens):**

April 1, 2002: City Council approved the 1445 Agreement with Johnson County.

November 11, 2019: City Council approved the first amendment to the 1445 Agreement with Johnson County (CSO# 1189-11-2019).

May 18, 2026: City Council approved a 2<sup>nd</sup> amendment to the 1445 Agreement (CSO# 6135-05-2026).

**REFERENCE:**

CSO# 6135-05-2026  
CSO# 1189-11-2019

**FISCAL IMPACT:**

Proposed Expenditure/Revenue: n/a  
Account Number(s): n/a  
Fund: n/a  
Account Description: n/a  
Procurement Method: n/a

**STAFF CONTACT:**

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