

**CITY OF EVERMAN, TEXAS
RESOLUTION NO. 2023-02-04**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EVERMAN, TEXAS, APPROVING A FIRST AMENDED AND RESTATED INTERLOCAL COOPERATION AGREEMENT FOR WICHITA STREET WIDENING PROJECT WITH THE CITY OF FOREST HILL, TEXAS; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 791 of the Texas Government Code (the Texas Interlocal Cooperation Act) provides for the cooperation between local governmental bodies; and

WHEREAS, pursuant to that Act, the City of Forest Hill as project manager has entered into a Funding Interlocal Agreement for the Widening of Wichita Street with Tarrant County (the “County Funding Agreement”) for the purpose of providing funding through the Tarrant County 2021 Transportation Bond Program to a needed transportation project within the boundaries of the County and the City, to wit, the widening of Wichita Street from a two-lane asphalt road to a five-lane concrete road from Interstate 20 frontage road to Roy C. Brooks Boulevard (the “Project”); and

WHEREAS, the County Funding Agreement requires the City to obtain certain permissions and assurances from the City of Everman in relation to portions of the Project extending into the City of Everman; and

WHEREAS, on February 7, 2023, the City Council of the City of Everman approved an Interlocal Cooperation Agreement providing the required permissions and assurances from the City of Everman; and

WHEREAS, thereafter, the County identified certain revisions necessary to the language of the Interlocal Cooperation Agreement, which revisions do not affect the permissions and assurances from the City of Everman and which are set forth in the attached First Amended and Restated Interlocal Cooperation Agreement for Wichita Street Widening Project with the City of Forest Hill; and

WHEREAS, the City Council of the City of Everman finds that it serves the best interest of the citizens of the City of Everman to approve said First Amended and Restated Interlocal Cooperation Agreement with the City of Forest Hill.

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

SECTION 1. The recitals and findings set forth above and adopted as true and correct and made a part hereof.

SECTION 2. The City Council of the City of Everman, Texas hereby approves the First Amended and Restated Interlocal Cooperation Agreement for Wichita Street Widening Project between the City of Everman, Texas and the City of Forest Hill, Texas, which is attached hereto and

incorporated herein as Exhibit 'A'; and, the City Manager is hereby authorized to execute said Agreement on behalf of the City in substantially the form attached hereto as Exhibit "A".

SECTION 3. That this Resolution shall become effective immediately from and after its passage.

DULY RESOLVED AND ADOPTED by the City Council of the City of Everman, Texas, on this the 21st day of February 2023.

APPROVED:

Ray Richardson, Mayor

ATTEST:

Mindi Parks, City Secretary

APPROVED AS TO FORM:

John D. Oliver, Asst. City Attorney
(020923vwtTM133531)

Exhibit A
[First Amended and Restated Interlocal Cooperation Agreement
for Wichita Street Widening Project]