

## **Exhibit B**

### **A RESOLUTION**

#### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS APPROVING A SERVICES AGREEMENT FOR THE PROVISIONS OF CITY SERVICES FOR A TRACT OF PROPERTY ON AMMANN ROAD; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE OF THE AGREEMENT**

**WHEREAS**, on December 12, 2024, the City of Fair Oaks Ranch received a petition from BRMK Boerne Ranch, LLC for the annexation of +/-344.6 acres of undeveloped land in the City's extraterritorial jurisdiction (ETJ), situated along Ammann Road to the south and west , and

**WHEREAS**, on May 20, 2025 the City Council approved Resolution 2025-27 accepting the annexation petition and authorizing the City Manager to negotiate a municipal services agreement with the petitioner , and

**WHEREAS**, Texas Local Government Code ("LGC") Section Chapter 43, Subchapter C-3 Section 43.0672 requires the City Council, prior to adopting an annexation ordinance, to enter into a written agreement with the owners of the land for the provision of municipal services, and

**WHEREAS**, the City Council, after holding the required public hearing on the proposed annexation, anticipates annexing the property on July 3, 2025, and

**WHEREAS**, the City Council finds it to be in the best interest of the citizens of Fair Oaks Ranch to approve a Services Agreement and authorize the City Manager to execute the Agreement prior to annexation in accordance with LGC Section 43.0672.

#### **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS:**

- Section 1.** That the City Council approves the Services Agreement attached as **(Exhibit A)**, declares the Agreement shall be effective upon annexation of the +/- 344.6 acre tract of property located on Ammann Road, and authorizes the City Manager to execute the Agreement prior to annexation.
- Section 2.** That the recitals contained in the preamble hereto are hereby found to be true and such recitals are hereby made a part of this resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.
- Section 3.** If any provision of this resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this resolution would have been enacted without such invalid provision.
- Section 4.** That it is officially found, determined, and declared that the meeting at which this resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.

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- Section 5.** All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this resolution are hereby repealed to the extent of such conflict, and the provision of this resolution shall be and remain controlling as to the matters resolved herein.
- Section 6.** This resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.
- Section 7.** This resolution shall be in force and effect from and after its final passage, and it is so resolved.

**PASSED, APPROVED, and ADOPTED on this 19<sup>th</sup> day of June 2025.**

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Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

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Christina Picioccio, TRMC  
City Secretary

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Denton Navarro Rodriguez Bernal Santee & Zech  
P.C., City Attorney