

## A RESOLUTION

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS AUTHORIZING EXECUTION OF AN AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF FAIR OAKS RANCH AND THE FAIR OAKS RANCH MUNICIPAL DEVELOPMENT DISTRICT; EXECUTION OF ALL APPLICABLE DOCUMENTS BY THE CITY MANAGER; AND PROVIDING AN EFFECTIVE DATE

**WHEREAS**, Chapter 791 of the Texas Government Code, as amended, titled Interlocal Cooperation Contracts (“ILA”), authorizes contracts between political subdivisions for the performance of governmental functions and services , and

**WHEREAS**, the City of Fair Oaks Ranch (“City”) and the Fair Oaks Ranch Municipal Development District (“MDD”) entered into an Interlocal Agreement (“Agreement”) on October 21, 2021, and

**WHEREAS**, the Agreement automatically renewed on October 1, 2024, to run concurrently with the fiscal year, and will automatically be renewed each year unless terminated, and

**WHEREAS**, the Parties find that it is in the best interest of the Parties for the City to provide fiscal, personnel, and professional services to the MDD under the terms of the Agreement, and

**WHEREAS**, the City Council finds it necessary to amend the Agreement for inclusion of certain direct services provided by the City for transparency.

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

- Section 1.** The Interlocal Agreement between the City of Fair Oaks Ranch and the Fair Oaks Ranch Municipal Development District shall be amended as set forth in the attached, as **Exhibit A**.
- 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.
- 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 5<sup>th</sup> day of December 2024.**

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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