

A RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH BEXAR COUNTY FOR THE REPAIR AND MAINTENANCE OF OLD FREDERICKSBURG ROAD, EXPENDITURE OF THE REQUIRED FUNDS, AND EXECUTION OF ALL APPLICABLE DOCUMENTS BY THE CITY MANAGER

WHEREAS, in January 2024, Bexar County informed the City of Fair Oaks Ranch that it would cease maintaining the section of Old Fredericksburg Road between I-10 and Dietz Elkhorn Road since their position is that section of the road should have been annexed by the City in 2017; and

WHEREAS, this section of Old Fredericksburg Road is located within the City of San Antonio Extraterritorial Jurisdiction (ETJ) and cannot be annexed by the City until San Antonio releases the road from its ETJ; and

WHEREAS, this section of Old Fredericksburg Road is in poor condition with significant potholes and deterioration and needs repair and maintenance; and

WHEREAS, the Interlocal Cooperation Act gives local governments the authority to contract with other governmental entities to increase efficiency and effectiveness; and

WHEREAS, the City and Bexar County desire to enter into an Interlocal Agreement (ILA) to share the cost of road repairs, and establish the City as the maintenance responsible party following completion of the repair project; and

WHEREAS, Bexar County will make every effort to assist the City in its petition(s) to San Antonio to release the ETJ and for annexation; and

WHEREAS, the ILA demonstrates regional cooperation between the City and Bexar County to address infrastructure challenges while fostering a smooth and mutually beneficial resolution; and

WHEREAS, the City Council finds it in the best interest of its residents to enter into an ILA with Bexar County to address long-term safety and reliability concerns for Old Fredericksburg Road.

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

Section 1 The City Council hereby authorizes the City Manager to execute an Interlocal Agreement (**Exhibit A**) with Bexar County for the repair and maintenance of Old Fredericksburg Road, to expend required funds up to \$205,882.37, and to execute any and all applicable documents to effectuate this resolution.

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 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 4th day of December 2025.

Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

Christina Picioccio, TRMC
City Secretary

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