

## 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 OLD FREDERICKSBURG ROAD WATER LINE REPLACEMENT PROJECT, EXPENDITURE OF THE REQUIRED FUNDS, AND EXECUTION OF ALL APPLICABLE DOCUMENTS BY THE CITY MANAGER

**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 has planned and budgeted for the Old Fredericksburg Road Water Line Replacement Project (CIP #21W) which will replace approximately 2,700 linear feet of water main along Old Fredericksburg Road, and

**WHEREAS**, Bexar County has planned and budgeted for the Old Fredericksburg Road Project which will reconstruct approximately 1.67 miles of Old Fredericksburg Road, and

**WHEREAS**, the City elected to joint bid with Bexar County to improve construction coordination, sequencing of work, reduce impact to nearby residents, and increase efficiency and effectiveness, and

**WHEREAS**, Bexar County released an invitation for bid for the project in October 2024 and has determined J3 Company, LLC to be lowest responsible bidder, and

**WHEREAS**, the cost for the City's water line replacement is \$537,575.00, and

**WHEREAS**, the City Council deems it necessary to execute an interlocal agreement with Bexar County to establish the rights and obligations of the parties with regard to project management, contract management, funding, construction oversight, inspection and acceptance of improvements.

**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 agreement with Bexar County for the Old Fredericksburg Road Water Line Replacement Project, to expend required funds up to \$535,575.00, with a 5% contingency in the amount of \$26,878.75, for a total not to exceed \$564,453.75, 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.

**Section3.** 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 21<sup>st</sup> day of November 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