

A RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE AN INTERLOCAL COOPERATION CONTRACT WITH THE TEXAS DEPARTMENT OF PUBLIC SAFETY ("DPS") FOR AND ON BEHALF OF THE CITY; AND OTHER MATTERS RELATED THERETO.

WHEREAS, due to changes occurring in the 88th Legislative Session, DPS was required to revise the Interlocal Cooperation Contract ("ICC") related to the Failure to Appear (FTA) Program; and,

WHEREAS, the City Council finds that the Fair Oaks Ranch Municipal Court participates in the State of Texas' Failure to Appear Program ("FTA Program") and its related costs, fines and fees and desires to continue with the FTA Program; and,

WHEREAS, DPS is charged with the administration of the FTA Program and the revisions are necessary for compliance with recent legislative changes; and,

WHEREAS, the City Council finds that entering into an FTA Program ICC, attached as Exhibit A and incorporated by reference, is reasonable and necessary for the health, safety and welfare of the City.

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

- SECTION 1.** The City Council authorizes the City Manager or the City Manager's designee to execute the FTA Program ICC attached hereto as Exhibit A and incorporated for all purposes, for and on behalf of the City.
- SECTION 2.** The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as part of the judgment and finding of the City Council.
- SECTION 3.** 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resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this resolution shall be and remain controlling as to the matters resolved herein.
- SECTION 4.** This resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.
- SECTION 5.** 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 6.** 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, Texas Government Code, as amended.

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 7th day of March 2024.

Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

Christina Picioccio, TRMC
City Secretary

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