

A RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIR OAKS RANCH, TEXAS AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE SAN ANTONIO RIVER AUTHORITY REGARDING FEMA FLOODPLAIN MANAGEMENT, AND EXECUTION OF ALL APPLICABLE DOCUMENTS BY THE CITY MANAGER

WHEREAS, the National Flood Insurance Program (NFIP), a program of the Federal Emergency Management Agency ("FEMA"), established by the National Flood Insurance Act of 1968, has several purposes: the most significant being to better indemnify individuals from losses through the availability of flood insurance; to reduce future flood damages through community floodplain management regulations; and to reduce costs for disaster assistance and flood control; and

WHEREAS, City, as a participating community in the NFIP, is required to designate a Floodplain Administrator to ensure proper enforcement of required floodplain management provisions; and

WHEREAS, the San Antonio River Authority ("SARA"), pursuant to its role as the Letter of Map Revision Review Partner for FEMA, will review, and provide recommendations to FEMA on all Conditional Letter of Map Revisions ("CLOMR"), Letter of Map Revisions ("LOMR"), and Physical Map Revisions ("PMR") submissions and thus has technical expertise to support the City in its review of requests for CLOMRs, LOMRs, and PMRs; and

WHEREAS, City and SARA are authorized by the Interlocal Cooperation Act, Government Code Chapter 791, to enter into agreements to increase the efficiency and effectiveness of Texas government to the greatest extent possible; and

WHEREAS, on May 13, 2025, Kendall County Commissioners Court approved an Interlocal Agreement authorizing SARA to provide technical reviews and recommendations for FEMA CLOMR, LOMR, and PMR; and

WHEREAS, on July 21, 2025, the City Council of the City of Boerne approved an Interlocal Agreement authorizing the SARA to provide technical reviews and recommendations for FEMA CLOMR, LOMR, and PMR; and

WHEREAS, entering into an interlocal agreement to collaboratively meet the requirements of the NFIP will mutually benefit SARA and the City.

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 San Antonio River Authority ("**EXHIBIT A**") to provide technical reviews and recommendations for FEMA CLOMR, LOMR, and PMRs within the Kendall County portion of the City limits 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 7^h day of August 2025.

Gregory C. Maxton, Mayor

ATTEST:

APPROVED AS TO FORM:

Amanda Valdez, TRMC
Deputy City Secretary

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