

AGENDA ITEM 14

Discuss and consider adopting an interlocal agreement between the City of Thrall and Williamson County, in accordance with House Bill 1445.

Moved: **Commissioner Hays**

Seconded: **Commissioner Limmer**

Motion: To adopt an interlocal agreement between the City of Thrall and Williamson County, in accordance with House Bill 1445.

Vote: 5 - 0

< Attachment >

INTERLOCAL AGREEMENT

THIS INTERLOCAL AGREEMENT ("Agreement") is entered into and in accordance with the provisions of the Interlocal Cooperation Act, Chapter § 791, Texas Government Code and House Bill 1445 ("H.B. 1445"), enacted by the Texas Legislature during its 77th Legislative Session by and between the **CITY OF Thrall, TEXAS** ("City"), a political subdivision of the State of Texas, and the **COUNTY OF WILLIAMSON, TEXAS** ("County"), also a political subdivision of the State of Texas.

WHEREAS, the Interlocal Cooperation Act allows local government to contract with one another to perform governmental functions and services; and

WHEREAS, City and County mutually desire to be subject to the provisions of the Texas Government Code, Chapter 791, the Interlocal Cooperation Act, specifically 791.011 regarding contracts to perform governmental functions and services; and

WHEREAS, H.B.1445 requires City and County to enter into a written agreement that identifies the governmental entity authorized to regulate subdivision plats and approve related permits in the extraterritorial jurisdiction ("ETJ") of City and

WHEREAS, H.B. 1445 allows City and County to agree that City may be granted exclusive jurisdiction to regulate subdivision plats and approve related permits in the ETJ and may regulate subdivisions under Chapter A of Chapter 212 of the Texas Local Government Code and other statutes applicable to municipalities; and

WHEREAS, both City and County desire that City be granted such exclusive jurisdiction to regulate subdivision plats and approve related permits in City's ETJ, all of which is provided for in the Interlocal Cooperation Act and H.B. 1445.

NOW, THEREFORE, City and County, for the mutual consideration stated herein, agree and understand as follows;

1. *City Granted Exclusive Jurisdiction.* City shall be granted exclusive jurisdiction to regulate all subdivision plats and approve all related permits in City's ETJ, and may regulate subdivisions under Chapter A of Chapter 212 of the Texas Local Government Code and other statutes applicable to municipalities, and County shall no longer exercise any of these functions in City's ETJ provided that the City annexes proposed subdivisions that fall under this agreement prior to the recording of the final plat. Failure to comply with this section automatically reverts exclusive jurisdiction to regulate all subdivision plats and approve all related permits in City's ETJ within the City's ETJ to the County. Upon reversion, the County Judge will provide the City's Mayor a letter detailing the noncompliance and the effective date of their loss of jurisdiction. The County agrees to provide the City with a written request for annexation of a County road should the City request such.