

RESOLUTION NO. _____

RESOLUTION OF THE CITY OF PFLUGERVILLE AUTHORIZING THE CITY MANAGER TO EXECUTE A POST-ANNEXATION PROVISION OF SERVICES AGREEMENT WITH THE PFLUGERVILLE INDEPENDENT SCHOOL DISTRICT, PROVIDING THAT UPON ANNEXATION THE CITY WILL PROVIDE STANDARD CITY SERVICES TO A TRACT OF LAND TOTALING APPROXIMATELY 149.96 ACRES SITUATED IN THE JOSEPH WEIHL SURVEY NO. 8, ABSTRACT NO. 802, TRAVIS COUNTY, TEXAS, AND A TRACT OF LAND ENCOMPASSING WEISS LANE ROAD AND RIGHT-OF-WAY THAT IS ADJACENT TO THE 149.96-ACRE TRACT, IN WHICH BOTH TRACTS ARE GENERALLY LOCATED ALONG WEISS LANE, BETWEEN E. PECAN STREET AND CELE ROAD WITHIN THE CITY'S EXTRATERRITORIAL JURISDICTION.

WHEREAS, the City of Pflugerville, Texas ("City") and the Pflugerville Independent School District ("School District") entered into a development agreement, on August 20th, 2015, contemplating annexation of the subject property upon completion of the Weiss High School project, which has been completed; and

WHEREAS, Chapter 43, Subchapter C-3 of the Texas Local Government Code authorizes Tier 2 municipalities, including the City, to annex property on the request of all property owners in an area; and

WHEREAS, pursuant to Texas Local Government Code Section 43.067 et seq., the City must first negotiate and enter into a written agreement with the owners of land in the area for the provision of City services; and

WHEREAS, pursuant to the City Charter, Section 4.01 (c) 10, the City manager may, if authorized by the City Council, sign any contract, conveyance or other document; and

WHEREAS, the City Council of the City of Pflugerville has determined it necessary to enter into a post-annexation provision of services agreement pursuant to State law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE:

Section 1.

That the foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

Section 2.

That the City Council of the City of Pflugerville, Texas hereby authorizes and directs the City Manager to execute a post-annexation provision of services agreement with the Pflugerville Independent School District in substantially the form as the agreement attached hereto as Exhibit A, providing that upon annexation the City will provide City

standards services to a tract of land totaling approximately 149.96 acres situated in the Joseph Wehl Survey No. 8, Abstract No. 802, Travis County, Texas, and a tract of land encompassing Weiss Lane road and right-of-way that is adjacent to the 149.96-acre tract, in which both tracts are generally located along Weiss Lane, between E. Pecan Street and Cele Road within the City's extraterritorial jurisdiction.

Section 3.

That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND APPROVED this 12th day of February, 2019.

CITY OF PFLUGERVILLE, TEXAS

By: _____
Victor Gonzales, Mayor

ATTEST:

Karen Thompson, City Secretary

APPROVED AS TO FORM:

Charles E. Zech, City Attorney
DENTON NAVARRO ROCHA BERNAL & ZECH, P.C.