

RESOLUTION NO. _____

A RESOLUTION APPROVING THE FIRST AMENDMENT TO THE CONSENT AGREEMENT BETWEEN THE CITY OF PFLUGERVILLE, TEXAS AND TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 23 CONSENTING TO THE ANNEXATION OF ADDITIONAL LAND INTO THE BOUNDARIES OF THE DISTRICT AND AUTHORIZING ADDITIONAL REVISIONS TO THE ORIGINAL AGREEMENT

WHEREAS, the City of Pflugerville has received a Petition for Consent to the Annexation of Additional Land into the boundaries of Travis County Municipal Utility District No.23 (the “District”); and

WHEREAS, the City granted consent to the creation of District on December 28, 2015 (the “Original Consent Agreement”); and

WHEREAS, the petitioner desires to include additional acreage in the District and the City is willing to include such additional acreage; and

WHEREAS, the City and the petitioner collectively desire to amend the Original Consent Agreement to reflect such additional acreage and to make other mutually desirable amendments to the same; and

WHEREAS, Section 54.016 of the Texas Water Code and Section 42.0425 of the Texas Local Government Code provide that land within the corporate city limits of a city or within the extraterritorial jurisdiction of a city may not be included within a district without the city’s written consent.

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

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, gives its written consent to the annexation of approximately 14.09 acres, described in **Exhibit “A”** attached hereto, into the District.

Section 3. That the City Council hereby authorizes the City Manager to execute the First Amendment to Consent Agreement attached hereto as **Exhibit “B”**.

PASSED AND APPROVED on the 12th day of February, 2019.

Victor Gonzales, Mayor

ATTEST:

Karen Thompson, City Secretary

APPROVED AS TO FORM:

Charles Zech, City Attorney
Denton Navarro Rocha Bernal & Zech, PC