

RESOLUTION NO. 979

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, APPROVING THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF TERRELL, TEXAS, AND THE KAUFMAN COUNTY COMMISSIONERS COURT RELATING TO THE OPERATION AND MAINTENANCE AGREEMENT CEDAR CREEK WATERSHED KAUFMAN COUNTY, TEXAS, FOR REHABILITATED FLOODWATER RETARDING STRUCTURE 87A; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO NEGOTIATE AND THE MAYOR TO EXECUTE THE INTERLOCAL AGREEMENT

WHEREAS, the United States Department of Agriculture and the Natural Resources Conservation Service have submitted an Operation and Maintenance Agreement for the Cedar Creek Watershed in Kaufman County, Texas For Rehabilitated Floodwater Retarding Structure 87A, (the "Agreement") to the Kaufman-Van Zandt Soil and Water Conservation District, City of Terrell, Texas, and the Kaufman County Commissioners Court and the for the operation and maintenance of the rehabilitated Floodwater Retarding Structure in the Cedar Creek Watershed of the Trinity River Basin in Kaufman County, Texas; and

WHEREAS, the Maintenance And Operation Agreement sets forth the responsibilities of the Kaufman-Van Zandt Soil and Water Conservation District, the City of Terrell, Texas, and the Kaufman County Commissioners Court under the Agreement as Sponsors for the operation and maintenance of the Floodwater Retarding Structure 87A; and

WHEREAS, the City of Terrell, Texas, has agreed to assume all maintenance, operation, financial and any other Sponsor responsibilities of the Kaufman County Commissioners Court under the terms of the Operation And Maintenance Agreement; and

WHEREAS, the responsibilities of the Sponsors begin when the rehabilitation of the structure is determined complete by the Natural Resources Conservation Commission and shall remain in effect until the structure has reached the end of the program life; and

WHEREAS, it is in the best interest of the City to enter into this Interlocal Agreement to carry out the plan for the operation and maintenance of structural measures in the Cedar Creek Watershed of the Trinity River.

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

Section I.

That the Interlocal Agreement between the Kaufman County Commissioners Court and the City of Terrell, Texas, sets forth the agreement between the City of Terrell, Texas, and the Kaufman County Commissioners Court for the City to assume the responsibilities of the Kaufman County Commissioners Court as Sponsor under the terms and conditions of the Operation And Maintenance Agreement Cedar Creek Watershed Kaufman County, Texas For Rehabilitated Floodwater Retarding Structure 87A for the operation and maintenance of the rehabilitated Floodwater Retarding Structure in the Cedar Creek Watershed of the Trinity River Basin in Kaufman County, Texas.

Section II.

That the City Council authorizes the City Manager or his designee to negotiate and the Mayor to execute the Interlocal Agreement between the Kaufman County Commissioners Court and the City of Terrell, Texas, relating to the terms and conditions of the Operation and Maintenance Agreement Cedar Creek Watershed Kaufman County, Texas For Rehabilitated Floodwater Retarding Structure 87A consistent with this Resolution.

Section III.

This Resolution shall be effective immediately after its passage.

PASSED AND APPROVED by the City Council of the City of Terrell, Texas, on this 30th day of June, 2020.



E. RICK CARMONA, Mayor

ATTEST:



DAWN STEIL, City Secretary

