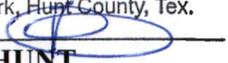


JUL 25 2023

RESOLUTION 18,273

BECKY LANDRUM
County Clerk, Hunt County, Tex.
By 

A RESOLUTION OF THE HUNT COUNTY COMMISSIONERS COURT, OF HUNT COUNTY, TEXAS, APPROVING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN HUNT COUNTY, TEXAS, AND THE CITY OF WOLFE CITY, TEXAS FOR THE REBUILDING OF A PORTION OF HANNA STREET IN WOLFE CITY, TEXAS AND SETTING AN EFFECTIVE DATE.

WHEREAS, Hunt County, Texas and the City of Wolfe City, Texas desire to enter into this Agreement for the purpose of rebuilding of a portion of Hanna Street in Wolfe City, Texas in accordance with the terms provided for in the Agreement attached hereto as “Exhibit A”; and

WHEREAS, this Agreement is made pursuant to the authority granted to the Parties by the Interlocal Cooperation Act, Texas Government Code Chapter 791 (the “Act”); and

WHEREAS, the Commissioners Court of Hunt County has conducted a public hearing on the costs of the repairs and has negotiated this interlocal agreement for the provision of the road rebuilding services that is beneficial to both parties; therefore.

BE IT RESOLVED BY THE COMMISSIONERS COURT OF HUNT COUNTY, TEXAS:

Section 1. Findings. The statements contained in the preamble to this Resolution are true and correct and are hereby adopted as findings of fact and as part of the operative provisions hereof.

Section 2. Interlocal Cooperation Agreement. The Hunt County Commissioners Court, having held a public hearing and made the required findings pursuant to Texas Government Code §791.011, hereby resolves to enter into the Interlocal Cooperation Agreement, attached to this resolution as Exhibit “A.”

Section 3. Setting an Effective Date. This Resolution shall take effect immediately upon execution.

The foregoing Resolution was read and adopted on July 25th, 2023.

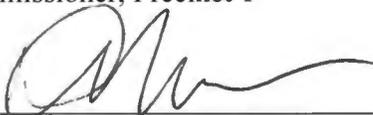
(signatures on the following page)



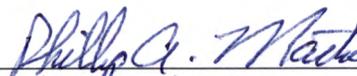
County Judge
Hunt County, Texas



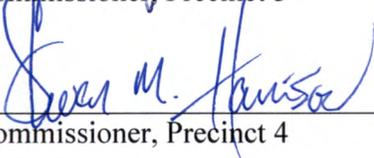
Commissioner, Precinct 1



Commissioner, Precinct 2



Commissioner, Precinct 3



Commissioner, Precinct 4



ATTEST:



County Clerk
Hunt County, Texas

EXHIBIT "A"
Interlocal Cooperation Agreement

Attached agreement.

INTERLOCAL COOPERATION CONTRACT

This Interlocal Cooperation Contract (the "Contract") is entered into on this 25th day of July, 2023 (the "Effective Date"), by and between the City of Wolfe City, a municipal corporation organized and existing under the laws of the State of Texas, with its principal place of business located at 101 W. Main Street, Wolfe City, TX 75496 (referred to herein as "Wolfe City"), and Hunt County Precinct 4, a governmental entity organized and existing under the laws of the State of Texas, with its principal place of business located at 1005 ½ Bois D' Arc Street Commerce, TX 75428 (referred to herein as "Hunt County Precinct 4").

WHEREAS, Wolfe City seeks to engage in an interlocal cooperation with Hunt County Precinct 4 for the purpose of rebuilding Hanna Street from the intersection of Hanna Street and Manson Street (33.366534, -96.071352), westbound approximately 720 feet (.136 miles) to the intersection of Hanna Street and Austin Street (33.366582, -96.073681); and

WHEREAS, Hunt County Precinct 4, in addition, will be responsible for replacing three (3) 18" x 30' culverts, and may also replace a bridge with a 6' x 30' culvert; and

WHEREAS, Hunt County Precinct 4 will utilize a reclaimer to reclaim the existing road surface, mixed with rock, to create a solid road base and will later pave the roadway with oil sand to approximately twenty feet in width and four inches depth; and

WHEREAS, Wolfe City shall be responsible for performing ditch work prior to the commencement of work by Hunt County Precinct 4;

NOW, THEREFORE, in consideration of the mutual covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Wolfe City and Hunt County Precinct 4 (collectively referred to as the "Parties") agree as follows:

SCOPE OF COOPERATION

1.1 Wolfe City and Hunt County Precinct 4 shall cooperate to rebuild Hanna Street as described in the preamble of this Contract. Wolfe City's responsibilities shall include performing ditch work prior to the start of work by Hunt County Precinct 4, while Hunt County Precinct 4 shall be responsible for replacing the specified culverts and potentially the bridge.

FINANCIAL PROVISIONS

2.1 The total cost of Phase 1 and Phase 2, as detailed in the material costs and quantities, equipment, FEMA rates, and labor costs provided below, shall be borne by Wolfe City. Wolfe City shall make the full payment of the costs of Phase 1 and Phase 2 to Hunt County Precinct 4 before the commencement of work for each phase. In accordance with Chapter 791 of the Texas Government Code that governs interlocal cooperation contracts, the funds used to pay for the performance of governmental functions or services will come from current revenues available to the paying party.

TERM AND TERMINATION

3.1 This Contract shall commence on the Effective Date and shall continue until the completion of the agreed-upon project, subject to any termination provisions as set forth in this Contract.

INTELLECTUAL PROPERTY

4.1 Any intellectual property created or shared during the cooperation shall be owned in accordance with applicable laws and regulations. The Parties shall mutually agree on the usage rights and protection of confidential information and data sharing.

DISPUTE RESOLUTION

5.1 Any disputes arising under or in connection with this Contract shall be resolved through mediation or arbitration as mutually agreed upon by the Parties. If mediation or arbitration fails to resolve the dispute, either Party may seek legal recourse in accordance with the laws of the State of Texas.

GOVERNING LAW

6.1 This Contract shall be governed by and construed in accordance with the laws of the State of Texas, without regard to its conflict of laws principles.

ENTIRE AGREEMENT

7.1 This Contract constitutes the entire agreement between the Parties and supersedes all prior negotiations, understandings, and agreements, whether written or oral, relating to the subject matter herein.

IN WITNESS WHEREOF, the Parties hereto have executed this Interlocal Cooperation Contract as of the date first above written.

City of Wolfe City:

Jamie Moore
Wolfe City; Mayor
101 W. Main Street Wolfe City, TX 75496-0106
(903)496-2251

By: Jamie Moore
Date: 7/24/2023

Aaron Huddleston
Wolfe City; Assistant City Attorney
2608 Stonewall Street Greenville, TX 75403
(903)454-0044

By: _____
Date: _____

Hunt County Precinct 4:

Steven M. Harrison
Hunt County; Precinct 4 County Commissioner
P.O. Box 1097 Greenville, TX 75403
(903)408-4100

By: Steven M. Harrison
Date: 7/25/23

Bobby Stovall
Hunt County; County Judge
P.O. Box 1097 Greenville, TX 75403
(903)408-4146

By: Bobby Stovall
Date: 7-25-23

Daniel Ray
Hunt County; County Attorney
2608 Stonewall Street Greenville, TX 75403
(903)454-0044

By: Daniel Ray
Date: 7/25/2023