THE STATE OF TEXAS §

COUNTY OF TARRANT §

Interlocal Agreement Regarding Andrews Distributing Company of North Texas, LLC Enterprise Project

THIS AGREEMENT is made and entered into by and between the **CITY OF FORT WORTH, TEXAS,** a home-rule municipal corporation acting by and through its duly authorized Assistant City Manager (hereafter referred to as "**City**"), and **TARRANT COUNTY, TEXAS,** acting by and through its County Judge or his designee (hereafter referred to as "**County**").

WHEREAS, Chapter 791 of the Texas Government Code authorizes the formulation of interlocal cooperation agreements between and among municipalities and counties for the performance of governmental functions; and

WHEREAS, the Texas Enterprise Zone Act, Chapter 2303, Section 2303.004 of the Texas Government Code, permits the governing body of a county to nominate for designation as an Enterprise Project a project or activity of a qualified business that is located within the jurisdiction of a municipality located in the county; and

WHEREAS, the County has not exceeded its permitted nine (9) designations per biennium, as permitted under Section 2303.406(d) of the Texas Government Code; and

WHEREAS, the nominated project or activity will be performed by Andrews Distributing Company of North Texas, LLC, located at 520 Northeast 820 Loop, Fort Worth, Texas; and

WHEREAS, pursuant to Section 2303.004(c) of the Texas Government Code, the nominating county must enter into an interlocal agreement with the municipality that has jurisdiction of the territory in which the nominated project or activity will be located.

NOW, THEREFORE, the City and County agree as follows:

1. Both City and County agree to approve the nomination for Andrews Distributing Company of North Texas, LLC, and said nomination is to be considered a part of Tarrant County's allocated Enterprise Project designations.

2. City and County further agree that Tarrant County is the governmental body having administration authority for the Andrews Distributing Company of North Texas, LLC Enterprise Project designation under Section 2303.201 of the Texas Government Code.

3. County authorizes and resolves that the Andrews Distributing Company of North Texas, LLC Enterprise Project shall take effect on the date of designation of the Enterprise Project by the Office of the Governor of Economic Development and Tourism and terminate five years from the date of said designation.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their authorized officers on the last date written below.

CITY OF FORT WORTH, TEXAS:

By: _____
Name:
Assistant City Manager

Date: _____

ATTEST:

_____
City Secretary

APPROVED AS TO FORM AND LEGALITY:

_____
Assistant City Attorney

TARRANT COUNTY, TEXAS

By: _____
B. Glen Whitley
County Judge

Date: _____

ATTEST:

_____
Deputy County Clerk

APPROVED AS TO FORM*:

_____
Asst. Criminal District Attorney

**By law, the District Attorney's Office may only approve contracts for its clients. We reviewed this document from our client's legal perspective. Other parties may not rely on this approval. Instead those parties should seek contract review from independent counsel.*