**CITY OF HASLET ORDINANCE NO. \_\_\_-2019**

**CITY OF FORT WORTH ORDINANCE NO. \_\_\_\_\_\_\_\_\_**

**JOINT ORDINANCE AND BOUNDARY AGREEMENT**

 **WHEREAS,** the City of Haslet (hereinafter called “HASLET”) is a Type A general law municipality located in Tarrant and Denton Counties, Texas; and

 **WHEREAS,** the City of Fort Worth (hereinafter called “FORT WORTH”) is a home-rule city located in Tarrant, Wise, Parker, Johnson and Denton Counties; and

 **WHEREAS,** HASLET and FORT WORTH share a common boundary; and

 **WHEREAS,** HASLET and FORT WORTH most recently approved a Joint Ordinance and Boundary Agreement in November 2018 to adjust the corporate boundaries of the cities to promote the efficient delivery of services by clarifying maintenance responsibility, traffic management and related municipal services for certain roadways; and

 **WHEREAS,** HASLET and FORT WORTH now desire to adjust the boundary between the two cities to promote orderly development to insure public safety and effective delivery of municipal services; and

 **WHEREAS**, Section 43.015 of the Texas Local Government Code authorizes adjacent municipalities to make mutually agreeable changes to their boundaries that are less than 1,000 feet in width; and

 **WHEREAS**, HASLET and FORT WORTH want to make other commitments as part of this Agreement to promote the efficient delivery of services; and

**WHEREAS,** HASLET and FORT WORTH agree that this boundary adjustment will clarify maintenance responsibility, traffic management and related municipal services for these roadways; and

 **NOW, THEREFORE, BE IT ORDAINED AND MUTUALLY AGREED BY THE CITY COUNCIL OF THE CITY OF HASLET AND THE CITY COUNCIL OF THE CITY OF FORT WORTH:**

**SECTION 1**

**(1.8790 acre portion of Avondale-Haslet Road Right-of-Way and Adjacent Land)**

 Pursuant to Section 43.015 of the Texas Local Government Code, HASLET and FORT WORTH hereby agree that the boundary between the cities will be adjusted as set out herein so that the 1.8790-acre tract located in FORT WORTH, as described and shown in Exhibit “A”, and with a width of less than 1,000 feet, will be located in the city limits of HASLET. In accordance with this Joint Ordinance and Boundary Agreement, FORT WORTH hereby relinquishes the 1.8790 acres described in Exhibit A to HASLET and disannexes and discontinues such property as part of FORT WORTH. In accordance with the terms of this Joint Ordinance and Boundary Agreement, HASLET accepts and annexes 1.8790 acres as described in Exhibit A attached and incorporated herein.

**SECTION 2**

 This ordinance shall be cumulative of all provisions of the ordinances of the City of Haslet and the City of Fort Worth, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

**SECTION 3**

 It is hereby declared to be the intention of the City Councils of Haslet and Fort Worth that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4**

The City of Haslet and the City of Fort Worth do hereby covenant and agree to protect, preserve and defend the herein described boundary adjustment.

**SECTION 5**

 The City of Haslet and the City of Fort Worth agree and ordain that the adoption by both cities of this Joint Ordinance and Boundary Agreement, and the boundary change resulting from this Agreement do not mitigate, diminish or lessen in any way the rights that either party may have, at law or in equity, to challenge or contest any other annexations, attempted annexations or extraterritorial jurisdiction claims made by the other party.

**SECTION 6**

 This joint ordinance and boundary agreement shall become effective and shall become a binding agreement upon the City of Haslet and the City of Fort Worth by the adoption of same in regular open city council meetings of the City of Haslet and the City of Fort Worth.

**SECTION 7**

 The Mayor of each city shall execute this Joint Ordinance and Boundary Agreement, upon adoption by both cities, in duplicate originals.

PASSED AND APPROVED by the City Council of the **City of Fort Worth** on this \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2019.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mayor

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Sarah J. Fullenwider

City Attorney

Attest:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mary J. Kayser

City Secretary

 PASSED AND APPROVED by the City Council of the **City of Haslet** on this \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2019.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mayor

APPROVED AS TO FORM AND LEGALITY

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

CITY ATTORNEY

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

CITY SECRETARY