# BOUNDARY AGREEMENT BETWEEN THE CITY OF FRIENDSWOOD, TEXAS AND THE CITY OF LEAGUE CITY, TEXAS RELEASING AND ACCEPTING CORPORATE LIMITS.

STATE OF TEXAS \$

COUNTY OF GALVESTON \$

**WHEREAS**, the City of Friendswood, Texas ("Friendswood") is a home-rule city situated within the Counties of Galveston and Harris, Texas; and

**WHEREAS**, the City of League City, Texas ("League City") is a home-rule city situated within the Counties of Galveston and Harris, Texas; and

WHEREAS, Friendswood and League City share common boundaries; and

**WHEREAS**, Friendswood has received a request from Tommy David Caudill and Lambert Clinton Titzman, whose property lies within the corporate boundaries of League City and is immediately adjacent and contiguous to the corporate boundaries of Friendswood, requesting the disannexation of the property by League City and annexation by Friendswood to facilitate the development of the property; and

**WHEREAS**, municipalities in Texas are authorized and empowered, pursuant to Chapter 43 of the Texas Local Government Code, to exchange area with other municipalities; and

**WHEREAS**, Friendswood and League City have each reviewed their respective corporate boundaries and the location of the area which is the subject of this Boundary Agreement and have determined that such tract would be better served by the municipal services of Friendswood; and

**WHEREAS**, Section 43.031 of the Texas Local Government Code authorizes adjacent municipalities to make mutually agreeable changes in their boundaries of areas that are less than 1,000 feet in width; and

**WHEREAS**, the tract of land subject to this Boundary Agreement and fully described in Exhibit "A" is less than 1,000 feet in width; and

**WHEREAS**, Friendswood and League City desire to adjust their corporate boundary lines, whereby League City will release land from its corporate limits to be relinquished to and become part of the corporate limits of Friendswood, and Friendswood will accept this land from League City to become part of the corporate limits of Friendswood; and

**WHEREAS**, the respective governing bodies of the cities hereby determine that this agreement is in the best interest of the health, safety, morals and welfare of the citizens of the respective cities and hereby authorize the mayor of each city to execute this; and

**WHEREAS**, this agreement is made under the authority granted by and pursuant to the Texas Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, as amended, providing for cooperation between local governmental bodies for beneficial governmental purposes;

# NOW, THEREFORE, IT IS MUTALLY AGREED BY THE CITY OF FRIENDSWOOD AND THE CITY OF LEAGUE CITY:

#### **SECTION 1.**

Pursuant to Sections 43.021 and 43.031 of the Texas Local Government Code, the City of Friendswood and the City of League City hereby agree that the boundaries between the cities will be adjusted as depicted in Exhibit "A", which is attached hereto and incorporated herein for all purposes.

#### **SECTION 2.**

In accordance with the terms of this Boundary Agreement, the City of League City hereby relinquishes approximately 4.4365 acres described in Exhibit "A" to the City of Friendswood and disannexes and discontinues such property as part of the City of League City. The City of Friendswood accepts and annexes the land depicted on Exhibit "A" into its corporate limits.

#### **SECTION 3.**

The respective governing bodies of the Cities of Friendswood and League City shall take appropriate action to effectuate the terms of this Boundary Agreement through the adoption of an official map ("Official Map") showing their respective boundaries as required by Section 41.001 of the Texas Local Government Code. The Official Map of each City shall be filed by each respective City with the appropriate county clerk(s) within thirty (30) days of adoption of the City's Official Map, and a copy of each City's ordinance adopting and authorizing the execution of this Boundary Agreement, after the effective date, shall be filed in the deed records of the appropriate counties where the Cities are situated.

#### **SECTION 4.**

The City of Friendswood and the City of League City do hereby covenant and agree to protect, preserve, and defend the herein depicted boundary adjustment.

#### SECTION 5.

The City of Friendswood and the City of League City agree and that the adoption by both cities of this Boundary Agreement, and the boundary changes resulting there from do not mitigate, diminish or lessen 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 Boundary Agreement shall become effective and shall become a binding agreement upon the City of Friendswood and the City of League City by the adoption of same in regular open city council meetings of the City of Friendswood and the City of League City.

### **SECTION 7.**

This Boundary Agreement, upon a originals by the Mayor of each city.	adoption by both cities, shall be executed in duplicate
APPROVED this day of	, 2016.
	CITY OF FRIENDSWOOD, TEXAS
	Kevin M. Holland Mayor
ATTEST:	
Melinda Welsh, TRMC City Secretary	
APPROVED AS TO FORM AND LEGAL	LITY:
CITY ATTORNEY	

APPROVED this day	of, 2016.
	CITY OF LEAGUE CITY, TEXAS
	Pat Hallisey Mayor
ATTEST:	
Diana M. Stann	
Diana M. Stapp City Secretary	
APPROVED AS TO FORM ANI	D LEGALITY:
Nghiem V. Doan City Attorney	
City Auditiey	