

**RESOLUTION NO. 2011-06- \_\_\_\_\_ (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AUTHORIZING THE CITY MANAGER TO SIGN AND EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF MCKINNEY AND COLLIN COUNTY FOR THE MAINTENANCE OF FM 543 FROM US 75 TO COUNTY ROAD 206 (APPROXIMATELY 8000 FEET)**

**WHEREAS**, the Texas Department of Transportation (TxDOT) will reconstruct the intersection of US 75 at FM 543 as part of the US 75 reconstruction from Bloomdale Road to Telephone Road; and

**WHEREAS**, the City desires to realign the intersection of FM 543 at US 75, as provided in the City's Master Thoroughfare Plan; and

**WHEREAS**, TxDOT has agreed to realign FM 543, if the City's arterial connection is constructed in a timely manner; and

**WHEREAS**, TxDOT processes for design and right-of-way acquisition for on-system roadways are lengthy and more expensive than the City's processes; and

**WHEREAS**, FM 543 is classified as an on-system roadway, hence the State owns the roadway right-of-way along FM 543; and

**WHEREAS**, the City will request that a section of FM 543 be removed from the state highway system in order to construct the arterial connector concurrently with the US 75 reconstruction project; and

**WHEREAS**, ownership of the roadway right-of-way will be transferred to the local public agency at such time that this section of FM 543 is removed from the state highway system, in accordance with TxDOT's ROW procurement process; and

**WHEREAS**, this section of FM 543 is located in the unincorporated extraterritorial jurisdiction of McKinney, Texas, making the local public agency the County of Collin, Texas (County); and

**WHEREAS**, the County and the City desire to enter into an agreement to assign maintenance responsibilities for FM 543 from US 75 to CR 206 (approximately 8000 feet) to the City; and

**WHEREAS**, the City Council of the City of McKinney, Texas has reviewed and approved an Interlocal Agreement between Collin County, Texas and the City of McKinney concerning the maintenance responsibilities for FM 543 from US 75 to CR 206; and

**WHEREAS**, the Interlocal Cooperation Act (Texas Government Code Chapter 791) authorizes any local government to contract with one or more local governments to perform governmental functions and services under the terms of the Act.

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

**SECTION 1.** The City Council of the City of McKinney, Texas hereby authorizes the City Manager to execute an Interlocal Agreement with Collin County assigning maintenance responsibilities for FM 543 from US 75 to CR 206 (approximately 8000 feet) to the City of McKinney.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 7<sup>th</sup> DAY OF JUNE, 2011.**

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BRIAN LOUGHMILLER  
Mayor

ATTEST:

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SANDY HART, TRMC, MMC  
City Secretary

BLANCA I. GARCIA  
Assistant City Secretary

APPROVED AS TO FORM:

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MARK S. HOUSER  
City Attorney