

**ORDER APPROVING AN INTERLOCAL AGREEMENT BY AND  
AMONG CITY OF PHARR, HIDALGO COUNTY, AND TAX  
INCREMENT REINVESTMENT ZONE NUMBER TWO, CITY OF  
PHARR, TEXAS**

**WHEREAS**, representatives of the **CITY OF PHARR, TEXAS** (the "**City**") have advised **HIDALGO COUNTY, TEXAS** (the "**County**"), effective November 17, 2015, the City created **REINVESTMENT ZONE NUMBER TWO, CITY OF PHARR, TEXAS** (the "**Zone**") in accordance with the provisions of Chapter 311, Texas Tax Code, as amended (the "**Act**"), and the city attorney of the City has provided to the County her legal opinion dated the date hereof regarding the formation of the Zone in accordance with the Act; and

**WHEREAS**, based on such representations and opinion the Commissioners Court finds that participating in the Zone is appropriate in accordance with the applicable Amended and Restated Tax Increment Reinvestment Zone Participation Policy for Hidalgo County (as such policy was amended on March 10, 2015, the "**TIRZ Policy**"), and that it is now appropriate to enter into an interlocal agreement for the purposes of establishing the City and the County's obligations with respect to the payment of tax increment revenues generated from certain ad valorem taxes levied within the Zone, as permitted by the Act, all as set forth in that certain *Interlocal Agreement* between the City and the County relating to the Zone (the "**Interlocal Agreement**"); and

**WHEREAS**, the Interlocal Agreement, executed on behalf of the City and the board of the Zone, has been presented to and reviewed by the staff and the Commissioners Court of the County, and the Commissioners Court of the County has determined that it is necessary and appropriate to assist with financing the project, and will be beneficial to the Zone, by approving the Interlocal Agreement to accomplish the purposes set forth therein; and

**WHEREAS**, based on information submitted to the County by the City and the Zone, the County has determined that pursuant to the TIRZ Policy (as currently in effect) the County will participate in the Zone at the rate and for the duration as set forth in the Interlocal Agreement;

**NOW THEREFORE:**

***BE IT ORDERED BY THE COMMISSIONERS COURT OF HIDALGO COUNTY TEXAS:***

**SECTION 1. APPROVAL OF INTERLOCAL AGREEMENT.** The Interlocal Agreement is hereby approved in the form attached hereto as Exhibit "I", and the County Judge of the County is authorized to execute, and the County Clerk of the County is authorized to attest, the Interlocal Agreement on behalf of the County and deliver same, and when executed and delivered by all of the parties thereto, the Interlocal Agreement shall become a valid and binding obligation of the County in accordance with its terms.

**SECTION 2. ENFORCEABILITY OF ORDER.** If any section, paragraph, clause, or provision of this Order shall be held to be invalid or unenforceable, the invalidity or unenforceability of

such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Order. In case any obligation of the County authorized or established by this Order or the Interlocal Agreement is held to be in violation of law as applied to any person or any circumstance, such obligation shall be deemed to be the obligation of the County to the fullest extent permitted by law.

**SECTION 3. INCORPORATION OF RECITALS.** The Commissioners Court hereby finds that the statements set forth in the recitals of this Order are true and correct, and the Commissioners Court hereby incorporates such recitals as a part of this Order.

**SECTION 4. EFFECTIVE DATE.** This Order shall become effective immediately from the date of its passage by the Commissioners Court.

**PASSED, APPROVED and ADOPTED this 15<sup>th</sup> day of November, 2016.**

**HIDALGO COUNTY, TEXAS**

By: \_\_\_\_\_

Ramon Garcia  
County Judge  
Hidalgo County, Texas

ATTEST:

\_\_\_\_\_  
Arturo Guajardo, Jr.  
Hidalgo County Clerk

**EXHIBIT I TO COUNTY ORDER**

**INTERLOCAL AGREEMENT BETWEEN THE CITY OF PHARR, TEXAS, HIDALGO COUNTY, TEXAS,  
AND REINVESTMENT ZONE NUMBER TWO, CITY OF PHARR, TEXAS, FOR REINVESTMENT  
ZONE NUMBER TWO, CITY OF PHARR, TEXAS**