

AGENDA ITEM 45

Consider approving an Interlocal Agreement between Williamson County and Brushy Creek MUD for the construction and maintenance of a portion of the Brushy Creek Trail system through Creekside Park and Shirley McDonald Park.

Moved: **Judge Doerfler**

Seconded: **Commissioner Boatright**

Motion: To approve an interlocal agreement between Williamson County and Brushy Creek MUD for the construction and maintenance of a portion of the Brushy Creek Trail system through Creekside Park and Shirley McDonald Park, with a \$250,000.00 cap for Williamson County as requested by Commissioner Hays.

Vote: 3 - 0

< Attachment >

**INTERLOCAL AGREEMENT FOR THE CONSTRUCTION
AND MAINTENANCE OF RECREATIONAL FACILITIES**

THE STATE OF TEXAS §
 §
COUNTY OF WILLIAMSON §

This Interlocal Agreement for the Construction and Maintenance of Recreational Facilities (the "Agreement") is entered into as of the date set forth below, by and between Williamson County (the "County"), by and through its duly authorized representative, the Honorable John Doerfler, County Judge, and the Brushy Creek Municipal Utility District (the "District"), by and through its duly authorized representative.

**I.
Recitals**

1.1 The parties to this Agreement are Williamson County, a political subdivision of the State of Texas, and the Brushy Creek Municipal Utility District, a municipal utility district operating pursuant to Chapters 49 and 54 of the Texas Water Code. The County and the District are collectively referred to herein as the "Parties".

1.2 This Agreement is executed under the provisions of the Texas Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, as amended.

1.3 Both the County and the District provide recreational facilities for the use of their respective residents and are interested in pursuing ways to expand their respective park and recreational facilities. The County has undertaken a large-scale project referred to as the "Williamson County Regional Trails Project" to provide a hike and bike trail system throughout various portions of the County. In like manner, the District has adopted a master park plan for the construction and maintenance of park and recreational facilities throughout the District. The County and the District now desire to undertake a joint project pursuant to which an extension of the County's proposed regional hike and bike trail system will be constructed within the boundaries of the District on land that is owned by either the County or the District.

1.4 The Parties agree that the considerations to and from the County and the District are of comparable value, and that provision of the compensation by each party to the other is within the legal authority of the performing party.

**II.
The Project**

2.1 The purpose of this Agreement is to set forth the terms and conditions pursuant to which the Parties will participate in the construction and maintenance of a hike and bike trail system, restroom facilities, landscaping, signage, lighting and other related improvements (collectively referred to herein as the "Project"). The Project will be more fully described in the plans and specifications described below.