

ORDINANCE NO.

AN ORDINANCE ADOPTING A STRATEGIC PARTNERSHIP AGREEMENT WITH THE LOST CREEK MUNICIPAL UTILITY DISTRICT WHICH PROVIDES TERMS FOR ANNEXATION AND OTHER PROVISIONS REGARDING CERTAIN TERRITORY ADJACENT TO THE AUSTIN CITY LIMITS, CONSISTING OF APPROXIMATELY 788 ACRES OF LAND LOCATED IN TRAVIS COUNTY, AND INCLUDING THE LOST CREEK MUNICIPAL UTILITY DISTRICT.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. The Council finds that:

- (A) Notices of two City Council public hearings concerning the adoption of a Strategic Partnership Agreement ("Agreement") with the Lost Creek Municipal Utility District ("District") as described in Exhibit "1" were published in a newspaper of general circulation in the City and in the District, and posted on the City of Austin internet website.
- (B) The Agreement includes terms for delayed annexation, municipal services, water and wastewater management, and other provisions.
- (C) The proposed Agreement was made available before the public hearings in accordance with Section 43.0751 of the Local Government Code.
- (D) The City conducted the public hearings regarding the Agreement on May 3, 2007 at 6:00 p.m. and May 17, 2007 at 6:00 p.m., at the Austin City Hall, 301 West Second Street, Austin, Texas.
- (E) The District conducted two public hearings regarding the Agreement on May 12, 2007 and May 17, 2007.
- (F) The public hearings were concluded after providing an opportunity for all persons present to be heard with respect to the proposed Agreement.
- (G) The Agreement with the District was adopted by the Board of Directors of the District on June 19, 2007, in accordance with Section 43.0751 of the Local Government Code.

1 (H) All procedural requirements imposed by state law for the adoption of the
2 Agreement have been met.

3 (I) The Agreement with the District serves the interests of the current and future
4 residents of the City.

5 **PART 2.** The Agreement attached as Exhibit "1" is approved, and the City Manager is
6 authorized to execute the Agreement in substantially the form as attached on behalf of the
7 City.

8 **PART 3.** This ordinance takes effect on _____, 2007.

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10 **PASSED AND APPROVED**

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14 _____, 2007

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Will Wynn
Mayor

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19 **APPROVED:** _____
20 David Allan Smith
21 City Attorney
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ATTEST: _____
Shirley A. Gentry
City Clerk