

RESOLUTION NO. 2016-070



A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT WITH DALLAS COUNTY FOR AERIAL SPRAYING DURING THE 2015-2016 FISCAL YEAR IF PROMULGATED BY THE DALLAS COUNTY JUDGE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Farmers Branch has in the prior fiscal years identified sufficient quantities of mosquitoes that are carriers of West Nile Virus or other vector-borne infection which pose a health risk to the City's residents for which ground spraying is an inadequate method of controlling such mosquito populations, and may find such conditions occurring during the current fiscal year; and

WHEREAS, given the right conditions, the vector index in Dallas County generally and within the City of Farmers Branch in particular could quickly rise and result in a sudden and extreme human outbreak of West Nile Virus; and

WHEREAS, should the foregoing conditions be determined to exist, the Dallas County Judge may recommend that action be taken to initiate aerial spraying activities in order to reduce mosquito populations in areas of Dallas County that cross the incorporated limits of cities located within the county; and

WHEREAS, the City of Farmers Branch does not possess adequate facilities and equipment to conduct aerial spraying solely within the City's incorporated limits; and

WHEREAS, the need to protect the health of the City's population may require that action be taken with respect to authorizing Dallas County to conduct aerial spraying of mosquitoes and other vector within a time frame that does not permit the City Council to provide timely notice of a meeting pursuant to the Texas Open Meetings Act in order to approve an interlocal cooperation agreement with Dallas County to conduct such aerial spraying; and

WHEREAS, the City Council of the City of Farmers Branch finds it to be in the public interest to provide the City Manager with advance authority to negotiate and enter into such interlocal cooperation agreement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FARMERS BRANCH, TEXAS, THAT:

SECTION 1. The City Manager is hereby authorized to negotiate and sign on behalf of the City one or more interlocal cooperation agreements with Dallas County during Fiscal Year 2015-2016 to provide for the conduct of aerial spraying for mosquitoes and other disease carrying vector in a cumulative amount not to exceed \$55,000 and in Fiscal Year 2016-2017 subject to the availability of funds.

SECTION 2. This resolution shall become effective immediately upon its approval.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FARMERS
BRANCH, TEXAS, THIS THE 2ND DAY OF AUGUST, 2016**

ATTEST:

APPROVED:

Amy Piukana, City Secretary

Bob Phelps, Mayor

APPROVED AS TO FORM:

Peter G. Smith, City Attorney
(kbl:7/24/16:77985)