



August 31, 2023

Rick Carmona
Mayor

Mayor Rick Carmona
Mayor Pro Tem Mayrani Velazquez
Deputy Mayor Pro Tem Stephanie Thomas
Council Member Grady Simpson
Council Member Phil Robison

Mayrani Velazquez
Mayor Pro Tem
District 3

Stephanie Thomas
Deputy Mayor Pro Tem
District 4

201 E Nash St
Terrell, TX 75160

Grady Simpson
Council Member
District 2

Re: Cessation of Grandfathered Annexation

Phil Robison
Council Member
District 5

Honorable Mayor and Council,

Mike Sims
City Manager

As you know, in Resolution 2066 Council assigned staff the following task: "...publication of maps, no later than September 30, 2023, identifying such remaining areas subject to annexation under HB347 Grandfathering status." After consulting with the City Attorney team regarding SB2038, this task is no longer legally feasible. SB2038 created a landowner petition process to opt out of a City's ETJ. Under HB347, the City may only annex areas which are in the City's ETJ. Therefore, proceeding under Resolutions 986 and 987 for properties eligible under SB2038 would simply result in the voluntary removal of the land from the ETJ prior to a grandfathered annexation. Thus, I am unable to produce maps or recommend any actions under Resolutions 986 and 987. Given the State Legislature's regular attention to this topic, I will continue to monitor and report back on any further legal developments. As previously discussed, I will bring forward voluntary annexation petitions at landowner request as opportunity arises.

Thank you for your understanding.

In your service,

City Manager
Mike Sims