

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, RATIFYING A RULE 11 AGREEMENT FOR THE PURCHASE OF THREE PROPERTIES FOR THE TEMPLE-BELL COUNTY ANNEX RELOCATION SITE AT A TOTAL COST OF \$190,000.00; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Temple-Bell County Annex Building Relocation Project follows the concepts of the Downtown Neighborhood Plan for redevelopment of Downtown and East End - part of the redevelopment plan includes the relocation and redesign of the Temple location of the Bell County Annex Building;

Whereas, a total of 12 properties were needed to be purchased to allow for this project and, at this time, the City has acquired six of the 12 properties - the remaining parcels have been approved for eminent domain, though Staff continues to try negotiating an agreed settlement;

Whereas, this resolution seeks to ratify a negotiated agreement for the purchase of three of the remaining six parcels, addressed as 309 South Martin Luther King, Jr. Drive, 311 South Martin Luther King, Jr. Drive, and 308 South 10th Street;

Whereas, on July 22, 2024, a hearing conducted by Special Commissioners appointed by the court set a fair market value for the three parcels at issue in this agreement of \$136,200 - this amount was deposited in the Court's registry pending final judgment of the Court;

Whereas, the property owners filed an objection to the award, claiming the fair market value of the property to be higher - through continued negotiations, Staff has negotiated a settlement of \$190,000, which includes the \$136,200 previously deposited by the City in the Court's registry;

Whereas, if so authorized by Council, this resolution will ratify the agreement and authorize an additional payment of \$53,800 to the owners of the parcels in these matters;

Whereas, due to the differences in size and improvements between the property, the total negotiated settlement will be apportioned based on the appraised value in the following amounts:

309 South Martin Luther King, Jr. Drive	\$27,550
311 South Martin Luther King, Jr. Drive	\$125,590
308 South 10 th Street	\$36,860
Total:	\$190,000

Whereas, Staff recommends Council ratify a Rule 11 Agreement for the purchase of three properties for the Temple-Bell County Annex Relocation Site at a total cost of \$190,000.00;

Whereas, a budget adjustment is being presented to Council for approval to appropriate additional funding for the purchase of these three properties - after approval of the budget adjustment, funding in the amount of \$190,000 will be available in Account No. 365-1100-513-6110, Project No. 102873; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Part 2: The City Council ratifies a Rule 11 Agreement for the purchase of three properties for the Temple-Bell County Annex Relocation Site at a total cost of \$190,000.00, and authorizes the City Manager, or her designee, after approval as to form by the City Attorney's Office, to execute any necessary documents.

Part 3: The City Council authorizes an adjustment to the Fiscal Year 2025 Budget, substantially in the form of the copy attached hereto as Exhibit A.

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the 15th day of May, 2025.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney