

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO ENTER INTO A MULTIPLE USE AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION TO PLACE AN OUTDOOR WARNING SIREN IN THE RIGHT-OF-WAY OF HIGHWAY 317, JUST NORTH OF CEDAR CREEK ROAD; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City of Temple currently has 28 outdoor warning sirens ready to warn the public of severe weather - the purpose of these sirens is to alert members of the public outdoors that a dangerous situation exists and to seek shelter and further information concerning the warned event;

Whereas, each outdoor warning siren has an effective radius of approximately one mile - this siren will be the 29th siren in the City's warning system and is being installed to fill one of the gaps in coverage that exists in a newly-developed area of the City;

Whereas, Emergency Management Staff discussed placement with the Texas Department of Transportation (TxDOT) regarding the proposed location of the siren on the edge of the highway right-of-way for Highway 317 on the east side and just to the north of the intersection of Cedar Creek Road;

Whereas, in order to place an outdoor warning siren in the state right-of-way, a permit must be obtained from TxDOT - part of the permit process requires that the City Council authorize a Multiple Use Agreement with TxDOT, and that the City submit the Multiple Use Agreement, and resolution authorizing the same, to the Texas Department of Public Safety, along with a letter stating the intended use of the outdoor warning siren;

Whereas, the City Council of the City of Temple, Texas has requested that TxDOT permit the placement of an outdoor warning siren on state right-of-way;

Whereas, there are no costs for the Multiple Use Agreement with TxDOT for the placement of an outdoor warning siren - the City's costs for the purchase and installation of the additional siren is included in the Fiscal Year 2024 Budget in Account No. 110-5900-522-6211, Project No. 103012, in the amount of \$28,664.47; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action and authorizes the City Manager, or her designee, to execute a Multiple Use Agreement with TxDOT for the purposes provided above.

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 authorizes a Multiple Use Agreement between the Texas Department of Transportation and the City of Temple, Texas to place an outdoor warning siren in the right-of-way of Highway 317, just north of Cedar Creek Road. A copy of this Agreement shall be attached hereto as Exhibit A.

Part 3: The City Council authorizes the City Manager, or her designee, to execute all documents necessary to complete this transaction.

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 **5th** day of **September, 2024.**

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney