

RESOLUTION NO. {{item.custom\_tracking\_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE ACQUISITION OF SEVEN RIGHTS OF WAY, THREE DRAINAGE EASEMENTS, AND ONE TEMPORARY CONSTRUCTION EASEMENT NECESSARY FOR THE CONSTRUCTION OF OUTER LOOP WEST PROJECT PHASE ONE AND AUTHORIZING CLOSING COSTS ASSOCIATED WITH THE PURCHASES IN AN ESTIMATED AMOUNT OF \$815,000; AND PROVIDING AN OPEN MEETINGS CLAUSE.

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**Whereas**, the City is in the design phase for roadway improvements to Outer Loop West Project Phase One from Jupiter Drive to Riverside Trail - improvements include a new four lane arterial roadway, improved water utilities, drainage conveyance, pedestrian facilities, striping, signage, landscaping, and erosion control;

**Whereas**, currently, the design anticipates needing right of way, temporary construction easements, and drainage easements from 36 properties - appraisals have been completed and offers have been made to the owners of all properties;

**Whereas**, no relocation of businesses or citizens is anticipated with is project - with the assistance of Stateside Right of Way Services, the City has reached an agreement with five property owners for rights of way and easements needed for the project;

**Whereas**, at its August 20, 2020, September 3, 2020 and September 17, 2020 meetings, Council has authorized the acquisition of fourteen rights of way, five drainage easements, and six temporary construction easements from nine owners - closings for those acquisitions are currently being coordinated;

**Whereas**, the addresses and Bell County Tax Appraisal District ID number of the properties to be acquired via this action are:

- Hogan Road, Temple, (BellCAD ID No. 490868);
- Old Waco Road, Temple, (BellCAD ID No. 54638);
- Old Waco Road, Temple, (BellCAD ID No. 49962);
- 2044 Old Waco Road, Temple, (BellCAD ID No. 133035);
- 2180 Old Waco Road, Temple, (BellCAD ID No. 133033);
- 2317 Old Waco Road, Temple, (BellCAD ID No. 90346); and
- 2707 Old Waco Road, Temple (BellCAD ID No. 32735);

**Whereas**, Staff recommends Council authorize the acquisition of seven rights of way, three drainage easements, and one temporary construction easement necessary for the construction of Outer Loop West Project Phase One and authorizing closing costs associated with the purchases in an estimated amount of \$815,000;

**Whereas**, funding for the purchase of seven rights of way, three drainage easements, and one temporary construction easement necessary for the construction of Outer Loop West Project Phase One and authorizing closing costs associated with the purchases in an estimated amount of \$815,000 is available in Account No. 365-3400-531-6813, Project No. 101714; 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 authorizes the acquisition of seven rights of way, three drainage easements, and one temporary construction easement necessary for the construction of Outer Loop West Project Phase One and authorizing closing costs associated with the purchases in an estimated amount of \$815,000.

**Part 3:** 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 1<sup>st</sup> day of **October, 2020**.

THE CITY OF TEMPLE, TEXAS

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TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

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Jana Lewellen  
City Secretary

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Kathryn H. Davis  
City Attorney