

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING Consider adopting a resolution authorizing the purchase of one property necessary for the Avenue C Expansion Project and authorizing a release of lien and closing costs in an estimated amount of \$18,000.; AND PROVIDING AN OPEN MEETINGS CLAUSE.

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**Whereas**, the City is in the design phase for the Avenue C Expansion Project from Main Street to South 24<sup>th</sup> Street and requires the acquisition of right of way from twenty-eight properties, including twelve residential and business relocations;

**Whereas**, appraisals have been conducted on all the properties and offers have been made to those property owners based on the appraisals - for those properties that require relocation, Stateside Right of Way Services, Inc. (Stateside) has prepared and presented the necessary relocation studies;

**Whereas**, the City has acquired fifteen rights of way and with the assistance of Stateside, is actively negotiating with each of the remaining property owners - at its July 16, 2020 meeting Council authorized the use of eminent domain to condemn eight properties;

**Whereas**, Stateside was contacted by an owner of one of the eight properties the City is seeking to condemn who put forth an offer to settle in order to avoid proceeding to court - the City has accepted the owner's offer and has agreed to purchase the entire 0.1364-acre vacant tract and release an existing \$200 mowing lien;

**Whereas**, the address and Bell County Tax Appraisal District ID Number of the property is 303 South 10<sup>th</sup> Street, Temple (BellCAD ID No. 70580);

**Whereas**, Staff recommends Council authorize Consider adopting a resolution authorizing the purchase of one property necessary for the Avenue C Expansion Project and authorizing a release of lien and closing costs in an estimated amount of \$18,000.;

**Whereas**, funding for the purchase of one property is available in Reinvestment Zone No. 1 Financing and Project Plans, Line 413, Account No. 795-9600-531-6892, Project No. 101841; 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 Consider adopting a resolution authorizing the purchase of one property necessary for the Avenue C Expansion Project and authorizing a release of lien and closing costs in an estimated amount of \$18,000..

**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