



COUNCIL AGENDA ITEM MEMORANDUM

DEPT./DIVISION SUBMISSION & REVIEW:

Kathryn Davis, City Attorney
Christina Demirs, Assistant City Attorney

ITEM DESCRIPTION: SECOND & FINAL READING: Consider adopting an ordinance authorizing the abandonment of a 0.6529-acre portion of Jack White Street right of way as dedicated in Walker Saulsbury Commercial Subdivision Phase III, an addition to the City of Temple, as shown in the plat of record in Cabinet B, Slide 240-A, Plat Records of Bell County, Texas.

BACKGROUND: The City of Temple, through the City Manager's Office, has submitted a request to abandon a 0.6529-acre portion of Jack White Street right of way as dedicated in Walker Saulsbury Commercial Subdivision Phase III, an addition to the City of Temple, as shown in the plat of record in Cabinet B, Slide 240-A, Plat Records of Bell County, Texas.

The City is reaching the final stages of construction of the North 31st Street and Interstate Highway 35 (IH-35) Connection Project. The project begins at Calhoun Avenue connecting to the IH-35 Frontage Road at Bray Street and includes a roundabout connection to North 31st Street and IH-35 Frontage Road at Temple High School. The planned improvements include drainage, water utilities, wastewater, landscaping, pedestrian facilities, roundabout with art feature, striping, and signage. The improvements will improve traffic flow in the area and enhance connectivity between North 31st and Interstate Highway 35. The City agreed to exchange the 0.6529-acre of Jack White Street right of way to a property owner as part of a cash transaction to acquire the necessary rights of way and easements from this property owner for the project. The City will retain a 0.2146- acre public utility easement within the abandoned right of way. Texas Local Government Code § 272.001(a)(3) allows a political subdivision to make such exchanges. However, the formal designation as public right of way for this section of Jack White Street needs to be abandoned.

ALIGNMENT WITH ADOPTED PLANS:

| Plan | Comments |
|--------------------------|--|
| Strategic Plan | This item supports the City of Temple's Strategic Plan goals of "A City that supports well-managed growth and development to promote a thriving economy" and "Infrastructure and systems that support exceptional services and community growth," as well as the Strategic Plan commitments of "Facilitate high quality, safe, and strategic community growth," and "Develop a safe, connected, and well-maintained mobility system that incorporates all modes of travel including vehicular, pedestrian, bicycle, transit, and air." |
| Capital Improvement Plan | This item supports the Capital Improvement Plan of identifying large scale projects that repair, maintain, and grow key components of City operations and facilitates improved mobility in an identified area of growth of the City. |

STAFF RECOMMENDATION: Adopt ordinance as presented in item description.

BOARDS & COMMISSIONS RECOMMENDATION: This item was not reviewed by any of the official boards and commissions.

FISCAL IMPACT: The City agreed to exchange the 0.6529-acre of Jack White Street right of way to a property owner as part of a cash transaction to acquire the necessary rights of way and easements from this property owner for the project. The .6529 acres of to-be-abandoned Jack White right-of-way is valued at \$3.00 per square foot which equates to a value of \$85,320.97.

ATTACHMENTS:

Ordinance

Exhibit of 0.6529-acre ROW to be abandoned

Exhibit of 0.2146-acre PUE