



Legislation Text

File #: ID 16-1508, **Version:** 1

Agenda Information Sheet

DEPARTMENT: Waste Water

CM/ ACM: Howard Martin

Date: December 6, 2016

SUBJECT

Consider adoption of an ordinance authorizing the City Manager of the City of Denton, Texas ("City") to execute, for and on behalf of the City, an Easement Purchase and Abandonment agreement ("Agreement"), as attached to the ordinance and made a part thereof as Exhibit "A", for the purchase price of Twelve Thousand Three Hundred Fifty Dollars and No Cents (\$12,350.00), and other consideration, as prescribed in the Agreement by and between the City and Regi Investments, Inc., providing for (A) the granting to the City of (i) a sanitary sewer easement, encumbering a 0.0066 acre tract of land, a 0.0218 acre tract of land, and a 0.1318 acre tract of land, all being more particularly described in the Sanitary Sewer Easement, being attached to and made a part of the Agreement; and (ii) a temporary construction easement, encumbering 0.0066 acre of land, being more particularly described in the Temporary Construction Easement, being attached to and made a part of the Agreement; and (b) the Partial Abandonment and Release ("Release") by the City of a 0.11 acre portion of that certain sanitary sewer easement, dated November 26, 1956, from R.M. Dobbins and wife, Maude Dobbins to the City, recorded in Volume 427, Page 441, Deed Records, Denton County, Texas; all tracts of real property being in the William Daniel Survey, Abstract No. 378, generally located in the 2200 block of Fort Worth Drive; authorizing the expenditure of funds, providing a savings clause; and providing an effective date. (Fort Worth Drive Utility Relocations Project - Parcel 12W)

BACKGROUND

The Project requires the acquisition of permanent Sanitary Sewer Easement to encumber a property tract owned by Regi Investments, Inc. As part of the proposed sanitary sewer realignment design, a 0.11 acre portion of an existing sanitary sewer easement will no longer be needed by the City. Regi Investments, Inc. desires that the City abandon and release that 0.11 acre portion of the existing easement, as a component of the City's sanitary sewer easement purchase transaction. It is contemplated that the 0.11 acre portion of the existing easement will be formally released upon the completion and acceptance by the City of Denton of the public improvements slated to be constructed as part of the Fort Worth Drive Utility Relocations project.

OPTIONS

1. Approve the proposed Ordinance.
2. Decline to approve the proposed Ordinance.
3. Table for future consideration.

RECOMMENDATION

Recommend approval of the Ordinance.

PRIOR ACTION/REVIEW (Council, Boards, Commissions)

Typically submitted to PUB; however in this instance, due to PUB meeting cancellation of November 28, no prior action. Project delivery schedule dictates consideration by City Council on December 6, 2016.

THE FISCAL INFORMATION

The funding allocated for the Fort Worth Drive Utility Relocations Project is included in Revenue Funds outlined within the Exhibit 4 attachment.

STRATEGIC PLAN RELATIONSHIP

The City of Denton's Strategic Plan is an action-oriented road map that will help the City achieve its vision. The foundation for the plan is the five long-term Key Focus Areas (KFA): Organizational Excellence; Public Infrastructure; Economic Development; Safe, Livable, and Family-Friendly Community; and Sustainability and Environmental Stewardship. While individual items may support multiple KFAs, this specific City Council agenda item contributes most directly to the following KFA and goal:

Related Key Focus Area: **Public Infrastructure**
Related Goal: **2.1 Optimize resources to improve quality of City Roadways**

EXHIBITS

1. Location Map
2. Site Map
3. Ordinance
4. Funding Source

Respectfully submitted:
P. S. Arora, P. E.
General Manager Wastewater Utilities

Prepared by:
Ed Cropp
Senior Real Estate Analyst