



## Legislation Details (With Text)

<b>File #:</b>	Res. 2021-124R	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Resolution	<b>Status:</b>		Individual Consideration	
<b>File created:</b>	6/3/2021	<b>In control:</b>		City Council	
<b>On agenda:</b>	7/6/2021	<b>Final action:</b>			
<b>Title:</b>	Consider approval of Resolution 2021-124R, approving an agreement with the Estate of Myrtle McCarty Estate providing for the City to purchase approximately 10.492 acres of land in the vicinity East of the intersection of San Antonio and Olive Streets, together with a drainage, water and wastewater easement across 0.251 acres and a temporary workspace license across 0.41 acres, for a price of \$100,000.00, together with associated closing costs, in connection with the Purgatory Creek 18-inch Wastewater Main, Bishop and Belvin improvements and Purgatory Creek Phase 2 improvements projects; authorizing the City Manager, or his designee, to execute said agreement; and declaring an effective date.				

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Resolution, 2. McCarty Purchase Agreement - Clean, 3. Map

Date	Ver.	Action By	Action	Result
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### AGENDA CAPTION:

Consider approval of Resolution 2021-124R, approving an agreement with the Estate of Myrtle McCarty Estate providing for the City to purchase approximately 10.492 acres of land in the vicinity East of the intersection of San Antonio and Olive Streets, together with a drainage, water and wastewater easement across 0.251 acres and a temporary workspace license across 0.41 acres, for a price of \$100,000.00, together with associated closing costs, in connection with the Purgatory Creek 18-inch Wastewater Main, Bishop and Belvin improvements and Purgatory Creek Phase 2 improvements projects; authorizing the City Manager, or his designee, to execute said agreement; and declaring an effective date.

**Meeting date:** July 6, 2021

**Department:** Engineering and Capital Improvements

### Amount & Source of Funding

**Funds Required:** \$110,000

**Account Number:** 51036366-70200, 52036350-70200

**Funds Available:** \$514,527.83

**Account Name:** C684 -Land Acquisition for future detention & C546- Purgatory WW

### Fiscal Note:

**Prior Council Action:** N/A

**City Council Strategic Initiative:** [Please select from the dropdown menu below]

N/A

Choose an item.

Choose an item.

**Comprehensive Plan Element (s):** [Please select the Plan element(s) and Goal # from dropdown menu below]

- ☐ Economic Development - Choose an item.
- ☐ Environment & Resource Protection - Choose an item.
- ☒ Land Use - Direct Growth, Compatible with Surrounding Uses
- ☐ Neighborhoods & Housing - Choose an item.
- ☐ Parks, Public Spaces & Facilities - Choose an item.
- ☐ Transportation - Choose an item.
- ☐ Core Services
- ☐ Not Applicable

**Master Plan:** [Please select the corresponding Master Plan from the dropdown menu below (if applicable)]

Stormwater Master Plan

**Background Information:**

The attached agreement is for the land acquisition of approximately 11.153 Acres of the Myrtle McCarty Estate for \$100,000. Authorization in the amount of \$110,000 includes additional funds for closing costs.

The City has identified 3 projects that overlap this location; Purgatory Creek 18" Wastewater Main, Bishop & Belvin Improvements and the Purgatory Creek Phase 2 Improvements. The overlapping ROW needs of all 3 projects were combined and the City will be acquiring the following:

- 0.251 Acres for a Water/Wastewater/Drainage Easement
- 10.492 Acres Fee Simple acquisition for future Purgatory Creek improvements
- 0.41 Acres for Temporary Workspace

The Purgatory Creek 18" Wastewater Main will use the temporary workspace to install the new 18" wastewater and the alignment will cross the 10.492 Acre Tract and the 0.251 Acre Easement. The Bishop & Belvin Improvements project will install a box culvert that will outfall into the 10.492 Acre Tract and will install a smaller outfall on the 0.251 Acre Easement. The Purgatory Creek Phase 2 Improvements will cross the

10.492 Acre Tract and use this location for stormwater and greenspace connectivity within Purgatory Creek.

The Purgatory Creek 18" Wastewater Main (\$1.75M $\pm$ ) is currently under design and scheduled to start construction by the end of 2021. The Bishop & Belvin Improvements (\$8M $\pm$ ) is currently under design and scheduled to start construction in 2024. The Purgatory Creek Phase 2 is currently planned to begin design in 2024.

**Council Committee, Board/Commission Action:**

Click or tap here to enter text.

**Alternatives:**

Click or tap here to enter text.

**Recommendation:**

Staff recommend approval of this agreement