



## Legislation Details (With Text)

<b>File #:</b>	Res. 2023-94R	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Resolution	<b>Status:</b>		Individual Consideration	
<b>File created:</b>	4/13/2023	<b>In control:</b>		City Council	
<b>On agenda:</b>	5/16/2023	<b>Final action:</b>			
<b>Title:</b>	Consider approval of Resolution 2023-94R, approving a contract with First United Methodist Church of San Marcos for the purchase of approximately 0.23 of an acre (10,163 square feet) for public right of way and the fee simple purchase of 0.10 acre (4,346 square feet), as detailed in exhibit "A" attached hereto and incorporated herein for all purposes, near the intersection of North Guadalupe Street and University Drive at a price of \$900,439.00, plus related closing costs; authorizing the City Manager, or her designee, to execute said contract and all closing documents related to such purchase on behalf of the city; and declaring an effective date.				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Resolution, 2. 00002.0001 - Survey, 3. 00002.0002 - Survey, 4. Map20230414.pdf, 5. Letter Agreement Executed.pdf				

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

Consider approval of Resolution 2023-94R, approving a contract with First United Methodist Church of San Marcos for the purchase of approximately 0.23 of an acre (10,163 square feet) for public right of way and the fee simple purchase of 0.10 acre (4,346 square feet), as detailed in exhibit "A" attached hereto and incorporated herein for all purposes, near the intersection of North Guadalupe Street and University Drive at a price of \$900,439.00, plus related closing costs; authorizing the City Manager, or her designee, to execute said contract and all closing documents related to such purchase on behalf of the city; and declaring an effective date.

**Meeting date:** May 16, 2023

**Department:** Engineering & CIP and SMTX Utilities

### **Amount & Source of Funding**

**Funds Required:** \$900,439.00 Plus Closing Costs ~ Electric: \$370,000.0 / WWW: \$265,219.50 / General: \$132,609.75 / Drainage: \$132,609.75

**Account Number:** Electric: 51538112-70200 / WWW: 52036369 -70200 - BUA In Process / General: 50036369-70200 - BUA In Process / Drainage: TBD - 51036312-70200

**Funds Available:** Electric: \$750,000 / WWW: \$265,219.50 / General: \$132,609.75 / Drainage: \$132,609.75

**Account Name:** Electric: C825 (PCR Building at Pat Garrison) & WWW/General/Drainage: C372 (Pat Garrison Imps)

### **Fiscal Note:**

**Prior Council Action:** Click or tap here to enter text.

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

Mobility & Connectivity

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 - Choose an item.

☐ Neighborhoods & Housing - Choose an item.

☐ Parks, Public Spaces & Facilities - Choose an item.

☒ Transportation - Multimodal transportation network to improve accessibility and mobility, minimize congestion and reduce pollution

☒ Core Services

☐ Not Applicable

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

Stormwater Master Plan

### **Background Information:**

This resolution is for approval of a Right of Way acquisition for a 0.23-acre area and a fee simple acquisition for a 0.10-acre in the amount of \$900,439.00 plus closing costs. The acquisitions are required for the Downtown Power Control Room (PCR) Building Project and the Pat Garrison Improvements Projects.

Pat Garrison from Fredericksburg Street to Guadalupe Street is currently a private road. Over the years, the property was owned by a bank and the road was left open for all to use. The property was recently purchased by a church and they do not want the liability of a road. They asked the City if they would be interested in purchasing the rights to the road in order to avoid the road being closed to public use. The City has future CIP projects within these limits that includes water, wastewater and stormwater. In addition, this road relieves a lot of traffic from using Fredericksburg and is important to keeping the downtown area moving. With this mind, the City chose to pursue the purchase of this ROW.

The Pat Garrison Improvements (C679) is a future project in the CIP. The project will focus on utilities, and it will be coordinated with any future developments in the area for road and sidewalk improvements. The project is expected to start design in 2024 with construction starting in (or after) 2027.

The Electrical Master Plan identified the need for a PCR Building (C825) to be located in the Downtown Area. A PCR Building will provide the necessary electrical infrastructure for growth and circuit diversity in the Downtown area. With the acquisition of this area, design will begin immediately, and construction is expected to start in 2024. The estimated construction cost is \$2,000,000.00.

The property owner has accepted the City's offer on this acquisition.

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

Click or tap here to enter text.

**Alternatives:**

Click or tap here to enter text.

**Recommendation:**

Staff recommends the approval of this acquisition.