

# Item Details

Legistar # 18-0422

<b>Release and Relinquishment of Access Rights to Highway Facility Agreement, Deed, and Two “Possession and Use Agreement for Transportation Purposes” Agreements – Harbor Bridge Replacement Project</b>	
<b><u>Council Meeting Dates:</u></b> Future Item – May 8, 2018 Action Item – May 15, 2018	<b><u>Item Being Considered:</u></b> Ordinance

## **RECOMMENDATION:**

Authorize conveyance of City property to the Texas Department of Transportation (TxDOT) for Parcel 322 (0.2076 acres of Lot 1, Lot 7 and Lot 8, Block 1 of Craven Heights) for an amount of \$29,494.00; and Parcel 321(AC) (access denial at 1208 Peabody Avenue) for an amount of \$4,000.

## **SUMMARY:**

Parcel 322 is part of the remaining portion of a parcel of land that was transferred to TxDOT in 2014 as a credit towards the City’s contribution to the HBRP. It is located at 702 Martin Luther King Drive (near Coke St). The subject Parcel, 0.2076 acres or 9,045 square feet, was not contributed because it was not needed based on the schematic approved at that time. It is now needed for the project because of design changes in which loop ramps were added to the schematic. Under the terms of the Comprehensive Development Agreement (CDA) between TxDOT and the Developer, after the original schematic was approved, the Developer (Flatiron Dragados, LLC) is required to purchase directly from the owner on behalf of TxDOT, properties needed for additional right of way. The City has accepted an appraised value of \$26,494.00 for the subject property. A transfer of Deed and execution of a “Possession and Use Agreement for Transportation Purposes” for a consideration of \$3,000 are required for this Parcel. (Total \$29,494)

Parcel 321(AC) is a small triangle of park land at the intersection of Peabody Avenue and Noakes St. Approximately 132.34 linear feet of the triangle along the new frontage road is adjacent to a new IH-37 exit ramp. TxDOT roadway design standards require access control off of highways onto frontage roads and the City must relinquish access rights to that section. Execution of a “Release and Relinquishment of Access Rights to Highway Facility” for a consideration of \$1,000; and a “Possession and Use Agreement for Transportation Purposes with Additional Payment of Independent Consideration” for a consideration of \$3,000 with TxDOT. (Total \$4,000)

## **PREVIOUS COUNCIL / BOARD ACTIONS:**

December 16, 2014 – Council approved Ordinance authorizing execution of Contribution Agreement with TxDOT for Harbor Bridge Replacement Project for certain properties.