

June 28, 2023

**WHEREAS**, the City of Dallas owns a tract of land which is used for the Elm Fork Trinity River; and

**WHEREAS**, the City of Irving has requested a trail easement on said land for the construction, maintenance and use of trail facilities containing a total of approximately 52,422 square feet (1.20 acres) of land, located in the City of Irving, Dallas County, Texas; and being more fully described in Exhibit "A", attached hereto and made a part of hereof for all purposes; and

**WHEREAS**, the City of Irving has the power of eminent domain and proposes to purchase easement rights to said Property at fair market value.

**Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That upon receipt of **FOURTEEN THOUSAND ONE HUNDRED FIFTY-FOUR AND NO/100 (\$14,154.00) DOLLARS** from the City of Irving, the City Manager or designee is hereby authorized to execute a Trail Easement, to be attested by the City Secretary, approved as to form by the City Attorney.

**SECTION 2.** That the sale proceeds shall be deposited into the General Fund, Fund 0001, Department PBW, Balance Sheet 0519 and Department of Public Works – Real Estate Division shall be reimbursed for the cost of obtaining legal description, appraisal and other administrative costs incurred General Fund, Fund 0001, Department PBW, Unit 1181, Object 5011. Any remaining proceeds should be transferred to the Water and Sewer Revenue Fund, Fund 0100, Department DWU, Unit 7005, Revenue Code 8428.

**SECTION 3.** That this resolution is designated for City purposes as Contract No. PBW-2023-00022036.

**SECTION 4.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

APPROVED AS TO FORM:  
TAMMY L. PALOMINO, Interim City Attorney

*Molly P. Ward*

BY: \_\_\_\_\_  
Assistant City Attorney