

February 26, 2020

WHEREAS, the City of Dallas ("City") owns a tract of land which is used for Lake Ray Hubbard (the "Lake"); and

WHEREAS, the City of Garland ("Grantee") has requested two drainage easements and a street easement on said land for the construction, maintenance and use of drainage and street right-of-way facilities containing a total of approximately 14,709 square feet of land (the "Property") located near the intersection of Zion Road and Bass Pro Drive, City of Garland, Dallas County, Texas; and being more particularly described in Exhibit "A" attached hereto and made a part of for all purposes; and

WHEREAS, the City of Garland, a Texas Municipal Corporation, has the power of eminent domain and proposes to purchase easement rights to said Property at fair market value; and

WHEREAS, the City of Garland has agreed to provide for the construction and continued maintenance of erosion control facilities, for approximately 10,269 square feet of City-owned land, located on the shoreline of the Lake for the continued protection of City shoreline from future erosion; and

WHEREAS, the City of Dallas may sell or exchange its property to a governmental entity that has the power of eminent domain, for fair market value as determined by an appraisal, without complying with the notice and bidding requirements for the sale of public lands provided for in Chapter 272, Section 272.001 of the Texas Local Government Code; and

WHEREAS, certain provisions of Section 2-24 of the Dallas City Code do not apply to the sale of land by the City of Dallas to other governmental entities as contemplated and authorized herein.

Now, Therefore,

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

SECTION 1. That the City Manager or designee is hereby authorized to execute two drainage easements and a street easement, to be attested by the City Secretary, approved as to form by the City Attorney.

SECTION 2. That the procedures required by Section 2-24 of the Dallas City Code that are not required by state law concerning the sale of unneeded real property are waived with respect to this tract of land.

SECTION 3. That this contract is designated as Contract No. DEV-2020-00012746.

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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:
CHRISTOPHER J. CASO, Interim City Attorney

BY: 
Assistant City Attorney