

## Legislation Details (With Text)

**File #:** 19-4270      **Version:** 1      **Name:** Ordinance - Kaufman Co Property Acquisition  
**Type:** Agenda Item      **Status:** Passed  
**File created:** 7/8/2019      **In control:** City Council  
**On agenda:** 8/5/2019      **Final action:** 8/5/2019

**Title:** An ordinance determining the public necessity of acquiring approximately 23.009 acres of real property interests for construction of water supply and infrastructure improvements in eastern Dallas County and western Kaufman County, authorizing the City Manager to acquire the real property and authorizing the use of the power of eminent domain to condemn the real property if such becomes necessary, said properties being owned by Barrel Ranch, LLC (approximately 18.91 acres), Danny Shaw Family Limited Partnership (approximately 1.481 acres) and Beam & Sons, Inc. (approximately 2.618 acres) and being generally located beginning at the City of Mesquite Convenience Center, 3610 Lawson Rd, running east crossing the Dallas and Kaufman County boundary approximately 2,000 feet north of IH-20, running east to Wisner Road, then southeast to and under IH-20 approximately 1,200 feet west of FM 740, then east generally parallel to IH-20 to a point approximately 3,000 feet east of FM 740.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance - Eminent Domain

Date	Ver.	Action By	Action	Result
8/5/2019	1	City Council	Approved	Pass

An ordinance determining the public necessity of acquiring approximately 23.009 acres of real property interests for construction of water supply and infrastructure improvements in eastern Dallas County and western Kaufman County, authorizing the City Manager to acquire the real property and authorizing the use of the power of eminent domain to condemn the real property if such becomes necessary, said properties being owned by Barrel Ranch, LLC (approximately 18.91 acres), Danny Shaw Family Limited Partnership (approximately 1.481 acres) and Beam & Sons, Inc. (approximately 2.618 acres) and being generally located beginning at the City of Mesquite Convenience Center, 3610 Lawson Rd, running east crossing the Dallas and Kaufman County boundary approximately 2,000 feet north of IH-20, running east to Wisner Road, then southeast to and under IH-20 approximately 1,200 feet west of FM 740, then east generally parallel to IH-20 to a point approximately 3,000 feet east of FM 740.

On October 16, 2017, the City Council approved an engineering design contract with Kimley-Horn and Associates, Inc., for the design of infrastructure improvements that will support development activities in portions of land in Kaufman County situated within the city limits and extra-territorial jurisdiction (ETJ) of the City of Mesquite as well as other land the City Council decides is in the City’s best interest to provide water service. These improvements include:

- Potable water pump station
- 3.0-million gallon concrete ground storage water reservoir
- Emergency Backup Generator
- Water Disinfection Equipment

- 17,000 linear feet of large diameter transmission water main and parallel fiber optic conduit to bring potable water from the west side of the East Fork of the Trinity River to the east side.

On June 3, 2019, a contract amendment to the design contract was approved by City Council. Two bid packages will be produced; one for the large diameter transmission water main and another for the pump station and concrete ground storage reservoir. Plans are nearing completion for the subject projects and bidding will take place in late summer.

In order to complete permitting, zoning, platting and site plan approvals, the pump station site and easements necessary for the construction of the water main must be obtained. This ordinance gives the City Manager authority to negotiate and execute contracts to secure the needed pump station site and easements for the transmission water main construction and operation. This ordinance also includes authority for the City Manager to initiate condemnation proceedings to acquire the needed land or easements if negotiations fail in acquiring the land interests.

**Recommended/Desired Action**

Staff recommends approval of the ordinance.

**Attachment(s)**

Ordinance

**Drafter**

Matthew Holzapfel, P.E.

**Head of Department**

Matthew Holzapfel, P.E.