

City of Mesquite, Texas

Legislation Details (With Text)

File #:	19-3926	Version:	1	Name:	Ordinance - Special Election 5.4.19
Type:	Agenda Item	Status:	Passed		
File created:	12/14/2018	In control:	City Council		
On agenda:	2/4/2019	Final action:	2/4/2019		
Title:	An ordinance ordering a Special Election to be held on May 4, 2019, for the purpose of submitting to the qualified voters of the City, for adoption or rejection, the question of whether to authorize the sale of approximately 171.393 acres of City park land located at 3811 South Belt Line Road, containing approximately 87.727 acres, and adjacent land located at 4600 Mercury Road, containing approximately 83.666 acres, the entirety of which is located in the City of Balch Springs, Dallas County, Texas.				

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance - Call Special Election

Date	Ver.	Action By	Action	Result
2/4/2019	1	City Council	Approved	Pass

An ordinance ordering a Special Election to be held on May 4, 2019, for the purpose of submitting to the qualified voters of the City, for adoption or rejection, the question of whether to authorize the sale of approximately 171.393 acres of City park land located at 3811 South Belt Line Road, containing approximately 87.727 acres, and adjacent land located at 4600 Mercury Road, containing approximately 83.666 acres, the entirety of which is located in the City of Balch Springs, Dallas County, Texas.

In 1994, the City of Mesquite purchased approximately 385 acres of property near the intersection of McKenzie Road and Faithon P. Lucas, Sr., Boulevard. The property was part of a foreclosure made by the U.S. Housing and Urban Development Department (HUD). Nearly half of this property was located within the city limits of Balch Springs. The initial plan for the property was the development of a multisport athletic complex and other park uses. As development has progressed in the community and need for additional athletic fields has diminished, it was determined that all of the property was no longer needed for this purpose. Staff has previously briefed Council on options for this property and staff has been directed to pursue the sale of the portion of property within the city limits of Balch Springs. There is significant property remaining within the Mesquite City Limits for future park/city use.

The original purchase of this property was made with Park Bonds and state law requires that any property purchased in this manner that is sold, must dedicate any proceeds from the sale toward other park projects. It is staff's intent to direct these funds toward development of parks and trails in the Creek Crossing area.

Additionally, when the property was purchased through HUD, restrictions were placed on the property limiting its use to the City of Mesquite or Mesquite ISD. The City is working with HUD to remove these restrictions to allow the sale of the property. It is unclear at this time if HUD will require compensation for lifting the restrictions. It is staff's recommendation to proceed with the election in order to expedite sale of the property once direction is received from HUD.

Section 253.001(b) of the Texas Local Government Code states that land owned, held or claimed as a public square or park may not be sold unless the issue of the sale is submitted to the qualified voters of the municipality at an election and is approved by a majority of the votes received at the election. The properties located at 3811 South Belt Line Road and 4600 Mercury Road are City park land. Therefore, an election must be held in order for the City to sell the property.

The attached ordinance will call a Special Election to be held on May 4, 2019.

Recommended/Desired Action

Staff recommends approval of the ordinance.

Attachment(s)

Ordinance

Drafter

Sonja Land

Head of Department

Sonja Land