

**TOWN OF ADDISON, TEXAS**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE EASEMENT AND PROPERTY ACQUISITION DOCUMENTS NECESSARY TO CONSTRUCT PUBLIC IMPROVEMENTS ASSOCIATED WITH THE MIDWAY ROAD PROJECT; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Addison, Texas (the “City”) desires to improve Midway Road by, among other things, causing the reconstruction of the roadway including the installation of utilities, enhancing the streetscape, and making the public sidewalks more pedestrian friendly (the “Project”), and the process to do so has been initiated and is underway; and

**WHEREAS**, while most of the reconstruction activities will occur within existing right-of-way, a portion of the streetscape enhancements, public sidewalk improvements, and other public improvements will occur outside of the Midway Road right-of-way and will require the City to obtain from the owner of real property that abuts or lies adjacent to Midway Road the right to use a portion of that property for one or more public uses; and

**WHEREAS**, the acquisition of any such portions may require, in some instances, the expenditure of public funds, the amount of which may be determined by a written appraisal prepared in accordance with law, and if any such acquisition is mutually agreeable to the property owner and the City, the City Council desire to authorize the City Manager to expend the public funds necessary to complete such acquisition.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:**

**Section 1.** The City Manager is authorized to acquire easements and other real property interests necessary to allow completion of the Project on terms which the City Manager determines, in his discretion, are advantageous to the Town, which agreements may include the payment by the City for the portion acquired and amounts related thereto. The City Manager is hereby authorized to execute, on behalf of the City, such instruments as may be necessary or required to document and to consummate the agreement and to cause the expenditure of City funds for such acquisition and related costs.

**Section 2.** The above and foregoing recitals are true and correct and are incorporated into and made a part of this Resolution.

**Section 3.** This Resolution shall take effect from and after its passage and approval.

**PASSED AND APPROVED** by the City Council of the Town of Addison, Texas this the 26<sup>th</sup> day of March, 2019.

\_\_\_\_\_  
Joe Chow, Mayor

**ATTEST:**

By: \_\_\_\_\_  
Irma Parker, City Secretary

**APPROVED AS TO FORM:**

By: \_\_\_\_\_  
Brenda N. McDonald, City Attorney