



CITY COUNCIL MEMORANDUM

FROM: The Office of the City Manager **DATE:** May 18, 2020
SUBJECT: Approve Ordinance No. 3651, abandoning a portion of Mid-Cities Boulevard right-of-way and authorize execution of a quitclaim deed and hold harmless agreement with Centerpoint Community Baptist Church.
PRESENTER: Caroline Waggoner, Director of Public Works

SUMMARY:

The City Council is being asked to approve an ordinance abandoning a portion of Mid-Cities Boulevard right-of-way and authorize execution of a quitclaim deed and hold harmless agreement with Centerpoint Community Baptist Church.

GENERAL DESCRIPTION:

In March of 2003, the Center Point Addition final plat dedicated right-of-way adjacent to Mid-Cities Boulevard at the southwest corner of the Smithfield Road intersection. The justification at the time of platting was a potential future right-turn lane for west bound Mid-Cities at Smithfield. When the recently completed Smithfield Road was under design, city staff evaluated the need for the lane as part of the project. It was determined at that time that a turn lane was not warranted, and that it was preferable from a traffic flow standpoint to encourage drivers to continue to the Davis Boulevard intersection with its dedicated right-turn lane and larger radius rather than utilizing Smithfield Road as a shortcut for motorists who wish to go south in this area.

Leadership at Center Point Church contacted city staff several years ago with plans to expand their campus, and a desire to reclaim the previously dedicated right-of-way. The additional area will allow them to create as much parking as possible to serve their congregants. An email from Center Point Church's founding pastor Jay Bruner is included for informational purposes.

The city's policy regarding right-of-way abandonment allows for the adjacent property to acquire identified extraneous areas within the right-of-way. This procedure typically involves either financial or land consideration to offset the value of the land being abandoned. In this case, because the area in question was dedicated through the platting process by the same owner at no cost to the city, there is no requirement for compensation.

RECOMMENDATION:

Approve Ordinance No. 3651