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**City Council Regular Meeting**

**DEPARTMENT:** Public Works & Engineering

**FROM:** Michelle McCullough, P.E., CFM, Assistant Director/City Engineer

**MEETING:** March 18, 2024

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**SUBJECT:**

Consider approval of an Encroachment on Easement agreement with Oncor Electric Delivery Company, LLC (Oncor). *(Staff Contact: Michelle McCullough, Assistant Director of Public Works/City Engineer)*

**SUMMARY:**

On June 7, 2021, the City Council approved a Chapter 380 and Economic Development and Performance Agreement (Agreement) with the developer of the approximately 1,000-acre Chisholm Summit master-planned community on the City's west side. Per the Chapter 380 agreement, the developer is responsible for designing and constructing the city funded public improvements, including the extension of Lakewood Drive from just south of CR 1020 to FM 1902. Phase 1 of the Lakewood Drive extension from FM 1902 to CR 1016 is underway and includes a temporary connection to FM 1902. The sanitary sewer lift station and force main is expected to begin construction in the next several months.

Proposed roadway, storm and sanitary sewer improvements are proposed across an existing Oncor 150-foot utility easement and right-of-way. Oncor requires an Encroachment on Easement Agreement for the public improvements proposed across their easement. The Encroachment on Easement Agreement is for Lakewood Drive, storm sewer improvements associated with Lakewood Drive and sanitary sewer improvements including a force main.

**RECOMMENDATION:**

Approve an Encroachment on Easement agreement with Oncor Electric Delivery Company, LLC (Oncor).

**PRIOR ACTION/INPUT (Council, Boards, Citizens):**

*September 20, 2021 – Economic Development Corporation Board (EDCB) – Type A*

- Reimbursement resolution to R.A. Development, Ltd. for roadway design costs
- Design Contract with Kimley Horn Associates for design review of Lakewood Drive

*September 20, 2021 – City Council*

- Reimbursement resolution to R.A. Development, Ltd. for sewer design costs and ratification of EDCB action on the reimbursement resolution to R.A. Development, Ltd. for roadway design costs
- Design Contract with Kimley Horn Associates for design review of Lakewood Drive and sanitary sewer facilities
- Ratification of EDCB action on the design contract with Kimley Horn Associates for design review of Lakewood Drive

*October 3, 2022 – Economic Development Corporation Board (EDCB) – Type A*

Reimbursement resolution to R.A. Development, Ltd. for roadway construction costs

*October 3, 2022 – City Council*

Reimbursement resolution to R.A. Development, Ltd. for roadway construction costs and ratification of EDCB action on the reimbursement resolution to R.A. Development, Ltd. for roadway construction costs

*November 13, 2023 – Economic Development Corporation Board (EDCB) – Type A*

Reimbursement resolution to bury existing UCS electric lines between CR 1020 and CR 1016.

*November 13, 2023 – City Council*

Minute order ratifying the 4A Economic Development Corporation Board's action

*December 11, 2023 – Economic Development Corporation Board (EDCB) – Type A*

Reimbursement resolution for pedestrian and street lighting between CR 1020 and FM 1902.

*December 11, 2023 – City Council*

Minute order ratifying the 4A Economic Development Corporation Board's action

**REFERENCE:**

NA

**FISCAL IMPACT:**

None

**STAFF CONTACT:**

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