

# Wylie City Council

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## **AGENDA REPORT**

**Department:** Public Works

**Prepared By:** Tim Porter

Account Code: \_\_\_\_\_

## Subject

Consider, and act upon, adoption of Ordinance No. 2021-57 determining a public use, need and necessity for the acquisition of property and permanent easements to expand a public right of way being a 7.307 acres tract of land situated in the J.W. Mitchell Survey, Abstract No. 589, City of Wylie, Collin County, Texas, as more particularly described and depicted in attached Exhibit "A," "A-1," "A-2," "A-3," and "A-4"; among other things, facilitate the construction, access, repair, maintenance and replacement of public roadway facilities and related public improvements in connection with the expansion of McMillen Road from McCreary Road to Country Club Road in Wylie, Texas (collectively, the "Project") in the City of Wylie, Collin County, Texas; authorizing the Interim City Manager and City Attorney, or their respective designees, to acquire the property including making initial bona fide offers, and authorizing the City Attorney to file proceedings in eminent domain to condemn the needed real property for public use, if necessary; and providing an effective date.

## Recommendation

If the City Council desires to approve this item, the form of the motion is required by statute to be made as follows: “I move that the City Council of the City of Wylie, Texas authorize the use of the power of eminent domain to acquire property in fee simple located in the area described and depicted in Exhibit "A," "A-1," "A-2," "A-3," and "A-4" to the ordinance under consideration by the City Council, for the purpose of the construction, access, repair, maintenance and replacement of public roadway facilities and related public improvements in connection with the expansion of McMillen Road from McCreary Road to Country Club Road in Wylie, Texas and all appurtenances related thereto.”

## Discussion

The engineering design of this roadway is complete and City Bond Funding was approved at the November 2021 election. Approval of the Ordinance authorizes the Interim City Manager the use of the power of eminent domain to acquire property in fee simple located in the areas depicted in the attached exhibits. The project is financed through both City and County funds.

## Financial Summary/Strategic Goals