



# City of Pflugerville

## Legislation Details (With Text)

**File #:** ORD-0709    **Version:** 2    **Name:**  
**Type:** Ordinance    **Status:** Approved  
**File created:** 4/11/2023    **In control:** Engineering Dept  
**On agenda:** 4/25/2023    **Final action:**  
**Title:** Approving an ordinance on second reading with the caption reading: An Ordinance of the City of Pflugerville, Texas Vacating approximately 0.0057 acre tract of land situated in the H.W. Farley Survey, Abstract 288, Travis County, Texas, and being a portion of Russell Street, also known as 1st Street, in the City of Pflugerville, Texas; Authorizing the City Manager to execute any documents necessary; providing that this Ordinance shall be cumulative; repealing all Ordinances to the extent they are in conflict; providing for severability; and declaring an effective date.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. H.W. Survey ORD, 2. Draft Presentation\_ORD-0709

Date	Ver.	Action By	Action	Result
4/25/2023	2	City Council	Approved on Second Reading	Pass
4/11/2023	1	City Council	Approved on First Reading	Pass

Approving an ordinance on second reading with the caption reading: An Ordinance of the City of Pflugerville, Texas Vacating approximately 0.0057 acre tract of land situated in the H.W. Farley Survey, Abstract 288, Travis County, Texas, and being a portion of Russell Street, also known as 1st Street, in the City of Pflugerville, Texas; Authorizing the City Manager to execute any documents necessary; providing that this Ordinance shall be cumulative; repealing all Ordinances to the extent they are in conflict; providing for severability; and declaring an effective date.

This ordinance allows for discussion and potential action regarding release of public right of way along Russell Street, in exchange for a future transfer of a corner segment at Grant Ave. and Caldwell's St. related to the Historic Colored Addition Infrastructure Improvement Project.

The Historic Colored Addition Infrastructure Improvement (Project) will replace deteriorated infrastructure by the removal and reconstruction of the existing subdivision roadways, new water mains with fire hydrants to meet the fire code and provide fire protection of the subdivision. installation of street lighting.

In order to provide public safety and fire protection, adequate turning movement for fire apparatus is required. The turn movement to access Grant Avenue from Caldwell's Lane requires an increased turning radius for fire apparatus. As part of the project, it is necessary for the City to acquire this small triangular parcel. City staff and the property owner have met and discussed several options and arrived at an agreeable solution. The property owner has requested land transfer of the corner segment in exchange for an equal area of right of way along Russell Street. This agreement has resulted from numerous communications and meetings with Staff, City legal counsel and the City's land acquisition consultant.

This ordinance authorizes the City Manager to release right of way along Russell Street as previously stated. In a future transaction the corner segment at Grant Ave. and Caldwell's St. will be deeded to the City by the property owner.

**Prior City Council Action**

City Council approved Resolution Number 1693-19-04-09-0600 regarding the Infrastructure and Land Use Study associated with the Pflugerville's Historic Colored Addition Subdivision on April 9, 2019.

City Council approved a Professional Services Agreement with Halff Associates, Inc. in the amount of \$233,890 for professional services for the Plans, Specifications, and Estimate (PS&E) associated with the Russell Street, Caldwell's Lane, Taylor Street, and Lincoln Avenue Project at the February 25, 2020 meeting.

City Council approved a Professional Services Supplemental Agreement with Halff Associates, Inc. in the amount of \$175,159 for professional services for continued utility coordination services, bid and construction phase services and construction materials testing associated with the Russell Street, Caldwell's Lane, Taylor Street, and Lincoln Avenue Project at the July 27, 2022 meeting.

City Council approved authorization to initiate eminent domain proceedings September 27, 2022. For acquisition of corner clip at Grant Avenue and Caldwell's St. of Lot 7, Block F, of the Historical Colored Addition situated in Pflugerville, Travis County, Texas.

City Council approved the ordinance on first reading on April 11, 2023.

**Deadline for City Council Action**

Action is requested on April 25, 2023.

**Funding Expected:** Revenue  Expenditure  N/A

**Budgeted Item:** Yes  No  N/A

**Amount:** N/A

**1295 Form Required?** Yes  No

**Legal Review Required:** N/A  Required  Date Completed: March 22, 2023

**Supporting documents attached:**

H.W. Survey ORD

Draft Presentation

**Recommended Action**

Approve an ordinance on second reading with the caption reading: An Ordinance of the City of Pflugerville, Texas Vacating approximately 0.0057 acre tract of land situated in the H.W. Farley Survey, Abstract 288, Travis County, Texas, and being a portion of Russell Street, also known as 1st Street, in the City of Pflugerville, Texas; Authorizing the City Manager to execute any documents necessary; providing that this Ordinance shall be cumulative; repealing all Ordinances to the extent they are in conflict; providing for severability; and declaring an effective date.