

RESOLUTION NO. 11-2022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING THE RIGHT-OF-WAY ACQUISITION FROM RORIE GALLOWAY DAY CAMP FOR SAFETY IMPROVEMENTS TO LAWSON ROAD; AND AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO COMPLETE THIS TRANSACTION.

WHEREAS, the City of Mesquite (the “**City**”), in conjunction with the Texas Department of Transportation (“**TxDOT**”), is proposing improvements to Lawson Road from 1,635 linear feet south of East Cartwright Road to 2,885 linear feet north of Milam Road in Dallas County, Texas, a distance of approximately 0.33 mile; and

WHEREAS, the proposed project will include adding two three-foot-wide shoulders, adding metal beam guard fences with mow strips to both north and southbound lanes and improving three existing culverts (“**Project**”); and

WHEREAS, the Project requires acquisition of approximately 0.33 acres of additional right-of-way (“**Acquisition Area**”) along the northwest side of Rorie Galloway Day Camp, a recreational facility owned and operated by the City, located at 3100 Lawson Road, Mesquite, Texas 75181 (“**Day Camp**”); and

WHEREAS, the Acquisition Area and Day Camp are depicted on the map attached as Exhibit A and dedication of the Acquisition Area as right-of-way for the Project does not impact the programs or operations of the Day Camp; and

WHEREAS, the Project was designed to minimize impact on the Day Camp as much as reasonably possible and after consideration of all feasible and prudent alternatives to the use or taking of the Acquisition Area; and

WHEREAS, completion of the Project is necessary and in the best interests of the citizens of the City; and

WHEREAS, the Project is partly funded with a grant from the Federal Highway Safety Improvement Program through TxDOT with the City providing engineering and matching construction funds; and

WHEREAS, both TxDOT and the City are governmental entities with the power of eminent domain; and

WHEREAS, a public hearing is required under Chapter 26 of the Texas Parks and Wildlife Code since the Project will result in acquisition of public land; and

WHEREAS, following a public hearing, notice of which was properly posted, the City Council makes the findings and decisions more fully set forth herein.

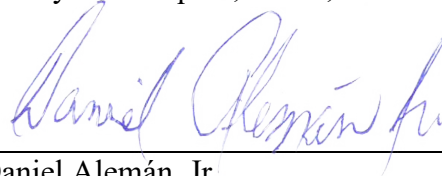
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That the City Council of the City of Mesquite, Texas (the “**City Council**”), hereby adopts and incorporates into this Resolution the recitals set forth herein as the legislative findings and intent of the City Council.

SECTION 2. That the City Council hereby finds and determines that: (i) the Project requires the use or taking of the Acquisition Area which is currently being used as a City park; (ii) there is no feasible and prudent alternative to the use or taking of the Acquisition Area; and (iii) the Project includes all reasonable planning to minimize harm to the Day Camp as a park resulting from such use or taking.

SECTION 3. That the City Council hereby approves the taking of the Acquisition Area for use as right-of-way for the Project and authorizes the City Manager to take all actions necessary to complete this transaction.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 21st day of February 2022.



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Daniel Alemán, Jr.  
Mayor

ATTEST:



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Sonja Land  
City Secretary

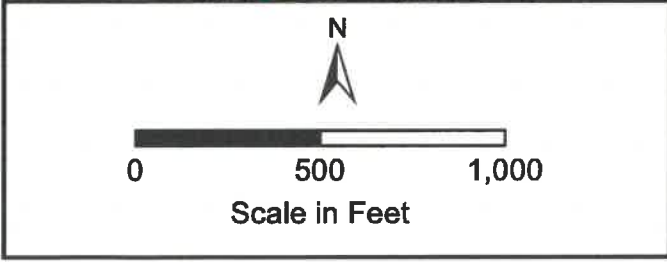
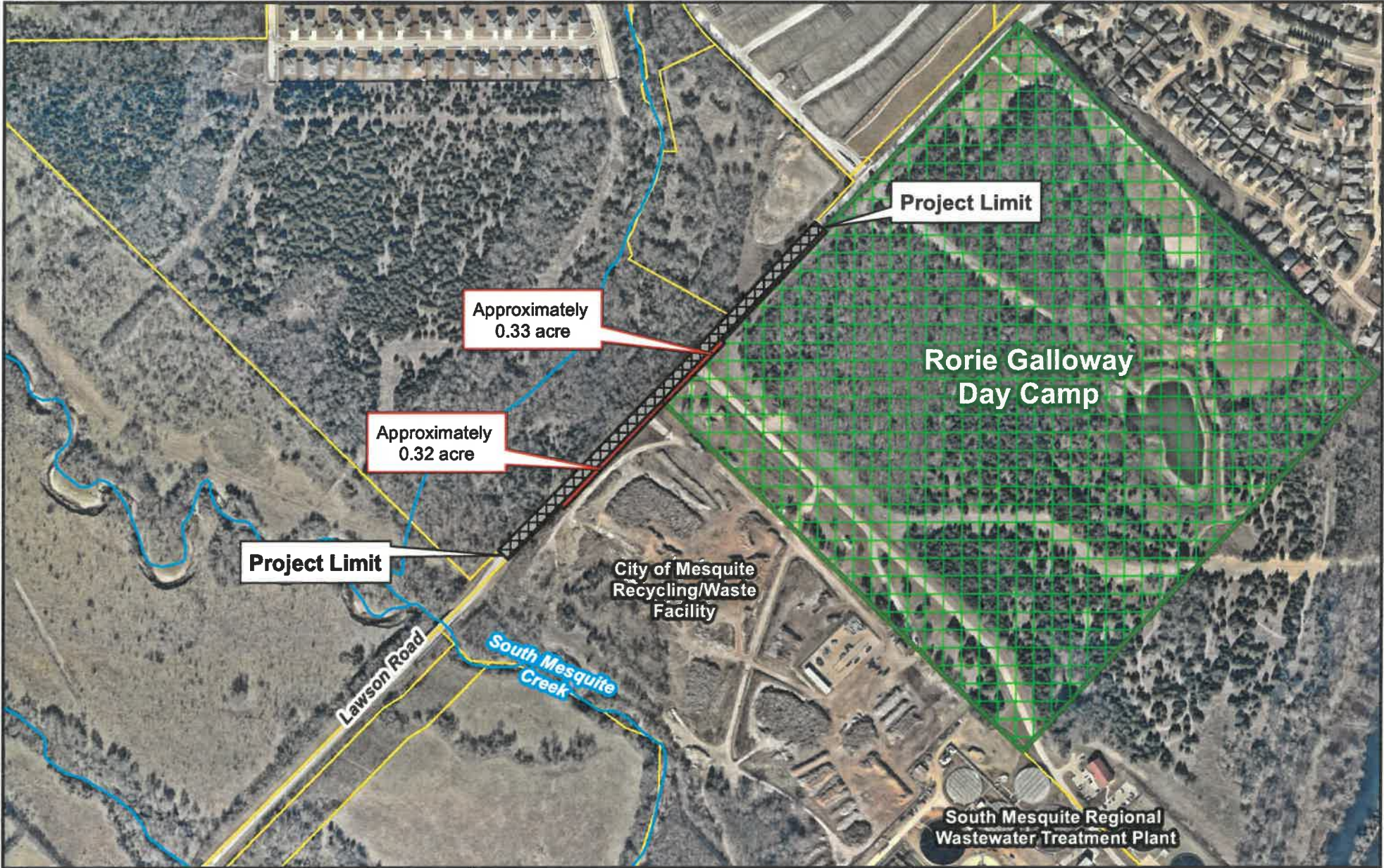
APPROVED AS TO LEGAL FORM:



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

David L. Paschall  
City Attorney





**Project Location Map**  
Lawson Road  
From 1,635 Linear Feet South of E. Cartwright Road  
To 2,885 Linear Feet North of Milam Road  
City of Mesquite, Dallas County, TX  
CSJ: 0918-47-341

**Legend**

	Existing Right of Way		Stream/Creek
	Proposed Right of Way		Parcel Boundary (Surveyed)

Aerial Source: Nearmap / 2022  
Data Source: USGS NHD  
Map Date: 1/21/2022