

# Mayor and Council Communication

**DATE:** 10/17/23

**M&C FILE NUMBER:** M&C 23-0901

**LOG NAME:** 21BNSF - ONCOR EASEMENT ON CITY PROPERTY AT 309 NE 34TH ST.

**SUBJECT**

(CD 2) Authorize the Conveyance of an Easement and Right-of-Way to Oncor Electric Delivery Company, LLC, Being Approximately 0.025 Acres in Lot 22, Block 45, Fostepco Heights Addition, City of Fort Worth, Tarrant County, Texas, for a Power Drop to an Adjacent BNSF Railway Company Project in Exchange for a Payment of \$5,150.00

**RECOMMENDATION:**

It is recommended that the City Council:

1. Authorize the conveyance of an easement and right-of-way to Oncor Electric Delivery Company, LLC, being approximately 0.025 acres in Lot 22, Block 45, Fostepco Heights Addition, City of Fort Worth, Tarrant County, Texas, for a power drop to an adjacent BNSF Railway Company project in exchange for a payment of \$5,150.00; and
2. Authorize the City Manager or his designee to execute and record the appropriate instruments conveying the easement interest to complete the sale.

**DISCUSSION:**

The purpose of this Mayor and Council Communication is to authorize the sale and conveyance of an easement and right-of-way by the City of Fort Worth to Oncor Electric Delivery Company, LLC. BNSF Railway Company (BNSF) has agreed to compensate the City for the Oncor easement interest as it will be used for a power drop to an adjacent BNSF project.

The subject property at 309 NE 34th Street was acquired for the rehabilitation of Sanitary Sewer M-136. There are no conflicts in use of the subject property with the proposed Oncor easement. Fair market value of the easement interest was determined by a comparable sales study and described as follows:

GRANTOR	ADDRESS / LEGAL DESCRIPTION	Size / Interest	Amount
City of Fort Worth	Lot 22, Block 45, Fostepco Heights Addition	0.025 Acres / Oncor Easement and Right-of-Way	\$5,150.00

This property is located in COUNCIL DISTRICT 2.

A Form 1295 is not required because: This contract will be with an electric utility: Oncor Electric Delivery Company, LLC.

**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the above recommendations and upon closing and funding of the sale, funds will be deposited into the General Fund. The Property Management Department (and Financial Management Services) is responsible for the collection and deposit of these funds due to the City.

**Submitted for City Manager's Office by:** Dana Burghdoff 8018

**Originating Business Unit Head:** Ricardo Salazar 8379

**Additional Information Contact:**  
Niels Brown 5166  
Janice Holmes 6349

Expedited