

**CITY OF EL PASO, TEXAS
REQUEST FOR COUNCIL ACTION (RCA)**

DEPARTMENT: Engineering Department
AGENDA DATE: May 13, 2008
CONTACT PERSON/PHONE: R. Alan Shubert, City Engineer Ext. No. 4423
DISTRICT(S) AFFECTED: 3
PROJECT NAME/SOLICITATION NO. Coronado Road Phase I – Right of Way Easement

SUBJECT:

That the City Manager be authorized to sign and accept on behalf of the City a Right of Way Easement Dedication Deed from the Housing Authority of El Paso dedicating to the City a 10 foot wide right-of-way easement. The area will be used to widen the right-of-way along Coronado Street, being more fully described by metes and bounds in Exhibit "A" of the Dedication Deed.

BACKGROUND / DISCUSSION:

Coronado Road reconstruction from Alameda to the Playa Drain has been programmed for funding with CDBG funds in two different phases. Most of the road segment has an existing right-of-way width of 60 feet with the exception of one portion where it has a 50 feet right-of-way fronting one property owned by the Housing Authority of El Paso. The property owner is dedicating a 10 feet wide right-of-way easement in order to construct the roadway to its ultimate width of 60 feet at no cost to the City. Funding has been programmed for the construction of Phase I for September 2008.

PRIOR COUNCIL ACTION:

City Council previously awarded the design of contracts as follows:
Phase I to Quantum Engineering on November 27, 2007
Phase II to Frank X. Spencer on November 6, 2007

AMOUNT AND SOURCE OF FUNDING:

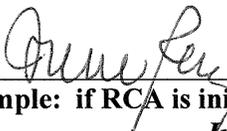
The project is funded by: CDBG

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD: 
(Example: if RCA is initiated by Financial Services, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

CITY CLERK DEPT.
08 MAY -5 AM 10:42

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign and accept on behalf of the City a Right of Way Easement Dedication Deed from the Housing Authority of El Paso dedicating to the City a 10 foot wide right of way easement. The area will be used widen the right of way along Coronado Street and being more fully described by metes and bounds in Exhibit "A" of the Dedication Deed.

ADOPTED this _____ day of _____, 2008.

THE CITY OF EL PASO

ATTEST:

John F. Cook, Mayor

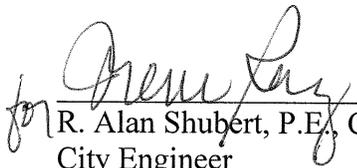
Richarda Duffy-Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:



Lupe Cuellar
Assistant City Attorney


for _____
R. Alan Shubert, P.E., C.B.O.
City Engineer

CITY CLERK DEPT.
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STATE OF TEXAS §
 §
COUNTY OF EL PASO §

DEDICATION DEED

KNOW ALL MEN BY THESE PRESENTS: That the **Housing Authority of El Paso**, Grantor, does hereby give and dedicate to the City of El Paso, Grantee, a ten (10') foot wide right of way easement in order to make improvements on Coronado Street on the following described land located in the City of El Paso, El Paso County, Texas:

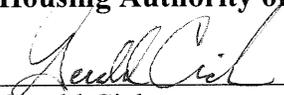
Being a portion of Lot 11, Block 10, Borderland Heights Unit Three, City of El Paso, El Paso County, Texas, further described in attached Exhibit A.

TO HAVE AND TO HOLD the above conveyed property for the purposes aforesaid unto the City of El Paso, its successors and assigns, forever.

And the Grantor hereby binds itself and its successors and assigns to warrant and forever defend all and singular the rights herein granted, unto the said Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

WITNESS the following signatures and seal this 4 day of April, 2008.

Housing Authority of El Paso:



Gerald Cichon
Executive Director

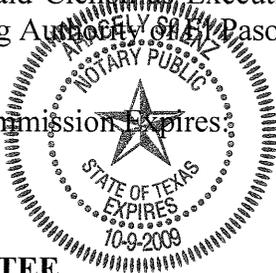
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ACKNOWLEDGMENT

STATE OF TEXAS §
§
COUNTY OF EL PASO §

This instrument was acknowledged before me on the 4 day of APRIL 2008, by Gerald Cichon as Executive Director of the Housing Authority of El Paso on behalf of the Housing Authority of El Paso.

My Commission Expires



Gerald Cichon
Notary Public, State of Texas
Notary's Printed Name:

GRANTEE
CITY OF EL PASO

By: _____
Joyce Wilson, City Manager

APPROVED AS TO FORM:

Lupe Cuellar
Assistant City Attorney

APPROVED AS TO CONTENT:

for R. Alan Shubert
R. Alan Shubert, P.E., C.B.O.
City Engineer

STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me this _____ day of _____ 2008, by Joyce Wilson, City Manager of the City of El Paso, a municipality, on behalf of said municipality.

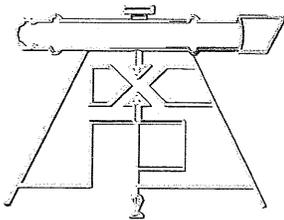
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

AFTER RECORDING, RETURN TO:

City of El Paso
Development Services – Planning Division
Attn: Planning Director
2 Civic Center Plaza, 5th floor
El Paso, Texas 79901

CITY CLERK DEPT.
08MAY-5 AM 10:42

" EXHIBIT A "



Frank X. Spencer, P.E., R.P.L.S.

Frank X. Spencer & Associates, Inc.

Consulting Civil Engineers & Surveyors

1130 Montana * El Paso, Texas 79902

(915) 533-4600

FAX (915) 533-4673

e-mail: elpaso@fxsa.com

PROPERTY DESCRIPTION

**A 0.168 ACRE PORTION OF TRACT 26, CORONADO PLACE, EL PAÑO,
EL PASO COUNTY TEXAS**

METES AND BOUNDS DESCRIPTION

**A 0.168 ACRE PORTION OF TRACT 26, CORONADO PLACE (BOOK 7, PAGE 56,
PLAT RECORDS, EL PASO COUNTY, TEXAS) EL PASO, EL PASO COUNTY TEXAS,
BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS
FOLLOWS:**

COMMENCING at a recovered city monument at the centerline intersection of Marquita Lane (50-foot right-of-way) and Coronado Road (right-of-way varies) from which a recovered cotton gin spindle at the intersection of Alameda Avenue, U.S. Highway No.1 (right-of-way varies) and Coronado Road, bears North 33°45'48" East, a distance of 641.91 feet (641.83' record); **THENCE**, South 33°45'48" West, along the centerline of Coronado Road, a distance of 919.58 feet to a point; **THENCE**, North 56°14'12" West, a distance of 25.00 feet to a 5/8" rebar with aluminum cap marked "FXS RPLS 2198" set on the most easterly corner of that certain parcel of land described November 7, 1973, in Book 486, Page 1447, Deed Records, El Paso County, Texas, for the **POINT OF BEGINNING** of this description;

THENCE, South 33°45'48" West, along the westerly right-of-way of Coronado Road, a distance of 734.50 feet, to a set chiseled "X" on concrete;

THENCE, North 67°04'12" West, a distance of 10.18 feet, to a set chiseled "X" on concrete;

THENCE, North 33°45'48" East, a distance of 736.51 feet, to a 5/8" rebar with aluminum cap marked "FXS RPLS 2198" set on the southerly corner of that certain parcel of land described May 5, 2006, in file clerks No. 20060046761, Deed Records, El Paso County, Texas;

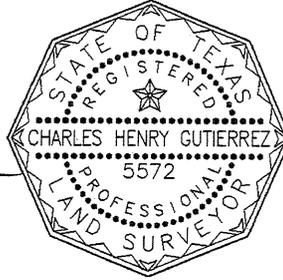
THENCE, South 55°42'12" East, a distance of 10.00 feet, to the **POINT OF BEGINNING**, containing 0.168 Acres (7,354 S.F.) of land, more or less.

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"EXHIBIT A"

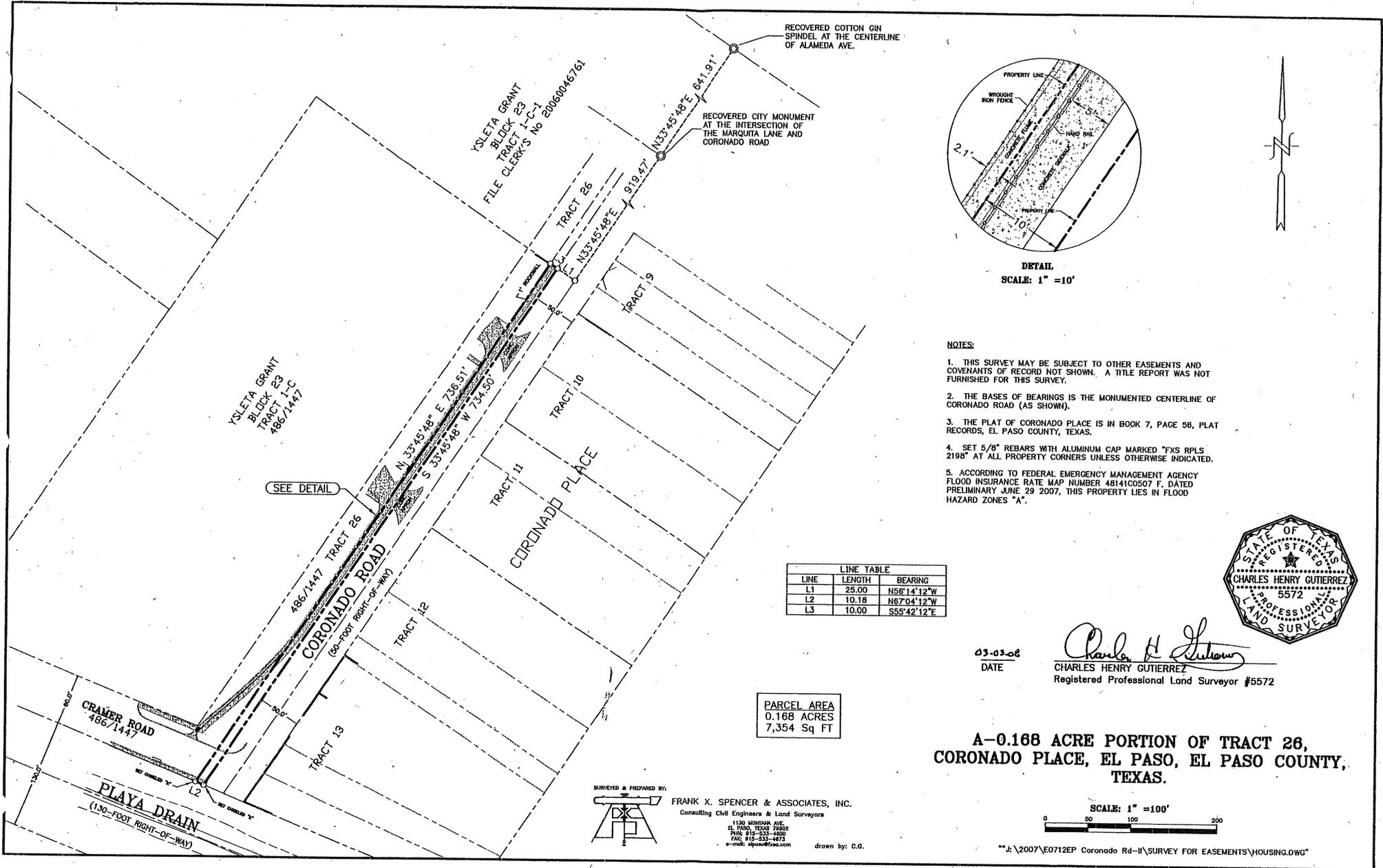
Frank X. Spencer & Associates, Inc.

Charles H. Gutierrez



Charles Gutierrez, RPLS
Texas License No. 5572
Date: **03-03-08**

CITY CLERK DEPT.
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"EXHIBIT A"

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CITY CLERK DEPT