

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: November 23, 2021
PUBLIC HEARING DATE: N/A

CONTACT PERSON(S) NAME AND PHONE NUMBER: Sam Rodriguez, P.E., CM, Director of Aviation
915-212-7301

DISTRICT(S) AFFECTED: 3

STRATEGIC GOAL: No. 7: Enhance and Sustain El Paso's Infrastructure Network

SUBGOAL:

SUBJECT:

That the City Manager, or designee, is authorized to dedicate for use of the public as public right-of-way the following property: a 0.0483 acre portion of Lots 14 and 15, Block 5, El Paso International Airport Tracts Replat of Unit 3, as filed in Volume 28, Page 46, El Paso County Plat Records more commonly known as a portion of 6631 Montana Avenue. Further, the City Manager, or designee, is authorized to execute a dedication deed and to record such deed in the El Paso County Records.

BACKGROUND / DISCUSSION:

The easement necessary to create a pedestrian-friendly sidewalk.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A


HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT: Aviation

SECONDARY DEPARTMENT:

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

DEPARTMENT HEAD:



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

RESOLUTION

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

That the City Manager, or designee, is authorized to dedicate for use of the public as public right-of-way the following property: a 0.0483 acre portion of Lots 14 and 15, Block 5, El Paso International Airport Tracts Replat of Unit 3, as filed in Volume 28, Page 46, El Paso County Plat Records more commonly known as a portion of 6631 Montana Avenue.

Further, the City Manager, or designee, is authorized to execute a dedication deed and to record such deed in the El Paso County records.

APPROVED this _____ day of _____, 2021.


THE CITY OF EL PASO:

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Omar De La Rosa
Assistant City Attorney

APPROVED AS TO CONTENT:



Samuel Rodriguez, P.E.
Director of Aviation

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

DEDICATION DEED

STATE OF TEXAS §
COUNTY OF EL PASO § KNOW ALL MEN BY THESE PRESENTS:
§

Date: _____, 2021

Grantor: The City of El Paso, a Municipal Corporation

Grantor's Mailing Address (including county):

300 N. Campbell
El Paso County, Texas
El Paso, Texas 79901

Grantee: The City of El Paso, a Municipal Corporation, as trustee on behalf of the public

Grantee's Mailing Address (including county):

300 N. Campbell
El Paso County, Texas
El Paso, Texas 79901

Consideration: TEN AND NO/100THS DOLLARS (\$10.00) and other valuable consideration, receipt of which is hereby acknowledged.

Property (including any improvements):

A 0.0483 acre portion of Lots 14 and 15, Block 5, El Paso International Airport Tracts Replat of Unit 3, as filed in Volume 28, Page 46, El Paso County Plat Records, such property more particularly described by metes and bounds in Exhibit A attached hereto and made part hereof for all purposes (the "Property").

Reservations from Conveyance:

None

Exceptions to Conveyance:

All encumbrances of record and all other encroachments whether recorded or not.

Exceptions to Warranty:

This deed is without warranty, express or implied, whether made by this instrument or by law.

Conveyance:

Notwithstanding anything to the contrary, this conveyance is made as Deed of Dedication for the Property to be used as public right of way and all related uses including but not limited to traffic fixtures, utilities, and all other uses allowed under federal, state, or local law. This property may be used by the City of El Paso for public purposes as a City dedicated street and related uses. Should the Property cease to be used as public right of way, the Property will automatically revert back to the Grantor or grantor's heirs, executors, administrators, successors or assigns. GRANTOR, for the consideration and subject to the reservations from and exceptions to conveyance, and warranty, dedicates to GRANTEE the Property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to GRANTEE, GRANTEE'S heirs, executors, administrators, successors or assigns forever.

When the context of this instrument requires, singular nouns and pronouns will include the plural.

GRANTOR: City of El Paso, Texas

Tomás González,
City Manager

ACKNOWLEDGMENT

STATE OF TEXAS §
 §
COUNTY OF EL PASO §

This instrument was acknowledged before me on the _____ day of _____, 2021, by Tomás González as City Manager of the City of El Paso, Texas.

Notary Public, in and for the State of Texas

My Commission Expires:

AFTER RECORDING RETURN TO:
City of El Paso
P.O. Box 1890
El Paso County, Texas 79950-1890

Exhibit "A"



ROMAN BUSTILLOS, P.E.
President
RANDY P. BRUCE, P.E.
Landscape Vice President
SERGIO J. ADAMS, P.E.
Vice President - Engineering
AARON ALVARADO, R.P.L.S.
Vice President - Surveying
CERT. Reg. No. 7 237
TAPLS Reg. No. 101314-00

METES AND BOUNDS DESCRIPTION (PUBLIC ACCESS EASEMENT)

A 0.0483 acre parcel situate within the corporate limits of the City of El Paso, El Paso County, Texas as a portion of Lots 14 and 15, Block 5, El Paso International Airport Tracts Replat of Unit 3, as filed in Volume 28, Page 46, El Paso County Plat Records and being more particularly described by metes and bounds as follows:

***BEGINNING** at a chiseled "X" found in concrete along the northerly right-of-way-line of Montana Avenue (U.S. Hwy. No. 62/180) (100 feet wide); **THENCE**, a 5/8 rebar with survey cap illegible found along the northerly right-of-way line of said Montana Avenue, identical to the southwest corner of Lot 12, Block 5, El Paso International Airport Tracts Replat of Unit 3, bears South 81°10'07" West (South 81°24'26" West-measured), a distance of 271.52 feet (272.02 feet-measured);*

***THENCE**, leaving the northerly right-of-way line of said Montana Avenue, North 01°01'53" West, a distance of 10.09 feet to the northwest corner of the parcel herein described;*

***THENCE**, North 81°10'07" East, a distance of 210.58 feet to the westerly right-of-way line of Airway Boulevard (variable width) for the northeast corner of the parcel herein described;*

***THENCE**, following the westerly right-of-way line of said Airway Boulevard, South 01°01'53" East, a distance of 10.09 feet to a chiseled "X" found on the northerly right-of-way line of said Montana Avenue for the southwest corner of the parcel herein described;*

***THENCE**, leaving the westerly right-of-way line of said Airway Boulevard and following the northerly right-of-way line of said Montana Avenue, South 81°10'07" West, a distance of 210.58 feet to the **POINT OF BEGINNING**.*

Said Parcel containing 0.0483 acres (2,105.8 square feet), more or less, and being subject to any easements, restrictions or covenants of record.

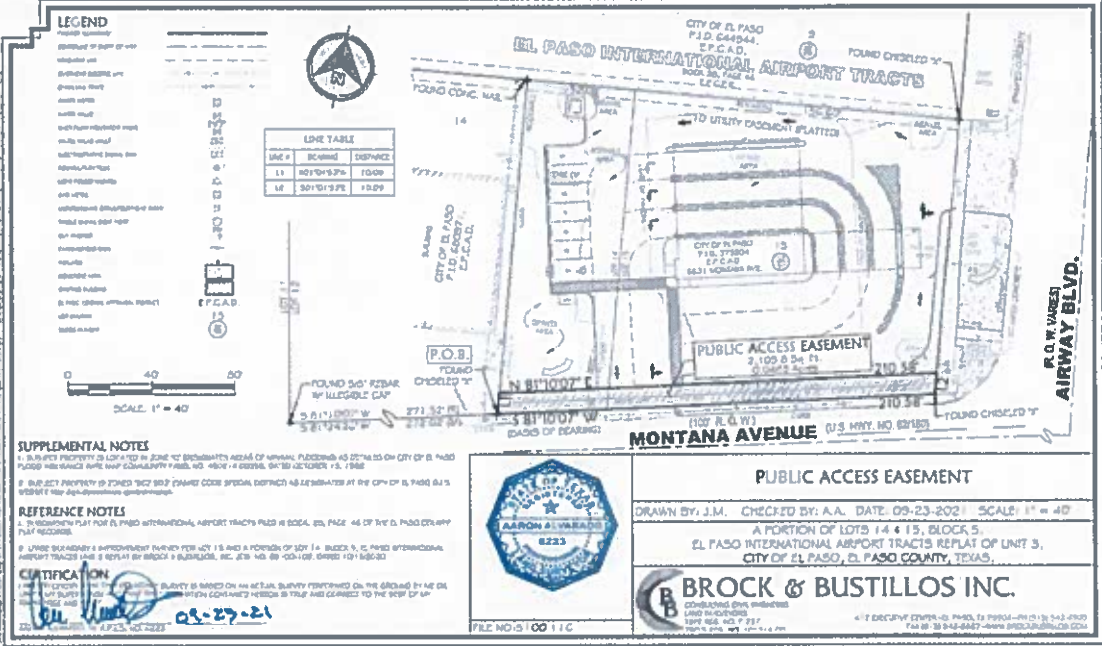


Aaron Alvarado, R.P.L.S. TX 6223

Date: September 23, 2021

03100-116-PUBLIC ACCESS EASEMENT-DESC.doc





21-1003-1211 | 1123097
6631 Montana Ave Dedication Deed
OAR