



CITY COUNCIL COMMUNICATION

October 11, 2011

SUBJECT: Authorize the Mayor to negotiate and execute a Public Right-of-Way Use Agreement with Texas Midstream Gas Services, L.L.C.

SUBMITTED BY: Ron Young, Director of Public Works and Engineering

REFERENCE NO:

ACTION REQUESTED:

Authorize the Mayor to negotiate and execute a Public Right-of-Way Use Agreement with Texas Midstream Gas Services, LLC, for the construction of a natural gas pipeline under certain Public Rights-of-Way.

ALTERNATIVES:

- Modify Request
- Deny Request

SUMMARY OF SUBJECT:

The Public Right-of-Way Use Agreement would provide for the terms and conditions that would allow Texas Midstream Gas Services, LLC, to (i) construct, install, operate, repair, maintain and remove a natural gas pipeline in, under, along and across certain portions of the Public Right-of-Way and (ii) transport gas through the portions of the pipeline in, under, along and across certain portions of the Public Right-of-Way. The subject Public Right-of-Way contains certain portions of Minters Chapel Road and Midway Drive as further described in Exhibit A of the attached Public Right-of-Way Use Agreement.

Staff recommends that Council authorize the Mayor to negotiate and execute the Public Right-of-Way Use Agreement.

FINANCIAL CONSIDERATIONS:

Revenue Sources:

Expenditure Accounts:

Budgeted Fiscal Year(s):

Estimated Expenditure:

Over/Under Projection By:

Other Comments:

SUPPORTING DOCUMENTS:

- Proposed Public Right-of-Way Use Agreement
- Exhibit A

APPROVED BY:

_____ **LG** _____

City Manager's Office

_____ **KS** _____

City Secretary's Office