



Legislation Details (With Text)

File #: 2020-0340
Type: Resolution **Status:** Approved
File created: 10/30/2020 **In control:** City Council
On agenda: 11/24/2020 **Final action:** 11/24/2020
Title: Consider a resolution determining the necessity for, and authorizing the use of the City's power of eminent domain to acquire a drainage easement in a 0.02-acre tract of land, and a temporary workspace easement in a 0.10-acre tract of land, from property owned by WC Round Rock Land Partners, LP, required for the proposed Oakmont Drive extension project.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Resolution, 2. Exhibit A, 3. Map

Date	Ver.	Action By	Action	Result
11/24/2020	1	City Council	approve	Pass

Consider a resolution determining the necessity for, and authorizing the use of the City's power of eminent domain to acquire a drainage easement in a 0.02-acre tract of land, and a temporary workspace easement in a 0.10-acre tract of land, from property owned by WC Round Rock Land Partners, LP, required for the proposed Oakmont Drive extension project.

This property is required for construction of widening improvements to Oakmont Drive extension for access to the former McNeil Community Park property. The owner has not made any substantive reply to our purchase offers to date. These are the only outstanding property interests required for TCEQ approval of the project, and are a critical path item for construction to begin.

This resolution reserves the City's right to use eminent domain to acquire this tract should it become necessary.

EMINENT DOMAIN MOTION LANGUAGE REQUIREMENTS

Mayor and Council:

The Texas Government Code §2206.053 has very specific requirements for the motion to authorize eminent domain proceedings. In order to make certain that we comply with these statutory requirements, I recommend that the motion to adopt the resolution be read aloud as follows:

"I move that the City Council approve this resolution which authorizes the use of the power of eminent domain to acquire a drainage easement and a temporary workspace easement to the following parcels of land required for the proposed Oakmont Drive Extension Project: a 0.02 acre of land and a 0.10 acre of land from property owned by WC Round Rock Land Partners,

LP, as described in Exhibit A of the resolution.”