



Legislation Text

File #: 2021-201, **Version:** 1

Consider a resolution determining the necessity for and authorizing the use of the City's power of eminent domain to acquire fee simple title to 0.063-acre of land owned by Steven R. Meeks, required for the proposed Gattis School Road Improvement Project.

This property is required for construction of widening improvements to Gattis School Road (Phase 3). The property is designated as Parcel 21. Despite extended theoretical discussions with the owner and tenant (7-11) regarding valuation and damage issues, but no reasonable monetary purchase proposal has been received in response to the City's initial offer (1.7.20) or revised final offer (2.4.21).

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 fee simple title to the following parcel of land for construction of proposed improvements to the Gattis School Road Project: a 0.063-acre tract of land from property owned by Steven R. Meeks, as described in Exhibit A of the resolution."