



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/10/2020

District K

Item Creation Date: 10/20/2020

### HPW20BS19R / FONDREN ROAD PAVING AND DRAINAGE PROJECT (FROM SOUTH BRAESWOOD BOULEVARD TO CREEKBEND DRIVE)

Agenda Item#: 30.

#### **Summary:**

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as the Fondren Road Paving and Drainage Project (from South Braeswood Boulevard to Creekbend Drive); authorizing the acquisition of fee simple or easement interest to parcels of land required for the Project with 5 parcels situated in the B.B.B. and C. Railroad company Survey, Abstract No. 180 in Harris County, Texas and 6 parcels situated in the J.R. Black Survey, Abstract No. 134 in Harris County, Texas by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple or easement interests to the eleven parcels of land required for the Project - **DISTRICT K - CASTEX-TATUM**

#### **Background:**

**SUBJECT:** An ordinance for the FONDREN ROAD PAVING AND DRAINAGE PROJECT (FROM SOUTH BRAESWOOD BOULEVARD TO CREEKBEND DRIVE) be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

**RECOMMENDATION:** (Summary) An ordinance for the FONDREN ROAD PAVING AND DRAINAGE PROJECT (FROM SOUTH BRAESWOOD BOULEVARD TO CREEKBEND DRIVE) be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

**SPECIFIC EXPLANATION:** Houston Public Works is requesting that an ordinance for the FONDREN ROAD PAVING AND DRAINAGE PROJECT (FROM SOUTH BRAESWOOD BOULEVARD TO CREEKBEND DRIVE) be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

This project provides for the design and reconstruction of Fondren Road including curbs, sidewalks, driveways, street lighting, traffic control and necessary underground utilities. The project will be designed and constructed to improve traffic circulation, drainage and safety in the service area.

This action authorizes payment for costs of land purchases/condemnations, relocation assistance expenses, appraisal fees, title policies/services, recording fees and other acquisition costs in connection with negotiations to settle purchases; finds a public necessity for the project; and approves and authorizes the condemnation of the land and improvements thereon. If negotiations to acquire the property cannot be concluded as a dedication or purchase or for any reason for which acquisition by condemnation is warranted, this action authorizes the City Attorney to file or cause Eminent Domain proceedings to be filed and acquire land, rights-of-way and/or easements for said purposes and authorizes payment for the Award of Special Commissioners and court costs associated with condemnation proceedings. Parcels with a consideration that exceeds the spending authority threshold set by State law will be submitted

to City Council as they are finalized. This will expedite the process of acquiring land, rights-of-way and/or easements in support of the FONDREN ROAD PAVING AND DRAINAGE PROJECT (FROM SOUTH BRAESWOOD BOULEVARD TO CREEKBEND DRIVE).

DocuSigned by:

Handwritten signature of Carol Ellinger Haddock in blue ink.

11/5/2020

Carol Ellinger Haddock, P.E., Director  
Houston Public Works

WBS No. N-100008-0001-2

#### **Prior Council Action:**

Ordinance 2019-931, passed November 20, 2019

#### **Amount of Funding:**

No additional funding required.

#### **Contact Information:**

Merilee L. Cox

Marjorie L. Cox  
Assistant Director – Real Estate Services  
Phone: (832) 395-3130

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Location Map  
Metes and Bounds and Surveys  
Ordinance 2019-931 w/coversheet  
Caption  
Exhibit  
Signed Ord

**Type**

Signed Cover sheet  
Backup Material  
Backup Material  
Ordinance/Resolution/Motion  
Other  
Contract/Exhibit  
Ordinance/Resolution/Motion