



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/7/2021

District K

Item Creation Date: 11/2/2021

LGL - Parcel AY20-127; City of Houston v. Comoline Corporation, et al.; Cause No. 1175518; Fondren Road Paving and Drainage Project; (from Creekbend Drive to West Airport Boulevard); WBS/CIP N-100021-0001-2 (revised)

Agenda Item#: 68.

Summary:

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay all costs of Court, in connection with the eminent domain proceeding styled City of Houston v. Comoline Corporation, et al.; Cause No. 1175518; for acquisition of Parcel AY20-127; for the **FONDREN ROAD PAVING AND DRAINAGE PROJECT from Creekbend Drive to West Airport Boulevard - DISTRICT K - CASTEX-TATUM**

Background:

The Fondren Road Paving and Drainage Project from Creekbend Drive to West Airport Boulevard, the "Project". The Project provides for the design and reconstruction of Fondren Road as a four lane divided roadway with intersection, safety, multimodal and drainage improvements consistent with the City of Houston's Vision Zero policy.

This eminent domain proceeding involves the acquisition of an easement interest to one parcel of land containing a total of 262 square feet. The property is located at 12300 Fondren Road in the City of Houston. The property is owned by Comoline Corporation. Prior to sending the matter to the Legal Department, the City attempted to negotiate a purchase of the property, but those efforts were unsuccessful. The matter was then referred to the Legal Department to initiate eminent domain proceedings to acquire the needed property. The Legal Department filed the eminent domain petition and a Special Commissioners' hearing was held.

City's Appraisal/Valuation: \$69,471.00

Landowner's Appraisal/Valuation\$100,000.00

Award of the Special Commissioners' Hearing. \$86,471.00

Court & Misc. Costs: Special Commissioners' fees; \$3,000.00; Court Filings; \$250.00; Service Costs; \$305.00

Estimated Total Court & Misc. Costs: \$3,555.00

DocuSigned by:
Arturo G Michel
074157848964440
Arturo Michel, City Attorney

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

Prior Council Action:

Ordinance No. 2019-931, passed 11/20/2019
Ordinance No. 2020-998, passed 11/18/2020.

Amount and Source of Funding:

\$86,471.00
Funds previously appropriated under Ordinance No. 2019-931

Contact Information:

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Suzanne Chauvin..... 832-393-6219

ATTACHMENTS:

ATTACHMENTS:

Description

Signed Cover Sheet
Ord. 2020-998
Appropriation Ord. 2019-931
Exhibit A - Metes and Bounds

Type

Signed Cover sheet
Ordinance/Resolution/Motion
Ordinance/Resolution/Motion
Contract/Exhibit