



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:
District C
Item Creation Date:

LGL – Parcels AY21-160 and AY21-162; City of Houston v. University Northwest, LLC, et al.; Cause No. 1199257; University Boulevard Paving & Drainage Project; WBS/CIP No. N-100006-0001-02.

Agenda Item#:

Summary:

Authorize the City Attorney, by Motion, to deposit the amount of the Award of the Special Commissioners' hearing of \$133,847.00 into the registry of the court and pay all costs. Funding will be provided by a previously approved blanket appropriation ordinance.

Background:

The University Boulevard Paving and Drainage Project (from Kirby Drive to Morningside Drive) intends to improve drainage, safety, and traffic circulation in the service area by providing for the design and construction of a non-divided concrete roadway with curbs, sidewalks, street lighting, traffic control, in-line detention, and necessary underground utilities.

This eminent domain proceeding involves the acquisition of two street right-of-way easements containing a total of 486 square feet of land. The property where the easements are located is at 6211 Kirby Drive in the City of Houston. The property is owned by University Northwest, LLC. Prior to sending the matter to the Legal Department, the City attempted to negotiate a purchase of the easements, but those efforts were unsuccessful. The matter was then referred to the Legal Department to initiate eminent domain proceedings to acquire the needed properties. The Legal Department filed the eminent domain petition and a Special Commissioners' hearing was held.

City's Appraisal for the Special Commissioners:\$133,847.00

Award of the Special Commissioners' Hearing.\$133,847.00

Court & Misc. Costs: Special Commissioners' fees; \$2,250.00 (\$750.00 x 3); Process Service; \$255.00; Court Filings; \$250.00;
Estimated Total Court & Misc. Costs: \$2,755.00.

DocuSigned by:

Arturo C. Michel, City Attorney

DocuSigned by:

8/24/2023
Carol Ellinger Haddock, P.E.
Director, Houston Public Works

Prior Council Action:

Ordinance No. 2023-175, passed 3/8/2023; Ordinance No. 2022-352, passed 5/11/2022.

Amount and Source of Funding:

\$133,847.00; Funds previously appropriated under Ordinance No. 2023-175 out of the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax.

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