



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

District D

Item Creation Date:

LGL – Parcels KY23-290, KY23-291, KY23-292, TCY23-058, and TCY23-059; City of Houston v. Almeria Holdings LLC., et al.; Cause No. 1215685; 48-inch Waterline from 288 to Cullen Boulevard along East Orem Drive Project; WBS/CIP No. S-000900-0173-2

Agenda Item#:

**Summary:**

Authorize the City Attorney, by Motion, to deposit the amount of the Award of the Special Commissioners of \$173,237.50 into the registry of the court and pay all costs. Funding will be provided by a previously approved blanket appropriation ordinance.

**Background:**

The 48-Inch Waterline from 288 to Cullen Boulevard along East Orem Drive Project is a part of the City's regionalization program in compliance with the Harris-Galveston Subsidence District requirement to implement the City's long range water supply plan. The Project will provide for the design, construction, use, maintenance and operation of transmission and distribution lines to convey treated water from surface water facilities in accordance with the Project plans.

This eminent domain proceeding involves the acquisition of easement interest in three parcels of land containing 33,990 square feet plus the acquisition of two temporary construction easements containing 2119 square feet. The properties are located on Scott Street in the City of Houston. The properties are owned by Almeria Holdings, LLC. Prior to sending the matter to the Legal Department, the City attempted to negotiate a purchase of the properties, 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 Appraised Value:** .....\$135,505.00


**Defendant's Appraised Value:** .....\$464,586.00

**Award of the Special Commissioners' Hearing.** .....\$173,237.50


(KY23-290: \$6,261.00, KY23-291: \$99,132.19, KY23-292: \$66,175.31, TCY23-058: \$835.00 & TCY23-059: \$834.00)

**Court & Misc. Costs:** Special Commissioners' fees: \$1,500.00 (\$500.00 x 3), Process Service: \$88.00, Court Filings: \$350.00,  
**Estimated Total Court & Misc. Costs:** \$1,938.00.

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Arturo G. Michel, City Attorney

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Randall V. Macchi  
Chief Operating Officer, Houston Public Works

**Prior Council Action:**

Ordinance No. 2018-756, passed 9/19/18; Ordinance No. 2023-868 passed 10/18/2023.

**Amount and Source of Funding:**

\$173,237.50; Funds previously appropriated under Ordinance No. 2018-756 out of the Water and Sewer System Consolidation Construction Fund 8500.

**Contact Information:**

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