



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:
District B
Item Creation Date:

LGL - Parcel LY21-014; City of Houston v. Re-Mart Investment, et al.; Cause No. 1252430;
Booker Landfill-West Donovan Drainage Project; WBS/CIP No. M-MAO100-0004-2.

Agenda Item#:

Summary:

Authorize the City Attorney, by Motion, to deposit the amount of the Award of the Special Commissioners of \$75,233.00 into the registry of the court and pay all costs. Funding will be provided by a previously approved blanket appropriation ordinance.

Background:

The Booker Landfill-West Donovan Drainage Project intends to improve drainage and reduce the risk of structural flooding by providing for the design and construction of berm and swale drainage improvements and drainage ditches throughout the parcels for the project.

This eminent domain proceeding involves the acquisition of a drainage easement containing a total of 9288 square feet of land. The property is located on Neiman Road in the City of Houston. The property is owned by Re-Mart Investment, LLC. 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 Testimony for the Special Commissioners: \$66,874.00

Landowner's Testimony for the Special Commissioners: \$83,592.00

Award of the Special Commissioners' Hearing \$75,233.00

Court & Misc. Costs: Special Commissioners' fees; \$1,500.00 (\$500.00 x 3); Process Service; \$305.00; Court Filings; \$250.00;
Estimated Total Court & Misc. Costs: \$2,055.00.

DocuSigned by:

Arturo G. Michel, City Attorney

DocuSigned by:

8/27/2025
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Randall V. Macchi, JD
Director, Houston Public Works

Prior Council Action:

Ordinance No. 2023-175, passed 3/8/2023; Ordinance No. 2024-869, passed 11/14/2024.

Amount and Source of Funding:

\$75,233.00; Funds previously appropriated under Ordinance No. 2023-175 out of the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax.

Contact Information:

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