



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District F

Item Creation Date: 8/15/2019

HPW20BS11 WALNUT BEND LANE PROJECT (FROM WESTHEIMER TO WESTPARK)

Agenda Item#:

Background:

SUBJECT: An ordinance for the WALNUT BEND LANE PROJECT (FROM WESTHEIMER TO WESTPARK) be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

RECOMMENDATION: (Summary) An ordinance for the WALNUT BEND LANE PROJECT (FROM WESTHEIMER TO WESTPARK) be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

SPECIFIC EXPLANATION:

The Walnut Bend Lane Project (from Westheimer to Westpark) (the "Project") is a public improvement project designed by Westchase District (the "District") and to be constructed by TxDOT for the improvement of traffic flow, pedestrian safety and access on Walnut Bend Lane in the Westchase District area of the City, which will include irrigation systems, traffic signal system components, site furniture, signage and way finding, decorative street lighting, bus shelters, pedestrian lighting, landscaping, sidewalks, shared use paths, and bike lanes. The Project necessitates the acquisition of fee simple title or pedestrian access easements to certain parcels of land that are necessary for the construction, use, maintenance and operation of the Project.

This action finds a public necessity for the Project; approves and authorizes the acquisition, by gift, dedication, purchase or eminent domain proceedings, of fee simple title or pedestrian access easements in and to the parcels of land required for the Project; authorizes payment of the costs associated with these acquisitions, including purchase price, relocation assistance, appraisals, title policies/services, recording fees and other costs; and ratifies a Public Improvement Development Agreement between the District and the City relating to the development and implementation of the Project (the "Agreement"). If negotiations to acquire fee simple title or pedestrian access easements in and to the parcels of land required for the Project cannot be concluded as a dedication or purchase or for any other 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 fee simple title or pedestrian access easements to the land and improvements thereon for said purposes, authorizes payment for the Award of Special Commissioners and court costs associated with condemnation proceedings, and authorizes the City Attorney to retain special counsel to assist in the acquisition. All costs of acquisitions associated with the Project will be paid by the District pursuant to the Agreement.

DocuSigned by:

A handwritten signature in blue ink that reads "Carol Haddock".

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

WBS No. N-MD0450-0003-2

Prior Council Action:

Ordinance 2018-156, passed February 28, 2018

Amount of Funding:

No funding required.

Contact Information:

Marjorie L. Cox
Assistant Director – Real Estate Services
Phone: (832) 365-3130

ATTACHMENTS:

Description	Type
Ordinance 2018-156	Ordinance/Resolution/Motion
Field notes and Surveys	Backup Material
Public Improvement Development Agreement	Backup Material