

Agenda Items for April 14 & 15

5. **RECOMMENDATION** from City Attorney to deposit the amount of the Award of Special Commissioners, into the Registry of the Court, pay all costs of Court and withdraw objections to the award in connection with eminent domain proceeding styled City of Houston v. The Greater Love Mission, et al., Cause No. 925,818; for acquisition of Parcel LY6-015; for the **LEY ROAD PAVING IMPROVEMENTS PROJECT (N. Wayside - Mesa) - DISTRICT B - JOHNSON**

Summary:

Recommendation: The City Attorney will be authorized by Motion, to Deposit the amount of the awards of Special Commissioners into the registry of the court, pay all costs of the court and withdraw the City's objections to the Award. Funding will be provided by a previously approved blanket appropriations Ordinance.

The Ley Road Paving Improvements Project (N Wayside-Mesa) will provide a right-of-way acquisition, engineering and construction of 24 foot roadways with curbs, side walks and necessary underground utilities. The improvements will update the existing two lane roadway to major thoroughfare standards and improve traffic flow, thus reducing congestion. Drainage will improve in the service area.

This eminent domain proceeding involves the acquisition of fee simple title in and to parce containing 92,805 square feet (2,1305 acres) of land located at 8406 Ley Rd. The property is needed for a detention basin in connection with the road widening project. The vacant unimproved property is owned by Greater Love Mission. This matter has been referred to the Legal Dpt to commence Eminent Domain proceedin after the landowner's legal representative rejected the City's final offer of \$83,525.00 (\$0.90 psf for the land being acquired to purchase the property and submitted an appraisal report and counter-offer of 106,726.00 (\$1.15 psf)

Agreed Award of Special Commissioners: 95,500.00 (\$1.03 psf)

19. **ORDINANCE** appropriating \$26,000.00 out of HAS-Consolidated 2000 AMT Construction Fund (8200); authorizing purchase of land in Greenview Manor Section Two Subdivision, Houston, Harris County, Texas for George Bush Intercontinental Airport Houston (IAH), CIP A-0476.76; approving Purchase and Sale Agreement with the owner of the land (Joe H. Toghani) - **DISTRICT B - JOHNSON**

Summary

HAS requests the appropriation of requested funds and the approval of a Purchase and Sale Agreement with Joe H Toghani (Seller) for the acquisition of a tract of land is in HAS's CIP. This measure is being taken to satisfy the Federal Aviation Administration's June 2000 Record of Decision for Intercontinental Airport purchase all residential dwellings exposed to increased noise levels in and around the Greenview Manor Subdivision. HAS voluntarily offered to purchase vacant lots within the subdivision to mitigate any adverse impact related to neighborhood continuity to all.

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20. **ORDINANCE** appropriating \$254,105.50 from Miscellaneous Capital Acquisition Fund (4039); approving the Purchase and Sale Agreement between Tommy Edwards, Johnnie Mae Clemmons, Individually, as Independent Executrix of the Estate of Roxie McQueen Edwards, Deceased, and as Trustee of the Roxie McQueen Edwards Testamentary Trust created under the estate of Roxie McQueen Edwards, Deceased, and Henry Marshal, Seller, and the City of Houston, Buyer, for the purchase of 12,863 square feet of land with 2,457 square feet of buildings (Parcel BY9-020), located at 6423 and 6425 E. Tidwell, for the Parks and Recreation Department, WBS F-000513-0003-2; and approving and authorizing payment for the land acquisition costs, demolition cost, boundary survey, air monitoring and project management cost, and all closing costs associated with this transaction - **DISTRICT B - JOHNSON**

The Parks and Recreation Dpt is in the process of purchasing various parcels of land to expand and improve Tidwell Park. The General Services Dpt has identified 12,863 square feet of buildings located at 6425 and 6423 E. Tidwell Rd that can help facilitate this project. PARD will use this land to improve the frontage of the park and the Multi Service Center.

MATTER HELD

33. **ORDINANCE** appropriating \$239,000.00 out of Fire Consolidated Construction Fund for Construction Services for Various Houston Fire Department Facilities under an existing Citywide Contract (approved by Ordinance No. 2007-1052) with **SPRING EQUIPMENT COMPANY, INC - DISTRICTS B - JOHNSON; D - ADAMS and I - RODRIGUEZ**
POSTPONED BY MOTION #2009-185, 4/1/09
This was Item 41 on Agenda of April 1, 2009

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