



City of Pflugerville

Legislation Details (With Text)

File #: RES-0447 **Version:** 1 **Name:**

Type: Resolution **Status:** Discuss and consider action

File created: 8/28/2017 **In control:** Public Works

On agenda: 9/12/2017 **Final action:** 9/12/2017

Title: Discuss and consider action to approve a resolution with the caption reading: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, AUTHORIZING ACCEPTANCE OF THE SPECIAL COMMISSIONERS' AWARD AND DIRECTING THE CITY MANAGER AND CITY ATTORNEY, OR THEIR RESPECTIVE DESIGNEES TO TAKE ALL NECESSARY ACTIONS TO COMPLETE EMINENT DOMAIN PROCEEDINGS, INCLUDING RATIFYING THE ISSUANCE OF A CHECK IN THE AMOUNT OF THE AWARD AND DEPOSITING THE SAME WITH THE TRAVIS COUNTY COURT CLERK FOR THE ACQUISITION OF 0.8442 ACRES OF LAND IN FEE-SIMPLE FOR RIGHT OF WAY PURPOSES AND 0.1688 ACRES OF LAND FOR A PERMANENT PUBLIC UTILITY EASEMENT, CONSISTING OF FOUR PARCELS, OUT OF THE GEORGE M. MARTIN SURVEY NO. 9, ABSTRACT NO. 529, TRAVIS COUNTY, TEXAS AND BEING OUT OF THOSE TRACTS OF LAND DESCRIBED IN DOCUMENTS NOS. 2008040026 AND 2008040028 IN THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS; PROPERTY OWNED AND CLAIMED BY JACK AND JACKIE PAYNE; AND PROVIDING AN EFFECTIVE DATE.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Resolution Approving Special Commissioners Award_Payne_DNRBZ 2017 0828 (3), 2. Jack and Jackie Payne PUE ROW Map

Date	Ver.	Action By	Action	Result
9/12/2017	1	City Council	Approved	Pass

Discuss and consider action to approve a resolution with the caption reading: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, AUTHORIZING ACCEPTANCE OF THE SPECIAL COMMISSIONERS' AWARD AND DIRECTING THE CITY MANAGER AND CITY ATTORNEY, OR THEIR RESPECTIVE DESIGNEES TO TAKE ALL NECESSARY ACTIONS TO COMPLETE EMINENT DOMAIN PROCEEDINGS, INCLUDING RATIFYING THE ISSUANCE OF A CHECK IN THE AMOUNT OF THE AWARD AND DEPOSITING THE SAME WITH THE TRAVIS COUNTY COURT CLERK FOR THE ACQUISITION OF 0.8442 ACRES OF LAND IN FEE-SIMPLE FOR RIGHT OF WAY PURPOSES AND 0.1688 ACRES OF LAND FOR A PERMANENT PUBLIC UTILITY EASEMENT, CONSISTING OF FOUR PARCELS, OUT OF THE GEORGE M. MARTIN SURVEY NO. 9, ABSTRACT NO. 529, TRAVIS COUNTY, TEXAS AND BEING OUT OF THOSE TRACTS OF LAND DESCRIBED IN DOCUMENTS NOS. 2008040026 AND 2008040028 IN THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS; PROPERTY OWNED AND CLAIMED BY JACK AND JACKIE PAYNE; AND PROVIDING AN EFFECTIVE DATE.

This resolution has been included on the agenda to provide for ratifying the issuance of a check for the Special Commissioners Award for Cause No. C-1-CV-17-004513; Probate Court No. 1; City of Pflugerville, Texas v. Jackie Payne aka Jack Payne and Penny Payne. This land and easement is required as part of the Weiss Lane Roadway project.

The resolution was prepared and approved by the City Attorney's office.

Status

A Special Commissioners hearing was held on August 22, 2017 to deliberate the amount of reasonable compensation due to the landowners. The Special Commissioners executed an Award of Special Commissioners in the amount of \$295,000.00.

Fiscal Impact

The funds for payment of the appraised land value and any subsequent closing fees are from the general obligation bonds authorized in 2015.

Staff Recommendation

Discuss and take action as appropriate.

Drafter

Tom Word

Assistant City Manager