

AGENDA DATE: June 10, 2009
COUNCIL DISTRICT(S): 7
DEPARTMENT: Trinity River Corridor Project
CMO: Jill A. Jordan, P.E., 670-5299
MAPSCO: 56 F

SUBJECT

Authorize settlement in lieu of proceeding further with condemnation in the lawsuit styled, City of Dallas v. Reliance Asset Trust, et al, Cause No. cc-06-13872-d pending in the County Court at Law No. 4 for the acquisition two tracts of unimproved land containing approximately 34.21 acres located near the intersection of Interstate 45 and Overton Road from Reliance Asset Trust, et al, for the Trinity River Corridor Project – Not to exceed \$253,000(\$250,000, plus closing costs not to exceed \$3,000) - Financing: 1998 Bond Funds

BACKGROUND

This item authorizes a settlement for the acquisition of approximately 34.21 acres of unimproved land for the Trinity River Corridor Project. This property is being purchased for the Dallas Floodway Extension. This settlement will allow acquisition of the property without proceeding further with condemnation proceedings.

PRIOR ACTION / REVIEW (COUNCIL BOARDS, COMMISSIONS)

Authorized acquisition on February 8, 2006 by Resolution No. 06-0523
Authorized deposit of Special Commissioners' Award on March 26, 2008, by Resolution No. 08-0848

FISCAL INFORMATION

\$253,000 (\$250,000, plus closing costs not to exceed \$3,000) -1998 Bond Funds

OWNER

Reliance Asset Trust

David Hooper

CATEGORY: Economic Vibrancy

AGENDA DATE: June 10, 2009
COUNCIL DISTRICT(S): 2,7
DEPARTMENT: Trinity River Corridor Project
CMO: Jill A. Jordan, P. E., 670-5299
MAPSCO: 55D 56A

SUBJECT

Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, from the Estate of John Alonzo Petty, of two unimproved tracts of land containing a total of approximately 28 acres located near the intersection of Cedar Crest Boulevard and Pontiac Avenue for the Dallas Floodway Extension portion of the Trinity River Corridor Project - Not to exceed \$94,000 (\$90,000, plus closing costs not to exceed \$4,000) – Trinity River Corridor Project Cooperation Fund

BACKGROUND

This item authorizes the acquisition of two (2) unimproved tracts of land containing a total of approximately 28 acres located near the intersection of Cedar Crest Boulevard and Pontiac Avenue from the Estate of John Alonzo Petty. This property will be used for the Dallas Floodway Extension. The consideration is based upon an independent appraisal.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

This item has no prior action.

FISCAL INFORMATION

Trinity River Corridor Project Cooperation Fund - \$94,000.00 (\$90,000, plus closing costs not to exceed \$4,000)

OWNER

Estate of John Alonzo Petty

MAPS

Attached