



Legislation Details (With Text)

File #: 24-50 **Version:** 1 **Name:**

Type: ITEMS FOR FURTHER CONSIDERATION - UNDER ADVISEMENT **Status:** Approved

File created: 12/18/2023 **In control:** Water Utilities Department

On agenda: 1/24/2024 **Final action:**

Title: Authorize the second step of acquisition for condemnation by eminent domain to acquire an irregularly shaped, unimproved tract of land containing approximately 1,654 square feet on Brookhaven Drive near its intersection at Interstate Highway 35 from the Estate of Luther Yost for the construction of erosion control improvements - Not to exceed \$2,481.00 - Financing: Storm Drainage Management Capital Construction Fund (This item was held under advisement on December 13, 2023)

Sponsors:

Indexes: 4

Code sections:

Attachments: 1. Map, 2. Resolution, 3. Exhibit A

Date	Ver.	Action By	Action	Result
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STRATEGIC PRIORITY: Transportation & Infrastructure

AGENDA DATE: January 10, 2024

COUNCIL DISTRICT(S): 4

DEPARTMENT: Water Utilities Department

EXECUTIVE: Kimberly Bizer Tolbert

SUBJECT

Authorize the second step of acquisition for condemnation by eminent domain to acquire an irregularly shaped, unimproved tract of land containing approximately 1,654 square feet on Brookhaven Drive near its intersection at Interstate Highway 35 from the Estate of Luther Yost for the construction of erosion control improvements - Not to exceed \$2,481.00 - Financing: Storm Drainage Management Capital Construction Fund (This item was held under advisement on December 13, 2023)

BACKGROUND

This item authorizes the acquisition from the Estate of Luther Yost, of an irregularly shaped, unimproved tract of land containing approximately 1,654 square feet. The property is located on Brookhaven Drive near its intersection at Interstate Highway 35 and will be used for the construction of erosion control improvements. The consideration is based on an independent appraisal. There are no relocation benefits associated for this acquisition.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On October 11, 2023, the City Council authorized an acquisition from the Estate of Luther Yost, of an irregularly shaped, unimproved tract of land containing approximately 1,654 square feet on Brookhaven Drive near its intersection at Interstate Highway 35, to be used for the construction of erosion control improvements by Resolution No. 23-1413.

On December 13, 2023, this item was held under advisement by Deputy Mayor Pro Tem Carolyn King Arnold.

FISCAL INFORMATION

Fund	FY 2024	FY 2025	Future Years
Storm Drainage Management Capital Construction Fund	\$2,481.00	\$0.00	\$0.00

OWNER

Estate of Luther A. Yost

MAP

Attached