



## Legislation Details (With Text)

<b>File #:</b>	21-1246	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	CONSENT AGENDA			<b>Status:</b>	Approved
<b>File created:</b>	7/6/2021			<b>In control:</b>	Department of Sustainable Development and Construction
<b>On agenda:</b>	9/22/2021			<b>Final action:</b>	
<b>Title:</b>	Authorize an increase in the purchase amount of acquisition from Ralph Messera and Faith B. Fuccio, of approximately 963 square feet of land located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$655.00, increased from \$3,345.00 (\$345.00, plus closing costs and title expenses not to exceed \$3,000.00) to \$4,000.00 (\$1,000.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: Water Construction Fund				
<b>Sponsors:</b>					
<b>Indexes:</b>	200				
<b>Code sections:</b>					
<b>Attachments:</b>	1. Map, 2. Resolution, 3. Exhibit A, 4. Exhibit B				

Date	Ver.	Action By	Action	Result
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<b>STRATEGIC PRIORITY:</b>	Economic and Neighborhood Vitality
<b>AGENDA DATE:</b>	September 22, 2021
<b>COUNCIL DISTRICT(S):</b>	Outside City Limits
<b>DEPARTMENT:</b>	Department of Sustainable Development and Construction
<b>EXECUTIVE:</b>	Dr. Eric A. Johnson

### SUBJECT

Authorize an increase in the purchase amount of acquisition from Ralph Messera and Faith B. Fuccio, of approximately 963 square feet of land located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed \$655.00, increased from \$3,345.00 (\$345.00, plus closing costs and title expenses not to exceed \$3,000.00) to \$4,000.00 (\$1,000.00, plus closing costs and title expenses not to exceed \$3,000.00) - Financing: Water Construction Fund

### BACKGROUND

This item authorizes an increase in the purchase amount of acquisition from Ralph Messera and Faith B. Fuccio, of approximately 963 square feet of land located in Van Zandt County. This property will be used for the construction of the Lake Tawakoni 144-inch Transmission Pipeline Project. This settlement will allow acquisition of the property without condemnation proceedings.

The first resolution approved on May 26, 2021, authorized the purchase price in the total amount of

\$345.00. The settlement will avoid increased costs associated with construction delays, commissioners' costs, updated appraisal reports, court filing fees and uncertainty associated with possibility of commissioners' award being higher than the negotiated amount of \$1,000.00. The consideration is based on an independent appraisal. There are no relocation benefits associated.

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

On May 26, 2021, City Council authorized acquisition from Ralph Messera, Mark T. Fuccio, Michael L. Fuccio and James B. Fuccio, Esq., of a tract of land containing approximately 963 square feet of land located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project by Resolution No. 21-0890.

**FISCAL INFORMATION**

Fund	FY 2021	FY 2022	Future Years
Water Construction Fund	\$655.00	\$0.00	\$0.00

**OWNERS**

Ralph Messera

Faith B. Fuccio

**MAP**

Attached