

RESOLUTION NO. 2022-

A RESOLUTION DETERMINING THAT LAND IS NEEDED FOR THE CONSTRUCTION AND IMPROVEMENTS ASSOCIATED WITH THE OAKS OF CLEAR CREEK POST HARVEY DRAINAGE PROJECT (DR2101) IN THE CITY OF LEAGUE CITY, TEXAS, SPECIFICALLY A TRACT OF LAND CONTAINING 11.9879 ACRES OF LAND BELIEVED TO BE OWNED BY MOTEL PROPERTIES, L.P. AND AUTHORIZING THE INSTITUTION OF EMINENT DOMAIN PROCEEDINGS

WHEREAS, the City Council of the City of League City now finds and determines that public convenience and necessity requires the City to acquire fee simple title to a tract of land containing 11.9879 acres of land for the Oaks of Clear Creek Post Harvey Drainage Project (DR2101), a more specific description of the 11.9879 acres of land is attached hereto as Exhibit "A" and made a part thereof, (herein after the "Land"); and

WHEREAS, the City Council of the City of League City has authorized the City Manager or his designee to make a final offer to the owner of the Land for the purchase of same based upon its appraised value.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEAGUE CITY, TEXAS, as follows:

Section 1. The facts and recitals set forth in the preamble of this resolution are hereby found to be true and correct.

Section 2. The City Council hereby finds and determines that a public use and necessity exists for the City of League City for the construction of improvements associated with the Oaks of Clear Creek Post Harvey Drainage Project (DR2101) and to acquire the necessary property rights in the 11.9879 acres of land deemed necessary for such purpose, as allowed by law.

Section 3. The City Attorney is hereby authorized to bring eminent domain proceedings on behalf of the City of League City under applicable provisions of law, whether provided by § 251.001 of the Texas Local Government Code, as amended, Chapter 21 of the Texas Property Code, or by any other provision of law, against the owner or owners of the Land, to-wit: Motel Properties, L.P., or against the real and true owner, owners, claimant, or claimants if Motel Properties, L.P. is said not to be the owner of the Land.

Section 4. All resolutions and agreements and parts of resolutions and agreements in conflict herewith are hereby repealed to the extent of the conflict only.

Section 5. It is hereby found and determined that the meeting at which this resolution

was passed was open to the public and that advance public notice of the time, place and purpose of said meeting was given as required by law.

PASSED AND APPROVED the \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
PAT HALLISEY  
Mayor

ATTEST:

\_\_\_\_\_  
DIANA M. STAPP  
City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
NGHIEM V. DOAN  
City Attorney