



Legislation Details (With Text)

**File #:** 22-5272      **Version:** 1      **Name:**

**Type:** Public Necessity      **Status:** Passed

**File created:** 8/25/2022      **In control:** Commissioners Court

**On agenda:** 9/13/2022      **Final action:** 9/13/2022

**Title:** Request for approval to decree that the Hardy Toll Road Downtown Connector serves a public purpose and public necessity requiring the Harris County Real Property Division be directed to acquire an easement from Kurtz Properties LTD for access to the future Hardy Toll Road Downtown Connector.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 22-5272 - Parcel 156E Parcel Plat Legal Description

Date	Ver.	Action By	Action	Result
9/13/2022	1	Commissioners Court		

**Department:** Toll Road Authority

**Department Head/Elected Official:** Roberto Treviño, P.E., Executive Director

**Regular or Supplemental RCA:** Regular RCA

**Type of Request:** Public Necessity

**Project ID (if applicable):** N/A

**Vendor/Entity Legal Name (if applicable):** Kurtz Properties LTD

**MWDBE Contracted Goal (if applicable):** N/A

**MWDBE Current Participation (if applicable):** N/A

**Justification for 0% MWDBE Participation Goal:** N/A - Goal not applicable to request

**Request Summary (Agenda Caption):**

Request for approval to decree that the Hardy Toll Road Downtown Connector serves a public purpose and public necessity requiring the Harris County Real Property Division be directed to acquire an easement from Kurtz Properties LTD for access to the future Hardy Toll Road Downtown Connector.

**Background and Discussion:**

The access for maintenance of Harris County TR 1104 (Tract A) and the existing storm sewer trunkline is restricted by the proximity of Union Pacific and BNSF facilities. In addition to Harris County Toll Road Authority (HCTRA) not being able to access the tract, as it is currently landlocked by the rail lines, Kurtz Properties LTD needs additional storm sewer and detention capacity.

To meet the needs of both parties, Kurtz Properties LTD will allow HCTRA to utilize existing driveways serving Houston Foam Plastics to access Tract A through an access easement. In return for the access easement,

HCTRA will allow 6.19 cfs of stormwater runoff from the future development of Houston Foam Plastics Building 4 into the HCTRA storm sewer trunkline and provide 0.73 acre-feet of detention volume within HCTRA’s detention facility. The Harris County Real Property Division will assist HCTRA to develop and negotiate an agreement documenting the terms and conditions of this access easement.

**Expected Impact:**

HCTRA’s Engineer has determined the proposed site development will not increase the discharge to the proposed Hardy Toll Road Downtown drainage system as the area of interest was considered as fully developed in the drainage study performed for the project.

**Alternative Options:**

No other recommended services for this identified need.

**Alignment with Goal(s):**

- Justice and Safety
- Economic Opportunity
- Housing
- Public Health
- Transportation
- Flooding
- Environment
- Governance and Customer Service

**Prior Court Action (if any): N/A**

Date	Agenda Item #	Action Taken

**Location:**

Address (if applicable): N/A

Precinct(s): Precinct 1

<b>Fiscal and Personnel Summary</b>			
Service Name	Engineering and Construction Services		
	<b>SFY 22</b>	<b>FY 23</b>	<b>Next 3 FYs</b>
<b>Incremental Expenditures (do NOT write values in thousands or millions)</b>			
Labor Expenditures	\$	\$	\$
Non-Labor Expenditures	\$	\$	\$
<b>Total Incremental Expenditures</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>
<b>Funding Sources (do NOT write values in thousands or millions)</b>			
Existing Budget			
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$

Choose an item.	\$	\$	\$
<b>Total Current Budget</b>	\$	\$	\$
<b>Additional Budget Requested</b>			
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
<b>Total Additional Budget Requested</b>	\$	\$	\$
<b>Total Funding Sources</b>	\$	\$	\$
<b>Personnel</b> (Fill out section only if requesting new PCNs)			
Current Position Count for Service	-	-	-
Additional Positions Requested	-	-	-
<b>Total Personnel</b>	-	-	-

**Anticipated Court Date:** September 13, 2022

**Anticipated Implementation Date (if different from Court date):** Development of agreement pending approval of Purpose and Need

**Emergency/Disaster Recovery Note:** Not an emergency, disaster, or COVID-19 related item

**Contact(s) name, title, department:** Nicole Stutz, Chief of Staff, Harris County Toll Road Authority

**Attachments** (if applicable): Parcel plats and legal descriptions of proposed easement; Drainage Analysis