



Legislation Details (With Text)

**File #:** 21-6385      **Version:** 1      **Name:**  
**Type:** Financial Authorization      **Status:** Passed  
**File created:** 11/15/2021      **In control:** Commissioners Court  
**On agenda:** 11/30/2021      **Final action:** 11/30/2021  
**Title:** Request for approval of a settlement in connection with Harris County Flood Control District v. Clay Venture Fund #3, L.P.; Cause No. 2020-54465; In the 151st District Court of Harris County, Texas; CAO File No. 20EMD0065.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Order & Fact Sheet (Clay Venture Fund) 11-30-21

Date	Ver.	Action By	Action	Result
11/30/2021	1	Commissioners Court		

**Department:** County Attorney

**Department Head/Elected Official:** Christian D. Menefee

**Regular or Supplemental RCA:** Regular RCA

**Type of Request:** Financial Authorization

**Project ID (if applicable):**

**Vendor/Entity Legal Name (if applicable):**

**MWDBE Participation (if applicable):**

**Request Summary (Agenda Caption):**

Request for approval of a settlement in connection with Harris County Flood Control District v. Clay Venture Fund #3, L.P.; Cause No. 2020-54465; In the 151<sup>st</sup> District Court of Harris County, Texas; CAO File No. 20EMD0065.

**Background and Discussion:**

This is an eminent domain matter involving the Little Cypress Creek Sub-Regional Frontier Program located in Precinct 4 under the new precinct boundaries recently passed. Harris County Flood Control District (HCFCD) acquired fee simple interest of 12.4402 acres (541,895 sq. ft.) The Special Commissioners awarded \$834,087.00 and the Defendant/Landowner objected to the award and the case is currently set for trial. The Landowner demanded \$3,458,176.00 based on the opinion of their licensed appraiser. After a court ordered mediation, the parties agreed that the just compensation due to the Landowner for the property being acquired is \$1,300,000.00. The Real Property Division & HCFCD participated in the settlement negotiations and this settlement was acceptable to them.

**Expected Impact:**

**Alternative Options:**

**Alignment with Goal(s):**

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

**Prior Court Action (if any):**

Date	Agenda Item #	Action Taken

**Location:**

Address (if applicable):

Precinct(s): Choose an item.

<b>Fiscal and Personnel Summary</b>			
Service Name			
	FY 21-22	FY 22	Next 3 FYs
<b>Incremental Expenditures (do NOT write values in thousands or millions)</b>			
Labor Expenditures	\$	\$	\$
Non-Labor Expenditures	\$	\$	\$
<b>Total Incremental Expenditures</b>	\$	\$	\$
<b>Funding Sources (do NOT write values in thousands or millions)</b>			
Existing Budget			
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$

Total Current Budget	\$	\$	\$
Additional Budget Requested			
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Total Additional Budget Requested	\$	\$	\$
<b>Total Funding Sources</b>	<b>\$</b>	<b>\$</b>	<b>\$</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 Implementation Date:**

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

**Contact(s) name, title, department:** Bridget Johnson, General Counsel Executive Assistant, Office of the County Attorney Christian D. Menefee

**Attachments** (if applicable): Order & Eminent Domain Case Fact Sheet