



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 151st 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.](#)

Fiscal and Personnel Summary			
Service Name			
	FY 21-22	FY 22	Next 3 FYs
Incremental Expenditures (do NOT write values in thousands or millions)			
Labor Expenditures	\$	\$	\$
Non-Labor Expenditures	\$	\$	\$
Total Incremental Expenditures	\$	\$	\$
Funding Sources (do NOT write values in thousands or millions)			
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	\$	\$	\$
Total Funding Sources	\$	\$	\$
Personnel (Fill out section only if requesting new PCNs)			
Current Position Count for Service	-	-	-
Additional Positions Requested	-	-	-
Total Personnel	-	-	-

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