

JUL 22 2019

REQUEST FOR AGENDA PLACEMENT FORM

Submission Deadline - Tuesday, 12:00 PM before Court Dates

Approved

SUBMITTED BY: Rexann Knowles

TODAY'S DATE: 6/16/19

DEPARTMENT:

COUNTY JUDGE

SIGNATURE OF DEPARTMENT HEAD:

X _____

REQUESTED AGENDA DATE:

July 22, 2019

SPECIFIC AGENDA WORDING: Consideration of TxCDBG Initial Acquisition Report for Johnson County – Involuntary & Voluntary, Contract Number 7218250 and give the County Judge Authorization to Sign

PERSON(S) TO PRESENT ITEM: Rexann Knowles

SUPPORT MATERIAL: (Must enclose supporting documentation)

TIME: 2 minutes

ACTION ITEM: X

WORKSHOP: _____

(Anticipated number of minutes needed to discuss item)

CONSENT: _____

EXECUTIVE: _____

STAFF NOTICE:

COUNTY ATTORNEY: XX

IT DEPARTMENT: _____

AUDITOR: XX

PURCHASING DEPARTMENT: _____

PERSONNEL: _____

PUBLIC WORKS: _____

BUDGET COORDINATOR: _____

OTHER: _____

*****This Section to be Completed by County Judge's Office*****

ASSIGNED AGENDA DATE: _____

REQUEST RECEIVED BY COUNTY JUDGE'S OFFICE _____

COURT MEMBER APPROVAL _____

Date _____



TxCDBG INITIAL ACQUISITION REPORT

A600

Grant Recipient Name: Johnson County - INVOLUNTARY & VOLUNTARY

Contract Number: 7218250

This form must be submitted prior to release of any contract construction funds. This form must be resubmitted if the need for additional acquisition not previously reported is required.

1. Is acquisition of real property (including acquisition already completed) required to complete the project described in the TxCDBG contract performance statement. (Answer **Yes** or **No**):

- Yes, acquisition activity is required as stated in the performance statement.**
- Yes, acquisition activity is required, but is not currently included in the performance statement.**
A Performance Statement Modification will be submitted to the Contract Specialist.

Check the below boxes as applicable to the acquisition activity:

- Acquisition has been completed and supporting documentation has been submitted.
- Funds are budgeted for the acquisition activity.
- Acquisition of real property for the project site is required.
- Acquisition of right of way easements is required.

2. Does this locality have the authority to exercise Eminent Domain? (Answer **Yes** or **No**)

- Yes, this locality DOES have the authority to exercise Eminent Domain for this project.**

Check the below boxes as applicable. Acquisition is INVOLUNTARY unless all the below are checked.

- The locality will inform the property owner of the value of the property.
- The locality will NOT acquire the property if negotiations fail to result in an amicable agreement, AND the owner will be informed in writing.
- Property to be acquired is NOT part of an intended, planned or designated project area where all or substantially all of the property within the area is to be acquired within specific time limits.
- No specific site needs to be acquired.

This acquisition is **INVOLUNTARY**

No involuntary acquisition activity may commence until TDA Approval is obtained. The locality will:

- 1) inform the owner **IN WRITING** of the just compensation value of the property; and
- 2) provide the owner with required landowner's rights brochures.

Description of real property to be acquired and justification for acquisition:

CURRENT PROPOSED ROUTES - 5 easements total, 3 of which are involuntary
 1) FM 4 - McDonald, Hazel - INVOLUNTARY
 2) FM 4 - Grizzle, Patricia Ann - INVOLUNTARY
 3) FM 4 - Lee, Doris (14, 16, 17) - INVOLUNTARY
 4) FM 4 - Lee, Doris (14) - VOLUNTARY and 5) CR 1121 - West, Raylenne - VOLUNTARY
 ALTERNATE ROUTES - 4 easements total, 3 of which are involuntary
 1) FM 4 - McDonald, Hazel - INVOLUNTARY
 2) FM 4 - Grizzle, Patricia Ann - INVOLUNTARY
 3) FM 4 - Lee, Doris (14, 16, 17) - INVOLUNTARY
 4) CR 1121 - Moudy, Robert - VOLUNTARY

- Project map attached indicating location of property to be acquired. (**Required**) Including alternate site(s) for voluntary acquisition (if applicable).

Appraisal Waiver Request

- The value of the property to be acquired is \$10,000 or less, the valuation is uncomplicated and prepared by a qualified person, therefore waiver of appraisal requirements is requested. [49 CFR 24.2(a)(33)]
- No waiver of appraisal requirements is requested. An appraisal is required.

Please Initial the Following Certifications:

[Signature] I certify that the above information is correct. All acquisition activity for this project will comply with TxCDBG Project Implementation Manual program requirements and will be completed prior to beginning construction.

[Signature] I understand that an environmental review is required before the acquisition of any real property.

Printed Name Rick Bailey for County Judge Roger Harms Title Commissioner Pct. 1

Signature of Chief Local Official *[Signature]*

Date July 22, 2019

Please note that complete acquisition records remain subject to compliance review during interim and close-out monitoring.

TDA USE ONLY

Reviewer: _____ Approval Date: _____

- TDA accepts the initial acquisition report and grants approval to proceed with involuntary acquisition procedures.
- TDA accepts the initial acquisition report and approves the waiver valuation based on the Grant Recipient's certification of anticipated property value.
- TDA accepts the initial acquisition report and grants approval to proceed with voluntary acquisition.