

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MISSION, TEXAS, DETERMINING A PUBLIC NECESSITY TO ACQUIRE CERTAIN PROPERTY; GIVING NOTICE OF AN OFFICIAL DETERMINATION TO ACQUIRE THE PROPERTIES DESCRIBED AS THE FOLLOWING PARCEL OF LAND: (A) PARCEL 52, OWNED BY WALLACE E. ANDERSON AND ALTA L. ANDERSON GRANTOR TRUST, GENERALLY DESCRIBED AS 0.0459 OF AN ACRE OUT OF LOT 276 JOHN H. SHARY SUBDIVISION; (B) PARCEL 59, OWNED BY THE UNITED IRRIGATION DISTRICT, GENERALLY DESCRIBED AS 0.0046 OF AN ACRE OF LAND OUT OF LOT 277 JOHN H. SHARY SUBDIVISION; AND (C) PARCEL 63, OWNED BY THE UNITED IRRIGATION DISTRICT, GENERALLY DESCRIBED AS 0.0011 OF AN ACRE OUT OF LOT 276 AND 286 JOHN H. SHARY SUBDIVISION, EACH RESPECTIVELY RECORDED IN VOL. 1, PAGE 17, MAP OF RECORDS, HIDALGO COUNTY, TEXAS, (THE "PROPERTIES") FOR THE TAYLOR ROAD PHASE II PROJECT FROM BRENTWOOD DRIVE TO MILE 2 NORTH PROJECT.

WHEREAS, the City of Mission deems it necessary to acquire the properties listed above for the city's Taylor Road Phase II Project listed above; and

WHEREAS, the City of Mission finds that for the health and safety of the citizens of Mission, Texas, the acquisition of the Properties for the Taylor Road Phase II Project is in the public interest; and

WHEREAS, there may be improvements located on some of the real property acquired for this project and such improvements may be required to be moved or acquired prior to the beginning of this project.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council as follows, that:

Section 1. The City of Mission, Texas, hereby officially determines that there is a public necessity for, and the public welfare and convenience will be served by, the acquisition of the above listed properties for the Taylor Road Phase II Project.

Section 2. The public necessity requires the acquisition of the Properties, save and except oil, gas, and sulphur rights; and that public necessity and convenience require the condemnation of these properties in order to acquire it for such purpose.

Section 3. The City of Mission is authorized to proceed with the eminent domain proceedings necessary to acquire the Properties, in accordance with Chapter 21 of the Texas Property Code.

Section 4. The City Manager or his representative is hereby authorized to contract on behalf of the City of Mission, with professional appraisers for appraisal services needed by the City from time to time in connection with acquisition of the above listed properties.

Section 5. Upon establishment and approval by the City Manager of the amount of just compensation for the acquisition, the City Manager or his representative is authorized to negotiate with the said owner on behalf of the City.

Section 6. The City Manager be and is hereby authorized to execute all documents and follow all procedures required by law necessary to acquire the above listed properties needed for said project, on behalf of the City of Mission.

Section 7. This Resolution shall become effective immediately after and from its passage.

PASSED, APPROVED AND ADOPTED by the Mayor and City Council, this 26th day of June, 2023, at a regular meeting of the Mission City Council at which a quorum was present and which was held in accordance with Chapter 551, Texas Government Code.

CITY OF MISSION:

Norie Gonzalez Garza, Mayor

ATTEST:

Anna Carrillo, City Secretary

APPROVED AS TO FORM:

Victor A. Flores, City Attorney