

THE STATE OF TEXAS

COUNTY OF COLLIN

Subject: Resolution, Acquisition of Right-Of-Way, Collin County Outer Loop – Special Projects

On **July 10, 2017**, the Commissioners Court of Collin County, Texas, met in **regular session** with the following members present and participating, to wit:

Keith Self
Susan Fletcher
Cheryl Williams
Chris Hill
Duncan Webb

Not Present

County Judge, Presiding
Commissioner, Precinct 1
Commissioner, Precinct 2
Commissioner, Precinct 3
Commissioner, Precinct 4

During such session the court considered adoption of the following resolution for the acquisition of right-of-way for the construction of a portion of the Collin County Outer Loop through condemnation proceedings if purchase negotiations are unsuccessful.

WHEREAS, the Commissioners Court of Collin County, Texas has determined that current county needs necessitate the acquisition of right-of-way to facilitate construction of an Outer Loop through northern and eastern Collin County.

WHEREAS, the County, by and through its agents, contacted the following owners of property ("Property Owners") along the Outer Loop between the Dallas North Tollway (DNT) and State Highway No. 289 (Preston Road) and extended a good faith offer to them, to acquire the necessary right-of-way property interests, which was equal to or greater than the fair market value of the property interests we are seeking to acquire, as determined by appraisal:

Tollway Celina 45 Partners, LLC – Parcel No. 1 14.868 acres of land, more or less, in the Thomas Stayton Survey, Abstract No. 806, City of Celina, Collin County, Texas, and being part of a tract of land conveyed to Tollway Celina 45 Partners, LLC by deed recorded at County Clerk File No. 20170316000341090 in the Deed Records of Collin County, Texas (DRCCT)

Amount Offered **\$3,809,290**

CADG Celina Outer Loop, LLC – Parcel No. 4 5.645 acres of land, more or less, in the John Ragsdale Survey, Abstract No. 734, City of Celina, Collin County, Texas, and being part of a tract of land conveyed to CADG Celina Outer Loop, LLC by deed recorded at County Clerk File No. 20170428000546440 in the Deed Records of Collin County, Texas (DRCCT) – Acquisition includes an 8000 Square Foot Permanent Drainage Easement

Amount Offered **\$551,708**

(\$533,708 Permanent ROW - \$18,000 Permanent Drainage Easement) and

WHEREAS, the county made a final offer to the Property Owners; and

WHEREAS, the County has been unable to reach an agreement with the Property Owners, the County's attorney has recommended that the County institute condemnation proceedings to acquire the necessary right of way; and

WHEREAS, the Commissioners Court of Collin County, Texas, has determined that the right of way should be acquired by condemnation, if necessary; and

WHEREAS, the Commissioners Court of Collin County, Texas has authorized its attorney to acquire the right of way through the County's power of eminent domain by instituting condemnation proceedings against the Property Owners described above.

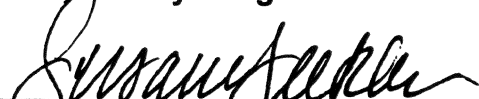
It is, therefore, ORDERED that the law firm of Banowsky & Levine ("County Attorney"), continue to negotiate on behalf of the County to purchase the right-of-way property from the Property Owners described above and to immediately institute condemnation proceedings to acquire the property set forth above.

PASSED AND APPROVED this 10TH day of July, 2017.






Keith Self, County Judge



Susan Fletcher, Commissioner, Pct. 1



Cheryl Williams, Commissioner, Pct. 2

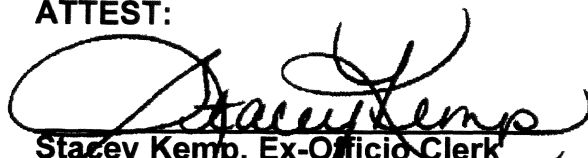


Chris Hill, Commissioner, Pct. 3

Not Present

Duncan Webb, Commissioner, Pct. 4

ATTEST:



Stacey Kemp, Ex-Officio Clerk
Commissioners Court
Collin County, T E X A S