

State of Texas  
Collin County  
Commissioners Court

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§

Court Order  
2020-\_\_\_\_-\_\_\_\_-\_\_\_\_

**An order of the Collin County Commissioners Court adopting a policy regarding Collin County's Relocation Assistance Program.**

Section 21.046 of the Texas Property Code provides that a political subdivision of this State shall, as a cost of acquiring real property, pay moving expenses and rental supplements, make relocation payments, provide financial assistance to acquire replacement housing, and compensate for expenses incidental to the transfer of the property if an individual, a family, the personal property of a business, a farming or ranching operation, or a nonprofit organization is displaced in connection with the acquisition.

Section 21.046 of the Texas Property Code further provides that a political subdivision of this State shall provide a relocation advisory service for an individual, a family, a business concern, a farming or ranching operation, or a nonprofit organization that is compatible with the *Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970*, 42 U.S.C.A. 4601, *et seq.*

The Commissioners Court adopts the attached policy regarding Collin County's Relocation Assistance Program.

The Commissioners Court intends for the attached policy to be construed liberally to achieve its purpose. The Commissioners Court shall resolve any question regarding any interpretation of the policy. If any portion of the policy or its application to any person or circumstance is held invalid or unconstitutional for any reason by a court of competent jurisdiction, that decisions shall not affect the validity or constitutionality of the remaining portion of the policy. The Commissioners Court declares that it would have passed the policy and adopted each section, clause or phrase of the policy, independent of the elimination from the policy of any portion that may be declared invalid or unconstitutional. The provisions of the policy are declared severable.

A motion was made, seconded, and carried by a majority of the court members in attendance during a regular session on Monday, \_\_\_\_\_, 2020.

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Chris Hill, County Judge

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Darrell Hale, Commissioner, Pct 3

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Susan Fletcher Commissioner, Pct 1

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Duncan Webb Commissioner, Pct 4

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Cheryl Williams Commissioner, Pct 2

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ATTEST: Stacy Kemp, County Clerk

## RELOCATION ASSISTANCE POLICY

### 1. Definitions.

- (a) “County acquisition” means Collin County’s acquisition of real property.
- (b) “Relocation assistance” means moving expenses and rental supplements, relocation payments, financial assistance to acquire replacement housing, and compensation for expenses incidental to the transfer of property, if an individual, a family, the personal property of a business, a farming or ranching operation, or a nonprofit organization is displaced in connection with a County Acquisition, as set forth in Section 21.046(b) of the Texas Property Code
- (c) “URA” means the *Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970*, 42 U.S.C.A. 4601, *et seq.*

### 2. Eligibility and Payment.

- (a) For a County acquisition that will be funded in part or in full with state, federal, or other outside funds, Collin County will provide the level of relocation assistance required by the administering state, federal or other agency.
- (b) For a County acquisition that is funded either wholly by Collin County or with outside funds not conditioned on providing a certain level of relocation assistance:
  - (1) Collin County will provide relocation assistance in accordance with Section 21.046(b) of the Texas Property Code;
  - (2) the Collin County Commissioners Court will determine the level of relocation assistance to be provided for that particular County acquisition project based on the availability of County funds, the number of properties that are planned for acquisition, and any other factors the Collin County Commissioners Court deems pertinent in determining how to allocate scarce resources equitably to achieve the purpose of the County acquisition;
  - (3) Collin County will not authorize expenditures that exceed payments authorized under the URA, and
  - (4) Where Collin County elects to have the relocation services administered by a contractor, Collin County shall enter into a written contract for the administration of and services in accordance with this policy. The contract shall be submitted to the Collin County Commissioners Court for approval or rejection in accordance with the Collin County Commissioners Court standard procedures.