

**MOTION**  
**VACEK ROAD – PROJECT #20111**

I move that Fort Bend County, by record vote, authorize the use of the power of eminent domain to acquire all needed right-of-way for the Vacek Road Project #20111, proposed to be situated on lands generally appurtenant to Vacek Road and beginning at Fairchild Road and ending at Boothline Road in Fort Bend County, Texas, BY ADOPTION OF THE RESOLUTION AND ORDER DECREERING THE ACQUISITION OF PROPERTY TO BE A PUBLIC NECESSITY AND AUTHORIZING THE ACQUISITION AND PAYMENT OF COMPENSATION for the public purpose of location, improvement, alignment, construction, operation, and maintenance for the Vacek Road Project #20111, including appurtenant drainage and detention required for said Project. This motion applies to any and all parcels of land that must be condemned along the Vacek Road Project #20111.

**Roll Call Vote:**

	Yes	No
Precinct 1	<u>✓</u>	<u>      </u>
Precinct 2	<u>✓</u>	<u>      </u>
Precinct 3	<u>✓</u>	<u>      </u>
Precinct 4	<u>✓</u>	<u>      </u>
County Judge	<u>✓</u>	<u>      </u>

Date of Vote 2/14/2023

THE STATE OF TEXAS  
COUNTY OF FORT BEND

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**RESOLUTION AND ORDER DECREETING THE ACQUISITION OF  
PROPERTY TO BE A PUBLIC NECESSITY AND AUTHORIZING THE  
ACQUISITION AND PAYMENT OF COMPENSATION**

**WHEREAS**, on the 14th day of February, 2023, at a regular meeting of the Commissioners Court of Fort Bend County, Texas, sitting as the governing body of Fort Bend County, upon motion of Commissioner Prestage, seconded by Commissioner Meyers, and upon record vote, passed 5 votes in favor 0 votes opposed:

**RESOLUTION**

**RESOLVED THAT WHEREAS**, the Commissioners Court has received and reviewed the preliminary plans for a public project known as the Vacek Road – Project #20111, Precinct 2, proposed to be situated on lands generally appurtenant to Vacek Road and beginning at Fairchild Road and ending at Boothline Road in Fort Bend County, Texas (the Project); and,

**WHEREAS**, Commissioners Court has determined that a public necessity and convenience exists for the location, alignment, construction, operation, and maintenance, including appurtenant drainage and detention requirements of the Project which will be constructed generally in accordance with the plans, alignments, and tract identifications which are made a part of this Resolution and Order as Exhibit A, including any adjacent or proximate tracts later deemed necessary to the public purposes of such Project:

**ORDER**

**NOW THEREFORE, IT IS ORDERED AND DECREED** that the preliminary plans for the location, alignment, construction, operation, and maintenance, including appurtenant drainage and detention requirements, of the Project known as the Vacek Road – Project #20111, Precinct 2, proposed to be situated on lands generally appurtenant to Vacek Road and beginning at Fairchild Road and ending at Boothline Road in Fort Bend County, Texas are approved.

**IT IS FURTHER ORDERED AND DECREED** that a public necessity and convenience exists for that Project and that the County Engineer and County Attorney be authorized and directed to obtain appraisals, surveys, title information and/or make official offers of specific amount for the purchase of either easement or the fee simple interest in and to lands situated within the general bounds of the Project as depicted in Exhibit A (including any improvements); that the County Attorney be authorized and directed, and is hereby authorized and directed to file or cause to be filed proceedings in eminent domain and to acquire thereby easement or fee simple interests for said purposes in the lands (and/or associated improvements) which cannot be acquired as aforesaid by donation, dedication, or purchase.

**IT IS FURTHER ORDERED AND DECREED** that this Resolution and Order apply to any and all parcels of land (and associated improvements) that must be condemned or acquired for this Project, that the County Judge, or designated representative be authorized and directed to sign any papers or agreements associated with closing the purchase(s); the County Attorney, County Engineer, County Clerk, County Auditor and County Treasurer be authorized and directed to perform any and all necessary acts within their respective spheres of official duties toward the final acquisition of the tract(s) of land, or interest(s) therein, together with the improvements if any, within the said public Project known as the as the Vacek Road – Project #20111, Precinct 2, proposed to be situated on lands generally appurtenant to Vacek Road and beginning at Fairchild Road and ending at Boothline Road in Fort Bend County, Texas, and the payment and compensation therefore.

**PASSED AND APPROVED** this 14th day of February, 2023.

**FORT BEND COUNTY**

  
County Judge KP George

KP George, County Judge

ATTEST:

  
Laura Richard, County Clerk



# EXHIBIT “A”

