



Staff Report

AGENDA ITEM REPORT

DATE: May 26, 2026

SUBMITTED BY: Rene Garcia, Public Works

ITEM TYPE: Resolutions

AGENDA SECTION: CONSIDERATION OF AND ACTION ON

SUBJECT: Resolution R2026-28 Declaring a Public Necessity for the Acquisition of Certain Drainage Easements and Related Property Interests Along the Tres Palacios Creek for Channel Improvements, Drainage Enhancements, and Flood Mitigation Purposes; Authorizing the City Manager or Designee to Negotiate for the Acquisition of Such Property Interests; Authorizing Acquisition by Eminent Domain if Necessary; and Providing an Effective Date

BACKGROUND: The Tres Palacios Creek Phase II Project funded by the Community Development Block Grant Mitigation Program (through the General Land Office) is currently in the easement acquisition process. Despite good faith efforts to negotiate easement acquisitions the city and Property Acquisition Services (PAS) have nevertheless been unsuccessful executing agreements with several of the parcel owners. City staff procured Ross, Molina, Oliveros, P.C (RMOPC) to begin the process of acquiring the necessary property interests through eminent domain where necessary.

The Resolution and accompanying Exhibit "A" containing all parcel surveys, metes & bounds descriptions will be presented at the meeting.

SUGGESTED ACTION: Staff recommends adoption of Resolution R2026-28 declaring public necessity for the required drainage easements and initiating the eminent domain process where necessary.

ATTACHMENTS: