

**CITY OF AMES
RESOLUTION NO. 2025-001**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMES, TEXAS, DECLARING THE PUBLIC NECESSITY TO ACQUIRE CERTAIN PROPERTY FOR PUBLIC USE BY THE AMES VOLUNTEER FIRE DEPARTMENT, INCLUDING THE USE OF EMINENT DOMAIN IF NECESSARY.

WHEREAS, the City of Ames, Texas (the “City”), recognizes the critical importance of public safety and emergency response services for its residents and community; and

WHEREAS, the City has identified the property located at 404 MLK South, Ames, Texas, legally described as, “CORMIER, BLOCK C, LOT 12, TR 8, ACRES 0.96,” as a necessary and suitable location for the operations of the Ames Volunteer Fire Department; and

WHEREAS, the acquisition of this property will serve a critical public use by enabling the City to provide improved fire and emergency response services to residents and visitors; and

WHEREAS, the City has conducted due diligence, including a review of property records, title, appraised value, and delinquent tax information, and has determined that acquiring the property is in the best interest of the City; and

WHEREAS, the City is prepared to engage in good-faith negotiations with the property owner to purchase the property at its fair market value in accordance with the laws of the State of Texas; and

WHEREAS, if good-faith negotiations do not result in an agreement, the City is prepared to exercise its power of eminent domain pursuant to Chapter 21 of the Texas Property Code to acquire the property for public use.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AMES, TEXAS, THAT:

SECTION I

All the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Ames, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in its entirety.

SECTION II

The City Council hereby declares that acquiring the property located at 404 MLK South, Ames, Texas, is necessary to serve the public interest by improving fire protection and emergency response services.

SECTION III

The City Attorney or his designee is authorized and directed to negotiate for and to acquire the required property rights for the City of Ames, Texas, and to acquire said rights in compliance with State and Federal law. The City Attorney is specifically authorized and directed to do each and every act necessary to acquire the needed property rights including, but not limited to, the authority to negotiate, give notices, make written offers to purchase, prepare contracts, to retain and designate a qualified appraiser of the property interests to be acquired, as well as any other experts or consultants that deemed necessary for the acquisition process and, if necessary, to institute proceedings in eminent domain.

SECTION IV


The Mayor or her designee is appointed as negotiator for the acquisition of the needed property interests and, as such, the Mayor or her designee is authorized and directed to do each and every act and deed hereinabove specified or authorized by reference, subject to the availability of funds appropriated by the City Council for such purpose. The Mayor or her designee is specifically authorized to establish the just compensation for the acquisition of the Property. If the Mayor or her designee determines that an agreement as to damages or compensation cannot be reached, then the City Attorney or his designee is hereby authorized and directed to file or cause to be filed, against the owner(s) and interested parties of the needed property interests, proceedings in eminent domain to acquire the above-stated interests in Property.

SECTION V

This resolution shall take effect immediately upon its passage and approval.

PASSED, APPROVED, & ADOPTED this, the 13TH day of January 2025.

CITY OF AMES:



Barbara Domain, Mayor

ATTEST:



Wellona Godfrey, City Secretary