

## AGENDA



Thursday, July 26, 2007

**Public Works****Item No. 30****RECOMMENDATION FOR COUNCIL ACTION**

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**Subject:** Approve a resolution authorizing the filing of eminent domain proceedings for the Govalle 4-Manor/Comal/Rosewood Wastewater Improvement Project, a portion of the Austin Clean Water Program, to acquire a 676 square foot permanent wastewater line easement and a 225 square foot temporary working space easement, both out of Lot 9, Chernosky Subdivision No. 6, in Travis County, Texas, in the amount of \$3,595. The owner of the needed property interests is the Mosby Family Trust. The property is located at 1139 ½ Poquito Street, Austin, Travis County, Texas.

**Amount and Source of Funding:** Funding is included in the Fiscal Year 2006-2007 Capital Budget of the Austin Water Utility.

**Fiscal Note:** A fiscal note is attached.

**For More Information:** Lauraine Rizer 974-7078, Laura Bohl 974-7064.

**Boards and Commission Action:** Recommended by the Water and Wastewater Commission.

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The design plans for the Govalle 4-Manor/Comal/Rosewood Wastewater Improvement Project, a portion of the Austin Clean Water Program, require the acquisition of a permanent wastewater line easement and a temporary working space easement on the property located at 1139 ½ Poquito Street, Austin, Texas.

The City of Austin has attempted to purchase the needed permanent wastewater line easement and the temporary working space easement from the landowner; however, the parties have been unable to agree on the fair market value of the two easements. The Law Department is requesting authorization to file an action in eminent domain on behalf of the City of Austin to acquire the needed easements.