

AGENDA



Thursday, August 28, 2008

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION****Item No. 8**

Subject: Approve resolution authorizing the filing of eminent domain proceedings for the Austin Clean Water Program: Govalle 1 – South 2nd Street Reroute and Area Improvements Project for a 808 square-foot permanent wastewater line easement out of Lot 5, Block B of the partition of the estate of James E. Bouldin, out of the Isaac Decker League in Travis County, Texas, in the amount of \$5,090. The owner of the needed property is Billie L. Passmore. The property is located at 803 Bouldin Avenue, Austin, Travis County, Texas.

Amount and Source of Funding: Funding is included in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility.

Fiscal Note: A fiscal note is attached.

For More Information: Lauraine Rizer 974-7078, April Thedford 974-7141

The City of Austin is upgrading its wastewater collection system as mandated by the U.S. Environmental Protection Agency's Administrative Order, received April 29, 1999. In response to the U.S. Environmental Protection Agency's Administrative Order, the City of Austin has assembled the Austin Clean Water Program to plan, design, and construct sustainable wastewater collection system improvements that will result in a collection system free from Sanitary Sewer Overflows.

The design plans for the Govalle 1 – South 2nd Street Reroute and Area Improvements Project, a portion of the Austin Clean Water Program, require the acquisition of a permanent wastewater line easement on the property located at 803 Bouldin Avenue, Austin, Texas. The City of Austin has attempted to purchase an 808 square-foot permanent wastewater line easement, however, the parties have been unable to agree on an appropriate price.

The Law Department is requesting the authorization to file an action in eminent domain on behalf of the City of Austin.