

## AGENDA



Thursday, February 25, 2010

**Contract and Land Management  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 19**

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**Subject:** Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water/Wastewater Infrastructure Improvements Program, to acquire a 4,372 square-foot permanent waterline easement and a 4,169 square-foot temporary working space easement out of 14.025 acres of the Santiago Del Valle Grant, Abstract No. 24, Travis County, TX, in the amount of \$2,452. The owner of the needed property interests is JADCO DEVELOPMENT, INC. The property is located within the City's extraterritorial jurisdiction in Travis County, Texas on the north side of Bradshaw Road and on the west side of Old Lockhart Road, near the intersection of Bradshaw Road and Old Lockhart Road.

**Amount and Source of Funding:** Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Austin Water Utility.

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

**For More Information:** Lauraine Rizer 974-7078; Jon Thompson 974-1507; Joe Hoepken 974-1171; April Thedford 974-7141

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The southern area of the City of Austin's Extraterritorial Jurisdiction (ETJ), specifically along and east of I-35, is currently experiencing significant development. At this time, water and wastewater utility infrastructure is not in place to handle this development. AWU has developed the South IH-35 Water/Wastewater Infrastructure Improvements Program to address the anticipated needs for both water and wastewater infrastructure in this area.

Completion of the South IH-35 Water/Wastewater Infrastructure Improvement Program requires the acquisition of a permanent waterline easement and a temporary working space easement on the property located within the City's extraterritorial jurisdiction in Travis County, Texas on the north side of Bradshaw Road and on the west side of Old Lockhart Road, near the intersection of Bradshaw Road and Old Lockhart Road.

The City of Austin has attempted to purchase the needed permanent waterline easement and temporary working space easement; however, the parties have been unable to agree on the damages.

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