A U S T I N C I T Y C O U N C I L

AGENDA



Thursday, July 29, 2010

Contract and Land Management **Item No. 11**
RECOMMENDATION FOR COUNCIL ACTION

Subject: Approve a resolution authorizing the filing of eminent domain proceedings for the Fort Branch WMA Reach 6 & 7 – Truelight Area and Eleanor Drive Area Project to acquire a 2,344 square-foot permanent drainage easement out of Lot 14, Block 4, Green Valley No. 1, according to the map or plat thereof, recorded in Volume 5, Page 27, Plat Records of Travis County, Texas, in the amount of $4,219. The owner of the needed property interest is MICHELLE ANN PAYAN f/k/a MICHELLE PAYAN GARCIA. The property is located at 1113 Lott Ave, Austin, Travis County, Texas.

Amount and Source of Funding: Funding in the amount $4,219.00 is available in the Fiscal Year 2009-2010 Capital Budget of the Watershed Protection Department.

Fiscal Note: A fiscal note is attached.

For More Information: Lauraine Rizer, 974-7078; Morgan Byars, 974-9790; Sarah Terry, 974-7141; Felecia Shaw, 974-6017

The Watershed Protection Department plans to construct structural improvements to stabilize the Fort Branch creek bank and to increase the channel capacity to reduce the frequency and depth of flooding in this neighborhood.

The design plans for the Fort Branch Watershed Management Area (WMA) Reach 6 & 7 – Truelight Area and Eleanor Drive Project require the acquisition of a permanent drainage easement on the property located at 1113 Lott Ave, Austin, Travis County, Texas. An easement on this existing lot is needed for the construction of the project. The required easement will end near the top of the creek embankment.

The City of Austin has attempted to purchase the 2,344 square-foot permanent drainage easement. The parties have been unable to agree on an appropriate price.

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