

## CIP EXPENSE DETAIL

**DATE OF COUNCIL CONSIDERATION:**  
**CONTACT DEPARTMENT(S):**

6/23/11  
Austin Water Utility

**SUBJECT:** Approve a resolution authorizing the filing of eminent domain proceedings for the Austin Clean Water Program: Govalle 1 – South 2nd Street Reroute – Phase I Wastewater Improvement Project for a 3,658 square foot wastewater line easement out of the Isaac Decker League, Survey No. 20, Abstract No. 8, in the City of Austin, Travis County, Texas in the amount of \$23,002. The owner of the needed property interests is T-C BARTON SPRINGS LLC. The property is located at 811 Barton Springs Road, Austin, Travis County, Texas.

**CURRENT YEAR IMPACT:**

<b>Department:</b>	<b>Austin Water Utility</b>
Project Name:	ACWP-Govalle 1 So 2nd St WW Improvs
Fund/Department/Unit:	4570-2307-4559
Funding Source:	Austin Water Commercial Paper
 Current Appropriation:	 18,799,022.00
Unencumbered Balance:	814,356.16
Amount of This Action:	(23,002.00)
Remaining Balance:	<u>791,354.16</u>
  Total Amount of this Action	  <u><u>23,002.00</u></u>

**ANALYSIS / ADDITIONAL INFORMATION:** The Austin Clean Water Program Govalle 1 – South 2nd Street Reroute – Phase I Wastewater Improvement Project required the acquisition of a wastewater line easement at the property located at 811 Barton Springs Road, Austin, Travis County, Texas. The Wastewater Improvement Project was 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 implemented the Austin Clean Water Program to plan, design, and construct sustainable wastewater collection system improvements that will be free from sanitary sewer overflows.

The previous owner of the needed acquisition granted a right of entry for construction. Construction is now complete on the Austin Clean Water Program and acquisition of this easement is required.

The City of Austin has attempted to purchase the needed wastewater easement. The City and the property owner were unable to agree on the value of the needed acquisition. The Law Department is requesting authorization to file an action in eminent domain on behalf of the City of Austin.