

## CIP EXPENSE DETAIL

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

6/23/11  
WPD/ORES

**SUBJECT:** Approve a resolution authorizing the filing of eminent domain proceedings for the Comburg Dam Modernization Project for 3,076 square feet of land for a permanent access easement out of a called 0.891-acre tract of land in the Theo. Bissell League No. 18, Abstract No. 3, Travis County, Texas, in the amount of \$14,096. The owners of the needed property interests are NELISA D. HEDDIN AND DEAN HEDDIN. The property is located on the north side of Toulouse Drive, approximately 153 feet east of the roadway's intersection with Comburg Drive, Austin, Travis County, Texas.

### CURRENT YEAR IMPACT:

<b>Department:</b>	<b>Watershed</b>
Project Name:	Tanglewood Section 1, Phase 8
Fund/Department/Unit:	4850-6307-6433
Funding Source:	Drainage Utility Fund
Current Appropriation:	600,000.00
Unencumbered Balance:	429,231.03
Amount of This Action:	(14,096.00)
Remaining Balance:	<u>415,135.03</u>

**ANALYSIS / ADDITIONAL INFORMATION:** The Comburg Dam Modernization Project will require the City of Austin to obtain a permanent access easement through this undeveloped single-family lot located on the north side of Toulouse Drive, approximately 153 feet east of the roadway's intersection with Comburg Drive, in Austin, Travis County, Texas. This permanent access easement is necessary for access to the Slaughter Creek Watershed, Tanglewood Section 1, Phase 8 Detention Pond to perform routine maintenance of the detention pond.

The design plans for the Comburg Dam Modernization Project require the acquisition of a 0.0706-acre (3,076 square foot) tract of land in the Theo. Bissell League No. 18, Abstract No. 3, in Travis County, Texas, being out of a called 0.891-acre tract of land for a permanent access easement.

The City of Austin has attempted to purchase the needed 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.