

CIP EXPENSE DETAIL

DATE OF COUNCIL CONSIDERATION:
CONTACT DEPARTMENT(S):

7/28/11
Austin Water Utility

SUBJECT. Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire permanent waterline easements of 0.667-acre and 0.010-acre, said 0.010-acre tract of land is comprised of two parcels of land, equivalent to a total of 400 square feet; and a temporary working space easement of 0.445-acre of land out of the Trinidad Varcinas Survey No. 535, Abstract No. 785, in Travis County, Texas, in the amount of \$44,656. The owner of the needed property interests is BOONE AND HERMAN'S, LLC. The property is located north of SH 45 SE/F.M. 1327, just east of IH-35, in Austin, Travis County, Texas.

CURRENT YEAR IMPACT:

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|---------------------------------|------------------------------------|
| Department: | Austin Water Utility |
| Project Name: | So, IH35 Water Infrastructure Imps |
| Fund/Department/Unit: | 3960 2207 7608 |
| Funding Source: | Commercial Paper |
| Current Appropriation: | 9,139,589.00 |
| Unencumbered Balance: | 504,316.51 |
| Amount of This Action: | (44,656.00) |
| Remaining Balance: | <u>459,660.51</u> |
| Total Amount of this Action | <u><u>44,656.00</u></u> |

ANALYSIS / ADDITIONAL INFORMATION: The southern area of the City of Austin 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. Austin Water Utility has developed the South IH-35 Water & Wastewater Infrastructure Improvements Program Project to address the anticipated needs for both water and wastewater infrastructure in this area.

Design plans for the South IH-35 Water & Wastewater Infrastructure Improvements Program Project require the acquisition of a permanent waterline easements and a temporary working space easement on the property located north of SH 45 SE/F.M. 1327, just east of IH-35, in Austin, Travis County, Texas.

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