

A G E N D A



Recommendation for Council Action (Real Estate)

Austin City Council	Item ID:	6961	Agenda Number	27.
Meeting Date:	June 23, 2011			
Department:	Office of Real Estate Services			
Subject				
<p>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.</p>				
Amount and Source of Funding				
<p>Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Austin Water Utility Department.</p>				
Fiscal Note				
<p>A fiscal note is attached.</p>				
Purchasing Language:				
Prior Council Action:				
For More Information:	Tony Lopez 974-6581; Charles Muela 974-7124; Lauraine Rizer 974-7078; Amanda Glasscock 974-7173			
Boards and Commission Action:				
MBE / WBE:				
Related Items:				
Additional Backup 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.

In order to expedite construction, the City requested and 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.