

## CIP EXPENSE DETAIL

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

8/25/11  
WPD/ORES

**SUBJECT:** Approve a resolution authorizing the filing of eminent domain proceedings for the East Bouldin – Euclid – Wilson Storm Drain Improvements Project for 6,336 square feet of total land for storm sewer easements; 15,973 square feet of total land for temporary access easements; and 7,261 square feet of land for a temporary work space, staging area and material storage site easement, all being out of Lot 1 and Lot 2, HEB/Congress and Oltorf Subdivision No. 2, a subdivision of record in Book 98 Page 203-204 Plat Records, Travis County, Texas, in the amount of \$184,123. The owner of the needed property interests is HEB GROCERY COMPANY, LP. The property is located at 2400 South Congress, Austin, Travis County, Texas.

### CURRENT YEAR IMPACT:

<b>Department:</b>	<b>Watershed</b>
Project Name:	East Bouldin - Euclid
Fund/Department/Unit:	8602 6307 6837
Funding Source:	2006 GO Bonds
Current Appropriation:	2,730,000.00
Unencumbered Balance:	649,143.15
Amount of This Action:	(184,123.00)
Remaining Balance:	<u>465,020.15</u>

**ANALYSIS / ADDITIONAL INFORMATION:** The City of Austin Watershed Protection Department is improving the storm drain system to minimize localized flooding in the Dawson neighborhood. The original storm drain system was constructed in the 1940s and is not adequate to convey larger storms. Residents have expressed concerns about the flooding for many years. This acquisition is one of many needed to complete the project.

The design plans for the East Bouldin – Euclid – Wilson Storm Drain Improvements Project require the acquisition of a 1,087 square foot storm sewer easement, a 5,249 square foot storm sewer easement, a 5,200 square foot temporary access easement, a 64 square foot temporary access easement, a 10,709 square foot temporary access easement, and a 7,261 square foot temporary work space, staging and material storage site easement across the property located at 2400 South Congress, Austin, Travis County, Texas. An independent third party appraisal has established the fair-market value of the proposed easements at \$184,123.

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