

A G E N D A



Recommendation for Council Action (Real Estate)

Austin City Council

Item ID:

8932

Agenda Number

30.

Meeting Date:

August 25, 2011

Department:

Office of Real Estate Services

Subject

Approve a resolution authorizing the filing of eminent domain proceedings for the Harris Branch Interceptor Lower A Project for approximately 2.010 acres of land for a permanent wastewater easement, being out of and a part of the Mariquita Castro Survey No. 50, Abstract No. 160 and the Josiah Wilbarger Survey No. 42, Abstract No. 794, in Travis County, Texas, in the amount of \$113,536. The owner of the needed property interests is TRAFALGAR I, L.P., A TEXAS LIMITED PARTNERSHIP. The property is located off Gregg Manor Road, several lots north of Parmer Lane at the dead-end of Hill Lane and one lot west of SH-130, in Austin, Travis County, Texas 78653.

Amount and Source of Funding

Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Austin Water Utility Department.

Fiscal Note

A fiscal note is attached.

Purchasing
Language:

Prior Council
Action:

For More
Information:

Lisa Whitworth 974-5615; Yvonne Gil 703-6637; Lauraine Rizer 974-7078; Amanda Glasscock 974-7173.

Boards and
Commission
Action:

MBE / WBE:

Related Items:

Additional Backup Information

The design plans for the Harris Branch Interceptor Lower A Project require the acquisition of 2.010 acres of land (87,547 square feet) for a permanent wastewater easement, being out of and a part of the Mariquita Castro Survey No. 50, Abstract No. 160 and the Josiah Wilbarger Survey No. 42, Abstract No. 794, in Travis County, Texas. An independent third party appraisal has established the fair-market value of the proposed easement at \$113,536.

The Harris Branch Interceptor Lower A Project is one of two designs that will redirect by gravity flow the wastewater flows from the Harris Branch Wastewater Treatment Plant to the Wildhorse Wastewater Treatment Plant and allow for the decommissioning of the existing Harris Branch Wastewater Treatment Plant. "Lower A" consists of approximately 7,800 linear feet of 30-inch pipe, which include two creek crossings of Harris Branch Creek, one county road crossing (Boyce Lane) and one TxDOT road crossing (Parmer Lane), and connect to a manhole in the "Lower B" interceptor west of SH 130.

The City of Austin has attempted to purchase the necessary easement. 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.