

A G E N D A



Recommendation for Council Action (Real Estate)

Austin City Council	Item ID:	9005	Agenda Number	31.
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 33,417 square feet of land for a permanent wastewater easement out of and a part of the Josiah Willbarger Survey No. 42, Abstract No. 794, in Travis County, Texas, same being a portion of the remainder of Tract Two, a 25.00 acre tract of land, in Travis County, Texas, in the amount of \$6,136. The owners of the necessary property interests are CHARLES W. ALFF - INDEPENDENT EXECUTOR OF THE ESTATE OF EUNICE REID ALFF, DECEASED (WILLIAMSON COUNTY PROBATE CAUSE NO. 11-0314 CP4) AND CHARLES W. ALFF – TRUSTEE OF THE WILLIAM C. ALFF EXEMPT TRUST CREATED UNDER THE LAST WILL AND TESTAMENT OF WILLIAM C. ALFF, DECEASED, PROBATE CAUSE NO. 15424, COUNTY COURT OF LAW NO. 2, WILLIAMSON COUNTY, TEXAS. The property is located off Hill Lane, on the west side of SH 130, and 0.4 mile north of Parmer Lane, in northeast Austin, Travis County, Texas 78653.				
Amount and Source of Funding				
Funding is included 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 0.767-acre (33,417 square foot) of land for a permanent wastewater easement out of land situated in the Josiah Willbarger Survey No. 42, Abstract No. 794 Travis County, Texas, same being a portion of the remainder of Tract Two, a 25.00 acre tract of land, in Travis County, Texas. An independent third party appraisal has established the fair-market value of the proposed easement at \$6,136.

This Harris Branch Interceptor Lower A Project is one of two projects 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 owners 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.