

CIP EXPENSE DETAIL

DATE OF COUNCIL CONSIDERATION:
CONTACT DEPARTMENT(S):

10/18/12
Austin Water Utility

SUBJECT. Approve a resolution authorizing the filing of eminent domain proceedings for the Austin Clean Water Program: Govalle 4 – Webberville/San Bernard/4th Street Wastewater Improvement Project for a 350 square foot permanent wastewater line easement out of Lot 6, Lot 5, Sam Huston Heights Annex, a subdivision in the City of Austin, of record in Book 4, Page 3, Plat Records, Travis County, Texas in the amount of \$1,138. The owners of the needed property interests are JAMES W. ORGAN, SR., HENRY HOMER ORGAN, JR., THOMAS CORNELIUS ORGAN, BUELAH LIMUEL, PRINCESS GEARY, ANDREW SHIGG, JR., CARLTON J. SHIGG, ASHLEY SHIGG, AMBER SHIGG, RONALD A.E. SHIGG JR., ANNETTE SHIGG, CHARLES W. ORGAN, ORSBY ORGAN, IRVING E. ORGAN, DONALD R. ORGAN, AND KEITH ORGAN. The property is located at 3017 East 12th Street, Austin, Travis County, Texas. The general route previously covered by this completed project included various streets in central east Austin, including Webberville Road, San Bernard Street and 4th Street.

CURRENT YEAR IMPACT:

Department:	Austin Water Utility
Project Name:	Acwp-Govalle 1-S. 2d St Ww Imp
Fund/Department/Unit:	4570 2307 4559
Funding Source:	Commercial Paper
Current Appropriation:	18,391,519.00
Unencumbered Balance:	29,788.25
Amount of This Action:	(1,138.00)
Remaining Balance:	<u>28,650.25</u>
 Total Amount of this Action	 <u><u>1,138.00</u></u>

ANALYSIS / ADDITIONAL INFORMATION: The Austin Clean Water Program Govalle 4 – Webberville/San Bernard/4th Street Wastewater Improvement Project required the acquisition of a permanent wastewater line easement at the property located at 3017 East 12th Street, 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.

The wastewater line was placed in the ground previously; however, the wastewater line does not rest solely in the existing easement and acquisition of this additional easement area is necessary. 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 line 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.