

## **RESOLUTION NO.**

**WHEREAS**, the City Council of the City of Austin has found that public necessity requires the City of Austin to acquire certain real property interests for public purposes as set out below; and

**WHEREAS**, the City of Austin has attempted to purchase those needed real property interests but has been unable to agree with the owners on the value of the property interest, or the damages, if any; **NOW, THEREFORE,**  
**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

That the City Attorney, or other authorized designee, is hereby authorized and directed to file, or cause to be filed, a suit in eminent domain on behalf of the City of Austin against the owners now having, or who may acquire, an interest in the real property interests necessary to the City, described and located below, for the public uses set out below, and to take whatever other action may be deemed appropriate to effect the necessary acquisitions.

### **BE IT FURTHER RESOLVED:**

The City Attorney, or other authorized designee, shall file eminent domain proceedings for:

Owners: Bruce E. Nakfoor, and Wendy Williamson Nakfoor  
Randall W. McIntyre and Mary Ellen Hamel  
Cheryl Cox, Individually and Cheryl Cox, Trustee,  
or any successors in Trust, under the Just Trust  
dated January 2, 2010  
John S. Hogg and Jannell C. Whitt  
Brian Erickson  
Jev Sikes a/k/a J. Neville Sikes and Sydnor Sikes  
Cecelia F. Reed, Reed-Ebano, Ltd., and unnamed  
trustee of the Reed Trust, an irrevocable trust  
created under a Trust Agreement dated June 10,  
2005  
Tracy S. Dahlby and Toshiko M. Dahlby  
Michael H. Nixon and Gayle A. Nixon  
Jonathan R. Kasling  
Dorothy J. Mele and Richard J. Binder  
Mark Rice and Linnea Rice  
James L. Negley  
David Wolters and Mary M. Wolters  
Rhett Stone and Candace C. Stone  
Charles D. Huston  
Martin Riezebeek and Margery K. Bader-Riezebeek  
Nathan A. Steinberg  
Adam Solomon Lipp and Jamie Stone Lipp  
Gary T. Mize  
Lawrence G. Griffis

Warren Bowker and Rosie Bowker, co-trustees of the Bowker Family Trust, such trust having been established under that certain revocable trust agreement dated March 15, 2001 by and between Warren Bowker and Rosie Bowker, as Grantors, and Warren Bowker and Rosie Bowker, as co-trustees

Project: West Bank and Los Altos Lift Stations  
Rehabilitation Project

Public Purpose: The permanent wastewater line easement described in the attached Exhibit "A" is necessary to place, construct, operate, repair, upgrade, replace, relocate and maintain a permanent wastewater line in connection with upgrading of the West Bank and Los Altos Lift Stations for the purpose of providing sanitary sewer services to the public.

Location: 1701 ½ Lakeshore Drive and  
1804 Westlake Drive  
Austin, Texas

The general route covered by this project includes the area west of Lake Austin, in the general vicinity of the West Bank Lift Station and in the general vicinity of the Los Altos Lift Station.

Property: Described in the attached and incorporated Exhibit A.

**ADOPTED:** \_\_\_\_\_, 2013

**ATTEST:** \_\_\_\_\_  
Jannette S. Goodall  
City Clerk