



**Land Acquisition
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 18
AGENDA DATE: Thu 04/07/2005
PAGE: 1 of 1**

SUBJECT: Approve a resolution to authorize the acquisition of a permanent wastewater easement comprised of 7,129 square feet of land, a permanent wastewater easement comprised of 20,960 square feet of land, a temporary working space easement comprised of 8,839 square feet of land, a temporary working space easement comprised of 17,982 square feet, a temporary ingress and egress easement comprised of 7,884 square feet of land, and a temporary ingress and egress easement comprised of 20,755 square feet of land out of a portion of Lot 1, Bridge Creek Section III-A, out of the James P. Wallace Survey No. 57, in Travis County, Texas, located at 7625 North IH-35, from VICTORY CHRISTIAN CENTER OF AUSTIN, INC., a Texas non-profit corporation in Austin, Texas, in the amount not to exceed \$295,854 for the Austin Clean Water Program's Little Walnut/Buttermilk - Buttermilk Creek Project.

AMOUNT & SOURCE OF FUNDING: Funding is included in the Fiscal Year 2004-2005 Capital Budget of the Austin Water Utility.

FISCAL NOTE: A fiscal note is attached.

REQUESTING Public Works **DIRECTOR'S**
DEPARTMENT:for Austin Water Utility; **AUTHORIZATION:** Sondra Creighton

FOR MORE INFORMATION CONTACT: Lauraine Rizer at 974-7078 or Laura Bohl at 974-7064

PRIOR COUNCIL ACTION: N/A

BOARD AND COMMISSION ACTION: N/A

The City of Austin is upgrading its wastewater collection system as mandated by the U.S. Environmental Protection Agency's Administrative Order, received April 29, 1999, requiring the City to eliminate sanitary sewer overflows from the wastewater collection system.

In response to the U.S. Environmental Protection Agency's Administrative Order, the City of Austin has assembled the Austin Clean Water Program to plan, design, and construct sustainable wastewater collection system improvements that will result in a collection system free from Sanitary Sewer Overflows.

The design plans for the Austin Clean Water Program's Little Walnut/Buttermilk-Buttermilk Creek Project require the acquisition of a wastewater easement comprised of 7,129 square feet of land, a wastewater easement comprised of 20,960 square feet of land, a temporary working space easement comprised of 8,839 square feet of land, a temporary working space easement comprised of 17,982 square feet of land, a temporary ingress and egress easement comprised of 7,884 square feet of land, and a temporary ingress and egress easement comprised of 20,755 square feet of land across property located at 7625 North IH-35, Austin, Texas.

An independent third-party appraisal has established the combined fair-market value of the proposed easements at \$295,854. The owners have agreed to accept the City of Austin's offer of \$295,854.

CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

4/7/2005
Resolution
Austin Water Utility

DESCRIPTION:

Approve a resolution to authorize the acquisition of a permanent wastewater easement comprised of 7,129 square feet of land, a permanent wastewater easement comprised of 20,960 square feet of land, a temporary working space easement comprised of 8,839 square feet of land, a temporary working space easement comprised of 17,882 square feet, a temporary ingress and egress easement comprised of 7,884 square feet of land, and a temporary ingress and egress easement comprised of 20,755 square feet of land out of a portion of Lot 1, Bridge Creek Section III-A, out of the James P. Wallace Survey No. 57, in Travis County, Texas, located at 7625 North IH-35, from VICTORY CHRISTIAN CENTER OF AUSTIN, INC., a Texas non-profit corporation in Austin, Texas, in the amount not to exceed \$295,854 for the Austin Clean Water Program's Little Walnut/Buttermilk - Buttermilk Creek Project.

FINANCIAL INFORMATION:

Parent Project Name:	Wastewater Unfunded Future
Project Authorization:	2004-05 Approved Capital Budget
Funding Source:	Commercial Paper
Number:	4570 237 2017

Current Appropriation	\$ 494,673,293.00
Unencumbered Balance	166,706,724.09 *
Amount of This Action	<u>(295,854.00)</u>
Remaining Balance	<u>\$ 166,410,870.09</u>
Current Available Balance	\$ 184,575,152.22
Less Outstanding Commitments	<u>(17,868,428.13)</u>
Estimated Unencumbered Balance	<u>\$ 166,706,724.09 *</u>

Utility Finance: _____


David Anders, Utilities Finance Manager

Date: 3/17/05

REF. # 4570 237 8574

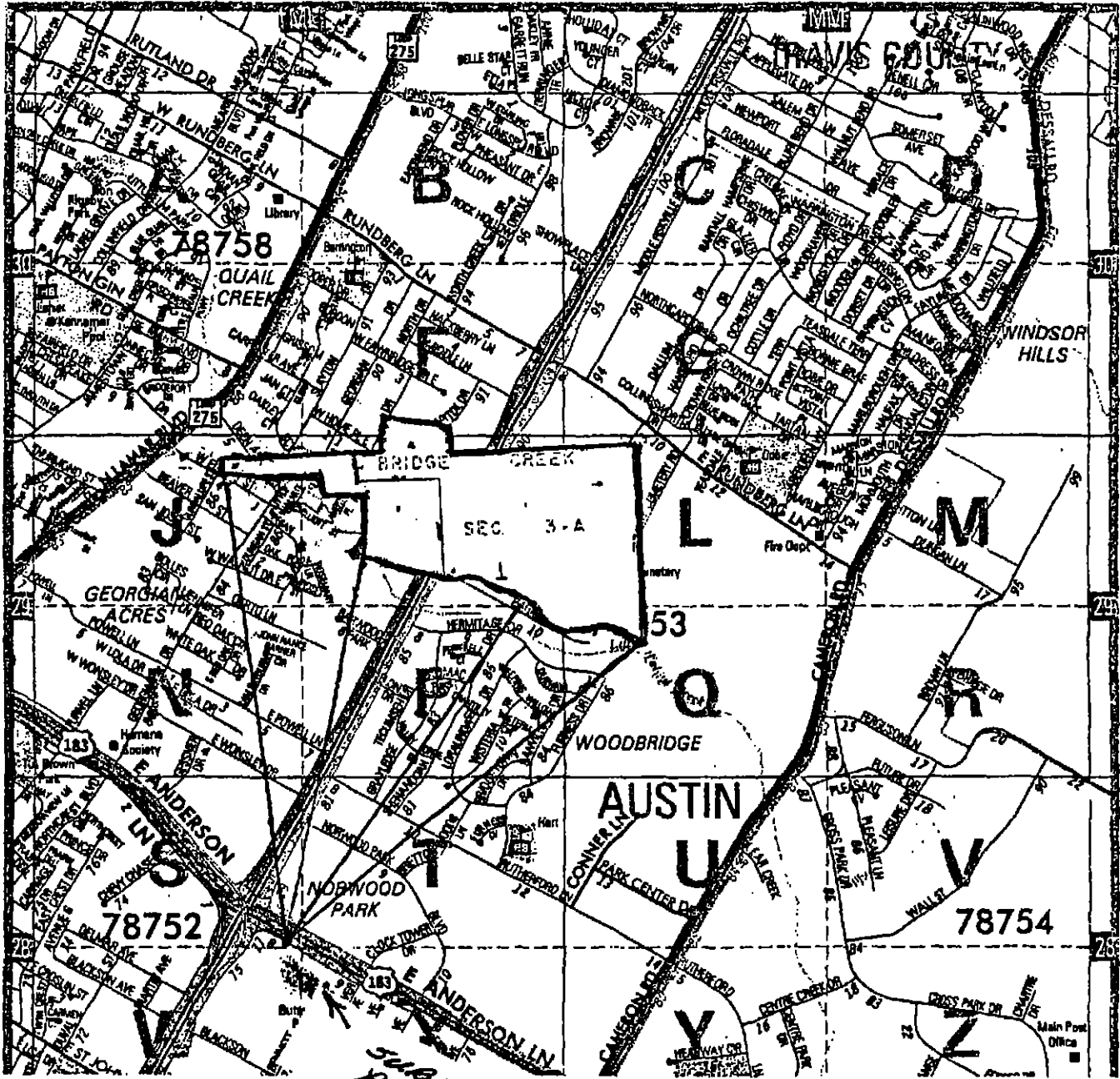
RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

The City authorizes acquisition of a permanent wastewater easement comprised of 7,129 square feet of land, a permanent wastewater easement comprised of 20,960 square feet of land, a temporary working space easement comprised of 8,839 square feet of land, a temporary working space easement comprised of 17,982 square feet, a temporary ingress and egress easement comprised of 7,884 square feet of land, and a temporary ingress and egress easement comprised of 20,755 square feet of land out of a portion of Lot 1, Bridge Creek Section III-A, out of the James P. Wallace Survey No. 57, in Travis County, Texas, located at 7625 North IH-35 from Victory Christian Center of Austin, Inc., in an amount not to exceed \$295,854 for the Austin Clean Water Program's Little Walnut/Buttermilk – Buttermilk Creek Project. These acquisitions will be recorded in the appropriate County records upon closing.

ADOPTED: _____

ATTEST: _____
Shirley A. Brown
City Clerk



SUBJECT
100-0074