



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

AGENDA ITEM NO.: 23
AGENDA DATE: Thu 05/27/2004
PAGE: 1 of 1

SUBJECT: Approve a resolution to authorize the acquisition of (1) a temporary working space easement comprised of 44,953 square-feet of land; (2) a temporary staging area and material storage site easement comprised of 7,586 square-feet of land, and (3) a temporary ingress and egress easement comprised of 15,747 square-feet of land, out of a portion of the Outlot 49, Division "B", City of Austin, in Travis County, TX, located at 0 East Martin Luther King, Jr. Boulevard, from BLT PROPERTIES, LTD. in the amount not to exceed \$127,600 for the Austin Clean Water Program.

AMOUNT & SOURCE OF FUNDING: Funding is included in the Fiscal Year 2003 - 2004 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, 974-7078; Laura Bohl, 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 Moss-Roundtree/Pannell Project require the acquisition of a temporary work space easement comprised of 44,953 square-feet of land, a temporary staging area and material site easement comprised of 7,586 square-feet of land, and a temporary ingress and egress easement comprised of 15,747 square-feet of land across property located at 0 ML King Jr. Blvd. East., Austin from BLT PROPERTIES, LTD. There was a difference of opinion as to the fair market value of the easements. The City's appraiser initially determined the value to be \$94,834, but when BLT Properties, LTD., provided additional information, the City's appraiser accept the counter-offer value of \$127,600.

RESOLUTION NO. 04

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

The Council authorizes the acquisition of (1) a temporary working space easement comprised of 44,953 square-feet of land; (2) a temporary staging area and material storage site easement comprised of 7,586 square-feet of land; and (3) a temporary ingress and egress easement comprised of 15,747 square-feet of land, out of a portion of the Outlot 49, Division "B", City of Austin, in Travis County, Texas located at 0 East Martin Luther King Jr. Boulevard, from BLT PROPERTIES, LTD., in the amount not to exceed \$127,600 for the Austin Clean Water Program's Moss-Roundtree/Pannell Project.

ADOPTED: _____, 2004 **ATTEST:** _____
Shirley A. Brown
City Clerk

CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

5/27/2004
Resolution
Austin Water Utility

DESCRIPTION:

Approve a resolution to authorize the acquisition of a temporary working space easement comprised of 44,953 square-feet of land, a temporary staging area and material storage site easement comprised of 7,586 square-feet of land, and a temporary ingress and egress easement comprised of 15,747 square-feet of land out of a portion of the Outlot 49, Division "B", City of Austin, in Travis County, TX, located at 0 East Martin Luther King Jr. Boulevard, from BLT PROPERTIES, LTD., in the amount not to exceed \$127,600 for the Austin Clean Water Program's Moss-Roundtree/Pannell Project.

FINANCIAL INFORMATION:

Parent Project Name:	Wastewater Unfunded Future
Project Authorization:	2003-04 Approved Capital Budget
Funding Source:	Commercial Paper
Number:	4570 237 2017

Current Appropriation	\$ 410,907,293.00
Unencumbered Balance	175,818,334.30 *
Amount of This Action	<u>(127,600.00)</u>
Remaining Balance	<u>\$ 175,690,734.30</u>
Current Available Balance	\$ 185,990,427.68
Less Outstanding Commitments	<u>(10,172,093.38)</u>
Estimated Unencumbered Balance	<u>\$ 175,818,334.30 *</u>

Utility Finance: _____

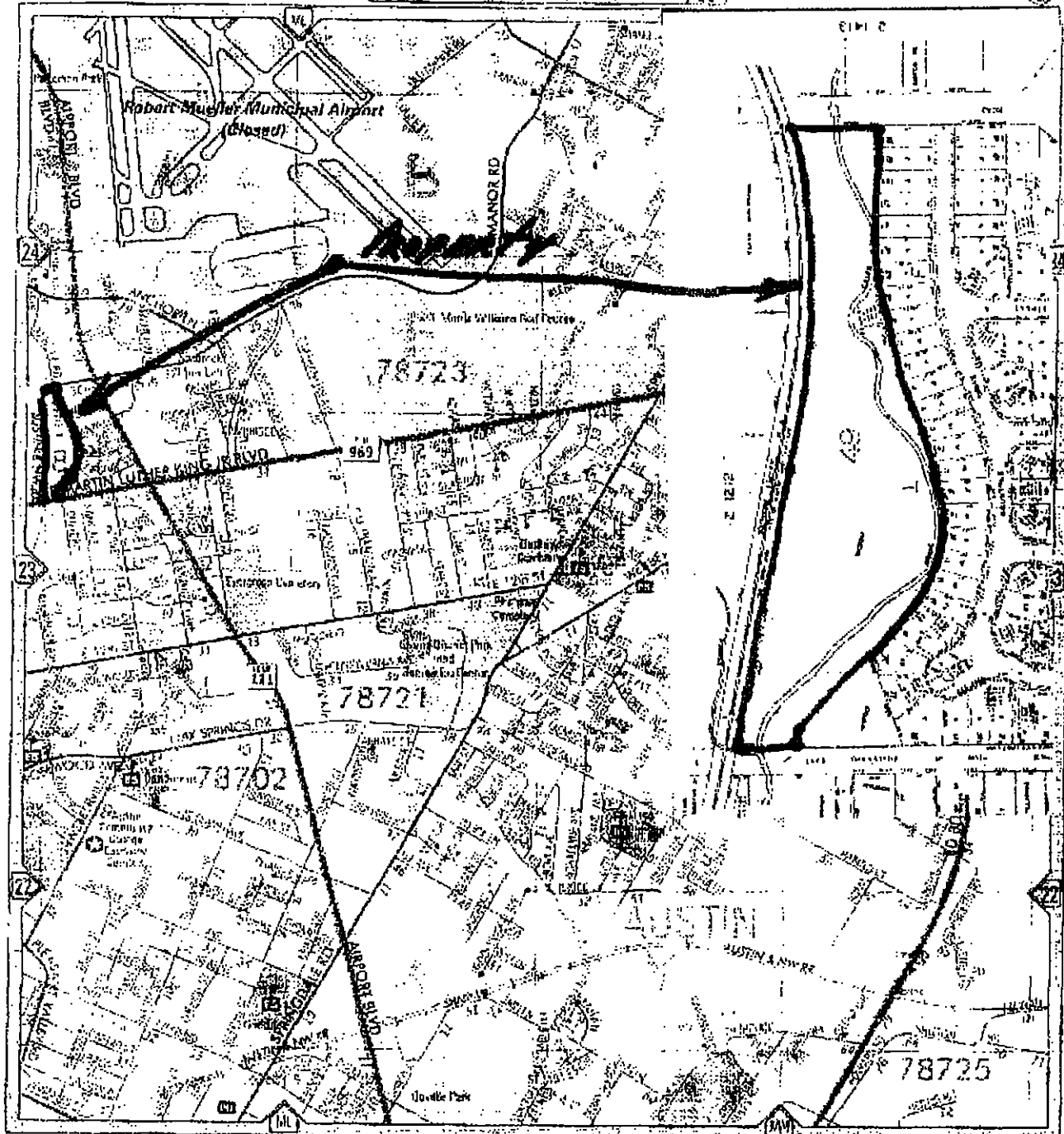

David Anders, Utilities Finance Manager

Date: _____

4/5/04

REF. #4570 237 8581

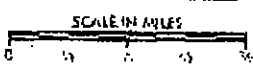
CONTINUED ON MAP 554



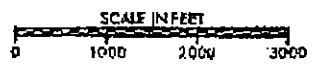
CONTINUED ON MAP 585

CONTINUED ON MAP 656

CONTINUED ON MAP 282



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