



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

AGENDA ITEM NO.: 32
AGENDA DATE: Thu 07/29/2004
PAGE: 1 of 1

SUBJECT: Approve a resolution to authorize the negotiation and execution of all documents necessary for the acquisition of (1) wastewater easement comprised of 7,500 square feet of land, (2) temporary working space easement comprised of 5,608 square feet of land, and (3) temporary ingress and egress easement comprised of 9,841 square feet of land out of a portion of the James P. Wallace, Abstract No. 57, in Travis County, TX, located at 8709 N. IH-35, from ACFI OSF, LLC., a limited liability corporation, Boise, ID, in the amount not to exceed \$68,276 for the Austin Clean Water Program's Little Walnut/Buttermilk- North/Capital Drive Project.

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, 974-7047

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.

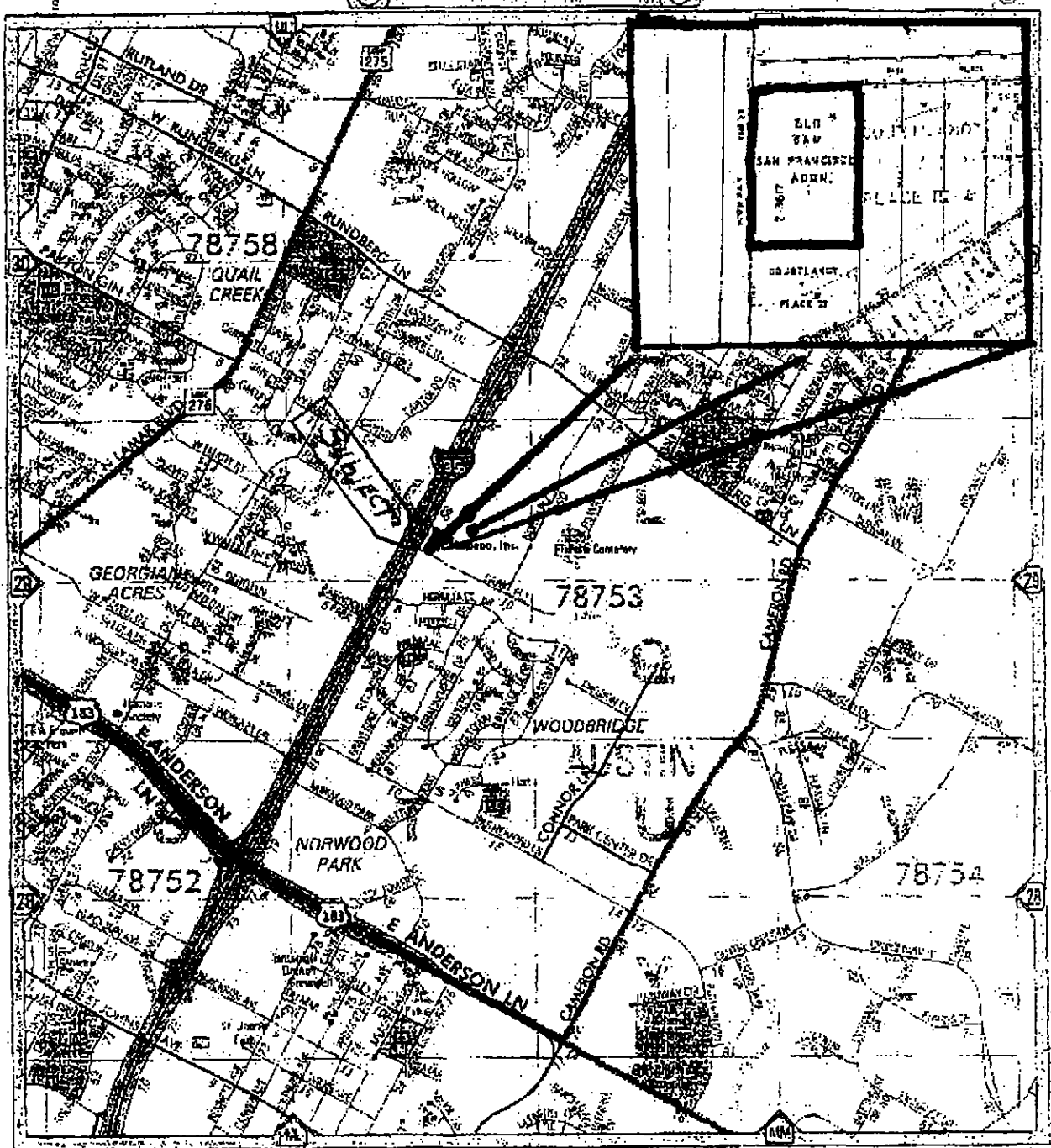
In response to the U.S. Environmental Protection Agency's Administrative Order, the City of Austin has assembled the Austin Clean Water Program to plan, design, and construct sustainable wastewater collection system improvements that will result in a collection system free from Sanitary Sewer Overflows.

The design plans for the Austin Clean Water Program's Little Walnut/Buttermilk- North/Capital Drive Project require the acquisition of (1) wastewater easement comprised of 7,500 square feet of land, (2) temporary working space easement comprised of 5,608 square feet of land and (3) temporary ingress and egress easement comprised of 9,841 square feet across property located at 8709 N. IH-35, Austin.

The owner and the City of Austin have agreed to a purchase price of \$68,276 for the (1) wastewater easement comprised of 7,500 square feet of land, (2) temporary working space easement comprised of 5,608 square feet of land and (3) temporary ingress and egress easement comprised of 9,841 square feet of land.



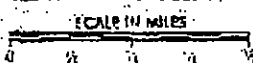
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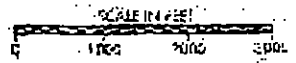
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CONTINUED ON MAP 527



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CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

7/29/2004
Resolution
Austin Water Utility

DESCRIPTION:

Approve resolution to authorize the negotiation and execution for the acquisition of (1) wastewater easement comprised of 7,500 square feet of land, (2) temporary working space easement comprised of 5,808 square feet of land, and (3) temporary ingress and egress easement comprised of 9,841 square feet of land out of a portion of the James P. Wallace, Abstract No. 57, in Travis County, Texas, located at 8709 N. IH-35, from ACFI OSF, LLC., a limited liability corporation, Boise, ID, in the amount not to exceed \$68,276 for the Austin Clean Water Program's Little Walnut/Buttermilk-North/Capital Drive 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 | 145,198,833.12 * |
| Amount of This Action | <u>(68,276.00)</u> |
| Remaining Balance | <u>\$ 145,130,557.12</u> |
| Current Available Balance | \$ 159,253,600.31 |
| Less Outstanding Commitments | <u>(14,054,767.19)</u> |
| Estimated Unencumbered Balance | <u>\$ 145,198,833.12 *</u> |

Utility Finance: _____


David Anders, Utilities Finance Manager

Date: _____

7/8/04

REF 4570 237 8578

RESOLUTION NO. 04

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

The Council authorizes the negotiation and execution of all documents necessary for the acquisition of (1) wastewater easement comprised of 7,500 square feet of land, (2) temporary working space easement comprised of 5,608 square feet of land, and (3) temporary ingress and egress easement comprised of 9,841 square feet of land out of a portion of the James P. Wallace, Abstract No. 57, in Travis County, Texas located 809 N. IH-35, from ACFI OSF, LLC., a limited liability corporation, Boise, Idaho, in an amount not to exceed \$68,276 for the Austin Clean Water Program's Little Walnut/Buttermilk-North/Capital Drive Project.

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