

**AGENDA ITEM NO.: 46 AGENDA DATE:** Thu 07/29/2004

**PAGE:** 1 of 1

SUBJECT: Approve a resolution to authorize acquisition of two permanent drainage easements containing 128,111 square feet of land and 36,537 square feet of land and a temporary construction easement containing 6,214 square feet of land out of 17.066 acres, John M. Swisher Survey No. 32, Abstract No. 2405, Travis County, TX, located at 12612 Lamar Boulevard from UNIFIED HOUSING OF WALNUT PARK CROSSING, L.L.C., Dallas, TX, in an amount not to exceed \$182,755.50.

AMOUNT & SOURCE OF FUNDING: Funding is included the Fiscal Year 2002-2003 Amended Capital Budget of the Watershed Protection and Development Review Department.

**FISCAL NOTE:** A fiscal note is attached.

**REQUESTING** Public Works DIRECTOR'S

**DEPARTMENT:** for Watershed Protection AUTHORIZATION: Sondra Creighton

and Development

Review:

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

**PRIOR COUNCIL ACTION: N/A** 

**BOARD AND COMMISSION ACTION: N/A** 

The subject property is located adjacent to the Wells Branch tributary of Walnut Creek. The City is building a regional detention pond. The design of this flood control structure is a dry detention pond with a low flow outlet in the spillway in order to maintain the natural flow of the creek. The pond will reduce runoff for a wide range of storm events to levels that existed in 1988.

The construction of the Walnut Creek-Wells Branch Flood Erosion Control Regional Pond Project requires the acquisition of two drainage easements comprised of 128,111 square feet of land and 36,537 square feet of land and a temporary construction easement comprised of 6,214 square feet of land across property located at 12612 North Lamar Boulevard, Austin, Texas from Unified Housing of Walnut Park Crossing, LLC. Based on the fair market value established by an independent appraiser, the value of the easements is \$184,952.00. The owner has agreed to sell easements for \$182,755.50. Furthermore, the owner will participate in the Regional Stormwater Management Program (RSMP). The RSMP fee is \$153,965.94. Therefore, the net payment to the owner will be \$28,789.56.

RCA Serial#: 5107 Date: 07/29/04 Original: Yes

Disposition:

Adjusted version published:

Published:

## RESOLUTION NO. 04

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

The Council authorizes the acquisition of two permanent drainage easements containing 128,111 square feet of land and 36,537 square feet of land and a temporary construction easement containing 6,214 square feet of land out of 17.066 acres, John M. Swisher Survey No. 32, Abstract No. 2405, Travis County, Texas, located at 12612 Lamar Boulevard from UNIFIED HOUSING OF WALNUT PARK CROSSING, L.L.C., Dallas, Texas, in an amount not to exceed \$182,755.50.

ADOPTED:	, 2004	ATTEST:_		
			Shirley A. Brown	
			City Clerk	

L\CLW\GC\GLA\Draft Res 03-04\#5107 Unified Housing of Walnut Park Crossing\Alison Gallaway\bjl

## CIP BUDGET **FISCAL NOTE**

DATE OF COUNCIL CONSIDERATION:

29-Jul-04

WHERE ON AGENDA:

**DEPARTMENT:** 

Watershed Protection & Development Review

Description: Authorize execution of a contract with UNIFIED HOUSING OF WALNUT PARK CROSSING, LLC, Dallas, TX, for the acquisition of two permanent wastewater easements containing 128,111 square feet of land and 36,537 square feet of land and a temporary construction easement containing 6,214 square feet of land out of 17,066 acres, John M. Swisher Survey No. 32, Abstract No. 2405, Travis County, Texas, located at 12612 Lamar Boulevard in an amount not to exceed \$182,755.50.

## FINANCIAL INFORMATION:

**WELLS BRANCH WALNUT CRK** 

Project Name:

DRAING

Project Authorization:

2002-2003 Amended Capital Budget

Funding Source:

**RSMP** 

Fund/Agency/Orgn:

4860-617-1001

cott Lookalragh

**Total Current Appropriation** 

\$1,200,548.00

Unencumbered Balance

\$544,019.00

Amount of this Action

(\$182,755.50)

Remaining Balance

\$361,263.50

Date: 4/22/04.

