

A U S T I N C I T Y C O U N C I L

# AGENDA



Thursday, May 18, 2006

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Item # 11

## Public Works RECOMMENDATION FOR COUNCIL ACTION

**Subject:** Approve a resolution to authorize the land acquisition for the Upper Waller Sanitary Sewer Overflow Project, a portion of the Austin Clean Water Program, to acquire a temporary staging and materials storage site easement across portions of the lots located at 3313 King Street, 627 and 631 West 34th Street, and 612, 614, 616 and 618 West 33rd Street, Austin, Travis County, Texas from Brigid Batcher Cockrum, individually and as trustee of the James Bryant Cockrum Family Trust, as created in the last will and testament of James Bryant Cockrum, deceased, in an amount not exceed \$65,099.

**Amount and Source of Funding:** Funding is included in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility.

**Fiscal Note:** A fiscal note is attached.

<b>Additional Backup Material</b> (click to open) <input type="checkbox"/> MAP <input type="checkbox"/> Draft resolution <input type="checkbox"/> AWU FISCAL NOTE 00169W
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**For More Information:** Lauraine Rizer, 974-7078; Laura Bohl, 974-7064.

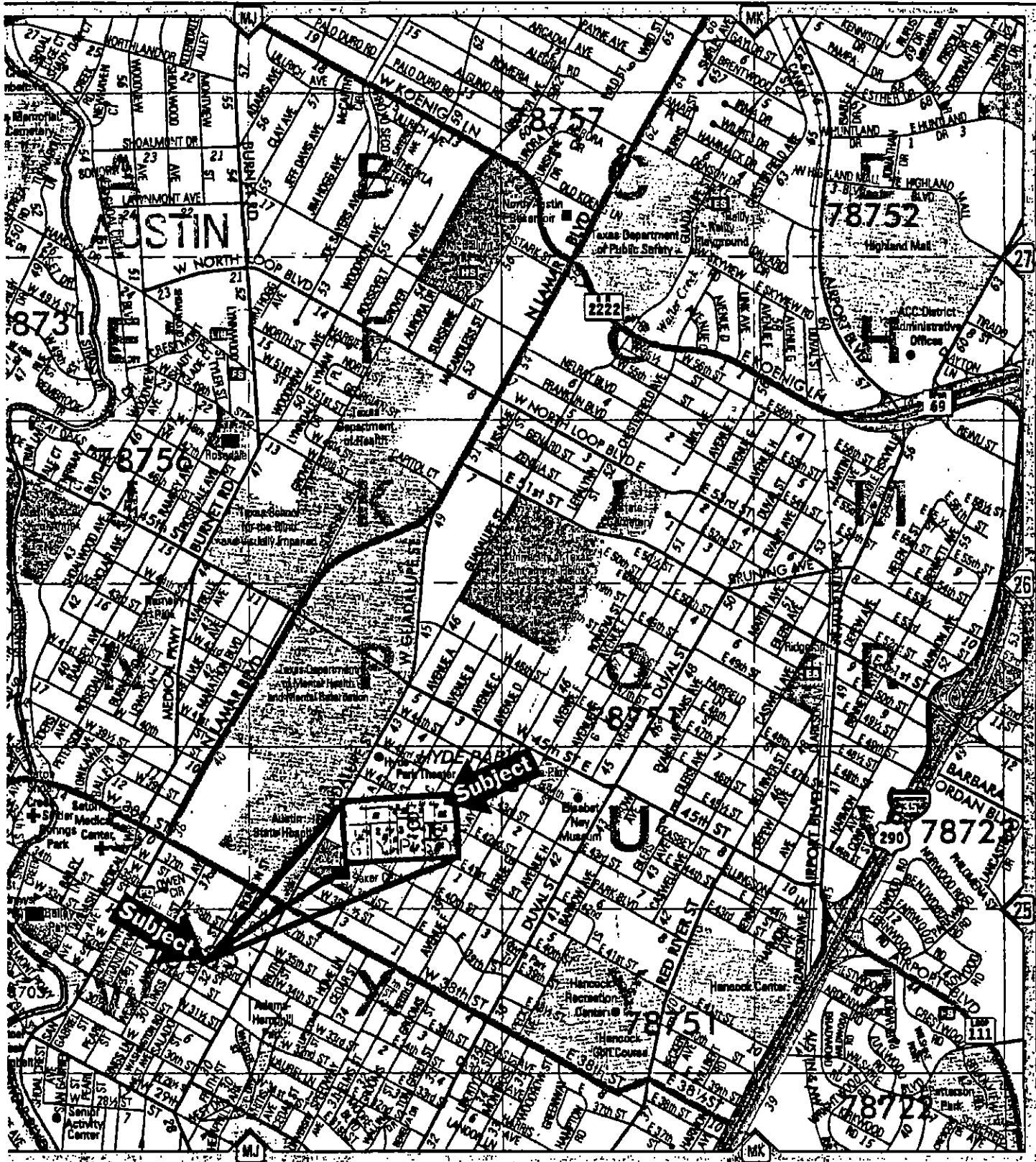
The design plans for the Upper Waller Sanitary Sewer Overflow Project, a portion of the Austin Clean Water Program, require acquisition of a temporary staging and materials storage site easement on the property located at 3313 King Street, 627 and 631 West 34th Street and 612, 614, 616 and 618 West 33rd Street, Austin, Travis County, Texas.

An independent third-party appraisal has established the fair-market value of the proposed easement at \$65,099. The owner has agreed to accept the City of Austin's offer of \$65,099 for the temporary staging and materials storage site easement across North 50 feet of Lots 1 and 2, and the North 50 feet of the West 13.33 feet of Lot 3, Block 8; the North 42 feet of the East 30 feet of Lot 3 and the North 42 feet of the West 21 feet of Lot 4, Block 8, together with 75 square feet of land vacated by ordinance recorded in Volume 6195, Page 280, Deed Records of Travis County, Texas; the North 53.35 feet of the East 21.66 feet of Lot 4 and the North 53.35 feet of Lot 5, Block 8; the South 72.6 feet of the East 21.66 feet of Lot 4 and the South 72.6 feet of Lot 5, Block 8; the South 84 feet of the East 30 feet of Lot 3 and the South 84 feet of the West 21.66 feet of Lot 4, Block 8; the South 76 feet of the East 36.66 feet of Lot 2 and the South 76 feet of the West 13.33 feet of Lot 3, Block 8; and the South 76 feet of Lot 1 and the South 76 feet of the West 6.67 feet of Lot 2, Block 8 Lots 1-5, Block 8, Gypsy Grove, a subdivision in Travis County, Texas.



555

CONTINUED ON MAP 525



CONTINUED ON MAP 554

CONTINUED ON MAP 555

CONTINUED ON MAP 556

SCALE IN MILES

SCALE IN FEET

14 12 10 8 6 4 2

1400 1200 1000 800 600 400 200

**RESOLUTION NO.**

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

Council authorizes the fee simple acquisition of land for a temporary staging and materials storage site easement from portions of land located at 3313 King Street, 627 and 631 West 34<sup>th</sup> Street, and 612, 614, 616 and 618 West 33<sup>rd</sup> Street, Austin, Travis County, Texas, further described in Exhibit A, from Brigid Bratcher Cockrum, individually and as trustee of the James Bryant Cockrum Family Trust, as created in the last will and testament of James Bryant Cockrum, deceased, for the Austin Clean Water Program in an amount not to exceed \$65,099.00.

**ADOPTED:** \_\_\_\_\_, 2006

**ATTEST:** \_\_\_\_\_  
Shirley A. Gentry  
City Clerk

## CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:  
WHERE ON AGENDA:  
DEPARTMENT:

05/18/06  
Resolution  
Austin Water Utility

**DESCRIPTION:**

Approve a resolution to authorize the land acquisition for the Upper Waller Sanitary Sewer Overflow Project, a portion of the Austin Clean Water Program, to acquire a temporary staging and materials storage site easement across the north 50 feet of Lots 1 and 2, and the north 50 feet of the west 13.33 feet of Lot 3, Block 8; the north 42 feet of the east 30 feet of Lot 3 and the north 42 feet of the west 21 feet of Lot 4, Block 8, together with 75 square feet of land vacated by ordinance recorded in Volume 6195, Page 280, Deed Records of Travis County, Texas; the north 53.35 feet of the east 21.66 feet of Lot 4 and the north 53.35 feet of Lot 5, Block 8; the south 72.6 feet of the east 21.66 feet of Lot 4 and the south 72.6 feet of Lot 5, Block 8; the south 84 feet of the east 30 feet of Lot 3 and the south 84 feet of the west 21.66 feet of Lot 4, Block 8; the south 76 feet of the east 38.66 feet of Lot 2 and the south 76 feet of the west 13.33 feet of Lot 3, Block 8; and the south 76 feet of Lot 1 and the south 76 feet of the west 6.67 feet of Lot 2, Block 8, of Gypsy Grove, a subdivision in Travis County, Texas, from BRIGID BRATCHER COCKRUM, INDIVIDUALLY AND AS TRUSTEE OF THE JAMES BRYANT COCKRUM FAMILY TRUST, AS CREATED IN THE LAST WILL AND TESTAMENT OF JAMES BRYANT COCKRUM, DECEASED, in the amount of \$65,099. The property is located at 3313 King Street, 627 and 631 West 34th Street, and 612, 614, 616 and 618 West 33rd Street Austin, Travis County, Texas.

**FINANCIAL INFORMATION:**

Parent Project Name:	Wastewater Unfunded Future
Project Authorization:	2005-06 Approved Capital Budget
Funding Source:	Commercial Paper
Number:	4570 237 2017

Current Appropriation	\$ 575,217,293.00
Unencumbered Balance	140,585,682.96 *
Amount of This Action	<u>(65,099.00)</u>
Remaining Balance	<u>\$ 140,520,583.96</u>
 Current Available Balance	 \$ 172,291,375.87
Less Outstanding Commitments	<u>(31,705,692.91)</u>
Estimated Unencumbered Balance	<u>\$ 140,585,682.96 *</u>

Utility Finance:

  
David Anders, Utilities Finance Manager

Date:

4/28/06

REF. # 4570 237 4551