

AGENDA



Thursday, September 30, 2010

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION****Item No. 8**

Subject: Authorizing a resolution authorizing the filing of eminent domain proceedings for the Little Walnut at North Meadows Project to acquire a 275 square foot drainage easement, out of and part of Lot 4, E.S. Barrow subdivision section 1, a subdivision in the City of Austin, Travis County, Texas, in the amount of \$1,389. The owner of the needed property interests is SON HONG PHUNG. The property is located at 903 McPhaul Street, Austin, Travis County, Texas.

Amount and Source of Funding: Funding is available in the Fiscal Year 2009-2010 Capital Budget of the Watershed Protection Department.

Fiscal Note: A fiscal note is attached.

For More Information: Lauraine Rizer, 974-7078; Gerald Clayton, 974-3375; Amanda Glasscock, 974-7173; Sarah Terry, 974-7141; Gerry Clayton, 974-3375

The purpose of the Little Walnut at North Meadows Project is to construct structural improvements to stabilize the Fort Branch creek bank from erosion and increase the size of the creek to reduce the potential frequency and depth of flooding in this neighborhood. Completion of this Project requires the acquisition of a drainage easement on the property located at 903 McPhaul Street, Austin, Texas.

The City of Austin has attempted to purchase the drainage easement. Parties have been unable to agree on the value of the necessary acquisition. The Law Department is requesting authorization to file an action in eminent domain on behalf of the City of Austin.