

## AGENDA



Thursday, October 28, 2010

**Contract and Land Management  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 4**

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**Subject:** Approve a resolution authorizing the filing of eminent domain proceedings for the South IH-35 Water and Wastewater Infrastructure Improvements Program Project to acquire electric easements of 0.766 acre, 0.525 acre, and 0.192 acre; access easements of 0.2246 acre, and 2.092 acre; ; a waterline easement of 1.273 acres; a subterranean wastewater easement of 0.076 acre; wastewater easements of 0.230 acre and 0.438 acre; a temporary ingress and egress easement of 0.882 acre; a temporary working space and staging area and material storage site easement of 1.974 acres; and a temporary working space easement of 0.317 acre out of and a part of a called 166.598 Acre Tract or Parcel of land in the Santiago Del Valle Grant, Abstract No. 24, in Travis County, Texas, in the amount of \$196,630. The owners of the needed property interests are David A. Brewer and Billie J. Figer, co-trustees, Curtis B. Figer and spouse, Billie Jo Figer, Michael G. Figer, Donald K. Figer, Betsy A. Lambeth, Keith H. Harmon and Bonnie Harmon, Trustees of the Harmon Family Trust established by Trust Agreement dated November 3, 1999, and Billie Jo Figer, individually. The property is located at 9104 Bluff Springs Road, Austin, Travis County, Texas.

**Amount and Source of Funding:** Funding is included in the Fiscal Year 2010-2011 Capital Budget of the Austin Water Utility.

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

**For More Information:** Lauraine Rizer 974-7078, Sarah Terry, Joe Hoepken(AWU) 974-1171, Tony Lopez(PW) 974-6581, Amanda Glasscock 974-7173

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Completion of the South IH-35 Water & Wastewater Infrastructure Improvements Program, Onion Creek Wastewater Interceptor - Rinard to Slaughter (North Tunnel) require the acquisition of access easements, a waterline easement, a subterranean wastewater easement, wastewater easements, temporary ingress and egress easement, a temporary working space, staging area and material storage site easement and a temporary working space easement on the property located at 9104 Bluff Springs Road, Austin, Travis County, Texas.

The City of Austin has attempted to purchase the needed easements. The City and the property owners were unable on the value of the needed acquisitions. The Law Department is requesting authorization to file an action in eminent domain on behalf of the City of Austin.