

AGENDA



Thursday, December 9, 2010

**Austin Energy
RECOMMENDATION FOR COUNCIL ACTION****Item No. 2**

Subject: Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of (i) two 200-foot wide electric transmission and distribution utility easements being 1.055 acres each for a total of 2.110 acres, and (ii) a fee simple interest in a 20.67 acre tract of land out of the James Gilleland Survey Number 13, Abstract Number 12, Travis County, Texas, in the amount of \$541,656.00, required in connection with the construction of a combination transmission/distribution substation and related facilities. The owners of the needed property interests are Fannie Ruth Salyer, Don Allen Salyer, Sylvia Gay Meyer, Ella Louise Lind, Ralph Daily Glass, James Robert Glass, Mary Francis Wisian, Joe Jaime, and James Parker, all of whom will be included in the eminent domain proceedings.

Amount and Source of Funding: Funding is available in the 2010-2011 Capital Budget of Austin Energy.

Fiscal Note: A fiscal note is attached.

For More Information: Sonny Poole, Manager, Public Involvement-Real Estate-Surveying, 322-6442.

Boards and Commission Action: Recommended by the Electric Utility Commission.

Austin Energy must acquire two 200-foot wide electric transmission and distribution utility easements and 20.67 acres of land in fee for the construction of a combination transmission/distribution substation. The substation is needed to serve the growing load in the eastern service area, to address voltage issues, and to improve switching capability during outages.

Austin Energy has attempted to purchase the needed easements and acreage tract, but has been unable to agree with the owners on the fair market value of the needed tract. Therefore, the Law Department is requesting authorization to file an action in eminent domain on behalf of the City of Austin.