Recommendation for Action

File #: 19-1921, **Agenda Item #:** 56. 6/6/2019

Posting Language

Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of approximately 0.0464 acres (2,023 square feet) tract of land situated in the John Applegait Survey Number 58, being a portion of Lot 9-A, Resubdivision of Lots 6, 7, 8, & 9 of North Lamar Park Annex, a subdivision recorded in Volume 71, Page 94, Plat Records of Travis County, Texas, and conveyed to Omar Bobadilla in Document No. 2009183280 Official Public Records of Travis County, Texas, in the amount of $31,409. The owner of the needed property interest is Omar Bobadilla. The property is located entirely within District 4, at 9207 N. Lamar Blvd., Austin, Texas 78753. The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd. crossing Lamar Blvd. at Wagon Trail Road from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive., in Austin, Travis County, Texas.

Lead Department

Austin Energy

Fiscal Note

Funding is available in the Fiscal Year 2018-2019 Capital Budget of Austin Energy.

For More Information:

Jeff Vice, Director, Local Government Issues (512) 322-6087; Dan Smith, VP Electric Service Delivery, (512) 505-7009; Pamela England, Manager, Public Involvement & Real Estate Services, (512) 322-6442.

Council Committee, Boards and Commission Action:

May 13, 2019 - Recommended by the Electric Utility Commission on an 8-0 vote, with Commissioner Weldon off the dais and Commissioners Hadden and Stone absent.

Additional Backup Information:

This project will upgrade the four-mile Circuit 811 transmission line from 69kV to 138kV to provide redundancy and increase reliability of the electric service system.

Additional easement widths are necessary for safety and clearance requirements pursuant to the National Electric Safety Code, and for access and maintenance of Circuit 811. Austin Energy identified 103 easement tracts necessary for this upgrade project. To date, 34 property owners have accepted appraised values; 19 are unwilling to accept the appraised values; and 50 are in negotiations.

The current fair market value of the Omar Bobadilla tract, as determined by an independent, third-party appraiser, is $31,409. The City attempted to purchase the needed property for this amount however; the City and the property owner were unable to agree on the value of the tract. The Law Department requests authorization to file an eminent domain action on behalf of the City of Austin.