

1 **RESOLUTION NO.**

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3 **WHEREAS**, the City Council of the City of Austin has found that public
4 necessity requires the City to acquire certain real property interests for public uses
5 as set out below; and

6 **WHEREAS**, the City has attempted to purchase those needed real property
7 interests, but has been unable to agree with the owner on the value of the property
8 interest, or the damages, if any; **NOW, THEREFORE**,

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

10 The City Attorney, or other authorized designee, is hereby authorized and
11 directed to file, or cause to be filed, a suit in eminent domain on behalf of the City
12 against the owner now having, or who may acquire, an interest in the real property
13 interests necessary to the City, described below, for the public uses set out below,
14 and to take whatever other action may be deemed appropriate to effect the necessary
15 acquisitions.

16 **BE IT FURTHER RESOLVED:**

17 The City Attorney, or other authorized designee, shall file eminent domain
18 proceedings for:

- 19 Owners: Graham Byrne, Ltd., a Texas limited partnership,
20 formerly being Graham Byrne Partnership, a Texas
21 general partnership
22 Project: Austin Energy Circuit 811 Upgrade Parcel 16 Project

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Public Use: For upgrading the capacity of the overall electric system, and ensuring the distribution of safe and reliable electric services to the community. An easement and right of way along, over, under, and across that portion of the Property bounded and described on Exhibit A and shown on Exhibit B, attached hereto and incorporated herein (the “Easement”), to place, construct, reconstruct, install, operate, repair, maintain, inspect, replace, upgrade or remove (in whole or in part) electric transmission, distribution and electric telecommunications lines and systems; and all necessary or desirable appurtenances and structures (the “Facilities”), in the Easement, and to cut or trim trees and shrubbery and to remove obstructions as necessary to keep them clear of the Facilities and permit unimpeded access to the Facilities.

Location: 8203 North Lamar Boulevard, Austin, Travis County, 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. (District 4).

Property: Described in the attached and incorporated Exhibit A and B.

59 **ADOPTED:** _____, 2019 **ATTEST:** _____
60 Jannette S. Goodall
61 City Clerk