

CIP
EXPENSE DETAIL

CONTACT DEPARTMENT(S): Austin Water Utility

SUBJECT. Approve a resolution authorizing the filing of eminent domain proceedings for the West Bank and Los Altos Lift Stations Rehabilitation Project for approximately 578 square feet of land for a permanent wastewater easement, being a portion of Lot 24, Laguna Loma Subdivision, of Record in Volume 76, Page 208 of the Plat Records of Travis County, Texas; Lot 24 is owned as Tenants in Common by each lot owner and each lot owner shall have a 1/23rd undivided interest, as recorded on said Laguna Loma Subdivision Plat, in the amount of \$2,204. The owners of the needed property interests are BRUCE E. NAKFOOR, AND WENDY WILLIAMSON NAKFOOR (Lot 4), RANDALL W. MCINTYRE AND MARY ELLEN HAMEL (Lot 5), CHERYL COX, INDIVIDUALLY AND CHERYL COX, TRUSTEE, OR ANY SUCCESSORS IN TRUST, UNDER THE JUST TRUST DATED JANUARY 2, 2010 (Lot 6), JOHN S. HOGG AND JANELL C. WHITT (Lot 7), BRIAN ERICKSON (Lot 8), JEV SIKES A/K/A J. NEVILLE SIKES, AND SYDNOR SIKES (Lot 9), CECELIA F. REED, REED-EBANO, LTD., AND UNNAMED TRUSTEE OF THE REED TRUST, AN IRREVOCABLE TRUST CREATED UNDER A TRUST AGREEMENT DATED JUNE 10, 2005 (Lot 10), TRACY S. DAHLBY AND TOSHIKO M. DAHLBY (Lot 11), MICHAEL H. NIXON AND GAYLE A NIXON (Lot 12), JONATHAN R. KASLING (Lot 13), DOROTHY J. MELE AND RICHARD J. BINDER (Lot 14), RICHARD J. BINDER AND DOROTHY J. MELE (Lot 15), MARK RICE AND LINNEA RICE (Lot 16), JAMES L. NEGLEY (Lot 17), DAVID WOLTERS AND MARY M. WOLTERS (Lot 18), RHETT STONE AND CANDACE C. STONE (Lot 19), CHARLES D. HUSTON (Lot 20), MARTIN RIEZEBECK AND MARGERY K. BADER-RIEZEBECK (Lot 21), NATHAN A. STEINBERG (Lot 22), ADAM SOLOMON LIPP AND JAMIE STONE LIPP (Lot 23), GARY T. MIZE (Lot 1A), LAWRENCE G. GRIFFIS (Lot 2A), AND WARREN BOWKER AND ROSIE BOWKER, CO-TRUSTEES OF THE BOWKER FAMILY TRUST, SUCH TRUST HAVING BEEN ESTABLISHED UNDER THAT CERTAIN REVOCABLE TRUST AGREEMENT DATED MARCH 15, 2001, BY AND BETWEEN WARREN BOWKER AND ROSIE BOWKER, AS GRANTORS, AND WARREN BOWKER AND ROSIE BOWKER, AS CO-TRUSTEES (LOT 3A). The property is located at the terminus of Lakeshore Drive at Lake Austin, in Austin, Travis County, Texas. The general route covered by this project includes the area west of Lake Austin, in the general vicinity of the West Bank Lift Station, located at 1701 1/2 Lakeshore Drive, and in the general vicinity of the Los Altos Lift Station, located at 1804 Westlake Drive in Austin, Travis County, Texas.

CURRENT YEAR IMPACT:

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| Department: | Austin Water Utility |
| Project Name: | West Bank Lift Station Rehab & Fm |
| Fund/Department/Unit: | 4480 2307 8290 |
| Funding Source: | AWU Fund Transfer |
| Current Appropriation: | 341,990.00 |
| Unencumbered Balance: | 6,559.69 |
| Amount of This Action: | <u>(2,204.00)</u> |
| Remaining Balance: | <u>4,355.69</u> |
| Total Amount of this Action | <u><u>2,204.00</u></u> |

ANALYSIS / ADDITIONAL INFORMATION: The West Bank and Los Altos Lift Stations currently serve Austin Water Utility’s (AWU) wastewater collection needs west of Lake Austin. Both stations were constructed over 40 years ago, have equipment that is at the end of its service life, and needs to be improved to current electrical standards for improved reliability and safety.

The project requires the acquisition of approximately 578 square feet (0.013-acre) of land for a permanent wastewater line easement across a portion of common area property located at the terminus of Lakeshore Drive at Lake Austin, in Austin, Travis County, Texas.

The wastewater line was placed in the ground over 40 years ago and does not rest solely in an existing easement. The acquisition of this easement area is necessary.

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