

RESOLUTION NO.

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

WHEREAS, the City of Austin has attempted to purchase those needed real property interests but has been unable to agree with the owners on the value of the property interest, or the damages, if any; **NOW, THEREFORE,**
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

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

BE IT FURTHER RESOLVED:

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

Owners: Bruce E. Nakfoor, and Wendy Williamson Nakfoor
Randall W. McIntyre and Mary Ellen Hamel
Cheryl Cox, Individually and Cheryl Cox, Trustee,
or any successors in Trust, under the Just Trust
dated January 2, 2010
John S. Hogg and Jannell C. Whitt
Brian Erickson
Jev Sikes a/k/a J. Neville Sikes and Sydnor Sikes
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
Tracy S. Dahlby and Toshiko M. Dahlby
Michael H. Nixon and Gayle A. Nixon
Jonathan R. Kasling
Dorothy J. Mele and Richard J. Binder
Mark Rice and Linnea Rice
James L. Negley
David Wolters and Mary M. Wolters
Rhett Stone and Candace C. Stone
Charles D. Huston
Martin Riezebeek and Margery K. Bader-Riezebeek
Nathan A. Steinberg
Adam Solomon Lipp and Jamie Stone Lipp
Gary T. Mize
Lawrence G. Griffis

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

Project: West Bank and Los Altos Lift Stations
Rehabilitation Project

Public Purpose: The permanent wastewater line easement described in the attached Exhibit "A" is necessary to place, construct, operate, repair, upgrade, replace, relocate and maintain a permanent wastewater line in connection with upgrading of the West Bank and Los Altos Lift Stations for the purpose of providing sanitary sewer services to the public.

Location: 1701 ½ Lakeshore Drive and
1804 Westlake Drive
Austin, 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 and in the general vicinity of the Los Altos Lift Station.

Property: Described in the attached and incorporated Exhibit A.

ADOPTED: _____, 2013

ATTEST: _____

Jannette S. Goodall
City Clerk