

# CIP BUDGET FISCAL NOTE

**DATE OF COUNCIL CONSIDERATION:**  
**CONTACT DEPARTMENT(S):**

1/23/14  
Public Works

**SUBJECT:** Approve a resolution authorizing the filing of eminent domain proceedings for the Howard Lane from Cameron Road to SH-130 Project for approximately 503 square feet of land for a permanent slope easement, being out of and a part of the Mariquita Castro League Survey No. 50, Abstract No. 160, in Travis County, Texas, same being a portion of the remainder of Lot A, M & J Addition Section 3, Recorded in Book 85, Page 1D-2A of the Plat Records of Travis County, Texas, conveyed to Cynthia S. Schneider AKA Cynthia S. Whitis by Special Warranty Deed executed on January 17, 2005 and filed for Record on February 10, 2005, Recorded in Document No. 2005022777 of the Official Public Records of Travis County, Texas, in the amount of \$1,010. The owner of the needed property interests is CYNTHIA S. SCHNEIDER, ALSO KNOWN AS CYNTHIA S. WHITIS, ALSO KNOWN AS CINDY WHITIS. The property is located at the northwest corner of the intersection of Howard Lane and Harris Branch Parkway, on the northeast side of Austin, Travis County, Texas. The general route covered by this project includes Howard Lane from Cameron Road/Harris Branch to Austin city limits, in Austin, Travis County, Texas, and is part of a larger County project that is planned to continue beyond Austin city limits to east of SH-130.

**CURRENT YEAR IMPACT:**

Department:	Public Works
Project Name:	Howard Lane from Cameron Rd to SH-130
Funding Source:	Public Works Department 2013-2014 Capital Budget
Fund/Dept/Unit:	8071-6207-9057

Current Budget	12,000,399
Unencumbered Balance	11,029
This Action	<u>(1,010)</u>
Estimated Available	<u>10,019</u>

**ANALYSIS / ADDITIONAL INFORMATION**

The Howard Lane to Cameron Road to SH-130 project requires the acquisition of approximately 503 square feet (0.012-acre) of land for a permanent slope easement across a portion of property located at the northwest corner of the intersection of Howard Lane and Harris Branch Parkway, on the northeast side of Austin, Travis County, Texas.

This project is intended to construct Howard Lane from Cameron Road/Harris Branch to Austin city limits as a divided four-lane arterial, as part of a larger County project that is planned to continue beyond city limits to east of SH-130.

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.

