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RESOLUTION NO.

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

WHEREAS, the City has attempted to purchase those needed real property interests, but has been unable to agree with the owner 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:

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 against the owner now having, or who may acquire, an interest in the real property interests necessary to the City, described 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:

Owner: International Bank of Commerce, Laredo, Texas, a Texas state

banking association

Project: CPO Corridor Project: South Lamar Boulevard

Public Use: The construction of a shared-use-path route and landscaping within the project area will address congestion and enhance

safety for pedestrians and cyclists.

A sidewalk, trail and recreational easement is needed to install, construct, operate, use, maintain, repair, modify, upgrade, monitor,

inspect, replace, make connections with, and remove the facilities, the facilities being walkways, sidewalks, bridges, multi-use trails, and promenade structures with all associated steps, stairs, ramps, tunnels, walls, trees, landscaping, and other appurtenances which provide public connectivity and an area for other recreational activities as determined by the City in its reasonable discretion; with the right and privilege at all times of having ingress over, on and across the easement tract as shown on Exhibit "A".

The temporary working space easement described in the attached Exhibit "B" is necessary to permit the City, its agents, employees, and contractors to enter upon said real property in order to move thereon vehicles, tools, and equipment, and persons as the City may deem necessary and convenient.

Location: 11400 Burnet Road, Austin, TX 78759

The general route of the project is along Burnet Road between Koenig Lane and MoPac Expressway.

Property: Described in the attached and incorporated Exhibits "A" and "B".

ADOPTED: _	, 2021	ATTEST:	
			Jannette S. Goodall
			City Clerk