



Recommendation for Action

File #: 23-3046, **Agenda Item #:** 51.

10/19/2023

Posting Language

Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Boggy Creek Lift Station Force Main Extension for the public use of installing wastewater infrastructure, requiring the acquisition of one Wastewater Easement consisting of approximately 0.475 acre (20,711 square feet) and one Temporary Working Space Easement consisting of approximately 0.820 acre (35,700 square feet) out of the Jesse C. Tannehill Survey No. 29, Abstract No. 22, in the City of Austin, Travis County, Texas, being out of a 71.35 acre tract of land described in a deed conveyed to APAC-Texas, Inc. by instrument of record in Document No. 2009205757, Official Public Records of Travis County, currently appraised at \$258,136 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is APAC-Texas, Inc.. The property is located at 827 Ed Bluestein Boulevard, Austin, Texas 78721. The general route of the project is in southeast Austin along United States Hwy 183 and immediately north of Austin-Bergstrom International Airport.

Lead Department

Financial Services Department.

Fiscal Note

Funding is available in the Capital Budget of Austin Water.

For More Information:

Michael Gates, Financial Service Department, 512-974-5639; Brandon Williamson, Financial Services Department, 512-974-5666; Lisa Whitworth, Capital Delivery Services, 512-974-5615.

Additional Backup Information:

This acquisition and temporary workspace is needed to support the Boggy Creek Lift Station Force Main Extension project. The objective of this project is to extend the discharge force main from the Boggy Creek Lift Station to the Lockheed Shaft of the Govalle Wastewater Diversion Tunnel. Construction of this force main replacement and extension will provide greater capacity to safely convey wastewater flows to the South Austin Regional Wastewater Treatment Plant during wet weather events. The general route of this project is in southeast Austin along United States Hwy 183 and immediately north of Austin-Bergstrom International Airport.

The City has attempted to purchase the needed property at 827 Ed Bluestein Boulevard, Austin, Texas 78721. The City and property owner have been 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, and to authorize the City to pay for the property interest in an amount determined by the appraisal, updated appraisal (s), or a Special Commissioners' award.