

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 including but not limited to the deposit or transfer of funds in the amount awarded by the Court appointed Special Commissioners, updated appraisals, negotiated settlement, or judgment.

BE IT FURTHER RESOLVED:

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

Owners: TPS Parking Austin Two, LLC

Project: Austin Parks and Recreation McKinney Mill Project.

Public Use: Preservation of the historically designated McKinney Mill site and the long-range extension of the Ann and Roy Butler hike and bike trail along the Colorado River.

Location: Ellon Road, 2900 Ellon Road, 2905 Ellon Road, Terry Lane,
2904 Terry Lane, and 2935 East State Highway 71, Del Valle,
Texas 78617.

The general route of the project runs between East Highway 71
and the Colorado River, across from Austin-Bergstrom
International Airport.

Property: Described in the attached and incorporated "Exhibit A".

ADOPTED: _____, 2026

ATTEST: _____

Erika Brady
City Clerk