

1 **RESOLUTION NO.**

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

6 **WHEREAS**, the City has attempted to purchase those needed real property
7 interests, but has been unable to agree with the owner on the value of the property
8 interest, or the damages, if any; **NOW, THEREFORE,**

9 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

10 The City Attorney, or other authorized designee, is hereby authorized and
11 directed to file, or cause to be filed, a suit in eminent domain on behalf of the City
12 against the owner now having, or who may acquire, an interest in the real property
13 interests necessary to the City, described below, for the public uses set out below,
14 and to take whatever action may be deemed appropriate to effect the necessary
15 acquisitions including but not limited to the deposit of funds in the amount
16 awarded by the Court appointed Special Commissioners.

17 **BE IT FURTHER RESOLVED:**

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

- 20 Owners: Long Real Estate Holdings, LLC, a Texas limited liability
- 21 company.
- 22 Project: Cap Ex South, CKT987&1031 Structure Relocation 2021.
- 23 Public Use: Relocating transmission electric structures and lines to
- 24 accommodate the Texas Department of Transportation’s
- 25 expansion of Interstate Highway 35 (I-35).

26 Location: 6900 and 6940 South I-35, Austin, Texas 78745.

27 Property: Described in the attached and incorporated Exhibits “A” and
28 “B”.

29 The general route of the project is along I-35 from State
30 Highway (SH) 71 south to SH-45.

31
32 **ADOPTED:** _____, 2024 **ATTEST:** _____

33 Myrna Rios
34 City Clerk
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DRAFT