



City of Austin

Recommendation for Action

File #: 24-6018, **Agenda Item #:** 77.

11/21/2024

Posting Language

Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Cap Ex South, CKT987&1031 Structure Relocation 2021 Project for the public use of relocating various structures along the existing circuits 926, 927, 987, and 988 requiring relocation to accommodate the Texas Department of Transportation expansion of Interstate Highway 35 (I-35) as part of its I-35 Capital Express program, requiring the acquisition of 0.3596 of one acre (15,662 square feet) of permanent electric transmission and distribution easement, being out of the Santiago Del Valle Survey, Abstract No. 24, being a portion of the remainder of Lot 1, Block A, Amended Plat of Lots 1, 2, 5 and 6 of the South Bend Subdivision, a Subdivision recorded November 13, 2001, in Document No. 200100339, Official Public Records, Travis County, Texas, currently appraised at \$839,319 subject to an increase in value based on updated appraisals or a Special Commissioners' award. The owner of the needed property is the Housing Authority of the City of Austin. The property is located at 8515 South I-35, Austin, Texas 78744. The property is currently appraised at \$839,319 and the general route of the project is along Interstate-35 from State Highway 71 south to State Highway 45. Funding: Funding is available in the Capital Budget of Austin Energy.

Lead Department

Financial Services Department

Fiscal Note

Funding is available in the Capital Budget of Austin Energy.

For More Information:

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Council Committee, Boards, and Commission Action:

November 18, 2024 - To be reviewed by the Electric Utility Commission.

Additional Backup Information:

Various structures along the existing circuits 926, 927, 987, and 988 require relocation to accommodate the Texas Department of Transportation (TxDOT) expansion of Interstate Highway 35 (I-35) as part of its I-35 Capital Express program. TxDOT's I-35 Capital Express South project runs along I-35 from State Highway 71 south to State Highway 45.

The relocation of the circuit adjacent to the properties located at 6900 and 6940 South I-35 requires the City to purchase an electric easement across Lots 1, 2, 5, and 6 of the South Bend Subdivision, a Subdivision recorded November 13, 2001, in Document No. 200100339, Official Public Records, Travis County, Texas.

The City has attempted to purchase the needed properties at 8515 South I-35, Austin, Texas. 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.