



Recommendation for Action

File #: 20-1027, **Agenda Item #:** 56.

1/23/2020

Posting Language

Approve an ordinance waiving fees in an amount not to exceed \$3,500,000.00, related to the development of Phase One of the 2016 Texas Capitol Complex Master Plan.

Lead Department

Development Services Department

Fiscal Note

Approval of this item will result in \$3,500,000.00 in unrealized revenue for the Austin Transportation Department, to be waived over multiple fiscal years. A fiscal note is attached.

Prior Council Action:

June 22, 2017: Council authorized negotiation of an interlocal agreement with the State of Texas, acting by and through the Texas Facilities Commission, for development of Phase One of the 2016 Texas Capitol Complex Master Plan.

December 14, 2017: Council authorized execution of an interlocal agreement with the Texas Facilities Commission for development of Phase One of the 2016 Texas Capitol Complex Master Plan, and approved Ordinance No. 20171214-090 waiving fees in an amount not to exceed \$6,800,000.00 and requirements related to the vacation of right-of-way, associated with the development of Phase One of the 2016 Texas Capitol Complex Master Plan.

August 9, 2018: Council approved Ordinance No. 20180809-030 vacating approximately 4.44 acres of certain portions of Congress Avenue, 16th Street, 17th Street, and 18th Street, all out of Division E of the Government Tract adjoining the Original City of Austin, to the Texas Facilities Commission, and waiving City Code Sections 14-11-74 (Appraisal of Property) and 14-11-75 (Payment for Right-of-Way).

For More Information:

Robert Spillar, Director, Austin Transportation Department, (512) 974-2488; Marie Sandoval, Consumer Services Manager, Development Services Department, (512) 974-3298

Additional Backup Information:

In response to a request from the State of Texas, Council authorized negotiation and execution of an interlocal agreement with the Texas Facilities Commission (TFC) for development of Phase One of the 2016 Texas Capitol Complex Master Plan in 2017.

The interlocal includes provisions that support priority processing of all aspects of the project requiring City consideration; waiver of temporary use of right-of-way permit fees; conversion of 16th, 17th, and 18th Streets to two-way traffic; vacation of North Congress Ave. from the northern boundary of 15th St. to Martin Luther King, Jr. Blvd., along with a portion of 17th St., and a permanent easement for State-operated utilities.

This item proposes a waiver of temporary use of right-of-way fees anticipated to be incurred by the project through July 31, 2020, in amount not to exceed \$3,500,000.00. Pursuant to the Interlocal, the amount of fees

waived will be added as a credit to the City on the ledger maintained between TFC (and formerly, the General Services Commission) and the City.

This request does not include waiver of fees assessed that cover the costs of providing City services. All cost-of-service fees will be collected.

Staff recommends approval of this request.