



## Recommendation for Action

**File #:** 21-3308, **Agenda Item #:** 46.

11/18/2021

### **Posting Language**

Authorize negotiation and execution of Amendment No. 3 to the Interlocal Cooperation Agreement with the Central Texas Regional Mobility Authority for the relocation and improvement of water, wastewater, and reclaimed utilities in connection with the Bergstrom Expressway (183 South) Project for a reimbursement Austin Water in the amount of \$1,387,330.69.

### **Lead Department**

Public Works Department.

### **Fiscal Note**

Reimbursement from CTRMA to Austin Water in the amount of \$1,387,330.69.

### **Prior Council Action:**

November 9, 2017 - Council approved the second amendment to the Inter-Local Agreement with the Central Texas Regional Mobility Authority for the relocation and improvement of water and wastewater utilities in connection with the Mobility Authority's Bergstrom Expressway (183 South) Project.

December 17, 2015 - Council approved an Inter-Local Agreement with the Central Texas Regional Mobility Authority for the relocation and improvement of water and wastewater utilities in connection with the Mobility Authority's Bergstrom Expressway (183 South) Project.

### **For More Information:**

Genest Landry, 512-974-8749; Aldo Ranzani, 512-972-1122.

### **Council Committee, Boards and Commission Action:**

November 3, 2021 -- Recommended by the Water & Wastewater Commission on a 7-0 vote with Commissioners Michel, Musgrove and Williams absent and one vacancy.

### **Additional Backup Information:**

In December 2015, the City of Austin approved an Interlocal Cooperation Agreement (ILA) with the Central Texas Regional Mobility Authority to provide funding for the relocation of existing City of Austin water, wastewater, and reclaimed water lines in conflict with the Bergstrom Expressway (183 South) from US 290 at Springdale / Manor Road to SH 71 near Bergstrom Airport.

This project also provided Austin Water an opportunity to upgrade the utility's existing infrastructure during this project as well as add new infrastructure to better serve the growing Austin Metropolitan area. These requested upgrades and additions are considered "betterments" and are funded by Austin Water.

The original ILA was established between the City and CTRMA based on a total not to exceed amount of \$7,728,157 which was based on a lump sum cost of \$10,106,085 associated with the betterments, less the City provided services in the amount of \$3,388,536, plus the contingency amount of \$1,010,608.

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The City and CTRMA executed Amendment No. 1 to the ILA on September 7, 2017. This amendment for additional wastewater line betterments was within the original contract contingency.

The City and CTRMA executed Amendment No. 2 to the ILA based on changes that occurred during the construction phase of the project. These changes and improvements were advantageous to construct during the roadway improvements to minimize impacts to the public and save costs.

With the project nearing completion, the City and CTRMA now desire to enter this Amendment No. 3 to address items originally included in the agreement, but not completed on the project. This will result in a reimbursement to the City from CTRMA in the amount of \$1,387,330.69. Specific items associated with this amendment are New Line 156, not installed, in the amount of \$1,379,722.69 and the easement cost for New Line 156, not needed, in the amount of \$7,608.00. It was mutually agreed between the City and CTRMA to not to perform this work. Accordingly, CTRMA will refund the City the originally agreed upon amount listed above.

The project location is within Council Districts 1, 2, and 3.

**Strategic Outcome(s):**

Health and Environment.