



City of Austin

Founded by Congress, Republic of Texas, 1839
Watershed Protection Department
P.O. Box 1088, Austin, Texas 78767

March 31, 2022

Jesus Aguirre
Waterloo Greenway Conservancy
1111 Red River Street
Austin, Texas 78701

Subject: Funding Letter for Addendum Five (TxDOT/ATD Grading at 4th St.)
to the The Confluence (Creek Delta) Construction Documents, Permitting, & Bidding
Phase Plan
CIP Project No. 12861.002

Dear Mr. Aguirre:

The City of Austin (City) will contribute an amount not to exceed **\$60,000** toward Addendum Five to The Confluence (formerly Creek Delta) Construction Documents, Permitting, & Bidding Phase Plan for the TxDOT/ATD Grading at 4th St. scope of work. The **\$60,000** total not to exceed amount will be fully funded by the Austin Transportation Department (ATD).

In accordance with Section 10.01 (Project Disbursement Fund Account) of the Joint Development Agreement between the City of Austin (City), Waller Creek Local Government Corporation, and Waterloo Greenway Conservancy (Conservancy), based upon the review of invoices submitted to the City for completed work, the City will deposit its contribution to the Project Disbursement Fund in the amount necessary to support timely payments for the City's respective portion. Deposits to the Project Disbursement Fund will be made upon approval of each invoice. The Project Disbursement Fund Account will be managed by the Conservancy and payments to Michael Van Valkenburgh Associates, Inc. and associated sub-consultants will be the sole responsibility of the Conservancy. Any request for change will require an amendment to the approved project and require approval of the Proposing Party and the Responding Party.

Funding will be provided by the Bikeways Program funding from the 2020 Bond – FDU 820B 2507 D105 "IH 35 And 4th Street and Waterloo Greenway Design". This funding is being used to support the integration of on and off street bikeway and trail infrastructure as part of this project and to ensure compatibility with the future IH35 project.

As such, all invoices submitted for the Phase Plan must only be for services that maintain the City's compliance with these restrictions. In coordination with ATD, invoices submitted by the Conservancy will be reviewed by WPD to ensure alignment with both restrictions on uses of funds and agreed upon scope of work for the Phase Plan.



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Should you have any questions, please contact the appropriate City staff in the Waller Creek District Program.

Sincerely,

Dan Valbracht

Dan Valbracht, Financial Manager II
Austin Transportation Department
(512) 974-7901