



Recommendation for Action

File #: 23-1401, Agenda Item #: 51.

3/23/2023

Posting Language

Authorize negotiation and execution of an amendment to the Interlocal Cooperation Agreement (ILA) with Capital Metropolitan Transportation Authority (Capital Metro) for the cooperative development and construction of accessible sidewalks and associated pedestrian improvements at and in the vicinity of Capital Metro bus stops, to extend the agreement to November 22, 2029, and set Capital Metro's contribution to \$500,000 per year for a total of \$3,000,000

Lead Department

Public Works Department.

Fiscal Note

This item has no fiscal impact.

Prior Council Action:

December 13, 2012: Council approved Ordinance No. 20121213-025 authorizing negotiation and execution of an amendment to the ILA with Capital Metro regarding construction of bus stops and associated Americans with Disabilities Act (ADA) pedestrian improvements throughout the City; accepting funds in the amount of \$10,000,000 from Capital Metro and amending the Fiscal Year 2012-2013 Public Works Department Capital Budget (Ordinance No. 20120910-002) to appropriate \$10,000,000 to construct bus stops and associated ADA pedestrian improvements throughout the City.

March 10, 2011: Council approved Ordinance No. 20110310-016 authorizing execution of an ILA with Capital Metro authorizing the City to manage and construct \$1,800,000 worth of bus stop improvements.

May 23, 2019: Council authorized negotiation and execution of an ILA Amendment with Capital Metro to extend the agreement to November 22, 2023.

For More Information:

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Council Committee, Boards and Commission Action:

Approved by the Capital Metro Board January 30, 2023.

Additional Backup Information:

There are approximately 2,900 bus stops on Capital Metro's Fixed Route Bus Transportation System (FRS). Improvements are needed at some bus stops to improve accessibility and achieve compliance with the Americans with Disabilities Act. The City proposes to enter into an amended Interlocal Agreement with Capital Metro that will authorize the City to manage and construct the bus stop accessibility improvements and receive monthly reimbursement from Capital Metro. Under the previous Amendments, Capital Metro provided \$11,800,000 for work through November 23, 2023. Capital Metro will reimburse the City for construction costs as well as engineering design, project management and other "soft" costs, up to 25% of the construction cost.

The City will perform the work under an Indefinite Delivery/Indefinite Quantity contract and bill Capital Metro on a monthly basis for reimbursement. If reimbursement is not received within 15 days from the date the invoice is received by Capital Metro, the City will complete any improvements currently under construction but will not start work on new projects. Staff from the Sidewalks and Special Projects Division (SSPD) of Public Works will monitor the monthly payments from Capital Metro to ensure payments are received promptly. If payment is not received promptly, SSPD staff will immediately notify Public Works Financial Services staff and Capital Metro. The bus stop improvements are estimated to range from \$3,000 to \$20,000 each, with an average cost of \$8,000. The City plans to phase the work such that no more than \$150,000 of work is performed per month. This approach will allow the City to undertake these important improvements while limiting the risk associated with the reimbursement process.

Since the execution of the ILA with Capital Metro, the Public Works Department has made accessibility improvements to achieve compliance with ADA at over 880 bus stops throughout Austin. Due to the overwhelming success of this partnership, Capital Metro and the City would like to extend the agreement until November 22, 2029.

A delay in the negotiation and execution of this amendment to extend the existing ILA would cause the current ILA to expire and work would stop, severely impacting the ability to upgrade bus stops to meet ADA compliance. Delay would also call for a renegotiation of a new ILA, also further delaying work.

These improvements will take place in various zip codes throughout the City. This project is managed by Public Works Department.

Bus Stop improvements for this contract coincide with Capital Metro's "2018 Cap Remap".

Strategic Outcome(s):

Health and Environment, Mobility.