



## Recommendation for Action

**File #: 23-1537, Agenda Item #: 20.**

**4/20/2023**

### **Posting Language**

Approve an ordinance to repeal and replace Ordinance No. 20221208-050 to authorize negotiation and execution of an advanced funding agreement with the Texas Department of Transportation for the design and construction of transportation and mobility improvements along the proposed Mogan Trail from North Pleasant Valley Road to Springdale Road; accepting grant funds; amending the Fiscal Year 2022-2023 Public Works Department Operating Budget Special Revenue Fund (Ordinance No. 20220817-004) and the Public Works Department Capital Budget (Ordinance No. 20220817-004) to transfer in and appropriate \$1,000,000 for design and construction of this project; and authorizing a twenty percent funding match from the City, including any cost overruns.

### **Lead Department**

Public Works Department.

### **Fiscal Note**

Funding in the amount of \$1,000,000 is available from the Texas Department of Transportation. The required twenty percent funding match (\$200,000) is available in the Capital Budget of the Public Works Department.

### **Prior Council Action:**

December 8, 2022 - Council passed Ordinance No. 20221208-050, which authorized the negotiation and execution of an Advanced Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) to support the design and construction of the Mogan Corridor Trail from North Pleasant Valley Road to Springdale Road.

September 30, 2021 - Council approved Resolution No. 20210930-160 designating the segment of the Mogan Corridor Trail, on the south side of the Mogan Railroad tracks, from the intersection of East 5th St. and Chicon St. to Airport Blvd. as a Tier I urban trail project as defined by the City's Urban Trails Plan on an 11-0 vote.

April 22, 2021 - Council passed Resolution No. 20210422-056, which directed and authorized the City Manager to identify funds for a 20% local match for the Community Project Funding award.

September 25, 2014 - Council approved Ordinance No. 20140925-143 adopting the Urban Trails Plan as a component of the Imagine Austin Comprehensive Plan on a 7-0 vote.

### **For More Information:**

Ann DeSanctis - Interim Urban Trails Program Manager, Public Works Department, 512-974-3102; Ana Seivert - Project Manager, Public Works Department, 512-974-3566; Zac Ortiz - Business Process Specialist, Public Works Department, 512-974-1968.

### **Additional Backup Information:**

Funding in the amount of \$1,000,000 is available from the Texas Department of Transportation and was originally passed by Council on December 8, 2022, without detailing the City's match. The City's commitment for the City's match was specified in separate Council action in Resolution No. 20210422-056. Texas

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Department of Transportation requested an amendment to that ordinance to state funding will be allocated based on an 80% federal funding and 20% local government funding match, specify that the City Manager has authority to execute all grant documents and the City's responsibility for any cost overruns.

The MoKan Trail follows a short section of the former Missouri-Kansas-Texas (MoKan) Railroad in East Austin. The 1.5-mile trail begins at Shady Lane (where it connects to the Southern Walnut Creek Trail) and will eventually extend to the protected bike path on Pedernales Street. A 0.75-mile portion of the Mokan Trail, from Springdale Road to North Pleasant Valley Road, will be constructed by the Urban Trails Program, with the remaining segments to the east and west under design or construction by private development. The Congressional Grants Division in HUD's Office of Community Planning and Development is responsible for the administration of Community Projects.

This project is located within zip code 78702 (District 3) and is managed by the Public Works Department.

The General Fund will not be required to contribute additional funds beyond those currently budgeted to this grant. When the grant funds expire, the Public Works Department's need for continuing funding will be evaluated and may be denied.