

AGENDA



Wednesday, June 18, 2008

Public Works
RECOMMENDATION FOR COUNCIL ACTION

Item No. 40

Subject: Authorize negotiation and execution of an Assignment Agreement between the City of Austin and West Campus Partners III Limited Partnership, a Texas limited partnership for the 23rd Street Streetscape Improvement Project in the amount of \$165,496.70.

Amount and Source of Funding: Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Neighborhood Planning and Zoning Department.

Fiscal Note: A fiscal note is attached.

For More Information: Keri Burchard-Juarez 974-7298, Robin Field 974-7064, George Adams 974-2146, Gordon Bowman 974-2346

Prior Council Action: May 3, 2001 – Council held a Public Hearing to consider 23rd Street and other mobility projects to be funded from revenue available from an Interlocal agreement with Capital Metro Transportation Authority (CMTA).

May 24, 2001 – Council approved a Budget Amendment appropriating \$750,000 for the W. 23rd Street project from CMTA 1/4 Cent Funds.

June 22, 2006 – Council approved a Budget Amendment appropriating \$150,000 for the W. 23rd Street project from CMTA 1/4 Cent Funds.

The 23rd Street Streetscape Improvements Project will construct streetscape improvements along a three-block portion of 23rd Street from Rio Grande Street to the alley between Guadalupe and San Antonio (at the Renaissance Market). The project will widen sidewalks, add street trees and new lighting and create ADA compliant access along a heavily used pedestrian corridor from the West Campus area to the Guadalupe Street business district and the University of Texas.

The project was initially conceived as a public/private joint project to be constructed by West Campus Partners III Limited Partnership and partially funded by the City of Austin. However, the City of Austin and West Campus Partners III Limited Partnership were unable to reach an agreement regarding the management and construction of the project. It has been determined that it is in the best interest of the project for the City of Austin and West Campus Partners III Limited Partnership to construct their respective portions of the work as separate projects.

In anticipation of reaching an agreement with the City of Austin, West Campus Partners III Limited Partnership paid for permits, engineering design, landscape architecture and the development of construction documents for the project. This Assignment Agreement will convey the construction documents along with all rights associated with the Professional Services Agreements for the construction documents from West Campus Partners III Limited Partnership to the City of Austin. In exchange, the City of Austin will reimburse the actual expenses associated with the permits, engineering design, landscape architecture and development of construction documents to West Campus Partners III Limited Partnership in an amount not to exceed \$165,496.70.

West Campus Partners III Limited Partnership will proceed with construction of the portions of the work associated with their upcoming developments. The City of Austin will proceed with the remaining portions of the work. The City of Austin project will be designed and managed by Public Works staff. The Neighborhood Planning and Zoning Department and The Public Works Department will also work with the Renaissance Market Commission regarding the impact of the project on the Renaissance Market.

After the City of Austin project has gone through the bidding process, the Public Works Department will submit a subsequent Request for Council Action for award of a construction contract. The project is scheduled for construction between May and September of 2009.