ORDINANCE NO.

AN ORDINANCE WAIVING CITY CODE SECTION 25-9-62(D) ALLOWING COST PARTICIPATION FOR PROJECT SOFT COSTS IN AN AMOUNT EXCEEDING FIFTEEN PERCENT OF HARD COST PARTICIPATION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. On September 25, 2014, the Council authorized the negotiation and execution of a cost reimbursement agreement with Desta Three Partners, Ltd. in an amount not to exceed $211,895.00 to construct an oversized 16-inch water main related to Service Extension Request No. 3455.

PART 2. Due to project cost overruns, Desta Three Partners, Ltd. has requested that the City increase the amount of the City's cost participation to an amount not to exceed $240,155.47, of which $73,983.48 is requested participation for soft costs.

PART 3. The Council waives the requirement of City Code section 25-9-62(D) limiting soft cost participation to fifteen percent of its hard cost participation, thereby allowing the City to reimburse Desta Three Partners, Ltd. for up to $73,983.48 in soft costs for an oversized water main related to Service Extension Request No. 3455.

PART 4. This ordinance takes effect on _____, 2018.

PASSED AND APPROVED

§
§
_____, 2018 § _____
Steve Adler
Mayor

APPROVED: _____ **ATTEST:** _____
Anne L. Morgan
City Attorney

Jannette S. Goodall
City Clerk

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