



**Interlocal Agreement
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 27
AGENDA DATE: Thu 05/27/2004
PAGE: 1 of 1**

SUBJECT: Approve a resolution authorizing negotiation and execution of a Community Facilities Contract (CFC) between Escarpment Village, L.P., and the City of Austin to reimburse the City of Austin for costs incurred in connection with the acquisition or condemnation of a portion of the Escarpment Boulevard right-of-way between Slaughter Lane and Salcon Cliff Drive, to be acquired by the City to complete the roadway section in Parcel 103, for an amount not to exceed \$190,000.

AMOUNT & SOURCE OF FUNDING: Funding will be provided by Escarpment Village, L.P. and placed in Escrow.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Public Works
DEPARTMENT:

**DIRECTOR'S
AUTHORIZATION:** Sondra Creighton

FOR MORE INFORMATION CONTACT: Lauraine Rizer, 974-7078; Laura Bohl, 974-7064

PRIOR COUNCIL ACTION: N/A

BOARD AND COMMISSION ACTION: N/A

PURCHASING: N/A

MBE / WBE: N/A

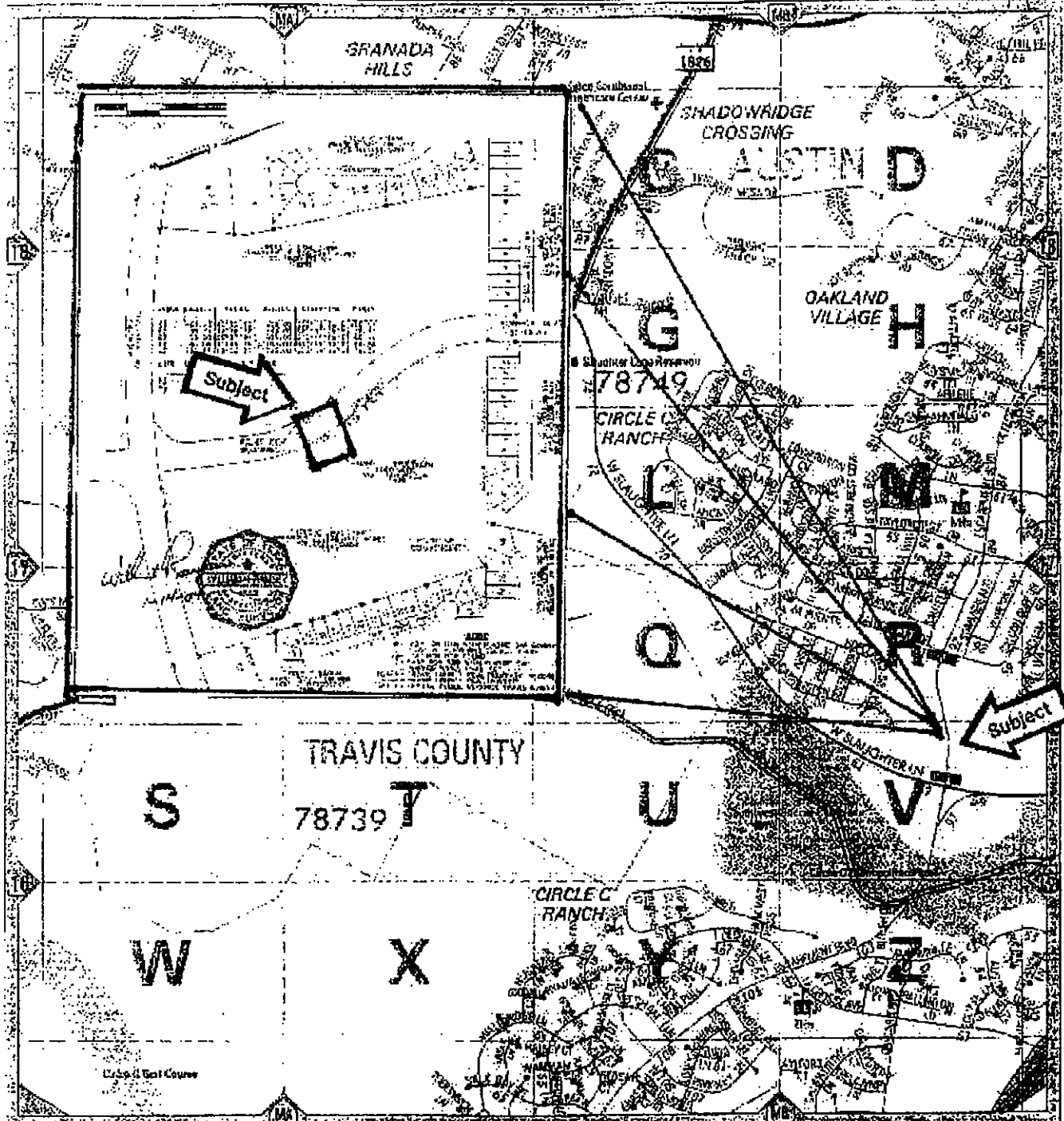
Escarpment Village, L.P., intends to submit to the City one or more applications for a site development permit for the development of Parcel 103, which will include all of the Escarpment Boulevard improvements across Parcel 103.

In connection with the Site Development Permit, Escarpment Village, L.P., will provide for the Escarpment Boulevard improvements across Parcel 103 to be designed generally as a four lane traffic lane roadway with an asymmetric median, curb and gutter and any related drainage improvements, and bike lanes and sidewalk on both sides. This roadway will tie-in to the existing four lane divided section of Escarpment Boulevard on the north and south sides of Parcel 103.

Escarpment Village, L.P., will dedicate the right-of-way required for the Project provided that to the extent of Escarpment Village, L.P., does not have title to any property within such right-of-way, the City will acquire, or if necessary, condemn, any portion of the right-of-way to which Escarpment Village, L.P. does not have title. Escarpment Village, L.P., will provide a deposit of \$50,000, which will be used to reimburse up front the City for costs incurred in connection with any acquisition or condemnation of a portion of the Escarpment right-of-way required to construct Escarpment Boulevard through Parcel 103.

When the fund falls below \$25,000, Escarpment Village, L.P., will replenish the fund to \$50,000. This method of replenishment will be followed until all costs related to acquisition or condemnation of a portion of the Escarpment right of way required to construct Escarpment Boulevard through Parcel 103 have been paid.

CONTINUED FROM MAP 640



CONTINUED ON MAP 642

CONTINUED ON MAP 643

CONTINUED ON MAP 644

SCALE IN MILES
0 1 2 3 4

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SCALE IN FEET
0 1000 2000 3000

RESOLUTION NO. 04

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

The Council authorizes negotiation and execution of a Community Facilities Contract (CFC) between Escarpment Village, L.P., and the City of Austin to reimburse the City of Austin up front any cost incurred in connection with the acquisition or condemnation of a portion of the Escarpment Boulevard right-of-way between Slaughter Lane and Salcon Cliff Drive, acquired by the City to complete the roadway section in Parcel 103, for an amount not to exceed \$190,000.

ADOPTED: _____, 2004 **ATTEST:** _____
Shirley A. Brown
City Clerk