# RECOMMENDATION FOR COUNCIL ACTION

**Subject:** Authorize the negotiation and execution of a developer agreement with Land Accelerator, LLC to reimburse costs to construct an oversized 30-inch wastewater main and appurtenances related to Service Extension Request No. 2956 to provide wastewater service to the Formula 1 United States Austin, Texas development located at 7700 Elroy Road for a total reimbursement not to exceed $8,126,619.

**Amount and Source of Funding:** Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Austin Water Utility.

**Fiscal Note:** A fiscal note is attached.

**For More Information:** Seyed Miri, P.E., 972-0202; Denise Avery, 972-0104

**Boards and Commission Action:** Recommended by the Water and Wastewater Commission with the requirement that the applicant complies with the Third Party Agreement, if applicable. Related to Item #2.
hard costs, and (2) for soft costs, an amount equal to 15% of the City’s hard cost reimbursement not to exceed $1,059,994.

Other terms of the agreement with the Owner will provide that the Owner will:

• Bear all costs for financing, interest, fiscal security, accounting, insurance, inspections, permitting, easement acquisition and legal services associated with the project;

• Conform to the City’s design criteria and construction standards;

• Construct all improvements at their cost and, after approval of construction, dedicate the facilities to the City for ownership, operation, and maintenance;

• Allow AWU to use the project plans and specifications approved by AWU’s Director to solicit and publish invitations for bids for the construction of the improvements following standard City bidding practices and procedures, including the Minority-Owned and Female-Owned Business Enterprise Procurement Program found in Title 2 of the City Code, and Chapters 212 and 252 of the Texas Local Government Code.