



Recommendation for Action

File #: 19-1682, **Agenda Item #:** 19.

5/23/2019

Posting Language

Authorize negotiation and execution of a second amendment to the existing interlocal agreement with Capital Metropolitan Transportation Authority (Capital Metro) for the cooperative development and construction of accessible sidewalks and associated pedestrian improvements at and in the vicinity of Capital Metro bus stops to extend the term by 4.5 years.

Lead Department

Public Works

Fiscal Note

Funding is available in the Fiscal Year 2018-2019 Capital Budget of Public Works Department.

Prior Council Action:

December 13, 2012: Council approved an ordinance authorizing negotiation and execution of an amendment to the ILA with Capital Metro regarding construction of bus stop and associated Americans with Disabilities Act (ADA) pedestrian improvements throughout the City; accepting funds in the amount of \$10,000,000 from Capital Metro and amending the Fiscal Year 2012-2013 Public Works Department Capital Budget (Ordinance No. 20120910-002) to appropriate \$10,000,000 to construct bus stop and associated ADA pedestrian improvements throughout the City.

March 10, 2011: Council approved an ordinance authorizing execution of an ILA with Capital Metro authorizing the City to manage and construct \$1,800,000 worth of bus stop improvements.

For More Information:

Diane Rice, 512-974-7081; Michael Curtis, 512-974-7056; Selinda Mendez, 512-974-3554

Council Committee, Boards and Commission Action:

Approved by the Capital Metro Board on April 22, 2019.

Additional Backup Information:

There are approximately 2,900 bus stops on Capital Metro's Fixed Route Bus Transportation System (FRS). Improvements are needed at some bus stops to improve accessibility and achieve compliance with the Americans with Disabilities Act. The City proposes to enter into an amended Interlocal Agreement with Capital Metro that will authorize the City to manage and construct the bus stop accessibility improvements and receive monthly reimbursement from Capital Metro. Under the previous Amendment, Capital Metro provided \$10,000,000 for work performed over a six-year term from Fiscal Year 2013 to Fiscal Year 2019.

Since the execution of the original ILA with Capital Metro, the Public Works Department has made accessibility improvements to achieve compliance with the ADA at over 800 bus stops throughout the city of Austin. Due to the overwhelming success of this partnership, Capital Metro and the City would like to extend the agreement until November 22, 2023.

The City will perform the work under an Indefinite Delivery/Indefinite Quantity contract and bill Capital Metro on a monthly basis for reimbursement. Capital Metro will reimburse the City for construction costs as well as engineering design, project management and other “soft” costs, up to 25% of the construction cost. If reimbursement is not received within 15 days from the date the invoice is received by Capital Metro, the City will complete any improvements currently under construction but will not start work on new projects. Staff from the Sidewalks and Special Projects Division (SSPD) of Public Works will monitor the monthly payments from Capital Metro to ensure payments are received promptly. If payment is not received promptly, SSPD staff will immediately notify Public Works Financial Services staff and Capital Metro.

The bus stop improvements are estimated to range from \$3,000 to \$20,000 each, with an average cost of \$8,000. The City plans to phase the work such that no more than \$150,000 of work is performed per month. This approach will allow the City to undertake these important improvements while limiting the risk associated with the reimbursement process.

The first amendment was executed on May 22, 2013 for a period of six years and therefore will expire on May 22, 2019. A delay in the negotiation and execution of this amendment to extend the existing ILA would cause the current ILA to expire and work would stop, severely impacting the ability to upgrade bus stops to meet ADA compliance. Delay would also call for a renegotiation of a new ILA, also further delaying work.

These improvements will take place in various ZIP codes throughout the City and will compliment Capital Metro’s “Cap Remap”. This project is managed by Public Works Department.