



AGENDA MEMORANDUM

Future Item for the City Council Meeting of January 26, 2016

Action Item for the City Council Meeting of February 9, 2016

DATE: January 11, 2016

TO: Ronald L. Olson, City Manager

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Agreement to Adjust City Utilities
US 181 Harbor Bridge Replacement Project

CAPTION:

Resolution authorizing the City Manager or designee to execute the Agreement for the Adjustment of the City Utilities in connection with the US 181 Harbor Bridge Replacement Project.

PURPOSE:

The purpose of the Agenda item is to obtain authority to execute an Agreement for the Adjustment of City of Corpus Christi Municipal Utilities in Connection with the US 181 Harbor Bridge Replacement Project (Project).

BACKGROUND AND FINDINGS:

This is a Utility Agreement for adjustment to City owned utilities with TxDOT for US 181 Harbor Bridge Replacement Project (Project). TxDOT conditionally awarded the \$855 Million Comprehensive Development Agreement to Flatiron/Dragados, USA (Developer) in April 2015. The Record of Decision for the Project was issued in January 2016 by the Federal Highway Administration. TxDOT will issue a Notice to Proceed (NTP) for Phase 1 of the Project that includes the design of the City utility adjustments. The design will be submitted to TxDOT and the City for review and approval.

Phase 1 of the Project provides for the replacement of the US 181 existing 6-lane bridge with reconstruction of approximately 1.6-miles of IH-37 and 1-mile of SH-286 (Crosstown) and the IH-37, US 181 and the Crosstown intersection. See the attached detailed TxDOT description

and map, Exhibit A. The new bridge starts at approximately US 181 and Beach Avenue in North Beach extending south crossing the ship channel to the west of the existing bridge and Whataburger Field connecting to IH-37 and Crosstown. The new bridge will increase the Ship Channel clearance from 138' to 205'. Phase 2 of the Project provides for demolition of the existing bridge. The Project includes required utility adjustments and relocations.

On December 16, 2014, City Council approved an ordinance authorizing the City Manager or designee to execute a Contribution Agreement with the Texas Department of Transportation for the US 181 Harbor Bridge Replacement Project to establish the terms for the dedication and conveyance of City property. The Contribution Agreement allowed for in-kind contributions in lieu of monetary payment with the City agreeing to (1) convey property to TxDOT for necessary rights-of-way and (2) pay for all relocations and/or adjustments of City-owned utilities (City Adjustments) made necessary by the construction and/or operation of the Project.

This Utility Agreement provides for the City's participation in the design and construction for adjustment of City-owned utilities associated with the project. The current scope and estimate are based on the preliminary engineering report prepared by TxDOT that identified potential utility conflicts for an estimated design and construction cost of \$8,966,450 for the City. During the design, the developer will refine the scope and associated cost that may require an Amendment to this Agreement for the final scope and fee. The City will authorize a payment of \$1,075,974 (12% of the \$8,966,450) within 60 days of TxDOT issuing the NTP1 for the Developer to start work on the Project. The City is responsible for costs associated with the design and construction of the City-owned Utility Adjustments, including all Betterments (upgrades to existing utilities). TxDOT is responsible for the management of the design and construction of the project with the City participating in the design review approval process and utility construction inspection.

ALTERNATIVES:

1. Authorize execution of the Agreement for the Adjustment of the City Utilities.
2. Do not authorize execution of the Agreement for the Adjustment of the City Utilities. (Not Recommended)

OTHER CONSIDERATIONS:

Future improvements include Park Mitigation Project funded under Bond 2014 Proposition 2 and Local Street Traffic Impact Analysis (TIA) with proposed improvements. The Local Street program and TIA is currently unfunded.

CONFORMITY TO CITY POLICY:

(Includes Master Plans, Financial Plans, Strategic Plans, Land Use Plans, IT Plans, etc.)

EMERGENCY / NON-EMERGENCY:

Not applicable.

DEPARTMENTAL CLEARANCES:

Not applicable.

FINANCIAL IMPACT:

Operating Revenue Capital Not applicable

Fiscal Year: 2015-2016	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget		\$12,650,000		
Encumbered / Expended Amount				
This item		\$1,075,974		
BALANCE		\$11,574,026		

Fund(s): Gas, Water & Wastewater 2016 CIP

Comments: (None)

RECOMMENDATION:

City staff recommends the approval of the Utility Agreement with the Texas Department of Transportation to fund approximately \$8,966,450 for the Adjustment of City of Corpus Christi Municipal Utilities in Connection with the US 181 Harbor Bridge Replacement Project.

LIST OF SUPPORTING DOCUMENTS:

Resolution
Agreement
Exhibit A – TxDOT Detailed Description
Presentation