



## Legislation Text

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**File #:** 21-1891, **Version:** 1

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**STRATEGIC PRIORITY:** Quality of Life  
**AGENDA DATE:** October 13, 2021  
**COUNCIL DISTRICT(S):** 14  
**DEPARTMENT:** Park & Recreation Department  
**EXECUTIVE:** John D. Jenkins

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### **SUBJECT**

Authorize execution of a revised Advanced Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) (TxDOT Agreement No. CSJ 0196-07-034), for the Woodall Rodgers Park Deck Plaza Extension Structure on-system from west of Akard Street to St. Paul Street to provide for a \$1,700,000.00 increase in the City's previously authorized construction costs allocation (Resolution No. 21-1134) from \$7,900,000 to \$9,600,000 from Park and Recreation Facilities (B) Fund- Total amount of \$1,700,000.00 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund)

### **BACKGROUND**

On June 23, 2021, Resolution No. 21-1134 was approved by Council authorizing Advanced Funding Agreements (AFAs) with Texas Department of Transportation (TxDOT) for the on-system construction and maintenance of the Woodall Rodgers Park Deck Plaza Extension Structure from west of Akard Street to Saint Paul Street. Total project costs for the project, including design, construction, and other costs was estimated to be \$56,848,810.00-the City's financial commitment to the total project cost was \$7,900,000.00. After passage of Resolution No. 21-1134, and prior to the parties signing the AFAs, TxDOT informed the City that the Opinion of Probable Cost (OPC) determined by TxDOT had been revised higher than the prior OPC.

By agreement, TxDOT cannot bid the project unless funding for the entire OPC is identified at the time of execution of the AFA. By this action the City will commit an additional \$1,700,000.00 of 2017 Proposition B funds from the remainder of funds for this bond project, to meet the project agreement requirements for a total City contribution of \$9,600,000; and, the parties can proceed to execute the on-system construction AFA.

This action will encumber an additional \$1,700,000.00 of the City's obligation under the AFA.

## **ESTIMATED SCHEDULE OF PROJECT**

Began Design	July 2012
Completed Design	November 2020
Begin Construction	December 2021
Complete Construction	August 2024

## **PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

On October 24, 2019, the Park and Recreation Board authorized Supplemental Agreement No. 3 to the Development Agreement with the Woodall Rodgers Park Foundation.

On December 11, 2019, City Council authorized Supplemental Agreement No. 3 to the Development Agreement with the Woodall Rodgers Park Foundation, a Texas non-profit foundation, for the design, construction and financing of the Phase 2 expansion of Klyde Warren Park (“Park”) located at 2012 Woodall Rodgers Freeway to (a) include the Klyde Warren Park Phase 2 Extension, as described below and to (b) include a nearby portion of unused City right-of-way encompassed by the eastbound side of Woodall Rodgers Freeway service road, the southbound side of North Pearl Street, the southbound Olive Street on ramp to the Woodall Rodgers Freeway and adjacent parking lot to relocate the existing dog park component of the Park, which (a) and (b) collectively hereafter referred to as KWP2 by Resolution No. 19-1931.

On June 17, 2021, the Park and Recreation Board authorized (1) two Advanced Funding Agreements with TxDOT as follows: (i) on-system and; (ii) on-system maintenance and Amendment No. 1 (TxDOT Agreement No. CSJ 0916-07-034) for the Woodall Rodgers Park Deck Plaza Extension Structure On-System from west of Akard Street to St. Paul Street; and (iii) to provide funding for project costs in the amount of \$7,900,000.00 from Park and Recreation Facilities (B) Fund and assign TxDOT as the project lead for the entire project; and (2) execution of the Advanced Funding Agreements including all terms, conditions, and documents required by the agreements by Resolution No. 21-1134.

On June 23, 2021, City Council authorized (1) two Advanced Funding Agreements with TxDOT as follows: (i) on-system and; (ii) on-system maintenance and Amendment No. 1 (TxDOT Agreement No. CSJ 0916-07-034) for the Woodall Rodgers Park Deck Plaza Extension Structure On-System from west of Akard Street to St. Paul Street; and (iii) to provide funding for project costs in the amount of \$7,900,000.00 from Park and Recreation Facilities (B) Fund and assign TxDOT as the project lead for the entire project; and (2) execution of the Advanced Funding Agreements including all terms, conditions, and documents required by the agreements by Resolution No. 21-1134.

## **FISCAL INFORMATION**

Fund	FY 2022	FY 2023	Future Years
Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund)	\$1,700,000.00	\$0.00	\$0.00

## **MAP**

Attached