

February 24, 2021 AGENDA ITEM #9

Discuss and consider authorizing the Interim Executive Director to negotiate and execute an amended and restated Project Development Agreement with TxDOT for the 183 North Mobility Project

Strategic Plan Relevance: Regional Mobility

Department: Engineering

Contact: Mike Sexton, P.E., Acting Director of Engineering

Associated Costs: No financial liability with executing the Project

Development Agreement

Funding Source: Funding for the project will come from toll revenue

bonds and Transportation Infrastructure Finance and

Innovation Act (TIFIA) funds

Action Requested: Consider and act on the draft resolution

<u>Project Description</u> – The 183 North Mobility Project will expand capacity along a nine mile stretch of US 183 between SH 45 and MoPac by adding two tolled express lanes in each direction in the median of US 183, expanding the existing US 183 to four non-tolled general-purpose lanes in each direction, and constructing a shared use path, and sidewalks between SH 45/RM 620 and Loop 1. The project also includes the addition of a direct connector between the existing express lanes on MoPac and the proposed express lanes on US 183 and additional operational improvements along MoPac, including an option to add a collector-distributor road.

Previous Actions/Brief History of the Project -

- April 27, 2016 the Mobility Authority received environmental approval for the development of the 183 North Project through the issuance of a Finding of No Significant Impact (FONSI) by the Texas Department of Transportation ("TxDOT").
- April 26, 2017 the Mobility Authority exercised its option as a local toll project entity to develop, finance, construct, and operate the 183 North Project.

- January 31, 2019 the Texas Transportation Commission approved the release of \$104.2 million in federal funding for the non-tolled portion of the Project.
- September 11, 2019 the Board authorized the Mobility Authority Executive Director, in coordination with the Board Chairman, to negotiate and execute a Project Development Agreement (PDA) with TxDOT for the 183 North Mobility Project. The PDA was subsequently executed on November 25, 2019. The PDA specifically anticipated a future update to the terms of the agreement after an Apparent Best Value Proposer (ABVP) was determined after proposal submission.
- February 8, 2021, the Mobility Authority Board awarded the design-build contract to the Apparent Best Value Proposer (ABVP), Great Hills Constructors, a joint venture between Archer Western Construction, LLC and Sundt Construction, Inc.

Following announcement of the ABVP, the Mobility Authority and TxDOT have updated and amended the Project Development Agreement with specific details from the ABVP. This updated agreement restates and clarifies the respective obligations of the Mobility Authority and TxDOT for the design and construction of the Project based on the specific details of the best value proposal.

<u>Financing</u> – There is no financial liability associated with this request. Funding for the project will be provided through a combination of toll revenue bonds, Transportation Infrastructure Finance and Innovation Act (TIFIA) funds, and TxDOT funds for a portion of the non-tolled elements.

<u>Action Requested/Staff Recommendation</u> – Staff recommends that the Board Authorize the Executive Director to execute an amended and restated Project Development Agreement with TxDOT for the 183 North Mobility Project.

Backup Provided: Draft Resolution to be provided at the Board Meeting