

MEMORANDUM

TO: Claire Powell, City Manager

FROM: David Salmon, P.E., City Engineer

VIA: Jim Proce, ICMA-CM, Assistant City Manager

DATE: April 15, 2023

Approval of a Local Project Advance Funding Agreement With the Texas Department of Transportation in the Amount of \$11,788,504.59 Related to Construction and Funding for Aesthetic Improvements for the S.H. 121 Business and Corporate Drive Interchanges at I-35; and Authorization for the City Manager, or Her Designee, to Execute the Agreement.

BACKGROUND

TxDOT has finalized the construction plans for the subject interchanges and construction is set to begin in early 2025. The final aesthetic plans for the interchange prepared by WSP Inc. and approved by Staff have been provided to TxDOT for inclusion in the construction plans for the interchanges. The proposed agreement defines state and local responsibilities regarding construction and funding of aesthetic improvements on I-35E at the SH 121 and Corporate Drive Interchanges per approved plans designed by WSP Inc. and must be executed before TxDOT lets the project. A similar funding agreement for aesthetics was approved by the City Council for I-35 at Main Street in November 2022. That project is under construction.

ANALYSIS

Proposed aesthetic improvements to be incorporated into the design and construction of the subject interchanges include texturized colored sidewalks, specialized light poles and signposts, pedestrian lighting, and banner poles, raised planters and landscape irrigation. The subject improvements will be constructed per approved plans prepared by WSP Inc. for the City. Since the Council reviewed the proposed aesthetic improvements at a workshop in May 2021, TxDOT has indicated they will not construct the full irrigation system and landscape, just the water taps, main lines and electrical. It will be up to the City once the interchange construction is completed to add the final irrigation heads, soil/mulch and plantings. The estimated cost to complete the landscape improvements after completion of the project is roughly \$500,000 in today's cost. This is cost neutral as the City would be required to pay for the landscaping items regardless of which entity completes the work.

The City of Lewisville's estimated cost to construct aesthetic improvements (minus the landscape improvements) at the Business 121 and Corporate Drive interchanges including construction items and direct and indirect state costs is \$11,788,504.59 per the subject agreement. Denton County provided \$6,000,000 in funding for the proposed improvements in their TRIP-22 Bond Program and the City Council approved a funding agreement with Denton County at the September 11, 2023, City Council meeting that obligates Denton County to provide the funding toward the improvements. The

Denton County Commissioners Court subsequently approved the interlocal agreement. Cost overruns related to the aesthetic items are the responsibility of the City. Funding is available in the I-35 Aesthetics Capital Project. Once the aesthetic improvements are completed, the City will be responsible for maintenance.

CITY STAFF'S RECOMMENDATION

That the City Council approve the agreement as set forth in the caption above and authorize the City Manager, or her designee, to execute the agreement.