



## COUNCIL AGENDA ITEM MEMORANDUM

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### **DEPT./DIVISION SUBMISSION & REVIEW:**

Don Bond, PE, Director of Public Works  
Richard Wilson, PE, CFM, City Engineer

**ITEM DESCRIPTION:** Consider adopting a resolution authorizing an agreement with BNSF to inspect the construction of an elevated crossing over the BNSF railroad as part of the Outer Loop North Phase 3 project in an estimated amount of \$119,988.

**BACKGROUND:** As a part of the Outer Loop North Phase 3 project, the City will be constructing an elevated crossing over the Burlington Northern Santa Fe (BNSF) railroad at Moores Mill Road in lieu of the existing at-grade crossing, which requires an agreement, called an Overpass Agreement, between the City and BNSF. BNSF has prepared the Overpass Agreement which outlines the City's and BNSF's responsibilities. Per the attached Overpass Agreement, BNSF will provide construction inspection fees in the estimated amount of \$119,988.

On August 15, 2013, Council authorized a professional services agreement with KPA to design the roadway, drainage, utilities, striping, and signage for the completion of the outer loop from its then current terminus at Central Pointe Parkway to IH35. This Outer Loop North project is now divided into 3 separate phases, with construction phases 1 and 2 now complete. On December 7, 2023, Council authorized a construction contract for Phase 3 with Jordan Foster Construction, LLC of Pflugerville. See the attached Project Map for the overall scope of the Phase 3 improvements.

### **ALIGNMENT WITH ADOPTED PLANS:**

Plan	Comments
Strategic Plan	This project supports the Strategic Plan goals of "Infrastructure and systems that support exceptional services and community growth," and "A city that supports well managed growth and development to promote a thriving economy," and the Strategic Plan commitments to "Plan for, design, construct, and maintain high quality water, wastewater, and drainage infrastructure, systems, and services that

Plan	Comments
	meet the needs of the community now and in the future” and to “Facilitate high quality, safe, and strategic community growth”.
Capital Improvement Plan	This item supports the Capital Improvement Plan of identifying large scale projects that repair, maintain, and grow key components of the City’s operations. This item will support the goal of utility projects that upgrade the City’s wastewater system, increase capacity, and integrate with other mobility projects and development obligation.
TRZ 2030 Master Plan	This item supports the goal to keep rail and roadways up to the current/future needs of the distribution, industrial sites, and business parks and is an integral part to the Research Parkway/Outer Loop.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

**BOARDS & COMMISSIONS RECOMMENDATION:** This item was not reviewed by any of the official boards and commissions. The agreement will be presented to the Reinvestment Zone Board No. 1 at their next scheduled meeting for ratification.

**FISCAL IMPACT:** Funding for an agreement with BNSF to inspect the construction of an elevated crossing over the BNSF railroad as part of the Outer Loop North Phase 3 project in an estimated amount of \$119,988 is available in the Reinvestment Zone No. 1 Financing Plan, Line 305, project 101000, as follows:

	795-9200-531-6863
	795-9400-531-6863
	795-9500-531-6863
	795-9600-531-6863
	795-9800-531-6863
Project Budget	\$ 50,869,265
Encumbered/Committed to Date	(49,332,885)
BNSF	(119,988)
<b>Remaining Project Funds Available</b>	<b>\$ 1,416,392</b>

**ATTACHMENTS:**

Resolution  
BNSF Overpass Agreement – Outer Loop North Phase 3  
Project Map