



**CENTRAL TEXAS
Regional Mobility Authority**

AGENDA ITEM #18 SUMMARY

Authorize issuing both a draft and a final request for detailed proposals to develop the Bergstrom Expressway project under a design-built contract.

Strategic Plan Relevance: Regional Mobility

Department: Engineering

Associated Costs: Statutory Stipend Requirement of 0.2% of Final Contract Price per unsuccessful shortlisted Proposer

Funding Source: General Fund, Reimbursed with Either Bond Sale Funds or Other Potential Funding Options Under Discussion

Board Action Required: Yes

Description of Matter:

Mobility Authority staff and consultants are preparing the Request for Detailed Proposals (RFDP) for a design/build contract to construct the Bergstrom Expressway Project. We are currently working with the Texas Department of Transportation and Federal Highway Administration to receive formal approval of the Final RFDP and authorization to issue the Final RFDP to the shortlisted Teams.

Consistent with the Procurement Policies and applicable law, the Mobility Authority will include a payment provision in the RFDP which entitles each unsuccessful shortlisted team that submits a qualifying response to receive a stipend of 0.2% of the final contract price. Issuance of these payments will be based on the terms and conditions in the RFDP, and entitles the Mobility Authority to use all work product submitted by the team, including concepts, ideas, technology, techniques, methods, processes, drawings, reports, plans and specifications.

The Executive Director recommends Board authorization to release a draft RFDP to the shortlisted Teams and to authorize release of the final RFDP (and Addenda, as necessary) subject to approval by the Federal Highway Administration

Reference documentation: Draft Resolution

Contact for further information: Wesley M. Burford, P.E., Director of Engineering

**GENERAL MEETING OF THE BOARD OF DIRECTORS
OF THE
CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY**

RESOLUTION NO. 14-___

**AUTHORIZING ISSUING BOTH A DRAFT AND A FINAL REQUEST FOR
DETAILED PROPOSALS TO DEVELOP THE BERGSTROM EXPRESSWAY
PROJECT UNDER A DESIGN-BUILD CONTRACT.**

WHEREAS, by Resolution No. 14-023, adopted March 26, 2014, the Board of Directors exercised its option as a local toll project entity to develop, finance, construct, and operate six tolled lanes on US 183 South from US 290 to SH 71 and reconstruct the existing non-tolled lanes to protect and enhance the existing non-tolled capacity as a transportation project known as the Bergstrom Expressway (183 South) Project (the "Project"); and

WHEREAS, Subchapter K, Chapter 370, Transportation Code, authorizes the Mobility Authority to use a design-build method to develop the Project; and

WHEREAS, Subchapter A, Article 7, Chapter 4 of the Mobility Authority Policy Code implements applicable state law and establishes the process the Mobility Authority will use to solicit proposals for a design-build contract to develop the Project; and

WHEREAS, in accordance with those procurement policies and state law, also on March 26, 2014, the Board, by Resolution No. 14-024, authorized and directed the Executive Director to issue a Request for Qualifications to solicit qualifications submittals from teams interested in pursuing the development of the Project through a design-build contract; and

WHEREAS, on April 14, 2014, the Executive Director issued a "Request for Qualifications for Development of the Bergstrom Expressway (183 South) Project Through a Design-Build Contract" (the "RFQ"); and

WHEREAS, by a separate resolution enacted on September 24, 2014, the Board has selected the Short-List Teams qualified to receive an RFDP for a design-build contract to develop the Project; and

WHEREAS, Section 370.409 of the Transportation Code and Section 401.314 of the Policy Code provide for the payment by the Mobility Authority of a stipend to each unsuccessful proposer that submits a responsive proposal to the RFDP.

NOW THEREFORE, BE IT RESOLVED, that the Board authorizes the Executive Director to release a draft RFDP for development of the Project through a design-build contract to each of the Short-List Teams for industry review and comment; and

BE IT FURTHER RESOLVED, following receipt and consideration of comments on the draft RFDP, and after the Federal Highway Administration approves the final RFDP, the Executive

Director is authorized to issue to each of the Short-List Teams the final RFDP and any necessary Addenda.

Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 24th day of September, 2014.

Submitted and reviewed by:

Approved:

Andrew Martin
General Counsel for the Central
Texas Regional Mobility Authority

Ray A. Wilkerson
Chairman, Board of Directors
Resolution Number: 14-
Date Passed: 09/24/2014