

## Request for Committee Action

**To:** Transportation & Public Works  
**Date:** 1/5/2016  
**Referral:** Ways & Means  
**From:** Public Works Department  
**Prepared by:** Heidi Hamilton, Deputy Director, Public Works  
**Presented by:** Steve Kotke, Director of Public Works  
**File type:** Action  
**Subcategory:** Contracts & Agreements

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**Subject:**

East Downtown Pedestrian Realm Improvements – Block 75

**Description:**

Authorizing the proper City officials to execute an agreement to reimburse Ryan Companies up to \$22,000 for construction of City infrastructure according to the terms identified, for Block 75 of the Downtown East Planned Unit Development.

**Previous Actions:**

September 15, 2015 - Authorize the proper City officials to execute an agreement to reimburse Ryan Companies up to \$50,000 for construction of City infrastructure according to the terms identified (for Block 70 of the Downtown East Development).

July 24, 2015 - Authorize the proper City officials to execute an agreement to reimburse Ryan Companies up to \$50,000 for construction of City infrastructure according to the terms identified (for Blocks 68 and 69 of the Downtown East Development).

June 19, 2015 – City Council approval of the concepts presented as the DRAFT Preferred Long-Term Vision dated April 3, 2015 as the Preferred Long-Term Vision.

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**Ward/Neighborhood/Address:**

Ward 3  
Downtown East

**Background/Analysis:**

Public Works has been working with Ryan Companies to implement elements of the Downtown East Preferred Long-Term Vision in conjunction with construction of the Downtown East Phase I Planned Unit Development. Ryan is willing to work with the City to modify their approved site plan and instead construct improvements that are consistent with the Vision, if the City funds the cost of making the changes and if changes can be made without an impact to their schedule. By constructing the changes in conjunction with the development, the City will avoid future costs, prevent future disruption, and avoid tearing out newly constructed infrastructure. Public Works has worked with Ryan to identify the infrastructure that will be constructed by City crews and the infrastructure elements that makes sense for Ryan to construct. To facilitate the understanding that has been reached between the parties, Public Work recommends execution of an agreement with Ryan that includes the following terms:

1. Ryan Companies and the City (Public Works) will work collaboratively to construct the East Downtown Pedestrian Augmentation Vision elements that are feasible for construction as part of the Downtown East Phase I Planned Unit Development (PUD), and specifically Block 75.
2. The City will fund up to \$22,000 for City-requested changes to City infrastructure included within Ryan's approved site plan for the Block 75.
3. The Downtown East Phase I Planned Unit Development will be amended to reflect the changes.
4. All other conditions of Ryan's site plan approval will be unaffected by this agreement.

The improvements will include bumpouts on the southeast corner of 5th Avenue and 4<sup>th</sup> Street and on the northeast corner of the intersection of 5<sup>th</sup> Avenue and 5<sup>th</sup> Street. Funds will be provided by the Development Infrastructure Program (PV075).

**Financial Review:**

**No additional appropriation required, amount included in current budget.**