

Mayor and Council Communication

DATE: 08/27/24

M&C FILE NUMBER: M&C 24-0742

LOG NAME: 60EMERSS33INM292REPAIR-CIRCLE-FNI

SUBJECT

(CD 11 and Haltom City) Adopt Appropriation Ordinance in the Amount of \$1,561,580.00 for Emergency Sanitary Sewer M-292 Repair Near 5301 Belknap Street to Effect a Portion of Water’s Contribution to the Fiscal Years 2024-2028 Capital Improvement Program

RECOMMENDATION:

It is recommended that the City Council adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$1,561,580.00, transferred from available PayGo funds within the Water and Sewer Fund, for the purpose of funding the Emergency Sanitary Sewer M-292 Repair near 5301 Belknap Street project (City Project No.105650) and to effect a portion of Water’s contribution to the Fiscal Years 2024-2028 Capital Improvement Program.

DISCUSSION:

On May 03, 2024 Water Field Operations crews discovered a segment of a 33-inch Sanitary Sewer Main near 5301 E Belknap Street, Haltom City to be severely exposed as result of creek bank erosion from recent rains. No sewer discharge was encountered at this time. Bypass pumping was immediately mobilized to implement pumping around the exposed section in the event additional rainfall caused the pipe to collapse. Overnight storms delayed the completion of this work. However, on May 05, 2024 the exposed pipe was found to be leaking along with three other close by segments of the sewer main. Due to the expected collapse of this sewer main, it is necessary to reroute the sewer main from the creek bank as soon as possible.

Pursuant to the emergency authority found in Chapter 2, Article 1, Section 2-9 of the City’s Code of Ordinances, the Water Department initiated emergency procurement of the following contractor and consultant for the services and costs as indicated below to perform emergency replacement to reroute the sanitary sewer main from the creek. Water Field Operations Crews are not able to conduct replacement work of this magnitude.

- William J. Schultz, Inc. dba Circle C Construction Company (Circle C) - Emergency water main replacement: \$1,500,000.00 (City Secretary Contract (CSC) No. 61591)
- Freese and Nichols, Inc. (FNI) - Engineering Design \$61,580.00) (CSC No. 61592)

The contracts and work will be billed on a task order basis. The total of the contracts is estimated to be \$1,561,580.00.

The Water Department will coordinate with Haltom City since this City of Fort Worth sanitary sewer main is located within Haltom City limits.

Waiting to bid and award a contract to perform this work is not the best interest of health and safety of the City of Fort Worth. In addition to the citations, above, Section 252.022 of the Local Government Code exempts from normal bidding requirements expenditures that are necessary to preserve or protect public health and safety of the municipality’s residents and procurements necessary because of unforeseen damage to public machinery, equipment, or property.

Mayor and Council Communications (M&C) will be circulated to ratify the above contracts after the work has been performed.

The purpose of this M&C is to secure funding to compensate Circle C and FNI for work performed and to speed up the replacement project.

This is the practice of the Water Department to appropriate its CIP plan throughout the Fiscal Year, instead of within the annual budget ordinance, as projects commence, additional funding needs are identified, and to comply with bond covenants. The actions of this M&C will appropriate funds in support of the Water’s portion of the City of Fort Worth’s Fiscal Years 2024-2028 Capital Improvement Program, as follows:

60EMERSS33INM292REPAIR-CIRCLE-FNI

Capital Fund Name	Project Name	FY2024 CIP Appropriations	Authority	Budget Change (Increase/Decrease)	Revised FY2024 Budget
W&S Capital Projects- Fund 56002	105650-EMER SS M292 Rpr Belknap	\$0.00	This M&C	\$1,561,580.00	\$1,561,580.00

Funding is budgeted in the Transfer to Water/Sewer account within the Water & Sewer Fund for the purpose of funding the Emer SS M292 Rpr

Belknap Rtfy project within the Water & Sewer Capital Projects Fund.

FY2024- Water PAYGO Appropriations per City Ordinance 26453-09-2023

FY2024 Original Adopted PayGo	FY2024 Amended PayGo(includes any council actions subsequent to budget adoption)	YTD PayGo Approved for/Moved to Capital Projects	This M&C	FY2024 Remaining PayGo Balance
\$84,505,035.00	\$143,330,035.00	\$(81,515,195.38)	\$(1,561,580.00)	\$60,253,259.62

Note: There may be other pending actions or recently approved actions that are not reflected in the table due to timing.

Appropriations for the Emergency Sanitary Sewer M-292 Repair on near 5301 Belknap Street project, are as depicted below:

Fund	Existing Appropriations	Additional Appropriations	Project Total*
W&S Capital Projects- Fund 56002	\$0.00	\$1,561,580.00	\$1,561,580.00
Project Total	\$0.00	\$1,561,580.00	\$1,561,580.00

*Numbers rounded for presentation purposes.

The project is located in Council District 11 and Haltom City.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are currently available in the Water & Sewer Fund and upon approval of the above recommendation and adoption of the attached appropriation ordinance, funds will be available in the W&S Capital Projects Fund for the Emer SS M292 Rpr Belknap Rtfy project. Prior to any expenditure being incurred, the Water Department has the responsibility to validate the availability of funds.

Submitted for City Manager's Office by: Fernando Costa 6122

Originating Business Unit Head: Chris Harder 5020

Additional Information Contact: Tony Sholola 6054