

Mayor and Council Communication

DATE: 03/08/22

M&C FILE NUMBER: M&C 22-0152

LOG NAME: 202022 UPRR KELLIS GROUP ENGINEERING AMEND ONE (1)

SUBJECT

(CD 9) Authorize Execution of Amendment Number One in the Amount Not to Exceed \$107,000.00 to an Engineering Services Agreement with Kimley-Horn and Associates, Inc. for the Union Pacific Railroad Kellis Group Quiet Zone Improvements Project for a Revised Contract Amount of \$202,120.00 (2014 and 2018 Bond Program)

RECOMMENDATION:

It is recommended that the City Council authorize the execution of Amendment Number One, in an amount not to exceed \$107,000.00 to City Secretary Contract Number 51426 with Kimley-Horn and Associates, Inc., thereby increasing the contract amount to \$202,120.00 for the 2017 Railroads project and the 2018 Bond Railroad UPRR project(City Project No. 100751 and 101866).

DISCUSSION:

The 2014 and 2018 Bond program allocated funds for the Union Pacific Railroad (UPRR) crossing improvements to comply with Quiet Zone requirements. This project includes the UPRR crossing improvements at West Bewick Street, West Biddison Street, West Dickson Street, West Bolt Street and West Kellis Street. An Engineering Agreement with Kimley-Horn and Associates, Inc.(CSC 51426) was administratively authorized for the design of the project.

The contract scope was to prepare final design plans based on a Quiet Zone diagnostic meeting held on June 14, 2017. However, during ninety-nine percent design submittal, the UPRR requested another Quiet Zone diagnostic meeting for the project. The second Quiet Zone diagnostic meeting was held on July 1, 2021. Attendees for the second Quiet Zone diagnostic meeting include representatives from the Federal Railroad Administration (FRA), Union Pacific Railroad (UPRR), City of Fort Worth (CFW), Benesch, and Kimley-Horn and Associates, Inc.

The contract scope changed significantly due to the second Quiet Zone diagnostic meeting. This amendment provides compensation to the Consultant for the added scope.

The following table summarizes previous contract action and amendments:

M&C	Amount	Justification	Authority	Date
Initial Contract	\$ 95,120.00	Initial contract to develop design and construction document	Administratively	10/22/2018
Amendment No. 1	\$ 107,000.00	Additional Engineering Service	This M&C	
Contract Total	\$ 202,120.00			

The funding for the UPRR Kellis Group Quiet Zone Improvements Projects are below:

Project	Fund	Existing Funding
100751-2017 Railroads	2014 Bond - 34014	\$ 95,120.00
101866-2018 Bond Railroad UPRR	2018 Bond - 34018	\$ 200,000.00
Total Project Funding		\$ 295,120.00

M/WBE – A waiver of the goal for Business Equity subcontracting requirements was requested, and approved by the DVIN, in accordance with the applicable Ordinance, because the purchase of goods or services is from sources where subcontracting or supplier opportunities are negligible.

This project is included in the 2014 and 2018 Bond Program. Available resources within the General Fund will be used to provide interim financing until debt is issued. Once dept associated with the project is sold, bond proceeds will reimburse the General Fund in accordance with the statement expressing official Intent to Reimburse that was adopted as part of the ordinance canvassing the bond election(Ordinance No. 23209-05-2018) and subsequent actions taken by the Mayor and Council.

Funding is budgeted in the TPW Dept Highway & Streets Department's 2014 Bond Program and 2018 Bond Program Funds for the purpose of funding the 2017 Railroads and 2018 Bond Railroad UPRR projects, as appropriated.

The above mentioned project is located in COUNCIL DISTRICT 9.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current capital budget, as previously appropriated, in the 2014 Bond Program and 2018 Bond Program Funds for the 2017 Railroads and 2018 Bond Railroad UPRR projects to support the approval of the above recommendation and execution of the amendment to the contract. Prior to any expenditure being incurred, the Transportation & Public Works Department has the responsibility to validate the availability of funds.

Submitted for City Manager's Office by: Dana Burghdoff 8018

Originating Business Unit Head: William Johnson 7801

Additional Information Contact: Monty Hall 8662

Expedited