

Mayor and Council Communication

DATE: 05/21/24

M&C FILE NUMBER: M&C 24-0458

LOG NAME: 2020INT IMPROV N. BEACH ST/WESTERN CENTER BLVD APPROPRIATION

SUBJECT

(CD 4) Approve Allocation from the American Rescue Plan Act State and Local Fiscal Recovery Funds and Adopt Appropriation Ordinance to Provide Additional Funding for the Intersection Improvements at North Beach Street and Western Center Boulevard Highway Safety Improvement Project in the Amount of \$515,000.00 for Increased Construction Costs and Amend the Fiscal Years 2024-2028 Capital Improvement Program (2022 Bond Program)

RECOMMENDATION:

It is recommended that the City Council:

1. Approve the allocation of up to \$515,000.00 from the American Rescue Plan Act, Subtitle M (Coronavirus State and Local Fiscal Recovery Funds) for the North Beach Street and Western Center Boulevard Highway Safety Improvement project (City Project No. 104038);
2. Adopt the attached appropriation ordinance, adjusting appropriations in the Grants Cap Projects Federal Fund in the amount of \$515,000.00, transferred from the Grants Operating Federal Fund for the North Beach Street and Western Center Boulevard Highway Safety Improvement project (City Project No. 104038) for increased construction costs; and
3. Amend the Fiscal Years 2024-2028 Capital Improvement Program.

DISCUSSION:

The purpose of this Mayor and Council Communication (M&C) is to allocate and appropriate additional funding in the amount of \$515,000.00 for anticipated increased construction costs for the intersection improvements at North Beach Street and Western Center Boulevard Highway Safety Improvement project (City Project No. 104038).

The project's scope includes rebuilding the eastbound and westbound traffic signals at the intersection of North Beach Street and Western Center Boulevard, adding a separate right-turn lane for westbound traffic, and improving pedestrian facilities to comply with Americans with Disabilities Act (ADA) regulations.

Allocation of ARPA Subtitle M Funding

ARPA Section 603(c)(1)(C) provides that ARPA can be used to replace revenue lost as a result of the COVID-19 public health emergency, with such funds eligible to be used for the provision of government services. Treasury guidance construing the revenue recovery provision indicates such funds can generally be used for any purpose for which a city could use its own funds, subject to certain narrow exceptions that are not applicable here. ARPA funding must be committed by December 31, 2024, and spent by December 31, 2026.

Based on the Advance Funding Agreement executed between the City of Fort Worth and Texas Department of Transportation (TxDOT) (M&C 24-0243), the City is responsible for any cost overruns for the project because the intersection is classified as an off-system location.

The TxDOT application for project funding was submitted in the fall of 2020. The construction estimate included with the funding application was based on TxDOT average bid prices at that time. After a review of recently received bids for similar HSIP projects, prices are expected to be higher than initially estimated when the HSIP funds were approved. The appropriation of additional funds with this M&C is to pay for these anticipated higher construction costs.

The table below summarizes past appropriations, sources, additional funding, and the estimated total cost of the project at completion:

Intersection Improvements at North Beach Street and Western Center Blvd Project (City Project No. 104038)			
Fund	Existing Funding	Additional Funding	Project Funding Total
34027 - 2022 Bond Program	\$412,000.00	\$0.00	\$412,000.00
31001 – Grants Cap Projects Federal Fund	513,663.00	515,000.00	1,028,663.00
Project Total	\$925,663.00	\$515,000.00	\$1,440,663.00

Funding for this project was not included in the Fiscal Years 2024-2028 Capital Improvement Program (CIP) because the amount of additional construction costs needed was unknown at the time of CIP development. The action in this M&C will amend the Fiscal Years 2024-2028 Capital Improvement Program as approved in connection with Ordinance 26453-09-2023.

Summary of ARPA Allocations To-Date

The following chart reflects the current status for allocation of the City's ARPA funding under Subtitle M and incorporates each ARPA M&C on the May 21, 2024, Council Agenda:

Total CFW ARPA Subtitle M Funding	\$173,745,090.00	21-0445 362021 AMERICAN RESCUE PLAN
Allocations Approved To-Date	6,000,000.00	21-0794 25ARPA-VFW-TDG
Allocations Approved To-Date	1,000,000.00	21-0805 13ARPA-ADMINISTRATION
Allocations Approved To-Date	4,245,533.42	21-0810 17ARPA ALLOCATIONS EVANS & ROSEDALE REDEVELOPMENT
Allocations Approved To-Date	2,400,000.00	21-0811 17ARPA ALLOCATIONS UNTHSC TECHSTARS
Allocations Approved To-Date	10,100,000.00	21-0814 19ARPA ALLOCATIONS TO HOUSING AND HUMAN SERVICES PROJECTS
Allocations Approved To-Date	3,000,000.00	21-0809 19ARPA ALLOCATION CDFI FRIENDLY AMERICA
Allocations Approved To-Date	300,000.00	21-0820 25ARPA-WRMC MURAL PLAQUES
Allocations Approved To-Date	6,400,000.00	21-0935 21ARPA-PEG FUNDING-FUTURE CITY HALL
Allocations Approved To-Date	8,000,000.00	21-0908 23ARPA-VACCINATIONS AND TESTING
Allocations Approved To-Date	4,560,000.00	21-0913 25ARPA-PED_______CAPITAL_______RESTORE
Allocations Approved To-Date	52,000,000.00	21-0934 21ARPA-FWCC EXPANSION FUNDING & PROJECT MANAGEMENT
Allocations Approved To-Date	3,000,000.00	22-0268 17ARPA CENTER FOR TRANSFORMING LIVES
Allocations Approved To-Date	5,000,000.00	22-0270 19ARPA ALLOCATION FOR PERMANENT SUPPORTIVE HOUSING
Allocations Approved To-Date	7,091,047.00	22-0368 04ARPANEIGHBORHOOD WIFI CARES RATIFICATION/ARPA ALLOCATION
Allocations Approved To-Date	3,595,000.00	22-0366 04ARPA INFRASTRUCTURE PROGRAM
Allocations Approved To-Date	3,675,000.00	22-0367 04ARPA CYBERSECURITY PROGRAM
Allocations Approved To-Date	16,000,000.00	22-0789 MMA INFRASTRUCTURE – STREETLIGHTS & PEDESTRIAN SAFETY
Allocations Approved To-Date	2,500,000.00	22-0789 MMA INFRASTRUCTURE – COBB & HIGHLAND HILLS PARKS
Allocations Approved To-Date	3,200,000.00	22-0789 TARRANT AREA FOOD BANK FACILITY
Allocations Approved To-Date	2,000,000.00	22-0789 POLICE AND FIRE COVID WORKER'S COMPENSATION CLAIMS
Allocations Approved To-Date	1,458,372.00	22-0789 POLICE COVID HEALTH EXPENDITURES

Allocations Approved To-Date	750,000.00	22-0789 VISIT FORT WORTH SPECIAL EVENT FUNDING
Allocations Approved To-Date	4,411,080.00	22-0789 UNITED WAY ONE SECOND COLLABORATIVE
Allocations Approved To-Date	8,000,000.00	22-0789 DEEPLY AFFORDABLE HOUSING INFRASTRUCTURE & DRAINAGE
Allocations Approved To-Date	1,500,000.00	22-0789 FORT WORTH ZOO ROAD REPAIR, EROSION CONTROL, BROADBAND
Allocations Approved To-Date	200,000.00	22-0789 TX WESLEYAN ON-CAMPUS PUBLIC UTILITY RELOCATION
Allocations Approved To-Date	1,925,000.00	22-0789 WILL ROGERS MC AIR HANDLER REPLACEMENT
Allocations Approved To-Date	5,950,000.00	22-0789 WILL ROGERS MC CONCOURSE, LOBBY AND RESTROOM UPDATES
Allocations Approved To-Date	2,000,000.00	23-0284 ARPA FWTC INNOVATION PARTNERSHIP
Allocations Approved To-Date	50,000.00	23-0518 60WSTAMUS ILA
Allocations Approved To-Date	100,000.00	23-0609 ARPA\ _CENTRAL\ _MULTIMODAL\ _MOBILITY\ _HUB
Reclaimed Allocations	-4,216,902.00	23-0609 ARPA\ _CENTRAL\ _MULTIMODAL\ _MOBILITY\ _HUB
Allocations Approved To-Date	4,500,000.00	23-0925 RFP 22-0146 BROADBAND ENHANCEMENTS CH CITY
Allocations Approved To-Date	596,275.00	24-0180 WSTAMUS-MCO
Pending Reclaimed Allocations	-5,207,162.96	13UPDATE AMERICAN RESCUE PLAN ALLOCATIONS
Pending Allocation	515,000.00	2020INT IMPROV N. BEACH ST/WESTERN CENTER BLVD APPROPRIATION (This M&C)
	\$7,146,847.54	Unallocated Balance

This Project is located in COUNCIL DISTRICT 4.

A Form 1295 is not required because: This contract will be with a governmental entity, state agency or public institution of higher education: Texas Department of Transportation

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are currently available in the Grants Operating Federal Fund American Rescue Plan Act project, and upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available as appropriated in the Grants Cap Projects Federal Fund for the N Beach & Western Center Inter project. Prior to any expenditure being incurred, the Transportation & Public Works Department is responsible for validating the availability of funds. This is a reimbursement grant.

Submitted for City Manager's Office by: Jessica McEachern 5804

Originating Business Unit Head: Lauren Prieur 6035

Additional Information Contact: Monty Hall 8662