

Mayor and Council Communication

DATE: 05/10/22

M&C FILE NUMBER: M&C 22-0356

LOG NAME: 60EMS HIGH SCHOOL NO.4 AMEND

SUBJECT

(CD 7) Amend Mayor and Council Communication 22-0176, Authorizing Execution of an Interlocal Agreement with Eagle Mountain Saginaw Independent School District to Increase the City Participation to \$470,236.43 for Oversizing a 12-Inch Water Main to a 16-inch Water Main, and Adopt Attached Appropriation Ordinance to Effect an Additional Portion of Water’s Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

RECOMMENDATION:

It is recommended that the City Council:

1. Amend Mayor and Council Communication 22-0176, authorizing execution of an Interlocal Agreement with Eagle Mountain Saginaw Independent School District to increase City participation to \$470,236.43 for oversizing a 12-inch water main to a 16-inch water main in the vicinity east of Business Highway 287 and south of Bonds Ranch Road to serve Eagle Mountain Saginaw Independent School District High School #4 and anticipated future growth in north Fort Worth; and
2. Adopt the attached appropriation ordinance adjusting estimated receipts and appropriations in the Water & Sewer Bond 2017A Fund, by increasing estimated receipts and appropriations in the Community Facilities Agreement Bucket programmable project (City Project No.P00001) in the amount of \$350,756.00 and decreasing estimated receipts and appropriations in the Unspecified project (City Project No. UNSPEC) by the same amount, for the purpose of funding the Interlocal Agreement – EMS ISD High School #4 (City Project No.103535) and to effect an additional portion of Water’s contribution to the Fiscal Years 2022-2026 Capital Improvement Program.

DISCUSSION:

On March 8, 2022, Mayor & Council Communication, (M&C) 22-0176, the City Council authorized the execution of a Community Facilities Agreement (CFA) with Eagle Mountain Saginaw Independent School District (EMS ISD), with City participation in an amount of \$204,640.35 for oversizing a 12-inch water main to a 16-inch water main in the vicinity east of Business Highway 287 and south of Bonds Ranch Road. The amount of City participation was based on an engineer’s estimate of the project cost. The Water Department is seeking additional funding for the increased cost share in the amount of \$350,755.93 based on the signed bid proposal from the contractor who was awarded the public bid. The funding increase includes a 25% contingency to cover the City’s portion of any change orders.

Eagle Mountain Saginaw Independent School District has publicly bid the project. The City’s cost participation in the construction and oversizing of the water main is estimated to be in an amount not to exceed \$470,236.43 as shown in the table below. Payments to the Developer are estimated to be \$461,016.11 for construction costs and \$9,220.32 for material testing. The remaining City participation for contingency in the estimated amount of \$115,254.03 will cover the City’s portion of any change orders.

A. Public Improvements	Developer Cost	City Cost	Total Cost
1. Water- 16"	\$2,139,324.90	\$461,016.11	\$2,600,341.00
Contingency	\$0.00	\$115,254.03	\$115,254.03
2. Sewer	\$1,306,584.25	\$0.00	\$1,306,584.25
3. Drainage	\$1,158,244.50	\$0.00	\$1,158,244.50
4. Paving	\$3,310,137.25	\$0.00	\$3,310,137.25
5. Street Lighting	\$368,450.00	\$0.00	\$368,450.00

B. Inspections & Testing			
1. Construction Inspection Fee	\$130,000.00	\$0.00	\$130,000.00
2. Admin Material Testing Fee	\$22,295.00	\$0.00	\$22,295.00
3. Material Testing Cost	\$0.00	\$9,220.32	\$9,220.32
4. Water Lab Fee	\$2,040.00	\$0.00	\$2,040.00
Total Project Cost	\$8,437,075.90	\$585,490.46	\$9,022,566.35

*Numbers will be rounded up for accounting purposes.

The reimbursement of the participation, excluding inspection and material testing fees, is not a lump-sum amount and may be less than the stated amount depending upon the actual quantities and unit prices from the Notice of Final Completion package, commonly referred to as the Green Sheet package.

Capital Fund Name	Project Name	FY2022 CIP Appropriations	Authority	Budget Change (Increase/Decrease)	Revised FY2022 Budget
Govt Community Facilities Agmt-Fund 30111	P00001-CFA Bucket	\$1,100,000.00			\$1,100,000.00
CFA Developer-Fund 30114	P00001-CFA Bucket	\$6,000,000.00			\$6,000,000.00
Water/Sewer Bond 2016-Fund 56005	P00001-CFA Bucket	\$0.00	M&C 21-0917	\$1,211,467.00	\$1,211,467.00
			M&C 21-0919	\$112,280.00	\$112,280.00
			M&C 21-0918	\$55,061.00	\$55,061.00
			M&C 22-0176	\$234,735.00	\$234,735.00
			M&C 22-0177	\$180,752.00	\$180,752.00
Water & Sewer Bond 2017A-Fund 56011	P00001-CFA Bucket	\$0.00	M&C 22-0175	\$200,857.00	\$200,857.00
			This M&C	\$350,756.00	\$350,756.00
Total P00001-CFW Bucket Appropriations		\$7,100,000.00		\$2,345,908.00	\$9,445,908.00

It 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 in the Mayor & Council Communication will appropriate funds in support of the Water's portion of the City of Fort Worth's Fiscal Years 2022-2026 Capital Improvements Program. Funding for the Community Facility Agreement (CFA) – EMS ISD High School #4 is as depicted in the table below:

Fund	Existing Appropriations	Additional Appropriations	Project Total*
Water/Sewer Bond 2016-Fund 56005	\$234,735.00	\$0.00	\$234,735.00
Water & Sewer Bond 2017A – Fund 56011	\$0.00	\$350,756.00	\$350,756.00
Project Total	\$234,735.00	\$350,756.00	\$585,491.00

*Numbers rounded for presentation purposes.

This development is located in Council District 7.

A Form 1295 is not required because: This contract will be with a governmental entity, state agency or public institution of higher education: Eagle Mountain Saginaw ISD

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are currently available in the Unspecified - All Funds project within the Water & Sewer Bond 2017A Fund and upon approval of the above recommendation and adoption of the attached appropriation ordinance, funds will be available in the Water & Sewer 2017A Fund for the CFA Bucket programmable project to support the approval of the above recommendation and execution of the agreement. Prior to an expenditure being incurred, the Water Department has the responsibility of verifying the availability of funds.

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