

Mayor and Council Communication

DATE: 08/13/24

M&C FILE NUMBER: M&C 24-0680

LOG NAME: 60RIVERSIDE BRIDGE WATERLOC AFA AND APPROPRIATION

SUBJECT

(CD 11) Ratify Execution of an Advance Funding Agreement with the Texas Department of Transportation in the Amount of \$2,330,000.00 for Voluntary Utility Relocation Contributions for the Riverside Drive Bridge Over Trinity River Project, Authorize Execution of Amendment No. 1 to the Advance Funding Agreement to Reduce the Amount by \$2,160,000.00 to \$170,000.00 and Adopt Appropriation Ordinance 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:

1. Ratify execution of an Advance Funding Agreement (CSJ 0902-90-298) with the Texas Department of Transportation in the amount of \$2,330,000.00 for Voluntary Utility Relocation Contributions for the Riverside Drive Bridge project;
2. Authorize execution of Amendment No. 1 to the Advanced Funding Agreement with the Texas Department of Transportation for Voluntary Utility Relocation Contributions for the Riverside Drive Bridge project reducing the cost by \$2,160,000.00 to the amount of \$170,000.00; and
3. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$242,000.00, transferred from available PayGo funds within the Water and Sewer Fund, for the purpose of funding the Water & Sanitary Sewer REPL Contract 2019 WSM-I project (City Project No. 103415) to effect a portion of Water's contribution to the Fiscal Years 2024-2028 Capital Improvement Program.

DISCUSSION:

The original Advanced Funding Agreement (AFA) for City voluntary contributions (CSJ 0902-90-298, CSC No. Pending) was routed directly to the City Manager's Office by Texas Department of Transportation (TXDOT) and inadvertently executed on May 16, 2023 prior to a Mayor and Council Communication (M&C) authorizing said action. This M&C serves to rectify the error by ratifying the CMO's execution of that AFA and, since the project's scope has radically changed in the interim, authorize an amendment to said AFA greatly reducing the cost to the city.

The amendment to the Advanced Funding Agreement being presented here will provide reduced city funding for the removal of the 12-inch water main, attached to the Riverside Drive Bridge, in conjunction with TXDOT's rehabilitation of the Riverside Drive Bridge. The estimated cost for the water main's removal is \$170,000.00. In addition to the estimated construction cost, \$72,000.00 is required for project management, material testing and inspection. This project will have no impact to the Water Department's operating budget when completed.

On September 12, 2017, M&C C-28365 authorized execution of an Advance Funding Agreement with the Texas Department of Transportation for the Reconstruction of the Riverside Drive Southbound Bridge Deck over Trinity River (City Secretary Contract No. 50229, CSJ No. 0902-90-019). Subsequently, TXDOT has required that the segment of the water main currently attached to south bound deck of the Riverside Drive Bridge be removed.

On November 30, 2021, M&C 21-0924 authorized execution of an Engineering Agreement with Kimley-Horn and Associates, Inc. (City Secretary Contract No. 56816) for the Water and Sanitary Sewer Replacement Contract 2019 WSM-I, project which includes the removal and relocation of the water main from Riverside Drive to Booker Street. TXDOT's contractor under contract for the bridge rehabilitation project will perform this work.

This M&C will also appropriate the required funding for the project. No funds have been transferred to TXDOT.

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 comply with bond covenants. The actions in the 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:

60RIVERSIDE Bridge WATERRELOC AFA AND APPROPRIATION

Capital Fund Name	Project Name	FY2024 CIP Appropriations	Authority	Budget Change (Increase/Decrease)	Revised FY2024 Budget
W&S Capital Projects Fund-Fund 56002	103415-W/SS Repl Contract 2019 WSM-I	\$0.00	This M&C	\$242,000.00	\$242,000.00

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	\$84,505,035.00	\$(75,362,626.38)	\$(242,000.00)	\$8,900,408.62

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

Appropriations for the W/SS Repl Contract 2019 WSM-I project are as depicted in the table below:

Fund	Existing Appropriations	Additional Appropriations	Project Total*
2022 Bond Program- Fund 34027	\$70,000.00	\$0.00	\$70,000.00
W&S Capital Projects - Fund 56002	\$1,257,971.00	\$242,000.00	\$1,499,971.00
Project Total	\$1,327,971.00	\$242,000.00	\$1,569,971.00

Funding is budgeted in the Transfer to Water/Sewer account within the Water & Sewer Fund for the purpose of funding the W/SS Repl Contract 2019 WSM-I project within the Water & Sewer Capital Projects Fund.

*Numbers rounded for presentation purposes.

This project is located in COUNCIL DISTRICT 11.

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 and Sewer Fund, and upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available in the W&S Capital Projects Fund for the W/SS REPL Contract 2019 WSM-I project to support the above recommendations and execution of the Advance Funding Agreement. Prior to any expenditure being incurred, the Water Department has the responsibility of verifying the availability of funds.

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

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