

Mayor and Council Communication

DATE: 09/17/24

M&C FILE NUMBER: M&C 24-0837

LOG NAME: 60SSMISTYSRUNA1-BGE

SUBJECT

(CD 10) Authorize Execution of Amendment No. 1 in the Amount of \$35,619.00 to an Engineering Agreement with BGE, Inc, for the Sanitary Sewer Main Extension on Misty’s Run 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. Authorize execution of Amendment No. 1 in the amount of \$35,619.00, to City Secretary Contract No. 54939, an engineering agreement with BGE, Inc, for the Sanitary Sewer Main Extension on Misty’s Run project for a revised contract amount of \$135,499.00; and
2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$35,619.00, transferred from available PayGo funds within the Water and Sewer Fund, for the purpose of funding the Sanitary Sewer Main Extension Misty’s Run project (City Project No. 103030) and to effect a portion of Water’s contribution to the Fiscal Years 2024-2028 Capital Improvement Program.

DISCUSSION:

On November 17, 2020 Mayor and Council Communication (M&C) (20-0856), the City Council adopted an Appropriation Ordinance in the amount of \$140,080.00 for the purpose of funding Sanitary Sewer Main Extension on Misty’s Run from Keller Hicks Road to Old Denton Road.

The \$140,080.00 included funding in the amount of \$99,880.00 for an engineering agreement with BGE, Inc. (City Secretary Contract No. 54939) to prepare plans and specifications for the project and \$48,200.00 for project management, utility coordination and material testing. On November 9, 2021, (M&C 21-0873) a construction contract was awarded to Reyes Group Ltd for installation of the sewer work. Subsequent to completion of the work and final restoration of the pavement surface, the roadway began to settle. The City has refused to accept the project from the contractor. The Water Department has used other contracts to install remedial pavement measures along Misty’s Run.

Amendment No.1 will provide for excavation and evaluation of the trench fill material to determine if it was properly placed and compacted and to provide a permanent solution.

It is the practice of the Water Department to appropriate its CIP plan throughout the Fiscal Year (FY), 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 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:

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Capital Fund Name	Project Name	FY2024 CIP Appropriations	Authority	Budget Change (Increase/Decrease)	Revised FY2024 Budget
Fund 56002 - W&S Capital Projects	103030-SS Extension on Misty’s Run	\$0.00	This M&C	\$35,619.00	\$35,619.00

Funding is budgeted in the Transfer to Water/Sewer account of the Water and Sewer operating budget for the purpose of funding the Sanitary Sewer Main Extension on Misty’s Run project.

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

FY2024 Original Adopted PayGo	FY2024 Amended PayGo (includes any council actions subsequent to budget)	YTD PayGo Approved for/Moved to Capital Projects	This M&C	FY2024 Remaining PayGo Balance

	adoption)			
\$84,505,035.00	\$143,330,035.00	\$(83,077,075.38)	\$(35,619.00)	\$60,217,640.62

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

Appropriations for Sanitary Sewer Main Extension on Misty's Run project are as depicted below:

Fund	Existing Appropriations	Additional Appropriations	Project Total*
W&S Capital Projects - Fund 56002	\$1,288,915.00	\$35,619.00	\$1,324,534.00
Project Total	\$1,288,915.00	\$35,619.00	\$1,324,534.00

*Numbers rounded for presentation purposes.

The amendment for this project was not reviewed by The Business Equity Division for a business equity goal, as it was anticipated to be under the \$100,000.01 threshold.

This project is located in COUNCIL DISTRICT 10.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are currently available in the Water & 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 SS Extension on Misty's Run 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

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