

Mayor and Council Communication

DATE: 06/27/23

M&C FILE NUMBER: M&C 23-0603

LOG NAME: 13PSOLE SOURCE NORTH TEXAS TOLL AUTHORITY (NTTA) JF FMS

SUBJECT

(ALL) Authorize Execution of Sole Source Agreement with North Texas Tollway Authority to Pay for City-Owned Vehicle Toll Charges in an Annual Amount Up to \$425,000.00 for the Initial Term and Authorize Unlimited Renewals for City Departments

RECOMMENDATION:

It is recommended that the City Council authorize execution of sole source agreement with North Texas Tollway Authority to pay for city-owned vehicle toll charges in an annual amount up to \$425,000.00 for the initial term and authorize unlimited renewals for City Departments.

DISCUSSION:

Chisholm Trail Parkway Tollway and North Texas Express (NTE) 35W TEXpress Lanes run through the City of Fort Worth (City). During times of emergencies and other City business, it is necessary for City personnel to utilize the tollways while driving City-owned vehicles. The City is charged for usage of the tollways; therefore, it is necessary to allow spending authority for the City to pay for the tollway expenses.

This procurement is exempted from competitive bidding requirements as authorized by Section 252.022(7)(A) of the Texas Local Government Code because it is a purchase for toll charges from the North Texas Tollway Authority (NTTA), which is the sole-source provider of toll roads, bridges, and tunnels in the North Texas area.

Approval of this Mayor and Council Communication (M&C) authorizes the City to spend up to \$425,000.00 per year; however, the actual first-year spend is anticipated to be approximately \$383,147.00 based on current budget allocations. Actual usage in any term can be up to the authorized amount and will be dependent upon actual appropriations for this purpose in the departments' budgets. The annual department allocation for the first year is:

Departments	Annual Amount
ITS	\$4,000.00
Property Management	\$12,588.00
Water	\$250,000.00
Development Services	\$19,959.00
Parks & Recreations	\$25,600.00
TPW	\$71,000.00

DIVERSITY AND INCLUSION (DVIN) - A waiver of the goal for Business Equity subcontracting requirement is approved by the DVIN-BE, in accordance with the Business Equity Ordinance, because the DVIN-BE Waiver is based on the sole source information provided to the DVIN-BE by the Purchasing Division Buyer.

AGREEMENT TERMS: Upon City Council approval, this agreement shall begin upon execution and expire one year from that date.

RENEWAL TERMS: The agreement may have unlimited options for renewal. This action does not require specific City Council approval provided that the City Council has appropriated sufficient funds to satisfy the City's obligations during the renewal term.

ADMINISTRATIVE CHANGE ORDER: An administrative change order or increase may be made by the City Manager up to the amount allowed by relevant law and the Fort Worth City Code and does not require specific City Council approval as long as sufficient funds have been appropriated.

Funding is budgeted in the Other Contractual Services account within the participating departments Operating Funds.

A Form 1295 is not required because: This contract will be with a governmental entity, state agency or public institution of higher education: NORTH TEXAS TOLL AUTHORITY (NTTA)

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current operating budget, as previously appropriated, in the participating departments' Operating Funds to support the approval of the above recommendation and execution of the agreement. Prior to any expenditure being incurred, the participating departments have the responsibility to validate the availability of funds.

Originating Business Unit Head: Reginald Zeno 8517

Additional Information Contact: Jo Ann Gunn 8525
Jesus Fernandez 6467