

Mayor and Council Communication

DATE: 09/24/19

M&C FILE NUMBER: M&C 19-0199

LOG NAME: 60REMERSS51472-CIRCLEC

SUBJECT

Ratify Emergency Contract (CS 51472) with William J. Schultz, Inc. d/b/a Circle "C" Construction Company, in the Final Amount of \$1,184,108.99 for Emergency Sanitary Sewer Repair Work Performed on Trinity River Streambank Erosion Affecting Two 90-inch Sanitary Sewer Mains and Adopt Appropriation Ordinance (COUNCIL DISTRICT 4)

RECOMMENDATION:

It is recommended that the City Council:

1. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$1,184,109.00 from available funds; and
2. Ratify the Emergency Agreement with William J. Schultz, Inc. d/b/a Circle C Construction Company, City Secretary No. 51472, in the final amount of \$1,184,108.99 for emergency sanitary sewer repair work performed on the Trinity River Streambank erosion affecting two 90-inch sanitary sewer mains the City's twin 90-inch sanitary sewer mains. (City Project No. 102345)

DISCUSSION:

The emergency work performed on the City's twin 90-inch sanitary sewer mains M-280-B and M-338-B was necessary to prevent failure of the slope bank of the portion of the Trinity River behind which both 90-inch mains are located. The contract provided for the reinforcement of previously installed sheet pile cutoff wall that became unstable after heavy rains and the installation of a new sheet pile cutoff wall to secure a newly composed riverbank in close proximity to the two 90-inch mains.

It was beyond the City's ability to perform repairs of this complexity. The Water Department engaged William J. Schultz, Inc. d/b/a Circle C Construction Company for the emergency sanitary sewer repair work performed on the Trinity River Streambank erosion affecting two 90-inch sanitary sewer mains.

The attached City Manager Memo dated October 17, 2018 and January 2, 2019 supplemental memorandum authorized City Secretary Contract No. 51472, and Change Order 1 thereto, for the emergency work up to \$1,200,000.00. The total construction cost was \$1,184,108.99, which is fair and reasonable for the work performed.

Sanitary Sewer Overflows are a threat to the health and safety of the City of Fort Worth. Chapter 2, Article I, Section 2-9 of the City's Code of Ordinances and Section 252.022 of the Local Government Code exempts from normal bidding requirements expenditures that are necessary to preserve or protect public health or safety of the municipality's residents; and procurements that are necessary because of unforeseen damage to public machinery, equipment, or property.

This project was located in COUNCIL DISTRICT 4.

A Form 1295 is not required because: This contract legally does not require City Council approval.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available in the current capital budget, as appropriated, of the Water and Sewer Capital Projects Fund. The Fiscal Year 2019 Water Operating Budget includes appropriations of \$35,856,873.00 for the purpose of providing Pay-As-You-Go funding for Sewer Capital Projects. After this transfer for Fiscal Year 2019, the balance will be \$8,021,085.00.

Appropriations for emergency sanitary sewer repair work performed on the Trinity River Streambank erosion affecting two 90-Inch sanitary sewer mains are depicted below:

FUND	Existing Appropriations	Additional Appropriations	Project Total*
W&S Capital Projects - Fund 56002	\$0.00	\$1,184,109.00	\$1,184,109.00
Project Total	\$0.00	\$1,184,109.00	\$1,184,109.00

*Numbers rounded for presentation purposes.

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