

# Mayor and Council Communication

DATE: 02/04/20

M&C FILE NUMBER: M&C 20-0064

LOG NAME: 202018CIPY1C1P1-FAINGROUP

**SUBJECT**

Authorize Execution of a Contract with The Fain Group, Inc., in the Amount of \$4,199,931.53 for Combined Street Paving Improvements and Water and Sanitary Sewer Main Replacements for 2018 Bond Street Reconstruction Contract 1, Part 1 Project, Located on Great Southwest Parkway, Adopt Appropriation Ordinances and Update the FY 2020-2024 CIP (COUNCIL DISTRICT 7)

**RECOMMENDATION:**

It is recommended that the City Council:

1. Adopt the attached Appropriation Ordinance increasing appropriations in the Water and Sewer Capital Projects Fund in the amount of \$2,259,838.00 transferred from available funds within the Water & Sewer Fund;
2. Adopt the attached Appropriation Ordinance increasing appropriations in the amount of \$3,154,589.00 from available funds in the 2018 Bond Program Fund; and
3. Authorize execution of a contract with The Fain Group, Inc., in the amount of \$4,199,931.53 for Combined Street Paving Improvements and Water and Sanitary Sewer Main Replacements for 2018 Bond Street Reconstruction Contract 1, Part 1 project (City Project No. 101119)

**DISCUSSION:**

This Mayor and Council Communication (M&C) is to authorize a construction contract for water and/or sanitary sewer and paving improvements on approximately 1.9 lane miles for the 2018 Bond Street Reconstruction Contract 1, Part 1 on Great Southwest Parkway from Mark IV Parkway to I.H. 35 Service Road.

The Transportation and Public Works Department's share on this contract is \$2,252,848.85. Funds for this project are included in the 2018 Bond Program. Available resources within the General Fund will be used to provide interim financing until debt is issued. Once debt associated with the project is sold, bond proceeds will reimburse the General Fund in accordance with the statement expressing official Intent to Reimburse that was adopted as part of the ordinance canvassing the bond election (Ordinance No. 23209-05-2018) and subsequent actions taken by the Mayor and Council.

The Water Department's share on this contract of \$1,947,082.68 will be available in the Water and Sewer Capital Projects Fund of the project (CPN 101119).

The project was advertised for bid on September 26, 2019 and October 3, 2019 in the Fort Worth Star-Telegram. On October 24, 2019, the following bids were received:

Bidder	Amount	Time of Completion
The Fain Group, Inc.	\$4,199,931.53	450 Calendar Days
Stabile & Winn, Inc	\$4,422,374.55	
McClendon Construction Co.	\$4,584,885.05	
Jackson Construction Ltd.	\$5,210,072.00	

In addition to the contract amount, \$1,023,970.00 (Water: \$91,119.00, Sewer: \$143,753.00, TPW: \$789,098.00) is required for project management, material testing and inspection and \$190,525.00 (Water: \$30,140.00, Sewer: \$47,743.00, TPW: \$112,642) is provided for project contingencies.

This project will have no impact on the Transportation & Public Works operating budget nor on the Water Department's operating budget when completed. Construction is expected to start in May 2020 and be completed by July 2021.

The sanitary sewer component of this project is part of the Water Department's Sanitary Sewer Overflow Initiative Program.

Appropriations for the Water, Sanitary Sewer and Paving Improvements for 2018 Bond Street Reconstruction Contract 1, Part 1 project by Fund will consist of the following:

FUND	Existing Appropriations	Additional Appropriations	Project Total*
2018 Bond Program - Fund 34018	\$260,000.00	\$3,154,589.00	\$3,414,589.00
Tax Note 2017 - Fund 34017	\$350,000.00	\$0.00	\$350,000.00
Water & Sewer Capital Projects - Fund 56002	\$202,520.00	\$2,259,838.00	\$2,462,358.00
Project Total	\$812,520.00	\$5,414,427.00	\$6,226,947.00

Numbers rounded for presentation purposes.

M/WBE OFFICE – The Fain Group, Inc. is in compliance with the City's BDE Ordinance by committing to 2 percent MBE participation and documenting good faith effort. The Fain Group, Inc. identified several subcontracting and supplier opportunities. However, the firms contacted in the areas identified did not respond or did not submit the lowest bids. The City's MBE goal on this project is 17 percent.

The 2018 Bond Program funding was included in the 2020-2024 Capital Improvement Plan for project PB0001. In order to administratively track the spending of all funding sources in one project, appropriation ordinances are needed to move appropriations from the programmable project to the jointly funded static project. This action will update the 2020-20024 Capital Improvement Plan.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are available in the current operating budget of the Water & Sewer Fund, and upon approval of the above recommendations and attached appropriation ordinances, funds will be available in the current capital budgets, as appropriated, of the Water and Sewer Capital Projects Fund, the Stormwater Capital Projects Fund and 2018 Bond Program Fund. 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:** Dana Burghdoff 8018

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