

# Mayor and Council Communication

**DATE:** 04/28/26

**M&C FILE NUMBER:** M&C 26-0284

**LOG NAME:** 60WSSC19WSMNA3-GARVER

**SUBJECT**

(CD 9) Authorize Execution of Amendment No. 3 in the Amount of \$188,535.00 to an Engineering Agreement with Garver, LLC., for a Revised Contract Amount of \$737,160.00, for the Water and Sanitary Sewer Contract 2019 WSM-N Project, and Adopt Appropriation Ordinance to Effect a Portion of Water’s Contribution to the Fiscal Years 2026-2030 Capital Improvement Program

**RECOMMENDATION:**

It is recommended that the City Council:

1. Authorize execution of Amendment No. 3 in the amount of \$188,535.00, to City Secretary Contract No. 56722, an Engineering Agreement with Garver, LLC. for the Water and Sanitary Sewer Contract 2019 WSM-N project for a revised contract amount of \$737,160.00; and
2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$188,535.00, transferred from available PayGo funds in the Water and Sewer Fund, for the purpose of funding the Water and Sanitary Sewer Contract 2019 WSM-N project (City Project No. 103358) and to effect a portion of Water’s contribution to the Fiscal Years 2026-2030 Capital Improvement Program.

**DISCUSSION:**

The purpose of this Mayor and Council Communication (M&C) is to authorize execution of Amendment No. 3 in the amount of \$188,535.00 to an Engineering Agreement with Garver, LLC, for the Water and Sanitary Sewer Contract 2019 WSM-N project (City Project No. 103358).

On November 9, 2021, M&C 21-0876, the City Council authorized an Engineering Agreement in the amount of \$217,498.00 with Garver, LLC. (City Secretary Contract No. 56722) for the Water and Sanitary Sewer Contract 2019 WSM-N project. The agreement was subsequently revised by Amendment No. 1 in the amount of \$71,325.00, administratively authorized on September 4, 2022, that provided survey and design for the additional water and sanitary sewer mains on the project; and Amendment No. 2 in the amount of \$259,802.00, authorized by M&C 23-0501 on June 13, 2023, for survey and design for the additional water and sanitary sewer mains on the project.

Amendment No. 3 will provide for the necessary design services for the replacement of 24” water main and 8” sanitary sewer on Oak Grove Road from Sycamore Creek to South East Loop 820 Freeway.

It is the practice of the Water Department to appropriate its Capital Improvement Program (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.

Funding is budgeted in the Transfer to Water/Sewer account within the Water & Sewer Capital Projects Fund, for the purpose of funding the Water and Sanitary Sewer Contract 2019 WSM-N project.

**FY2026 - Water PAYGO Appropriations per City Ordinance 27979-09-2025**

FY2026 Original Adopted PayGo	FY2026 Amended PayGo (includes any council actions subsequent to budget adoption)	YTD PayGo Approved for / Moved to Capital Projects	This M&C	FY2026 Remaining PayGo Balance
\$101,090,082.00	\$101,090,082.00	(\$45,039,002.00)	(\$188,535.00)	\$56,051 080.00

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

Appropriations for Water/Sanitary Sewer Contract 2019 WSM-N Replacement project are as depicted below:

Fund	Existing Appropriations	Additional Appropriations	Project Total*
W&S Capital Projects - Fund	\$8,315,955.00	\$188,535.00	\$8,504,490.00

56002			
<b>Project Total</b>	<b>\$8,315,955.00</b>	<b>\$188,535.00</b>	<b>\$8,504,490.00</b>

\*Numbers rounded for presentation purposes.

This project is located in COUNCIL DISTRICT 9.

**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 Contract 2019 WSM-N project to support execution of the contract amendment. 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:**    Jessica McEachern    5804

**Originating Business Unit Head:**                    Chris Harder                    5020

**Additional Information Contact:**                    Parvathi S.                    7803