

# Mayor and Council Communication

**DATE:** 11/29/22

**M&C FILE NUMBER:** M&C 22-1005

**LOG NAME:** 2023 TRAFFIC SIGNAL AND STREET LIGHTING UNIT PRICE CONTRACT

**SUBJECT**

(ALL) Authorize Execution of Unit Price Construction Contracts with EAR Telecommunication LLC, d/b/a EARTC, and Bean Electrical Inc., Each in an Amount Not to Exceed \$3,000,000.00, for Task Order Construction Services for the Installation of Projects Relating to Traffic Signal and Street Lighting Improvements (2018 and 2022 Bond Program)

**RECOMMENDATION:**

It is recommended that the City Council authorize execution of unit price construction contracts for task order construction services for the installation of traffic signal and street lighting improvements with up to two renewals with:

1. EAR Telecommunications LLC, d/b/a EARTC in an amount not to exceed \$3,000,000.00; and
2. Bean Electrical, Inc. in an amount not to exceed \$3,000,000.00.

**DISCUSSION:**

The contracts will provide construction services on an as-needed (task order) basis for the construction of capital projects relating to traffic signal improvements, street light improvements, minor intersection roadway improvements, guardrail installations, and pavement marking improvements. Each contract amount is capped at \$3,000,000.00. Each contract may be renewed up to two (2) additional terms, at the expiration of contract funds, under the same terms, conditions, and unit prices. The project was bid in a low bid format to determine unit prices to be paid when task orders are issued, and the bidders were made aware of the contract cap amount.

The contract was advertised in the *Fort Worth Star-Telegram* on August 11, 2022, and August 18, 2022. On September 15, 2022, two companies submitted the following bids:

CONTRACTOR	BID
EARTC	\$3,893,387.65
Bean Electrical, Inc.	\$4,620,014.52

Projects identified initially include Bonds Ranch – Wagley Robertson Project (City Project No. (CPN) 103278), Crowley and Sycamore Intersection Improvements Project (CPN 101016), Traffic Signal Improvements at Forest Park Boulevard and West 10<sup>th</sup> Street Project (CPN 103997), Traffic Signal Improvement at Basswood Boulevard and Old Santa Fe Trail Project (CPN 103998), Traffic Signal Improvement at Trinity Boulevard and Reggis Ct Project (CPN 104000), Traffic Signal Improvements at North Beach Street and Ray White Road Project (CPN 104001), Traffic Signal Improvements at Western Center Boulevard and Sandshell Road Project (CPN 103999), Traffic Signal Improvements at John T White and Sandy Lane Project (CPN 104002), and Traffic Signal Improvements at Wichita Street and Martin Street Project (CPN 103995).

These task order contracts will serve current and future capital projects as-needed and a funds availability verification will be performed by Transportation & Public Works Contract Compliance Managers prior to task order assignment.

A portion of these contracts may be paid with proceeds from the 2018 and 2022 Bond Programs. The City's Extendable Commercial Paper (ECP) (M&C 22-0607; Ordinance 25675-08-2022) provides liquidity to support the appropriation. Available resources will be used to actually make any interim progress payments until debt is issued. Once debt associated with a project is sold, debt proceeds will reimburse the interim financing source 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 25515-05-2022) and the subsequent actions taken by the Mayor and Council.

**MWBE Office:**

EAR Telecommunications LLC is in compliance with the City's Business Equity Ordinance by committing to 10% MWBE participation on this project. The City's MWBE goal on this project is 10%. EAR Telecommunication LLC is MBE certified.

Bean Electrical, Inc is in compliance with the City's Business Equity Ordinance by committing to 10% MWBE participation on this project. The City's MWBE goal on this project is 10%.

The project is located in ALL COUNCIL DISTRICTS.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are available in the current capital budgets, as previously appropriated, in the various capital improvement program funds to support the approval of the recommendations and execution of the contracts. Prior to any expenditure being incurred, the Transportation & Public Works Department has the responsibility to validate the availability of funds.

**Submitted for City Manager's Office by:** William Johnson 5806

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Expedited