

Mayor and Council Communication

DATE: 10/17/23

M&C FILE NUMBER: M&C 23-0885

LOG NAME: 20COOKS LN AT BRENTWOOD STAIR RD ADVANCE FUNDING AGREEMENT

SUBJECT

(CD 5) Adopt a Resolution Authorizing Execution of an Advance Funding Agreement with the Texas Department of Transportation in the Amount of \$675,694.00 with Federal Participation in the Amount of \$466,750.00, State Participation in the Amount of \$28,507.00 and Local Participation in the Amount of \$180,437.00 for the Cooks Lane and Brentwood Stair Road Highway Safety Improvement Project, Adopt Appropriation Ordinances and Amend the Fiscal Years 2024-2028 Capital Improvement Program (2022 Bond Program)

RECOMMENDATION:

It is recommended that the City Council:

1. Adopt the attached resolution authorizing execution of an Advance Funding Agreement with the Texas Department of Transportation (CSJ# 0902-90-209) in the amount of \$675,694.00 with Federal participation in the amount of \$466,750.00, State participation in the amount of \$28,507.00 and local participation in the approximate amount of \$180,437.00 for the Cooks Lane and Brentwood Stair Road Highway Safety Improvements project (City Project No. 104035);
2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Grants Cap Projects Federal Fund, subject to receipt of the Grant, in the amount of \$466,750.00 for the Cooks Lane and Brentwood Stair Road Highway Safety Improvements project (City Project No. 104035);
3. Adopt the attached appropriation ordinance adjusting appropriations in the 2022 Bond Program Fund by increasing estimated appropriations in the Cooks Lane and Brentwood Stair Road Highway Safety Improvements project (City Project No. 104035) in the amount of \$385,500.00 and decreasing appropriations in the Traffic Signals programmable project (City Project No. PB0006) by the same amount; and
4. Amend the Fiscal Years 2024-2028 Capital Improvement Program.

DISCUSSION:

The purpose of this Mayor and Council Communication (M&C) is to adopt a resolution authorizing execution of an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) in the amount of \$675,694.00, of which \$180,437.00 is City of Fort Worth's (City) participation and authorize acceptance of Federal Grant funds and State funds in the amount of \$466,750.00 for construction of the Cooks Lane and Brentwood Stair Road Highway Safety Improvement project. (City Project No. 104035).

The scope of this project includes installation of traffic signal and safety lighting at the intersection of Cooks Lane and Brentwood Stair Road.

This project will be let by TXDOT in August 2024. The State is responsible for all construction activities within the scope of this project. The State will be responsible for securing the federal and State share of the funding required for the development and construction of the project. City funds have been appropriated to this project for design, right-of-way, utilities and project management costs. The AFA will require Fort Worth to fund cost overruns. At the end of the project, the asset will remain with the City of Fort Worth.

The table below summarizes the AFA funding amounts:

	Federal	State	Local	Total
34027 - 2022 Bond Program Fund			\$180,437.00	\$180,437.00
31001 - Grants Cap Projects Federal Fund	\$466,750.00			\$466,750.00
Unappropriated State Costs		\$28,507.00		\$28,507.00
Total	\$466,750.00	\$28,507.00	\$180,437.00	\$675,694.00

The following table summarizes the total funding for the Cooks Lane at Brentwood Stair Road project:

Fund	Existing Funding	Additional Funding	Project Total
34027 - 2022 Bond Program	\$385,500.00	\$0.00	\$385,500.00

31001 - Grants Cap Projects Federal Fund	\$0.00	\$466,750.00	\$466,750.00
Project Total	\$385,500.00	\$466,750.00	\$852,250.00

Funding is budgeted in the 2022 Bond Program Fund for the purpose of funding the Cooks Ln and Brentwood Stair project.

This project is included in the 2022 Bond Program. 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 25515-05-2022).

Funding for this project was not included in the Fiscal Years 2024-2028 Capital Improvement Program (CIP) because the project and funding sources were unknown at the time of its development. This action in this M&C will amend the Fiscal Years 2024-2028 Capital Improvement Program as approved in connection with Ordinance 26453-09-2023.

Approval of recommendation 3 would adjust appropriations between a programmable project and convert the Cooks Lane and Brentwood Stair Road Highway Safety Improvements project (City Project No. 104035) into a static capital project. This action is needed as future funding for Cooks Lane and Brentwood Stair Road Highway Safety Improvements project (City Project No. 104035) is anticipated from other sources and the scope of this project differs from that of current programmable project.

This project is located in COUNCIL DISTRICT 5.

A Form 1295 is not required because: This contract will be with a governmental entity, state agency or public institution of higher education: Texas Department of Transportation

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the above recommendations and adoption of the attached appropriation ordinances, funds will be available in the current capital budget, as appropriated, in the Grants Cap Projects Federal Fund and 2022 Bond Program Fund. Prior to expenditures being incurred, the Transportation & Public Works Department has the responsibility to validate the availability of funds. This is an advance grant.

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Expedited