

Mayor and Council Communication

DATE: 10/11/22

M&C FILE NUMBER: M&C 22-0839

LOG NAME: 20MCCART AND ALTAMESA ONCOR DSA

SUBJECT

(CD 8) Authorize Execution of a Discretionary Service Agreement in the Combined Amount of \$450,600.00 with Oncor Electric Delivery Company LLC for the Removal and Replacement of One Lattice Tower, Including the Purchase of Two Parcels of Land from Oncor Electric Delivery Company, LLC, Being Approximately 1.581 Acres Located at the Intersection of McCart Avenue and Altamesa Boulevard in the J.M.B. Smith Survey, Abstract Number 1412, and the Conveyance of an Easement and Right-of-Way to Oncor Electric Delivery Company, LLC in the Same Parcels of Land for the McCart Avenue and Altamesa Boulevard Intersection Improvements Project (2018 Bond Program)

RECOMMENDATION:

It is recommended that the City Council:

1. Authorize execution of a Discretionary Service Agreement with Oncor Electric Delivery Company LLC in the amount of \$398,600.00 for the removal and replacement of one lattice tower;
2. Authorize the purchase of two parcels of land from Oncor Electric Delivery Company, LLC in the amount of \$52,000, being approximately 1.581 acres located at the intersection of McCart Avenue and Altamesa Boulevard in the J.M.B. Smith Survey, Abstract Number 1412, for the McCart Avenue and Altamesa Boulevard Intersection Improvements project (City Project No. 101572);
3. Authorize conveyance of an easement and right-of-way to Oncor Electric Delivery Company, LLC in the same parcels of land; and
4. Authorize the City Manager or his designee to execute and record the appropriate instruments.

DISCUSSION:

The McCart Avenue and Altamesa Boulevard Intersection Improvements project consists of turn lane modifications and additions along with traffic signal, pedestrian ramp, and crosswalk improvements in all directions of the intersection. The existing westbound and eastbound left turn lanes in Altamesa Boulevard will be relocated within a wide median creating a "positive offset" of the left turn lanes. A dedicated right turn lane will be added to eastbound Altamesa Boulevard and a dual left-turn lane will be constructed for northbound McCart Avenue.

Oncor Electric Delivery Company LLC (Oncor), which owns the median corridor, will remove its existing four-legged lattice tower located on the western side of the intersection of McCart Avenue and Altamesa Boulevard and replace it with a monopole structure further west of the existing lattice tower's location. The cost of the replacement is estimated to be \$398,600.00.

To accomplish the intersection improvements, the City will purchase two parcels of land immediately west of the intersection from Oncor, with Parcel 1 containing approximately 0.795 acres and Parcel 2 containing approximately 0.786 acres for a total of 1.581 acres of land. The purchase price of the two parcels shall be a total of \$52,000.00. At the closing of the property purchase, the City will provide an easement to Oncor to allow its facilities to remain located within the parcels. Oncor shall retain all maintenance obligations for its facilities within the easement area. The purchase price of \$52,000.00 represents the difference between the fair market value of the property to be purchased by the City and the easement to be conveyed to Oncor.

The total combined cost of the Discretionary Service Agreement and the land purchase is \$450,600.00. City staff considers these costs to be fair and reasonable for the proposed scope of services and land purchase.

Construction of the McCart Avenue at Altamesa Boulevard Intersection Improvements project is anticipated to begin in Winter 2022/2023. The construction contract is being awarded by Texas Department of Transportation and is being paid for in accordance with an Advance Funding Agreement approved by the City in January of 2021 (M&C 21-0029). The construction contract is 90% federally funded and 10% City funded with additional City scope items, including land acquisition, being 100% funded by the City. Design of the project, this Discretionary Service Agreement, the City's 10% construction funding match and the cost of additional scope items was funded as part of the Fiscal Year 2018 Bond Program.

This project is 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.

Funding is budgeted in the 2018 Bond Program and Grants Cap Projects Federal Funds for the purpose of funding the McCart Avenue and Altamesa Boulevard Intersection Improvements project.

The Project is located in COUNCIL DISTRICT 8.

A Form 1295 is not required because: This contract will be with an electric utility: Oncor Electric Delivery Company LLC

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current capital budget, as previously appropriated, in the 2018 Bond Program Fund and the Grants Cap Projects Federal Fund for the McCart Ave. & Altamesa Blvd. project to support approval of the above recommendations and execution of the agreement. Prior to expenditures being incurred, the Transportation and Public Works Department has the responsibility to validate the availability of funds.

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