

Mayor and Council Communication

DATE: 11/12/24

M&C FILE NUMBER: M&C 24-0999

LOG NAME: 20S HULEN ST & OAKMONT BLVD CONSTRUCTION OVERRUNS

SUBJECT

(CD 6) Authorize Payment in the Amount of \$289,394.90 to the Texas Department of Transportation Due to Construction Cost OVERRUNS for the South Hulen Street and Oakmont Boulevard Highway Safety Improvement Project

RECOMMENDATION:

It is recommended that the City Council authorize payment in the amount of \$289,394.90 to the Texas Department of Transportation for construction cost overruns for the South Hulen Street at Oakmont Boulevard project (City Project No. 104039).

DISCUSSION:

The Texas Department of Transportation (TxDOT) and the City routinely enter contracts (Advance Funding Agreements or equivalent forms of contract) for the construction of Highway Safety Improvement projects. The scope of these projects generally includes the design and construction of traffic signals and intersection improvements, including accessible pedestrian signals (APS) and Americans with Disabilities Act (ADA) ramps. Due to the nature of state funding, the contracts require the City to bear all construction cost overruns.

In October 2023 and April 2024, Mayor and Council Communications (M&C) 23-0888 and 24-0278 authorized the execution of an Advance Funding Agreement (AFA) with the TxDOT for delivery of the South Hulen Street at Oakmont Boulevard project (City Project No. 104039).

The South Hulen Street at Oakmont Boulevard project was let by TXDOT in August 2024. The bids received for this project were higher than the state-approved construction amount. This M&C authorizes payment for these construction overruns.

The table below shows the approved construction amount in the executed AFA and the lowest bid received:

Project	Approved Construction	Low Bid Received
104039 – S Hulen St & Oakmont Blvd	\$428,701.00	\$718,095.90

Funding is budgeted in the Transportation Impact Fee Cap Fund for the TPW Dept Highway & Streets Department for the purpose of funding the South Hulen Street at Oakmont Boulevard project, as appropriated.

This project is located in Council District 6.

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 funds are available in the current capital budget, as previously appropriated, in the Transportation Impact Fee Cap Fund for the South Hulen Street at Oakmont Boulevard project to support the approval of the above recommendation and award of payment. Prior to any expenditure being incurred, the Transportation and Public Works Department has the responsibility to validate the availability of funds.

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