

**M&C FILE NUMBER: M&C 25-0593**

**LOG NAME:** 2024 UPRR CAMPUS DR & SEMINARY DR SIDEWALK AT GRADE RAILROAD A

**SUBJECT**

(CD 8) Authorize Execution of Two Public Highway At-Grade Crossing Agreements with Union Pacific Railroad Company for Railroad Crossing Improvements at South Campus Drive in the Amount of \$483,760.00 and East Seminary Drive in the Amount of \$867,801.00, Adopt Appropriation Ordinance, and Amend the Fiscal Years 2025-2029 Capital Improvement Program (2022 Bond Program)

**RECOMMENDATION:**

It is recommended that the City Council:

1. Authorize execution of two public highway at-grade crossing improvement agreements with Union Pacific Railroad Company as follows:
  1. East Seminary Drive in the amount of \$867,801.00;
  2. South Campus Drive in the amount of \$483,760.00;
2. Adopt the attached appropriation ordinance adjusting appropriations in the 2022 Bond Program Fund, by increasing appropriations in the Campus & Seminary Sidewalk UPRR project (City Project No. 104218) in the amount of \$1,351,561.00, and decreasing appropriations in the Sidewalks Programmable project (City Project No. PB0020) by the same amount; and
3. Amend the Fiscal Years 2025-2029 Capital Improvement Program.

**DISCUSSION:**

The purpose of this Mayor and Council Communication (M&C) is to authorize execution of two Public Highway At-Grade Crossing Agreements with Union Pacific Railroad Company (UPRR) for the South Campus Drive Location, DOT 912112T MP 47.49-Midlothian Subdivision Fort Worth, Tarrant County, Texas and for the East Seminary Drive Location DOT 765265R MP 47.1-Midlothian Subdivision, Fort Worth, Tarrant County, Texas (City Project No. 104218) in the combined amount of \$1,351,561.00 to construct a sidewalk crossing the railroad on both sides of the street on East Seminary Drive and on one side of South Campus Drive.

The construction scope includes the construction of a 6-foot-wide sidewalk at the project locations identified by Transportation and Public Works (TPW), Transportation Management Division.

Campus & Seminary Sidewalk UPRR project (City Project No. 104218) combines two locations:

1. A sidewalk along Campus Drive between East Seminary Drive and Business Hwy 287 (Mansfield Hwy) on the east side of Campus Drive at grade across the Union Pacific Railroad (UPRR) Midlothian Sub tracks, and
2. Sidewalk crossings at grade across the same track along East Seminary Drive on both sides between Campus Drive and the City limits.

The table below summarizes available funding for the project:

Fund	Existing Funding	Additional Funding	Project Total
34018- 2018 Bond Program	\$450,000.00		\$450,000.00
34027- 2022 Bond Program	\$850,000.00	\$1,351,561.00	\$2,201,561.00
<b>Total</b>	<b>\$1,300,000.00</b>	<b>\$1,351,561.00</b>	<b>\$2,651,561.00</b>

Funding is available for appropriation in the Sidewalks programmable project within the 2022 Bond Program Fund for the purpose of funding the Campus & Seminary Sidewalk UPRR project.

These funds were not included in the Fiscal Years (FY) 2025-2029 Capital Improvement Program because the final construction and Railroad agreement costs were unknown at the time of the project development. This M&C action will amend the FY2025- 2029 Capital Improvement Program as approved in connection with Ordinance 27107-09-2024.

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 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).

The project is located in COUNCIL DISTRICT 8

A Form 1295 is not required because: This contract will be with a publicly-traded business entity or a wholly-owned subsidiary of a publicly-traded business entity: UPRR

**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are available in the Sidewalks programmable project within the 2022 Bond Program Fund and upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available in the 2022 Bond Program Fund for the Campus & Seminary Sidewalk UPRR project to support the above recommendations and execution of the agreements. Prior to an expenditure being incurred, the Transportation and Public Works Department has the responsibility of verifying the availability of funds.

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Expedited