

# Mayor and Council Communication

**DATE:** 11/19/24

**M&C FILE NUMBER:** M&C 24-1006

**LOG NAME:** 03CONSTRUCTION\_REIMBURSEMENT\_AGREEMENT\_CHARTER\_SEGMENT\_A\_B\_D

**SUBJECT**

(CD 2 and CD 9) Adopt Appropriation Ordinance in the Amount Up to \$125,000.00 to Fund Two Construction Reimbursement Agreements with Spectrum Gulf Coast, LLC for Rerouting Coaxial and Fiber Optic Communication Cables in Support of the Fort Worth Central City Flood Control Project and Reimbursable for the Same from Tarrant Regional Water District and Amend the Fiscal Years 2025-2029 Capital Improvement Program

---

**RECOMMENDATION:**

It is recommended that the City Council:

1. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Grants Capital Project Other Fund, subject to the receipt of the grant in the amount up to \$125,000.00 for the purpose of funding the Fort Worth Central City Flood Control project (City Project No. 105935); and
  2. Amend Fiscal Years 2025 - 2029 Capital Improvement Program.
- 

**DISCUSSION:**

The purpose of this Mayor & Council Communication is to adopt an appropriation ordinance to fund two construction reimbursement agreements with Spectrum Gulf Coast, LLC for rerouting coaxial and fiber optic communication cables within the Fort Worth Central City Flood Control Project area. The agreement for Segment A-B is in the amount of \$43,307.10 and the agreement for Segment D is in the amount of \$62,836.69. All franchise utilities must be removed from the flood control project area prior to construction by the U.S. Army Corps of Engineers. Spectrum Gulf Coast, LLC, requires payment for the necessary work ahead of the work being performed.

The Central City Flood Control Project is being constructed by the U.S. Army Corps of Engineers in order to reduce the risk of flooding to over 2,400 acres of homes and businesses near downtown Fort Worth. In order to prepare for the construction of the future bypass channel integral to the Central City Flood Control Project, all City infrastructure and franchise utilities must be removed from the channel construction area. Spectrum Gulf Coast, LLC owns and maintains a variety of coaxial and fiber optic communication cables within the Fort Worth Central City Flood Control Project channel area.

**FUNDING:** In accordance with the provisions of the Interlocal Agreement between the City of Fort Worth and the Tarrant Regional Water District (TRWD) City Secretary Contract Number 43425-A1, and pursuant to the Trinity River Vision Authority Project Plan, the City of Fort Worth is eligible to be reimbursed for costs considered to be Fort Worth Central City-related work (formally known as Trinity River Vision-related work).

The maximum amount allowed for these agreements will be up to \$125,000.00 and includes a contingency of \$18,856.21 (17.7%); however, the actual amount used will be based on the final invoiced costs for the work performed. These expenses will be reimbursed by Tarrant Regional Water District (TRWD) through available funds with no net expense to the City.

**DVIN-BE:** This work is exempt from the City's Business Equity Ordinance. Spectrum Gulf Coast, LLC will be self-performing the entire scope of the contract.

**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: Spectrum Gulf Coast, LLC

---

**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available in the current capital budget, as appropriated, in the Grants Capital Project Other Fund. The Transportation and Public Works Department (and Financial Management Services) will be responsible for the collection and deposit of funds due to the City. Prior to an expenditure being incurred, the Transportation and Public Works Department has the responsibility to validate the availability of funds. This is a reimbursement grant.

**Submitted for City Manager's Office by:** Dana Burghdoff 8018

**Originating Business Unit Head:** Christianne Simmons 6222

**Additional Information Contact:** Clair Davis 7893

Expedited