

Mayor and Council Communication

DATE: 11/29/22

M&C FILE NUMBER: M&C 22-0972

LOG NAME: 202022 BOND YEAR 1 CONTRACT 3-MCCLENDON

SUBJECT

(CD 8) Authorize Execution of a Contract with McClendon Construction Company, Inc., in the Amount of \$7,776,825.07, for Combined Street Paving Improvements, Stormwater Improvements, Water and Sanitary Sewer Main Replacements for 2022 Bond Year 1 - Contract 3 project, Adopt Appropriation Ordinances to Effect a Portion of Water's Contribution to Fiscal Years 2023-2027 Capital Improvement Program and Amend the Fiscal Years 2023-2027 Capital Improvement Program (2022 Bond Program)

RECOMMENDATION:

It is recommended that the City Council:

1. Authorize execution of a contract with McClendon Construction Company, Inc., in the amount of \$7,776,825.07, for combined street paving improvements, Stormwater improvements, and water and sanitary sewer main replacements for the 2022 Bond Year 1 - Contract 3 project (City Project Number 102976);
2. Adopt the attached appropriation ordinance increasing receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$5,048,832.00 transferred from available funds within the Water and Sewer Fund, for the purpose of funding the 2022 Bond Year 1 Contract 3 project (City Project Number 102976) to effect a portion of Water's Contribution to the Fiscal Years 2023-2027 Capital Improvement Program;
3. Adopt the attached appropriation ordinance adjusting appropriations in the 2022 Bond Program Fund by increasing appropriations in the 2022 Bond Year 1 - Contract 3 project (City Project Number 102976) in an amount of \$3,974,302.00 and decreasing appropriations in the Street Improvement-Deteriorating Streets programmable project (City Project Number PB0019) by the same amount; and
4. Amend the TPW's Contribution to Fiscal Years 2023-2027 Capital Improvement Program.

DISCUSSION:

This Mayor and Council Communication (M&C) is to authorize a construction contract for Year 1 Neighborhood Streets Improvements project associated with the 2022 Bond Program. For 2022 Bond Year 1-Contract 3 project, this includes water, sanitary sewer, storm drain and street paving improvements on approximately 2.46 lane miles, on the following streets:

Street	From	To	Scope
Burton Avenue	Rufus Street	Donalee Street	Water/Sewer/Paving
Donalee Street	Millet Avenue	E Berry Street	Water/Sewer/Paving
Rufus Street	Forbes Street	E Berry Street	Water/Sewer/Paving
Vogt Street	Ramey Avenue	Crenshaw Avenue	Water/Sewer/Paving
Vogt Street	Millet Avenue	Ramey Avenue	Water
Crenshaw Street	Wallace Street	Donalee Street	Water/Sewer
Wallace Street	Crenshaw Avenue	158 feet North of Crenshaw Avenue	Sewer
Alley between Wallace Street and Vogt Street	Millet Avenue	Ramey Avenue	Sewer
Alley Between Donalee Street and Vogt Street	Millet Avenue	Ramey Avenue	Sewer
Easement between Wallace Street and Vogt Street	Crenshaw Avenue	158 feet North	Sewer

Easement between Vogt Street and Donalee Street	Little John Avenue	Crenshaw Avenue	Sewer
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*Due to close proximity to the 2022 Bond Year 1 Contract 3 project streets above, the Water Department has requested for water main extensions on Vogt St from Millet Avenue to Ramey Avenue and on Crenshaw Street in order to loop the water system and provide increased efficiency. Asphalt paving rehabilitation will be conducted on both roadways subsequent to water main installation.

The project was advertised for bid on September 22, 2022 and September 29, 2022 in the *Fort Worth Star-Telegram*. On October 20, 2022, the following bids were received:

Bidder	Base Bid (Concrete paving)	Alternate A (Asphalt paving)	Time of Completion
McClendon Construction Co., Inc.	\$7,776,825.07	\$7,806,397.57	400 Calendar Days
Stabile & Winn, Inc.	\$8,338,101.50	\$7,605,615.50	
Jackson Construction, Ltd.	\$10,580,060.00	\$9,910,272.50	

In an attempt to secure alternate bids, staff advertised the project with Base Bid as concrete bid to reconstruct existing streets included in the Bond with concrete travel lanes, and Alternative A as Rehabilitation of existing roadway with new asphalt and replacement of damaged curb and gutter. Staff recommends award of the contract for Base Bid (concrete option). Concrete paving typically has a twenty year life span while asphalt paving has a ten years span. In addition, the maintenance cost of concrete pavement is less than asphalt pavement.

The Transportation & Public Works Department's share on this contract is \$3,401,049.50. The paving funds for this project are included in the 2022 Bond Program. The Water Department's share on this contract is \$4,375,775.57 and will be available in the Water & Sewer Capital Projects Fund for the project (City Project No. 102976). In addition to the contract amount, \$857,467.43 (Water: \$291,082.50, Sewer: \$163,184.93, Paving: \$403,200.00) is required for project management, material testing and inspection and \$388,841.50 (Water: \$139,496.00, Sewer: \$79,293.00, Paving: \$170,052.50) is provided for project contingencies.

This project will have no impact on the Transportation & Public Works' or on the Water Departments' operating budgets when completed. The sanitary sewer component of this project is part of the Water Department's Sanitary Sewer Overflow Initiative Program. Approximately 5,324 linear feet of cast iron water pipe will be removed and replaced as part of this project.

The action in this M&C will amend TPW's contribution to the Fiscal Years 2023-2027 Capital Improvement Program as follows:

Capital Fund Name	Project Name	FY2023 CIP Appropriations	Budget Change Increase/Decrease	Revised FY2023 Budget
2022 Bond Program - Fund 34027	Street Imprv-Deteriorating Sts-PB0019	\$77,115,444.00	\$(3,974,302.00)	\$73,141,142.00

It is the practice of the Water Department to appropriate its CIP plan throughout the fiscal year, instead of within the annual budget ordinance, as projects commence, additional funding needs are identified, and to comply with bond covenants. The actions in the M&C will appropriate funds in support of the Water's portion of the City of Fort Worth's Fiscal Years 2023-2027 Capital Improvement Program, as follows:

2022 Bond Year 1 Contract 3-MCCLENDON

Capital Fund Name	Project Name	FY2023 CIP Appropriations	Authority	Budget Change Increase/Decrease	Revised FY2023 Budget
W&S Capital Projects-Fund 56002	102976-2022 Bond Year 1-Contract 3		This M&C	\$5,048,832.00	\$5,048,832.00
2022 Bond Program-Fund 34027	102976-2022 Bond Year 1-Contract 3		This M&C	\$3,974,302.00	\$3,974,302.00

Funding is budgeted in the Transfer to Water/Sewer account of the Water and Sewer operating budget for the purpose of funding the 2022 Bond Year 1 - Contract 3 project within the Water & Sewer Capital Projects Fund.

Appropriations for the water, sanitary sewer and paving improvements for 2022 Bond Year 1 - Contract 3 project by Fund will consist of the following:

Fund	Existing Appropriations	Additional Appropriations	Project Total*
2022 Bond Program - Fund 34027	\$0.00	\$3,974,302.00	\$3,974,302.00
W&S Capital Projects - Fund 56002	\$356,070.00	\$5,048,832.00	\$5,404,902.00
2007 Critical Capital Projects Fund 39001	\$313,220.00	\$0.00	\$313,220.00
Project Total	\$669,290.00	\$9,023,134.00	\$9,692,424.00

*Numbers rounded for presentation purposes.

Business Equity: McClendon Construction Co., Inc. is in compliance with the City's Business Equity Ordinance by committing to 12% Business Equity participation on this project. The City's Business Equity goal on this project is 11%.

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).

This project is located in COUNCIL DISTRICT 8.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current operating budget of the Water & Sewer Fund and upon the approval of the above recommendations and adoption of the attached appropriation ordinances, funds will be available in the current capital budgets, as appropriated, in the W&S Capital Projects Fund, and 2022 Bond Program Funds for the 2022 Bond Yr 1 - Contract 3 project to support the approval of the above recommendations and execution of the construction contract. Prior to any expenditure being incurred, the Transportation & Public Works and Water Departments have the responsibility of verifying the availability of funds.

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