

Mayor and Council Communication

M&C FILE NUMBER: M&C 24-0243

SUBJECT

RECOMMENDATION:

1. Adopt the attached Resolution authorizing execution of Amendment No. 1 to an Advance Funding Agreement (City Secretary No. 60493; CSJ: 0902-90-214) with the Texas Department of Transportation in the amount of \$841,153.00 with Federal participation in the amount of \$513,663.00, State participation in the amount of \$35,028.00 and Local participation in the amount of \$292,462.00 plus any cost overruns for the intersection improvements at North Beach Street and Western Center Boulevard project (City Project No. 104038);
2. 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 of \$35,028.00, all of which is non-spendable Transportation Development Credits for the purpose of funding the intersection improvements at North Beach Street and Western Center Boulevard project (City Project No. 104038); and
3. Amend the Fiscal Years 2024-2028 Capital Improvement Program.

DISCUSSION:

This project will be let by TxDOT in June 2024. The State is responsible for all construction activities within the scope of this project. The State will be responsible for securing the Federal and State share of the funding required for the development and construction of the project. As this intersection is off-system, the AFA requires that the City of Fort Worth be responsible for cost overruns. At the end of the project, the asset will remain with the City of Fort Worth.

Description	Total Estimated Cost	Federal Participation		State Participation		Local Participation	
		%	Cost	%	Cost	%	Cost/TDC
Engineering (by LG)	\$221,268.00	0%	\$0.00	0%	\$0.00	100%	\$221,268.00
Environmental (by LG)	\$26,542.00	0%	\$0.00	0%	\$0.00	100%	\$26,542.00
Utilities (by LG)	\$1.00	0%	\$0.00	0%	\$0.00		\$1.00

ROW (by LG)	\$1.00	0%	\$0.00	0%	\$0.00		\$1.00
Construction (by ST)	\$513,663.00	100%	\$513,663.00	0%	\$0.00	0%	\$51,366.00
Subtotal	\$761,475.00		\$513,663.00		\$0.00		\$247,812.00
Environmental Direct State Costs	\$1,327.00	0%	\$0.00	0%	\$0.00	100%	\$1,327.00
ROW Direct State Costs	\$1.00	0%	\$0.00	0%	\$0.00	100%	\$1.00
Engineering Direct State Costs	\$11,063.00	0%	\$0.00	0%	\$0.00	100%	\$11,063.00
Utility Direct State Costs	\$1.00	0%	\$0.00	0%	\$0.00	100%	\$1.00
Construction Direct State Costs	\$32,258.00	0%	\$0.00	0%	\$0.00	100%	\$32,258.00
Indirect State Costs	\$35,028.00	0%	\$0.00	100%	\$35,028.00	0%	\$0.00
Total	\$841,153.00		\$513,663.00		\$35,028.00		\$292,462.00

The following table displays the appropriation history for the project:

Fund	Existing Funding	Additional Funding	Project Total	Notes
34027 - 2022 Bond Program Fund	\$412,000.00	\$0.00	\$412,000.00	
31001 - Grants Cap Projects Federal Fund	\$513,663.00	\$0.00	\$513,663.00	
31003 - Grants Capital Project Other Fund	\$0.00	\$35,028.00	\$35,028.00	Non-spendable - TDCs
Project Total	\$925,663.00	\$35,028.00	\$960,691.00	

The appropriation for non-spendable TDCs was not included in the Fiscal Years (FY) 2024-2028 Capital Improvement Program because the use of TDCs was not authorized at the time of the development of the Capital Improvement Program. The action in this M&C will amend the FY2024-2028 Capital Improvement Program as approved in connection with Ordinance 26453-09-2023.

Business Equity: TxDOT has set a DBE goal for this project. Approval of this amendment will not affect the DBE goal.

This project is located in COUNCIL DISTRICT 4.

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 upon approval of the above recommendations and adoption of the attached appropriation ordinances, funds will be available in the current capital budget, as appropriated, in the Grants Cap Projects Federal Fund and 2022 Bond Program 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 expenditures being incurred, the Transportation & Public Works Department has the responsibility to validate the availability of funds. This is a State Advance Funding Agreement.

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