

# Mayor and Council Communication

DATE: 02/11/25

M&C FILE NUMBER: M&C 25-0111

LOG NAME: 2020 E. LONG AVE BRIDGE IMPROVEMENT CO3

**SUBJECT**

(CD 2) Authorize Execution of Change Order No. 3 in the Amount of \$525,538.00 and the Addition of 164 Calendar Days to the Contract with Ragle Inc., for Additional Flagging Services for the East Long Avenue Bridge Improvement Project for a Revised Contract Amount of \$7,537,122.21, Adopt Appropriation Ordinance, Authorize Execution of Amendment No. 2 in the Amount of \$200,000.00 to Supplemental Agreement with Union Pacific Railroad Company for a Revised Contract Amount of \$295,000.00 and Amend the Fiscal Years 2025-2029 Capital Improvement Program

**RECOMMENDATION:**

It is recommended that the City Council:

1. Authorize execution of Change Order No. 3 in the amount of \$525,538.00 and the addition of 164 calendar days to City Secretary Contract No. 53886 with Ragle Inc. for additional flagging services for the East Long Avenue Bridge Improvement project (City Project No. 101384) for a revised contract amount of \$7,537,122.21;
2. Adopt the attached appropriation ordinance adjusting appropriations in the 2014 Bond Program Fund, by increasing appropriations in the East Long Avenue Bridge Improvement project (City Project No. 101384) in the amount of \$525,538.00, and decreasing appropriations in the 34014 Appropriation Only project (City Project No. U34014) by the same amount;
3. Authorize execution of Amendment No. 2 to City Secretary Contract No. 58074, to supplement the agreement for professional and inspection services provided by Union Pacific Railroad Company, to increase the contract amount by \$200,000.00 for a revised contract amount of \$295,000.00 for the remaining services required for the completion of the East Long Avenue Bridge Improvement project (City Project No. 101384); and
4. Amend the Fiscal Years 2025-2029 Capital Improvement Program.

**DISCUSSION:**

On April 7, 2020, Mayor and Council Communication (M&C) 20-0166 awarded City Secretary Contract No. 53886 in the amount of \$6,050,859.05 to Ragle, Inc., for the East Long Avenue Bridge Improvement project (City Project No. 101384). The project is performing bridge maintenance over three existing railroad tracks operated by the Union Pacific Railroad, Fort Worth Western Railroad, and Trinity Metro Rail. On June 14, 2022, Change Order No.1 (M&C) 22-0443 increased the construction contract amount by \$900,080.56 due to delays caused by Union Pacific Railroad Company in granting the City of Fort Worth permission to reconstruct the bridge over their railroad tracks, thus increasing the material, labor, and operating expenses for the contractor.

The contract was subsequently revised by Change Order No. 2, which was administratively authorized on November 21, 2023, increasing the contract amount by \$60,644.60 and providing an additional 50 calendar days for the abatement of the lead-based paint on the bridge structures.

This Change Order No.3 will increase the bid item for flagging services across all three railroads. Initially, the estimated cost for flagging services was based on the assumption of utilizing one flagger at any given time during construction. However, as the project advanced, it became evident that three flaggers would be required concurrently, one for each railroad, to ensure the safe and efficient execution of the work. This change order will allocate the necessary funding to cover the additional flagging services needed to complete the project. To remain within the contract amount, funding for this change will be offset by reducing the pavement limits along Long Ave to be able to complete the bridge items.

The staff has reviewed and verified the quantities for the additional work under this Change Order No. 3. Additionally, to complete this work, the staff recommends extending the contract by 164 calendar days.

The following table summarizes previous contract actions and change orders:

Construction Contract	M&C	Date	Contract Amount
Original Contract	20-0166	4/7/2020	\$6,050,859.05
Change Order 1	22-0443	6/14/2022	\$900,080.56
Change Order 2	Administrative	11/21/2023	\$60,644.60
Change Order 3	Pending	This M&C	\$525,538.00
<b>Revised Contract Amount</b>			<b>\$7,537,122.21</b>

The original Supplemental Agreement with Union Pacific Railroad Company included an estimated cost for professional and inspection services provided by Union Pacific Railroad Company. The City of Fort Worth has now finalized the cost of these services. Amendment No. 2 to City Secretary Contract 58074 will provide the necessary funding to cover the remaining services required for the completion of the project.

Funding is available in the East Long Avenue Bridge Improvement project (City Project No. 101384) for the purpose of funding Amendment No. 2 with Union Pacific Railroad Company in the amount of \$200,000.00.

Funding is available for appropriation in the 34014 Appropriation Only project in the 2014 Bond Program Fund for the purpose of funding Change Order No. 3. Approximately \$901,360.32 is available in the 34014 Appropriation Only project and the adoption of this \$525,538.00 appropriation ordinance will reduce the available amount to \$375,822.32.

Funding for the East Long Avenue Bridge Deck and Pavement Rehabilitation project is summarized in the table below:

<b>Fund</b>	<b>Existing Funding</b>	<b>Additional Funding</b>	<b>Project Total</b>
34014 - 2014 Bond Program Fund	\$5,418,000.00	\$525,538.00	\$5,943,538.00
34018 - 2018 Bond Program Fund	\$3,016,980.13	\$0.00	\$3,016,980.13
<b>Project Total</b>	<b>\$8,434,980.13</b>	<b>\$525,538.00</b>	<b>\$8,960,518.13</b>

Funding for this project was not included in the Fiscal Years 2025-2029 Capital Improvement Program (CIP) due to charges being incurred after the CIP was adopted. The action in this M&C will amend the Fiscal Years 2025-2029 Capital Improvement Program as approved in connection with Ordinance 27107-09-2024.

Business Equity: A waiver of the goal for the Business Equity subcontracting requirements was requested, and approved by the DVIN, in accordance with the applicable Ordinance, because the purchase of goods or services is from sources where subcontracting or supplier opportunities are negligible.

The project is located in COUNCIL DISTRICT 2.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are currently available in the FUND 34014 APPROP ONLY project within the 2014 Bond Program Fund and in the E. Long Ave Bridge Improvement project within the 2018 Bond Program Fund and upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available in the 2014 Bond Program and 2018 Bond Program Funds for the E. Long Ave Bridge Improvement project to support the approval of the above recommendations and execution of the change order. Prior to an expenditure being incurred, the Transportation and Public Works Department has the responsibility of verifying the availability of funds.

**Submitted for City Manager's Office by:**    Jessica McEachern    5804

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