

Mayor and Council Communication

DATE: 06/27/23

M&C FILE NUMBER: M&C 23-0521

LOG NAME: 03PUBLIC ART PROJECT FUNDING RECOMMENDATIONS

SUBJECT

(ALL) Authorize Reallocation of Older Debt Proceeds and Pay-As-You-Go Funds between Public Art and Other Eligible Projects in Order to Expedite Usage of the Debt Proceeds and Maintain Total Funding Amount for Public Art while Adjusting Funding for Specified Projects and Adopt Appropriation Ordinances

RECOMMENDATION:

It is recommended that the City Council:

1. Cancel the previously planned Bonnie Brae esplanade public art project so that associated funds (\$224,441.96) may be allocated toward other public art projects;
2. Adopt the attached ordinance increasing estimated receipts and appropriations in the Street Improvements Fund, in the amount of \$207,414.33, from available Unspecified Public Art funds, for the 2021 Concrete Restoration Contract project (City Project No. 102882);
3. Adopt the attached ordinance adjusting estimated receipts and appropriations in the 2007 Critical Capital Projects Fund by (i) decreasing estimated receipts and appropriations in the following FWPA projects: Bonnie Brae (City Project No. 100198) by \$160,685.96, Altamesa (City Project 100945) by \$358,545.40, and Stop Six, Stalcup & Ramey project (City Project No. C02114) by \$166,186.53 and (ii) increasing estimated receipts and appropriations in the 2021 Concrete Restoration Contract project (City Project No. 102882) by \$685,417.89;
4. Adopt the attached ordinance adjusting estimated receipts and appropriations in the Street Improvements 2008 Fund by (i) decreasing estimated receipts and appropriations in the following FWPA projects: Bonnie Brae (City Project No. 100198) by \$63,756.00, Prairie Dog Park (City Project 101154) by \$357,089.00, Marine Creek Parkway (City Project 101158) by \$511,067.95, Summer Creek Roundabout (City Project 102772) by \$187,967.24, and Overton Park Phase 2 (City Project C02570) by \$52,890.00 and (ii) increasing estimated receipts and appropriations in the Concrete Rehabilitation project (City Project No. 102884) by \$1,172,770.19;
5. Adopt the attached ordinance adjusting appropriations in the 2014 Bond Program Fund by (i) decreasing appropriations in the following FWPA projects: FWPA-Iconic Downtown project (City Project No. 102675) by \$515,685.00, North Service Center (City Project No. 100210) by \$70,750.00 and (ii) increasing appropriations in the 2021 Concrete Restoration 4 project (City Project No. 103207) by \$586,435.00; and
6. Adopt the attached ordinance adjusting estimated receipts and appropriations in the General Capital Projects Fund by (i) decreasing estimated receipts and appropriations in the following projects: 2021 Concrete Restoration Contract project (City Project No. 102882) by \$892,832.22, the Concrete Rehabilitation project (City Project No. 102884) by \$1,172,770.19, and the Concrete Rehabilitation 4 project (City Project No. 103207) by \$586,435.00, and (ii) increasing estimated receipts and appropriations in the following FWPA projects: SH121 Public Art project (City Project No. c01639) by \$224,441.96, Altamesa (City Project 100945) by \$358,545.40, Stop Six, Stalcup & Ramey project (City Project No. C02114) by \$373,600.86, Prairie Dog Park (City Project 101154) by \$357,089.00, Marine Creek Parkway (City Project 101158) by \$511,067.95, Summer Creek Roundabout (City Project 102772) by \$187,967.24, Overton Park Phase 2 (City Project C02570) by \$52,890.00, FWPA-Iconic Downtown project (City Project No. 102675) by \$515,685.00, North Service Center (City Project No. 100210) by \$70,750.00.

DISCUSSION:

The purpose of this Mayor and Council Communication (M&C) is to reallocate funding between identified public art projects that were allocated funds out of older debt issuances and pay-as-you-go capital projects that would be eligible uses under the issuances in question.

The goal is to promptly expend the debt proceeds while maintaining the funding level for public art. The M&C also cancels a previously approved public art project to reallocate the funds as detailed below and appropriates unspecified public art funds for expedited use on an active public art project.

Reallocation of Previously Appropriated Pay-As-You-Go Capital Funds (Funding Swap)

A few of the projects that were included in the Fort Worth Public Art (FWPA) Plans and slated for funding out of the Street Improvements, 2007 Critical Capital Projects, Street Improvements 2008, and 2014 Bond Program Funds have been delayed due to extenuating circumstances. Because it remains uncertain when the art projects would be fully completed and the debt proceeds fully expended, staff is proposing swapping funding sources in a total cumulative amount of \$2,652,037.41.

The Transportation and Public Works Department has identified previously approved and funded pay-go transportation capital projects that are in process or recently completed and that meet the eligibility requirements for expenditure of the various debt obligations at issue.

To get the older debt proceeds expended as expeditiously as possible, approval of this M&C and the attached ordinances would make the funding source for the transportation projects the debt proceeds funds, and the pay-go capital funding that was previously associated with those projects would be allocated to the art projects.

Reallocating previously approved contract street maintenance expenses to residual debt proceeds frees up the unrestricted pay-as-you-go capital

dollars, which can then be used to maintain the funding level for public art projects.

The following chart shows the current pay-go capital source for the road project and how those costs would be allocated to the legacy debt proceeds:

Project #	Description	Amount	Current Fund	Proposed Fund
102882	2021 Concrete Restoration Contract	\$207,414.13	General Capital Projects Fund (Pay-go)	Street Improvements
102882	2021 Concrete Restoration Contract	\$685,417.89	General Capital Projects Fund (Pay-go)	2007 Critical Capital Projects
102884	Concrete Rehabilitation project	\$1,172,770.19	General Capital Projects Fund (Pay-go)	Street Improvements 2008 Fund
103207	2021 Concrete Restoration 4	\$586,435.00	General Capital Projects Fund (Pay-go)	2014 Bond
TOTAL		\$2,652,037.41		

Programming Freed-up Pay-Go Dollars to Public Art

In most cases, staff recommends that the existing funding amount for the public art projects remain the same with only the source of the funding changing. In three instances, detailed below, staff is recommending that the funding for art projects be increased or repurposed.

One-for-one swaps

The following chart shows the art projects for which the funding source is changing but the amount is remaining constant, reflecting both their current and proposed funding sources:

Project #	Description	Amount	Current Fund	Proposed Fund
100945	Altamesa	\$358,545.40	2007 Critical Capital Needs Projects	General Capital Projects Fund
101158	Marine Creek Parkway	\$511,067.95	Street Improvements Fund	General Capital 2008 Projects Fund
101154	Prairie Dog Park	\$357,089.00	Street Improvements Fund	General Capital 2008 Projects Fund
102772	Summer Creek Roundabout	\$187,967.24	Street Improvements 2008 Fund	General Capital Projects Fund
C02570	Overton Park Phase 2	\$52,890.00	Street Improvements 2008 Fund	General Capital Projects Fund
102675	FWPA - Iconic Downtown (Convention Center)	\$515,685.00	2014 Bond Program Fund	General Capital Projects Fund

100210	North Service Center	\$70,750.00	2014 Bond Program	Fund	General Capital Projects Fund
	SUBTOTAL	\$2,053,994.59			
	+ Subtotal from Below	\$598,042.82			
	TOTAL	\$2,652,037.41			

Adjusting and Reallocating Art Funds

Staff recommends additional changes for two art projects beyond simply substituting funding sources.

The "Stop Six" public art project at Stalcup and Ramey has funding shortfalls and is expected to exceed its current allocation of \$166,186.53. This project is anticipated to draw considerable attention and interest given its location at the heart of the multi-million dollar Choice Neighborhood Initiative grant area. Following the swap, staff recommends currently unspecified public art dollars (Recommendation 2) be added to this project, bringing the project's budget to \$373,600.86. Detailed information on the nature and reasons for the various shortfalls in the project is included in an attachment to this M&C.

The second change relates to funding associated with an art project that had been planned for the esplanade running down the middle of the divided roadway on Bonnie Brae. Despite general community approval of the concept for the art, its planned location proved to be highly controversial and unpopular among nearby residents. In order to keep the funding in the same general geographic area, staff proposes cancelling the Bonnie Brae project and utilizing the resulting \$224,441.96 toward the State Highway (SH) 121 Art and Landscape Project.

The Fort Worth Art Commission recommended the above funds reallocations on March 20th, 2023. Council Member Blaylock and Mayor Pro Tem Bivens concur with the FWAC's recommendation.

The following chart shows the current and revised projects:

Project #	Description	Amount	Current Fund	Proposed Fund
C02114	Current Stop Six, Stalcup & Ramey	\$166,186.53	2007 Critical Capital Projects	General Capital Projects Fund
	Unspecified Public Art Funds	\$207,414.33	Street Improvements	Fund General Capital Projects Fund
	Revised Stop Six, Stalcup & Ramey	\$373,600.86		General Capital Projects Fund
100198	Bonnie Brae (canceled)	\$160,685.96	2007 Critical Capital Projects	
100198	Bonnie Brae (canceled)	\$63,756.00	Street Improvements Fund	2008
C01639	SH121 Art & Landscaping Project	\$224,441.96		General Capital Projects Fund
	SUBTOTAL	\$598,042.82		
	+ Subtotal from Above	\$2,053,994.59		
	TOTAL	\$2,652,037.41		

This will serve ALL COUNCIL DISTRICTS.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are currently available in the Unspecified-Public Art Enhance project within the Street Improvements Fund and other various projects within the 2007 Critical Capital Projects, Street Improvements 2008 and 2014 Bond Program and upon approval of the above recommendations and adoption of the attached appropriation ordinances, funds will be available in the General Capital Projects Fund for the various projects. Prior to an expenditure being incurred, the Transportation Public Works and FWLab have the responsibility of verifying the availability of funds.

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Expedited