

Mayor and Council Communication

DATE: 09/27/22

M&C FILE NUMBER: M&C 22-0769

LOG NAME: 60EMER PAVEREPAIR-JACKSON-TXBIT

SUBJECT

(ALL) Adopt Appropriation Ordinance in the Amount of \$1,500,000.00 for Emergency Pavement Repair Work Subsequent to Water Main Repair Performed for the Summer 2022 Heat Wave to Effect a Portion of Water’s Contribution to the Fiscal Years 2022-2026 Capital Improvement Program

RECOMMENDATION:

It is recommended that the City Council adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$1,500,000.00, transferred from available funds within the Water and Sewer Fund, for the purpose of funding 1) \$750,000.00 for the Emergency Pavement Ratify JCL project (City Project No. 104275) and 2) \$750,000.00 for the Emergency Pavement Ratify TxBit project (City Project No. 104276) and effect a portion of Water’s contribution to the Fiscal Years 2022-2026 Capital Improvement Program.

DISCUSSION:

The emergency work provides for pavement repairs in areas where emergency water main breaks attributable to the Summer 2022 Heat Wave were conducted. It is beyond the City’s ability as well as those of on-call emergency contractors to handle the volume of pavement repairs required following the water main break repairs. Using emergency contracting procedures, the Water Department engaged Jackson Construction, Ltd. (City Secretary Contract No. 57890) and Texas Materials Group, Inc. dba TexasBit (City Secretary No. 57889) each in the amount of \$750,000.00 to assist with the pavement repairs subsequent to water main repairs.

Section 252.022 of the Local Government Code exempts from normal bidding requirements that are necessary to preserve or protect public health or safety of the municipality’s residents and procurements that are necessary because of unforeseen damage to public machinery, equipment or property.

The purpose of this Mayor and Council Communication (M&C) is to secure funding to compensate both contractors after final projects have been established and to speed up the project closeout process.

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 2022-2026 Capital Improvement Program, as follows:

Capital Fund Name	Project Name	FY2022 CIP Appropriations	Authority	Budget Change (Increase/Decrease)	Revised FY2022 Budget
56002 - W&S Capital Projects Fund	104275 – Emer Pave Ratify JCL	\$0.00	This M&C	\$750,000.00	\$750,000.00
56002 - W&S Capital Projects Fund	104276 – Emer Pav Ratify TxBit	\$0.00	This M&C	\$750,000.00	\$750,000.00

Funding is budgeted in the Transfer to Water/Sewer account of the Water and Sewer operating budget for the purpose of funding the Emergency Pavement Repair projects within the Water & Sewer Capital Projects Fund.

Appropriations for Emergency Pavement Repair projects are as depicted below:

Fund	Existing Appropriations	Additional Appropriations	Project Total*
W&S Capital Projects – Fund	\$0.00	\$1,500,000.00	\$1,500,000.00

56002			
Project Total	\$0.00	\$1,500,000.00	\$1,500,000.00

This project is located in 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 Water & Sewer Fund and upon approval of the above recommendation and adoption of the attached appropriation ordinance, funds will be available in the W&S Capital Projects Fund for the Emer. Pave Ratify JCL & Emer. Pave Ratify TxBit projects. Prior to any expenditure being incurred, the Water Department has the responsibility to validate the availability of funds.

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

Originating Business Unit Head: Chris Harder 5020

Additional Information Contact: Tony Sholola 6054