

Mayor and Council Communication

DATE: 01/28/25

M&C FILE NUMBER: M&C 25-0060

LOG NAME: 03REIMBURSEMENT_AGREEMENT_ATMOS_SEGMENT_A

SUBJECT

(CD 2 and CD 9) Authorize Execution of a Reimbursement Agreement with Atmos Energy Corporation in an Amount Up to \$190,669.00 for a Gas Pipeline Removal to Accommodate the Grand Ave Outfall Project, Adopt Appropriation Ordinance, and Amend the Fiscal Years 2025-2029 Capital Improvement Program

RECOMMENDATION:

It is recommended that the City Council:

1. Authorize the execution of a reimbursement agreement with Atmos Energy Corporation in an amount up to \$190,669.00 for a gas pipeline removal to accommodate the Fort Worth Central City Grand Ave Outfall project;
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 up to \$190,669.00 for the purpose of funding the FW Central Utility Relocates project (City Project No. 105935); and
3. Amend the Fiscal Years 2025-2029 Capital Improvement Program.

DISCUSSION:

The purpose of this Mayor & Council Communication is to authorize the execution of a reimbursement agreement with Atmos Energy Corporation for the removal of a gas pipeline to accommodate the Grand Ave Outfall project and adopt an appropriation ordinance to fund the same. The agreement is in the amount of \$190,669.00; however, the actual amount will be based on the final invoiced costs for the work performed. All franchise utilities must be removed from the flood control project area prior to construction by the U.S. Army Corps of Engineers.

At the roadway intersection between Main St and Grand, the City is installing 3 72" RCP Storm Drain pipes within 110" Steel Tunnel Liner Plate. Atmos Energy Corporation has an abandoned gas pipeline that runs perpendicular to the proposed 72" RCP directly in conflict with them. The 24-inch high-pressure Steel pipeline was relocated over 10 years ago in preparation for this project while the original line was abandoned in place. Atmos Energy Corporation needs to remove the abandoned pipeline within city right-of-way. The City is responsible for the costs associated with this removal because of the City's project design.

FUNDING: In accordance with the provisions of the Interlocal Agreement between the City of Fort Worth and the Tarrant Regional Water District (TRWD) City Secretary Contract Number 43425-A1, and pursuant to the Trinity River Vision Authority Project Plan, the City of Fort Worth is eligible to be reimbursed for costs considered to be Fort Worth Central City-related work (formally known as Trinity River Vision-related work).

These expenses will be reimbursed by Tarrant Regional Water District (TRWD) through available funds with no net expense to the City. This is a reimbursement grant and the application has been added to the grant repository.

DVIN-BE: This work is exempt from the City's Business Equity Ordinance. Atmos Energy Corporation will be self-performing the entire scope of the contract.

This project is located in COUNCIL DISTRICTS 2 and 9.

A Form 1295 is not required because: This contract will be with a gas utility: Atmos Energy Corporation

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available in the current capital budget, as appropriated, in the Grants Capital Project Other 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 an expenditure being incurred, the Transportation and Public Works Department has the responsibility to validate the availability of funds.

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