

City Council Agenda

SAGINAW CITY COUNCIL NOTICE OF MEETING AND WORKSHOP

Meeting, Workshop, and/or Executive Session Agenda

6:00 PM - Tuesday, March 19, 2019

Saginaw City Hall Council Chambers

333 West McLeroy Blvd.

In accordance with Section 551.042 of the Texas Government Code, this agenda has been posted at Saginaw City Hall, and distributed to the appropriate news media within the required time frame. All meetings of the Saginaw City Council are open to the public. Public participation and written comments are invited on all open session business items.

The Mayor and City Council request that all cell phones and pagers be turned off or set to vibrate. Members of the audience are requested to step outside to respond to a page or to conduct a phone conversation.

The City Hall is wheelchair accessible and special parking is available on the east side of the building. If special accommodations are required please contact the City Secretary a minimum of 72 hours in advance at 817-232-4640.

(1) Call to Order--Todd Flippo, Mayor

Pledge of Allegiance to the United States

Pledge of Allegiance to the State of Texas

"Honor the Texas Flag; I pledge allegiance to thee, Texas, one State under God, one and indivisible"

(2) Invocation--Pastor Dennis Hudson, Saginaw Park Baptist Church

(3) Audience Participation--On the Video Screen

(4) Consent Agenda

- (a)** Action regarding Minutes, March 5, 2019--Janice England, City Secretary
- (b)** Action regarding Resolution No. 2019-05, Continued Participation with the Atmos Cities Steering Committee--Dolph Johnson, Asst. City Manager
- (c)** Action regarding adoption of Ordinance 2019-05, authorizing the Mayor to Execute a Quitclaim Deed abandoning a 10-foot wide portion of a 15-foot Utility Easement under a Building Encroachment to CVS

Investments LLC, owner of Lot 1R1, Block 1 of the Fuller Addition--Rick Trice, P.E., Director of Public Works

(d) Action regarding Rejection of Bids for Fairmount 15-inch Sanitary Sewer - Phase 1 and Authorization to Rebid--Rick Trice, P.E., Director of Public Works

(e) Action regarding Submittal of Application for HOME Investment Partnerships Block Grant (HOME) Program and Adoption of Resolution in Support (Resolution No. 2019-06)--Rick Trice, P.E., Director of Public Works

(5) Consideration and Action regarding an Individual Project Order with Kimley-Horn & Associates, Inc. for the Knowles Avenue Conceptual Design--Rick Trice, P.E., Director of Public Works

(6) Recess into Workshop--Todd Flippo, Mayor

(7) Discussion regarding Facility Needs Assessment--Jeff Bulla, PGAL

(8) FY20 Budget Kick Off--Gabe Reaume, City Manager

(9) Reconvene Back into Regular Session--Todd Flippo, Mayor

(10) Executive Session

551.071. Texas Government Code.

Consultation with Attorney. The City Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the City Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

(a) Any Posted Item

551.087 Texas Government Code.

Deliberation regarding Economic Development Negotiations. The City Council may convene in executive session to discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect described above, including:

(a) Possible Mixed Use Development located north of Walmart

(11) Adjournment--Todd Flippo, Mayor



City of Saginaw

Meeting Date: 3/19/2019

Staff Contact: Janice England
City Secretary

Agenda Items: (4)(a)

E-mail: jengland@saginawtx.org

Phone: 817-230-0327

SUBJECT:

Action regarding Minutes, March 5, 2019

BACKGROUND/DISCUSSION:

The minutes of the City Council Meeting held on March 5, 2019 are being presented for approval.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval.

ATTACHMENTS:

Description

March 5th Minutes

**CITY OF SAGINAW
MINUTES OF CITY COUNCIL MEETING
HELD AT THE SAGINAW CITY HALL
333 WEST MCCLEROY BLVD.
MARCH 5, 2019**

Present at the meeting:

Mayor	Todd Flippo
Mayor Pro-Tem	David Flory
Councilmember	Patrick Farr
Councilmember	Valerie Tankersley
Councilmember	Charles Tucker
Councilmember	Cindy Bighorse
Councilmember	Mary Copeland
City Attorney	Bryn Meredith
City Engineer	Andrew Simonsen, P.E.
Asst. City Manager	Dolph Johnson
Finance Director	Kim Quin
City Secretary	Janice England
Director of Public Works	Rick Trice, P.E.
Police Chief	Lee Howell
Asst. Police Chief	Russell Ragsdale
Fire Chief	Doug Spears
Director of Community Svcs.	Keith Rinehart
Library Director	Ellen Ritchie
Director of Human Resources	Melanie McManus
Director of Economic Dev.	Alora Wachholz
Police Officer	Tyler Stanley

Absent from the meeting:

City Manager	Gabe Reaume
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Visitors at the meeting:

Muhammed Shoaib	Shawn Morrison
Jason Valendy	Ashley Hays

(1) Call to Order

Mayor Flippo called the meeting to order at 6:00 p.m. with a quorum present.

Pledge of Allegiance to the United States

Pledge of Allegiance to the State of Texas

(2) Invocation

Reverend Valendy of the Saginaw United Methodist Church gave the invocation.

(3) Audience Participation

This item was covered on the video screen.

(4) Consent Agenda

a. Action regarding Minutes, February 19, 2019

b. Action on approval of funding to have diseased trees removed from Business 287

Summary: The pine trees along Saginaw Boulevard (Business 287) were originally planted by the Saginaw Beautification Committee almost 25 years ago. Over time they flourished and provided beauty, greenery, and somewhat of a sound barrier. However, during the past year, a number of trees have contracted an unknown disease and are dying. At the January 28, 2019 Keep Saginaw Beautiful Committee meeting, the Committee was presented with paying for the removal of the trees along Business 287. The Committee agreed to pay up to \$18,000 to remove the dead/diseased trees. The total financial impact will be \$17,228. Funds are available in the Beautification Donation Fund to cover this expenditure.

c. Action regarding approval of a Field Usage Agreement with Eagle Mountain Soccer Association (EMSA)

Summary: The current Field Usage Agreement with EMSA has expired and it's time to consider renewal. The proposed agreement has no changes from last year. It is for the use of the fields at William Houston Park as game fields only. EMSA has reviewed the proposed agreement and has approved it.

d. Action regarding approval of a Settlement Agreement with S.J. Louis Construction of Texas, Ltd. for Replacement of Trees along Old Decatur Road

Summary: S.J. Louis Construction of Texas Ltd. (S.J. Louis) constructed a 48" water line for the City of Fort Worth in the northbound lanes of Old Decatur Road from McLeroy Blvd. to Bailey Boswell Road. During final completion phases city staff identified several trees that had not been replaced in the median. Staff requested that, in lieu of planting new trees, S.J. Louis would make payment to the City equal to the value of the trees so that planting could be made by the city during a more suitable planting season. The agreement provides for a payment of \$5,870 to the City. In return the City and S.J. Louis will mutually release all claims related to the tree loss and replacement.

e. Action regarding Purchase of Four 2019 Chevy Tahoe Police Package Vehicles

Summary: As part of the fiscal year 2019 budgeting process, funds were set aside for the purchase of four new police vehicles. As we have done in past years, we are taking part in the Tarrant County Purchasing Cooperative (Bid#2007-190/2010) for the purchase of these police vehicles which eliminates the need to publish specifications or to obtain bids. The vehicles are 2019 Chevy Tahoe Police Package Vehicles. The price of these vehicles with available options is \$32,392.94 each. The total cost will be \$129,571.76. The Vendor is Reliable Chevrolet in Richardson, Texas. Funds in the amount of \$218,490 are budgeted in the CCPD Fund, Account 11-7000-00 Capital Outlay/Special Request Account for these vehicles.

f. Action regarding Authorization of an Individual Project Order (IPO) with Kimley-Horn & Associates, Inc. for the Saginaw Boulevard 16" Water Line, Phase 2 Project

Summary: The 2018-2019 Water Capital Improvements Plan identifies funding for the design of the Saginaw Boulevard 16" Water Line, Phase 2. The project includes the installation of approximately 3,230 linear feet of 16" water line from Palomino Drive at Saginaw Boulevard eastward to an existing 12" water line north of East Industrial. The project will complete a looped water system from the Longhorn Pump Station increasing system redundancy and reliability. The design phase will include the coordination for the acquisition of Union Pacific Railroad, Burlington Northern Santa Fe Railroad, and Texas Department of Transportation permits required for crossing of their facilities. The design fee requested is \$155,000 including \$20,000 for Construction Contract Administration services that will be performed on a reimbursement basis. Funds in the amount of \$155,000 are budgeted for the design of Saginaw Boulevard 16" Water Line, Phase 2 in the Water and Wastewater Enterprise Fund, Account 05-7022-55.

g. Action regarding Disposal of City Surplus Items and Agreement with Tommy Lutes Auctioneers for Auction of City Surplus Items

Summary: Periodically the City disposes of surplus items that are either no longer used, are broken, or have been deemed past their useful life. The last auction of surplus items was held in 2018. For many years the City has used the services of Tommy Lutes Auctioneers to dispose of the surplus items. They provide auction services for many local municipalities. There is no cost to the City for the auction services. The costs of the auction will be covered by the proceeds of the items sold.

Motion was made by Mayor Pro-Tem Flory with a second by Councilmember Tankersley to approve the Consent Agenda as presented. Motion carried unanimously. 7-0-0-0

For Mayor Flipppo, Mayor Pro-Tem Flory, Councilmembers Farr, Tankersley, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(5) Consideration and Action regarding Appointment to 1st Alternate Position on the Animal Shelter Advisory Committee

City Secretary England explained that after recent appointments to the Animal Shelter Advisory Committee there is one vacant position, 1st Alternate. She stated that this position must be filled with a person involved in shelter operations. She explained that it is the recommendation of the City Staff that Kristina Jenshak be appointed to the 1st Alternate Position. She added that Ms. Jenshak is one of the City's Animal Shelter Technicians.

Motion was made by Mayor Pro-Tem Flory with a second by Councilmember Farr to appoint Kristina Jenshak to the 1st Alternate Position on the Animal Shelter Advisory Committee. Motion carried unanimously. 7-0-0-0

For Mayor Flipppo, Mayor Pro-Tem Flory, Councilmembers Farr, Tankersley, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(6) Consideration and Action regarding Ordinance No. 2019-04, amending Ordinance No. 2019-02, which called for a special election for the purposes of submitting to the voters propositions to amend the Saginaw Home Rule Charter to be held on May 4, 2019, by revising certain non-substantive errors contained in the wording of certain charter provisions

City Attorney Meredith explained that following the approval of Ordinance No. 2019-02 four non-substantive errors were identified in the ballot propositions. He stated that Ordinance No. 2019-04 corrects these minor errors (Proposition G: change the word "cities" to "city's"; Proposition I: delete the word "archaic"; Proposition N: remove the word "or" from the last line; and Proposition Q: delete the reference to Section 6.03(5) of the Charter as it is already referenced in Proposition E). He explained that the corrections do not affect the Charter Amendment Election which was timely called on February 5, 2019.

Motion was made by Councilmember Farr with a second by Mayor Pro-Tem Flory to approve Ordinance No. 2019-04 as presented. Motion carried unanimously. 7-0-0-0

For Mayor Flipppo, Mayor Pro-Tem Flory, Councilmembers Farr, Tankersley, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(7) Consideration and Action regarding Approval of Waiver of Potential Conflicts of Interest regarding Saginaw/Blue Mound Agreement for Animal Services

City Attorney Meredith explained that the proposed Waiver of Potential Conflicts of Interest regarding Saginaw/Blue Mound Agreement for Animal Services is necessary because TOASE (City Attorney) is also the attorney for the City of Blue Mound. Approval of the agreement will give consent to TOASE for common representation regarding a future proposal for animal services. The City of Blue Mound does not have animal services or an animal shelter. They have approached the City of Saginaw regarding an agreement for Saginaw Animal Services to provide patrol services as well as shelter services. He added that the purpose of this item is only to address the waiver. The actual agreement with the City of Blue Mound will be put into the form of an interlocal agreement and will be brought to the Council for action at a future meeting.

Motion was made by Councilmember Tankersley with a second by Councilmember Tucker to approve the Waiver of Potential Conflicts of Interest regarding Saginaw/Blue Mound Agreement for Animal Services. Motion carried unanimously. 7-0-0-0

For Mayor Flippo, Mayor Pro-Tem Flory, Councilmembers Farr, Tankersley, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(8) Executive Session

1 § 551.071. Texas Government Code. Consultation with Attorney. The City Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the City Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

a. Any Posted Item

1 § 551.087. Texas Government Code. Deliberation regarding Economic Development Negotiations. The City Council may convene in executive session to discuss or deliberate regarding commercial or Financial information that the City has received from a business prospect that the City seeks to have locate, Stay, or expand in or near the City and with which the City is conducting economic development negotiations; Or to deliberate the offer of a financial or other incentive to a business prospect described above, including:

a. Possible property development located at the northwest corner of McLeroy Blvd. and FM156

(9) Adjournment

Motion was made by Mayor Pro-Tem Flory with a second by Councilmember Tankersley to adjourn the meeting. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Flory, Councilmembers Farr, Tankersley, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

Mayor Flippo declared the City Council Meeting of March 5, 2019 adjourned at 6:10 p.m.

ATTEST:

APPROVED:

City Secretary Janice England

Mayor Todd Flippo



City of Saginaw

Meeting Date: 3/19/2019

Staff Contact: Dolph Johnson
Assistant City Manager

Agenda Items: (4)(b)

E-mail: djohnson@saginawtx.org

Phone: 817-230-0325

SUBJECT:

Action regarding Resolution No. 2019-05, Continued Participation With the Atmos Cities Steering Committee

BACKGROUND/DISCUSSION:

Purpose of the Resolution:

Most municipalities have retained original jurisdiction over gas utility rates and services within municipal limits. The Atmos Cities Steering Committee (“ACSC”) is composed of 178 municipalities in the service area of Atmos Energy Corporation, Mid-Tex Division that have retained original jurisdiction. Atmos is a monopoly provider of natural gas. Because Atmos has no competitors, regulation of the rates that it charges its customers is the only way that cities can ensure that natural gas rates are fair. Working as a coalition to review the rates charged by Atmos allows cities to accomplish more collectively than each city could do acting alone. Cities have more than 100 years experience in regulating natural gas rates in Texas.

ACSC is the largest coalition of cities served by Atmos Mid-Tex. There are 178 ACSC member cities, which represent more than 60 percent of the total load served by Atmos-Mid Tex. ACSC protects the authority of municipalities over the monopoly natural gas provider and defends the interests of residential and small commercial customers within the cities. Although many of the activities undertaken by ACSC are connected to rate cases (and therefore expenses are reimbursed by the utility), ACSC also undertakes additional activities on behalf of municipalities for which it needs funding support from its members.

The ACSC Membership Assessment Supports Important Activities:

ACSC is actively involved in rate cases, appeals, rulemakings, and legislative efforts impacting the rates charged by Atmos within the City. These activities will continue throughout the calendar year. It is possible that additional efforts will be necessary on new issues that arise during the year, and it is important that ACSC be able to fund its participation on behalf of its member cities. A per capita assessment has historically been used, and is a fair method for the members to bear the burdens associated with the benefits received from that membership.

Explanation of Resolution Paragraphs:

- I. This paragraph authorizes the continuation of the City’s membership in ACSC.
- II. This paragraph authorizes payment of the City’s assessment to the ACSC in the amount of five cents (\$0.05) per capita.

III. This paragraph requires notification that the City has adopted the Resolution.

Payment of Assessment

The assessment payment check should be made out to “*Atmos Cities Steering Committee*” and mailed to Brandi Stigler, Atmos Cities Steering Committee, c/o Arlington City Attorney’s Office, Mail Stop 63-0300, 101 S. Mesquite St., Suite 300, Arlington, Texas 76010.

FINANCIAL IMPACT:

Financial impact will be \$1,150.70 which is budgeted in the General Administrative Office Budget , Legal and Special Services and Audit Account 01-6650-02

RECOMMENDATION:

Staff recommends approval of Resolution 2019-05, authorizing continued participation with the Atmos Cities Steering Committee.

ATTACHMENTS:

Description

Resolution 2019-05

RESOLUTION NO. 2019-05

A RESOLUTION AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AND AUTHORIZING THE PAYMENT OF FIVE CENTS PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION

WHEREAS, the City of Saginaw is a regulatory authority under the Gas Utility Regulatory Act (GURA) and has exclusive original jurisdiction over the rates and services of Atmos Energy Corporation, Mid-Tex Division (Atmos) within the municipal boundaries of the city; and

WHEREAS, the Atmos Cities Steering Committee (ACSC) has historically intervened in Atmos rate proceedings and gas utility related rulemakings to protect the interests of municipalities and gas customers residing within municipal boundaries; and

WHEREAS, ACSC is participating in Railroad Commission dockets and projects, as well as court proceedings and legislative activities, affecting gas utility rates; and

WHEREAS, the City is a member of ACSC; and

WHEREAS, in order for ACSC to continue its participation in these activities which affects the provision of gas utility service and the rates to be charged, it must assess its members for such costs; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAGINAW, TEXAS:

I.

That the City is authorized to continue its membership with the Atmos Cities Steering Committee to protect the interests of the City of Saginaw and protect the interests of the customers of Atmos Energy Corporation, Mid-Tex Division residing and conducting business within the City limits.

II.

The City is further authorized to pay its 2019 assessment to the ACSC in the amount of five cents (\$0.05) per capita.

III.

A copy of this Resolution and approved assessment fee payable to “*Atmos Cities Steering Committee*” shall be sent to:

Brandi Stigler
Atmos Cities Steering Committee
c/o Arlington City Attorney’s Office, Mail Stop 63-0300
101 S. Mesquite St., Suite 300
Arlington, Texas 76010

PRESENTED AND PASSED on this the _____ day of _____, 2019, by a vote of _____ ayes and _____ nays at a regular meeting of the City Council of the City of _____, Texas.

ATTEST:

Todd Flippo Mayor

Janice England, City Secretary

APPROVED AS TO FORM:

Bryn Meredith, City Attorney



City of Saginaw

Meeting Date: 3/19/2019

Staff Contact: Rick Trice, P.E.
Director Public Works

Agenda Items: (4)(c)

E-mail: rtrice@saginawtx.org

Phone: (817) 230-0449

SUBJECT:

Adopt Ordinance Authorizing the Mayor to Execute a Quitclaim Deed Abandoning a 10-foot wide portion of a 15-foot Utility Easement Under a Building Encroachment to CVS Investments LLC owner of Lot 1R1, Block 1 of the Fuller Addition

BACKGROUND/DISCUSSION:

Mr. Frank Roszell, on behalf of CVS Investments LLC, has requested the City to abandon a 10-foot wide portion of an existing 15-foot utility easement along the south property line of Lot 1R1, Block 1, Fuller Addition. The length of the abandonment is defined by an existing building that has encroached onto the 15-foot easement.

There are no City facilities located in the easement nor plans to use the easement for future improvements. Mr. Roszell has provided releases from all utility companies that may have an interest in the easement.

FINANCIAL IMPACT:

This item will have no impact on city finances.

RECOMMENDATION:

It is recommended that the City Council adopt the ordinance authorizing the Mayor to execute a Quitclaim Deed abandoning a 10-foot wide portion of an existing 15-foot utility easement along the south property line of Lot 1R1, Block 1, Fuller Addition to CVS Investments LLC and authorize the filing of the documents in the Tarrant County Deed Records.

ATTACHMENTS:

Description

Ordinance 2019-05

Quitclaim

Attachment "A' to Quitclaim

ORDINANCE NO. 2019-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAGINAW, TEXAS, VACATING AND ABANDONING A PORTION OF THE NORTHERN APPROXIMATE TEN FEET OF A FIFTEEN FOOT WIDE UTILITY EASEMENT LOCATED ACROSS LOT 1R1, BLOCK 1, OF THE FULLER ADDITION LOCATED UNDER A BUILDING ENCROACHMENT, AN ADDITION TO THE CITY OF SAGINAW, TARRANT COUNTY, TEXAS, WHICH LOT IS MORE COMMONLY KNOWN AS 340 S. BLUE MOUND ROAD; AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED RELEASING THE PUBLIC OWNERSHIP INTEREST AND CONTROL IN THE PROPERTY; AUTHORIZING THE CITY SECRETARY TO FILE THE QUITCLAIM DEED IN THE DEED RECORDS OF TARRANT COUNTY; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Saginaw is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, CVS Investments LLC is the sole and current owner of Lot 1R1, Block 1, of the Fuller Addition, an Addition to the City of Saginaw, Tarrant County, Texas, also known as 340 S. Blue Mound Road; and

WHEREAS, a fifteen-foot utility easement exists along the south line of Lot 1R1, Block 1 of the Fuller Addition that has been encroached upon a distance of approximately ten feet by a building as shown on Exhibit "A"

WHEREAS, Mr. Frank Roszell, on behalf of CVS Investments LLC, has requested the City of Saginaw to abandon all rights, title, and interest to a portion of the northern approximate ten feet of an existing fifteen-foot utility easement within the limits of the encroachment located across the property ("Utility Easement") which burdens the Property; and

WHEREAS, the Utility Easement is not being utilized and all current utility providers within the City have consented to the abandonment of the Utility Easement or provided a waiver of use of the Utility Easement; and

WHEREAS, the City Council has determined that the Utility Easement is not useful or convenient to the public in general, that it therefore constitutes a public charge without a corresponding public benefit, and that the public would be better served and benefitted by its vacation and abandonment; and

WHEREAS, in order to remove any question as to the continued interest or ownership of the public in the Utility Easement, the City desires to execute a quitclaim deed releasing all title,

ownership and control in the Utility Easement to the owners of the title to the underlying property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAGINAW, TEXAS, THAT:

SECTION 1

The City does hereby vacate and abandon all of the rights, title, and interest of the City and the public in the said approximate 10-foot Utility Easement that is located across the Property, as depicted in Exhibit “A,” which exhibit is attached hereto and incorporated herein by reference for all purposes.

SECTION 2

The Mayor of the City of Saginaw is hereby authorized and empowered to execute, on behalf of the City, a quitclaim deed releasing title to the owners of title to the Property, all claims to title, ownership or control of the Utility Easement described in Section 1 of this Ordinance (“Quitclaim Deed”).

SECTION 3

The City Secretary is directed to file an original of the Quitclaim Deed in the Deed Records of Tarrant County, Texas.

SECTION 4

If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance; and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 6

This Ordinance shall be in full force and effect from and after the date of its passage and publication as required by law, and it is so ordained.

PASSED AND APPROVED ON THIS 19th DAY OF MARCH, 2019.

Todd Flippo, Mayor

ATTEST:

Janice England, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Bryn Meredith

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

QUITCLAIM DEED

**STATE OF TEXAS §
 §
COUNTY OF TARRANT §**

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the City Council of the City of Saginaw, Texas, after careful study and consideration, found and determined that the northern approximate 10-foot wide portion of an existing 15-foot utility easement which is located under a building encroachment on property located at 340 S. Blue Mound Road, City of Saginaw, Tarrant County, Texas ("Property"), was not being used by, nor useful or convenient to, the public in general, and constituted a public charge without a corresponding public benefit, and that the public would be better served and benefitted by the vacation and abandonment of such portion of the utility easement; and

WHEREAS, on the 19th day of March, 2019, based on such findings and determinations, the City Council of the City of Saginaw, Texas, adopted Ordinance No. 2019-05, which vacated and abandoned such portion of the utility easement in the City of Saginaw, Tarrant County, Texas; and

WHEREAS, CVS Investments LLC owns the underlying title to the hereinafter described property where the vacated and abandoned portion of a utility easement was located and desire a quitclaim deed to remove any question concerning the continued interest of the City of Saginaw in such vacated and abandoned portion of the utility easement.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the CITY OF SAGINAW, TEXAS, Grantor, does hereby bargain, sell, release, vacate, abandon and forever quitclaim unto CVS Investments LLC, Grantee, and his heirs, successors and assigns, all of Grantor's right, title, and interest, if any, in and to that portion of a utility easement described on Exhibit "A" attached hereto and incorporated herein for all purposes.

TO HAVE AND TO HOLD all of Grantor's right, title and interest, if any, in and to the above-described vacated and abandoned portion of a utility easement unto the Grantee, and their heirs, successors and assigns forever, so that neither Grantor nor its successors or assigns shall have, claim or demand any right, title or interest in or to the vacated and abandoned portion the utility easement and appurtenances or any part thereof.

EXECUTED this _____ day of _____, 2019.

CITY OF SAGINAW

TODD FLIPPO, MAYOR

STATE OF TEXAS §
 §
COUNTY OF TARRANT §

BEFORE ME, _____, Notary Public, on this day personally appeared Todd Flippo, Mayor of the City of Saginaw, Texas, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed that instrument for the purposes and consideration therein expressed.

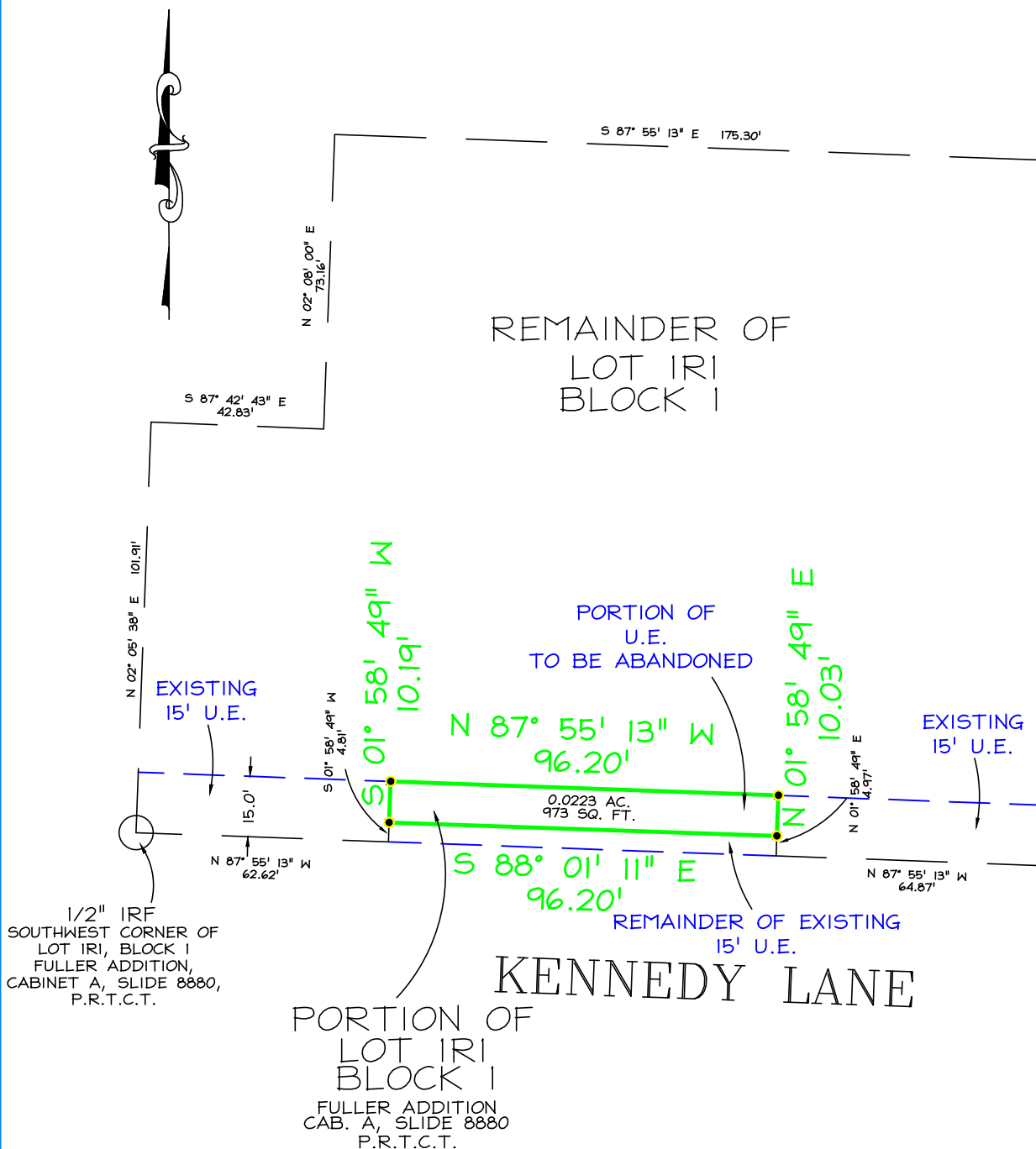
Given under my hand and seal of office this _____ day of _____, 2019.

NOTARY PUBLIC in and for the State of Texas

(Seal)

Job No:
1902RT26EASE

S. BLUE MOUND ROAD (FM 156)
(R.O.W. VARIES)



Paul G. Fuller, II

Date: 03/06/2019

I hereby certify that this plat is true and correct to the best of my knowledge and belief as surveyed by me or under my direct supervision. This survey was done without a title search and shows only easements on the recorded subdivision plat and does not include other easements of record which may affect this property.

UTILITY EASEMENT ABANDONMENT

PORTION OF LOT 1R1, BLOCK 1
FULLER ADDITION
CAB. A, SLIDE 8880
CITY OF FORT WORTH, TARRANT COUNTY, TEXAS

FULLER ENGINEERING
& LAND SURVEYING, INC.

LEGEND OF ABBREVIATIONS AND SYMBOLS

B.L.	= Building Line	I.P.F.	= Iron Pipe Found	●	= Power Pole	—//—	= Wood Fence
C.M.	= Control Monument	I.R.F.	= Iron Rod Found	P.O.S.E.	= Public Open Space Easement	—○—	= Chain Link Fence
D.E.	= Drainage Easement	I.R.S.	= Capped Iron Rod Set	R.O.W.	= Right of Way	—□—	= Iron Fence
D.U.E.	= Drainage & Utility Easement	O.H.E.	= Overhead Electric	Ⓢ	= Water Meter	—X—	= Wire Fence
M.E.	= Maintenance Easement ()		= Record Data	U.E.	= Utility Easement	—■—	= Electric Meter
ET	= Electric Transformer ()		= Bearing Basis	gm	= Gas Meter		



City of Saginaw

Meeting Date: 3/19/2019

Staff Contact: Rick Trice, P.E.
Public Works Director

Agenda Items: (4)(d)

E-mail: rtrice@saginawtx.org

Phone: (817) 239-0449

SUBJECT:

Action regarding Rejection of Bids for Fairmount 15-Inch Sanitary Sewer - Phase 1 and Authorization to Rebid

BACKGROUND/DISCUSSION:

On Thursday, March 7, 2019 the City received bids for Fairmount 15-Inch Sanitary Sewer - Phase 1. The project consists of the abandonment of an existing sanitary sewer across Saginaw Boulevard/U.S. 287 and the Union Pacific and Burlington Northern Railroads and replacement with a new 15" sanitary sewer and casing by bore. The bid tabulation is provided below.

Atkins Bros Equipment Co., Inc.	\$ 75,820.00	\$ 624,180.00	\$ 700,000.00
FM Utilities, LLC	\$ 93,717.00	\$ 965,752.22	\$ 1,059,469.22
Canary Construction, Inc.	\$ 190,060.00	\$ 951,755.00	\$ 1,141,815.00
Joe Funk Construction, Inc.	\$ 533,789.50	\$ 1,036,654.91	\$ 1,570,444.41
Whitewater Construction, Inc.	\$ 159,275.00	\$ 1,476,925.00	\$ 1,636,200.00

Atkins Bros Equipment Co., Inc., informed the city that it was withdrawing its bid. The remaining bids are well above the Opinion of Probable Cost of \$650,000. Staff believes that if we re-bid the project with a mandatory pre-bid conference to reduce uncertainties, the city may receive more desirable bids.

FINANCIAL IMPACT:

This item has no Financial Impact

RECOMMENDATION:

It is recommended that the City Council reject the bids and authorize staff to rebid the project.

ATTACHMENTS:

Description

Bid Tabulation

Checked by:  P.E.
Andrew Simonsen, P.E., 3/7/18

Owner: City of Saginaw
Job No.: 061003122
Project: Fairmount 15-inch Sanitary Sewer – Phase 1
Date: March 7, 2019

				BIDDER 1		BIDDER 2		BIDDER 3		BIDDER 4		BIDDER 5	
				Atkins Bros Equip. Co., Inc. 3516 Old Fort Worth Rd. Midlothian, TX 76065		FM Utilities, LLC 4911 Redbird Trail Midlothian, TX 76065		Canary Construction, Inc. 802 N. Kealy Ave., Ste. 101 Lewisville, TX 75057		Joe Funk Construction, Inc. 11226 Indian Trail Dallas, TX 75229		Whitewater Construcion, Inc. 6640 Old Mexia Road Waco, TX 76705	
Item No.	Item Description	Quantity	Unit	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost
Base Bid - Unit I													
1	Mobilization, Bonding, and Insurance	1	LS	\$10,000.00	\$10,000.00	\$9,500.00	\$9,500.00	\$8,500.00	\$8,500.00	\$413,284.30	\$413,284.30	\$15,000.00	\$15,000.00
2	Temporary Erosion, Sediment, & Water Pollution Prevention Plan	1	LS	\$5,000.00	\$5,000.00	\$12,500.00	\$12,500.00	\$2,600.00	\$2,600.00	\$13,000.00	\$13,000.00	\$10,000.00	\$10,000.00
3	Traffic Control	1	LS	\$2,000.00	\$2,000.00	\$9,310.00	\$9,310.00	\$950.00	\$950.00	\$3,900.00	\$3,900.00	\$10,000.00	\$10,000.00
4	Site Clearing and Preparation	1	LS	\$5,000.00	\$5,000.00	\$3,500.00	\$3,500.00	\$1,450.00	\$1,450.00	\$16,900.00	\$16,900.00	\$15,000.00	\$15,000.00
5	Remove and Replace Existing 18" RCP Storm Drain and Headwall	1	LS	\$2,000.00	\$2,000.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$23,725.00	\$23,725.00	\$15,000.00	\$15,000.00
6	Remove and Replace Existing Guardrail and Barricade	1	LS	\$7,000.00	\$7,000.00	\$6,517.00	\$6,517.00	\$4,900.00	\$4,900.00	\$23,400.00	\$23,400.00	\$15,000.00	\$15,000.00
7	Pre-Construction Television Inspection	150	LF	\$2.00	\$300.00	\$5.00	\$750.00	\$650.00	\$97,500.00	\$13.00	\$1,950.00	\$20.00	\$3,000.00
8	Standard 5' Diameter Concrete Manhole	1	EA	\$8,000.00	\$8,000.00	\$7,100.00	\$7,100.00	\$25,600.00	\$25,600.00	\$10,419.50	\$10,419.50	\$9,700.00	\$9,700.00
9	15" Dia., ASTM 3034, SDR-26 PVC Sanitary Sewer Pipe (By Open Cut)	130	LF	\$131.00	\$17,030.00	\$130.00	\$16,900.00	\$110.00	\$14,300.00	\$54.34	\$7,064.20	\$195.00	\$25,350.00
10	Sanitary Sewer Line Trench Safety	130	LF	\$10.00	\$1,300.00	\$10.00	\$1,300.00	\$5.00	\$650.00	\$4.55	\$591.50	\$10.00	\$1,300.00
11	Connect to Existing Sanitary Sewer Line	2	EA	\$1,000.00	\$2,000.00	\$1,200.00	\$2,400.00	\$4,600.00	\$9,000.00	\$2,600.00	\$5,200.00	\$5,000.00	\$10,000.00
12	Post-Construction Television Inspection	130	LF	\$3.00	\$390.00	\$8.00	\$1,040.00	\$12.00	\$1,560.00	\$13.00	\$1,690.00	\$20.00	\$2,600.00
13	Concrete Pavement Repair	25	SY	\$100.00	\$2,500.00	\$160.00	\$4,000.00	\$155.00	\$3,875.00	\$65.00	\$1,625.00	\$225.00	\$5,625.00
14	Asphalt Pavement Repair	25	SY	\$100.00	\$2,500.00	\$220.00	\$5,500.00	\$155.00	\$3,875.00	\$36.40	\$910.00	\$180.00	\$4,500.00
15	Hydromulch and Grade Repair	40	SY	\$20.00	\$800.00	\$22.50	\$900.00	\$70.00	\$2,800.00	\$3.25	\$130.00	\$180.00	\$7,200.00
16	Project Allowance	1	LS	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
Total Base Bid				\$75,820.00		\$93,717.00		\$190,060.00		\$533,789.50		\$159,275.00	

Base Bid - Unit II													
1	Mobilization, Bonding, and Insurance	1	LS	\$5,000.00	\$5,000.00	\$54,665.22	\$54,665.22	\$44,000.00	\$44,000.00	\$85,452.90	\$85,452.90	\$25,000.00	\$25,000.00
2	Temporary Erosion, Sediment, & Water Pollution Prevention Plan	1	LS	\$1,000.00	\$1,000.00	\$12,500.00	\$12,500.00	\$2,500.00	\$2,500.00	\$52,000.00	\$52,000.00	\$15,000.00	\$15,000.00
3	Traffic Control	1	LS	\$1,000.00	\$1,000.00	\$5,500.00	\$5,500.00	\$2,600.00	\$2,600.00	\$9,100.00	\$9,100.00	\$15,000.00	\$15,000.00
4	Site Clearing and Preparation	1	LS	\$1,000.00	\$1,000.00	\$4,500.00	\$4,500.00	\$3,100.00	\$3,100.00	\$24,700.00	\$24,700.00	\$20,000.00	\$20,000.00
5	BNSF Railroad Coordination, Inspection, Flagging, and Insurance	1	LS	\$20,000.00	\$20,000.00	\$105,600.00	\$105,600.00	\$22,000.00	\$22,000.00	\$45,500.00	\$45,500.00	\$15,000.00	\$15,000.00
6	Union Pacific Railroad Coordination, Inspection, Flagging, and Insurance	1	LS	\$20,000.00	\$20,000.00	\$89,892.00	\$89,892.00	\$22,200.00	\$22,200.00	\$45,500.00	\$45,500.00	\$15,000.00	\$15,000.00
7	Access Route	1	LS	\$17,000.00	\$17,000.00	\$5,000.00	\$5,000.00	\$4,000.00	\$4,000.00	\$19,500.00	\$19,500.00	\$20,000.00	\$20,000.00
8	Abandon Existing Sanitary Sewer Manhole	1	EA	\$2,000.00	\$2,000.00	\$2,500.00	\$2,500.00	\$9,000.00	\$9,000.00	\$6,500.00	\$6,500.00	\$1,500.00	\$1,500.00
9	Remove Existing Sanitary Sewer Manhole	1	EA	\$2,000.00	\$2,000.00	\$2,500.00	\$2,500.00	\$1,000.00	\$1,000.00	\$3,640.00	\$3,640.00	\$2,000.00	\$2,000.00
10	Remove Existing Sanitary Sewer Line	60	LF	\$20.00	\$1,200.00	\$80.00	\$4,800.00	\$50.00	\$3,000.00	\$325.00	\$19,500.00	\$30.00	\$1,800.00
11	Cut, Plug and Abandon Existing Sanitary Sewer Line In Place	10	EA	\$5,000.00	\$50,000.00	\$1,600.00	\$16,000.00	\$850.00	\$8,500.00	\$717.60	\$7,176.00	\$1,500.00	\$15,000.00
12	Grout and Abandon Existing 14" Sanitary Sewer Line and 24" Casing Pipe In Place	60	CY	\$600.00	\$36,000.00	\$250.00	\$15,000.00	\$500.00	\$30,000.00	\$588.46	\$35,307.60	\$1,700.00	\$102,000.00
13	Remove 12" Dia. Water Line	65	LF	\$20.00	\$1,300.00	\$80.00	\$5,200.00	\$40.00	\$2,600.00	\$325.00	\$21,125.00	\$30.00	\$1,950.00
14	Remove 6" Dia. Water Line	10	LF	\$20.00	\$200.00	\$80.00	\$800.00	\$25.00	\$250.00	\$325.00	\$3,250.00	\$20.00	\$200.00
15	Remove 12" and 6" Gate Valve	3	EA	\$100.00	\$300.00	\$400.00	\$1,200.00	\$650.00	\$1,950.00	\$390.00	\$1,170.00	\$250.00	\$750.00
16	Remove and Replace Chain Link Fence and Three Strand Barbwire	350	LF	\$20.00	\$7,000.00	\$35.00	\$12,250.00	\$45.00	\$15,750.00	\$71.50	\$25,025.00	\$95.00	\$33,250.00
17	Pre-Construction Television Inspection	790	LF	\$3.00	\$2,370.00	\$5.00	\$3,950.00	\$5.00	\$3,950.00	\$13.00	\$10,270.00	\$20.00	\$15,800.00
18	Repair, Resurface, and Recoat Existing Sewer Manhole	1	EA	\$4,000.00	\$4,000.00	\$6,000.00	\$6,000.00	\$2,800.00	\$2,800.00	\$780.00	\$780.00	\$5,800.00	\$5,800.00
19	Standard 4' Diameter Concrete Manhole	3	EA	\$6,000.00	\$18,000.00	\$6,450.00	\$19,350.00	\$9,800.00	\$29,400.00	\$6,760.00	\$20,280.00	\$9,200.00	\$27,600.00
20	Standard 4' Diameter Drop Concrete Manhole	2	EA	\$7,500.00	\$15,000.00	\$9,620.00	\$19,240.00	\$15,780.00	\$31,560.00	\$11,050.00	\$22,100.00	\$17,000.00	\$34,000.00
21	15" Dia., ASTM 3034, SDR-26 PVC Sanitary Sewer Pipe (By Open Cut)	330	LF	\$150.00	\$49,500.00	\$130.00	\$42,900.00	\$155.00	\$51,150.00	\$50.70	\$16,731.00	\$195.00	\$64,350.00
22	16" Dia., AWWA C-900 DR-18 Sanitary Sewer Pipe (By Open Cut)	35	LF	\$160.00	\$5,600.00	\$149.00	\$5,215.00	\$190.00	\$6,650.00	\$192.21	\$6,727.35	\$220.00	\$7,700.00
23	16" Dia., AWWA C-900 DR-18 Sanitary Sewer Pipe in 24" I.D. Steel Casing (By Auger Bore with Pilot Tube)	490	LF	\$500.00	\$245,000.00	\$650.00	\$318,500.00	\$950.00	\$465,500.00	\$878.80	\$430,612.00	\$700.00	\$343,000.00
24	Sanitary Sewer Line Trench Safety	365	LF	\$1.00	\$365.00	\$10.00	\$3,650.00	\$5.00	\$1,825.00	\$6.50	\$2,372.50	\$10.00	\$3,650.00
25	Connect to Existing Sanitary Sewer Line	2	EA	\$1,000.00	\$2,000.00	\$2,500.00	\$5,000.00	\$4,000.00	\$8,000.00	\$325.00	\$650.00	\$5,000.00	\$10,000.00
26	Post-Construction Television Inspection	855	LF	\$2.00	\$1,710.00	\$8.00	\$6,840.00	\$5.00	\$4,275.00	\$13.00	\$11,115.00	\$20.00	\$17,100.00
27	12" Dia., AWWA C-900 DR-18 Water Line (By Open Cut)	55	LF	\$95.00	\$5,225.00	\$150.00	\$8,250.00	\$95.00	\$5,225.00	\$56.78	\$3,122.90	\$78.00	\$4,290.00
28	6" Dia., AWWA C-900 DR-18 Water Line (By Open Cut)	5	LF	\$70.00	\$350.00	\$140.00	\$700.00	\$80.00	\$400.00	\$66.30	\$331.50	\$50.00	\$250.00
29	Water Line Trench Safety	60	LF	\$1.00	\$60.00	\$10.00	\$600.00	\$2.00	\$120.00	\$6.50	\$390.00	\$1.00	\$60.00
30	12-inch AWWA Resilient-Seated Gate Valve	2	EA	\$2,500.00	\$5,000.00	\$3,450.00	\$6,900.00	\$2,900.00	\$5,800.00	\$5,157.75	\$10,315.50	\$5,000.00	\$10,000.00
31	6-inch AWWA Resilient-Seated Gate Valve	1	EA	\$1,000.00	\$1,000.00	\$1,250.00	\$1,250.00	\$2,000.00	\$2,000.00	\$1,950.00	\$1,950.00	\$1,500.00	\$1,500.00
32	Ductile Iron Fittings	2	TON	\$3,000.00	\$6,000.00	\$10,500.00	\$21,000.00	\$9,000.00	\$18,000.00	\$4,935.33	\$9,870.66	\$7,500.00	\$15,000.00
33	Encasement in Controlled Low Strength Material	40	LF	\$200.00	\$8,000.00	\$100.00	\$4,000.00	\$110.00	\$4,400.00	\$143.00	\$5,720.00	\$200.00	\$8,000.00
34	Concrete Pavement Repair	75	SY	\$65.00	\$4,875.00	\$160.00	\$12,000.00	\$180.00	\$13,500.00	\$65.00	\$4,875.00	\$225.00	\$16,875.00
35	Asphalt Pavement Repair	625	SY	\$65.00	\$40,625.00	\$70.00	\$43,750.00	\$80.00	\$50,000.00	\$36.40	\$22,750.00	\$180.00	\$112,500.00
36	Concrete Curb and Gutter Repair	50	LF	\$40.00	\$2,000.00	\$50.00	\$2,500.00	\$95.00	\$4,750.00	\$62.40	\$3,120.00	\$120.00	\$6,000.00
37	Hydromulch and Grade Repair	2,500	SY	\$1.00	\$2,500.00	\$22.50	\$56,250.00	\$12.00	\$30,000.00	\$3.25	\$8,125.00	\$180.00	\$450,000.00
38	Project Allowance	1	LS	\$40,000.00	\$40,000.00	\$40,000.00	\$40,000.00	\$40,000.00	\$40,000.00	\$40,000.00	\$40,000.00	\$40,000.00	\$40,000.00
Total Base Bid - Unit II				\$624,180.00		\$965,752.22		\$951,755.00		\$1,036,654.91		\$1,476,925.00	

Total Base Bid - Unit I and Unit II				\$700,000.00		\$1,059,469.22		\$1,141,815.00		\$1,570,444.41		\$1,636,200.00	
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City of Saginaw

Meeting Date: 3/19/2019

Staff Contact: Rick Trice, P.E.
Director Public Works

Agenda Items: (4)(e)

E-mail: rtrice@saginawtx.org

Phone: (817) 230-0449

SUBJECT:

Action Regarding Submittal of Application for HOME Investment Partnerships Block Grant (HOME) Program and Adoption of Resolution in Support (Resolution No. 2019-06)

BACKGROUND/DISCUSSION:

The Department of Housing and Urban Development (HUD) appropriates funds to entitlement communities through the HOME Investment Partnerships Block Grant (HOME) program. Tarrant County receives HOME funds and is availing these funds to cities who wish to assist their citizens with homeowner rehabilitation. These funds are targeted to benefit low to moderate income persons preserving safe and decent housing by providing homeowner-occupied single-family rehabilitation.

The program can help facilitate homeowners by:

- Making interior and exterior (visual) improvements;
- Helping with code compliance issues;
- Securing housing stock; and
- Enhancing neighborhoods.

This rehabilitation program is managed by the Tarrant County Community Development (TCCD) office and funds are directly invested into the home being rehabilitated. Although individual city residents will work directly with TCCD, the city applying for HOME funds must commit to providing 30% non-federal match for the amount of HOME funds that will be spent in that city.

Staff is recommending that we apply for a \$200,000 grant. The city's match would be \$60,000.

FINANCIAL IMPACT:

The Financial Impact will be \$60,000. Funds are available in the Fund Balance and will be reconciled in mid-year adjustments.

RECOMMENDATION:

Staff recommends that the City Council authorized staff to submit an application to Tarrant County Community Development for participation in HOME in the amount of \$60,000 and adopt Resolution 2019-06 in support.

ATTACHMENTS:

Description

Resolution 2019-06

RESOLUTION 2019- 06

AGREEING TO MEET ALL MATCH CONTRIBUTION REQUIREMENTS FOR THE EXPENDITURES UNDER THE TARRANT COUNTY HOME INVESTMENT PARTNERSHIPS PROGRAM FOR PROGRAM YEAR 2019

WHEREAS, the HOME Program was created by the National Affordable Housing Act of 1990 (NAHA) and is intended to provide decent affordable housing to lower-income households; expand the capacity of nonprofit housing providers; strengthen the ability of state and local government to provide housing, and; leverage private-sector participation; and

WHEREAS, Tarrant County is a Participating Jurisdiction under the HOME Investment Partnerships Program in accordance with § 92.105; and

WHEREAS, the City of Saginaw is a member of the Tarrant County Urban County Community Development/HOME Consortium and is eligible to participate in the HOME program; and

WHEREAS, the City of Saginaw has requested \$200,000 in HOME funding to be expended on HOME eligible activities within the city's jurisdiction and has agreed to provide a 30% matching contribution of \$60,000 for all HOME funds expended within the City of Saginaw, in accordance with §92.218; §92.219; and §92.220.

NOW, THEREFORE, BE IT RESOLVED THAT WE, THE CITY COUNCIL OF THE CITY OF SAGINAW, do hereby agree to commit \$30,000 in match contribution to affordable housing for all activities undertaken in our city through the HOME program.

PASSED AND APPROVED THIS 19th DAY OF MARCH, 2019.

APPROVED

Todd Flippo, Mayor

ATTEST:

Janice England, City Secretary



City of Saginaw

Meeting Date: 3/19/2019

Staff Contact: Rick Trice, P.E.
Director Public Works

Agenda Items: (5)

E-mail: rtrice@saginawtx.org

Phone: (817) 230-0449

SUBJECT:

Consideration and Authorization of an Individual Project Order with Kimley-Horn & Associates, Inc. for the Knowles Avenue Conceptual Design

BACKGROUND/DISCUSSION:

Knowles Avenue street and drainage improvements has been identified by the City Council as a high priority project during community workshops and strategic planning sessions. It is anticipated that Knowles Avenue will be a high priority project as the community considers future Capital Improvement projects for a bond referendum.

Staff requested that Kimley-Horn & Associates, Inc. (KHA) prepare an Individual Project Order (IPO) for the purpose of better defining the overall scope and budget of the project. Final design and preparation of contract documents is not included will require a separate IPO in the future.

The IPO is divided into five (5) tasks or sections. Tasks 1 and 2 are Basic Service under the contract and will be performed on a Lump Sum basis. Tasks 3-5 are Special Services and will be performed under a labor plus expense basis. that are broadly described below:

Task 1 – Conceptual Design	\$ 138,000
A. Project Management	
B. Traffic Analysis	
C. Conceptual Design Plan	
D. Drainage Study	
E. Enbridge Gas Coordination	
F. Opinion of Probable Construction Costs	
Task 2 – Topographic Survey and Right-of-Way Research	\$ 47,000

Task 3 – Corridor Study/Traffic Analysis	\$ 15,000
Task 4 – Streetscape Conceptual Plan	\$ 20,000
Task 5 – Fishing Pond Concept Plan	\$ 35,000
Total	\$ 255,500

FINANCIAL IMPACT:

The financial impact will be \$255,500. Funds are available in the amount of \$116,750 from the Street Maintenance Fund and in the amount of \$138,750 from the Drainage Fund and will be reconciled in mid-year budget adjustments.

RECOMMENDATION:

It is recommended that the IPO with Kimley-Horn & Associates, Inc. be approved in an amount not to exceed \$255,500 for the Knowles Drive Conceptual Design.

ATTACHMENTS:

Description

Knowles IPO

INDIVIDUAL PROJECT ORDER NUMBER – **Knowles Drive Conceptual Design**

Describing a specific agreement between Kimley-Horn and Associates, Inc. (the Consultant), and The City of Saginaw, Texas (the Client) in accordance with the terms of the Master Agreement for Continuing Professional Services dated April 17, 2012, which is incorporated herein by reference.

Identification of Project: **Knowles Drive Conceptual Design**

Project Understanding:

The Consultant will prepare conceptual design for Knowles Drive from Longhorn Road to Normandy Lane (known as the project limits). The intent of the conceptual design is to perform a level of effort necessary to provide the Client with a preliminary project budget that can be used for planning efforts for a potential bond program.

A detailed Scope of Services is provided below:

Specific Scope of Basic Services:

Task 1 – Conceptual Design (Basic Services)

As part of this task, the following subtasks will be performed:

A. Project Management:

- Perform general project management related tasks such as routine communication with the Client, quality control efforts, internal team meetings, project invoicing, and project planning efforts.
- Conduct up to two (2) site visits to observe pre-construction conditions, review topographic features, and to review the design performed as part of this task.
- Prepare for, attend and conduct up to three (3) project meetings with the Client to discuss the design/project.

B. Traffic Analysis:

- The Consultant will rely upon previous traffic evaluations completed and available traffic counts and the master thoroughfare plan to make a recommendation for the intersection and lane configurations. The Consultant will meet with the City to discuss recommendations and obtain direction on the recommendations to implement into the conceptual design. A separate traffic report will not be prepared as part of this Task.

C. Conceptual Design Plan:

- Roll Plot: The Consultant will prepare conceptual plan and profile roadway alignments of Knowles Drive. The plan and profiles will be presented on a roll plot (1" = 100' scale). Up to three (3) copies of the roll plot will be provided to the Client. The concept design will include a plan and profile view which will include the following elements:
 - Prepare base map showing existing infrastructure and utilities from available record drawings and topographic survey.
 - Existing topographic features, including but not limited to, trees, driveways fencing, right of way, franchise utilities, existing features, existing utilities and associated appurtenances, and existing pavement.
 - The Consultant and Client will discuss up to two (2) typical section to implement into the conceptual design. Other typical section options may be evaluated as part

of Task 3.

- Proposed paving features, including, but not limited to, sidewalks and proposed pavement;
- Proposed drainage features, including, but not limited to, ditches and proposed storm drainage systems;
- Intersection improvements, including a roundabout at McLeroy;
- Proposed water and sanitary sewer improvements as needed to accommodate the project. It is understood that the intent is minimize the impact to the existing utility system.
- Proposed profiles will be provided for the roadway and drainage system;
- The Consultant and Client will assume a street light standard, and a number of street lights to include in the Opinion of Probable Construction Costs (OPCC). This task does not include a detailed street illumination plan.
- The Consultant and Client will assume an allowance for landscaping, irrigation, streetscaping, and illumination to include in the OPCC. This Task does not include preparing a detailed landscaping, irrigation, and/or streetscaping plan(s).
- A geotechnical study will not be performed as part of this task. The Consultant will assume a pavement section (with concurrence from the Client) based upon knowledge and experience of working on previous projects in the City.

D. Drainage Study:

- A drainage study will be performed to determine the necessary drainage improvements along Knowles Drive. The results of the drainage study will be implemented into the conceptual design plan. A separate drainage report will not be prepared as part of this Task. The drainage study includes the following subtasks:
 - Delineation of contributing areas based upon record drawings and onsite site visits;
 - Performing onsite and offsite drainage calculations. It is assumed that the Rational Method will be used (hydrologic modeling will be considered Additional Services).
 - Size the proposed storm drainage system(s) and ditches. The storm drainage system(s) will be shown in the Conceptual Plan.

E. Enbridge Gas Coordination:

- The Consultant will meet with coordinate and meet with Energy Transfer Gas Company one time to discuss design requirements necessary for the gas line to remain in place.

F. Opinion of Probable Construction Costs:

- An OPCC will be prepared for the Conceptual Design Plan. Allowances mentioned in Task 1.C will be used in developing the OPCC. In addition, allowances will be assumed for other design elements and features not specifically noted in Task 1.

Task 2 – Topographic Survey and Right-of-Way Research – Knowles Drive (Basic Services)

The Consultant will provide a topographic survey the width of the right-of-way along Knowles Drive from Longhorn Road to Normandy Lane (approximately 10,100 linear feet). A topographic survey will also be performed at all the intersections of Knowles Drive and the side streets and driveways within the project limits. The survey along the side streets will extend approximately 100 linear feet along the side street. Each drainage outfall will be surveyed along with 200' each side of the creek up and down stream. Other subtasks included in the scope are as follows:

- Gather existing plat information
- Collect property owner and record information
- Gather existing right-of-way and easement information. Identify easements available through typical research methodologies (i.e. plats, court house filings, etc.). Undocumented easements may not be identified.
- Coordinate with Texas 811 to locate and mark existing franchise and public utilities prior to performing the field survey
- Establish horizontal control points.
- Establish a vertical control benchmark circuit, as needed, throughout the project.
- Set horizontal and vertical control points, which shall be based on NAD 83 and NAVD 88.
- Perform a survey to identify and locate existing topographic elements within the roadway corridor including, but not limited to the following:
 - Property corner monumentation
 - Existing pavement, curbs, sidewalks, barrier free ramps, etc.
 - Driveways
 - Existing storm drain inlets, manholes, junction boxes (including culvert sizes and invert elevations)
 - Outfalls and erosion control
 - Existing driveway culverts and swales
 - Utility manholes, vaults, water valves, water meters, sprinkler heads, telephone poles, power poles, utility markers, other public utilities, and franchise utilities
 - Signs (excluding temporary signs)
 - Parking lots
 - Retaining walls
 - Trees and Landscaping
 - Fence limits and material types (excluding temporary fences)
 - Other applicable physical features that could impact design
- Obtain cross-sections throughout the project limits at 50-foot intervals and at grade breaks.
- Prepare a final topographic drawing in digital format (including contours and breaklines) showing the features located in the field and an ASCII coordinate file of the points located in the field.

Task 3 – Corridor Study/Traffic Analysis (Special Services)

This task includes subtasks that may be performed at the discretion of the Client. Performing these subtasks will further enhance the project understanding and identifying additional risks and constraints during the Conceptual Design Phase.

A. Corridor Study/Traffic Analysis:

- The Consultant will collect traffic counts at the major roadway intersections (up to four intersections) and up to two (2) 24 hour count along the corridor.
- The Consultant will analyze the existing and ultimate build out of each major intersection along the corridor: Longhorn Road, McLeroy Blvd and WJ Boaz Road and Bailey Boswell. The traffic study will include recommendations for turn lanes and analyze the need for traffic signal and/or roundabout.

- The traffic study will also evaluate the level of service along the corridor and provide necessary recommendations for the typical cross section (4 lane undivided, 3 lane undivided or 2 lane).
- The Consultant will prepare the findings and recommendations in a technical memo. The traffic memo will include the following:
 - Existing conditions
 - Existing and projected traffic counts
 - Level of Service Analysis for each scenario
 - Signal Warrant Evaluation
 - Roundabout Evaluation (McLeroy)
 - Site Observation photos
 - Recommendations

Task 4 – Streetscape Conceptual Plan (Special Services)

This task includes subtasks that may be performed at the discretion of the Client. Performing these subtasks will further enhance the project understanding and may provide a more detailed OPCC for the landscaping related items. Performing this Task may also help provide a visual representation of the proposed landscape, wayfinding, streetscape and street lights along the corridor.

- A. The Consultant will meet with the Consultant up to two (2) times to discuss landscaping, wayfinding, streetscape and street lights options and preferences.
- B. Prepare conceptual plan exhibits showing the proposed location of wayfinding signs, streetscaping and landscaping. The exhibit will also show representative photos of various elements such as: trees, pavement treatments, benches, trash receptacles, street lights, wayfinding signs. Consultant will revise and update conceptual plan up to two (2) at the request of the Client.
- C. Prepare an opinion of probable construction cost.

Task 5 – Fishing Pond Conceptual Design (Special Services)

It is our understanding that the Client desires to develop a ‘fishing pond’ within Willow Creek Park. These subtasks may be performed as part of this Task:

- A. Fishing Pond Concept Plan:
 - Perform a topographic survey of the proposed pond location.
 - Perform preliminary grading efforts to determine the feasibility of constructing a pond.
 - Perform an onsite observation of the environmental conditions to determine impacts to the ordinary high water mark. The Consultant will prepare a technical memorandum that summarizes the results of the site visit and recommend a permitting strategy for the pond improvements.
 - Determine the hydraulic impacts of the pond to determine if there is any attenuation in the flow through the park that will help upstream or downstream conditions.
 - Prepare a conceptual exhibit and rendering showing the proposed location, size, materials and optional features (such as dock, water feature, turtle ramp) of a future fishing pond in Willow Creek Park.
 - An opinion of probable construction cost.

Additional Services (as required and authorized):

On a time and materials basis, the Consultant will perform additional services as required and as authorized.

Schedule:

Work will begin upon receipt of Notice to Proceed from the Client and will be completed in a mutually agreed upon schedule.

Terms of compensation:

Kimley-Horn will perform the services in Tasks 1 – 2 for the total lump sum fee below. Individual task amounts are informational only. All permitting, application, and similar project fees will be paid directly by the Client.

Basic Services:

Task 1 Conceptual Design	\$ 138,000
Task 2 Topographic Survey and Right-of-Way Research – Knowles Drive	<u>\$ 47,500</u>
Total for Basic Services:	\$185,500

Lump sum fees will be invoiced monthly based upon the overall percentage of services performed.

Kimley-Horn will perform the Services in Tasks 3 - 5 on a labor fee plus expense basis upon authorization from the Client. Labor fee will be billed on an hourly basis according to our then-current rates.

Special Services (Hourly) (Upon Authorization):

Task 3 Corridor Study/Traffic Analysis	\$ 15,000
Task 4 Streetscape Conceptual Plan	\$ 20,000
<u>Task 5 Fishing Pond Conceptual Design (includes design survey)</u>	<u>\$ 35,000</u>
Total for Special Services:	\$70,000

Total Budgetary Fee: \$255,500

Direct reimbursable expenses such as express delivery services, fees, air travel, and other direct expenses will be billed at 1.15 times cost. A percentage of labor fee will be added to each invoice to cover certain other expenses such as telecommunications, in-house reproduction, postage, supplies, project related computer time, and local mileage. Administrative time related to the project will be billed hourly. All permitting, application, and similar project fees will be paid directly by the Client.

ACCEPTED:

CITY OF SAGINAW, TEXAS

KIMLEY-HORN AND ASSOCIATES, INC.

BY: _____
Gabe Reaume
City Manager

BY: _____
Scott R. Arnold, P.E.
Assistant Secretary

DATE: _____

DATE: Februar 7, 2019

DRAFT