



COMMISSIONERS COURT
COMMUNICATION

REFERENCE NUMBER _____

PAGE 1 OF 9

DATE: 09/17/2024

SUBJECT: CONSIDERATION OF AMENDMENT NO. 1 TO THE INTERLOCAL AGREEMENT BETWEEN TARRANT COUNTY AND THE CITY OF GRAND PRAIRIE RELATED TO THE JEFFERSON STREET WIDENING PROJECT - 2021 TRANSPORTATION BOND PROGRAM

***** CONSENT AGENDA *****

COMMISSIONERS COURT ACTION REQUESTED

It is requested that the Commissioners Court consider Amendment No. 1 to the Interlocal Agreement (ILA) between Tarrant County and the City of Grand Prairie related to the Jefferson Street Widening Project - 2021 Transportation Bond Program, located in Precinct 2.

BACKGROUND

On March 7, 2023, the Commissioners Court, through Court Order #140452, approved an ILA with the City of Grand Prairie for financial support of up to \$5,748,450.00, for improvements to the construction (or reconstruction) of Jefferson Street Widening from Great Southwest Parkway to SW 23rd Street, as described in the 2021 Tarrant County Bond Program. The 2021 TBP funding for this project will be provided through the Call for Projects (CFP) funding category.

The project is in the design phase, requiring that the agreement expiration term be extended.

With approval, the original ILA will be amended to extend the expiration date to September 30, 2026 to continue the 2021 TBP funding for this project.

This ILA has been reviewed by the Auditor's Office and approved as to form by the Criminal District Attorney's Office.

FISCAL IMPACT

The fiscal impact to Tarrant County for the entire project is \$5,748,450.00 in 2021 TBP funds.

The fiscal impact for FY 2024 is \$295,200.00 and is available in account 47800-2024 2021 TBP CFP P2 / 6840100000 Transportation / 579061 County Projects.

SUBMITTED BY:	Transportation	PREPARED BY: APPROVED BY:	Abbas Rastandeh Scott Hall
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STATE OF TEXAS §
 § Amendment No. 1 of Interlocal Agreement
 § for Jefferson Street Widening
COUNTY OF TARRANT §

BACKGROUND

Tarrant County ("COUNTY") and the City of Grand Prairie ("CITY") entered into an Interlocal Agreement approved by Tarrant County Commissioners Court Order No. 140452, for financial support of up to \$5,748,450.00, for the cooperative funding of improvements to the construction (or reconstruction) of Jefferson Street from Great Southwest Parkway to SW 23rd Street ("Project") as described in the 2021 Tarrant County Bond Program.

Therefore, the COUNTY and CITY agree to the following revisions. Paragraphs III, IV, and V from the original Interlocal Agreement are repealed and replaced with the following language:

III. TERM

This ILA shall become effective upon the approval of both parties and shall terminate on September 30, 2026, unless terminated as described in Section XIII in the original ILA or extended in writing and approved by both parties.

IV. FISCAL FUNDING ACKNOWLEDGEMENT

Tarrant County bond funds will be encumbered on a fiscal year basis in accordance with the Certification of Available Funds shown herein. In the event no funds or insufficient funds are appropriated and budgeted or are otherwise unavailable by any means whatsoever in any fiscal period for payments due under this ILA Amendment, then the affected party will immediately notify the other party of such occurrence and this Amendment may be terminated on the last day of the fiscal period for which appropriations were received without penalty or expense to the affected party of any kind whatsoever, except to the portions of annual payments herein agreed upon for which funds shall have been appropriated.

V. REIMBURSEMENT PROCESS

The COUNTY agrees to reimburse the CITY for 50% of the actual eligible PROJECT costs in an amount not to exceed \$5,748,450.00. Any reimbursement request from the CITY should include: 1) a copy of the invoice or billing for design services, right-of-way acquisition purchase, and construction; and 2) a copy of the check, a certification letter, or other documentation to verify the CITY's proof of payment. The final reimbursement payment to the CITY will be contingent upon the City Manager or Mayor providing written notification to the COUNTY that the project is complete along with identification of final project costs. COUNTY bond funds for the Project are allocated as follows:

County Payment by Phase*

Design:	\$419,481.00
ROW Acquisition:	\$295,200.00
Construction:	<u>\$5,033,769.00</u>
TOTAL:	\$5,748,450.00

TBP Funding Category: 2021 Call for Projects

** Reimbursement payments will be issued by the COUNTY for eligible expenses incurred during the Fiscal Year for which bond funds are certified by the Tarrant County Auditor.*

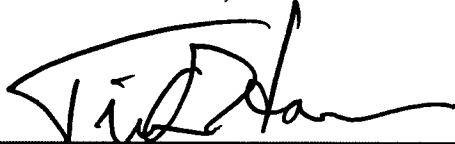
The CITY understands that the CITY will be responsible for cost overruns and any other expenses incurred by the CITY in performing the services described herein. The CITY agrees that the COUNTY retains control over when reimbursement payments will be disbursed to the CITY.

In addition to the foregoing replacement language, Attachment A is removed and deleted from the original Interlocal Agreement in full. All other paragraphs, terms and language outside of paragraphs III, IV, and V as well as Attachment A remain unchanged and in effect.

APPROVED on this day the 17th day of September, 2024, by Tarrant County.

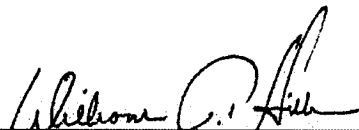
Commissioners Court Order No. 143940.

TARRANT COUNTY, TEXAS



Tim O'Hare, County Judge

CITY OF GRAND PRAIRIE




William A. Hills, City Manager

APPROVED AS TO FORM:




Criminal District Attorney's Office*

APPROVED AS TO FORM:



Ron Harper
Assistant City Attorney

for 
City Secretary (If applicable)

* By law, the Criminal District Attorney's Office may only approve contracts for its clients. We reviewed this document as to form from our client's legal perspective. Other parties may not rely on this approval. Instead, those parties should seek contract review from independent counsel.

CERTIFICATION OF AVAILABLE FUNDS IN THE AMOUNT OF:

\$ 295,200.00 as follows:

Fiscal year ending September 30, 2024:

^{Wash}
\$295,200.00 2021 TBP Call for Projects – Pct 2

Kimberly M. Buchanan
Auditor's Office



**CITY OF GRAND PRAIRIE
RESOLUTION**

MEETING DATE: 05/21/2024

PRESENTER: Caryl DeVries, P.E., PTOE, Director of Transportation and Mobility

TITLE: Resolution amendment #2 to the Interlocal Agreement (ILA) between the City of Grand Prairie and Tarrant County, Texas for assistance in the reconstruction of Jefferson Street from SW 23rd Street to Great Southwest Parkway. This amendment will revise the renewal period and the language of the original ILA

REVIEWING COMMITTEE: (Reviewed by the City Council Development Committee on 05/21/2024)

SUMMARY:

<u>Vendor Name</u>	<u>FY24 Funding</u>	<u>Total Project Funding</u>
Tarrant County	\$714,681	\$5,748,450

PURPOSE OF REQUEST:

The City of Grand Prairie and Tarrant County entered into an Interlocal Agreement, for financial support of up to \$5,748,450.00, for the reconstruction of Jefferson Street from SW 23rd Street to Great Southwest Parkway.

On Tuesday, December 12, 2023, the Grand Prairie Council approved amendment #1 renewing the agreement and amending the schedule.

This amendment #2 will revise the renewal period from an annual basis to every three years and change the language in paragraphs III, IV, and V of the original ILA.

HISTORY:

	<u>Amount</u>	<u>Approval Date</u>	<u>Reason</u>
<i>Original ILA:</i>	\$5,748,450	11/01/2022	Initial agreement
<i>Amendment #1</i>	\$5,748,450	12/12/2023	Annual renewal and schedule amendment
<i>Amendment #2</i>	\$5,748,450	06/04/2024	Amendment to renewal period and paragraphs III, IV, and V of original ILA

FINANCIAL CONSIDERATION:

Budgeted?	<input checked="" type="checkbox"/>	Street Capital Project Fund	400192-02306003
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ATTACHMENTS / SUPPORTING DOCUMENTS:

1- Amendment #2

BODY

A RESOLUTION OF THE CITY OF GRAND PRAIRIE, TEXAS, AUTHORIZING THE CITY MANAGER TO ACCEPT AMENDMENT 2 TO THE INTER LOCAL AGREEMENT WITH TARRANT COUNTY FOR THE RECONSTRUCTION AND WIDENING OF JEFFERSON STREET FROM SW 23RD STREET TO GREAT SOUTHWEST PARKWAY.

WHEREAS, Tarrant County ("COUNTY") and the City of Grand Prairie ("CITY") entered into an Interlocal Agreement approved by Tarrant County Commissioners Court Order No. 140452, for financial support of up to \$5,748,450.00, for the cooperative funding of improvements to the construction (or reconstruction) of Jefferson Street from Great Southwest Parkway to SW 23rd Street ("Project") as described in the 2021 Tarrant County Bond Program.

WHEREAS, the COUNTY and CITY agree to the following revisions made to paragraphs III, IV, and V listed in the attached amendment 2.

WHEREAS, this ILA shall become effective upon the approval of both parties and shall terminate on September 30, 2026, unless terminated as described in Section XII in the original ILA or extended in writing and approved by both parties.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS THAT:

SECTION 1. The City Manager is hereby authorized to accept amendment 2 to the Inter Local Agreement with Tarrant County for the reconstruction and widening of Jefferson Street from SW 23rd Street to Great Southwest Parkway.

SECTION 2. Reimbursement payments will be issued by the COUNTY for eligible expenses incurred during the Fiscal Year for which bond funds are certified by the Tarrant County Auditor.

SECTION 3. The CITY understands that the CITY will be responsible for cost overruns and any other expenses incurred by the CITY in performing the services described herein. The CITY agrees that the COUNTY retains control over when reimbursement payments will be disbursed to the CITY.

SECTION 4. In addition to the foregoing replacement language, Attachment A initial project schedule is removed and deleted from the original Interlocal Agreement in full. All other paragraphs, terms, and language outside of paragraphs III, IV, and V as well as Attachment A remain unchanged and in effect.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE,
TEXAS, ON THIS THE 4TH DAY OF JUNE 2024.**

A RESOLUTION OF THE CITY OF GRAND PRAIRIE, TEXAS, AUTHORIZING THE CITY MANAGER TO ACCEPT AMENDMENT 2 TO THE INTER LOCAL AGREEMENT WITH TARRANT COUNTY FOR THE RECONSTRUCTION AND WIDENING OF JEFFERSON STREET FROM SW 23RD STREET TO GREAT SOUTHWEST PARKWAY

WHEREAS, Tarrant County ("COUNTY") and the City of Grand Prairie ("CITY") entered into an Interlocal Agreement approved by Tarrant County Commissioners Court Order No. 140452, for financial support of up to \$5,748,450.00, for the cooperative funding of improvements to the construction (or reconstruction) of Jefferson Street from Great Southwest Parkway to SW 23rd Street ("Project") as described in the 2021 Tarrant County Bond Program.

WHEREAS, the COUNTY and CITY agree to amend the Agreement as set forth in the Amendment of Interlocal Agreement for Jefferson Street Widening, by repealing and replacing paragraphs III, IV, and V as listed in the attached amendment 2.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS THAT:

SECTION 1. The City Manager is hereby authorized to accept amendment 2 to the Inter Local Agreement with Tarrant County for the reconstruction and widening of Jefferson Street from SW 23rd Street to Great Southwest Parkway.

SECTION 2. This ILA shall become effective upon the approval of both parties and shall terminate on September 30, 2026, unless terminated as described in Section XII in the original ILA or extended in writing and approved by both parties.

SECTION 3. Reimbursement payments will be issued by the COUNTY for eligible expenses incurred during the Fiscal Year for which bond funds are certified by the Tarrant County Auditor.

SECTION 4. The CITY understands that the CITY will be responsible for cost overruns and any other expenses incurred by the CITY in performing the services described herein. The CITY agrees that the COUNTY retains control over when reimbursement payments will be disbursed to the CITY.

SECTION 5. Attachment A initial project schedule is removed and deleted from the original Interlocal Agreement in full. All other paragraphs, terms, and language outside of paragraphs III, IV, and V as well as Attachment A remain unchanged and in effect.


PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS, ON THIS THE 4TH DAY OF JUNE 2024.

APPROVED:




Ron Jensen, Mayor

ATTEST:



City Secretary

APPROVED AS TO FORM:



City Attorney