

August 28, 2024

WHEREAS, the City of Dallas recognizes the emerging evolution of transportation infrastructure within the City as well as the importance of providing an integrated transportation system that balances the needs of pedestrians, transit, bicycles, and automobiles; and

WHEREAS, on December 13, 2017, the City Council adopted the Downtown Dallas 360 Plan Update, which included a list of streets with proposed bicycle and pedestrian improvements in downtown and the surrounding neighborhoods, including the streets affected by this project; and

WHEREAS, on September 25, 2019, the City Council authorized an Advance Funding Agreement and the acceptance of a grant from the U.S. Department of Transportation, Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Transportation Alternative Set-Aside (TASA) Grant (Agreement No. CSJ 0918-47-210, CFDA No. 20.205) in the amount of \$554,682.00 as federal share in the total project cost estimate of \$834,311.00 (includes Federal \$554,682.00, Direct State \$55,468.00, and Indirect State \$36,956.00 participation totaling \$647,106.00) for costs related to the construction of the separated bicycle and pedestrian trail connection to include conflict zone at intersections and driveways, and new signal locations from Houston Street to Klyde Warren Park known as the Union Bikeway Connector, by Resolution No. 19-1487; and

WHEREAS, on May 25, 2022, the City Council authorized a construction contract for the Dallas Union Bikeway connector project from Houston Street and Nowitzki Way to the intersection of Harwood Street and Woodall Rodgers Freeway access road with Gibson & Associates, Inc., in the amount of \$1,015,842.45, by Resolution No. 22-0797; and

WHEREAS, on August 30, 2023, Change Order No. 1 was authorized by Administrative Change Order No. 23-0979 to correct plan set pages with no contract amount increase; and

WHEREAS, on September 15, 2023, Change Order No. 2 was authorized by Administrative Change Order No. 23-0992 to increase the construction contract in the amount of \$57,134.50 for miscellaneous increases and decreases in in-field quantity adjustments and to add additional working days to the contract; and

WHEREAS, on October 12, 2023, Change Order No. 3 was authorized by Administrative Change Order No. 23-1201 to increase the construction contract in the amount of \$4,002.10 to add an additional pedestrian ramp with connecting crosswalk and to add additional working days to the contract; and

WHEREAS, on November 17, 2023, Change Order No. 4 was authorized by Administrative Change Order No. 23-1510 to increase the construction contract in the amount of \$11,634.00 for the relocation of a signal cabinet, miscellaneous in-field quantity adjustments, and to add additional working days to the contract; and

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WHEREAS, Change Orders 1 through 4 culminated in an increase from 170 working days to 256 working days to accommodate multiple factors including interruption from an adjoining construction project for Hillwood Development, and an increase from the original contract amount of \$1,015,842.45 to \$1,088,613.05 for construction related needs; and

WHEREAS, this action will authorize Change Order No. 5 for an increase in the construction services contract with Gibson & Associates, Inc., in the amount of \$180,468.44, from \$1,088,613.05 to \$1,269,081.49, totaling a 24.93% increase for the life of the project, to allow for project close-out and account for the remaining in-field construction quantity adjustments that are authorized in the contract.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That an increase in the construction services contract with Gibson & Associates, Inc. (Change Order No. 5) is authorized for additional in-field quantity adjustments associated with the construction of the Union Bikeway Connector Project from Houston Street and Nowitzki Way to the intersection of Harwood Street and Woodall Rodgers Freeway access road to allow for close-out of the completed project, in an amount not to exceed \$180,468.44, increasing the contract amount \$1,088,613.05 to \$1,269,081.49.

SECTION 2. That the proposed Change Order No. 5 with Gibson & Associates, Inc., be accepted, and that Contract No. TRN-2022-00018263 be revised accordingly.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$180,468.44 to Gibson & Associates, Inc. from the Bike Lane Fund, Fund 0791, Department TRN, Unit W660, Activity HIBT, Object 4599, Program BIKE LANES, Encumbrance/Contract No. TRN-2022-00018263, Vendor 230445.

SECTION 4. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.