



Legislation Details (With Text)

**File #:** 23-1053      **Version:** 1      **Name:**

**Type:** CONSENT AGENDA      **Status:** Deleted

**File created:** 4/10/2023      **In control:** Park & Recreation Department

**On agenda:** 5/10/2023      **Final action:**

**Title:** Authorize a decrease to the construction services contract with the Fain Group, Inc. for a reduced scope of work to delete accent lighting and underground electrical service rerouting and adjust for construction material cost increased due to delays postponing the project start date by nine months on the Hi-Line Connector Trail along Victory Avenue and Hi Line Drive between the Katy Trail and the Trinity Strand Trail - Not to exceed (\$96,486.41), from \$11,531,424.84 to \$11,434,938.43 - Financing: Circuit Trail Conservancy Fund

**Sponsors:**

**Indexes:** 2, 6

**Code sections:**

**Attachments:** 1. Map, 2. Resolution

Date	Ver.	Action By	Action	Result
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**STRATEGIC PRIORITY:** Quality of Life, Arts & Culture

**AGENDA DATE:** May 10, 2023

**COUNCIL DISTRICT(S):** 2, 6

**DEPARTMENT:** Park & Recreation Department

**EXECUTIVE:** John D. Jenkins

**SUBJECT**

Authorize a decrease to the construction services contract with the Fain Group, Inc. for a reduced scope of work to delete accent lighting and underground electrical service rerouting and adjust for construction material cost increased due to delays postponing the project start date by nine months on the Hi-Line Connector Trail along Victory Avenue and Hi Line Drive between the Katy Trail and the Trinity Strand Trail - Not to exceed (\$96,486.41), from \$11,531,424.84 to \$11,434,938.43 - Financing: Circuit Trail Conservancy Fund

**BACKGROUND**

This action will authorize Change Order No. 4 to the construction services contract with The Fain Group, Inc. The original scope of work was for the construction of the Hi-Line Connector Trail along Victory Avenue and Hi Line Drive between the Katy Trail and the Trinity Strand Trail.

The project scope addressed with this change order is necessary to (a) delete accent lighting and

underground electrical service rerouting; and (b) adjust for construction material cost increases due to delays outside of the contractor’s control which postponed the project start by nine months. This change results in a decrease of (\$96,486.41), decreasing the contract amount from \$11,531,424.84 to \$11,434,938.43.

**ESTIMATED SCHEDULE OF PROJECT**

Began Construction February 2023  
 Complete Construction August 2024

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

On June 23, 2021, the City Council authorized a development agreement and all other necessary documents with Circuit Trail Conservancy and/or its affiliates for the design and construction of the North Victory segment of the Hi Line Connector Trail Project located in the Victory Sub-district of the Sports Arena TIF District by Resolution No. 21-1155.

On March 10, 2022, the Park and Recreation Board authorized a contract with The Fain Group, Inc., for the construction the Hi Line Connector Trail along Victory Avenue and Hi Line Drive between, the Katy Trail to the Trinity Strand Trail.

On April 20, 2023, the Park and Recreation Board will consider authorizing a decrease to the construction services contract with the Fain Group, Inc. for additional work on the Hi-Line Connector Trail.

**FISCAL INFORMATION**

Fund	FY 2023	FY 2024	Future Years
Circuit Trail Conservancy Fund	(\$96,486.41)	\$0.00	\$0.00

Construction Contract \$11,531,424.84  
 Change Order No. 1 (this action) (\$ 96,486.41)  
 Total amount not to exceed \$11,434,938.43

<b><u>Council District</u></b>	<b><u>Amount</u></b>
2	(\$16,989.38)
6	(\$79,497.03)
— Total	(\$96,486.41)

**M/WBE INFORMATION**

In accordance with the City's Business Inclusion and Development Policy adopted on September 23, 2020, by Resolution No. 20-1430, as amended, the M/WBE participation on this contract is as follows:

<b>Contract Amount</b>	<b>Procurement Category</b>	<b>DBE Goal</b>
(\$96,486.41)	Construction	9.00%
<b>DBE Subcontracting %</b>	<b>DBE Overall %</b>	<b>DBE Overall Participation \$</b>
14.42%	14.42%	\$1,650,334.90
• This contract exceeds the DBE goal.		
• The Fain Group, Inc. - Non-local; Workforce - 26.00% Local		

**OWNER**

**The Fain Group, Inc.**

Larry Fraizer, President

**MAP**

Attached