



## CITY OF NORMAN, OK STAFF REPORT

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**MEETING DATE:** 08/13/2024

**REQUESTER:** Tim Miles, Capital Projects Manager

**PRESENTER:** Scott Sturtz, Interim Public Works Director

**ITEM TITLE:** CONSIDERATION OF APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF AMENDMENT ONE TO CONTRACT K-2223-88, A PROJECT AGREEMENT WITH THE OKLAHOMA DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE CONSTRUCTION OF THE JENKINS AVENUE WIDENING PROJECT – IMHOFF ROAD TO LINDSEY STREET AND RE-ALLOCATION OF FUNDS. ODOT PROJECT J3-6148(004)AG, JOB NUMBER 36148(04).

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### **BACKGROUND:**

On April 2, 2019, the citizens of Norman voted in favor of a \$72 million transportation bond issue, which includes nineteen (19) projects. With the anticipated \$67 million in federal dollars being leveraged for these projects, approximately \$139 million is budgeted for the nineteen (19) projects (please see the attached project list and map showing the approved projects).

On August 19, 2019, City staff advertised Request for Proposal RFP 1920-16 to solicit Consulting Engineering Services for the fourteen (14) bond projects still requiring design. The selection committee, consisting of three (3) City staff and two (2) citizens “shortlisted” nine (9) consultant teams for interviews held on October 2, 2019. The five (5) consultant teams selected after interviews to complete the design on these projects are:

- Garver, Norman
- Cowan Group, Oklahoma City
- Freese and Nichols, Oklahoma City
- MacArthur Associated Consultants, Oklahoma City
- Olsson Associates, Oklahoma City

These consultants are being assigned the various projects by City staff based on capacity, performance on their current projects and capabilities of their firm to complete a specific project.

On November 26, 2019, City Council awarded design contract K-1920-91, for the Jenkins Avenue Widening Project to Freese and Nichols of Oklahoma City in the amount of \$827,005.

On September 8, 2020, the Norman City Council approved Programming Resolution R-2021-46 requesting federal funds for the Jenkins Avenue Widening Project. This resolution states the City’s commitment to adhere to the terms and conditions of a federally funded project including engineering design, acquisition of all necessary rights-of-way and relocation of utilities and encroachments at 100% the City’s cost. In return, the Association of Central Oklahoma Governments (ACOG), through the Oklahoma Department of Transportation (ODOT), agrees to provide 80% of the construction cost, up to a project maximum of \$7,500,000 in federal funds, and administration of the construction with the matching share from the City of Norman.

On June 14, 2022, City Council approved on-call consultant contract K-1314-103 with Pinnacle Consulting Group, Inc. of Oklahoma City for Right-of-Way acquisition services on the Jenkins Avenue Widening Project in the amount of \$74,500.

On January 24, 2023, City Council Approved Contract K-2223-88 and Resolution R-2223-89, an ODOT Project Agreement allocating \$7,500,000 in federal funds to the Jenkins Avenue Widening Project.

**DISCUSSION:**

The proposed agenda item is for consideration of Amendment 1 to Contract K-2223-88, which amends the original ODOT Project Agreement, allocating an additional \$2,750,000 for the Jenkins Avenue Widening Project.

The original ODOT Project Agreement for the Jenkins Avenue Widening Project was approved by City Council on January 24, 2023. Recently, ACOG received an additional \$10 million that needed to be authorized to construction projects by October of this year. ODOT evaluated projects going to bid by October as well as projects that are currently under construction. One of the main factors in selecting which projects might receive additional funds was the percentage of matching funds that the cities had contributed. City staff were excited to hear that the City of Norman received additional funds on three (3) of the six (6) projects selected, which totaled \$6,269,209 of the \$10 million available. The additional federal funds received by the City of Norman are as follows:

- Jenkins Avenue Widening Project - \$2,750,000
  - Gray Street 2-Way Project - \$2,700,000
  - Porter Avenue Streetscape - \$819,209
- Total \$6,269,209

With the previously approved ACOG funds on the Jenkins Avenue Widening Project in the amount of \$7,500,000, this project will now receive \$10,250,000 in federal funds. The proposed Amendment 1 to Contract K-2223-88, ODOT Project Agreement, revises **SECTION 4: FUNDING AGREEMENT** to address the additional federal funds being allocated to the project. To minimize impacts to the residents and University of Oklahoma, it was determined that the best option to relocate and upgrade the existing water line, generally located between Timberdell Road and Lindsey Street, was to perform this work as a part of the roadway project. \$400,000 was originally budgeted for water line relocation. With inflation and the scope change to upgrade all water lines between Timberdell Road and Lindsey Street, the estimated relocation cost is \$2,555,000. As a result, an appropriation of funds in the amount of \$2,155,000 is needed from Norman Utility Authority. These funds and amounts will come from the following accounts:

1. W/L Replace Jenkins: Lindsey-Timberdell, Construction  
(Account 31996683-46101; Project WA0353) \$1,000,000
2. 24-Inch W/L Segment D, Phase IV, Construction  
(Account 31993360-46101; Project WA0239) \$905,000
3. Wastewater Reclamation Facility, Non-Potable Reuse, Construction  
(Account 32993394-46101; Project WW0205) \$250,000

Total                    \$2,155,000

The gaining account is the Capital Fund, Jenkins Avenue Widening Project, Construction (Account 50594019-46101; Project BP0417).

This project is currently in the September 12, 2024, ODOT bid opening, with an estimated construction start in early 2025. The final ODOT estimate for the project is \$17,234,262 including Construction and Construction Management (6%) for the roadway widening project and water line relocations, with the City's portion being \$6,984,262.

**RECOMMENDATION 1:**

Staff recommends a re-allocation of \$2,153,000 from three (3) above-mentioned Norman Utility Authority Accounts and amounts to the Jenkins Avenue Widening Project, Construction (Account 50594019-46101; Project BP0417).

**RECOMMENDATION 2:**

Staff further recommends approval of Amendment 1 to Contract K-2223-88 with the Oklahoma Department of Transportation.