

City of Fayetteville Item Review Form

2014-0270

Legistar File Number

7/1/2014

City Council Meeting Date - Agenda Item Only
N/A for Non-Agenda Item

Lynn Hyke

Submitted By

Water & Sewer

Department

Action Required:

Staff recommends approval of a construction contract with Forsgren, Inc. of Fort Smith, AR for \$1,242,968.30 - Bid 14-29 plus \$125,000 contingency to construct gravity sewer improvements in Greenland. A cost share contract with the City of Greenland for \$374,807 and STAG grant of \$291,000 will be used for this project. Approval of budget adjustment for City portion.

Does this item have a cost? Yes

\$1,367,968.30

Cost of this request

\$3,919,474.00

Category or Project Budget

W/S Relocations for Street Bond

Program or Project Name

5400.5700.5815.00

Account Number

\$440,314.52

Funds Used to Date

Razorback Road W/S Relocates

Program or Project Category

02017.1201

Project Number

\$2,111,191.18

Remaining Balance

Water & Sewer

Fund Name

Budgeted Item? Yes

Budget Adjustment Attached? Yes

V20130812

Previous Ordinance or Resolution # _____



[Handwritten signature]



Original Contract Number: _____

Comments:

[Handwritten signature] 6/11/14

Paul A. Beecher 6-16-2014

Amy [unclear] 6-17-14

[Handwritten signature]



UTILITIES DEPARTMENT

City Council Meeting of July 1, 2014

To: Fayetteville City Council
Thru: Mayor Lioneld Jordan
Don Marr, Chief of Staff
Tim Nyander, Acting Utilities Director
Fayetteville Water and Sewer Committee
From: Lynn Hyke, Construction and Contact Manager
Date: June 2, 2014

Subject: Resolution approving a construction contract with Forsgren, Inc. of Fort Smith, AR. For \$1,242,968.30, Bid 14-29, Construction-Gravity Sewer Improvements Greenland. The budget adjustment transfers funds from Sanitary Sewer Rehabilitation fund for City portion that will also cover contingency of \$125,000. Approving Cost Share Agreement with City of Greenland for \$374,806.67.

RECOMMENDATION

Fayetteville City Staff recommends approval of a construction contract with Forsgren, Inc. for \$1,242,968.30, Bid 14-29, with a contingency of \$125,000 to construct Gravity Sewer Improvements Greenland Main Replacement, and a budget adjustment. Approve cost share agreement with City of Greenland for \$374,806.67.

BACKGROUND

Replacement of approximately 4,600 feet of existing 10-inch gravity sewer line with 15-inch and 18-inch gravity sewer line using open cut and approximately 4,400 of existing 6-inch and 8-inch gravity sewer line using 8-inch pipe reaming method. The existing sewer lines replacement is required to increase the needed capacity and to reduce the infiltration and inflow of storm water into the sewer system. A portion of the project will be funded with STAG grant and Greenland cost share contract.

DISCUSSION

Under this contract, we will replace approximately 9,000 feet of sewer line. The sewer line serves as primary sewer main from Greenland. The City opened bids on May 30, 2014.

Forsgren Incorporated	\$1,242,968.30
Goodwin & Goodwin Inc.	\$1,544,650.00
TG Excavating Inc.	\$1,505,555.00

Staff reviewed the bids and recommends awarding the contract to Forsgren Inc. Construction will begin this summer and will be completed early next year.

BUDGET IMPACT

Funds are available in the Sanitary Sewer Rehabilitation fund. 2009 STAG grant and Greenland cost share contract will also be utilized for this project.

RESOLUTION NO. _____

A RESOLUTION TO AWARD BID #14-29 AND AUTHORIZE A CONTRACT WITH FORSGREN, INC. IN THE AMOUNT OF \$1,242,968.30 FOR IMPROVEMENTS TO THE GREENLAND GRAVITY SEWER MAIN, TO APPROVE A COST SHARE AGREEMENT WITH THE CITY OF GREENLAND IN THE AMOUNT OF \$374,806.67, TO APPROVE A PROJECT CONTINGENCY OF \$125,000.00, AND TO APPROVE A BUDGET ADJUSTMENT

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:

Section 1. That the City Council of the City of Fayetteville, Arkansas hereby awards Bid #14-29, authorizes a contract with Forsgren, Inc. in the amount of \$1,242,968.30 for improvements to the Greenland Gravity Sewer Main, approves a cost share agreement with the City of Greenland in the amount of \$375,806.67, and further approves a project contingency in the amount of \$125,000.00.

Section 2. That the City Council of the City of Fayetteville, Arkansas hereby approves a budget adjustment, a copy of which is attached to this Resolution as Exhibit "A".

PASSED and APPROVED this 1st day of July, 2014.

APPROVED:

ATTEST:

By: _____
LIONELD JORDAN, Mayor

By: _____
SONDRA E. SMITH, City Clerk/Treasurer

City of Fayetteville, Arkansas - Budget Adjustment Form (Legistar)

Budget Year 2014	Division: Utilities Director	Adjustment Number
	Dept.: Utilities	
	Requestor: Cheryl Partain	

BUDGET ADJUSTMENT DESCRIPTION / JUSTIFICATION:

A BA is needed within the Sanitary Sewer Rehabilitation Project for the construction costs for the Greenland Sanitary Sewer Rehabilitation project. The Greenland project is for replacement of approximately 4,600 feet of existing 6-inch and 8-inch gravity sewer lines using 8-inch pipe reaming method. Replacement of existing sewer lines is required to increase the needed capacity and to reduce the infiltration and inflow of storm water into the sewer system.

COUNCIL DATE: 7/1/2014
 LEGISTAR FILE ID#: 2014-0270

Kevin Springer
 6/13/2014 4:22 PM

_____ _____
 Budget Director Date

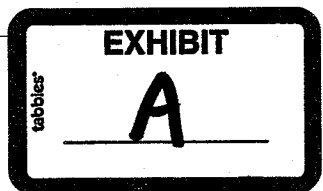
TYPE: _____
 DESCRIPTION: _____
 GLDATE: _____
 POSTED: _____ / _____

RESOLUTION/ORDINANCE

TOTAL 665,807 665,807

v.20140428

Account Number	Increase / (Decrease)		Project.Sub#		AT	Account Name
	Expense	Revenue	Project	Sub		
5400.5700.5815.00	1,367,969	-	02017	1201	EX	Sewer Improvements
5400.0940.4303.00	-	374,807	02017	1201	RE	State Cost Share
5400.0940.4309.00	-	291,000	02017	1201	RE	Federal Grants - Capital
5400.5700.5815.00	(702,162)	-	02017	1	EX	Sewer Improvements
	-	-				
	-	-				
	-	-				
	-	-				
	-	-				
	-	-				
	-	-				
	-	-				
	-	-				



City Of Fayetteville

(Not a Purchase Order)

Requisition No.: _____ Date: A. 3

6/13/2014 Bid #14-29 Forsgren, Inc.

P.O Number: _____ Expected Delivery Date: Page 5 of 26

Vendor #: **13830** Vendor Name: **Forsgren, Inc.** Mail Yes: X No: _____

Address: **PO Box 368** Fob Point: _____ Taxable Yes: _____ No: _____ Quotes Attached Yes: _____ No: _____

City: **Fort Smith** State: **AR** Zip Code: **72902** Ship to code: _____ Divison Head Approval: _____

Requester: **Cheryl Partain** Requester's Employee #: **2548** Extension: **8224**

Item	Description	Quantity	Unit of Issue	Unit Cost	Extended Cost	Account Numbers	Project/Subproject #	Inventory #	Fixed Asset #
1	Greenland Sewer Rehabilitation - Per Bid 14-29 - This is a Grant -	1	EA	1,242,968.30	1,242,968.30	5400.5700.5815.00	02017.1201		
2					\$0.00				
3					\$0.00				
4					\$0.00				
5					\$0.00				
6					\$0.00				
7					\$0.00				
8					\$0.00				
9					\$0.00				
10					\$0.00				
	Shipping/Handling		Lot		\$0.00				

Special Instructions:

Subtotal: **\$1,242,968.30**
 Tax: **\$0.00**
 Total: **\$1,242,968.30**

Approvals:

Mayor: _____ Department Director: _____ Purchasing Manager: _____

Finance & Internal Services Director: _____ Budget Manager: _____ IT Manager: _____

Dispatch Manager: _____ Utilities Manager: _____ Other: _____



**AGREEMENT BETWEEN
CITY OF FAYETTEVILLE AND FORSGREN INCORPORATED
Reference: Bid 14-29, Construction – Gravity Sewer Improvements, Greenland**

THIS AGREEMENT is dated as of the _____ day of _____ in the year 20____ by and between the **CITY OF FAYETTEVILLE** and **FORSGREN INCORPORATED**.

1. **FORSGREN INCORPORATED** shall commence and complete all Work as specified or indicated in the Contract Documents. The **WORK** is generally described as follows:

GRAVITY SEWER IMPROVEMENTS - GREENLAND

2. **FORSGREN INCORPORATED** shall furnish all materials, supplies, tools, equipment, labor and other service necessary for the completion of the **WORK** described herein.
3. **FORSGREN INCORPORATED** shall commence the **WORK** required by the **CONTRACT DOCUMENTS** on or before a date to be specified in the **NOTICE TO PROCEED** and completed and ready for final payment within 180 calendar days. The **FORSGREN INCORPORATED** shall pay the **CITY OF FAYETTEVILLE**, as liquidated damages, the sum of **\$500** for each calendar day thereafter that the **WORK** is not complete.
4. **FORSGREN INCORPORATED** agrees to perform all of the **WORK** described in the **CONTRACT DOCUMENTS** and comply with the terms therein as shown in the **BID PROPOSAL**.
5. The term **CONTRACT DOCUMENTS** shall mean and include the following:
 - 5.1 Invitation to Bid
 - 5.2 Information for Bidders
 - 5.3 Supplemental Information for Bidders
 - 5.4 Bid Form
 - 5.5 Bid Bond
 - 5.6 Agreement Between City of Fayetteville and **FORSGREN INCORPORATED**
 - 5.7 Performance and Payment Bond
 - 5.8 General Conditions
 - 5.9 Prevailing Wage Rates
 - 5.10 Notice of Award
 - 5.11 Notice to Proceed
 - 5.12 Project Manual

- 5.13 Addenda Number **01**
- 5.14 Change Orders

- 6. The **CITY OF FAYETTEVILLE** shall pay **FORSGREN INCORPORATED** in the manner and at such times as set forth in the General Conditions such amounts as required by the **CONTRACT DOCUMENTS**.
- 7. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.
- 8. **MISCELLANEOUS**
 - 8.1. Terms used in the Agreement which are defined in Article 1 of the General Conditions will have the meanings indicated in the General Conditions.
 - 8.2. No assignment by a party hereto of any rights under or interests in the Contract Documents will be binding on another party hereto without the written consent of the party sought to be bound; and, specifically but without limitation, moneys that may become due and moneys that are due may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by law), and unless specifically stated to the contrary in any written consent to an assignment no assignment will release or discharge the assignor from any duty or responsibility under the Contract Documents.
 - 8.3. City of Fayetteville and Contractor each binds itself, its partners, successors, assigns, and legal representatives to the other party hereto, its partners, successors, assigns, and legal representatives in respect to all covenants, agreements and obligations contained in the Contract Documents.
 - 8.4. Any provision or part of the Contract Documents held to be void or unenforceable under any Law or Regulation shall be deemed stricken and all remaining provisions shall continue to be valid and binding upon stricken provision or part thereof with a valid and enforceable provision that comes as close as possible expressing the intention of the stricken provision.
 - 8.5. Changes, modifications, or amendments in scope, price or fees to this contract shall not be allowed without a prior formal contract amendment approved by the Mayor and the City Council **in advance** of the change in scope, cost or fees.
 - 8.6. **Freedom of Information Act.** City of Fayetteville contracts and documents prepared while performing city contractual work are subject to the Arkansas Freedom of Information Act. If a Freedom of Information Act request is presented to the City of Fayetteville, Contractor will do everything possible to provide the documents in a prompt and timely manner as prescribed in the Arkansas Freedom of Information Act (A.C.A. §25-19-101 et. seq.). Only legally authorized photocopying costs pursuant to the FOIA may be assessed for this compliance.
 - 8.7. This contract must be interpreted under Arkansas Law.

IN WITNESS WHEREOF, CITY OF FAYETTEVILLE and FORSGREN INCORPORATED have signed this Agreement in quadruplicate. One counterpart each has been delivered to City of Fayetteville and Engineer, and two counterparts have been delivered to Contractor. All portions of the Contract Documents have been signed, initialed, or identified by City of Fayetteville and Contractor or identified by Engineer on their behalf.

OWNER

FORSGREN INCORPORATED

CITY OF FAYETTEVILLE

BY _____

BY _____

Signature

Signature

Mayor Lioneld Jordan

STEVE FORSGREN, PRESIDENT

Printed Name & Title

Printed Name & Title

[CORPORATE SEAL]

[CORPORATE SEAL]

ATTEST _____

ATTEST Vic Braddy

Signature

Signature

Printed Name & Title

VIC BRADDY, VICE-PRESIDENT
Printed Name & Title

Address for giving notices:

Address for giving notices:

113 W. Mountain
Fayetteville, AR 72701

3000 NORTH 23RD STREET
FORT SMITH, AR 72904

License No. 0036900415

Agent for service of process: _____

STEPHEN V. FORSGREN

(If CONTRACTOR is a corporation, attach evidence of authority to sign.)

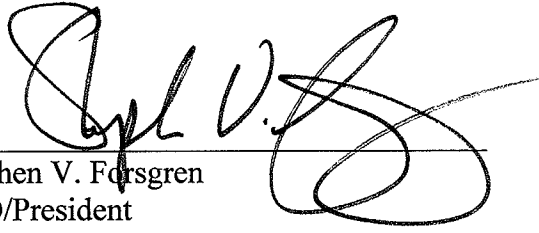
RESOLUTION

We, Stephen V. Forsgren, CEO/President, and Cleve J. McDonald, Jr., Secretary/CFO, of Forsgren, Incorporated, duly organized and existing under the laws of the state of Arkansas, do hereby certify that the following is a true and correct copy of a resolution duly adopted by the Board of Directors of said corporation at a meeting thereof duly called and held on the 8th day of September, 2011. That said resolution has been duly entered on the Minute Book of this corporation.

“RESOLVED, that the Company authorizes and directs the following officers to execute on behalf of the Company any and all documents required to enter into construction agreements or contracts:

Stephen V. Forsgren	President/CEO
Dallas B. Forsgren	Chief Operating Officer
Cleve J. McDonald, Jr.	Secretary/CFO
Vic Braddy	Executive Vice-President
Kevin K. Kelton	Vice-President – Operations
C. Justin Forsgren	Vice-President – Finance”

In witness thereof, we have hereunto set our hands this the 8th day of September, 2011.



Stephen V. Forsgren
CEO/President



Cleve J. McDonald, Jr.
Secretary/CFO



BID: 14-29
 DATE: 05-30-14
 TIME: 2:00 PM
 CITY OF FAYETTEVILLE

Bid 14-29, Construction - Gravity Sever Improvements Greenland

Item Description	Approx Qty	Unit	Forsgren Incorporated		Goodwin & Goodwin Inc		TG Excavating Inc	
			Unit Price	TOTAL BASE BID	Unit Price	TOTAL BASE BID	Unit Price	TOTAL BASE BID
1 Mobilization - shall not exceed 5% of bid	1	LS	\$ 62,000.00	\$ 62,000.00	\$ 55,000.00	\$ 55,000.00	\$ 75,000.00	\$ 75,000.00
2 Trench & Safety Systems	1	LS	\$ 10,000.00	\$ 10,000.00	\$ 60,000.00	\$ 60,000.00	\$ 25,000.00	\$ 25,000.00
3 Erosion Control	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
4 Site Restoration	1	LS	\$ 75,000.00	\$ 75,000.00	\$ 50,000.00	\$ 50,000.00	\$ 53,310.00	\$ 53,310.00
5 18" PVD (PS 115) Gravity Sewer Pipe	1237	LF	\$ 70.25	\$ 86,899.25	\$ 98.00	\$ 121,226.00	\$ 120.00	\$ 148,440.00
6 15" SDR-26 PVC, Gravity Sewer Pipe	3399	LF	\$ 55.00	\$ 186,945.00	\$ 76.00	\$ 258,324.00	\$ 105.00	\$ 356,895.00
7 Install 30" Steel Encasement Pipe, Jack & Bore	200	LF	\$ 650.00	\$ 130,000.00	\$ 525.00	\$ 105,000.00	\$ 400.00	\$ 80,000.00
8 Install 24" Steel Encasement Pipe, Open Cut	20	LF	\$ 125.00	\$ 2,500.00	\$ 150.00	\$ 3,000.00	\$ 180.00	\$ 3,600.00
9 Install 16" Steel Encasement Pipe, Open Cut	20	LF	\$ 95.00	\$ 1,900.00	\$ 125.00	\$ 2,500.00	\$ 160.00	\$ 3,200.00
10 Sewer Service Reinstatement	10	EA	\$ 800.00	\$ 8,000.00	\$ 1,000.00	\$ 10,000.00	\$ 400.00	\$ 4,000.00
11 Sewer Service Laterals	120	LF	\$ 25.00	\$ 3,000.00	\$ 25.00	\$ 3,000.00	\$ 10.00	\$ 1,200.00
12 Standard Manhole, 4' Dia. 0'-6'	21	EA	\$ 3,500.00	\$ 73,500.00	\$ 3,300.00	\$ 69,300.00	\$ 5,000.00	\$ 105,000.00
13 Standard Manhole, 4' Dia. Extra Depth	50	VF	\$ 220.00	\$ 11,000.00	\$ 250.00	\$ 12,500.00	\$ 400.00	\$ 20,000.00
14 Standard Manhole, 5' Diz. 0'-6'	2	EA	\$ 4,800.00	\$ 9,600.00	\$ 4,500.00	\$ 9,000.00	\$ 6,500.00	\$ 13,000.00
15 Standard Manhole, 5' Dia. Extra Depth	15	VF	\$ 300.00	\$ 4,500.00	\$ 300.00	\$ 4,500.00	\$ 525.00	\$ 7,875.00
16 Standard Manhole, 6' Dia 0'-6'	1	EA	\$ 5,600.00	\$ 5,600.00	\$ 6,000.00	\$ 6,000.00	\$ 7,500.00	\$ 7,500.00
17 Standard Manhole, 6' Dia Extra Depth	3	VF	\$ 400.00	\$ 1,200.00	\$ 400.00	\$ 1,200.00	\$ 650.00	\$ 1,950.00
18 Manhole ConShield Treatment	200	VF	\$ 100.00	\$ 20,000.00	\$ 45.00	\$ 9,000.00	\$ 1.00	\$ 200.00
19 Manhole, Existing, Abandon or Remove	21	EA	\$ 425.00	\$ 8,925.00	\$ 800.00	\$ 16,800.00	\$ 250.00	\$ 5,250.00
20 Core Drill and Connect to Existing Lift Station	1	EA	\$ 4,000.00	\$ 4,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00

21	Connect to Existing Sewer at MH - 16	1	EA	\$ 2,500.00	\$ 2,500.00	\$ 3,000.00	\$ 3,000.00	\$ 1,500.00	\$ 1,500.00
22	8" SDR 26-PVC, Gravity Sewer Pipe	129	LF	\$ 35.00	\$ 4,515.00	\$ 65.00	\$ 95.00	\$ 95.00	\$ 12,255.00
23	8" DR-17 HDPE, Pipe Bursting	4391	LF	\$ 74.55	\$ 327,349.05	\$ 115.00	\$ 504,965.00	\$ 90.00	\$ 395,190.00
24	Install 16" Steel Encasement Pipe, Open Cut	20	LF	\$ 95.00	\$ 1,900.00	\$ 125.00	\$ 2,500.00	\$ 160.00	\$ 3,200.00
25	Sewer Service Reinstatement	50	EA	\$ 1,250.00	\$ 62,500.00	\$ 1,000.00	\$ 50,000.00	\$ 900.00	\$ 45,000.00
26	Sewer Service Laterals	480	LF	\$ 26.50	\$ 12,720.00	\$ 25.00	\$ 12,000.00	\$ 10.00	\$ 4,800.00
27	Standard Manhole, 4' Dia 0'-6'	6	EA	\$ 2,500.00	\$ 15,000.00	\$ 3,300.00	\$ 19,800.00	\$ 3,000.00	\$ 18,000.00
28	Standard Manhole, 4' Dia Extra Depth	50	VF	\$ 135.00	\$ 6,750.00	\$ 250.00	\$ 12,500.00	\$ 1.00	\$ 50.00
29	Remove and Replace Manhole Frame and cover	22	EA	\$ 800.00	\$ 17,600.00	\$ 875.00	\$ 19,250.00	\$ 1,000.00	\$ 22,000.00
30	Manhole, Existing, Abandon or Remove	2	EA	\$ 425.00	\$ 850.00	\$ 800.00	\$ 1,600.00	\$ 250.00	\$ 500.00
31	Asphalt Pavement Repair	100	LF	\$ 40.00	\$ 4,000.00	\$ 115.00	\$ 11,500.00	\$ 100.00	\$ 10,000.00
32	Concrete Pavement Repair	100	SY	\$ 35.00	\$ 3,500.00	\$ 85.00	\$ 8,500.00	\$ 40.00	\$ 4,000.00
33	Gravel Pavement Repair	300	LF	\$ 6.50	\$ 1,950.00	\$ 20.00	\$ 6,000.00	\$ 30.00	\$ 9,000.00
34	Mitigation Dam, As directed by engineer	5	EA	\$ 325.00	\$ 1,625.00	\$ 800.00	\$ 4,000.00	\$ 600.00	\$ 3,000.00
35	Additional Trench Bedding	500	CY	\$ 25.00	\$ 12,500.00	\$ 15.00	\$ 7,500.00	\$ 1.00	\$ 500.00
36	Acceptance Inspection by CCTV	9160	LF	\$ 4.00	\$ 36,640.00	\$ 5.00	\$ 45,800.00	\$ 4.00	\$ 36,640.00
37	Construction Photolgraphs	1	LS	\$ 1,500.00	\$ 1,500.00	\$ 3,000.00	\$ 3,000.00	\$ 500.00	\$ 500.00
TOTAL BID AMOUNT					\$ 1,242,968.30	\$ 1,544,650.00	\$ 1,505,555.00		

*NOTICE: Bid award is contingent upon vendor meeting minimum specifications and formal authorization by City officials.

CERTIFIED:

P. Vice
 P. VICE, PURCH MGR

Carolyn Keel
 WITNESS

5-30-14
 DATE

RESOLUTION NO. 06-09-2014 A

A RESOLUTION TO APPROVE THE COST-SHARE AGREEMENT WITH THE CITY OF FAYETTEVILLE FOR THE REPLACEMENT OF THE SEWER MAIN INTERCEPTOR FROM THE EXISTING LIFT STATION TO LETITA AVENUE

WHEREAS, the City of Fayetteville caused an assessment of critical capital needs for the Greenland Sewer System to be performed by RJN Group; and

WHEREAS, RJN Group determined that replacement of the gravity sewer interceptor from the existing lift station to Letita Avenue was necessary to increase the total capacity of Greenland Sewer Collection System; and

WHEREAS, the City of Fayetteville has requested Greenland to consider cost-sharing of this project with Fayetteville in the amount of \$374,806.67 at the time of invoicing; and

WHEREAS, the City of Greenland has agreed to cost share \$374,806.67 with the City of Fayetteville for its share of the estimated cost of \$1,242,986.30 to construct the replacement Sewer Main Interceptor.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENLAND, ARKANSAS:

Section 1: That the City Council of the City of Greenland, Arkansas hereby approves the Cost Share Agreement with the City of Fayetteville to pay Fayetteville \$374,806.67 at the time of invoicing for the replacement of the gravity sewer interceptor from the existing lift station to Letita Avenue conditioned on Fayetteville performing the work to replace the sewer main interceptor and authorizes Mayor Bill Groom to sign the attached Cost-Share Agreement.

PASSED and APPROVED this 9^h day of June 2014.

APPROVED:

By: 

BILL GROOM, Mayor

ATTEST:

By: 

STEPHANIE SHARP, Recorder/Treasurer

COST-SHARE AGREEMENT
Between
City of Greenland and City of Fayetteville
to Replace the Sewer Main Interceptor from
the existing Sewer Lift Station to Letita Avenue

The City of Greenland, Arkansas and the City of Fayetteville, Arkansas in order to finance and construct the necessary replacement for the existing sewer main with a new **Sewer Main Interceptor** from the existing sewer lift station to Letita Avenue mutually agree, promise and covenant as follows:

- (1) Pursuant to Resolution No. 03-10-2014 and Resolution No. 06-09-2014A, the City of Greenland promises to promptly pay to the City of Fayetteville, upon Fayetteville's written invoice for work done, the sum of Three Hundred Seventy Four Thousand Eight Hundred and Six Dollars and sixty seven cents (**\$374,806.67**) as Greenland's share of this Greenland Sewer Rehab Project which is estimated to cost One Million Two Hundred Forty Two Thousand Nine Hundred Sixty Eight Dollars and thirty cents (**\$1,242,968.30**).
- (2) The City of Fayetteville agrees to bill the City of Greenland for invoiced work and to accept the \$374,806.67 payment from the City of Greenland and to use sufficient amounts of Fayetteville's own funds and grant funds to pay for the construction of the necessary **Sewer Main Interceptor** from the existing sewer lift station to Letita Avenue as part of the Greenland Sewer Rehab Project.
- (3) Both Cities agree to do all thing necessary to accomplish the timely and successful completion of the Sewer Main Interceptor Construction Project.

CITY OF GREENLAND

By: _____

BILL GROOM, Mayor

ATTEST:

By: Stephanie Sharp
Stephanie Sharp, Recorder/Treasurer

CITY OF FAYETTEVILLE

By: _____

LIONELD JORDAN, Mayor

ATTEST:

By: _____
Sondra E. Smith, City Clerk/Treasurer

Date: 6/9/14

Date: _____

RESOLUTION NO. 209-09

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A STATE AND TRIBAL ASSISTANCE GRANT (STAG) IN THE AMOUNT OF \$291,000.00 FROM THE U. S. ENVIRONMENTAL PROTECTION AGENCY FOR SANITARY SEWER SYSTEM IMPROVEMENTS; AND APPROVING A BUDGET ADJUSTMENT RECOGNIZING THE GRANT REVENUE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:

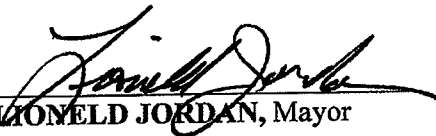
Section 1. That the City Council of the City of Fayetteville, Arkansas hereby authorizes the Mayor to accept a State and Tribal Assistance Grant (STAG) in the amount of \$291,000.00 from the U. S. Environmental Protection Agency for sanitary sewer system improvements.

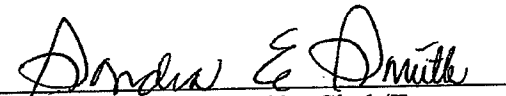
Section 2. That the City Council of the City of Fayetteville, Arkansas hereby approves a budget adjustment recognizing the grant revenue.

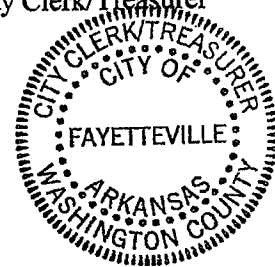
PASSED and APPROVED this 6th day of October, 2009.

APPROVED:

ATTEST:

By: 
LIONEL JORDAN, Mayor

By: 
SONDRA E. SMITH, City Clerk/Treasurer



City of Fayetteville Staff Review Form

City Council Agenda Items
 and
 Contracts, Leases or Agreements

10/6/2009

City Council Meeting Date
 Agenda Items Only

David Jurgens
 Submitted By

Utilities
 Division

Water/Wastewater
 Department

Action Required:

Resolution authorizing the Mayor to accept a \$291,000 State and Tribal Assistance Grant (STAG) from the US Environmental Protection Agency for sanitary sewer system improvements and approving a budget adjustment effective upon receipt of the grant funds.

\$ (291,000.00) Cost of this request	\$ 3,470,013.00 Category / Project Budget	Sanitary Sewer Rehabilitation Program Category / Project Name
5400.5700.5815.00 Account Number	\$ 640,774.09 Funds Used to Date	Sewer Main Construction Program / Project Category Name
02017, 1st Project Number	\$ 2,829,238.91 Remaining Balance	Water/Sewer Fund Name

Budgeted Item Budget Adjustment Attached

[Signature] 18 Sep 09 Previous Ordinance or Resolution # 144-09
 Department Director Date

[Signature] 9/21/09 Original Contract Date: 7/7/2009
 City Attorney Date

[Signature] 9/22/09 Original Contract Number: N/A
 Finance and Internal Services Director Date

[Signature] 9-22-09
 Chief of Staff Date

[Signature] 9/22/09
 Mayor Date

Received in City Clerk's Office
 ENTERED 9/18/09

Received in Mayor's Office
 ENTERED 9/21/09

Comments:



City Council Meeting of October 6, 2009

CITY COUNCIL AGENDA MEMO

To: Fayetteville City Council

Thru: Mayor Lioneld Jordan
Don Marr, Chief of Staff

From: David Jurgens, Utilities Director
Water and Sewer Committee

Date: September 18, 2009

Subject: Resolution authorizing the Mayor to accept a \$291,000 State and Tribal Assistance Grant (STAG) from the US Environmental Protection Agency for sanitary sewer system improvements and approving a budget adjustment effective upon receipt of the grant funds

RECOMMENDATION

Fayetteville City Administration recommends approval of a resolution authorizing the Mayor to accept a \$291,000 State and Tribal Assistance Grant (STAG) from the US Environmental Protection Agency for sanitary sewer system improvements and approving a budget adjustment effective upon receipt of the grant funds.

BACKGROUND

Fayetteville has been notified by Arkansas Natural Resources Commission that it is the recipient of \$291,000 in USEPA Grant Assistance from the STAG Program for 2009. This is the sixth of seven years that the City has received similar grants. This EPA grant funding was requested for sanitary sewer rehabilitation and is proposed to be merged into the City's ongoing sewer rehabilitation funding to accelerate the program. The EPA grant provides a maximum of 55% of the costs, with the remaining 45% (\$238,090) being the required local match.

By Resolution 144-09 on 7 July 09 the City Council approved application for this grant and designating the Mayor as the City's Authorized Representative in all matters relating thereto.

DISCUSSION

A sanitary sewer evaluation study (SSES) was completed in 2009 in the southern portions of Fayetteville and in Greenland. These grant funds will be used for the rehabilitation design and construction based on the results of the 2009 SSES as well as for system-wide cured in place pipe lining.

BUDGET IMPACT

Sanitary sewer rehabilitation is a budgeted project. The 2009 EPA Grant proceeds will be combined with the City's budgeted funds. A budget adjustment recognizing \$291,000 in grant revenue is attached and will be finalized when the actual grant approval is received.

David Jurgens - FW: Fayetteville FY 2009 grant - correction to the application Form424

From: Jayne Dooley <Jayne.Dooley@arkansas.gov>
To: David Jurgens <djurgens@ci.fayetteville.ar.us>
Date: 9/18/2009 7:21 AM
Subject: FW: Fayetteville FY 2009 grant - correction to the application Form424

David, it looks like the are about to award your grant and that it will be added to the 08 money. See below.

Jayne K. Dooley
Arkansas Natural Resources
101 East Capitol, Suite 350
L.R., AR 72201
501-682-0550
501-682-0561 fax
jayne.dooley@arkansas.gov

From: Patel.Rajen@epamail.epa.gov [mailto:Patel.Rajen@epamail.epa.gov]
Sent: Thursday, September 17, 2009 5:33 PM
To: Beets.Sharon@epamail.epa.gov
Cc: Jayne Dooley
Subject: Fayetteville FY 2009 grant - correction to the application Form 424

Sharon,

As per our conversation today, please call it a "continuum" of the existing grant XP 96673701-0.

As we add this FY 2009 earmark money to the existing award, it will become XP-96673701-1.

For now, we have coded it 2D. Please enter it in IGMS early October, so that I can prepare the FR/CN for this grant.

Here is one correction in the grant amount.

For item 18(a) and 18(g) on the 424, the amount should be \$291,000. On the application it says \$300,000. Fayetteville did not deduct the \$9000 for the ANRC grant oversight (3% of each SAAP earmark given to state for oversight).

So, as per the attached image >>

Please change it accordingly and attach this email as the basis for such correction.

Thank you.

Rajen Patel, CHMM, EIT
Water Infrastructure Project Engineer
USEPA Region VI, Dallas, TX
214-665-2788



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL 27 2009

OFFICE OF
WATER

MEMORANDUM

SUBJECT: Award of Special Appropriations Act Project Grants Authorized by the Agency's FY 2009 Appropriations Act

FROM: James A. Hanlon, Director
Office of Wastewater Management (4201M)

TO: Water Management Division Directors
Regions I - X

PURPOSE

This memorandum provides information and guidelines on how the Environmental Protection Agency (EPA) will award and administer Special Appropriations Act Project (SAAP) grants identified in the State and Tribal Assistance Grants (STAG) account of the Agency's fiscal year (FY) 2009 Appropriations Act.

BACKGROUND

The EPA section of P. L. 111-8, the "Omnibus Appropriations Act, 2009," also referred to as the Agency's FY 2009 Appropriations Act, includes \$145,000,000 in the STAG account for 301 drinking water, wastewater and stormwater infrastructure and water quality protection projects. Also included in the STAG account as a separate line item is \$20,000,000 for the United States-Mexico Border Program. The Joint Explanatory Statement for the FY 2009 Appropriations Act identifies two projects to be funded directly from the line item for the United States-Mexico Border Program: "From within the amount provided for the Mexican Border program, \$2,500,000 is directed to El Paso and Brownsville, Texas as in prior years." The FY 2009 Appropriations Act also contains a rescission of \$10,000,000 from the STAG appropriation account. The Joint Explanatory Statement directs the Agency to take a portion of the rescission from "[b]alances from special project grants appropriated in fiscal year 2002 or earlier that have not been obligated on an approved grant as of July 1, 2009."

The specific requirements governing the award of the special projects and programs are contained in the following documents: the FY 2009 Appropriations Act and the Joint Explanatory Statement for Division E of the FY 2009 Appropriations Act -- Department of the

Region 5

143	MI	The City of Mason, Water Treatment Plant	\$500,000	\$485,000
144	MI	The City of Port Huron for a combined sewer overflow control project	\$300,000	\$291,000
145	MI	Office of the Oakland County Drain Commissioner, Evergreen-Farmington Sanitary Sewer Improvements	\$500,000	\$485,000
146	MI	Wayne County, Rouge River National Wet Weather Demonstration Project	\$500,000	\$485,000
147	MN	The City of Minneapolis for combined sewer overflow improvements	\$300,000	\$291,000
148	MN	The City of Willmar for wastewater treatment plant relocation project	\$300,000	\$291,000
149	MN	Grand Rapids Public Utilities Commission, Grand Rapids Wastewater Treatment Plant	\$750,000	\$728,000
209	OH	The City of Barberton, Wolf Creek Dam Intake Valve and Enclosure Replacement	\$400,000	\$388,000
210	OH	The City of Defiance for a combined sewer overflow elimination project	\$300,000	\$291,000
211	OH	Erie County, Wastewater Improvements	\$500,000	\$485,000
212	OH	Metropolitan Sewer District of Greater Cincinnati, Eastern/Delta Sewer Separation Project	\$500,000	\$485,000
213	OH	Northeast Ohio Regional Sewer District for a wastewater improvements project	\$300,000	\$291,000
214	OH	The Community Improvement Corporation of Springfield and Clark County, Prime Ohio II Industrial Park	\$500,000	\$485,000
215	OH	The Village of Cadiz, Wastewater Infrastructure Improvements	\$350,000	\$340,000
299	OH	Ohio River Sanitation Commission for organic detection system improvements	\$1,000,000	\$970,000
287	WI	The City of Madison drinking water system improvements	\$300,000	\$291,000
288	WI	The City of Nekeosha, Wastewater Treatment Facility	\$1,225,000	\$1,189,000
289	WI	The City of Waukesha for drinking water system improvements	\$300,000	\$291,000
290	WI	Cumberland Municipal Utility, Water Infrastructure Improvements	\$500,000	\$485,000
291	WI	Heart of the Valley Metropolitan Sewage District for wastewater system improvements	\$300,000	\$291,000
292	WI	Metropolitan Milwaukee Sewer District for central sewer system improvements	\$300,000	\$291,000
293	WI	The Village of Biron, Water and Sanitary Sewer Infrastructure	\$1,225,000	\$1,189,000
			\$18,250,000	\$17,707,000

Region 6

13	AR	The City of Fayetteville wastewater system improvements	\$300,000	\$291,000
14	AR	The City of Heber Springs, West End Sewer Project	\$335,000	\$325,000
15	AR	The City of Warren, Water and Sewer Extension along Northeast Bypass	\$330,000	\$321,000
16	AR	Ozark Mountain Regional Public Water Authority in Marshall for drinking water system improvements	\$300,000	\$291,000
119	LA	The City of East Baton Rouge for sewer system improvements	\$300,000	\$291,000
120	LA	The City of Houma for construction of water distribution system	\$300,000	\$291,000
121	LA	The City of Leesville for a sewer system expansion project	\$400,000	\$388,000
122	LA	The City of Monroe, Monroe Wastewater Treatment System	\$500,000	\$485,000
123	LA	The Town of Golden Meadow for storm water system improvements	\$400,000	\$388,000
190	NM	Bernalillo County for the Valley Utilities wastewater project	\$1,100,000	\$1,067,000
191	NM	The City of Aztec for wastewater treatment plant improvements project	\$500,000	\$485,000
192	NM	The City of Bloomfield for water system improvements	\$300,000	\$291,000
193	NM	The City of Espanola, Drinking Water Improvements	\$700,000	\$679,000
216	OK	Ada Public Works Authority, Wastewater Lift Station	\$500,000	\$485,000
217	OK	The City of McAlester for water treatment plant rehabilitation project	\$300,000	\$291,000
253	TX	The City of Alvarado, Sanitary Sewer Improvements	\$250,000	\$243,000
254	TX	The City of Austin for sewer rehabilitation project	\$300,000	\$291,000
255	TX	The City of Bryan, West Bryan Wastewater Treatment Plant	\$500,000	\$485,000
256	TX	The City of Cotulla, Cotulla Wastewater Infrastructure System Repairs	\$500,000	\$485,000
257	TX	The City of Goliad, Wastewater Treatment Facility Improvements	\$200,000	\$194,000
258	TX	The City of Hondo, Sanitary Sewer Overflow Initiative	\$253,000	\$246,000

City of Fayetteville, Arkansas
Budget Adjustment Form

Budget Year 2009	Department: Operations Division: Water & Sewer Maintenance Program: Sewer Mains Construction	Date Requested 9/18/2009	Adjustment Number
----------------------------	--	------------------------------------	-------------------

Project or Item Added/Increased:
\$291,000 is requested in the Sewer Improvements account for Sanitary Sewer Rehabilitation.

Project or Item Deleted/Reduced:
None. This action is required to recognize receipt of \$291,000 State and Tribal Assistance Grant (STAG) from the Environmental Protection Agency.

Justification of this Increase:
Recognize the State and Tribal Assistance Grant (STAG) from the Environmental Protection Agency. Funding will be used for sanitary sewer rehabilitation to include repairs to sanitary sewer mains and manholes.

Justification of this Decrease:
Recognize the State and Tribal Assistance Grant (STAG) from the Environmental Protection Agency for the purpose of sanitary sewer rehabilitation.

Account Name	Increase Budget				Amount	Project Number
	Account Number					
Sewer Improvements	5400	5700	5815	00	291,000	02017 0910

Account Name	Decrease Budget				Amount	Project Number
	Account Number					
Federal Grants - Capital	5400	0940	4309	00	291,000	02017 0910

V.090403

Division Head	Date
	9/18/09
Budget Director	Date
	18 Sep 09
Department Director	Date
	9/22/09
Finance Director	Date
	9-22-09
Chief of Staff	Date
	9/24/09
Mayor	Date

Budget & Research Use Only

Type: A B C D E

Requested By _____

General Ledger Date _____


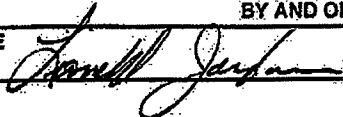
Posted to General Ledger _____

Posted to Project Accounting _____

Initial	Date
Initial	Date

STAG 09

XP - 00F26701 - 0 Page 1

	U.S. ENVIRONMENTAL PROTECTION AGENCY Cooperative Agreement	ASSISTANCE ID NO.			DATE OF AWARD 09/20/2010	
		PRG XP -	DOC ID 00F26701	AMEND# - 0		
		TYPE OF ACTION New			MAILING DATE 09/27/2010	
		PAYMENT METHOD: ACH			ACH# 66890	
RECIPIENT TYPE: Municipal		Send Payment Request to: Las Vegas Finance Center				
RECIPIENT: City of Fayetteville 113 West Mountain Street Fayetteville, AR 72701 EIN: 71-6018462		PAYEE: City of Fayetteville 113 West Mountain Street Fayetteville, AR 72701				
PROJECT MANAGER David Jurgens 113 West Mountain Street Fayetteville, AR 72701 E-Mail: djurgens@ci.fayetteville,ar.us Phone: 479-575-8318		EPA PROJECT OFFICER Gene Wossum 1445 Ross Avenue, Suite 1200, (6WQ-AP) Dallas, TX 75202-2733 E-Mail: Wossum.Gene@epamail.epa.gov Phone: 214-665-7173		EPA GRANT SPECIALIST Sharon Beets Grant Programs Section, (6MD-CG) E-Mail: Beets.Sharon@epamail.epa.gov Phone: 214-665-2207		
PROJECT TITLE AND DESCRIPTION City of Fayetteville FY2009 SAPP (Sanitary Sewer Reh) Rehabilitation of sanitary sewer manholes and sewer lines identified in the Sanitary Sewer Evaluation Survey (SSES) that is currently underway in south central Fayetteville and Greenland.						
BUDGET PERIOD 10/01/2010 - 12/31/2014		PROJECT PERIOD 10/01/2010 - 12/31/2014		TOTAL BUDGET PERIOD COST \$529,091.00	TOTAL PROJECT PERIOD COST \$529,091.00	
NOTICE OF AWARD						
Based on your application dated 12/31/2014, including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA), hereby awards \$291,000. EPA agrees to cost-share 55.00% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$291,000. Such award may be terminated by EPA without further cause if the recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Grants Management Office listed below within 21 days after receipt, or any extension of time, as may be granted by EPA. This agreement is subject to applicable EPA statutory provisions. The applicable regulatory provisions are 40 CFR Chapter 1, Subchapter B, and all terms and conditions of this agreement and any attachments.						
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)			AWARD APPROVAL OFFICE			
ORGANIZATION / ADDRESS Grant Programs Section, 6MD-CG 1445 Ross Avenue, Suite 1200 Dallas, TX 75202-2733			ORGANIZATION / ADDRESS U.S. EPA, Region 6 Water Quality Protection Division (6WQ) 1445 Ross Avenue, Suite 1200 Dallas, TX 75202-2733			
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL Digital signature applied by EPA Award Official		TYPED NAME AND TITLE Donna Miller, Chief Grant Programs Section		DATE 09/20/2010		
AFFIRMATION OF AWARD						
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE 		TYPED NAME AND TITLE Lioneld Jordan, Mayor		DATE 10/27/10		

* Call Ellen Brasler @ EPA to
 Get new ACH #

EPA Funding Information

XP - 00F26701 - 0 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$	\$ 291,000	\$ 291,000
EPA In-Kind Amount	\$	\$	\$ 0
Unexpended Prior Year Balance	\$	\$	\$ 0
Other Federal Funds	\$	\$	\$ 0
Recipient Contribution	\$	\$	\$ 0
State Contribution	\$	\$	\$ 0
Local Contribution	\$	\$	\$ 0
Other Contribution	\$	\$ 238,091	\$ 238,091
Allowable Project Cost	\$ 0	\$ 529,091	\$ 529,091

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.202 - Congressionally Mandated Projects	FY 2009 Omnibus Appropriations Act (PL 111-8)	40 CFR PART 31

Fiscal

Site Name	Req No	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
	1006WA0024	10	E4C	0600QOM	202B51E	4192			291,000
									291,000

Approved Budget	
Program Element Classification (Construction)	Approved Allowable Budget Period Cost
1. Administration Expense	\$0
2. Preliminary Expense	\$0
3. Land Structure, Right Of Way	\$0
4. Architectural Engineering Basic Fees	\$0
5. Other Architectural Engineering Fees	\$0
6. Project Inspection Fees	\$0
7. Land Development	\$0
8. Relocation Expenses	\$0
9. Relocation Payments to Individuals & Bus.	\$0
10. Demolition and Removal	\$0
11. Construction and Project Improvement	\$529,091
12. Equipment	\$0
13. Miscellaneous	\$0
14. Total (Lines 1 thru 13)	\$529,091
15. Estimate Income	\$0
16. Net Project Amount (Line 14 minus 15)	\$529,091
17. Less: Ineligible Exclusions	\$0
18. Add: Contingencies	\$0
19. Total (Share: Recip 45.00% Fed 55.00%)	\$529,091
20. TOTAL APPROVED ASSISTANCE AMOUNT	\$291,000



UTILITIES DEPARTMENT

To: Fayetteville City Council
Thru: Mayor Lioneld Jordan
Don Marr, Chief of Staff
Tim Nyander, Acting Utilities Director
Fayetteville Water and Sewer Committee
From: Lynn Hyke, Construction and Contact Manager
Date: June 2, 2014

Subject: Resolution approving a construction contract with Forsgren, Inc. of Fort Smith, AR. For \$1,242,968.30, Bid 14-29, Construction-Gravity Sewer Improvements Greenland. The budget adjustment transfers funds from Sanitary Sewer Rehabilitation fund for City portion that will also cover contingency of \$125,000. Approving Cost Share Agreement with City of Greenland for \$374,806.67.

RECOMMENDATION

Fayetteville City Staff recommends approval of a construction contract with Forsgren, Inc. for \$1,242,968.30, Bid 14-29, with a contingency of \$125,000 to construct Gravity Sewer Improvements Greenland Main Replacement, and a budget adjustment. Approve cost share agreement with City of Greenland for \$374,806.67.

BACKGROUND

Replacement of approximately 4,600 feet of existing 10-inch gravity sewer line with 15-inch and 18-inch gravity sewer line using open cut and approximately 4,400 of existing 6-inch and 8-inch gravity sewer line using 8-inch pipe reaming method. The existing sewer lines replacement is required to increase the needed capacity and to reduce the infiltration and inflow of storm water into the sewer system. A portion of the project will be funded with STAG grant and Greenland cost share contract.

DISCUSSION

Under this contract, we will replace approximately 9,000 feet of sewer line. The sewer line serves as primary sewer main from Greenland. The City opened bids on May 30, 2014.

Forsgren Incorporated	\$1,242,968.30
Goodwin & Goodwin Inc.	\$1,544,650.00
TG Excavating Inc.	\$1,505,555.00

Staff reviewed the bids and recommends awarding the contract to Forsgren Inc. Construction will begin this summer and will be completed early next year.

BUDGET IMPACT

Funds are available in the Sanitary Sewer Rehabilitation fund. 2009 STAG grant and Greenland cost share contract will also be utilized for this project.

