

City of Fort Worth, Texas
Mayor and Council Communication

COUNCIL ACTION: Approved on 8/16/2011

DATE: Tuesday, August 16, 2011

REFERENCE NO.: **C-25102

LOG NAME: 17FY11TXDOTDBEMOU

SUBJECT:

Authorize Execution of a Memorandum of Understanding with the Texas Department of Transportation to Adopt and Adhere to Its Disadvantaged Business Enterprise Program on City Projects that Receive Funds from the Federal Highway Administration Through the Texas Department of Transportation for the Purpose of Assisting with Construction and Design Costs (ALL COUNCIL DISTRICTS)

RECOMMENDATION:

It is recommended that the City Council authorize execution of a Memorandum of Understanding adopting the Texas Department of Transportation's Disadvantaged Business Enterprise Program, inclusive of all attachments, which has been approved by the Federal Highway Administration.

DISCUSSION:

The City designs and constructs certain projects that are funded in part or wholly through monies received from the Federal Highway Administration (FHWA) through the Texas Department of Transportation (TxDOT). Since TxDOT is the recipient of and administers these monies, it must ensure that all associated federal requirements are adhered to by all of its subrecipients, including the requirements of TxDOT's FHWA approved Disadvantaged Business Enterprise (DBE) Program. This Memorandum of Understanding (MOU), with its associated attachments, provides TxDOT with the necessary assurance that the City will solicit, contract, expend project funds and administer projects in compliance with TxDOT's DBE Program. TxDOT has approximately 70 similar MOUs in place with other public agencies and cities throughout Texas including the cities of Arlington, Austin, El Paso, Houston and San Antonio.

Since the processes governed by the City's M/WBE Ordinance and DBE Program are consistent with TxDOT's DBE Program, it will not require the City to make any substantive changes to its existing processes or incur any material costs. Also, this MOU does not obligate any City funds to projects beyond those funds that are approved as part of the City's normal project funding and approval process.

FISCAL INFORMATION / CERTIFICATION:

The Financial Management Services Director certifies that this action will have no material effect on City funds.

FUND CENTERS:

TO Fund/Account/Centers

FROM Fund/Account/Centers

CERTIFICATIONS:

Submitted for City Manager's Office by:

Susan Alanis (8180)

Originating Department Head:

Jay Chapa (5804)

Additional Information Contact:

William Johnson (212-2674)

ATTACHMENTS

1. TX DOT List of Cities with an MOU.pdf (CFW Internal)
2. TX DOT MOU Attachments.pdf (CFW Internal)
3. TX DOT MOU Form.pdf (CFW Internal)
4. TX DOT MOU Instructions.pdf (CFW Internal)