

SEP 28 2020

REQUEST FOR AGENDA PLACEMENT FORM

Approved

Submission Deadline - Tuesday, 12:00 PM before Court Dates

SUBMITTED BY: Rexann Knowles

TODAY'S DATE: 09/16/2020

DEPARTMENT: COUNTY JUDGE

SIGNATURE OF DEPARTMENT HEAD:

X _____

REQUESTED AGENDA DATE:

September 28, 2020

SPECIFIC AGENDA WORDING: Consideration of TxCDBG Contract No. 7218250 State Contract Extension Request, TxCDBG Contract Amendment/Modification Request and Authorization for the County Judge to sign.

PERSON(S) TO PRESENT ITEM: Rexann Knowles

SUPPORT MATERIAL: (Must enclose supporting documentation)

TIME: 2 minutes

ACTION ITEM: X

WORKSHOP: _____

(Anticipated number of minutes needed to discuss item) **CONSENT:** _____

EXECUTIVE: _____

STAFF NOTICE:

COUNTY ATTORNEY: XX

IT DEPARTMENT: _____

AUDITOR: XX

PURCHASING DEPARTMENT: _____

PERSONNEL: _____

PUBLIC WORKS: _____

BUDGET COORDINATOR: _____

OTHER: _____

*****This Section to be Completed by County Judge's Office*****

ASSIGNED AGENDA DATE: _____

REQUEST RECEIVED BY COUNTY JUDGE'S OFFICE _____

COURT MEMBER APPROVAL _____

Date _____

**ROGER HARMON
JOHNSON COUNTY JUDGE**

**Carla Hester, Administrative Assistant
Rexann Knowles, Budget Coordinator**



**Abby Nino, Secretary
Amber Neathery, Receptionist**

#2 Main St – Johnson County Courthouse, Cleburne, Texas 76033

September 16, 2020
Liz Bainter
Contract Specialist
Office of Rural Affairs
Texas Department of Agriculture
PO Box 12847
Austin, TX 72711

**RE: State Contract Extension Request
Johnson County (TxCDBG Contract No. 7218250)**

Good Afternoon Ms. Bainter,

Johnson County is dedicated to meeting performance expectations per the executed contract with the Texas Department of Agriculture. However, there have been unprecedented circumstances beyond the County's control resulting in delays on the original schedule.

Johnson County has met all state contract anticipated due dates until the recent activity pertaining to the acquisition of personal property in order to gain an easement for the project, as well as an archeological site that was found in the middle of the project. The unfortunate time delay being out of Johnson County's control, is the result of the COVID-19 virus, communication delays with the property owners, time-consuming negotiations with a specific property owner, as well as time delays concerning the archeological finding.

After much detail and review, there was an approved modification performed in order to reduce the project scope for the archeological site. This resulted in extra time needed for the environmental review and discussion with Johnson County Special Utility District (JCSUD) in order to design and plan where the new waterline should end. Concerning the acquisition, Johnson County and JCSUD have exhausted all options and have determined it would be best to pursue obtaining a permanent easement in the TXDOT Right-of-Way (ROW) along FM 4 in lieu of acquiring a private property easement on this particular stretch of the project. Obtaining the TXDOT ROW permit is expected to take several months.

These two activities have delayed our ability to complete the engineering design and begin construction, and will require an extension of the contract end date to next year. We ask that you consider the unpredicted variables and extend the Johnson County 7218351 project to October 31, 2021. Please see the new projected timeline below for reference.

Proposed new Schedule

September 2020: submit permit request to TxDOT

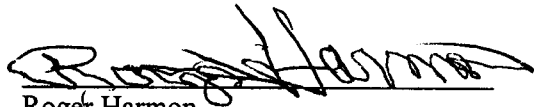
October - December 2020: TxDOT permit review and approval

January - February 2021: construction bidding and award

February - August 2021: start and complete construction (approx. 120 days)

September 2021: compile and submit construction closeout documentation to TDA

Please do not hesitate to contact our grant administrator, Missy Carugati, if you need any assistance.
Thank you for your consideration. The County appreciates your time on this manner.



Roger Harmon

Johnson County Judge



TxCDBG CONTRACT AMENDMENT/MODIFICATION REQUEST A1101

Grant Recipient Name: Johnson County Contract No 7218250 Region
 Amendment No. 1 Start Date 11/1/2018 End Date 10/31/2020 Contract Amount \$275,000.00

Check all contract provisions to be amended/modified (additional questions appear for some selections):

- Exhibit A Performance Statement Exhibit B Budget Contract Period (extension) Special Conditions
 Other letter

What changes are proposed for the contract? Change in method to accomplish purpose described in the original project

Why are the proposed revisions requested for this contract?

The unprecedented impacts of the environmental findings of an archaeological site and the negotiations of an acquisition resulted in the time delays not only from these 2 activities, but also from COVID-19 and communication delays with property owners. Waiting on results from Texas Historical Commission, redesigning the project scope, preparing modification paperwork for change in scope of work resulted in time delays for the archaeological findings. The acquisition was delayed by COVID -19 and communication with property owners. The acquisition with a particular property owner was lengthy and resulted in the property Owner rejecting the just compensation for their property. The County has decided to pursue installing the water line within the TxDOT right-of-way, and once the agency receives the permit request and approves, the County will be able to begin the construction bidding process

Is the contract on hold for non-compliance with audit, monitoring, or programmatic requirements? No TDA concur

For Contract Extension Amendment Requests

Proposed New End Date: 10/31/2021 Length of Requested Extension in Months 12

How many previous extensions have been approved? 0 Total Requested Extension in Months 0

Describe the extenuating circumstances beyond the control of the Grant Recipient that will prevent completion of the project within the current contract period. If a previous extension has been approved, the explanation must address extenuating circumstances **since the previous extension request** was submitted.

Environmental findings resulted in an archaeological site which meant either go around the site or delete the street entirely past the site. This lead to a modification to be performed and approved. This project needed acquisition from personal property owners. There were communication delays surrounding COVID -19 virus as well as negotiations with a particular property owner that has been time consuming because of the demands they were asking for the easement.

Provide any other appropriate information about this request in the space below:


[Empty box for additional information]

Supporting Documents Attached (if applicable):

- Revised Exhibit A (using track changes)
- Revised Exhibit B (using track changes)
- Resolution and Notice of Public Hearing
- Engineer's letter
- Revised Project Map
- Revised Implementation Schedule

Other

By my signature, I certify that the above is true and accurate and hereby request the contract change:


County Judge
09/28/2020
 Signature of Authorized Signator Title Date

Notifications:

Mailing Address

Email Address for Grant Recipient

Other Email Address (list address for persons to be included in notification)

TDA Action:

Notes Attached

	Contract Specialist Approval	Management Approval
	Date <input style="width: 90%;" type="text"/>	Date <input style="width: 90%;" type="text"/>
		IDIS Change Made: <input style="width: 150px;" type="text"/>
		CAPPS Change Made: <input style="width: 150px;" type="text"/>