

August 28, 2024

**WHEREAS,** Coronavirus State and Local Fiscal Recovery Funds are eligible within the Qualified Census Tract areas to improve various intersections to promote the safety of all right-of-way users including motorist, cyclists, and pedestrians; and

**WHEREAS,** on June 23, 2021, the City Council authorized the acceptance of grant funds from the U.S. Department of Treasury for the Coronavirus Local Fiscal Recovery Fund to provide relief during the ongoing COVID-19 pandemic by Resolution No. 21-1149; and

**WHEREAS,** on September 22, 2021, the City Council authorized the final reading and adoption of the appropriation ordinance for the FY 2021-22 City of Dallas Operating, Capital, and Grant & Trust Budgets, which included the American Rescue Plan Act Funds from the U.S. Department of Treasury for the Coronavirus Local Fiscal Recovery Funds by Resolution No. 21-1590; and

**WHEREAS,** on September 28, 2022, the City Council authorized the final reading and adoption of the appropriation ordinance for the FY 2022-23 City of Dallas Operating, Capital, and Grant & Trust Budgets, which included the American Rescue Plan Act funds from the U.S. Department of Treasury for the Coronavirus State and Local Fiscal Recovery Fund by Resolution No. 22-1480; and

**WHEREAS,** the City of Dallas desires to enter into an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for a U.S. Department of Transportation - Federal Highway Administration 2021 Highway Safety Improvement Program Project for engineering for the construction of traffic signal improvements at Eastridge Drive at Skillman Street (0918-47-403), Forest Lane at Josey Lane (0918-47-404), Frankford Road at Vail Street (0918-47-405), Cedar Springs Road at Manor Way (0918-47-406), Greenville Avenue at Markville Drive (0918-47-408), and Hillcrest Road at Royal Lane (0918-47-411); and

**WHEREAS,** TxDOT will be responsible for all construction activities of the project and the City of Dallas is responsible for the engineering of the project which has a total project cost estimate of \$3,707,223.51; and

**WHEREAS,** the U.S. Department of State federal participation to TxDOT is estimated at \$2,974,286.00; and

**WHEREAS,** TxDOT will be responsible for the indirect state costs, in an estimated amount of \$151,571.66; and

**WHEREAS,** the City of Dallas' local match is \$582,355.85 (\$282,355.85 for direct state costs paid to TxDOT and an estimated \$300,000.00 for design); and

**WHEREAS,** the City of Dallas will pay TxDOT an amount of (\$282,355.85 for the six off-system locations direct state costs; and

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**WHEREAS**, the City of Dallas will be responsible for any change orders or bid overruns.

**Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the City Manager, or the City Manager's authorized designee, is hereby authorized to execute an Advance Funding Agreement with the Texas Department of Transportation (TxDOT) in the estimated amount of \$3,707,223.51, approved as to form by the City Attorney, or the City Attorney's authorized designee, for a U.S. Department of Transportation - Federal Highway Administration 2021 Highway Safety Improvement Program grant (Agreement No. CSJ 0918-47-403, etc., Assistance Listing No. 20.205) in the amount of \$2,974,286.00 as Federal participation, \$582,355.85 (\$282,355.85 for direct state costs paid to TxDOT and an estimated \$300,000.00 for design) as local participation, and \$151,571.66 as State participation for indirect state costs to construct traffic signal improvements at the following six locations: Eastridge Drive at Skillman Street (0918-47-403), Forest Lane at Josey Lane (0918-47-404), Frankford Road at Vail Street (0918-47-405), Cedar Springs Road at Manor Way (0918-47-406), Greenville Avenue at Markville Drive (0918-47-408), and Hillcrest Road at Royal Lane (0918-47-411), which may be terminated under the conditions as stated in the Master Agreement; and provide actual cost overruns from the General Fund. This AFA may be terminated by the State if the project is inactive for 36 consecutive months or longer and no expenditures have been charged against federal funds.

**SECTION 2.** That the Chief Financial Officer is hereby authorized to disburse funds to TxDOT, in the amount of \$282,355.85 in accordance with the terms and conditions of the agreement from the Coronavirus State and Local Fiscal Recovery Fund, Fund FC18, Department TRN, Unit AG31, Object 4820, Activity INGV, Program AG31ARPA, Encumbrance/Contract No. TRN-2024-00025420, Vendor 020318.

**SECTION 3.** That the Chief Financial Officer is hereby authorized to reclassify the disbursement to a Prepaid Expense, Balance Sheet Account 032B, if required by Generally Accepted Accounting Principles.

**SECTION 4.** That the City Manager is hereby authorized to reimburse the granting agency any expenditures identified as ineligible and notify the appropriate City Council Committee of expenditures identified as ineligible not later than 30 days after the reimbursement.

**SECTION 5.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.