

April 10, 2024

WHEREAS, on January 25, 2023, the City Council authorized an Advance Funding Agreement with the Texas Department of Transportation (TxDOT) to accept a federal Congestion Mitigation and Air Quality Improvement Program grant in the amount of \$2,000,000.00 as federal share in the total project cost of \$2,619,446.00 (Federal share \$2,000,000.00, Indirect State \$94,446.00, and City of Dallas participation \$525,000.00 of which \$30,000.00 is to be paid to TxDOT prior to construction) for the reconstruction and upgrade of signals/equipment and construction of pedestrian improvements at the following seven intersections: Lemmon Avenue and Manor Way; Lemmon Avenue and Haggard Way; Lemmon Avenue and Inwood Road; Lemmon Avenue and Hudnall Street; Lemmon Avenue and Lomo Alto Drive; Lemmon Avenue and Turtle Creek Boulevard; and Lemmon Avenue and North Central Expressway (US 75) by Resolution No. 23-0180; and

WHEREAS, the City of Dallas and TxDOT executed a contract on March 21, 2023, to effectuate their agreement for the reconstruction and upgrade of signals/equipment and construction of pedestrian improvements at the seven intersections along Lemmon Avenue; and

WHEREAS, the agreement inadvertently included the intersection of Lemmon Avenue and North Central Expressway (US 75) and excluded the intersection of Lemmon Avenue and Wycliff Avenue; and

WHEREAS, the traffic signal upgrade at Lemmon Avenue and North Central Expressway (US 75) is being implemented by TxDOT through a different funding program, deeming it necessary to amend the agreement to revise the project locations; and

WHEREAS, the City of Dallas desires to amend the agreement to add the location of Lemmon Avenue at Wycliff Avenue, to remove the location of Lemmon Avenue at North Central Expressway (US 75), and to revise the location map to reflect the changes; and

WHEREAS, in consideration of the premises and of the mutual covenants and agreements of the parties, the parties do agree to amend Attachment A, Location Map Showing Project, which is deleted in its entirety and replaced with Attachment A-1, Location Map Showing Project, which is attached to and made part of this amendment; and

WHEREAS, all other provisions of the original contract shall remain unchanged and in full force and effect.

Now, Therefore,

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

April 10, 2024

SECTION 1. That the City Manager, or the City Manager's authorized designee, is hereby authorized to execute Amendment No. 1 to the Advance Funding Agreement (Agreement No. CSJ 0918-47-374, Assistance Listing No. 20.205) between the City of Dallas and the Texas Department of Transportation for the reconstruction and upgrade of signals/equipment and construction of pedestrian improvements at seven intersections along Lemmon Avenue to **(1)** add the location of Lemmon Avenue at Wycliff Avenue; **(2)** remove the location of Lemmon Avenue at North Central Expressway (US 75); and **(3)** revise the location map, and all terms, conditions, and documents required by the agreement, approved as to form by the City Attorney, or the City Attorney's authorized designee.

SECTION 2. That this contract is designated as Contract No. TRN-2023-00021021.

SECTION 3. 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.