

May 24, 2023

WHEREAS, the Texas Transportation Commission passed Minute Order Number 116292 authorizing the State to undertake and complete a highway improvement or other transportation project generally described as rehabilitation of Lake June Road in the City of Dallas, which included this project; and

WHEREAS, the City of Dallas and Texas Department of Transportation (TxDOT) have entered into a Master Agreement which states the general terms and conditions for the development of transportation projects through Advanced Funding Agreements (AFA); and

WHEREAS, the City of Dallas desires to enter into an AFA with TxDOT to accept federal funding through the Surface Transportation Block Grant Program for cost related to the preparation of preliminary engineering (schematic and environmental), final design, plans, specifications and estimates, and the reconstruction of Lake June Road from U.S. 175 to Gillette Street including rehabilitation of a 6 to 4 lane roadway including full depth pavement repair to include bike lanes, sidewalks, lighting, and traffic signal at Gillette Street and Lake June Road ("Project"); and

WHEREAS, TxDOT is the lead agency to administer the environmental assessment, architectural and engineering, and construction of the project pursuant to the terms of the AFA, and the U.S. Department of Transportation will provide the State with funding for 80 percent of costs for environmental assessment, engineering and construction activities and direct state costs as Federal participation, in the estimated amount of \$1,840,000.00; and

WHEREAS, the total estimated project cost is \$2,406,614.00 which includes \$1,840,000.00 as Federal participation for environmental assessment, engineering, construction, and direct state costs, \$106,614.00 as State participation for indirect state costs, and \$460,000.00 as local participation; and

WHEREAS, the City of Dallas will pay TxDOT an amount of \$460,000.00 prior to construction as 20 percent local participation for environmental assessment, engineering, construction, and direct state costs; and

WHEREAS, the City will be responsible for project cost overruns in excess of Federal and State funding participation as required by terms of the AFA; and

WHEREAS, TxDOT requires that a City resolution or ordinance be made part of the AFA; and

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

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

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 designee, is hereby authorized to accept a grant from the United States Department of Transportation Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Surface Transportation Block Grant Program (Agreement No. CSJ 0918-47-390, CFDA No. 20.205) as Federal share in the total project cost of \$2,406,614.00, which includes \$1,840,000.00 as Federal participation for environmental assessment, engineering, construction, and direct state costs, \$106,614.00 as State participation for indirect state costs, and \$460,000.00 as local participation for environmental assessment, engineering, construction, and direct state costs paid to TxDOT prior to construction for cost related to the preparation of preliminary engineering (schematic and environmental), final design, plans, specifications and estimates, and the reconstruction of Lake June Road from U.S. 175 to Gillette Street including rehabilitation of a 6 to 4 lane roadway including full depth pavement repair to include bike lanes, sidewalks, lighting, and traffic signal at Gillette Street and Lake June Road; provide actual cost overruns from the General Fund; and execute an Advanced Funding Agreement with TxDOT, 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 the Chief Financial Officer is hereby authorized to disburse a local match in the amount of \$460,000.00 to TxDOT 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, Program AG31ARPA, Encumbrance/Contract No. TRN-2023-00021914, 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.

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SECTION 4. 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.