

December 13, 2023

**WHEREAS**, the Texas Transportation Commission passed Minute Order Nos. 116292 and 116073, authorizing the State to undertake and complete a highway improvement or other transportation project generally described as reconstruction and widening of roadway with bicycle and pedestrian improvements, 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 plans, specifications, and estimates for the reconstruction of the Cadiz Street railroad bridge and widening of a 3-lane divided roadway to a 4-lane roadway with bicycle and pedestrian improvements on Cadiz Street from West of Hotel Street to Botham Jean Boulevard in the City of Dallas (“Project”); and

**WHEREAS**, the total estimated project cost is \$5,234,135.00 which includes \$4,950,000.00 in Federal reimbursement, \$50,000.00 in Direct State Costs, \$234,135.00 in Indirect State Costs, and the City of Dallas’ portion covered by the use of 1,000,000 regional Transportation Development Credits (“TDCs”) in lieu of a local cash match; and

**WHEREAS**, TDCs are non-cash credits approved by the Federal Highway Administration that allow for the use of federal funding without the requirement of a cash match; and

**WHEREAS**, the City is the lead agency to administer the environmental assessment and engineering of the project pursuant to the terms of the AFA; and

**WHEREAS**, the City is 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.

**Now, Therefore,**

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

December 13, 2023

**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 0918-47-469, Assistance Listing No. 20.205) in the amount of \$5,000,000.00 as federal share in the total project cost of \$5,234,135.00 (includes \$4,950,000.00 in Federal reimbursement, \$50,000.00 in Direct State Cost, \$234,135.00 in Indirect State Cost, and the City of Dallas' portion covered by the use of 1,000,000 regional Transportation Development Credits in lieu of a local cash match) for cost related to the preparation of plans, specifications, and estimates for the reconstruction of the Cadiz Street railroad bridge and widening of a 3-lane divided roadway to a 4-lane roadway with bicycle and pedestrian improvements on Cadiz Street from West of Hotel Street to Botham Jean Boulevard in the City of Dallas; 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 receive and deposit funds in the amount of \$4,950,000.00 in the Cadiz from Hotel Fund, Fund F747, Department TRN, Unit 677T, Revenue Code 6506.

**SECTION 3.** That the City Manager is hereby authorized to establish appropriations in the amount of \$4,950,000.00 in the Cadiz from Hotel Fund, Fund F747, Department TRN, Unit 677T, Object 4599.

**SECTION 4.** That the Chief Financial Officer is hereby authorized to disburse funds in the amount of \$4,950,000.00 in the Cadiz from Hotel Fund, Fund F747, Department TRN, Unit 677T, Object 4599, Activity INGV, Program TP23677T, Encumbrance/Contract No. TRN-2023-00023145.

**SECTION 5.** That the City Manager is hereby authorized to reimburse the granting agency for any funds paid under the agreement that are not expended in accordance with the requirements of the agreement.

**SECTION 6.** 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.