

December 13, 2023

WHEREAS, the Texas Department of Transportation (TxDOT) has plans to construct paving and drainage improvements in Interstate Highway (IH) IH-30, from IH-35 to IH-45; and

WHEREAS, Dallas Water Utilities (DWU) has existing water and wastewater mains within the area of the IH-30 improvements from IH-35 to IH-45 that will require relocation and appurtenance adjustments to facilitate this project; and

WHEREAS, TxDOT has agreed to incorporate the water and wastewater main relocations and appurtenance adjustments into the TxDOT contract to avoid delaying their construction schedule; and

WHEREAS, TxDOT has submitted an acceptable Standard Utility Agreement that incorporates DWU's relocations and appurtenance adjustments into the State's construction plans; and

WHEREAS, under the Standard Utility Agreement with the State of Texas, acting through TxDOT, DWU will provide construction inspection services and approval of any design changes for the water and wastewater main relocations and appurtenance adjustments; and

WHEREAS, TxDOT is responsible for reimbursing DWU for engineering costs and staff costs for construction inspection services and project management; and,

WHEREAS, DWU has requested a utility betterment to upsize an existing water main from 12-inch diameter to 16-inch diameter as part of the TxDOT project; and

WHEREAS, TxDOT has submitted an acceptable Advance Funding Agreement that incorporates DWU's requested utility betterment; and

WHEREAS, under the Advance Funding Agreement with the State of Texas, acting through TxDOT, DWU will provide funding, based on a prorated cost basis, for the cost of the requested utility betterment; and

WHEREAS, the Standard Utility Agreement and the Advanced Funding Agreement will allow the State to proceed with the advertisement, award of the construction contract, and provide contract administration.

Now, Therefore,

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

December 13, 2023

SECTION 1. That the City Manager is hereby authorized to enter into and accept **(1)** a Standard Utility Agreement with the State of Texas, acting through the Texas Department of Transportation, for water and wastewater relocations and appurtenance adjustments in IH-30, from IH-35 to IH-45 and an Advanced Funding Agreement with the State of Texas, acting through the Texas Department of Transportation, for utility betterment costs to upsize an existing water main, in an amount not to exceed \$230,216.22, after approval of the contract documents by the City Attorney.

SECTION 2. That the Chief Financial Officer is hereby authorized to receive and deposit funds in an amount not to exceed \$47,676.75 for all reimbursements TxDOT pertaining to costs incurred under this project in the General Fund, name of fund, Fund 0100, Department DWU, Unit 7120, Revenue Code 9906.

SECTION 3. That the Chief Financial Officer is hereby authorized to pay the amount of \$230,216.22 from the Water Capital Improvement G Fund, Fund 5115, Department DWU, Unit PW42, Object 4550, Program 723497, Encumbrance/Contract No. DWU-2024-00023534, Vendor 020318.

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.