

January 24, 2024

**WHEREAS**, on May 10, 2023, the City Council authorized an Advanced Funding Agreement with the Texas Department of Transportation (TxDOT) to accept Regional Toll Revenue Funds for engineering to reroute the truck traffic and create a context sensitive design/road diet on Martin Luther King Jr. Boulevard from State Highway 352 to Botham Jean Boulevard (Agreement No. CSJ 0918-47-375) in the amount of \$500,000.00 as State participation from the State Highway 121 Subaccount for 100 percent of the project costs (no local participation required) by Resolution No. 23-0620; and

**WHEREAS**, the City of Dallas and TxDOT executed a contract on May 24, 2023, to effectuate their agreement for engineering to reroute the truck traffic and create a context sensitive design/road diet on Martin Luther King Jr. Boulevard from State Highway 352 to Botham Jean Boulevard; and

**WHEREAS**, it has become necessary to amend the agreement to extend the agreement termination date to allow the City of Dallas enough time to fulfill the Advanced Funding Agreement (AFA) requirement; and

**WHEREAS**, in consideration of the premises and of the mutual covenants and agreements of the parties, the parties do agree to amend Article 1, Period of the Agreement, to extend the end of the original contract term from August 31, 2024, to August 31, 2026. The agreement termination date is extended to the maximum term allowable for a non-construction AFA, which is three years; 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:**

**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 0918-47-375) between the City of Dallas and the Texas Department of Transportation for engineering to reroute the truck traffic and create a context sensitive design/road diet on Martin Luther King Jr. Boulevard from State Highway 352 to Botham Jean Boulevard to extend the end of the original contract term up to 24 months, from August 31, 2024, to August 31, 2026, to allow the City of Dallas enough time to fulfill the Advanced Funding Agreement requirement, and all terms, conditions, and documents required by the agreement, approved as to form by the City Attorney.

**SECTION 2.** That this contract is designated as Contract No. TRN-2023-00021791.

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**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.