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WHEREAS, on September 12, 2024, the Regional Transportation Council (RTC) of the North Central Texas Council of Governments approved the allocation of federal funding to construct a segment of the new four-lane roadway identified as Copenhagen Avenue extending from East Belt Line Road to south of the Dallas Area Rapid Transit (DART) right-of-way in the city of Dallas ("Project"); and

WHEREAS, on January 22, 2025, the City Council authorized the Notice of Intent to establish Quiet Zones along DART's Silver Line corridor (formerly known as the Cotton Belt Line) encompassing 11 railroad crossings, which included a crossing at the future Copenhagen Avenue in the Cypress Waters Development by Resolution No. 25-0208; and

WHEREAS, on April 23, 2025, the City Council authorized the Notice of Establishment for Quiet Zones along DART's Silver Line corridor encompassing the 11 railroad crossings by Resolution No. 25-0641; and

WHEREAS, the City of Dallas desires to enter into an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) to accept federal funding through the Surface Transportation Block Grant Program for construction of the Project; and

WHEREAS, the future roadway will cross the DART Silver Line rail line leading into the Cypress Waters Station and will support the establishment of the Quiet Zones in this area; and

WHEREAS, the Texas Transportation Commission passed Minute Order No. 116752 authorizing the State to undertake and complete a highway improvement or other transportation project generally described as the construction of new roadway lanes, which included this Project; and

WHEREAS, the City of Dallas and TxDOT have entered into a Master Agreement which states the general terms and conditions for the development of transportation projects through AFAs; and

WHEREAS, the total estimated project cost is \$1,607,763.00, which includes \$1,176,000.00 in federal reimbursement, \$24,000.00 as federal participation for direct state cost, \$77,763.00 as State participation for indirect state cost, and \$330,000.00 (\$294,000.00 for construction and \$36,000.00 paid to TxDOT prior to construction for direct state cost) as local participation; and

WHEREAS, the City is the lead agency to administer the construction of the Project pursuant to the terms of the AFA; and

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WHEREAS, the City is responsible for any cost overruns that exceed federal and state funding participation as required by terms of the AFA; and

WHEREAS, Billingsley D&D, Inc., a private developer, has agreed to develop the full schematic design and the detailed design plans for the segment of the roadway at the DART Silver Line rail crossing, at its sole expense, and donate the design plans to the City to facilitate construction of the Project; and

WHEREAS, the detailed design is valued at \$1,500,000.00 and covers the segment of Copenhagen Avenue from East Belt Line Road to south of DART's right-of-way, and the full schematic design will cover the roadway from East Belt Line Road to Olympus Boulevard; 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:

SECTION 1. That the City Manager, or the City Manager's designee, is hereby authorized to accept a grant from the U.S. Department of Transportation Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Surface Transportation Block Grant (STBG) Program (Agreement No. CSJ 0918-47-352, Assistance Listing No. 20.205) in the amount of \$1,200,000.00 as federal participation in the total project cost of \$1,607,763.00, which includes \$1,176,000.00 in federal reimbursement, \$24,000.00 as federal participation for direct state cost, \$77,763.00 as state participation for indirect state cost, and \$330,000.00 (\$294,000.00 for construction and \$36,000.00 for direct state cost paid to TxDOT prior to construction) as local participation plus any cost overruns for the construction of a 0 to 4 lane roadway on Copenhagen Avenue from East Belt Line Road to south of Dallas Area Rapid Transit's right-of-way in the city of Dallas; and execute an Advance 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 City Manager is hereby authorized to establish appropriations in the amount of \$1,176,000.00 in the TxDOT STBG Copenhagen Ave: E. Belt Line to S. DART ROW Fund, Fund F797, Department PBW, Unit 683P, Object 4510.

SECTION 3. That the Chief Financial Officer is hereby authorized to receive and deposit funds in the amount of \$1,176,000.00 in the TxDOT STBG Copenhagen Ave: E. Belt Line to S. DART ROW Fund, Fund F797, Department PBW, Unit 683P, Revenue Code 6506.

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SECTION 4. That the Chief Financial Officer is hereby authorized to disburse funds in the amount of \$1,176,000.00 from the TxDOT STBG Copenhagen Ave: E. Belt Line to S. DART ROW Fund, Fund F797, Department PBW, Unit 683P, Object 4510, Program TPF79725.

SECTION 5. That the Chief Financial Officer is hereby authorized to disburse part of the local match as initial payment to TxDOT prior to construction in the amount of \$36,000.00, in accordance with the terms and conditions of the AFA, from the DART Transportation Projects Fund, Fund TN19, Department PBW, Unit W337, Object 4510, Program TP20W337, Encumbrance/Contract No. PBW-2025-00028108, Vendor 020318.

SECTION 6. That the Chief Financial Officer is hereby authorized to disburse the remaining amount of the local match in the amount of \$294,000.00, in accordance with the terms and conditions of the AFA, from the DART Transportation Projects Fund, Fund TN19, Department PBW, Unit W337, Object 4510, Program TP20W337.

SECTION 7. 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 8. That the City Manager shall keep the appropriate City Council Committee informed of all final granting agency monitoring reports not later than 30 days after the receipt of the report.

SECTION 9. 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.