

March 8, 2023

WHEREAS, the City of Dallas recognizes the emerging evolution of transportation infrastructure within the City as well as the importance of providing an integrated transportation system that balances the needs of pedestrians, transit, bicycles and automobiles; and

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

WHEREAS, the City of Dallas desires to enter into an AFA with TxDOT for a U.S. Department of Transportation - Federal Highway Administration Congestion Mitigation and Air Quality Improvement Program Grant for the reconstruction and widening of sidewalks with the installation of pedestrian streetlights and the reconstruction/upgrade of the crosswalks and associated traffic signal infrastructure on West Camp Wisdom Road from U.S. 67 to South Westmoreland Road in Dallas County; and

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

WHEREAS, the total estimated project cost is \$7,854,750.00, which includes \$5,880,000.00 in Federal reimbursement, \$120,000.00 in direct state cost, \$354,750.00 in indirect state cost, and \$1,500,000.00 as the City of Dallas' portion for design, construction, and direct state cost; and

WHEREAS, the City of Dallas will pay TxDOT an amount of \$30,000.00 for direct state cost prior to construction; and

WHEREAS, the City of Dallas will be responsible for 100 percent of project cost overruns that exceed the Federal funding maximum obligated amount; 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

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

WHEREAS, on September 22, 2021, City Council authorized the final reading and adoption of the appropriation ordinance for the FY 2021-22 City of Dallas Operating, Capital, and Grant & Trust Budgets, which included the ARPA funds from the U.S. Department of Treasury for the Coronavirus Local Fiscal Recovery Funds by Resolution No. 21-1590; and

March 8, 2023

WHEREAS, on September 28, 2022, 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; 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 United States Department of Transportation - Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Congestion Mitigation and Air Quality Improvement Program (Agreement No. CSJ 0918-47-368, CFDA No. 20.205) as Federal share in the total project cost of \$7,854,750.00, which includes \$6,000,000.00 as Federal participation, \$354,750.00 as State participation for indirect state cost, and \$1,500,000.00 (\$1,470,000.00 for design and construction and \$30,000.00 for direct state cost paid to TxDOT prior to construction) as local participation for cost related to the reconstruction and widening of sidewalks with the installation of pedestrian streetlights and the reconstruction/upgrade of the crosswalks and associated traffic signal infrastructure on West Camp Wisdom Road from US 67 to South Westmoreland Road in Dallas County, which may be terminated under the conditions as stated in the Master Agreement; provide actual cost overruns from the General Fund; and execute an Advanced Funding Agreement (AFA) 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 \$5,880,000.00 in the West Camp Wisdom Road Improvements Fund, Fund F735, Department TRN, Unit 335C, Object 4820.

SECTION 3. That the Chief Financial Officer is hereby authorized to receive and deposit funds in the amount of \$5,880,000.00 in the West Camp Wisdom Road Improvements Fund, Fund F735, Department TRN, Unit 335C, Revenue Code 6506.

SECTION 4. That in order to reimburse and finance the authorized disbursements described herein, the City intends to issue one or more commercial paper notes as part of its General Obligation Commercial Paper Notes Series 2017A, and Series 2017B, and use the proceeds thereof to reimburse the disbursements described herein.

March 8, 2023

SECTION 5. That the Chief Financial Officer is hereby authorized to disburse funds in the amount of \$5,880,000.00 from the West Camp Wisdom Road Improvements Fund, Fund F735, Department TRN, Unit 335C, Object 4820.

SECTION 6. That the Chief Financial Officer is hereby authorized to disburse part of the local match as initial payment prior to construction in the amount of \$30,000.00 in accordance with the terms and conditions of the AFA from the Coronavirus State and Local Fiscal Recovery Fund, Fund FC18, Department TRN, Unit AG31, Object 4820, to TxDOT, Vendor 020318.

SECTION 7. That the Chief Financial Officer is hereby authorized to disburse the remaining amount of the local match in the amount of \$1,470,000.00 in accordance with the terms and conditions of the AFA, as follows:

Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit W908, Object 4820	\$1,400,000.00
Coronavirus State and Local Fiscal Recovery Fund Fund FC18, Department TRN, Unit AG31, Object 4820	<u>\$ 70,000.00</u>
Total amount of	\$1,470,000.00

SECTION 8. 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 9. That this contract is designated as Contract No. TRN-2023-00021387.

SECTION 10. 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.