

January 11, 2023

WHEREAS, the State of Texas received Regional Toll Revenue (RTR) funds from the North Texas Tollway Authority as surplus revenue from the State Highway (SH) 121 toll project; and

WHEREAS, pursuant to the Transportation Code, 228.006, the State of Texas shall authorize the use of surplus revenue from a toll project for transportation projects, highway projects, or air quality projects within the Texas Department of Transportation (TxDOT) district in which any part of the toll project is located; and

WHEREAS, the Regional Transportation Council (RTC), which is the transportation policy body of the North Central Texas Council of Governments (NCTCOG) and the federally designated metropolitan planning organization (MPO) for the Dallas-Fort Worth Metropolitan Area, was designated by the Texas Transportation Commission on October 26, 2006, to select and oversee projects to be financed using RTR funds; and

WHEREAS, in October 2021, the City of Dallas responded to NCTCOG's Call for Projects requesting RTR funds from the SH 121 Subaccount for the Incident Management Freeway Blocking Equipment within the NCTCOG Metropolitan Planning Area project to purchase three scorpion/truck combo crash attenuators to improve roadway safety in the City of Dallas; and

WHEREAS, the RTC selected the project to be funded from the SH 121 Subaccount with concurrence from the Texas Transportation Commission requiring the City of Dallas to provide a 20 percent local match in the amount of \$75,000.00 for local government participation; and

WHEREAS, the City of Dallas desires to enter into an Advanced Funding Agreement with TxDOT to accept RTR funds from the SH 121 Subaccount for the Incident Management Freeway Blocking Equipment within the NCTCOG Metropolitan Planning Area project to purchase three scorpion/truck combo crash attenuators to improve roadway safety in the City of Dallas.

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 accept Regional Toll Revenue funds from the State of Texas, acting by and through the Texas Department of Transportation (TxDOT), for the Incident Management Freeway Blocking Equipment within the NCTCOG Metropolitan Planning Area project (Agreement No. CSJ 0918-47-207) under the Incident Management and Safety Pilot Program in the amount of \$300,000.00 as state contribution to the total project cost of \$375,000.00 (State contribution from State Highway 121 Subaccount of \$300,000.00 and City of Dallas local match of \$75,000.00 totaling \$375,000.00) for three

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SECTION 1. (continued)

scorpion/truck combo crash attenuators to improve roadway safety in the City of Dallas; and execute the 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 \$300,000.00 in the FY23-NCTOG Incident Management Frwy Blocking Equipment Fund, Fund S392, Department DFD, Unit 330C, Revenue Code 6516.

SECTION 3. That the City Manager is hereby authorized to establish appropriations in the amount of \$300,000.00 in the FY23-NCTOG Incident Management Frwy Blocking Equipment Fund, Fund S392, Department DFD, Unit 330C, Object 4730.

SECTION 4. That the Chief Financial Officer is hereby authorized to disburse funds in the amount of \$375,000.00 as follows: \$300,000.00 from the FY23-NCTOG Incident Management Frwy Blocking Equipment Fund, Fund S392, Department DFD, Unit 330C, Object 4730, and \$75,000.00, a local match from the General Fund; Fund 0001, Department DFD, Unit MA01, Object 4730.

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 contract is designated as Contract No. TRN-2023-00020958.

SECTION 7. 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.