

April 14, 2021

WHEREAS, on May 10, 2018, the North Central Texas Council of Governments' Regional Transportation Council approved funding for pedestrian improvements including traffic signals, sidewalks, crosswalks, lighting, and intersection improvements at various locations within the boundaries of U.S. (US) Route-75 to the west, Greenville Avenue to the east, Lovers Lane to the north, and Mockingbird Lane to the south in the City of Dallas; and

WHEREAS, funding for the project was set at 80% for federal Congestion Mitigation and Air Quality (CMAQ) funds and 20% from local match funds for engineering, right-of-way acquisition, utility relocations, and construction; and

WHEREAS, the City of Dallas and the 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 is the lead agency to administer the engineering, right-of-way acquisition, utility relocation and construction of the project pursuant to the terms of an AFA with the State of Texas acting through TxDOT; and

WHEREAS, the 2017 City of Dallas Bond Program appropriated \$1,100,000.00 for the required local match for the engineering, right-of-way acquisition, utility relocations, and construction of this project; and

WHEREAS, the City of Dallas is responsible for project cost overruns in excess of Federal and State funding participation as is required by terms of an AFA; 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 is hereby authorized to accept a grant from the United States Department of Transportation Federal Highway Administration through TxDOT for the CMAQ Improvement Program (Agreement No. CSJ 0918-47-281 and ROWCSJ 0918-47-302, CFDA No. 20.205) in the amount of \$3,453,238.00 as federal share in the total project cost of \$4,599,748.00 (includes Federal and State participation of \$3,718,820.00) for costs related to the preparation of preliminary engineering (design schematic, environmental documents/public involvement), plans, specifications and estimates, right-of-way acquisition, utility relocations, and construction of pedestrian improvements including traffic signals, sidewalks, crosswalks, lighting, and

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SECTION 1. (continued)

intersection improvements at various locations within the boundaries of US-75 to the west, Greenville Avenue to the east, Lovers Lane to the north, and Mockingbird Lane to the south in the City of Dallas; provide a local match in the amount of \$880,928.00 from 2017 General Obligation Bond Funds; execute an Advance Funding Agreement, approved as to form by the City Attorney, with TxDOT in a total approximate amount of \$4,599,748.00, and all terms, conditions, and documents required by the AFA; and issue warrant check payments to TxDOT in the amount of \$17,618.00 for the City's share of TxDOT engineering review, right-of-way review and construction oversight costs.

SECTION 2. That the City Manager is hereby authorized to establish appropriations in the amount of \$3,453,238.00 in the Mockingbird/US-75 Project Grant Fund, Fund F671, Department TRN, Unit 179C, Object 4599.

SECTION 3. That the Chief Financial Officer is hereby authorized to receive and deposit funds in the amount of \$3,453,238.00 into the Mockingbird/US-75 Project Grant Fund, Fund F671, Department TRN, Unit 179C, Revenue Code 6506.

SECTION 4. That the Chief Financial Officer is hereby authorized to disburse local funds in the amount of \$880,928.00 in accordance with the terms and conditions of the agreement from Street and Transportation (A) Fund, Fund 1V22, Department TRN, Unit V144, Activity INGV, Object 4510, Program PB17V144, Encumbrance/Contract No. TRN-2021-00015930, Vendor 020318.

SECTION 5. That the City Manager is hereby authorized to reimburse the granting agency any expenditures identified as ineligible and notify the appropriate City Council Committee of expenditures identified as ineligible not later than 30 days after the reimbursement.

SECTION 6. 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 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.