

February 14, 2024

WHEREAS, the City of Dallas desires to enter into an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for a U.S. Department of Transportation - Federal Highway Administration 2021 Highway Safety Improvement Program Project to construct traffic signal improvements at the following intersections: Gaston Avenue at Haskell Avenue (CSJ No. 0918-47-348), Peavy Road at Oates Drive (CSJ No. 0918-47-351), Lake June Road at Pleasant Drive (CSJ No. 0918-47-349), and McKinney Avenue at Routh Street (CSJ No. 0918-47-424); and

WHEREAS, TxDOT will be responsible for all construction activities of the project and the U.S. Department of Transportation will provide the State with 100 percent Federal participation for all construction activities, in the estimated amount of \$1,649,419.00; and

WHEREAS, TxDOT will be responsible for the indirect state costs in an estimated amount of \$87,793.47; and

WHEREAS, the Federal/State portion of the project is \$1,737,212.47, and the City of Dallas' local match is \$360,723.64 (\$154,056.96 for direct state costs paid to TxDOT and an estimated \$206,666.68 for design), for a total estimated project amount of \$2,097,936.11; and

WHEREAS, the City of Dallas will pay TxDOT an amount of \$154,056.96 for the four off-system locations direct state costs; and

WHEREAS, the City of Dallas will be responsible for any change orders or bid overruns; 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, the 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, the 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 American Rescue Plan Act funds from the U.S. Department of Treasury for the Coronavirus State and Local Fiscal Recovery Fund by Resolution No. 21-1590; and

WHEREAS, on September 28, 2022, the 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

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WHEREAS, on May 24, 2023, the City Council authorized a professional design services contract with HDR Engineering, Inc. for traffic signal design services for the following six intersections: Gaston Avenue and Haskell Avenue; Oates Drive and Peavy Road; Lake June Road and Pleasant Drive; Ledbetter Drive and Veterans Drive; Buckner Boulevard and Hume Drive; McKinney Avenue and Routh Street; and other related tasks, in an amount not to exceed \$290,868.75 by Resolution No. 23-0703.

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 an Advance Funding Agreement with the Texas Department of Transportation (TxDOT), approved as to form by the City Attorney, or the City Attorney's authorized designee, for a U.S. Department of Transportation - Federal Highway Administration 2021 Highway Safety Improvement Program grant (Agreement No. CSJ 0918-47-348, etc., Assistance Listing No. 20.205) in the amount of \$1,649,419.00 as Federal participation, \$360,723.64 (\$154,056.96 for direct state costs paid to TxDOT and an estimated \$206,666.68 for design) as local participation, and \$87,793.47 as State participation for indirect state costs to construct traffic signal improvements at the following intersections: Gaston Avenue at Haskell Avenue (CSJ No. 0918-47-348), Peavy Road at Oates Drive (CSJ No. 0918-47-351), Lake June Road at Pleasant Drive (CSJ No. 0918-47-349), and McKinney Avenue at Routh Street (CSJ No. 0918-47-424), which may be terminated under the conditions as stated in the Master Agreement; and provide actual cost overruns from the General Fund. This AFA may be terminated by the State if the project is inactive for 36 consecutive months or longer and no expenditures have been charged against federal funds.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds to TxDOT in the amount of \$154,056.96 in accordance with the terms and conditions of the agreement from the Coronavirus State and Local Fiscal Recovery Fund, Fund FC18, Department TRN, Unit AG31, Object 4820, Encumbrance/Contract No. TRN-2024-00023926, Vendor 020318.

SECTION 3. That the Chief Financial Officer is hereby authorized to reclassify the disbursement to a Prepaid Expense, Balance Sheet Account 032B, if required by Generally Accepted Accounting Principles.

SECTION 4. 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.

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SECTION 5. 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.