

# Mayor and Council Communication

**DATE:** 11/29/22

**M&C FILE NUMBER:** M&C 22-1004

**LOG NAME:** 20TXDOT SIGNAL MAINT FY 23

## **SUBJECT**

(ALL) Accept Funds Received from the Texas Department of Transportation in the Amount of \$369,235.32 for Fiscal Year 2023, in Accordance with the Texas Department of Transportation Signal Maintenance Agreement for the Routine Operation and Maintenance of State-Owned Traffic Signals and for the Non-Routine Repair of State-Owned Traffic Signals and Adopt Attached Appropriation Ordinance

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## **RECOMMENDATION:**

It is recommended that the City Council:

1. Accept funds from the Texas Department of Transportation, in the amount of \$369,235.32, in accordance with the Texas Department of Transportation Signal Maintenance Agreement (City Secretary Contract No. 44231) for routine operation and maintenance of state-owned traffic signals; and
  2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Intergovernmental Contribution Fund in the amount of \$369,235.32, from future revenues, for purpose of funding the routine operation and maintenance of state-owned traffic signals within the Texas Department of Transportation Signal Maintenance project (City Project No. 104488).
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## **DISCUSSION:**

The purpose of this Mayor and Council Communication (M&C) is to appropriate funds and increase receipts for continued maintenance of the Texas Department of Transportation (TXDOT) signals for Fiscal Year 2023 in the amount of \$369,235.32 in accordance with the agreement between TXDOT and the City of Fort Worth.

History: In 1987, the Texas Transportation Commission revised the State's policy that permitted the TXDOT district offices to establish a method to reimburse cities with a population of over 50,000 for the installation, operation and maintenance of state-owned traffic signals.

On August 3, 1993, the City Council approved M&C C-13942 authorizing execution of an agreement between TXDOT and the City of Fort Worth (City Secretary Contract No. 19811) for TXDOT to pay a portion of the operation and maintenance costs of state-owned traffic signals within the Fort Worth City limits. Since then, twelve supplemental agreements have been executed to reflect additional traffic signal locations (City Secretary Contract No. 37068).

On November 6, 2012, the City Council approved M&C C-25951 authorizing execution of a new agreement consolidating the previous supplemental agreements into one (City Secretary Contract No. 44231). On February 26, 2013, the first supplemental to the agreement (City Secretary Contract No. 44231-S1) was executed to add six traffic signal locations and to revise the annual reimbursement amount to \$208,392.00.

On September 18, 2018, the City Council approved M&C G-19368 adopting an appropriation ordinance for funds received from TXDOT in the amount of \$561,417.00 for Fiscal Years 2017, 2018 and 2019.

On May 16, 2019, City Secretary Contract No. 42231 S2 increased the annual compensation amount to \$369,235.32 and added additional locations to the contract.

On August 13, 2019, the City Council approved M&C 19-0027 adopting an appropriation ordinance for funds received from the TXDOT in the amount of \$585,541.35 for fiscal years 2019 and 2020.

On January 12, 2021, the City Council approved M&C 21-0032 adopting an appropriation ordinance in the amount of \$369,235.32 for fiscal year 2021.

On January 11, 2022, the City Council approved M&C 22-0023 adopting an appropriation ordinance in the amount of \$369,235.32 for fiscal year 2022.

The agreement with TXDOT also allows for the City of Fort Worth to seek reimbursement for non-routine repairs made to damage state-owned traffic signals that result from crashes or acts of God. The amount reimbursed annually for non-routine repairs varies but is typically less than \$50,000.00.

For Fiscal Year 2023, there is no request for additional appropriations for non-routine repairs.

The Transportation and Public Works Department is responsible for the billing and collection of these funds.

A Form 1295 is not required because: This contract will be with a governmental entity, state agency or public institution of higher education: TxDOT

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be deposited into the Intergovernmental Contribution Fund as appropriated for the FY23 TxDOT TS Maintenance project. The Transportation and Public Works Department (and Financial Management Services) is responsible for the collection and deposit of funds due to the City. Prior to any expense being incurred, the Transportation and Public Works Department also has the responsibility to validate the availability of funds

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