

# A Resolution

NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING EXECUTION OF AN ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$2,617,402.00, WITH FEDERAL PARTICIPATION IN THE AMOUNT OF \$1,570,248.00, STATE PARTICIPATION IN THE AMOUNT OF \$111,133.00 AND LOCAL PARTICIPATION IN THE APPROXIMATE AMOUNT OF \$936,021.00, FOR ENGINEERING, ENVIRONMENTAL SERVICES AND CONSTRUCTION OF AV CATO ELEMENTARY SRTS PROJECT**

**WHEREAS**, federal law establishes federally funded programs for transportation improvements to implement its public purposes, and

**WHEREAS**, the Texas Transportation Code, Section 201.103 establishes that the State shall design, construct and operate a system of highways in cooperation with local governments, and Section 222.052 authorizes the Texas Transportation Commission to accept contributions from political subdivisions for development and construction of public roads and the state highway system within the political subdivision, and

**WHEREAS**, federal and state laws require local governments to meet certain contract standards relating to the management and administration of State and federal funds, and

**WHEREAS**, the Texas Transportation Commission has codified 43 TAC, Rules 15.50-15.56 that describe federal, state, and local responsibilities for cost participation in highway improvement and other transportation projects, and

**WHEREAS**, the rules and procedures for the Transportation Set-Aside Program (TASA) are established in 23 USC §133(h), and 43 Texas Administrative Code, Part 1, Chapter 11, Subchapter G, §§11.400 – 11.418, and

**WHEREAS**, City of Fort Worth prepared and submitted to the State or Metropolitan Planning Organization (MPO) a project seeking TASA funding for AV Cato Elementary SRTS to include new sidewalk and ADA ramps within a ¼-mile radius of AV Cato Elementary School; and

**WHEREAS**, the Texas Transportation Commission passed Minute Order Number 116292 awarding funding for TASA projects to the North Central Texas Council of Governments for distribution to local governments; and

**WHEREAS**, the City of Fort Worth and Texas Department of Transportation have negotiated terms of an Advance Funding Agreement in the amount of \$2,617,402.00, with federal participation in the amount of \$1,570,248.00, state participation in the amount of \$111,133.00 and local participation in

the approximate amount of \$936,021.00, for engineering, environmental services and construction of A V Cato Elementary SRTS project improvements.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, THAT:**

The City Manager or their designee is hereby authorized to execute an Advance Funding Agreement with the Texas Department of Transportation (CSJ: 0902-90-294) in the amount of \$2,617,402.00, with federal participation in the amount of \$1,570,248.00, state participation in the amount of \$111,133.00 and local participation in the approximate amount of \$936,021.00, for engineering, environmental services and construction of AV Cato Elementary SRTS project improvements. All cost overruns will be the responsibility of the City of Fort Worth.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

ATTEST:

By: \_\_\_\_\_

Janette Goodall, City Secretary