

# Mayor and Council Communication

**DATE:** 10/17/23

**M&C FILE NUMBER:** M&C 23-0874

**LOG NAME:** 2023 A M PATE SRTS AFA

**SUBJECT**

(CD 11) Adopt Resolution Authorizing Execution of an Advance Funding Agreement with the Texas Department of Transportation in the Amount of \$1,896,476.00, of Which \$771,944.00 is City Participation for the A M Pate Elementary Safe Routes to School Project, Adopt Appropriation Ordinances and Amend the Fiscal Years 2024-2028 Capital Improvement Program (2022 Bond Program)

**RECOMMENDATION:**

It is recommended that the City Council:

1. Adopt the attached resolution authorizing execution of an Advance Funding Agreement (CSJ#0902-90-293) with the Texas Department of Transportation in the amount of \$1,896,476.00, of which \$771,944.00 is City participation for the A M Pate Elementary Safe Routes to School project (City Project No. 104798);
2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Grants Cap Project Federal Fund, subject to receipt of the Grant, in the amount of \$1,304,885.00, of which \$1,043,908.00 is Federal funding and \$260,977.00 is City funding, transferred from the 2022 Bond Program Fund, for the A M Pate Elementary Safe Routes to School project (City Project No. 104798);
3. Adopt the attached appropriation ordinance adjusting appropriations in the 2022 Bond Program Fund by increasing estimated appropriations in the A M Pate Elementary Safe Routes to School project (City Project No. 104798) in the amount of \$771,944.00 and decreasing appropriations in the Neighborhood/School Safety programmable project (City Project No. PB0007) by the same amount; and
4. Amend the Fiscal Years 2024-2028 Capital Improvement Program.

**DISCUSSION:**

The purpose of this Mayor and Council Communication (M&C) is to adopt a resolution authorizing execution of an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TXDOT) in the amount of \$1,896,476.00 of which \$771,944.00 is City participation for the A M Pate Elementary Safe Routes to School project (City Project No. 104798).

The scope of this project includes pedestrian facilities improvements including sidewalks and American with Disabilities (ADA) ramps in a 0.25 mile radius along A M Pate Elementary School to provide a safe walking route to school.

The project will be locally let in late 2025. City will be responsible for securing the Federal funding required for construction of this project. City funds have been appropriated to this project for design, right-of-way, utilities and project management purposes. The City bears the responsibility to pay for cost overruns.

The table below summarizes the AFA funding amounts:

	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>Total</b>
34027 - 2022 Bond Program Fund			\$510,967.00	\$510,967.00
31001 - Grant Cap Project Federal Fund	\$1,043,908.00		\$260,977.00	\$1,304,885.00
Unappropriated State Costs		\$80,624.00		\$80,624.00
<b>Total</b>	<b>\$1,043,908.00</b>	<b>\$80,624.00</b>	<b>\$771,944.00</b>	<b>\$1,896,476.00</b>

The following table summarizes the total Federal and City funding for the project:

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Fund	Existing Funding	Additional Funding	Transfer to Grants for Match	Project Total
34027 - 2022 Bond Program Fund	\$520,000.00	\$251,944.00	(\$260,977.00)	\$510,967.00
31001 - Grant Cap Project Federal Fund	\$0.00	\$1,043,908.00	\$260,977.00	\$1,304,885.00
<b>Project Total</b>	<b>\$520,000.00</b>	<b>\$1,295,852.00</b>	<b>\$0.00</b>	<b>\$1,815,852.00</b>

Funding is budgeted in the 2022 Bond Program Fund for the purpose of funding the A M Pate SRTS project.

This project is included in the 2022 Bond Program. The City's Extendable Commercial Paper (ECP) (M&C 22-0607; Ordinance 25675-08-2022) provides liquidity to support the appropriation. Available resources will be used to actually make any interim progress payments until debt is issued. Once debt associated with a project is sold, debt proceeds will reimburse the interim financing source in accordance with the statement expressing official Intent to Reimburse that was adopted as part of the ordinance canvassing the bond election (Ordinance 25515-05-2022).

Funding for this project was not included in the Fiscal Years 2024-2028 Capital Improvement Program (CIP) because the project and funding sources were unknown at the time of its development. This action in this M&C will amend the Fiscal Years 2024-2028 Capital Improvement Program as approved in connection with Ordinance 26453-09-2023.

Approval of a recommendation 3 would adjust appropriations between a programmable project and convert the A M Pate Elementary Safe Routes to School Project (City Project No. 104798) into a static capital project. This action is needed as future funding for A M Pate Elementary Safe Routes to School Project (City Project No. 104798) is anticipated from other sources and the scope of this project differs from that of current programmable project.

This project is located in COUNCIL DISTRICT 11.

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

**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the above recommendations and adoption of the attached appropriation ordinances, funds will be available in the current capital budget, as appropriated, in the Grants Capital Projects Federal Fund and the 2022 Bond Program Fund. The Transportation and Public Works Department (and Financial Management Services) will be responsible for the collection and deposit of funds due to the City. Prior to any expenditure being incurred, the Transportation & Public Works Department has the responsibility to validate the availability of funds. This is a reimbursement grant.

**Submitted for City Manager's Office by:** William Johnson 5806

**Originating Business Unit Head:** Lauren Prieur 6035

**Additional Information Contact:** Monty Hall 8662