

RESOLUTION NO. 4496

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF KELLER, TEXAS, APPROVING AN ADVANCE FUNDING AGREEMENT (AFA) WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT), FOR THE GREEN RIBBON PROGRAM OFF-SET, RELATING TO THE OLD TOWN KELLER LANDSCAPE IMPROVEMENT PROJECT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY OF KELLER, TEXAS.

WHEREAS, the City Council of the City of Keller, Texas has deemed it necessary and in the best interest of the citizens of the City of Keller and the region to move forward with the TxDOT Green Ribbon Program Off-Set; and

WHEREAS, an Advance Funding Agreement between the Local Government and the State is being adopted, and it establishes the general terms and conditions for projects developed through the Green Ribbon Program Off-Set; and

WHEREAS, said project will enhance the landscaping on US 377 from Pecan Street to Taylor Street; and

WHEREAS, the Local Project Advance Funding Agreement outlines each party's responsibilities in said project, including costs; and

WHEREAS, the total project estimated cost is \$330,724.00 with the federal project share being \$204,000.00, the state project share being \$86,724, and the local government share for engineering and environmental being estimated at \$40,000.00. Any cost overruns are 100% the responsibility of the local government; and

WHEREAS, funds for this project are available in the Street System Capital Improvement Project (CIP) budget with funding provided by the General Fund; and

WHEREAS, the City of Keller is willing to share the cost of the Green Ribbon Program Off-Set, in accordance with the Advance Funding Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS:

Section 1: THAT the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, the City Council of the City of Keller, Texas hereby approves entering an Advance Funding Agreement (AFA) with the Texas

Department of Transportation (TxDOT), for the Green Ribbon Program Off-Set, relating to the design and construction of the US 377 Landscape Improvements from Pecan Street to Taylor Street; and further authorizes the City Manager to execute said agreement on behalf of the City of Keller, Texas.

Section 3: THAT, the total project estimated cost is \$330,724.00 with the federal project share being \$204,000.00, the state project share being \$86,724.00, and the local government share for engineering and environmental being estimated at \$40,000.00. Any cost overruns are 100% the responsibility of the local government.

AND IT IS SO RESOLVED.

Passed by a vote of 5 to 0 on this the 22nd day of March, 2022.

CITY OF KELLER, TEXAS

Armin R. Mizani, Mayor

Attest:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney