

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF KELLER, TEXAS, APPROVING A LANDSCAPE MAINTENANCE AGREEMENT (LMA) WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT), FOR THE GREEN RIBBON PROGRAM OFF-SET, RELATING TO THE FM 1709 MEDIAN LANDSCAPE 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, a Landscape Maintenance Agreement between the Local Government and the State is being adopted, and it establishes the general terms and conditions for maintenance of projects developed through the Green Ribbon Program Off-Set; and

WHEREAS, said project will enhance the landscaping on FM1709 from College Avenue to Meadowlands Boulevard; and

WHEREAS, the Landscape Maintenance Agreement outlines each party's responsibilities in said project as determined by the Municipal Maintenance Agreement (MMA) between the City of Keller and TxDOT effective February 8, 1968, including the City's responsibility to maintain existing and proposed landscaping; and

WHEREAS, the Local Government will be 100% responsible for any landscape maintenance of trees, shrubs, turf, planting, irrigation systems, and other aesthetic elements for areas within the limits of the Green Ribbon Program Off-Set on FM1709 between College Avenue and Meadowlands Boulevard, and

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 a Landscape Maintenance Agreement (LMA) with the Texas Department of Transportation (TxDOT), for the Green Ribbon Program Off-Set, relating to the maintenance of the FM1709 Landscape Improvements from College Avenue to Meadowlands Boulevard; and

further authorizes the City Manager to execute said agreement on behalf of the City of Keller, Texas.

Section 3: That, the City of Keller shall be 100% responsible for any landscape maintenance within the limits of the Green Ribbon Program Off-Set on FM1709 between College Avenue and Meadowlands Boulevard.

AND IT IS SO RESOLVED.

Passed by a vote of _ to _ on this the 16th day of January, 2024.

CITY OF KELLER, TEXAS

Armin R. Mizani, Mayor

Attest:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney