

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, APPROVING A SUPPLEMENT TO THE PUBLIC HIGHWAY AT-GRADE CROSSING AGREEMENT WITH UNION PACIFIC RAILROAD COMPANY FOR THE KELLER HICKS ROAD IMPROVEMENTS PROJECT, FOR THE PUBLIC WORKS DEPARTMENT, IN THE AMOUNT OF \$104,000.00; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL CONTRACT DOCUMENTS RELATING THERETO ON BEHALF OF THE CITY OF KELLER, TEXAS.

WHEREAS, In May of 2023, the City entered into an agreement with the railroad based on estimated construction costs. The construction of the railroad crossing is complete and Union Pacific Railroad has calculated to total actual cost of construction. The actual construction costs are \$104,000 above the estimates provided in the original agreement

WHEREAS, The agreement stipulates that the City is responsible for overages incurred during construction; and

WHEREAS, funds for this type of work were allocated as part of the Street System Capital Improvements Project Fund.

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 the Supplement to the Public Highway At-Grade Crossing Agreement for the Keller Hicks Road Improvements Project with Union Pacific Railroad Company for the Public Works Department, in the amount of \$104,000.00; and further authorizes the City Manager to execute all contract documents relating thereto on behalf of the City of Keller, Texas.

Section 3: THAT, the cost of said project shall be paid from the Street System Capital Improvements Project Fund, with funding provided by the General Fund in the amount of \$104,000.00, budgeted therefor.

Section 4: THAT, this resolution shall be effective upon its adoption.

AND IT IS SO RESOLVED.

Passed by a vote of ___ to ___ on this the 5th day of May, 2026.

CITY OF KELLER, TEXAS

BY: _____
Armin R. Mizani, Mayor

Attest:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney