

WHEREAS, Chapter 311 of the Transportation Code gives the City exclusive dominion, control, and jurisdiction over and under the public streets within its corporate limits and authorizes the City to enter agreements with the State to fix responsibilities for maintenance, control, supervision, and regulation of State highways within and through its corporate limits; and,

WHEREAS, Section 221.002 of the Transportation Code authorizes the State, at its discretion to enter into agreements with cities to fix responsibilities for maintenance, supervision, and regulation of state highways within those cities; and,

WHEREAS, on December 13, 2006, Resolution No. 06-3472 authorized a Municipal Maintenance Agreement with the Texas Department of Transportation (TxDOT) to define duties of each agency related to all aspects for roadway maintenance on state highways within the city limits; and,

WHEREAS, the City and TxDOT desire the landscape improvements within the right-of-way of US 75 from Spur 366 (Woodall Rodgers Freeway) to IH 635 that is owned and currently maintained by TxDOT; and,

WHEREAS, it is now necessary to authorize a Landscape Maintenance Agreement with the Texas Department of Transportation for the City to provide supplemental mowing in the parkways and maintain median landscape improvements along US 75 from Spur 366 (Woodall Rodgers Freeway) to IH 635 within TxDOT's right-of-way; and,

WHEREAS, the Street Services Department will contract median maintenance and mowing, and their annual operating budget will need to be supplemented by an estimated \$30,000 beginning in FY 2010-2011 increasing to an estimated \$130,000 beginning in FY 2011-2012.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the City Manager is hereby authorized to execute a Landscape Maintenance Agreement with the Texas Department of Transportation for the City to provide supplemental mowing in the parkways and maintain median landscape improvements along US 75 from Spur 366 (Woodall Rodgers Freeway) to IH 635 within TxDOT's right-of-way after it has been approved as to form by the City Attorney.

Section 2. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas and it is accordingly so resolved.

Distribution: Public Works and Transportation, Tami Wilson, OCMC, Room 101
 Public Works and Transportation, Dawna Brown, 1500 Marilla, L1BS
 City Controller's Office, Sherrian Parham, 1500 Marilla, 4BN
 City Attorney

APPROVED BY
CITY COUNCIL

SEP 22 2010


City Secretary