

December 11, 2019

WHEREAS, the Regional Transportation Council (RTC) is the regional transportation policy board of the North Central Texas Council of Governments (NCTCOG), and is a regional forum for cooperative decisions on transportation; and

WHEREAS, pursuant to Chapter 228 of the Texas Transportation Code, the State of Texas provided surplus revenue from a State Highway 121 Toll Project to RTC for its Sustainable Development Program; and

WHEREAS, the RTC approved \$41 million for the 2009-2010 Sustainable Development Program Call for Projects; and

WHEREAS, the City of Dallas issued Requests for Proposals to private developers and other organizations to solicit projects to submit to the RTC's Sustainable Development Call for Projects; and

WHEREAS, the City of Dallas submitted sixteen infrastructure projects, including the Zang Triangle Infrastructure Project, and seven planning projects to the RTC's Sustainable Development Call for Projects; and

WHEREAS, on June 3, 2010, the RTC approved \$13,779,712.00 in Regional Toll Revenue (RTR) or local funds for nine infrastructure and three planning projects in the City of Dallas; and

WHEREAS, the RTC awarded funding included \$1,750,000.00 in RTR funds for the Zang Triangle Sustainable Development Infrastructure Project; and

WHEREAS, on August 25, 2010, City Council authorized support for projects selected within the City of Dallas for the RTC Sustainable Development Program, one which specifically included the Zang Triangle Sustainable Development Infrastructure Project, and authorized the City Manager to negotiate agreements with NCTCOG and private sector partners by Resolution No. 10-2152; and

WHEREAS, on June 27, 2012, City Council authorized an Interlocal Agreement with NCTCOG and the State of Texas to obtain funding for the costs of the design and construction of the Zang Triangle Sustainable Development Infrastructure Project, in an amount not to exceed \$1,750,000.00, by Resolution No. 12-1624; and

WHEREAS, the Zang Triangle Sustainable Development Infrastructure Project scope is known locally as the Colorado Boulevard/Beckley Avenue Area Sidewalk Enhancement Project; and

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WHEREAS, on June 12, 2013, City Council authorized a professional services contract with Lina T. Ramey & Associates, Inc. to provide engineering design of sidewalk enhancements for the Colorado Boulevard/Beckley Avenue area, in an amount not to exceed \$209,789.40, by Resolution No. 13-0965; and

WHEREAS, on January 14, 2014, Administrative Action No. 14-5319 authorized Supplemental Agreement No. 1 to the professional services contract with Lina T. Ramey & Associates, Inc. to provide additional engineering services for the Colorado Boulevard/Beckley Avenue Area Sidewalk Enhancement Project, in an amount not to exceed \$8,200.00, from \$209,789.40 to \$217,989.40; and

WHEREAS, on October 24, 2014, Administrative Action No. 14-7166 authorized Supplemental Agreement No. 2 to the professional services contract with Lina T. Ramey & Associates, Inc. to provide additional engineering services for the Colorado Boulevard/Beckley Avenue Area Sidewalk Enhancement Project, in an amount not to exceed \$31,861.00, from \$217,989.40 to \$249,850.40; and

WHEREAS, on October 19, 2016, Administrative Action No. 16-6831 authorized Supplemental Agreement No. 3 to the professional services contract with Lina T. Ramey & Associates, Inc. to provide additional engineering services for the Colorado Boulevard/Beckley Avenue Area Sidewalk Enhancement Project, in an amount not to exceed \$11,441.98, from \$249,850.40 to \$261,292.38; and

WHEREAS, on February 10, 2017, seven bids were received for the construction of the Colorado Boulevard/Beckley Avenue Area Sidewalk Enhancement Project; and

WHEREAS, on April 26, 2017, City Council authorized a construction services contract with Texas Standard Construction, Ltd. for the construction of the Colorado Boulevard/Beckley Avenue Area Sidewalk Enhancement Project, in an amount not to exceed \$2,006,959.57, by Resolution No. 17-0691; and

WHEREAS, on November 8, 2017, City Council authorized the First Amendment to the Funding Agreement with NCTCOG and the State of Texas for the Zang Triangle Sustainable Development Infrastructure Project to revise the project limits, change the reimbursement schedule to solely cover the construction phase, and extend the project completion deadline; and an Amendment to Resolution No. 12-1624, previously approved on June 27, 2012, to correct the funding source to receive and deposit funds from the Texas Department of Transportation for the Zang Triangle Sustainable Development Infrastructure Project by Resolution No. 17-1749.

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WHEREAS, it is now necessary to authorize the Second Amendment to the Funding Agreement with NCTCOG and the State of Texas for the Zang Triangle Sustainable Development Infrastructure Project to extend the project completion deadline to December 31, 2019.

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 the Second Amendment to the Funding Agreement with the North Central Texas Council of Governments and the State of Texas, approved as to form by the City Attorney, for the Zang Triangle Sustainable Development Infrastructure Project to extend the project completion deadline to December 31, 2019.

SECTION 2. That the City Manager is hereby authorized to reimburse to the Texas Department of Transportation any expenditure identified as ineligible. The City Manager shall notify the appropriate City Council Committee of expenditures identified as ineligible not later than 30 days after the reimbursement.

SECTION 3. That the City Manager shall keep the appropriate City Council Committee informed of all final granting agency monitoring reports not later than 30 days after the receipt of the report.

SECTION 4. That this contract is designated as Contract No. PBW-2017-00003855.

SECTION 5. 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.

