

CITY OF SEGUIN

RESOLUTION NO. _____

STATE OF TEXAS

A RESOLUTION OF THE CITY COUNCIL OF SEGUIN TEXAS APPROVING AN ADVANCED FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE CITY'S CONSTRUCTION AND MAINTENANCE OF DRAINAGE IMPROVEMENTS IN THE HIGHWAY 90A RIGHT OF WAY IN CONJUNCTION WITH CONSTRUCTION OF THE RIVER- SAN MARCOS-HEIDEKE STREET PHASE II PROJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the River-San Marcos-Heideke Phase II Project (the "Project") includes installing a culvert and storm sewer that crosses Court Street running from Heideke Street at Court along the south side of Court Street to the creek tributary; and

WHEREAS, due to the problems encountered in Phase 1 of the RMSH project, the City requested that it be allowed to open cut Court Street; and

WHEREAS, the Texas Department of Transportation ("TxDOT") requires that the City enter into an Advance Funding Agreement before doing work in TxDOT right-of-way; and

WHEREAS, the Advanced Funding Agreement provides that the City bear the responsibility for maintenance of the Project drainage structures and that the City take precautions to not disrupt the integrity of the roadway and return it to its pre-existing condition after performing an open cut; and

WHEREAS, staff recommends that Council approve the Advance Funding Agreement with TxDOT.

NOW THEREFORE BE IT RESOLVED by the City Council of Seguin, Texas:

PART ONE. The Advanced Funding Agreement between the City and the Texas Department of Transportation is hereby approved.

SECTION TWO. The City Manager, Douglas G. Faseler, is authorized to execute the Agreement.

SECTION THREE. This Resolution is effective on and after the date of its approval.

PASSED AND APPROVED THIS 2nd DAY OF MAY 2017.

DON KEIL
MAYOR

ATTEST:

Naomi Manski
City Secretary