

## **RESOLUTION**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON SUPPORTING ENTERING INTO THE FIRST AMENDMENT TO THE ADVANCE FUNDING AGREEMENT FOR LOCAL GOVERNMENT MAINTENANCE OF RAILROAD PAVEMENT MARKINGS AND SIGNS (OFF-SYSTEM), BY AND BETWEEN THE CITY AND THE STATE OF TEXAS, ACTING BY AND THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION; AND PROVING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Burleson is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, the City is authorized to enter into contracts with the State of Texas, including advance funding agreements with the Texas Department of Transportation (TxDOT); and

**WHEREAS**, the City and TxDOT executed an Advance Funding Agreement on May 13, 2025, for Local Government Maintenance of Railroad Crossing Approaches (Off-System) to maintain the installed improvements in the standards of the City of Burleson.; and

**WHEREAS**, TxDOT has initiated a project with the Railroad and will seek funding for the project to bring the highway-grade crossings into compliance with Federal, State and industry regulatory standards; and

**WHEREAS**, at the completion of the project, City of Burleson, shall receive from TxDOT at no cost, the installed improvements that were installed on locally owned roadways and facilities as a part of the project, as locally owned facilities; and

**WHEREAS**, after accepting the roadway signage and pavement markings as locally owned facilities, City of Burleson agrees to maintain the installed roadway signage and pavement markings to the standards of the City of Burleson and in compliance with the TMUTCD; and

**WHEREAS**, City of Burleson, authorizes the First Amendment to the Advance Funding Agreement, executed on May 13, 2025, for Local Government Maintenance of Railroad Crossing Approaches (Off-System) with Texas Department of Transportation for the City of Burleson to maintain the installed improvements in the standards of the City of Burleson. The authorized representative of the City of Burleson is authorized to execute all documents necessary to complete this transaction;

**NOW, THEREFORE, BE IT RESOLVED THAT WE, THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, THAT:**

### **Section 1.**

The City Council supports entering into the First Amendment to the Advance Funding Agreement, executed May 13, 2025, for the maintenance of railroad crossing signs and pavement markings installed within the City of Burleson and as shown in Attachment 1.

**Section 2.**

The City Council hereby designates the City Manager, Tommy Ludwig, as the City's authorized official with the authority to execute the First Amendment to the Advance Funding Agreement, executed May 13, 2025, on behalf of the City should the City Council approve such an amendment. The City Council hereby directs that the City Manager submit a copy of this resolution to the Texas Department of Transportation.

**Section 3.**

The findings, determinations, and recitations set out in the preambles of this resolution are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

**Section 4.**

This resolution shall be effective immediately upon final passage.

PASSED, APPROVED, AND DULY RESOLVED by the City Council of the City of Burleson, Texas, on the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Chris Fletcher, Mayor  
City of Burleson, Texas

ATTEST:

APPROVED AS TO FORM & LEGALITY:

\_\_\_\_\_  
Amanda Campos, City Secretary

\_\_\_\_\_  
E. Allen Taylor, Jr., City Attorney

Attachments:  
Attachment 1

TxDOT:				Federal Highway Administration:	
CCSJ #	0902-50-147	AFA ID	Z00011615	CFDA No.	20.205
AFA CSJs	0902-50-147			CFDA Title	Highway Planning and Construction
District #	02	Code Chart 64#	06600		
Project Name	REPLACING SIGNS, STRIPING AND MARKINGS AT ALL RAILROAD CROSSINGS IN JOHNSON COUNTY			AFA Not Used For Research & Development	

THE STATE OF TEXAS                    §                    **Attachment 1**

THE COUNTY OF TRAVIS            §

**ADVANCE FUNDING AGREEMENT  
For  
LOCAL GOVERNMENT MAINTENANCE OF RAILROAD  
PAVEMENT MARKINGS AND SIGNS  
Off-System**

**AMENDMENT #1**

**THIS AMENDMENT** is made by and between the State of Texas, acting through the **Texas Department of Transportation**, called the “State”, and the **City of Burleson**, acting by and through its duly authorized officials, called the “Local Government”. The State and Local Government shall be collectively referred to as “the parties” hereinafter.

**WITNESSETH**

**WHEREAS**, the parties executed a contract on **05/13/2025** to effectuate their agreement to **replace signs, striping, and markings at all railroad crossings**; and,

**WHEREAS**, it has become necessary to amend that contract in order to **add an additional railroad crossing that was omitted from the previous Advance Funding Agreement**;

**NOW THEREFORE**, in consideration of the premises and of the mutual covenants and agreements of the parties, the parties do agree as follows:

**AGREEMENT**

1. The parties agree that the Agreement is amended as follows:

In accordance with the original Advance Funding Agreement, the contract will terminate effective when signed by the last party of whose signing makes this Amendment fully executed.

2. Attachment A, Location Map Showing Project, is deleted in its entirety and replaced with Attachment **A-1**, Location Map Showing Project, which is attached to and made part of this Amendment. **Add additional railroad crossing due to being omitted on the previous Advance Funding Agreement.**
3. Attachment B, Scope of Work, is deleted in its entirety and replaced with Attachment **B-1**, Scope of Work, which is attached to and made part of this Amendment. **Add additional railroad crossing due to being omitted on the previous Advance Funding Agreement.**

<b>TxDOT:</b>				<b>Federal Highway Administration:</b>	
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All other provisions of the original contract are unchanged and remain in full force and effect.

### **Signatory Warranty**

Each signatory warrants that the signatory has necessary authority to execute this agreement on behalf of the entity represented.

Each party is signing this Agreement on the date stated under that party's signature.

#### **THE STATE OF TEXAS**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Typed or Printed Title

\_\_\_\_\_  
Date

#### **THE LOCAL GOVERNMENT**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Typed or Printed Title

\_\_\_\_\_  
Date

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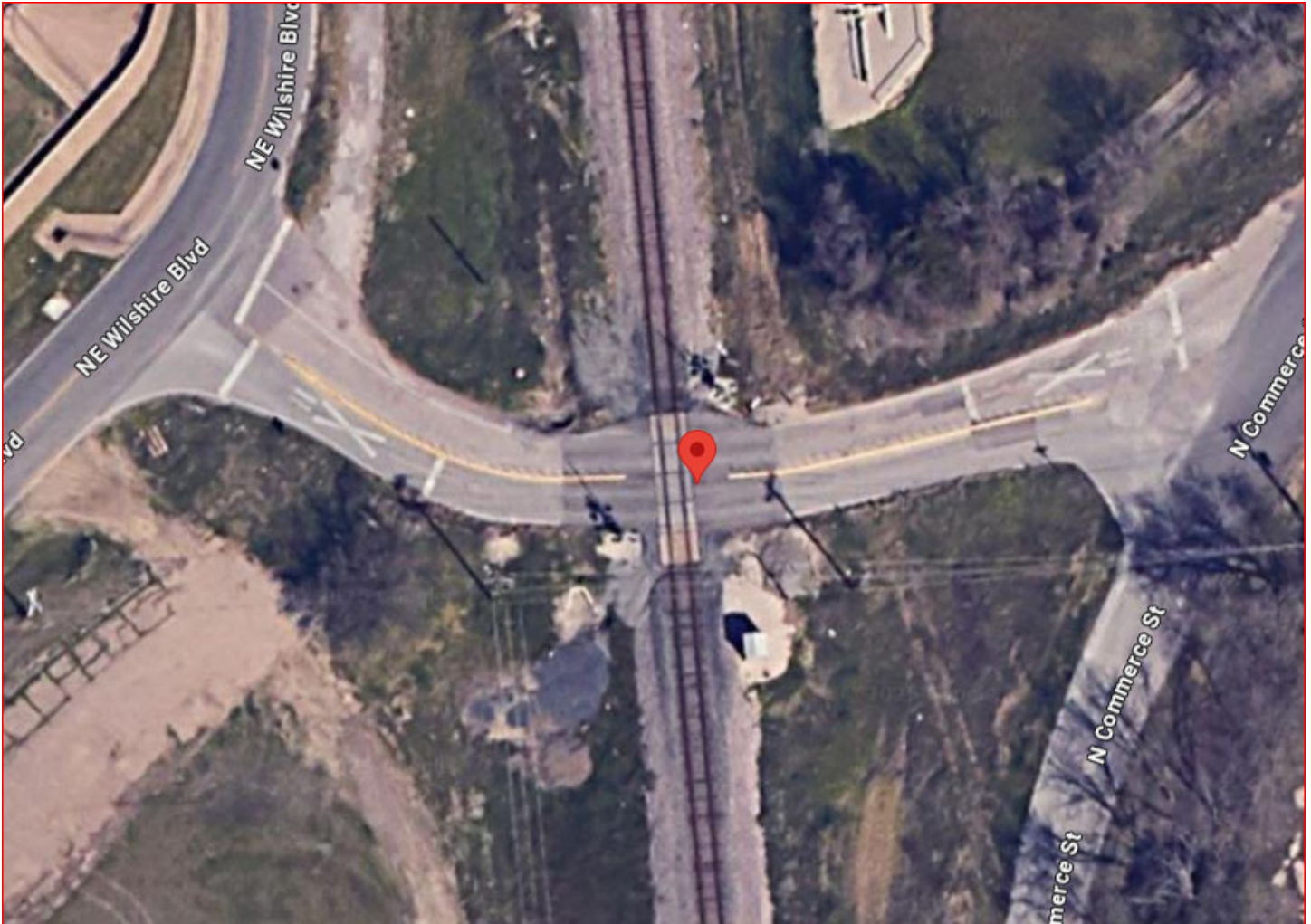
**ATTACHMENT A-1  
PROJECT LOCATION MAP**

DOT 020664T



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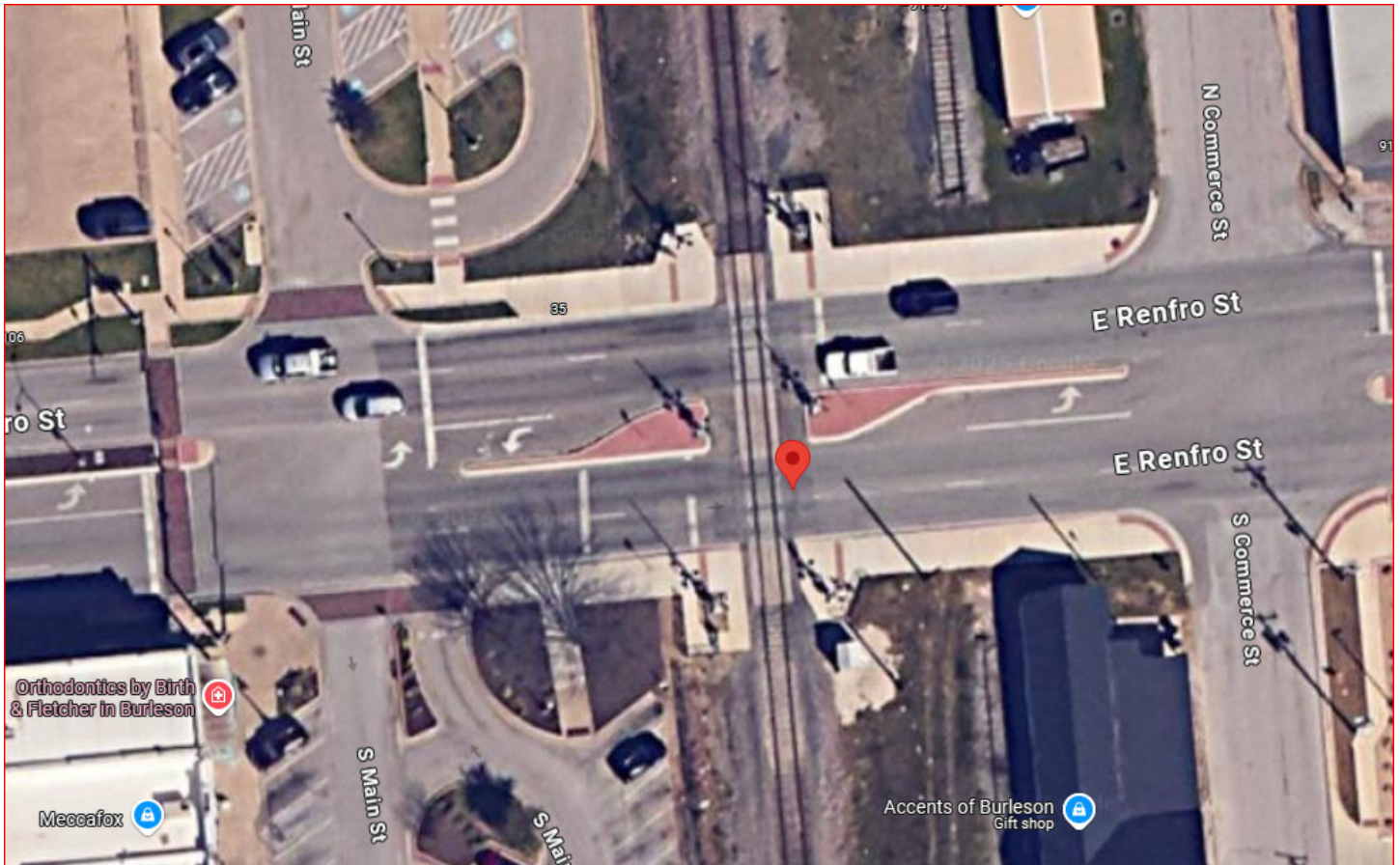
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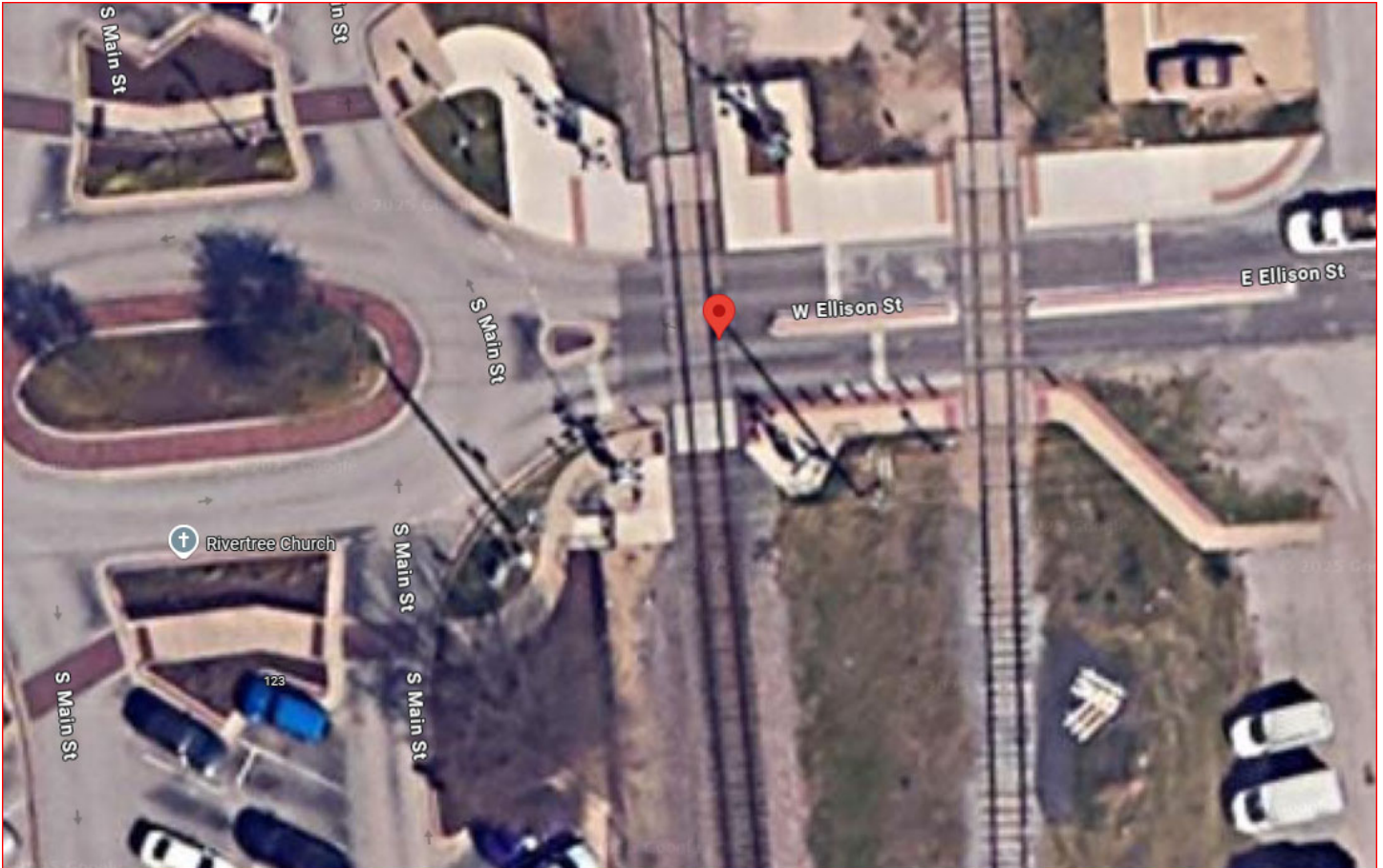
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DOT 415972T



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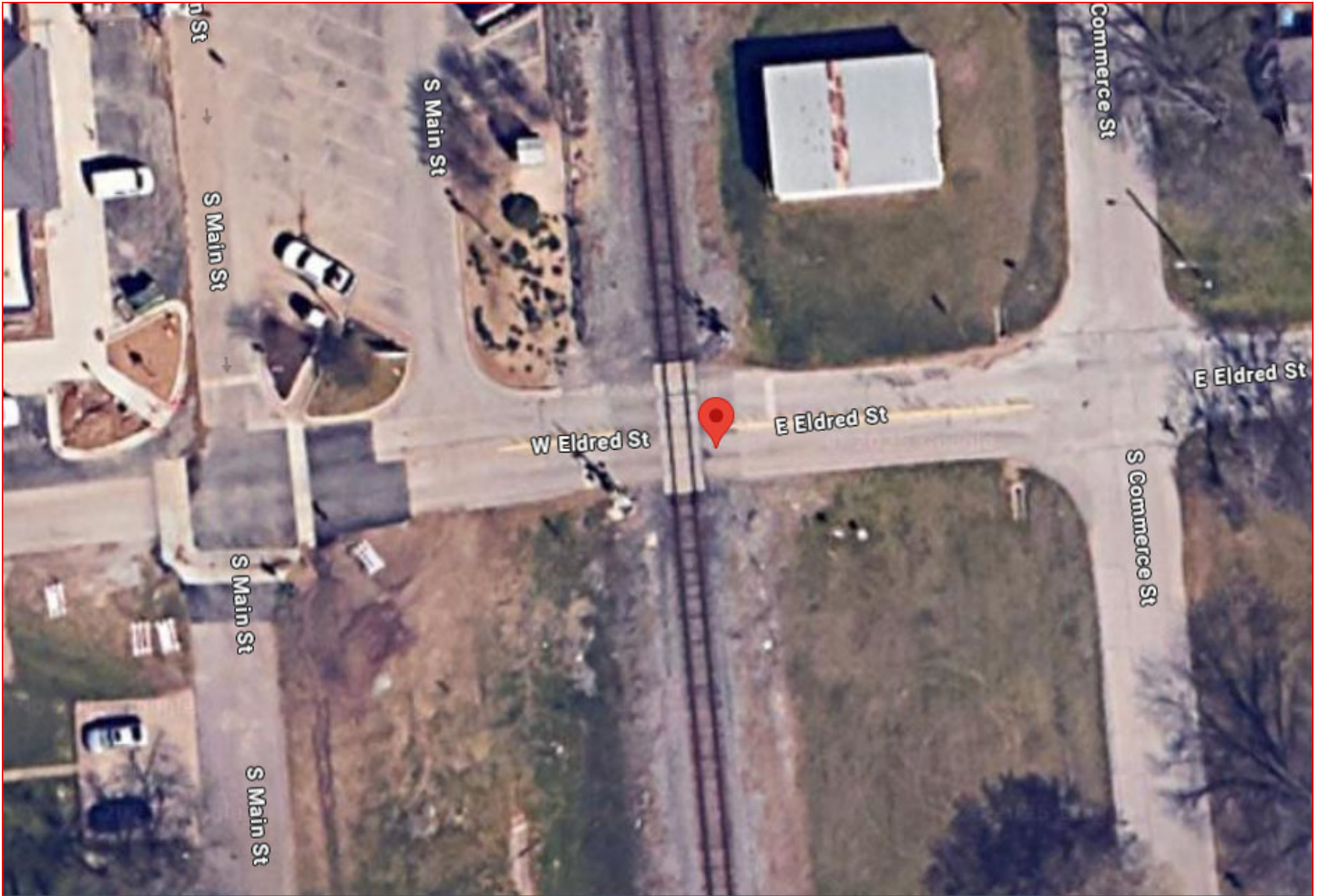
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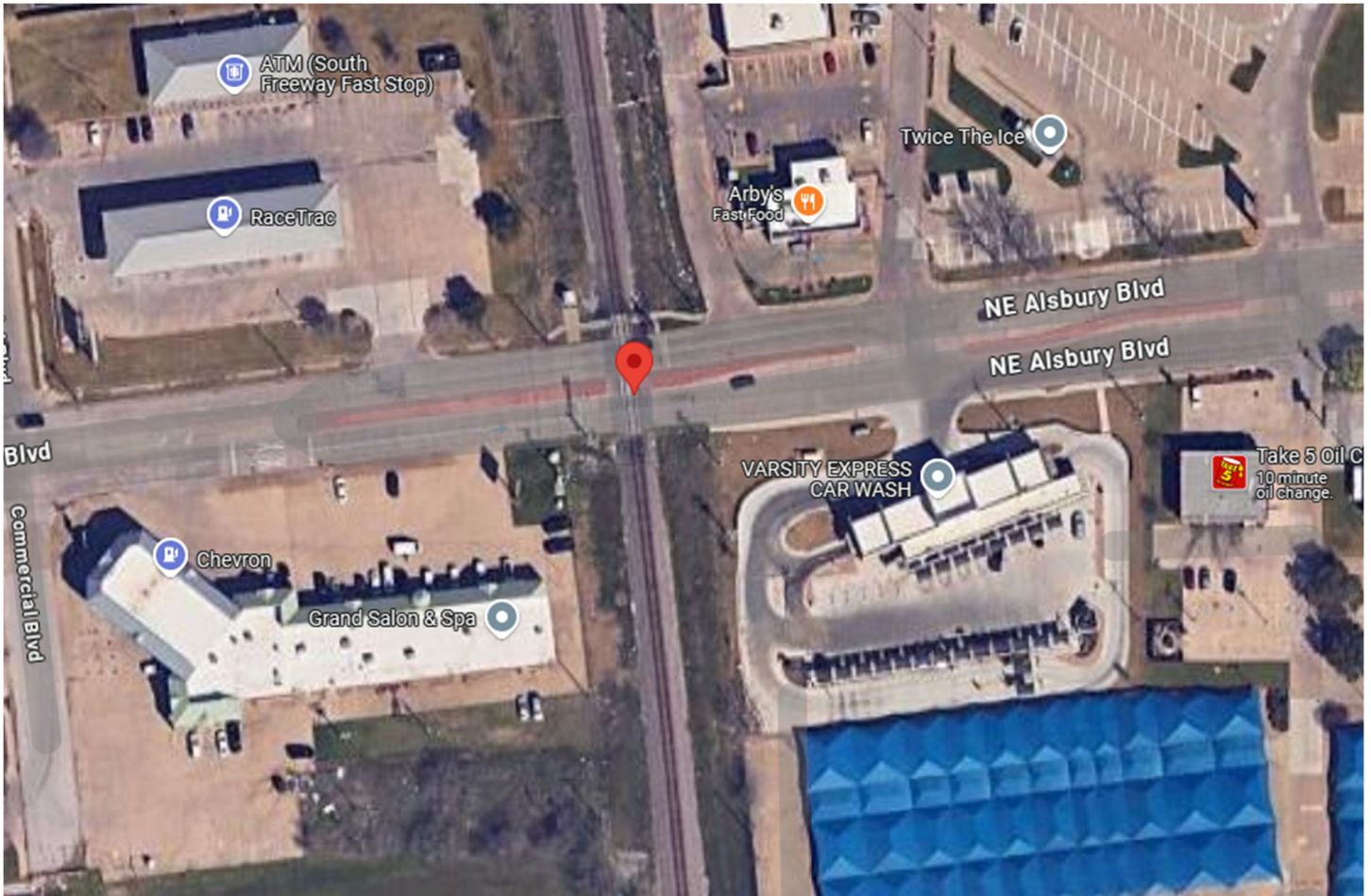
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DOT 415974G



TxDOT:				Federal Highway Administration:	
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AFA CSJs	0902-50-147			CFDA Title	Highway Planning and Construction
District #	02	Code Chart 64#	06600		
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DOT 414400N



<b>TxDOT:</b>				<b>Federal Highway Administration:</b>	
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## ATTACHMENT B-1 SCOPE OF WORK

Project Signing & Striping Contract - CSJ 0902-50-147  
Various Locations (see table below)  
City of Burleson, Texas

### SCOPE OF WORK

- The State or its Contractor to furnish, install and/or replace the appropriate pavement markings on roadway approaches to highway rail-grade crossings in accordance with the Texas Manual on Uniform Traffic Control Devices (TMUTCD) and the attached standard sheets.
- The State or its Contractor to furnish, install and/or replace the appropriate signs on roadway approaches to highway rail-grade crossings and/or parallel roadways within 100 feet of the highway rail-grade crossing, as required, in accordance with the TMUTCD and the Standard Highway Signs Design Manual (SHSD).
- The State to provide traffic control in accordance with the guidelines in the TMUTCD and the attached standard sheets for the installation of signage and/or pavement markings.
- The City to maintain pavement markings and advance warning signs under their jurisdiction in accordance with the TMUTCD and as shown on the attached standard sheets.

### Location List:

DOT	Railroad	Crossing Street		DOT	Railroad	Crossing Street
020664T	BNSF	SW Alsbury Boulevard		415970E	UPRR	Commerce Street
415972T	UPRR	West Renfro Street		415973A	UPRR	East Ellison Street
415974G	UPRR	East Eldred Street		414400N	UPRR	Northeast Alsbury Boulevard