

RESOLUTION NO. R-030926-4

A RESOLUTION BY THE CITY OF PORT LAVACA, TEXAS AUTHORIZING EXECUTION OF AN ADVANCE FUNDING AGREEMENT (AFA) WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR A HIGHWAY SAFETY IMPROVEMENT PROGRAM OFF-SYSTEM PROJECT.

WHEREAS, the Texas Transportation Code, Section 201.103 established that the State shall design, construct and operate a system of highways in cooperation with local governments, and Section 222.052 authorized the Texas Transportation Commission to accept contributions from political subdivisions for development and construction of public roads and the state highway system within the political subdivision; and

WHEREAS, federal and state laws require local governments to meet certain contract standards relating to the management and administration of State and federal funds; and

WHEREAS, the Texas Transportation Commission has codified 43 TAC, Rules 15.50-15.56 that describe federal, state, and local responsibilities for cost participation in highway improvement and other transportation projects; and

WHEREAS, the Texas Transportation Commission passed Minute Order Number 116752 authorizing the State to undertake and complete a highway improvement or other transportation project generally described as Installing sidewalks, curb ramps and pedestrian crossings; and

WHEREAS, the City of Port Lavaca commits to provide the local participation match. The local participation match is comprised of cash or State Transportation Development Credits; and

WHEREAS, the City of Port Lavaca is responsible for all non-reimbursable costs and 100% of overruns, if any; and

WHEREAS, the Governing Body of the City of Port Lavaca desires to reaffirm its support of the Project, approve and authorize the execution of an Advance Funding Agreement (AFA) with TxDOT for the Project.

THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT LAVACA, TEXAS, THAT:

THAT, the Mayor is authorized to enter into an AFA with TxDOT for this Project.

PASSED AND APPROVED this 9th day of March, 2026.

Mayor Jack Whitlow

ATTEST:

City Secretary Mandy Grant