

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, SUPPORTING THE RECONSTRUCTION OF US HIGHWAY 80 IN MESQUITE; AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT TO CONTRIBUTE RIGHT-OF-WAY FUNDS ESTIMATED AT \$651,000.00 WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR HIGHWAY IMPROVEMENTS ON US HIGHWAY 80 FROM IH-30 TO EAST OF BELT LINE ROAD (SUNNYVALE TOWN LIMITS).

WHEREAS, Texas Transportation Code § 201.103 and § 222.052 establish that the State shall design, construct and operate a system of highways in cooperation with local governments; and

WHEREAS, Texas Transportation Code § 201.209 authorizes the State and the City of Mesquite (the “City”) to enter into agreements in accordance with Texas Government Code, Chapter 79; and

WHEREAS, the City desires to enter into a fixed price joint participation agreement pursuant to 43 TAC § 15.52 to contribute to the State funding participation as defined in 43 TAC § 15.55 for the cost of acquiring the right of way (“ROW”) and relocating or adjusting utilities for the proper improvement of US Highway 80; and

WHEREAS, the Texas Department of Transportation (“TxDOT”) has completed the preliminary design and ROW documents and is ready to proceed with ROW acquisition and utilities adjustments for the reconstruction US Highway 80 in Mesquite; and

WHEREAS, the City requests that TxDOT assume responsibility for acquisition of all necessary ROW and adjustment of utilities for this highway project; and

WHEREAS, the City is required to contribute 10 percent of the estimated ROW acquisition costs for property required along US Highway 80, which is estimated to be \$651,000.00; and

WHEREAS, this project will reconstruct the US Highway 80 and IH-635 interchange, improve access throughout the corridor, and reconstruct the interchanges at Gus Thomasson Road / Gross Road and at Galloway Avenue; and

WHEREAS, upon full review and consideration of the Agreement, and all matters related thereto, the City Council is of the opinion and finds that the terms and conditions thereof should be approved, and that the City Manager should be authorized to execute the Agreement on behalf of the City of Mesquite, Texas.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. The City Council hereby supports the reconstruction of US Highway 80 in Mesquite and hereby authorizes the City Manager to execute the Agreement between the City of Mesquite and the State of Texas, acting by and through TxDOT, to contribute right of way

funds which provides funding for certain highway improvements on US Highway 80 on behalf of the City of Mesquite, Texas.

SECTION 2. This resolution shall become effective from and after its passage.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 19th day of October 2020.

Bruce Archer
Mayor

ATTEST:

APPROVED AS TO LEGAL FORM:



Sonja Land
City Secretary

David L. Paschall
City Attorney