

**RESOLUTION NO. R-2025-26**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE, FINALIZE, AND EXECUTE A LOCAL ON-SYSTEM AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION ("TXDOT") FOR THE FM 2493 (OLD JACKSONVILLE HIGHWAY) AND CAPITAL DRIVE TRAFFIC SIGNAL, TOGETHER WITH ANY AND ALL DOCUMENTS NECESSARY OR APPROPRIATE TO EFFECTUATE THE AGREEMENT; COMMITTING THE CITY OF TYLER TO PERFORM OR CAUSE TO BE PERFORMED SAID PROJECT(S) WITH NO REQUIRED MATCH FROM TXDOT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS**, it is the intent of the Tyler City Council to protect the public health, safety, and welfare; and,

**WHEREAS**, Transportation Code, Chapters 201 and 221, authorize the State of Texas (the "State") to lay out, construct, maintain, and operate a system of streets, roads, and highways that comprise the State Highway System and

**WHEREAS**, Government Code, Chapter 791, and Transportation Code, §201.209 and Chapter 221, authorize the State to contract with municipalities and political subdivisions; and,

**WHEREAS**, the City of Tyler has requested that the State allow the City of Tyler to participate in the improvement described as "FM 2493 (Old Jacksonville Highway) and Capital Drive Traffic Signal" (hereinafter referred to as the "Project") by funding said improvement; and,

**WHEREAS**, the City of Tyler and the Texas Department of Transportation ("TxDOT") desire to enter into a Local On-System Agreement to facilitate the implementation of certain transportation improvements within the City and,

**WHEREAS**, the total estimated Project cost is \$443,000.00, and the City of Tyler commits to performing or causing to be performed the Project; and,

**WHEREAS**, the City of Tyler shall transfer permanent steel mast arm poles to the Texas Department of Transportation for future traffic signal upgrades at this Project location associated with the planned widening of FM 2493; and

**WHEREAS**, TxDOT is not responsible for committing funds towards the construction of the Project; and,

**WHEREAS**, the City of Tyler shall be responsible for any cost overruns; and,

**WHEREAS**, the Tyler City Council finds it to be in the best interest of the City to enter into such Local On-System Agreement with TxDOT to promote the health, safety, and welfare of the public and to improve the transportation infrastructure of the City.

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

Section 1. That the findings set out in the preamble to this resolution are hereby in all things approved and adopted.


Section 2. That the City of Tyler shall perform or cause to be performed the Project.

Section 3. That the City Manager or the City Manager's designee and any other official of the City as shall be required are hereby authorized and directed to negotiate, finalize, and execute, as approved by the City Attorney's Office, a Local On-System Agreement by and between the City of Tyler and the State to carry out the Project mentioned in this resolution with no required match from TXDOT, together with any and all documents, instruments, exhibits, certifications, and other materials necessary or appropriate to carry out the Project.

Section 4. That the meeting at which this Resolution was approved was, in all things, conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code Chapter 551.

Section 5. That this Resolution shall become effective immediately upon adoption.

**PASSED AND APPROVED** this 30<sup>th</sup> day of April, 2025.

  
DONALD P. WARREN, MAYOR  
OF THE CITY OF TYLER, TEXAS

ATTEST:

  
CASSANDRA BRAGER, CITY CLERK



APPROVED:

  
DEBORAH G. PULLUM,  
CITY ATTORNEY