

**RESOLUTION NO. R-2021-16**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, RATIFYING THE REVISED APPLICATION OF THE CITY OF LEGACY TRAIL PHASE II PROJECT, FOR THE TEXAS DEPARTMENT OF TRANSPORTATION 2019 TRANSPORTATION ALTERNATIVES SET-ASIDE (TA)/ SAFE ROUTES TO SCHOOL – INFRASTRUCTURE (SRTS) CALL FOR PROJECTS, COMMITTING LOCAL MATCHING FUNDS; AND ESTABLISHING AN EFFECTIVE DATE.**

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

**WHEREAS**, the Texas Department of Transportation issued a call for projects in February 2019 for communities to apply for funding assistance through the Transportation Alternatives Set-Aside (TA) and/or Safe Routes to School-Infrastructure (SRTS) Programs; and

**WHEREAS**, all projects must demonstrate an enhancement to pedestrian safety, access to or between existing community investments in bicycle and pedestrian facilities, public transportation or other mobility options, or propose a direct connection to important community destinations; and

**WHEREAS**, the TA/SRTS program includes on and off-road trail facilities for pedestrian, bicyclists, and other non-motorized forms of transportation; and

**WHEREAS**, the TA/SRTS program revised application includes the construction of a trail head facility located at Stewart Park; and

**WHEREAS**, the TA/SRTS program revised application includes a reduction in trail mileage from four (4) miles to over two (2) miles; and

**WHEREAS**, the Texas Department of Transportation has federal funds available for eligible expenses, in the form of a maximum of 80% federal funding with a minimum of 20% local matching funds, through the Transportation Alternatives Set-Aside (TA) program for the purpose of nonurban cities with a population less than 200,000; and

**WHEREAS**, the TA funds may be used for construction of pedestrian and/or bicycle infrastructure. The TA funds require a local match, comprised of cash, plus in-kind contributions, if any. The City of Tyler would be responsible for all non-reimbursable costs. The City of Tyler would be responsible for 100% of overruns, if any, for TA funds; and

**WHEREAS**, the City of Tyler is committed to the City of Tyler Legacy Trails Phase II Project, which includes a connective and multi-modal trail between the Rose Garden Center and Stewart Park.


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

**PART 1:** The City of Tyler supports funding this project(s) as described in the 2019 TA/SRTS Detailed Revised Application (including the construction budget, the department's 15% administrative cost, and the required local match, if any) and is willing to commit to the project's development, implementation, construction, maintenance, management, and financing. The City

of Tyler is willing and able to enter into an agreement with the department by resolution or ordinance, should the project be selected for funding.

**PART 2:** That this Resolution shall take effect immediately upon its adoption.

**PASSED AND APPROVED** by majority vote of all members of the City of Tyler City Council of the City of Tyler on the 24th day of March, A.D., 2021.

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

ATTEST:

APPROVED:

  
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CASSANDRA BRAGER, CITY CLERK



  
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DEBORAH G. PULLUM,  
CITY ATTORNEY