

**RESOLUTION NO. R-2008-19**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, RATIFYING APPLICATION FOR TEXAS DEPARTMENT OF TRANSPORTATION, TEXAS TRANSPORTATION COMMISSION (TXDOT), GRANT FUNDS IN THE AMOUNT OF \$285,281.00 FOR THE PURPOSE OF PROVIDING PUBLIC TRANSPORTATION FOR THE CITY OF TYLER; AUTHORIZING ACCEPTANCE OF TXDOT GRANT NO. URB 0901 (10), TOTALING \$285,281.00, ALONG WITH ANY GRANT AMENDMENTS TO INCREASE THE GRANT FUNDING LEVELS.**

**WHEREAS**, Transportation code, Chapter 455, authorizes the Texas Department of Transportation (TxDOT) to assist 49 U.S.C. Section 5307 urban providers in procuring aid for the purpose of establishing and maintaining public and mass transportation projects and to administer funds appropriated for public transportation under Transportation Code, Chapter 456; and

**WHEREAS**, the Texas Transportation Commission has approved Minute Order Number 111394; and the Texas Department of Transportation has responded with a Grant offer totaling \$285,281.00; and

**WHEREAS**, on August 20, 2008, the City of Tyler, as a 49 U.S.C. Section 5307 urban provider, submitted to the Texas Department of Transportation a grant application requesting \$285,281.00 in Operating Assistance; and 50% of all eligible operating costs for the purpose of providing Public Transportation for the City of Tyler; and

**WHEREAS**, it is necessary for the City Council to ratify submission of the application for TxDOT funds, as well as acceptance of TxDOT Grant URB 0901 (10) and any grant amendments to increase the grant funding levels; and

**WHEREAS**, it is considered to be in the public interest to obtain and use grant funds for the above public purposes;

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

**PART 1:** That the Application for State Operating Assistance for URB 0901 (10) requesting \$285,281.00 for Operating Assistance Funding and submitted to the Texas Department of Transportation on August 20, 2008, and including all understandings and assurances contained therein, is hereby ratified and approved.

**PART 2:** That the City Manager's filing of the grant application, and all actions taken in connection therewith, is hereby affirmed.

**PART 3:** That the City Council hereby resolves and affirms to the Texas Department of Transportation that the City of Tyler has legal authority to apply for the grant and to finance and carry out the proposed project.

**PART 4:** That the City Council hereby resolves and affirms to the Texas Department of Transportation the City of Tyler's intent to comply with all of the assurances set forth in the grant

agreement and all laws, regulations, and circulars incorporated by reference in the grant agreement.

**PART 5:** That the City Manager is hereby authorized and directed to accept the grant for URB 0901 (10) and any grant agreements to increase the funding levels.

**PART 6:** That the City Manager is hereby authorized and directed to take all actions necessary in order to accept and use the grant to fulfill the purposes described above.

**PART 7:** That the City Manager is hereby authorized and directed to provide such additional information as may be required by the Texas Department of Transportation.

**PART 8:** That this Resolution shall take effect immediately upon its adoption.

**PASSED AND APPROVED** on this the 10<sup>th</sup> day of September, 2008.

*Barbara Bass*

BARBARA BASS, MAYOR OF  
THE CITY OF TYLER, TEXAS

ATTEST:

*Cassandra Brager*  
CASSANDRA BRAGER, CITY CLERK

APPROVED:

*Tony C Landers*  
CITY ATTORNEY

