

RESOLUTION NO. R-2009-31

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, RATIFYING SUBMISSION OF AN APPLICATION FOR FEDERAL AVIATION ADMINISTRATION GRANT FUNDS FOR THE ACQUISITION OF LAND TO IMPROVE THE RUNWAY SAFETY AREAS ON RUNWAY 4/22 AT TYLER POUNDS REGIONAL AIRPORT; AUTHORIZING ACCEPTANCE OF FEDERAL AVIATION ADMINISTRATION GRANT NO. 3-48-0215-29-2009 TOTALING \$790,508.00, ALONG WITH ANY GRANT AMENDMENTS TO INCREASE THE GRANT FUNDING LEVELS; AND AUTHORIZING THE CITY'S MATCH PAYMENT IN AN AMOUNT NOT TO EXCEED \$41,606.00.

WHEREAS, on September 11, 2009, the City of Tyler submitted to the Federal Aviation Administration (FAA) an application requesting \$790,508.00 in Airport Improvement Program (AIP) funding for 95 percent of all eligible costs for the acquisition of land necessary to improve the Runway Safety Areas on Runway 4/22 at Tyler Pounds Regional Airport; and

WHEREAS, the Federal Aviation Administration has stated that a Grant offer totaling \$790,508.00, is available; and

WHEREAS, on October 21, 2009, the Airport Advisory Board recommended that the City Council ratify submission of the application for and accept any FAA funding for the acquisition of land necessary to improve the Runway Safety Areas on Runway 4/22 at Tyler Pounds Regional Airport; and

WHEREAS, it is necessary for the City Council to ratify submission of the application for FAA funds, as well as acceptance of FAA Grant 3-48-0215-29-2009 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 Federal Assistance for AIP Project No. 3-48-0215-29-2009 requesting \$790,508.00 for Airport Improvement Funding submitted to the Federal Aviation Administration on September 11, 2009, 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 ratified and authorized.

PART 3: That the City Council hereby resolves and affirms to the Federal Aviation Administration 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 Federal Aviation Administration 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 AIP Project No. 3-48-0215-29-2009 and any grant amendments to increase the funding levels.

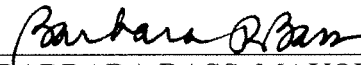
PART 6: That payment of the City of Tyler's match is hereby authorized in an amount not to exceed \$41,606.00.

PART 7: 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 8: That the City Manager is hereby authorized and directed to provide such additional information as may be required by the Federal Aviation Administration.

PART 9: That this Resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED on this the 28th day of October, 2009.



BARBARA BASS, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK



APPROVED:



GARY SANDERS, CITY ATTORNEY