CITY OF IRVING

COUNCIL RESOLUTION NO. RES-2012-359

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WHEREAS, the Texas Department of Transportation (TxDOT) is engaged in project development activities associated with the planned redevelopment of a 8.9-mile section of SH 183 from SH 161 to IH 35E in Dallas County (the "SH 183 Managed Lanes Project"); and

WHEREAS, TxDOT and local stakeholders, including the City of Irving, are currently analyzing options for the financing and delivery of the SH 183 Managed Lanes Project; and

WHEREAS, for proposed TxDOT toll projects in which a private entity has a financial interest in the project's performance, Transportation Code Section 228.013 and TxDOT rules implementing that section require formation of a committee (SB 1420 Committee) comprised of representatives from TxDOT, the local toll project entity for the area in which the project is located, the metropolitan planning organization, and each municipality or county that has either provided revenue or right-of-way as described in the statute and rules, or has submitted to TxDOT an order or resolution adopted by the city council or county commissioners court committing local funds or property to the project; and

WHEREAS, the City of Irving has provided an initial investment of right-of-way in the amount valued at $5,127,000.00 for the SH 183 Managed Lanes Project, and is therefore authorized to participate as a member of the SB 1420 Committee for the project; and

WHEREAS, Section 228.013 and the TxDOT rules implementing that section provide that, for a project described therein, the distribution of financial risk, method of financing, and the tolling structure and methodology must be determined by the SB 1420 Committee for that project; and

WHEREAS, the SB 1420 Committee for the SH 183 Managed Lanes Project will be comprised of representatives from TxDOT, the North Central Texas Council of Governments (NCTCOG), the North Texas Tollway Authority (NTTA), and each city or county that provides funding or right-of-way for the project, or has submitted to TxDOT an order or resolution adopted by the city council or county commissioners court committing local funds or property to the project, including the City of Irving;

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

SECTION I. THAT the City Council hereby appoints Public Works Director Ramiro Lopez as representative to serve on the SB 1420 Committee for the SH 183 Managed Lanes Project.

SECTION II. THAT the City Council appointed representative is authorized to participate in meetings, assist with preparation of reports, vote as a member of the committee, and take such other and further actions as deemed appropriate in connection with the SB 1420 Committee function on behalf of the City of Irving.

SECTION III. THAT the City has provided an initial investment of right-of-way valued in the amount of $5,127,000.00 for the SH 183 Managed Lanes Project.

SECTION IV. THAT this resolution shall take effect from and after its final date of passage, and it is accordingly so ordered.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF IRVING, TEXAS, on November 8, 2012.

BETH VANDUYNE
MAYOR

ATTEST:

Shanae Jennings
Acting City Secretary

APPROVED AS TO FORM:

Charles R. Anderson
City Attorney

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