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ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 20230420-020, AUTHORIZING THE NEGOTIATION AND EXECUTION OF AN ADVANCE FUNDING AGREEMENT BETWEEN THE CITY OF AUSTIN AND THE TEXAS DEPARTMENT OF TRANSPORTATION; AND AMENDING THE FISCAL YEAR 2023-2024 TRANSPORTATION AND PUBLIC WORKS DEPARTMENT OPERATING BUDGET; AND AMENDING ORDINANCE NO. 202208817-004, THE TRANSPORTATION AND PUBLIC WORKS DEPARTMENT CAPITAL BUDGET, () TO TRANSFER AND APPROPRIATE FUNDS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Council authorizes the negotiation and execution of an Advanced Funding Agreement between the City and the Texas Department of Transportation to support the construction of transportation and mobility improvements along the proposed Mogan Trail from Tillery Street to Springdale Road (Project).

PART 2. Council authorizes the acceptance of \$1,000,000 as approved in Division L- Transportation, Housing And Urban Development, And Related Agencies Appropriations Act, 2022 under the Community Project Funding/Congressionally Directed Spending.

PART 3. Council amends the Fiscal Year 2023-2024 Transportation and Public Works Department Operating Budget (Ordinance No. 202208817-004) to accept and appropriate \$1,000,000 in grant funds to support the Project. Funding will be allocated based on 80 percent Federal funding and 20 percent Local Government funding until the Federal funding reaches the maximum obligated amount. The City is responsible for all cost overruns.

PART 4. Council amends the Fiscal Year 2023-2024 Transportation and Public Works Department Capital Budget (Ordinance No. 202208817-004) to transfer in and appropriate \$1,000,000 from the Public Works Operating Budget (Ordinance No. 202208817-004) to support the construction of transportation and mobility improvements along the proposed Mogan Trail from Tillery Street to Springdale Road.

PART 5. The City Manager or its designee is authorized to execute all documents necessary to complete this transaction.

PART 6. This ordinance takes effect on _____, 2023.

PASSED AND APPROVED

_____, 20____ § _____
Kirk Watson
Mayor

APPROVED: _____ **ATTEST:** _____
Anne L. Morgan Myrna Rios
City Attorney City Clerk