

**RESOLUTION NO. 2025-86R**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS APPROVING AMENDMENT #1 TO THE ADVANCE FUNDING AGREEMENT (AFA) WITH THE STATE OF TEXAS, THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT), FOR THE SAN MARCOS SHARED USE PATHWAY PROJECT, TO INCLUDE ADDITIONAL COMMUNITY PROJECT FUNDING (CPF)/CONGRESSIONALLY DIRECTED SPENDING (CDS)/EARMARK) UNDER THE HIGHWAY INFRASTRUCTURE PROGRAMS (HIP), AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO EXECUTE SAID AMENDMENT; AND DECLARING AN EFFECTIVE DATE.**

WHEREAS, on October 26, 2023, via Minute Order 116575, the Texas Transportation Commission authorized the San Marcos Shared Use Pathway project (CSJ: 0016-03-128) (the “Project) to receive Transportation Alternatives Set-Aside (TASA) funds for project construction and Texas Department of Transportation (TxDOT or the State) oversight; and

WHEREAS, the city council of the City of San Marcos approved a resolution on June 4, 2024 authorizing the execution of an AFA with TxDOT for the Project, which was executed on August 5, 2024; and

WHEREAS, additional Community Project Funding (CPF)/Congressionally Directed Spending (CDS)/Earmark) under the Highway Infrastructure Programs (HIP) was awarded to the Project; and

WHEREAS, City of San Marcos will provide the 10% local match required for funds; and

WHEREAS, City of San Marcos is responsible for all non-reimbursable costs and 100% of overruns, if any; and

WHEREAS, the Governing Body of the City of San Marcos desires to reaffirm its support of the Project and approve and authorize the execution of Amendment #1 to the Advance Funding Agreement (AFA) with TxDOT for the Project; NOW, THEREFORE:

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:**

**PART 1.** The attached Amendment #1 to the Advance Funding Agreement (AFA) between the City of San Marcos and the State of Texas through the Texas Department of Transportation for the Project to include additional Community Project Funding (CPF)/Congressionally Directed Spending (CDS)/Earmark) under the Highway Infrastructure Programs (HIP) is hereby approved.

**PART 2.** The City Manager, or her designee, is authorized to execute said Amendment on behalf of the City.

**PART 3.** This resolution shall be in full force and effect immediately from and after its passage.

**ADOPTED** on May 20, 2025.

Jane Hughson  
Mayor

Attest:

Elizabeth Trevino  
City Clerk