

## RESOLUTION

The State of Texas  
County of Fort Bend

WHEREAS, the federal off-system bridge program is administered by the Texas Department of Transportation (the State) to replace or rehabilitate structurally deficient and functionally obsolete (collectively referred to as deficient) bridges located on public roads and streets off the designated state highway system; and

WHEREAS, the Fort Bend County, hereinafter referred to as the Local Government owns bridges located at; and

<b>Location of Bridge</b>	<b>National Bridge Inventory Number (NBI)</b>	<b>Control-Section-Job number (CSJ)</b>	<b>10% Local Government Participation Required</b>
Rycade School Rd (CR 285) at Turkey Creek	12-080-0-AA0715-002	0912-34-221	\$40,051
G Duty Rd (CR 229) at Drainage Ditch	12-080-0-AA0720-003	0912-34-223	\$33,275
Robinowitz Rd (CR 1978) at Robinowitz Ditch	12-080-0-AA0856-001	0912-34-224	\$48,400
Shady Oaks Ln (CR 377) at Coon Creek	12-080-0-AA0729-001	0912-34-225	\$79,255
Pecan Hill Rd (CR 2027) at Brookshire Creek	12-080-0-AA0803-002	0912-34-226	\$60,500
Fort Bend Dr at Valley Lodge Creek	12-080-0-AA0836-001	0912-34-227	\$60,500
Randon School Rd (CR 1984) at Cottonwood Creek	12-080-0-AA0860-020	0912-34-229	\$60,500
<b>TOTAL</b>			<b>\$382,481</b>

WHEREAS, projects to remedy these bridges are included in the currently approved program of projects as authorized by Texas Transportation Commission Minute Order Number 116522 dated August 16, 2023; and

WHEREAS, the usual fund participation ratio for projects on such program is 80 percent federal, 10 percent state and 10 percent Local Government; and

WHEREAS, Texas Administrative Code, Title 43, Section 15.55(d) (43 TAC Section 15.55(d)) provides that under specified conditions the 10 percent Local Government match fund participation requirement may be waived with agreement by the Local Government to perform, or cause to be performed, an equivalent dollar amount of structural improvement work on other deficient bridges or deficient mainlane cross-drainage structures within its jurisdiction or the jurisdiction of a geographically adjacent or

overlapping governmental unit, such a project of structural improvement work being referred to as an “equivalent-match project”; and

WHEREAS, the estimated local match fund participation requirement on the approved federal off-system bridge project(s) is **\$382,481.00 (dollars)**, hereinafter referred to as the “participation-waived” project(s), such participation requirement the Local Government proposes be waived and in return perform or cause to be performed equivalent-match project structural improvement work.

THEREFORE, BE IT RESOLVED that the Local Government perform, or cause to be performed, the following equivalent-match project(s) in return for waiver of the local match fund participation requirement on the approved federal off-system bridge program (participation-waived) project(s) not yet awarded:

<b>LOCATION (and NBI structure identification number, if applicable)</b>	<b>ON SCHOOL BUS ROUTE?</b>	<b>DESCRIPTION OF STRUCTURAL IMPROVEMENT WORK</b>	<b>ESTIMATED COST</b>
Oberrender Rd at Fairchilds Creek, NBI No. 12-080-0-AA0725-001	Yes	Full replacement of bridge and approaches with bridge made of reinforced concrete	\$408,876

BE IT FURTHER RESOLVED that in receiving this waiver the Local Government acknowledges its obligation to conform with all conditions of 43 TAC Section 15.55(d); such conditions that include but are not restricted to the following:

1. Should this waiver request be approved, the Local Government approves the execution of an Advance Funding Agreement with the State for the participation-waived project or amendment to a previous Advance Funding Agreement executed between the State and Local Government. The County Judge is authorized to execute the agreement on behalf of the Local Government.
2. The Local Government must be currently in compliance with load posting and closure regulations as defined in National Bridge Inspection Standards under US Code of Federal Regulations, Title 23, Section 650.303.
3. The equivalent-match project work increases the load capacity of the existing bridge or other mainlane cross-drainage structure, or upgrades the structure to its original load capacity with a minimum upgrade to safely carry school bus loading if located on a school bus route.
4. In performing, or causing to be performed, the equivalent-match project(s), the Local Government assumes all responsibilities for engineering and construction and complying with all applicable state and federal environmental regulations and permitting requirements for the structures being improved.

5. The work on the proposed equivalent-match project(s) has not begun and will not begin until the local match fund participation waiver approval process has been completed.
6. The Local Government will be allowed three years after the contract award of the participation-waived projects to complete the structural improvement work on the equivalent-match project(s).
7. Should this waiver request be approved, an appropriate written agreement or amendment to a previously executed agreement will be executed between the State and Local Government.

(local governing body's approval block)