

TxDOT:				NBI Structure #	030390AA0352001
CSJ #	0903-06-026			Federal Highway Administration:	
District #	03-WFS	AFA ID	Z00003806	CFDA No.	20.205
Code Chart 64 #	50039			CFDA Title	Highway Planning and Construction
Project Name	CR 352 (Moffett Rd) at Draw			<i>AFA Not Used For Research & Development</i>	

ATTACHMENT D RESOLUTION OF LOCAL GOVERNMENT

THE STATE OF TEXAS COUNTY OF CLAY

WHEREAS, Title 23 United States Code Section 144 authorizes federal funds to assist the states in the replacement or rehabilitation of deficient bridges located on public highways, roads, and streets, including those under the jurisdiction of local governments; and

WHEREAS, the Local Government owns a bridge on a public road or street located at CR 352 (Moffett Rd) at Draw with National Bridge Inventory (NBI) Structure Number **03-039-0-AA03-52-003**, State Control Section Job (CSJ) Number **0903-06-026** and this bridge is included in the currently approved off-state system federal-aid Highway Bridge Replacement and Rehabilitation Program (HBRRP) as authorized by Texas Transportation Commission Minute Order Number **116073**, dated **August 30, 2021**; and

WHEREAS, the usual fund participation ratio for projects under 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, 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 is **\$44,060.00** (PWP dollars), hereinafter referred to as the "participation-waived" project, 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 projects in return for waiver of the local match fund participation requirement on the approved federal off-system bridge program (participation-waived) project not yet awarded:

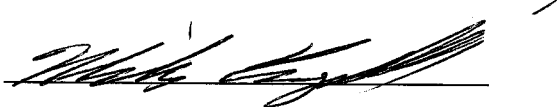
Location (and structure identification number, if applicable)	On School Bus Route? (Yes/No)	Historic Bridge? (Yes/No)	Description of Structural or Safety Improvement Work	Estimated Cost
Longford Rd NBI# 03-039-0-AA03-47-001	Yes	No	Replace Deck	\$13,102.00
Loc 107, 33.89069166, -98.13125555	Yes	No	Replace Deck	\$11,727.00
Loc 108, 33.936977, -98.16359	Yes	No	Replace Culvert	\$13,718.00
Loc 111, 33.951089, -98.062648	Yes	No	Replace Culvert	\$10,052.00

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BE IT FUTHER 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. 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
2. The equivalent-match project work increases the load capacity of the existing bridge or other mainlane cross-drainage structure, or upgrades the structure to it original load capacity with minimum upgrade to safety carry school bus loading if located on a school bus route.
3. In performing, or causing to be performed, the equivalent-match projects, 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.
4. The work on the proposed equivalent-match projects has not begun and will not begin until the local match fund participation waiver approval process has been completed.
5. The Local Government will be allowed three years after the contract award of the participation-waived project to complete the structural improvement work on the equivalent-match projects.
6. 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.

Approved this the 25th day of JULY, 2022.

Approved: 

Mike Campbell
Clay County Judge

Date: 7/25/2022