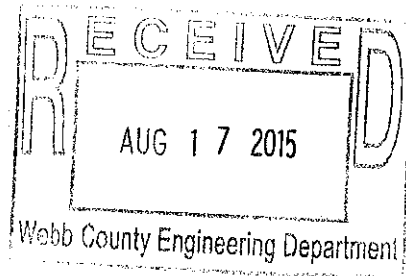




1817 BOB BULLOCK LOOP | LAREDO, TEXAS 78043 | (956) 712-7400 | WWW.TXDOT.GOV

August 13, 2015



Luis Perez-Garcia, P.E.,C.F.M.
Webb County Engineer
Webb County
1620 Santa Ursula Ave # 2
Laredo, TX 78040

Re: Advance Funding Agreement
CSJ 0922-33-157
Bridge at Espada Creek on Mines Road
NBI Structure # 222400AA0179006
Local Fund Participation-Waived Federal Off-System Bridge
Program Projects and Equivalent-Match Projects

Dear Mr. Perez-Garcia:

The Texas Department of Transportation would like to proceed with entering into an Off State System Bridge Agreement with Webb County. The current estimate for the up-front local match County responsibility for Preliminary Engineering and Construction cost on this project is approximately \$20,876.00.

Texas Administrative Code, Title 43, Section 15.55(d) (43 TAC Section 15.55(d)) is now in effect providing that the usual 10 percent local match fund participation requirement may be waived on an authorized federal off-system bridge program project, providing the Local Government agrees to perform structural improvement work in a dollar-amount equivalent to the local participation, on other deficient bridge(s) or cross-drainage structure(s) within its jurisdiction. The project on which the local fund participation requirement is to be waived is referred to as the "participation-waived project", while the project or projects on which the Local Government agrees to perform structural improvement work in return for the participation waiver, is referred to as the "equivalent-match project(s)."

With written request by the Local Government, consideration may be given to such waiver on any federal off-system bridge project within the Local Government's jurisdiction or an adjacent or overlapping jurisdiction that is currently authorized for construction, but the contract for construction has not yet been awarded. However, the department is unable to reimburse escrow funds that have already been paid by the Local Government.

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The waiver request must include the location(s), description of structural improvement work proposed, and estimated cost for the proposed equivalent-match project(s), together with a copy of the Local Governing body's resolution.

Such requests will be reviewed and considered according to the requirements of 43 TAC Section 15.55(d), and the Local Government will be notified accordingly. If waiver approval is granted, such approval must then be manifested through written agreement executed between the State and the Local Government.

For your use, attached are examples of a form letter requesting the waiver and a resolution form adopting the waiver request. Please contact this office if further information is needed in preparing or considering the preparation of a waiver request.

If you do not wish to use the waiver request, please sign and return the two advance funding agreements with a resolution to our office for further processing. In addition to the advance funding agreements, we have included an economically disadvantaged counties program information sheet for your review. If agreed, please sign and submit the affidavit along with the signed agreements. Please note that the State will be requiring your preliminary and construction participation in the amount of \$20,876.00 after 30 days once the agreement is fully executed by both parties in order to start design.

Should you have any questions, please contact Gustavo Elizondo at (956) 712-7462.

Sincerely,



Melisa D. Montemayor
Laredo District Administrator

Attachments: Advance Funding Agreement
Example Form Letter Requesting Waiver
Example Local Governing Body Resolution Form Adopting Waiver Request
Example Local Governing Body Resolution Form Non Waiver Request
Affidavit for EDC relief
Economically Disadvantaged Counties Program Information Sheet

Cc: Alberto Ramirez, P.E., Director of TP&D, TxDOT
The Honorable Tano E. Tijerina, Webb County Judge