

CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A

Item Creation Date: 11/3/2016

20TAA179 Amendment / TXDOT

Agenda Item#:

Background:

SUBJECT: Second Amendment to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation for the Rehabilitation or Replacement of Windfern Road Bridge at Cole Creek. WBS Nos. N-140004-0001-7 and S-000521-0200-7

RECOMMENDATION: Approve the Second Amendment to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Federal Off-System Bridge Rehabilitation and Replacement Program which is administered by the Texas Department of Transportation (TxDOT). This program replaces or rehabilitates structurally deficient and functionally obsolete bridges located on public roads and streets not located in the designated state highway system.

DESCRIPTION: This project consists of replacing or rehabilitating the Windfern Road Bridge at Cole Creek which has been determined to be structurally deficient.

LOCATION: This project is located in Key Map Grid 410S and T.

SCOPE OF THE AGREEMENT: The Texas Transportation Commission approved Minute Order No. 113074, dated April 26, 2012 for the reconstruction of the bridge listed under the Federal Off-System Bridge Replacement Program, hereinafter, referred to as "Participation Waived" Project. Under this Program, the usual fund participation ratios for the projects are 80 percent federal, 10 percent state and 10 percent local government. The Texas Administrative Code, Title 43, Section 15.55 provides that under specified conditions, the 10 percent local government match requirement may be waived on this project if the local government performs an equivalent dollar amount of structural improvement work on another deficient bridge within its jurisdiction (Equivalent-Match-Projects).

City Council under Resolution No. 2012-0031 dated October 17, 2012 approved the request of a waiver of local match requirements in the Federal Off-System Bridge Program administered by TxDOT for Windfern Road Bridge. By Ordinance No. 2013-0759, City Council approved the original Advanced Funding Agreement on August 21, 2013.

On October 7, 2015, City Council entered into an agreement under Ordinance No. 2015-0946 mandating that TxDOT acquire a City of Houston Flood Plain permit for the construction of the proposed bridge reconstruction project. The cost of the permit to be paid to the City Engineer's Office was \$5,000.00. This fee was not an apparent cost to TxDOT and was not included in the estimated cost for construction. The City of Houston agreed to reimburse TxDOT for the payment of the required City of Houston Flood Plain Permit Fee.

TxDOT and the City agreed to amend the original agreement due to the City's request to incorporate the design of its utilities in this project. City Council approved the amendment under Ordinance No. 2015-0983 dated October 14, 2015 and appropriated \$11,935.20 for design costs.

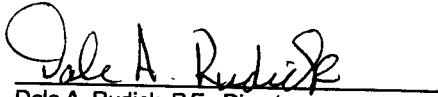
TxDOT and the City have agreed to a second amendment to incorporate the construction costs of the City of Houston utility improvements. TxDOT has prepared an Estimate of Direct Costs indicating the City's portion of the cost as \$68,612.64. The total requested appropriation is \$82,335.16 to be appropriated as follows: \$68,612.64 for construction costs and \$13,722.52 for CIP Cost Recovery.

ESTIMATED FISCAL OPERATING IMPACT:

PROJECT WBS#	FY17	FY18	FY19	FY20	FY21	FY17-FY21 Total
N-140004-0001-7	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
S-000521-0201-7	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

No significant Fiscal Operating Impact is anticipated as a result of this project.

ACTION RECOMMENDED: It is recommended that City Council adopt an ordinance approving the second amendment to the Advance Funding Agreement between the City of Houston and TxDOT and appropriate funds.



Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2015-0983, Dated: 10/14/2015
Ordinance No. 2015-0946, Dated: 10/07/2015
Ordinance No. 2013-0759, Dated: 08/21/2013
Resolution No. 2012-0031, Dated: 10/17/2012

Amount of Funding:

\$82,335.16 from Water and Sewer System Consolidated Construction Fund No. 8500.

Original (previous) appropriation of \$11,935.20 from Water and Sewer System Consolidated Construction Fund No. 8500, \$5,000.00 from Fund 4042 – Street & Traffic Control and Storm Drainage DDSRF and \$15,000.00 from Fund 4040 – METRO Projects Construction DDSRF.

Contact Information:

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(832) 395-2326

ATTACHMENTS:

Description

Maps
Copy of Agreement
SAP
Prior Council Action

Type

Backup Material
Backup Material
Backup Material
Backup Material