

A RESOLUTION **2009 - 05 - 14 - 0017R**

**AUTHORIZING THE EXECUTION OF A "PARTICIPATION WAIVER"  
FOR THE CITY'S TEN PERCENT (10%) FUND PARTICIPATION FOR  
THE MEDICAL DRIVE AT ZAZAMORA CREEK PROJECT  
STRUCTURE NO. 15-015-B226-35-001.**

\* \* \* \* \*

**WHEREAS**, the federal off-system bridge program is administered by the Texas Department of Transportation and is designed to fund the replacement or rehabilitation of structurally deficient and functionally obsolete (collectively referred to as deficient) bridges located on public roads and streets that are not listed on the designated state highway system; and

**WHEREAS**, the City of San Antonio owns a bridge located on **Medical Drive @ Zarzamora Creek**, National Bridge Inventory (NBI) Structure Number **15-015-0-B226-35-001**, Local Designation Number **015-B226-35-001**; and

**WHEREAS**, a project to replace the bridge is included in the currently approved program of projects as authorized by Texas Transportation Commission Minute Order Number 110479 dated March 30, 2006, Control-Section-Job (CSJ) Number 0915-12-463; and

**WHEREAS**, the project will replace the existing structure and will include minor channel improvements to mitigate erosion and scour near the structure; and

**WHEREAS**, the usual fund participation ratio for projects on such program is 80 percent federal, 10 percent state and 10 percent City; 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 City match fund participation requirement may be waived with agreement by the City 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 \$93,950.00, and the City proposes that such participation requirement be waived in return for City's performance of an equivalent-match project structural improvement; **NOW THEREFORE**,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The City of San Antonio will 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 project not yet awarded:

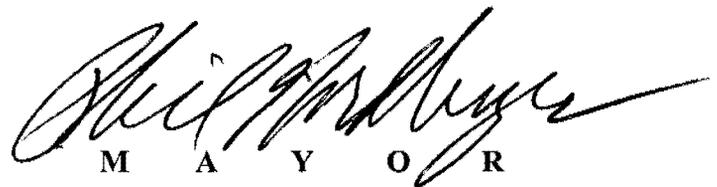
LOCATION (and NBI structure identification number, if applicable)	ON SCHOOL BUS ROUTE?	DESCRIPTION OF STRUCTURAL IMPROVEMENT WORK	ESTIMATED CITY COST
S. Laredo Street @ Alazan Creek NBI # 15-015-0-B197-70-006	YES	Construct new bridge	\$2,295,180.00

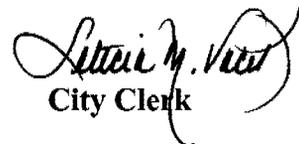
**SECTION 2.** Be it further resolved that in receiving this waiver the City acknowledges its obligation to conform with all conditions of 43 TAC Section 15.55(d); such conditions that include but are not restricted to the following:

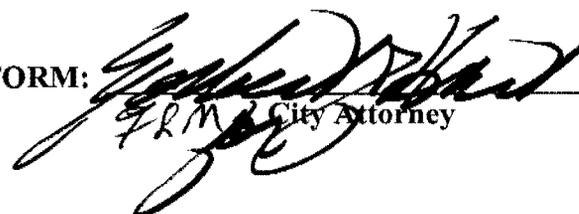
1. The City must be currently in compliance with load posting and closure regulations as defined in National Bridge Inspection Standards under US Code of Federal Regulations, Title 23, Section 650.303.
2. The equivalent-match project work increases the load capacity of the existing bridge or other mainlane cross-drainage structure, or upgrades the structure to its original load capacity with a minimum upgrade to safely carry school bus loading if located on a school bus route.
3. In performing, or causing to be performed, the equivalent-match project(s), the City 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 project(s) has not begun and will not begin until the local match fund participation waiver approval process has been completed.
5. The City will be allowed three years after the contract award of the participation-waived project to complete the structural improvement work on the equivalent-match project(s).
6. Should this waiver request be approved, an appropriate written agreement or amendment to a previously executed agreement will be executed between the State and City.

**SECTION 3.** This resolution shall be effective on the tenth day after passage.

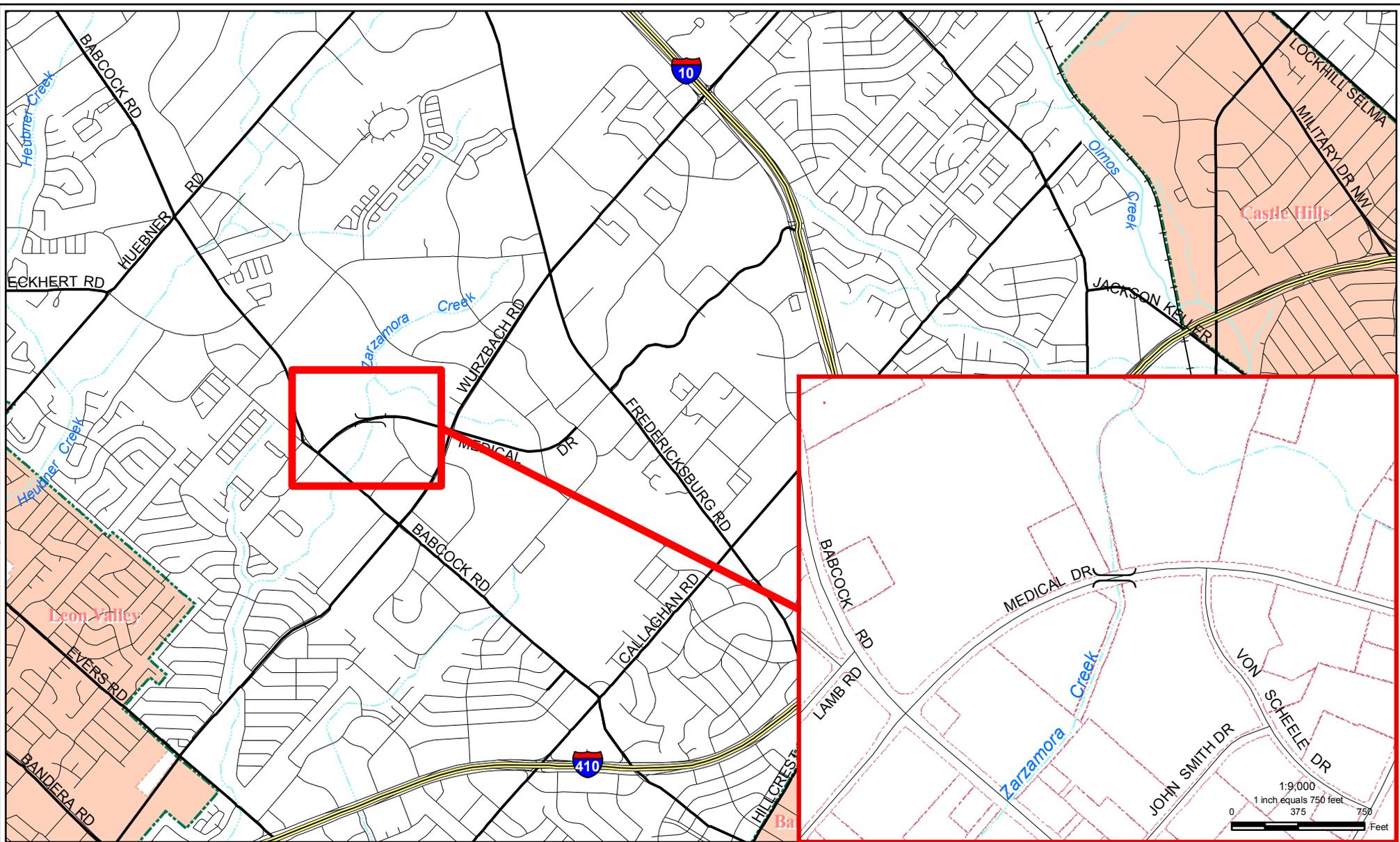
**PASSED AND APPROVED** this 14th day of May, 2009.

  
M A Y O R  
**PHIL HARDBERGER**

**ATTEST:**   
City Clerk

**APPROVED AS TO FORM:**   
City Attorney

<b>Agenda Item:</b>	15B ( in consent vote: 10, 12, 13, 14, 15A, 15B, 17, 19, 21, 22, 23, 27, 28, 29A, 29B, 31, 32, 33, 34, 35 )						
<b>Date:</b>	05/14/2009						
<b>Time:</b>	05:56:40 PM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	A Resolution authorizing a "Participation Waiver" to direct the City's 10% fund participation for the Medical Drive at Zazamora Creek Project Structure No. 15-015-B226-35-001 to another City bridge project.						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Phil Hardberger	Mayor		x				
Mary Alice P. Cisneros	District 1		x			x	
Sheila D. McNeil	District 2	x					
Jennifer V. Ramos	District 3		x				
Philip A. Cortez	District 4		x				x
Lourdes Galvan	District 5		x				
Delicia Herrera	District 6		x				
Justin Rodriguez	District 7		x				
Diane G. Cibrian	District 8		x				
Louis E. Rowe	District 9	x					
John G. Clamp	District 10		x				



Data Source: City of San Antonio Enterprise GIS, Bexar Metro 911, Bexar Appraisal District

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Please contact the responsible City of San Antonio Department for specific determinations.

Map Created by: Belen L. Garcia  
Map file location: \\Fascommon\misc\40\Technical Services CIMS\GIS\PROJECTS\TECHNICAL\_SERVICES\Bridge\_Locations\MedicalDr\_B22635001.mxd

Map Last Edited: 6th April 2009  
PDF Filename: 0904TB04.pdf

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|--|---------------------------------|--|----------------------|--|--------------------------------|--|---------------------|
|  | Medical Drive Bridge #B22635001 |  | Expressways          |  | Medium Flowing Rivers          |  | City of San Antonio |
|  | BCAD Parcels                    |  | Major Roads          |  | Flowing Streams & Small Rivers |  | Cities and Towns    |
|  | Bexar Streets                   |  | Intermittent Streams |  |                                |  |                     |

## City of San Antonio

### Medical Drive Bridge B22635001

1:36,000  
1 inch equals 3,000 feet  
0 1,500 3,000  
Feet

**City of San Antonio**  
Capital Improvements  
Management Services  
Director Michael S. Frisbee, P.E.  
Municipal Plaza Building  
114 West Commerce Street  
San Antonio, TX 78205

