

CSJ # 0921-02-327 RCSJ: 0921-02-378  
District # 21 AFA ID: Z00002829  
Code Chart 64 # 28500  
Project: Taylor Road, From BUS 83 to I-2 (US 83)  
Federal Highway Administration  
CFDA Title: Highway Planning and Construction  
CFDA No.: 20.205  
Not Research and Development

**STATE OF TEXAS           §**

**COUNTY OF TRAVIS       §**

**ADVANCE FUNDING AGREEMENT  
AMENDMENT # 1**

**THIS AMENDMENT** is made by and between the State of Texas, acting through the Texas Department of Transportation, called the State, and City of Mission, acting by and through its duly authorized officials, called the Local Government.

**W I T N E S S E T H**

**WHEREAS**, the State and the Local Government executed a contract on **June 8<sup>th</sup>, of 2018** to effectuate their agreement to widen Taylor Road to 4 lane roadway from BUS 83 to I-2 (US 83); and,

**WHEREAS**, the Texas Transportation Commission passed Minute Order Number 115005 and 116073 authorizing the State to undertake and complete a highway improvement generally described as the widening of Taylor Road; and

**WHEREAS**, it has become necessary to amend that contract; to replace Category 7, Surface Transportation Block Grant funds with Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA) of 2021; and

**NOW THEREFORE**, in consideration of the premises and of the mutual covenants and agreements of the parties, the State and the Local Government do agree as follows:

**A G R E E M E N T**

**1. Description of Amended Items**

A. Article 10 is deleted in its entirety and replaced with:

**10. Compliance with Accessibility Standards**

All parties to this Agreement shall ensure that the plans for and the construction of all projects subject to this Agreement are in compliance with standards issued or approved by the Texas Department of Licensing and Regulation (TDLR) as meeting or consistent with minimum accessibility requirements of the Americans with Disabilities Act (P.L. 101-336) (ADA).

B. Article 24 is deleted in its entirety and replaced with:

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#### **24. Inspection of Books and Records**

The parties to this Agreement shall maintain all books, documents, papers, accounting records, and other documentation relating to costs incurred under this Agreement and shall make such materials available to the State, the Local Government, and if federally funded, the FHWA and the U.S. Office of the Inspector General or their duly authorized representatives for review and inspection at its office during the Agreement period and for seven (7) years from the date of final reimbursement by the FHWA under this Agreement or until any impending litigation or claims are resolved. Additionally, the State, the Local Government, and the FHWA and their duly authorized representatives shall have access to all the governmental records that are directly applicable to this Agreement for the purpose of making audits, examinations, excepts, and transcriptions.

- C. Attachment C, Project Budget, is deleted in its entirety and is replaced with Attachment C-1, Project Budget, which is attached to this Amendment. The Total Project Budget remains the same.

All other provisions of the original contract are unchanged and remain in full force and effect.

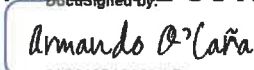
#### **2. Signatory Warranty**

Each signatory warrants that the signatory has necessary authority to execute this agreement on behalf of the entity represented.

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Each party is signing this amendment on the date stated under that party's signature.

**THE LOCAL GOVERNMENT**

DocuSigned By:  
  
3AC3A3BA0A0641D...  
\_\_\_\_\_  
Signature

Dr. Armando O'Caña  
\_\_\_\_\_  
Typed or Printed Name

Mayor, City of Mission  
\_\_\_\_\_  
Title

4/29/2022  
\_\_\_\_\_  
Date

**THE STATE OF TEXAS**

\_\_\_\_\_  
Kenneth Stewart  
Director of Contract Services  
Texas Department of Transportation

\_\_\_\_\_  
Date

<b>TxDOT:</b>				<b>Federal Highway Administration:</b>	
<b>CSJ #</b>	<b>0921-02-327 RCSJ: 0921-02-378</b>			<b>CFDA No.</b>	<b>20.205</b>
<b>District #</b>	<b>21-Pharr</b>	<b>AFA ID</b>	<b>Z00002829</b>	<b>CFDA Title</b>	<b>Highway Planning and Construction</b>
<b>Code Chart 64 #</b>	<b>28500</b>				
<b>Project Name</b>	<b>Taylor Road, From BUS 83 to I-2 (US 83)</b>			<b>AFA Not Used For Research &amp; Development</b>	

### ATTACHMENT C-1 PROJECT BUDGET

This project has received a total of \$4,500,000 in Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA) of 2021 for Construction and a total of \$1,692,488 in Category 7, Surface Transportation Block Grant for ROW, Utilities, and Construction Engineering. The Local Government will be responsible for 100% of the Preliminary Engineering (PE) and Environmental document, the Direct State Costs for PE, ROW, Construction, and all project cost exceeding the approved federal funding. The following is an estimated breakdown of the project costs and funding participation.

Description		Total Estimated Cost	Federal Participation		State Participation			Local Participation		
			%	Cost	% Before EDC Adj.	% After EDC Adj.	Cost After EDC Adj.	% Before EDC Adj.	% After EDC Adj.	Cost After EDC Adj.
Preliminary Engineering (100% by LG)		\$1,908,253	0%	\$0	0%	0%	\$0	100%	100%	\$1,908,253
Environmental (100% by LG)		\$81,300	0%	\$0	0%	0%	\$0	100%	100%	\$81,300
Right of Way (Cat. 7)		\$952,488	80%	\$761,990	0%	0%	\$0	20%	20%	\$190,498
Utilities (Cat. 7)		\$240,000	80%	\$192,000	0%	0%	\$0	20%	20%	\$48,000
Construction (CRRSAA)		\$4,500,000	100%	\$4,500,000	0%	0.0%	\$0	0%	0.0%	\$0
Construction Engineering (Cat.7)		\$365,000	80%	\$292,000	0%	17.6%	\$64,240	20%	2.4%	\$8,760
<b>Subtotal</b>		<b>\$8,047,041</b>		<b>\$5,745,990</b>			<b>\$64,240</b>			<b>\$2,236,811</b>
Preliminary Engineering Direct State Costs  \$100,000	Engineer. Direct State Costs	\$50,000	0%	\$0	0%	0%	\$0	100%	100%	\$50,000
	Environm. Direct State Costs	\$10,000	0%	\$0	0%	0%	\$0	100%	100%	\$10,000
	Right of Way Direct State Costs	\$30,000	0%	\$0	0%	0%	\$0	100%	100%	\$30,000
	Utility Direct State Costs	\$10,000	0%	\$0	0%	0%	\$0	100%	100%	\$10,000
ROW Direct State Costs (Division review and oversight)		\$10,000	0%	\$0	0%	0.00%	\$0	100%	100%	\$10,000
Construction Direct State Costs Cat.7 (State review and oversight of Construction Engineering)		\$135,000	80%	\$108,000	0%	17.6%	\$23,760	20%	2.4%	\$3,240
Indirect State Costs		\$383,844	0%	\$0	100%	100%	\$383,844	0%	0%	\$0
<b>Subtotal</b>		<b>\$628,844</b>		<b>\$108,000</b>			<b>\$407,604</b>			<b>\$113,240</b>
<b>TOTAL</b>		<b>\$8,675,885</b>		<b>\$5,853,990</b>			<b>\$471,844</b>			<b>\$2,350,051</b>

Initial payment received by the State on 6.01.18:	\$110,000
Payment by the Local Government to the State 60 days prior to the date set for receipt of the construction bids:	\$3,240
Estimated total payment by the Local Government to the State:	\$113,240