




MEMO

June 23, 2014

To: Maricela Salinas
Pharr District

From: Susan Rossi
Contract Services Office 

Subject: Executed Advance Funding Agreement
Local Government: Hidalgo County
CSJ(s): 0921-02-323; Amendment #: 2
Log #: 10501

Attached is:

- The Local Government's fully executed original.
- A copy of the Local Government's fully executed original.
- Other: Executed Special Approval

Please keep a copy of the fully executed counterpart in your district file of record. If you have any questions, you may contact me at: 512-416-4644.

Thank you

CSJ # 0921-02-323
RCSJ# 0921-02-326
District # 21 – Pharr
Code Chart 64 # 28500
Project: Mile 2 N from SH 364
to Moorefield Road
Federal Highway Administration
CFDA # 20.205
Not Research and Development

STATE OF TEXAS §

COUNTY OF TRAVIS §

**ADVANCE FUNDING AGREEMENT
AMENDMENT # 2**

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

WITNESSETH

WHEREAS, the State and the Local Government executed a contract on the 14th day of September, 2012 under CSJ: 0921-02-293 to effectuate their agreement to widen Mile 2 N to a 4 lane from SH 364 to Moorefield in Hidalgo County; and,

WHEREAS, the State and the Local Government executed Amendment #1 on the 27th day of February, 2014 to revise project limits, update costs and add new federal provisions; and

WHEREAS, it has become necessary to amend that contract;

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:

AGREEMENT

1. Description of Amended Items

Attachment C-1 "Project Budget" is deleted in its entirety and replaced with Attachment C-2 "Project Budget", which is attached to this amendment.

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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THIS AGREEMENT IS EXECUTED by the State and the Local Government in duplicate.

THE LOCAL GOVERNMENT

Ramon Garcia
Signature

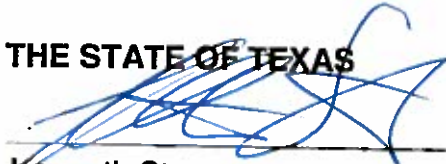
Ramon Garcia
Typed or Printed Name

County Judge
Title

5/27/14
Date

APPROVED BY
COMMISSIONERS' COURT
ON: 5/20/14

THE STATE OF TEXAS


Kenneth Stewart
Interim Director of Contract Services
Texas Department of Transportation

06/23/14
Date

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ATTACHMENT C - 2 PROJECT BUDGET

This project has received a total of \$2,604,621 in Category 7, Metropolitan Mobility and Rehabilitation (7MM) funds. With the approved 92% Economically Disadvantaged County Program reduction to the required local match for construction and construction engineering and contingencies costs, the federal share is 80%, state's share is 18.4% and the local Government's share is 1.6%. The ROW/Utilities costs are 80% Federal and 20% Local Government. The Local Government will be responsible for 100% of the Preliminary Engineering (PE), the Direct State Costs for PE, ROW and Construction, and all project costs exceeding the approved funding. The following is an estimated breakdown of the project costs and funding participation:

Description	Total Estimated Cost	Federal Participation		State Participation			Local Government Participation EDC @ %			
		%	Cost	% Before EDC Adj.	% After EDC Adj.	Cost After EDC Adj.	% Before EDC Adj.	% After EDC Adj.	Cost After EDC Adj.	
Preliminary Engineering (by LG)	\$ 96,462	0%	\$ 0	0%	0%	\$ 0	100%	100%	\$ 96,462	
Right of Way/Utilities (by LG) Cat 7	\$ 228,905	80%	\$ 183,124	0%	0%	\$ 0	20%	20%	\$ 45,781	
100% Local	\$ 251,095	0%	\$ 0	0%	0%	\$ 0	100%	100%	\$ 251,095	
Construction (by LG) Cat 7	\$1,898,230	80%	\$ 1,518,584	20%	18.4%	\$ 349,274	20%	1.6%	\$ 30,372	
100% Local	\$ 70,386	0%	\$ 0	0%	0%	\$ 0	100%	100%	\$ 70,386	
Construction Engineering and Contingencies (by LG) Cat 7	\$ 226,391	80%	\$ 181,113	0%	18.4%	\$ 41,656	20%	1.6%	\$ 3,622	
SUBTOTAL	\$2,771,469		\$ 1,882,821			\$ 390,930			\$ 497,718	
Direct State Costs for State Review and Oversight (\$25,200)	Environmental (30%)	\$ 7,560	0%	\$0	0%	0%	\$0	100%	100%	\$ 7,560
	Right of Way (10%)	\$ 2,520	0%	\$0	0%	0%	\$0	100%	100%	\$ 2,520
	Preliminary Engineering (50%)	\$ 12,600	0%	\$0	0%	0%	\$0	100%	100%	\$ 12,600
	Utility (10%)	\$ 2,520	0%	\$0	0%	0%	\$0	100%	100%	\$ 2,520
ROW Direct State Costs (Division review and oversight)	\$ 5,040	0%	\$0	0%	0%	\$0	100%	100%	\$ 5,040	
Construction Direct State Costs (State review and oversight)	\$ 40,000	0%	\$0	0%	0%	\$0	100%	100%	\$ 40,000	
Indirect State Costs (6.20%)	\$ 122,054	0%	\$0	100%	100%	\$ 122,054	0%	0%	\$0	
SUBTOTAL	\$ 192,294		\$0			\$ 122,054			\$ 70,240	
TOTAL	\$ 2,963,763		\$1,882,821			\$ 512,984			\$ 567,958	

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Initial payment by the Local Government to the State:	\$ 30,240
Less amount previously collected from LG	- \$ 25,200
Balance due for initial payment by LG to the State	\$ 5,040
Payment by the Local Government to the State before construction:	\$ 40,000
Estimated total payment by the Local Government to the State	\$ 45,040

This is an estimate. The final amount of Local Government participation will be based on actual costs.