

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 the County of Williamson, 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 May 12 of 2015 to effectuate their agreement to reconstruct an existing four lane undivided roadway to a four lane divided highway with median breaks and turn lanes; 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:

A G R E E M E N T

1. Description of Amended Items

a. Article 4, Scope of Work– is deleted in its entirety and replaced with the following:

The scope of work for this LPAFA is described as reconstruction of an existing four lane undivided roadway to a six lane divided highway with median breaks and turn lanes from Wyoming Springs to Deep Wood. The Local Government shall develop Schematic development and Environmental Assessment from Cornerwood Drive to Deep Wood Drive.

b. Article 12.F is deleted in its entirety and replaced with the following:

F. Whenever funds are paid by the Local Government to the State under this Agreement, the Local Government shall remit a check or warrant made payable to the "Texas Department of Transportation." The check or warrant shall be deposited by the State and managed by the State. Funds may only be applied by the State to the Project. If after final Project accounting any excess funds remain, those funds may be applied by the State to the Local Government's contractual obligations to the State under another advance funding agreement with approval by appropriate personnel of the Local Government.

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To Deep Wood
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C. Article 17. Cost Principles and Office of Management and Budget (OMB) Audit Requirements is deleted in its entirety and replaced with the following:

In order to be reimbursed with federal funds, the parties shall comply with the Cost Principles established in 2 CFR 200 that specify that all reimbursed costs are allowable, reasonable, and allocable to the Project.

d. Attachment B, Project Location Map is deleted in its entirety and replaced with Attachment B-1, 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.

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

THE LOCAL GOVERNMENT

Signature

Don A. GATTI
Typed or Printed Name

Title County Judge

02-19-2016
Date

THE STATE OF TEXAS

Kenneth Stewart
Director of Contract Services
Texas Department of Transportation

Date _____

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ATTACHMENT B-1 PROJECT LOCATION MAP

