

County Collin
District Dallas
ROW CSJ # 0047-14-075
CCSJ # 0047-14-074
Federal Project # _____
CFDA Title: Highway Planning & Construction
CFDA # 20.205
Federal Highway Administration
Not Research and Development

STATE OF TEXAS §

COUNTY OF TRAVIS §

**AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS
AMENDMENT # 1**

THIS SUPPLEMENTAL AGREEMENT is made by and between the State of Texas, acting through the Texas Department of Transportation (the “State”), and Collin County, Texas (the “Local Government”), acting by and through its duly authorized officials.

WITNESSETH

WHEREAS, the State and Local Government executed an agreement on August 1, 2014 to contribute funds for the acquisition of right of way and adjustment of utilities necessary for highway improvements on Highway No. US 75 from at FM 455 Interchange in Anna, and the relocating and adjusting of utilities, called the “Project”; and

WHEREAS, it has become necessary to amend that agreement; and

WHEREAS, the Governing Body of the Local Government has approved entering into this supplemental agreement by resolution or ordinance dated _____, 20__, which is attached to and made a part of this supplemental agreement as Attachment A;

NOW THEREFORE the State and the Local Government do agree as follows:

AGREEMENT

1. Description of Amended Items

- (A) To update the contractual agreement from the Agreement to Contribute Right of Way Funds to the Agreement to Contribute Right of Way Funds - (**Fixed Price**) to reflect the fixed participation of Collin County that is recorded in Attachment C.
- (B) The Local Government project contribution amount is amended to be set at the fixed sum of \$370,000.00
- (C) The Agreement is further amended to remove any obligation from the Local Government to contribute any additional funds above or beyond the fixed sum of \$370,000.00

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(D) The Local Government acknowledges that the fixed sum of \$370,000.00 represents the final determination of the Local Government's contribution, and the sum does not include any excess payments to the refund provision of the agreement.

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

2. Signatory Warranty

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

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

THE LOCAL GOVERNMENT

Signature

Typed or Printed Name

Title

Date

THE STATE OF TEXAS

Rose Wheeler
Contracts & Finance Director
Right of Way Division
Texas Department of Transportation

Date

**ATTACHMENT A
RESOLUTION OR ORDINANCE**

County	Collin
District	Dallas District
ROW CSJ #	0047-14-075
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**Standard Agreement to Contribute
State Performs Work
Attachment C**

Description	Total Estimated Cost	Participation				Total % (should be 100%)
		State		Local		
		%	Cost	%	Cost	
Total ROW Acquisition/Reimbursable Utilities	\$3,700,000.00	90.0%	\$3,330,000.00	10.0%	\$370,000.00	100.0%
Collin Co. Deposits	\$0.00		\$0.00		\$370,000.00	0.0%
TOTAL	\$0.00		\$0.00		\$0.00	

Fixed Amount

Except as otherwise provided in the Agreement, the fixed amount of Local Government participation will be that amount provided above.