

AGENDA ITEM 36

Consider approval and resolution of the Master Agreement Governing Local Transportation Project Advance Funding Agreements from TxDOT.

Moved: **Commissioner Limmer**

Seconded: **Commissioner Heiligenstein**

Motion: To approve resolution and agreement for the Master Agreement Governing Local Transportation Project Advance Funding Agreements from TxDOT.

Vote: **3 - 0**

< Attachment >



P.O. DRAWER 15426 • AUSTIN, TEXAS 78761-5426 • (512) 832-7000

June 26, 2001

Honorable John C. Doerfler
Williamson County Judge
710 Main St., #201
Georgetown, Texas 78626

Dear Judge Doerfler:

Enclosed is a standardized Master Advance Funding Agreement (MAFA) and a sample Local Project Advance Funding Agreement (LPAFA) proposed for use by the State.

The MAFA contains the common elements of funding agreements, required laws, rules and basic contract requirements for a project. Upon acceptance by the local governmental entity, by way of a resolution or ordinance, the agreement will remain in effect until which time one of the elements listed is revised. A revision will require an 'amended by notice' from the State. If the local governmental entity does not wish to comply with a proposed amendment(s), they will notify the State and the amendment will be further considered. If there is no opposition to the amendment (reflecting new law or rule), the change will become effective upon each appropriate party's signature.

The LPAFA will address specific project requirements such as, scope of work, responsibilities for each involved party, project cost and payment details. Because the MAFA will already be in effect, it will automatically be incorporated within each LPAFA.

This procedure has been developed to streamline the agreement process and to simplify proposed project requirements between local governmental entities and the State. The information contained in both documents is currently included in each existing advance funding agreement in one form or another.

We request you review these documents, *execute both original counterparts of the enclosed Master Advance Funding Agreement, attach an approved resolution or ordinance (stating your acceptance of the MAFA) and return the three documents to the attention of Patsy Warren, Contracts Manager, P. O. Drawer 15426, Austin, Texas 78761.* After the MAFA is fully executed, one original counterpart will be returned for your files. Future, proposed projects, will be addressed in a LPAFA prepared by the State for approval by the local governmental entity. The enclosed sample Local Project Advance Funding Agreement does not need to be returned.