

PGA: PUBLIC TRANSPORTATION PROJECT GRANT AGREEMENT AMENDMENT
SUBRECIPIENT: El Paso, County of
FAIN: TX-2022-051
CFDA #: 20.509
TXDOT PROJECT #: RPT 2301 (06) 051_22
PROJECT ID #: 51018040623
MASTER GRANT AGREEMENT #: MGA-2022-2026-EL PASO CO-030
FEDERAL TRANSIT ADMINISTRATION
NOT RESEARCH AND DEVELOPMENT

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**PUBLIC TRANSPORTATION
PROJECT GRANT 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 El Paso, County of, called the "Subrecipient".

WITNESSETH

WHEREAS, the State and the Subrecipient executed a project grant agreement on Aug 23 2022 8:53AM; and,

WHEREAS, it has become necessary to amend that project grant agreement;

NOW THEREFORE, the State and the Subrecipient do agree as follows:

AGREEMENT

This amendment revises the maximum amount payable by reducing awarded funds by \$1,400,285 from the project grant agreement. Reduced funds will be re-programmed in a new project grant agreement for Engineering and Design Admin/Maintenance Facility ALI 11.41.03.

The revised maximum amount payable without modification under ARTICLE 3. COMPENSATION is \$1,474,000.

This amendment revises the project budget by adding Engineering and Design Bus Shelters ALI 11.91.02 to the project grant agreement. This amendment further revises the project budget by transferring \$88,000 to Engineering and Design Bus Shelters ALI 11.91.02.

This amendment also extends the end date shown in ARTICLE 1. GRANT TIME PERIOD of the grant agreement to May 31, 2024.

Attachment B, Project Budget, hereto attached, shall replace the Project Budget page in said agreement.

All other provisions of the original project grant agreement not amended are unchanged and remain in full force and effect. This amendment becomes effective on the later date of full execution by both parties.

2. Incorporation of Master Grant Agreement (MGA) Provisions

This amendment incorporates all of the governing provisions of the MGA in effect on the date of final execution of this amendment, unless an exception has been made by the terms of this PGA.

3. 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 Subrecipient in duplicate.

THE SUBRECIPIENT

Signature

Title

Date

THE STATE OF TEXAS

Signature

Public Transportation Coordinator

Title

Date

List of Attachments

A - Approved Project Description

B - Project Budget

ATTACHMENT A
APPROVED PROJECT DESCRIPTION

As presented in East Texas Council of Governments' (ETCOG) FY22 Grant Application, ETCOG will provide public transportation throughout the rural transit district service area. ETCOG will provide demand response service in the rural areas of Anderson, Camp, Cherokee, Gregg, Harris, Henderson, Marion, Panola, Rains, Rusk, Smith, Upshur, Wood and Van Zandt.

Subrecipient shall comply with Article 13: Project Records and Reports of the Master Grant Agreement requiring procurement and project milestones/ quarterly progress reports. Within 30 days of PGA execution, the subrecipient will provide the TxDOT Public Transportation Coordinator with a project milestone plan that delineates fund expenditures throughout the contract period.

Per Texas Administrative Code (TAC) 31.47, Audit and Project Close-Out Standards: The subrecipient shall make every reasonable effort to complete all project activities and request appropriate reimbursements within the time period specified in the project agreement. This PGA may be suspended or terminated for cause, mutual agreement, or convenience. Upon termination for convenience, the PGA may be cancelled without penalty by either party by providing thirty (30) days written notice to the other party. TxDOT will reimburse the subrecipient for eligible expenses up to the date specified in the notice of cancellation. Upon termination of a subgrant, the unexpended and unobligated funds awarded to the subgrantee immediately revert to the department.

TxDOT's Public Transportation Division's (PTN) sets a Federal Transit Administration overall Disadvantaged Business Enterprise (DBE) goal every three years for funds expended by grantees. The proposed overall goal for fiscal years 2021 - 2023 is 3.1 percent. This is not a contract specific goal but an overall goal for annual DBE participation. PTN grantees should undertake efforts to include DBE.

**ATTACHMENT B
PROJECT BUDGET**

#	Description	Fuel Type	# of Units	Award Amount	State Match	Local Match	In-Kind Match	Total Funds	TDC	Match Ratio	TDC Amount
1	Operating - 30.09.01			\$630,000	\$466,139	\$163,861		\$1,260,000			0
2	Third Party Contract Capital Cost of Contracting - 11.71.12			\$756,000		\$189,000		\$945,000			0
3	Project Administration - 11.79.00			\$0		\$0		\$0			0
4	Engineering and Design Bus Shelters - 11.91.02			\$88,000				\$88,000	X	80/20	17,600
Totals:				\$1,474,000	\$466,139	\$352,861	\$0	\$2,293,000			17,600