

<b>TxDOT:</b>				<b>Federal Highway Administration:</b>	
<b>CCSJ #</b>	<b>3510-04-070</b>	<b>AFA ID</b>	<b>Z00004167</b>	<b>CFDA No.</b>	<b>20.205</b>
<b>AFA CSJs</b>	<b>3510-04-070</b>			<b>CFDA Title</b>	<b>Highway Planning and Construction</b>
<b>District #</b>	<b>12</b>	<b>Code Chart 64#</b>	<b>50080</b>		
<b>Project Name</b>	<b>SH 99NB Fr, Westheimer pkwy to Cinco Ranch blvd</b>			<i>AFA Not Used For Research &amp; Development</i>	

THE STATE OF TEXAS           §

THE COUNTY OF TRAVIS       §

**ADVANCE FUNDING AGREEMENT  
For  
A LOCALLY FUNDED PROJECT  
On-System**

**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 **Fort Bend County**, acting by and through its duly authorized officials, called the “Local Government”. The State and Local Government shall be collectively referred to as “the parties” hereinafter.

**WITNESSETH**

**WHEREAS**, the parties executed a contract on March 28, 2023 to effectuate their agreement for the design and construction of the SH 99 2-lane northbound frontage road from Westheimer Parkway to Cinco Ranch Boulevard; and,

**WHEREAS**, it has become necessary to amend that contract in order to terminate the existing non-federal agreement following the award of federal funding for the project. A subsequent agreement will be executed to formalize and reflect the terms and conditions applicable to the federally funded award;

**NOW THEREFORE**, the parties agree that the Agreement is amended as follows:

**AGREEMENT**

1. The Agreement will terminate effectively when signed by the last party whose signing makes this Amendment fully executed.
2. Initial payment by the Local Government to the State in the amount of \$135,000 was received on May 18, 2023. The State will retain the Local Government’s payment of \$135,000 and apply it to the subsequent agreement for the federally funded project on SH 99NB Fr, Westheimer pkwy to Cinco Ranch Blvd (CSJ 3510-04-070).

**Signatory Warranty**

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

[SIGNATURE PAGE FOLLOWS]

<b>TxDOT:</b>				<b>Federal Highway Administration:</b>	
<b>CCSJ #</b>	<b>3510-04-070</b>	<b>AFA ID</b>	<b>Z00004167</b>	<b>CFDA No.</b>	<b>20.205</b>
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<b>District #</b>	<b>12</b>	<b>Code Chart 64#</b>	<b>50080</b>		
<b>Project Name</b>	<b>SH 99NB Fr, Westheimer pkwy to Cinco Ranch blvd</b>			<i><b>AFA Not Used For Research &amp; Development</b></i>	

Each party is signing this Agreement on the date stated under that party's signature.

**THE STATE OF TEXAS**

**THE LOCAL GOVERNMENT**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Typed or Printed Title

\_\_\_\_\_  
Typed or Printed Title

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

In Process

### Certificate Of Completion

Envelope Id: 67F4EB30-AD81-4AA4-9C77-C2A3CAFD1AFC  
 Subject: HOU - AFA Amendment 1 - CSJ 3510-04-070/Z00004167 - County of Fort Bend  
 Source Envelope:  
 Document Pages: 5  
 Certificate Pages: 5  
 AutoNav: Enabled  
 Envelopeld Stamping: Enabled  
 Time Zone: (UTC-06:00) Central Time (US & Canada)

Status: Sent  
 Envelope Originator:  
 John Kyere  
 125 E. 11th Street  
 Austin, TX 78701  
 John.Kyere@txdot.gov  
 IP Address: 209.112.107.133

### Record Tracking

Status: Original  
 3/24/2026 3:44:59 PM  
 Security Appliance Status: Connected  
 Holder: John Kyere  
 John.Kyere@txdot.gov  
 Pool: StateLocal  
 Location: DocuSign

### Signer Events

Signature	Timestamp
KP George county.judge@fortbendcountytexas.gov Fort Bend County Security Level: Email, Account Authentication (Optional)	Sent: 3/24/2026 3:50:45 PM

**Electronic Record and Signature Disclosure:**  
 Accepted: 4/23/2019 9:10:49 AM  
 ID: c0ad758e-4d7f-441a-a9f6-b34ea86a36c4

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Kenneth Stewart  
 kenneth.stewart@txdot.gov  
 Security Level: Email, Account Authentication (Optional)

**Electronic Record and Signature Disclosure:**  
 Not Offered via Docusign

In Person Signer Events	Signature	Timestamp
<b>Editor Delivery Events</b>	<b>Status</b>	<b>Timestamp</b>
<b>Agent Delivery Events</b>	<b>Status</b>	<b>Timestamp</b>
<b>Intermediary Delivery Events</b>	<b>Status</b>	<b>Timestamp</b>
<b>Certified Delivery Events</b>	<b>Status</b>	<b>Timestamp</b>
<b>Carbon Copy Events</b>	<b>Status</b>	<b>Timestamp</b>

Cynthia Rodriguez  
 Cynthia.Rodriguez@txdot.gov  
 Security Level: Email, Account Authentication (Optional), Login with SSO  
**Electronic Record and Signature Disclosure:**  
 Not Offered via Docusign

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Sent: 3/24/2026 3:50:43 PM  
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Jillian Peterson  
 Jillian.Peterson@fortbendcountytexas.gov  
 Security Level: Email, Account Authentication (Optional)

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Sent: 3/24/2026 3:50:44 PM  
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**Electronic Record and Signature Disclosure:**  
 Accepted: 6/30/2023 3:43:27 PM  
 ID: 95f98d58-1024-4a82-a189-4a5f59e9051e

<b>Witness Events</b>	<b>Signature</b>	<b>Timestamp</b>
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<b>Notary Events</b>	<b>Signature</b>	<b>Timestamp</b>
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<b>Envelope Summary Events</b>	<b>Status</b>	<b>Timestamps</b>
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Envelope Sent	Hashed/Encrypted	3/24/2026 3:50:43 PM
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<b>Payment Events</b>	<b>Status</b>	<b>Timestamps</b>
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<b>Electronic Record and Signature Disclosure</b>		
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In Process

## **ELECTRONIC RECORD AND SIGNATURE DISCLOSURE**

From time to time, Texas Department of Transportation (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through your DocuSign, Inc. (DocuSign) Express user account. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to these terms and conditions, please confirm your agreement by clicking the 'I agree' button at the bottom of this document.

### **Getting paper copies**

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. For such copies, as long as you are an authorized user of the DocuSign system you will have the ability to download and print any documents we send to you through your DocuSign user account for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

### **Withdrawing your consent**

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

### **Consequences of changing your mind**

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. To indicate to us that you are changing your mind, you must withdraw your consent using the DocuSign 'Withdraw Consent' form on the signing page of your DocuSign account. This will indicate to us that you have withdrawn your consent to receive required notices and disclosures electronically from us and you will no longer be able to use your DocuSign Express user account to receive required notices and consents electronically from us or to sign electronically documents from us.

### **All notices and disclosures will be sent to you electronically**

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through your DocuSign user account all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

### **How to contact Texas Department of Transportation:**

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: [kevin.setoda@txdot.gov](mailto:kevin.setoda@txdot.gov)

### **To advise Texas Department of Transportation of your new e-mail address**

To let us know of a change in your e-mail address where we should send notices and disclosures electronically to you, you must send an email message to us at [kevin.setoda@txdot.gov](mailto:kevin.setoda@txdot.gov) and in the body of such request you must state: your previous e-mail address, your new e-mail address. We do not require any other information from you to change your email address..

In addition, you must notify DocuSign, Inc to arrange for your new email address to be reflected in your DocuSign account by following the process for changing e-mail in DocuSign.

### **To request paper copies from Texas Department of Transportation**

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an e-mail to [kevin.setoda@txdot.gov](mailto:kevin.setoda@txdot.gov) and in the body of such request you must state your e-mail address, full name, US Postal address, and telephone number. We will bill you for any fees at that time, if any.

### **To withdraw your consent with Texas Department of Transportation**

To inform us that you no longer want to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your DocuSign account, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an e-mail to [kevin.setoda@txdot.gov](mailto:kevin.setoda@txdot.gov) and in the body of such request you must state your e-mail, full name, IS Postal Address, telephone number, and account number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

### **Required hardware and software**

Operating Systems:	Windows2000? or WindowsXP?
Browsers (for SENDERS):	Internet Explorer 6.0? or above
Browsers (for SIGNERS):	Internet Explorer 6.0?, Mozilla FireFox 1.0, NetScape 7.2 (or above)
Email:	Access to a valid email account
Screen Resolution:	800 x 600 minimum
Enabled Security Settings:	<ul style="list-style-type: none"><li>• Allow per session cookies</li></ul>

- |  |   |
|--|---|
|  | <ul style="list-style-type: none"><li>• Users accessing the internet behind a Proxy Server must enable HTTP 1.1 settings via proxy connection</li></ul> |
|--|---|

\*\* These minimum requirements are subject to change. If these requirements change, we will provide you with an email message at the email address we have on file for you at that time providing you with the revised hardware and software requirements, at which time you will have the right to withdraw your consent.

**Acknowledging your access and consent to receive materials electronically**

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please verify that you were able to read this electronic disclosure and that you also were able to print on paper or electronically save this page for your future reference and access or that you were able to e-mail this disclosure and consent to an address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format on the terms and conditions described above, please let us know by clicking the 'I agree' button below.

By checking the 'I Agree' box, I confirm that:

- I can access and read this Electronic CONSENT TO ELECTRONIC RECEIPT OF ELECTRONIC RECORD AND SIGNATURE DISCLOSURES document; and
- I can print on paper the disclosure or save or send the disclosure to a place where I can print it, for future reference and access; and
- Until or unless I notify Texas Department of Transportation as described above, I consent to receive from exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to me by Texas Department of Transportation during the course of my relationship with you.