

STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

**AMENDMENT TO
INTERLOCAL COOPERATION AGREEMENT
BETWEEN COUNTY OF HIDALGO
AND THE CITY OF LA JOYA, TEXAS**

This AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT BETWEEN the **COUNTY OF HIDALGO** and the **CITY OF LA JOYA** (the "Amendment"), effective the _____ day of November 2008, is made between the County of Hidalgo and the City of La Joya, pursuant to the provisions of the Texas Interlocal Cooperation Act, as follows:

WHEREAS, on or about August 5, 2008 Hidalgo County (the "County") entered into an Interlocal Cooperation Agreement ("Interlocal Agreement") with the City of La Joya (the "City") in which the County agreed to assist the City in making road improvements to Alex Street extending from U.S. 83 south to Fifth Street, a distance of approximately 1,600 feet in length (the "Street");

WHEREAS, the Interlocal Agreement replaced a previous agreement entered into between the parties on January 14, 2008 in order to extend the timeframe for completion of the project and to state new terms and conditions the parties desired;

WHEREAS, due to unforeseen circumstances the parties are unable to complete the tasks identified in the Interlocal Agreement during the timeframe stated in the Interlocal Agreement and now desire to extend such timeframe and also desire to change the terms and conditions of the Interlocal Cooperation Agreement as hereinafter provided.

NOW THEREFORE, for and in consideration of the tasks performed by the parties and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, and this mutually agreed upon Amendment to the Interlocal Cooperation Agreement, the County and the City hereby agree to the following amendments to the Interlocal Cooperation Agreement:

1. Paragraph 2 is deleted in its entirety and the following is inserted in lieu thereof:
 2. County agrees to provide all necessary materials and supplies, including but not limited to, caliche base, sub-grade, sealant and striping, for the Street Improvements and La Joya agrees to reimburse County for such costs upon receipt of invoice from County.

2. Paragraph 5 is deleted in its entirety and the following is inserted in lieu thereof:

5. La Joya and County shall coordinate work schedules in order to provide for minimal disruption of traffic and operation of the Street and will use their best efforts to complete the Project no later than August 31, 2009.

3. Except as modified herein, all terms and conditions of the Interlocal Agreement, as amended, remain in full force and effect and the County and the City ratify and confirm the terms and provisions of the Interlocal Agreement as amended.

WITNESS THE HANDS OF THE PARTIES effective as of the day and year first written above.

CITY OF LA JOYA

William "Billy" Leo, Mayor

ATTEST:

City Secretary

HIDALGO COUNTY

J.D. Salinas, III, County Judge

ATTEST:

Arturo Guajardo, Jr., County Clerk

APPROVED AS TO FORM:

ATLAS & HALL, L.L.P.

BY: 

Stephen L. Crain