

County: Hidalgo

Contract 8BCF5001

STATE OF TEXAS §

COUNTY OF TRAVIS §

**FUNDING AGREEMENT
FOR BORDER COLONIA ACCESS PROGRAM
AMENDMENT #6**

THIS AMENDMENT IS MADE BY AND BETWEEN the State of Texas, acting through the Texas Department of Transportation, hereinafter called the "State", and Hidalgo County, acting by and through its duly authorized officials, hereinafter called the "County".

WITNESSETH

WHEREAS, the State and the County executed a contract on the 28th day of August 2008 – amended on the 15th day of January 2009, on the 17th day of March 2010, on the 13th day of August 2010, on the 20th day of June 2011, and on the 1st day of November 2011 – to effectuate their agreement to establish a transportation program to construct access roads in the County; and

WHEREAS, the County has opted to redefine a non-competitive project, as approved by the State; and

WHEREAS, the County has opted to apply non-competitive under runs to new projects, as approved by the State; and

WHEREAS, it has become necessary to amend that contract;

NOW THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties hereto, the State and the Local Government do agree as follows:

A G R E E M E N T

Article 1. Description of Amended Items:

Attachment B, Project Budget, is voided in its entirety and replaced with the new Attachment B, Project Budget, attached to this amendment.

Attachment C, Project Applications, deletes the initial application for the redefined project and adds a revised project application. It also adds project applications for new projects, with the revised and added applications attached to this amendment:

County	TWDB ID #	Colonia name	Project Description	Length (mi)	Eligible Cost
Deleted Project Applications					
HIDALGO	M1080234	Dude Hill #1	Paving and Drainage	0.12	\$88,335.00

County	TWDB ID #	Colonia name	Project Description	Length (mi)	Eligible Cost
Added Project Applications					
HIDALGO	M1080234	Dude Hill #1	Repaving and Drainage	0.12	\$124,085.00
HIDALGO	M1080260	Engleman Estates	Repaving and Drainage	0.46	\$199,561.53
HIDALGO	M1080348	Jardin Terrace	Repaving and Drainage	0.30	\$197,644.99
HIDALGO	M1080388	La Milpa	Paving and Drainage	0.15	\$99,384.79
HIDALGO	M1080587	Ramirez	Repaving and Drainage	0.10	\$46,753.53
HIDALGO	M1080588	Ramirez #2	Repaving and Drainage	0.10	\$91,700.00
HIDALGO	M1080589	Ramirez #3	Repaving and Drainage	0.14	\$105,650.00
HIDALGO	M1080600	Randolph Barnett #1	Repaving and Drainage	0.12	\$94,203.03
HIDALGO	M1080603	Rankin	Paving and Drainage	0.55	\$579,387.84
HIDALGO	M1080606	Regal Estates	Repaving and Drainage	0.24	\$186,200.00

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

Article 2. Signatory Warranty

The signatories to this amendment warrant that each has the authority to enter into this agreement on behalf of the organization they represent.

IN WITNESS WHEREOF, THE STATE AND THE LOCAL GOVERNMENT have executed duplicate counterparts to effectuate this agreement.

THE LOCAL GOVERNMENT

_____ Hidalgo County

By: _____
Honorable Ramon Garcia

_____ Printed Name

_____ County Judge

_____ Date

THE STATE OF TEXAS

Executed for the Executive Director and approved for the Texas Transportation Commission for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Texas Transportation Commission.

By: _____

_____ South Regional Support Center Director
Title

_____ Date

Attachment B – Project Budget

2011 Allocation Eligible Project Costs

County	TWDB ID #	Colonia Name	Total Drainage Costs (\$)	Eligible Roadway Costs (\$)	Total Eligible Project Costs (\$)	Changed by Amendment (#)
HIDALGO	M1080882	La Flor Estates	7,638.00	84,329.25 7,746.76	91,967.25 7,746.76	5
HIDALGO	M1080790	Village Grove #2	0.00	42,407.91	42,407.91	NA
HIDALGO	M1080397	La Suena	126,020.00	231,579.36	357,599.36	NA
HIDALGO	M1080600	Randolph Barnett #1	30,610.00	60,000.00	90,610.00	1
HIDALGO	M1080606	Regal Estates	71,110.00	120,000.00	191,110.00	1
HIDALGO	M1080406	Las Brisas	47,500.00	130,000.00	177,500.00	NA
HIDALGO	M1080883	La Flor Gardens	7,636.00	84,329.25 7,746.77	91,967.25 7,746.77	5
HIDALGO	M1080891	Los Encinos #2	104,425.00	113,480.03	217,905.03	NA
HIDALGO	M1080274	Foster Subdivision	16,108.00	95,000.00	111,108.00	NA
HIDALGO	M1080348	Jardin Terrace Subdivision	45,510.00	140,000.00	185,510.00	1
HIDALGO	M1080461	Mid-Valley Estates	21,600.00	213,250.95	234,850.95	NA
HIDALGO	M1080687	South Palm Gardens Estates #1	0.00	58,759.11	58,759.11	NA
HIDALGO	M1080055	Ariel Hinojosa Subdivision	24,310.00	121,491.95	145,801.95	NA
HIDALGO	M1080886	Laborsita	5,124.00	54,900.48	60,024.48	NA
HIDALGO	M1080804	Wes-Mer Subdivision	10,800.00	78,876.17	89,676.17	NA
HIDALGO	M1080063	Balli Estates	0.00	536,612.27	536,612.27	NA
HIDALGO	M1080401	Lakeview Subdivision	22,400.00	355,000.00	377,400.00	NA
HIDALGO	M1080185	Colonia Whalen Road	26,756.00	98,047.17	124,803.17	NA
HIDALGO	M1080855	Ash County	32,400.00	97,905.35	130,305.35	NA
HIDALGO	M1080300	Hacienda De Los Vegas	4,534.00	107,976.43	112,510.43	NA
HIDALGO	M1080310	Havana Lomas #4	28,710.00	104,890.95	133,600.95	1
HIDALGO	M1080111	Blue Star Enterprises #2	84,050.00	203,163.72	287,213.72	1
HIDALGO	M1080082	Basham #18	43,060.00	124,147.05	167,207.05	NA
HIDALGO	M1080329	Hoehn Drive Subdivision	105,322.00	351,700.63	457,022.63	NA
HIDALGO	M1080454	McColl Estates	68,875.00	112,422.71	181,297.71	NA
HIDALGO	M1080319	High Point Subdivision	0.00	121,186.80	121,186.80	NA
HIDALGO	M1080079	Basham #14	58,580.00	188,671.09	247,251.09	NA
HIDALGO	M1080937	Aldamas Subdivision 1 & 2	220,065.00	295,784.13	515,849.13	NA
HIDALGO	M1080380	La Homa Grove Estates	37,410.00	117,815.67	155,225.67	NA

2011 Allocation Eligible Project Costs

County	TWDB ID #	Colonia Name	Total Drainage Costs (\$)	Eligible Roadway Costs (\$)	Total Eligible Project Costs (\$)	Changed by Amendment (#)
HIDALGO	M1080932	Indian Hills East	0.00	1,260,219.06	1,260,219.06	1
HIDALGO	M1080940	Sundown's Retirement Center	100,895.00	108,870.74	209,765.74	NA
HIDALGO	M1080324	Hilda Subdivision #2	62,020.00	120,000.00	182,020.00	NA
HIDALGO	M1080262	Esperanza Estates	87,255.00	115,087.81	202,342.81	NA
HIDALGO	M1080148	Chapa North	16,200.00	69,570.58	85,770.58	NA
HIDALGO	M1080752	Trenton Terrace	140,840.00	135,000.00	275,840.00	NA
HIDALGO	M1080657	Seminary Village Subdivision	36,400.00	135,000.00	171,400.00	NA
HIDALGO	M1080149	Chapa South	9,000.00	66,877.78	75,877.78	NA
HIDALGO	M1080234	Dude Hill #1	28,335.00 63,585.00	60,000.00 60,500.00	88,335.00 124,085.00	6
HIDALGO	M1080900	Morningside South	143,325.00	217,458.93	360,783.93	NA
HIDALGO	M1080596	Rancho Escondido	183,270.00	269,551.95	452,821.95	NA
HIDALGO	M1080154	Citriana Village	165,795.00	319,874.96	485,669.96	NA
HIDALGO	M1080688	South Palm Gardens Estates #2	0.00	48,602.00	48,602.00	NA
HIDALGO	M1080311	Havana Lomas #5	25,150.00	65,000.00	90,150.00	1
HIDALGO	M1080896	McKee #1	36,100.00	86,774.07	122,874.07	NA
HIDALGO	M1080215	De Anda Subdivision	12,600.00	51,725.18	64,325.18	NA
HIDALGO	M1080413	Las Milpas Subdivision	72,685.00	117,072.59	189,757.59	NA
HIDALGO	M1080591	Ramon Leal Subdivision	15,570.00	70,547.90	86,117.90	NA
HIDALGO	M1080387	La Mesa Subdivision	60,500.00	149,480.86	209,980.86	NA
HIDALGO	M1080890	Los Encinos #1	39,585.00	45,000.00	84,585.00	NA
HIDALGO	M1080587	Ramirez Subdivision	26,910.00	50,000.00	76,910.00	1
HIDALGO	M1080588	Ramirez Subdivision #2	20,560.00	50,000.00	70,560.00	1
HIDALGO	M1080589	Ramirez Subdivision #3	31,160.00	34,961.95	66,121.95	1
HIDALGO	M1080863	Colonia Esperanza #2	19,118.00	85,605.53	104,723.53	2
HIDALGO	M1080536	Palm Lake Estates #1	202,072.00	496,541.00	698,613.18	NA

2011 Allocation Eligible Project Costs

County	TWDB ID #	Colonia Name	Total Drainage Costs (\$)	Eligible Roadway Costs (\$)	Total Eligible Project Costs (\$)	Changed by Amendment (#)
HIDALGO	M1080120	Brenda Gay	10,800.00	99,156.41	109,956.41	1
HIDALGO	M1080860	Chapa 2 (SL9)	68,400.00	274,668.56	343,068.56	1
HIDALGO	M1080232	Colonia Boyce (for Donna R.O.W.)	0.00	134,547.58	134,547.58	1
HIDALGO	M1080362	L & P Subdivision	48,000.00	99,988.82	147,988.82	1, 4
HIDALGO	M1080423	Los Castillos Estates	0.00	81,524.23	81,524.23	1
HIDALGO	M1080895	Mary Ann	28,800.00	219,668.66	248,468.66	1
HIDALGO	M1080181	Colonia Saenz	16,200.00	50,818.91	67,018.91	1
HIDALGO	M1080779	Valley View Estates	8,368.00	136,555.34	144,923.34	1
HIDALGO	M1080421	Loma Linda Heights Subdivision	161,250.00	489,497.50	650,747.50	1
HIDALGO	M1080141	Casa De Los Vecinos	114,490.00	423,757.12	538,247.12	1
HIDALGO	M1080488	Munoz Estates	193,079.00	205,871.21	398,950.21	5
HIDALGO	M1080260	Engleman Estates	43,954.00	155,607.53	199,561.53	6
HIDALGO	M1080348	Jardin Terrace	55,600.00	142,044.99	197,644.99	6
HIDALGO	M1080388	La Milpa	39,520.00	59,864.79	99,384.79	6
HIDALGO	M1080587	Ramirez	0.00	46,753.53	46,753.53	6
HIDALGO	M1080588	Ramirez #2	41,700.00	50,000.00	91,700.00	6
HIDALGO	M1080589	Ramirez #3	34,650.00	71,000.00	105,650.00	6
HIDALGO	M1080600	Randolph Barnett #1	32,650.00	61,553.03	94,203.03	6
HIDALGO	M1080603	Rankin	304,387.84	275,000.00	579,387.84	6
HIDALGO	M1080606	Regal Estates	65,200.00	121,000.00	186,200.00	6
Transferred from allocation to competitive to complete Tiejerina Estates					14,034.25	5
Remainder of non-competitive funds awarded to Hidalgo County that may be used for other eligible colonia project over runs.					0.00	1, 4, 5, 6
Total Non-competitive Funds					13,205,727.33	5
<p>Note. Original award was \$12,691,299.46 (\$11,458,449.50 allocation, \$1,232,849.96 competitive). Amendment 5 adds \$3,845,166.52 (\$229,479.16 of 1st-call allocation under run, \$1,517,798.67 of 2nd-call allocation under run, \$715,311.50 of 1st-call competitive under run, \$1,382,577.19 of 2nd-call competitive under run), for a revised total 3rd-call funding of \$16,536,465.98 (\$13,205,727.33 allocation, \$3,330,738.65 competitive).</p>						

2011 Competitive Eligible Project Costs

County	TWDB ID #	Colonia Name	Total Drainage Costs (\$)	Eligible Roadway Costs (\$)	Total Eligible Project Costs(\$)	Changed by Amendment (#)
HIDALGO	M1080536	Palm Lake Estates #1	57,227.00	140,622.00	197,849.00	NA
HIDALGO	M1080470	Monica Acres	35,510.00	73,187.53	108,697.53	NA
HIDALGO	M1080465	Miller Resub Lot A	60,965.00	76,037.83	137,002.83	4
HIDALGO	M1080465	Miller Resub Lot A	0.00	3,792.99	3,792.99	4
HIDALGO	M1080220	Delta West Subd.	41,600.00	313,968.53	355,568.53	NA
HIDALGO	M1080228	Diaz Subd.	9,000.00	55,595.18	64,595.18	NA
HIDALGO	M1080460	Mesquite Acres Subd.	98,445.00	125,724.71	224,169.71	NA
HIDALGO	M1080780	Vereda Tropical	25,660.00	119,307.18	144,967.18	NA
HIDALGO	M1080244	El Mesquite Subdivision	63,875.00	178,576.12	242,451.12	5
HIDALGO	M1080495	North Capisallo	23,650.00	85,350.95	109,000.95	5
HIDALGO	M1080103	Bernal Heights #1	22,744.00	62,921.52	85,665.52	5
HIDALGO	M1080230	Dimas #3	117,764.00	177,785.13	295,549.13	5
HIDALGO	M1080693	Southside Village	18,280.00	77,089.07	95,369.07	5
HIDALGO	M1080557	Pentecostal	110,040.00	101,167.38	211,207.38	5
HIDALGO	M1080767	Val Bar Estates	27,250.00	78,500.00	105,750.00	5
HIDALGO	M1080312	Havana Subdivision	71,717.00	106,500.00	178,217.00	5
HIDALGO	M1080014	Acevedo Subdivision #4	145,460.00	282,198.55	427,658.55	5
HIDALGO	M1080385	La Homa Road (S.) Subdivision	100,635.00	118,470.73	219,105.73	5
HIDALGO	M1080727	Tiejerina Estates	111,307.45	163,850.88	275,158.33	5
Transferred from allocation to competitive to complete Tiejerina Estates					-14,034.25	5
Total Competitive Funds					3,330,738.65	5