

STATE OF TEXAS           §  
  §  
COUNTY OF HIDALGO   §

**SECOND AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT  
BETWEEN THE CITY OF SAN JUAN, TEXAS, HIDALGO COUNTY, TEXAS  
AND HIDALGO COUNTY DRAINAGE DISTRICT NO. 1**

This SECOND AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT AMONG THE CITY OF SAN JUAN, TEXAS, COUNTY OF HIDALGO, TEXAS AND HIDALGO COUNTY DRAINAGE DISTRICT NO. 1 (the "Amendment"), effective the \_\_\_\_\_ day of \_\_\_\_\_ 2012, is made between the City of San Juan, Texas, County of Hidalgo, and the Hidalgo County Drainage District No. 1 pursuant to the provisions of the Texas Interlocal Cooperation Act, as follows:

**WHEREAS**, on or about September 9, 2010, the City of San Juan, Texas ("San Juan"), Hidalgo County, Texas ("County") and Hidalgo County Drainage District No. 1 ("Drainage District") entered into an Interlocal Cooperation Agreement ("Interlocal Agreement") regarding drainage improvements to an area encompassed by Raul Longoria Road on the west, Nolana Loop on the south, Owass Road on the north and Cesar Chavez Road on the east as more particularly described on Exhibit A to the Interlocal Agreement;

**WHEREAS**, the parties by Amendment to Interlocal Agreement dated January 25, 2011, amended numbered paragraph 5 of the Interlocal Agreement to reflect modified total projected costs;

**WHEREAS**, the parties desire to further amend the Interlocal Agreement to modify the total projected costs, to more clearly define the project being particularly located in San Juan, Texas with the remainder of the project being located in rural areas of the County, to modify the estimated projected completion date of the project and to replace Exhibit A of the Interlocal Agreement with a revised Exhibit A;

**NOW THEREFORE**, for and in consideration of the modification of the tasks and the amendment of the Interlocal Agreement to be performed by the parties and for other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, San Juan, County, and Drainage District agree to the following amendments to the Interlocal Agreement:

1. The first sentence of numbered paragraph 5 is deleted in its entirety and the following is inserted in lieu thereof:

The County's cost for the work and services in paragraphs 2,3 and 4 above shall not exceed One Million Six Hundred Forty Five Thousand Four Hundred Sixty Three Dollars and

Seventy One Cents (\$1,645,463.71)

2. A new paragraph numbered 31 of the Interlocal Agreement is to be inserted to read as follows:

The Drainage Improvements are located or to be located in an area approximately twenty five percent (25%) of which is in the municipal limits of San Juan and the remaining portion of the Drainage Improvements are to be located in the rural areas of the County.

3. Numbered paragraph 13 of the Interlocal Agreement shall be deleted in its entirety and the following inserted in lieu thereof:

The parties shall use their best efforts to complete the Drainage Improvements within two (2) years from the effective date of this Second Amendment to Interlocal Agreement.

4. Exhibit A of the Interlocal Agreement is deleted in its entirety and Exhibit A attached hereto to this Second Amendment to Interlocal Agreement is inserted in lieu thereof.

5. Except as modified herein, all terms and conditions of the Interlocal Agreement, as amended, remain in full force and effect and San Juan, County and Drainage District ratify and confirm the terms and provisions of the Interlocal Agreement as amended.

EXECUTED IN DUPLICATE ORIGINALS and effective as of the day and year first written above.

**SIGNATURE PAGE TO FOLLOW**

**CITY OF SAN JUAN**

San Juanita Sanchez, Mayor

ATTEST:

\_\_\_\_\_, City Secretary

**HIDALGO COUNTY**

By: \_\_\_\_\_  
Ramon Garcia, County Judge

ATTEST:

Arturo Guajardo, Jr., Hidalgo County Clerk

**HIDALGO COUNTY DRAINAGE DISTRICT  
NO. 1**

By: \_\_\_\_\_  
Ramon Garcia, Chairman of Board





APPROVED AS TO FORM:

ATLAS, HALL & RODRIGUEZ, LLP

By: \_\_\_\_\_  
Stephen L. Crain

# MINNESOTA DRAIN PROJECT IMPROVEMENTS

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 PWS 48

-  AFFECTED AREA
-  PROPOSED DRAIN LINE
-  PROPOSED DITCH
-  EXISTING DITCH

