

STATE OF TEXAS §
COUNTY OF TRAVIS §

**FUNDING AGREEMENT
FOR BORDER COLONIA ACCESS PROGRAM
AMENDMENT # 8**

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, on the 1st day of November 2011, on the 21st day of March 2012, and on the 23rd day of August 2012 – to effectuate their agreement to establish a transportation program to construct access roads in the County; and,

WHEREAS, it has become necessary to amend the agreement;

NOW THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties hereto, the State and the County do agree to amend the agreement as follows:

AGREEMENT

I. Description of Amended items:

Article 3, Schedule, is deleted in its entirety and is replaced with the following:
Upon final execution of this Agreement, the County shall submit a project schedule. This schedule shall include a monthly project development timeline including estimated monthly expenditures. If the County does not complete the Project by August 31, 2015, this agreement will be terminated in accordance with the provisions of Article 9, Termination.

Article 9, item c is deleted in its entirety and is replaced with the following:
Project is not completed by August 31, 2015.

Attachment B, Project Budget, is deleted in its entirety and replaced with Attachment B-1, which is attached to this amendment. This includes the addition of ten Allocation projects (applications for which were previously submitted to the State), and the deletion of five Allocation projects and one Competitive project as indicated below.

Projects added to 3rd Call Allocation

TWDB ID #	Colonia Name	Project Description	Project Length (mi)	Eligible Total Cost (\$)
M1080642	Barboza Lopez No. 3	Repaving & Drainage	0.237	\$145,063.55
M1080310	Havana Lomas #4	Repaving & Drainage	0.21	\$133,600.95
M1080311	Havana Lomas #5	Repaving & Drainage	0.13	\$90,150.00
M1080270	Flora Subdivision	Repaving & Drainage	0.227	\$115,262.11
M1080314	Heidelberg Subdivision	Repaving & Drainage	1.483	\$787,351.84

M1080411	La Fuentes Subdivision	Repaving & Drainage	0.356	\$244,283.00
M1080394	La Pampa	Repaving & Drainage	0.246	\$103,540.46
M1080422	Lorenzana Subdivision	Repaving & Drainage	0.196	\$124,008.76
M1080894	Martin Subdivision	Repaving & Drainage	0.199	\$108,513.02
M108691	Southern Valley Estates	Repaving & Drainage	0.231	\$166,227.35

Projects deleted from 3rd Call Allocation

TWDB ID #	Colonia Name	Project Description	Project Length (mi)	Eligible Total Cost (\$)
M1080215	DeAnda Subdivision	Paving & Drainage	0.12	(\$64,325.18)
M1080348	Jardin Terrace Subdivision	Paving & Drainage	0.28	(\$197,644.99)
M1080752	Trenton Terrace	Paving & Drainage	0.27	(\$275,840.00)
M1080779	Valley View Estates	Paving & Drainage	0.32	(\$144,923.34)
M1080790	Village Grove #2	Paving & Drainage	0.26	(\$42,407.91)

Projects deleted from 3rd Call Competitive

TWDB ID #	Colonia Name	Project Description	Project Length (mi)	Eligible Total Cost (\$)
M1080780	Vereda Tropical	Repaving & Drainage	0.24	(\$144,967.18)

II. Signatory Warranty

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

All other provisions of the original agreement not hereby amended remain in full force and effect.

IN WITNESSETH WHEREOF, THE STATE AND COUNTY have executed duplicate counterparts to effectuate this agreement.

THE COUNTY

Hidalgo County, Texas

By: _____

Ramon Garcia
 County Judge

 Date

THE STATE OF TEXAS

By: _____

Kenneth Stewart
 Interim Director, Contract Services Office

 Date