



6. Further material revisions to the Contract shall be by written agreement of the Parties.

**SIGNATURE PAGE FOLLOWS**

**SIGNATURE PAGE FOR AMENDMENT NO. 1 TO  
GLO CONTRACT NO. 12-589-000-6887**

**GENERAL LAND OFFICE**

**COUNTY OF HIDALGO**

\_\_\_\_\_  
Anne L. Idsal, Chief Clerk/  
Deputy Land Commissioner

\_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

Date of execution: \_\_\_\_\_

Date of execution: \_\_\_\_\_

<sup>DS</sup>  
TR OGC <sup>DS</sup> AAH

<sup>DS</sup>  
PM [Signature]

<sup>DS</sup>  
DIR LAA

<sup>DS</sup>  
SDD [Signature]

<sup>DS</sup>  
DGC JG

<sup>DS</sup>  
GC [Signature]

**ATTACHED TO THIS AMENDMENT:**

- ATTACHMENT A-1:** Revised Performance Statement and Implementation Schedule
- ATTACHMENT B-1:** Revised Project Budget

**ATTACHMENT FOLLOWS**

## Revised Performance Statement and Implementation Schedule

### COUNTY OF HIDALGO

Grantee shall carry out the following activities in the target area identified in its 2008 Texas CDBG Disaster Recovery Supplemental Grant application to aid areas most impacted and distressed by Hurricanes Ike or Dolly. The persons to benefit from the activities described in this Performance Statement must be receiving service or a benefit from the use of the new or improved facilities and activities for the contract obligations to be fulfilled. Grantee shall ensure that the amount of funds expended for each activity described does not exceed the amount specified for such activity in the Budget.

As a result of Hurricane Dolly on July 23, 2008 and Hurricane Ike on September 13, 2008, various County drainage ditches/channels were overwhelmed due to high winds, flooding, and large quantities of debris, which caused the drainage channels to fail to function as the primary storm water conveyance for the area. The failure of the drainage system to function threatened the public health, safety, and welfare of all served by these facilities due to overflowed drainage banks causing standing water on the roads, which impeded emergency vehicle access, and flooding. The County is in need of drainage infrastructure improvements to ensure proper storm water conveyance and reduce flooding.

#### Flood and Drainage Facilities - 5

##### Pct. 1 Delta Area Connector/East Lateral

Grantee shall reconstruct an existing drainage system by providing an adequately sized lateral drainage channel to direct storm water to a primary drainage channel, the Hidalgo County Drainage District (HCCD) No. 1 drainage system. Work includes channel excavation (reshaping and widening), concrete riprap installation, associated utility adjustments, and site work associated with construction. Proposed improvements will ensure proper conveyance of storm water and will significantly reduce flooding. Construction shall take place at the following location in Hidalgo County, Texas (between Edcouch and La Villa):

<u>Flood and Drainage Facilities:</u>	<u>Location:</u>	<u>HUD Performance Measure:</u>	<u>Approximate Units:</u>
Existing channel between Mile 2 West and FM 491	From: 1320 ft. South of Mile 13 North Road To: 300 ft. North of Mile 14 1/2 North Road	Linear Feet	20,000

These activities shall benefit fifty thousand two hundred forty-three (50,243) persons, of which thirty-three thousand seven hundred eighty-six (33,786), or sixty-seven percent (67%), are of low to moderate income.

##### Pct. 4 Alberta Drain

Grantee shall construct a new east-west lateral drainage system to outfall into the HCDD drainage system. Grantee shall purchase and install new culverts ranging in size from eighteen inches to seventy-two inches (18 in. – 72 in.), along with associated drainage inlets, junction boxes, manholes, a gated structure, headwalls, and repair payments as needed. Grantee shall also perform ditch excavation, install concrete riprap, regrade and excavate roadside ditches, make utility and irrigation adjustments, and perform site work associated with construction. Proposed improvements will ensure proper conveyance of storm water and significantly reduce flooding. Construction shall take place at the following location in Edinburg, Texas:

<u>Flood and Drainage Facilities:</u>	<u>Location:</u>	<u>HUD Performance Measure:</u>	<u>Approximate Units:</u>
Drainage channel and storm sewer improvements	From: An existing channel approx. 0.89 miles east of Tower Road, between Alberta Road and Owassa Road To: West to a point approx. 0.25 miles west of Tower Road	Linear Feet	6,040

These activities shall benefit one thousand eight hundred sixty-one (1,861) persons, of which one thousand six hundred sixty-nine (1,669), or eighty-nine percent (89%), are of low to moderate income.

#### Acquisition - 24

Grantee shall acquire easements as needed to accommodate the Pct. 4 Alberta Drain drainage improvements. Grantee shall carry out all acquisition of needed real property, easements, and/or rights-of-way in compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601 et seq.) and HUD implementing regulations (24 CFR Part 42).

#### Engineering - 30

Grantee shall ensure the amount of the funds expended for all eligible project-related engineering services, including preliminary and final design plans and specifications, all interim and final inspections, and all special services, does not exceed the amount specified for Engineering in the Budget.

#### Project Delivery - 33

Grantee shall ensure the amount of the funds expended for all eligible project-related “project delivery” administration activities, including the required annual program compliance and fiscal audit, does not exceed the amount specified for Project Delivery in the Budget.

Planning/Project Delivery (Environmental) - 35

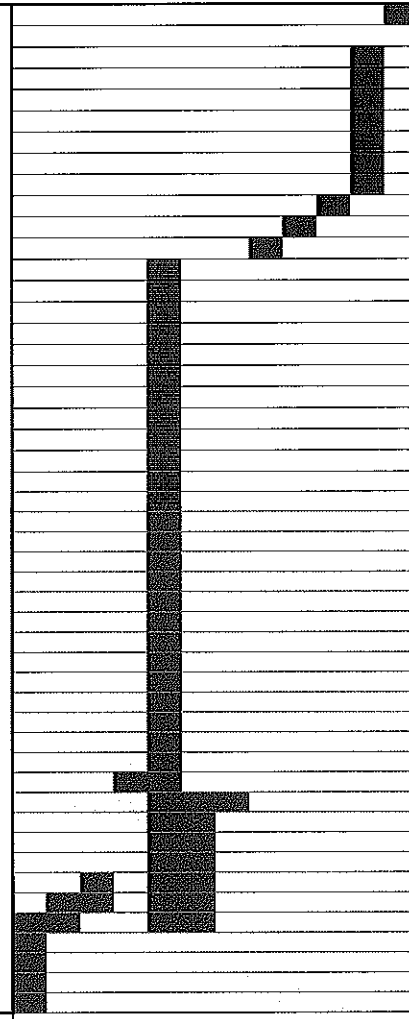
Grantee shall ensure the amount of the funds expended for all eligible project-related “project delivery” environmental activities does not exceed the amount specified for Environmental in the Budget.

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Grantee: Hidalgo County		Cal. Days		12 13 14 15 16	
Grantee Contract No.:	DRS210068	Start	End	Start	End
Grantee Contract Start:	09/06/12				
Grantee Contract End:	12/31/18				
Description: Street Improvements					
Activity: 5 Project: Alberta Drain, Pct. 4					
30% Design & Submittal	118	9/7/2012	1/3/2013		
Environmental Procurement/Contracting <sup>1</sup>	30	1/4/2013	2/9/2013		
Environmental ERR Preparation & Submittal	30	2/4/2013	3/6/2013		
Environmental ERR Certification	148	8/2/2013	8/2/2013		
Acquisition <sup>2</sup>	985	1/4/2013	9/16/2015		
100% Design & Submittal (Plans/Specs/Permits) <sup>4</sup>	171	1/13/2013	7/9/2013		
Design Acceptance	25	7/29/2013	7/29/2013		
Advertise	814	10/22/2015	10/22/2015		
Bid Opening	20	11/12/2015	11/12/2015		
Award	30	12/13/2015	12/13/2015		
Construction <sup>5</sup>	180	1/11/2016	7/9/2016		
Closeout Completion <sup>6</sup>	45	9/23/2016	9/23/2016		

Work shall include drainage system construction and drainage improvements



<sup>1</sup> Environmental procurement/contracting is assumed to start the day following the 30% design submittal.  
<sup>2</sup> Acquisition is assumed to start the day following the 30% design submittal.  
<sup>3</sup> 60% design is assumed to start two (2) weeks after the 30% design submittal for review.  
<sup>4</sup> 100% design is assumed to start two (2) weeks after the 60% design submittal for review.  
<sup>5</sup> Construction is assumed to start four (4) weeks after construction award or four (4) weeks after design completion, if bidding/award is not applicable.  
<sup>6</sup> Closeout completion is assumed to occur 30 calendar days after closeout documents are submitted for review/approval.

**Revised Project Budget****COUNTY OF HIDALGO**

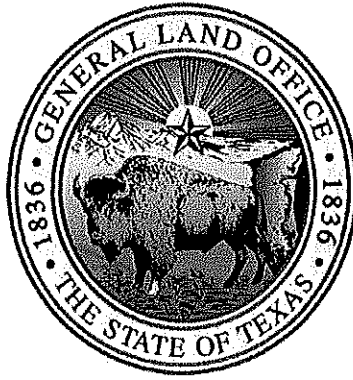
<u>HUD Activity</u>	<u>Categories</u>	<u>Grant Funds to Grantee</u>	<u>Grant Funds to Service Providers Contracted by GLO</u>	<u>Other Funds</u>	<u>Total Funds</u>
5	Flood and Drainage Facilities	\$1,767,555.89	\$0	\$2,227,185.60 <sup>2</sup>	\$3,994,741.49
24	Acquisition	\$649,998	\$0	\$0	\$649,998
30	Engineering/Architectural Services	\$0	\$283,019	\$86,431 <sup>3</sup>	\$369,450
33	Project Delivery	\$255,493	\$0	\$0	\$255,493
35	Environmental	\$0	\$0	\$0	\$0
	<b>Total</b>	<b>\$2,673,046.89<sup>1</sup></b>	<b>\$283,019<sup>1</sup></b>	<b>\$2,313,616.60<sup>2,3</sup></b>	<b>\$5,269,682.49<sup>1,2,3</sup></b>

<sup>1</sup>Total Grant Funds = \$2,956,065.89

<sup>2</sup>\$2,227,185.60=\$727,185.60 added as Local Contribution from Precinct 4 for the Alberta Drain Project (via Commissioners' Court approval and Resolution) + \$1,500,000.00 add as Local Contribution from the Hidalgo County Drainage District #1 (HCDD#1) for the Delta Area Connector/East Lateral Drain Project (via Interlocal Agreement)

<sup>3</sup>\$86,431.00 - Precinct 4 In-House Engineer costs-Alberta Drain

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# SUPPORTING DOCUMENTS



**PURCHASE REQUISITION**

Texas General Land Office

Do not place an Order. The Purchasing Department MUST place this order in compliance with State Laws and Regulations

REQUISITION NUMBER	305 -
SEND TO LEGAL SERVICES?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
EXISTING CONTRACT NUMBER	DRS220068 GLO#12-589-000-6887

Program/Division	Contact for further Information	Phone Number	Date Prepared
Disaster Recovery	Edward Check	512-475-5026	November 17, 2015

Project Title or Purpose for this Requisition  
 County of Hidalgo requires an Amendment (Amendment No. 1) to revise Attachment A (Performance Statement and Implementation Schedule), Attachment B (Budget), and the effective dates to reflect a Contract End Date of December 31, 2018. The Grantee's contract began on September 6, 2012 and ends on December 31, 2015.

<input type="checkbox"/> Request a NEW CONTRACT	<input type="checkbox"/> Deadline - DATE:	for Contract or Amendment, if any (Must include Deputy Memo)
<input checked="" type="checkbox"/> Request an AMENDMENT to an existing contract due to:	Attachment A, Attachment B, Section 2 of the Contract.	

FUNDING SOURCES (State or Federal / types - NOAA / MMS, etc.) HUD

Vendor I.D.	74-6000717				(Legal Approval)	Date:
Vendor Name	County of Hidalgo				Project Manager/Phone #:	Edward Check 512-475-5026
Address	1615 South Clossner, Suite J				Suggested Vendor:	
City/State	Edinburg, TX	Zip	78539		Vendor Contact Person:	Ramon Garcia, County Judge
DT/PCC	Fund	Approp.	Compt. Obj.	GLO Code	PCA	Amount
						Budget MIP Entry
						By: _____ Date: _____
						Notes/Comments: Contract End Date reflects the proposed Contract End Date.

ITEM	CLASS - ITEM/ COMMODITY CODE	DESCRIPTION OF PRODUCT/SERVICE	QUANTITY	UOM	UNIT PRICE	EXTENDED PRICE
		CDBG Disaster Recovery Grant Program				\$0.00
						\$0.00
						\$0.00
						\$0.00
						\$0.00

ADDITIONAL PAGE TOTAL:			
CONTRACT DATES:	FROM:	9/6/2012	TO:
			12/31/2018
GRAND TOTAL:			\$0.00

DIRECTOR	DATE	IS TECHNOLOGY/COMPUTER RELATED	DATE
<i>Javier Perez</i>	11/18/2015		
DEPUTY	DATE	PIO - PUBLICATIONS RELATED	DATE
BUDGET FUNDS AVAILABLE	DATE	CHIEF CLERK - \$5,000 AND OVER	DATE

PURCHASING USE ONLY			
HUB VENDOR:	RECYCLED PRODUCT	POSTED ON ESD	VCID
<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> E-1 Recycled-content <input type="checkbox"/> E-2 Remanufactured <input type="checkbox"/> E-4 Env. Sensitive	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/>
Black <input type="checkbox"/> Woman <input type="checkbox"/> Hispanic <input type="checkbox"/> Asian <input type="checkbox"/> Native American		Order/Begin Date:	DATE TO LEGAL
		Due/End Date:	Purch. Type:
			Processed By:
			Date:
			MIP Entry:

EXEMPTION STATUTE/DESCRIPTIVE LEGAL TEXT	
<input type="checkbox"/> BOND FUND (use of funds to pay expenses related to the Land)-TX. Nat. Res. Code, Title 7, Chapter 161, Subchapter A, Section 161.175	<input type="checkbox"/> PERMANENT SCHOOL FUND INVESTMENTS-TX. Nat. Res. Code 51.402
<input type="checkbox"/> BOND FUND (use of funds to pay bond expenses)-TX. Nat. Res. Code, Title 7, Chapter 161, Subchapter A, Section 161.176	<input type="checkbox"/> POSTAGE-General Appropriations Act. 74th Leg. Session, Sec. 9, HB 1, Sec. 33 (Purchase of Postage)
<input type="checkbox"/> BOND FUND (for printing)-TX. Nat. Res. Code, Chapter 161, Subchapter A, Section 161.176(3)	<input type="checkbox"/> PROFESSIONAL SERVICES-TX. Gov. Code, Title 10, Subtitle F, Sec. Ref. 2155.001, Chapter 2254, Subchapter A, Sec. 2254.001
<input type="checkbox"/> CEPRA-TX. Natural Resource Code, Chapter 33, Subchapter H	<input type="checkbox"/> PURCHASE OF LAND-TX. Nat. Res. Code, Section 51.402
<input type="checkbox"/> CEPRA-TX. Natural Resource Code, Chapter 33, Subchapter H/TX. Gov. Code, Title 10, Chapter 2155, Subchapter 2155.147	<input type="checkbox"/> REAL ESTATE TRANSACTION-TX. Nat. Resource Code, Ann 31.158(d)
<input type="checkbox"/> CONSULTING SERVICES-TX. Gov. Code, Title 10, Subtitle F, Sec. Ref. 2155.001, Chapter 2254, Subchapter B, Sec. 2254.021	<input type="checkbox"/> TELEPHONE/UTILITIES-TX. Gov. Code, Chapter 2155, Ref. 2155.01(d)
<input type="checkbox"/> GRANTS-TX. Gov. Code, Title 10, Subtitle D, Section 2155.140	<input type="checkbox"/> TRAINING-TX. Gov. Code, Title 6, Subtitle B, Section 656.044
<input type="checkbox"/> INTERAGENCY CONTRACT-TX. Gov. Code, Title 7, Chapter 771	<input type="checkbox"/> VET HOMES-TX. Nat. Res. Code, Chapter 164 (Senate Bill)
<input type="checkbox"/> INTERLOCAL CONTRACT-TX. Gov. Code, Title 7, Chapter 791	
<input type="checkbox"/> MAIL SERVICES - TX. Gov. Code, Title 10, Subtitle D, Chapter 2162.105	
<input type="checkbox"/> OSPRA-TX. Nat. Res. Code, Chapter 40	
<input type="checkbox"/> OUTSIDE COUNSEL-TX. Gov. Code 2254.024	
<input type="checkbox"/> OTHER -	





# MEMORANDUM

TEXAS GENERAL LAND OFFICE \* GEORGE P. BUSH \* COMMISSIONER

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**DATE:** November 17, 2015

**TO:** Javier Perez, Director of Program Oversight, Disaster Recovery Program

**FROM:** Tyler Payne, 512-475-5049, Disaster Recovery

**DR CONTRACT:** DRS220068

**GLO CONTRACT:** GLO#12-589-000-6887

**COMMUNITY NAME:** County of Hidalgo

**PURPOSE:** Round 2.2 Amendment No. 1

**RUSH Reason:**

Several Round 2.1 projects are in construction, and the Grantee cannot be put in the position of not accessing grant funds in year 2016 because the Round 2.1 grant is expired.

**EXECUTIVE SUMMARY:**

Grant funds in the amount of \$1,543,934.11 are being transferred from Hidalgo County Round 2.2 Grant to the Round 2.1 Grant. Hidalgo County's Round 2.2 grant is also being extended to December 31, 2018, due to projects' schedules reaching into year 2017. Consequently Round 2.2 grant funds are being moved to self-performing grant administration activity to oversee and close-out the remaining active projects. Construction grant funds of East Lateral Phase 3 are being reduced due to the introduction of local funds contribution and transfer of Round 2.2 grant funds to Round 2.1. Lastly, a new acquisition activity is created for the East Lateral Phase 3 project.

**DESCRIPTION / JUSTIFICATION**

This Amendment requires the following:

- **Performance Statement:** No change.
- **Implementation Schedule:** The Implementation Schedule has been changed.
- **Contract Term Dates:** The Contract Term dates shall be revised to reflect a Contract End Date of December 31, 2018. The Grantee's current contract began on September 6, 2012 and ends on December 31, 2015.
- **Budget:** The budget is revised as follows:



# MEMORANDUM

TEXAS GENERAL LAND OFFICE • GEORGE P. BUSH • COMMISSIONER

**Table 1a - Contract Funds**

Activity:	Prior Budget	Added/(Decreased) Budget Change	Current Budget
5-Flood and Drainage Facilities - Pct. 1 Delta Area Connector/East Lateral	\$2,358,490	(\$2,033,934.11)	\$324,555.89
5-Flood and Drainage Facilities - Pct 4 Alberta Drain	\$1,277,833	\$165,167	\$1,443,000
24-Acquisition - Land Acquisition for Delta Area Connector	\$0	\$395,000	\$395,000
24-Acquisition - Acquisition: Precinct 4 Alberta Drain	\$358,750	(\$103,752)	\$254,998
30-Engineering/Architectural Serv. - 5-Flood and Drainage Facilities-Pct 4 Alberta Drain (Grantee)	\$61,415	(\$61,415)	\$0
33-Planning/Project Delivery - Pct. 1 Delta Area Connector/East Lateral (Grantee)	\$80,246.50	\$47,500	\$127,746.50
33-Planning/Project Delivery - Pct 4 Alberta Drain (Grantee)	\$80,246.50	\$47,500	\$127,746.50
<b>TOTAL FUNDS</b>	<b>\$4,216,981</b>	<b>(\$1,543,934.11)</b>	<b>\$2,673,046.89</b>

**Table 1b - Other Funds**

Activity:	Prior Budget	Added/(Decreased) Budget Change	Current Budget
5-Flood and Drainage Facilities - Pct 1. Delta Area Connector/East Lateral	\$0	\$1,500,000	\$1,500,000
<b>TOTAL FUNDS</b>	<b>\$813,616.60</b>	<b>\$1,500,000</b>	<b>\$2,313,616.60</b>

- **Beneficiaries:** No change.

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Edward Check

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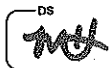
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Lease Processor  
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