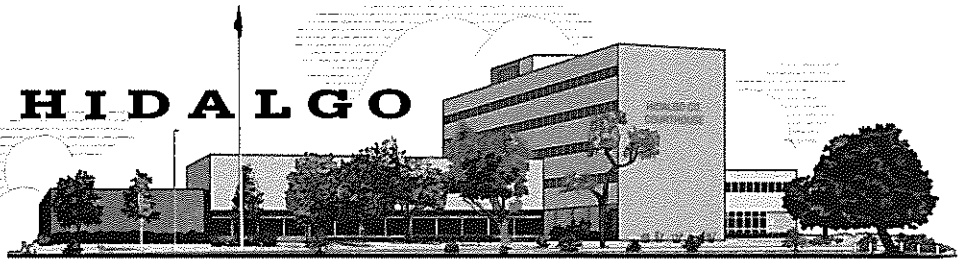


# COUNTY of HIDALGO



EDINBURG, TEXAS 78539

HIDALGO COUNTY AUDITOR'S OFFICE  
Hidalgo County Administration Building  
2808 South Business Highway 281  
Edinburg, Texas 78539-6243  
PHONE: (956) 318-2511  
FAX: (956) 318-2577  
WEBSITE: [www.co.hidalgo.tx.us/auditor](http://www.co.hidalgo.tx.us/auditor)

August 26, 2016

- The Honorable Ramon Garcia, Hidalgo County Judge
- The Honorable A.C. Cuellar, Jr., Commissioner, Precinct No. 1
- The Honorable Eduardo "Eddie" Cantu, Commissioner, Precinct No. 2
- The Honorable Jose M. Flores, Commissioner, Precinct No. 3
- The Honorable Joseph Palacios, Commissioner, Precinct No. 4

**RE: Certification of Revenue**


Dear Judge and Commissioners:

Pursuant to Local Government Code § 111.0707 SPECIAL BUDGET FOR REVENUE FROM INTERGOVERNMENTAL CONTRACTS:

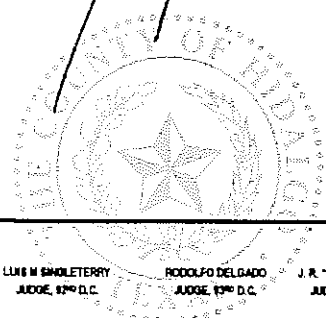
The county auditor shall certify to the commissioners court the receipt of all revenue from intergovernmental contracts that is available for disbursement in a fiscal year but not included in the budget for that fiscal year. On certification, the court may adopt a special budget for the limited purpose of spending the revenue from intergovernmental contracts for its intended purpose.

I, Ray Eufrazio, County Auditor of Hidalgo County, certify to the Hidalgo County Commissioners Court the revenue from the intergovernmental contracts between Hidalgo County and the City of McAllen, Texas for the road improvement project to FM1925 (1,500 ft. west of FM2220 to 10<sup>th</sup> Street) in the amount of \$16,555.00 and for the road improvement project to Mile 5 (Taylor Road to FM220) in the amount of \$86,676.00. These funds may now be made available by creating a new special budget or amending a current budget for its intended purposes.

CERTIFIED BY:

  
\_\_\_\_\_  
Raymundo Eufrazio, CPA  
Hidalgo County Auditor

8/29/16  
\_\_\_\_\_  
Date



**HIDALGO COUNTY DISTRICT JUDGES**

- |  |  |   |  |  |  |   |  |   |  |  |
|--|--|---|--|--|--|---|--|---|--|--|
| LUIS M SMOLETERRY<br>JUDGE, 1 <sup>ST</sup> D.C. | RODOLFO DELGADO<br>JUDGE, 1 <sup>ST</sup> D.C. | J. R. "BOBBY" FLORES<br>JUDGE, 1 <sup>ST</sup> D.C. | ROSE GUERRA REYNA<br>JUDGE, 2 <sup>ND</sup> D.C. | JUAN R. PARTIDA<br>JUDGE, 2 <sup>ND</sup> D.C. | MARIO E. RAMIREZ, JR.<br>JUDGE, 3 <sup>RD</sup> D.C. | HCE GONZALEZ<br>JUDGE, 3 <sup>RD</sup> D.C.<br>OVERSEER | LETICIA LOPEZ<br>JUDGE, 3 <sup>RD</sup> D.C. | ADA SALINAS FLORES<br>JUDGE, 3 <sup>RD</sup> D.C. | ISRAEL RAMON, JR.<br>JUDGE, 4 <sup>TH</sup> D.C. | JESSE CONTRERAS<br>JUDGE, 4 <sup>TH</sup> D.C. |
|--|--|---|--|--|--|---|--|---|--|--|

## Nereyda Gonzalez

---

**From:** Veronica Ortiz [veronica.ortiz@co.hidalgo.tx.us]  
**Sent:** Thursday, August 25, 2016 2:57 PM  
**To:** ray eufracio  
**Cc:** linda fong; Dina Trevino; becky luna; nereyda.gonzalez@auditor.co.hidalgo.tx.us  
**Subject:** Certification of Revenues Pct. 4 Revenue  
**Attachments:** Certification of Revenues Pct. 4 Revenue.pdf

# HIDALGO COUNTY texas

DEPARTMENT OF BUDGET & MANAGEMENT  
2818 S. Business Hwy. 281  
Edinburg, Texas 78539  
Office: (956) 292-7025 • Fax: (956) 292-7034  
[www.co.hidalgo.tx.us/budget](http://www.co.hidalgo.tx.us/budget)

---

## Memorandum

**To:** Ray Eufracio, CPA, County Auditor

**From:** Sergio Cruz, Budget Officer *SC*

**Date:** Thursday, August 25, 2016

**Subject:** Certification of Revenues Pct 4 Revenue

**Cc:** Linda Fong, 1<sup>st</sup> Assistant County Auditor  
Dina Trevino, Assistant Budget Officer  
Becky Luna, Director of Accounting  
Nereyda Gonzalez, Financial Accounting Supervisor

---

Please let this memo serve as a request for Certification of Revenue in reference to the the ICA with City of McAllen for revenue earned by Pct 4 for the road improvement to FM1925 in the amount of \$16,555.00 as well as Mile 5(Taylor-Ware) in the amount of \$86,676.00.

The following unearned revenue accounts are currently active for the projects:

- 6-1200-223-00-124-089-0-000 (R&B PCT4-UNEARNED REV-ICA MCALLEN-FM1925) in the amount of \$269,205.00 (Receipt#195730)
- 6-1200-223-00-124-087-0-000 (R&B PCT4-UNEARNED REV-M5 RD(TAYLOR-WARE) in the amount of 335,935 (Receipt#195627)

# HIDALGO COUNTY texas

DEPARTMENT OF BUDGET & MANAGEMENT

2818 S. Business Hwy. 281

Edinburg, Texas 78539

Office: (956) 292-7025 • Fax: (956) 292-7034

www.co.hidalgo.tx.us/budget

---

## Memorandum

**To:** Ray Eufrazio, CPA, County Auditor

**From:** Sergio Cruz, Budget Officer *sc*

**Date:** Thursday, August 25, 2016

**Subject:** Certification of Revenues Pct 4 Revenue

**Cc:** Linda Fong, 1<sup>st</sup> Assistant County Auditor  
Dina Trevino, Assistant Budget Officer  
Becky Luna, Director of Accounting  
Nereyda Gonzalez, Financial Accounting Supervisor

---

Please let this memo serve as a request for Certification of Revenue in reference to the the ICA with City of McAllen for revenue earned by Pct 4 for the road improvement to FM1925 in the amount of \$16,555.00 as well as Mile 5(Taylor-Ware) in the amount of \$86,676.00.

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- 6-1200-223-00-124-087-0-000 (R&B PCT4-UNEARNED REV-M5 RD(TAYLOR-WARE) in the amount of 335,935 (Receipt#195627)

Thank you for your prompt attention to this matter. If you have any questions, please do not hesitate to call me at (956) 292-7025 ext. 5424.

AI-56046

Budget and Management 39. C. 2.

CC - REGULAR

Meeting Date: 08/30/2016

Submitted For: Lulu Lucio, COMM. PCT. #4

Submitted By: Merlen P. Munoz, BUDGET & MANAGEMENT

Department: COMM. PCT. #4

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**Information**

**CAPTION**

Pct 4 Rd. Maint. (1200):

1. Approval of certification of revenues as certified by the County Auditor for revenues received from the City of McAllen for the road improvements to Mile 5 Road(Taylor-Ware) and FM1925.
2. Approval of 2016 appropriation of funds into Pct 4 Rd. Maint. in the amount of \$103,231.00.

**BACKGROUND**

ICA for both projects approved 12/8/15 AI-52537

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**Fiscal Impact**

**FISCAL YEAR:** 2016

**ACCT. #:** 6-1200-431-00-124-007-0-XXX

**FUNDS AVAILABLE Y/N?:** Y **MATCHING FUNDS Y/N?:** N

**BUDGETARY IMPACT:**

Funds available pending certification of revenues from the Auditor's Office.

Monies for the ICA for Mile 5 (Taylor-Ware) receipted under  
Acct#6-1200-223-00-124-087-0-000 (Receipt#195627)

Monies for the ICA for FM1925 are currently under Acct#6-1200-223-00-124-089-0-000  
(Receipt#195730)

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**Attachments**

**Appropriation**

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**Form Review**

**Inbox**

Merlen P. Munoz (Originator)

Budget & Management

Final Approval

Form Started By: Merlen P. Munoz

**Reviewed By**

Merlen P. Munoz

Veronica Ortiz

**Date**

08/25/2016 01:39 PM

08/25/2016 02:58 PM

Started On: 08/25/2016 01:04 PM

DATE: August 25, 2016

DEPARTMENT HEAD: Sergio Cruz, Budget Officer

**2016**  
Appropriation



DEPARTMENT NAME: Department of Budget & Management for Pct 4 Rd Maint

ACCOUNT NUMBER: 6-1200-431-00-124-007-0-XXX

Contact Person: Merlen Munoz Ph#: (956) 292-7025 ext. 5403

**SUBJECT:** Budget Amendments (increase (decrease)) in accordance with Local Government Code, Chapter 111, § 111.070, Item C (2).

Honorable Commissioners' Court of Hidalgo County:

I would like to request the following Budget Amendments (increase (decrease)) in accordance with Local Government Code, Chapter 111, § 111.070, Item C (2).

INCREASE ACCOUNT NUMBER(S)	ACCOUNT (OBJECT) NAME	AMOUNT
6-1200-431-00-124-007-0-890	PCT4 RD MAINT OTHER	103,231.00
6-1200-337-00-124-008-0-000	R&B Pct 4 ICA McAllen FM1925 Revenues	16,555.00
6-1200-337-00-124-XXX-0-000	R&B Pct 4 ICA McAllen M5(Taylor-Ware) Revenues	86,676.00
<b>TOTAL BUDGET INCREASE (DECREASE)</b>		<b>103,231.00</b>

**REASON:** To appropriate funding for revenues for various ICA with City of Mcallen for the M5(Taylor-Ware) and FM1925. Monies currently under an unearned revenue account until posted by the Auditor's Office.

\_\_\_\_\_  
DEPARTMENT HEAD SIGNATURE

\_\_\_\_\_  
APPROVED COMMISSIONERS' COURT

\_\_\_\_\_  
DATE

\_\_\_\_\_  
ATTEST COUNTY CLERK

Account Number	Description	Budget	Pre Encumbrance Encumbrance	Pre Actual Actual	Avail/Rec
6-1347-431-00-124-168-0-721	CO2015A-PCT4 FM1925(1,500FT W/WA	408,810.00	303,180.00	105,630.00	00
6-1347-431-00-124-168-0-841	CO2015A-PCT4 FM1925(1,500FT W/WA	272,540.00	202,120.00	70,420.00	00
<b>Totals</b>		<b>681,350.00</b>	<b>505,300.00</b>	<b>176,050.00</b>	<b>.00</b>
<input type="button" value="Cancel"/>					

\$ 176,050.00	Project Expenditures as of 8/26/2016
50%	Percentage of expenditures used to determine certifiable revenues
<u>88,025.00</u>	Certifiable Revenue Amount
71,470.00	Revenue previously certified on 7/26/2016 as approved by Commissioners' Court (see AI-55537)
<u>\$ 16,555.00</u>	Revenue amount that will be certified on 8/30/2016 with Commissioners' Court approval



OFFICIAL HIDALGO COUNTY RECEIPT  
OFFICE OF THE COUNTY TREASURER  
NORMA G. GARCIA

Receipt No: 195730

Received From: CITY OF MCALLEN PCT. 4

Date 03/02/16

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1	0000478234	INTERLOCAL AGRMT FM1925 WIDEN	6-1200-126-30-124-006-0-000	340,675.00
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Total: 340,675.00

Check Total	340,675.00
Cash Total	.00
Credit Total	.00
Other Total	.00

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# HIDALGO COUNTY texas

**JOSEPH PALACIOS**

1051 N. Doolittle Rd.  
Edinburg, Texas 78542  
Office: (956) 383-3112  
Fax: (956) 381-5905



COUNTY COMMISSIONER, PCT. NO. 4

## *Memorandum*

**To:** Norma Garcia, County Treasurer  
**From:** Hidalgo County Pct. # 4 *WWR*  
**Date:** Monday, February 29, 2016  
**Subject:** Pct. 4 Receipt- City of McAllen

Please let this memo serve as a request for a receipt from your office in relation to the City of McAllen check # 478234 for the amount of \$340,675.00 for Improvements to FM1925 from 1,500 Ft. West of FM 2220 (Ware Road) to 10<sup>th</sup> Street.

Please deposit the check into the following account:  
6-1200-126-30-124-006-0-000

Thank you for your prompt attention to this matter. If you have any questions, feel free to contact me at anytime (956) 383-3112 ext. 4019.

RECEIVED BY  
HIDALGO COUNTY TREASURER  
2016 FEB 29 PM 3 53

Zimbra

veronica.lopez@co.hidalgo.tx.us

---

**RE: Message from "RNP0026739EDEC6"**

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**From :** Nereyda Gonzalez <nereyda.gonzalez@auditor.co.hidalgo.tx.us>

Mon, Feb 29, 2016 02:53 PM

**Subject :** RE: Message from "RNP0026739EDEC6"**To :** 'Veronica Lopez' <veronica.lopez@co.hidalgo.tx.us>**Cc :** 'Marcela Luna' <becky.luna@auditor.co.hidalgo.tx.us>, sandrae flores <sandrae.flores@auditor.co.hidalgo.tx.us>

Good afternoon Veronica,

Please advise Treasurer's Office to record the intergovernmental funds received from the City of McAllen in account 6-1200-126-30-124-006-0-000 DUE FROM OTHER GOVT-MCALLEEN-FM 1925. Should you have any questions or concerns, please do not hesitate to contact me.

Thank you,

Nereyda J. Gonzalez  
Financial Accounting Supervisor  
Hidalgo County Auditor's Office  
Edinburg, Texas 78539-6243  
Phone: (956) 318-2511 Ext. 4662  
Fax: (956) 318-2577

**CONFIDENTIALITY NOTICE**

This transmission is intended for the sole use of the individual and/or entity to whom it is addressed, and may contain information and/or attachments that are privileged, confidential and exempt from disclosure under applicable law. If the reader of this transmission is not the intended recipient, you are hereby notified that any disclosure, dissemination, distribution, duplication or the taking of any action in reliance on the contents of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited. If your receipt of this transmission is in error, please notify the sender by replying immediately to this transmission and destroy the transmission. Thank you.

-----Original Message-----

From: Veronica Lopez [mailto:veronica.lopez@co.hidalgo.tx.us]  
Sent: Monday, February 29, 2016 11:35 AM  
To: Nereyda Gonzalez  
Subject: Fwd: Message from "RNP0026739EDEC6"

Good morning Nereyda,

Attached is the interlocal agreement between the County of Hidalgo and City of McAllen concerning certain improvements to FM 1925 from 1,500 ft. West of FM 2220 to 10th Street.  
Please provide me with the account # to deposit the check into at your earliest convenience.

Veronica L. Davis  
Pct 4- Budget Analyst II  
P (956) 383-3112 Ext 4019  
F (956) 381-5905  
veronica.lopez@co.hidalgo.tx.us

----- Forwarded Message -----

From: PCT4Admin@co.hidalgo.tx.us

CITY OF McALLEN  
of HIDALGO COUNTY

101248

Check Number:

0000478234

Date:

02/17/2016

Invoice Number	Date	Description	Amount	Paid Amount
DRAFT 1 & FINAL	02/17/2016	INTERLOCAL AGRMT FM1925 WIDEN	\$340,675.00	\$340,675.00

# RECEIVED

FEB 24 2016

COUNTY JUDGE

TOTALS: \$340,675.00 \$340,675.00

THIS DOCUMENT HAS A VOID PANTOGRAPH, MICROPRINTING AND AN ARTIFICIAL WATERMARK.

**CITY OF McALLEN**  
AND/OR McALLEN PUBLIC UTILITY  
Disbursement Fund  
P.O. Box 220 McALLEN, TEXAS 78505-0220

PlainsCapital Bank  
Edinburg, Texas

DATE	CHECK NUMBER
Feb 17, 2016	0000478234

AMOUNT
\$340,675.00

VOID AFTER 90 DAYS

Pay Three Hundred Forty Thousand Six Hundred Seventy Five Dollars And 00 Cents

to the Order of:

**HIDALGO COUNTY**  
ATTN: HON RAMON GARCIA  
302 W UNIVERSITY DR  
EDINBURG, TX 78539

*R. Rodriguez*

⑈0000478234⑈

⑆111322994⑆

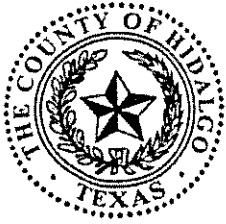
⑈0140012303⑈

Account Inquiry by Account Mask - FAING05A 07/11/16 10:30 am					
Account Number	Description	Budget	Pre Encumbrance Encumbrance	Pre Actual Actual	Avail/Rec
6-1347-431-00-124-169-0-721	CO2015A-PCT4 MILE 5 RD(TAYLOR-W)	83,983.75	62,314.75	21,669.00	.00
6-1347-431-00-124-169-0-841	CO2015A-PCT4 MILE 5 RD(TAYLOR-W)	597,696.25	436,203.25	151,683.00	.00
<b>Totals</b>		<b>671,870.00</b>	<b>498,518.00</b>	<b>173,352.00</b>	<b>.00</b>
<input type="button" value="Cancel"/>					

\$ 173,352.00 Project Expenditures as of 8/26/2016  
     50% Percentage of expenditures used to determine certifiable revenues  


---

     86,676.00 Certifiable Revenue Amount  
\$ 86,676.00 Revenue amount that will be certified on 8/30/2016 with Commissioners' Court approval



OFFICIAL HIDALGO COUNTY RECEIPT  
OFFICE OF THE COUNTY TREASURER  
NORMA G. GARCIA

Receipt No: 195627

Received From: CITY OF MCALLEN PCT. 4

Date 02/29/16

---

1	0000477621	IMPRVMTS MILE 5 FROM TAYLOR RD TO FM2220 6-1200-223-00-124-087-0-000	335,935.00
---	------------	--	------------

**Total:** 335,935.00

Check Total	335,935.00
Cash Total	.00
Credit Total	.00
Other Total	.00

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# HIDALGO COUNTY texas

**JOSEPH PALACIOS**

1051 N. Doolittle Rd.  
Edinburg, Texas 78542  
Office: (956) 383-3112  
Fax: (956) 381-5905



**COUNTY COMMISSIONER, PCT. NO. 4**

---

## *Memorandum*

**To:** Norma Garcia, County Treasurer  
**From:** Hidalgo County Pct. # 4  
**Date:** Friday, February 12, 2016  
**Subject:** Pct. 4 Receipt- City of McAllen

---

Please let this memo serve as a request for a receipt from your office in relation to the City of McAllen check # 477621 for the amount of \$335,935.00 for Improvements to Mile 5 from Taylor Road to FM 2220 (Ware Road).  
Please deposit the check into the following account:  
6-1200-223-00-124-087-0-000

Thank you for your prompt attention to this matter. If you have any questions, feel free to contact me at anytime (956) 383-3112 ext. 4019.

CITY OF McALLEN

To: COUNTY OF HIDALGO

107097

Check Number:

0000477621

Date:

02/03/2016

Invoice Number	Date	Description	Amount	Paid Amount
11/17/15	02/02/2016	INTERLOCAL TAYLOR RD TO WARE	\$335,935.00	\$335,935.00

TOTALS:                      \$335,935.00                      \$335,935.00

THIS DOCUMENT HAS A VOID PANTOGRAPH, MICROPRINTING AND AN ARTIFICIAL WATERMARK. ☒



**CITY OF McALLEN**  
 AND/OR McALLEN PUBLIC UTILITY  
 Disbursement Fund  
 P.O. Box 220 McALLEN, TEXAS 78605-0220

PlainsCapital Bank  
 Edinburg, Texas

DATE	CHECK NUMBER
Feb 3, 2016	0000477621

AMOUNT
\$335,935.00

VOID AFTER 90 DAYS

Pay Three Hundred Thirty Five Thousand Nine Hundred Thirty Five Dollars And 00 Cents

to the Order of:

**COUNTY OF HIDALGO**  
 300 W. HALL AGRES. SUITE G  
 ATTN: EDUARDO 'EDDIE' CANTU  
 COUNTY COMMISSIONER

*R. Rodriguez*

⑈0000477621⑈

⑆111322994⑆

⑈0140012303⑈

FILED  
AT 2:30 O'CLOCK P.M.  
JAN 12 2016  
KATHY GIBSON, CLERK  
HIDALGO COUNTY, TEXAS

STATE OF TEXAS §  
COUNTY OF HIDALGO §

**INTERLOCAL COOPERATION AGREEMENT BETWEEN THE  
COUNTY OF HIDALGO AND CITY OF MCALLEN, TEXAS  
CONCERNING CERTAIN IMPROVEMENTS TO  
MILE 5 FROM TAYLOR ROAD TO FM 2220 (WARE ROAD)**

THIS agreement is made on this the 8th day of December, 2016 by and between the City of McAllen, Texas hereinafter referred to as the "City" and the County of Hidalgo, Texas hereinafter referred to as "County", pursuant to the provisions of the Texas Interlocal Cooperation Act, as follows:

**WITNESSETH:**

**WHEREAS**, the City is a home rule municipality located in Hidalgo County, Texas;

**WHEREAS**, the County is a county in the State of Texas; and

**WHEREAS**, the City and County desire to cooperate in making needed road improvements to Mile 5 from Taylor Road to FM 2220 (Ware Road) as outlined in Exhibit A (the "Project"); and

**WHEREAS**, the City and County agree it is essential to develop this very important corridor, which is in much need of improvements, specifically in need of added capacity for increased safety; and

**WHEREAS**, the County will be the fiduciary agent for this Project and will act as project development lead;

**WHEREAS**, the City and County desire to proceed and complete the Preliminary Engineering, Environmental, Public Involvement and Schematic Design, of the Road (the "Phase I");

**WHEREAS**, the City and County will cooperatively seek to fund the construction and ROW costs of this Project through the Hidalgo County Metropolitan Planning Organization (HCMPO) and TxDOT;

**WHEREAS**, the total Phase I project development cost is estimated to be \$681,870.00 of which the County will contribute an estimated amount of \$335,935.00;

**WHEREAS**, the City desires to cooperate by contributing a total sum not to exceed the amount of \$335,935.00 to the County toward the project development activities; and

**WHEREAS**, the County and City are authorized to enter into this Agreement pursuant to the Interlocal Cooperation Act, Texas Government Code 791.001 et. Seq.

which authorizes local governments to contract with each other to perform governmental functions and services under the terms of the Act; and

**WHEREAS**, the City agrees County will act as project sponsor to develop the Phase I of the project development, which includes the Preliminary Engineering, Environmental, Public Involvement and Schematic Design services of the Road within the City limits.

**NOW, THEREFORE**, County and City, in consideration of the mutual covenants expressed hereinafter, agree to enter into this agreement as follows:

1. The County agrees to complete Phase I of the project development, which includes the Preliminary Engineering, Environmental Assessment, Public Involvement & Schematic services more particularly described in that portion of Exhibit B attached hereto and made a part hereof for all purposes that relates to said Phase I.
2. The road at various points passes through the jurisdiction of City and County and forms a connecting link or integral part of the County road system.
3. The City shall pay County as its contribution for Phase I of the Project the sum of \$335,935.00 at time of execution of this Agreement.
4. City, pursuant to Tex. Trans. Code 251.012, authorizes County to perform the work and services described herein within its corporate city limits.
5. Each party agrees to conform to its own applicable purchasing laws, regulations, policies, and procedures with respect to the portion of the work under this Agreement performed by each party.
6. Conflict of Applicable Law: Nothing in this Agreement shall be construed so as to require the commission of any act contrary to law, and whenever there is any conflict between any provision of their Agreement and any present or future law, ordinance, or administrative, executive or judicial regulation, order or decree, or amendment thereof, contrary to which the parties have no legal right to contract, the latter shall prevail, but in such event the affected provision or provisions of the Agreement shall be modified only to the extent necessary to bring them within the legal requirements and only during the time such conflict exists.
7. No Waiver: No waiver by any party hereto of any breach of any provision of the Agreement shall be deemed to be a waiver of any preceding or succeeding breach of the same or any other provision hereof.
8. Entire Agreement: This Agreement contains the entire contract between the parties hereto and each party acknowledges that neither has made (either directly or through any agreement or representative) and representation or agreement in connection with this Agreement not specifically set forth herein.

This Agreement may be modified or amended only by agreement in writing executed by the CITY and County, and not otherwise.

9. TEXAS LAW TO APPLY: THIS AGREEMENT SHALL BE CONSTRUED UNDER AND IN ACCORDANCE WITH THE LAWS OF THE STATE OF TEXAS, AND ALL OBLIGATION OF THE PARTIES CREATED HEREUNDER ARE PERFORMABLE IN HIDALGO COUNTY, TEXAS. THE PARTIES HEREBY CONSENT TO PERSONAL JURISDICTION IN HIDALGO COUNTY, TEXAS.

10. Notice: Except as maybe otherwise specifically provided in this Agreement, all notices, demands, requests or communication required or permitted hereunder shall be in writing and shall either be (i) personally delivered against a written receipt, or (ii) sent by registered or certified mail, return receipt requested, postage prepaid and addressed to the parties at the addresses set forth below, or at such other addresses as may have been theretofore specified by written notice delivered in accordance herewith:

If to City: City of McAllen  
Attention: Hon. Jim Darling  
1300 Houston Avenue  
McAllen, Texas 78501

With copy to: City of McAllen  
Attention: Kevin D. Pagan, City Attorney  
1300 Houston Avenue  
McAllen, Texas 78501

If to County: Hidalgo County, Texas  
Attention: Hon. Ramon Garcia, County Judge  
302 W. University Drive  
Edinburg, Texas 78539

With copy to: Hon. Joseph Palaolos, Commissioner Pot. #4  
1051 N. Doolittle Road  
Edinburg, Texas 78539

11. Each notice, demand, request or communication which shall be delivered or mailed in the manner described above shall be deemed sufficiently given for all purposes at such time as it is personally delivered to the addressee, or, if mailed, at such time as it is deposited in the United States mail.
12. Additional Documents: The parties hereto covenant and agree that they will execute such other and further instruments and documents as are or may become necessary or convenient to effectuate and carry out the terms of this agreement.
13. Successors. This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, executors, administrators, legal representatives, successors, and assigns where permitted by this Agreement.

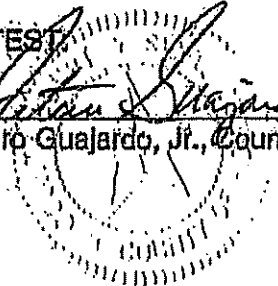
- 14. **Assignment:** This Agreement shall not be assignable.
- 15. **Headings.** The headings and captions contained in this Agreement are solely for the convenience reference and shall not be deemed to affect the meaning or interpretation of any provision of paragraph hereof.
- 16. **Gender and Number.** All pronouns used in this Agreement shall include the other gender, whether used in the masculine, feminine or neuter gender, and singular shall include the plural whenever and as often as may be appropriate.
- 17. **Authority to Execute.** The execution and performance of this Agreement by the City and County have been duly authorized by all necessary laws, resolutions or corporate action, and this Agreement constitutes the valid and enforceable obligations of the City and County in accordance with its terms.
- 18. **Governmental Purpose.** Each party hereto is entering into the agreement for the purpose of providing for governmental services or functions and will pay for such services out of current revenues available to the paying party as herein provided.
- 19. **Commitment or Current Revenues Only.** In the event that during any term hereof, the governing body of any party does not appropriate sufficient funds to meet the obligations of such party under this Agreement, then any party may terminate this Agreement upon ninety (90) days written notice to the other party. Each of the parties hereto agrees, however, to use its best efforts to secure funds necessary for the continued performance of this Agreement. The parties intend this provision to be a continuing right to terminate this Agreement at the expiration of each budget period of each party hereto pursuant to the provisions of Tex. Loc. Govt. Code Ann. §271.903

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

COUNTY OF HIDALGO

By: Ramon Garcia  
 Ramon Garcia, County Judge

ATTEST  
Arturo Guajardo, Jr.  
 Arturo Guajardo, Jr., County Clerk



APPROVED BY  
 COMMISSIONERS' COURT  
 ON: 12/8/15

CITY OF MCALLEN

By: *Jim Darling*  
Hon. Jim Darling, Mayor



ATTEST:

*Paula Lane*  
City Secretary

APPROVED AS TO FORM:

ATLAS, HALL & RODRIGUEZ, LLP.

By: *[Signature]*  
Stephen L. Crain

FILED  
2:30 P.M.  
JAN 12 2016  
COUNTY CLERK  
HIDALGO COUNTY TEXAS

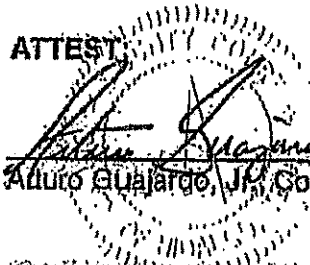
STATE OF TEXAS     §  
                                  §  
COUNTY OF HIDALGO §

**APPROVAL OF  
INTERLOCAL COOPERATION AGREEMENT  
PROJECT**

In accordance with Texas Government Code §791.014, Hidalgo County, Texas, acting by and through the Hidalgo County Commissioners Court, has been advised of a proposed project regarding certain road improvements to Mile 5 from Taylor Road to FM 2220 (Ware Road), a section which is in part within the city limits of McAllen and in part within County Jurisdiction through an Interlocal Cooperation Agreement to be entered into with the City of McAllen, Texas, and Hidalgo County.

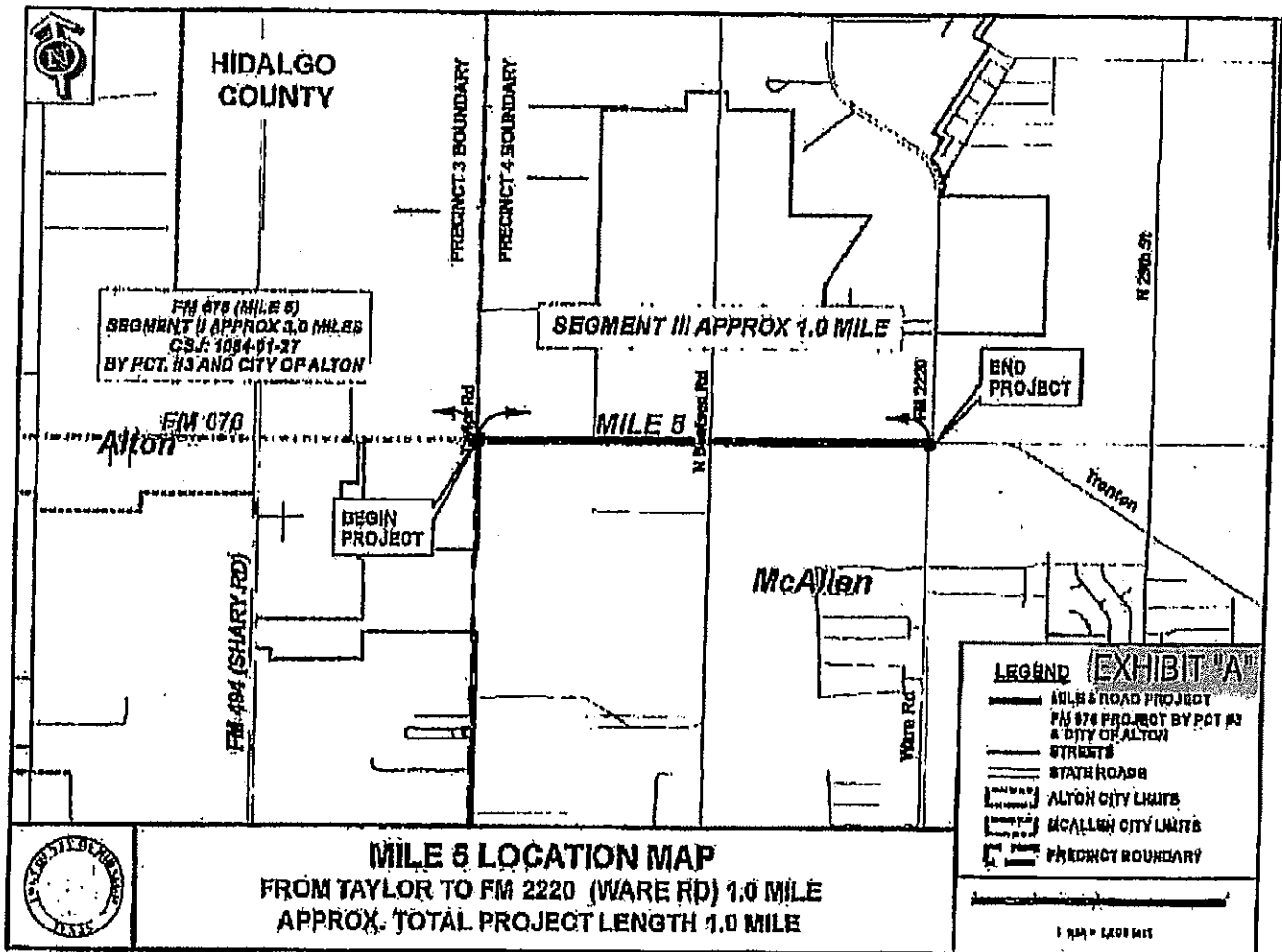
By vote on Dec. 8, 2015, the Hidalgo County Commissioners Court has approved the Project identified above.

Ramon Garcia  
By: Ramon Garcia, County Judge

ATTEST:  
  
Aldro Guajardo, Jr.  
Aldro Guajardo, Jr., County Clerk

APPROVED BY  
COMMISSIONERS' COURT  
ON: 12/8/15

APPROVED AS TO FORM:  
ATLAS, HALL & RODRIGUEZ, LLP,  
By: SLH  
Stephen L. Orain



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