

STATE OF TEXAS §  
COUNTY OF HIDALGO §  
SOUTH TEXAS COLLEGE §

INTERLOCAL AGREEMENT FOR COST SHARING OF WAGE RATE STUDY

The purpose of this Interlocal Agreement is to set out the terms of an agreement between South Texas College (the "College") and the County of Hidalgo (the "County"), and jointly (the "Parties") to share certain wage rate data required to be used by the parties for purposes of enforcement of wage rates under the provisions of Texas Government Code Section 2258.001, et seq.

WITNESSETH THAT:

**Background**

**I.**

- 1.1. In Texas, local government political subdivisions may enter into inter-local agreements, authorized in certain circumstances under provisions of Texas Government Code Section 791.035 of the Interlocal Government Cooperation Act (the "Act"), for the express purposes of cooperating to advance their mutual governmental purposes or with respect to governmental functions in which the contracting parties are mutually interested.
- 1.2. Political subdivisions may assist each other by granting funds to each other, provided that funds granted by one political subdivision to another are used for a definitive "public purpose" of the granting subdivision.
- 1.3. Those governmental functions and services which are of mutual concern to the County and the College and which each is independently legally authorized to perform or provide under state law, include the construction of public buildings facilities for the furtherance of governmental purposes.
- 1.4. A contract entered into between contracting entities under the Act may contain any provisions that the governing bodies of the contracting entities consider reasonably necessary. Contracting entities may provide by contract, on mutually agreeable terms, the financial commitment each will undertake, and for the term thereof, whether they shall jointly maintain a project or whether one of them shall operate and maintain a project under its exclusive direction and control while the other entity(ies) contribute to the expenses of construction and/or operation or maintenance.

- 1.5. The governing bodies of the College and the County find that constituents of each political subdivision will benefit from the joint efforts of the parties resulting from this agreement.

## II.

- 2.1 An institution of higher education, such as the College, is authorized under the Texas Education Code and the County is authorized under its enabling legislation, to undertake the construction of buildings and other public facilities and to engage the services of construction contractors to construct public projects. In undertaking that process, a political subdivision of the state, when engaging contractors on a public work project, is obligated to comply with provisions of Government Code, Section 2258.021 with respect to establishing reasonable wage rates for workers employed by prime contractors and subcontractors of a political subdivision of the state on a public work project.
- 2.2. Under the Act, the College and the County may enter into this interlocal agreement to share costs associated with obtaining relevant data, preparing a wage rate study and adopting wage rates.

## III.

The County and the College agree to the following terms:

- 3.1. The Parties acknowledge that the College has previously undertaken a Wage Rate Study, prepared on its behalf, by Broaddus & Associates, dated April 26, 2016, now finalized and operative and may be used by the County.
- 3.2 On behalf of the Parties, College shall cause a contract to be entered into between College and Broaddus & Associates, under the terms of which additional and updated data shall be obtained and the results thereof incorporated in the Wage Rate Study such that the data may be used by the parties for the period of three years from the date of issuance.
- 3.3 The cost of the study update, \$15,260, shall be paid by the County in full in advance and within 30 days of signing this agreement.
- 3.4 In consideration of the County's payment, the College shall authorize County full use of the current Wage Rate Study.

Approved on the 15<sup>th</sup> day of June, 2018.

SOUTH TEXAS COLLEGE

By:   
Dr. SHIRLEY A. REED  
President

Adopted on the \_\_\_\_\_ day of June, 2018.

COUNTY OF HIDALGO

By: \_\_\_\_\_  
RAMON GARCIA  
County Judge