

STATE OF TEXAS §
COUNTY OF HIDALGO §

**SECOND AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT BETWEEN
HIDALGO COUNTY AND HIDALGO COUNTY DRAINAGE DISTRICT NO.1**

This Second Amendment to Interlocal Cooperation Agreement by and between Hidalgo County and Hidalgo County Drainage District No.1 (the "Amendment"), effective the 26 day of November, 2019 is made between Hidalgo County acting by and through its Urban County Program ("County") and the Hidalgo County Drainage District No. 1 ("Drainage District"), pursuant to the provisions of the Texas Interlocal Cooperation Act, as follows:

WHEREAS, by interlocal agreement dated August 28, 2018, County and Drainage District (the "Agreement") agreed to expand and construct the Trenton Drain Phase II and III; and

WHEREAS, the Agreement was amended by parties on or about March 12, 2019 (the "First Amended Agreement") at the request of the Texas General Land Office, the issuer of Disaster Recovery funding to County; and

WHEREAS, it has become necessary to amend the Agreement of the Parties for a second time to clarify that the Drainage District may contribute material to the Trenton Drain Phase II and III, as needed; and

NOW THEREFORE, for and in consideration of requested clarification to the Agreement other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, and this mutually agreed upon this second amendment to the Agreement, County and Drainage District hereby agree to the following amendments to the Agreement:

1. An eighth "Whereas Clause" of the Agreement is added as follows:

Whereas, Drainage District may supply equipment to the Trenton Drain Phase II and III as needed;

2. Numbered paragraph 5 of the Agreement is deleted in its entirety and the following is inserted in lieu thereof:

Drainage District agrees to supply material that may be needed and any additional costs of the Trenton Drain Phase II and III Project shall be borne by the Drainage District.

3. Except as modified herein, all terms and conditions of the Agreement and First Amended Agreement, as amended, remain in full force and effect and County and Drainage District ratify and confirm the terms and provisions of the Agreement as amended.

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

HIDALGO COUNTY

ATTEST:

By: _____
Richard F. Cortez, County Judge

Arturo Guajardo, Jr., County Clerk

HIDALGO COUNTY DRAINAGE DISTRICT NO. 1

By: _____
Richard F. Cortez, Chairman Board of Directors

APPROVED AS TO FORM:

Jones, Galligan, Key & Lozano, LLP

By: _____
Ivan F. Pérez

APPROVED AS TO FORM:

For the County of Hidalgo:

Hidalgo County Criminal District Attorney Office
Ricardo Rodríguez, Jr.

By: _____
Victor M. Garza, Assistant DA