

STATE OF TEXAS           §  
  §  
COUNTY OF HIDALGO   §

**FIRST AMENDMENT TO CONSTRUCTION CONTRACT  
C-25-0169-05-13**

This **FIRST AMENDMENT** to the construction contract, **C-25-0169-05-13**, for “Recreational Trails Connectivity Project- McAllen Segment 1 from Taylor Rd to Ware Rd and 23<sup>rd</sup> St to 10<sup>th</sup> St.” (“Agreement”) by and between **The County of Hidalgo, Texas** (“County”) and RBM Contractors, LLC., of Edcouch, Texas, hereinafter called (“Contractor”), collectively as (“Parties”) is entered into this **8<sup>th</sup>** day of **July 2025**, between the Parties, as follows:

**WITNESSETH**

**WHEREAS**, County and Contractor entered into the services contract, **C-25-0169-05-13** on the **13<sup>th</sup>** day of **May 2025**, concerning Construction Services for “Recreational Trails Connectivity Project- McAllen Segment 1 from Taylor Rd to Ware Rd and 23<sup>rd</sup> St to 10<sup>th</sup> St.”

**WHEREAS**, Section 12.j. “Entire Agreement” of the Contract allows for **C-25-0169-05-13** to be modified or amended only by agreement in writing executed by County and Contractor, and not otherwise.

**WHEREAS**, the Parties now desire to amend Section 2. Project Consideration to reflect the inclusion of ARPA contract number and ARPA language.

**NOW THEREFORE**, in consideration of the mutual covenants provided below, the County and the Contractor agree that said Agreement is amended as follows:

1. Contract name to be revised to reflect the following:

“[ARPA 21-122-040] Recreational Trails Connectivity Project- McAllen Segment 1 from Taylor Rd to Ware Rd and 23<sup>rd</sup> St to 10<sup>th</sup> St.”

2. Add Paragraph 2 to the agreement as follows:

*On or about March 10, 2021, the Federal Government passed the American Rescue Plan Act (“ARPA”), including the Coronavirus State and Local Fiscal Recovery Fund (the “SLFRF”) which provides for direct payments to qualifying units of local governments navigating the impact of the COVID-19 outbreak. Pursuant to the U.S. Department of the Treasury’s guidance, the funds may be used for certain eligible purposes to respond to the pandemic and its economic effects and to replace revenue lost due to the public health emergency, preventing cuts to government services. The guidance goes on to provide specific eligible uses for these funds. The services made the basis of this Agreement are being procured for one of these eligible purposes.*

*As such, this Agreement is subject to the requirements applicable to federal awards as provided in 2 CFR 200 and the required contract provisions for contracts subject to federal award found in Appendix II to 2 CFR 200 are applicable to this Agreement and were included as part of the initial procurement packet. Additionally, the ARPA required contract provisions found in the attached **ARPA Addendum** are applicable to this Agreement. All referenced required contract provisions are incorporated herein and made part of this agreement for all purposes, and Parties agree to abide by the same.*

3. Add COUNTY OF HIDALGO AMERICAN RESCUE PLAN ACT (ARPA) CONTRACT ADDENDUM, to the agreement, as found in attachment A.

Except as modified herein, all terms and conditions of the Contract, as amended, remain in full force and effect and Contractor and County ratify and confirm the terms, and provisions of the Contract as amended.

[SIGNATURE PAGE TO FOLLOW]

**EXECUTED** as of the day and year first written above.  
**APPROVED BY COMMISSIONERS COURT ON JULY 8<sup>th</sup> 2025 .**

**Agenda Item No.:** \_\_\_\_\_

**Executive Office:** \_\_\_\_\_

**CONTRACTOR:**  
RBM Contractors, LLC.

**COUNTY:**  
COUNTY OF HIDALGO, TEXAS

\_\_\_\_\_  
Braulio Rios, Owner/President

\_\_\_\_\_  
Hon. Richard F. Cortez, County Judge

**APPROVED AS TO FORM**  
Office of the Hidalgo County  
Criminal District Attorney,  
Toribio "Terry" Palacios

**ATTEST:**

\_\_\_\_\_  
Michelle Lopez, ADA

\_\_\_\_\_  
Arturo Guajardo, Jr., County Clerk

**ATTACHMENTS:**

- A. COUNTY OF HIDALGO AMERICAN RESCUE PLAN ACT (ARPA) CONTRACT  
ADDENDUM**