



STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

SECOND AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF HIDALGO AND CITY OF MCALLEN, TEXAS CONCERNING CERTAIN IMPROVEMENTS TO E. YUMA AVENUE FROM JACKSON RD TO MCCOLL RD

This Second Amendment to Interlocal Cooperation Agreement is made on this the 3rd day of July, 2018 by and between the City of McAllen, Texas, hereinafter referred to as the "City" and the County of Hidalgo, Texas, hereinafter referred to as the "County", pursuant to the provisions of the Texas Interlocal Cooperation Act, as follows:

WITNESSETH:

WHEREAS, the parties desire to amend the Agreement as herein provided;

WHEREAS, the City and the County entered into an Interlocal Cooperation Agreement (the "Agreement") dated December 15, 2015 regarding certain road improvements to E. Yuma Avenue to accommodate County's proposed bike and bike trail;

WHEREAS, since the completion of the extension of E. Yuma Avenue there have been a number of automobile collisions between automobiles at the intersection of E. Yuma Avenue and McColl Road primarily due to the intersection having no traffic control device;

WHEREAS, such automobile collisions evidence the need of a traffic control device to reduce such collisions and to provide protection for users of County's proposed hike and bike trail to safely use such hike and bike trail;

WHEREAS, County shall contribute the sum of Sixty Four Thousand Eighty Eight and twelve one hundredths Dollars (\$64,088.12) to the City for installation and construction of a stop light at the intersection of E. Yuma Avenue and McColl Road.

WHEREAS, the parties have agreed to increase the County's monetary participation by an additional fixed lump sum amount of Sixty-Four Thousand Eighty Eight and twelve one/100ths Dollars (\$64,088.12);

NOW, THEREFORE, for and in consideration of the mutual obligations of the parties herein and other good and valuable consideration the receipt of which hereby acknowledged, the County and City hereby mutually agree to the following:

1. The sixth WHEREAS clause is deleted in its entirety and the following is substituted in lieu thereof:

Whereas, the total estimated cost of the project is approximately Eight Hundred Twenty Four Thousand and Eighty eight and twelve one hundredths Dollars (\$824,088.12);

- 2. Numbered paragraph 3 of the Agreement is deleted in its entirety and the following is substituted in lieu thereof:

The total estimated cost of the Project will be approximately \$824,088.12.

- 3. The following sentence is added as the last sentence of numbered paragraph 4:

County agrees to pay City a fixed lump sum in the amount Sixty Four Thousand Eighty Eight and twelve one hundredths Dollars (\$64,088.12) for the purchase, construction and installation of a traffic control devise being a stop light at the intersection of E. Yuma and McColl Road and City shall construct and install such stop light within 180 days from the execution of this Second Amendment.

- 4. Except as modified herein, all terms and conditions of the Agreement, as amended, remain in full force and effect and County and City 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.

ATTEST:

[Signature]
City Secretary (Deputy)
ATTEST
[Signature]
County Clerk



By: *[Signature]*
Jim Darling, Mayor

COUNTY OF HIDALGO
By: *[Signature]*
Ramon Garcia, County Judge

APPROVED AS TO FORM:

By: _____
McAllen City Attorney

APPROVED AS TO FORM:
ATLAS, HALL & RODRIGUEZ, LLP

By: *[Signature]*
Stephen L. Crain

APPROVED BY
COMMISSIONERS' COURT
ON: 7/3/18 *[Signature]*

FILED
 AT 3:00 O'CLOCK P M
 OCT 15 2018
 ARTURO GUAJARDO, JR. COUNTY CLERK
 HIDALGO COUNTY, TEXAS
 BY _____ DEPUTY

STATE OF TEXAS §
 COUNTY OF HIDALGO §

**APPROVAL OF SECOND AMENDMENT
 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 an amendment to a proposed project regarding road improvements to E. Yuma Avenue from Jackson Rd. to McColl Rd., a section for the construction and installation of a traffic control device being a stop light at the intersection of E. Yuma and McColl Road and City shall construct and install such stop light which is within the city limits of McAllen, Texas and which benefits the County Regional Linear Park Project through an Interlocal Cooperation Agreement to be entered into with Hidalgo County and the City of McAllen, Texas.

By vote on July 03 2018, the Hidalgo County Commissioners Court has approved the Project identified above.

Ramon Garcia
 By: Ramon Garcia, County Judge

ATTEST:

Arturo Guajardo
 Arturo Guajardo, County Clerk

APPROVED BY
 COMMISSIONERS' COURT
 ON: 7/3/18 ms

APPROVED AS TO FORM:
 ATLAS, HALL & RODRIGUEZ, LLP
 By: [Signature]
 Stephen L. Crain

AI-65493
CC - REGULAR

Precinct #2 17. A.

Meeting Date: 07/03/2018

Submitted For: Erika Zamora, COMM. PCT. #2

Submitted By: Monica Salinas, EXECUTIVE OFFICE

Department: COMM. PCT. #2

*✓ BAS
9/25/18*

Information

CAPTION

Requesting approval of Second Amendment to Interlocal Cooperation Agreement between County of Hidalgo and City of McAllen, Texas concerning certain improvements to E. Yuma Ave. from Jackson Rd. to McColl Rd.

BACKGROUND

↓ pg. 3 states 1st Amendment

Fiscal Impact

CALENDAR YEAR: 2018

ACCT. #: 8-1200-431-00-122-126-0-841

FUNDS AVAILABLE Y/N?: y

MATCHING FUNDS Y/N?: n

BUDGETARY IMPACT:

Funding pending approval of AI#65537 CC 7/3/18

Attachments

ICA

legal

Form Review

Inbox	Reviewed By	Date
Budget & Management	Veronica Ortiz	06/28/2018 02:11 PM
Ivan Cantu	Ivan Cantu	06/29/2018 11:06 AM
Final Approval	Monica Salinas	06/29/2018 06:00 PM
Form Started By: Monica Salinas		Started On: 06/28/2018 12:36 PM
Final Approval Date: 06/29/2018		