

STATE OF TEXAS §

COUNTY OF HIDALGO §

**FIRST AMENDMENT TO THE
MEMORANDUM OF UNDERSTANDING DIRECTING COUNTY CARES ACT FUNDS
TO PROVIDE EMERGENCY RELIEF TO HOSPITAL**

THIS AMENDMENT (“Amendment”) TO THE MEMORANDUM OF UNDERSTANDING DIRECTING CARES ACT FUNDS TO PROVIDE EMERGENCY RELIEF TO HOSPITAL (“MOU”) between the COUNTY OF HIDALGO, TEXAS (“County”) and South Texas Health System (“Hospital”), collectively referred to as “Parties”, is made on this the 24th day of November, 2020.

WHEREAS, pursuant to Texas Government Code Section 418.108, Hidalgo County Judge Richard Cortez issued a Declaration of Local Disaster for Public Health Emergency on March 17, 2020, due to the imminent threat arising from the Coronavirus (COVID-19); and

WHEREAS, on March 22, 2020, the Commissioners Court of Hidalgo County issued an Order of Continuance of Declaration of Local Disaster for Public Health Emergency; and

WHEREAS, on or about March 27, 2020, the United States Federal Government passed the Coronavirus Aid Relief and Economic Security Act (“CARES Act”), including the Coronavirus Relief Fund (“CRFund”) which provides for direct payments to qualifying units of local governments navigating the impact of the COVID-19 outbreak; and

WHEREAS, the County met the population threshold and received a direct distribution of the CRFund to be used for expenditures that were directly related to and incurred as a result of the COVID-19 public health emergency; and

WHEREAS, the Hidalgo County Commissioners Court approved the MOU with Hospital on or about August 25th, 2020, wherein the County entered into an Agreement with the Hospital designate a portion of the funds received to reimburse HOSPITAL for expenses incurred as a direct result of the COVID-19 public health emergency in compliance with the terms and criteria of the CRFund monies received by County from the U.S. Department of Treasury; and

WHEREAS, the Parties and their constituents continue to be affected by the COVID-19/Coronavirus public health emergency and the resulting Federal, State and Local disaster declarations and executive orders regarding the same; and

WHEREAS, the Parties now desire to amend the MOU/Agreement as hereinafter provided to allow for additional time to submit requests for reimbursement of funds for expenses directly related to the COVID-19 public health emergency and for the allocation of additional

time in which the Hospital may submit supporting documentation and reports to support their requests for reimbursement;

NOW THEREFORE, for the purposes stated herein, the Parties hereby agree to the following amendments to the Agreement:


1. Section 6 of the MOU/Agreement is amended to allow additional time for Hospital to submit requests for reimbursement and supporting documentation, as noted below:

“6. HOSPITAL shall deliver a copy of all related supporting expense documentation and the final report of COVID-19 related expenditures to COUNTY no later than December 1, 2020, and shall keep the supporting documentation for a minimum of three (3) years. HOSPITAL shall give The United States Treasury Department, the Special Inspector General of the U.S. Department of Treasury, the Comptroller General of the United States, County, County Auditor, and any of their duly authorized representative, unobstructed and full access to and the right to examine all books, accounts, records, reports, files, and other papers, things or property belonging to or in use by HOSPITAL pertaining to this Agreement as it pertains to the use of federal funds.”

2. Except as modified herein, all terms and conditions of the MOU/Agreement, as amended, remain in full force and effect and the Parties ratify and confirm the terms and provisions of the Agreement as amended.

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

Approved by the Hidalgo County Commissioners Court on November 24th, 2020.

HOSPITAL SOUTH TEXAS HEALTH SYSTEM


Signature

FABIAN J BORRAJO

Printed Name

REGIONAL CFO

Title

2/24/21

Date

Hidalgo County



Signature

Richard F. Cortez

Printed Name

County Judge

Title

2/24/21

Date

APPROVED BY
COMMISSIONERS' COURT
ON: 11/24/20

First Amendment to MOU – South Texas Health System

APPROVED AS TO FORM FOR COUNTY:

By: 
Josephine Ramirez-Solis
Assistant District Attorney

ATTEST:


Arturo Guajardo, Jr., County Clerk

