

STATE OF TEXAS §

COUNTY OF HIDALGO §

**SECOND AMENDMENT TO THE
CARES ACT INTERLOCAL COOPERATION AGREEMENT
BETWEEN THE COUNTY OF HIDALGO, TEXAS
AND CITIES IN HIDALGO COUNTY**

THIS AMENDMENT (“Amendment”) TO THE CARES ACT INTERLOCAL COOPERATION AGREEMENT between the COUNTY OF HIDALGO, TEXAS (“County”) and the CITIES IN HIDALGO COUNTY (“Cities”), is made and entered effective November 24, 2020, between the County and Cities, collectively referred to as the (“Parties”) pursuant to the provisions of the Texas Interlocal Cooperation Act, Ch. 791, et seq, Texas Government Code, as follows:

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 Cares Act Interlocal Cooperation Agreement (“Agreement”) on or about June 23, 2020, wherein the County entered into an Interlocal with the Cities to allow for the disbursement of 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 Agreement as hereinafter provided to allow for additional time of the Cities to submit revised budgets consideration and approval and for the allocation of additional time in which the Cities are to expend their designated funds and submit final reports and requests for reimbursement;

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

1. Section 3.2 of the Agreement is amended to allow additional time for Cities to expend designated funds by December 1, 2020. Failure to expend the designated funds by December 1, 2020, may result in re-programming and/or reallocation of CRFunds by County.

2. Section 3.7 of the Agreement is amended to allow additional time for Cities to submit revised budgets for review and approval by County, as noted below:

“3.7 Upon demonstration of additional need or change in circumstance related to the COVID-19 public health emergency, the County will review all requests for Budget increases on or before December 1, 2020.”

3. As County has agreed to extend the performance period for the Agreement as stated in §3.2., Section 6.2 is therefore amended to allow for the submission of final Cost Reimbursement Forms and supporting documentation by December 1, 2020.
4. Except as modified herein, all terms and conditions of the 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 24, 2020.

APPROVAL FOR COUNTY:

THE COUNTY OF HIDALGO

Richard F. Cortez

Richard F. Cortez, County Judge

ATTEST

Arturo Guajardo, Jr.
Arturo Guajardo, Jr. County Clerk



APPROVED AS TO FORM FOR COUNTY
Office of Hidalgo County Criminal District Attorney,
Ricardo Rodriguez, Jr.

By: *Josephine Ramirez-Solis*
Josephine Ramirez-Solis
Assistant District Attorney

APPROVED BY
COMMISSIONERS COURT
ON: 11/24/20 *BMS*

APPROVAL FOR CITIES:

CITY OF ALTON

Mayor

Attest:

City Secretary
CITY OF DONNA


Mayor

Attest:

City Secretary
CITY OF PENITAS


Mayor

Attest:


City Secretary