

**FIRST AMENDMENT  
TO THE INTERLOCAL AGREEMENT  
DESIGN AND CONSTRUCTION OF SIDEWALKS**

**THIS FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT** (the “Amendment”) is made and entered into effective as of the \_\_\_\_ day of \_\_\_\_\_, 2021, by and between EL PASO COUNTY, TEXAS (the “County”) and the CAMINO REAL REGIONAL MOBILITY AUTHORITY (“Authority”), (collectively, the “Parties”), for the purposes described herein.

**WITNESSETH:**

**WHEREAS**, the County is a political subdivision of the State of Texas; and

**WHEREAS**, the Authority is a regional mobility authority created pursuant to the request of the City of El Paso and operating pursuant to Chapter 370 of the Texas Transportation Code (the “RMA Act”) and 43 TEX. ADMIN. CODE §§26.1 *et seq.* and is a body politic and corporate and political subdivision of the State; and

**WHEREAS**, Chapter 791 of the Texas Government Code provides that any one or more public agencies may contract with each other for the performance of governmental functions or services in which the contracting parties are mutually interested; and

**WHEREAS**, Section 370.033 of the RMA Act permits the Authority to enter into an agreement under which the Authority may acquire, plan, design, construct, maintain, repair, or operate a transportation project on behalf of another governmental entity if the transportation project is located in the Authority's area of jurisdiction or in a county adjacent to the Authority's area of jurisdiction; and

**WHEREAS**, the County and Authority entered into an Interlocal Agreement – Design and Construction of Sidewalks [2020-0232] dated March 30, 2020, (the “Interlocal Agreement”) whereby the County was to provide funds to the Authority for the design and construction of certain sidewalks within El Paso County; and

**WHEREAS**, the County now desires to increase the funds available to the Authority in order to complete the services originally contemplated within the Interlocal Agreement and the Parties desire to amend the Interlocal to implement the same.

**NOW, THEREFORE**, in consideration of the mutual covenants and agreements herein contained, the undersigned Parties agree as follows:

**1. Replacement of EXHIBIT “C”.** The parties hereby agree to delete **EXHIBIT “C”** from the Interlocal Agreement, as amended, in its entirety and replace it with **EXHIBIT “C-1”**, which is attached hereto.

**2. Ratification.** Except as expressly amended by this Amendment, the Interlocal Agreement and its exhibits shall remain in full force and effect.

**3. Execution in Counterparts.** This Amendment may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall be considered fully executed as of the date first written above, when both Parties have executed an identical counterpart, notwithstanding that all signatures may not appear on the same counterpart.

**IN WITNESS WHEREOF**, the Parties have executed and attested this Amendment by their officers thereunto duly authorized.

**EL PASO COUNTY, TEXAS**

**CAMINO REAL REGIONAL  
MOBILITY AUTHORITY**

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**Ricardo A. Samaniego**  
**County Judge**

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**Joyce A. Wilson**  
**Chair**

**ATTEST:**

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**Dorothy M. (Sissy) Byrd**  
**Secretary**

## **EXHIBIT “C-1”**

### **DESIGN AND CONSTRUCTION OF SIDEWALKS PROJECT BUDGET**

<b>DESCRIPTION</b>	<b>CRRMA PAYS WITH COUNTY FUNDS</b>
<b>ROW</b>	<b>\$ 0.00</b>
<b>UTILITY RELOCATION</b>	<b>\$ 0.00</b>
<b>PERMITS &amp; SERVICES</b>	<b>\$ 0.00</b>
<b>DESIGN &amp; CONSTRUCTION</b>	<b>\$ 508,926.80</b>
<b>MISCELLANEOUS</b>	<b>\$ 0.00</b>
<b>TOTAL</b>	<b>\$ 508,926.80</b>

**NOTES:**

1. The funds being provided by the County are local funds. Therefore, State or Federal funding requirements do not apply.
2. The Parties had previously entered into an Interlocal Agreement for Procurement and Placement of Bus Shelters [2019-0962], as subsequently amended, whereby the Authority was asked to procure and install various bus shelters using local, County funds. It is the intent of the Parties that the funds made available herein shall be combined with the bus shelter funds, such that the Authority be authorized to issue a single procurement for a contractor to install the referenced bus shelters and the sidewalks contemplated herein.