

AMENDMENT NO.1

INTERLOCAL AGREEMENT REGARDING WEST HAVEN PARK AGREEMENT
BETWEEN NUECES COUNTY
AND
CITY OF CORPUS CHRISTI

WHEREAS, the County of Nueces, a political subdivision of the State of Texas, herein referred to as “County” and the City of Corpus Christi, a home rule municipality found in Nueces County, Texas, herein referred to as “City”, on December 15, 2021, entered into an Interlocal Cooperation Agreement, herein referred to as “Agreement” under the authority and in accordance with the Interlocal Cooperation Act, as set out in Chapter 791 of the Texas Government Code.

WHEREAS, Agreement was entered into by the County and the City for the purpose of making improvements to property owned by the City located at 1700 Cliff Maus, Corpus Christi, Texas 78416 and known as West Haven Park.

WHEREAS, the Agreement will provide Nueces County residents additional recreational facilities for their use and promote the premises’ public purpose of public recreation.

WHEREAS, section 332.021 of the Texas Local Government Code, allows two political subdivisions to jointly, by agreement, construct park or recreational facilities located on property owned by either political subdivision.

WHEREAS, the County and City will derive a mutual benefit from Agreement as City’s premises will be enhanced with additional park or recreational facilities and County will be able to provide additional recreational facilities to the residents of Nueces County.

WHEREAS, the cost of the improvements was originally projected not to exceed \$375,000, with the City responsible for costs not to exceed \$175,000 and the County responsible for providing \$200,000 for costs of the improvements.

WHEREAS, the County has learned that the actual costs of the improvements will be \$489,553.

WHEREAS, the parties now wish to amend the Agreement to reflect the actual costs of the improvements and the portion of the costs to be contributed by each of the parties.

NOW THEREFORE, County and City in consideration of the mutual agreements contained in the original contract do hereby mutually agree:

1. To strike the third paragraph in Provision No. 4 on page 2 of the Original Agreement describing cost of the improvements and the portion of the costs that each party will contribute and replace it with the following:

Funding for the construction and engineering costs in an amount not to exceed \$489,553 will be provided:

- a. County will provide \$279,553*
 - b. County will also provide an additional amount of \$35,000 for engineering costs;*
 - c. City shall be responsible for any remaining project costs not to exceed \$175,000*
2. All other provisions of original Agreement shall remain the same. This amendment does not provide for any changes/ amendments to the improvements specified in the Agreement or any other provisions of the parties agreement already in effect.

IN WITNESS WHEREOF, County and City executed these presents in triplicate.

NUECES COUNTY

CITY OF CORPUS CHRISTI

BY: _____

Barbara Canales
Nueces County Judge

BY: _____

DATE: _____

DATE: _____

ATTEST:

ATTEST:

BY: _____

Kara Sands
County Clerk

By: _____

Rebecca Huerta
City Secretary

Approved As To Form:

Approved As to Form:

By: _____

Jenny P. Dorsey
County Attorney

By: _____

Aimee Alcorn-Reed
Assistant City Attorney