

**THIRD AMENDMENT OF WATER ARTERIAL TRANSMISSION AND GRID MAIN  
CONSTRUCTION AND REIMBURSEMENT AGREEMENT**

**WHEREAS**, the Water Arterial Transmission and Grid Main Trust Fun does not currently have sufficient funds to reimburse the Developer/Owner for Wastewater Improvements fully; and

**WHEREAS**, the Developer/Owner may be reimbursed when assets of the Wastewater Trunk System Trust Fund are sufficient, authorized for such purpose, and the Developer has priority per UDC §8.5.2. E.

This is an amendment to the Water Arterial Transmission and Grid Main Construction and Reimbursement Agreement, Document number 2018053884, for **Royal Creek Unit 8**, originally dated December 6, 2018, by and between MPM Development, L.P. and the City of Corpus Christi.

NOW, THEREFORE, in consideration of the mutual covenants herein, the Parties agree to amend the Water Arterial Transmission and Grid Main Construction and Reimbursement Agreement, Section 6, Subsection e of Section 9, and Section 16 as follows:

**6. DEVELOPER AWARD CONTRACT FOR IMPROVEMENTS**

The Developer shall award a contract and complete the improvements to the Grid Main Extension under the approved plans and specifications by **December 6, 2025**.

**9. DEFAULT**

e. Developer/Owner’s contractor fails to complete construction of the project under the approved plans and specifications on or before **December 6, 2025**.

Section 16, Subsection f is added as follows:

f. To account for the increase in cost, as shown in the Updated Cost estimate in **Exhibit 6**, the Developer/Owner may be reimbursed an additional **\$190,212.64**. The Developer/Owner may be paid the additional **\$190,212.64** when assets of the Wastewater Trunk System Trust Fund are sufficient, authorized for such purpose, and the Developer/Owner has priority per UDC §8.5.2. E.

All other terms and conditions of the original agreement remain effective and in full force.

EXECUTED IN ONE ORIGINAL and made effective this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

CITY OF CORPUS CHRISTI

MPM DEVELOPMENT, L.P.

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Al Raymond III, AIA, CBO  
Director of Development Services

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Mossa Moses Mostaghasi  
General Partner

APPROVED AS TO FORM:

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Buck Brice (Date)  
Deputy City Attorney  
For City Attorney