

**CONTRACT AMENDMENT TO THE GRANT AGREEMENT BETWEEN
THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
AND THE CITY OF CORPUS CHRISTI
Amendment Number 5**

The Texas Commission on Environmental Quality (TCEQ) and the City of Corpus Christi (Performing Party) hereby agree to amend the Grant Agreement No. 582-11-11223 in accordance with general authority to enter the underlying grant agreement, Article 12.5, and Article 21, as follows:

1. Replace the maximum TCEQ obligation included in Amendment #4 as item 1. with the following:
"The maximum TCEQ obligation (Maximum Amount Available for Reimbursement) under this grant is revised to: \$1,055,222.25."
2. Article 1 WORK, Article 1.3 WORK PLAN, Article 1.3 is amended to add the following language: "FY12 and FY13 work plans are requested 45 days from the time the Contract Amendment for funding is approved."
3. Article 2 REIMBURSEMENT, CONTRACT/GRANT AGREEMENT AMOUNT, Article 2.3 is amended so that the maximum amount of reimbursement to be provided by TCEQ for the completion of the Work shall not exceed \$1,055,222.25 unless the parties amend this amount in accordance with the Grant Agreement Documents. The TCEQ shall not reimburse the Performing Party for any expenses not a part of the approved work plan.
Fiscal Year breakdown of maximum amount of reimbursement:
 - a. FY11-\$612,922.25 of funding
 - b. FY12- \$70,780.00 of funding added via Amendment 4.
 - c. FY12- \$213,018.24 of funding
 - d. FY13-\$158,501.76 of funding available for use pending signing of subsequent Contract Amendment that includes Work Plan/Budget.

The original total amount, the amount of increases, and the amended maximum amount of reimbursement are as follows:

Original Amount of Contract	\$ 516,329.26
Amendment 1	\$ 0.00
Amendment 2	\$ 96,592.99
Amendment 3	\$ 0.00
Amendment 4	\$ 70,780.00
<u>Amendment 5</u>	<u>\$ 371,520.00</u>
Revised Maximum TCEQ Obligation	\$1,055,222.25

All conditions and requirements of Contract Number 582-10-11223 that are not addressed in Amendment Number 5 to this Agreement shall remain unchanged, and shall apply to all services specified herein just as if those services had been included in the original Agreement.

TCEQ:
Texas Commission on Environmental Quality

By:

(Authorized Signature)

Steve Hagle, P.E.
(Printed Name)

Deputy Director, Office of Air
(Title)

Date: _____

PERFORMING PARTY:
City of Corpus Christi

By:

(Authorized Signature)

Ronald Olson
(Printed Name)

City Manager
(Title)

Date: _____