

## AMENDMENT NO. 2 TO THE AGREEMENT

### BETWEEN CITY OF CORPUS CHRISTI AND NUECES COUNTY REGARDING PARKER POOL SWIM ADMISSION FEES FOR 2022

This Amendment No. 2 to the Agreement between City of Corpus Christi and Nueces County regarding Parker Pool Swim Admission Fees is made and entered by and between the County of Nueces, hereinafter referred to as "County", and the City of Corpus Christi, a Texas home-rule municipal corporation hereinafter referred to as "City";

WITNESSETH:

**WHEREAS**, in December 2018, the City of Corpus Christi and Nueces County entered into the Agreement between City of Corpus Christi and Nueces County Regarding Parker Pool Property For Utilities, Use of and Transfer of Property, ("the Agreement") providing for payment for utilities, and the use of and transfer of property located at or near 654 Graham Road: the swimming facility known as "Parker Pool", from the City to the County;

**WHEREAS** the Agreement provided for the County to provide a general public swim program at Parker Pool;

**WHEREAS**, the City has enacted free general swim program for the pools owned and operated by the City, and is promoting similar free general public swim program for the Parker Pool;

**WHEREAS**, 2022 is the last year in which the City will participate in funding free public swim at Parker Pool and the City acknowledges that the County may reinstate fees for public swim at Parker Pool in future years to cover the associated costs;

**WHEREAS**, Section 12 of the Agreement provides that amendments which do not change the essential purpose of the Agreement may be agreed to by the City Manager for the City and the County Judge for the County;

**NOW THEREFORE**, this Amendment No. 2 to the Agreement is made and entered into by County and City for the mutual consideration stated herein.

The parties agree to amend Section 2 DUTIES OF THE COUNTY of the Agreement by adding subsection E as follows:

### **2. DUTIES OF THE COUNTY**

E. The County shall not charge any fee for the free public swim program during

2022. The general public swim program will be free to the public throughout 2022. The free admission shall expire when Parker Pool closes for the 2022 season or on December 31, 2022 whichever date occurs first. The County may reinstate fees for public swim for the 2023 season. If the County chooses to continue offering free public swim after December 31, 2022, the City will not provide any funding to cover that cost.

The parties agree to amend Section 3 of the Agreement by adding subsection D as follows:

**3. DUTIES OF THE CITY**

D. In consideration of the free general public swim program in 2022 for minimum of 20 hours per week as described above in Section 2 subsection E, the City agrees to pay the County a one-time payment of \$18,250 for 2022. All payments made in accord with Amendment No. 2, will be made from current revenues of the paying party. Payment shall be issued to the County to the following address:

NUECES COUNTY TREASURER  
PO BOX 583  
CORPUS CHRISTI, TX 78403

The parties agree that all other terms of the Agreement and all previous amendments, previously amending the original Agreement, remain in full force and effect except as amended by this Amendment No. 2.

This Amendment No. 2 takes effect on date of last signature.

Agreed to by:

**THE CITY OF CORPUS CHRISTI**

By: \_\_\_\_\_  
Peter Zanoni  
City Manager

Date: \_\_\_\_\_

**ATTEST:**

By: \_\_\_\_\_  
Rebecca Huerta  
City Secretary

Date: \_\_\_\_\_

**NUECES COUNTY**

By: \_\_\_\_\_  
Barbara Canales  
County Judge

Date: \_\_\_\_\_

**ATTEST:**

By: \_\_\_\_\_  
Kara Sands  
County Clerk

Date: \_\_\_\_\_