

STATE OF TEXAS

§

COUNTY OF FORT BEND

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KNOW ALL MEN BY THESE PRESENTS:

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AMENDMENT TO INTERLOCAL PROJECT AGREEMENT

This Amendment to Interlocal Project Agreement ("Amendment"), is made and entered into pursuant to the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code and Chapters 251.012 and/or 251.015 of the Texas Transportation Code, between Fort Bend County, Texas, ("County") a body corporate and politic, acting by and through its Commissioners Court and the **City of Simonton** ("Local Government") a municipality, acting by and through its City Council.

WHEREAS, the parties executed and accepted that certain Interlocal Project Agreement to help with flood mitigation caused by the Brazos River on March 26, 2019, (the "Project Agreement"); and

WHEREAS, certain delays occurred which prevented completion of the work contemplated under the Project Agreement within the term provided therein; and

WHEREAS, the parties desire to amend the Project Agreement to extend the term and allow completion of the project.

NOW, THEREFORE, in consideration of the foregoing and further consideration of the mutual promises, covenants and conditions herein, the parties hereby agree Section III of the Project is hereby replaced in its entirety with the following:

III. TERM

The term of this Project Agreement will be from the date of execution by the last party hereto until midnight on September 30, 2019 or until the Project is completed, whichever is *later*. However, either party may terminate this Agreement, with or without cause, by giving at least ten (10) days written notice to the other party.

Except as provided herein, all terms and conditions of the Project Agreement shall remain unchanged.

[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK.]

IN WITNESS WHEREOF, the parties have executed this Amendment to Interlocal Project Agreement on the dates indicated.

FORT BEND COUNTY:

KP George, Fort Bend County Judge

Date

Attest:

Laura Richard, Fort Bend County Clerk

CITY OF SIMONTON:

Laurie Bondreany
Mayor

04/27/2020
Date

Attest:

City Secretary

REVIEWED:

Scott Wieghat
Fort Bend County Road Commissioner