

STATE OF TEXAS           §  
  §     Third Renewal of Interlocal Agreement  
  Court Order No. 114576  
COUNTY OF TARRANT §     Project: Realignment of Smithfield Road

**BACKGROUND**

1. Tarrant County ("COUNTY") and the City of North Richland Hills ("CITY") entered into an Agreement approved by Tarrant County Commissioners Court Order No. 114576, for the cooperative funding of improvements to Smithfield Road ("Project") as described in the 2006 Tarrant County Bond Program.
2. The COUNTY and CITY subsequently renewed that Interlocal Agreement two times, the most recent renewal occurring on February 17, 2015, for fiscal year 2015 under Tarrant County Commissioners Court Order No. 119527.
3. The Project is incomplete and the parties desire to renew the Interlocal Agreement for the 2017 Fiscal Year.

Therefore, the COUNTY and CITY agree to the following

1. The COUNTY and the CITY renew the Interlocal Agreement for the COUNTY's 2017 Fiscal Year with the Agreement expiring September 30, 2017, or upon the completion of the Project as determined by the COUNTY, whichever occurs sooner.
2. The COUNTY and CITY agree to the revised payment schedules attached to this Third Renewal.
3. All terms and conditions of the original Agreement and subsequent amendments remain in effect except to the extent modified by this Third Renewal.
4. Both parties acknowledge that they are each a "governmental entity" and not a "business entity" as those terms are defined in Tex. Gov't Code § 2252.908, and therefore, no disclosure of interested parties pursuant to Tex. Gov't Code Section 2252.908 is required.

**APPROVED** on this day the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by  
Tarrant County.

Commissioners Court Order No. \_\_\_\_\_.

**TARRANT COUNTY  
STATE OF TEXAS**

**CITY**

\_\_\_\_\_  
County Judge

\_\_\_\_\_  
Signature

***APPROVED AS TO FORM:***

***APPROVED AS TO FORM AND  
CONTENT:***

\_\_\_\_\_  
Criminal District Attorney's Office\*

\_\_\_\_\_  
City Attorney

\*By law, the Criminal District Attorney's Office may only approve contracts for its clients. We reviewed this document as to form from our client's legal perspective. Other parties may not rely on this approval. Instead those parties should seek contract review from independent counsel.

*CERTIFICATION OF AVAILABLE FUNDS IN THE AMOUNT OF*  
\$ \_\_\_\_\_:

**Certification of Funds Available as follows:**

Fiscal year ending September 30, 2012	\$
Fiscal year ending September 30, 2013	\$
Fiscal year ending September 30, 2014	\$
Fiscal year ending September 30, 2015	\$
Fiscal year ending September 30, 2016	\$
Fiscal year ending September 30, 2017	\$550,000
	-----
	\$550,000

\_\_\_\_\_  
Auditor's Office

**ATTACHMENT A**

**Project Information**

City: City of North Richland Hills  
 Project Name: Realignment of Smithfield Road

**Proposed Project Schedule**

	Start Date	Duration (mo)	End Date *
Design:	-	-	-
ROW Acquisition:	-	-	-
Utility Relocation:	-	-	-
Construction:	Oct-2016	9	Jul-2017

\* COUNTY payments by completed phase are contingent upon the COUNTY'S reasonable determination that the work regarding the project phase for which payment is expected is successfully completed, as determined by the COUNTY. COUNTY plans to issue debt for all phases of this project, therefore payment remains contingent on debt issuance in accordance with applicable law.

Once Construction commences, COUNTY payment shall be made by fiscal quarter prorated over the life of the construction but contingent upon reasonable progress in construction as may be determined by the COUNTY.

**Proposed County Payment by Phase**

Design:	\$
ROW Acquisition:	\$
Utility Relocation:	\$
Construction:	\$550,000
County Funding	
Total:	\$550,000

**Proposed County Payment by Calendar Quarter (SUBJECT TO CHANGE)**

	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
2010		\$	\$	\$
2011	\$	\$	\$	\$
2012	\$	\$	\$	\$
2013	\$	\$	\$	\$
2014	\$	\$	\$	\$
2015	\$	\$	\$	\$
2016	\$	\$	\$	\$
2017	\$183,333	\$183,333	\$183,334	\$
2018	\$	\$	\$	\$
2019	\$	\$	\$	\$