

**CONTRACT AMENDMENT TO THE INTERGOVERNMENTAL COOPERATIVE  
REIMBURSEMENT AGREEMENT BETWEEN THE TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY (TCEQ) AND JOHNSON COUNTY**

**AMENDMENT NUMBER 5**

Pursuant to Article 7 (AMENDMENTS) of the General Conditions of the Agreement, TCEQ and Johnson County (Grantee) agree to amend Contract Number 582-8-89954 to amend the Expiration Date of the Agreement and allow for advance payment of funds.

1. In accordance with Section 1.2 of the General Conditions (Renewal and Extension Period), the Contract Signature Page is amended to reflect an Expiration Date of August 31, 2014.
2. In accordance with the Agreement, FY11 funds may be expended through August 31, 2013. As this Agreement now terminates on August 31, 2014, the FY12 and FY13 funds added by previous amendment must be expended by August 31, 2014.
3. Section 1.3 of the General Conditions is amended to read as follows:
  - 1.3 Contract Renewals. There are no additional renewals available after the Expiration Date of this Agreement.
4. Article 6 of the General Conditions is amended to add Section 6.8, reading as follows:
  - 6.8 The TCEQ may provide the funds in advance of the Grantee's incurring anticipated costs of Local Initiative Projects.
    - 6.8.1. By paying advance payments the TCEQ does not waive any requirements for the reimbursement of costs. The TCEQ may at any time before or after any advance payment request additional evidence concerning costs. The TCEQ may audit the records of the Grantee and may also audit the Grantee's performance as to any Contract Activity and any other Contract requirement.
    - 6.8.2. Advance Payments are conditioned on the approval of the FSR. If the FSR does not demonstrate that the Grantee has complied with the Contract requirements, the TCEQ may withhold approval or reject the FSR.

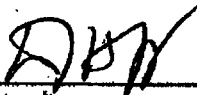
<b>Original Contract Amount for FY08</b>	<b>\$ 50,905.79</b>
Amendment 1 (FY09)	\$ 46,450.48
Amendment 2 (FY10)	\$ 46,510.67
Amendment 2 (FY11)	\$ 46,510.67
Amendment 3 (FY11)	\$ 0.00
Amendment 4 (FY12)	\$ 6,608.00
Amendment 4 (FY13)	\$ 6,608.00
Amendment 5 (FY14)	\$ 0.00

<b>Fiscal Year Total as Amended</b>	
Fiscal Year 08	\$ 50,905.79
Fiscal Year 09	\$ 46,450.48
Fiscal Year 10	\$ 46,510.67
Fiscal Year 11	\$ 46,510.67
Fiscal Year 12	\$ 6,608.00
Fiscal Year 13	\$ 6,608.00
<b>Maximum TCEQ Obligation</b>	<b>\$203,593.61</b>

All other conditions and requirements of Contract Number 582-8-89954 remain unchanged and shall apply to all provisions specified herein.

TCEQ:

Texas Commission on Environmental Quality

  
(Signature)

Donna Huff  
(Printed Name)

Air Quality Planning Section Manager  
(Title)

Date: 31 July 13

Grantee:

Johnson County

  
(Signature)

The Honorable Roger Harmon  
(Printed Name)

Johnson County Judge  
(Title)

Date: 7/22/13