

STATE OF TEXAS

COUNTY OF EL PASO

THIRD AMENDMENT TO HEALTHY FOOD FINANCING INITIATIVE INTERLOCAL AGREEMENT

This Third Amendment to the Healthy Food Financing Initiative Interlocal Agreement (“**Third Amendment**”), is entered into April 7, 2025, between the County of El Paso, Texas (“**County**”) and The University of Texas Health Science Center at Houston, (“**UTHealth**”), a state institute of higher education organized under the laws of the State of Texas and a member of the University of Texas System (“**System**”) governed by the Board of Regents of The University of Texas System (“**Board**”). The County and UTHealth may be referred to singularly as a “**Party**” or collectively as “**Parties**.” For the convenience of the Parties, all defined terms appear in **bold face** print when first defined.

WHEREAS, on the 7th day of November, 2022, the County of El Paso, Texas (“**County**”) and The University of Texas Health Science Center at Houston, (“**UTHealth**”) entered into an interlocal agreement, under County contract #2022-0214 for UTHealth’s coordination of the Health Food Financing Initiative (“**HFFI**”), and more specifically for UTHealth’s evaluation of HFFI grant applicants (the “**Agreement**”); and

WHEREAS, effective February 6, 2023, the Parties entered into the First Amendment to the Healthy Food Financing Initiative Interlocal Agreement (“**First Amendment**”), under County contract #2023-0040 to reflect adjustments made to the reporting dates and documentation required for each request for reimbursement, per the request of UT Health, and with the guidance of the County Auditors; and

WHEREAS, effective November 18, 2024, the Parties entered into the Second Amendment to the Healthy Food Financing Initiative Interlocal Agreement (“**Second Amendment**”), under County contract #2024-0886, to increase the overall project budget by \$5,000 and include the additional service to be provided by UTHealth of managing a subcontract with a Community Development Financial Institution (“**CDFI**”) to engage the financial review component of the Healthy Food Financing Initiative.

WHEREAS, the Parties now desire to amend the Agreement once more to update Attachment B to make an internal budget transfer between indirect costs and the Payment to People Fund-Financial Review.

2025-0204 Third Amendment. CAH.
2024-0886. Second Amendment. CJA.
2023-0040. First Amendment.
2022-0214. HFFI Interlocal with UTHealth.

NOW, THEREFORE, in light of the mutual promises and obligations contained herein, and in exchange for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the Parties, the Parties agree as follows:

1. Adoption of Recitals. The above stated recitals are incorporated herein by reference and are made part of this Third Amendment and shall be as effective as repeated verbatim.
2. Effective Date. The Effective Date of this Third Amendment shall be April 7, 2025.
3. Amendments.

This Amendment modifies and replaces **Section 3 (Eligible Administrative Expenses) of Attachment B (Funding Eligibility and Limitations)**:

3. **Eligible Administrative Expenses**. Expenses UTHHealth incurs for staffing, outreach, application review and evaluation, management and monitoring of the program and Approved Projects, impact measurement, and technical support, as limited below:

Expense Description	Expense Amount (Year 1)	Expense Amount (Year 2)	Expense Amount (Year 3)	Total
Personnel Costs*	\$45,000	\$45,000	\$45,000	\$135,000
Payment to People Fund - Financial Review	\$0	\$0	\$4,500	\$4,500
Indirect Cost	\$5,000	\$5,000	\$5,500	\$15,500
TOTAL COST	\$50,000	\$50,000	\$55,000	\$155,000

*Personnel costs are actual costs that are tied to paystubs or payroll registers.

4. All other terms and conditions not specifically amended herein shall remain in full force and effect.

2025-0204 Third Amendment. CAH.
2024-0886. Second Amendment. CJA.
2023-0040. First Amendment.
2022-0214. HFFI Interlocal with UTHHealth.

IN WITNESS WHEREOF, the parties execute this Third Amendment to the Agreement which shall be effective on the 7th day of April 2025.

THE COUNTY OF EL PASO

The University of Texas Health Science Center
at Houston

By _____
Ricardo A. Samaniego
County Judge

Signed by:  3/17/2025
By _____
Valarie Bombed
Director, Sponsored Contracts

2025-0204 Third Amendment. CAH.
2024-0886. Second Amendment. CJA.
2023-0040. First Amendment.
2022-0214. HFFI Interlocal with UTHealth.

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Valerie Bomben

Valerie.C.Bomben@uth.tmc.edu

Director, Sponsored Contracts

The University of Texas Health Science

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