

**AMENDMENT NO. 1 TO INTERLOCAL AGREEMENT BETWEEN
HARRIS COUNTY, CITY OF HOUSTON,
REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS, AND
SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY**

THIS AMENDMENT NO. 1 TO INTERLOCAL AGREEMENT BETWEEN HARRIS COUNTY, CITY OF HOUSTON, REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS, AND SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY (this “**Amendment**”) is made and entered into as of the ___ day of April, 2024, between CITY OF HOUSTON, TEXAS (the “**City**”), a municipal corporation and home-rule city of the State of Texas, acting by and through its governing body, the City Council of the City (“**City Council**”), HARRIS COUNTY, TEXAS (the “**County**”), a body corporate and politic under the laws of the State of Texas, acting by and through its governing body, the Harris County Commissioners Court (the “**Commissioners Court**”), REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (the “**TIRZ**”), a tax increment reinvestment zone created by the City, acting by and through its Board of Directors (the “**TIRZ Board**”), and SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY (the “**Authority**”), a local government corporation created by the City, acting by and through its Board of Directors (the “**Authority Board**”) (collectively referred to as the “**Parties**”).

WHEREAS, the Parties entered into that certain Interlocal Agreement, approved and authorized by City of Houston, Texas Ordinance No. 2023-1051 (the “**Agreement**”), pursuant to which the City, the County, the TIRZ, and the Authority agreed to provide for the participation of the County in the TIRZ in furtherance of the Projecat Plan (as defined in the Agreement); and

WHEREAS, the Parties desire to execute this Amendment to amend the Agreement by updating the tax year in which the County shall begin participating in the TIRZ.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants and agreements set forth herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree that the Agreement is amended as follows:

- I. **Definitions**. Each capitalized term used and not otherwise defined herein shall have the respective meanings assigned to such term in the Agreement.
- II. **County Tax Increment Participation**. Section IV.A of the Agreement is hereby deleted in its entirety and replaced with the following:

For and in consideration of the agreement of the parties set forth herein, the parties agree that the County shall participate in the TIRZ through annual tax increment payments, to the extent authorized by law, by remitting to the Tax Increment Fund or retaining and using as provided in Article V, Sections F and G, one hundred percent (100%) of the funds actually collected with respect to the Captured Appraised Value from the County’s total ad valorem tax rate (less the portion of the County’s tax rate levied for debt service, and not including any taxes levied by the County on behalf of the Harris County Flood Control

District, Harris County Hospital District, Port of Houston Authority, or similar entities) (the "County Tax Increment Participation"), for the tax years 2024 through 2040, inclusive (unless the Term of this Agreement is modified as provided in Article VI, Section C), for the area of the TIRZ (other than the area annexed into the TIRZ in 2022) that is located within Harris County Precinct Four.

III. Payment Date & Limitations of County Tax Increment. The second sentence of Section IV.B is hereby deleted in its entirety and replaced with the following:

For example, County Tax Increment Participation generated by the County's 2024 ad valorem tax levy shall be collected and remitted to the Tax Increment Fund by August 31, 2025.

IV. No Modification. The remaining portions of the Agreement remain in full force and effect and unamended except as set out in this Amendment No. 1.

V. Counterparts. This Amendment may be executed in any number of counterparts including electronic signature, each of which for all purposes shall be deemed to be an original, and all of which are identical. The parties hereto consent and agree that this Amendment may be signed and/or transmitted by facsimile, e-mail of a .pdf document or using electronic signature technology (e.g., via DocuSign or similar electronic signature technology) and that such signed electronic record shall be valid and as effective to bind the party so signing as a paper copy bearing such party's handwritten signature. Each party to this Amendment hereby waives any defenses to the enforcement of the terms of this Amendment based on the form of the signature, and hereby agree that such electronically transmitted or signed signatures shall be conclusive proof, admissible in judicial proceedings, of each party's execution of this Amendment.

IN WITNESS WHEREOF, the City, the County, the TIRZ and the Authority have made and executed this Amendment in multiple copies, each of which is an original, to be effective as of the day and year first written above.

HARRIS COUNTY

By: _____
Name: _____

ATTEST:

By: _____
Date Signed: _____

APPROVED AS TO FORM:

By: Christian D. Menefee, County Attorney

By: Paige Abernathy
Paige Abernathy, Assistant County
Attorney CACI: 23GEN3151

ATTEST/SEAL:

By: _____
Pat Jefferson-Daniel, City Secretary

CITY OF HOUSTON

By: _____
John Whitmire, Mayor

COUNTERSIGNED:

By: _____
Chris B. Brown, Controller

DATE OF COUNTERSIGNATURE:

APPROVED:

By: _____
Gwendolyn Tillotson-Bell, Chief
Development Officer

APPROVED AS TO FORM:

By: _____
Assistant City Attorney
LD-RE-0000000555

REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS

By: 

Chair, Board of Directors

ATTEST/SEAL

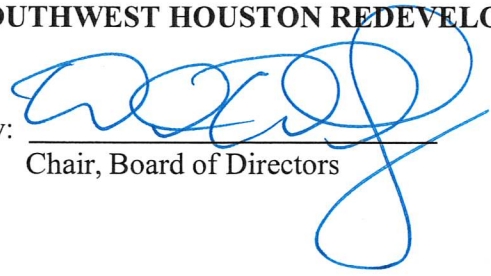
Date Signed: 4-11-2024

By: 

Secretary, Board of Directors

Date Signed: 4-11-2024

SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY

By: 

Chair, Board of Directors

ATTEST/SEAL

Date Signed: 4-11-2024

By: 

Secretary, Board of Directors

Date Signed: 4-11-2024

ORDER OF COMMISSIONERS COURT

Authorizing Amendment to Interlocal Agreement to Update Tax Year of Participation in TIRZ No. 20

The Commissioners Court of Harris County, Texas, met in regular session at its regular term at the Harris County Administration Building in the City of Houston, Texas, on _____, with all members present except _____.

A quorum was present. Among other business, the following was transacted:

**ORDER AUTHORIZING EXECUTION OF AMENDMENT NO. 1 TO
INTERLOCAL AGREEMENT BETWEEN HARRIS COUNTY, CITY OF
HOUSTON, REINVESTMENT ZONE NUMBER TWENTY, CITY OF
HOUSTON, TEXAS, AND SOUTHWEST HOUSTON REDEVELOPMENT
AUTHORITY TO UPDATE TAX YEAR OF PARTICIPATION**

Commissioner _____ introduced an order and moved that Commissioners Court adopt the order. Commissioner _____ seconded the motion for adoption of the order. The motion, carrying with it the adoption of the order, prevailed by the following vote:

	Yes	No	Abstain
Judge Lina Hidalgo	☐	☐	☐
Comm. Rodney Ellis	☐	☐	☐
Comm. Adrian Garcia	☐	☐	☐
Comm. Tom S. Ramsey, P.E.	☐	☐	☐
Comm. Lesley Briones	☐	☐	☐

The County Judge thereupon announced that the motion had duly and lawfully carried and that the order had been duly and lawfully adopted. The order adopted follows:

IT IS ORDERED that:

The County Judge is authorized to execute for and on behalf of Harris County, the attached amendment to interlocal agreement incorporated herein with City of Houston, Reinvestment Zone Number Twenty, City of Houston, Texas, and Southwest Houston Redevelopment Authority, to update the County's tax year of participation in TIRZ No. 20.

All Harris County officials and employees are authorized to do any and all things necessary or convenient to accomplish the purposes of this order.