

**SECOND AMENDMENT TO AGREEMENT BETWEEN HARRIS COUNTY AND
SER-JOBS FOR PROGRESS OF THE TEXAS GULF COAST, INC., FOR THE
PROVISION OF INFRASTRUCTURE IMPROVEMENTS FOR THE WORKFORCE
TRAINING CENTER PROJECT**

This Second Amendment is made and entered into by and between Harris County (the “Grantee”) and SER-Jobs for Progress of the Texas Gulf Coast, Inc. (the “Subrecipient”). The Grantee and the Subrecipient are known individually as “Party” and collectively as “Parties”.

RECITALS

WHEREAS, the Parties entered into an Agreement (the “Master Agreement”) on September 24, 2019, for the provision of infrastructure improvements for the purpose of the construction of a Workforce Training Center Project, an eligible activity under the rules and regulations regarding CDBG Program Grant Funds (the “Services”); and

WHEREAS, on February 22, 2022, Commissioners Court approved a First Amendment that amended the Agreement as follows: to revise Exhibit B, Budget, to add \$115,247.52 in CDBG funds to cover construction and related activities, bringing the total amount of funding for this project to \$2,115,247.52.

WHEREAS, the Parties now desire to amend said Agreement to: (i) extend the 18-month construction completion requirement by an additional thirteen (13) months to June 30, 2023, due to unexpected supply chain delays resulting from the COVID 19 pandemic; and (ii) specify Retainage.

NOW THEREFORE, the Grantee and Subrecipient do mutually agree as follows:

TERMS

I.

All references in the Master Agreement to the Completion of Construction being required within 18 months from the start of construction shall be extended by an additional thirteen (13) months (the “Construction Extension Period”) such that the Completion of Construction deadline is now June 30, 2023. This allowance of the Construction Extension Period shall be applicable to Article II(D)(5) Completion of Work; Article III Time of Performance; and any other reference in the Master Agreement to Completion of Construction requirement.

II.

Both Parties agree that the Retainage amount is \$205,699.55.

III.

In the event of any conflict between this Second Amendment to Agreement and the original Agreement

(as may have been previously amended), the terms of this Second Amendment shall govern. All other conditions between the parties shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Second Amendment to Agreement this __day of _____, 2023.

ATTEST:

SER-JOBS FOR PROGRESS OF THE TEXAS GULF COAST, INC.

DocuSigned by:
Norma Baiardi
By: _____
B0EBAD0E6477468...
Name: Norma Baiardi

DocuSigned by:
Sheroo Mukhtiar
By: _____
1ED067079EDE4D4...
Name: Sheroo Mukhtiar

Title: CEO

Date Signed: 4/21/2023

APPROVED AS TO FORM:

HARRIS COUNTY

CHRISTIAN D. MENEFEE
Harris County Attorney

By: *Haley New*
Haley New
Assistant County Attorney
CA File ID: 23GEN0948

By: _____
Lina Hidalgo
County Judge

Date Signed: _____

**ORDER OF COMMISSIONERS COURT
Authorizing Amendment to Agreement**

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 the _____ day of _____, 2023, with the following members present except _____.

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

ORDER AUTHORIZING SECOND AMENDMENT TO AGREEMENT BETWEEN HARRIS COUNTY AND SER-JOBS FOR PROGRESS OF THE TEXAS GULF COAST, INC., FOR THE PROVISION OF INFRASTRUCTURE IMPROVEMENTS FOR THE WORKFORCE TRAINING CENTER PROJECT

Commissioner _____ introduced an order and moved that the 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	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Rodney Ellis	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Adrian Garcia	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Tom S. Ramsey, P.E.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Lesley Briones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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 thus adopted follows:

IT IS ORDERED that:

Section 1: The Harris County Judge is authorized to execute the Second Amendment to the Agreement Between Harris County and Ser-Jobs for Progress of the Texas Gulf Coast, Inc., for the Workforce Training Center Project. This said Agreement to (i) extend the 18-month construction completion requirement by an additional thirteen (13) months to June 30, 2023, due to unexpected supply chain delays resulting from the COVID 19 pandemic; and (ii) specify Retainage. The Second Amendment is attached hereto and made a part hereof for all purposes as though fully set out in this Order word for word.

Section 2: The Executive Director of HCCSD, or his/her designee, are authorized to take such actions and execute such other documents as they deem necessary or convenient to carry out the purposes of this order.