

**FIRST AMENDMENT TO AGREEMENT FOR LAW ENFORCEMENT
SERVICES BETWEEN HARRIS COUNTY AND
MEMORIAL HILLS UTILITY DISTRICT**

This First Amendment to Agreement for Law Enforcement Services is entered into by and between **HARRIS COUNTY, TEXAS** hereinafter referred to as the "County," acting by and through its governing body, the Harris County Commissioners Court, and the **MEMORIAL HILLS UTILITY DISTRICT** (the "District").

RECITALS:

On or about February 11, 2021, the County and the District entered into an Agreement for the provision of law enforcement services on a fee basis in the geographical area represented by the District defined in Exhibit "A" to the Agreement; and

The County and the District desire to amend the Agreement to (i) change the number of deputies patrolling the geographical area from 2 deputy(ies) to 1 deputy(ies); and (ii) decrease the sum the County is to receive by \$18,592.00.

NOW, THEREFORE, the County and the District, in consideration of the mutual covenants and agreements herein contained, do mutually agree as follows:

TERMS:

1. Section 2.1 of the Agreement is amended to read as follows:

2.1.A Pursuant to County Attorney File No. 20GEN3511, from March 1, 2021, to February 28, 2022, the Constable was authorized to provide 2 deputy(ies) to devote seventy percent (70%) of their working time to provide law enforcement services within the District's geographical area.

2.1.B Beginning on December 1, 2021, and ending on February 28, 2022, unless terminated sooner in accordance with the provisions of Section IV, the County agrees to authorize the Constable to provide 1 deputy(ies) to devote seventy percent (70%) of their working time to provide law enforcement services within the District's geographical area as defined in Exhibit "A" of the original Agreement 20GEN3511.

2. Section 3.1 of the Agreement is amended to read as follows:

For the deputy services indicated in Section 2.1.A and 2.1.B, The District agrees to pay the County the sum of \$130,142.00 for 1 deputy(ies) for a total sum of ONE HUNDRED THIRTY THOUSAND, ONE HUNDRED FORTY TWO AND NO/100 DOLLARS (\$130,142.00) to be used by the County for the purpose of paying seventy percent (70%) of the full-time equivalent cost to the County for supplying the law enforcement services, including salaries, benefits, vacation, sick leave, and any additional expenses the County may incur in providing the services under this Agreement. Each party paying for the performance of governmental functions or services must make those payments from current revenues available to the paying party.

The District agrees to make payments on the total sum in installments, which are due and payable, without demand, on the following dates in the amounts set forth next to the dates:

February 20, 2021	\$12,395.00
March 20, 2021	\$12,395.00
April 20, 2021	\$12,395.00
May 20, 2021	\$12,395.00
June 20, 2021	\$12,395.00
July 20, 2021	\$12,395.00
August 20, 2021	\$12,395.00
September 20, 2021	\$12,395.00
October 20, 2021	\$12,395.00
November 20, 2021	\$6,198.00
December 20, 2021	\$6,198.00
January 20, 2022	\$6,191.00

The monthly installments are due and payable before 10:00 a.m. at the office of the County Treasurer, Dept. 101, P.O. Box 4354, Houston, TX 77210-4354. If the County provides the option, payment may be made by same time and date by electronic means to an account designated by the County.

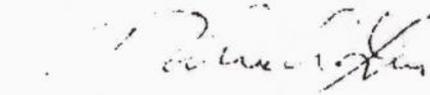
3. All provisions of the Agreement, except as amended herein, shall remain in full force and effect. In the event of a conflict between the Agreement and this First Amendment, the First Amendment shall control.

4. The County executes this First Amendment to Agreement for Law Enforcement Services by and through the County Judge acting pursuant to the Order of Commissioners Court of Harris County, Texas, so authorizing. This First Amendment to Agreement for Law Enforcement Services shall not become effective until executed by all parties hereto.

APPROVED AS TO FORM:

CHRISTIAN D. MENEFEE
County Attorney

HARRIS COUNTY



By _____
DeAnne A. Lin
C.A. File No. 21GEN3248
Amends 21GEN3511

By _____
County Judge

Date Signed: _____

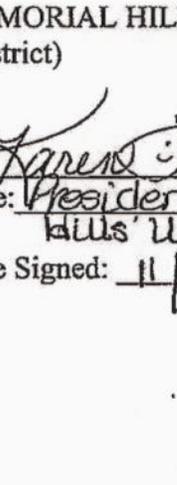
APPROVED:


MARK HERMAN
Harris County Constable Precinct 4

ATTEST:

MEMORIAL HILLS UTILITY DISTRICT
(District)

By 
Name: PATRICIA K. Collins
Secretary

By 
Title: President Memorial
Hills Utility District
Date Signed: 11/11/2021

APPROVED AS TO FORM:


By _____
Attorney

ORDER OF COMMISSIONERS COURT
AUTHORIZING FIRST AMENDMENT TO AGREEMENT WITH MEMORIAL HILLS UTILITY DISTRICT

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 FIRST AMENDMENT TO INTERLOCAL AGREEMENT
WITH MEMORIAL HILLS UTILITY DISTRICT
FOR LAW ENFORCEMENT SERVICES

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 Hidalgo	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Ellis	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Garcia	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Ramsey	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Cagle	<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 adopted follows:

IT IS ORDERED that:

1. The Harris County Judge is authorized to execute on behalf of Harris County a First Amendment to Agreement for Law Enforcement Services, for a total Agreement sum of \$130,142.00, with MEMORIAL HILLS UTILITY DISTRICT for law enforcement services on a fee basis in the geographical area represented by the Courts. The First Amendment to Agreement for Law Enforcement Services is incorporated by reference and made a part of this order for all intents and purposes as though set out in full word for word.

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

POSITION MANAGEMENT REQUEST FORM

Business Unit Name: Pct4 Constable Mark Herman Business Unit Number: 30400

SECTION I – TYPE OF REQUEST

Function	Check Applicable	Comments
Position Update	<input checked="" type="checkbox"/>	May require Commissioners Court approval
Position Reclassification	<input type="checkbox"/>	May require Commissioners Court approval
New Position Request	<input type="checkbox"/>	Requires Commissioners Court approval
Is additional office space required?	<input type="checkbox"/> Yes <input type="checkbox"/> No	

SECTION II – REASON FOR REQUEST

Ending Contract Position

SECTION III – PROPOSED EFFECTIVE DATE

Proposed Effective Date	<u>11/20/2021</u>	Date must be the beginning of a pay period. For requests requiring Commissioners Court approval, the earliest effective date will be the first pay period after approval.
Grant Effective Date	From: _____ To: _____	

SECTION IV – POSITION DATA

Current <i>Use "Pos_List_File" (PCN Download) to complete all fields</i>	Proposed <i>Complete all fields for a new position or change appropriate field(s) for existing position.</i>	
	Number of Positions	
Position Description (Title)	Deputy II	Position Description (Title-30 Spaces Max)
Job Code Description	00609	Job Code Description
Position Number	10008535	Position Number (HRRM Use Only)
Company (CS, FC, HC, JV or PA)	HC	Company (CS, FC, HC, JV or PA)
Business Unit	30400	Business Unit
Home Department ID Number	30450010	Home Department ID Number
Location	817A000	Location
Full Time, Part Time or Temporary	Full Time	Full Time, Part Time or Temporary
Budgeted Hours	40	Budgeted Hours
Salary Range Maximum	26.99	Salary Range Maximum
FLSA Code	Non-Exempt	FLSA Code
Reports To Position Number	10008535	Reports To Position Number
Fund Code	1000	Fund Code
Funding Department ID Number	30450010	Funding Department ID Number
Account (Same for all Business Units)	<u>510010</u>	Account (Same for all Business Units)
Business Unit PC (Projects or Grants only)		Business Unit PC (Projects or Grants only)
Project/Grant (Projects or Grants only)		Project/Grant (Projects or Grants only)
Activity ID (Projects or Grants only)		Activity ID (Projects or Grants only)
Resource Type (Not currently used)		Resource Type (Not currently used)
		<u>510010</u>

Dean Smith
11-15-21

Business Unit Approval (Business Unit Head or Designee) _____ Date _____

MEMORIAL HILLS UTILITY DISTRICT
2727 Allen Parkway, Suite 1100
Houston, Texas 77019
(713) 652-6500

November 1, 2021

Constable Mark Herman, Precinct 4
6831 Cypresswood Drive
Spring, Texas 77379

Attention: Ms. Lynn Harrison

Re: Memorial Hills Utility District (the "District"); Agreement for Law Enforcement Services

Dear Constable Herman:

This is to request the amendment of the current Interlocal Agreement for Law Enforcement Services between Harris County and Memorial Hills Utility District, reducing the number of deputy constables devoting 70% of working time from two deputies to one deputy.

Thank you in advance for your consideration of this request. If you have any questions or need anything additional, please do not hesitate to contact the District's attorney, Mr. Davis Bonham, at (713) 652-6500 or by email dbonham@smithmur.com.

Very truly yours,



Karen Large
President, Board of Directors

cc: Board of Directors