

**FIRST AMENDMENT TO THE AGREEMENT BETWEEN HARRIS
COUNTY AND HARRIS COUNTY PRECINCT TWO**

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This First Amendment to the Agreement is made and entered into by and between Harris County, a body corporate and politic under the laws of the State of Texas (the “Grantee”) and Harris County Precinct Two (the “Grantee Sponsor”). The Grantee and the Grantee Sponsor are known individually as “Party” and collectively as “Parties”.

Recitals

On or about September 15, 2020, the Parties entered into an Agreement (the “Master Agreement”) authorizing the provision of infrastructure improvements for the purpose of the Western Homes Drainage Improvements Project, an eligible activity under the rules and regulations regarding CDBG-DR Program Grant Funds (the “Services”).

The Parties now desire to amend the Master Agreement to modify Exhibit B Budget.

NOW, THEREFORE, the Parties hereby agree as follows:

Terms

I.

Exhibit B Budget is hereby replaced entirely. The amended Budget is attached hereto and shall be known as “Exhibit B, Budget - Amended.”

II.

In the event of any conflict between the term and provisions of this First Amendment, or any portion thereof, and the terms and provisions of any other part or portion of the Master Agreement, this First Amendment shall control.

III.

All other terms and provisions of the Master Agreement shall remain in full force and effect as originally written and subsequently amended.

IV.

EXECUTION

Multiple Counterparts: This First Amendment may be executed in several counterparts. Each counterpart is deemed an original. All counterparts together constitute one and the same instrument. Each Party warrants that the undersigned is a duly authorized representative with the power to execute this First Amendment.

ATTEST

By: _____

Name: _____

Title: _____

APPROVED AS TO FORM:
CHRISTIAN D. MENEFEE
COUNTY ATTORNEY

By: An Le for _____

Tiffany Bangs

Assistant County Attorney

CA File No.: 23GEN0324

HARRIS COUNTY PRECINCT TWO

By: Byron Acevedo

Name: Byron Acevedo

Title: Sr. Director of Engineering

Date: 6 April 2023

HARRIS COUNTY

By: _____

Lina Hidalgo

County Judge

Exhibit B, BUDGET - Amended

HARRIS COUNTY PRECINCT 2 WESTERM HOMES DRAINAGE IMPROVEMENTS PROJECT

Maximum Amount to be Paid Under this Order

The total amount to be paid by the Grantee Department under this Order shall not exceed Five Million Seven Hundred Ninety-Seven Thousand One Hundred Thirty-Nine and 00/100 (\$5,797,139.00), as certified available by the Harris County Auditor and as evidenced by the issuance of a Purchase Order from the Harris County Purchasing Agent.

PROJECT SUMMARY

DESCRIPTION	CSD (CDBG)	LEVERAGE	TOTAL
Project Costs			
I. Architectural/Engineering Design	\$778,975.00	\$315,841.00	\$1,094,816.00
II. Construction	\$5,018,164.00	\$8,950,803.71	\$13,968,967.71
Project Budget Total	\$5,797,139.00	\$9,266,644.71	\$15,063,783.71

CDBG PY2017 \$5,797,139.00

PROJECT DETAIL

Project Costs	CSD (CDBG)	LEVERAGE	TOTAL
I. Architectural/Engineering Design			
Schematic/Preliminary Design	\$778,975.00	\$315,841.00	\$1,094,816.00
Subtotal	\$778,975.00	\$315,841.00	\$1,094,816.00
II. Construction			
Construction (new construction, rehabilitation, renovation)	\$5,018,164.00	\$8,950,803.71	\$13,968,967.71
Subtotal	\$5,018,164.00	\$8,950,803.71	\$13,968,967.71
Project Detail Total	\$5,797,139.00	\$9,266,644.71	\$15,063,783.71

ORDER OF COMMISSIONERS COURT

Authorizing Execution of an Amendment

The Commissioners Court of Harris County, Texas, convened at a meeting of said Court at the Harris County Administration Building in the City of Houston, Texas, on the _____ day of _____, 2023, with the following members present, to wit:

Lina Hidalgo	County Judge
Rodney Ellis	Commissioner, Precinct No. 1
Adrian Garcia	Commissioner, Precinct No. 2
Tom S. Ramsey, P.E.	Commissioner, Precinct No. 3
Lesley Briones	Commissioner, Precinct No. 4

And the following members absent, to-wit _____, constituting a quorum, when among other business, the following was transacted:

ORDER AUTHORIZING THE EXECUTION OF THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN HARRIS COUNTY AND HARRIS COUNTY PRECINCT TWO

Commissioner _____ introduced an order and made a motion that the same be adopted. 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 amended order thus adopted follows:

IT IS ORDERED that the Executive Director of Harris County Community Services Department is hereby authorized to execute an Amendment to the Order between Harris County Precinct Two and Harris County to modify Exhibit B. The Amendment is incorporated herein as though fully set forth word for word.

The Interim Executive Director of Harris County Community Services Department or her designee is authorized to take such actions and execute such other documents as they deem necessary or convenient to carry out the purpose of this Order.