



Paige McInnis
Harris County Purchasing Agent

March 24, 2025

Commissioners Court Harris
County, Texas

RE: Job No. 220151

Members of Commissioners Court:

Please approve the corrected vendor name, previous funding amount and the attached Order(s) authorizing the County Judge to execute the attached Second Amendment to the Agreement(s) for the following:

Description: Treasury American Rescue Plan Act Affordable Housing Portfolio Program Guidelines Consulting Services for the Housing and Community Development Department

Vendor(s): The National Development Council for Community Development Inc. dba Grow America (corrected)

The National Development Council for Community Development Inc. dba National Development Council (as approved)

Amount: \$ 50,000 previously approved funds for the term 08/02/2024 - 08/01/2025
207,500 corrected funds for the term 08/02/2024 - 08/01/2025
 0 additional funds for the extended term 08/02/2025 - 12/31/2026
\$207,500

Reviewed By: • Harris County Purchasing • Housing and Community Development Department

The Second Amendment extends the term of the Agreement with no increase in the total contract amount. Projected expenditure for extended term \$55,000. Purchase order(s) will be issued upon Commissioners Court approval.

Sincerely,

Paige McInnis

Paige McInnis
Purchasing Agent

CTD
Attachment(s)
cc: Vendor(s)

FOR INCLUSION ON COMMISSIONERS COURT AGENDA APRIL 10, 2025

**SECOND AMENDMENT TO THE AGREEMENT BETWEEN HARRIS COUNTY AND
NATIONAL DEVELOPMENT COUNCIL FOR COMMUNITY DEVELOPMENT INC.
DBA GROW AMERICA**

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This Second Amendment to the Agreement is made and entered into by and between Harris County (the “County”), a body corporate and politic under the laws of the State of Texas and acting by and through the Harris County Housing & Community Development Department (“Department”), and National Development Council for Community Development Inc. dba Grow America (“Contractor”). County and Contractor are known individually as “Party” and collectively as “Parties.”

Recitals

On August 2, 2022, the County entered into an Agreement (the “Agreement”) with Contractor to assist the County and the Department in the preparation of program guidelines for the U.S. Department of Treasury’s American Rescue Plan Act (“ARPA”) Affordable Housing Portfolio to enable the County to implement the portfolio (the “Services”).

On March 26, 2024, the County and Contractor amended the Agreement for the first time (the “First Amendment”) for the purpose of updating the Scope of Services (Exhibit F) in the Agreement, at no cost to the County.

On or about August 2, 2024, Contractor changed its “Doing Business As” (dba) name from National Development Council for Community Development Inc. dba National Development Council to National Development Council for Community Development Inc. dba Grow America.

The County and Contractor now desire to amend the Master Agreement for the second time (the “Second Amendment”) for the purpose of extending the term of the Agreement.

Contractor warrants and represents that it is willing and capable of providing the services.

Terms

1) CONTRACT CONSTRUCTION

This Second Amendment shall be governed by the Agreement and the First Amendment, which are incorporated by reference as though fully set forth word for word.

2) TERM

The term of the Agreement is hereby amended to extend until December 31, 2026.

3) ORDER OF PRECEDENCE

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

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

4) EXECUTION, MULTIPLE COUNTERPARTS

This Second 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 Second Amendment.

NATIONAL DEVELOPMENT COUNCIL
FOR COMMUNITY DEVELOPMENT INC.
DBA GROW AMERICA

HARRIS COUNTY

DocuSigned by:
Daniel Marsh III
By: _____
8BD7FDCE0F18498
DANIEL MARSH III
PRESIDENT & CEO
Date: 3/7/2025

By: _____
LINA HIDALGO
COUNTY JUDGE
Date: _____

APPROVED AS TO FORM:
CHRISTIAN D. MENEFEE
COUNTY ATTORNEY

By: *Manasi Tahiliani*

Manasi Tahiliani
Assistant County Attorney
C.A.O. File No: 25GEN0550

ORDER OF COMMISSIONERS COURT
Authorizing execution of an amendment to an agreement

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 _____, with all members present except _____.

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

ORDER AUTHORIZING EXECUTION OF A SECOND AMENDMENT TO THE AGREEMENT WITH NATIONAL DEVELOPMENT COUNCIL FOR COMMUNITY DEVELOPMENT INC. DBA GROW AMERICA

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:

Vote of the Court	<u>Yes</u>	<u>No</u>	<u>Abstain</u>
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, P.E.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. 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 adopted follows:

IT IS ORDERED that County Judge Lina Hidalgo be, and she is hereby authorized to execute, for and on behalf of Harris County, the Second Amendment to extend the term of the Master Agreement. The Second Amendment is incorporated herein as though fully set forth word for word.

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