



## **HARRIS COUNTY, TEXAS**

### **COMMUNITY SERVICES DEPARTMENT**

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**Adrienne M. Holloway, Ph.D.**  
*Executive Director*

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March 22, 2021

County Judge Hidalgo and  
Commissioner Ellis, Garcia, Ramsey and Cagle

### **AGENDA LETTER**

Please consider the following item on the Commissioners Court Agenda for March 30, 2021:

Approval of the Termination Agreement between Harris County and Harris County Precinct Four for the Traffic Signal Improvements Project, prepared by the County Attorney. The project was allocated Program Year 2016 Community Development Block Grant – Disaster Recovery (CDBG-DR) funds. As the project has been determined no longer feasible by Precinct Four, the project was cancelled and the \$100,000.00 in CDBG-DR funds has been reallocated to an existing project, the Mercer Park Botanic Gardens Drainage Improvements Project in Precinct Four.

Thank you for your assistance with this request.

DocuSigned by:

*Adrienne Holloway*  
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Adrienne M. Holloway, Ph.D.  
Executive Director

AH/CL/gjf/mvn

## **Harris County Community Services Department**

### **EXECUTIVE SUMMARY**

#### **Approval of the Termination Agreement under 2016 CDBG-DR Funding**

**March 30, 2021**

On December 18, 2018, Commissioners Court approved the Infrastructure Project Contract from the Texas General Land Office for the County's allocation of Program Year (PY) 2016 Community Development Block Grant - Disaster Recovery (CDBG-DR) Program funds for public infrastructure project that meets the needs of low-and moderate-income households in Harris County.

On January 8, 2019, Commissioners Court approved the Order prepared by the Court Attorney, Authorizing the Provision of Services using Program Year (PY) 2016 CDBG-DR funds for the Harris County Precinct Four Traffic Signal Improvements Project, a total allocation of \$100,000.00 in CDBG-DR funding.

The Harris County Community Services Department and the Harris County Precinct Four now desire to terminate the agreement due to the determination by Precinct Four that the Traffic Signal Improvements Project is no longer feasible. The \$100,000.00 in CDBG-DR funds will be reallocated to an existing project, the Mercer Park Botanic Gardens Drainage Improvements Project in Precinct Four.

It is recommended that Commissioners Court approve the Termination Agreement to the Order between Harris County and Harris County Precinct Four for the Traffic Signal Improvements Project.

**TERMINATION AGREEMENT BETWEEN HARRIS COUNTY THE HARRIS  
COUNTY COMMUNITY SERVICES DEPARTMENT AND HARRIS  
COUNTY PRECINCT FOUR FOR THE TRAFFIC SIGNAL  
IMPROVEMENTS PROJECT**

***Recitals***

This Termination Agreement is made and entered into by and between Harris County (the "County" or "Grantee") through its Community Services Department (the "Department" or "Grantee Department") and Harris County Precinct Four (the "Grantee Sponsor"). The Grantee, Grantee Department and the Grantee Sponsor are known individually as "Party" and collectively as "Parties".

On January 8, 2019, the Commissioners Court of Harris County approved an agreement (the "Master Agreement" or "Order"), whereby the Grantee Sponsor was granted \$100,000.00 in Program Year 2016 CDBG-DR funds to construct the Traffic Signal Improvement Project in Precinct Four.

The Parties now desire to terminate the Master Agreement.

***Terms***

I.

The Master Agreement is hereby terminated effective upon execution of this Agreement. The consideration received by each Party is hereby acknowledged by each Party as adequate and sufficient to enter into this Agreement.

II.

All Parties hereby acknowledge and agree that, upon the effective date of this Agreement, (i) no accounting is required between the Parties regarding the Agreement, (ii) no funds are due to Grantee Sponsor pursuant to the Master Agreement, and (iii) no further services are required from Grantee Sponsor pursuant to the Master Agreement.

III.

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

IV.

**EXECUTION**

**Multiple Counterparts:** This Agreement 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 Agreement.

HARRIS COUNTY PRECINCT FOUR

By: [Signature]  
Name: Lina Hidalgo  
Title: Commissioner HCP4  
Date: 3/11/2021

HARRIS COUNTY COMMUNITY  
SERVICES DEPARTMENT

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

HARRIS COUNTY

By: \_\_\_\_\_  
Name: Lina Hidalgo  
Title: County Judge  
Date: \_\_\_\_\_

APPROVED AS TO FORM:  
CHRISTIAN D. MENEFE  
COUNTY ATTORNEY

By: Randy Keenan  
Randy Keenan  
Assistant County Attorney  
CA File No.: 21GEN0118



**ORDER OF COMMISSIONERS COURT**

## Authorizing Execution of a 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 \_\_\_\_\_, 2021, 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
R. Jack Cagle	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 AN AGREEMENT BETWEEN  
HARRIS COUNTY, HARRIS COUNTY PRECINCT FOUR AND THE  
HARRIS COUNTY COMMUNITY SERVICES DEPARTMENT FOR  
THE TRAFFIC SIGNAL IMPROVEMENTS PROJECT**

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. R. Jack 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 amended order thus adopted follows:

**IT IS ORDERED** that the County Judge is hereby authorized to execute the Agreement between Harris County, Harris County Precinct Four, and the Harris County Community Services Department terminating the Master Agreement for the Traffic Signal Improvements Project.

The Executive Director of Harris County Community Services Department or his 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.