

HARRIS COUNTY

OFFICE OF THE COUNTY ENGINEER

1001 Preston, Suite 500
Houston, Texas 77002
(713) 755-5370

June 01, 2021

Honorable County Judge
& Commissioners

SUBJECT: Interlocal Agreement – Harris County MUD No. 342, 344 and 361

Recommendation for authorization to execute an amendment to the Interlocal agreement with Harris County Municipal Utility District No. 342, 344, and 361 for the purpose of additional language and funds in the amount of \$52,348 under the master agreement, Precinct 1.

Sincerely,



John R. Blount, P.E.
County Engineer

Attachment

cc: Commissioner Rodney Ellis
Brandon Dudley
William Taylor
Amar Mohite
Cynthia Rushing
Thomas Walker
Mario Rabago

**FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN HARRIS
COUNTY AND HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 342,
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 344, AND HARRIS
COUNTY MUNICIPAL UTILITY DISTRICT NO. 361**

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This First Amendment to the Interlocal Agreement (“Master Agreement”), entered into pursuant to the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, is made and entered into by and between Harris County (“County”), a body corporate and politic under the laws of the State of Texas, and Harris County Municipal Utility District No. 342 (“MUD 342”), Harris County Municipal Utility District No. 344 (“MUD 344”), and Harris County Municipal Utility District No. 361 (“MUD 361”). MUD 342, MUD 344, and MUD 361 may be referred to herein individually as a "District" or collectively as the "Districts." County and District may each be referred to herein individually as a “Party” or collectively as the “Parties”.

Recitals

On December 15, 2020, the County and District entered into an interlocal agreement (“Master Agreement”) to have Center Point Energy install streetlights along Deussen Parkway from West Lake Houston Parkway to South Lake Houston Parkway, located in Harris County, Precinct 1.

The Parties now desire to amend the Agreement for the first time (“First Amendment”) to add additional language and funds.

Terms

I.

This First Amendment shall be governed by the Master Agreement, which is incorporated herein by reference as if set forth word for word.

II.

The Parties understand and agree, said understanding and agreement also being of the absolute essence of this Amendment, that County is not appropriating funds through this Amendment.

III.

Section 1.A. (iii) is hereby added to read as follows:

- (iii) The Districts shall choose electricity provider and assume full responsibility for monthly electricity fees billed by the provider.

IV.

Section 1.B. (i) is hereby added to read as follows:

- (i) The County agrees to provide a one-time payment in the estimated amount of \$52,348.00 for the installation cost of the streetlights (“County Funding Share”) necessary for the Project. This payment shall only apply for the installation cost of the streetlights.

V.

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

VI.

It is expressly understood and agreed that the Agreement is incorporated herein by reference. In the event of any conflict between the terms 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.

VII.

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.

[EXECUTION PAGE TO FOLLOW]

HARRIS COUNTY

By: _____
Lina Hidalgo
County Judge

**HARRIS COUNTY MUNICIPAL
UTILITY DISTRICT NO. 342**

By: _____
Name: GERARD T. PROBANCIA
President

**HARRIS COUNTY MUNICIPAL UTILITY
UTILITY DISTRICT NO. 361**

By: _____
Name: J. BRIAN HARDING
President

**HARRIS COUNTY MUNICIPAL
DISTRICT NO. 344**

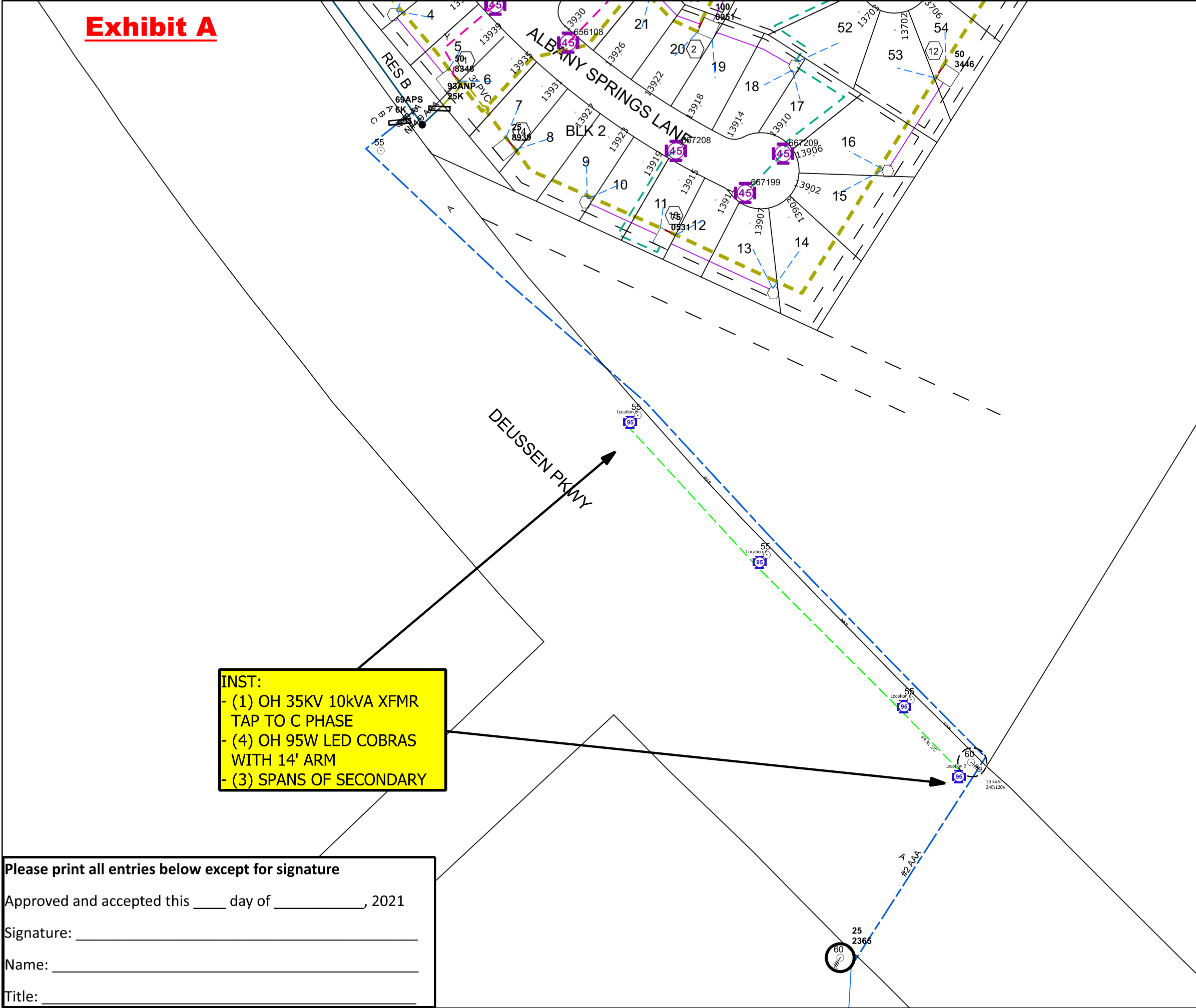
By: _____
Name: Betty Bland
President

APPROVED AS TO FORM:

CHRISTIAN D. MENEFE
County Attorney

By: Philip Berzins
Philip Berzins
Assistant County Attorney
CAO File No.: 21GEN1433

Exhibit A



STREET LIGHT PLACEMENT DETAIL

STREET LIGHT STANDARDS WILL NORMALLY BE INSTALLED IN ROAD RIGHT OF WAY 3' BACK OF CURB AND IN ALIGNMENT WITH SIDE LOT OR REAR PROPERTY LINES, UNLESS THERE IS A CONFLICT WITH DRIVEWAY, FIRE HYDRANT, CATCH BASIN, WATERMETER, OTHER OBSTRUCTIONS, OR WHEN IES RECOMMENDS SPACING REQUIRE OTHERWISE. IN CASE OF CONFLICT WITH O.H. DISTRIBUTION AT REAR OF PROPERTY, STANDARD IS TO BE INSTALLED 8' NORTH OR WEST OF PROPERTY LINE. AT STREET INTERSECTIONS, STANDARDS ARE TO BE INSTALLED BEHIND STRAIGHT SECTION OF CURB 2' FROM TANGENT POINT. STANDARDS SHALL BE PLACED ON STREET SIDE OPPOSITE FROM NORMAL STOP SIGN LOCATIONS.

LIGHTING DESIGN SERVICES - LIGHTING LEGEND

IMPORTANT NOTE: READ SPECIAL INSTRUCTIONS BELOW AND REFERENCE ANY SPECIAL NEEDS THAT MAY BE SHOWN ON SKETCH.

NEW STREET LIGHT INSTALLATION SYMBOLS

SYMBOLS	QUANTITY		SINGLE LAMP WATTAGE AND TYPE (Circle One Lamp Type for Each Wattage)			
	OH - 0	UG - 0	100W HPS MH		LED LEGEND	
	OH - 0	UG - 0	150W HPS MH	45W	OH - 0	UG - 0
	OH - 0	UG - 0	175W HPS MH	95W	OH - 4	UG - 0
	OH - 0	UG - 0	250W HPS MH	115W	OH - 0	UG - 0
	OH - 0	UG - 0	400W HPS MH	180W	OH - 0	UG - 0

SYMBOLS	QUANTITY	DUAL UG ONLY LAMP WATTAGE AND TYPE (Circle One Lamp Type for Each Wattage)			
	0	100W HPS MH		LED LEGEND	
	0	150W HPS MH	45W	0	
	0	175W HPS MH	95W	0	
	0	250W HPS MH	115W	0	
	0	400W HPS MH	180W	0	

ADDITIONAL INSTALLATION MATERIAL SYMBOLS

TP	0	TERMINAL POLE		---	RELAY
X	0	PROPOSED WOOD POLE		0	PULLBOX
	0	12KV 35KV PROPOSED OVERHEAD TRANSFORMER			

	0	UNDERGROUND CONDUCTOR (Check One) Direct Embedded Wire <input checked="" type="checkbox"/> Conduit and Wire <input checked="" type="checkbox"/>			
	697.43	OVERHEAD CONDUCTOR #4 2/C TWIST (UNLESS OTHERWISE NOTED)			

EXISTING STREET LIGHT SYMBOLS AND WATTAGES

250 MH 70 100 150 175 250 400

INSTALLATION VOLTAGE: (Circle One Only) ☒ 120 240 480

DDS DESIGN

WO BY: Brian Giang	W.O.#: 97427347
PHONE: 713-945-3780	KEY MAP #:
CELL: 713-253-6136	LAMBERT #:
DATE: 04/09/2021	SERVICE CENTER: HUMBLE
TYPE: HLC1	SCALE - 1" = 126'

Street Light Notes

- All streets must be curbed and guttered prior to the installation of street lighting facilities unless otherwise approved by the Lighting Design Service Department.
- Dedicated street light easements are required along all placement of street lighting facilities when such facilities are installed along private streets. Street lighting will only be installed along private streets that can be accessed for maintenance and only when such a street is constructed in an easement intended to contain a private street, waterlines, sanitary sewer lines, storm sewer, and such other utility or franchise infrastructures as can be accommodated and which, for the purpose of established setback, will be considered to be the equal of a public street.
- The design of all streets, utility easements, and storm sewer easements must be approved by all appropriate reviewing agencies before the installation of street lighting.
- Street lighting will be installed to the recommendations of the illuminating Engineering Society unless otherwise requested and agreed upon in writing by the requestor of street lighting service.

ORDER OF COMMISSIONERS COURT

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 EXECUTION OF THE FIRST AMENDMENT TO THE
INTERLOCAL AGREEMENT BETWEEN HARRIS COUNTY AND HARRIS COUNTY
MUNICIPAL UTILITY DISTRICT NO. 342, HARRIS COUNTY MUNICIPAL UTILITY
DISTRICT NO. 344, AND HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO.
361**

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 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 order thus adopted follows:

IT IS ORDERED THAT:

1. The Harris County Judge is authorized to execute on behalf of Harris County the attached First Amendment to the Interlocal Agreement for the purpose of adding an additional language and funds under the Master Agreement. The Master Agreement is incorporated herein as though fully set forth 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.