



Legislation Details (With Text)

File #: 23-0228 **Version:** 1 **Name:**

Type: Commercial Paper **Status:** Passed

File created: 12/29/2022 **In control:** Commissioners Court

On agenda: 1/10/2023 **Final action:** 1/10/2023

Title: Request for approval of an order amending Orders authorizing the issuance of Harris County, Texas, General Obligation Commercial Paper Notes, Series B and D and General Obligation Unlimited Tax Commercial Paper Notes, Series C. The foregoing Order includes authorization of the engagement of Note Counsel pursuant to an engagement letter under which Harris County will obtain specialized legal services in connection with the amendments of the above-mentioned Orders, based on the demonstrated competence and qualifications of such firm; finding that (i) such legal services require specialized expertise and experience in municipal finance, federal tax law and federal and state securities laws and therefore cannot be adequately performed by the attorneys and supporting personnel of the County, (ii) such legal services cannot be reasonably obtained from attorneys in private practice under a contract providing for the payment of hourly fees without contingency because the County will not be obligated to pay any legal fees until the successful closing of the contemplated transaction and (iii) entering into contingent fee contracts for legal services is in the best interest of the residents of the County because such firm will only be paid in the event that the contemplated transactions are completed and successfully closed.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Amending Order - Series B, C and D.pdf

Date	Ver.	Action By	Action	Result
1/10/2023	1	Commissioners Court		

Department: Management and Budget

Department Head/Elected Official: Daniel Ramos, Executive Director, Office of Management and Budget

Regular or Supplemental RCA: Regular RCA

Type of Request: Commercial Paper

Project ID (if applicable): N/A

Vendor/Entity Legal Name (if applicable): N/A

MWDBE Contracted Goal (if applicable): N/A

MWDBE Current Participation (if applicable): N/A

Justification for 0% MWDBE Participation Goal: N/A - Goal not applicable to request

Request Summary (Agenda Caption):

Request for approval of an order amending Orders authorizing the issuance of Harris County, Texas, General Obligation Commercial Paper Notes, Series B and D and General Obligation Unlimited Tax Commercial Paper Notes, Series C. The foregoing Order includes authorization of the engagement of Note Counsel pursuant to an engagement letter under which Harris County will obtain specialized legal services in connection with the

amendments of the above-mentioned Orders, based on the demonstrated competence and qualifications of such firm; finding that (i) such legal services require specialized expertise and experience in municipal finance, federal tax law and federal and state securities laws and therefore cannot be adequately performed by the attorneys and supporting personnel of the County, (ii) such legal services cannot be reasonably obtained from attorneys in private practice under a contract providing for the payment of hourly fees without contingency because the County will not be obligated to pay any legal fees until the successful closing of the contemplated transaction and (iii) entering into contingent fee contracts for legal services is in the best interest of the residents of the County because such firm will only be paid in the event that the contemplated transactions are completed and successfully closed.

Background and Discussion:

On November 8, 2022, Harris County voters approved all three bonds' propositions: \$100 million for public safety facilities, \$900 million for road and \$200 million bonds for parks, a total of \$1.2 billion which increases the bond authority available for the County. At this time, the County wishes to amend the CP, Series B, C and D orders to include the 2022 voted authority.

Expected Impact:

Series B, C and D notes will be issued to finance projects pursuant to the 2022 voted authority. The notes will be refunded with bonds later on to restore CP capacity.

Alternative Options:

To issue bonds to finance projects pursuant to the 2022 voted authority.

Alignment with Goal(s):

- ☐ Justice and Safety
- ☐ Economic Opportunity
- ☐ Housing
- ☐ Public Health
- ☐ Transportation
- ☐ Flooding
- ☐ Environment
- ☐ Governance and Customer Service

Prior Court Action (if any):

Date	Agenda Item #	Action Taken

Location:

Address (if applicable): N/A

Precinct(s): [Choose an item.](#)

Fiscal and Personnel Summary

Service Name	Commercial Paper		
	FY 23	FY 24	Next 3 FYs
Incremental Expenditures (do NOT write values in thousands or millions)			
Labor Expenditures	\$	\$	\$
Non-Labor Expenditures	\$	\$	\$
Total Incremental Expenditures	\$	\$	\$
Funding Sources (do NOT write values in thousands or millions)			
Existing Budget			
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Total Current Budget	\$	\$	\$
Additional Budget Requested			
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Total Additional Budget Requested	\$	\$	\$
Total Funding Sources	\$	\$	\$
Personnel (Fill out section only if requesting new PCNs)			
Current Position Count for Service	-	-	-
Additional Positions Requested	-	-	-
Total Personnel	-	-	-

Anticipated Court Date: January 10, 2023

Anticipated Implementation Date (if different from Court date): January 31, 2023

Emergency/Disaster Recovery Note: Not an emergency, disaster, or COVID-19 related item

Contact(s) name, title, department: Amy Perez, Deputy Executive Director, Office of Management and Budget

Attachments (if applicable): Order