



Legislation Details (With Text)

File #: 23-2726 **Version:** 1 **Name:**
Type: Contract - Amendment **Status:** Passed
File created: 5/4/2023 **In control:** Commissioners Court
On agenda: 5/16/2023 **Final action:** 5/16/2023
Title: Request for approval of an amendment to an agreement with NHPF Temenos Conduit LLC and Temenos Permanent Affordable LLC to extend the construction completion requirement to November 30, 2023 for the Temenos IV project.

Sponsors:

Indexes:

Code sections:

Attachments: 1. 23GEN0922_Temenos_Third Amendment_Executed

Date	Ver.	Action By	Action	Result
5/16/2023	1	Commissioners Court		

Department: Community Services

Department Head/Elected Official: Thao Costis, Interim Executive Director

Regular or Supplemental RCA: Regular RCA

Type of Request: Contract - Amendment

Project ID (if applicable): D2017-087

Vendor/Entity Legal Name (if applicable): NHPF Temenos Conduit LLC; Temenos Permanent Affordable LLC

MWDBE Contracted Goal (if applicable): N/A

MWDBE Current Participation (if applicable): N/A

Justification for 0% MWDBE Participation Goal: N/A - project was awarded prior to launch of County's M/WBE Program

Request Summary (Agenda Caption):

Request for approval of an amendment to an agreement with NHPF Temenos Conduit LLC and Temenos Permanent Affordable LLC to extend the construction completion requirement to November 30, 2023 for the Temenos IV project.

Background and Discussion:

On June 29, 2021, Commissioners Court approved an agreement between Harris County, NHPF Temenos Conduit LLC, and Temenos Permanent Affordable LLC for the Temenos IV project. On November 15, 2022, Commissioner's Court approved the first amendment. The second amendment was approved on January 31, 2023. Attached for Commissioner's Court review and approval is the third amendment to the agreement. The parties desire to amend said agreement to extend the 18-month construction completion requirement for an additional five (5) months to November 30, 2023, due to unanticipated weather delays and unexpected infrastructure delays.

Expected Impact:

The expected impact is to allow Temenos IV project additional time and funding to finish constructing the multifamily units. No fiscal impact to the County is anticipated.

Alternative Options:

The alternative option is that the project will not complete construction within the contracted timeframe.

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
07/14/2020	320.1008-1010	Approval of funding for the Temenos IV project
06/29/2021	214	Approval of Temenos IV Loan Agreement
11/15/22	164	Approval of Temenos IV Amendment #1
01/31/23	423	Approval of Temenos IV Amendment#2

Location:

Address (if applicable): 1703 Gray Street, Houston, TX 77003

Precinct(s): Precinct 1

Fiscal and Personnel Summary			
Service Name			
	FY 23	FY 24	Next 3 FYs
Incremental Expenditures (do NOT write values in thousands or millions)			
Labor Expenditures	\$	\$0	\$0
Non-Labor Expenditures	\$	\$0	\$0
Total Incremental Expenditures	\$	\$0	\$0
Funding Sources (do NOT write values in thousands or millions)			
Existing Budget			
Grant	\$	\$0	\$0
Choose an item.	\$	\$0	\$0
Total Current Budget	\$	\$0	\$0

Additional Budget Requested			
Choose an item.	\$	\$0	\$0
Choose an item.	\$	\$0	\$0
Total Additional Budget Requested	\$	\$0	\$0
Total Funding Sources	\$	\$0	\$0
Personnel (Fill out section only if requesting new PCNs)			
Current Position Count for Service	-	-	-
Additional Positions Requested	-	-	-
Total Personnel	-	-	-

Anticipated Court Date: May 16, 2023

Anticipated Implementation Date (if different from Court date): N/A

Emergency/Disaster Recovery Note: Disaster Recovery related item

Contact(s) name, title, department: Sam Borders, Director, Multi-Family Housing Development, Harris County Community Services Department

Attachments (if applicable): Amendment #3