

Controller's Office

To the Honorable Mayor and City Council of the City of Houston, Texas:

I hereby certify, with respect to the money required for the contract, agreement, obligation or expenditure contemplated by the ordinance set out below that:

- () Funds have been encumbered out of funds previously appropriated for such purpose.
- () Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- () Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- () No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.

() Other - Grant Funds Available

[Handwritten Signature]
General Pich

Date: 9-15, 2020

City Controller of the City of Houston, Texas

mf

2007 2000 530136
 2011 2000 530140
 FIMBS 3-20073
 28019
 04646-1514

\$ 5,022,635.00
 AMOUNT: 87,896.00
 112 \$ 5,110,531.00

ENCUMB. NO.: FR 3-5048 0881

City of Houston, Texas Ordinance No. 2020-780

AN ORDINANCE APPROPRIATING THE SUM OF \$5,022,635.00 OUT OF THE HAS CONSOLIDATED ITRP AMT CONSTRUCTION FUND AND \$87,896.00 OUT OF THE HAS AIRPORTS IMPROVEMENT FUND AS AN ADDITIONAL APPROPRIATION AND APPROVING AND AUTHORIZING AMENDMENT NO. 1 TO A CONTRACT BETWEEN THE CITY OF HOUSTON AND HELLMUTH, OBATA & KASSABAUM, INC. (FORMERLY HELLMUTH, OBATA, AND KASSABAUM, LP) FOR PROFESSIONAL ARCHITECTURAL AND ENGINEERING DESIGN SERVICES FOR THE FEDERAL INSPECTION SERVICES (FIS) RENOVATION AND EXPANSION PROJECT AT GEORGE BUSH INTERCONTINENTAL AIRPORT/HOUSTON FOR THE HOUSTON AIRPORT SYSTEM (AS APPROVED BY ORDINANCE NO. 2018-1040); PROVIDING FUNDING FOR CIVIC ART RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY SUCH FUNDS CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

[Handwritten mark]

* * * *

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS, THAT:

Section 1. The City Council hereby appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title for the purpose or purposes set out in such title as follows: the sum of **\$5,022,635.00** is appropriated out of the HAS Consolidated ITRP AMT Construction Fund for AE Design Services and the sum of **\$87,896.00** out of the HAS Airports Improvement Fund for Civic Art at George Bush Intercontinental Airport/Houston.

Section 2. The City Council hereby approves and authorizes the contracts, agreements, or other undertaking described in the title of this Ordinance, in substantially the forms as shown in the documents which are attached hereto and incorporated herein by this reference. The Mayor, or, in the absence of the Mayor, the Mayor Pro Tem is hereby authorized to execute such documents and all related documents on behalf of the City of Houston. The City Secretary, or, in the absence of the City Secretary, any Assistant City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 3. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements, or other undertaking described in the title of this Ordinance, in the event of changed circumstances.

Section 4. The City Attorney is hereby authorized to take all actions necessary to enforce all legal obligations under said contract without further authorization from Council.

Section 5. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 16th day of September, 20 20.

APPROVED this _____ day of _____, 20_____.

Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is SEP 22 2020.

Pat J. Harrel
City Secretary

FUNDING SOURCE:
\$5,022,635.00 from the HAS Consolidated ITRP AMT Construction Fund (8207)
\$87,896.00 from HAS Airports Improvement Fund (8011)

(Prepared by Legal Dept. Enid Howard)
 (EMH/anv 09/04/20) Senior Assistant City Attorney
 (Requested by Mario Diaz, Director, Houston Airport System)
 (L.D. File No. 0041800177002)

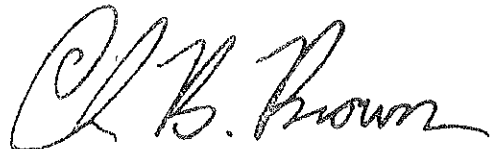
(*ultraconsensus* and *Vasquez*)

AYE	NO	
✓		MAYOR TURNER
....	COUNCIL MEMBERS
✓		PECK
✓		DAVIS
✓		KAMIN
✓		EVANS-SHABAZZ
✓		MARTIN
✓		THOMAS
✓		TRAVIS
✓		CISNEROS
✓		GALLEGOS
✓		POLLARD
✓		MARTHA CASTEX-TATUM
✓		KNOX
✓		ROBINSON
✓		KUBOSH
✓		PLUMMER
✓		ALCORN
CAPTION	ADOPTED	

CERTIFICATE OF CITY CONTROLLER

I, Chris B. Brown, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of \$5,022,635.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

- (1) The sum of \$5,022,635.00 will be funded from airport bond proceeds and/or airport commercial paper proceeds pursuant to Ordinance No. 2013-1064 authorizing the creation of the Consolidated 2011 ITRP AMT Construction Fund (8207). To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.
- (2) To the extent that the \$5,022,635.00 will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the Airport Commercial Paper Ordinance, Ordinance No. 99-1337, as amended and restated by Ordinance No. 2013-1064.



City Controller *Jerald Polk*

Airport.Cert8207

**AMENDMENT NO. 1 TO AN AGREEMENT FOR PROFESSIONAL
ARCHITECTURAL AND ENGINEERING DESIGN SERVICES**

THIS AMENDMENT NO. 1 TO AN AGREEMENT FOR PROFESSIONAL ARCHITECTURAL AND ENGINEERING DESIGN SERVICES (this “Amendment No. 1”) is made on the countersignature date by and between the **CITY OF HOUSTON, TEXAS** (the “City”), a home-rule city of the State of Texas, principally situated in Harris County, Texas, acting by and through its governing body, the City Council, and **Hellmuth, Obata & Kassabaum, Inc. (HOK Architects)** (successor in interest to Hellmuth, Obata & Kassabaum, L.P.), the “Design Consultant” a Missouri corporation, authorized to do business in Texas.

WITNESSETH

WHEREAS, by Ordinance No. 2018-1040, passed by the City Council on December 19, 2018, the City entered into an Agreement for Architectural and Engineering Design Services for the Federal Inspection Services (FIS) Renovation and Expansion (“Original Agreement”) with Design Consultant; and

WHEREAS, the City and Design Consultant desire to amend the Original Agreement to revise the Scope of Services;

NOW, THEREFORE, in consideration of the mutual promises, covenants, agreements and benefits contained in this Amendment No.1, the City and Design Consultant agree to the following provisions:

I.

Section 2.02, Project Description of Exhibit “B” (Scope of Services), of the Original Agreement, is amended to add the following:

“2.02.11 REGIONAL DETENTION POND

The regional detention pond or ponds at IAH shall be sized for and serving the detention needs of primarily the ITRP Projects, but also for other HAS Projects. The pond shall be located within the IAH Airport property tract and outfall directly to Garner’s Bayou (Harris County Unit No. P130-00-00) and may be configured as a single basin or multiple basins, depending on Project needs. The pond(s) shall be designed to be expandable to accommodate future detention volumes and may consist of a single pond or multiple pond “bays” interconnected by culverts, depending on site constraints, adjacent projects or other engineering considerations. The pond limits shall be designed to respect property boundaries, existing drainage and other projects to be constructed in the area (e.g. HAS Taxi and TNC Roadway Project).

2.02.12 TERMINAL C-GARAGE PARKING INFRASTRUCTURE

The Terminal C-Garage two parking levels shall have internal circulation ramps and vertical extension of the existing stair cores and extension of the proposed elevator/stair core at the SE corner of C Garage. In addition, the following items shall be incorporated:

1. Internal circulation ramps, vertical extension of the existing stair cores and extension of the proposed elevator/stair core being designed at the SE corner of C Garage.
2. Pedestrian walk connections from two parking levels to elevator/stair core, extension of fire suppression, and extension of the APGS.
3. Relocation of existing United Ground to Ground Antennas, and traffic study for the existing West Toll Plaza.
4. Relocation of the West Toll Plaza offices if required, confirmation of existing IT infrastructure to support additional levels, new Valet office on level 3, all MEP/IT/Security systems and assist with 7460/TIP/WAN submissions.
5. Pedestrian Bridge from Terminal C East Parking Garage to the SW corner of the new ICP including vertical circulation from the Pedestrian Bridge to the departures and arrivals level of the ICP.
6. All applicable MEP/IT/Security systems/FAS and assist with all applicable 7460 / TIP / WAN deliverables if required for any field activities.
7. Widening of Terminal C departure/parking ramp to accommodate an additional lane and ticketing dispenser.
8. Assist with all applicable 7460 / TIP / WAN deliverables if required for any field activities.
9. Conduct a sensitivity analysis of inbound traffic and passenger crossings.”

II.

In the event of a conflict between the Original Agreement and Amendment No. 1, this Amendment No. 1 shall prevail.

III.

All other terms and conditions of the Original Agreement, except as amended in this Amendment No. 1, shall continue in full force and effect.

[Remainder of Page Intentionally Left Blank]

[Signature Page Below]

The Parties have executed this Amendment No. 1 in multiple copies, each of which is an original. Each person signing this Amendment No. 1 represents and warrants that he or she is duly authorized and has legal capacity to execute and deliver this Amendment No. 1. Each Party represents and warrants to the other that the execution and delivery of this Amendment No. 1 and the performance of such Party's obligations hereunder have been duly authorized and that the Amendment No. 1 is a valid and legal agreement binding on such Party and enforceable in accordance with its terms. The Parties hereby agree that each Party may sign and deliver this Amendment No. 1 electronically or by electronic means and that an electronic transmittal of a signature, including but not limited to, a scanned signature page, will be as good, binding, and effective as an original signature.

ATTEST/SEAL:

HELLMUTH, OBATA & KASSBAUM, INC.

WITNESS (if not a corporation)

By: _____

Name: _____

Title: _____

By: **Thomas R Bayer**

Name: Thomas R Bayer

Title: Senior Vice President, Principal
Federal Tax I.D. No. 43-1723985

City:

CITY OF HOUSTON, TEXAS

Signed by:

Mayor

COUNTERSIGNED:

City Controller

DATE COUNTERSIGNED:

L.D. File No. _____

ATTEST / SEAL:

City Secretary

APPROVED:

DocuSigned by:

Mario Diaz

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Mario C. Diaz, Director,

Houston Airport System

APPROVED AS TO FORM:

DocuSigned by:

[Signature]

95A0D43C88BC4F3...

Sr. Assistant City Attorney

Digitally signed by Thomas R Bayer
DN: C=US,
E=thomas.bayer@hok.com, O=HOK,
OU=Senior Prcipal, CN=Thomas R
Bayer
Reason: I am approving this document
Date: 2020.08.21 14:48:19-05'00'

DS
BB