



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/24/2023

ALL

Item Creation Date: 9/20/2023

20FMS59 - Settlement Agreement - Liquid Ammonium Sulfate - ORDINANCE

Agenda Item#: 14.

Summary:

ORDINANCE approving and authorizing a full and final Settlement, Indemnity Agreement and Release between the City of Houston and **BRENTTAG SOUTHWEST, INC.** for the supply of liquid ammonium sulfate chemical to Houston Public Works - \$67,000.00 - Enterprise Fund

Background:

Adopt an ordinance approving and authorizing a full and final settlement, confidentiality and indemnity agreement and release between the City of Houston and **Brenntag Southwest, Inc.** in the amount not to exceed **\$67,000.00** for the supply of liquid ammonium sulfate chemical for Houston Public Works.

Specific Explanation:

The Director of Houston Public Works recommends that City Council adopt an ordinance approving and authorizing a full and final settlement, confidentiality and indemnity agreement and release between the City of Houston and Brenntag Southwest, Inc. in the settlement amount of \$67,000.00 for the supply of liquid ammonium sulfate for Houston Public Works.

Motion No. 2019-0021 was approved by City Council on January 9, 2019, in the amount of \$2,127,543.32 for the supply of liquid ammonium sulfate chemicals. The vendor provided this chemical for more than 4-years; however, the contract has run out of funds. The vendor continued to deliver the chemical and upon final accounting, it was confirmed that HPW had exceeded the contract target value by \$67,000.00. The City and Brenntag have agreed that the \$67,000.00 is owed to Brenntag Southwest, Inc. for the chemical that were supplied from February 2023 to April 2023.

Fiscal Note:

Funding for this item is included in the FY2024 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

DocuSigned by:

 Carol Elaine Faddock, P.E., Director
 Houston Public Works



Estimated Spending Authority

Department	FY2024	Out Years	Total
Houston Public Works	\$67,000.00	\$0.00	\$67,000.00

Prior Council Action:

Motion # 2019-0021, dated January 9, 2019

Amount and Source of Funding:

\$67,000.00
 Water and Sewer System Operating Fund
 Fund No.: 8300

Contact Information:

Brian Blum, Assistant Director
Phone: (832) 395 2717

ATTACHMENTS:

Description	Type
Signed Coversheet	Signed Cover sheet
Prior Coversheet	Backup Material

Prior Motion
Invoices
Form A
Funding Verification
Budget vs Actuals
Ordinance
Agreement

Backup Material
Backup Material
Financial Information
Financial Information
Financial Information
Ordinance/Resolution/Motion
Contract/Exhibit