



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/9/2018

District J

Item Creation Date: 9/10/2018

25CF54 Second Amendment to O&M with BGCC

Agenda Item#: 24.

Summary:

ORDINANCE approving and authorizing the second amendment to operation and maintenance agreement between the City of Houston, Texas, as owner, and **BRAEBURN GLEN CIVIC CLUB**, as operator, for approximately 24,998 square feet of real property located at 9505 Braeburn Glen Boulevard, Houston, Harris County, Texas, to be operated and maintained as a neighborhood community events and recreational facility; containing other provisions relating to the foregoing subject; and declaring an emergency.

Background:

RECOMMENDATION: Approve and authorize a Second Amendment to Operation and Maintenance Agreement between the City of Houston and Braeburn Glen Civic Club (Operator), a Texas nonprofit corporation, to use, operate, and maintain City property for community civic club activities.

SPECIFIC EXPLANATION: The General Services Department recommends approval of a Second Amendment to Operation and Maintenance Agreement with the Braeburn Glen Civic Club (BGCC), for 24,988 square feet of real property and improvements located at 9505 Braeburn Glen Blvd., for use as a neighborhood civic club for community meetings, events, green space, and recreational activities. BGCC has operated and maintained the property for civic club activities since 1972. The current amended lease base term commenced in November 2013 and will expire in November 2018, at a current monthly rental of \$458.33, or \$5,500.00 per year.

The proposed Second Amendment provides for a five-year term at a monthly payment of \$729.17 or \$8,750.00 per year, with one five-year renewal option on the same terms and conditions. The base term will commence on December 1, 2018 and expire November 30, 2023. The annual payment of \$8,750.00 represents the fair market rental value. The City will credit BGCC operation and maintenance costs up to the annual payment of \$8,750.00.

As consideration for use of the property, BGCC shall operate, maintain, and improve the property at its sole cost and expense and is responsible for all utilities. BGCC may charge a reasonable fee for use of the property in accordance with general schedules of such charges. All fixtures, improvements, alteration and additions to the property remain the property of the City of Houston. The City reserves the right to use the property, without charge, a minimum of ten days a year at mutually agreed times.

All other terms and conditions of the amended Agreement remain the same.

DIRECTOR'S SIGNATURE/DATE:

 10-4-18

C. J. Messiah, Jr.
General Services Department

Prior Council Action:

Ordinance No. 2008-1125; December 10, 2008

Ordinance No. 2013-1015; November 14, 2013

Amount of Funding:

Contact Information:

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Council Liaison

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ATTACHMENTS:**Description**Ord 2013-1015 11-14-13RCA First Amdt 11-13-131st AMDT C73082 2013-1015 11-22-13 & O&M AGMTOrd 2008-1125 12-10-2008RCA O&M 12-10-2008OM Agmt C73082 2008-1125 12-19-082nd Amend ContractORD**Type**

Backup Material

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Contract/Exhibit

Ordinance/Resolution/Motion