

AGENDA

CITY OF HOUSTON ■ CITY COUNCIL

November 2nd & 3rd, 2021

MAYOR
SYLVESTER TURNER

CONTROLLER
CHRIS B. BROWN

DISTRICT COUNCIL MEMBERS

Amy Peck
District A

Tiffany D. Thomas
District F

Tarsha Jackson
District B

Greg Travis
District G

Abbie Kamin
District C

Karla Cisneros
District H

Carolyn Evans-Shabazz
District D

Robert Gallegos
District I

Dave Martin
District E

Edward Pollard
District J

Martha Castex-Tatum
District K

AT-LARGE COUNCIL MEMBERS

Mike Knox
Position 1

Michael Kubosh
Position 3

David W. Robinson
Position 2

Letitia Plummer
Position 4

Sallie Alcorn
Position 5

Marta Crinejo, Agenda Director

Pat Jefferson Daniel, City Secretary

In accordance with the Texas Open Meetings Act the agenda is posted for public information, at all times, for at least 72 hours preceding the scheduled time of the meeting on the bulletin board located on the exterior wall of the City Hall building at 901 Bagby.

The agenda may be accessed via the Internet at <http://houston.novusagenda.com/agendapublic/>. Copies of the agenda are available in the Office of the City Secretary in the City Hall Annex, Public Level at no charge. To receive the agenda by mail, send check or money order for \$52.00 for a one year subscription, made payable to the City of Houston to the attention of the City Secretary, P.O. Box 1562, Houston, Texas 77251.

To reserve time to appear before Council call 832-393-1100, or email us at speakers@houstontx.gov or weather permitting you may come to the Office of the City Secretary, City Hall Annex, Public Level.

NOTE: If a translator is required, please advise when reserving time to speak

AGENDA - COUNCIL MEETING Tuesday, November 2, 2021 - 1:40 PM
Hybrid Meeting (Virtual and In-Person)

PRESENTATIONS

2:00 P.M. – INVOCATION AND PLEDGE OF ALLEGIANCE

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Knox

Due to health and safety concerns related to COVID-19, this meeting will offer the options to participate by videoconference or in-person. The meeting will be open to the public but restrictions regarding masks, allowable room capacity, and seating arrangements may be in place.

The public meeting location will be City Hall Council Chamber, 901 Bagby, 2nd Floor, Houston, Texas 77002. The Mayor, as presiding officer of City Council, and some Council Members will be physically present. Other Council Members will be participating by videoconference in accordance with the provisions of Section 551.127 of the Texas Government Code applicable to a governmental body that extends into three or more counties. The meeting will also be streamed as usual on the City's website (<https://www.houstontx.gov/htv/index.html>), Facebook site (<https://www.facebook.com/pg/HoustonTelevision/videos/>) and the municipal channel on public television.

Members of the public may provide public comment during the Tuesday public session at (936) 755-1521; Conference ID# 102 839 102#. Details for signing up to speak in-person or virtually are posted at <https://www.houstontx.gov/council/meetingsinfo.html>.

Members of the public may attend the Wednesday Council session in-person, or via Teams at (936) 755-1521; Conference ID# 230 097 068# but no public comment will be allowed.

ROLL CALL AND ADOPT THE MINUTES OF THE PREVIOUS MEETING

PUBLIC SPEAKERS - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office.

NOTE: If a translator is required, please advise when reserving time to speak

SP11-02-2021

RECESS

RECONVENE

RECONVENE - Wednesday November 3rd, 2021 - 9:00 am

DESCRIPTIONS OR CAPTIONS OF AGENDA ITEMS WILL BE READ BY

THE
CITY SECRETARY PRIOR TO COMMENCEMENT

REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds and a Quarterly Investment Report by the City Controller

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 35

MISCELLANEOUS - 1 through 5

1. REQUEST from Mayor for confirmation of the appointment of Mark Wilfalk as Director of the Department of Solid Waste Management
2. RECOMMENDATION from Director Houston Public Works for payment to **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY** for Annual Consolidated Water Quality Fees, Air Emission Fees and Emissions Inspection Fee for FY2022 for the City's Wastewater Treatment Plants - \$1,827,984.56 - Enterprise Fund
3. ****PULLED – This item will not be considered on November 3rd, 2021**
ORDINANCE appropriating \$1,000,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation; approving and authorizing first amendment to contract between the City of Houston and **ALSAY INCORPORATED** for Ground Water Well Rehabilitation for various cites (Approved by Ordinance No. 2020-0528); providing funding for contingencies, construction management and CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; F - THOMAS; G - TRAVIS and J - POLLARD**
4. ****PULLED – This item will not be considered on November 3rd, 2021**
RECOMMENDATION from Director Houston Public Works for approval of Change Order No. 3 in the amount of \$869,000.00 for Ground Water Well Rehabilitation at Various Sites - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; F - THOMAS; G - TRAVIS and J - POLLARD**
This item should only be considered after passage of Item 3 above
5. RECOMMENDATION from Mayor's Office for approval to extend unpaid Leave of Absence for **CHRISTOPHER SISNEY, Senior Communications Technician**, beginning July 24, 2021 through January 19, 2022

ACCEPT WORK - NUMBERS 6 through 9

6. RECOMMENDATION from Director Houston Public Works for approval of

final contract amount of \$4,710,440.02 and acceptance of work on contract with **JFT CONSTRUCTION, INC** for Neighborhood Sewer System Improvements - Eastwood (Basin SB142) - 4.58% over the revised contract amount - **DISTRICT I - GALLEGOS**

7. RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$3,624,427.44 and acceptance of work on contract with **NBG CONSTRUCTORS, INC** for Brazos Bridge over Smith St. and Holman St. (Deck Slab Repl.) - 2.39% over the original contract amount and under the 5% contingency amount - **DISTRICT C - KAMIN**
8. RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$17,091,575.71 and acceptance of work on contract with **STERLING DELAWARE HOLDING COMPANY, INC** for Greens Road Paving and Drainage Improvements - 0.34% under the original contract amount - **DISTRICT B - JACKSON**
9. RECOMMENDATION from Director of Houston Public Works for approval of final contract amount of \$27,840,979.24 and acceptance of work on contract with **HARPER BROTHERS CONSTRUCTION, LLC** for 108-inch Waterline along City Easements from Union Pacific Railroad to John Ralston Road - 1.69% under the original contract amount - **DISTRICTS B - JACKSON and E - MARTIN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 13

10. **METRO FIRE APPARATUS SPECIALISTS, INC** to approve the purchase of eight (8) Firefighting Trucks through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Fleet Management Department on behalf of the Houston Fire Department - \$6,384,531.00 - Fire Consolidated Construction Fund
11. **BOAT RIGHT MARINE, INC** for purchase of a Fire Rescue Boat and Trailer through the Interlocal Agreement for Cooperative Purchasing with Buyboard for the Fleet Management Department on behalf of the Houston Fire Department - \$185,000.00 - Equipment Acquisition Consolidated Fund
12. **DOCTORS HOSPITAL 1997 LP dba UNITED MEDICAL MEMORIAL CENTER** to approve payment of invoices for the management of Community-Based COVID-19 Testing Sites for the Houston Health Department - \$161,752.50 - Grant Fund
13. **INDUSTRIAL TX CORP.** for approval of spending authority for Emergency Replacement of two (2) Endress Hauser Magnetic Flow Meters for Houston Public Works - \$160,538.40 - Enterprise Fund

RESOLUTIONS - NUMBERS 14 and 15

14. RESOLUTION supporting the certification of a Municipal Setting Designation outside the boundary of the City of Houston for the site located at 500 Industrial Boulevard, Sugar Land, Texas 77478
15. RESOLUTION amending Resolution No. 2021-19 approving and

authorizing the nomination of **VILLAGE PRACTICE MANAGEMENT COMPANY, LLC** to the Texas Economic Development Bank established by the Texas Economic Development and Tourism Office within the Office of the Governor for designation as an Enterprise Project

ORDINANCES - NUMBERS 16 through 35

16. ORDINANCE approving and authorizing agreement between City of Houston and **MERCATO, INC** to provide Community Development Block Grant Funds for a pilot program to Subsidize Merchant Onboarding and Subscription Fees for an Online Grocery Delivery Service for residents in low- and moderate-income areas; providing a maximum contract amount - \$100,000.00 - Grant Fund
17. ORDINANCE approving and authorizing first amendment to Subrecipient Grant Agreement between City of Houston and **THE MONTROSE CENTER** to provide additional Hurricane Harvey Community Development Block Grant - Disaster Recovery 2017 Funds for the administration and operation of a Workforce Development Program to serve additional low-to-moderate income individuals who were directly or indirectly affected by Hurricane Harvey - **DISTRICT C - KAMIN**
18. ORDINANCE amending Ordinance No. 2021-354 to include the Affordable Home Development Program, to allocate funds previously appropriated under said Ordinance thereto and to make other ministerial changes
19. ORDINANCE approving and authorizing Substantial Amendment to current Emergency Solutions Grant - Coronavirus budget in the Amended 2019 Annual Action Plan to allow the transfer of funds from Essential Services and Outreach Activities to Homeless Prevention and Rapid Rehousing Activities within the ESG-CV budget
20. ORDINANCE appropriating \$643,741.00 out of Parks Consolidated Construction Fund, awarding Construction Contract to **PROGRESSIVE COMMERCIAL AQUATICS, INC** for Swimming Pool Upgrades - Tuffly Park; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and materials testing, Civic Art and contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund - **DISTRICT B - JACKSON**
21. ORDINANCE amending Ordinance No. 2017-953 (Passed on December 06, 2017) to increase the maximum contract amount for contract between City of Houston and **PRECISION TASK GROUP, INC** for Licenses and Software Maintenance for the Enterprise Service Management Portal for Various Departments - \$379,484.91 - Central Service Revolving and Enterprise Funds
22. ORDINANCE approving and authorizing a Derivative Agreement between City of Houston and **RUBICON GLOBAL, LLC** for Automated Vehicle Tracking, Routing and Performance Management System through the Houston-Galveston Area Council for the Solid Waste Management

Department; providing a maximum contract amount - 3 Years with 2 one-year options - \$993,328.05 - General Fund

23. ORDINANCE relating to Fiscal Affairs of **UPTOWN DEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER SIXTEEN, CITY OF HOUSTON, TEXAS (UPTOWN ZONE)**; approving Fiscal Year 2022 Operating Budget for the Authority and Fiscal Years 2022-2026 Capital Improvements Budget for the Zone - **DISTRICTS C - KAMIN; G - TRAVIS and J - POLLARD**
24. ORDINANCE approving and authorizing Community Benefits Agreement between City of Houston, Texas and **RICE MANAGEMENT COMPANY** relating to the ION District Project - **DISTRICT C - KAMIN**
25. ORDINANCE consenting to the addition of 39.567 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 319**, for inclusion in the district
26. ORDINANCE approving and authorizing the North Canal High Flow Diversion Channel Project Cost Share Interlocal Agreement between City of Houston and **MEMORIAL HEIGHTS REDEVELOPMENT AUTHORITY, ON BEHALF OF REINVESTMENT ZONE NUMBER FIVE, CITY OF HOUSTON, TEXAS (MEMORIAL HEIGHTS ZONE)** for Phase I and Phase II North Canal High Flow Diversion Channel Project - **DISTRICTS C - KAMIN and H - CISNEROS**
27. ORDINANCE approving and authorizing first amendment to construction on contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **LOPEZ UTILITIES CONTRACTOR, LLC** (as approved by Ordinance No. 2021-0450)
28. ORDINANCE approving and authorizing first amendment to construction on contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **DL GLOVER, INC** (as approved by Ordinance No. 2021-0107)
29. ORDINANCE approving and authorizing first amendment to construction on contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **DL GLOVER, INC** (as approved by Ordinance No. 2021-0530)
30. ORDINANCE approving and authorizing first amendment to construction on contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **PORTLAND UTILITIES CONSTRUCTION COMPANY, LLC** (as approved by Ordinance No. 2021-0451)
31. ORDINANCE approving and authorizing first amendment to construction on contract for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method Project between City of Houston and **TEXAS PRIDE UTILITIES, LLC** (as approved by Ordinance No. 2021-0384)
32. ORDINANCE approving and authorizing first amendment to construction on contract for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (Large Diameter Sewer) Project between City of Houston and **QUADEX LINING SYSTEMS, LLC** (as approved by Ordinance No. 2021-0263)
33. ORDINANCE approving and authorizing first amendment to construction on

contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **T CONSTRUCTION, LLC** (as approved by Ordinance No. 2021-0088)

34. ORDINANCE approving and authorizing first amendment to construction contract for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (Large Diameter Sewer) Project between City of Houston and **INSITUFORM TECHNOLOGIES, LLC** (as approved by Ordinance No. 2021-0348)
35. ORDINANCE appropriating of \$39,414,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **BRH-GARVER CONSTRUCTION, L.P.** for Park Ten Wastewater Treatment Plant Abandonment and Flow Diversion to Turkey Creek Wastewater Treatment Plant; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for testing services, CIP Cost Recovery, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - PECK and G - TRAVIS**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA

MATTERS HELD - NUMBER 36

36. ORDINANCE awarding contract to **MUNICIPAL EMERGENCY SERVICES, INC** for Inspection, Maintenance, Repairs and Testing Services on Self-Contained Breathing Apparatus Systems for Various Departments; providing a maximum contract amount - \$952,625.00 - General, Enterprise and Other Funds
TAGGED BY COUNCIL MEMBER PECK
This was Item 11 on Agenda of October 27, 2021

MATTERS TO BE PRESENTED BY COUNCIL - Council Member Peck first

ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER

NOTE WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE
- CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED.

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSITIONED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER

CITY COUNCIL RULE (HOUSTON CITY CODE 2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

Item Creation Date:

SP11-02-2021

Agenda Item#:

ATTACHMENTS:

Description	Type
SP11-02-2021	Signed Cover sheet

CITY COUNCIL CHAMBER – HYBRID MEETING – TUESDAY
NOVEMBER 2, 2021 – 2:00 PM

AGENDA

2 MIN	2 MIN	2 MIN
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NON-AGENDA

2 MIN	2 MIN	2 MIN
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3 MIN	3 MIN	3 MIN
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WILLIAM FOSTER – 8409 Winthrop Ln. – 77075 – 713-991-7535 – Why heavy trash violations are not investigated – **(In Person)**

PREVIOUS

1 MIN	1 MIN	1 MIN
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STEVE WILLIAMS – No Address – No Phone – Will appear to express personal opinion – **(Teleconference)**

TOWANA BRYANT – No Address – No Phone – Legal Department – **(Virtual)** –
towanda.bryant@trinityfreightservices.com



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

Item Creation Date:

MYR - Appointment - Mark Wilfalk as SWMD Director

Agenda Item#: 1.

Summary:

REQUEST from Mayor for confirmation of the appointment of Mark Wilfalk as Director of the Department of Solid Waste Management

Background:

October 20, 2021

The Honorable City Council
900 Bagby, City Hall Annex
Houston, TX 77002

Dear Council Members,

Pursuant to section 39-17 of the Code of Ordinances, I am pleased to appoint Mark Wilfalk as the Director of the department of Solid Waste Management for the City of Houston. His resume is attached.

Mr. Wilfalk has over 25 years of experience in the industry and most recently served in the same role for the City of Tampa, Florida.

I am delighted to have Mr. Wilfalk join us here in Houston and am certain that he will do an outstanding job leading the department.

His appointment will appear on the agenda on November 3rd, 2021 and he will be available to meet with each of you prior to that date.

Sincerely,

Sylvester Turner
Mayor, City of Houston

ATTACHMENTS:

Description
Signed Letter

Type
Signed Cover sheet



CITY OF HOUSTON

Sylvester Turner

Mayor

P.O. Box 1562
Houston, Texas 77251-1562

Telephone – Dial 311
www.houstontx.gov

October 20, 2021

The Honorable City Council
900 Bagby, City Hall Annex
Houston, TX 77002

Dear Council Members,

Pursuant to section 39-17 of the Code of Ordinances, I am pleased to appoint Mark Wilfalk as the Director of the department of Solid Waste Management for the City of Houston. His resume is attached.

Mr. Wilfalk has over 25 years of experience in the industry and most recently served in the same role for the City of Tampa, Florida.

I am delighted to have Mr. Wilfalk join us here in Houston and am certain that he will do an outstanding job leading the department.

His appointment will appear on the agenda on November 3rd, 2021 and he will be available to meet with each of you prior to that date.

Sincerely,

A handwritten signature in black ink, appearing to read "Sylvester Turner", is written over the word "Sincerely,".

Sylvester Turner
Mayor, City of Houston



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date:

HPW - 20PMG14-Texas Commission on Environmental
Quality (TCEQ)'s Annual Consolidated Water Quality
(CWQ) Fees.

Agenda Item#: 2.

Summary:

RECOMMENDATION from Director Houston Public Works for payment to **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY** for Annual Consolidated Water Quality Fees, Air Emission Fees and Emissions Inspection Fee for FY2022 for the City's Wastewater Treatment Plants - \$1,827,984.56 - Enterprise Fund

Background:

SUBJECT: Texas Commission on Environmental Quality (TCEQ)'s Annual Consolidated Water Quality (CWQ) Fees.

RECOMMENDATION: Authorize payment of the TCEQ invoices totaling \$1,827,984.56 for the annual Consolidated Water Quality (CWQ) fees for the City of Houston (City's) wastewater treatment plants.

SPECIFIC EXPLANATION: This is a request to authorize payment of invoices received from the Texas Commission on Environmental Quality (TCEQ) for the annual Consolidated Water Quality (CWQ) fees, Air Emission Fees (AEF), and Emissions Inspection Fee (EIF) that apply to the City of Houston's (City's) 39 Wastewater treatment plants, as well as the CWQ fees for the City's stormwater permit.

The current invoice covers the period from *September 1, 2021 to August 31, 2022 corresponding to TCEQ's fiscal year 2022*. The annual fees are based on the wastewater discharge and air emissions from each of these facilities.

The CWQ fee rate schedule is found in TCEQ's regulations, - Title 30, Texas Administrative Code (TAC), Chapter 21: Water Quality Fees, Section 21.3 Fee Assessment. This became effective July 30, 2009 and is adjusted annually based on the consumer price index. The revenue resulting from the CWQ Fees pays TCEQ's expenses to inspect wastewater treatment facilities and to enforce the provisions of the Texas Water Code. It also funds comprehensive monitoring of water quality for each river basin, conducted under the Texas Clean Rivers Program.

The AEF is based on the tons of pollution emitted during the last full calendar year. The authority to collect this fee is granted under the Texas Health and Safety Code Section 382.0621 and the administration of this fee is found in TCEQs regulations, - Title 30 TAC, Section 101.27. The

revenue covers the direct and indirect costs of operating the Title IV and V programs related to the Federal Clean Air Act Amendments of 1990.

The EIF rate is based on the Standard Industrial Classification (SIC) code at an affected regulated entity. The authority to collect this fee is granted under Texas Health and Safety Code Section 382.062, and the administration of the fee is described in Title 30 TAC, Section 101.24. The inspection fee is collected to recover the costs of the TCEQ air programs.

Recommend that Council approve the Houston Public Works' request to pay TCEQ the invoiced amount of \$1,827,984.56.

FISCAL NOTE: Funding for this item is included in the FY22 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

Estimated Spending Authority			
DEPARTMENT	FY2022	OUT YEARS	TOTAL
Houston Public Works	\$1,827,984.56	\$0.00	\$1,827,984.56

Prior Council Action:

Motion# 2020-0547 November 04, 2020

Amount and Source of Funding:

\$1,827,984.56

Water and Sewer System Operating Fund

Fund No. 8300

Contact Information:

Phillip Goodwin, Regulatory Compliance Director

Houston Public Works Department

Phone: 832-395-3075

ATTACHMENTS:

Description

Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date:

20PMG14-Texas Commission on Environmental Quality (TCEQ)'s Annual Consolidated Water Quality (CWQ) Fees.

Agenda Item#:

Background:

SUBJECT: Texas Commission on Environmental Quality (TCEQ)'s Annual Consolidated Water Quality (CWQ) Fees.

RECOMMENDATION: Authorize payment of the TCEQ invoices totaling \$1,827,984.56 for the annual Consolidated Water Quality (CWQ) fees for the City of Houston (City's) wastewater treatment plants.

SPECIFIC EXPLANATION: This is a request to authorize payment of invoices received from the Texas Commission on Environmental Quality (TCEQ) for the annual Consolidated Water Quality (CWQ) fees, Air Emission Fees (AEF), and Emissions Inspection Fee (EIF) that apply to the City of Houston's (City's) 39 Wastewater treatment plants, as well as the CWQ fees for the City's stormwater permit.

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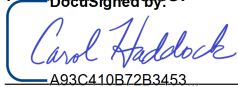
The CWQ fee rate schedule is found in TCEQ's regulations, - Title 30, Texas Administrative Code (TAC), Chapter 21: Water Quality Fees, Section 21.3 Fee Assessment. This became effective July 30, 2009 and is adjusted annually based on the consumer price index. The revenue resulting from the CWQ Fees pays TCEQ's expenses to inspect wastewater treatment facilities and to enforce the provisions of the Texas Water Code. It also funds comprehensive monitoring of water quality for each river basin, conducted under the Texas Clean Rivers Program.

The AEF is based on the tons of pollution emitted during the last full calendar year. The authority to collect this fee is granted under the Texas Health and Safety Code Section 382.0621 and the administration of this fee is found in TCEQ's regulations, - Title 30 TAC, Section 101.27. The revenue covers the direct and indirect costs of operating the Title IV and V programs related to the Federal Clean Air Act Amendments of 1990.

The EIF rate is based on the Standard Industrial Classification (SIC) code at an affected regulated entity. The authority to collect this fee is granted under Texas Health and Safety Code Section 382.062, and the administration of the fee is described in Title 30 TAC, Section 101.24. The inspection fee is collected to recover the costs of the TCEQ air programs.

Recommend that Council approve the Houston Public Works' request to pay TCEQ the invoiced amount of \$1,827,984.56.

FISCAL NOTE: Funding for this item is included in the FY22 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.


A93C410B72B3453

10/20/2021

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

Estimated Spending Authority			
DEPARTMENT	FY2022	OUT YEARS	TOTAL
Houston Public Works	\$1,827,984.56	\$0.00	\$1,827,984.56

Prior Council Action:

Motion# 2020-0547 November 04, 2020

Amount and Source of Funding:

\$1,827,984.56 from Water and Sewer System Operating Fund No. 8300

Contact Information:

Phillip Goodwin
Regulatory Compliance Director
832-395-3075

ATTACHMENTS:

Description

Funding Documents
Invoice
Prior council action
Annual Fees

Type

Financial Information
Backup Material
Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District A, District B, District C, District F, District G, District J

Item Creation Date:

HPW – 20SD164-A Amendment / Alsay Incorporated

Agenda Item#: 3.

Summary:

****PULLED – This item will not be considered on November 3rd, 2021**

ORDINANCE appropriating \$1,000,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation; approving and authorizing first amendment to contract between the City of Houston and **ALSAY INCORPORATED** for Ground Water Well Rehabilitation for various sites (Approved by Ordinance No. 2020-0528); providing funding for contingencies, construction management and CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; F - THOMAS; G - TRAVIS and J - POLLARD**

Background:

SUBJECT: First Amendment to the Construction Contract for Ground Water Well Rehabilitation Various Sites.

RECOMMENDATION: (Summary) Approve First Amendment to the construction contract with Alsay Incorporated for Ground Water Well Rehabilitation Various Sites and appropriate additional funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to upgrade and rehabilitate ground water production facilities and is required to meet the area's water demand and ensure compliance with the Texas Commission on Environmental Quality regulations.

LOCATION:

Project Name	Location	Council District
Acres Homes, Well No. 1	1210 W. Little York	B
Acres Homes, Well No. 2SB	1810 Dolly Wright	B
Brookfield, Well No. 1	9007 Dairy View Lane	F
Sharpstown-1, Well No. 3A	6910 Bintliff	J
District 54, Well No. 3A	3322 Crossview	F
Enclave-2, Well No. 2	13135 Forkland	G
District 175, Well No. 2	1206 Arrow Hill	G
Katy Addicks, Well No. 11	1100 ½ N. Eldridge	A
Braeswood 1	9100 Bob White Drive	C
Jersey Village 7	6750 Addicks-Satsuma Road	A

PREVIOUS HISTORY AND SCOPE: City Council approved the original Contract on June 17, 2020 under Ordinance No. 2020-0528. The scope of services under the Original Contract consisted of the rehabilitation of existing groundwater wells to increase pumping capacity and repair plugged well screens at various locations. Rehabilitation of groundwater wells was required to meet the area's water demand, the efficiency of the

Rehabilitation of groundwater wells was required to meet the area's water demand, the efficiency of the production facilities, increase public safety, and ensure compliance with the Texas Commission on Environmental Quality regulations. This project was designed by WSP USA, Inc. with 420 calendar days allowed for Construction. This project was awarded to Alsay Incorporated with an original Contract amount of \$2,504,072.10.

SCOPE AND ADDITIONAL APPROPRIATION COSTS: Under the scope of the First Amendment, the work authorization is required for the additional scope of work as described in Change Order No. 3. The Contract documents call for the rehabilitation of ground water wells at various sites as designated by Drinking Water Operations. This rehabilitation scope includes the replacement of pumps and associated equipment. This Contract was due to expire on September 24, 2021, however, it remains active until the final work order has been closed out. An active On-Call ground water well rehabilitation contract is required to ensure regulatory compliance, reduce strain on current operating ground water wells and supply necessary service to utility customers. This amendment is required due to the amount exceeding 25% threshold of the contract amount. Therefore, the City recommends adding this scope of work with an additional 117 days to the contract. The cost of this additional appropriation is \$869,000.00.

The requested appropriation will cover the additional work identified and leave the 5% contingencies balance for the completion of the remaining contract work.

The total cost of this project is \$1,000,000.00 to be appropriated as follow:

Contract Services	\$869,000.00
Contingencies	\$50,000.00
CIP Cost Recovery	\$50,000.00
Construction Management	\$31,000.00

Construction Management Services will be provided by Middleton Brown, LLC under a previously approved contract.

HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston business and supports job creation. In this case Alsay Incorporated, is a designated HHF company, but they were the successful awardee without application of the HHF preference.

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Contractor provides health benefits to eligible employees in compliance with City policy.

M/WBE PARTICIPATION: The M/WBE goal established for this contract is 11%. The original Contract is in the amount of \$2,504,072.10. The Consultant has been paid \$2,046,193.61 (81.71%) to date. Of this amount, \$236,021.74 (11.53%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$3,373,072.10. According to Office of Business Opportunity, the Contractor's to date MWBE/SBE performance is 11.53%. The Contractor proposes the following plan to continue to meet the M/WBE goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
Paid Prior M/WBE Commitment		\$236,021.74	7.00%
Unpaid Prior M/WBE Commitment		\$153,687.09	4.56%
1. Escalante Construction, Inc.	Concrete & Piping	\$60,830.00	1.80%
2. Energy Electric Supply, Inc.	Pumps & Pump parts	<u>\$34,760.00</u>	<u>1.03%</u>
TOTAL		\$485,298.83	14.39%

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS No. S-000200-0026-4

Prior Council Action:

Ordinance No. 2020-0528, dated 06-17-2020

Amount and Source of Funding:

Total \$1,000,000.00 from Fund No. 8500 – Water and Sewer System Consolidated Construction fund.

Original (previous) appropriation of \$3,147,000.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction fund.

Contact Information:

R. Jeff Masek, P.E., CCM
Assistant Director, Capital Projects
Phone: 832-395-2387

ATTACHMENTS:

Description

Signed Coversheet
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A, District B, District C, District F, District G, District J

Item Creation Date:

HPW – 20SD164-A Amendment / Alsay Incorporated

Agenda Item#:

Background:

SUBJECT: First Amendment to the Construction Contract for Ground Water Well Rehabilitation Various Sites.

RECOMMENDATION: (Summary) Approve First Amendment to the construction contract with Alsay Incorporated for Ground Water Well Rehabilitation Various Sites and appropriate additional funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to upgrade and rehabilitate ground water production facilities and is required to meet the area's water demand and ensure compliance with the Texas Commission on Environmental Quality regulations.

LOCATION:

Project Name	Location	Council District
Acres Homes, Well No. 1	1210 W. Little York	B
Acres Homes, Well No. 2SB	1810 Dolly Wright	B
Brookfield, Well No. 1	9007 Dairy View Lane	F
Sharpstown-1, Well No. 3A	6910 Bintliff	J
District 54, Well No. 3A	3322 Crossview	F
Enclave-2, Well No. 2	13135 Forkland	G
District 175, Well No. 2	1206 Arrow Hill	G
Katy Addicks, Well No. 11	1100 ½ N. Eldridge	A
Braeswood 1	9100 Bob White Drive	C
Jersey Village 7	6750 Addicks-Satsuma Road	A

PREVIOUS HISTORY AND SCOPE: City Council approved the original Contract on June 17, 2020 under Ordinance No. 2020-0528. The scope of services under the Original Contract consisted of the rehabilitation of existing groundwater wells to increase pumping capacity and repair plugged well screens at various locations. Rehabilitation of groundwater wells was required to meet the area's water demand, the efficiency of the production facilities, increase public safety, and ensure compliance with the Texas Commission on Environmental Quality regulations. This project was designed by WSP USA, Inc. with 420 calendar days allowed for Construction. This project was awarded to Alsay Incorporated with an original Contract amount of \$2,504,072.10.

SCOPE AND ADDITIONAL APPROPRIATION COSTS: Under the scope of the First Amendment, the work authorization is required for the additional scope of work as described in Change Order No. 3. The Contract documents call for the rehabilitation of ground water wells at various sites as designated by Drinking Water Operations. This rehabilitation scope includes the replacement of pumps and associated equipment. This Contract was due to expire on September 24, 2021, however, it remains active until the final work order has been closed out. An active On-Call ground water well rehabilitation contract is required to ensure regulatory compliance, reduce strain on current operating ground water wells and supply necessary service to utility customers. This amendment is required due to the amount exceeding 25% threshold of the contract amount. Therefore, the City recommends adding this scope of work with an additional 117 days to the contract. The cost of this additional appropriation is \$869,000.00.

The requested appropriation will cover the additional work identified and leave the 5% contingencies balance for the completion of the remaining contract work.

The total cost of this project is \$1,000,000.00 to be appropriated as follow:

Contract Services	\$869,000.00
Contingencies	\$50,000.00
CIP Cost Recovery	\$50,000.00
Construction Management	\$31,000.00

Construction Management Services will be provided by Middleton Brown, LLC under a previously approved contract.


HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston business and supports job creation. In this case Alsay Incorporated, is a designated HHF company, but they were the successful awardee without application of the HHF preference.

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Contractor provides health benefits to eligible employees in compliance with City policy.

M/WBE PARTICIPATION: The M/WBE goal established for this contract is 11%. The original Contract is in the amount of \$2,504,072.10. The Consultant has been paid \$2,046,193.61 (81.71%) to date. Of this amount, \$236,021.74 (11.53%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$3,373,072.10. According to Office of Business Opportunity, the Contractor's to date MWBE/SBE performance is 11.53%. The Contractor proposes the following plan to continue to meet the M/WBE goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
Paid Prior M/WBE Commitment		\$236,021.74	7.00%
Unpaid Prior M/WBE Commitment		\$153,687.09	4.56%
1. Escalante Construction, Inc.	Concrete & Piping	\$60,830.00	1.80%
2. Energy Electric Supply, Inc.	Pumps & Pump parts	\$34,760.00	1.03%
	TOTAL	\$485,298.83	14.39%

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

DocuSigned by:

A93C410B72B3453
10/13/2021
Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS No. S-000200-0026-4

Prior Council Action:

Ordinance No. 2020-0528, dated 06-17-2020

Amount and Source of Funding:

Total \$1,000,000.00 from Fund No. 8500 – Water and Sewer System Consolidated Construction fund.

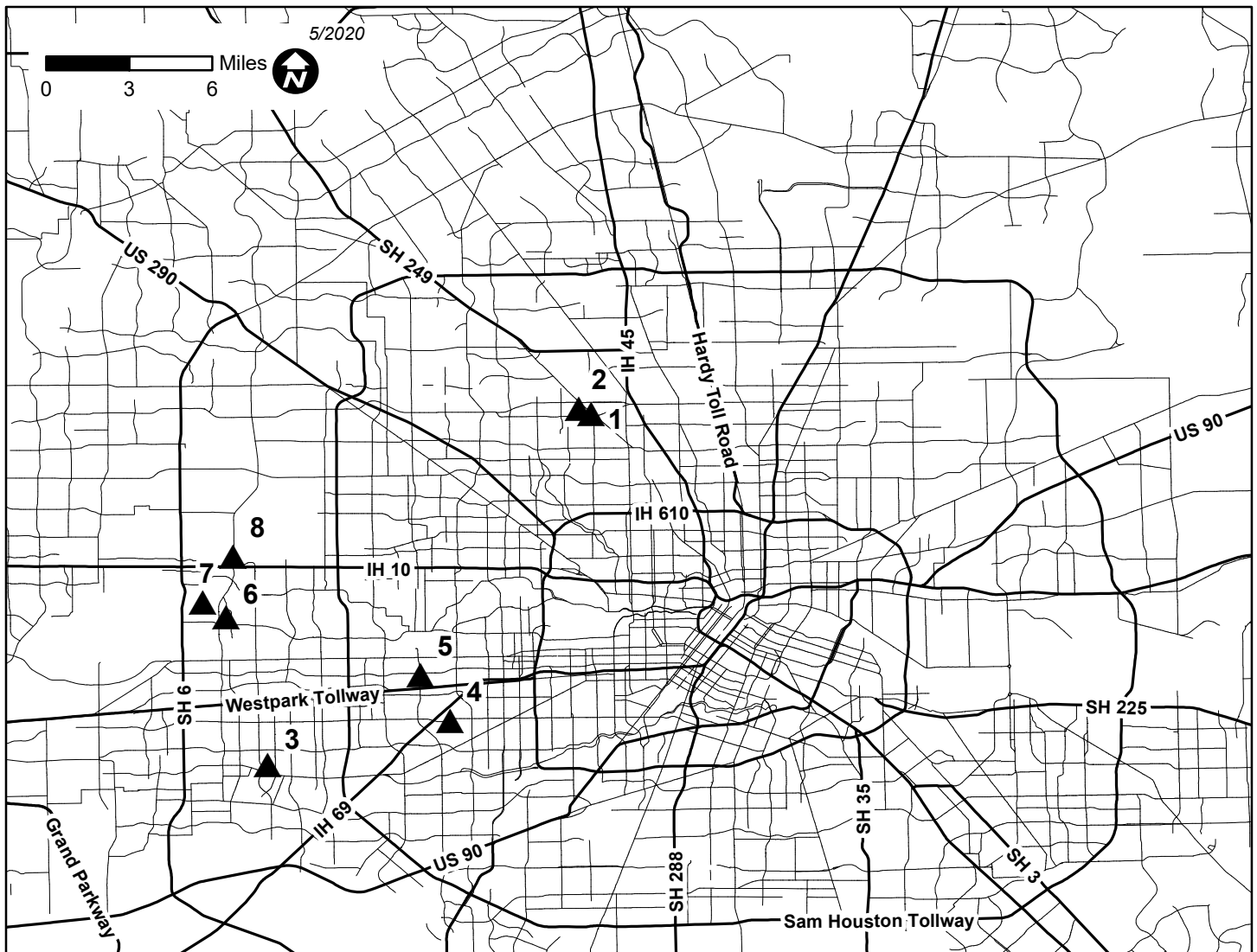
Original (previous) appropriation of \$3,147,000.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction fund.

Contact Information:

R. Jeff Masek, P.E., CCM
Assistant Director, Capital Projects
Phone: 832-395-2387

ATTACHMENTS:

Description	Type
SAP Documents	Financial Information
Maps	Backup Material
Prior Council Action	Backup Material
OBO	Backup Material
Ownership Information Form and Tax Report	Backup Material
Pay or Play (POP 1 - 3)	Backup Material
Change Order #3	Backup Material
Prior Change Orders 1 - 2	Backup Material



INDEX OF WELLS					
W#	WELL NAME	ADDRESS	KEY MAP	COUNCIL DISTRICT	COUNCIL MEMBER
1	ACRES HOMES WELL 1	1210 W. LITTLE YORK	412X	B	JERRY DAVIS
2	ACRES HOMES WELL 2SB	1810 DOLLY WRIGHT	412S	B	JERRY DAVIS
3	BROOKFIELD WELL 1	9007 DAIRY VIEW LANE	528R	F	TIFFANY THOMAS
4	SHARPSTOWN-1 WELL 3A (D-24)	6910 BINTLIFF	530H	J	EDWARD POLLARD
5	D-54 WELL 3A (WESTBRIAR)	3322 CROSSVIEW	490Y	F	TIFFANY THOMAS
6	ENCLAVE-2 WELL 2 (D-90)	13135 FORKLAND	488L	G	GREG TRAVIS
7	D-175 WELL 2 (BRIAR HILLS-2)	1206 ARROW HILL	488F	G	GREG TRAVIS
8	KATY-ADDICKS WELL 11	1100 1/2 N. ELDRIDGE	448Y	A	AMY PECK

LOCATION MAP
REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4

City Of Houston Council District B Jerry Davis

Legend

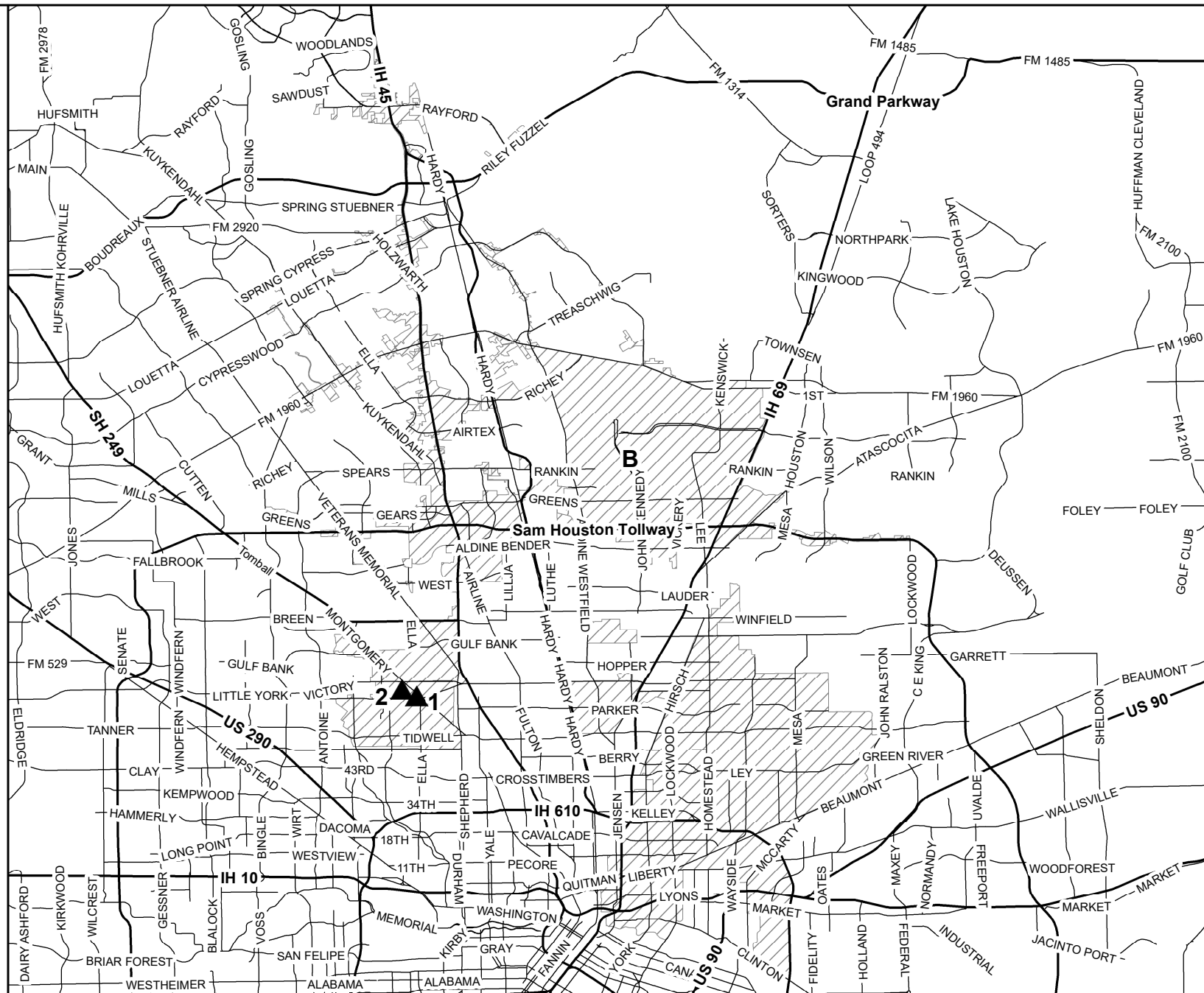
▲ Well Location

▨ District B

City of Houston Council District
Shapefile is from the COHGIS
Open Data Portal



0 2 4 Miles



- ▲ 1 ACRES HOMES WELL 1 - 1210 W. LITTLE YORK
- ▲ 2 ACRES HOMES WELL 2SB - 1810 DOLLY WRIGHT

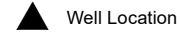
REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468-4956

**City Of Houston
Council District F
Tiffany Thomas**

Legend



Well Location



District F

City of Houston Council District
Shapefile is from the COGIS
Open Data Portal



0 1 2 Miles

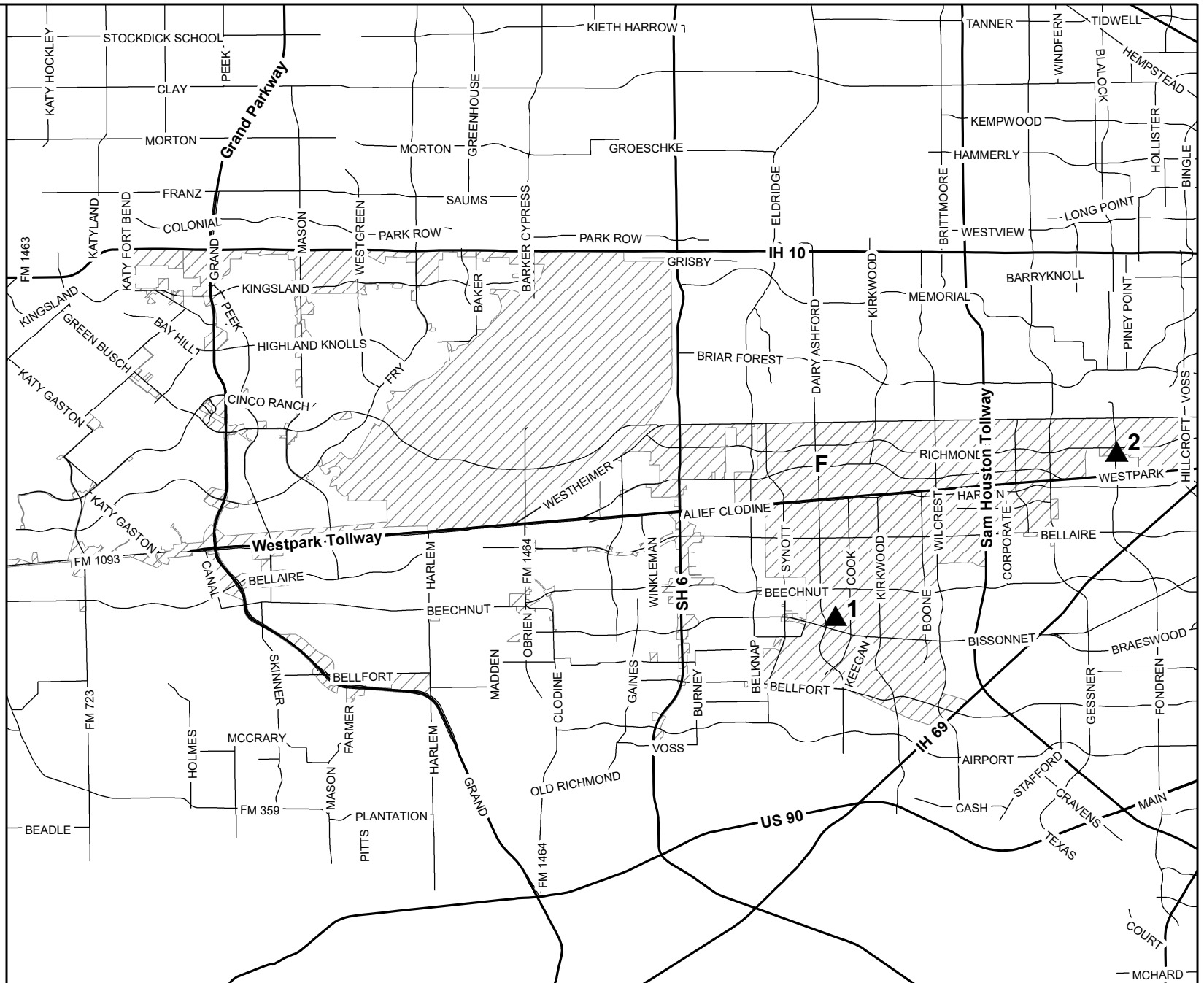
- ▲1 BROOKFIELD WELL 1 - 9007 DAIRY VIEW LANE
▲2 D-54 WELL 3A (WESTBRIAR) - 3322 CROSSVIEW

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468-4956

5/2020



City Of Houston Council District G Greg Travis

Legend

▲ Well Location

▨ District G

City of Houston Council District
Shapefile is from the COGIS
Open Data Portal



0 0.75 1.5 Miles



- ▲ 1 ENCLAVE-2 WELL 2 (D-90) - 13135 FORKLAND
- ▲ 2 D-175 WELL 2 (BRIAR HILLS-2) - 1206 ARROW HILL

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468-4956

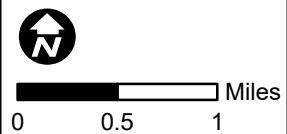
**City Of Houston
Council District J
Edward Pollard**

Legend

▲ Well Location

▨ District J

City of Houston Council District
Shapefile is from the COGIS
Open Data Portal



▲1 SHARPSTOWN-1 WELL 3A (D-24) - 6910 BINTLIFF

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468 -4956



INDEX OF WELLS					
W#	WELL NAME	ADDRESS	KEY MAP	COUNCIL DISTRICT	COUNCIL MEMBER
1	KATY-ADDICKS WELL 11	1100 1/2 N ELDRIDGE	448Y	A	AMY PECK
2	BRAESWOOD WELL 1	9100 BOBWHITE	530R	C	ABBIE KAMIN
3	JERSEY VILLAGE WELL 7	6750 ADDICKS-SATSUMA	408P	A	AMY PECK

LOCATION MAP
 REHABILITATION OF GROUND WATER WELLS
 WBS NO. S-000200-0026-4

City Of Houston Council District A Amy Peck

Legend

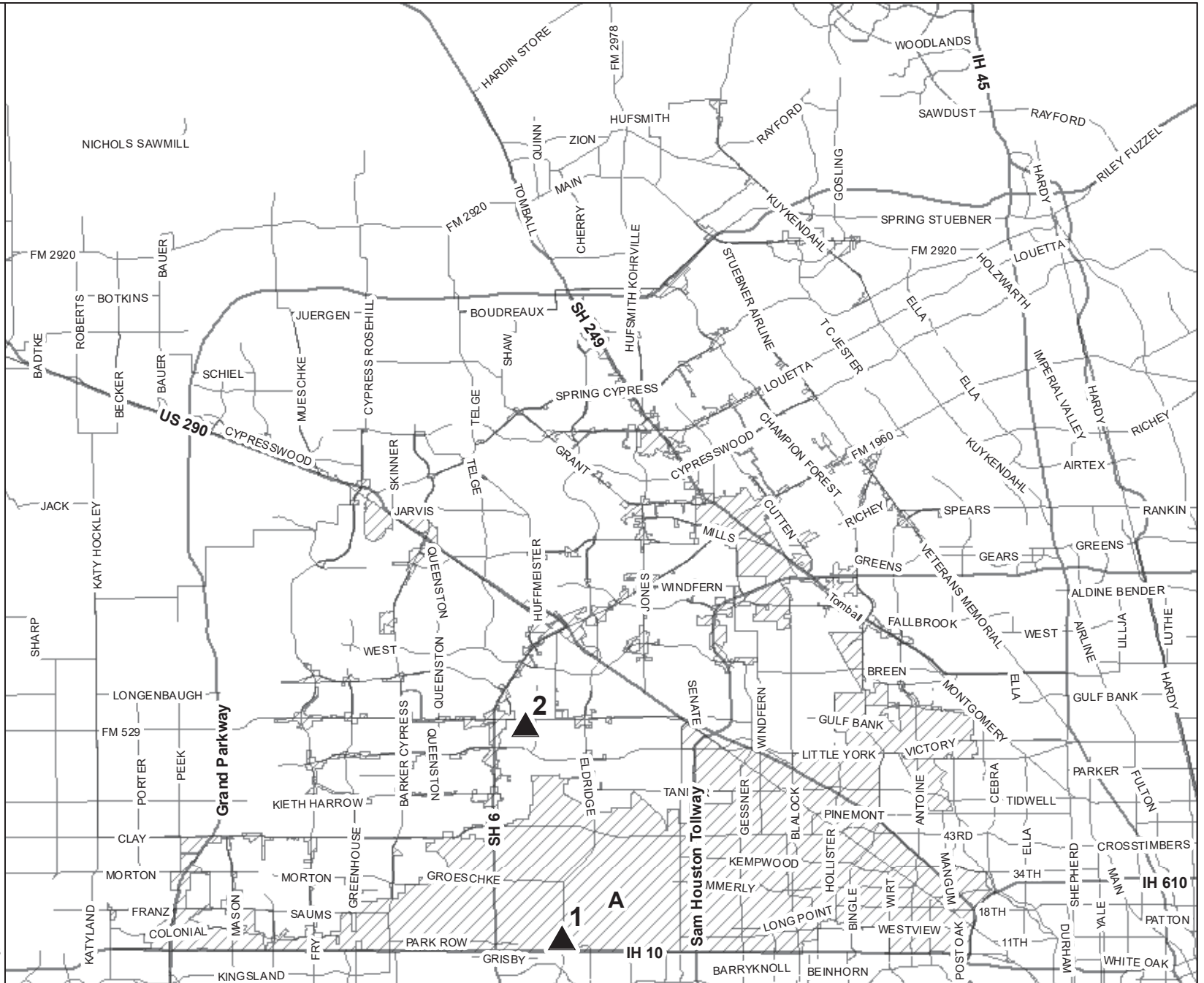
 Well Location

 District A

City of Houston Council District Shapefile is from the COGIS Open Data Portal



0 2 4 Miles



▲1 KATY-ADDICKS WELL 11 - 1100 1/2 N. ELDRIDGE

▲2 JERSEY VILLAGE WELL 7 - 6750 ADDICKS-SATSUMA

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4




16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468-4956

City Of Houston

Council District C
Abbie Kamin

Legend

 Well Location

 District A

City of Houston Council District Shapefile is from the COGIS Open Data Portal



0 1 2 Miles

 1 BRAESWOOD WELL 1- 9100 BOBWHITE

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468-4956



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District A, District B, District C, District F, District G, District
J

Item Creation Date:

HPW – 20SD164-B Change Order / Alsay Incorporated

Agenda Item#: 4.

Summary:

****PULLED – This item will not be considered on November 3rd, 2021**

RECOMMENDATION from Director Houston Public Works for approval of Change Order No. 3 in the amount of \$869,000.00 for Ground Water Well Rehabilitation at Various Sites - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; F - THOMAS; G - TRAVIS and J - POLLARD**

This item should only be considered after passage of Item 3 above

Background:

SUBJECT: Pass a motion approving Change Order No. 3 for Ground Water Well Rehabilitation Various Sites.

RECOMMENDATION: (SUMMARY) Pass a motion approving Change Order No. 3 for Ground Water Well Rehabilitation Various Sites.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to upgrade and rehabilitate ground water production facilities and is required to meet the area's water demand and ensure compliance with the Texas Commission on Environmental Quality regulations.

LOCATION:

Project Name	Location	Council District
Acres Homes, Well No. 1	1210 W. Little York	B
Acres Homes, Well No. 2SB	1810 Dolly Wright	B
Brookfield, Well No. 1	9007 Dairy View Lane	F
Sharpstown-1, Well No. 3A	6910 Bintliff	J
District 54, Well No. 3A	3322 Crossview	F
Enclave-2, Well No. 2	13135 Forkland	G
District 175, Well No. 2	1206 Arrow Hill	G
Katy Addicks, Well No. 11	1100 ½ N. Eldridge	A
Braeswood Well 1	9100 Bob White Drive	C
Jersey Village Well 7	6750 Addicks-Satsuma Road	A

CHANGE ORDER No. 3: This work is required for the additional work described in Change

Order No. 3. The Contract documents call for the rehabilitation of ground water wells at various sites as designated by Drinking Water Operations. This rehabilitation scope includes the replacement of pumps and associated equipment. An active On-Call ground water well rehabilitation contract is required to ensure regulatory compliance, reduce strain on current operating ground water wells and supply necessary service to utility customers. This Contract was due to expire on September 24, 2021, however, it remains active until the final work order has been closed out. This scope of work is necessary to complete the execution of this project. The contract duration for this project is 420 calendar days. The project was awarded to Alsay Incorporated with an original Contract Amount of \$2,504,072.10.

The proposed Change Order No. 3 is in the amount of \$869,000.00 or 34.70% above the original contract amount and extends the contract time by 117 days. This will increase the original contract amount to \$3,373,072.10, leaving the 5% contingency balance for completing the remaining work.

M/WBE PARTICIPATION: The M/WBE goal established for this contract is 11%. The original Contract approved by Ordinance No. 2020-0528 is in the amount of \$2,504,072.10. The Contractor has been paid \$2,046,193.61 (81.71%) to date. Of this amount, \$236,021.74 (11.53%) has been paid to M/WBE sub-consultants to date. Assuming approval of Change Order No. 3, the contract amount will increase to \$3,373,072.10. The Office of Business Opportunity will continue to monitor this award.

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS No. S-000200-0026-4

Prior Council Action:

Ordinance No. 2020-0528, dated 06-17-2020

Amount and Source of Funding:

No additional funding required.

Original (previous) appropriation of \$3,147,000.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction fund.

Subsequent Additional Appropriation of \$1,000,000.00 from Fund No. 8500 – Water and Sewer System Consolidated Construction fund.

Contact Information:

R. Jeff Masek, P.E., CCM
Assistant Director, Capital Projects
Phone: 832-395-2387

ATTACHMENTS:

Description	Type
-------------	------

Signed Coversheet
Maps

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A, District B, District C, District F, District G, District J

Item Creation Date:

HPW – 20SD164-B Change Order / Alsay Incorporated

Agenda Item#:

Background:

SUBJECT: Pass a motion approving Change Order No. 3 for Ground Water Well Rehabilitation Various Sites.

RECOMMENDATION: (SUMMARY) Pass a motion approving Change Order No. 3 for Ground Water Well Rehabilitation Various Sites.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to upgrade and rehabilitate ground water production facilities and is required to meet the area's water demand and ensure compliance with the Texas Commission on Environmental Quality regulations.

LOCATION:

Project Name	Location	Council District
Acres Homes, Well No. 1	1210 W. Little York	B
Acres Homes, Well No. 2SB	1810 Dolly Wright	B
Brookfield, Well No. 1	9007 Dairy View Lane	F
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Katy Addicks, Well No. 11	1100 ½ N. Eldridge	A
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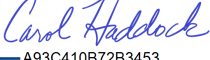
CHANGE ORDER No. 3: This work is required for the additional work described in Change Order No. 3. The Contract documents call for the rehabilitation of ground water wells at various sites as designated by Drinking Water Operations. This rehabilitation scope includes the replacement of pumps and associated equipment. An active On-Call ground water well rehabilitation contract is required to ensure regulatory compliance, reduce strain on current operating ground water wells and supply necessary service to utility customers. This Contract was due to expire on September 24, 2021, however, it remains active until the final work order has been closed out. This scope of work is necessary to complete the execution of this project. The contract duration for this project is 420 calendar days. The project was awarded to Alsay Incorporated with an original Contract Amount of \$2,504,072.10.

The proposed Change Order No. 3 is in the amount of \$869,000.00 or 34.70% above the original contract amount and extends the contract time by 117 days. This will increase the original contract amount to \$3,373,072.10, leaving the 5% contingency balance for completing the remaining work.

M/WBE PARTICIPATION: The M/WBE goal established for this contract is 11%. The original Contract approved by Ordinance No. 2020-0528 is in the amount of \$2,504,072.10. The Contractor has been paid \$2,046,193.61 (81.71%) to date. Of this amount, \$236,021.74 (11.53%) has been paid to M/WBE sub-consultants to date. Assuming approval of Change Order No. 3, the contract amount will increase to \$3,373,072.10. The Office of Business Opportunity will continue to monitor this award.

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

DocuSigned by:


A93C410B72B3453...

10/13/2021

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS No. S-000200-0026-4

Prior Council Action:

Ordinance No. 2020-0528, dated 06-17-2020

Amount and Source of Funding:

No additional funding required.

Original (previous) appropriation of \$3,147,000.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction fund.

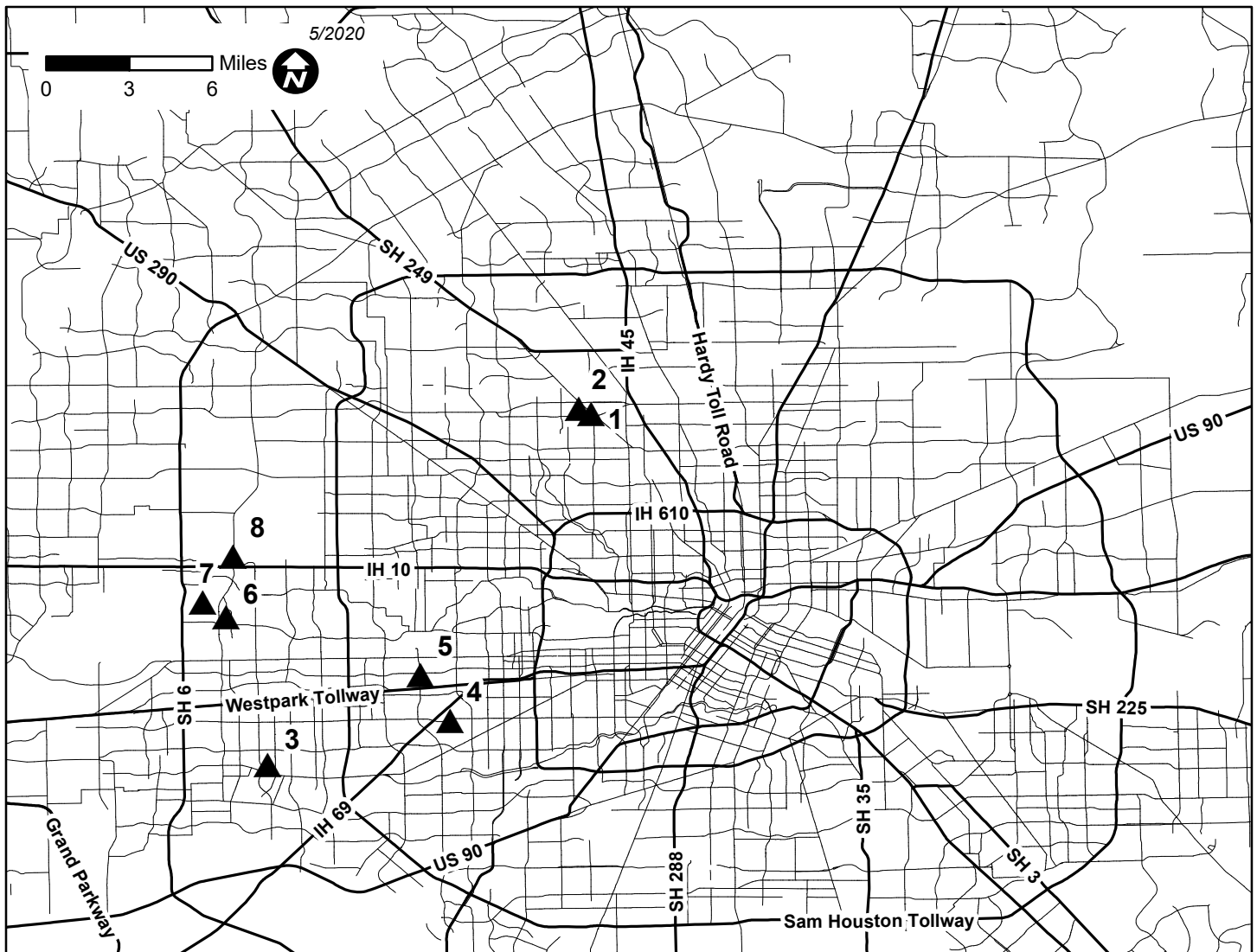
Subsequent Additional Appropriation of \$1,000,000.00 from Fund No. 8500 – Water and Sewer System Consolidated Construction fund.

Contact Information:

R. Jeff Masek, P.E., CCM
Assistant Director, Capital Projects
Phone: 832-395-2387

ATTACHMENTS:

Description	Type
Maps	Backup Material
OBO	Backup Material
Prior Council Action	Backup Material
Ownership Information Form and Tax Report	Backup Material
Change Order #3	Backup Material
Prior Change Orders 1 - 2	Backup Material



INDEX OF WELLS					
W#	WELL NAME	ADDRESS	KEY MAP	COUNCIL DISTRICT	COUNCIL MEMBER
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4	SHARPSTOWN-1 WELL 3A (D-24)	6910 BINTLIFF	530H	J	EDWARD POLLARD
5	D-54 WELL 3A (WESTBRIAR)	3322 CROSSVIEW	490Y	F	TIFFANY THOMAS
6	ENCLAVE-2 WELL 2 (D-90)	13135 FORKLAND	488L	G	GREG TRAVIS
7	D-175 WELL 2 (BRIAR HILLS-2)	1206 ARROW HILL	488F	G	GREG TRAVIS
8	KATY-ADDICKS WELL 11	1100 1/2 N. ELDRIDGE	448Y	A	AMY PECK

LOCATION MAP
REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4

City Of Houston Council District B Jerry Davis

Legend

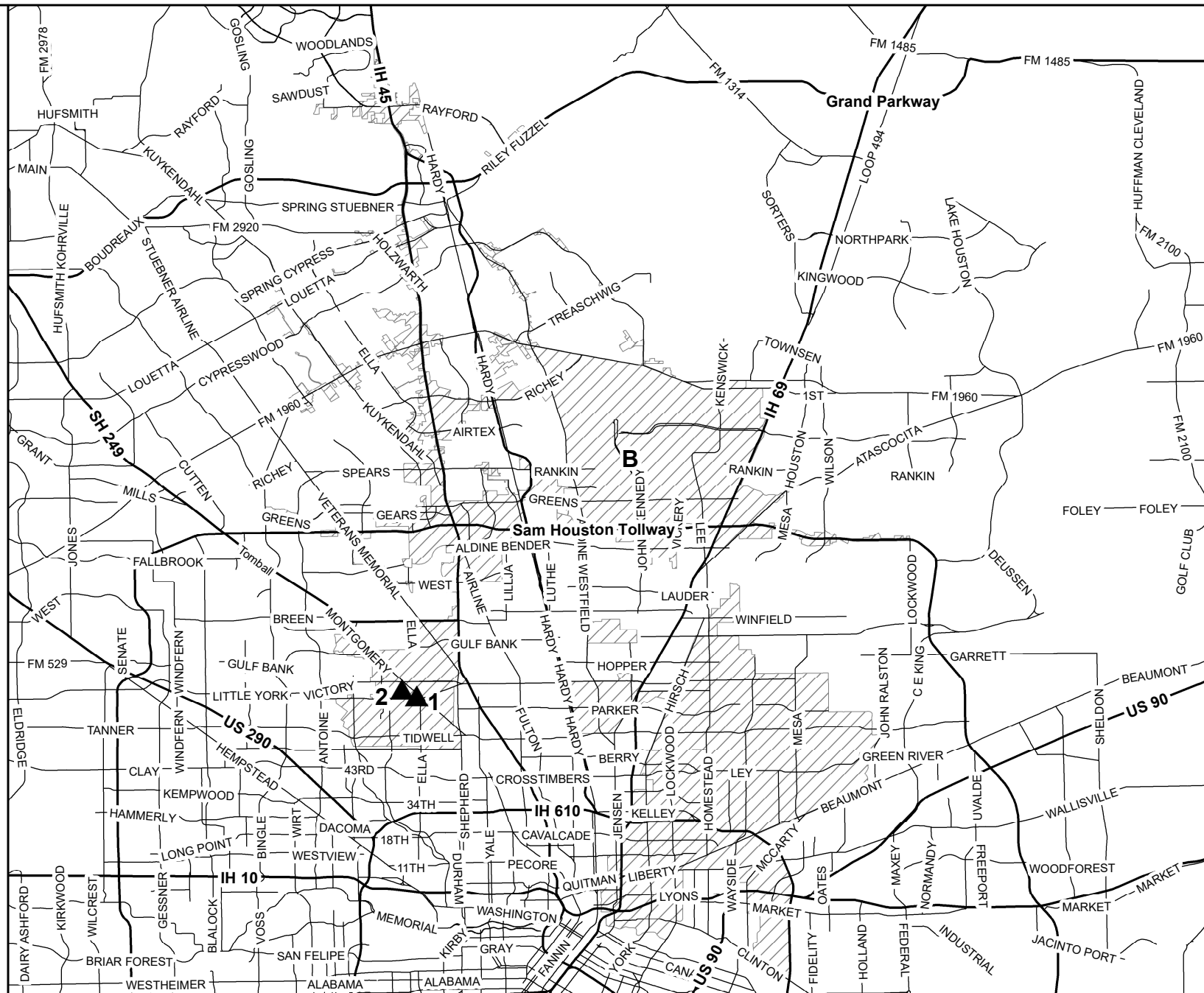
▲ Well Location

▨ District B

City of Houston Council District
Shapefile is from the COHGIS
Open Data Portal



0 2 4 Miles



- ▲ 1 ACRES HOMES WELL 1 - 1210 W. LITTLE YORK
- ▲ 2 ACRES HOMES WELL 2SB - 1810 DOLLY WRIGHT

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468-4956

**City Of Houston
Council District F
Tiffany Thomas**

Legend

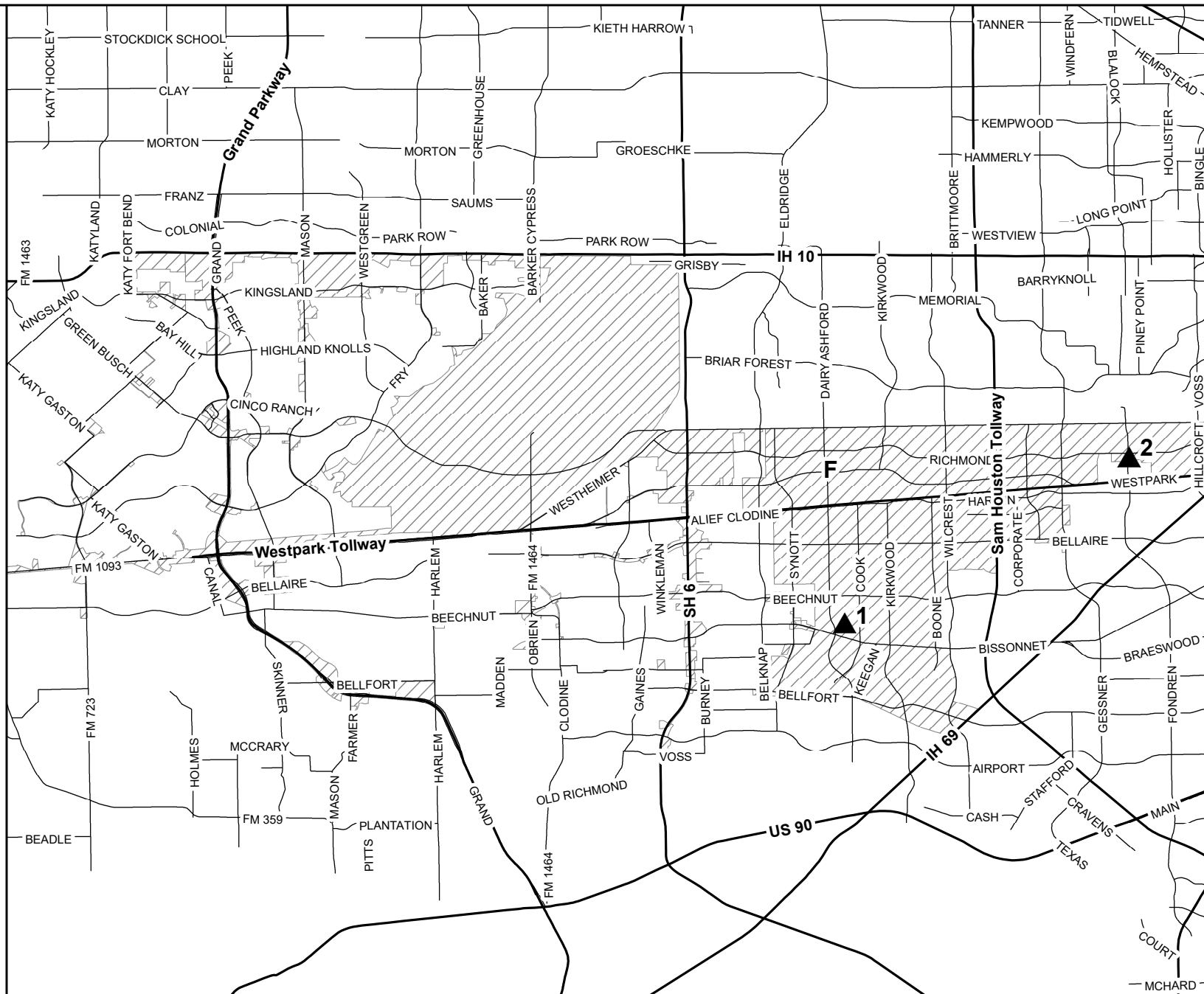
▲ Well Location

▨ District F

City of Houston Council District
Shapefile is from the COGIS
Open Data Portal



0 1 2 Miles



- ▲1 BROOKFIELD WELL 1 - 9007 DAIRY VIEW LANE
- ▲2 D-54 WELL 3A (WESTBRIAR) - 3322 CROSSVIEW

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468-4956

City Of Houston Council District G Greg Travis

Legend

▲ Well Location

▨ District G

City of Houston Council District
Shapefile is from the COGIS
Open Data Portal



0 0.75 1.5 Miles



- ▲ 1 ENCLAVE-2 WELL 2 (D-90) - 13135 FORKLAND
- ▲ 2 D-175 WELL 2 (BRIAR HILLS-2) - 1206 ARROW HILL

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468-4956

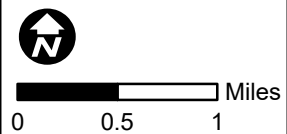
**City Of Houston
Council District J
Edward Pollard**

Legend

▲ Well Location

▨ District J

City of Houston Council District
Shapefile is from the COGIS
Open Data Portal



▲1 SHARPSTOWN-1 WELL 3A (D-24) - 6910 BINTLIFF

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468 -4956



INDEX OF WELLS					
W#	WELL NAME	ADDRESS	KEY MAP	COUNCIL DISTRICT	COUNCIL MEMBER
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2	BRAESWOOD WELL 1	9100 BOBWHITE	530R	C	ABBIE KAMIN
3	JERSEY VILLAGE WELL 7	6750 ADDICKS-SATSUMA	408P	A	AMY PECK

LOCATION MAP
 REHABILITATION OF GROUND WATER WELLS
 WBS NO. S-000200-0026-4

City Of Houston

Council District C
Abbie Kamin

Legend

▲ Well Location

▨ District A

City of Houston Council District
Shapefile is from the COGIS
Open Data Portal



0 1 2 Miles



▲ 1 BRAESWOOD WELL 1- 9100 BOBWHITE

REHABILITATION OF GROUND WATER WELLS
WBS NO. S-000200-0026-4



16200 Park Row, Suite 200 Houston, Tx 77084
Tel (281) 589-5900 Fax (713) 468-4956



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

Item Creation Date:

MYR - Motion to Extend Unpaid Leave of Absence for
Christopher Sisney, Sr. Communications Technician,
Employee #153343

Agenda Item#: 5.

Summary:

RECOMMENDATION from Mayor's Office for approval to extend unpaid Leave of Absence for **CHRISTOPHER SISNEY, Senior Communications Technician**, beginning July 24, 2021 through January 19, 2022

Background:

RECOMMENDATION: (Summary) Approve a motion to extend unpaid leave of absence for Christopher Sisney, Senior Communications Technician.

SPECIFIC EXPLANATION: The Mayor's Office requests City Council to approve a motion to extend the unpaid leave of absence for Christopher Sisney, Senior Communications Technician, Employee #153343, beginning July 24, 2021 – January 19, 2022.

Mr. Sisney had a medical condition that prevented his return to work starting from January 25, 2021 until July 23, 2021. Mr. Sisney's Leave of Absence was approved by the Municipal Civil Service Commission on March 9, 2021 for a 90-day unpaid leave of absence and June 4, 2021 for 90 day unpaid leave of absence through July 23, 2021.

In accordance with Code of Ordinances 14-172, any further unpaid leaves of absence must be approved by the City Council. Therefore, the department requests that City Council approve an extended unpaid leave of absence from July 24, 2021 – January 19, 2022.

Mary Benton
Assistant Director – Mayor's Office

Contact Information:

Selina Hassen
Human Resources Manager
Phone: 832.393.1341

ATTACHMENTS:

Description

Cover sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

Item Creation Date:

MYR - Motion to Extend Unpaid Leave of Absence for Christopher Sisney, Sr.
Communications Technician, Employee #153343

Agenda Item#: 5.

Summary:

NOT A REAL CAPTION

RECOMMENDATION from Mayor's Office for approval to extend unpaid leave of absence for **CHRISTOPHER SISNEY, Senior Communications Technician**, beginning July 24, 2021 – January 19, 2022

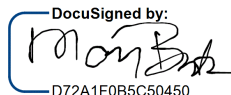
Background:

RECOMMENDATION: (Summary) Approve a motion to extend unpaid leave of absence for Christopher Sisney, Senior Communications Technician.

SPECIFIC EXPLANATION: The Mayor's Office requests City Council to approve a motion to extend the unpaid leave of absence for Christopher Sisney, Senior Communications Technician, Employee #153343, beginning July 24, 2021 – January 19, 2022.

Mr. Sisney had a medical condition that prevented his return to work starting from January 25, 2021 until July 23, 2021. Mr. Sisney's Leave of Absence was approved by the Municipal Civil Service Commission on March 9, 2021 for a 90-day unpaid leave of absence and June 4, 2021 for 90 day unpaid leave of absence through July 23, 2021.

In accordance with Code of Ordinances 14-172, any further unpaid leaves of absence must be approved by the City Council. Therefore, the department requests that City Council approve an extended unpaid leave of absence from July 24, 2021 – January 19, 2022.

DocuSigned by:

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Mary Benton
Assistant Director – Mayor's Office

Contact Information:

Selina Hassen
Human Resources Manager
Phone: 832.393.1341



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District I

Item Creation Date: 4/27/2021

HPW - 20EC04 Accept Work / JFT Construction, Inc.

Agenda Item#: 6.

Summary:

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$4,710,440.02 and acceptance of work on contract with **JFT CONSTRUCTION, INC** for Neighborhood Sewer System Improvements - Eastwood (Basin SB142) - 4.58% over the revised contract amount - **DISTRICT I - GALLEGOS**

Background:

SUBJECT: Accept Work for Neighborhood Sewer System Improvements – Eastwood (Basin SB142).

RECOMMENDATION: (SUMMARY) Pass a motion to approve the final Contract Amount of \$4,710,440.02 or 4.58% over the revised Contract Amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's ongoing program for Neighborhood Sewer System Improvements. This program was required to meet the need to replace and upgrade neighborhood sewer systems that are aging and required frequent repair.

DESCRIPTION/SCOPE: This project consisted of construction of approximately 4,996 linear feet of sanitary sewer lines ranging from 8-inch to 12-inch diameter within public right-of-way and installation of 6-inch service lines installed from the new sanitary sewer collector to right-of-way and terminate with cleanout. In addition to sanitary services, street pavement, water and storm water infrastructure was improved. United Engineers, Inc. designed the project with 350 calendar days allowed for construction. The project was awarded to JFT Construction, Inc. with an original Contract Amount of \$4,391,442.40 and an additional appropriation of \$112,772.31 for a revised total contract amount of \$4,504,214.71.

LOCATION: The project area is generally bound by Leeland Street on the north, Harby Street on the south, Ernestine Street on the east and Sidney Street on the west.

CONTRACT COMPLETION AND COST: The Contractor, JFT Construction, Inc., has completed the work under the subject Contract. The project was completed beyond the established completion date with an additional 11 days approved by Change Order No. 7. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos 1 - 6 and 8 is \$4,710,440.02, an increase of \$206,225.31 or 4.58% over the revised Contract Amount and under the 5% contingency amount. The increased cost is a

result of the difference between planned and measured quantities.

M/WSBE PARTICIPATION: The advertised M/WBE contract goals for this project were 13.00% MBE and 7% WBE (20% total). The M/W/SBE goals approved for this project were 10.44% MBE, 5.56% WBE and 4.01% SBE (20.01% total). According to the Office of Business Opportunity, the actual participation achieved on this project was 21.93% MBE, 6.83% WBE, and 6.81% SBE (35.57% total). The standard for meeting M/W/SBE participation goals is the demonstration of Good Faith Efforts. The Contractor's M/W/SBE performance on this project was rated Outstanding for the following reasons: The Prime exceeded the contract goals and utilized all goal credit subcontractors on this project. For the reasons listed, the Contractor's performance exceeded our expectations and meets the intent and spirit of the City's MWSBE program.

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS Nos. R-002011-087A-4, N-210016-0001-4, M-450500-0298-4, S-000500-0298-4

Prior Council Action:

Ordinance No. 2019-0615, dated 08-14-2019
Ordinance No. 2021-0557, dated 06-30-2021
Motion No. 2021-0397, dated 06-30-2021

Amount and Source of Funding:

No additional funding required.

Original (previous) appropriation of \$5,375,200.00:
\$531,654.25 from Fund No. 4042 - Street & Traffic Control and Storm Drainage DDSRF
(Supported by Drainage Utility Charge)
\$1,686,620.00 from Fund No. 4042 - Street & Traffic Control and Storm Drainage
DDSRF (Supported by Ad Valorem Tax)
\$3,156,925.75 from Fund No. 8500 - Water and Sewer System Consolidated Construction

Subsequent additional appropriation of \$124,049.54 from Fund No. 4046 - Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax

Contact Information:

Juan Chavira, PE, PMP, CEM
Assistant Director, Capital Projects

Phone: (832) 395-2441

ATTACHMENTS:

Description

Signed Coversheet

Maps

Type

Signed Cover sheet

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District I

Item Creation Date: 4/27/2021

HPW - 20EC04 Accept Work / JFT Construction, Inc.

Agenda Item#:

Background:

SUBJECT: Accept Work for Neighborhood Sewer System Improvements – Eastwood (Basin SB142).

RECOMMENDATION: (SUMMARY) Pass a motion to approve the final Contract Amount of \$4,710,440.02 or 4.58% over the revised Contract Amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's ongoing program for Neighborhood Sewer System Improvements. This program was required to meet the need to replace and upgrade neighborhood sewer systems that are aging and require frequent repair.

DESCRIPTION/SCOPE: This project consisted of construction of approximately 4,996 linear feet of sanitary sewer lines ranging from 8-inch to 12-inch diameter within public right-of-way and installation of 6-inch service lines installed from the new sanitary sewer collector to right-of-way and terminate with cleanout. In addition to sanitary services, street pavement, water and storm water infrastructure was improved. United Engineers, Inc. designed the project with 350 calendar days allowed for construction. The project was awarded to JFT Construction, Inc. with an original Contract Amount of \$4,391,442.40 and an additional appropriation of \$112,772.31 for a revised total contract amount of \$4,504,214.71.

LOCATION: The project area is generally bound by Leeland Street on the north, Harby Street on the south, Ernestine Street on the east and Sidney Street on the west.

CONTRACT COMPLETION AND COST: The Contractor, JFT Construction, Inc., has completed the work under the subject Contract. The project was completed beyond the established completion date with an additional 11 days approved by Change Order No. 7. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos 1 - 6 and 8 is \$4,710,440.02, an increase of \$206,225.31 or 4.58% over the revised Contract Amount and under the 5% contingency amount. The increased cost is a result of the difference between planned and measured quantities.

M/WSBE PARTICIPATION: The advertised M/WBE contract goals for this project were 13.00% MBE and 7% WBE (20% total). The M/W/SBE goals approved for this project were 10.44% MBE, 5.56% WBE and 4.01% SBE (20.01% total). According to the Office of Business Opportunity, the actual participation achieved on this project was 21.93% MBE, 6.83% WBE, and 6.81% SBE (35.57% total). The standard for meeting M/W/SBE participation goals is the demonstration of Good Faith Efforts. The Contractor's M/W/SBE performance on this project was rated Outstanding for the following reasons: The Prime exceeded the contract goals and utilized all goal credit subcontractors on this project. For the reasons listed, the Contractor's performance exceeded our expectations and meets the intent and spirit of the City's MWSBE program.

DocuSigned by:

A blue ink signature of Carol Ellinger Haddock.

10/19/2021

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Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS Nos. R-002011-087A-4, N-210016-0001-4, M-450500-0298-4, S-000500-0298-4

Prior Council Action:

Ordinance No. 2019-0615, dated 08-14-2019

Ordinance No. 2021-0557, dated 06-30-2021

Motion No. 2021-0397, dated 06-30-2021

Amount and Source of Funding:

No additional funding required.

Original (previous) appropriation of \$5,375,200.00:

\$531,654.25 from Fund No. 4042 - Street & Traffic Control and Storm Drainage DDSRF (Supported by Drainage Utility Charge)

\$1,686,620.00 from Fund No. 4042 - Street & Traffic Control and Storm Drainage DDSRF (Supported by Ad Valorem Tax)

\$3,156,925.75 from Fund No. 8500 - Water and Sewer System Consolidated Construction

Subsequent additional appropriation of \$124,049.54 from Fund No. 4046 - Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax

Contact Information:

Juan Chavira, PE, PMP, CEM

Assistant Director, Capital Projects

Phone: (832) 395-2441

ATTACHMENTS:**Description**

Maps

OBO

Prior Council Action

Ownership Information Form and Tax Report

Change Orders 1 - 8

Final Estimate

Type

Backup Material

Backup Material

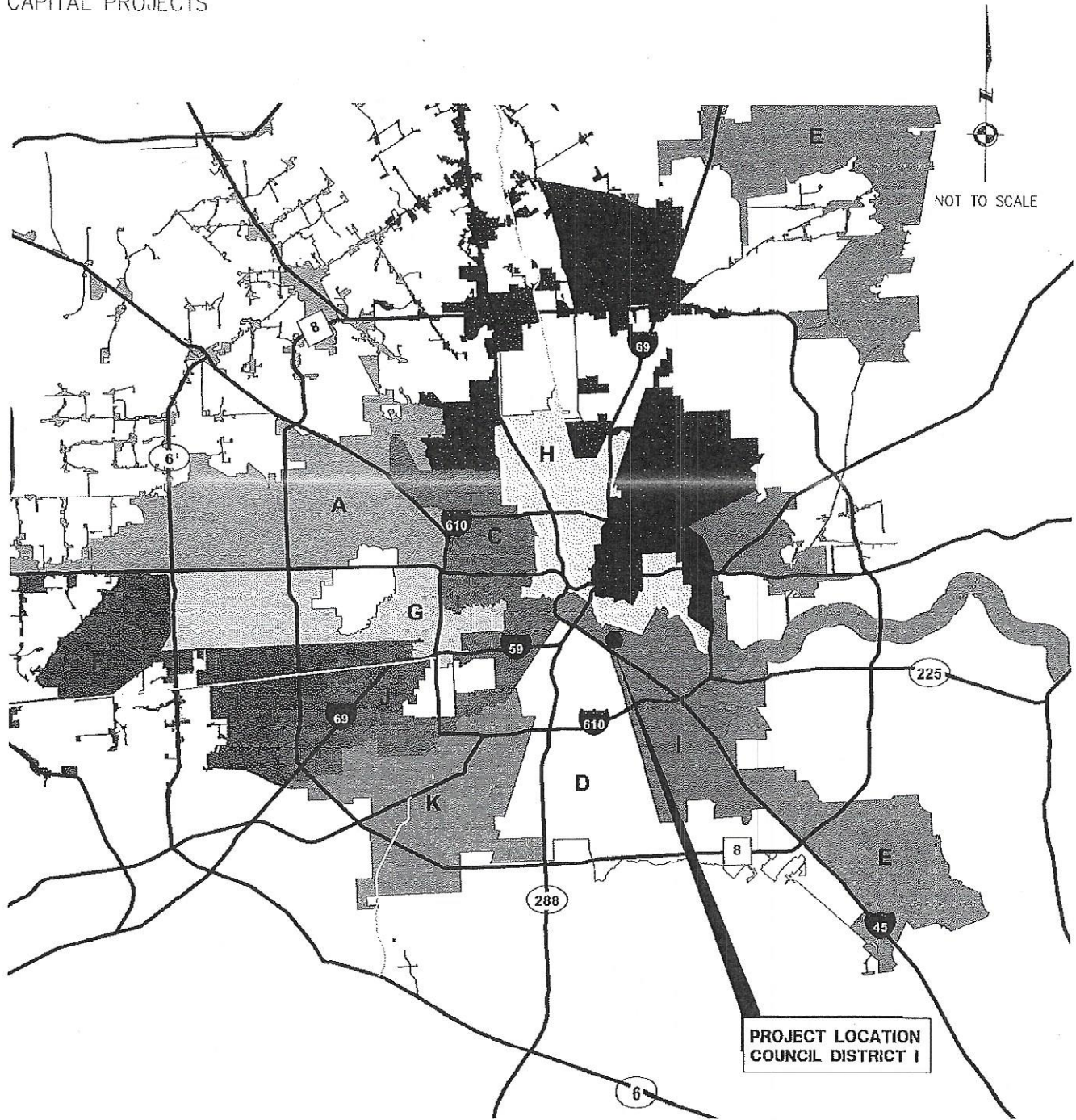
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Backup Material

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Backup Material

HOUSTON PUBLIC WORKS
CAPITAL PROJECTS



BASIN SB142



United Engineers, Inc.
CIVIL ENGINEERING • LAND DEVELOPMENT
CONSTRUCTION MANAGEMENT • SURVEYING

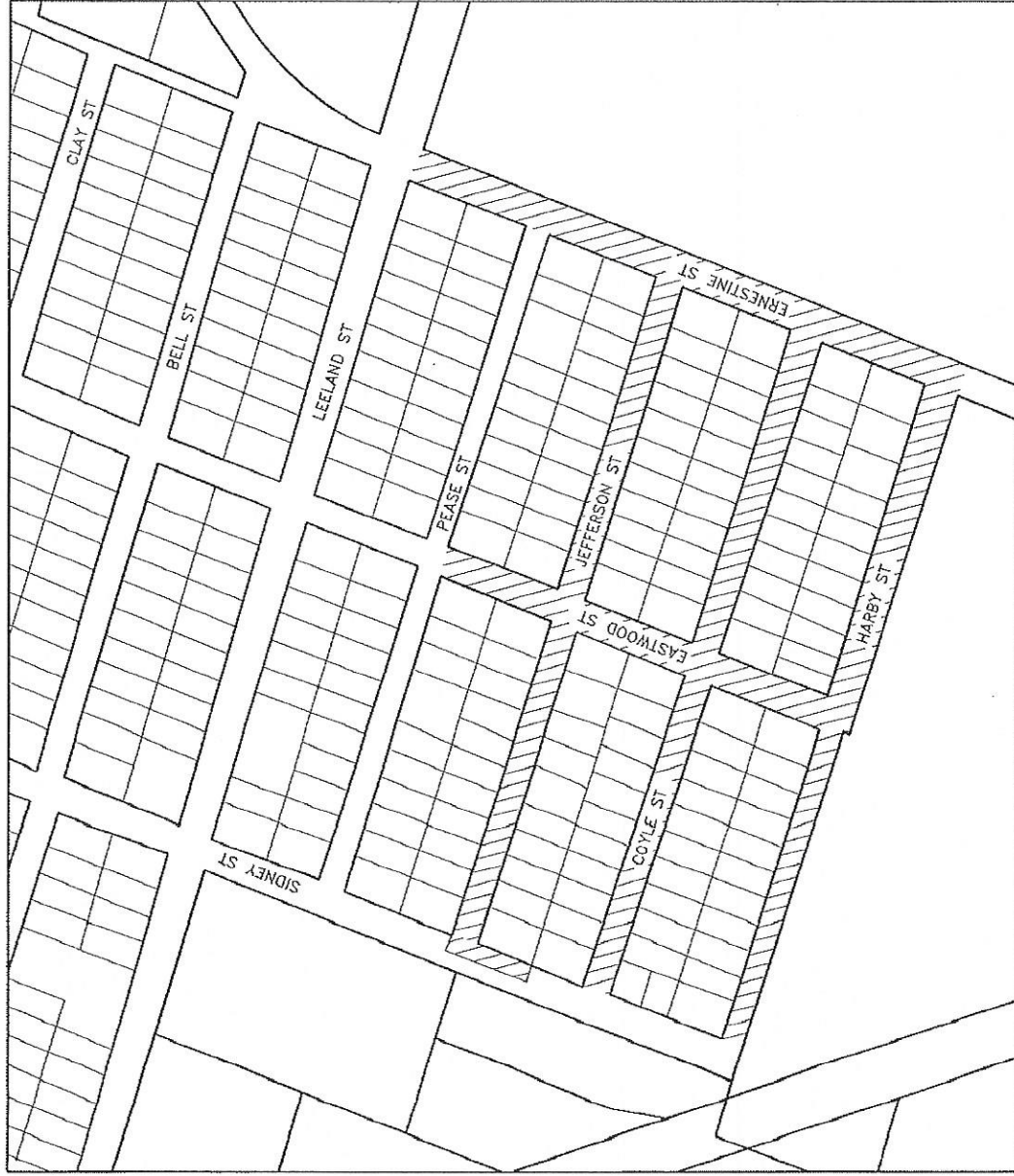
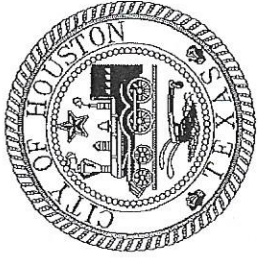
8301 SOUTHWEST FREEWAY, SUITE 500
HOUSTON, TEXAS 77074
JOB NO. 26035-00

TEL (713) 271-2900
FAX (713) 271-2999

WSB NO. R-002011-0087A-4
KEY MAP #494W, & #494X

NEIGHBORHOOD SEWER SYSTEM
IMPROVEMENTS - EASTWOOD
COUNCIL DISTRICT MAP

HOUSTON PUBLIC WORKS
CAPITAL PROJECTS
NEIGHBORHOOD SEWER SYSTEM IMPROVEMENTS - EASTWOOD (BASIN SB142)
WBS NO. R-002011-0087A-4



LEGEND



PROJECT LOCATION

KEY MAP NO. 494W, & 494X

PROJECT LOCATION MAP



United Engineers, Inc.
CIVIL ENGINEERING • LAND DEVELOPMENT
CONSTRUCTION MANAGEMENT • SURVEYING

9301 SOUTHWEST FREEWAY, SUITE 900
HOUSTON, TEXAS 77074
TEL (713) 271-2800
FAX (713) 271-2986



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District C

Item Creation Date: 8/11/2021

HPW - 20AS08 Accept Work / NBG Constructors, Inc.

Agenda Item#: 7.

Summary:

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$3,624,427.44 and acceptance of work on contract with **NBG CONSTRUCTORS, INC** for Brazos Bridge over Smith St. and Holman St. (Deck Slab Repl.) - 2.39% over the original contract amount and under the 5% contingency amount - **DISTRICT C - KAMIN**

Background:

SUBJECT: Accept Work for Brazos Bridge over Smith St. and Holman St. (Deck Slab Repl.).

RECOMMENDATION: (SUMMARY) Pass a motion to approve the final Contract Amount of \$3,624,427.44 or 2.39% over the revised Contract Amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the Work Order Bridge Rehabilitation Program of the Capital Improvements Plan (CIP) and was required to repair and rehabilitate the existing bridges within City jurisdiction.

DESCRIPTION/SCOPE: This project consisted of replacing the existing bridge deck slab of Brazos Bridge across Smith Street and Holman Street, which was beyond repair and needed complete replacement. The Brazos Bridge was constructed in 1969 and due to the age of the structure, the deck slab was deteriorated, delaminated at several locations and had exposed rebars. To meet the current bridge load conditions, the bridge substructure including abutments, columns supports, and steel beams were strengthened. Aguirre & Fields designed the project with 300 calendar days allowed for construction. The project was awarded to NBG Constructors, Inc. with an original Contract Amount of \$3,437,065.61 and an additional appropriation of \$102,753.00 for a revised total contract amount of \$3,539,818.61.

LOCATION: The project area is generally bound by Elgin Street on the north, Berry Street on the south, Louisiana Street on the east and Bagby Street on the west.

CONTRACT COMPLETION AND COST: The Contractor, NBG Constructors, Inc., has completed the work under the subject Contract. The project was completed beyond the established completion date with an additional 160 days approved by Change Order No. 2. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 1, 2, 3, and 4 is \$3,624,427.44, an increase of \$84,608.83 or 2.39% over the revised Contract Amount and under the 5% contingency amount.

The increased cost is a result of the difference between planned and measured quantities.

M/WSBE PARTICIPATION: The advertised M/WBE contract goals for this project were 12% MBE and 7% WBE (19% total). The M/WBE goals approved for this project were 10.64% MBE, 8.06% WBE and .39% SBE (19.09% total). According to the Office of Business Opportunity, the actual participation achieved on this project was 13.35% MBE, 7.88% WBE and .55% SBE (21.78% total). The standard for meeting M/WBE participation goals is the demonstration of Good Faith Efforts. The Contractor's MSWBE performance on this project was rated Satisfactory for the following reasons: The Prime was able to fully utilize all goal credit subcontractors and exceeded the goals on this project. For the reasons listed, the Contractor's performance meets the intent and spirit of the City's MWBE program.

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS. N-320445-0006-4

Prior Council Action:

Ordinance No. 2019-0780, dated 10-09-2019

Ordinance No. 2020-1089, dated 12-16-2020

Motion No. 2020-0629, dated 12-16-2020

Amount and Source of Funding:

No additional funding required.

Total (original) appropriation of \$4,032,626.00 from Fund No. 4042 - Street & Traffic Control and Storm Drainage DDSRF and subsequent additional appropriation \$129,548.95 from Fund No. 4046 - Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax

Contact Information:

Juan Chavira, PE, PMP, CEM
Assistant Director, Capital Projects
Phone: (832) 395-2441

ATTACHMENTS:

Description

Signed Coversheet
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District C

Item Creation Date: 8/11/2021

HPW - 20AS08 Accept Work / NBG Constructors, Inc.

Agenda Item#:

Background:

SUBJECT: Accept Work for Brazos Bridge over Smith St. and Holman St. (Deck Slab Repl.).

RECOMMENDATION: (SUMMARY) Pass a motion to approve the final Contract Amount of \$3,624,427.44 or 2.39% over the revised Contract Amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the Work Order Bridge Rehabilitation Program of the Capital Improvements Plan (CIP) and was required to repair and rehabilitate the existing bridges within City jurisdiction.

DESCRIPTION/SCOPE: This project consisted of replacing the existing bridge deck slab of Brazos Bridge across Smith Street and Holman Street, which was beyond repair and needed complete replacement. The Brazos Bridge was constructed in 1969 and due to the age of the structure, the deck slab was deteriorated, delaminated at several locations and had exposed rebars. To meet the current bridge load conditions, the bridge substructure including abutments, columns supports, and steel beams were strengthened. Aguirre & Fields designed the project with 300 calendar days allowed for construction. The project was awarded to NBG Constructors, Inc. with an original Contract Amount of \$3,437,065.61 and an additional appropriation of \$102,753.00 for a revised total contract amount of \$3,539,818.61.

LOCATION: The project area is generally bound by Elgin Street on the north, Berry Street on the south, Louisiana Street on the east and Bagby Street on the west.

CONTRACT COMPLETION AND COST: The Contractor, NBG Constructors, Inc., has completed the work under the subject Contract. The project was completed beyond the established completion date with an additional 160 days approved by Change Order No. 2. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 1, 2, 3, and 4 is \$3,624,427.44, an increase of \$84,608.83 or 2.39% over the revised Contract Amount and under the 5% contingency amount. The increased cost is a result of the difference between planned and measured quantities.

M/WSBE PARTICIPATION: The advertised M/WBE contract goals for this project were 12% MBE and 7% WBE (19% total). The M/WBE goals approved for this project were 10.64% MBE, 8.06% WBE and .39% SBE (19.09% total). According to the Office of Business Opportunity, the actual participation achieved on this project was 13.35% MBE, 7.88% WBE and .55% SBE (21.78% total). The standard for meeting M/WBE participation goals is the demonstration of Good Faith Efforts. The Contractor's MSWBE performance on this project was rated Satisfactory for the following reasons: The Prime was able to fully utilize all goal credit subcontractors and exceeded the goals on this project. For the reasons listed, the Contractor's performance meets the intent and spirit of the City's MWBE program.

DocuSigned by:

A handwritten signature in blue ink that reads "Carol Haddock".

10/19/2021

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Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS. N-320445-0006-4

Prior Council Action:

Ordinance No. 2019-0780, dated 10-09-2019

Ordinance No. 2020-1089, dated 12-16-2020

Motion No. 2020-0629, dated 12-16-2020

Amount and Source of Funding:

No additional funding required.

Total (original) appropriation of \$4,032,626.00 from Fund No. 4042 - Street & Traffic Control and Storm Drainage DDSRF and subsequent additional appropriation \$129,548.95 from Fund No. 4046 - Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax

Contact Information:

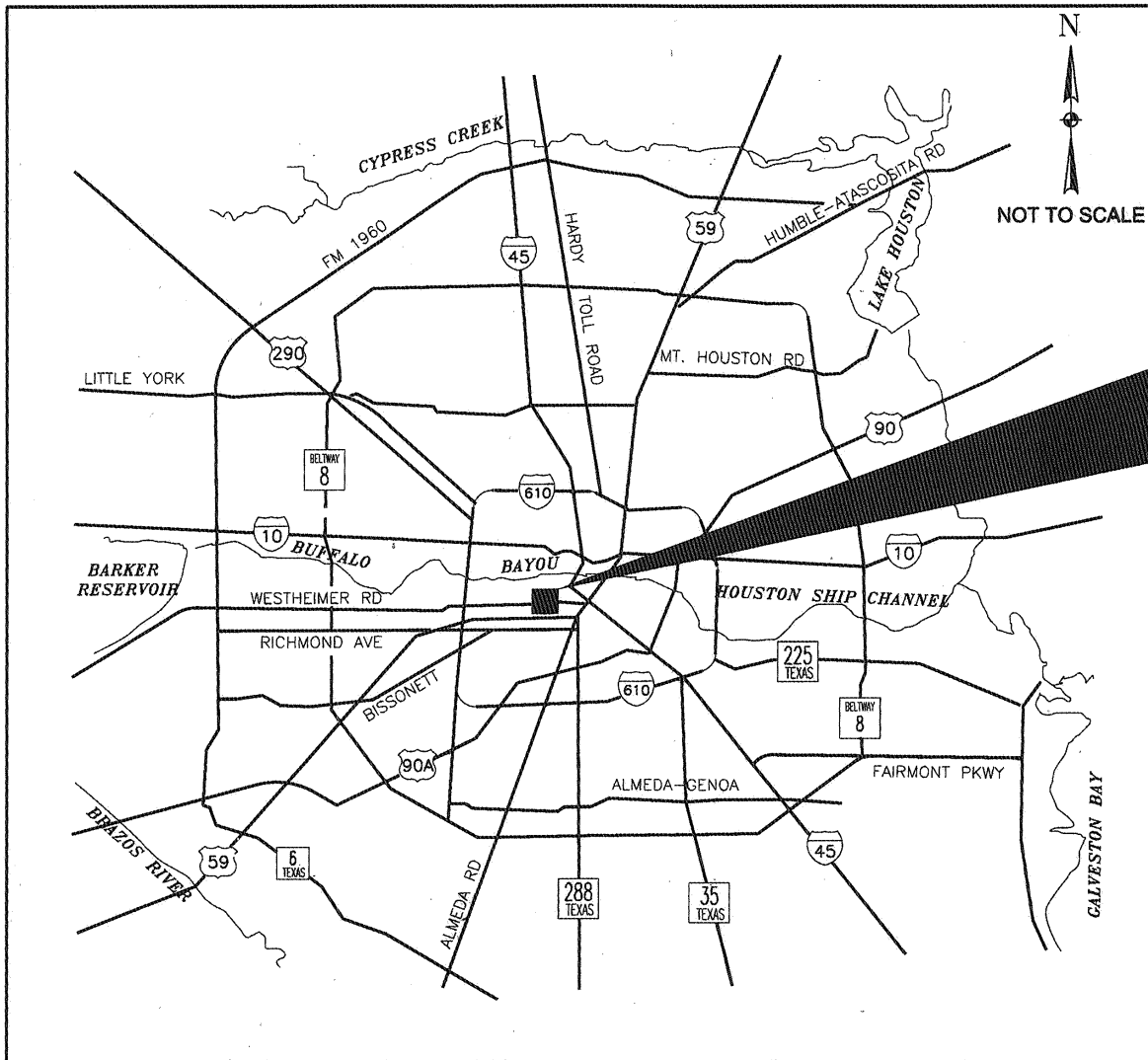
Juan Chavira, PE, PMP, CEM
Assistant Director, Capital Projects
Phone: (832) 395-2441

ATTACHMENTS:**Description**

Maps
OBO
Prior Council Action
Ownership Information Form and Tax Report
Change Orders 1 - 4
Final Estimate

Type

Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material



LOCATION MAP
Brazos Bridge over Smith St. and Holman St.(Deck Slab Repl.)
COUNCIL DISTRICT C
KEY MAP NO. & GRID: 493T



AGUIRRE & FIELDS

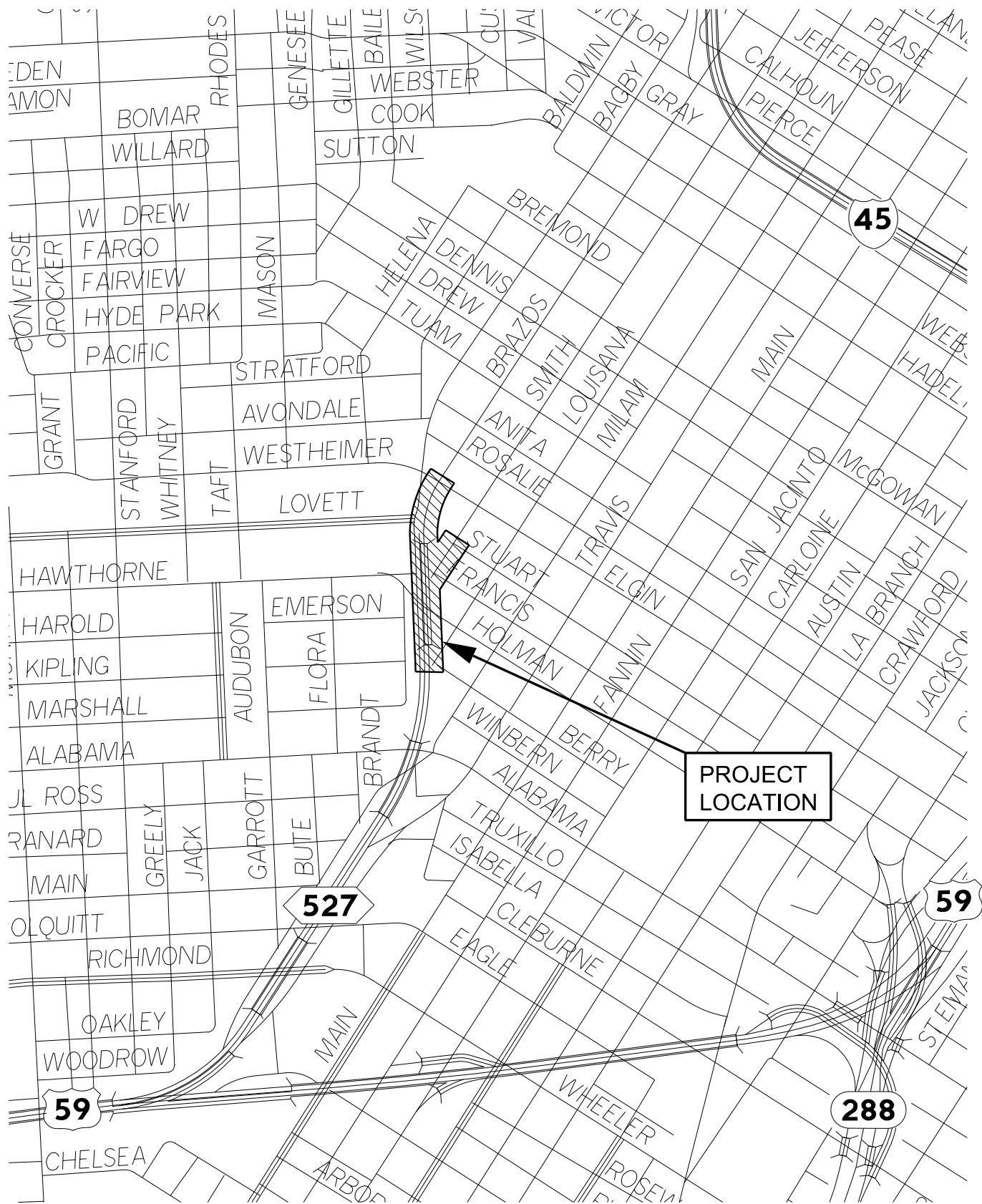
ENGINEERING INNOVATORS

TBPE FIRM REGISTRATION #739

SCALE: NOT TO SCALE

WBS NO.: N-320445-0006-4

DATE: 8/15/2019



LOCATION MAP
Brazos Bridge over Smith St. and Holman St. (Deck Slab Repl.)

COUNCIL DISTRICT C
KEY MAP NO. & GRID: 493T



AGUIRRE & FIELDS

ENGINEERING INNOVATORS

TBPE FIRM REGISTRATION #739

SCALE: NOT TO SCALE

WBS NO.: N-320445-0006-4

DATE: 8/15/2019



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District B

Item Creation Date: 4/5/2021

HPW – 20SG42 Accept Work / Sterling Delaware Holding Company, Inc.

Agenda Item#: 8.

Summary:

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$17,091,575.71 and acceptance of work on contract with **STERLING DELAWARE HOLDING COMPANY, INC** for Greens Road Paving and Drainage Improvements - 0.34% under the original contract amount - **DISTRICT B - JACKSON**

Background:

SUBJECT: Accept Work for Greens Road Paving and Drainage Improvements.

RECOMMENDATION: (SUMMARY) Pass a motion to approve the final Contract Amount of \$17,091,575.71 or 0.34% under the original Contract Amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the Street and Traffic Capital Improvement Project (CIP) and was required to meet City of Houston Standards as well as improve traffic circulation, mobility, and drainage in the service area. The construction of this project involved removal of a two-lane asphalt roadway that was replaced by a four-lane divided concrete boulevard section with curbs and gutter. Federal funding participation was approved by Houston Galveston Area Council under the 2013-2016 Transportation Improvement Program. The Federal government refunded the City 80% of the construction cost, a maximum of \$9,481,200.00.

DESCRIPTION/SCOPE: On June 6, 2001, City Council approved Ordinance 2001-0503, a Cost Sharing Agreement with TxDOT for preliminary engineering services which provided the federal share at 80% and the local government share at 20%. On May 13, 2009, City Council approved Ordinance 2009-0406 for engineering services in the amount of \$219,101.00 which included the federal share at 80% and the local government share at 20%. On July 29, 2015, City Council approved Ordinance 2015-0707 for \$40,018.00 for the initial payment due to TxDOT for engineering plan review.

This project consisted of the construction of approximately 7,700 linear feet of roadway to Major Thoroughfare Plan standards. The proposed project included reconstruction of a four-lane divided roadway that consisted of approximately 55,504 square yards of 10-inch reinforced concrete pavement with curbs and gutters; approximately 7,484 linear feet of 24 to 48-inch diameter storm sewer pipe; and 3,700 linear feet of storm boxes ranging from 4' x 3' to 7' x 5'; and approximately

4,900 linear feet of 24-inch diameter water line with all appurtenances including detention pond and a fire station signal at 3300 Greens Road. The project also included construction of new parallel bridges across Hood's Bayou and a cross culvert at Old Hood's Bayou with necessary driveways, sidewalk, and street lightings. AECOM Technical Services, Inc. designed the project with 944 calendar days allowed for construction. The project was awarded to Sterling Delaware Holding Company, Inc. with an original Contract Amount of \$17,149,149.89.

LOCATION: The project area is generally bound by Aldine Westfield on the west and John F Kennedy Boulevard on the east.

CONTRACT COMPLETION AND COST: The Contractor, Sterling Delaware Holding Company, Inc. has completed the work under the subject Contract. The project was completed beyond the established completion date with an additional 124 days approved by Change Order Nos. 2 and 22. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 1 and 3 - 22 is \$17,091,575.71, a decrease of \$57,574.18 or 0.34% under the original Contract Amount. The decreased cost is a result of the difference between planned and measured quantities.

M/WSBE PARTICIPATION: The advertised DBE contract goal for this project was 6.00% DBE. The DBE goal approved for this project was 9.14%. According to the Office of Business Opportunity, the actual participation achieved on this project was 4.33% DBE. The standard for meeting DBE participation goal is the demonstration of Good Faith Efforts. The Contractor's DBE performance on this project was rated as Unsatisfactory because they fell short of the contract goal, failed to utilize all listed DBE firms, and failed to make good faith efforts to identify additional DBE-certified firms to meet the goal. For the reasons listed, the Contractor's performance does not meet the intent nor the spirit of the City of Houston's MWSDBE program.

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS Nos. N-000686-0002-4, R-000500-0170-4 and S-000500-0170-4

Prior Council Action:

Ordinance No. 2001-0503, dated 06-06-2001
Ordinance No. 2009-0406, dated 05-13-2009
Ordinance No. 2015-0707, dated 07-29-2015
Ordinance No. 2017-0284, dated 04-26-2017

Amount and Source of Funding:

No additional funding required.

Previous Appropriations:

\$8,363,949.00 from Fund No. 4042 - Street & Traffic Control and Storm Drainage DDSRF

\$2,773,851.00 from Fund No. 8500 - PWE Water and Sewer System Consolidated Construction
\$9,481,200.00 from Fund No. 5430 - Federal State local - PWE Pass Thru DDSR

Contact Information:

Juan Chavira, PE, PMP, CEM
Assistant Director, Capital Projects
Phone: (832) 395-2441

ATTACHMENTS:

Description

Signed Coversheet
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District B

Item Creation Date: 4/5/2021

HPW – 20SG42 Accept Work / Sterling Delaware Holding Company, Inc.

Agenda Item#:

Background:

SUBJECT: Accept Work for Greens Road Paving and Drainage Improvements.

RECOMMENDATION: (SUMMARY) Pass a motion to approve the final Contract Amount of \$17,091,575.71 or 0.34% under the original Contract Amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the Street and Traffic Capital Improvement Project (CIP) and was required to meet City of Houston Standards as well as improve traffic circulation, mobility, and drainage in the service area. The construction of this project involved removal of a two-lane asphalt roadway that was replaced by a four-lane divided concrete boulevard section with curbs and gutter. Federal funding participation was approved by Houston Galveston Area Council under the 2013-2016 Transportation Improvement Program. The Federal government refunded the City 80% of the construction cost, a maximum of \$9,481,200.00.

DESCRIPTION/SCOPE: On June 6, 2001, City Council approved Ordinance 2001-0503, a Cost Sharing Agreement with TxDOT for preliminary engineering services which provided the federal share at 80% and the local government share at 20%. On May 13, 2009, City Council approved Ordinance 2009-0406 for engineering services in the amount of \$219,101.00 which included the federal share at 80% and the local government share at 20%. On July 29, 2015, City Council approved Ordinance 2015-0707 for \$40,018.00 for the initial payment due to TxDOT for engineering plan review.

This project consisted of the construction of approximately 7,700 linear feet of roadway to Major Thoroughfare Plan standards. The proposed project included reconstruction of a four-lane divided roadway that consisted of approximately 55,504 square yards of 10-inch reinforced concrete pavement with curbs and gutters; approximately 7,484 linear feet of 24 to 48-inch diameter storm sewer pipe; and 3,700 linear feet of storm boxes ranging from 4' x 3' to 7' x 5'; and approximately 4,900 linear feet of 24-inch diameter water line with all appurtenances including detention pond and a fire station signal at 3300 Greens Road. The project also included construction of new parallel bridges across Hood's Bayou and a cross culvert at Old Hood's Bayou with necessary driveways, sidewalk, and street lightings. AECOM Technical Services, Inc. designed the project with 944 calendar days allowed for construction. The project was awarded to Sterling Delaware Holding Company, Inc. with an original Contract Amount of \$17,149,149.89.

LOCATION: The project area is generally bound by Aldine Westfield on the west and John F Kennedy Boulevard on the east.

CONTRACT COMPLETION AND COST: The Contractor, Sterling Delaware Holding Company, Inc. has completed the work under the subject Contract. The project was completed beyond the established completion date with an additional 124 days approved by Change Order Nos. 2 and 22. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 1 and 3 - 22 is \$17,091,575.71, a decrease of \$57,574.18 or 0.34% under the original Contract Amount. The decreased cost is a result of the difference between planned and measured quantities.

M/WSBE PARTICIPATION: The advertised DBE contract goal for this project was 6.00% DBE. The DBE goal approved for this project was 9.14%. According to the Office of Business Opportunity, the actual participation achieved on this project was 4.33% DBE. The standard for meeting DBE participation goal is the demonstration of Good Faith Efforts. The Contractor's DBE performance on this project was rated as Unsatisfactory because they fell short of the contract goal, failed to utilize all listed DBE firms, and failed to make good faith efforts to identify additional DBE-certified firms to meet the goal. For the reasons listed, the Contractor's performance does not meet the intent nor the spirit of the City of Houston's MWSDBE program.

Carol Ellinger Haddock
A93C410B72B3453

10/8/2021

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS Nos. N-000686-0002-4, R-000500-0170-4 and S-000500-0170-4

Prior Council Action:

Ordinance No. 2001-0503, dated 06-06-2001
Ordinance No. 2009-0406, dated 05-13-2009
Ordinance No. 2015-0707, dated 07-29-2015
Ordinance No. 2017-0284, dated 04-26-2017

Amount and Source of Funding:

No additional funding required.

Previous Appropriations:

\$8,363,949.00 from Fund No. 4042 - Street & Traffic Control and Storm Drainage DDSRF
\$2,773,851.00 from Fund No. 8500 - PWE Water and Sewer System Consolidated Construction
\$9,481,200.00 from Fund No. 5430 - Federal State local - PWE Pass Thru DDSR

Contact Information:

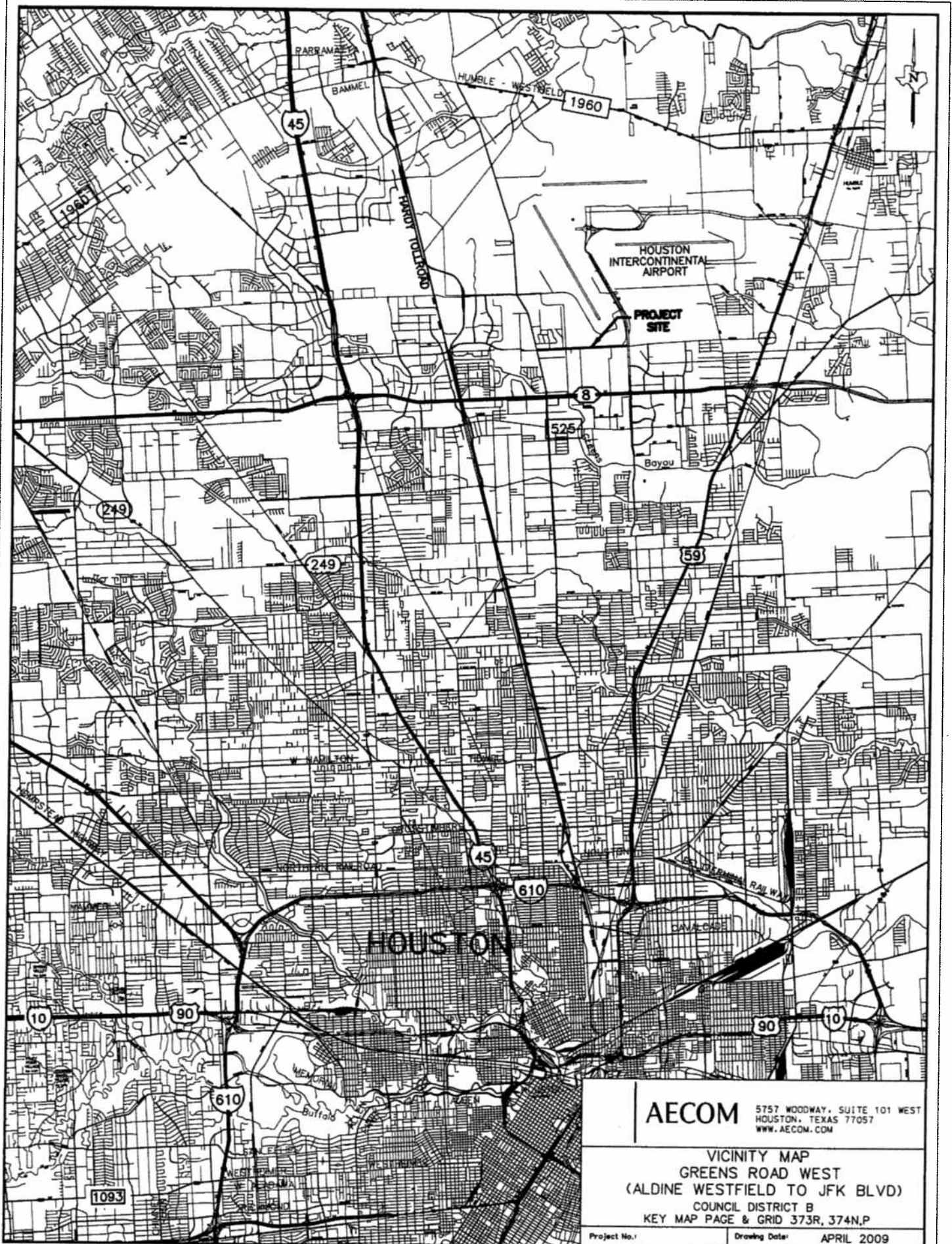
Juan Chavira, PE, PMP, CEM
Assistant Director, Capital Projects
Phone: (832) 395-2441

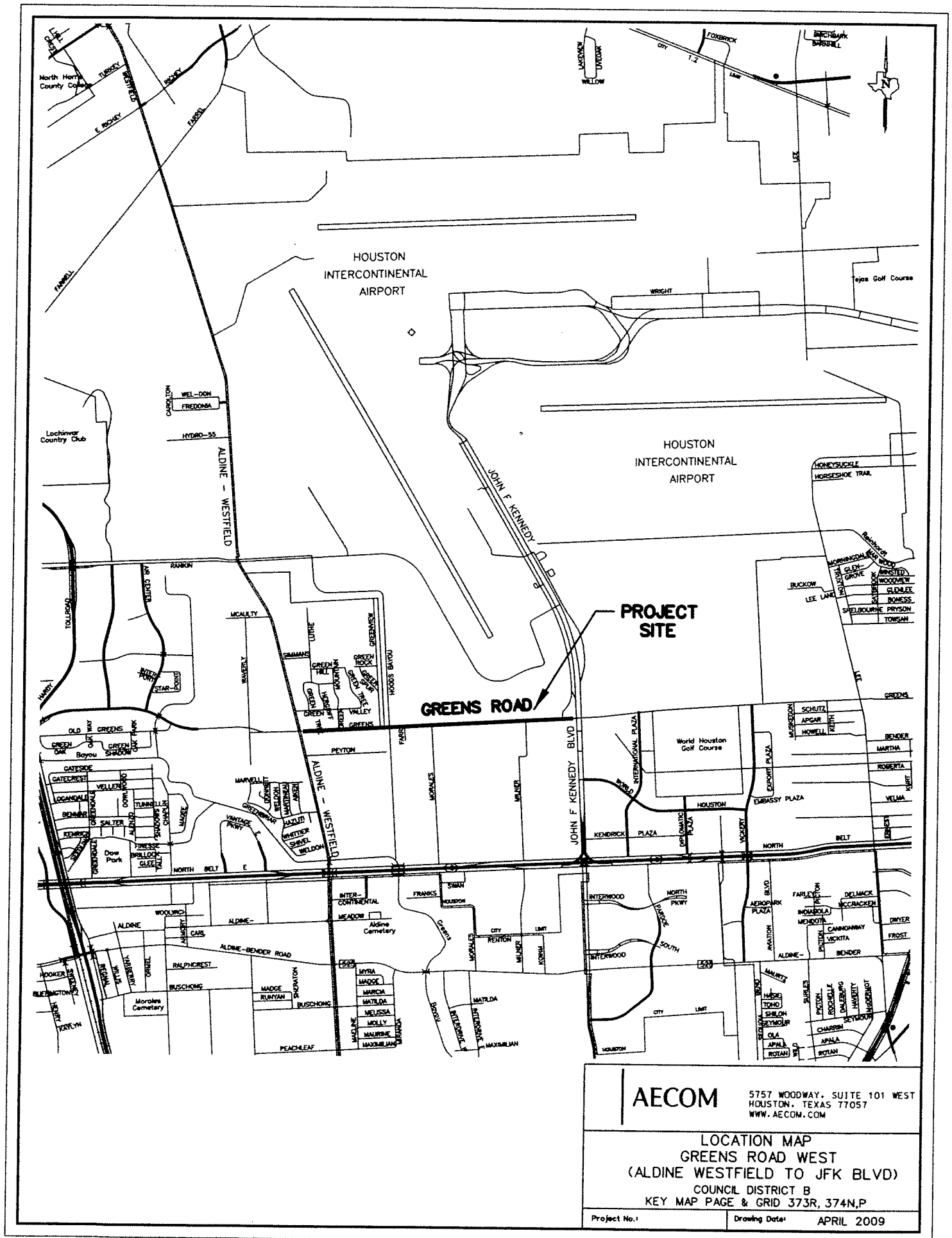
ATTACHMENTS:**Description**

Maps
OBO Documents
Prior Council Action
Ownership Information Form and Tax Report
Change Orders 1 - 22
Final Estimate

Type

Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material





AECOM

5757 WOODWAY, SUITE 101 WEST
HOUSTON, TEXAS 77057
WWW.AECOM.COM

LOCATION MAP
GREENS ROAD WEST
(ALDINE WESTFIELD TO JFK BLVD)
COUNCIL DISTRICT B
KEY MAP PAGE & GRID 373R, 374N,P

Project No.:

Drawing Date:

APRIL 2009



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District B, District E

Item Creation Date: 8/27/2021

HPW – 20PK24 Accept Work / Harper Brothers
Construction, LLC

Agenda Item#: 9.

Summary:

RECOMMENDATION from Director of Houston Public Works for approval of final contract amount of \$27,840,979.24 and acceptance of work on contract with **HARPER BROTHERS CONSTRUCTION, LLC** for 108-inch Waterline along City Easements from Union Pacific Railroad to John Ralston Road - 1.69% under the original contract amount - **DISTRICTS B - JACKSON and E - MARTIN**

Background:

SUBJECT: Accept Work for 108-inch Waterline along City Easements from Union Pacific Railroad to John Ralston Road.

RECOMMENDATION: (SUMMARY) Pass a motion to approve the final Contract Amount of \$27,840,979.24 or 1.69% under the original Contract Amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's Surface Water Transmission program and supported the execution of the Northeast Transmission line projects from the Northeast Water Purification Plant to the Water Authorities take-points for the Infrastructure Capital Improvement Plan. It was required to improve existing water distribution systems and to meet Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater. The project was a combination of water line construction, public utility adjustments and roadway pavement replacement.

DESCRIPTION/SCOPE: This project consisted of the construction of approximately 7,800 linear feet of a 108-inch and 130 linear feet of a 24-inch transmission water line, and along with associated adjustments to storm sewer, and roadway pavement. Aurora Technical Services, LLC and Lockwood, Andrews & Newnam designed the project with 570 calendar days allowed for construction. The project was awarded to Harper Brothers Construction, LLC with an original Contract Amount of \$28,318,720.05.

LOCATION: The project area is along North Sam Houston Parkway East and City easements from East of Union Pacific Railroad to John Ralston Road.

CONTRACT COMPLETION AND COST: The Contractor, Harper Brothers Construction, LLC., has

completed the work under the subject Contract. The project was completed beyond the established completion date with an additional 15 days approved by Change Order Nos. 2, 4, 5, and 6. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 2, 3 and 5 is \$27,840,979.24, a decrease of \$477,740.81 or 1.69% under the original Contract Amount. The decreased cost is a result of the difference between planned and measured quantities.

MWSBE PARTICIPATION: The advertised M/WSBE contract goals for this project were 12.00% MBE and 7.00% WBE (19.00% total). The M/W/SBE goals approved for this project were 10.75% MBE, 5.11% WBE, and 3.16% SBE (19.02% total). According to the Office of Business Opportunity, the actual participation achieved on this project was 8.91% MBE, 5.61% WBE, and 1.43% SBE (15.95% total). The standard for meeting MWSBE participation goals is the demonstration of Good Faith Efforts. The Contractor's M/W/SBE performance on this project was rated Satisfactory Due to Good Faith Efforts for the following reasons: The Prime exceeded the WBE goal on the contract. Although the Prime failed to meet the MBE and SBE goal, they made good faith efforts to utilize all listed MWSBE goal credit subcontractors to full capacity. For the reasons listed, the contractor's performance meets the intent and the spirit of the City of Houston's MWBE program.

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS No. S-000900-0154-4

Prior Council Action:

Ordinance No. 2019-0236, dated 04-03-2019
Ordinance No. 2020-0088, dated 01-29-2020

Amount and Source of Funding:

No additional funding required.

Total (original) appropriation of \$32,152,500.00

\$1,114,209.84 from Fund No. 8500 - Water and Sewer System Consolidated Construction Fund
\$17,794,251.75 from Fund No. 8507 - Water Authorities Capital Contribution-NETL Fund
\$13,244,038.41 transfer from Fund No. 8426- NETL Expansion- SWIFT into Fund No. 8508 - HPW -NETL Construction Fund and Appropriate from Fund No. 8508 - HPW-NETL Construction Fund
\$13,230.09 from Fund No. 8500 - Water and Sewer System Consolidated Construction Fund

Contact Information:

R. Jeff Masek, P.E., CCM
Assistant Director, Capital Projects
Phone: (832) 395-2387

ATTACHMENTS:

Description

Coversheet (revised)
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District B, District E

Item Creation Date: 8/27/2021

HPW – 20PK24 Accept Work / Harper Brothers Construction, LLC

Agenda Item#: 9.

Summary:

RECOMMENDATION from Director of Houston Public Works for approval of final contract amount of \$27,840,979.24 and acceptance of work on contract with **HARPER BROTHERS CONSTRUCTION, LLC** for 108-inch Waterline along City Easements from Union Pacific Railroad to John Ralston Road - 1.69% under the original contract amount - **DISTRICTS B - JACKSON and E - MARTIN**

Background:

SUBJECT: Accept Work for 108-inch Waterline along City Easements from Union Pacific Railroad to John Ralston Road.

RECOMMENDATION: (SUMMARY) Pass a motion to approve the final Contract Amount of \$27,840,979.24 or 1.69% under the original Contract Amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's Surface Water Transmission program and supported the execution of the Northeast Transmission line projects from the Northeast Water Purification Plant to the Water Authorities take-points for the Infrastructure Capital Improvement Plan. It was required to improve existing water distribution systems and to meet Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater. The project was a combination of water line construction, public utility adjustments and roadway pavement replacement.

DESCRIPTION/SCOPE: This project consisted of the construction of approximately 7,800 linear feet of a 108-inch and 130 linear feet of a 24-inch transmission water line, and along with associated adjustments to storm sewer, and roadway pavement. Aurora Technical Services, LLC and Lockwood, Andrews & Newnam designed the project with 570 calendar days allowed for construction. The project was awarded to Harper Brothers Construction, LLC with an original Contract Amount of \$28,318,720.05.

LOCATION: The project area is along North Sam Houston Parkway East and City easements from East of Union Pacific Railroad to John Ralston Road.

CONTRACT COMPLETION AND COST: The Contractor, Harper Brothers Construction, LLC., has completed the work under the subject Contract. The project was completed beyond the established completion date with an additional 15 days approved by Change Order Nos. 2, 4, 5, and 6. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 2, 3 and 5 is \$27,840,979.24, a decrease of \$477,740.81 or 1.69% under the original Contract Amount. The decreased cost is a result of the difference between planned and measured quantities.

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DocuSigned by:

Carol Haddock

10/28/2021

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS No. S-000900-0154-4

Prior Council Action:

Ordinance No. 2019-0236, dated 04-03-2019

Ordinance No. 2020-0088, dated 01-29-2020

Amount and Source of Funding:

No additional funding required.

Total (original) appropriation of \$32,152,500.00

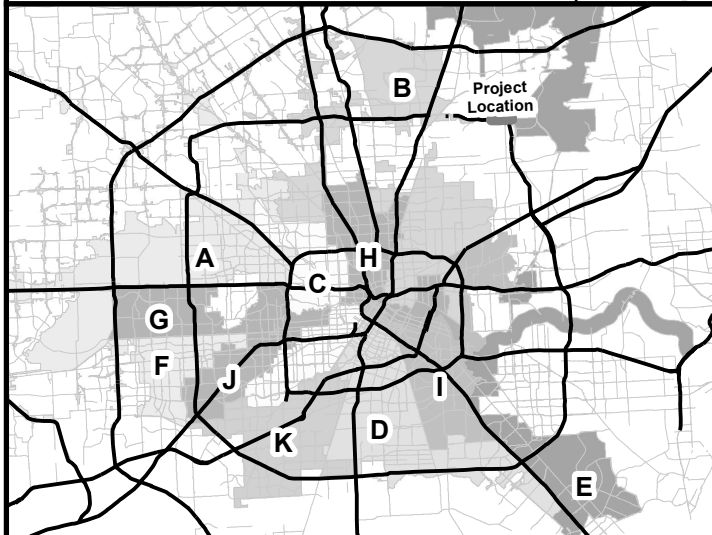
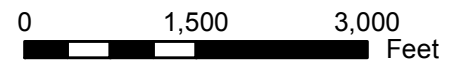
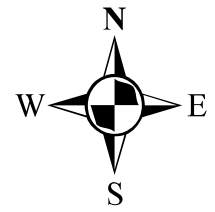
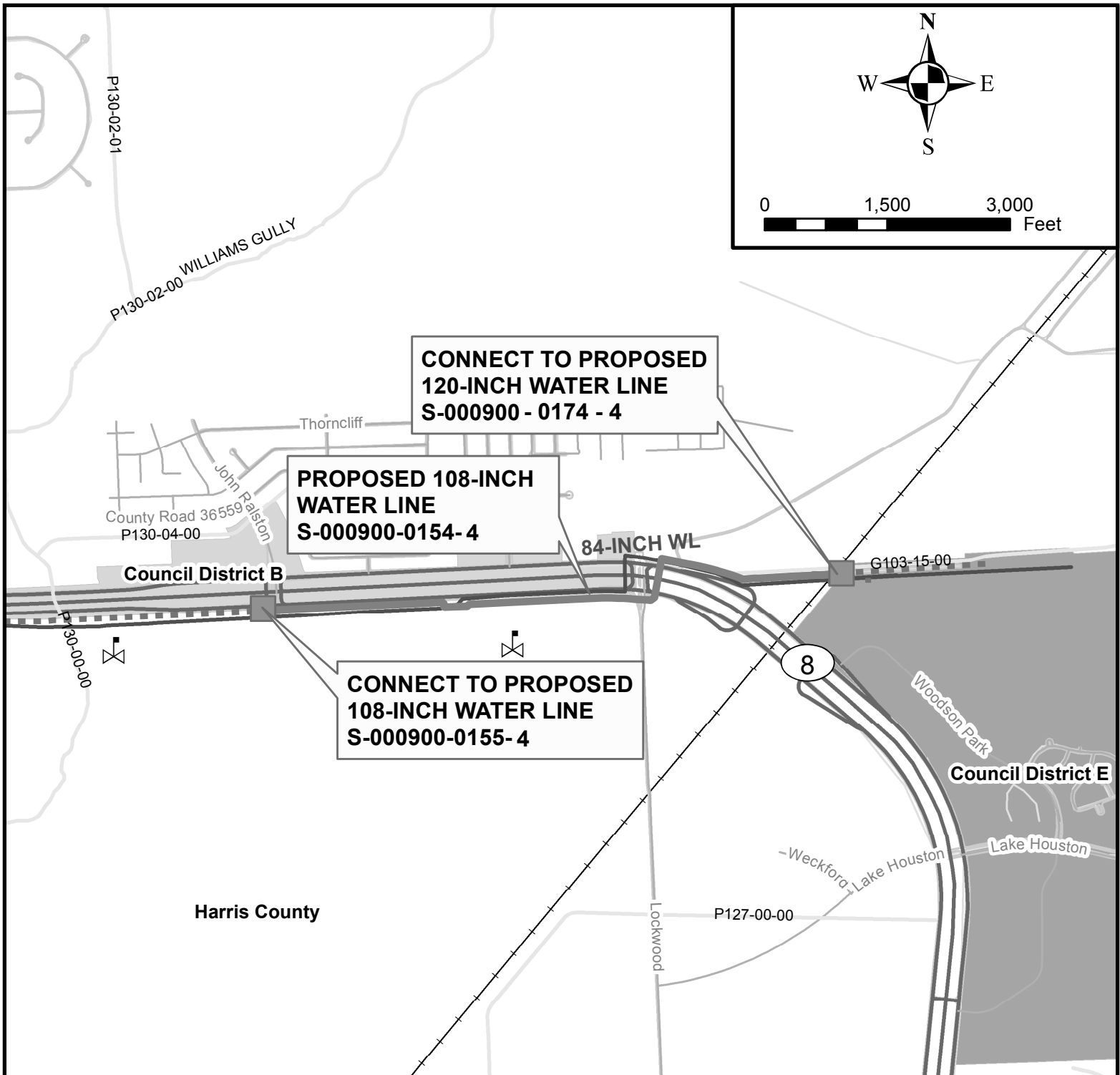
from (originally appropriated to Fund No. 8500)

\$1,114,209.84 from Fund No. 8500 - Water and Sewer System Consolidated Construction Fund
\$17,794,251.75 from Fund No. 8507 - Water Authorities Capital Contribution-NETL Fund
\$13,244,038.41 transfer from Fund No. 8426- NETL Expansion- SWIFT into Fund No. 8508 - HPW -NETL Construction Fund and
Appropriate from Fund No. 8508 - HPW-NETL Construction Fund
\$13,230.09 from Fund No. 8500 - Water and Sewer System Consolidated Construction Fund

Contact Information:
R. Jeff Masek, P.E., CCM
Assistant Director, Capital Projects
Phone: (832) 395-2387

ATTACHMENTS:

Description	Type
Signed Coversheet	Signed Cover sheet
Maps	Backup Material
OBO	Backup Material
Ownership Information Form and Tax Report	Backup Material
Prior Council Action	Backup Material
Change Orders 1 - 6	Backup Material
Final Estimate	Backup Material



CITY OF HOUSTON PROJECT LOCATION MAP

WBS No. S-000900-0154-4

**108-INCH WL ALONG CITY EASEMENTS
FROM UPRR TO JOHN RALSTON RD**

KEY MAP GRID(S): 376 X, Y, V, AND Z

COUNCIL DISTRICT(S): B, E



— S-000900-0154 — Streams

--- Proposed 108" Water Line by Others

— Exist LD Water Line 24" and Larger



CONTRACT 99A-1B
2925 Briarpark Drive
Houston, Tx 77042





CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/4/2021

E30066 - FY22 Firefighting Truck Package - MOTION
(Metro Fire Apparatus Specialists, Inc.)

Agenda Item#: 10.

Summary:

METRO FIRE APPARATUS SPECIALISTS, INC to approve the purchase of eight (8) Firefighting Trucks through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Fleet Management Department on behalf of the Houston Fire Department - \$6,384,531.00 - Fire Consolidated Construction Fund

Background:

S87 - E30066 - Approve the purchase of firefighting trucks from Metro Fire Apparatus Specialists, Inc. through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council (HGAC) in the total amount of \$6,384,531.00 for the Fleet Management Department on behalf of the Houston Fire Department.

Specific Explanation:

The Director of Fleet Management Department and the Chief Procurement Officer recommend that City Council approve the purchase of eight (8) firefighting trucks through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council (HGAC) in the total amount of **\$6,384,531.00** for the Houston Fire Department and that authorization be given to issue a purchase order to **Metro Fire Apparatus Specialists, Inc.** This order consists of two (2) aerial ladder trucks, five (5) pumper trucks and one (1) high pressure pumper truck. The department's personnel will utilize these firefighting trucks to respond to emergency situations throughout the city. The funding for these firefighting trucks is included in the adopted FY22 Capital Improvement Plan (CIP).

These eight (8) firefighting trucks will come with a full bumper-to-bumper warranty of two (2) years and additional warranties of four (4) years on the apparatus electrical system, five (5) years on parts, two (2) years for labor on the pump, ten (10) years on the cab and aluminum structural integrity, and lifetime on the frame crossmembers and water tank. The life expectancy of these units is twelve (12) years. These new units will replace existing units that have reached their life expectancy and the old units will be sent to auction for disposal.

This recommendation is made pursuant to subsection 271.102(c) of the Texas Local Government Code, which provides that "a local government that purchases goods or services from a cooperative purchasing program or organization satisfies any state law requiring the local government to seek competitive bids for the purchase of the goods or services."

M/WBE Subcontracting:

M/WBE Zero Percentage Goal Document approved by the Office of Business Opportunity.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Interlocal or Cooperative Purchasing agreement for this purchase.

Fiscal Note:

No significant Fiscal Operating impact is anticipated as a result of this project.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Estimated Spending Authority

Department	FY22	Out Years	Total
Houston Fire Department	\$6,384,531.00	\$0	\$6,384,531.00

Prior Council Action:

Appropriation Ordinance 2021-702 approved by City Council on August 25, 2021.

Amount and Source of Funding:

\$6,384,531.00

Fire Consolidated Construction

Fund No.: 4500 - Previously appropriated by Ord. No.: 2021-702

Contact Information:

Coryie Gilmore 832-393-8743

Lena Farris 832-393-8729

Marchelle Cain 832-393-6910

ATTACHMENTS:**Description**

Signed Cover Sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/4/2021

E30066 - FY22 Firefighting Truck Package - MOTION (Metro Fire Apparatus Specialists, Inc.)

Agenda Item#: 11.

Background:

S87 - E30066 - Approve the purchase of firefighting trucks from Metro Fire Apparatus Specialists, Inc. through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council (HGAC) in the total amount of \$6,384,531.00 for the Fleet Management Department on behalf of the Houston Fire Department.

Specific Explanation:

The Director of Fleet Management Department and the Chief Procurement Officer recommend that City Council approve the purchase of eight (8) firefighting trucks through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council (HGAC) in the total amount of **\$6,384,531.00** for the Houston Fire Department and that authorization be given to issue a purchase order to **Metro Fire Apparatus Specialists, Inc.** This order consists of two (2) aerial ladder trucks, five (5) pumper trucks and one (1) high pressure pumper truck. The department's personnel will utilize these firefighting trucks to respond to emergency situations throughout the city. The funding for these firefighting trucks is included in the adopted FY22 Capital Improvement Plan (CIP).

These eight (8) firefighting trucks will come with a full bumper-to-bumper warranty of two (2) years and additional warranties of four (4) years on the apparatus electrical system, five (5) years on parts, two (2) years for labor on the pump, ten (10) years on the cab and aluminum structural integrity, and lifetime on the frame crossmembers and water tank. The life expectancy of these units is twelve (12) years. These new units will replace existing units that have reached their life expectancy and the old units will be sent to auction for disposal.

This recommendation is made pursuant to subsection 271.102(c) of the Texas Local Government Code, which provides that "a local government that purchases goods or services from a cooperative purchasing program or organization satisfies any state law requiring the local government to seek competitive bids for the purchase of the goods or services."

M/WBE Subcontracting:

M/WBE Zero Percentage Goal Document approved by the Office of Business Opportunity.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Interlocal or Cooperative Purchasing agreement for this purchase.

Fiscal Note:

Funding for this item is included in the FY22 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Fiscal Policies.

DocuSigned by:

Jerry Adams

0DD350139A6F4C8

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority

Department	FY22	Out Years	Total
Houston Fire Department	\$6,384,531.00	\$0	\$6,384,531.00

Prior Council Action:

Appropriation Ordinance 2021-702 approved by City Council on August 25, 2021.

Amount and Source of Funding:

\$6,384,531.00

Fire Consolidated Construction

Fund No.: 4500 - Previously appropriated by Ord. No.: 2021-702

10/25/2021

Contact Information:

Coryie Gilmore 832-393-8743

Lena Farris 832-393-8729

Marchelle Cain 832-393-6910

ATTACHMENTS:

Description

E30066 - Fiscal Form A

E30066 - Form B

E30066 - OBO Waiver

E30066 - Delinquent Tax Report

E30066 - Ownership Forms

Bid Tab for purchase

E30066 - HGAC Quote #1

E30066 - HGAC Quote #2

E30066 - HGAC Quote #3

E30066 - HGAC Contract

E30066 - FY22 Appropriation Ordinance

E30066 - Interlocal CoOp Approval

Type

Financial Information

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/1/2021

E30094 - Fire Rescue Boat and Trailer - MOTION (Boat
Right Marine, Inc.)

Agenda Item#: 11.

Summary:

BOAT RIGHT MARINE, INC for purchase of a Fire Rescue Boat and Trailer through the Interlocal Agreement for Cooperative Purchasing with Buyboard for the Fleet Management Department on behalf of the Houston Fire Department - \$185,000.00 - Equipment Acquisition Consolidated Fund

Background:

S87 - E30094 - Approve the purchase of a fire rescue boat and trailer through the Interlocal Agreement for Cooperative Purchasing with Buyboard in the total amount of \$185,000.00 for the Fleet Management Department on behalf of the Houston Fire Department.

Specific Explanation:

The Director of Fleet Management Department and the Chief Procurement Officer recommend that City Council approve the purchase of a fire rescue boat and trailer through the Interlocal Agreement for Cooperative Purchasing with Buyboard in the total amount of **\$185,000.00** for the Houston Fire Department and that authorization be given to issue a purchase order to **Boat Right Marine, Inc.** The department's personnel will utilize this boat to respond to search and rescue missions during flooding situations throughout the City of Houston. The funding for this boat and trailer is included in the adopted FY22 Capital Improvement Plan (CIP).

This new boat will come with a warranty of 12-months on the boats materials and workmanship for commercial use. This boat and trailer is an addition to the Houston Fire Department fleet.

This recommendation is made pursuant to subsection 271.102(c) of the Texas Local Government Code, which provides that "a local government that purchases goods or services from a cooperative purchasing program or organization satisfies any state law requiring the local government to seek competitive bids for the purchase of the goods or services."

M/WBE Subcontracting:

M/WBE Zero Percentage Goal Document approved by the Office of Business Opportunity.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were

not solicited because the department is utilizing an Interlocal or Cooperative Purchasing agreement for this purchase.

Fiscal Note:

No significant Fiscal Operating impact is anticipated as a result of this project.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Estimated Spending Authority

Department	FY22	Out Years	Total
Houston Fire Department	\$185,000.00	\$0	\$185,000.00

Prior Council Action:

Appropriation Ordinance 2021-0702 approved by City Council on August 25, 2021.

Amount and Source of Funding:

\$185,000.00

Equipment Acquisition Consolidated Fund

Fund No.: 1800 - Previously appropriated by Ord. No.: 2021-0702

Contact Information:

Coryie Gilmore 832-393-8743

Lena Farris 832-393-8729

Marchelle Cain 832-393-6910

ATTACHMENTS:

Description

Coversheet (revised)

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/1/2021

E30094 - Fire Rescue Boat and Trailer - MOTION (Boat Right Marine, Inc.)

Agenda Item#: 12.

Background:

S87 - E30094 - Approve the purchase of a fire rescue boat and trailer through the Interlocal Agreement for Cooperative Purchasing with Buyboard in the total amount of \$185,000.00 for the Fleet Management Department on behalf of the Houston Fire Department.

Specific Explanation:

The Director of Fleet Management Department and the Chief Procurement Officer recommend that City Council approve the purchase of a fire rescue boat and trailer through the Interlocal Agreement for Cooperative Purchasing with Buyboard in the total amount of **\$185,000.00** for the Houston Fire Department and that authorization be given to issue a purchase order to **Boat Right Marine, Inc.** The department's personnel will utilize this boat to respond to search and rescue missions during flooding situations throughout the City of Houston. The funding for this boat and trailer is included in the adopted FY22 Capital Improvement Plan (CIP).

This new boat will come with a warranty of 12-months on the boats materials and workmanship for commercial use. This boat and trailer is an addition to the Houston Fire Department fleet.

This recommendation is made pursuant to subsection 271.102(c) of the Texas Local Government Code, which provides that "a local government that purchases goods or services from a cooperative purchasing program or organization satisfies any state law requiring the local government to seek competitive bids for the purchase of the goods or services."

M/WBE Subcontracting:

M/WBE Zero Percentage Goal Document approved by the Office of Business Opportunity.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Interlocal or Cooperative Purchasing agreement for this purchase.

Fiscal Note:

No significant Fiscal Operating impact is anticipated as a result of this project.

10/25/2021

DocuSigned by:

Jerry Adams
ODD350139A6F4C8...

Jerry Adams, Chief Procurement Officer

Finance/Strategic Procurement Division

DocuSigned by:

Gary Glasscock
57552A7EC1124DE...

Department Approval Authority Signature

10/28/2021

Estimated Spending Authority

Department	FY22	Out Years	Total
Houston Fire Department	\$185,000.00	\$0	\$185,000.00

Prior Council Action:

Appropriation Ordinance 2021-0702 approved by City Council on August 25, 2021.

Amount and Source of Funding:

\$185,000.00

Equipment Acquisition Consolidated Fund

Fund No.: 1800 - Previously appropriated by Ord. No.: 2021-00702

Contact Information:

Coryie Gilmore 832-393-8743
Lana Farrie 832-202-8720

LEILA T. AINS
Marchelle Cain

832-393-0729
832-393-6910

ATTACHMENTS:

Description	Type
E30094 - Fiscal Form A	Financial Information
E30094 - OBO Waiver	Backup Material
E30094 - Form B	Backup Material
E30094 - Delinquent Tax Report	Backup Material
E30094 - Ownership Forms	Backup Material
E30094 - Funding Summary	Financial Information
E30094 - BuyBoard Quote - Boat	Backup Material
E30094 - BuyBoard Quote - Trailer	Backup Material
E30094 - BuyBoard Contract	Backup Material
E30094 - Appropriation Ordinance	Backup Material
E30094 - Interlocal CoOp Approval	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/19/2021

E30107 - United Medical Memorial Center - MOTION
(Doctors Hospital 1997 LP DBA United Medical Memorial
Center)

Agenda Item#: 12.

Summary:

DOCTORS HOSPITAL 1997 LP dba UNITED MEDICAL MEMORIAL CENTER to approve payment of invoices for the management of Community-Based COVID-19 Testing Sites for the Houston Health Department - \$161,752.50 - Grant Fund

Background:

Health and Safety for E30107 – Approve payment of invoices to Doctors Hospital 1997 LP DBA United Medical Memorial Center in the total amount of \$161,752.50 for management of community-based COVID-19 testing sites for the Houston Health Department.

Specific Explanation:

The Director of the Houston Health Department and the Chief Procurement Officer recommend that City Council approve payment of invoices to **Doctors Hospital 1997 LP DBA United Medical Memorial Center (UMMC)** in the total amount of **\$161,752.50** for the management of community-based COVID-19 testing sites and that authorization be given to issue a purchase order.

Houston Health Department contracted with UMMC to manage Houston-area community-based COVID-19 testing sites beginning in the fall of 2020. UMMC provided the following services: testing, counseling of persons testing positive, billing, data collection, reporting, and transportation of lab specimens. These services were required to prevent delay of diagnosis and treatment of infected individuals, and to prevent the rampant spread of COVID-19 in the community. HHD has reconciled invoices submitted by the vendor and this is the final payment for these services.

This recommendation is made pursuant to subsection 252.022(a)(2) of the Texas Local Government Code, which provides that "a procurement necessary to preserve or protect the public health or safety of the municipality's residents" is exempt from the competitive requirements for purchases.

MWBE Participation:

This procurement is exempt from M/WBE subcontracting participation goal because the department utilized the health and safety exemption for this purchase.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First ordinance. It does not apply to this procurement, because it involves the use of federal funds and is subject to specific procurement rules of the federal government.

Fiscal Note:

No Fiscal Note is required on grant items.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Signature

Estimated Spending Authority			
Department	FY22	Out Years	Total
Houston Health Department	\$161,752.50	\$0.00	\$161,752.50

Amount and Source of Funding:

\$161,752.50

Federal Government Fund

Fund 5000

Contact Information:

Laura A. Guthrie, Purchasing Manager	FIN/SPD	(832) 393-8735
Karen Simonton, Procurement Specialist	FIN/SPD	(832) 393-9027
Porfirio Villarreal, Public Information Officer	HHD	(832) 393-5041

ATTACHMENTS:**Description**

Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/19/2021

E30107 - United Medical Memorial Center - MOTION (Doctors Hospital 1997 LP DBA United Medical Memorial Center)

Agenda Item#: 8.

Background:

Health and Safety for E30107 – Approve payment of invoices to Doctors Hospital 1997 LP DBA United Medical Memorial Center in the total amount of \$161,752.50 for management of community-based COVID-19 testing sites for the Houston Health Department.

Specific Explanation:

The Director of the Houston Health Department and the Chief Procurement Officer recommend that City Council approve payment of invoices to **Doctors Hospital 1997 LP DBA United Medical Memorial Center (UMMC)** in the total amount of **\$161,752.50** for the management of community-based COVID-19 testing sites and that authorization be given to issue a purchase order.

Houston Health Department contracted with UMMC to manage Houston-area community-based COVID-19 testing sites beginning in the fall of 2020. UMMC provided the following services: testing, counseling of persons testing positive, billing, data collection, reporting, and transportation of lab specimens. These services were required to prevent delay of diagnosis and treatment of infected individuals, and to prevent the rampant spread of COVID-19 in the community. HHD has reconciled invoices submitted by the vendor and this is the final payment for these services.

This recommendation is made pursuant to subsection 252.022(a)(2) of the Texas Local Government Code, which provides that "a procurement necessary to preserve or protect the public health or safety of the municipality's residents" is exempt from the competitive requirements for purchases.

MWBE Participation:

This procurement is exempt from MWBE subcontracting participation goal because the department utilized the health and safety exemption for this purchase.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First ordinance. It does not apply to this procurement, because it involves the use of federal funds and is subject to specific procurement rules of the federal government.

Fiscal Note:

No Fiscal Note is required on grant items.

10/21/2021

DocuSigned by:

Jerry Adams

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Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

DocuSigned by:

Stephen L. Williams

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10/21/2021

Department Approval Signature

Estimated Spending Authority			
Department	FY22	Out Years	Total
Houston Health Department	\$161,752.50	\$0.00	\$161,752.50

Amount and Source of Funding:

\$161,752.50 – Federal Government Fund (5000)

Contact Information:

Laura A. Guthrie, Purchasing Manager	FIN/SPD	(832) 393-8735
Karen Simonton, Procurement Specialist	FIN/SPD	(832) 393-9027
Porfirio Villarreal, Public Information Officer	HHD	(832) 393-5041

ATTACHMENTS:

Description	Type
E30107 - Certificate of Funds and Budget Form A	Financial Information
E30107 - Conflict of Interest	Backup Material
E30107 - Health and Safety Justification	Backup Material
E30107 - CPO Approval of Health and Safety	Backup Material
E30107 - Invoices	Backup Material
E30107 - Ownership Form	Backup Material
Verification of Grant Funding .YL	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/11/2021

E30090 - Emergency Replacement of Flow Meters -
MOTION (Industrial TX Corp.)

Agenda Item#: 13.

Summary:

INDUSTRIAL TX CORP. for approval of spending authority for Emergency Replacement of two (2) Endress Hauser Magnetic Flow Meters for Houston Public Works - \$160,538.40 - Enterprise Fund

Background:

Emergency Purchase Order for E30090 – Approve spending authority in an amount not to exceed \$160,538.40 for the emergency replacement of two (2) Endress Hauser Magnetic Flow meters for Houston Public Works.

Specific Explanation:

The Director of Houston Public Works (HPW) and the Chief Procurement Officer recommend that City Council approve spending authority in an amount of \$148,538.40 and contingencies in the amount of \$12,000.00 for a total amount of **\$160,538.40** for the emergency replacement of two (2) Endress Hauser Magmeters for Houston Public Works and that authorization be given to issue a purchase order to **Industrial TX Corp.**

- The Chief Procurement Officer issued an emergency purchase order to Industrial TX Corp. on August 26, 2021 for the emergency replacement of two (2) Endress Hauser magnetic flow meters at the Northeast Water Purification Plant (NEWPP) located at 12550 Water Works Way, Humble Texas. The scope of work includes removing the existing 42” Endress Hauser magnetic flow meters and installing two (2) new 42” Endress Hauser magnetic flow meters, replacing all bolts and gaskets with new hardware, painting the meter and touch-up painting of the connecting pipe, and restoring the work area to previous conditions. The labor warranty is good for 12 months after completion of meter installation. The equipment warranty is good for 12 months after delivery and the life expectancy of the equipment is 15 years after it is put into service. This work is anticipated to be completed by mid-December 2021.

- HPW is required by The Texas Commission on Environmental Quality to monitor the flow of the water distribution lines coming from the water plants that feed into the City’s distribution system. This is done with flow meters. One of the flow meters at the NEWPP has failed, leaving the plant with only one flow meter. If the only flow meter were to fail, there would be no way to monitor the distribution flow and the NEWPP would be out of compliance. If this were to happen, the NEWPP would not be able to provide drinking water to the system and could cause the entire system to lose

pressure forcing a boil water notice.

HPW procurement is working with Drinking Water Operations on a maintenance contract to prevent the need for emergency purchase orders such as this one in the future.

This recommendation is made pursuant to subsection 252.022(a)(2) of the Texas Local Government Code, which provides that "a procurement necessary to preserve or protect the public health or safety of the municipality's residents" is exempt from the competitive requirements for purchases.

MWBE Participation:

This procurement is exempt from M/WBE subcontracting participation goal because the department utilized an emergency purchase order for this purchase.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. No bids were solicited because these services were obtained through an emergency purchase order.

Fiscal Note:

Funding for this item is included in the FY22 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

**Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division**

**Carol Ellinger Haddock, P.E., Director
Houston Public Works**

Estimated Spending Authority			
DEPARTMENT	FY2022	OUT YEARS	TOTAL
Houston Public Works	\$160,538.40	\$0.00	\$160,538.40

Amount and Source of Funding:

\$160,538.40

Water and Sewer System Operating Fund

Fund No.: 8300

Contact Information:

Laura Guthrie, Purchasing Manager	FIN/SPD	(832) 393-8735
Karen Simonton, Procurement Specialist	FIN/SPD	(832) 393-9027
Jedediah Greenfield, Assistant Director	HPW	(832) 395-3754

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ATTACHMENTS:

Description

Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/11/2021

E30090 - Emergency Replacement of Flow Meters - MOTION (Industrial TX Corp.)

Agenda Item#: 2.

Background:

Emergency Purchase Order for E30090 – Approve spending authority in an amount not to exceed \$160,538.40 for the emergency replacement of two (2) Endress Hauser Magnetic Flow meters for Houston Public Works.

Specific Explanation:

The Director of Houston Public Works (HPW) and the Chief Procurement Officer recommend that City Council approve spending authority in an amount of \$148,538.40 and contingencies in the amount of \$12,000.00 for a total amount of **\$160,538.40** for the emergency replacement of two (2) Endress Hauser Magmeters for Houston Public Works and that authorization be given to issue a purchase order to **Industrial TX Corp.**

The Chief Procurement Officer issued an emergency purchase order to Industrial TX Corp. on August 26, 2021 for the emergency replacement of two (2) Endress Hauser magnetic flow meters at the Northeast Water Purification Plant (NEWPP) located at 12550 Water Works Way, Humble Texas. The scope of work includes removing the existing 42" Endress Hauser magnetic flow meters and installing two (2) new 42" Endress Hauser magnetic flow meters, replacing all bolts and gaskets with new hardware, painting the meter and touch-up painting of the connecting pipe, and restoring the work area to previous conditions. The labor warranty is good for 12 months after completion of meter installation. The equipment warranty is good for 12 months after delivery and the life expectancy of the equipment is 15 years after it is put into service. This work is anticipated to be completed by mid-December 2021.

HPW is required by The Texas Commission on Environmental Quality to monitor the flow of the water distribution lines coming from the water plants that feed into the City's distribution system. This is done with flow meters. One of the flow meters at the NEWPP has failed, leaving the plant with only one flow meter. If the only flow meter were to fail, there would be no way to monitor the distribution flow and the NEWPP would be out of compliance. If this were to happen, the NEWPP would not be able to provide drinking water to the system and could cause the entire system to lose pressure forcing a boil water notice.

HPW procurement is working with Drinking Water Operations on a maintenance contract to prevent the need for emergency purchase orders such as this one in the future.

This recommendation is made pursuant to subsection 252.022(a)(2) of the Texas Local Government Code, which provides that "a procurement necessary to preserve or protect the public health or safety of the municipality's residents" is exempt from the competitive requirements for purchases.

MWBE Participation:

This procurement is exempt from M/WBE subcontracting participation goal because the department utilized an emergency purchase order for this purchase.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. No bids were solicited because these services were obtained through an emergency purchase order.

Fiscal Note:

Funding for this item is included in the FY22 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

DocuSigned by:

Jerry Adams

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**Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division**

DocuSigned by:

Carol Haddock

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**Carol Ellinger Haddock, P.E., Director
Houston Public Works**

10/19/2021

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Estimated Spending Authority

DEPARTMENT	FY2022	OUT YEARS	TOTAL
Houston Public Works	\$160,538.40	\$0.00	\$160,538.40



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

Item Creation Date: 9/10/2021

HPW - 20UPA429 Sage Dulles, Ltd.

Agenda Item#: 14.

Summary:

RESOLUTION supporting the certification of a Municipal Setting Designation outside the boundary of the City of Houston for the site located at 500 Industrial Boulevard, Sugar Land, Texas 77478

Background:

In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designates an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting public health. As part of the application to the TCEQ for an MSD designation, applicants are required to provide documentation that the application is supported by the following:

- Each municipality with a boundary located within one-half mile from the site,
- Each municipality that owns or operates a groundwater supply well within five-miles from the site,
- Each retail public utility, as defined by Section 13.002, Texas Water Code, that owns or operates a groundwater supply well within five-miles from the site, as well as, the municipality in which the site is located.

Sage Dulles, Ltd. located at 500 Industrial Boulevard, Sugar Land, Texas: Sage Dulles, Ltd., will file an application with the TCEQ for certification of an MSD for the property located at 500 Industrial Boulevard, Sugar Land, TX 77478. Their application to the TCEQ requires a resolution of support from the City of Houston in order to process their application because:

- The site is located within five-miles of a state registered ground water supply well owned and operated by the City of Houston
- The site is located within one-half mile from the boundary of the City of Houston.

Following the issuance of the MSD ordinance by the City of Sugar Land and a resolution of support from each of the adjacent municipalities and retail public utilities, the applicant will submit their application to the TCEQ for certification of an MSD for the site pursuant to Texas Health and Safety Code, Chapter 361, Subchapter W.

Recommendations: Adopt a resolution supporting the certification of a Municipal Setting

Designation (MSD) for Sage Dulles, Ltd. for the site located at 500 Industrial Boulevard, Sugar Land, TX 77478.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

Contact Information:

Sharon Citino Planning Director 832-395-2712

ATTACHMENTS:

Description

Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/26/2021

Item Creation Date: 9/10/2021

HPW - 20UPA429 Sage Dulles, Ltd.

Agenda Item#:

Background:

In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designates an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting public health. As part of the application to the TCEQ for an MSD designation, applicants are required to provide documentation that the application is supported by the following:

- Each municipality with a boundary located within one-half mile from the site,
- Each municipality that owns or operates a groundwater supply well within five-miles from the site,
- Each retail public utility, as defined by Section 13.002, Texas Water Code, that owns or operates a groundwater supply well within five-miles from the site, as well as, the municipality in which the site is located.

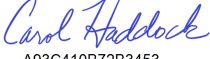
Sage Dulles, Ltd. located at 500 Industrial Boulevard, Sugar Land, Texas: Sage Dulles, Ltd., will file an application with the TCEQ for certification of an MSD for the property located at 500 Industrial Boulevard, Sugar Land, TX 77478. Their application to the TCEQ requires a resolution of support from the City of Houston in order to process their application because:

- The site is located within five-miles of a state registered ground water supply well owned and operated by the City of Houston
- The site is located within one-half mile from the boundary of the City of Houston.

Following the issuance of the MSD ordinance by the City of Sugar Land and a resolution of support from each of the adjacent municipalities and retail public utilities, the applicant will submit their application to the TCEQ for certification of an MSD for the site pursuant to Texas Health and Safety Code, Chapter 361, Subchapter W.

Recommendations: Adopt a resolution supporting the certification of a Municipal Setting Designation (MSD) for Sage Dulles, Ltd. for the site located at 500 Industrial Boulevard, Sugar Land, TX 77478.

DocuSigned by:


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10/14/2021

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

Contact Information:

Sharon Citino Planning Director 832-395-2712

ATTACHMENTS:

Description

RCA Attachments R-2021-009-NOV

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/27/2021

MYR- RCA - Village MD Amendment

Agenda Item#: 15.

Summary:

RESOLUTION amending Resolution No. 2021-19 approving and authorizing the nomination of **VILLAGE PRACTICE MANAGEMENT COMPANY, LLC** to the Texas Economic Development Bank established by the Texas Economic Development and Tourism Office within the Office of the Governor for designation as an Enterprise Project

Background:

SUBJECT: A resolution amending Resolution 2021-19 approving and authorizing the nomination of Village Practice Management, LLC as an Enterprise Project.

RECOMMENDATION:

Council approves a resolution amending Resolution 2021-19 approving and authorizing the nomination of Village Practice Management, LLC as an Enterprise Project.

SPECIFIC EXPLANATION:

On May 12, 2021, City Council adopted Resolution No. 2021-19 approving the nomination of Village Practice Management, LLC, for the June 1, 2021 quarterly cycle. Subsequently, the Governor's Office of Economic Development and Tourism returned the application for enterprise project designation and requested correction of name in Resolution 2021-19 to the nominee's exact legal name. The amendment is to substitute the nominee's correct legal name "Village Practice Management Company, LLC" for the name "Village Practice Management, LLC".

Prior Council Action:

Ord 2015 – 0515, June 3, 2015; Resolution 2021-19, May 12, 2021

Contact Information:

Andrew F. Icken, Chief Development Officer

Gwendolyn Tillotson

Phone: (832.393.0937)

ATTACHMENTS:

Description

Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/9/2021

District A, District C, District D, District E, District F, District G, District H, District I, District J, District K

Item Creation Date: 10/27/2021

MYR- RCA - Village MD Amendment

Agenda Item#: 3.

Background:

SUBJECT: A resolution amending Resolution 2021-19 approving and authorizing the nomination of Village Practice Management, LLC as an Enterprise Project.

RECOMMENDATION:

Council approves a resolution amending Resolution 2021-19 approving and authorizing the nomination of Village Practice Management, LLC as an Enterprise Project.

SPECIFIC EXPLANATION:

On May 12, 2021, City Council adopted Resolution No. 2021-19 approving the nomination of Village Practice Management, LLC, for the June 1, 2021 quarterly cycle. Subsequently, the Governor's Office of Economic Development and Tourism returned the application for enterprise project designation and requested correction of name in Resolution 2021-19 to the nominee's exact legal name. The amendment is to substitute the nominee's correct legal name "Village Practice Management Company, LLC" for the name "Village Practice Management, LLC".

Prior Council Action:

Ord 2015 – 0515, June 3, 2015; Resolution 2021-19, May 12, 2021

Contact Information:

DocuSigned by:

A handwritten signature in black ink, appearing to read "A. Icken", is written over a horizontal line.

Andrew F. Icken, Chief Development Officer

DS

A handwritten signature in black ink, appearing to read "GT", is written over a horizontal line.

Gwendolyn Tillotson

Phone: (832.393.0937)

ATTACHMENTS:

Description	Type
Res.2021-19	Backup Material
Ord. No. 2015-515	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

Item Creation Date: 5/26/2021

HCD21-33 Mercato Delivery, Inc.

Agenda Item#: 16.

Summary:

ORDINANCE approving and authorizing agreement between City of Houston and **MERCATO, INC** to provide Community Development Block Grant Funds for a pilot program to Subsidize Merchant Onboarding and Subscription Fees for an Online Grocery Delivery Service for residents in low- and moderate-income areas; providing a maximum contract amount - \$100,000.00 - Grant Fund

Background:

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing an Agreement between the City of Houston (City) and Mercato, Inc. to provide \$100,000.00 in federal Community Development Block Grant (CDBG) funds, for a pilot program. The pilot program (Mercato Delivery Service) will subsidize (i) subscription fees for an online grocery delivery service serving approximately 1,000 residents in low- and moderate-income (LMI) areas, and (ii) onboarding costs for participating grocery stores serving LMI areas.

Mercato, Inc. will create an online platform to provide individuals with access to online ordering and delivery of fresh produce and groceries by connecting independently owned and specialty grocery stores to individuals in food desert areas. Mercato will work with leading courier networks to provide grocery delivery to residents within a five-mile radius of local and independently owned grocery stores.

Mercato, Inc. will provide the City with a revenue share for each participating merchant, which the City may use in any future CDBG program. Mercato, Inc. and the City have identified multiple independently owned and specialty food stores to participate in the Mercato Delivery Service, and will market and outreach through targeted social media advertising, mailers, and online launches.

Sources:	Amount:	Uses:	Amount:
CDBG Funds	\$100,000.00	Subscription & Merchant Onboarding Fees	\$100,000.00
Total	\$100,000.00	Total	\$100,000.00

No Fiscal Note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on March 23, 2021.

Keith W. Bynam, Interim Director

Amount and Source of Funding:

\$100,000.00

Federal Government – Grant Funded

Fund 5000

Contact Information:

Roxanne Lawson

City Council Liaison/Division Manager

Housing and Community Development Dept.

832.394.6307

www.houstontx.gov/housing

www.recovery.houstontx.gov

ATTACHMENTS:

Description

Coversheet (revised)

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District A, District B, District C, District D, District F, District H, District I, District J, District K

Item Creation Date: 5/26/2021

HCD21-33 Mercato Delivery, Inc.

Agenda Item#: 18.

Summary:

ORDINANCE approving and authorizing an agreement between the City of Houston and **MERCATO, INC.** to provide Community Development Block Grant Funds for a pilot program to subsidize merchant onboarding and subscription fees for an online grocery delivery service for residents in low- and moderate-income areas; providing a maximum contract amount - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ, F - THOMAS; H - CISNEROS; I - GALLEGOS; J - POLLARD and K - CASTEX-TATUM**

Background:

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing an Agreement between the City of Houston (City) and Mercato, Inc. to provide \$100,000.00 in federal Community Development Block Grant (CDBG) funds, for a pilot program. The pilot program (Mercato Delivery Service) will subsidize (i) subscription fees for an online grocery delivery service serving approximately 1,000 residents in low- and moderate-income (LMI) areas, and (ii) onboarding costs for participating grocery stores serving LMI areas.

Mercato, Inc. will create an online platform to provide individuals with access to online ordering and delivery of fresh produce and groceries by connecting independently owned and specialty grocery stores to individuals in food desert areas. Mercato will work with leading courier networks to provide grocery delivery to residents within a five-mile radius of local and independently owned grocery stores.

Mercato, Inc. will provide the City with a revenue share for each participating merchant, which the City may use in any future CDBG program. Mercato, Inc. and the City have identified multiple independently owned and specialty food stores to participate in the Mercato Delivery Service, and will market and outreach through targeted social media advertising, mailers, and online launches.

Sources:	Amount:	Uses:	Amount:
CDBG Funds	\$100,000.00	Subscription & Merchant Onboarding Fees	\$100,000.00
Total	\$100,000.00	Total	\$100,000.00

No Fiscal Note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on March 23, 2021.

DocuSigned by:

Keith W. Bynam

Keith W. Bynam, Interim Director

Amount and Source of Funding:

\$100,000.00

Federal Government – Grant Funded
Fund 5000

Contact Information:

Roxanne Lawson
City Council Liaison/Division Manager
Housing and Community Development Dept.
832.394.6307
www.houston.tx.gov/housing
www.recovery.houston.tx.gov

ATTACHMENTS:

Description

Title

Description	Type
Coversheet	Signed Cover sheet
Delinquent Tax Report	Backup Material
Affidavit of Ownership	Backup Material
SAP Funding	Financial Information
PNFDF	Financial Information
Verification of Grant Funding .YL	Financial Information
Caption	Other



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District C

Item Creation Date: 8/5/2021

HCD21-103 The Montrose Center DR17 1st Amendment

Agenda Item#: 17.

Summary:

ORDINANCE approving and authorizing first amendment to Subrecipient Grant Agreement between City of Houston and **THE MONTROSE CENTER** to provide additional Hurricane Harvey Community Development Block Grant - Disaster Recovery 2017 Funds for the administration and operation of a Workforce Development Program to serve additional low-to-moderate income individuals who were directly or indirectly affected by Hurricane Harvey - **DISTRICT C - KAMIN**

Background:

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing a First Amendment to the Agreement between the City of Houston (City) and The Montrose Center, to provide up to an additional \$269,992.22 in Community Development Block Grant - Disaster Recovery 2017 (CDBG-DR17) funds for the administration and operation of a recovery support program to serve an additional 55 low-to-moderate income individuals who were directly or indirectly affected by Hurricane Harvey. In their first year of funding, the Montrose Center served 218 clients. The additional funding will enable the program to serve a total of 273 clients. Services include but are not limited to case management, job training and education.

Category	Contract Amount	Percentage
Program Services	\$241,618.89	89.49%
Program Administration	\$28,373.33	10.51%
Total	\$269,992.22	100%

The initial term of this Agreement was April 1, 2020 - March 31, 2021, with a one-year administrative extension approved on May 6, 2021, to extend the Agreement through March 31, 2022. This First Amendment will fund the extension period. The Montrose Center has received funding from the City since 2012.

As of September 2021, Montrose Center has expended approximately 92% of their funds and achieved 87% of their client service goal. Service goals were lower than anticipated due to impacts of COVID-19 and safety/social distancing requirements. Outreach efforts were hindered due to the risk posed by face-to-face interaction. Potential clients faced technology barriers, limiting their

ability to provide signed required documentation and proper identification to enroll in job training and education classes.

To ensure the success of the program going forward, The Montrose Center provides additional technology support to assist with service delivery needs, virtual meetings, and online trade school classes. There were no findings on the annual compliance monitoring.

No Fiscal Note is required on grant items. This item was reviewed by the Housing and Community Affairs Committee on September 21, 2021.

Keith W. Bynam, Interim Director

Prior Council Action:

04/01/2020 (O) 2020-0257

Amount and Source of Funding:

\$269,992.22

Federal State Local – Pass Through

Fund 5030

Contact Information:

Roxanne Lawson, Division Manager

Housing and Community Development

Phone: 832-394-6307

ATTACHMENTS:

Description

Coversheet (revised)

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District C

Item Creation Date: 8/5/2021

HCD21-103 The Montrose Center DR17 1st Amendment

Agenda Item#: 17.

Background:

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing a First Amendment to the Agreement between the City of Houston (City) and The Montrose Center, to provide up to an additional \$269,992.22 in Community Development Block Grant - Disaster Recovery 2017 (CDBG-DR17) funds for the administration and operation of a recovery support program to serve an additional 55 low-to-moderate income individuals who were directly or indirectly affected by Hurricane Harvey. In their first year of funding, the Montrose Center served 218 clients. The additional funding will enable the program to serve a total of 273 clients. Services include but are not limited to case management, job training and education.

Category	Contract Amount	Percentage
Program Services	\$241,618.89	89.49%
Program Administration	\$28,373.33	10.51%
Total	\$269,992.22	100%

The initial term of this Agreement was April 1, 2020 - March 31, 2021, with a one-year administrative extension approved on May 6, 2021, to extend the Agreement through March 31, 2022. This First Amendment will fund the extension period. The Montrose Center has received funding from the City since 2012.

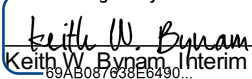
As of September 2021, Montrose Center has expended approximately 92% of their funds and achieved 87% of their client service goal. Service goals were lower than anticipated due to impacts of COVID-19 and safety/social distancing requirements. Outreach efforts were hindered due to the risk posed by face-to-face interaction. Potential clients faced technology barriers, limiting their ability to provide signed required documentation and proper identification to enroll in job training and education classes.

To ensure the success of the program going forward, The Montrose Center provides additional technology support to assist with service delivery needs, virtual meetings, and online trade school classes. There were no findings on the annual compliance monitoring.

No Fiscal Note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on September 21, 2021.

DocuSigned by:


 Keith W. Bynum, Interim Director
 69AB087638E6490...

Prior Council Action:

04/01/2020 (O) 2020-0257

Amount and Source of Funding:

\$269,992.22 Federal State Local – Pass Through (5030)

Contact Information:

Roxanne Lawson
 832-394-6307

ATTACHMENTS:

Description

Delinquent Tax Report
 Ownership Information Form

Type

Backup Material
 Backup Material

Funding Doc

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/27/2021

HCD21-123 Amendment of Ord. No. 2021-354 Uptown TIRZ Series 2021 Affordable Homes Funds for Affordable Home Development Program

Agenda Item#: 18.

Summary:

ORDINANCE amending Ordinance No. 2021-354 to include the Affordable Home Development Program, to allocate funds previously appropriated under said Ordinance thereto and to make other ministerial changes

Background:

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing the amendment of Ord. No. 2021-354 to (1) add the "Affordable Home Development Program (AHDP), Large Tract Development" category to the list of single-family affordable housing project categories; (2) allocate \$33,434,885.00 from the original appropriation of \$46,717,500.00 in Uptown TIRZ Series 2021 Affordable Homes Fund for the New Home Development Program (NHDP) to the AHDP, Large Tract Development, for Program Costs and Activity Delivery Costs; (3) reduce the number of units from the "New Home Development Program (Large Tract Development and Scattered Lots)" to 53 to reflect the 607 units to be included with the AHDP; (4) rename the "New Home Development Program (Large Tract Development and Scattered Lots)," as identified in the Ord. 2021-354, to the "New Home Development Program (NHDP), Scattered Lots" to clarify the program type; and 5) correct the reference in Ord. 2021-354 to the "Homebuyer Choice Program (CLT)" to the "Homebuyer Choice Program (HCP)"; and (6) direct the remaining \$13,282,615.00 of the NHDP funds as follows (in bold):

Single Family Activities	Funding Amount	Proposed Units	Program Cost	Activity Delivery Cost
Homebuyer Choice Program (HCP)	\$52,787,500.00	410	\$47,508,750.00	\$5,278,750.00
Homebuyer Assistance Program (HAP)	495,000.00	15	\$445,500.00	\$49,500.00
Affordable Home Development Program (AHDP), Large Tract	\$33,434,885.00	607	\$30,091,396.50	\$3,343,488.50

Development				
New Home Development Program (NHDP), Scattered Lots	\$13,282,615.00	53	\$11,954,353.50	\$1,328,261.50
Totals	\$100,000,000.00	1,085	\$90,000,000.00	10,000,000.00

The purpose of the AHDP is to increase affordable single-family homes and homeownership opportunities for households earning from 60% to 120% of the Area Median Income (AMI). Under the AHDP, for-profit and nonprofit developers are eligible to apply for gap financing for their affordable single-family home projects. Developers must complete and submit the pre-application and supplemental documentation to be considered for funding. Developers will be asked to submit a full application by invitation only for final award consideration. Each project will be evaluated based on its alignment with the City's affordable housing objectives and priorities, the readiness of the project, the project completion timeline, and overall community benefit.

The AHDP Guidelines were adopted by City Council, by Ordinance no. 2021-756, on September 1, 2021 to establish the AHDP for Large Tract Development. On May 5, 2021, by Ordinance No. 2021-354, City Council approved the appropriation of \$100,000,000.00 in previously budgeted Uptown TIRZ Series 2021 Affordable Homes Fund to administer affordable home activities serving low- to moderate-income households in the Houston area.

This item was reviewed by the Housing and Community Affairs Committee on October 19, 2021.

Keith W. Bynam, Interim Director

Prior Council Action:

05/05/2021 (O) 2021-354

09/01/2021 (O) 2021-756

Amount and Source of Funding:

\$33,434,885.00

Uptown TIRZ Series 2021 Affordable Homes Fund

Fund 2430

(previously appropriated)

Contact Information:

Roxanne Lawson, Division Manager

Housing and Community Development Department

Phone: (832) 394-6307

ATTACHMENTS:

Description

Revised Cover sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/27/2021

HCD21-123 Amendment of Ord. No. 2021-354 Uptown TIRZ Series 2021 Affordable Homes Funds for Affordable Home Development Program

Agenda Item#: 18.

Summary:

ORDINANCE amending Ordinance No. 2021-354 to include the Affordable Home Development Program, to allocate funds previously appropriated under said Ordinance thereto and to make other ministerial changes

Background:

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing the amendment of Ord. No. 2021-354 to (1) add the "Affordable Home Development Program (AHDP), Large Tract Development" category to the list of single-family affordable housing project categories; (2) allocate \$33,434,885.00 from the original appropriation of \$46,717,500.00 in Uptown TIRZ Series 2021 Affordable Homes Fund for the New Home Development Program (NHDP) to the AHDP, Large Tract Development, for Program Costs and Activity Delivery Costs; (3) reduce the number of units from the "New Home Development Program (Large Tract Development and Scattered Lots)" to 53 to reflect the 607 units to be included with the AHDP; (4) rename the "New Home Development Program (Large Tract Development and Scattered Lots)," as identified in the Ord. 2021-354, to the "New Home Development Program (NHDP), Scattered Lots" to clarify the program type; and 5) correct the reference in Ord. 2021-354 to the "Homebuyer Choice Program (CLT)" to the "Homebuyer Choice Program (HCP)"; and (6) direct the remaining \$13,282,615.00 of the NHDP funds as follows (in bold):

Single Family Activities	Funding Amount	Proposed Units	Program Cost	Activity Delivery Cost
Homebuyer Choice Program (HCP)	\$52,787,500.00	410	\$47,508,750.00	\$5,278,750.00
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Affordable Home Development Program (AHDP), Large Tract Development	\$33,434,885.00	607	\$30,091,396.50	\$3,343,488.50
New Home Development Program (NHDP), Scattered Lots	\$13,282,615.00	53	\$11,954,353.50	\$1,328,261.50
Totals	\$100,000,000.00	1,085	\$90,000,000.00	10,000,000.00

The purpose of the AHDP is to increase affordable single-family homes and homeownership opportunities for households earning from 60% to 120% of the Area Median Income (AMI). Under the AHDP, for-profit and nonprofit developers are eligible to apply for gap financing for their affordable single-family home projects. Developers must complete and submit the pre-application and supplemental documentation to be considered for funding. Developers will be asked to submit a full application by invitation only for final award consideration. Each project will be evaluated based on its alignment with the City's affordable housing objectives and priorities, the readiness of the project, the project completion timeline, and overall community benefit.

The AHDP Guidelines were adopted by City Council, by Ordinance no. 2021-756, on September 1, 2021 to establish the AHDP for Large Tract Development. On May 5, 2021, by Ordinance No. 2021-354, City Council approved the appropriation of \$100,000,000.00 in previously budgeted Uptown TIRZ Series 2021 Affordable Homes Fund to administer affordable home activities serving low- to moderate-income households in the Houston area.

This item was reviewed by the Housing and Community Affairs Committee on October 19, 2021.

DocuSigned by:

Keith W. Byram

Keith W. Byram, Interim Director

Prior Council Action:

05/05/2021 (O) 2021-354
09/01/2021 (O) 2021-756

Amount and Source of Funding:

\$33,434,885.00
Uptown TIRZ Series 2021 Affordable Homes Fund
Fund 2430
(previously appropriated)

Contact Information:

Roxanne Lawson, Division Manager
Housing and Community Development Department
Phone: (832) 394-6307

ATTACHMENTS:

Description

Coversheet
Ordinance 2021-354
Ordinance 2021-756
Caption
ordinance

Type

Signed Cover sheet
Ordinance/Resolution/Motion
Ordinance/Resolution/Motion
Other
Ordinance/Resolution/Motion



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/11/2021

HCD21-125 Third ESG-CV Substantial Amendment to the 2019 Annual Action Plan

Agenda Item#: 19.

Summary:

ORDINANCE approving and authorizing Substantial Amendment to current Emergency Solutions Grant - Coronavirus budget in the Amended 2019 Annual Action Plan to allow the transfer of funds from Essential Services and Outreach Activities to Homeless Prevention and Rapid Rehousing Activities within the ESG-CV budget

Background:

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing a Substantial Amendment to the current Emergency Solutions Grant - Coronavirus (ESG-CV) budget in the 2019 Annual Action Plan, transferring \$6,561,700.65 from Essential Services and Outreach Activities to the Homeless Prevention and Rapid Rehousing Activities.

In accordance with HUD's Citizen Participation Plan, the City is required to amend components of its Consolidated Plan/Annual Action Plan for a variety of reasons, including when a reallocation of funds increases or decreases the budget of an activity by more than 25% or when an activity is added or deleted in the Plan(s).

On March 27, 2020 the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), Public Law-116-136, authorized a special allocation of Community Development Block Grant – Coronavirus (CDBG-CV), Housing Opportunities for Persons with HIV/AIDS (HOPWA-CV), and ESG-CV to states and local jurisdictions to prevent, prepare for, and respond to the coronavirus (COVID-19).

Under the Further Consolidated Appropriations Act, 2020 (Public Law 116-94), HUD has provided an additional \$21,649,868.00 in ESG-CV funding to supplement previously allocated funding to prevent and respond to COVID-19 impacts in Houston through grant eligible activities in alignment with the 2019 Annual Action Plan. The format and information presented in the amended 2019 Annual Action Plan are based on federal guidance and requirements. The funding allocated through the CARES Act must be expended by September 30, 2022.

Emergency Solutions Program - Coronavirus Grant		

Activity	Delete/Decrease	Add/Increase
The ESG-CV Budget is Amended as follows:		
Essential Services	(\$6,338,335.65)	
Outreach	(\$223,365.00)	
Homeless Prevention		\$1,933,487.65
Rapid Rehousing		\$4,628,213.00
Total ESG-CV Budget Changes:	(\$6,561,700.65)	\$6,561,700.65

No fiscal note is required for grant items.

This item was reviewed by the Housing and Community Affairs Committee on October 19, 2021.

Keith W. Bynam, Interim Director

Prior Council Action:

09/01/2021 (O) 2021-772
11/10/2020 (O) 2020-967
09/19/2020 (O) 2020-694
06/17/2020 (O) 2020-511
05/06/2020 (O) 2020-374
11/13/2019 (O) 2019-873
05/22/2019 (O) 2019-381

Contact Information:

Roxanne Lawson
(832) 394-6307

ATTACHMENTS:

Description

Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 10/11/2021

HCD21-125 Third ESG-CV Substantial Amendment to the 2019 Annual Action Plan

Agenda Item#: 11.

Background:

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing a Substantial Amendment to the current Emergency Solutions Grant - Coronavirus (ESG-CV) budget in the 2019 Annual Action Plan, transferring \$6,561,700.65 from Essential Services and Outreach Activities to the Homeless Prevention and Rapid Rehousing Activities.

In accordance with HUD's Citizen Participation Plan, the City is required to amend components of its Consolidated Plan/Annual Action Plan for a variety of reasons, including when a reallocation of funds increases or decreases the budget of an activity by more than 25% or when an activity is added or deleted in the Plan(s).

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Emergency Solutions Program - Coronavirus Grant		
Activity	Delete/Decrease	Add/Increase
The ESG-CV Budget is Amended as follows:		
Essential Services	(\$6,338,335.65)	
Outreach	(\$223,365.00)	
Homeless Prevention		\$1,933,487.65
Rapid Rehousing		\$4,628,213.00
Total ESG-CV Budget Changes:	(\$6,561,700.65)	\$6,561,700.65

No fiscal note is required for grant items.

This item was reviewed by the Housing and Community Affairs Committee on October 19, 2021.

Designated by:

Keith W. Bynam

Keith W. Bynam, Interim Director

Prior Council Action:

09/01/2021 (O) 2021-772

11/10/2020 (O) 2020-967

09/19/2020 (O) 2020-694

06/17/2020 (O) 2020-511

05/06/2020 (O) 2020-374

11/13/2019 (O) 2019-873

05/22/2019 (O) 2019-381

Contact Information:

Roxanne Lawson

(832) 394-6307

ATTACHMENTS:

Description

Ordinance 2019-381
Ordinance 2019-873
Ordinance 2020-374
Ordinance 2020-511
Ordinance 2020-694
Ordinance 2020-967
Ordinance 2021-772

Type

Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District B

Item Creation Date: 9/8/2021

25PARK382 – Award Construction Contract – Progressive
Commercial Aquatics, Inc. - Swimming Pool Upgrades -
Tuffly Park

Agenda Item#: 20.

Summary:

ORDINANCE appropriating \$643,741.00 out of Parks Consolidated Construction Fund, awarding Construction Contract to **PROGRESSIVE COMMERCIAL AQUATICS, INC** for Swimming Pool Upgrades - Tuffly Park; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and materials testing, Civic Art and contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund - **DISTRICT B - JACKSON**

Background:

RECOMMENDATION: Award construction contract and appropriate funds for the project.

SPECIFIC EXPLANATION: The General Services Department recommends that City Council award a construction contract to Progressive Commercial Aquatics, Inc. on its low bid amount of \$584,300.00 to provide construction services for Swimming Pool Upgrades - Tuffly Park for the Houston Parks and Recreation Department.

PROJECT LOCATION: 3200 Russell Street, Houston TX

PROJECT DESCRIPTION: The project will remove existing slide, deck showers, wading pool, and existing pool finishes; saw cut and remove portions of pool structure; install new filter, pumps, valves, and piping in equipment room; provide electrical wiring, conduit, and controls for new pumps; install new perimeter piping around pool, new water line and backflow preventer for pool area, new pool suction and return fittings, new exterior showers and hose bib for pool lift, replace portions of pool structure; add steps into pool structure; replace pool deck; install new plaster and tile in pool, slide structure, handrails, and spray features.

The contract duration for this project is 180 calendar days.

BIDS: The following two bids were received on July 15, 2021:

Bidder

Bid Amount

1. Progressive Commercial Aquatics, Inc.

\$584,300.00

2. Hancock Pool Services, Inc.

\$649,000.00

AWARD: It is recommended that City Council award the construction contract to Progressive Commercial Aquatics, Inc., and appropriate funds for the project, including an additional appropriation of \$20,000.75 for engineering and materials testing under Ninyo & Moore Geotechnical and Environmental Sciences Consultants (OA# 4600016462) existing contract.

FUNDING SUMMARY:

\$ 584,300.00 Construction Contract Services

\$ 29,215.00 5% Contingency

\$ 613,515.00 Total Contract Services

\$ 10,225.25 Civic Art (1.75%)

\$ 20,000.75 Engineering and Materials Testing

\$ 643,741.00 Total Funding

M/W/SBE PARTICIPATION: No M/W/BE goal was established for this project because the construction cost did not exceed the threshold of \$1M required for a goal-oriented contract as authorized by §15-82 of the Code of Ordinances.

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's "Pay or Play" Ordinance regarding health benefits for employees of City Contractors. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's "Hire Houston First" Ordinance that promotes economic opportunity for Houston businesses and supports job creation. Progressive Commercial Aquatics, Inc. is registered with the City of Houston as a Local Business company.

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

Capital Project Information: See attached Form A for a breakdown of capital costs.

WBS No: F-000703-0023-4

DIRECTOR'S SIGNATURE/DATE:

C. J. Messiah, Jr.

General Services Department

Kenneth Allen

Houston Parks and Recreation Department

Amount and Source of Funding:

\$643,741.00

Parks Consolidated Construction Fund
Fund 4502

Contact Information:

Enid M. Howard, Council Liaison
General Services Department
Phone: 832.393.8023

ATTACHMENTS:

Description

Signed Coversheet
Maps - S&V Tuffly Park

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 9/28/2021

District B

Item Creation Date: 9/8/2021

25PARK382 – Award Construction Contract – Progressive Commercial Aquatics, Inc. -
Swimming Pool Upgrades - Tuffly Park

Agenda Item#: 7.

Summary:

NOT A REAL CAPTION

ORDINANCE awarding a construction contract to **PROGRESSIVE COMMERCIAL AQUATICS, INC.** to provide construction services for Swimming Pool Upgrades - Tuffly Park for the Houston Parks and Recreation Department - **DISTRICT B - JACKSON**

Background:

RECOMMENDATION: Award construction contract and appropriate funds for the project.

SPECIFIC EXPLANATION: The General Services Department recommends that City Council award a construction contract to Progressive Commercial Aquatics, Inc. on its low bid amount of \$584,300.00 to provide construction services for Swimming Pool Upgrades - Tuffly Park for the Houston Parks and Recreation Department.

PROJECT LOCATION: 3200 Russell Street, Houston TX

PROJECT DESCRIPTION: The project will remove existing slide, deck showers, wading pool, and existing pool finishes; saw cut and remove portions of pool structure; install new filter, pumps, valves, and piping in equipment room; provide electrical wiring, conduit, and controls for new pumps; install new perimeter piping around pool, new water line and backflow preventer for pool area, new pool suction and return fittings, new exterior showers and hose bib for pool lift, replace portions of pool structure; add steps into pool structure; replace pool deck; install new plaster and tile in pool, slide structure, handrails, and spray features.

The contract duration for this project is 180 calendar days.

BIDS: The following two bids were received on July 15, 2021:

<u>Bidder</u>	<u>Bid Amount</u>
1. Progressive Commercial Aquatics, Inc.	\$584,300.00
2. Hancock Pool Services, Inc.	\$649,000.00

AWARD: It is recommended that City Council award the construction contract to Progressive Commercial Aquatics, Inc., and appropriate funds for the project, including an additional appropriation of \$20,000.75 for engineering and materials testing under Ninyo & Moore Geotechnical and Environmental Sciences Consultants (OA# 4600016462) existing contract.

FUNDING SUMMARY:

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\$ 613,515.00 Total Contract Services
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\$ 643,741.00 Total Funding

M/W/SBE PARTICIPATION: No M/W/BE goal was established for this project because the construction cost did not exceed the threshold of \$1M required for a goal-oriented contract as authorized by §15-82 of the Code of Ordinances.

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's "Pay or Play" Ordinance regarding health benefits for employees of City Contractors. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.


HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's "Hire Houston First" Ordinance that promotes economic opportunity for Houston businesses and supports job creation. Progressive Commercial Aquatics, Inc. is registered with the City of Houston as a Local Business company.

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

Capital Project Information: See attached Form A for a breakdown of capital costs.

WBS No: F-000703-0023-4

DIRECTOR'S SIGNATURE/DATE:

 9/21/2021
C. J. Messiah, Jr.
General Services Department


Kenneth Allen
Houston Parks and Recreation Department

Amount and Source of Funding:

\$ 643,741.00 Parks Consolidated Construction Fund (4502)

Contact Information:

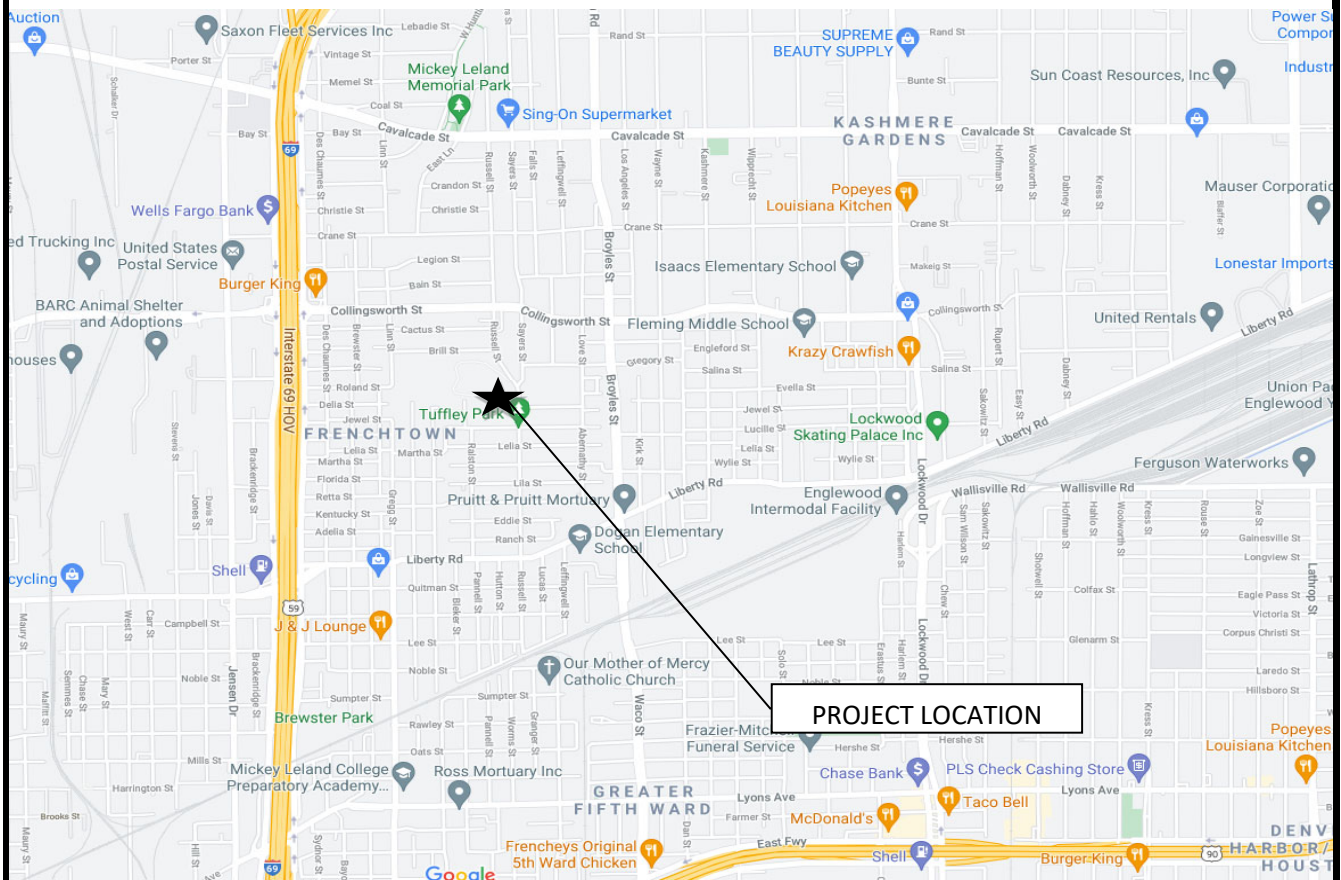
Enid M. Howard
Council Liaison
Phone: 832.393.8023



ATTACHMENTS:

Description	Type
<u>Maps - S&V Tuffly Park</u>	Backup Material
<u>Delinquent Tax Report- Tuffly Park</u>	Backup Material
<u>Ownership Information Form Tuffly PCA (00455)</u>	Backup Material
<u>FORM B- Fair Campaign Progressive Commercial (00499)</u>	Backup Material
<u>F-000703 Swimming Pool Upgrades Adopted Form A</u>	Backup Material
<u>Certificate of Interested Parties Form 1295 (00636)</u>	Backup Material
<u>Formal Bid Tabulation</u>	Backup Material

CITY OF HOUSTON HARRIS COUNTY, TEXAS

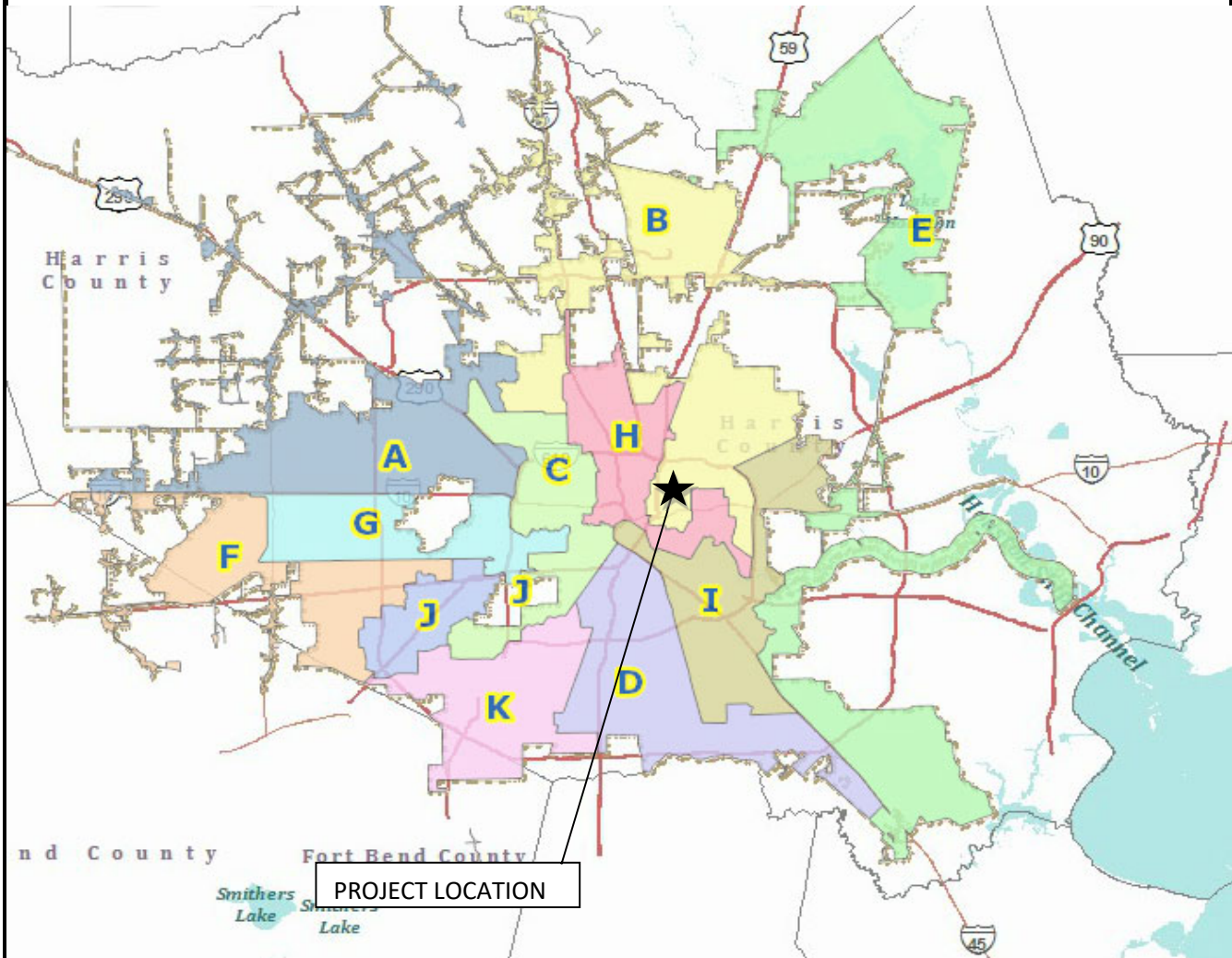


Swimming Pool Upgrades - Tuffley Park

3200 Russell St., Houston TX 77026

COUNCIL DISTRICT "B"

**CITY OF HOUSTON
HARRIS COUNTY, TEXAS**



Swimming Pool Upgrades - Tuffly Park

3200 Russell St., Houston TX 77026

COUNCIL DISTRICT "B"



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 8/18/2021

H26442.A1 - Licenses and Software Maintenance for the
Enterprise Service Management Portal - ORDINANCE

Agenda Item#: 21.

Summary:

ORDINANCE amending Ordinance No. 2017-953 (Passed on December 06, 2017) to increase the maximum contract amount for contract between City of Houston and **PRECISION TASK GROUP, INC** for Licenses and Software Maintenance for the Enterprise Service Management Portal for Various Departments - \$379,484.91 - Central Service Revolving and Enterprise Funds

Background:

S17-H26442.A1 - Approve an amending ordinance to Ordinance No. 2017-953, approved on December 6, 2017 to increase the maximum contract amount from \$2,626,121.60 to \$3,005,606.51 for the contract (4600014650) between the City of Houston and Precision Task Group, Inc. for licenses and software maintenance for the Enterprise Service Management Portal for various departments.

Specific Explanation:

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve an amending ordinance to increase the maximum contract amount from **\$2,626,121.60 to \$3,005,606.51** for the contract between the City of Houston and **Precision Task Group, Inc., (PTG)** through the Department of Information Resources (DIR), for licenses and software maintenance supporting the Enterprise Service Management Portal for Houston Information Technology Services, Houston Public works and Houston Airport System.

The contract was awarded on December 6, 2017 for a three-year term with two one-year options, in an amount not to exceed \$2,626,121.60. Expenditures as of September 3, 2021 totaled \$2,227,254.91. The increase to the maximum contract amount of \$379,484.91 is necessary to partially fund the last renewal term due to a change in the vendor's license model and the request of additional licenses.

This contract provides software licenses and maintenance services for a service management portal. This portal is the information technology incident and request management system for operational activities for the City of Houston. It provides the City with the ability to leverage industry standard Information Technology Infrastructure Library (ITIL) processes and practices through an online single system of record. The portal permits efficient workflow, automation of capabilities and acceleration of IT service-related requests, including incident and change management, which enhances the customer experience for all City departments utilizing the service tool. The tool

provides a wide variety of configurable products that enables the City to scale and adjust to meet current and future business needs.

M/WBE Participation:

The contract was awarded with a 24% MWBE goal. Precision Task Group, Inc. is currently achieving 0% of their goal. The Office of Business Opportunity has determined that given the contract has only been used to procure software licenses and has not been used for any professional services, there was no opportunity for PTG to meet or make progress towards the contract goal.

Fiscal Note:

Funding for this item is included in the FY2022 Adopted Budget. Therefore, no fiscal Note is required as stated in the Financial Policies.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2022	OUT YEARS	TOTAL
Houston Information Technology Services	\$138,384.15	\$0.00	\$138,384.15
Houston Airport System	\$54,205.90	\$0.00	\$54,205.90
Houston Public Works	\$186,894.86	\$0.00	\$186,894.86
TOTAL	\$379,484.91	\$0.00	\$379,484.91

Prior Council Action:

Ordinance No. 2017-0953: Passed on December 6, 2017

Amount and Source of Funding:

\$138,384.15 – Central Service Revolving Fund (1002)

\$ 54,205.90 – HAS-Revenue Fund (8001)

\$186,894.86 – Water & Sewer Operating Fund (8300)

\$379,484.91 – TOTAL

Contact Information:

NAME:

DEPARTMENT/DIVISION PHONE

Laura Guthrie, Division Manager

FIN/SPD (832) 393-8735

Murdock Smith, Sr. Procurement Specialist

FIN/SPD (832) 393-8725

Jane Wu, Assistant Director

HITS (832) 393-0013

ATTACHMENTS:

Description

Rev Cover sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 8/18/2021

H26442.A1 - Licenses and Software Maintenance for the Enterprise Service Management Portal - ORDINANCE

Agenda Item#:

Background:

S17-H26442.A1 - Approve an amending ordinance to Ordinance No. 2017-953, approved on December 6, 2017 to increase the maximum contract amount from \$2,626,121.60 to \$3,005,606.51 for the contract (4600014650) between the City of Houston and Precision Task Group, Inc. for licenses and software maintenance for the Enterprise Service Management Portal for various departments.

Specific Explanation:

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve an amending ordinance to increase the maximum contract amount from **\$2,626,121.60 to \$3,005,606.51** for the contract between the City of Houston and **Precision Task Group, Inc., (PTG)** through the Department of Information Resources (DIR), for licenses and software maintenance supporting the Enterprise Service Management Portal for Houston Information Technology Services, Houston Public works and Houston Airport System.

The contract was awarded on December 6, 2017 for a three-year term with two one-year options, in an amount not to exceed \$2,626,121.60. Expenditures as of September 3, 2021 totaled \$2,227,254.91. The increase to the maximum contract amount of \$379,484.91 is necessary to partially fund the last renewal term due to a change in the vendor's license model and the request of additional licenses.

This contract provides software licenses and maintenance services for a service management portal. This portal is the information technology incident and request management system for operational activities for the City of Houston. It provides the City with the ability to leverage industry standard Information Technology Infrastructure Library (ITIL) processes and practices through an online single system of record. The portal permits efficient workflow, automation of capabilities and acceleration of IT service-related requests, including incident and change management, which enhances the customer experience for all City departments utilizing the service tool. The tool provides a wide variety of configurable products that enables the City to scale and adjust to meet current and future business needs.

M/WBE Participation:

The contract was awarded with a 24% MWBE goal. Precision Task Group, Inc. is currently achieving 0% of their goal. The Office of Business Opportunity has determined that given the contract has only been used to procure software licenses and has not been used for any professional services, there was no opportunity for PTG to meet or make progress towards the contract goal.

Fiscal Note:

Funding for this item is included in the FY2022 Adopted Budget. Therefore, no fiscal Note is required as stated in the Financial Policies.

10/1/2021

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9/30/2021

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2022	OUT YEARS	TOTAL
Houston Information Technology Services	\$138,384.15	\$0.00	\$138,384.15
Houston Airport System	\$54,205.90	\$0.00	\$54,205.90
Houston Public Works	\$186,894.86	\$0.00	\$186,894.86
TOTAL	\$379,484.91	\$0.00	\$379,484.91

Prior Council Action:

Ordinance No. 2017-0953: Passed on December 6, 2017

Amount and Source of Funding:

\$138,384.15 – Central Service Revolving Fund (1002)

\$ 54,205.90 – HAS-Revenue Fund (8001)

\$186,894.86 – Water & Sewer Operating Fund (8300)

\$379,484.91 – TOTAL

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Laura Guthrie, Division Manager	FIN/SPD	(832) 393-8735
Murdock Smith, Sr. Procurement Specialist	FIN/SPD	(832) 393-8725
Jane Wu, Assistant Director	HITS	(832) 393-0013

ATTACHMENTS:

Description	Type
Request for Verification of MWDBE Participation	Backup Material
Certification of Funds	Financial Information
Previous RCA	Backup Material
Clear Tax Report	Backup Material
Funding Backup for Fund 8001	Financial Information
Budget vs Actual H26442.A1	Financial Information
Funding Verification for Fund 8300	Financial Information
Affidavit of Ownership	Backup Material
Previous OrdinanceNo.2017-953	Ordinance/Resolution/Motion



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 8/30/2021

L29962 - Automated Vehicle Tracking, Routing and
Performance Management System - ORDINANCE
(Rubicon Global, LLC)

Agenda Item#: 22.

Summary:

ORDINANCE approving and authorizing a Derivative Agreement between City of Houston and **RUBICON GLOBAL, LLC** for Automated Vehicle Tracking, Routing and Performance Management System through the Houston-Galveston Area Council for the Solid Waste Management Department; providing a maximum contract amount - 3 Years with 2 one-year options - \$993,328.05 - General Fund

Background:

S78-L29962: Approve an ordinance authorizing a derivative agreement with Rubicon Global, LLC. for an automated vehicle tracking, routing and performance management system through the Houston-Galveston Area Council (H-GAC) in the total amount of \$993,328.05 for the Solid Waste Management Department.

Specific Explanation:

The Interim Director of the Solid Waste Management Department and the Chief Procurement Officer recommend that City Council approve and authorize a derivative agreement in the maximum contract amount not to exceed \$993,328.05 for the first year of the contract. The contract has a three-year initial term with two one-year renewal terms for a total potential 5-years for an automated vehicle tracking, routing and performance management system through the Houston-Galveston Area Council for the Solid Waste Management Department (SWMD). SWMD will return to City Council at a later date for approval of spending authority for the remaining outyears of this contract. It is further requested that authorization be given to make purchases, as needed to Rubicon Global, LLC.

The scope of work requires the contractor to provide all required, development, implementation, design, testing, supervision, labor, materials, tools, equipment and insurance necessary to provide an automated vehicle tracking, routing and performance management system for solid waste and recycling vehicles for SWMD. Additionally, the contractor will provide licensing, hosting, maintenance, and tech support for the automated tracking, routing and performance management system.

The product is a cloud-based system capable of addressing specific needs of the SWMD including tracking and reporting, location, direction of travel, vehicle speed, as well as deliver near

real-time metrics including, but not limited, to garbage collections for solid waste and recycling vehicles. The system will utilize the City's Geographic Information System (GIS) to create a foundation for all mapping activities associated with this system combined with wireless communications and software to deliver real-time computer maps and an externally mounted out-of-vehicle camera system. The SWMD currently uses a manual process and an internal Solid Waste Performance Measurement Management ("Legacy") system. Integration of the new system will improve reporting efficiency of the Solid Waste Management team allowing data driven corrective actions and process improvements.

This recommendation is made pursuant to subsection 271.102(c) of the Texas Local Government Code, which provides that "a local government that purchases goods or services from a cooperative purchasing program or organization satisfies any state law requiring the local government to seek competitive bids for the purchase of the goods or services."

M/WBE Participation:

Rubicon Global, LLC has designated the below-named company as its certified M/WBE subcontractor.

Sub-Contractor	Type of Work	M/WBE (%) Goal
Above and Beyond Data Center Services, Inc	Installation of Structured Cabling, Networks, Audio/Visual & Automation/Integration	1.80%

Pay or Play Program:

The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, this procurement is exempt from the City's 'Pay or Play' Program because the department is utilizing an Interlocal/Cooperative Purchasing Agreement for this purchase.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Interlocal/Cooperative Purchasing Agreement for this purchase.

Fiscal Note:

Funding for this item is not included in the FY2022 Adopted Budget. Therefore, a fiscal note is required as stated in the Financial Policies.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

<u>Estimated Fiscal Operating Impact</u>			
Recurring or One-Time	One-Time		
Fund Name	FY2022	Out Year	Total
SWD-General Fund	\$993,328.05	\$0	\$993,328.05
Total	\$993,328.05	\$0	\$993,328.05

Amount and Source of Funding:

\$993,328.05

General Fund

Fund 1000

Contact Information:

NAME:	DEPARTMENT/DIVISIO	PHONE NO
Barbara Fisher, Purchasing Manager	FIN/SPD	(832) 393-8722
Katie Moore, Sr. Procurement Specialist	FIN/SPD	(832) 393-8710
Carolyn Wright, Interim Director	FIN/SWMD	(832) 393-0449

ATTACHMENTS:**Description**

Coversheet (revised)

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 8/30/2021

L29962 - Automated Vehicle Tracking, Routing and Performance Management System - ORDINANCE (Rubicon Global, LLC)

Agenda Item#: 21.

Summary:

ORDINANCE approving and authorizing a Derivative Agreement between City of Houston and **RUBICON GLOBAL, LLC** for Automated Vehicle Tracking, Routing and Performance Management System through the Houston-Galveston Area Council for the Solid Waste Management Department; providing a maximum contract amount - 3 Years with 2 one-year options - \$993,328.05 - General Fund

Background:

S78-L29962: Approve an ordinance authorizing a derivative agreement with Rubicon Global, LLC. for an automated vehicle tracking, routing and performance management system through the Houston-Galveston Area Council (H-GAC) in the total amount of \$993,328.05 for the Solid Waste Management Department.

Specific Explanation:

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The product is a cloud-based system capable of addressing specific needs of the SWMD including tracking and reporting, location, direction of travel, vehicle speed, as well as deliver near real-time metrics including, but not limited, to garbage collections for solid waste and recycling vehicles. The system will utilize the City's Geographic Information System (GIS) to create a foundation for all mapping activities associated with this system combined with wireless communications and software to deliver real-time computer maps and an externally mounted out-of-vehicle camera system. The SWMD currently uses a manual process and an internal Solid Waste Performance Measurement Management ("Legacy") system. Integration of the new system will improve reporting efficiency of the Solid Waste Management team allowing data driven corrective actions and process improvements.

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M/WBE Participation:

Rubicon Global, LLC has designated the below-named company as its certified M/WBE subcontractor.

Sub-Contractor	Type of Work	M/WBE (%) Goal
Above and Beyond Data Center Services, Inc	Installation of Structured Cabling, Networks, Audio/Visual & Automation/Integration	1.80%

Pay or Play Program:

The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, this procurement is exempt from the City's 'Pay or Play' Program because the department is utilizing an Interlocal/Cooperative Purchasing Agreement for this purchase.

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This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Interlocal/Cooperative Purchasing Agreement for this purchase.

Fiscal Note:

Funding for this item is not included in the FY2022 Adopted Budget. Therefore, a fiscal note is required as stated in the Financial

Policies.

DocuSigned by:

Jerry Adams

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Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division
 10/29/2021

Department Approval Authority

Estimated Fiscal Operating Impact			
Recurring or One-Time	One-Time		
Fund Name	FY2022	Out Year	Total
SWD-General Fund	\$993,328.05	\$0	\$993,328.05
Total	\$993,328.05	\$0	\$993,328.05

Amount and Source of Funding:

\$993,328.05

General Fund

Fund 1000

Contact Information:

NAME:	DEPARTMENT/DIVISIO	PHONE NO
Barbara Fisher, Purchasing Manager	FIN/SPD	(832) 393-8722
Katie Moore, Sr. Procurement Specialist	FIN/SPD	(832) 393-8710
Carolyn Wright, Interim Director	FIN/SWMD	(832) 393-0449

ATTACHMENTS:

Description	Type
Affidavit Ownership	Backup Material
Cooperative Justification Approved	Backup Material
Tax Report	Backup Material
HGAC-FL03-21 - Rubicon	Backup Material
Funding Information	Financial Information
Certificate of Fund	Backup Material
Non-Construction MWBE Participation Plan 9.29.21	Backup Material
Agreement	Contract/Exhibit
Ordinance - 10/18/2021	Ordinance/Resolution/Motion
Funding Verification	Financial Information
Coversheet (revised) 2	Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District C, District G, District J

Item Creation Date: 10/5/2021

MYR- RCA -FY22 TIRZ 16 Uptown

Agenda Item#: 23.

Summary:

ORDINANCE relating to Fiscal Affairs of **UPTOWN DEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER SIXTEEN, CITY OF HOUSTON, TEXAS (UPTOWN ZONE)**; approving Fiscal Year 2022 Operating Budget for the Authority and Fiscal Years 2022-2026 Capital Improvements Budget for the Zone - **DISTRICTS C - KAMIN; G - TRAVIS and J - POLLARD**

Background:

The Administration has undertaken a comprehensive review of the proposed FY22 TIRZ budgets and recommends approval of the FY22 Operating Budget for the Uptown Development Authority (the "Authority") and the Fiscal Years 2022 – 2026 Capital Improvement Plan (CIP) Budget for Reinvestment Zone Number Sixteen (the "Zone").

- Total Operating Budget for FY22 is \$79,057,805 which includes \$21,470,970 for required fund transfers and \$57,586,835 for Project Costs committed to the implementation of projects in the Memorial Park Master Plan, construction of a transit way to serve Post Oak Boulevard, and drainage improvements.
- The FY22 Operating Budget also includes \$343,000 for administration/overhead and a municipal services cost payment in FY22 of \$5,272,994 to pay for the incremental cost of providing services to the area and \$250,000 for supplemental debt service payments.
- The FY22 – FY26 CIP totals \$73,029,750 and includes the implementation of projects in the master plan for Memorial Park, construction of a transit way to serve Post Oak Boulevard and infrastructure upgrades.

The Authority must advise the Chief Development Officer of any budget amendments. Adjustments to the Project Costs in the Operating Budget that exceed \$400,000 require City Council approval.

Andrew F. Icken, Chief Development Officer

Prior Council Action:

Ord. No. 2020-796

Contact Information:

__Gwendolyn Tillotson

Phone: (832) 393-0937

ATTACHMENTS:

Description

Cover sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021
District C, District G, District J
Item Creation Date: 10/5/2021

MYR- RCA -FY22 TIRZ 16 Uptown

Agenda Item#: 59.

Summary:

ORDINANCE relating to Fiscal Affairs of **UPTOWN DEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER SIXTEEN, CITY OF HOUSTON, TEXAS (UPTOWN ZONE)**; approving Fiscal Year 2022 Operating Budget for the Authority and Fiscal Years 2022-2026 Capital Improvements Budget for the Zone - **DISTRICTS C - KAMIN; G - TRAVIS and J - POLLARD**

Background:

The Administration has undertaken a comprehensive review of the proposed FY22 TIRZ budgets and recommends approval of the FY22 Operating Budget for the Uptown Development Authority (the "Authority") and the Fiscal Years 2022 – 2026 Capital Improvement Plan (CIP) Budget for Reinvestment Zone Number Sixteen (the "Zone").

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- The FY22 – FY26 CIP totals \$73,029,750 and includes the implementation of projects in the master plan for Memorial Park, construction of a transit way to serve Post Oak Boulevard and infrastructure upgrades.

The Authority must advise the Chief Development Officer of any budget amendments. Adjustments to the Project Costs in the Operating Budget that exceed \$400,000 require City Council approval.

DocuSigned by:

Andrew F. Icken, Chief Development Officer

Prior Council Action:

Ord. No. 2020-796

DS

Contact Information:

Gwendolyn Tillotson

Phone: (832) 393-0937

ATTACHMENTS:

Description

FY22 Budget Uptown

Ord. No. 2020-796

Caption

Type

Backup Material

Backup Material

Other

10/26/2021



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District C, District D

Item Creation Date: 10/22/2021

PLN - Ion District Community Benefits Agreement

Agenda Item#: 24.

Summary:

ORDINANCE approving and authorizing Community Benefits Agreement between City of Houston, Texas and **RICE MANAGEMENT COMPANY** relating to the ION District Project - **DISTRICT C - KAMIN**

Background:

The Rice Management Company (RMC) envisions transforming 16 acres of University-owned or controlled land to create an innovation district within the City of Houston. This project, known as the 'Ion District', anticipates over three million square feet of mixed-use development including offices, retail, apartments, community spaces, and other uses. The Ion District is anchored by The Ion building, a 266,000 SF innovation hub located at the historic former site of the Sears Department Store, built in 1939.

Recognizing that the Ion District's significant benefits could be extended and maximized to benefit Houstonians beyond the project's physical boundaries, the City negotiated a Community Benefits Agreement ("CBA") with RMC. The CBA entailed an inclusive, proactive process that documents enforceable commitments within the CBA that will ensure the project will benefit not only the immediate neighborhood but all Houstonians.

In November of 2020, RMC invited a group of community stakeholders, known as the CBA Working Group, to assist in the identification and translation of sustainable community improvements and economic opportunities into a set of strategic commitments that are detailed in CBA between RMC and the City. Prior to the formation of the CBA Working Group, RMC conducted multiple outreach initiatives that included a community engagement listening tour in 2019 and dozens of one-on-one and small, interpersonal group meetings to understand the community's vision, needs, and objectives. RMC and the City of Houston jointly hosted a three-part virtual community workshop series in the fall of 2020 that was open to the public. A six-month open community comment period also provided additional opportunities for community input and engagement. The proposed CBA was also presented to the Economic Development Committee on October 20, 2021.

RMC \$15.3 million financial CBA commitments include:

- \$8.25M venture capital in seed funding, skills training opportunities, minority owned or managed accelerator organizations, and new jobs
- \$4.5M to an affordable housing fund. This funding commitment is in addition to the \$45M - \$52M incremental tax revenue generated by the Ion District Development for affordable

housing within TIRZ #2.

- Grants for counseling and eviction protection, supportive housing, homelessness services, and capacity building

RMC additional in-kind and project-based opportunity commitments include:

- Supportive services and workspace for small businesses
- Contracting opportunities for local Minority and Women-Owned Business Enterprises (“MWBE”)
- Inclusive hiring and community access
- MWBE real estate investment opportunities
- Sustainable design and construction

City CBA commitments focused on new program development and program expansion include:

- MWBE bonding education, support, and outreach
- Homestead protections and exemption support
- A Month of Service and Turn Around Houston
- Complete Communities Improvement Fund repository

All commitments will be monitored by a Community Advisory Council consisting of nine (9) community members and six (6) Ex-Officio members, that are appointed by the Mayor and satisfy certain criteria and expertise outlined in the agreement.

The Planning and Development Department recommends passage of the Ion District CBA ordinance for the City of Houston.

Margaret Wallace Brown, AICP, CNU-A
Director
Planning and Development Department

Contact Information:

Anna Sedillo, Council Liaison
832-393-6578

Lindsey Williams, Planner III
832-393-6587

ATTACHMENTS:

Description

Ion District Map
Ion District CBA Commitment Overview
Community Advisory Council Overview
Coversheet (fully executed)

Type

Backup Material
Backup Material
Backup Material
Signed Cover sheet

City of Houston

ION District

- ION District
- Council District Boundary
- TIRZ NAME**
- MIDTOWN
- MONTROSE
- O.S.T./ALMEDA

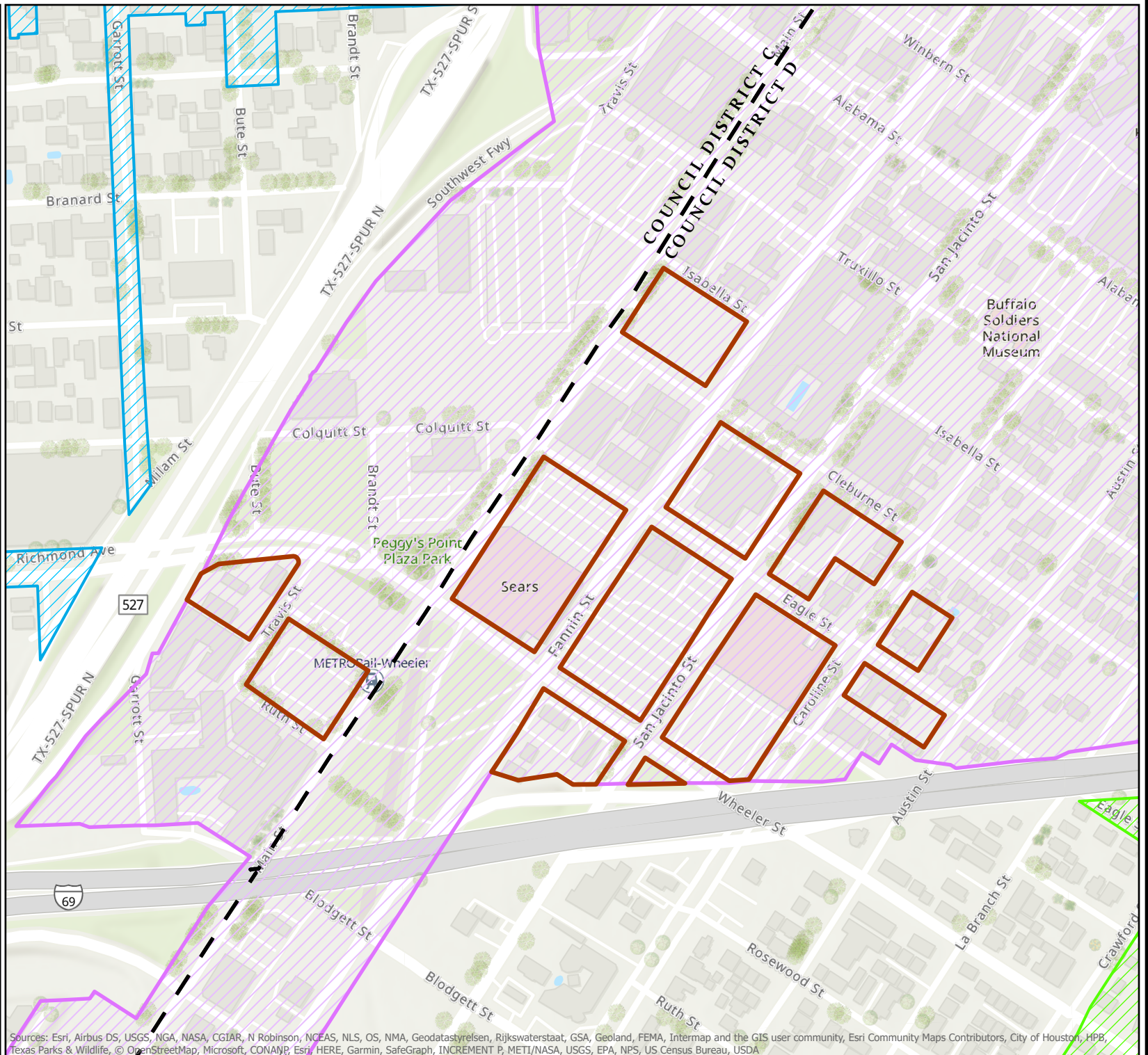
Source: COHGIS
Date: Oct 2021
Reference: PJ25060

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This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



PLANNING &
DEVELOPMENT
DEPARTMENT



CBA Commitments Overview

RMC Financial Commitments		Funding
Commitment A: Tech Sector Job Training and Upskilling Programs		\$2.0M
Commitment B: Minority and Women Entrepreneurship Tech Accelerators		\$1.25M
Commitment C: Minority and Women Tech Investment Fund		\$5M
Commitment D: Affordable Housing Fund		\$4.5M *
Commitment E: Housing Counseling & Eviction Protection		\$250,000
Commitment F: Supportive Housing Grant		\$750,000
Commitment G: Homelessness Services		\$500,000
Commitment H: Capacity Building		\$1M
Commitment K: MWBE Advisor & Technical Assistance		\$50,000
TOTAL		15.3 M
RMC In-Kind & Project Opportunity Commitment Categories		
Commitment I: Minority and Women Owned Business Enterprise (MWBE) Contracting - Horizontal Development		
Commitment J: Minority and Women Owned Business Enterprise (MWBE) Contracting - Vertical Development		
Commitment L: MWBE Outreach		
Commitment M: MWBE Contract Monitoring		
Commitment N: Inclusive Hiring		
Commitment O: MWBE Real Estate Investment Opportunities		
Commitment P: Small Business Leased Space Opportunities		
Commitment Q: Innovation-Focused Programming for Minority Residents, Businesses & Entrepreneurs		

* This commitment is in addition to the \$45M - \$52M incremental tax-revenue generated by the Ion District Development for affordable housing

City of Houston Commitment Categories
Commitment A: MWBE Bonding Education and Support
Commitment B: MWBE Outreach
Commitment C: Homestead Protections and Exemption Support
Commitment D: A Month of Service
Commitment E: Turnaround Houston
Commitment F: Complete Communities Improvement Fund Repository

Community Advisory Council Overview

The Community Advisory Council (CAC) shall consist of nine (9) members that are appointed by the Mayor to a numbered position and satisfying the following criteria and expertise:

- **POSITION ONE:** A resident or representative of a business located within the boundaries of Midtown as defined by the Midtown Redevelopment Authority.
- **POSITION TWO:** A resident or representative of a business located within the boundaries of Midtown as defined by the Midtown Redevelopment Authority.
- **POSITION THREE:** A resident or representative of a business located within the Third Ward Complete Communities boundary.
- **POSITION FOUR:** A resident or representative of a business located within the Third Ward Complete Communities boundary.
- **POSITION FIVE:** A person with direct, specialized experience in the areas of technology incubators, business accelerators, and technology businesses.
- **POSITION SIX:** A resident or a representative of a business located in a Complete Community. The appointee must have direct experience creating affordable housing.
- **POSITION SEVEN:** An MWBE business and /or entrepreneur or a business civic organization.
- **POSITION EIGHT:** A person with direct, specialized experience in the areas of real estate, finance, and/or banking matters that emphasize and target urban community development.
- **POSITION NINE:** A person with direct experience specializing workforce development and/or services to entrepreneurs.

TERM: The Chair of the Community Advisory Council shall be appointed by the Mayor and selected from its members and shall serve for a period of two (2) years. The members of the Community Advisory Council shall hold their position for a minimum of two years and until their successors have been appointed by the Mayor.

EX-OFFICIO MEMBERS

- Director of Planning and Development or designee, who shall serve as the CAC secretary
- Director of Office of Business Opportunities or designee
- Director of Department of Neighborhoods or designee
- District D Council Member or designee
- Mayor's Office designee
- Principal Developer (Rice Management Corporation) designee

**COMMUNITY BENEFITS AGREEMENT
(THE ION DISTRICT IN MIDTOWN)**

BETWEEN

CITY OF HOUSTON, TEXAS

AND

**RICE UNIVERSITY, ACTING BY AND THROUGH RICE MANAGEMENT
COMPANY**

DATED AS OF THE EFFECTIVE DATE

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Exhibit A – The Ion District Map
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COMMUNITY BENEFITS AGREEMENT (THE ION DISTRICT IN MIDTOWN)

THIS COMMUNITY BENEFITS AGREEMENT (this “Agreement”), is made and entered into effective as of _____, 2021 (the “Effective Date”), by and among the CITY OF HOUSTON, TEXAS, a home-rule city organized under the laws of the State of Texas (the “City” or “Houston”) and RICE UNIVERSITY, a Texas non-profit corporation (the “University”), acting by and through RICE MANAGEMENT COMPANY, a division of the University located in Houston, Texas (the “Principal Developer”), (individually referred to as “Party” and collectively as “Parties”).

RECITALS

The University, as part of its *Vision for the Second Century, Second Decade (V2C2)* has committed to “...engage Houston as a focus and partner for research and education...enabling Houston’s success as a 21st-century metropolis.” The Principal Developer supports the University mission through enlightened stewardship of the University’s financial resources.

The City has set an ambitious goal for Houston to grow technology innovation as its next economic frontier, recognizing the need to continue to diversify and add new businesses, like the high-tech industry. The City’s leadership has attracted partnerships with leading innovative organizations and strong local collaboration to attract, retain, and grow Houston’s innovative talent and business base.

The project is located on 16 acres of University-owned or controlled land in Midtown Houston, predominantly bound by Isabella Street to the north, Ruth Street, Interstate Highway 69 and Wheeler Avenue to the south, and Austin Street to the east (“The Ion District”), as generally depicted on **Exhibit A** attached hereto. The vision for an innovation district anticipates over three million square feet of mixed-use development including offices, retail, apartments, community spaces, and other uses. The Principal Developer intends to maintain long-term ownership and stewardship of the project as a real estate investment and commitment to the City and people of Houston.

Within innovation districts, proximity between innovators, investors, employees, residents, and amenities promotes the cross-pollination of new ideas, products, and services that foster the creation, attraction, and growth of thriving businesses. The Ion District will build on the region’s economic and community strengths, bolstered by nearby educational, cultural, and commercial institutions, to create an environment that fosters Houston’s innovation ecosystem. The Ion District will introduce a new kind of urban district to Houston, prioritizing public space and community access; office spaces that cater to the evolving needs of growing, tech-oriented tenants; retail and

other ground floor uses that are an amenity to district residents, workers, and visitors, and neighboring communities; and regular activities, events, and programming. Infrastructure investment prioritizes connectivity and the pedestrian experience, with a network of pedestrian-only laneways, active plazas, shared streets, and improved sidewalks and crossings.

The Ion District is anchored by The Ion, a 266,000 SF innovation hub encompassing commercial, educational, accelerator, and retail spaces within the historic 1939 former Sears Department Store. The recently completed Ion brings Houston's entrepreneurial, corporate, and academic communities together into collaborative spaces and programs. Early tenants include Microsoft, Chevron Technology Ventures, and several locally owned restaurant offerings. Through a robust range of events and programs, The Ion provides resources and programming for Houstonians seeking job training to provide pathways to new opportunity, entrepreneurs seeking support and capital to grow their businesses, and others seeking to strengthen Houston's economic resiliency and competitiveness, attract and retain innovative talent, companies, and institutions.

With jobs across the Houston economy requiring technology and Houston needing to continue building its innovation ecosystem to remain economically resilient and competitive, The Ion and The Ion District will create a foundation for opportunity:

- ☐ For workers – new jobs and skills training opportunities
- ☐ For communities – new indoor and outdoor public spaces with programs to create gateways into jobs and entrepreneurship opportunities
- ☐ For colleges and universities – spaces and programs to collaborate, train the future workforce, and bring all of Houston's educational institutions together
- ☐ For businesses – a range of workspaces for companies of all sizes, support services for small businesses, and contracting opportunities for local Minority and Women Owned Business Enterprises (“MWBE”).

The Principal Developer's investment in The Ion and The Ion District flows from a commitment to strengthening Houston's economic resiliency. As part of this vision, the Principal Developer is committed to ensuring that the development of The Ion District benefits its neighbors by fostering an inclusive, welcoming neighborhood and creating equitable economic opportunities. Recognizing the significant potential benefits of the project to Houstonians, the City determined to negotiate a Community Benefits Agreement (“CBA”), applying an inclusive process to document within a CBA the commitments that will ensure the project will benefit not only the immediate neighborhood but all Houstonians.

In November of 2020, the Principal Developer invited a group of community stakeholders to assist the Principal Developer in identifying a set of commitments to be documented in the signed CBA with the City. The group of thirteen stakeholders are known as the “CBA Working Group” and include representatives from neighborhoods adjacent to The Ion District as well as interested business and civic leaders.

Prior to the formation of the CBA Working Group, the Principal Developer conducted a community engagement listening tour in 2019 and has since had dozens of one-on-one and small group meetings to understand the local landscape. Principal Developer also hosted a three-part virtual community workshop series in the fall of 2020 that was open to the public.

The CBA Working Group concentrated its efforts around three focus areas for the CBA: Economic Opportunity, Housing Affordability, and Inclusive Hiring & Contracting. The CBA Working Group used these focus areas as guides in developing a range of recommended commitments to be documented in the CBA.

As a further demonstration of the Principal Developer's commitment to the community, the Principal Developer will be making significant upfront capital commitments to create new infrastructure and open space, including but not limited to, publicly accessible plazas, streetscape, greenspace, and public utility improvements beyond City of Houston minimum requirements. These capital commitments in public improvements will be an upfront expenditure by the Principal Developer which intends to enter into an agreement (the "Economic Development Agreement") with Midtown Redevelopment Authority for reimbursement for some of these public improvements. This reimbursement will be generated solely from a portion of on-site incremental tax revenue generated by the successful development of The Ion District.

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ARTICLE 1. DEFINITIONS

SECTION 1.1 DEFINED TERMS

- 1.1.1 For purposes of this Agreement, capitalized terms shall have the meanings assigned thereto within the body of this Agreement.

SECTION 1.2 INTERPRETATION

- 1.2.1 Words such as “hereunder,” “hereto,” “hereof” and “herein” and other words of similar import shall, unless the context requires otherwise, refer to the whole of this Agreement and not to any particular article, section, subsection, paragraph or clause hereof.
- 1.2.2 Any reference to “days” shall mean calendar days unless otherwise expressly specified.
- 1.2.3 The Parties have participated in the drafting of this Agreement and any ambiguity contained in this Agreement shall not be construed against any Party solely by virtue of the fact that such Party may be considered a drafter of this Agreement or any particular part hereof.

ARTICLE 2. REPRESENTATIONS AND WARRANTIES

SECTION 2.1 REPRESENTATIONS OF THE CITY.

- 2.1.1 The City hereby represents to the Principal Developer that as of the date hereof, it is a home rule city operating as such under the Constitution and laws of the State of Texas and is duly qualified and authorized to carry on the governmental functions and operations as contemplated by this Agreement.
- 2.1.2 The City has the full legal right, power and authority to enter into and perform this Agreement and the execution, delivery and performance hereof: (i) has been duly authorized, (ii) to the best of its knowledge, will not violate any applicable judgment, order, law or regulation, and (iii) can carry out and consummate all other transactions described herein.
- 2.1.3 This Agreement has been duly authorized, executed and delivered by the City and constitutes a legal, valid and binding obligation of the City, enforceable in accordance with its terms.

SECTION 2.2. REPRESENTATIONS OF THE UNIVERSITY

- 2.2.1 The University hereby represents that as of the date hereof, it is duly authorized, created, and existing and in good standing under the laws of the State of Texas.

- 2.2.2 The University has the power, authority and legal right to enter into and to cause Principal Developer to perform its obligations set forth in this Agreement, and the University's execution and delivery and the Principal Developer's performance on behalf of the University hereof (i) has been duly authorized, and will not, to the best of its knowledge, violate any judgment, order, law or regulation applicable to the University, and (ii) does not constitute a default under or result in the creation of, any lien, charge, encumbrance or security interest upon any assets of the University under any agreement or instrument to which the University is a party or by which the University or its assets may be bound or affected.
- 2.2.3 This Agreement has been duly authorized, executed and delivered, and constitutes a legal, valid and binding obligation of the University, enforceable in accordance with its terms except to the extent that (i) the enforceability of such instruments may be limited by bankruptcy, reorganization, insolvency, moratorium or other similar laws of general application in effect from time to time relating to or affecting the enforcement of creditors' rights, and (ii) certain equitable remedies, including specific performance, may be unavailable.
- 2.2.4 The University, acting by and through the Principal Developer, owns or controls all real property within The Ion District.
- 2.2.5 The University has sufficient capital to cause the Principal Developer to perform its obligations under this Agreement through the financial returns on an investment portfolio stewarded by the Principal Developer that includes direct real estate holdings in The Ion and The Ion District.

ARTICLE 3. COMMUNITY BENEFITS AGREEMENT

SECTION 3.1 PURPOSE

- 3.1.1 The purpose of this Agreement is to provide for a coordinated effort between the City and the Principal Developer to realize community investments that maximize the benefits of The Ion District to the residents and businesses in and around The Ion District as graphically depicted on **Exhibit A** attached hereto.
- 3.1.2 This Agreement serves to provide a framework so that the creation of The Ion District generates opportunities for MWBEs, supports housing affordability, and promotes economic opportunities for underrepresented populations in the technology innovation ecosystem. For the purposes of this Agreement, "underrepresented populations" is defined to include:

- 3.1.2.1 Individuals from historically disadvantaged racial and ethnic groups in Houston including Blacks or African Americans, Latino or Hispanic Americans, Asian Americans, and Pacific Islanders.
- 3.1.2.2 Individuals who come from a household with an annual income below 80% of the Area Median Income ("AMI").
- 3.1.2.3 Individuals who will be the first in their immediate family to graduate from a four-year university or college.

ARTICLE 4. COMMUNITY ADVISORY COUNCIL

SECTION 4.1 PURPOSE

- 4.1.1 A Community Advisory Council (CAC) shall be established whose overarching purpose is to provide the Principal Developer and the City with direct experience, knowledge, programmatic guidance, industry specific relationships and contacts that facilitate, maximize, and enhance the successful execution and implementation of a CBA's goals and objectives.
- 4.1.2 The CAC shall be established within ninety (90) days after the Effective Date of this Agreement.

SECTION 4.2 DUTIES AND RESPONSIBILITIES

- 4.2.1 Serve as a source of unbiased insights, distinctive knowledge, and diversity in perspective to support program effectiveness and success.
- 4.2.2 Provide strategic analysis and support.
- 4.2.3 Provide recommendations and guidance for continuous improvement of program performance.
- 4.2.4 Augment knowledge and strategic thinking for Ion-based enterprises.
- 4.2.5 Serve as a gathering point for information to and from community constituents and residents.
- 4.2.6 Convene quarterly and as often as is deemed necessary to review progress and to make recommendations for improvement.
- 4.2.7 Meet with the Principal Developer at least twice annually, and as often as is deemed necessary, to discuss status, progress, and next steps.

- 4.2.8 Provide an annual written evaluation, including recommendations, detailing the Parties' performance and progress.

SECTION 4.3 MEMBERSHIP AND COMPOSITION

- 4.3.1 The CAC shall consist of nine (9) members that are appointed by the Mayor to a numbered position and satisfying the following criteria and expertise:

4.3.1.1 POSITION ONE: A resident or representative of a business located within the boundaries of Midtown as defined by the Midtown Redevelopment Authority.

4.3.1.2 POSITION TWO: A resident or representative of a business located within the boundaries of Midtown as defined by the Midtown Redevelopment Authority.

4.3.1.3 POSITION THREE: A resident or representative of a business located within the Third Ward Complete Communities boundary.

4.3.1.4 POSITION FOUR: A resident or representative of a business located within the Third Ward Complete Communities boundary.

4.3.1.5 POSITION FIVE: A person with direct, specialized experience in the areas of technology incubators, business accelerators, and technology businesses.

4.3.1.6 POSITION SIX: A resident or a representative of a business located in a Complete Community. The appointee must have direct experience creating affordable housing.

4.3.1.7 POSITION SEVEN: An MWBE business and /or entrepreneur or a business civic organization.

4.3.1.8 POSITION EIGHT: A person with direct, specialized experience in the areas of real estate, finance, and/or banking matters that emphasize and target urban community development.

4.3.1.9 POSITION NINE: A person with direct experience specializing workforce development and/or services to entrepreneurs.

SECTION 4.4 TERM

- 4.4.1 The Chair of the CAC shall be appointed by the Mayor of the City (the "Mayor"), selected from previously appointed CAC members and shall serve for a period of two (2) years.

- 4.4.2 The members of the CAC shall hold their position for a minimum of two years and until their successors have been appointed by the Mayor.

SECTION 4.5 EX-OFFICIO MEMBERS

4.5.1 The following persons shall serve as ex-officio members of the CAC:

4.5.1.1 The Director of the City's Planning and Development or his designee, who shall serve as CAC secretary;

4.5.1.2 The Director of the City's Office of Business Opportunities or his designee;

4.5.1.3 The Director of the Department of Neighborhoods or his designee;

4.5.1.4 The City's District D Councilmember or his designee;

4.5.1.5 A Mayor's Office designee; and

4.5.1.6 A designee of the Principal Developer (RMC)

ARTICLE 5. REPORTING REQUIREMENTS AND ANNUAL REVIEWS

SECTION 5.1 COMMUNITY INVESTMENT REPORT

5.1.1 The Principal Developer shall provide, either collectively or individually, an annual Community Investment Report (the "Community Investment Report") outlining the status and progress of the CBA goals and objectives that were achieved during the prior calendar year.

5.1.2 The report shall include the information described in **EXHIBIT D**, and shall be submitted to the Office of the Mayor and the Economic Development Committee and shall be made available to the public.

5.1.3 The report shall be completed and submitted to the Mayor's Office of Economic Development, the Economic Development Committee, and the Chair of the CMC no later than March 31st of the first full calendar year and each subsequent calendar year following the subject year of the report and shall be reviewed by the applicable groups within thirty (30) days of receipt.

SECTION 5.2 ANNUAL REVIEW

5.2.1 At least once each year, the Principal Developer and the City shall review the progress of and strides made during the prior year and other relevant information, including the Community Investment Report, implementation challenges, and potential for new opportunities within the Ion District.

SECTION 5.3 CAC ANNUAL EVALUATION REPORT

- 5.3.1 Within forty-five (days) after the receipt of the Community Investment Report, the CAC shall deliver a written analysis and evaluation detailing the Parties' performance during the preceding year. The analysis and evaluation shall be based on the metrics and commitments described in exhibits B, C, and D and may include input received from community residents and businesses that are directly impacted by this Agreement.

ARTICLE 6. AMENDMENTS AND REVISIONS

SECTION 6.1 GOOD FAITH EFFORTS

- 6.1.1 It is the intention of the Principal Developer and the City that the residents and businesses of the area surrounding the Ion District shall have the opportunity to benefit from the growth and development generated by its creation. The Parties affirm that all efforts undertaken to comply with this Agreement shall be carried out in good faith and with fair dealings.

SECTION 6.2 MUTUAL CONSENT

- 6.2.1 The Principal Developer and the City shall mutually determine if, in the best interests of the residents and businesses, any revisions shall made to this Agreement for the purpose of facilitating, improving, or increasing effectiveness.
- 6.2.2 Any revision to this Agreement shall be in writing and properly signed by the person authorized to consent to the revision.

SECTION 6.3 CITY COUNCIL APPROVAL

- 6.3.1 City Council approval is required for any revision or amendment to this Agreement.

ARTICLE 7. DEFAULT

SECTION 7.1 PRINCIPAL DEVELOPER DEFAULT

- 7.1.1 A default by the Principal Developer occurs when the Principal Developer fails to perform any covenant or condition required by this Agreement following the expiration

of any applicable notice, grace, and cure period. A default by the Principal Developer shall also include the following:

- 7.1.1.1 The Principal Developer becomes insolvent and files a petition for protection under the U.S. Bankruptcy Code (or similar applicable law) or a petition is filed against the Principal Developer under such laws and is not dismissed within sixty (60) days after the date of such filing, or the Principal Developer makes a transfer in fraud of creditors or makes an assignment for the benefit of creditors, or otherwise admits in writing its inability to pay its debts when due.
- 7.1.1.2 The Principal Developer fails to perform any monetary agreement set forth herein to be performed, following the expiration of any applicable notice, grace and cure periods. If no cure periods are expressly set forth herein, the City shall, within thirty (30) days of the discovery of such failure, deliver a notice, pursuant to Article 9, to the Principal Developer which shall provide a thirty-day (30- day) cure period.
- 7.1.1.3 The Principal Developer fails to perform any non-monetary covenant or condition of this Agreement following the expiration of any applicable notice, grace and cure periods. If no cure periods are expressly set forth herein, the City shall, within thirty (30) days of the discovery of such failure, deliver a notice to the Principal Developer, pursuant to Article 9, which shall provide a thirty-day (30- day) cure period or such longer time as may be required to cure such failure.
- 7.1.1.4 Such cure or grace period shall be extended upon a showing that the Principal Developer has commenced and, in good faith, has diligently pursued such cure during the cure or grace period.

SECTION 7.2 CITY OF HOUSTON DEFAULT

- 7.2.1 A default by the City occurs when the City fails to perform any covenant or condition of this Agreement on the part of the City, following the expiration of any applicable notice, grace, and cure periods.
- 7.2.2 In the event no cure periods are expressly set forth herein, the Principal Developer shall, within thirty (30) days of the discovery of such failure, deliver a written notice to the City, pursuant to Article 9, which shall provide a sixty-day (60-day) cure period or such longer time as may be required to cure such failure.
- 7.2.3 Such cure or grace period shall be extended upon a showing that provided the City has commenced and, in good faith, has diligently pursued such cure during the cure or grace period.

ARTICLE 8. REMEDIES

SECTION 8.1 ENFORCEABILITY

- 8.1.1 The Parties understand and agree this Agreement is lawful, enforceable and binding on all Parties and each of their permitted respective successors and assigns, and agree to waive any potential challenges to the enforceability of this Agreement, and agree not to affirmatively or by way of defense seek to invalidate or otherwise avoid the application of the terms of this Agreement in any judicial action, or other proceeding such as arbitration or mediation.

SECTION 8.2 SPECIFIC PERFORMANCE

- 8.2.1. The terms and provisions of this Agreement are unique matters particular to such duties as applicable to the local community affected, and as such cannot be replaced by substitute performance.
- 8.2.2. It is essential to the preservation and betterment of the local community that the Principal Developer and the City perform and discharge their respective obligations hereunder and failure to do so would constitute irreparable harm not adequately compensable by money damages or other remedies at law.
- 8.2.3. The Parties agree that the Parties shall be entitled to specific performance or other equitable relief for any breach of the agreements set forth in this Agreement, and the Parties consent to the entry of temporary or permanent injunctive relief to enjoin any actual or threatened breach of such covenants.

SECTION 8.3 RIGHT TO CURE

- 8.3.1 The Principal Developer shall have the time allotted in the notice to cure the potential Event of Default and if the same has not been cured or waived by the City within the specified timeframe, then a "CBA Event of Default" shall be deemed to have taken place and the City shall send a notice of CBA Event of Default to the Principal Developer. **SECTION 8.4. MEDIATION**

- 8.4.1 To the extent there is any disagreement regarding the performance of obligations of the Parties under this Agreement, including circumstances when a notice of an Event of Default has been given, the applicable aggrieved Party shall first attempt to resolve such disagreement by meeting and negotiating in good faith with the other Party. If the Parties are unable to resolve any such disagreement by meeting, either Party to the dispute may request mediation of the dispute, and if the other Party agrees, such mediation shall be scheduled within thirty (30) calendar days of the mediation request unless otherwise agreed

to by the Parties. Each Party shall bear its own fees and costs, if any, however the cost of the mediator shall be split equally between the Parties.

SECTION 8.5. LEGAL REMEDIES

- 8.5.1 In the event that an Event of Default may cause irreparable harm either Party may immediately pursue court action in a court of appropriate jurisdiction to require specific performance from the offending Party.
- 8.5.2 In the event that an Event of Default will not cause irreparable harm, a court action may be pursued after the following conditions have been satisfied:
- 8.5.2.1 All applicable notices have been provided to the defaulting Party;
- 8.5.2.2 All grace and cure periods have expired and the defaulting Party has failed to fully cure the Event of Default;
- 8.5.2.3 The Parties have participated in at least one meeting to discuss possible remedial action; and
- 8.5.2.4 If requested and agreed, a mediation has occurred ending in an impasse.
- 8.5.3 Upon the The Parties have sole discretion to seek equitable or injunctive relief on a temporary or permanent basis.
- 8.5.4 The terms and conditions under Section 8.1.1. remain in effect.

SECTION 8.6 CONSEQUENTIAL DAMAGES.

- 8.6.1 No Party shall be entitled to indirect, special, or consequential damages for an Event of Default.

ARTICLE 9. NOTICE

SECTION 9.1 ADDRESS

- 9.1.1 Except as otherwise provided in this Agreement, any notice or approval required or permitted to be given under this Agreement shall be in writing and shall be considered to have been given upon the earlier of (i) receipt, (ii) three (3) business days after deposit in the United States mail, registered or certified mail, postage prepaid, return receipt requested, or (iii) day of delivery by hand, and addressed as set forth below:

If to the City: City of Houston
Office of Economic Development

901 Bagby St.
Houston, Texas 77002
Attention: Chief Development Officer

With a copy to:

If to Principal Developer: Cindy E Melton
Associate Treasurer, Rice
Management Company on behalf of
Rice University
6100 Main Street, MS 91
Houston, Texas 77005
EMAIL: cindy.melton@rice.edu

With a copy to:

Joe B. Davidson
General Counsel
Rice Management Company
6100 Main Street, MS 91
Houston, Texas 77005
EMAIL: joe.davidson@rice.edu

Franklin D. R. Jones, Jr.
Greenberg Traurig, LLP
1700 Louisiana Street, Suite 1700
Houston, Texas 77002
EMAIL: jonesf@gtlaw.com

Mayor of Houston

Council Member for District C

Council member for District D

- 9.1.2 Each Party shall have the right to change the place or person or persons to which notices, requests, demands, and communications hereunder shall be sent or delivered by delivering a notice to the other Parties.

ARTICLE 10. GENERAL PROVISIONS

SECTION 10.1 AMENDMENTS AND WAIVERS.

- 10.1.1 Any provision of this Agreement may be amended or waived if such amendment or waiver is in writing and is approved by all Parties.
- 10.1.2 No course of dealing on the part of the Parties nor any failure or delay by the Parties with respect to exercising any right, power or privilege pursuant to this Agreement shall operate as a waiver thereof, except as otherwise provided in this Agreement.

SECTION 10.2 RIGHTS CUMULATIVE.

- 10.2.1 The rights and remedies conferred upon any Party hereby are in addition to any rights or remedies to which any Party may be entitled at law or in equity.

SECTION 10.3 SEVERABILITY.

- 10.3.1 In the event that any of the terms, provisions or conditions contained in this Agreement is held invalid or unenforceable in any respect, such unenforceability will not affect any other provisions of this Agreement and, to that end, all provisions, covenants, agreements or portions of this Agreement are declared to be severable and each term, provision and condition of this Agreement shall be valid and enforceable to the fullest extent permitted by law provided each party shall have substantially received the benefit of the Agreement accruing to it.

SECTION 10.4 SUCCESSORS AND ASSIGNS;

- 10.4.1 No Party may assign its rights or obligations hereunder without the prior written consent of the other Party; provided, however, such consent shall not be unreasonably conditioned, delayed or withheld.
- 10.4.2 This Agreement shall bind and inure to the benefit of the permitted assigns and successor in interest of each Party; as applicable, each Party will notify its assign and successors in interest of the existence of this Agreement.
- 10.4.3 Any reference in this Agreement to a Party shall be deemed to include any assigns and successors-in-interest of that Party, with respect to the rights and/or responsibilities relevant to this Agreement, to the extent permitted by law.
- 10.4.4 Nothing in this Agreement shall be construed to give any Person (other than the Parties and their respective permitted successors and assigns) any legal or equitable right, remedy or claim under or in respect of this Agreement or any covenants, conditions or provisions contained herein or any standing or authority to enforce the terms and provisions hereof.
- 10.4.5 No Person shall be a third-party beneficiary of this Agreement or have the right to enforce this Agreement or any provision hereof.

SECTION 10.5 TITLES OF ARTICLES, SECTIONS AND SUBSECTIONS.

10.5.1 All titles or headings are only for the convenience of the Parties and shall not be construed to have any effect or meaning as to the agreement between the Parties hereto.

10.5.2 Any reference herein to a section or subsection shall be considered a reference to such section or subsection of this Agreement unless otherwise stated.

SECTION 10.6 APPLICABLE LAW.

10.6.1 This Agreement is a contract made under and shall be construed in accordance with and governed by the laws of the United States of America and the State of Texas, without regard to any conflicts of law's provisions, and venue shall lie solely in Houston, Texas.

SECTION 10.7 ENTIRE AGREEMENT.

10.7.1 This Agreement represents the full agreement between the Parties and may not be contradicted by evidence of prior, contemporaneous, or subsequent oral agreements of the Parties. There are no unwritten oral agreements between the Parties.

SECTION 10.8 COUNTERPARTS.

10.8.1 This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same agreement.

SECTION 10.9 NO PARTNERSHIP, JOINT VENTURE OR AGENCY.

10.9.1 Nothing contained herein or done pursuant hereto shall be deemed to create, as among the Parties, any partnership, joint venture or agency relationship.

SECTION 10.10 TERM AND TERMINATION.

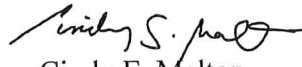
10.10.1 This Agreement is effective as of the Effective Date and will expire on the earlier of: (i) December 31, 2031; or (ii) the date of completion of The Ion District development, unless terminated earlier by mutual consent of the Parties, it being understood that if the Economic Development Agreement, pursuant to its terms, is terminated by the parties

thereto, then this Agreement shall automatically terminate as of the date of such termination (such term of this Agreement referred to herein as the "Term").

[Signature Page Follows]

IN TESTIMONY OF WHICH this instrument has been executed in multiple counterparts, each of equal dignity and effect, on behalf of the City and Principal Developer effective as of the date first above written.

Rice University,
acting by and through
Rice Management Company:

By: 
Name: Cindy E. Melton
Title Associate Treasurer

ATTEST/SEAL:

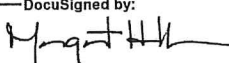
CITY OF HOUSTON, TEXAS

SIGNED BY:

Secretary

City Mayor

APPROVED:

DocuSigned by:

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Director, Planning and Development Department

APPROVED AS TO FORM:



Senior Assistant City Attorney

L.D. File No. 0612100209001

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EXHIBIT A
THE ION DISTRICT
[See Attached]

EXHIBIT B

PRINCIPAL DEVELOPER COMMUNITY INVESTMENTS

Direct Community Investments

Commitment Category: Economic Development Opportunities, Tech Talent Development, Investment Funds, fund managers, and accelerator founders.

A. Tech Sector Job Training and Talent Placement Program

1. **Description:** Investment in specifically themed job training programs serving identified high-growth sector and technology-enabled industries, which may include but is not limited to hardware design, product design, and software development in Consumer Product Goods, Healthcare, Climate Tech/ Energy Tech, PropTech and FinTech sectors.
2. **Commitment:** Principal Developer commits to providing Minimum \$1,000,000 and to seek an additional \$1,000,000 in grants or in-kind donations over 3 years to fund free or low-cost upskilling and training programs within high-growth technology sector and technology-enabled industries. The programs should be operated by a diverse-managed organization with a proven track record for training and placing underrepresented populations in high growth technology-enabled jobs. A request for proposal to select program provider(s) will be published within 180 days of signing the Agreement.

B. Minority and Women Entrepreneurship Tech Accelerators

1. **Description:** National recruitment and Investment in a minimum of (2) new accelerator organizations that are managed by and focused on minority founders, particularly supporting the growth and development of entrepreneurs from minority populations
2. **Commitment:** Principal Developer commits to providing, or causing to be provided, at least \$1,250,000 in grants, administrative services, or in-kind donations over (3) years to support program and administrative operations to “tech-enabled” business accelerators, preferably underrepresented founders, focused on supporting the growth of local underrepresented technology-focused start-ups and founders.

C. Minority and Women Tech Investment Fund

1. **Description:** A venture fund focused on Houston minority founders.
2. **Commitment:** Principal Developer commits to making a commitment up to \$5,000,000 of which the Principal commits to a minimum of \$3,000,000 within 2 years, and the remaining

\$2,000,000 within the following 2 years, as an investment in a venture fund with the primary purpose of providing venture capital for underrepresented founders and startups in the Houston area; and administered by an established fund management entity based in the Houston area identified by Principal Developer and the City of Houston. Principal Developer also commits to providing seed capital and designated office space for the fund manager within The Ion.

Commitment Category: Supporting Housing Affordability in The Ion District, Surrounding Communities and /or designated Complete Communities

D. Affordable Housing Fund.

1. **Description:** Funding of/or establishing of a third party-managed, affordable housing fund that enables MWBE developer firms and community development corporations to build new or preserve existing affordable housing. The funds identified in this section are an additional financial commitment by the Principal Developer to support the development of affordable housing. One-third (1/3) of all incremental tax revenue generated by the Ion District development will be dedicated for affordable housing as required by State law.
2. **Commitment:** Principal Developer commits to investing a total of \$4,500,000 in project equity, pre-development capital, and/or low-cost financing to an affordable housing fund that provides project development capital to community development corporations, local small private developer firms and other parties and/or to affordable housing project(s) being developed by community development corporations, small private MWBE developer firms and other parties for the preservation or creation of affordable housing primarily within the boundaries of Third Ward, as defined in the Third Ward Complete Communities Action Plan, The Ion District, and/or other designated Complete Communities.
 - a. Principal Developer shall deposit in a restricted account in a local community bank(s) Minimum \$2,500,000 no later than 180 days following signing of the Agreement, Minimum \$1,000,000 no later than 90 days after the final completion of the first 1,000,000 SF of occupiable vertical development within The Ion District (excluding parking) after The Ion's completion, and Minimum \$1,000,000 no later than 90 days upon the commencement of construction of the second 1,000,000 SF of occupiable vertical development within The Ion District (excluding parking) after The Ion's completion.

b. Principal Developer further commits to work with an established fund administrator for the management and distribution of these funds.

E. Housing Counseling & Eviction Protection Grant.

1. **Description:** Grants to local organizations with focus on increasing the availability of housing counseling services for vulnerable households and minority home ownership in the Third Ward and/or designated Complete Communities.
2. **Commitment:** Principal Developer commits to providing a total of \$250,000 over 3 years to a minimum of (3) organizations in grants to organizations working on providing support services for at-risk renters and homeowners within the Third Ward and/or other designated Complete Communities. The first year of fund distribution will commence no later than 180 days after signing of the Agreement.

F. Supportive Housing Grant.

1. **Description:** Principal Developer would provide a grant to aid development(s) of permanent, supportive housing that serves homeless populations Midtown Area and or adjacent neighborhoods.
2. **Commitment:** Principal Developer commits to providing \$750,000 in grants to organizations developing supportive housing within the Midtown Area and or adjacent neighborhoods to serve hard-to-house or unhoused populations earning less than 50% of AMI. The funds will be deposited in a local community bank(s) for this purpose no later than 180 days after the signing of the Agreement with a target of selecting a partner within one-year of signing the Agreement.

G. Homelessness Services.

1. **Description:** Funding for organizations providing services for the homeless including outreach, case management and or shelter.
2. **Commitment:** Principal Developer commits to providing at least \$500,000 over 5 years in contracts and grants to organizations with a minimum of \$100,000 in the first year providing services to homeless populations within the Midtown Area. The funds shall be deposited in a local community bank(s) within 180 days of signing the Agreement with a goal of identifying partner organization(s) within one year of the signing of the Agreement.

Commitment Category: Community Capacity Building Investment

H. Early Capacity Building Grants.

1. **Description:** Investments in organizations that serve the designated Complete Communities and neighborhoods around The Ion and The Ion District to multiply the impacts of the previously enumerated commitments by further equipping local communities to act on their own behalf. These commitments will include a combination of grants and program offerings responding directly to community needs. Categories of commitments will include such programmatic needs as food access, community development and civic engagement, and historic and cultural preservation.
2. **Commitment:**
 - a. Principal Developer commits to providing grants in aggregate totaling \$1,000,000 commencing 90 days after the agreement is executed to the Mayor's Complete Communities Fund and/or via contributions to organizations within the Complete Community boundaries focused on addressing key areas of expressed need identified within the Third Ward Complete Communities Action Plan
 - b. Principal Developer commits that the funds will be deposited with a local community bank(s) no later than 90 days after the signing of the Agreement and be made available to the selected grant-making organization(s) within 90 days of the Principal Developer's selection of such organization(s).
 - c. Principal Developer will require that grant-making decisions take into consideration the policy and program objectives of the Community Advisory Council occupied by an implementation strategy for funds disbursement

Project-Based Opportunities

Commitment Category: Minority and Women Owned Business Enterprise (MWBE) Contracting

I. Minority and Women Owned Business Enterprise (MWBE) Contracting. (Horizontal Development)

1. **Description:** This commitment will include targets for contracting and/or subcontracting of MWBE firms in the construction of the Public Infrastructure and Improvements.

2. **Commitment:** Principal Developer shall lead efforts to contract with Minority and Women-owned Business Enterprises ("MWBE") for the construction of the Public Infrastructure and Improvements. The Principal Developer will either 1) lead development of all horizontal improvements and implement programmatic steps to achieve goals for contracting with MWBE firms in accordance with the City's MWBE program as set forth in Chapter 15, Article V of the City of Houston Code of Ordinances and the requirements for good faith efforts on file with the City's Office of Business Opportunity; or 2) cause a Third-Party Developer to initiate programmatic steps designed to achieve the target goals for contracting with MWBE firms in the construction of all public infrastructure. The MWBE participation goal for the Public Infrastructure and Improvements shall align with City of Houston Code of Ordinances, Chapter 15 goals.

J. **Minority and Women Owned Business Enterprise (MWBE) Contracting Vertical Development:**

1. **Description:** This commitment will include targets for prime and/or joint MWBE participation and strategies to achieve those targets.
2. **Commitment:** The Principal Developer commits to proactively engage and cause selected third-party developer(s) and implement programmatic steps to achieve MWBE goals for design and construction of vertical improvements. The Principal Developer shall in consultation with the City of Houston set a target goal for MWBE participation for the design and construction of each phase of the vertical improvements.
 - a. Target Goal for MWBE participation shall be based on the available work on the projects and the availability of MWBEs for that work in accordance with City of Houston MWBE policies outlined in Code of Ordinances Chapter 15.
 - b. In order to aid the selected third-party developer in reaching those targets, the Principal Developer shall cause such third-party developer to utilize programs as noted in the Principal Developer's commitments below and other relevant programs designed to achieve the goals for contracting with MWBE businesses. Further, Principal Developer commits to understanding the capacity gaps identified and initiating programmatic steps, such as subdividing contracts and/or providing management and technical assistance to MWBE

firms, to increase their participation and their ultimate success as part of the development of The Ion District.

K. MWBE Advisor & Technical Assistance

1. **Description:** This commitment will include engaging an MWBE firm as an Advisor to provide guidance for achieving MWBE participation targets, and strategies to scale capacity, and improve accessibility to contracting, investment, and vendor opportunities.
2. **Commitment:** The Principal Developer commits to engaging a minority-owned firm as an advisor to recommend innovate, strategic pathways to achieve MWBE objectives in the development, design, construction, management, and investment in The Ion District. The Advisor will solicit support and guidance from the Mayor's Office and the City of Houston Office of Business Opportunities.
3. **Commitment:** Technical Assistance and support initiatives for local hiring, contracting and subcontracting: The Principal Developer commits to utilizing, developing (or causing to have developed) programs and initiatives to address areas of limited capacity for MWBE in obtaining contracting opportunities design construction, building operations and property maintenance by supporting, facilitating introductions to developers and prime contractors and/or connecting MWBE firms and individuals to the following resources: a City of Houston MWBE bonding education and support program as stated in Exhibit C, Section A, partially funded by the Principal Developer, available workforce upskilling programs, financial resources and tools, and/or available mentor-protégé joint venture opportunities with developers and contractors.

L. MWBE Outreach

1. **Description:** This commitment will include marketing and outreach efforts to increase MWBE firm's awareness of contracting and subcontracting opportunities.
2. **Commitment:** Principal Developer commits to employing outreach strategies to market contracting and subcontracting opportunities for investment, design, construction, operations, and maintenance within The Ion District, including hosting or causing to have hosted outreach events, providing information on contracting opportunities on a project website that is publicly accessible, and engaging with trade associations, community

groups, and other relevant organizations to expand outreach to minority-owned firms and residents.

M. MWBE Contract Monitoring

1. **Description:** This commitment will include strategies to monitor the MWBE contracting and participation.
2. **Commitment:** The Principal Developer commits to cause to have established ongoing monitoring and reporting and communication(s) protocols beyond the initial MWBE contracting levels. Principal Developer also commits to implement systems to monitor and, where necessary, assist in prompt payments to MWBE firms and track contracting for actual work performed beyond the initial award.

N. Inclusive Hiring

1. **Description:** This commitment will include strategies to promote inclusive hiring.
2. **Commitment:** The Principal Developer commits to utilizing, developing, or causing to have developed workforce programs and or initiatives to promote the inclusive hiring of underrepresented populations, in construction, building operations and property maintenance during The Ion District's development and future operation.

Commitment Category: Investment Opportunities

O.. MWBE Real Estate Investment Opportunities.

1. **Description:** Where possible, provide opportunities for minority investors in the financing of The Ion District
2. **Commitment:** Principal Developer pledges to proactively provide opportunities for minority residents, and/or investment firms, and MWBE-focused entities to invest in the vertical development of The Ion District in vertical developments where Principal Developer also invests capital. Further, Principal Developer commits to proactively request set aside percentage of the equity offering from third-party developer(s) for underrepresented investors. Principal Developer also commits to select a firm to source potential investors and to

advise Principal Developer on the engagement of investors and establishment of investment protocols

Commitment Category: Leasing Opportunities

P. Small Business Leased Space Opportunities.

- 1.. **Description:** The allocation of Principal Developer-controlled spaces that prioritize local minority businesses for tenancy.
2. **Commitment:** Principal Developer commits to lease or causing to have leased at least three ground-floor retail spaces within The Ion District . to minority-owned Houston-based retail or restaurant businesses for an aggregated minimum of 30 years .

Commitment Category: Community Access.

Q. Innovation-Focused Programming for Minority Residents, Businesses and Entrepreneurs.

1. **Description:** Investment in on-site, monthly scheduled programming co-hosted by The Ion team, its' affiliates and/or underrepresented individuals and or organizations with professional experience developing and supporting high growth tech and innovation sectors. The programming should be made available to underrepresented residents, entrepreneurs, and small businesses in tech. The objective of these events is to increase community access to new career opportunities and technology.
2. **Commitment:** Principal Developer commits to hosting and/or funding the administration of community-focused events or programming within The Ion to increase community access to The Ion and The Ion District and awareness of technology-focused initiatives for technical upskilling workforce development, talent placement and services supporting the growth of underrepresented-founders, tech-enabled companies and disadvantaged businesses.

R. Meeting Space For Public Use.

1. **Description:** Designation of certain spaces for community members or organizations for reservation and use, such as classrooms (when not reserved by program partners).
- 2.. **Commitment:** Principal Developer commits to providing (free of charge) meeting space to community organizations addressing the goals outlined in the Third Ward Complete Communities Action Plan and/or other designated Complete Communities. Specifically,

Principal Developer will provide a meeting room of at least 400 square feet at least once a month for 5 years within The Ion. Principal Developer commits to making space available within 180 days of the execution of this Agreement

Commitment Category: Sustainable Design and Construction

S. Sustainability Certification.

1. **Description:** Commitment to adhere to best practices for sustainable design and construction. This can take the form of meeting City guidelines or abiding by national standards like LEED. Human occupancy metrics like WELL could also be considered.
2. **Commitment:** Principal Developer commits to or to cause to have all primarily commercial vertical development of at least 150,000 SF of enclosed space (excluding parking) to apply for and receive LEED Certification.

EXHIBIT C

CITY OF HOUSTON COMMITMENTS

New Program Development

Commitment Category: Capacity Building for MWBEs

A. MWBE Bonding Education and Support

1. **Description:** The primary intent of this program is to increase the readiness of MWBE contractors to take on construction projects, of various sizes, in both the public and private sectors. This program will focus on business financial readiness, bonding education and the provision of one-on-one technical assistance.
2. **Commitment:** The City will create a Bonding Education and Support Program within 180 days of the execution of this Agreement, to enhance the awareness of MWBE contractors about bonding requirements, provide and/or connect them to resources to obtain and/or increase their bonding capacity. The City will provide oversight of program and of a dedicated bonding expert. The Principal Developer shall contribute a total of \$50,000 over three years to partially fund the program and a dedicated bonding expert in accordance with Exhibit B-1, Section K-3. of this Agreement.

Commitment Category: Project Opportunities

B. MWBE Outreach

1. **Description:** Raise awareness of contracting opportunities for MWBEs.
2. **Commitment:** The City will commit to assisting Principal Developer with performing outreach to MWBEs within 180 days of the execution of this Agreement by utilizing the City's various outlets including, but not limited to the following
 - a. Performing targeted outreach campaigns to the City's pool of certified MWBEs
 - b. Including contracting opportunities in the Office of Business Opportunity's regular eblasts
 - c. Co-hosting networking events and project informational sessions with the Principal Developer.

Program and Initiative Expansion

Commitment Category: Housing Affordability in Surrounding Communities

C. Homestead Protections and Exemption Support

1. **Description:** Outreach and promotion of the City's existing property tax homestead exemption and over-65 exemption to receive immediate reduction of the City of Houston's property taxes, especially for the elderly population who are living in communities experiencing high economic growth..*(Background)* According to an internally generated report of Harris County Appraisal District property records, there are approximately 126,700 properties that are "flagged" as having an over-65 exemption which suggests that approximately 35% of the 363,093 (2019 ACS) owner occupied homes (not including renter occupied) have the over 65 exemption.
2. **Commitment:** In collaboration, the Office of Economic Development, Planning and Development and Department of Neighborhoods will research and assess the percentage of active homestead exemptions in targeted neighborhoods and if warranted, develop an outreach plan, within 180 days of the execution of this Agreement, that will:
 - a. Educate and inform property owners of the benefit of the over-65 and homestead exemptions
 - b. Reduce the property tax burden for eligible property owners
 - c. Provide assistance with completing and submitting the required applications to property owners as needed

Commitment Category: Home Ownership and Wealth Management

D. A Month of Service

1. **Description:** City of Houston Department of Neighborhoods (DON) has partnered with TSU Earl Carl Institute, Neighborhood Recovery Community Development Corporation (NR CDC), Houston Volunteer Lawyers, HCAD, Harris County Tax Department, Lone Star Legal Aid and Houston Complete Communities to bring "A Month of Service" (AMOS) Program to the Houston Communities. AMOS is always free to attend. The program provides an immense amount of information pertaining to estate planning, including *Will-a-Thons, Senior Security Asset Protection, How to create your own Estate Plan, Property Tax Exemptions, Clearing Title*. Currently AMOS is virtual, making it widely available. In person workshops anticipated to return later in 2021.

2. **Commitment:** The City will host, within 180 days of the execution of this Agreement, any of these relevant workshops targeted to addressing the needs of the surrounding communities.

Commitment Category: Economic Opportunities, Workforce Training and Development

E. Turnaround Houston

1. **Description:** Turnaround Houston, a community-based initiative, combines the elements of a job fair and a resource center. The goals and objectives of the initiative are to help improve the lives of citizens by addressing the job training, education, and employment needs of persons who are hard to employ, including the unemployed, underemployed, and those who have been previously incarcerated. Turnaround Houston Readiness and Job Fairs connects these individuals to hiring employers, as well as to agencies and organizations that provide vital services and resources such as health, mental health, legal, social services, counseling and intervention, job readiness tools and education.
2. **Commitment:** The City will host, within 180 days of the execution of this Agreement, Turnaround Houston Readiness and Job Fair(s) targeted to addressing the needs of the surrounding communities.

Commitment Category: Community Access and Connection to Funding

F. Complete Communities Improvement Fund Repository

1. **Description:** The CCIF supports the Complete Communities Initiative by serving as a repository of privately donated funds to help create a long-term impact in the designated Complete Communities neighborhoods. The fund is administered by the 501(c)(3) nonprofit Greater Houston Community Foundation (GHCF). Contributions are tax-deductible gifts to the Greater Houston Community Foundation are held and administered exclusively to carry out the Fund's stated charitable purposes. *(Background)* Investments in organizations that serve the neighborhoods adjacent to The Ion District will further help equipping local communities to act on their own behalf. These commitments can include a combination of grants and program offerings responding directly to community needs. Categories of commitments, recipient, and distribution metrics will be dictated by Principal Developer
2. **Commitment:** Within 180 days of the execution of this Agreement, if designated, the Complete Communities Improvement Fund may

serve as a grant-making organization for the purposes of administering and disbursing community Early Capacity Building Funds provided by Principal Developer in accordance with the terms of this Agreement, and may administer and make grants to any individual, business, or organization in accordance with the terms of this Agreement, objectives of the Community Advisory Council and whom the CCIF Advisory Board identifies as aligned with the Complete Communities Action Plans.

EXHIBIT D

COMMUNITY INVESTMENT REPORT INFORMATION

The following is an outline of the information to be provided by the Principal Developer in the Community Investment Report described in section 5.1 of this Agreement. Such report shall include, but not necessarily be limited to:

- A. **A summary of the development improvements made in The Ion District in the previous year.**
- B. **With respect to Economic Opportunities, Workforce Training and Development, and Access to Innovation:**
 - 1. Innovation-Focused Programming for Residents, Businesses and Entrepreneurs.
 - a. *Community Investment Report Metrics:* The reported number of events per month and year, summary of attendance to events and programming by residents and businesses and demographics of attendees.
 - b. Inclusive Tech Entrepreneurship Accelerator Program.
 - i. *Community Investment Report Metrics:* The reported number of minority and women-owned businesses receiving technical assistance and where available the number of minority and women-owned startups created, incubated, or expanded.
 - c. Tech Sector Job Training and Upskilling Program (Grant).
 - i. *Community Investment Report Metrics:* The reported number of students trained per year, number of job and apprenticeship placements and where available the average wage of placed individuals broken out by race, gender and other demographic indicators.
 - d. Inclusive Tech Entrepreneurship Investment Fund –(Investment).
 - i. *Community Investment Report Metrics:* The dollar value of the capital contributed by Principal Developer into the fund, and where available the number of minority and women-owned startups receiving investment from the fund (as reported by the fund manager to Principal Developer).
 - e. Small Business Leased Space Opportunities.
 - i. *Community Investment Report Metrics:* The location and name of tenants that satisfy this requirement. Annual reporting of the status of tenancy of spaces within The Ion, District Garage, and other Principal Developer-controlled spaces in terms of local ownership and demographics of tenant ownership.

C. With respect to Supporting and Ensuring Housing Affordability in Surrounding Communities:

- a. Affordable Housing Fund.
 - i. *Community Investment Report Metrics:* The dollar value of the capital contributed by Principal Developer into the fund, and where available, the number of housing units produced (created and preserved), the income range served, affordability period and types of organizations receiving loans as a result of the fund.
- b. Housing Counseling & Eviction Protection Grant.
 - i. *Community Investment Report Metrics:* The dollar value of the grant contributed by Principal Developer, recipients of the grant, and summary of the grantee selection process. Where available, the number of households that receive counseling services as a result of the grant.
- c. Supportive Housing Grant.
 - i. *Community Investment Report Metrics:* The dollar value of the grant contributed by Principal Developer, recipients of the grant, and summary of grantee selection process. Where available, the number of housing units produced (created and preserved) and income range served as a result of the grant.
- d. Homelessness Services.
 - i. *Community Investment Report Metrics:* The dollar value of the capital contributed by Principal Developer and selected recipient. Where available, the number of people connected with housing, the number of outreach contacts and the number of referrals as a result of the funding.

D. Participation of Minority and Women Owned Business Enterprises:

- 1. Minority and Women Owned Business Enterprise Contracting.
 - a. *Community Investment Report Metrics:* Confirmation of participation goals, number of MWBE firms utilizing technical assistance, number of proposals submitted by MWBE firms, number of contracts awarded to MWBE firms, and the amount of dollars spent on MWBE firms.
- 2. MWBE Investment Opportunities.
 - a. *Community Investment Report Metrics:* Summary of the engagement of the selected MWBE firm.

E. Additional Commitments Demonstrating University's Leadership:

- 1. Early Capacity Building Investments.
 - a. *Community Investment Report Metrics:* The number and name of organizations receiving funds, the amount of funding disbursed to each and the described purpose of each grant.

2. Community Access.
 - a. *Community Investment Report Metrics*: Log of room usage.
3. Sustainability.
 - a. *Community Investment Report Metrics*: LEED certification or other program reporting from Principal Developer and third-party developers.

Exhibit A

City of Houston

ION District

- ION District
- Council District
- Boundary
- TIRZ NAME
- MIDTOWN
- MONTROSE
- O.S.T./ALMEDA

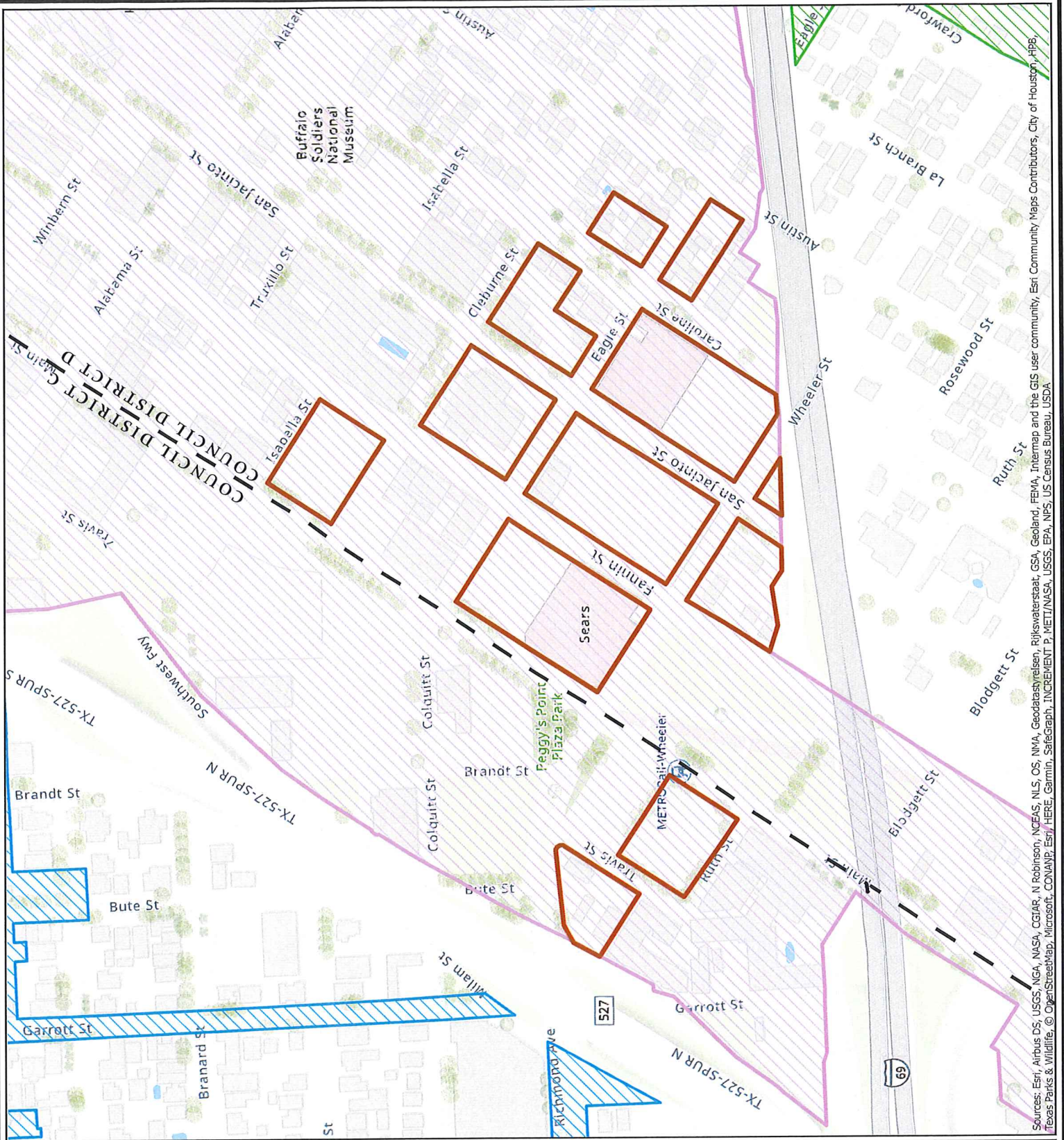
Source: COHGIS
Date: Oct 2021
Reference: P125060



This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



PLANNING &
DEVELOPMENT
DEPARTMENT



Sources: Esri, Airbus DS, USGS, NGA, NASA, CGIAR, N Robinson, NCEAS, NLS, OS, NMA, Geodatasystemen, Rijkswaterstaat, GSA, Geoland, FEMA, Intermap and the GIS user community, Esri Community Maps Contributors, City of Houston, HPB, Texas Parks & Wildlife, © OpenStreetMap, Microsoft, CONANP, Esri, HERE, Garmin, SafeGraph, INCREMENT P, METI/NASA, USGS, EPA, US Census Bureau, USDA



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ETJ

Item Creation Date: 6/17/2021

HPW - 20WR299 – Petition Addition (39.567) Harris County
Municipal Utility District No. 319

Agenda Item#: 25.

Summary:

ORDINANCE consenting to the addition of 39.567 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 319**, for inclusion in the district

Background:

SUBJECT: Petition for the City's consent to the addition of two (2) tracts of land totaling 39.567 acres to Harris County Municipal Utility District No. 319.

RECOMMENDATION: Petition for the City's consent to the addition of two (2) tracts of land totaling 39.567 acres to Harris County Municipal Utility District No. 319 be approved.

SPECIFIC EXPLANATION: Harris County Municipal Utility District No. 319 (the "District") was created through an act of Texas Legislature in 1985, and currently consists of 874.5545 acres within Harris County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add two (2) tracts of vacant land totaling 39.567 acres, proposed to be developed as single family residential property, to the District. The proposed annexation tracts are located in the vicinity of Northwest Freeway 290, Becker Road, Bauer-Hockley Road, and Bauer Road. The addition of land to the District does not release it from the City's extraterritorial jurisdiction.

The project is currently under construction located within the Little Cypress Creek watershed. Harris County Flood Control District has approved the drainage plan for the proposed development. Improvements include expansion of an existing MUD 319 regional detention basin and fill to remove a portion of the land from the mapped regulatory floodplain. The detention expansion and onsite fill construction has been completed and paving/utility plans for the neighborhood infrastructure improvements have been submitted for approval. Construction of the neighborhood infrastructure is scheduled for first quarter of next year. Based on the approved fill and mass lot grading plan, residential home elevations will be approximately 3-5 feet above the 100-year regulatory flood elevation.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The District has a wastewater collection system and treatment facility. The annexation tracts will be

provided with wastewater treatment by the Cypress 600 Development Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Harris County Municipal Utility District is Little Cypress Creek, which flows into Cypress Creek, then to Spring Creek, then to the San Jacinto River, and finally into Lake Houston. The proposed annexation tracts are within the 100 year floodplain (60%) and the 500 year floodplain (70%).

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Carol Ellinger Haddock, P. E.
Director
Houston Public Works

Contact Information:

Sharon Citino, J.D.
Planning Director
Houston Water
Phone: (832) 395-2712

ATTACHMENTS:

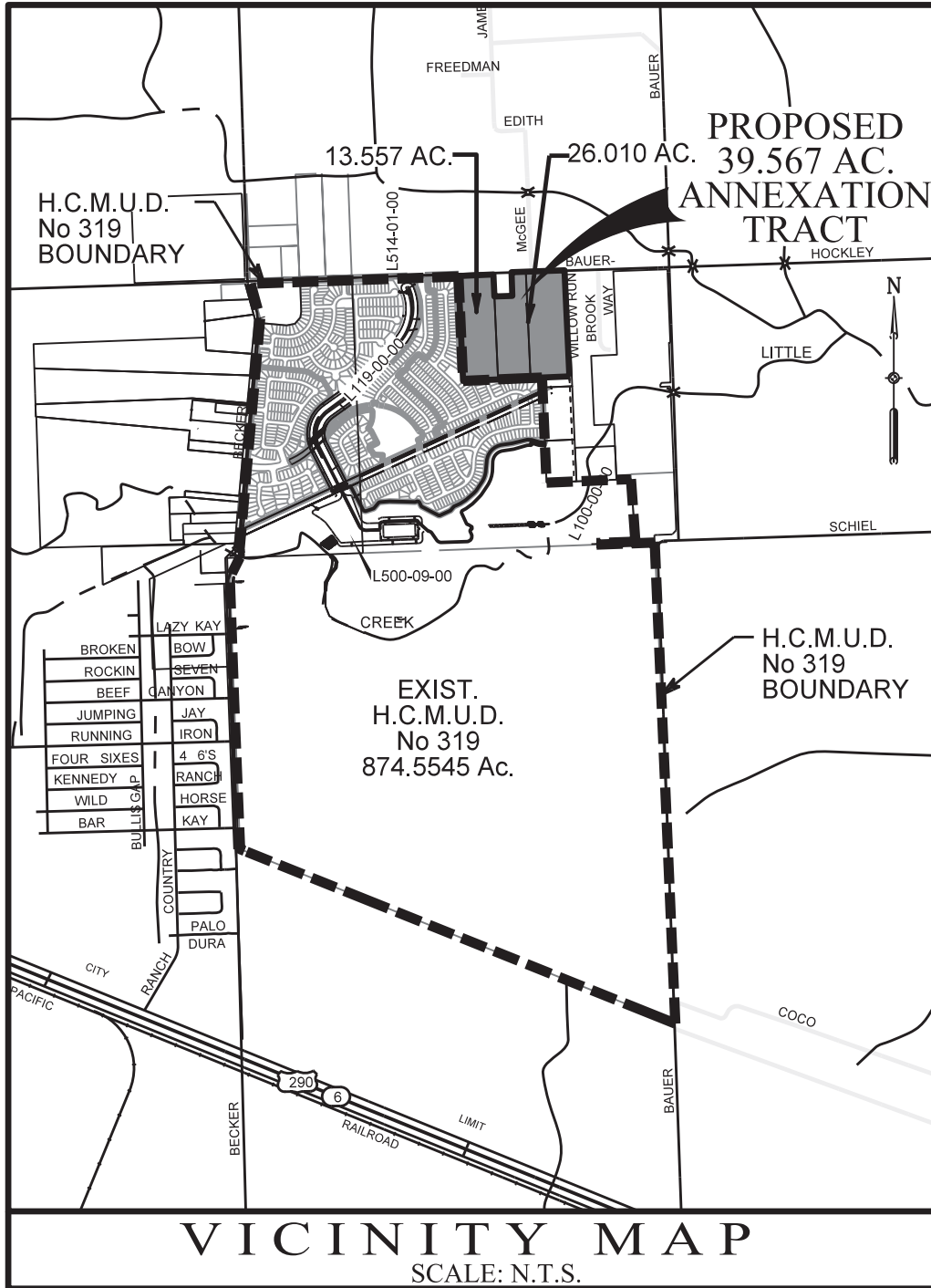
Description

Maps
Coversheet (revised)

Type

Backup Material
Signed Cover sheet

H.C.M.U.D. NO.319
 (39.567 acres in Harris County School Land Survey, Abstract 333,
 Key Map 325 E and F)



Engineering and Surveying
 2107 CityWest Blvd., 3rd Floor
 Houston, Texas 77042
 (713) 783-7788 (713) 783-3580, Fax
 TBPE FIRM REG. No. 280
 TBPLS FIRM REG. No. 100486

Proposed Annexation
13.557 Acres

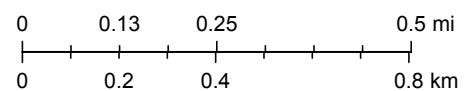
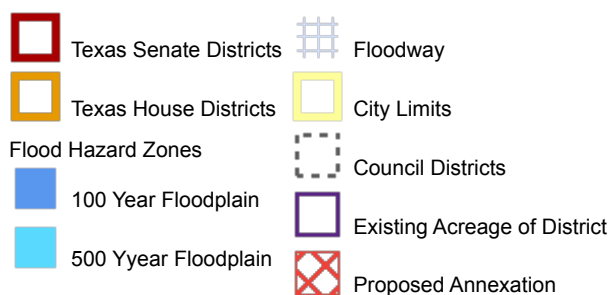
Proposed Annexation
26.01 Acres

LITTLE CYPRESS CREEK

HARRIS CO MUD 319

CYPRESS CREEK

1:18,056



HCFC and HCE, Kirt Arthur | GIS Supervisor | Houston Public Workst |
Houston Water



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ETJ

Item Creation Date: 6/17/2021

HPW - 20WR299 – Petition Addition (39.567) Harris County Municipal Utility District No. 319

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The project is currently under construction located within the Little Cypress Creek watershed. Harris County Flood Control District has approved the drainage plan for the proposed development. Improvements include expansion of an existing MUD 319 regional detention basin and fill to remove a portion of the land from the mapped regulatory floodplain. The detention expansion and onsite fill construction has been completed and paving/utility plans for the neighborhood infrastructure improvements have been submitted for approval. Construction of the neighborhood infrastructure is scheduled for first quarter of next year. Based on the approved fill and mass lot grading plan, residential home elevations will be approximately 3-5 feet above the 100-year regulatory flood elevation.

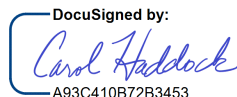
The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The District has a wastewater collection system and treatment facility. The annexation tracts will be provided with wastewater treatment by the Cypress 600 Development Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Harris County Municipal Utility District is Little Cypress Creek, which flows into Cypress Creek, then to Spring Creek, then to the San Jacinto River, and finally into Lake Houston. The proposed annexation tracts are within the 100 year floodplain (60%) and the 500 year floodplain (70%).

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

DocuSigned by:

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11/1/2021
Carol Ellinger Haddock, P. E.
Director
Houston Public Works

Contact Information:

Sharon Citino, J.D.
Planning Director
Houston Water

Phone: (832) 395-2712

ATTACHMENTS:

Description

Signed Coversheet
Maps
Application
Petition
Backup Material
Fact Sheet
Ordinance Package

Type

Signed Cover sheet
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Ordinance/Resolution/Motion



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District C, District H

Item Creation Date: 8/18/2021

HPW – 20KFH12 Agreement / Memorial Heights
Redevelopment Authority

Agenda Item#: 26.

Summary:

ORDINANCE approving and authorizing the North Canal High Flow Diversion Channel Project Cost Share Interlocal Agreement between City of Houston and **MEMORIAL HEIGHTS REDEVELOPMENT AUTHORITY, ON BEHALF OF REINVESTMENT ZONE NUMBER FIVE, CITY OF HOUSTON, TEXAS (MEMORIAL HEIGHTS ZONE)** for Phase I and Phase II North Canal High Flow Diversion Channel Project - **DISTRICTS C - KAMIN and H - CISNEROS**

Background:

SUBJECT: Interlocal Agreement between the City of Houston (City) and Memorial Heights Redevelopment Authority on behalf of TIRZ 5 (Authority) for Phase I and Phase II North Canal High Flow Diversion Channel Project.

RECOMMENDATION: Adopt an ordinance approving and authorizing an Interlocal Agreement between the City of Houston and Memorial Heights Redevelopment Authority on behalf of TIRZ 5 for Phase I and Phase II North Canal High Flow Diversion Channel Project and accept funds in the amount of \$1,220,137.69.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program (HMGP). This Interlocal Agreement defines terms between the City and Authority for the management of design and permitting activities and construction activities, in accordance with federal requirements, and terms for reimbursement of incurred costs eligible under the HMGP grant.

DESCRIPTION: This project consists of the design and permitting for the Phase I and the construction of the Phase II North Canal High Flow Diversion Channel Project, which is intended to reduce the risk of localized flooding to adjacent communities.

The City is partnering with the Harris County Flood Control District (HCFCD), the Texas Department of Transportation (TxDOT), and Tax Increment Reinvestment Zone Number 5 (TIRZ No. 5) to implement the Project. Agreements between the City and the other remaining partners defining their roles and responsibilities, including financial participation in non-federal project costs, are under development and will be brought to Council for approval.

LOCATION: The project is located in downtown Houston with three (3) primary components:

North Canal Channel Diversion at the confluence of White Oak and Buffalo Bayous, South Canal Channel Diversion/Detention along the south side of Buffalo Bayou at IH-69, and upstream improvements along White Oak Bayou at both the Yale Street and Heights Boulevard bridges.

SCOPE OF THE AGREEMENT AND FEE: The Agreement between the City and Authority entails the terms for the management of the design and permitting activities and construction activities, in accordance with federal requirements, and terms for reimbursement of incurred costs eligible under the HMGP grant. Under the scope of the Agreement, the City will be responsible for the design work, permit acquisition, and construction completion.

The Authority shall reimburse the City for eligible expenses incurred to complete the Phase I activities as outlined in the Agreement. The total amount reimbursable to the City shall not exceed \$1,220,137.69, constitutes the Authority's project partner funding portion of the Phase I Local Cost Share or 16.58% of the total Phase I project cost. The Phase I Federal Cost Share will be \$2,586,539.29 or 35.15% of the total Phase I project cost.

Should the City be successful in securing an appropriation for any obligation created by the terms of the Agreement with respect to Phase II Sub-Grant Funds, the Authority shall reimburse the City for eligible expenses incurred to complete the Phase II activities as outlined in the Agreement. The total amount reimbursable to the City shall not exceed \$23,779,862.31, which constitutes the Authority's project partner funding portion of the Phase II Local Cost Share or 19.22% of the total project Phase II cost. The Phase II Federal Cost Share will be \$43,485,275.71 or 35.15% of the total Phase II project cost.

The funds contributed by the Authority will reimburse the City for funds already appropriated for design services and for those that will be appropriated through later council actions to award real estate support services, subsequent design services and construction services.

FISCAL NOTE: No significant fiscal operating impact is anticipated as a result of this project. No fiscal note is required on grant items.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS No(s). M-43E101-0001-3

Amount and Source of Funding:
N/A

Contact Information:
HoJin Lim
Deputy Assistant Director, Capital Projects
Phone: (832) 712-1742

ATTACHMENTS:

Description	Type
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Signed cover sheet

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:
District C, District H
Item Creation Date: 8/18/2021

HPW – 20KFH12 Agreement / Memorial Heights Redevelopment Authority

Agenda Item#:

Background:

SUBJECT: Interlocal Agreement between the City of Houston (City) and Memorial Heights Redevelopment Authority on behalf of TIRZ 5 (Authority) for Phase I and Phase II North Canal High Flow Diversion Channel Project.

RECOMMENDATION: Adopt an ordinance approving and authorizing an Interlocal Agreement between the City of Houston and Memorial Heights Redevelopment Authority on behalf of TIRZ 5 for Phase I and Phase II North Canal High Flow Diversion Channel Project and accept funds in the amount of \$1,220,137.69.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program (HMGP). This Interlocal Agreement defines terms between the City and Authority for the management of design and permitting activities and construction activities, in accordance with federal requirements, and terms for reimbursement of incurred costs eligible under the HMGP grant.

DESCRIPTION: This project consists of the design and permitting for the Phase I and the construction of the Phase II North Canal High Flow Diversion Channel Project, which is intended to reduce the risk of localized flooding to adjacent communities.

The City is partnering with the Harris County Flood Control District (HCFCD), the Texas Department of Transportation (TxDOT), and Tax Increment Reinvestment Zone Number 5 (TIRZ No. 5) to implement the Project. Agreements between the City and the other remaining partners defining their roles and responsibilities, including financial participation in non-federal project costs, are under development and will be brought to Council for approval.

LOCATION: The project is located in downtown Houston with three (3) primary components: North Canal Channel Diversion at the confluence of White Oak and Buffalo Bayous, South Canal Channel Diversion/Detention along the south side of Buffalo Bayou at IH-69, and upstream improvements along White Oak Bayou at both the Yale Street and Heights Boulevard bridges.

SCOPE OF THE AGREEMENT AND FEE: The Agreement between the City and Authority entails the terms for the management of the design and permitting activities and construction activities, in accordance with federal requirements, and terms for reimbursement of incurred costs eligible under the HMGP grant. Under the scope of the Agreement, the City will be responsible for the design work, permit acquisition, and construction completion.

The Authority shall reimburse the City for eligible expenses incurred to complete the Phase I activities as outlined in the Agreement. The total amount reimbursable to the City shall not exceed \$1,220,137.69, constitutes the Authority's project partner funding portion of the Phase I Local Cost Share or 16.58% of the total Phase I project cost. The Phase I Federal Cost Share will be \$2,586,539.29 or 35.15% of the total Phase I project cost.

Should the City be successful in securing an appropriation for any obligation created by the terms of the Agreement with respect to Phase II Sub-Grant Funds, the Authority shall reimburse the City for eligible expenses incurred to complete the Phase II activities as outlined in the Agreement. The total amount reimbursable to the City shall not exceed \$23,779,862.31, which constitutes the Authority's project partner funding portion of the Phase II Local Cost Share or 19.22% of the total project Phase II cost. The Phase II Federal Cost Share will be \$43,485,275.71 or 35.15% of the total Phase II project cost.

The funds contributed by the Authority will reimburse the City for funds already appropriated for design services and for those that will be appropriated through later council actions to award real estate support services, subsequent design services and construction services.

FISCAL NOTE: No significant fiscal operating impact is anticipated as a result of this project. No fiscal note is required on grant items.

DocuSigned by:

A handwritten signature in blue ink that reads "Carol Haddock".

10/21/2021

A93C410B72B3453

Carol Ellinger Haddock, P.E.

Director

Houston Public Works

WBS No(s). M-43E101-0001-3

Amount and Source of Funding:

N/A

Contact Information:

HoJin Lim

Deputy Assistant Director, Capital Projects

Phone: (832) 712-1742

ATTACHMENTS:

Description

MAPS

FORMA

Type

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 9/17/2021

HPW - 20WWO1004 Contract Amendment/ Lopez Utilities
Contractor, LLC

Agenda Item#: 27.

Summary:

ORDINANCE approving and authorizing first amendment to construction on contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **LOPEZ UTILITIES CONTRACTOR, LLC** (as approved by Ordinance No. 2021-0450)

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Lopez Utilities Contractor, LLC for Wastewater Collection System Rehabilitation and Renewal Project.

DESCRIPTION/SCOPE: This project consists of wastewater collection system rehabilitation by pipe bursting and cured-in-place pipe methods. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on June 2, 2021 by Ordinance No. 2021-0450. On July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

Carol Ellinger Haddock, P.E.

Director
Houston Public Works

WBS# R-000266-0319-4
File No. WW4259-12

Prior Council Action:

Ordinance No. 2021-0450, dated 06/02/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description

Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/17/2021

HPW - 20WWO1004 Contract Amendment/ Lopez Utilities Contractor, LLC

Agenda Item#:

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

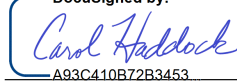
RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Lopez Utilities Contractor, LLC for Wastewater Collection System Rehabilitation and Renewal Project.

DESCRIPTION/SCOPE: This project consists of wastewater collection system rehabilitation by pipe bursting and cured-in-place pipe methods. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on June 2, 2021 by Ordinance No. 2021-0450. On July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

 10/19/2021
A93C410B72B3453

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-000266-0319-4
File No. WW4259-12

Prior Council Action:

Ordinance No. 2021-0450, dated 06/02/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description	Type
Map	Backup Material
Prior Council Action	Backup Material
SRF Categorical Exclusion	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1005 Contract Amendment/ DL Glover, Inc.

Agenda Item#: 28.

Summary:

ORDINANCE approving and authorizing first amendment to construction on contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **DL GLOVER, INC** (as approved by Ordinance No. 2021-0107)

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with DL Glover, Inc. for Wastewater Collection System Rehabilitation and Renewal Project.

DESCRIPTION/SCOPE: This project consists of wastewater collection system rehabilitation by pipe bursting and cured-in-place pipe methods. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on February 10, 2021 by Ordinance No. 2021-0107. On March 31, 2021, the United States District Court for the Southern District of Texas approved a Consent Decree executed between the City of Houston, the United States Environmental Protection Agency, and the State of Texas that addresses unpermitted sanitary sewer overflows and wastewater treatment plant permit exceedances from the City's sewer system. The work to be performed under this contract is necessary to maintain compliance with the Consent Decree. To ensure compliance, language pertaining to the Wastewater Consent Decree is being added to the Supplementary Conditions of the contract, specifically Document 00800, through this amendment.

In addition, on July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-000266-0318-4
File No. WW4259-11

Prior Council Action:

Ordinance No. 2021-0107, dated 02/10/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description

Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1005 Contract Amendment/ DL Glover, Inc.

Agenda Item#:

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with DL Glover, Inc. for Wastewater Collection System Rehabilitation and Renewal Project.

DESCRIPTION/SCOPE: This project consists of wastewater collection system rehabilitation by pipe bursting and cured-in-place pipe methods. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

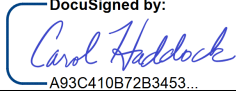
PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on February 10, 2021 by Ordinance No. 2021-0107. On March 31, 2021, the United States District Court for the Southern District of Texas approved a Consent Decree executed between the City of Houston, the United States Environmental Protection Agency, and the State of Texas that addresses unpermitted sanitary sewer overflows and wastewater treatment plant permit exceedances from the City's sewer system. The work to be performed under this contract is necessary to maintain compliance with the Consent Decree. To ensure compliance, language pertaining to the Wastewater Consent Decree is being added to the Supplementary Conditions of the contract, specifically Document 00800, through this amendment.

In addition, on July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

DocuSigned by:

A blue ink signature of Carol Ellinger Haddock, written in a cursive style.

10/19/2021

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Carol Ellinger Haddock, P.E.

Director

Houston Public Works

WBS# R-000266-0318-4

File No. WW4259-11

Prior Council Action:

Ordinance No. 2021-0107, dated 02/10/21

Contact Information:

Shannon Dunne

Senior Assistant Director

Houston Water

Phone: (832) 395-5036

ATTACHMENTS:

Description

Map

Prior Council Action

Consent Decree

Type

Backup Material

Backup Material

Backup Material

SRF Categorical Exclusion

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1006 Contract Amendment/ DL Glover, Inc.

Agenda Item#: 29.

Summary:

ORDINANCE approving and authorizing first amendment to construction on contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **DL GLOVER, INC** (as approved by Ordinance No. 2021-0530)

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with DL Glover, Inc. for Wastewater Collection System Rehabilitation and Renewal Project.

DESCRIPTION/SCOPE: This project consists of wastewater collection system rehabilitation by pipe bursting and cured-in-place pipe methods. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on June 17, 2020 by Ordinance No. 2020-0530. On March 31, 2021, the United States District Court for the Southern District of Texas approved a Consent Decree executed between the City of Houston, the United States Environmental Protection Agency, and the State of Texas that addresses unpermitted sanitary sewer overflows and wastewater treatment plant permit exceedances from the City's sewer system. The work to be performed under this contract is necessary to maintain compliance with the Consent Decree. To ensure compliance, language pertaining to the Wastewater Consent Decree is being added to the Supplementary Conditions of the contract, specifically Document 00800, through this amendment.

In addition, on July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-000266-0304-4
File No. WW4259-08

Prior Council Action:

Ordinance No. 2020-0530, dated 06/17/20

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description

Signed Coversheet

Type

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CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1006 Contract Amendment/ DL Glover, Inc.

Agenda Item#:

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with DL Glover, Inc. for Wastewater Collection System Rehabilitation and Renewal Project.

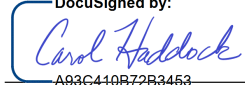
DESCRIPTION/SCOPE: This project consists of wastewater collection system rehabilitation by pipe bursting and cured-in-place pipe methods. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on June 17, 2020 by Ordinance No. 2020-0530. On March 31, 2021, the United States District Court for the Southern District of Texas approved a Consent Decree executed between the City of Houston, the United States Environmental Protection Agency, and the State of Texas that addresses unpermitted sanitary sewer overflows and wastewater treatment plant permit exceedances from the City's sewer system. The work to be performed under this contract is necessary to maintain compliance with the Consent Decree. To ensure compliance, language pertaining to the Wastewater Consent Decree is being added to the Supplementary Conditions of the contract, specifically Document 00800, through this amendment.

In addition, on July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

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Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-000266-0304-4
File No. WW4259-08

Prior Council Action:

Ordinance No. 2020-0530, dated 06/17/20

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description	Type
Map	Backup Material
Prior Council Action	Backup Material
Consent Decree	Backup Material
SRF Categorical Exclusion	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1007 Contract Amendment/ Portland
Utilities Construction Company, LLC

Agenda Item#: 30.

Summary:

ORDINANCE approving and authorizing first amendment to construction on contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **PORTLAND UTILITIES CONSTRUCTION COMPANY, LLC** (as approved by Ordinance No. 2021-0451)

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Portland Utilities Construction Company, LLC for Wastewater Collection System Rehabilitation and Renewal Project.

DESCRIPTION/SCOPE: This project consists of wastewater collection system rehabilitation by pipe bursting and cured-in-place pipe methods. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on June 2, 2021 by Ordinance No. 2021-0451. On July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-000266-0320-4
File No. WW4259-13

Prior Council Action:

Ordinance No. 2021-0451, dated 06/02/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description

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Type

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CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1007 Contract Amendment/ Portland Utilities Construction Company, LLC

Agenda Item#:

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

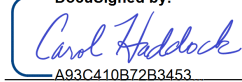
RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Portland Utilities Construction Company, LLC for Wastewater Collection System Rehabilitation and Renewal Project.

DESCRIPTION/SCOPE: This project consists of wastewater collection system rehabilitation by pipe bursting and cured-in-place pipe methods. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on June 2, 2021 by Ordinance No. 2021-0451. On July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.


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10/19/2021

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-000266-0320-4
File No. WW4259-13

Prior Council Action:

Ordinance No. 2021-0451, dated 06/02/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description	Type
Map	Backup Material
Prior Council Action	Backup Material
SRF Categorical Exclusion	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1009 Contract Amendment/ Texas Pride
Utilities, LLC

Agenda Item#: 31.

Summary:

ORDINANCE approving and authorizing first amendment to construction on contract for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method Project between City of Houston and **TEXAS PRIDE UTILITIES, LLC** (as approved by Ordinance No. 2021-0384)

Background:

SUBJECT: First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Texas Pride Utilities, LLC for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method Project.

DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by cured-in-place pipe method. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on May 12, 2021 by Ordinance No. 2021-0384. On July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method Project.

Carol Ellinger Haddock, P.E.

Director
Houston Public Works

WBS# R-000266-0316-4
File No. WW4258-81

Prior Council Action:

Ordinance No. 2021-0384, dated 05/12/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description

Signed Coversheet

Type

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CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1009 Contract Amendment/ Texas Pride Utilities, LLC

Agenda Item#:

Background:

SUBJECT: First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Texas Pride Utilities, LLC for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method Project.

DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by cured-in-place pipe method. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on May 12, 2021 by Ordinance No. 2021-0384. On July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method Project.

Carol Haddock 10/19/2021
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Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-000266-0316-4
File No. WW4258-81

Prior Council Action:

Ordinance No. 2021-0384, dated 05/12/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description	Type
Map	Backup Material
Prior Council Action	Backup Material
SRF Categorical Exclusion	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1010 Contract Amendment/ Quadex Lining
Systems, LLC

Agenda Item#: 32.

Summary:

ORDINANCE approving and authorizing first amendment to construction on contract for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (Large Diameter Sewer) Project between City of Houston and **QUADEX LINING SYSTEMS, LLC** (as approved by Ordinance No. 2021-0263)

Background:

SUBJECT: First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Quadex Lining Systems, LLC for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by cured-in-place pipe method. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on April 14, 2021 by Ordinance No. 2021-0263. On March 31, 2021, the United States District Court for the Southern District of Texas approved a Consent Decree executed between the City of Houston, the United States Environmental Protection Agency, and the State of Texas that addresses unpermitted sanitary sewer overflows and wastewater treatment plant permit exceedances from the City's sewer system. The work to be performed under this contract is necessary to maintain compliance with the Consent Decree. To ensure compliance, language pertaining to the Wastewater Consent Decree is being added to the Supplementary Conditions of the contract, specifically Document 00800, through this amendment.

In addition, on July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund

(CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-002013-0060-4
File No. WW4258-83

Prior Council Action:

Ordinance No. 2021-0263, dated 04/14/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description

Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1010 Contract Amendment/ Quadex Lining Systems, LLC

Agenda Item#:

Background:

SUBJECT: First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Quadex Lining Systems, LLC for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

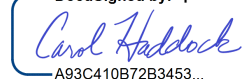
DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by cured-in-place pipe method. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on April 14, 2021 by Ordinance No. 2021-0263. On March 31, 2021, the United States District Court for the Southern District of Texas approved a Consent Decree executed between the City of Houston, the United States Environmental Protection Agency, and the State of Texas that addresses unpermitted sanitary sewer overflows and wastewater treatment plant permit exceedances from the City's sewer system. The work to be performed under this contract is necessary to maintain compliance with the Consent Decree. To ensure compliance, language pertaining to the Wastewater Consent Decree is being added to the Supplementary Conditions of the contract, specifically Document 00800, through this amendment.

In addition, on July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.


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10/19/2021

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-002013-0060-4

File No. WW4258-83

Prior Council Action:

Ordinance No. 2021-0263, dated 04/14/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description	Type
Map	Backup Material
Prior Council Action	Backup Material
Consent Decree	Backup Material
SRF Categorical Exclusion	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1011 Contract Amendment/ T.
Construction, LLC

Agenda Item#: 33.

Summary:

ORDINANCE approving and authorizing first amendment to construction on contract for Wastewater Collection System Rehabilitation and Renewal Project between City of Houston and **T CONSTRUCTION, LLC** (as approved by Ordinance No. 2021-0088)

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with T. Construction, LLC for Wastewater Collection System Rehabilitation and Renewal Project.

DESCRIPTION/SCOPE: This project consists of wastewater collection system point repairs and pipe bursting. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on February 3, 2021 by Ordinance No. 2021-0088. On March 31, 2021, the United States District Court for the Southern District of Texas approved a Consent Decree executed between the City of Houston, the United States Environmental Protection Agency, and the State of Texas that addresses unpermitted sanitary sewer overflows and wastewater treatment plant permit exceedances from the City's sewer system. The work to be performed under this contract is necessary to maintain compliance with the Consent Decree. To ensure compliance, language pertaining to the Wastewater Consent Decree is being added to the Supplementary Conditions of the contract, specifically Document 00800, through this amendment.

In addition, on July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental

conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-000266-0312-4
File No. WW4235-116

Prior Council Action:

Ordinance No. 2021-0088, dated 02/03/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description

Cover sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/21/2021

HPW - 20WWO1011 Contract Amendment/ T. Construction, LLC

Agenda Item#:

Background:

SUBJECT: First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with T. Construction, LLC for Wastewater Collection System Rehabilitation and Renewal Project.

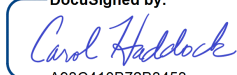
DESCRIPTION/SCOPE: This project consists of wastewater collection system point repairs and pipe bursting. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on February 3, 2021 by Ordinance No. 2021-0088. On March 31, 2021, the United States District Court for the Southern District of Texas approved a Consent Decree executed between the City of Houston, the United States Environmental Protection Agency, and the State of Texas that addresses unpermitted sanitary sewer overflows and wastewater treatment plant permit exceedances from the City's sewer system. The work to be performed under this contract is necessary to maintain compliance with the Consent Decree. To ensure compliance, language pertaining to the Wastewater Consent Decree is being added to the Supplementary Conditions of the contract, specifically Document 00800, through this amendment.

In addition, on July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Wastewater Collection System Rehabilitation and Renewal Project.

A handwritten signature in blue ink, reading "Carol Haddock".

10/19/2021

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Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-000266-0312-4
File No. WW4235-116

Prior Council Action:

Ordinance No. 2021-0088, dated 02/03/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description

Map
Prior Council Action
Consent Decree
SRF Categorical Exclusion

Type

Backup Material
Backup Material
Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 9/23/2021

HPW - 20WWO1013 Contract Amendment/ Insituform
Technologies, LLC

Agenda Item#: 34.

Summary:

ORDINANCE approving and authorizing first amendment to construction contract for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (Large Diameter Sewer) Project between City of Houston and **INSITUFORM TECHNOLOGIES, LLC** (as approved by Ordinance No. 2021-0348)

Background:

SUBJECT: First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Insituform Technologies, LLC for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by cured-in-place pipe method. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on May 5, 2021 by Ordinance No. 2021-0348. On July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

Carol Ellinger Haddock, P.E.

Director
Houston Public Works

WBS# R-002013-0059-4
File No. WW4258-82

Prior Council Action:

Ordinance No. 2021-0348, dated 05/05/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description

Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/23/2021

HPW - 20WWO1013 Contract Amendment/ Insituform Technologies, LLC

Agenda Item#:

Background:

SUBJECT: First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

RECOMMENDATION: Adopt an Ordinance approving and authorizing a First Amendment to the Construction Contract with Insituform Technologies, LLC for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by cured-in-place pipe method. This is a work order driven project. Work orders will be issued and prioritized based on factors that include but are not limited to sanitary sewer overflow and stoppage history, as set forth in the wastewater consent decree with the EPA and TCEQ. The contract duration for this project is 730 calendar days. A Notice to Proceed has not been issued for commencement of work.

PRIOR COUNCIL ACTION AND SCOPE OF THIS AMENDMENT:

The original construction contract was approved by City Council on May 5, 2021 by Ordinance No. 2021-0348. On July 27, 2021, the Texas Water Development Board granted a Categorical Exclusion (CE) from a full environmental review for the City's Clean Water State Revolving Fund (CWSRF) loan. As a condition of the CE, the City must comply with agreed upon environmental conditions. These conditions are being added to the State Revolving Fund (SRF) Supplementary Conditions of the contract, specifically Document 00802, through this amendment.

Houston Public Works recommends approval of the First Amendment to the Construction Contract for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe Method (Large Diameter Sewer) Project.

Carol Ellinger Haddock 10/19/2021

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Carol Ellinger Haddock, P.E.

Director
Houston Public Works

WBS# R-002013-0059-4

File No. WW4258-82

Prior Council Action:

Ordinance No. 2021-0348, dated 05/05/21

Contact Information:

Shannon Dunne
Senior Assistant Director
Houston Water
Phone: (832) 395-5036

ATTACHMENTS:

Description	Type
Map	Backup Material
Prior Council Action	Backup Material
SRF Categorical Exclusion	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

District A, District G

Item Creation Date: 9/2/2021

HPW – 20MEM42 Contract Award / BRH-Garver
Construction, L.P.

Agenda Item#: 35.

Summary:

ORDINANCE appropriating of \$39,414,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **BRH-GARVER CONSTRUCTION, L.P.** for Park Ten Wastewater Treatment Plant Abandonment and Flow Diversion to Turkey Creek Wastewater Treatment Plant; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for testing services, CIP Cost Recovery, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - PECK and G - TRAVIS**

Background:

SUBJECT: Contract Award for Park Ten Wastewater Treatment Plant Abandonment and Flow Diversion to Turkey Creek Wastewater Treatment Plant.

RECOMMENDATION: Award a Construction Contract to BRH-Garver Construction, L.P., for Park Ten Wastewater Treatment Plant Abandonment and Flow Diversion to Turkey Creek Wastewater Treatment Plant and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Capital Improvement Plan (CIP) Consolidation Package for wastewater facilities.

The work to be performed under this contract award is necessary to maintain compliance with Houston's wastewater consent decree with EPA and TCEQ.

DESCRIPTION/SCOPE: This project consists of the abandonment of the Park Ten Wastewater Treatment Plant (WWTP), construction of gravity sewer and force main, and pump upgrades at Park Row Regional Lift Station and North Eldridge Lift Station. The Contract duration for this project is 540 calendar days. This project was designed by Jacobs Engineering Group, Inc.

LOCATION:

PROJECT NAME	LOCATION	COUNCIL DISTRICT
Park Ten Wastewater Treatment Plant	16510 Park Row Drive	A
Park Row Sewer	Park Row Drive	A

<u>PROJECT LOCATION</u>	<u>PROJECT DRIVE</u>	<u>PROJECT ADDRESS</u>
N. Eldridge Sewer	North Eldridge Parkway	A & G
N. Eldridge Lift Station	608 North Eldridge Parkway	G

BIDS: This project was advertised for bidding on June 25, 2021. Bids were received on July 29, 2021. The two (2) bids are as follows:

	<u>Bidder</u>	<u>Bid Amount</u>
1.	BRH-Garver Construction, L.P.	\$34,904,723.00
2.	Boyer, Inc.	\$42,989,409.00

AWARD: It is recommended that this construction contract be awarded to BRH-Garver Construction, L.P., with a low bid of \$34,904,723.00 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$39,414,000.00 to be appropriated as follows:

• Bid Amount	\$34,904,723.00
• Contingencies	\$1,745,237.00
• Testing Services	\$265,000.00
• CIP Cost Recovery	\$1,745,381.60
• Construction Management	\$753,658.40

Testing Services will be provided by HVJ Associates, Inc., under a previously approved contract.

Construction Management Services will be provided by United Engineers, Inc., under a previously approved contract.

HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston business and supports job creation. In this case BRH-Garver Construction, L.P., is a designated HHF company, but they were the successful awardee without application of the HHF preference.

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Contractor provides health benefits to eligible employees in compliance with City policy.

M/WSBE PARTICIPATION: The contractor has submitted the following proposed program to satisfy the 13.00% MBE goal and 7.00% WBE goal for this project.

	<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	V & S Construction Company LLC	Utility Line Construction	\$4,174,604.87	11.96%
		TOTAL	\$4,174,604.87	11.96%

	<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Access Data Supply, Inc.	Construction Material	\$2,443,330.61	7.00%

Supply

TOTAL \$2,443,330.61 7.00%

	<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Gulf Coast Grouting, Inc.	Grouting	\$97,733.22	0.28%
2.	Traffic Signs & Lines, LLC	Traffic Control	\$265,275.89	0.76%
		TOTAL	\$363,009.11	1.04%

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

Carol Ellinger Haddock, P.E., Director
Houston Public Works

WBS No. R-000536-0019-4

Amount and Source of Funding:

\$39,414,000.00 - Fund No. 8500 – Water and Sewer System Consolidated Construction

Contact Information:

R. Jeff Masek, PE., CCM
Assistant Director, Capital Projects
Phone: (832) 395-2387

ATTACHMENTS:

Description

Signed Coversheet
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:
District A, District G
Item Creation Date: 9/2/2021

HPW – 20MEM42 Contract Award / BRH-Garver Construction, L.P.

Agenda Item#:

Background:

SUBJECT: Contract Award for Park Ten Wastewater Treatment Plant Abandonment and Flow Diversion to Turkey Creek Wastewater Treatment Plant.

RECOMMENDATION: Award a Construction Contract to BRH-Garver Construction, L.P., for Park Ten Wastewater Treatment Plant Abandonment and Flow Diversion to Turkey Creek Wastewater Treatment Plant and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Capital Improvement Plan (CIP) Consolidation Package for wastewater facilities.

The work to be performed under this contract award is necessary to maintain compliance with Houston's wastewater consent decree with EPA and TCEQ.

DESCRIPTION/SCOPE: This project consists of the abandonment of the Park Ten Wastewater Treatment Plant (WWTP), construction of gravity sewer and force main, and pump upgrades at Park Row Regional Lift Station and North Eldridge Lift Station. The Contract duration for this project is 540 calendar days. This project was designed by Jacobs Engineering Group, Inc.

LOCATION:

PROJECT NAME	LOCATION	COUNCIL DISTRICT
Park Ten Wastewater Treatment Plant	16510 Park Row Drive	A
Park Row Sewer	Park Row Drive	A
N. Eldridge Sewer	North Eldridge Parkway	A & G
N. Eldridge Lift Station	608 North Eldridge Parkway	G

BIDS: This project was advertised for bidding on June 25, 2021. Bids were received on July 29, 2021. The two (2) bids are as follows:

	Bidder	Bid Amount
1.	BRH-Garver Construction, L.P.	\$34,904,723.00
2.	Boyer, Inc.	\$42,989,409.00

AWARD: It is recommended that this construction contract be awarded to BRH-Garver Construction, L.P., with a low bid of \$34,904,723.00 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$39,414,000.00 to be appropriated as follows:

• Bid Amount	\$34,904,723.00
• Contingencies	\$1,745,237.00
• Testing Services	\$265,000.00
• CIP Cost Recovery	\$1,745,381.60
• Construction Management	\$753,658.40

Testing Services will be provided by HVJ Associates, Inc., under a previously approved contract.

Construction Management Services will be provided by United Engineers, Inc., under a previously approved contract.

HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston business and supports job creation. In this case BRH-Garver Construction, L.P., is a designated HHF company, but they were the successful awardee without application of the HHF preference.

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Contractor provides health benefits to eligible employees in compliance with City policy.

M/WSBE PARTICIPATION: The contractor has submitted the following proposed program to satisfy the 13.00% MBE goal and 7.00% WBE goal for this project.

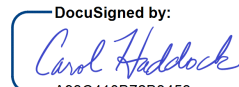
	<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	V & S Construction Company LLC	Utility Line Construction	\$4,174,604.87	11.96%
	TOTAL		\$4,174,604.87	11.96%

	<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Access Data Supply, Inc.	Construction Material Supply	\$2,443,330.61	7.00%
	TOTAL		\$2,443,330.61	7.00%

	<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Gulf Coast Grouting, Inc.	Grouting	\$97,733.22	0.28%
2.	Traffic Signs & Lines, LLC	Traffic Control	\$265,275.89	0.76%
	TOTAL		\$363,009.11	1.04%

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

DocuSigned by:

 10/19/2021
 A03C410B72B3453
 Carol Ellinger Haddock, P.E., Director
 Houston Public Works

WBS No. R-000536-0019-4

Amount and Source of Funding:

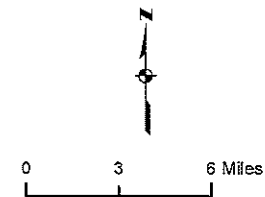
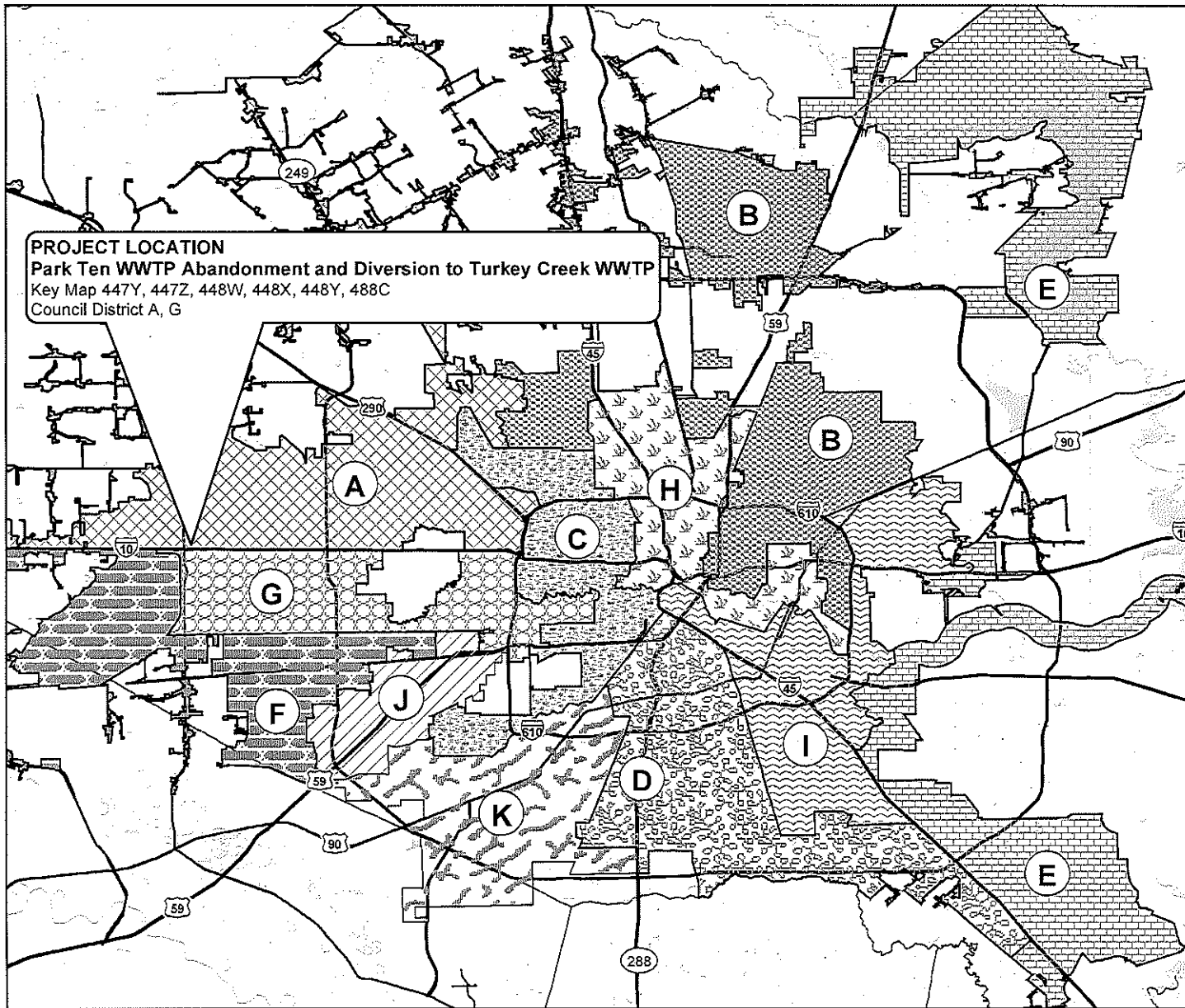
\$39,414,000.00 - Fund No. 8500 – Water and Sewer System Consolidated Construction

Contact Information:












R. Jeff Masek, PE., CCM
 Assistant Director, Capital Projects
 Phone: (832) 395-2387

ATTACHMENTS:

Description	Type
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Bid Tabulations	Backup Material
Form 1295	Backup Material



2020 Council Districts

-  A
-  B
-  C
-  D
-  E
-  F
-  G
-  H
-  I
-  J
-  K

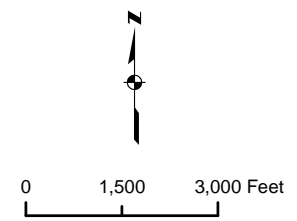
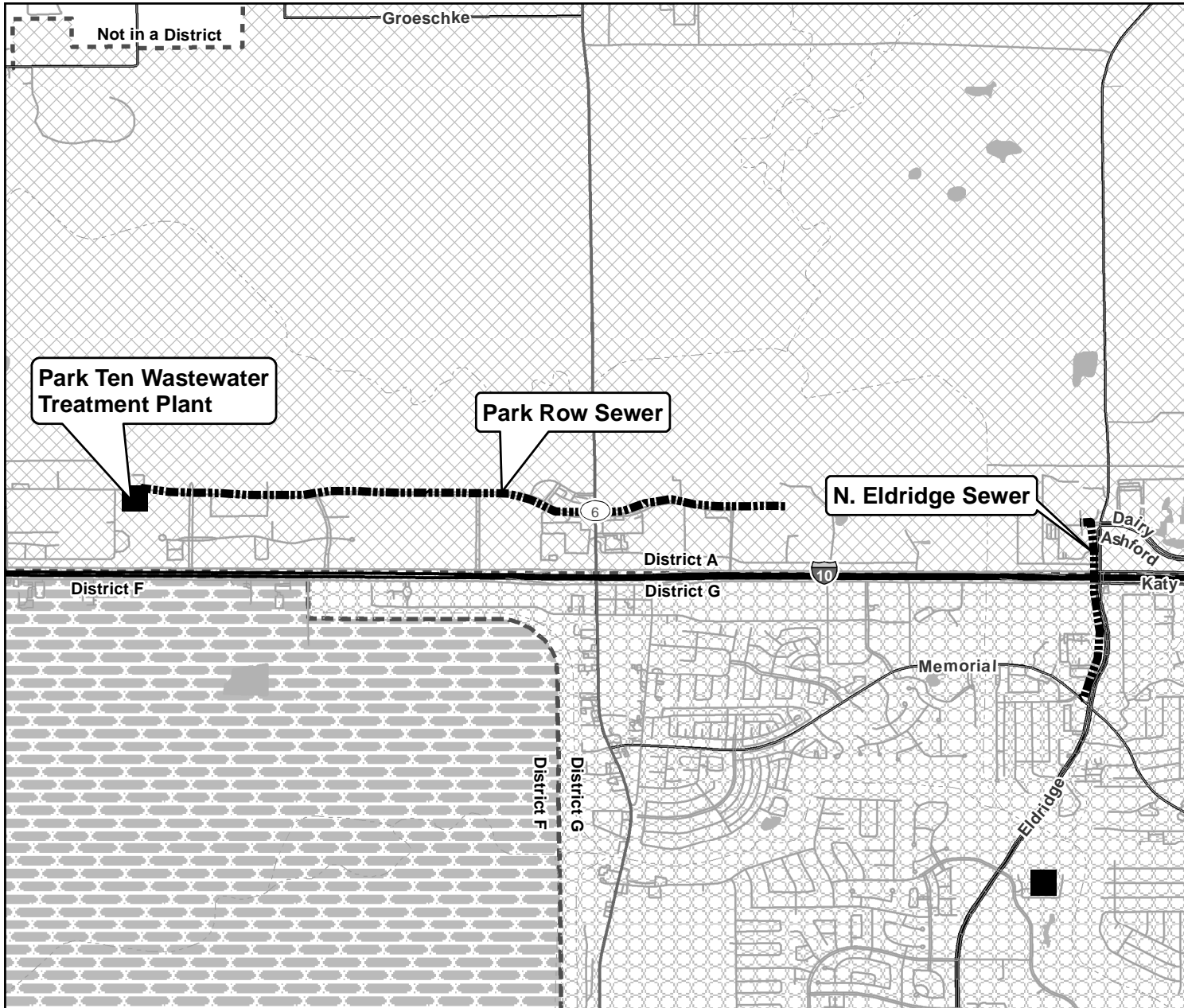
JACOBS



CITY OF HOUSTON

PARK TEN WWTP ABANDONMENT AND
DIVERSION TO TURKEY CREEK WWTP
WBS NO.: R-000536-0019-3

VICINITY MAP



2020 Council Districts



Key Map Nos.:
447Y, 447Z, 448W, 448X, 448Y, 488C

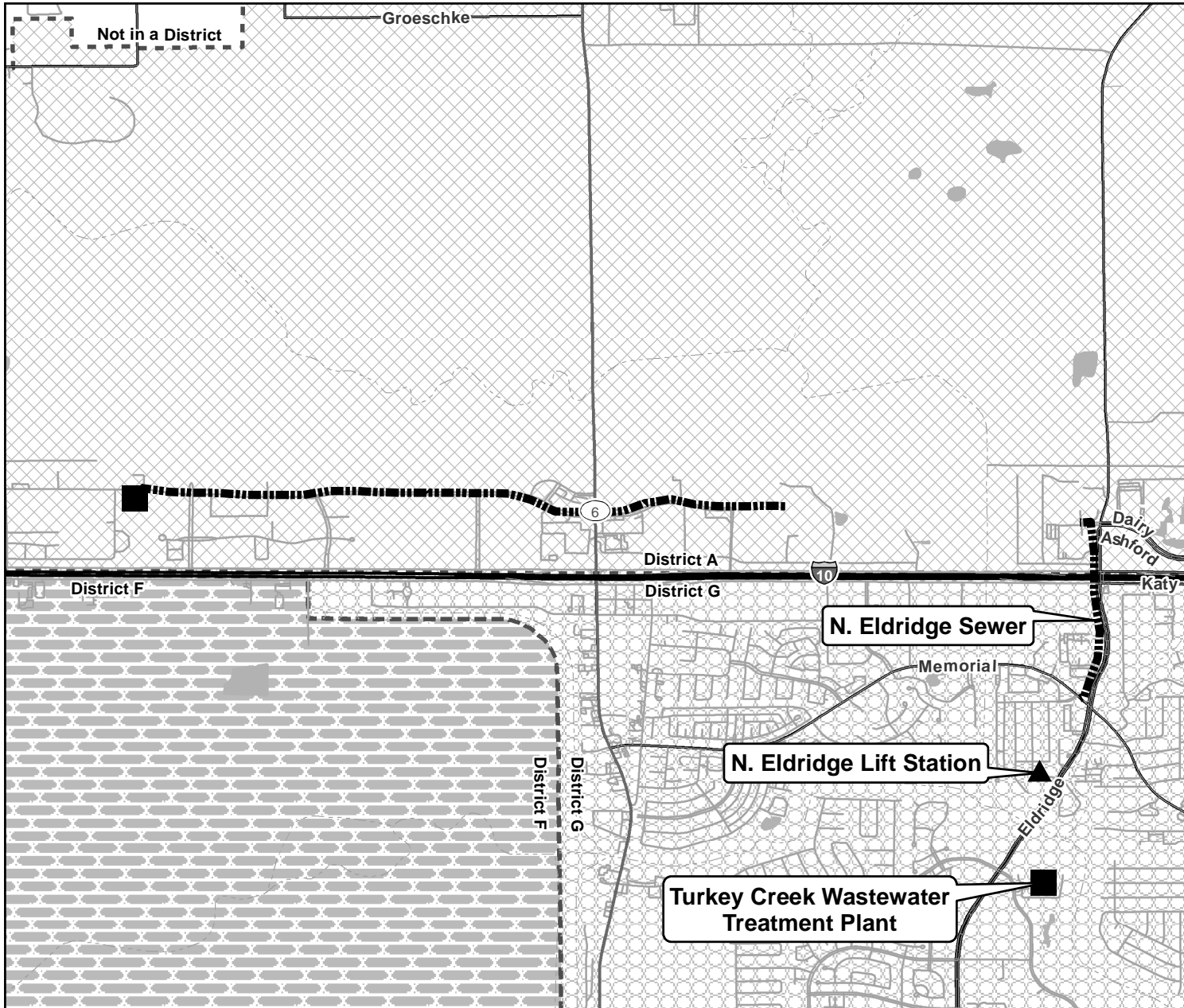
JACOBS



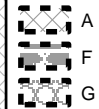
CITY OF HOUSTON

PARK TEN WWTP ABANDONMENT AND
DIVERSION TO TURKEY CREEK WWTP
WBS: R-000536-0019-3

LOCATION MAP - COUNCIL A



2020 Council Districts



Key Map Nos.:
447Y, 447Z, 448W, 448X, 448Y, 488C

JACOBS



CITY OF HOUSTON

PARK TEN WWTP ABANDONMENT AND
DIVERSION TO TURKEY CREEK WWTP
WBS: R-000536-0019-3

LOCATION MAP - COUNCIL G



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/2/2021

ALL

Item Creation Date: 7/9/2021

L29813 - Self-Contained Breathing Apparatus Systems - ORDINANCE (Municipal Emergency Services, Inc.)

Agenda Item#: 36.

Summary:

ORDINANCE awarding contract to **MUNICIPAL EMERGENCY SERVICES, INC** for Inspection, Maintenance, Repairs and Testing Services on Self-Contained Breathing Apparatus Systems for Various Departments; providing a maximum contract amount - \$952,625.00 - General, Enterprise and Other Funds

TAGGED BY COUNCIL MEMBER PECK

This was Item 11 on Agenda of October 27, 2021

Background:

Formal Bid Received May 27, 2021 for S95-L29813 - Approve an ordinance awarding a contract to Municipal Emergency Services, Inc. in an amount not to exceed \$952,625.00 for Inspection, Maintenance, Repairs and Testing Services on Self-Contained Breathing Apparatus Units for Various Departments.

Specific Explanation:

The Chief Procurement Officer recommends that City Council approve an ordinance awarding a three-year contract, with two (2) one-year renewal options to Municipal Emergency Services on its low bid meeting specifications for Inspection, Maintenance, Repairs and Testing Services on Self-Contained Breathing Apparatus Units in the amount not to exceed \$952,625.00 for various departments.

This Invitation to Bid (ITB) was advertised in accordance with the requirements of the State of Texas bid laws. Prior to issuing the solicitation, the Strategic Procurement Division canvassed the City's registered vendor data base, as well as the market, to identify potential bidders who could possibly provide the type of services needed. Several prospective respondents downloaded the solicitation from SPD's e-bidding website, and two (2) responses were received as outlined below.

<u>Company</u>	<u>Bid Amount</u>
1. Municipal Emergency Services	\$ 952,625.00
2. Hoyt Enterprises Inc. dba Hoyt Breathing Air Products	\$ 1,042,846.00

The scope of work requires the contractor to provide all labor, materials, equipment, safety, insurance, transportation, and supervision necessary to perform preventive and remedial maintenance; monthly, quarterly, semi-annual and annual inspections and testing on stationary and mobile breathing apparatus

air units used by the Houston Fire Department (HFD), Houston Public Works (HPW), and the Houston Police Department (HPD). The self-contained breathing apparatus units are used by firefighters during

Police Department (HPD). The self-contained breathing apparatus units are used by firefighters during fire suppression activities. HPD and HPW may use these SCBAs for rescue operations or confined space projects. The contractor provides annual fit and flow testing on approximately 3,100 breathing air masks and approximately 1,100 air packs as mandated by the Texas Fire Commission. In addition, the contractor also provides these services on approximately 150 breathing apparatus units being used by HFD, HPW and HPD where an imminent danger to life or health exists. The items covered within the bid are specialized in the health and safety requirements, and a Scott Safety authorized distributor must perform the services on this equipment to maintain the warranty and ensure proper safety measures are taken at all times.

M/WBE Subcontracting:

MWBE zero-percentage goal document approved by the Office of Business Opportunity.

Pay or Play Program:

The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to play by providing health benefits to each covered employee in compliance with City policy.

Hire Houston First:

The proposed contract requires compliance with the City's Hire Houston First (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Municipal Emergency Services does not meet the requirements for HHF designation; no HHF firms were within three percent.

Fiscal Notes:

Funding for this item is included in the FY2022 adopted budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
Department	FY22	Out-Years	Total Amount
Houston Fire Department	\$109,252.16	\$502,430.98	\$611,683.14
Houston Public Works	\$24,510.00	\$298,343.03	\$322,853.03
Houston Police Department	\$3,617.76	\$14,471.07	\$18,088.83
Grand Total:	\$137,379.92	\$815,245.08	\$952,625.00

Amount and Source of Funding:

\$629,771.97 – General (1000)

\$317,853.03 – Water and Sewer System Fund (8300)

\$ 5,000.00 – Stormwater Fund (2302)

\$952,625.00 - Total

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Barbara Fisher, Purchasing Manager	FIN/SPD	832.393.8722
Roy Korthals, Sr. Procurement Specialist	FIN/SPD	832.393.8734
Viviaan Alba Cruz, Division Manager	HFD	832.394.6755

ATTACHMENTS:**Description**

Cover sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/19/2021

ALL

Item Creation Date: 7/9/2021

L29813 - Self-Contained Breathing Apparatus Systems - ORDINANCE (Municipal
Emergency Services, Inc.)

Agenda Item#: 30.

Summary:

NOT A REAL CAPTION

ORDINANCE awarding a contract to **MUNICIPAL EMERGENCY SERVICES, INC.** for Inspection, Maintenance, Repairs and Testing Services on Self-Contained Breathing Apparatus Units for Various Departments - \$952,625.00 - General, Enterprise and Other Funds

Background:

Formal Bid Received May 27, 2021 for S95-L29813 - Approve an ordinance awarding a contract to Municipal Emergency Services, Inc. in an amount not to exceed \$952,625.00 for Inspection, Maintenance, Repairs and Testing Services on Self-Contained Breathing Apparatus Units for Various Departments.

Specific Explanation:

The Chief Procurement Officer recommends that City Council approve an ordinance awarding a three-year contract, with two (2) one-year renewal options to Municipal Emergency Services on its low bid meeting specifications for Inspection, Maintenance, Repairs and Testing Services on Self-Contained Breathing Apparatus Units in the amount not to exceed \$952,625.00 for various departments.

This Invitation to Bid (ITB) was advertised in accordance with the requirements of the State of Texas bid laws. Prior to issuing the solicitation, the Strategic Procurement Division canvassed the City's registered vendor data base, as well as the market, to identify potential bidders who could possibly provide the type of services needed. Several prospective respondents downloaded the solicitation from SPD's e-bidding website, and two (2) responses were received as outlined below.

<u>Company</u>	<u>Bid Amount</u>
1. Municipal Emergency Services	\$ 952,625.00
2. Hoyt Enterprises Inc. dba Hoyt Breathing Air Products	\$ 1,042,846.00

The scope of work requires the contractor to provide all labor, materials, equipment, safety, insurance, transportation, and supervision necessary to perform preventive and remedial maintenance; monthly, quarterly, semi-annual and annual inspections and testing on stationary and mobile breathing apparatus air units used by the Houston Fire Department (HFD), Houston Public Works (HPW), and the Houston Police Department (HPD). The self-contained breathing apparatus units are used by firefighters during fire suppression activities. HPD and HPW may use these SCBAs for rescue operations or confined space projects. The contractor provides annual fit and flow testing on approximately 3,100 breathing air masks and approximately 1,100 air packs as mandated by the Texas Fire Commission. In addition, the contractor also provides these services on approximately 150 breathing apparatus units being used by HFD, HPW and HPD where an imminent danger to life or health exists. The items covered within the bid are specialized in the health and safety requirements, and a Scott Safety authorized distributor must perform the services on this equipment to maintain the warranty and ensure proper safety measures are taken at all times.

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Fiscal Notes:

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DocuSigned by:

Jerry Adams

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10/6/2021

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
Department	FY22	Out-Years	Total Amount
Houston Fire Department	\$109,252.16	\$502,430.98	\$611,683.14
Houston Public Works	\$24,510.00	\$298,343.03	\$322,853.03
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\$952,625.00 - Total

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Roy Korthals, Sr. Procurement Specialist	FIN/SPD	832.393.8734
Viviaan Alba Cruz, Division Manager	HFD	832.394.6755

ATTACHMENTS:

Description	Type
MES Delinquent Tax Report	Backup Material
Signed POP1 and POP2 forms	Backup Material
Secretary of State	Backup Material
COI and endorsements	Backup Material
Zero Goal OBO	Backup Material
HFD signed award recommendation	Backup Material
Contract signed by vendor and department	Contract/Exhibit
Ownership Information Form	Backup Material
COF - HPW	Backup Material
COF - HPD	Backup Material
Budget v Actuals	Financial Information
Coversheet	Signed Cover sheet
Funding Verification for Fund 8300	Financial Information
Funding Information SAP HPD 1000	Financial Information
HFD Funding Source	Financial Information
Budget vs Actual L29813 HPW 8300	Financial Information