AGENDA

CITY OF HOUSTON • CITY COUNCIL
July 26 & 27, 2022

MAYOR
SYLVESTER TURNER

CONTROLLER
CHRIS B. BROWN

DISTRICT COUNCIL MEMBERS
Amy Peck
District A
Tarsha Jackson
District B
Abbie Kamin
District C
Carolyn Evans-Shabazz
District D
Dave Martin
District E
Martha Castex-Tatum
District K

Tiffany D. Thomas
District F
Mary Nan Huffman
District G
Karla Cisneros
District H
Robert Gallegos
District I
Edward Pollard
District J

AT-LARGE COUNCIL MEMBERS
Mike Knox
Position 1
David W. Robinson
Position 2
Sallie Alcorn
Position 5

Michael Kubosh
Position 3
Letitia Plummer
Position 4

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.
AGENDA - COUNCIL MEETING Tuesday, July 26, 2022 - 2:00 PM
Hybrid Public Session (Virtual and in Person) & In-person Council Session

PRESENTATIONS

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

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Castex-Tatum

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 may participate 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# 475 880 738#. Details for signing up to speak in-person or virtually are posted at https://www.houstontx.gov/council/meetingsinfo.html.

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

SP07-26-2022

RECESS

RECONVENE

WEDNESDAY - JULY 27, 2022 - 9:00 A. M.

DESCRIPTIONS OR CAPTIONS OF AGENDA ITEMS WILL BE READ BY THE
CITY SECRETARY PRIOR TO COMMENCEMENT
MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 20

MISCELLANEOUS - NUMBERS 1

1. RECOMMENDATION from the Director of the Finance Department that the City Council receive the estimated Tax Year 2022 Appraisal Roll information, certify the Anticipated Collection Rate and appoint Alma Tamborello and LaToya Stephenson to calculate and publish the City's No-New-Revenue and Voter-Approval Tax Rates in accordance with the "Truth-In-Taxation" provisions of the State Tax Code

PURCHASING AND TABULATION OF BIDS - NUMBERS 2 through 5

2. ASSOCIATED SUPPLY COMPANY, INC for purchase of Street Sweepers through the Interlocal Agreement for Cooperative Purchasing with Sourcewell for the Fleet Management Department on behalf of Houston Airport System - $1,443,792.00 - Enterprise Fund

3. METRO FIRE APPARATUS SPECIALIST, INC for HAZMAT Truck through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for Public Safety and Homeland Security on behalf of the Houston Fire Department - $1,121,000.00 - Grant Fund

4. INFRAMARK, LLC for Emergency Purchase of Operation and Maintenance Services for the Greater Northeast Houston Service Area Water and Wastewater Utilities and Facilities for Houston Public Works - $1,667,137.55 - Enterprise Fund

5. THERMO ELECTRON NORTH AMERICA LLC for Gas Chromatograph System with Flame Ionization Dual Detector and two Samplers for Houston Public Works - $89,968.08 - Enterprise Fund

ORDINANCES - NUMBERS 6 through 20

6. ORDINANCE approving and authorizing third amendment agreement between City of Houston and THE VILLAGE LEARNING CENTER to provide additional Community Development Block Grant Funds to continue providing services to low-to-moderate income Houston residents with Intellectual and/or Developmental Disabilities (I/DD) - $200,000.00 - 1 Year - DISTRICT E - MARTIN

7. ORDINANCE amending Ordinance No. 2019-0268 to increase maximum contract amount for agreement between City of Houston and PORTER BURGESS COMPANY dba FLAIR DATA SYSTEMS for Powerware Uninterrupted Power Supply Maintenance and Support Services for the Houston Airport System - $250,000.00 - Enterprise Fund - DISTRICTS B - JACKSON and I - GALLEGOS

8. ORDINANCE suspending for ninety days the application of ENTERGY
TEXAS, INC, for authority to change rates and otherwise maintaining current rates in effect until changed - DISTRICT E - MARTIN

9. ORDINANCE appropriating additional funds in the amount of $185,290.00 out of Parks & Recreation Dedication Fund for contract with THE FIERRO GROUP LTD CO dba FENCE MASTER OF HOUSTON dba ADVANCED CONCRETE AND CONSTRUCTION dba FLORES STEEL (Approved by Ordinance Number 2021-530) for Fencing Upgrades and Bollard Installation at Highland, Harwin, Nieto and Mayfair Parks for the Houston Parks and Recreation Department - DISTRICTS B - JACKSON; F - THOMAS; H - CISNEROS and K - CASTEX-TATUM

10. ORDINANCE amending Ordinance No. 2017-0584, as amended by Ordinance No. 2021-0498, to increase maximum contract amount for agreement between City of Houston and PRAETORIAN GROUP, INC d/b/a LEXIPOL (previously, CAREER STEP, LLC), for Software Licensing, Hosting, Maintenance, Support, and Professional Services for Emergency Medical Tracking System for Houston Information Technology Services on behalf of the Houston Fire Department and approving and authorizing second amendment to extend the term of the aforementioned agreement and update the contractor’s name - 1 Year - $24,200.00 - Central Service Revolving Fund

11. ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and THE HOUSTON FORENSIC SCIENCE CENTER, INC for partnership in Forensic Lab Enhancements regarding Public Safety; providing a maximum contract amount - $3,000,000.00 - ARPA Recovery Fund

12. ORDINANCE approving and authorizing the submission of an electronic application for and acceptance of Grant Funds from the TEXAS DEPARTMENT OF TRANSPORTATION FY2023 Selective Traffic Enforcement Program (STEP) Comprehensive Motor Vehicle Traffic Safety Grant; declaring the City’s eligibility for such Grant; authorizing the Chief of the Houston Police Department ("Police Chief") to act as the City’s representative in the application process to accept such Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

13. ORDINANCE approving and authorizing the submission of an electronic application for and acceptance of Grant Funds from the TEXAS DEPARTMENT OF TRANSPORTATION FY2023 Selective Traffic Enforcement Program (STEP) Commercial Motor Vehicle Traffic Safety Grant; declaring the City’s eligibility for such Grant; authorizing the Chief of the Houston Police Department ("Police Chief") to act as the City’s representative in the application process to accept such Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

14. ORDINANCE consenting to the creation of HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 563, containing approximately 326.2 acres of land within the extraterritorial jurisdiction of the City of Houston, Texas authorizing the district to issue bonds, subject to certain conditions

15. ORDINANCE finding and determining that public convenience and necessity
no longer require the continued use of various 10-foot-wide waterline easements and fire hydrant easements; abandoning the easements to BKR MEMORIAL, LLC and BKR MEMORIAL II, LLC, the abutting property owners, in exchange for a cash payment of $1,911,376.00 and conveyance to the City of a 20-foot-wide waterline easement and two 25 feet by 15 feet water meter easements, all easements being located within the Memorial Heights Re-development and, situated in the John Austin Survey, Abstract No. 1, Houston, Harris County, Texas, and other good and valuable consideration - **DISTRICT H - CISNEROS**

16. **ORDINANCE** appropriating $326,550.00 out of Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax for an Advanced Funding Agreement between City of Houston and **STATE OF TEXAS**, acting by and through the Texas Department of Transportation for Shepherd-Durham Infrastructure Improvements; providing funding for CIP Cost Recovery financed by the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax - **DISTRICT C - KAMIN**

17. **ORDINANCE** approving and authorizing Advance Funding Agreement between City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Shepherd-Durham Infrastructure Improvements - $40,000,000.00 - Grant Fund - **DISTRICT C - KAMIN**

   This item should only be considered after passage of Item 16 above

18. **ORDINANCE** appropriating $42,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Contract between City of Houston and **SOWELLS CONSULTING ENGINEERS, LLC** for Wastewater Facilities – Lift Stations and Wastewater Treatment Plants; providing funding for CIP Cost Recovery financed by the Water & Sewer System Consolidated Construction Fund

19. **ORDINANCE** appropriating $36,104,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **BOYER, INC** for Westridge Regional Lift Station Construction and Abandonment of Kirby No. 1, Westridge and Main Street Lift Stations; 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 CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund, contingency, testing services, and construction management - **DISTRICT K - CASTEX-TATUM**

20. **ORDINANCE 2022-578**, passed first reading on July 20, 2022

   **ORDINANCE** granting to **TORO ROJO, INC d/b/a ACTION TRUCKING**, a Texas Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas - **SECOND READING**

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA**
MATTERS HELD - NUMBER 21

21. MUNICIPAL Setting Designation Ordinance prohibiting the use of
designated groundwater beneath a tract of land containing 1.40 acres
commonly known as 5212 Clinton Drive, Houston, Harris County, Texas;
supporting issuance of a Municipal Setting Designation by the Texas
Commission on Environmental Quality at the request of LONE STAR HEAT
TREATING CORPORATION - DISTRICT B - JACKSON
TAGGED BY COUNCIL MEMBER CASTEX-TATUM
This was Item 31 on Agenda of July 20, 2022

MATTERS TO BE PRESENTED BY COUNCIL - Council Member Kamin
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: 7/26/2022

Item Creation Date:

SP07-26-2022

Agenda Item#: 

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<td>SP07-26-2022</td>
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ASHLEY BUTLER – 5311 Dunmore Dr. – 77048 – 213-357-8706 – City streets – (In Person)

SEKAYI NYBERA – 3444 Blodgett St. – 77004 – 832-258-7523 – Complaining about City services – (In Person)

STEVE WILLIAMS – No Address – No Phone – Will appear to express opinion – (Teleconference)

ROBERT UNDERWOOD – 2221 Wentworth St. – 77004 – 832-868-7219 – Affordable Housing/Clean-up services – (Teleconference)

BRUCE BAILEY – 7618 Claiborne St. – 77016 – 832-413-9469 – Theft and HPD – (In Person)


Summary:
RECOMMENDATION from the Director of the Finance Department that the City Council receive the estimated Tax Year 2022 Appraisal Roll information, certify the Anticipated Collection Rate and appoint Alma Tamborello and LaToya Stephenson to calculate and publish the City's No-New-Revenue and Voter-Approval Tax Rates in accordance with the "Truth-In-Taxation" provisions of the State Tax Code.

Background:
The Truth-In-Taxation provisions of the State Tax Code require the City to take certain steps before adopting its ad valorem tax rate each year. The first of these steps is to (1) submit the City's estimated Tax Year 2022 appraisal roll information to City Council, (2) certify an anticipated collection rate to City Council, and (3) appoint representatives to calculate and publish the No-New Revenue and Voter-Approval Tax Rates.

Attached are the required reports of the estimated Tax Year 2022 appraisal roll information and the certification of anticipated collection rate.

It is recommended that the City Council receive the estimated Tax Year 2022 appraisal roll information, certify the anticipated collection rate, and appoint Alma Tamborello and LaToya Stephenson to calculate and publish the City's No-New Revenue and Voter-Approval Tax Rates in accordance with the "Truth-In-Taxation" provisions of the State Tax Code.

Will Jones, Interim Chief Business Officer/Interim Director of Finance

Prior Council Action:
July 28, 2021
Motion No. 2021-0450

Contact Information:
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CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 7/27/2022
ALL
Item Creation Date:
FIN Truth in Taxation 2022 #1
Agenda Item#: 3.

Summary:
NOT A REAL CAPTION
RECOMMENDATION from the Director of the Finance Department that the City Council (1) receive the estimated Tax Year 2022 Appraisal Roll information, (2) certify the anticipated collection rate and (3) appoint Alma Tamborello and LaToya Stephenson to calculate and publish the City's No-New-Revenue and Voter-Approval Tax Rates in accordance with the "Truth-In-Taxation" provisions of the State Tax Code.

Background:
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Prior Council Action:
July 28, 2021
Motion No. 2021-0450

Contact Information:
Melissa Dubowski, Deputy Director Phone: 832-393-3101
Alma Tamborello, Division Manager Phone: 832-393-9099
LaToya Stephenson, Staff Analyst Phone: 832-393-9028
Taxable Value of Certified Property: $1,564,657,099
Estimated Taxable Value of Property Under Protest: $49,135,687,719
Estimated Taxable Value of Property Still Not Certified: $239,437,713,026
Estimated Taxable Value of All Properties: $290,138,057,844

Estimated Taxable Value of New Improvements Included Above $5,325,915,649

CERTIFIED ANTICIPATED COLLECTION RATE AND EXCESS COLLECTIONS

The Tax Assessor-Collector of Harris County who acts as assessor and collector of ad valorem taxes for the City of Houston certified that the estimate of the anticipated collection rate for the City of Houston ad valorem taxes for tax year 2022 is 97.70% and there were $34,924,943 of excess debt collections for tax year 2021.
Summary:
ASSOCIATED SUPPLY COMPANY, INC for purchase of Street Sweepers through the Interlocal Agreement for Cooperative Purchasing with Sourcewell for the Fleet Management Department on behalf of Houston Airport System - $1,443,792.00 - Enterprise Fund

Background:
S87 - E32385-S - Approve the purchase from Associated Supply Company, Inc. for street sweepers through the Interlocal Agreement for Cooperative Purchasing with Sourcewell in the total amount of $1,443,792.00 for the Fleet Management Department on behalf of Houston Airport System.

Specific Explanation:
The Director of Fleet Management Department and the Interim Chief Procurement Officer recommend that City Council approve the purchase of four (4) street sweepers through the Interlocal Agreement for Cooperative Purchasing with Sourcewell in the total amount of $1,443,792.00 for Houston Airport System and that authorization be given to issue a purchase order to Associated Supply Company, Inc. The department’s personnel will utilize these sweepers daily to sweep streets surrounding the City of Houston Airports and airport property. Funding for this purchase is included in the adopted FY2023 Capital Improvement Plan.

The Fleet Management Department has reviewed the proposed procurement and determined that an alternative fuel vehicle is not available in a commercial configuration to satisfy the application in a practical manner.

These sweepers will come with a one (1) year or 1,000 hour limited parts and labor warranty. This sweeper will be a new addition to the department’s current 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:
**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 FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

<table>
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<th>Estimated Spending Authority</th>
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<tr>
<td>Department</td>
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<tr>
<td>Houston Airport System</td>
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**Amount and Source of Funding:**
$1,443,792.00
HAS-AIF Capital Outlay Fund
Fund No.: 8012

**Contact Information:**
Coryie Gilmore  SPD  (832) 393-8743
Lena Farris  SPD  (832) 393-8729
Keysha Grayson  FMD  (832) 393-6902

**ATTACHMENTS:**
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<td>E32385 - Street Sweepers (Associated Supply Company, Inc.) -</td>
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Background:
S87 - E32385-S - Approve the purchase from Associated Supply Company, Inc. for street sweepers through the Interlocal Agreement for Cooperative Purchasing with Sourcewell in the total amount of $1,443,792.00 for the Fleet Management Department on behalf of Houston Airport System.

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M/WBE Subcontracting:

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:
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Amount and Source of Funding:
$1,443,792.00
HAS-AIF Capital Outlay Fund
Fund No.: 8012

Contact Information:
Coryie Gilmore, SPD (713) 303-8743
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Summary:
METRO FIRE APPARATUS SPECIALIST, INC for HAZMAT Truck through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for Public Safety and Homeland Security on behalf of the Houston Fire Department - $1,121,000.00 - Grant Fund

Background:
S80-E32368-H - Approve the purchase of one (1) HAZMAT Truck from Metro Fire Apparatus Specialist, Inc. through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council (H-GAC) in the total amount of $1,121,000.00 for Public Safety and Homeland Security on behalf of the Houston Fire Department.

Specific Explanation:
The Director of Public Safety and Homeland Security and the Interim Chief Procurement Officer recommend that City Council approve the purchase of one (1) HAZMAT truck through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council (H-GAC) in the total amount of $1,121,000.00 for the Houston Fire Department and that authorization be given to issue purchase orders to the HGAC contractor Metro Fire Apparatus Specialist, Inc. The HAZMAT truck will be used by the Department to respond to HAZMAT emergencies in and around the Port of Houston and the Houston Ship Channel.

The HAZMAT truck will come with a full bumper-to-bumper warranty of two years and additional warranties of four years on the apparatus electrical system, five years on the engine and transmission, five years on parts and ten years on the cab and aluminum structural integrity. The life expectancy of the HAZMAT truck is twelve years.

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:
Zero-percent goal document approved by the Office of Business Opportunity

Hire Houston First:
This procurement is exempt for 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 Fiscal Note is required on grant items.

Jedediah Greenfield
Interim Chief Procurement Officer

Estimated Spending Authority

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<tr>
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Amount and Source of Funding:
$1,121,000.00
Federal/Local/State Passthrough - Grant Fund
Fund No.: 5030

Contact Information:
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Background:
S80-E32368-H - Approve the purchase of one (1) HAZMAT Truck from Metro Fire Apparatus Specialist, Inc. through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council (H-GAC) in the total amount of $1,121,000.00 for Public Safety and Homeland Security on behalf of the Houston Fire Department.

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MWBE Subcontracting:
Zero-percent goal document approved by the Office of Business Opportunity

Hire Houston First:
This procurement is exempt for 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 Fiscal Note is required on grant items.

7/18/2022

Jedediah Greenfield
Interim Chief Procurement Officer

Department Approval Authority

Estimated Spending Authority

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Amount and Source of Funding:
$1,121,000.00
Federal/Local/State Passthrough - Grant Fund
Fund No.: 5030

Contact Information:
Jordan Hargrove SPD 832-393-9125
Lena Farris SPD 832-393-8729
Kim House PSHS 832-393-0930

ATTACHMENTS:
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<td>Affidavit of Ownership Metro Fire</td>
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CITY OF HOUSTON - CITY COUNCIL  
Meeting Date: 7/26/2022  

Item Creation Date:
E32427 - Operation and Maintenance Services for GNEHSA (Inframark, LLC) - MOTION

Summary:
INFRAMARK, LLC for Emergency Purchase of Operation and Maintenance Services for the Greater Northeast Houston Service Area Water and Wastewater Utilities and Facilities for Houston Public Works - $1,667,137.55 - Enterprise Fund

Background:
Emergency Purchase Order (E32427) – Approve payment in an amount not to exceed $1,667,137.55 to Inframark, LLC for operation and maintenance services for the Greater Northeast Houston Service Area (GNEHSA) water and wastewater utilities and facilities from Inframark, LLC for Houston Public Works.

Specific Explanation:
The Director of Houston Public Works and the Interim Chief Procurement Officer recommend that City Council approve payment in an amount not to exceed $1,667,137.55 for operation and maintenance services for the Greater Northeast Houston Service Area (GNEHSA) water and wastewater utilities and facilities and that authorization be given to issue a purchase order to Inframark, LLC for Houston Public Works.

The Chief Procurement Officer issued an emergency purchase order to Inframark, LLC on June 15, 2021, to address the emergency need which required the contractor to provide all labor, supervision, parts, material and equipment necessary to provide seven days a week, 24 hours per day operational and maintenance coverage for GNEHSA utilities and facilities. This includes basic services which are routine operation and maintenance services and additional services that extend beyond the basic services that are required on an as needed basis and are reimbursed based on time and materials.

The contract funds were drawn down faster than anticipated primarily due to the ongoing, temporary repair work that is required as a result of damage caused by Hurricane Harvey and other weather events. The City has been working with FEMA to settle damage, repair and mitigation costs to the assets so permanent repairs can begin. The additional funding was required to maintain the uninterrupted operations for water and wastewater utilities and facilities of GNEHSA and ensure operations at optimum efficiencies as required to protect public health and safety. A new contract has been solicited and is in place.

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:
Zero-percent 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 a health and safety purchase order for this procurement.

Fiscal Note:
Funding for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Jedediah Greenfield  
Interim Chief Procurement Officer

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

Estimated Spending Authority:

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<tr>
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Amount and Source of Funding:
$1,667,137.55
Water & Sewer System Operating Fund
Fund No.: 8300

**Contact Information:**
Brian Blum, Interim Assistant Director (832) 395-2717

**ATTACHMENTS:**

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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:
Zero-percent goal document approved by the Office of Business Opportunity

Hire Houston First:
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Fiscal Note:
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<td>$1,667,137.55</td>
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Amount and Source of Funding:
$1,667,137.55
Water & Sewer System Operating Fund
Fund No.: 8300
**Contact Information:**
Brian Blum, Interim Assistant Director (832) 395-2717

**ATTACHMENTS:**

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Summary:
THERMO ELECTRON NORTH AMERICA LLC for Gas Chromatograph System with Flame Ionization Dual Detector and two Samplers for Houston Public Enterprise Fund

Background:
Sole source (N32311) - Approve the sole source purchase from Thermo Electron North America LLC in the total amount of $89,968.08 for a gas chromatograph system with flame ionization dual detector and two samplers for the Houston Public Works.

Specific Explanation:
The Director of the Houston Public Works and the Interim Chief Procurement Officer recommend that City Council approve the sole source purchase of a gas chromatograph system with flame ionization dual detector and two samplers from Thermo Electron North America LLC in the total amount of $89,968.08 and that authorization be given to issue a purchase order.

This gas chromatograph system with flame ionization dual detector (GC-FID) and two samplers are needed to replace existing laboratory equipment which was purchased in 2018 and requires extensive upkeep to stay in compliance with the Texas Commission on Environmental Quality (TCEQ). Due to TCEQ revised analytical methods and minimum analytical levels (MALs) for analysis of volatile and semi-volatile compounds, the City will not be able to meet the required levels with the current gas chromatograph and mass selective detector (GC-MSD) instruments, and therefore must be upgraded for compliance. The new GC/FID equipment will come with a full one-year manufacturer’s warranty on materials and workmanship and the estimated life expectancy is 20 years.

Thermo Electron North America LLC is the sole manufacturer, supplier, and distributor of a gas chromatograph system with flame ionization detector and two samplers.

This recommendation is made pursuant to subsection 252.022(a)(7) of the Texas Local Government Code, which provides that “a procurement of items that are available from only one source” is exempt from the competitive requirements for purchases.

MWBE Participation:
This procurement is exempt from the City’s MWBE subcontracting as the total project expenditure does not exceed the $100,000.00 City’s threshold.

Hire Houston First:
This procurement is exempt from the City’s Hire Houston First Ordinance. Bids were not solicited because the department is utilizing a sole source contractor for this purchase.

Fiscal Note:
Funding for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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Jedediah Greenfield
Interim Chief Procurement Officer

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

Estimated Spending Authority

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Amount and Source of Funding:
$89,968.08
Combined Utility System Gen Purpose Fund
Fund No.: 8305

Contact Information:
NAME: Lena Farris, Purchasing Manager
PHONE NO: (832) 393-8729
DEPARTMENT/DIVISION: FIN/SPD

NAME: Katie Moore, Sr. Procurement Specialist
PHONE NO: (832) 393-8710
DEPARTMENT/DIVISION: FIN/SPD

NAME: Brian Blum, Deputy Assistant Director
PHONE NO: (832) 395-2717
DEPARTMENT/DIVISION: HPW

ATTACHMENTS:
Description: Signed Coversheet
Type: Signed Cover Sheet
CITY OF HOUSTON - CITY COUNCIL  
Meeting Date: 7/27/2022  
ALL  
Item Creation Date: 6/3/2022  
N32311 - Gas Chromatograph System (Thermo Electron North America LLC) - MOTION  

Agenda Item#: 4.

Background:  
Sole source (N32311) - Approve the sole source purchase from Thermo Electron North America LLC in the total amount of $89,968.08 for a flame ionization dual detector and two samplers for the Houston Public Works.

Specific Explanation:  
The Director of the Houston Public Works and the Interim Chief Procurement Officer recommend that City Council approve the sole source purchase with flame ionization dual detector and two samplers from Thermo Electron North America LLC in the total amount of $89,968.08 and that authorize order.

This gas chromatograph system with flame ionization dual detector (GC-FID) and two samplers are needed to replace existing laboratory equipment which is extensive upkeep to stay in compliance with the Texas Commission on Environmental Quality (TCEQ). Due to (TCEQ) revised analytical methods and new analysis of volatile and semi-volatile compounds, the City will not be able to meet the required levels with the current gas chromatograph and mass selective detector therefore must be upgraded for compliance. The new GC/FID equipment will come with a full one-year manufacturer’s warranty on materials and workmanship is 20 years.

Thermo Electron North America LLC is the sole manufacturer, supplier, and distributor of a gas chromatograph system with flame ionization detector and this recommendation is made pursuant to subsection 252.022(a)(7) of the Texas Local Government Code, which provides that “a procurement of items” is exempt from the competitive requirements for purchases.

MWBE Participation:  
This procurement is exempt from the City’s MWBE subcontracting as the total project expenditure does not exceed the $100,000.00 City’s threshold.

Hire Houston First:  
This procurement is exempt from the City’s Hire Houston First Ordinance. Bids were not solicited because the department is utilizing a sole source contract.

Fiscal Note:  
Funding for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

7/14/2022  

Jedediah Greenfield  
Interim Chief Procurement Officer  

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

Estimated Spending Authority  

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Amount and Source of Funding:  

$89,968.08  
Combined Utility System Gen Purpose Fund  
Fund No.: 8305  

Contact Information:  

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<th>NAME</th>
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<td>Lena Farris, Purchasing Manager</td>
<td>FIN/SPD</td>
<td>(832) 393-8729</td>
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<tr>
<td>Katie Moore, Sr. Procurement Specialist</td>
<td>FIN/SPD</td>
<td>(832) 393-8710</td>
</tr>
<tr>
<td>Brian Blum, Deputy Assistant Director</td>
<td>HPW</td>
<td>(832) 395-2717</td>
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Summary:
ORDINANCE approving and authorizing third amendment agreement between City of Houston and THE VILLAGE LEARNING CENTER to provide additional Community Development Block Grant Funds to continue providing services to low-to-moderate income Houston residents with Intellectual and/or Developmental Disabilities (I/DD) - $200,000.00 - 1 Year - DISTRICT E - MARTIN

Background:
The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance authorizing a Third Amendment to the Agreement between the City of Houston and The Village Learning Center, providing up to an additional $200,000.00 in Community Development Block Grant (CDBG) funds for the provision of vocational/educational case management services to 125 individuals with intellectual or developmental disabilities.

<table>
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<tr>
<th>Category</th>
<th>Agreement Amount</th>
<th>Percent</th>
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<td>Program Services</td>
<td>$176,000.00</td>
<td>88%</td>
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<td>Administration</td>
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<td>12%</td>
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<tr>
<td>Total</td>
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<td>100%</td>
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HCD conducted a Notice of Funding Availability (NOFA) for CDBG public services in fiscal year 2019 with the option to renew in up to one-year increments. The initial agreement period was March 1, 2019 – February 29, 2020, with administrative extensions and subsequent amendments extending the term to August 31, 2022. This Third Amendment will extend the term to July 31, 2023. The Village Learning Center has received funding from HCD since 2012.

The City provides approximately 33% of the funding for this program. As of May 31, 2022, The Village Learning Center exceeded its original goal of serving 125 individuals by serving 148 individuals and has expended 80% of available funding. This agency had no findings in its most recent compliance monitoring.

No Fiscal Note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on April 19, 2022.
Prior Council Action:
02/20/2019 (O) 2019-107
03/25/2020 (O) 2020-215
06/23/2021 (O) 2021-520

Amount and Source of Funding:
$200,000.00
Federal Government – Grant Funded
Fund 5000

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

ATTACHMENTS:
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This item was reviewed by the Housing and Community Affairs Committee on April 19, 2022.

Prior Council Action:
02/20/2019 (O) 2019-107; 03/25/2020 (O) 2020-215; 06/23/2021 (O) 2021-520

Amount and Source of Funding:
$200,000.00 Federal Government – Grant Funded (5000)

Contact Information:
Roxanne Lawson
(832) 394-6307

ATTACHMENTS:
Description                                      Type
2021-520 - Second Amendment                    Backup Material
Form B                                         Backup Material
Delinquent Tax Report                          Backup Material
Affidavit of Ownership                         Backup Material
Departmental Sign Offs - PNFDF                 Financial Information
SAP Documents                                 Financial Information
Summary:
ORDINANCE amending Ordinance No. 2019-0268 to increase maximum contract amount for agreement between City of Houston and PORTER BURGESS COMPANY dba FLAIR DATA SYSTEMS for Powerware Uninterrupted Power Supply Maintenance and Support Services for the Houston Airport System - $250,000.00 - Enterprise Fund - DISTRICTS B - JACKSON and I - GALLEGOS

Background:
RECOMMENDATION:
Enact an ordinance amending Ordinance 2019-0268 to increase the maximum contract amount for an agreement with Porter Burgess Company dba Flair Data Systems for Powerware Uninterrupted Power Supply (UPS) Maintenance and Support Services.

SPECIFIC EXPLANATION:
On April 10, 2019, City Council enacted Ordinance 2019-0268, awarding a contract to Porter Burgess dba Flair Data Systems for Powerware Uninterrupted Power Supply (UPS) Maintenance and Support Services and setting a maximum contract amount of $1,089,850.80.

The scope of work requires the contractor to provide all labor, materials, supplies, tools, and equipment for the maintenance, support, supervision, and transportation necessary to support thirty-four (34) UPS units at George Bush Intercontinental Airport/Houston (IAH) and seven (7) UPS units at William P. Hobby Airport (HOU). UPS units provide power protection for the most critical Houston Airport System (HAS) technology systems and provide power (filter/backup) protection for the heart of HAS operations, including servers, internal/external communications, airport communications center, public Wi-Fi, phones and computer networks, and Parking Access and Revenue Control Systems (PARCS).

Additional funding is needed to replace batteries and capacitors for UPS units at IAH and HOU. Increasing the maximum contract amount by $250,000.00 will provide sufficient capacity for needed battery and capacitor replacements to be purchased throughout the remaining life of the agreement that ends in May 2024.
**MWBE Participation:**
An MWBE zero percent goal document was approved for this agreement.

**Fiscal Note:**
Funding for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

**Director’s Signature:**

___________________________                      ____________________________
Mario C. Diaz                                                          Jedediah Greenfield
Houston Airport System                                          Interim Chief Procurement Officer

<table>
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<td><strong>DEPARTMENT</strong></td>
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**Prior Council Action:**
04/10/2019 (O) 2019-0268

**Amount and Source of Funding:**
$250,000.00
HAS Revenue Fund
Fund 8001

**Contact Information:**
Todd Curry    281/233-1896
Darryl Daniel 281/233-1931

**ATTACHMENTS:**
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MWBE Participation:
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Fiscal Note:
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Director’s Signature:

Houston Airport System

Estimated Spending Authority

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Prior Council Action:
04/10/2019 (O) 2019-0268

Amount and Source of Funding:
$250,000.00
HAS Revenue Fund
Fund 8001

Contact Information:
Todd Curry  281/233-1896
Summary:
ORDINANCE suspending for ninety days the application of ENTERGY TEXAS, INC, for authority to change rates and otherwise maintaining current rates in effect until changed - DISTRICT E - MARTIN

Background:
The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance relating to the retail electric rates of Entergy Texas, Inc. (Entergy) within the City of Houston (City); suspending for 90 days the effective date of the proposed rate increase and otherwise maintaining current rates in effect until changed.

Entergy provides electric service to approximately 484,000 Texas retail customers. According to the utility, Entergy serves approximately 1,800 customers in the Kingwood area — 1,500 residential and 300 commercial customers. The City of Houston exercises original jurisdiction over the rates, operations, and services of Entergy under the provisions of the Texas Utilities Code for customers within Houston city limits. Houston participates in Entergy proceedings, including rate case proceedings, as a member of the Steering Committee of Cities (Coalition), a group of similarly situated cities with Entergy customers within their city limits.

On July 1, 2022, Entergy filed a Statement of Intent and Application for Authority to Change Rates within its service territory, including the City of Houston for Houston customers. Entergy is requesting an annual base rate and rider revenue increase of $131.4 million, an 11.2% increase over current rates (excluding fuel revenues). If the Company’s revenue request is approved, the average residential customer using 1,000 kWh of electricity will experience a $13.50 increase to the monthly bill. The table below outlines the proposed base rate and rider revenue increase by customer class.

<table>
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<th>Customer Class</th>
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<th>Proposed Increase</th>
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<td>Residential</td>
<td>$612,348,888</td>
<td>$696,098,272</td>
<td>$83,749,384</td>
<td>13.68%</td>
</tr>
<tr>
<td>Small General Service</td>
<td>$47,272,327</td>
<td>$50,636,335</td>
<td>$3,364,008</td>
<td>7.12%</td>
</tr>
<tr>
<td>General Service</td>
<td>$225,789,221</td>
<td>$245,029,386</td>
<td>$19,240,165</td>
<td>8.52%</td>
</tr>
<tr>
<td>Large General Service</td>
<td>$67,877,565</td>
<td>$72,149,166</td>
<td>$4,271,601</td>
<td>6.29%</td>
</tr>
<tr>
<td>Large Industrial</td>
<td>$203,740,384</td>
<td>$222,650,848</td>
<td>$18,910,464</td>
<td>9.28%</td>
</tr>
</tbody>
</table>
According to the Texas Utilities Code, Entergy’s new rates will take effect August 5, 2022 — 35 days after filing — unless City Council adopts an ordinance suspending the proposed effective date for 90 days to November 3, 2022. The suspension period will provide the City, in cooperation with the Coalition of cities, the time necessary to review the request and prepare a final recommendation for consideration by the Mayor and City Council. Rate consultants engaged through the coalition will assist with the review and in preparing the final recommendation.

ARA recommends that City Council adopt an ordinance suspending for 90 days the effective date of the proposed rate increase and maintaining current rates in effect.

**Fiscal Note**
There is no impact to the fiscal budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

**Departmental Approval Authority:**

<table>
<thead>
<tr>
<th>Tina Paez, Director</th>
<th>Other Authorization</th>
</tr>
</thead>
<tbody>
<tr>
<td>Administration &amp; Regulatory Affairs Department</td>
<td></td>
</tr>
</tbody>
</table>

**Contact Information:**
Naelah Yahya, Council Liaison    Phone: (832) 393-8530
Alisa Talley, Division Manager    Phone: (832) 393-8531

**ATTACHMENTS:**

<table>
<thead>
<tr>
<th>Description</th>
<th>Type</th>
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<tr>
<td>7.12.2022 Ordinance Suspending the Effective Date of Entergy Texas Inc.’s Proposed Rates</td>
<td>Signed Cover sheet</td>
</tr>
<tr>
<td>Cover Sheet</td>
<td></td>
</tr>
</tbody>
</table>
Background:
The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance relating to the retail electric rates of Entergy Texas, Inc. (Entergy) within the City of Houston (City); suspending for 90 days the effective date of the proposed rate increase and otherwise maintaining current rates in effect until changed.

Entergy provides electric service to approximately 484,000 Texas retail customers. According to the utility, Entergy serves approximately 1,800 customers in the Kingwood area — 1,500 residential and 300 commercial customers. The City of Houston exercises original jurisdiction over the rates, operations, and services of Entergy under the provisions of the Texas Utilities Code for customers within Houston city limits. Houston participates in Entergy proceedings, including rate case proceedings, as a member of the Steering Committee of Cities (Coalition), a group of similarly situated cities with Entergy customers within their city limits.

On July 1, 2022, Entergy filed a Statement of Intent and Application for Authority to Change Rates within its service territory, including the City of Houston for Houston customers. Entergy is requesting an annual base rate and rider revenue increase of $131.4 million, an 11.2% increase over current rates (excluding fuel revenues). If the Company’s revenue request is approved, the average residential customer using 1,000 kWh of electricity will experience a $13.50 increase to the monthly bill. The table below outlines the proposed base rate and rider revenue increase by customer class.

<table>
<thead>
<tr>
<th>Customer Class</th>
<th>Current</th>
<th>Proposed</th>
<th>Proposed Increase</th>
<th>Percent Change</th>
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<tr>
<td>Residential</td>
<td>$612,348,888</td>
<td>$696,098,272</td>
<td>$83,749,384</td>
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<td>Large Industrial</td>
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<td>$222,650,848</td>
<td>$18,910,464</td>
<td>9.28%</td>
</tr>
<tr>
<td>Lighting Service</td>
<td>$16,355,739</td>
<td>$18,217,729</td>
<td>$1,861,990</td>
<td>11.38%</td>
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<tr>
<td>Total Proposed Increase</td>
<td>$1,173,384,124</td>
<td>$1,304,781,736</td>
<td>$131,397,612</td>
<td>11.20%</td>
</tr>
</tbody>
</table>

According to the Texas Utilities Code, Entergy’s new rates will take effect August 5, 2022 — 35 days after filing — unless City Council adopts an ordinance suspending the proposed effective date for 90 days to November 3, 2022. The suspension period will provide the City, in cooperation with the Coalition of cities, the time necessary to review the request and prepare a final recommendation for consideration by the Mayor and City Council. Rate consultants engaged through the coalition will assist with the review and in preparing the final recommendation.

ARA recommends that City Council adopt an ordinance suspending for 90 days the effective date of the proposed rate increase and maintaining current rates in effect.

Fiscal Note
There is no impact to the fiscal budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Departmental Approval Authority:

Tina Paez, Director
Administration & Regulatory Affairs Department

Contact Information:
Naelah Yahya, Council Liaison Phone: (832) 393-8530
Alisa Talley, Division Manager Phone: (832) 393-8531
Summary:
ORDINANCE appropriating additional funds in the amount of $185,290.00 out of Parks & Recreation Dedication Fund for contract with THE FIERRO GROUP LTD CO dba FENCERMASTER OF HOUSTON dba ADVANCED CONCRETE AND CONSTRUCTION dba FLORES STEEL (Approved by Ordinance Number 2021-530) for Fencing Upgrades and Bollard Installation at Highland, Harwin, Nieto and Mayfair Parks for the Houston Parks and Recreation Department - DISTRICTS B - JACKSON; F - THOMAS; H - CISNEROS and K - CASTEX-TATUM

Background:
RECOMMENDATION: Appropriate additional funds for the project.

SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate an additional $185,290.00 to the existing contract with The Fierro Group, LTD. Co. dba Fencemaster of Houston dba Advanced Concrete and Construction dba Flores Steel, for fencing upgrades and bollard installation at Highland, Harwin, Nieto and Mayfair Parks for the Houston Parks and Recreation Department.

PROJECT LOCATIONS:

<table>
<thead>
<tr>
<th>Park</th>
<th>Address</th>
<th>Council Dist.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Highland</td>
<td>3316 DeSoto</td>
<td>Dist. B</td>
</tr>
<tr>
<td>Harwin</td>
<td>11305 Harwin</td>
<td>Dist. F</td>
</tr>
<tr>
<td>Nieto</td>
<td>500 Port</td>
<td>Dist. H</td>
</tr>
<tr>
<td>Mayfair</td>
<td>6000 Arthington</td>
<td>Dist. K</td>
</tr>
</tbody>
</table>

PROJECT DESCRIPTION:

**Highland Park:** Replace existing fencing and enclose the tennis court and install a gate and wind screens.
**Harwin Park:** Remove existing chain link fence and install ornamental fencing around the perimeter of the park and install a rolling gate.

**Nieto Park:** Remove existing 6’ chain link fence and gates and replace with 6’ ornamental fence and gate including a locking maintenance gate.

**Mayfair Park:** Remove bollards along front of park and install new 4’ ornamental fence and remove a 6’ chain link fence along bayou edge and install a new 6’ ornamental fence.

**PREVIOUS HISTORY AND PROJECT SCOPE:** On June 23, 2021, by Ordinance No. 2021-530 City Council awarded a three-year contract with two (2) one-year renewal options to The Fierro Group, LTD Co. dba Fencemaster of Houston dba Advanced Concrete and Construction dba Flores Steel in an amount not to exceed $12,891,610.30 for fence and bollard replacement and repair services for various departments. To date, $676,252.00 has been expended on the contract.

**M/WBE INFORMATION:** The contract was awarded with a 11% M/WBE goal. To date, contractor has achieved 19.88% M/WBE participation.

**FISCAL NOTE:** No significant Fiscal Operating Impact is anticipated for these projects.

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

**DIRECTOR’S SIGNATURE/DATE:**

________________________________________
C. J. Messiah, Jr.
General Services Department

________________________________________
Kenneth Allen
Houston Parks and Recreation Department

**Prior Council Action:**
Ordinance No. 2021-530; June 23, 2021

**Amount and Source of Funding:**
$185,290.00
Parks & Recreation Dedication Fund
Fund 4035
Contact Information:
Enid M. Howard, Council Liaison
General Services Department
Phone: 832.393.8023

ATTACHMENTS:
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<tr>
<td>Signed Coversheet</td>
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<tr>
<td>Site and Vicinity Maps</td>
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</table>
CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 6/29/2022
District B, District F, District H, District K
Item Creation Date: 6/2/2022

25PARK370 – Appropriate Funds - The Fierro Group, LTD. Co. dba Fencemaster of Houston dba Advanced Concrete and Construction dba Flores Steel – Highland, Harwin, Nieto and Mayfair Parks

Agenda Item#: 8.

Background:
RECOMMENDATION: Appropriate additional funds for the project.

SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate an additional $185,290.00 to the existing contract with The Fierro Group, LTD. Co. dba Fencemaster of Houston dba Advanced Concrete and Construction dba Flores Steel, for fencing upgrades and bollard installation at Highland, Harwin, Nieto and Mayfair Parks for the Houston Parks and Recreation Department.

PROJECT LOCATIONS:

<table>
<thead>
<tr>
<th>Park</th>
<th>Address</th>
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<tbody>
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<td>Harwin Park</td>
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<td>Nieto Park</td>
<td>500 Port</td>
<td>Dist. H</td>
</tr>
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<td>Mayfair Park</td>
<td>6000 Arthington</td>
<td>Dist. K</td>
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PROJECT DESCRIPTION:

**Highland Park:** Replace existing fencing and enclose the tennis court and install a gate and wind screens.

**Harwin Park:** Remove existing chain link fence and install ornamental fencing around the perimeter of the park and install a rolling gate.

**Nieto Park:** Remove existing 6’ chain link fence and gates and replace with 6’ ornamental fence and gate including a locking maintenance gate.

**Mayfair Park:** Remove bollards along front of park and install new 4’ ornamental fence and remove a 6’ chain link fence along bayou edge and install a new 6’ ornamental fence.

PREVIOUS HISTORY AND PROJECT SCOPE: On June 23, 2021, by Ordinance No. 2021-530 City Council awarded a three-year contract with two (2) one-year renewal options to The Fierro Group, LTD. Co. dba Fencemaster of Houston dba Advanced Concrete and Construction dba Flores Steel in an amount not to exceed $12,891,610.30 for fence and bollard replacement and repair services for various departments. To date, $676,252.00 has been expended on the contract.

M/WBE INFORMATION: The contract was awarded with a 11% M/WBE goal. To date, contractor has achieved 19.88% M/WBE participation.
FISCAL NOTE: No significant Fiscal Operating Impact is anticipated for these projects.

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

DIRECTOR’S SIGNATURE/DATE:

[Signature]
C. J. Messiah, Jr.
General Services Department

6/9/2022

Kenneth Allen
Houston Parks and Recreation Department

Prior Council Action:
Ordinance No. 2021-530; June 23, 2021

Amount and Source of Funding:
$ 185,290.00 – Parks & Recreation Dedication Fund (4035)

Contact Information:
Enid M. Howard
Council Liaison
Phone: 832.393.8023

ATTACHMENTS:

<table>
<thead>
<tr>
<th>Description</th>
<th>Type</th>
</tr>
</thead>
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<tr>
<td>Site and Vicinity Maps</td>
<td>Backup Material</td>
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<tr>
<td>Previous RCA and Ordinance</td>
<td>Backup Material</td>
</tr>
<tr>
<td>Form B</td>
<td>Backup Material</td>
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<td>CIP Form A</td>
<td>Backup Material</td>
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<td>Delinquent Tax Report</td>
<td>Backup Material</td>
</tr>
<tr>
<td>Document 1295</td>
<td>Backup Material</td>
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</table>
Highland Park
3316 DeSoto
HOUSTON TX 77091

COUNCIL DISTRICT "B"
Highland Park
3316 DeSoto
HOUSTON TX 77091
Harwin Park
11305 Harwin
HOUSTON TX 77072

COUNCIL DISTRICT "F"
Harwin Park
11305 Harwin
HOUSTON TX 77072

COUNCIL DISTRICT "F"
Nieto Park

500 Port
HOUSTON TX 77020

COUNCIL DISTRICT "H"
Nieto Park
500 Port
HOUSTON TX 77020

COUNCIL DISTRICT "H"
Mayfair Park
6000 Arthington
HOUSTON TX 77053

COUNCIL DISTRICT "K"
Mayfair Park
6000 Arthington
HOUSTON TX 77053

COUNCIL DISTRICT "K"
Summary:
ORDINANCE amending Ordinance No. 2017-0584, as amended by Ordinance No. 2021-0498, to increase maximum contract amount for agreement between City of Houston and PRAETORIAN GROUP, INC d/b/a LEXIPOL (previously, CAREER STEP, LLC), for Software Licensing, Hosting, Maintenance, Support, and Professional Services for Emergency Medical Tracking System for Houston Information Technology Services on behalf of the Houston Fire Department and approving and authorizing second amendment to extend the term of the aforementioned agreement and update the contractor’s name - 1 Year - $24,200.00 - Central Service Revolving Fund

Background:
S49-T25936.A2 - Approve an ordinance authorizing a second amendment to Contract No. 4600014493 between the City of Houston and Praetorian Group, Inc. d/b/a Lexipol (previously, Career Step, LLC) (approved by Ordinance No. 2017-0584 on August 2, 2017) to extend the contract term from August 11, 2022 to August 10, 2023 and to update the contractor’s name to Praetorian Group, Inc. d/b/a Lexipol and to increase the maximum contract amount from $239,600.00 to $263,800.00, for Software Licensing, Hosting, Maintenance, Support, and Professional Services for an Emergency Medical Tracking System for the Houston Information Technology Services on behalf of the Houston Fire Department.

Specific Explanation:
The Chief Information Officer and the Interim Chief Procurement Officer recommend that City Council approve an ordinance authorizing a second amendment to the contract between the City of Houston and Praetorian Group, Inc. D/B/A Lexipol (previously, Career Step, LLC) to increase the maximum contract amount from $239,600.00 to $263,800.00, to extend the contract term from August 11, 2022 to August 10, 2023 and to update the contractor’s name to Praetorian Group, Inc. d/b/a Lexipol (previously, Career Step, LLC) for Software Licensing, Hosting, Maintenance, Support, and Professional Services for an Emergency Medical Tracking System for the Houston Information Technology Services (HITS) on behalf of the Houston Fire Department (HFD).

The contract was awarded on August 2, 2017, by Ordinance No. 2017-0584 for a three (3) year term, with two (2) additional one-year options, in the original amount of $178,000.00. On July 17, 2019, a first amendment was approved by Ordinance 2019-0533, whereby the scope, fee schedule and rate card of the original agreement was deleted in its entirety and replaced. On June 16, 2021, by Ordinance No. 2021-0498, the maximum contract amount was increased by $61,600.00 to continue to utilize an enhanced database that the software application utilizes, resulting in a new maximum contact amount of $239,600.00.

The scope of work requires the contractor to provide Software Licensing, Hosting, Maintenance, Support, and Professional Services for an Emergency Medical Tracking System that provides the following key features:

- Tracking of various HFD Emergency Medical Services technician certifications.
- Tracking and completion of required Continuing Education (CE) hours and credential status.
- Tracking of employee/member immunizations status and requirements.

M/WBE Subcontracting:
The Office of Business Opportunity approved a pre-award Good Faith Effort of a 0% MWBE goal in 2017.

Fiscal Note:
Funding for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required stated in the Financial Policies.

_______________________________________
Jedediah Greenfield
Interim Chief Procurement Officer

Department Approval Authority
Estimated Spending Authority

<table>
<thead>
<tr>
<th>DEPARTMENT</th>
<th>FY2023</th>
<th>OUT YEARS</th>
<th>TOTAL</th>
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<tr>
<td>Houston Information Technology Services</td>
<td>$24,000.00</td>
<td>$200.00</td>
<td>$24,200.00</td>
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Prior Council Action:
Ordinance No.: 2017-0584, passed August 2, 2017
Ordinance No.: 2019-0533, passed July 17, 2019
Ordinance No.: 2021-0498, passed June 16, 2021

Amount and Source of Funding:
$24,200.00
Central Service Revolving Fund
Fund No. 1002

Contact Information:

<table>
<thead>
<tr>
<th>NAME</th>
<th>DEPARTMENT/DIVISION</th>
<th>PHONE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yesenia Chuca, Purchasing Manager</td>
<td>FIN/SPD</td>
<td>(832) 393-8727</td>
</tr>
<tr>
<td>Norbert Aguilar, Sr. Procurement Specialist</td>
<td>FIN/SPD</td>
<td>(832) 393-8751</td>
</tr>
<tr>
<td>Jane Wu, Assistant Director, Resource Management</td>
<td>HITS</td>
<td>(832) 393-0013</td>
</tr>
</tbody>
</table>

ATTACHMENTS:

<table>
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<tr>
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</table>
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S49-T25936.A2 - Approve an ordinance authorizing a second amendment to Contract No. 4600014493 between the City of Houston and Praetorian Group, Inc. d/b/a Lexipol (previously, Career Step, LLC) (approved by Ordinance No. 2017-0584 on August 2, 2017) to extend the contract term from August 11, 2022 to August 10, 2023 and to update the contractor’s name to Praetorian Group, Inc. d/b/a Lexipol and to increase the maximum contract amount from $239,600.00 to $263,800.00, for Software Licensing, Hosting, Maintenance, Support, and Professional Services for an Emergency Medical Tracking System for the Houston Information Technology Services on behalf of the Houston Fire Department.

Specific Explanation:
The Chief Information Officer and the Interim Chief Procurement Officer recommend that City Council approve an ordinance authorizing a second amendment to the contract between the City of Houston and Praetorian Group, Inc. D/B/A Lexipol (previously, Career Step, LLC) to increase the maximum contract amount from $239,600.00 to $263,800.00, to extend the contract term from August 11, 2022 to August 10, 2023 and to update the contractor’s name to Praetorian Group, Inc. d/b/a Lexipol (previously, Career Step, LLC) for Software Licensing, Hosting, Maintenance, Support, and Professional Services for an Emergency Medical Tracking System for the Houston Information Technology Services (HITS) on behalf of the Houston Fire Department (HFD).

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M/WBE Subcontracting:
The Office of Business Opportunity approved a pre-award Good Faith Effort of a 0% MWBE goal in 2017.

Fiscal Note:
Funding for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required stated in the Financial Policies.

7/15/2022

Jedediah Greenfield
Interim Chief Procurement Officer

Department Approval Authority

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<td><strong>DEPARTMENT</strong></td>
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<td>Houston Information Technology Services</td>
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Prior Council Action:
Ordinance No.: 2017-0584, passed August 2, 2017
Ordinance No.: 2019-0533, passed July 17, 2019
Ordinance No.: 2021-0498, passed June 16, 2021

Amount and Source of Funding:
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Central Service Revolving Fund
Fund No. 1002

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<td>Cert. of Funds</td>
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<td>Ordinance/Resolution/Motion</td>
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Summary:
ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and THE HOUSTON FORENSIC SCIENCE CENTER, INC for partnership in Forensic Lab Enhancements regarding Public Safety; providing a maximum contract amount - $3,000,000.00 - ARPA Recovery Fund

Background:
The Chief Development Officer for the Mayor’s Office recommends that City Council approve a Subrecipient Agreement between the City of Houston (“City”) and the Houston Forensic Science Center, Incorporated, (“HFSC”) in an amount not to exceed $3,000,000.00 for Partnership in Forensic Lab Enhancements Regarding Public Safety (“Subrecipient Agreement”).

This Agreement is part of Mayor Sylvester Turner’s One Safe Houston program, a comprehensive violence reduction initiative that recommends utilizing funds from the American Rescue Plan Act (“ARPA”) State and Local Fiscal Relief Fund (“SLFRF”) to improve public safety and reduce the harms caused by violent crime. COVID-19 had a direct impact on HFSC’s ability to complete needed work for the City. The pandemic resulted in a spike of violent crime, especially gun-related cases and homicides, and delayed the implementation of technology and training needed at HFSC to address the steep spike of cases. This created a backlog of toxicology requests. The timely processing of these cases is directly tied to public safety and the support of the criminal justice system for the City.

Outsourcing toxicology cases is necessary until such time as HFSC is adequately staffed. HFSC experienced a high turnover rate during the pandemic. The City looks to augment HFSC’s staffing shortages until staffing can return to a pre-pandemic level of workflow. Current staff members must work overtime in order to meet demands and while new staff members are trained.

The City determined the funds that the City is providing to HFSC under this Subrecipient Agreement are reasonable and necessary expenditures to address the COVID-19 public health emergency, and such funds were not included in the City’s approved Fiscal Year Budget.

For Expenditure Items (One-Time):

<table>
<thead>
<tr>
<th>Fund Name</th>
<th>Current Fiscal Year</th>
<th>Outyear #1</th>
<th>Total</th>
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### Amount and Source of Funding:

$3,000,000.00  
ARPA Recovery Fund  
Fund 5309

### Contact Information:

Crystal Okorafor, Deputy Inspector General  
Legal Department  
**Phone:** (832) 393-6406

Ashley Campbell, Sr. Staff Analyst  
Legal Department **Phone:** (832) 393-3317

### ATTACHMENTS:

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Summary:
ORDINANCE approving and authorizing a Subrecipient Agreement between the City of Houston and THE HOUSTON FORENSIC SCIENCE CENTER, INC. for partnership in Forensic Lab Enhancements regarding public safety - $3,000,000.00 - ARPA Recovery Fund

Background:
The Chief Development Officer for the Mayor’s Office recommends that City Council approve a Subrecipient Agreement between the City of Houston ("City") and the Houston Forensic Science Center, Incorporated, ("HFSC") in an amount not to exceed $3,000,000.00 for Partnership in Forensic Lab Enhancements Regarding Public Safety ("Subrecipient Agreement").
This Agreement is part of Mayor Sylvester Turner’s One Safe Houston program, a comprehensive violence reduction initiative that recommends utilizing funds from the American Rescue Plan Act ("ARPA") State and Local Fiscal Relief Fund ("SLFRF") to improve public safety and reduce the harms caused by violent crime.
COVID-19 had a direct impact on HFSC’s ability to complete needed work for the City. The pandemic resulted in a spike of violent crime, especially gun-related cases and homicides, and delayed the implementation of technology and training needed at HFSC to address the steep spike of cases. This created a backlog of toxicology requests. The timely processing of these cases is directly tied to public safety and the support of the criminal justice system for the City.
Outsourcing toxicology cases is necessary until such time as HFSC is adequately staffed. HFSC experienced a high turnover rate during the pandemic. The City looks to augment HFSC’s staffing shortages until staffing can return to a pre-pandemic level of workflow. Current staff members must work overtime in order to meet demands and while new staff members are trained.
The City determined the funds that the City is providing to HFSC under this Subrecipient Agreement are reasonable and necessary expenditures to address the COVID-19 public health emergency, and such funds were not included in the City’s approved Fiscal Year Budget.

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<th>Fund Name</th>
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<td>American Rescue Plan Act (ARPA)</td>
<td>$3,000,000</td>
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Fiscal Note:
No Fiscal Note is required on grant items.

Andy Icken
Chief Development Officer

Prior Council Action:
N/A

Amount and Source of Funding:
$3,000,000.00 - ARPA Recovery Fund Fund 5309

Contact Information:
Crystal Okorafor, Deputy Inspector General
Legal Department
Phone: (832) 393-6406

Ashley Campbell, Sr. Staff Analyst
Legal Department
Phone: (832) 393-3317
Summary:
ORDINANCE approving and authorizing the submission of an electronic application for and acceptance of Grant Funds from the TEXAS DEPARTMENT OF TRANSPORTATION FY2023 Selective Traffic Enforcement Program (STEP) Comprehensive Motor Vehicle Traffic Safety Grant; declaring the City’s eligibility for such Grant; authorizing the Chief of the Houston Police Department (“Police Chief”) to act as the City’s representative in the application process to accept such Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program.

Background:

The Chief of Police for the Houston Police Department (HPD) recommends that City Council approve an ordinance authorizing the electronic application for and acceptance of grant funds through the Texas Department of Transportation (TXDOT) for the FY2023 Selective Traffic Enforcement Program (STEP) Comprehensive Motor Vehicle Traffic Safety Grant in the amount of $1,269,621.98. If awarded, TXDOT will provide $999,999.00 in grant funding. A cash match of $65,223.25 and an in-kind contribution of $204,399.73 is required by the City. The grant period becomes effective October 1, 2022 and ends on September 30, 2023. This will be the 28th year of funding for the department.

HPD will utilize the grant to fund overtime for personnel over the 12 month-period to reduce the number of crashes, injuries and fatalities by increasing and sustaining high visibility enforcement of DWI laws, occupant protection laws, speed-related laws, intersection traffic control laws, and state and local ordinances on cellular and texting devices. The City's in-kind contribution consists of the associate costs for using HPD vehicles for the grant program (maintenance, gas, mileage) and the fringe benefit costs of HPD classified personnel working under the grant program.

The Houston Police Department also requests City Council to authorize the Chief of Police or his designee to act as the City's representative in the application process with the authority to apply for, accept and expend the grant funds as awarded, and apply for, accept and expend all subsequent awards, if any, to extend the budget period, and to authorize the Mayor to execute all related agreements with the approval of the City Attorney in connection with the grant not to exceed five years.
Fiscal Note:
Funding for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy.

No Fiscal Note is required on grant items.

Troy Finner
Chief of Police

Amount and Source of Funding:
$999,999.00 - Federal State Local - Pass Through Fund (5030)
$65,223.25 - Cash Match - General Fund (1000)
$204,399.73 - In-Kind Match

Contact Information:
Rhonda Smith, Deputy Director/CFO (713) 308-1708
Sonja D. O'Dat, Council Liaison (713) 308-1728

ATTACHMENTS:
Description Type
CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 7/26/2022

Item Creation Date:

HPD_2940-FY2023 STEP Commercial Motor Vehicle
(CMV) Traffic Safety Grant

Agenda Item#: 13.

Summary:
ORDINANCE approving and authorizing the submission of an electronic application for and acceptance of Grant Funds from the TEXAS DEPARTMENT OF TRANSPORTATION FY2023 Selective Traffic Enforcement Program (STEP) Commercial Motor Vehicle Traffic Safety Grant; declaring the City's eligibility for such Grant; authorizing the Chief of the Houston Police Department (“Police Chief”) to act as the City's representative in the application process to accept such Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

Background:

The Chief of Police for the Houston Police Department (HPD) recommends that City Council approve an ordinance authorizing the electronic application for and acceptance of grant funds through the Texas Department of Transportation (TXDOT) for the FY2023 Selective Traffic Enforcement Program (STEP) Commercial Motor Vehicle Traffic Safety Grant in the amount of $437,974.34. If awarded, TXDOT will provide $349,997.48 in grant funding. A cash match of $22,827.26 and an in-kind contribution of $65,149.60 is required by the City. The grant period becomes effective October 1, 2022 and ends on September 30, 2023. This will be the 28th year of funding for the department.

HPD will utilize the grant to fund overtime for personnel over the 12 month period to reduce the amount of dangerous commercial motor vehicles through inspections, to enforce commercial motor vehicle speeding, as well as increase and sustain high visibility enforcement of traffic safety-related laws. The City's in-kind contribution consists of the associate costs for using HPD vehicles for the grant program (maintenance, gas, mileage) and the fringe benefit costs of HPD classified personnel working under the grant program.

The Houston Police Department also requests City Council to authorize the Chief of Police or his designee to act as the City's representative in the application process with the authority to apply for, accept and expend the grant funds as awarded, and apply for, accept and expend all subsequent awards, if any, to extend the budget period, and to authorize the Mayor to execute all related agreements with the approval of the City Attorney in connection with the grant not to exceed five years.
Fiscal Note:
Funding for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy.

No Fiscal Note is required on grant items.

______________________________
Troy Finner
Chief of Police

Amount and Source of Funding:
$349,997.48 - Federal State Local - Pass Through Fund (5030)
$22,827.26 - Cash Match - General Fund (Fund 1000)
$65,149.60 - In-Kind Match

Contact Information:
Rhonda Smith, Deputy Director/CFO (713) 308-1708
Sonja D. O'Dat, Council Liaison (713) 308-1728

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Summary:
ORDINANCE consenting to the creation of HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 563, containing approximately 326.2 acres of land within the extraterritorial jurisdiction of the City of Houston, Texas authorizing the district to issue bonds, subject to certain conditions

Background:
SUBJECT: Petition for the City’s consent to the creation of 326.2 acres as Harris County Municipal Utility District No. 563.

RECOMMENDATION: Petition for the City’s consent to the creation of 326.2 acres as Harris County Municipal Utility District No. 563 be approved.

SPECIFIC EXPLANATION: The owners of the 326.2 acres of land, located within Harris County and in the extraterritorial jurisdiction of the City of Houston (the “City”) have petitioned the City for consent to create a District. All of the land is vacant and proposed to be developed as single family residential property. The proposed District is located in the vicinity of Foley Road, Lake Houston, Silvermoon Trail, and Dallas Road. The creation of the District does not release it from the City’s extraterritorial jurisdiction.

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 will have a wastewater collection system and treatment facility. The District will be provided with wastewater treatment by the Harris County Municipal Utility District No. 563 Wastewater Treatment Plant No. 1. Potable water will be provided by the District.

The nearest major drainage facility for proposed Harris County Municipal Utility District No. 563 is Gum Gully, which flows into Jackson Bayou, and finally into the San Jacinto River. Gum Gully is within the Jackson Bayou watershed. The proposed District is not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the proposed 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

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Background:
SUBJECT: Petition for the City’s consent to the creation of 326.2 acres as Harris County Municipal Utility District No. 563.

RECOMMENDATION: Petition for the City’s consent to the creation of 326.2 acres as Harris County Municipal Utility District No. 563 be approved.

SPECIFIC EXPLANATION: The owners of the 326.2 acres of land, located within Harris County and in the extraterritorial jurisdiction of the City of Houston (the “City”) have petitioned the City for consent to create a District. All of the land is vacant and proposed to be developed as single family residential property. The proposed District is located in the vicinity of Foley Road, Lake Houston, Silvermoon Trail, and Dallas Road. The creation of the District does not release it from the City’s extraterritorial jurisdiction.

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 will have a wastewater collection system and treatment facility. The District will be provided with wastewater treatment by the Harris County Municipal Utility District No. 563 Wastewater Treatment Plant No. 1. Potable water will be provided by the District.

The nearest major drainage facility for proposed Harris County Municipal Utility District No. 563 is Gum Gully, which flows into Jackson Bayou, and finally into the San Jacinto River. Gum Gully is within the Jackson Bayou watershed. The proposed District is not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the proposed 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.

8/31/2021
Carol Ellinger Haddock, P. E.
Director
Houston Public Works

Contact Information:
Sharon Citino, J.D.
Planning Director
Houston Water
Phone: (832) 395-2712

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Summary:
ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of various 10-foot-wide waterline easements and fire hydrant easements; abandoning the easements to BKR MEMORIAL, LLC and BKR MEMORIAL II, LLC, the abutting property owners, in exchange for a cash payment of $1,911,376.00 and conveyance to the City of a 20-foot-wide waterline easement and two 25 feet by 15 feet water meter easements, all easements being located within the Memorial Heights Re-development and, situated in the John Austin Survey, Abstract No. 1, Houston, Harris County, Texas, and other good and valuable consideration - DISTRICT H - CISNEROS

Background:
SUBJECT: Abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, all within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1. Parcels SY20-010A, SY20-010A-1, SY20-010A-2, SY20-010B, SY20-010C, SY20-010D, KY20-063A, KY20-063B, and KY20-063C

RECOMMENDATION: It is recommended City Council approve an ordinance authorizing the abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for a cash consideration of $1,911,376.00 and conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, all within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1. Parcels SY20-010A, SY20-010A-1, SY20-010A-2, SY20-010B, SY20-010C, SY20-010D, KY20-063A, KY20-063B, and KY20-063C

SPECIFIC EXPLANATION: Gerald W. Grissom, BGE, Inc., 23501 Cinco Ranch Blvd., Suite A-250, Katy, Texas, 77494, on behalf of BKR Memorial, LLC, and BKR Memorial II, LLC, (Sharin A. Scott, Chief Financial Officer and Manager) requested the abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, all within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1. The property owners plan to redevelop the area as mixed use. The Joint Referral Committee reviewed and approved this request.

BKR Memorial, LLC, and BKR Memorial II, LLC, have completed the transaction requirements, have accepted the City's offer, and have rendered payment in full.

The City will abandon and sell to BKR Memorial, LLC:

Parcel SY20-010A
3,962 square feet of water line and fire hydrant easement $247,625.00
Valued at $125.00 per square foot x 50%

**Parcel SY20-010B**
13,317 square feet of water line and fire hydrant easement $832,313.00 (R)
Valued at $125.00 per square foot x 50%

**Parcel SY20-010C**
200 square feet of water line and fire hydrant easement $12,500.00
Valued at $125.00 per square foot x 50%

**Parcel SY20-010D**
14,731 square feet of water line and fire hydrant easement $920,688.00 (R)
Valued at $125.00 per square foot x 50%

The City will abandon and sell to BKR Memorial II, LLC:

**Parcel SY20-010A-1**
230 square feet of water line and fire hydrant easement $14,375.00
Valued at $125.00 per square foot x 50%

**Parcel SY20-010A-2**
70 square feet of water line and fire hydrant easement $2,188.00 (R)
Valued at $125.00 per square foot x 25%

**TOTAL ABANDONMENT AND SALE** $2,029,689.00

In exchange, BKR Memorial, LLC, has paid:

Cash $1,911,376.00

Plus BKR Memorial, LLC, will convey to the City:

**Parcel KY20-063A**
774 square feet of water line easement $24,188.00 (R)
Valued at $125.00 per square foot x 25%

**Parcel KY20-063B**
375 square feet of water meter easement $46,875.00
Valued at $125.00 per square foot x 100%

**Parcel KY20-063C**
378 square feet of water meter easement $47,250.00
Valued at $125.00 per square foot x 100%

**TOTAL CASH AND CONVEYANCE** $2,029,689.00

Therefore, it is recommended City Council approve an ordinance authorizing the abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for a cash consideration of $1,911,376.00 and conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, all within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1.

**Fiscal Note:** Revenue for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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

**Amount and Source of Funding:**
REVENUE
Fund 8300
Water and Sewer Operating Fund

**Contact Information:**
William S. Boaz, Real Estate Manager-Asset Management  
Houston Public Works Department  
Phone: (832) 395-3117

**ATTACHMENTS:**

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<td>Aerial Parcel Map</td>
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CITY OF HOUSTON - CITY COUNCIL
Meeting Date:
District H
Item Creation Date: 6/1/2022
HPW20DOB9889/Abandonment and sale of various water line easements/SY20-010A through D, KY20-063A through C

Agenda Item#

Background:
SUBJECT: Abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, all within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1. Parcels SY20-010A, SY20-010A-1, SY20-010A-2, SY20-010B, SY20-010C, SY20-010D, KY20-063A, KY20-063B, and KY20-063C

RECOMMENDATION: It is recommended City Council approve an ordinance authorizing the abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for a cash consideration of $1,911,376.00 and conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, all within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1. Parcels SY20-010A, SY20-010A-1, SY20-010A-2, SY20-010B, SY20-010C, SY20-010D, KY20-063A, KY20-063B, and KY20-063C

SPECIFIC EXPLANATION: Gerald W. Grissom, BGE, Inc., 23501 Cinco Ranch Blvd., Suite A-250, Katy, Texas, 77494, on behalf of BKR Memorial, LLC, and BKR Memorial II, LLC, (Sharin A. Scott, Chief Financial Officer and Manager) requested the abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, all within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1. The property owners plan to redevelop the area as mixed use. The Joint Referral Committee reviewed and approved this request.

BKR Memorial, LLC, and BKR Memorial II, LLC, have completed the transaction requirements, have accepted the City's offer, and have rendered payment in full.

The City will abandon and sell to BKR Memorial, LLC:

Parcels SY20-010A
5,982 square feet of water line and fire hydrant easement
Valued at $125.00 per square foot x 50%
$247,625.00

Parcels SY20-010B
13,317 square feet of water line and fire hydrant easement
Valued at $125.00 per square foot x 50%
$832,313.00 (R)

Parcels SY20-010C
200 square feet of water line and fire hydrant easement
Valued at $125.00 per square foot x 50%
$12,500.00

Parcels SY20-010D
14,731 square feet of water line and fire hydrant easement
Valued at $125.00 per square foot x 50%
$920,688.00 (R)

The City will abandon and sell to BKR Memorial II, LLC:

Parcels SY20-010A-1
230 square feet of water line and fire hydrant easement
Valued at $125.00 per square foot x 50%
$14,375.00

Parcels SY20-010A-2
70 square feet of water line and fire hydrant easement
Valued at $125.00 per square foot x 25%
$2,188.00 (R)

TOTAL ABANDONMENT AND SALE
$2,029,689.00

In exchange, BKR Memorial, LLC, has paid:
Cash
$1,911,376.00

Plus BKR Memorial, LLC, will convey to the City:

Parcels KY20-063A
774 square feet of water line easement
Valued at $125.00 per square foot x 25%
$24,188.00 (R)

Parcels KY20-063B
375 square feet of water meter easement
Valued at $125.00 per square foot x 100%
$46,875.00

Parcels KY20-063C
378 square feet of water meter easement
Valued at $125.00 per square foot x 100%
$47,250.00

TOTAL CASH AND CONVEYANCE
$2,029,689.00
Therefore, it is recommended City Council approve an ordinance authorizing the abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for a cash consideration of $1,911,376.00 and conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, all within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1.

Fiscal Note: Revenue for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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

Amount and Source of Funding:
REVENUE
Fund 8300
Water and Sewer Operating Fund

Contact Information:
William S. Boaz
Real Estate Manager-Asset Management
(832) 395-3117

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SUBJECT: Abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1. Parcels SY20-010A, SY20-010A-1, SY20-010A-2, SY20-010B, SY20-010C, SY20-010D, KY20-063A, KY20-063B, and KY20-063C
SUBJECT: Abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1. Parcels SY20-010A, SY20-010A-1, SY20-010A-2, SY20-010B, SY20-010C, SY20-010D, KY20-063A, KY20-063B, and KY20-063C.
SUBJECT: Abandonment and sale of various 10-foot-wide water line easements and fire hydrant easements, in exchange for conveyance to the City of a 20 foot-wide water line easement and two 25 feet by 15 feet water meter easements, within the Memorial Heights Section One and Two Plats, out of the John Austin Survey, A-1. Parcels SY20-010A, SY20-010A-1, SY20-010A-2, SY20-010B, SY20-010C, SY20-010D, KY20-063A, KY20-063B, and KY20-063C
Summary:
ORDINANCE appropriating $326,550.00 out of Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax for an Advanced Funding Agreement between City of Houston and STATE OF TEXAS, acting by and through the Texas Department of Transportation for Shepherd-Durham Infrastructure Improvements; providing funding for CIP Cost Recovery financed by the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax - DISTRICT C - KAMIN

Background:
SUBJECT: Appropriation of funds for an Advanced Funding Agreement between the City of Houston and State of Texas, acting by and through the Texas Department of Transportation ("State"), for Shepherd-Durham Infrastructure Improvements ("Project").

RECOMMENDATION: Approve an Ordinance appropriating $326,500.00 for an Advanced Funding Agreement between the City of Houston and State for Shepherd-Durham Infrastructure Improvements.

SPECIFIC EXPLANATION: The proposed Agreement, to be considered under the following item, includes compensation to TxDOT for the costs of documentation reviews and oversight for the Project.

The total requested amount of $326,550.00 is to be appropriated as follows: $311,000.00 payments to TxDOT, $15,550.00 CIP Cost Recovery.

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 Nos. N-100041-0001-7; CSJ# 0912-72-616
Amount and Source of Funding:
$326,550.00
Dedicated Drainage and Street Renewal Capital Fund-Ad Valorem Tax Fund 4046

Contact Information:
David Wurdlow, Assistant Director
Financial Management Services
Houston Public Works Department
Phone: (832) 395-2054

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Background:

SUBJECT: Appropriation of funds for an Advanced Funding Agreement between the City of Houston and State of Texas, acting by and through the Texas Department of Transportation (“State”), for Shepherd-Durham Infrastructure Improvements (“Project”).

RECOMMENDATION: Approve an Ordinance appropriating $326,500.00 for an Advanced Funding Agreement between the City of Houston and State for Shepherd-Durham Infrastructure Improvements.

SPECIFIC EXPLANATION: The proposed Agreement, to be considered under the following item, includes compensation to TxDOT for the costs of documentation reviews and oversight for the Project.

The total requested amount of $326,550.00 is to be appropriated as follows: $311,000.00 payments to TxDOT, $15,550.00 CIP Cost Recovery.

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 Nos. N-100041-0001-7; CSJ# 0912-72-616

Amount and Source of Funding:
$326,550.00 from Fund 4046 – Dedicated Drainage and Street Renewal Capital Fund-Ad Valorem Tax

Contact Information:
David Wurdlow
Assistant Director, HPW Financial Management Services
Phone: (832) 395-2054

ATTACHMENTS:

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SHEPHERD, DURHAM, AND SELECTED CROSS STREETS RECONSTRUCTION PROJECT
PHASE 2

VICININTY MAP
NTS

KEY MAP No. 452Y,Z, & 492C,D,G,H
GIMS TILE No. 5259d, 5359c, 5258b,d, & 5358a,c
ZIP CODE: 77008
COUNCIL DISTRICT: C
Summary:
ORDINANCE approving and authorizing Advance Funding Agreement between City of Houston and TEXAS DEPARTMENT OF TRANSPORTATION for Shepherd-Durham Infrastructure Improvements - $40,000,000.00 - Grant Fund - DISTRICT C - KAMIN
This item should only be considered after passage of Item 16 above

Background:

SUBJECT: Advanced Funding Agreement ("Agreement") between the City of Houston and State of Texas, acting by and through the Texas Department of Transportation ("State"), for Shepherd-Durham Infrastructure Improvements ("Project").

RECOMMENDATION: Adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston and State for Shepherd-Durham Infrastructure Improvements. HPW also requests City Council authorize the Director or their designee to act as the City’s representative with the authority to accept and expend federal Surface Transportation Block Grant Program grant funds if and as obligated by the State and Federal Highway Administration ("FHWA"), and to extend the term and/or budget and project period.

PROJECT NOTICE/JUSTIFICATION: The Project would reconstruct Shepherd Drive and Durham Drive and various cross streets (11th, 12th, 14th St. at various limits) between W 15th Street and IH-10 WB frontage road including re-configuration of travel lanes from 4 to 3, intersections, addition of bike facilities and pedestrian infrastructure. The Project includes drainage and public utility improvements necessary to satisfy City design standards.

The Project is a partnership between the City and Memorial Heights Redevelopment Authority ("MHRA"), acting on behalf of Redevelopment Zone #5, and follows MHRA’s reconstruction of Shepherd and Durham between IH 610 and W 15th St.

LOCATION: The project area is generally bound by W 15th Street on the north, the westbound IH 10 frontage road on the south, N Shepherd Dr. on the east and N Durham Dr on the west.

SCOPE OF THE AGREEMENT AND FEE: The Agreement provides for implementation of the Project by the City, under State oversight, using $40,000,000.00 of federal Surface Transportation Block Grant Program ("STBG") funds. The period of the Agreement is until the Project is
completed unless terminated as provided in the Agreement. Changes to the Agreement may be enacted by written amendment, subject to City Council approval.

Federal STBG funds suballocated to the region were programmed for the Project by the Houston-Galveston Area Council’s (“H-GAC”) Transportation Policy Council at their June 26, 2020 meeting, and subsequently approved by the State and FHWA as part of the Statewide Transportation Improvement Program.

A future interlocal agreement between the City and MHRA will establish the terms of the partnership for the Project, including the Authority’s contribution of funds to satisfy non-federal share funding requirements.

**FISCAL NOTE**: No Fiscal Note is required on grant items.

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

---

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

WBS No. N-100041-0001-7; CSJ# 0912-72-616

**Amount and Source of Funding:**
$40,000,000.00
Federal State Local - HPW Pass thru DDSRF
Fund 5430

**Contact Information:**
David Wurdlow, Assistant Director
Financial Management Services
Houston Public Works
**Phone**: (832) 395-2054

**ATTACHMENTS:**

<table>
<thead>
<tr>
<th>Description</th>
<th>Type</th>
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<tbody>
<tr>
<td>Signed Coversheet</td>
<td>Signed Cover sheet</td>
</tr>
<tr>
<td>Maps</td>
<td>Backup Material</td>
</tr>
</tbody>
</table>
Background:

SUBJECT: Advanced Funding Agreement ("Agreement") between the City of Houston and State of Texas, acting by and through the Texas Department of Transportation ("State"), for Shepherd-Durham Infrastructure Improvements ("Project").

RECOMMENDATION: Adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston and State for Shepherd-Durham Infrastructure Improvements. HPW also requests City Council authorize the Director or their designee to act as the City’s representative with the authority to accept and expend federal Surface Transportation Block Grant Program grant funds if and as obligated by the State and Federal Highway Administration ("FHWA"), and to extend the term and/or budget and project period.

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SCOPE OF THE AGREEMENT AND FEE: The Agreement provides for implementation of the Project by the City, under State oversight, using $40,000,000.00 of federal Surface Transportation Block Grant Program ("STBG") funds. The period of the Agreement is until the Project is completed unless terminated as provided in the Agreement. Changes to the Agreement may be enacted by written amendment, subject to City Council approval.

Federal STBG funds suballocated to the region were programmed for the Project by the Houston-Galveston Area Council’s ("H-GAC") Transportation Policy Council at their June 26, 2020 meeting, and subsequently approved by the State and FHWA as part of the Statewide Transportation Improvement Program.

A future interlocal agreement between the City and MHRA will establish the terms of the partnership for the Project, including the Authority’s contribution of funds to satisfy non-federal share funding requirements.

FISCAL NOTE: No Fiscal Note is required on grant items.

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

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

WBS No. N-100041-0001-7; CSJ# 0912-72-616

Amount and Source of Funding:
$40,000,000.00 – Federal State Local - HPW Pass thru DDSRF (5430)

Contact Information:
David Wurdlow
Assistant Director, HPW Financial Management Services
Phone: (832) 395-2054
<table>
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<tbody>
<tr>
<td>Maps</td>
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</tr>
<tr>
<td>Agreement</td>
<td>Contract/Exhibit</td>
</tr>
</tbody>
</table>
SHEPHERD, DURHAM, AND SELECTED CROSS STREETS RECONSTRUCTION PROJECT
PHASE 2

VICININTY MAP
NTS

KEY MAP No. 452Y,Z, & 492C,D,G,H
GIMS TILE No. 5259d, 5359c, 5258b,d, & 5358a,c
ZIP CODE: 77008
COUNCIL DISTRICT: C
Summary:
ORDINANCE appropriating $42,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Contract between City of Houston and SOWELLS CONSULTING ENGINEERS, LLC for Wastewater Facilities – Lift Stations and Wastewater Treatment Plants; providing funding for CIP Cost Recovery financed by the Water & Sewer System Consolidated Construction Fund

Background:
SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and Sowells Consulting Engineers, LLC for Construction Management and Inspection Services for Wastewater Facilities – Lift Stations and Wastewater Treatment Plants.
RECOMMENDATION: Approve a Professional Construction Management and Inspection Services Contract with Sowells Consulting Engineers, LLC. for Construction Management and Inspection Services for Wastewater Facilities – Lift Stations and Wastewater Treatment Plants and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Capital Improvement Plan (CIP) for water and wastewater facilities program is necessary to support and improve City of Houston infrastructure.

DESCRIPTION/SOCPYE: This contract provides for Construction Management and Inspection Services for capital projects in connection with Wastewater Facility Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, constructability review, and other tasks requested by the Director of the Houston Public Works.

Project funding for construction management services will be appropriated with the contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.
The total requested appropriation is $42,000.00 to be appropriated as follows: $40,000.00 for contract services and $2,000.00 for CIP Cost Recovery.

**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:** Sowells Consulting Engineers has proposed the following firms to achieve the 24.00% goal for this project.

<table>
<thead>
<tr>
<th>Name of Firm</th>
<th>Type</th>
<th>Work Description</th>
<th>Amount</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Mbroh Engineering, Inc.</td>
<td>MBE</td>
<td>Inspection Services</td>
<td>$4,800.00</td>
<td>12.00%</td>
</tr>
<tr>
<td>2. Lloyd, Smitha &amp; Associates, LLC</td>
<td>MBE</td>
<td>Inspection Services</td>
<td>$4,800.00</td>
<td>12.00%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td>$9,600.00</td>
<td>24.00%</td>
</tr>
</tbody>
</table>

**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. R-000020-0081-4

**Amount and Source of Funding:**
$42,000.00 - Fund No. 8500 – Water and Sewer System Consolidated Construction Fund.

**Contact Information:**
Markos Mengesha,
Managing Engineer, Capital Projects
Phone: (832) 395-2365

**ATTACHMENTS:**
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Background:

**SUBJECT:** Professional Construction Management and Inspection Services Contract between the City of Houston and Sowells Consulting Engineers, LLC, for Construction Management and Inspection Services for Wastewater Facilities – Lift Stations and Wastewater Treatment Plants.

**RECOMMENDATION:** Approve a Professional Construction Management and Inspection Services Contract with Sowells Consulting Engineers, LLC, for Construction Management and Inspection Services for Wastewater Facilities – Lift Stations and Wastewater Treatment Plants and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Capital Improvement Plan (CIP) for water and wastewater facilities program is necessary to support and improve City of Houston infrastructure.

**DESCRIPTION/SCOPE:** This contract provides for Construction Management and Inspection Services for capital projects in connection with Wastewater Facility Projects.

**LOCATION:** The projects are located throughout the City of Houston.

**SCOPE OF CONTRACT AND FEE:** This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, constructability review, and other tasks requested by the Director of the Houston Public Works.

Project funding for construction management services will be appropriated with the contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

The total requested appropriation is $42,000.00 to be appropriated as follows: $40,000.00 for contract services and $2,000.00 for CIP Cost Recovery.

**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.

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<td>12.00%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td><strong>$9,600.00</strong></td>
<td><strong>24.00%</strong></td>
</tr>
</tbody>
</table>

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

7/7/2022

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

**Amount and Source of Funding:**

$42,000.00 - Fund No. 8500 – Water and Sewer System Consolidated Construction Fund.
**Contact Information:**
Markos Mengesha,
Managing Engineer, Capital Projects
Phone: (832) 395-2365

**ATTACHMENTS:**

<table>
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<td>SAP Documents</td>
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<td>Maps</td>
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<td>OBO Documents</td>
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<tr>
<td>Form B</td>
<td>Backup Material</td>
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<tr>
<td>Ownership Information Form &amp; Tax Report</td>
<td>Backup Material</td>
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<tr>
<td>Pay or Play</td>
<td>Backup Material</td>
</tr>
<tr>
<td>Form 1295</td>
<td>Backup Material</td>
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</table>
Wastewater Facilities-Lift Stations & Wastewater Treatment Plants

City of Houston
Council Districts

DISTRICT
A - AMY PECK
B - TARSHA JACKSON
C - ABBIE KAMIN
D - CAROLYN EVANS-SHABAZZ
E - DAVID MARTIN
F - TIFFANY D. THOMAS
G - MARY NAN HUFFMAN
H - KARLA CISNEROS
I - ROBERT GALLEGOS
J - EDWARD POLLARD
K - MARTHA CASTEX-TATUM

AT LARGE POSITION 1: MIKE KNOX
AT LARGE POSITION 2: DAVID ROBINSON
AT LARGE POSITION 3: MICHAEL KUBOSH
AT LARGE POSITION 4: LETITIA PLUMMER
AT LARGE POSITION 5: SALLIE ALCORN

Source: COHGIS
Date: Jan 2022
Reference: pj20952

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
Summary:
ORDINANCE appropriating $36,104,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to BOYER, INC for Westridge Regional Lift Station Construction and Abandonment of Kirby No. 1, Westridge and Main Street Lift Stations; 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 CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund, contingency, testing services, and construction management - DISTRICT K - CASTEX-TATUM

Background:
SUBJECT: Contract Award for Westridge Regional Lift Station Construction and Abandonment of Kirby No.1, Westridge and Main Street Lift Stations.

RECOMMENDATION: Reject low bid, return bid bond, award Construction Contract to the second low bidder, Boyer, Inc., for Westridge Regional Lift Station Construction and Abandonment of Kirby No. 1, Westridge and Main Street Lift Stations and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Wastewater Treatment Facilities Capital Improvement Plan and is required for reliable and efficient collection of wastewater throughout the City.

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 construction of the Westridge Regional Lift Station and Force Main, construction of gravity sanitary sewer lines, installation and operation of diversion pumping, abandonment and demolition of three existing lift stations, and site restoration. The Contract duration for this project is 640 calendar days. This project was designed by IDS Engineering Group.

LOCATION:

<table>
<thead>
<tr>
<th>PROJECT NAME</th>
<th>LOCATION</th>
<th>COUNCIL DISTRICT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Westridge Regional Lift Station</td>
<td>2630 Westridge Street</td>
<td>K</td>
</tr>
<tr>
<td>Kirby No. 1 Lift Station</td>
<td>0 Kirby Drive</td>
<td>K</td>
</tr>
</tbody>
</table>
BIDS: This project was advertised for bidding on January 14, 2022. Bids were received on February 17, 2022. The five (5) bids are as follows:

<table>
<thead>
<tr>
<th>Bidder</th>
<th>Bid Amount</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Resicom, Inc.</td>
<td>$29,277,381.00</td>
<td>Non-responsive</td>
</tr>
<tr>
<td>2. Boyer, Inc.</td>
<td>$31,858,998.00</td>
<td></td>
</tr>
<tr>
<td>3. Reytec Construction Resources, Inc</td>
<td>$32,480,553.00</td>
<td></td>
</tr>
<tr>
<td>4. BRH-Garver Construction, LLC.</td>
<td>$33,422,121.00</td>
<td></td>
</tr>
<tr>
<td>5. Harper Brothers Construction</td>
<td>$35,897,817.00</td>
<td></td>
</tr>
</tbody>
</table>

AWARD: The apparent low bidder, Resicom, Inc., was considered non-responsive because the references submitted by Resicom, Inc. do not demonstrate its capability of performing similar work to complete the scope and magnitude of the project within the allotted time. Therefore, it is recommended that this construction contract be awarded to the second low bidder, Boyer, Inc., with a bid of $31,858,998.00 and that Addenda Numbers 1 and 2 be made a part of this Contract.

PROJECT COST: The total cost of this project is $36,104,000.00 to be appropriated as follows:

- Bid Amount $31,858,998.00
- Contingencies $1,592,950.00
- Testing Services $275,000.00
- CIP Cost Recovery $1,593,871.00
- Construction Management $783,181.00

Testing Services will be provided by Professional Service Industries, Inc. under a previously approved contract.

Construction Management Services will be provided by Lloyd, Smitha & Associates, 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, Boyer, Inc. 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 has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

M/WSBE PARTICIPATION: The Contractor has submitted the following proposed program to satisfy the 13% MBE goal and 7% WBE goal for this project.
<table>
<thead>
<tr>
<th>Name of Firms</th>
<th>Work Description</th>
<th>Amount</th>
<th>% of Contract</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Blazey Construction Services, LLC</td>
<td>Utility line construction</td>
<td>$2,758,989.00</td>
<td>8.66%</td>
</tr>
<tr>
<td>2. TRT Abatement, LLC</td>
<td>Lead paint abatement</td>
<td>$9,558.00</td>
<td>0.03%</td>
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<tr>
<td>3. P. A. Berrios Trucking</td>
<td>Trucking, specialized freight</td>
<td>$200,712.00</td>
<td>0.63%</td>
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<td><strong>TOTAL</strong></td>
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<td>$2,969,259.00</td>
<td>9.32%</td>
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<table>
<thead>
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<th>Work Description</th>
<th>Amount</th>
<th>% of Contract</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. LD2 Services, Inc.</td>
<td>General merchandise, nondurable goods, merchant wholesalers</td>
<td>$2,290,662.00</td>
<td>7.19%</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td>$2,290,662.00</td>
<td>7.19%</td>
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<tbody>
<tr>
<td>1. Huff &amp; Mitchell, Inc.</td>
<td>Utility line construction</td>
<td>$1,194,713.00</td>
<td>3.75%</td>
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<tr>
<td><strong>TOTAL</strong></td>
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<td>$1,194,713.00</td>
<td>3.75%</td>
</tr>
</tbody>
</table>

**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-000267-128A-4

**Amount and Source of Funding:**
$36,104,000.00
Water and Sewer System Consolidated Construction Fund
Fund No. 8500

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

**ATTACHMENTS:**
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<td>Maps</td>
<td>Backup Material</td>
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</tbody>
</table>
CITY OF HOUSTON - CITY COUNCIL
Meeting Date:
District K
Item Creation Date: 4/25/2022

HPW – 20MEM49 Contract Award / Boyer, Inc.

Agenda Item#:  

Background:

SUBJECT: Contract Award for Westridge Regional Lift Station Construction and Abandonment of Kirby No.1, Westridge and Main Street Lift Stations.

RECOMMENDATION: Reject low bid, return bid bond, award Construction Contract to the second low bidder, Boyer, Inc., for Westridge Regional Lift Station Construction and Abandonment of Kirby No. 1, Westridge and Main Street Lift Stations and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Wastewater Treatment Facilities Capital Improvement Plan and is required for reliable and efficient collection of wastewater throughout the City.

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 construction of the Westridge Regional Lift Station and Force Main, construction of gravity sanitary sewer lines, installation and operation of diversion pumping, abandonment and demolition of three existing lift stations, and site restoration. The Contract duration for this project is 640 calendar days. This project was designed by IDS Engineering Group.

LOCATION:

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<td>0 Kirby Drive</td>
<td>K</td>
</tr>
<tr>
<td>Westridge</td>
<td>2417 Westridge Street</td>
<td>K</td>
</tr>
<tr>
<td>Main Street Lift Station</td>
<td>9000 1/2 Main Street</td>
<td>K</td>
</tr>
<tr>
<td>Westridge Sewer</td>
<td>Westridge Street</td>
<td>K</td>
</tr>
<tr>
<td>Main Street Sewer</td>
<td>Main Street</td>
<td>K</td>
</tr>
<tr>
<td>Munworth Drive Sewer</td>
<td>Munworth Drive</td>
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<td>Buffalo Speedway Sewer</td>
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3. Reytec Construction Resources, Inc $32,480,553.00
4. BRH-Garver Construction, LLC. $33,422,121.00
5. Harper Brothers Construction $35,897,817.00

AWARD: The apparent low bidder, Resicom, Inc., was considered non-responsive because the references submitted by Resicom, Inc. do not demonstrate its capability of performing similar work to complete the scope and magnitude of the project within the allotted time. In accordance with Document 00200 – Instructions to Bidders, section 14.0.B. Therefore, it is recommended that this construction contract be awarded to the second low bidder, Boyer, Inc., with a bid of $31,858,998.00 and that Addenda Numbers 1 and 2 be made a part of this Contract.

PROJECT COST: The total cost of this project is $36,104,000.00 to be appropriated as follows:

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- Contingencies $1,592,950.00
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Testing Services will be provided by Professional Service Industries, Inc. under a previously approved contract.

Construction Management Services will be provided by Lloyd, Smitha & Associates, 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, Boyer, Inc. is a designated HHF company, but they were the unsuccessful 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 has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

**M/WSBE PARTICIPATION:** The Contractor has submitted the following proposed program to satisfy the 13% MBE goal and 7% WBE goal for this project.

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<tr>
<td>TRT Abatement, LLC</td>
<td>Lead paint abatement</td>
<td>$9,558.00</td>
<td>0.03%</td>
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<tr>
<td>P.A. Berrios Trucking</td>
<td>Trucking, specialized freight</td>
<td>$200,712.00</td>
<td>0.63%</td>
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<td><strong>TOTAL</strong></td>
<td></td>
<td>$2,969,259.00</td>
<td>9.32%</td>
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<tr>
<th>WBE - Name of Firms</th>
<th>Work Description</th>
<th>Amount</th>
<th>% of Contract</th>
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<tbody>
<tr>
<td>LD2 Services, Inc.</td>
<td>General merchandise, nondurable goods, merchant wholesalers</td>
<td>$2,290,662.00</td>
<td>7.19%</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td>$2,290,662.00</td>
<td>7.19%</td>
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<th>SBE - Name of Firms</th>
<th>Work Description</th>
<th>Amount</th>
<th>% of Contract</th>
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<tr>
<td>Huff &amp; Mitchell, Inc.</td>
<td>Utility line construction</td>
<td>$1,194,713.00</td>
<td>3.75%</td>
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<td><strong>TOTAL</strong></td>
<td></td>
<td>$1,194,713.00</td>
<td>3.75%</td>
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</table>

**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.

![Signature]

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

WBS No. R-000267-128A-4

**Amount and Source of Funding:**
$36,104,000.00 - 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:**

<table>
<thead>
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<tr>
<td>SAP Documents</td>
<td>Backup Material</td>
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<tr>
<td>Maps</td>
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<td>OBO Documents</td>
<td>Backup Material</td>
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<td>Form B</td>
<td>Backup Material</td>
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<td>Ownership Information Form and Tax Report</td>
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<td>Pay or Play</td>
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<td>Form 1295</td>
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<td>Bid Extension Letter</td>
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</tr>
<tr>
<td>Bid Tabulations</td>
<td>Backup Material</td>
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EXHIBIT 1 - LOCATION MAP

KEY MAP No. 532K, 5332P, 532Q
COUNCIL DISTRICT: K
GIMS Map: 5354c, 5254b, 5254c

WBS No. R-000267-0128A-4

WESTRIDGE REGIONAL LIFT STATION
CONSTRUCTION AND ABANDONMENT
OF KIRBY NO. 1, WESTRIDGE, AND MAIN
STREET LIFT STATIONS

DATE: 4/1/2022
DRAWN BY: V.T.
APPROVED BY: J.H.
DESIGNED BY: J.H.
Summary:
ORDINANCE 2022-578, passed first reading on July 20, 2022
ORDINANCE granting to TORO ROJO, INC dba ACTION TRUCKING, a Texas Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas - SECOND READING

Background:
The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Toro Rojo, Inc. dba Action Trucking. Article VII of Chapter 39 of the City Code of Ordinances makes it unlawful for any commercial solid waste operator to collect, haul or transport solid waste or industrial waste from commercial properties located within the City without first having obtained a franchise for that purpose upon the consent of the City Council.

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 304 solid waste operator franchises. For FY 2023, the total solid waste franchise revenue to the City is projected to be $8,562,911.

The proposed ordinance grants the franchisee the right to use the City’s public ways for the purpose of collecting, hauling, or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, each franchisee agrees to pay to the City an annual franchise fee equal to four percent of their annual gross revenue, payable quarterly. To verify franchisee compliance with the franchise, the franchisee company has the duty to maintain required customer records, which the City has the right to inspect during regular business hours. The franchise agreement contains the City’s standard release and indemnification, default and termination, liquidated damages, and force majeure provisions. The proposed franchise term is 10 years from the effective date.

Fiscal Note:
Revenue for this item is included in the FY2023 Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Departmental Approval Authority:
Contact Information:
Naelah Yahya        Phone: (832) 393-8530
Rosalinda Salazar   Phone: (832) 393-8529

ATTACHMENTS:
Description                           Type
7.1.2022 Toro Rojo, Inc. dba Action Trucking Signed Cover sheet
SWF_Signed Cover Sheet
Background:
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Fiscal Note:
Revenue for this item is included in the FY2023 Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Departmental Approval Authority:

[Signature]
Tina Paez, Director
Administration & Regulatory Affairs Department

Contact Information:
Naelah Yahya Phone: (832) 393-8530
Rosalinda Salazar Phone: (832) 393-8529
Summary:
MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 1.40 acres commonly known as 5212 Clinton Drive, Houston, Harris County, Texas; supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality at the request of LONE STAR HEAT TREATING CORPORATION - DISTRICT B - JACKSON
TAGGED BY COUNCIL MEMBER CASTEX-TATUM
This was Item 31 on Agenda of July 20, 2022

Background:
In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designate 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. On August 22, 2007, City Council approved an ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State (ordinance amended 7/14/2010).

Lone Star Heat Treating Corp Application: Lone Star Heat Treating Corp is seeking a Municipal Setting Designation (MSD) for 1.40 acres of land located at 5212 Clinton Dr, Houston, TX 77020. Beginning in 1977, the site was utilized by Lone Star Heat Treating for metal heat treating, grinding and copper electroplating. The contamination consists of trichloroethene, 1,1-dichloroethene, cis-1,2-dichloroethene, trans-1,2-dichloroethene and vinyl chloride. A licensed Professional Geologist has certified that the area of contamination has been thoroughly investigated, is fully delineated and is stable.

Lone Star Heat Treating Corp is seeking an MSD for this property to restrict access to groundwater to protect the public against possible exposure to the contaminants. There is a public drinking water supply system that meets state requirements that supplies or is capable of supplying drinking water to the MSD property and all properties within one-half mile of the MSD property. A public meeting was held on December 15, 2021 via Microsoft Teams and a public hearing was held on January 11, 2022 during the Regulatory and Neighborhood Affairs Council Committee. Both meetings are necessary steps prior to City Council’s consideration of support.

Recommendations: It is recommended that City Council adopt a Municipal Setting Designation
(MSD) ordinance prohibiting the use of designated groundwater at the Lone Star Heat Treating Corp site located at 5212 Clinton Dr, Houston, TX 77020, and support issuance of an MSD by the Texas Commission on Environmental Quality.

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

Contact Information:
Sharon Citino  Planning Director  832-395-2712

ATTACHMENTS:
Description                     Type
Signed Coversheet               Signed Cover sheet
Background:
In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designate 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. On August 22, 2007, City Council approved an ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State (ordinance amended 7/14/2010).

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Contact Information:
Sharon Citino Planning Director 832-395-2712

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<table>
<thead>
<tr>
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