

# AGENDA

CITY OF HOUSTON ■ CITY COUNCIL

October 18 & 19, 2022

**MAYOR**  
SYLVESTER TURNER

**CONTROLLER**  
CHRIS B. BROWN

**DISTRICT COUNCIL MEMBERS**

Amy Peck  
District A

Tiffany D. Thomas  
District F

Tarsha Jackson  
District B

Mary Nan Huffman  
District G

Abbie Kamin  
District C

Karla Cisneros  
District H

Carolyn Evans-Shabazz  
District D

Robert Gallegos  
District I

Dave Martin  
District E

Edward Pollard  
District J

Martha Castex-Tatum  
District K

**AT-LARGE COUNCIL MEMBERS**

Mike Knox  
Position 1

Michael Kubosh  
Position 3

David W. Robinson  
Position 2

Letitia Plummer  
Position 4

Sallie Alcorn  
Position 5

Marta Crinejo, Agenda Director

Pat Jefferson Daniel, City Secretary

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

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

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

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

**AGENDA - COUNCIL MEETING Tuesday, October 18, 2022 - 1:30 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 Pollard**

**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# 733 308 241#. Details for signing up to speak in-person or virtually are posted at <https://www.houstontx.gov/council/meetingsinfo.html>.**

**Members of the public may attend the Wednesday morning Council session in person. Members of the public may attend the 9:00 a.m. public hearing in person or via Teams at (936) 755-1521. The Conference ID# for the 9:00 a.m. hearing is 611 412 39#. No public comment will be allowed outside of the public hearing**

**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

**SP10-18-2022**

**RECESS**

**RECONVENE**

**WEDNESDAY - October 19, 2022 - 9:00 A. M.**

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

**HEARINGS**

1. **9:00 AM - PUBLIC HEARING DATE** in connection with the bond election to be held on Tuesday, November 8, 2022

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 2 through 39**

**MISCELLANEOUS - NUMBERS 2 and 3**

2. RECOMMENDATION from Director of Government Relations for adoption of the City of Houston Legislative Principles for the 88th Session of the Texas Legislature
3. RECOMMENDATION from the Director of Government Relations for annual renewal of membership in the **TEXAS MUNICIPAL LEAGUE** - \$ 94,348.00 - General Fund

**ACCEPTANCE OF WORK - NUMBER 4**

4. RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$5,463,810.18 and acceptance of work on contract with **ANGEL BROTHERS ENTERPRISES, LTD.** for FY2019 Pavement Repair & Rehab Work Orders #2 - 8.94% under the original Contract Amount **DISTRICTS A - PECK; C - KAMIN; D - EVANS-SHABAZZ; H - CISNEROS and J - POLLARD**

**PURCHASING and TABULATION OF BIDS - NUMBERS 5 through 9**

5. **HOUSTON SPAY NEUTER CLINIC** for approval of spending authority for Professional Services of Spay and Neuter for the BARC Shelter Pets - 3 Years - \$1,652,400.00 - BARC Special Revenue Fund
6. **SILSBEE TOYOTA** for approval of purchase of Hybrid Toyota Camrys through the Interlocal Purchasing System for the Fleet Management Department on behalf of the Houston Police Department - \$904,038.00 - General and Police Consolidated Construction Funds
7. **GARY FRITZ** for purchase of Horse Dry Animal Feed (Hay) for the Houston Police Department - 3 Years with 2 one-year options - \$1,012,500.00 - General Fund
8. **TEXAS CONCRETE ENTERPRISE READY MIX, INC** for approval of spending authority for Emergency Purchase of Ready-Mix Concrete for Houston Public Works - \$445,000.00 - Stormwater and Other Funds

9. **GLOBAL WET LLC.** for Onsite Reconditioning of Self Cleaning Bar Filter Screen Parts and Services for Houston Public Works - \$155,899.00 - Enterprise Fund

**ORDINANCES - NUMBERS 10 through 39**

10. ORDINANCE approving the creation of the Container Lease Fund (“the Fund”) with zero beginning fund balance to receive revenues from Container Lease Fees for Solid Waste Management Department (the “Department”); establishing the sources and uses of the Funds therein for the Operation, Maintenance and Support of the Department’s container lease related programs; appropriating any and all Funds received into the Fund for the purposes set out herein and authorized expenditures consistent with the purpose thereof
11. ORDINANCE approving **SOUTHERN WATER CORPORATION'S** amended tariff submitted to the City of Houston, Texas, on November 30, 2021 - **DISTRICT B - JACKSON**
12. ORDINANCE amending Ordinance 2021-2 to increase the maximum contract amount for Professional Materials Engineering and Testing Services Contracts between City of Houston and 1) **TERRACON CONSULTANTS, INC**, 2) **AVILES ENGINEERING CORPORATION**, 3) **PROFESSIONAL SERVICE INDUSTRIES, INC**, 4) **GEOTEST ENGINEERING, INC**, 5) **RABA KISTNER, INC**, 6) **NINYO & MOORE GEOTECHNICAL AND ENVIRONMENTAL SCIENCES CONSULTANTS**, 7) **KENALL, INC dba RATNALA & BAHL**, 8) **ASSOCIATED TESTING LABORATORIES, INC** 9 ) **ALL-TERRA ENGINEERING, INC**, 10) **GORRONDONA ENGINEERING SERVICES, INC**, 11) **DAE & ASSOCIATES, LTD dba GEOTECH ENGINEERING AND TESTING**, and 12) **QC LABORATORIES, INC**, for the Houston Airport System - **DISTRICTS B - JACKSON; E - MARTIN and I - GALLEGOS**
13. ORDINANCE approving and authorizing Loan Agreement between City of Houston and **HOUSTON AGAPE HOMES CDC** to provide loan in Uptown TIRZ Series 2021 Affordable Homes Funds, to finance the infrastructure for a single-family development to be located at 6412 Calhoun Road in the OST - South Union Neighborhood - **DISTRICT D - EVANS-SHABAZZ**
14. ORDINANCE approving and adopting Version 2.0 of the City of Houston Harvey Single Family Development Program Guidelines
15. ORDINANCE approving and authorizing the submission of Grant Application to the **ENVIRONMENTAL PROTECTION AGENCY, FOR ENHANCED AIR QUALITY MONITORING FOR COMMUNITIES**, for the City of Houston Health Department’s Program Monitoring Air Pollutants of Greatest Concern in Communities with Disproportionate and Adverse Health Outcomes (the “Grant”); declaring the City’s eligibility for such Grant; authorizing the Director of the Houston Health Department to act as the City’s representative in the application process; authorizing the Director of the Houston Health Department to accept the Grant and expend the Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the Grant

16. ORDINANCE approving and authorizing Grant Application to the Houston Health Department from the **CENTERS FOR DISEASE CONTROL AND PREVENTION** for the **Epidemiology and Laboratory Capacity for Prevention and Control of Emerging Infectious Disease** (“the Grant”); declaring the City’s eligibility for such Grant; authorizing the Director of the Houston Health Department (“Director”) to act as the City’s representative in the application process, with the authority to accept the Grant and expend the Grant Funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
17. ORDINANCE approving and authorizing contract between City of Houston and **WORKQUEST** for Plastic Meter Box and Cover Installation and Reading Services for Houston Public Works; providing a maximum contract amount - 3 Years with 2 one-year options - \$6,075,000.00 - Enterprise Fund
18. ORDINANCE approving and authorizing contract between City of Houston and **FORD AUDIO-VIDEO SYSTEMS, LLC** for Professional Broadcast Audio Visual Technology Upgrade for City Hall Chambers for Houston Television (Municipal Channel); providing a maximum contract amount - \$1,000,000.00 - State Cable TV Franchise Fee Fund
19. ORDINANCE approving and awarding contract between City of Houston and **FIRETROL PROTECTION SYSTEMS, INC** for Fire and Security Alarm System Maintenance, Inspections, Testing and Monitoring Services for Various Departments; providing a maximum contract amount - 3 Years with 2 one-year options - \$16,597,493.50 - General, Enterprise and Other Funds
20. ORDINANCE approving and authorizing contract between City of Houston and **MORRIS & MCDANIEL, INC** for Promotional Testing and Assessment Testing Services for Houston Fire Department Captains and Senior Captains for the Human Resources Department; providing a maximum contract amount - 2 Years with 3 one-year options - \$3,589,400.00 - Central Service Revolving Fund
21. ORDINANCE authorizing and approving agreements for Professional Medical Expert Services between the City of Houston and **DB3 UNLIMITED SERVICES, LLC** and **LOGICA RATIO, LLC**; providing a maximum contract amount - 3 Years with 2 one-year options - \$1,875,000.00.00 - Property & Casualty Fund
22. ORDINANCE approving fourth amendment to Lease Agreement between **6201 BONHOMME, L.P.**, as Landlord, and the City of Houston, Texas, as Tenant, for space located at 6201 Bonhomme Road, Houston, Harris County, Texas, for use by the City’s Health Department’s Women, Infants, and Children (WIC) Nutrition Program - \$1,694,073.96 - Grant Fund - **DISTRICT J - POLLARD**
23. ORDINANCE appropriating \$1,776,390.00 out of Public Library Consolidated Construction Fund; awarding Construction Manager At Risk Contract to **ANSLOW BRYANT CONSTRUCTION, LTD** for the Vinson Library Techlink Project; providing funding for contingency, HPL equipment, and Civic Art - **DISTRICT K - CASTEX-TATUM**
24. ORDINANCE de-appropriating \$14,096.00 out of Public Library Consolidated Construction Fund previously appropriated to Construction

- Manager At Risk Contract with **SPAWGLASS CONSTRUCTION CORP** (Approved by Ordinance No. 2022-0078) and appropriating \$14,096.00 out of Public Library Consolidated Construction Fund to the Professional Architectural Services Contract with **BRAVE/ARCHITECTURE, INC** for the Westbury Neighborhood Library Project - **DISTRICT K - CASTEX-TATUM**
25. ORDINANCE de-appropriating \$135,056.00 out of Public Library Consolidated Construction Fund previously appropriated to Construction Manager At Risk Contract with **SPAWGLASS CONSTRUCTION CORP** (Approved by Ordinance No. 2022-0537 and 2022-0078) and appropriating \$135,056.00 out of Public Library Consolidated Construction Fund to the Task Order and Job Order Contracting Program for Construction Inspection Services for the Westbury Neighborhood Library Project - **DISTRICT K - CASTEX-TATUM**
  26. ORDINANCE approving and authorizing the execution of a Compromise, Settlement, Release and Indemnification Agreement between **ALAN PEAN** v. IASIS Healthcare Corporation, SJ Medical Center LLC doing business as St. Joseph Medical Center, Criterion Health Care Security, Inc, City of Houston, Roggie Law, Oscar Ortega, Steven Murdock, and Don Egdorf to settle a lawsuit - \$902,500.00 - Property & Casualty Fund
  27. ORDINANCE approving and authorizing Interlocal Agreement between City of Houston, **KATY INDEPENDENT SCHOOL DISTRICT, MONTGOMERY COUNTY**, and **HARRIS COUNTY** for the distribution of funds through the Texas Anti-Gang (“TAG”) Grant Program by the Office of the Public Safety through the Office of the Texas Governor (“Grant”); authorizing the Police Chief of the City of Houston Police Department (“Chief”) to act as the City’s representative to apply for, accept, and expend such Grant Funds, and to apply for, accept, and expend all subsequent awards, if any, pertaining to the Program
  28. ORDINANCE approving the acquisition by the City of Houston, Texas of a 200 square foot street right-of-way easement, situated in the F Hamilton Survey, Abstract No. 1078, Harris County, Texas, from **LANDMARK INDUSTRIES ENERGY, LLC**, for a purchase price of \$228,224.00 and other good and valuable consideration; approving and authorizing a Purchase and Sale Agreement between **LANDMARK INDUSTRIES ENERGY, LLC** (“Seller”) and the City of Houston, Texas (“Purchaser”) to purchase said right-of-way easement - **DISTRICT B - JACKSON**
  29. ORDINANCE consenting to the creation of **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 134F**, containing approximately 364.652 acres of land, within the extraterritorial jurisdiction of the City of Houston, Texas; authorizing the district to issue bonds
  30. ORDINANCE consenting to the addition of 116.77 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 229**, for inclusion in its district
  31. ORDINANCE consenting to the addition of 6.97 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district
  32. ORDINANCE consenting to the addition of 3.03 acres of land to **WEST**

- HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district
33. ORDINANCE consenting to the addition of 62.271 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 284**, for inclusion in its district
  34. ORDINANCE appropriating \$1,988,636.28 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Advanced Funding Agreement between City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Huffman-Cleveland Road north to FM1960; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
  35. ORDINANCE appropriating \$18,557.77 out of Water & Sewer Contributed Capital Fund as an additional appropriation to contract between City of Houston and **HARPER BROTHERS CONSTRUCTION, LLC** for 72-inch water line from Emancipation to Tuam along Polk, Hutchins, Clay, Chenevert, Hadley and Crawford (Approved by Ordinance No. 2019-0890) - **DISTRICTS D - EVANS-SHABAZZ and I - GALLEGOS**
  36. ORDINANCE appropriating \$525,000.00 out of Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax as an additional appropriation to Professional Engineering Services Contract between City of Houston and **AGUIRRE & FIELDS, LP** for Local Drainage and Paving Work Order Design Contract #4 (Approved by Ordinance No. 2019-0932, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax
  37. ORDINANCE appropriating \$4,650,000.00 out of Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge, awarding contract to **DL GLOVER UTILITIES, LLC** for FY2023 Local Drainage Program (LDP) Contract #1; 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 Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge, contingency, and testing services
  38. ORDINANCE appropriating \$3,225,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for Work Order Contract for Small Diameter Water Lines; 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, and testing services
  39. ORDINANCE awarding contract to **SPECIALIZED MAINTENANCE SERVICES, INC** for Sanitary Sewer Targeted Cleaning and Television Inspection; 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 contingencies relating to construction of facilities financed by the Water & Sewer System Operating Fund; providing a maximum contract amount - \$4,036,832.00 - Enterprise Fund

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA**

**MATTERS HELD - NUMBER 40**

- 40.** ORDINANCE approving and authorizing Interlocal Agreement between City of Houston and **HOUSTON FIRST CORPORATION** for improvements at Jones Hall; providing a maximum contract amount - \$2,500,000.00 - General Fund - **DISTRICTS H - CISNEROS and I - GALLEGOS**  
**TAGGED BY COUNCIL MEMBER ROBINSON**  
This was Item 23 on Agenda of October 12, 2022

**MATTERS TO BE PRESENTED BY COUNCIL - Council Member Kubosh 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: 10/18/2022

Item Creation Date:

SP10-18-2022

Agenda Item#:

### **ATTACHMENTS:**

**Description**

SP10-18-2022

**Type**

Signed Cover sheet

**CITY COUNCIL CHAMBER – HYBRID MEETING – TUESDAY  
OCTOBER 18, 2022 – 2:00 PM**

**AGENDA**

3 MIN

3 MIN

3 MIN

**NON-AGENDA**

2 MIN

2 MIN

2 MIN

3 MIN

3 MIN

3 MIN

DONNIE FEIT – 14727 Cypress Green Dr. – Cypress, TX – 77429 - 346-332-4919 – Humanities – **(In Person)**

ADOLPHUS SQUARE – Post Office Box 91512 – 77921 – 346-606-4090 – HEDP Program/  
Termination/Homelessness - **(In Person)**

JARVIS TILMAN – 3401 Fannin St. – 77004 – 832-845-5987 – Housing – **(In Person)**

ADMIRE KADENGE – 8629 Mapletwist St. – 77083 – 281-854-5646 – HPD and recovery of vehicle – **(In Person)**

ALEJANDRO PEREZ – 8304 Melrose St. – 77022 – 713-894-2978 – Bike safety – **(In Person)**

**PREVIOUS**

1 MIN

1 MIN

1 MIN

ILY MONTOYA-RIVAS – 9390 FM 1960 Bypass West – Humble, TX – 77338 – 832-795-6272 –Eviction–  
**(In Person)**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 9/12/2022

FIN - Public Hearing for Bond Election

Agenda Item#: 1.

### **Summary:**

**9:00 AM - PUBLIC HEARING DATE** in connection with the bond election to be held on Tuesday, November 8, 2022

### **Background:**

**SUBJECT:** A Motion to set the dates and times of three public hearings for the bond election to be held on Tuesday, November 8, 2022 and direct the City Secretary to post the Voter Information Documents in accordance with state law.

**RECOMMENDATION: (Summary)** Adopt a motion setting the dates and times of three public hearings in connection with the bond election to be held on Tuesday, November 8, 2022 and direct the City Secretary to post the Voter Information Documents in accordance with the state law.

### **SPECIFIC EXPLANATION:**

It is recommended that City Council adopt the dates and times of three public hearings on Proposition "A" through "G" regarding the issuance of public improvement bonds. The hearings are intended to provide information to voters and allow Council to discuss the propositions that will appear on the ballot for the City of Houston bond election to be held on Tuesday, November 8, 2022.

The following are the dates and times to receive public comment on the propositions to be considered by the voters at the special election to be held on Tuesday, November 8, 2022, pursuant to the proposed motion:

Wednesday, October 05, 2022 at 6:00 p.m.

Wednesday, October 12, 2022 at 6:00 p.m.

Wednesday, October 19, 2022 at 9:00 a.m.

All three hearings will be conducted in the City Council Chambers, City Hall, 901 Bagby, 2<sup>nd</sup> floor, Houston, Texas.

Additionally, Section 1251.052 of the Government Code (enacted by the Legislature in 2019) requires a political subdivision with at least 250 registered voters to prepare a voter information document for each proposition to be voted on at the election. The statute requires that the voter information documents be posted (1) on election day and during early voting by personal

appearance, in a prominent location at each polling place; (2) not later than the 21<sup>st</sup> day before the election, in three public places in the boundaries of the political subdivision holding the election; and (3) during the 21 days before the election, on the political subdivision's Internet website, prominently and together with the notice of the election, the contents of the proposition, and any sample ballot prepared for the election.

Section 1251.052 distinctly prescribes the types of information to be contained on the voter information documents.

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

**Prior Council Action:**

2022-0626 (8/16/2022)

**Amount and Source of Funding:**

NA

**Contact Information:**

William Jones

**Phone:** 832-393-9051

**ATTACHMENTS:**

**Description**

**Type**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 10/7/2022

MYR - Legislative Principles - 88th Texas Legislature

Agenda Item#: 2.

### **Summary:**

RECOMMENDATION from Director of Government Relations for adoption of the City of Houston Legislative Principles for the 88th Session of the Texas Legislature

### **Background:**

The Administration recommends that the City Council adopt the City of Houston Legislative Principles for the 88th Session of the Texas Legislature. The Principles will serve as the guiding document to instruct the City of Houston Government Relations staff and lobby team in Austin. The City will only work on priority legislation that falls within the Principles.

The Principles document gives the City the necessary flexibility to work within the fast pace of the Texas Legislature while remaining within the approved priorities of the City of Houston. The City Council will receive regular updates and reports throughout the session from the Government Relations Office on action taken pursuant to the Principles.

The adoption of Legislative Principles prior to previous sessions has been very successful in focusing the legislative efforts of the City.

The Legislative Principles were presented to the City Council Committee on Budget and Fiscal Affairs on October 4, 2022.

**FISCAL NOTE:** There is no impact to the fiscal budget or no additional spending authority. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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Bill Kelly, Director of Government Relations

### **Contact Information:**

Bill Kelly, Director of Government Relations  
City of Houston  
Mayor's Office  
**Phone:** 832-393-0834

### **ATTACHMENTS:**

**Description**

**Type**

Coversheet  
88th Session Legislative Principles

Signed Cover sheet  
Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 10/7/2022

MYR - Legislative Principles - 88th Texas Legislature

Agenda Item#: 2.

### **Summary:**

RECOMMENDATION from Director of Government Relations for adoption of the City of Houston Legislative Principles for the 88th Session of the Texas Legislature

### **Background:**

The Administration recommends that the City Council adopt the City of Houston Legislative Principles for the 88th Session of the Texas Legislature. The Principles will serve as the guiding document to instruct the City of Houston Government Relations staff and lobby team in Austin. The City will only work on priority legislation that falls within the Principles.

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DocuSigned by:

*Bill Kelly*

Bill Kelly, Director of Government Relations 10/14/2022

### **Contact Information:**

Bill Kelly, Director of Government Relations

City of Houston

Mayor's Office

**Phone:** 832-393-0834

### **ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
88th Session Legislative Principles	Signed Cover sheet



## ***City of Houston Legislative Principles For the 88th Session of the Texas Legislature***

### **City of Houston Mission Statement**

The City of Houston will focus its proactive legislative efforts on the enhancement of life in Houston through emphasis on public safety and criminal justice initiatives; economic development and increasing jobs; protecting the quality of life; improving mobility; creating complete communities; working towards creating a healthier environment; providing affordable housing opportunities; and making the government more responsive, transparent, and fiscally responsible.

All of this must be pursued with a focus on preserving local decision making and ending unfunded state mandates.

### **General Government**

Oppose all unfunded state mandates that negatively affect the operations of the City of Houston fiscally. Oppose laws requiring state micro-management of city programs without the knowledge of local conditions or flexibility for maximum efficiency. Oppose regulations that limit the City's local authority, public safety, revenue collection, city operations or other local programs.

Oppose diminishing the City of Houston's regulatory authority, water rights, and representation on the Metropolitan Transit Authority of Harris County (METRO) Board of Directors, Port of Houston Authority, or other entities. Support and protect the City's authority in its rights of way and on municipal premises.

Support direct funding to assist Houston in meeting the needs of the community, such as air quality, health care, public safety, housing, transportation, disaster recovery, and infrastructure development.

## **Public Safety/Criminal Justice**

Support improvements in the training of public safety personnel. Support legislative and administrative efforts to assist the City of Houston in preparation for and prevention of acts of terrorism and emergencies, including the equitable, threat-based distribution of Homeland Security and Cybersecurity funds.

Oppose efforts to weaken authority to respond to emergency powers where city first responders and health departments serve as leads in directing the response.

Support improvements to the Criminal Justice Codes, Juvenile Justice Codes and Transportation Code along with funding to make the state programs functional.

Support legislation to address the growing problem of substance use, with a particular focus on the opioid epidemic, and the ramifications of these drugs in society. Support efforts to treat addiction and substance use disorder as a public health issue instead of a criminal justice issue.

Support legislation to expand mental health system accessibility and best practices through increased investment that recognize the need for systemwide improvements.

Support legislation that expands specialty courts and jail diversion programs.

Support legislative efforts to prevent and to combat violent crimes and reduce violence.

Support common sense gun regulations such as universal background checks, red flag laws, and raising the age to purchase semi-automatic rifles.

Support legislation and funding in coordination with Houston Forensic Science Center to better address evidence processing.

## **Neighborhood Improvement and Quality of Life**

Support technical legislation that assists the City's homeowners and strengthens neighborhoods, environment and quality of life, as well as neighborhood and park programs.

Support legislation and promote funding that reduces unnecessary regulatory burdens for removing dangerous buildings, addresses illegal dumping, and urban blight.

Support legislation that enhances consumer protections for citizens and empowers low to middle income residents and tenants.

Protect state historic preservation tax credits for both nonprofit and for-profit corporations owning historic properties. Protect historic districts throughout City of Houston.

### **Economic Development**

Support legislation enhancing economic development and fostering job creation in regional growth areas. Support legislative efforts to promote inner city redevelopment including the creation and maintenance of quality affordable workforce housing. Support legislative and administrative initiatives to improve the economic viability of the Houston Airport System, including funding for the Spaceport Trust Fund. Support job creation efforts as part of Texas Central high speed rail project.

Support efforts that allow for continued cooperation between municipal management districts and other jurisdictions to enhance community development in Texas cities.

Support job creation through cultural tourism efforts including funding for the Texas Commission on the Arts, the State Cultural District Grant Program, as well as full funding for Texas Tourism.

### **Environment & Public Utilities**

Support legislative and administrative efforts to assist the Houston region in improving air quality and addressing flooding/drainage challenges. Support initiatives for additional green space, urban forestation, and park enhancements.

Support legislation strengthening local governments' regulatory authority over industry participants to protect local interests on direct impacts and make delivery systems more reliable and resilient. Support legislation expanding the meaningful input of local governments to state agencies with oversight of energy industries.

Support legislation that protects adequate compensation for the use of City of Houston property and public rights-of-way.

Support legislation to give local residents more influence in environmental permitting in their neighborhoods, specifically with particulate matter.

Support energy efficiency programs that can reduce demand on the grid while providing better electric security for residential and commercial purchasers.

## **Education**

Support state contribution to the cost of public education returning to 60%, allowing ISDs to lower local property taxes.

Support legislation to enhance after school programs and summer programs for youth.

Support legislation to improve education, health and safety, literacy, arts and library programs. Support legislation to emphasize opportunities for youth to ensure our workforce remains competitive.

Support additional funding for the TexShare and TexQuest shared online resources.

Support reforms to the State's education finance system that halt the practice of requiring recapture of funds for urban school districts that are deemed "property wealthy" but have a high proportion of economically disadvantaged students.

Support the community schools model that promotes city-wide collaboration to support local schools with wrap around services and resources.

Support increased state funding and investment in research and development at institutions of higher learning. Support incentives to institutions of higher learning to collaborate with local government entities to assist in collaboratively solving public issues.

Support arts education and access initiatives, increasing the scope of the Texas Commission on the Arts to include arts education and expanding the Arts Department at the Texas Education Agency.

Support expanding options by which local school districts can retain control of their school system to avoid sanctions due to poor performance records.

## **Health**

Support legislation and funding for expanded health care coverage and access for Texans, including continued progress on behavioral health and the expansion of Medicaid.

Support expanded capacity for substance use treatment in the Houston area, as well as fully funding Graduate Medical Education positions to increase our healthcare workforce.

Support funding for research into health care related initiatives to grow Houston's economy. Support trauma funding to improve Houston's ability to respond to emergencies.

Support legislation that expands services to victims of human trafficking, including appropriate services for housing, medical care, behavioral health care, and assistance with job placement and job training. Support strengthening ability of law enforcement to prosecute human trafficking where necessary.

Support legislation and regulations that do not burden local law enforcement with state mandates on women's health restrictions.

### **Mobility**

Prioritize public safety in transportation projects with a focus on Vision Zero principles.

Support legislation to expand transportation funding for regional connectivity, project implementation, congestion relief, and enhanced mobility to enable economic opportunity for Houstonians.

Support infrastructure projects creating transportation options for Houstonians.

Support legislation that provides resources to the Port of Houston, the Houston Airport System, and the Metropolitan Transit Authority of Harris County (METRO).

### **Recovery Initiatives**

Support new state initiatives that allow for local governments to access resources to more quickly provide financial recovery services, such zero interest loans from the Water Development Board.

Advocate for expanded public health resources for impacted communities. Support expanded state programs for trauma informed care, especially for Houston students in school-based clinics.

### **Other**

Support, where possible, other local governments, school districts, local colleges, universities and medical institutions, health care providers, non-profits, film, arts and tourism.



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 10/7/2022

MYR - Texas Municipal League Renewal 2022

Agenda Item#: 3.

### **Summary:**

RECOMMENDATION from the Director of Government Relations for annual renewal of membership in the **TEXAS MUNICIPAL LEAGUE** - \$ 94,348.00 - General Fund

### **Background:**

The Texas Municipal League (TML) has a membership of 1,150 cities and exists solely to provide services to Texas cities. TML is an effective organization for Texas municipalities, both large and small, with regard to advocating positions on pending legislation to members of both the Texas Legislature and Congress. The organization employs full-time attorneys who are available to provide advice and information on municipal legal matters. TML sponsors conferences and educational events and publishes informational materials to keep members apprised of current issues affecting municipal government.

During the last regular legislative session, TML continued its role as spokesman for cities. Approximately 7,500 bills were filed with more than 2,000 of those directly impacting cities in Texas in the regular session. TML reads and analyzes each bill and meets with the cities each week during the regular session to coordinate testimony and strategize with a focus on defeating legislation that would erode municipal authority and local control or that would otherwise be detrimental to cities.

TML advocates for cities on a wide range of issues, including transportation, water, economic development, and job creation.

During the interim, TML monitors and advises cities on all interim committees and issues.

City staff members are represented at policy meetings. The City also has representation on the Executive Board of Directors.

TML hosted its annual conference in Houston in last year at the George R. Brown Convention Center. Attendance was 4,699 and there was a \$4,517,386 positive impact on the local economy. The conference returns to Houston in 2024.

Membership dues remain the same as last year and are based on population. Membership renewal with the Texas Municipal League is recommended.

**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.

---

Bill Kelly, Director of Government Relations

**Amount and Source of Funding:**

\$94,348.00

General Fund

Fund 1000

**Contact Information:**

Bill Kelly, Director of Government Relations

City of Houston

Mayor's Office

**Phone:** 832-393-0834

**ATTACHMENTS:**

**Description**

TML Invoice 2022-2023

TML Cover Letter 2022-2023

Coversheet

**Type**

Backup Material

Backup Material

Signed Cover sheet



1821 Rutherford Lane, Ste 400  
Austin, TX 78754  
512-231-7400

**Renewal Notice**

City of Houston  
Ande Mattei  
Intergovernmental Relations Manager  
PO Box 1562  
Houston, TX 77251-1562

Account No.	C-960
Date:	2022-09-08
Amount Due:	\$94,348.00

TML Federal ID No: 74-6000125

**Member Service Fee**

For the City's share of the cost of League services for the period 2022-12-01 - 2023-11-30.

Member Service Fees are based on population reported by the member city and supplemented by COG population estimates and/or Bureau of Census estimates, when available.

Texas Local Government Code Section 140.0045 requires that your proposed annual budget reflect expenditures your city makes for directly or indirectly influencing or attempting to influence the outcome of legislative or administrative action. TML member service fees are not used for advocacy and need not be included in that calculation.

If you would like TML to submit a conflict disclosure "form 1295," please contact Rachael Pitts on our staff at 512-231-7472 or rpitts@tml.org.

**Please make a copy of this statement and return it with your remittance.**

**For Payments by EFT/ACH:**

**Bank:** JPMorgan Chase  
**ABA#** 111000614  
**Account #** 9440682815

<b>BILLED</b>	<b>\$94,348.00</b>
<b>PAID</b>	<b>\$0.00</b>
<b>ADJ</b>	<b>\$0.00</b>
<b>BALANCE</b>	<b>\$94,348.00</b>

**If you have any questions regarding this renewal notice, please call Sharon Ball @ 512-231-7420**



TEXAS MUNICIPAL LEAGUE

*Empowering Texas cities to serve their citizens*

---

President **Martha Castex-Tatum**, Vice Mayor Pro Tem, Houston  
Executive Director **Bennett Sandlin**

September 9, 2022

Ande Mattei, Intergovernmental Relations Manager  
City of Houston  
PO Box 1562  
Houston, TX 77251-1562

Ms. Mattei:

It is time to renew the City of Houston's membership with the Texas Municipal League (TML). We are honored that the city has been a member of TML since September 1, 1913, and have enclosed an invoice for your convenience.

TML is privileged to serve more than 1,150 member cities throughout the state. Every single member contributes to the League's influence and our ability to empower Texas cities to serve their citizens.

We look forward to continuing to address your city's needs in the year ahead and want to make sure you're taking full advantage of TML programs and services:

- ✓ **Advocacy.** The League vigorously coordinates and advocates for a legislative program set by our member cities at the state and federal level.
- ✓ **Legal Support.** City officials have to know a lot, and we're here to help. TML has attorneys on staff to answer general legal questions about municipal law, and monitor federal and state laws and regulations, as well as city-related developments in the courts.
- ✓ **Training.** From our annual conference to workshops on municipal hot-topics to webinars, the League offers training events to help you better serve your citizens and community.
- ✓ **Resources and Experts.** Whether it's connecting you to our library of information, publications, an expert in the field, a private-sector service, revenue sources, example policies/ordinances, or national and state programs, we've got access to the people and resources to help you seize an opportunity or creatively solve a problem.
- ✓ **Risk and Health Pools.** TML sponsors two very successful pooling programs (property/liability/workers' compensation and health) that provide huge dollar savings for TML member cities.

Thank you for your city's continued participation. If you have any questions about member benefits or the renewal notice, please contact Rachael Pitts on our staff at (512) 231-7472 or [rpitts@tml.org](mailto:rpitts@tml.org). We look forward to serving you for another year . . . and well into the future.

Sincerely,

A handwritten signature in black ink, appearing to read "Bennett Sandlin". The signature is written in a cursive, flowing style.

Bennett Sandlin  
Executive Director



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/18/2022

ALL

Item Creation Date: 10/7/2022

MYR - Texas Municipal League Renewal 2022

Agenda Item#: 3.

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Membership dues remain the same as last year and are based on population. Membership renewal with the Texas Municipal League is recommended.

**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.

DocuSigned by:

Handwritten signature of Bill Kelly in blue ink.

Bill Kelly, Director of Government Relations 10/14/2022

**Amount and Source of Funding:**

\$94,348.00  
General Fund  
Fund 1000

**Contact Information:**

Bill Kelly, Director of Government Relations  
City of Houston  
Mayor's Office  
Phone: 832-393-0834

**ATTACHMENTS:**

Description	Type
TML Invoice 2022-2023	Backup Material
TML Cover Letter 2022-2023	Backup Material
Funding Verification Form - GG GF	Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

District A, District C, District D, District H, District J

Item Creation Date: 6/13/2022

HPW-20PMO72 Accept Work / Angel Brothers Enterprises,  
Ltd.

Agenda Item#: 4.

### **Summary:**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$5,463,810.18 and acceptance of work on contract with **ANGEL BROTHERS ENTERPRISES, LTD.** for FY2019 Pavement Repair & Rehab Work Orders #2 - 8.94% under the original Contract Amount **DISTRICTS A - PECK; C - KAMIN; D - EVANS-SHABAZZ; H - CISNEROS and J - POLLARD**

### **Background:**

**SUBJECT:** Accept Work for FY2019 Pavement Repair & Rehab Work Orders #2.

**RECOMMENDATION: (SUMMARY)** Pass a motion to approve the final Contract Amount of \$5,463,810.18 or 8.94% under the Contract Amount, accept the Work and authorize final payment.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the City-Wide Overlay Program and was required to improve and maintain a safe road surface and accessibility.

**DESCRIPTION/SCOPE:** This project consisted of the resurfacing of arterial and major thoroughfare streets with asphalt overlay, along with the repair and improvements to curbs and accessible ramps. The project involved the construction of hot mix asphaltic concrete, base repair, and pavement markings as needed. The project was designed in-house with 730 calendar days allowed for construction. The project was awarded to Angel Brothers Enterprises, Ltd. with an original Contract Amount of \$6,000,000.00.

**LOCATION:** The project was located in seven (7) locations.

**CONTRACT COMPLETION AND COST:** The Contractor, Angel Brothers Enterprises, Ltd., has completed the work under the subject Contract. The project was completed within the established completion date. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 1 and 2 is \$5,463,810.18, a decrease of \$536,189.82 or 8.94% under the original Contract Amount. The decreased cost is a result of the difference between planned and measured quantities.

**M/WSBE PARTICIPATION:** The advertised goals for this project were 11.00% MBE and 7.00% WBE (18.00% total). The awarded goals for this project were 11.00% MBE, 4.00% WBE and

3.00% SBE (18.00% total). According to the Office of Business Opportunity, the actual participation achieved on this project was 12.04% MBE, 3.85% WBE, and 1.96% SBE (17.85% total). The standard for meeting M/W/SBE participation goals is the demonstration of Good Faith Efforts. The Prime's M/W/SBE performance on this project was rated Satisfactory for the following reasons: The Prime exceeded their MBE contract goal and came within 1.00% of the WBE and SBE contract goals. The Prime leveraged the deviation process to increase their goal attainment and made good faith efforts to utilize approved goal credit subcontractors. For the reasons listed, Angel Brothers Enterprises, Ltd. performance achieved our expectations and meets the intent and the spirit of the City's M/W/SBE program.

---

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

WBS No(s). N-321040-0010-4

**Prior Council Action:**

Ordinance No. 2019-0592, Dated 8/7/2019

**Amount and Source of Funding:**

No additional funding required.

Total (original) appropriation of \$7,200,000.00 from Fund No. 4042 – Street and Traffic Control and Storm Drainage DDSRF (Supported by Ad Valorem Tax).

**Contact Information:**

Michael Wahl, PE, PTOE  
Assistant Director  
Transportation and Drainage Operations  
Phone: (832) 395-2443

**ATTACHMENTS:**

**Description**

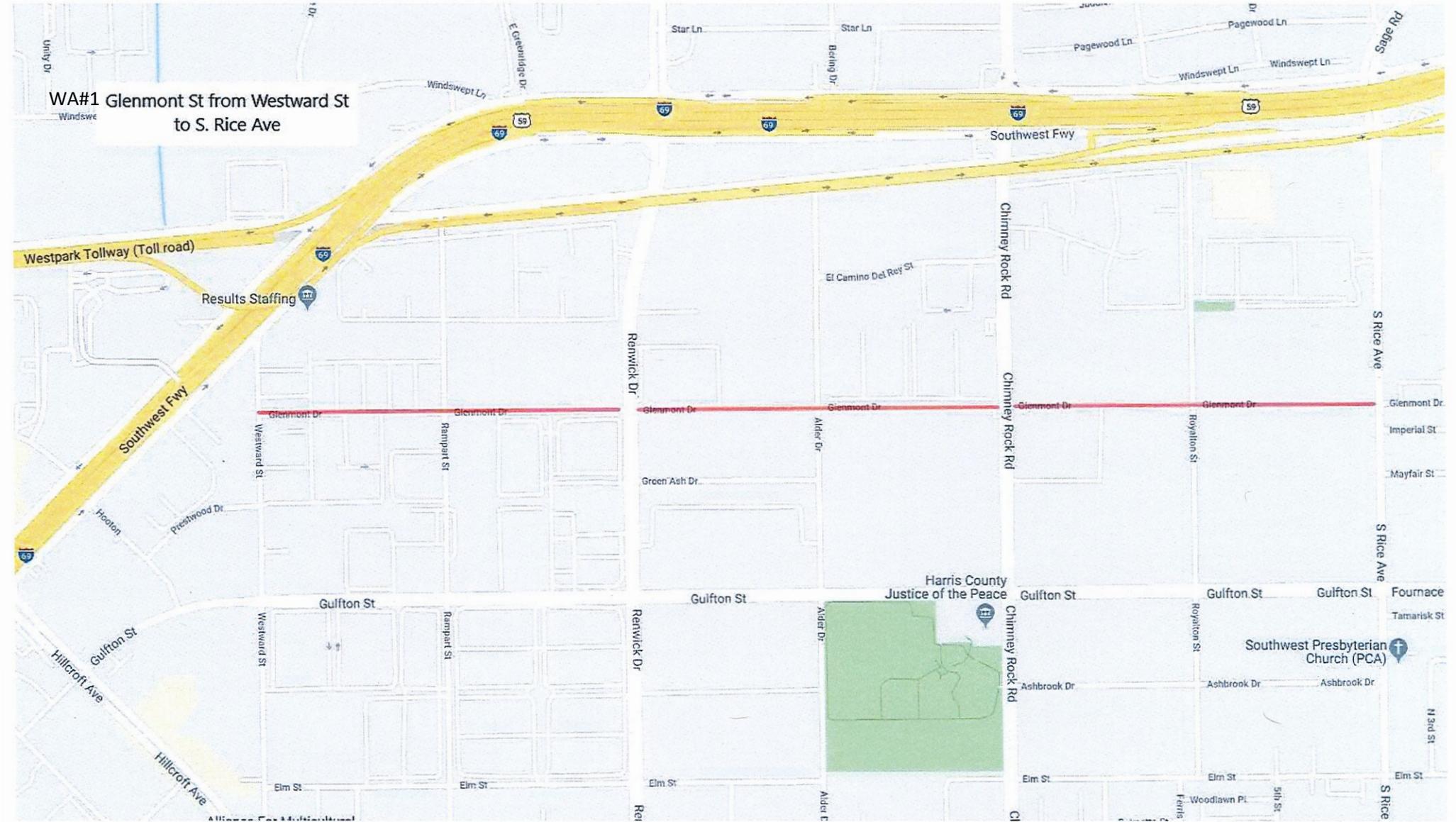
Maps  
Signed Coversheet

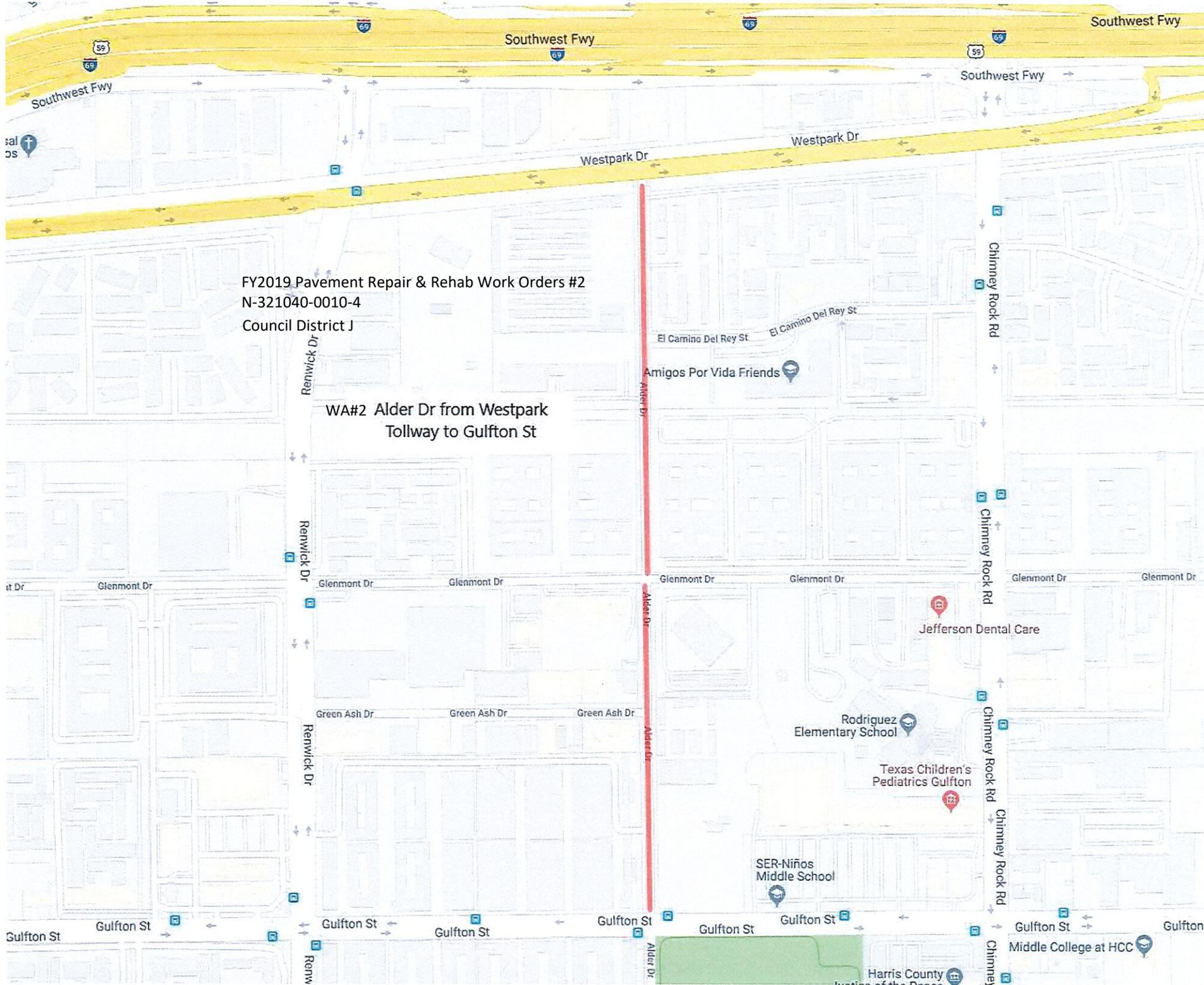
**Type**

Backup Material  
Signed Cover sheet

FY2019 Pavement Repair & Rehab Work Orders #2  
N-321040-0010-4  
Council District J

WA#1 Glenmont St from Westward St  
to S. Rice Ave





FY2019 Pavement Repair & Rehab Work Orders #2  
N-321040-0010-4  
Council District J

WA#2 Alder Dr from Westpark  
Tollway to Gulfton St

Amigos Por Vida Friends

Jefferson Dental Care

Rodriguez  
Elementary School

Texas Children's  
Pediatrics Gulfton

SER-Niños  
Middle School

Middle College at HCC

Harris County

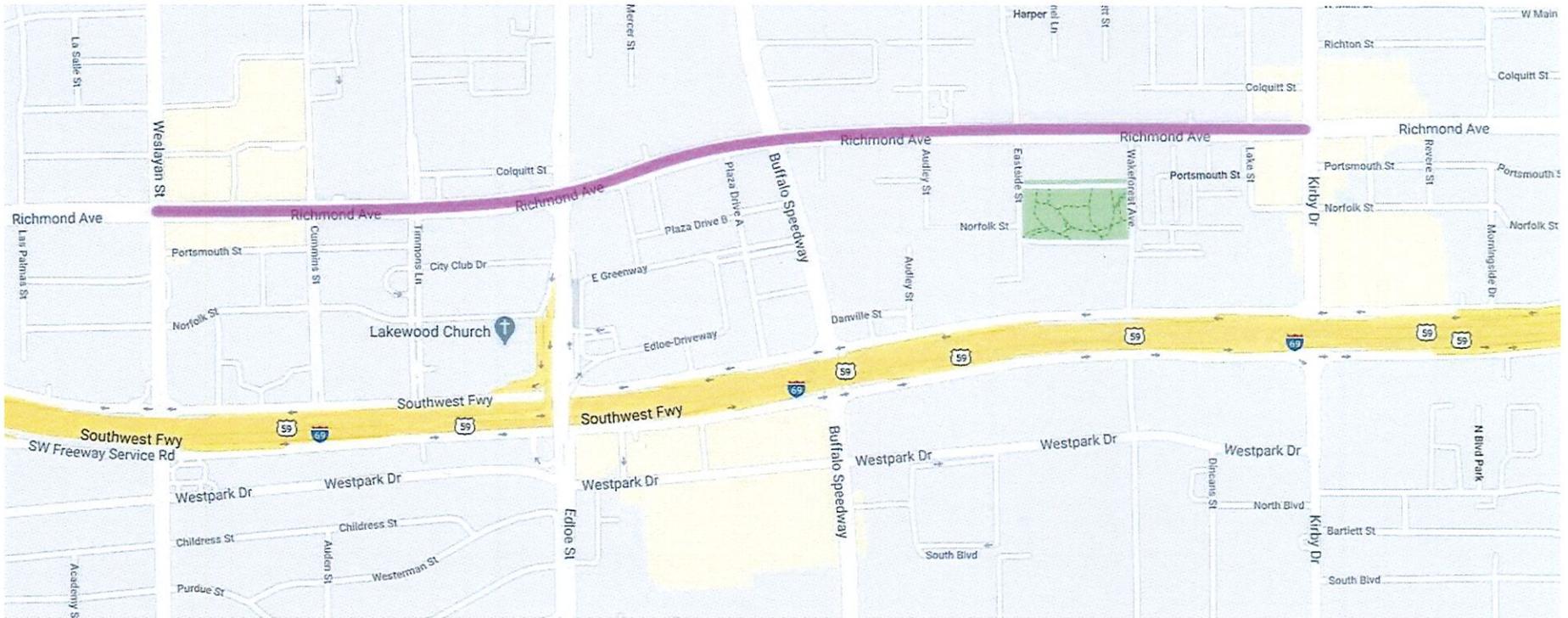
# FY2019 Pavement Repair & Rehab Work Orders #2

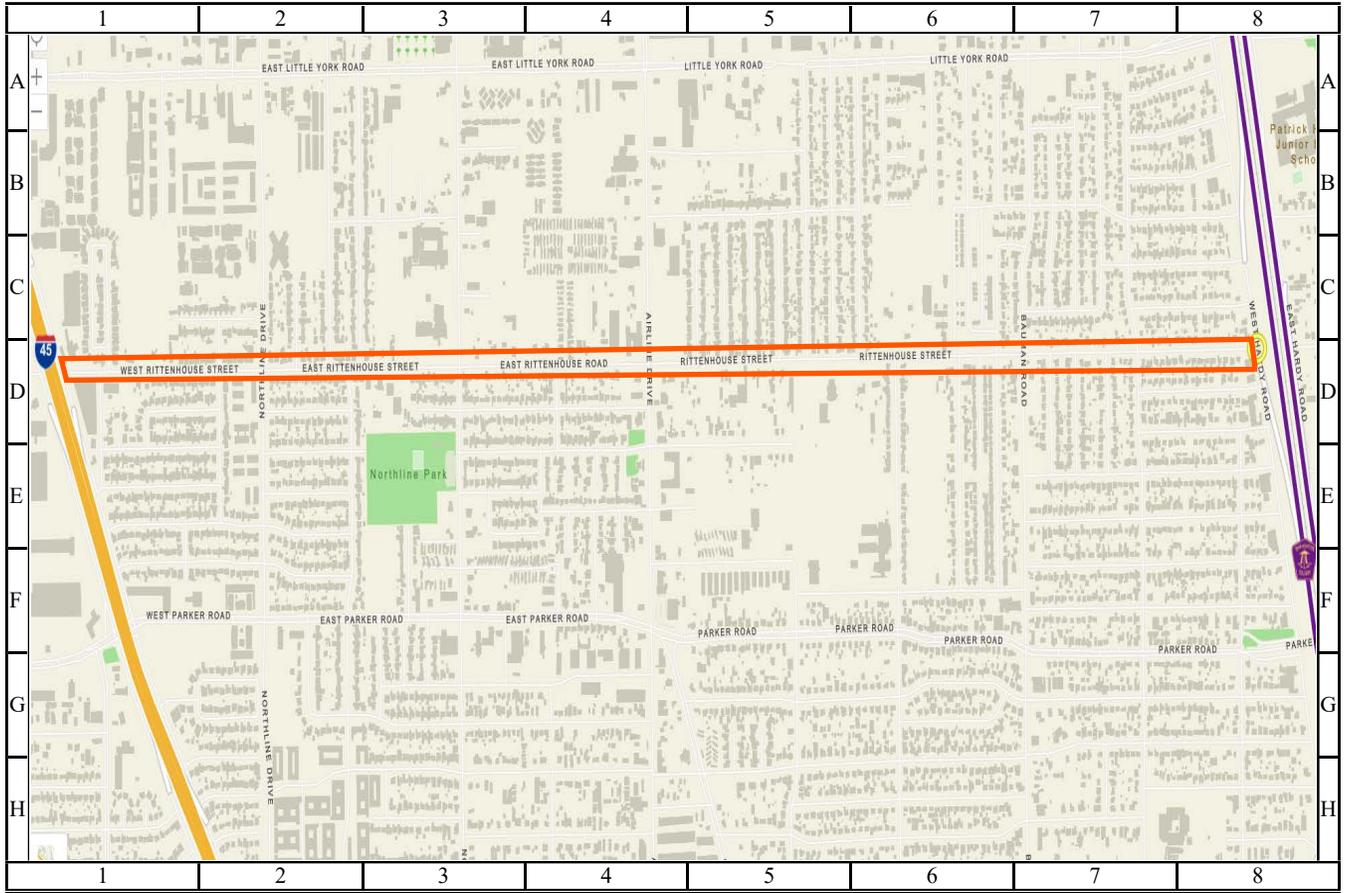
## Richmond Ave (Weslayan to Kirby)

WBS No. N-321040-0010-4

Work Authorization No. 3

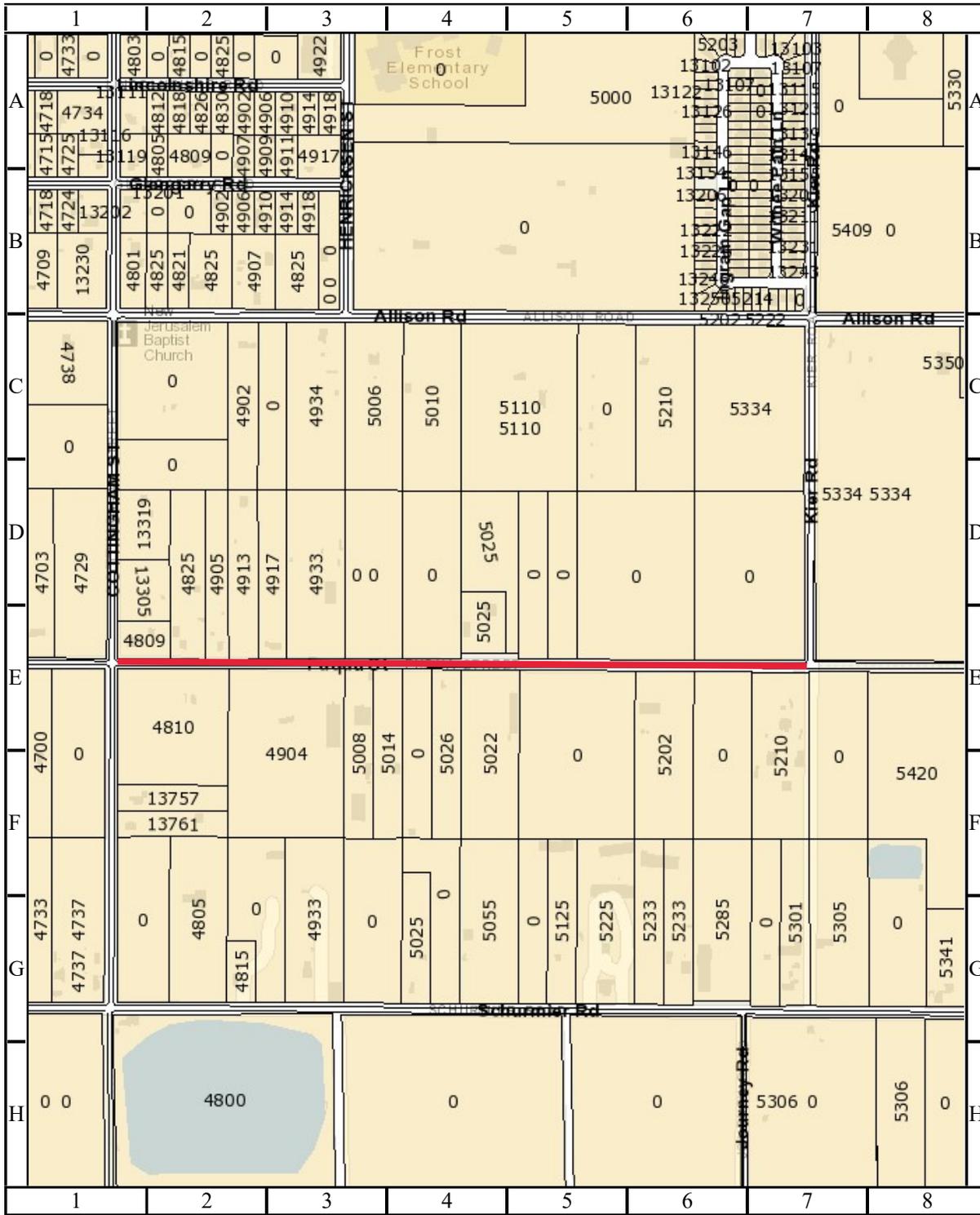
Council District C





**CITY OF HOUSTON**  
**FY2019 Pavement Repair & Rehab Work Orders #2**  
**WA#4**  
**Rittenhouse (IH45- Hardy Toll Rd)**  
**Council District H**





**CITY OF HOUSTON**

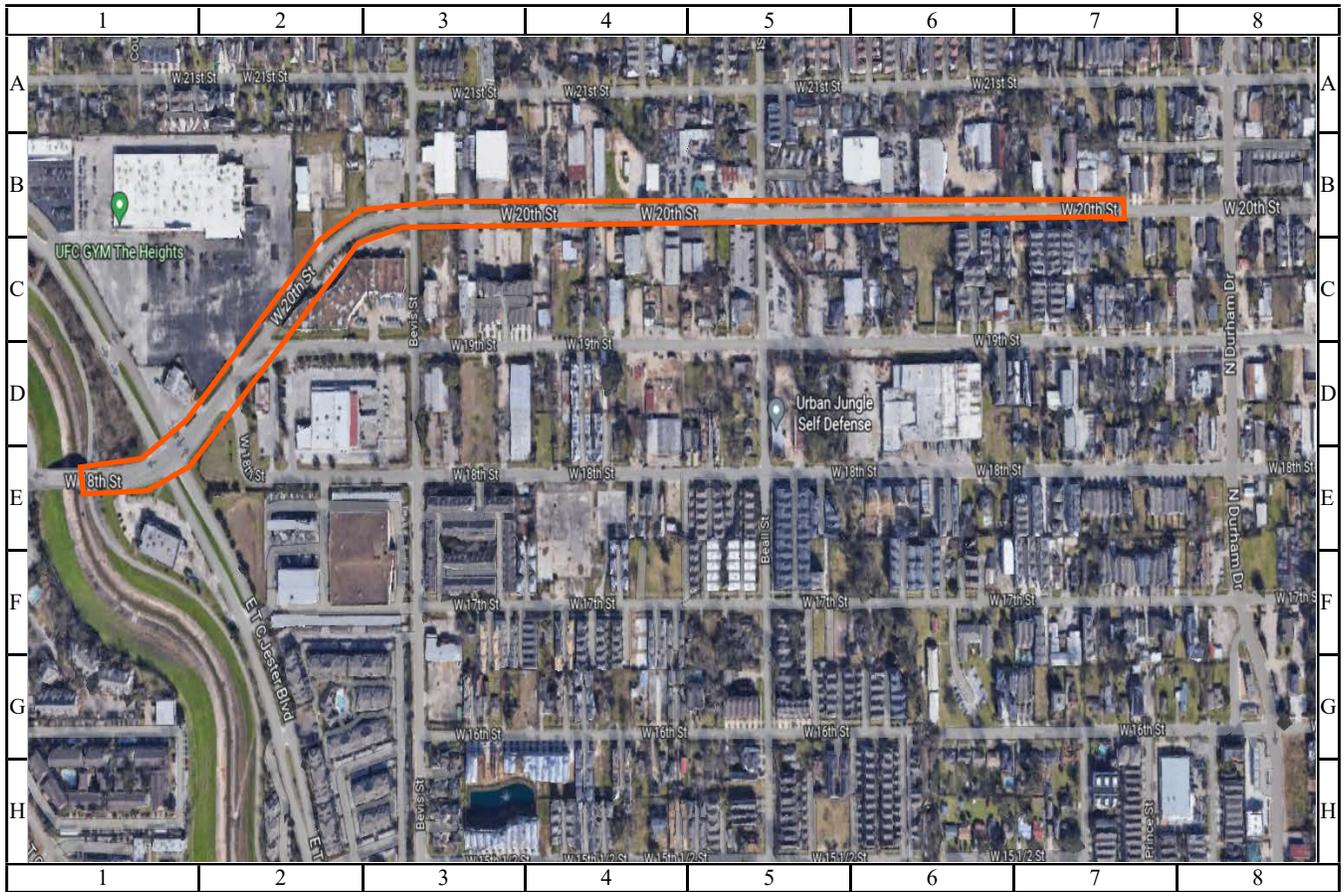
N-321040-0010-4

FY2019 Pavement Repair & Rehab Work Orders #2

WA#5 Fuqua St. (Cottingham St. - Kier Rd.)

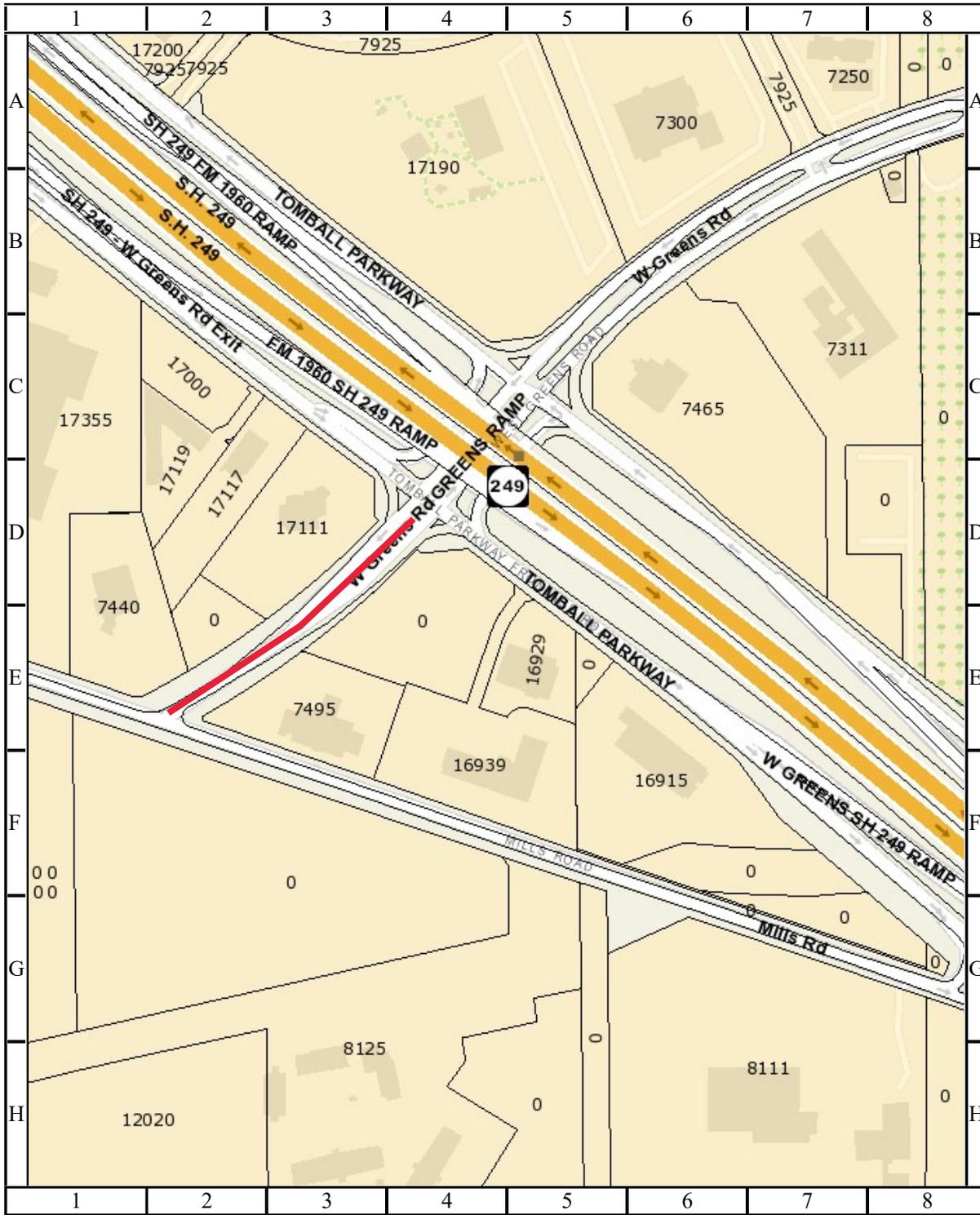
District D





**CITY OF HOUSTON**  
 N-321040-0010-4  
**FY2019 Pavement Repair & Rehab Work Orders #2**  
**20th St. (T.C. Jester - Durham)**  
**District C**





**CITY OF HOUSTON**

N-321040-0010-4

FY2019 Pavement Repair & Rehab Work Orders #2

Greens Rd (Mills Rd - Tomball PKWY)

District A





**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

District A, District C, District D, District H, District J

Item Creation Date: 6/13/2022

HPW-20PMO72 Accept Work / Angel Brothers Enterprises, Ltd.

Agenda Item#:

**Background:**

**SUBJECT:** Accept Work for FY2019 Pavement Repair & Rehab Work Orders #2.

**RECOMMENDATION: (SUMMARY)** Pass a motion to approve the final Contract Amount of \$5,463,810.18 or 8.94% under the Contract Amount, accept the Work and authorize final payment.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the City-Wide Overlay Program and was required to improve and maintain a safe road surface and accessibility.

**DESCRIPTION/SCOPE:** This project consisted of the resurfacing of arterial and major thoroughfare streets with asphalt overlay, along with the repair and improvements to curbs and accessible ramps. The project involved the construction of hot mix asphaltic concrete, base repair, and pavement markings as needed. The project was designed in-house with 730 calendar days allowed for construction. The project was awarded to Angel Brothers Enterprises, Ltd. with an original Contract Amount of \$6,000,000.00.

**LOCATION:** The project was located in seven (7) locations.

**CONTRACT COMPLETION AND COST:** The Contractor, Angel Brothers Enterprises, Ltd., has completed the work under the subject Contract. The project was completed within the established completion date. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 1 and 2 is \$5,463,810.18, a decrease of \$536,189.82 or 8.94% under the original Contract Amount. The decreased cost is a result of the difference between planned and measured quantities.

**M/WSBE PARTICIPATION:** The advertised goals for this project were 11.00% MBE and 7.00% WBE (18.00% total). The awarded goals for this project were 11.00% MBE, 4.00% WBE and 3.00% SBE (18.00% total). According to the Office of Business Opportunity, the actual participation achieved on this project was 12.04% MBE, 3.85% WBE, and 1.96% SBE (17.85% total). The standard for meeting M/W/SBE participation goals is the demonstration of Good Faith Efforts. The Prime's M/W/SBE performance on this project was rated Satisfactory for the following reasons: The Prime exceeded their MBE contract goal and came within 1.00% of the WBE and SBE contract goals. The Prime leveraged the deviation process to increase their goal attainment and made good faith efforts to utilize approved goal credit subcontractors. For the reasons listed, Angel Brothers Enterprises, Ltd. performance achieved our expectations and meets the intent and the spirit of the City's M/W/SBE program.

DocuSigned by:

A handwritten signature in black ink that reads "Carol Ellinger Haddock".

10/3/2022

A93C410B72B3453...

Carol Ellinger Haddock, P.E., Director

Houston Public Works

WBS No(s). N-321040-0010-4

**Prior Council Action:**

Ordinance No. 2019-0592, Dated 8/7/2019

**Amount and Source of Funding:**

No additional funding required.

Total (original) appropriation of \$7,200,000.00 from Fund No. 4042 – Street and Traffic Control and Storm Drainage DDSRF (Supported by Ad Valorem Tax).

**Contact Information:**

Michael Wahl, PE, PTOE

Assistant Director

Transportation and Drainage Operations

Phone: (832) 395-2443

**ATTACHMENTS:**

**Description**

Prior Council Action

OBO Documents

Project Area List

Maps

Change Orders

Final Estimate

Ownership Information Form & Tax Report

**Type**

Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date:

H32535 - Spay/Neuter Services for BARC Shelter Pets (HOUSTON SPAY NEUTER CLINIC) - MOTION

Agenda Item#: 5.

### **Summary:**

**HOUSTON SPAY NEUTER CLINIC** for approval of spending authority for Professional Services of Spay and Neuter for the BARC Shelter Pets - 3 Years - \$1,652,400.00 - BARC Special Revenue Fund

### **Background:**

**Professional Services (S83-H32535) – Approve a spending authority in an amount not to exceed \$1,652,400.00 for professional services of spay and neuter for the BARC shelter pets from the Houston Spay Neuter Clinic for the Administration and Regulatory Affairs.**

### **Specific Explanation:**

The Director of the Administration and Regulatory Affairs Department and the Interim Chief Procurement Officer recommend that City Council approve spending authority in an amount not to exceed **\$1,652,400.00** for professional services for spay and neuter for the BARC shelter pets and that authorization be given to issue purchase orders as necessary for approximately **thirty-six (36) months** to the **Houston Spay Neuter Clinic**.

Due to limited veterinarians in-house to perform spay and neuter services on a daily basis, BARC is procuring the Houston Spay Neuter Clinic to outsource spay and neuter services due to the influx of shelter animals that are being held at the BARC facility.

City Ordinance requires all pets to be altered before leaving the BARC shelter. During the pandemic, the stray animal population in Houston erupted as non-profit foster and rescue organizations could no longer hold fundraising events to support feeding and medical needs. BARC is working with rescue and foster partners to get spayed/neutered pets out of the shelter as quickly as possible. Houston Spay Neuter Clinic shall provide labor, materials, equipment, tools, medicine and supervision to perform spay/neuter services on feline and canine animals in accordance with the City's requirements as part of the City's spay/neuter initiative.

Houston Spay Neuter Clinic will provide the following services:

- **Dog Spay** (All Sizes/reproduction status) Includes: Rabies vaccine, Distemper/Parvo Vaccine, microchipping, application of flea prevention.
- **Dog Neuter** (All Sizes/reproduction status) Includes: Rabies vaccine, Distemper/Parvo Vaccine, microchipping, application of flea prevention.
- **Cat Spay** (All Sizes/reproduction status) Includes: Rabies vaccine, FVRCP, microchipping, application of flea prevention.
- **Cat Neuter** (All Sizes/reproduction status) Includes: Rabies vaccine, FVRCP, microchipping, application of flea prevention.

Houston Spay Neuter Clinic shall perform a minimum of 40-50 spay/neuter surgeries per week and perform the surgeries, including without limitation, a complete surgical suite, anesthesia, surgical instruments, suture, medications, premedication, induction medication, antibiotics and other equipment as is necessary to safely and effectively complete surgical operations on dogs and cats. BARC personnel will transport animals to and from Houston Spay Neuter Clinic.

This recommendation is made pursuant to subsection 252.022(a)(4) of the Texas Local Government Code, which provides that " a procurement for personal, professional, or planning services" is exempt from the competitive requirements for purchases.

### **M/WBE Participation:**

M/WBE Zero Percentage Goal document approved by the Office of Business of 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 professional services justification by which a direct award purchase was made.

### **Fiscal Note:**

Funding for this item is not included in the FY23 Adopted Budget. Therefore, a fiscal note is required as stated in the Financial Policies.

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**Jedediah Greenfield**  
**Interim Chief Procurement Officer**

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**Department Approval Authority**

**Estimated Fiscal Operating Impact**

**Recurring or One-Time**

**RECURRING**

<b>Fund Name</b>	<b>FY2023</b>	<b>Out Year</b>	<b>Total</b>
BARC-Special Revenue Fund	\$459,000.00	\$1,193,400.00	<b>\$1,652,400.00</b>

**Amount and Source of Funding:**

\$1,652,400.00

BARC Special Revenue

Fund No.: 2427

**Contact Information:**

<b>NAME:</b>	<b>DEPARTMENT/ DIVISION</b>	<b>PHONE</b>
Barbara Fisher, Division Manager	FIN/SPD	(832) 393-8722
Nikki Cooper, Deputy Shelter Director	ARA/BARC	(832) 395-9098

**ATTACHMENTS:**

**Description**

**Type**



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/18/2022

ALL

Item Creation Date:

E32493 - Police Hybrid Camrys (Silsbee Toyota) - MOTION

Agenda Item#: 6.

**Summary:**

**SILSBEE TOYOTA** for approval of purchase of Hybrid Toyota Camrys through the Interlocal Purchasing System for the Fleet Management Department on behalf of the Houston Police Department - \$904,038.00 - General and Police Consolidated Construction Funds

**Background:**

**S80-E32493.T – Approve the purchase of Hybrid Toyota Camrys from Silsbee Toyota through The Interlocal Purchasing System (TIPS) in the total amount of \$940,038.00 for the Fleet Management Department on behalf of the Houston Police Department.**

**Specific Explanation:**

The Director of Fleet Management and the Interim Chief Procurement Officer recommend that City Council approve the purchase of thirty-three (33) Hybrid Toyota Camrys through The Interlocal Purchasing System (TIPS) in the total amount of **\$940,038.00** for the Houston Police Department and that authorization be given to issue a purchase order to the TIPS contractor **Silsbee Toyota**. These vehicles will be used by Department personnel to provide services to the citizens throughout the City. The funding for these vehicles is included in the FY2023 Capital Improvement Plan.

These vehicles in the proposed Hybrid Toyota Camry package have been vetted and approved by the Fleet Management Department.

These sedans will come with a full three-year/36,000-mile bumper-to-bumper warranty. The life expectancy of these vehicles is seven years or 100,000 miles. These new vehicles will meet the EPA's current emission standards for low emission vehicles. These vehicles will replace existing vehicles that have reached their life expectancy and will be sent to auction for disposal.

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

**M/WBE Subcontracting:**

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 significant Fiscal Operating impact is anticipated as a result of this project.
- 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**

\_\_\_\_\_  
**Department Approval Authority**

**Estimated Spending Authority**

<b><u>Department</u></b>	<b><u>FY2023</u></b>	<b><u>Out Years</u></b>	<b><u>Total</u></b>
Houston Police Department	\$940,038.00	\$0	\$940,038.00

**Prior Council Action:**

Appropriation Ordinance 2022-0627 approved by City Council August 24, 2022

**Amount and Source of Funding:**

\$ 11,550.00 - General Fund (1000)

\$928,488.00 - Police Consolidated Construction Fund (4504)

**\$940,038.00 - Total Amount**

**Contact Information:**

Jordan Hargrove      SPD      832-393-9125

Lena Farris            SPD      832-393-8729

Keysha Grayson      FMD      832-393-6902

**ATTACHMENTS:**

**Description**

Coversheet

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**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/18/2022

ALL

Item Creation Date:

E32493 - Police Hybrid Camrys (Silsbee Toyota) - MOTION

Agenda Item#: 14.

**Summary:**

**NOT A REAL CAPTION**

**SILSBEE TOYOTA** approve the purchase of thirty-three (33) Hybrid Toyota Camrys through The Interlocal Purchasing System - \$940,038.00 - General and Police Consolidated Construction Funds

**Background:**

**S80-E32493.T – Approve the purchase of Hybrid Toyota Camrys from Silsbee Toyota through The Interlocal Purchasing System (TIPS) in the total amount of \$904,038.00.00 for the Fleet Management Department on behalf of the Houston Police Department.**

**Specific Explanation:**

The Director of Fleet Management and the Interim Chief Procurement Officer recommend that City Council approve the purchase of thirty-three (33) Hybrid Toyota Camrys through The Interlocal Purchasing System (TIPS) in the total amount of **\$940,038.00** for the Houston Police Department and that authorization be given to issue a purchase order to the TIPS contractor **Silsbee Toyota**. These vehicles will be used by Department personnel to provide services to the citizens throughout the City. The funding for these vehicles is included in the FY2023 Capital Improvement Plan.

These vehicles in the proposed Hybrid Toyota Camry package have been vetted and approved by the Fleet Management Department.

These sedans will come with a full three-year/36,000-mile bumper-to-bumper warranty. The life expectancy of these vehicles is seven years or 100,000 miles. These new vehicles will meet the EPA’s current emission standards for low emission vehicles. These vehicles will replace existing vehicles that have reached their life expectancy and will be sent to auction for disposal.

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

**M/WBE Subcontracting:**

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 significant Fiscal Operating impact is anticipated as a result of this project.
- Funding for this item is included in the FY2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies

10/12/2022

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10/12/2022

**Jedediah Greenfield,**  
**Interim Chief Procurement Officer**

**Department Approval Authority**

**Estimated Spending Authority**

<b>Department</b>	<b>FY2023</b>	<b>Out Years</b>	<b>Total</b>
Houston Police Department	\$940,038.00	\$0	\$940,038.00

**Prior Council Action:**

Appropriation Ordinance 2022-0627 approved by City Council August 24, 2022

**Amount and Source of Funding:**

\$ 11,550.00 - General Fund (1000)

\$928,488.00 - Police Consolidated Construction Fund (4504)

**\$940,038.00 - Total Amount**

**Contact Information:**

Jordan Hargrove      SPD      832-393-9125

Lena Farris            SPD      832-393-8729

Keysha Grayson      FMD      832-393-6902

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
OBO Waiver	Financial Information
Fiscal Form A	Financial Information
Delinquent Tax Report Silsbee Toyota	Backup Material
Affidavit of Ownership Silsbee Toyota	Backup Material
Fund 1000 Summary	Financial Information
Fund 4504 Summary	Financial Information
Silsbee Quote	Financial Information
Appropriation Ordinance	Backup Material
Interlocal Justification Form	Backup Material
Funding Verification Form for HPD GF	Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 9/19/2022

S32341 - Horse Dry Animal Feed (Gary Fritz) - MOTION

Agenda Item#: 7.

### **Summary:**

**GARY FRITZ** for purchase of Horse Dry Animal Feed (Hay) for the Houston Police Department - 3 Years with 2 one-year options - \$1,012,500.00 - General Fund

### **Background:**

**Formal Bids Received July 8, 2022 for S64-S32341 – Approve an award to Gary Fritz in the amount not to exceed \$1,012,500.00 for the purchase of horse dry animal feed (hay) for the Houston Police Department.**

### **Specific Explanation:**

The Chief of the Houston Police Department and the Interim Chief Procurement Officer recommend that City Council approve an award to **Gary Fritz** on its low bid in the amount not to exceed **\$1,012,500.00** for the purchase of horse dry animal feed (hay) for the Houston Police Department. It is further requested that authorization be given to make purchases, as needed, for a **36-month period with two one-year options**. This award will be used by the Houston Police Department's Special Operation Mounted Patrol Division to feed, nourish, and maintain horses.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Twelve (12) prospective bidders downloaded the solicitation document from SPD's e-bidding website, and two (2) bids were received.

<b><u>Company</u></b>	<b><u>Total Amount</u></b>
1. <b>Gary Fritz</b>	<b>\$1,012,500.00</b>
2. Hieden Feed and Supply	\$3,075,000.00

- Due to the disparity between the bids, the Strategic Procurement Division (SPD) buyer contacted the potential supplier to discuss the scope of work for this procurement. During the discussion, Gary Fritz's representative stated that its bid includes all costs associated with supplying the item requested in the bid specifications. Based on the aforementioned, the Strategic Procurement Division and the department are confident that the recommended company can provide the specified item for the price bid.

### **MWBE Subcontractor:**

This bid was issued with a 2% goal for MWBE participation. **Gary Fritz** has designated the below-name company as its certified MWBE subcontractor.

<b><u>Name</u></b>	<b><u>Type of Works</u></b>	<b><u>Total Amount</u></b>
Flex Trucking Co., LLC	Delivery of Hay	\$20,250.00

**Hire Houston First:**

The proposed award requires compliance with the City’s ‘Hire Houston First’ (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, **Gary Fritz** does not meet the requirements for HHF Designation, no HHF firms were within three percent.

**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**

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**Department Approval**

**Estimated Spending Authority**

<b>Department</b>	<b>FY2023</b>	<b>Out Years</b>	<b>Total</b>
Houston Police	\$145,467.50	\$867,032.50	\$1,012,500.00

**Amount and Source of Funding:**

**\$1,012,500.00**

General Fund

Fund No.: 1000

**Contact Information:**

Desiree Heath                      SPD    (832) 393-8742

Mary Smith                        SPD    (832) 395-8719

Sonja Odat                         HPD    (713) 308-1728

**ATTACHMENTS:**

**Description**

Coversheet

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/19/2022

ALL

Item Creation Date: 9/19/2022

S32341 - Horse Dry Animal Feed (Gary Fritz) - MOTION

Agenda Item#: 8.

**Background:**

**Formal Bids Received July 8, 2022 for S64-S32341 – Approve an award to Gary Fritz in the amount not to exceed \$1,012,500.00 for the purchase of horse dry animal feed (hay) for the Houston Police Department.**

**Specific Explanation:**

The Chief of the Houston Police Department and the Interim Chief Procurement Officer recommend that City Council approve an award to **Gary Fritz** on its low bid in the amount not to exceed **\$1,012,500.00** for the purchase of horse dry animal feed (hay) for the Houston Police Department. It is further requested that authorization be given to make purchases, as needed, for a **36-month period with two one-year options**. This award will be used by the Houston Police Department’s Special Operation Mounted Patrol Division to feed, nourish, and maintain horses.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Twelve (12) prospective bidders downloaded the solicitation document from SPD’s e-bidding website, and two (2) bids were received.

<u>Company</u>	<u>Total Amount</u>
1. <b>Gary Fritz</b>	<b>\$1,012,500.00</b>
2. Hieden Feed and Supply	\$3,075,000.00

- Due to the disparity between the bids, the Strategic Procurement Division (SPD) buyer contacted the potential supplier to discuss the scope of work for this procurement. During the discussion, Gary Fritz’s representative stated that its bid includes all costs associated with supplying the item requested in the bid specifications. Based on the aforementioned, the Strategic Procurement Division and the department are confident that the recommended company can provide the specified item for the price bid.

**MWBE Subcontractor:**

This bid was issued with a 2% goal for MWBE participation. **Gary Fritz** has designated the below-name company as its certified MWBE subcontractor.

<u>Name</u>	<u>Type of Works</u>	<u>Total Amount</u>
Flex Trucking Co., LLC	Delivery of Hay	\$20,250.00

**Hire Houston First:**

The proposed award requires compliance with the City’s ‘Hire Houston First’ (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, **Gary Fritz** does not meet the requirements for HHF Designation, no HHF firms were within three percent.

**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.

10/7/2022

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**Jedediah Greenfield**  
Interim Chief Procurement Officer

**Department Approval**

**Estimated Spending Authority**

<u>Department</u>	<u>FY2023</u>	<u>Out Years</u>	<u>Total</u>
Houston Police	\$145,467.50	\$867,032.50	\$1,012,500.00

**Amount and Source of Funding:**

**\$1,012,500.00**  
General Fund  
Fund No.: 1000





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

Item Creation Date:

E32508 - Ready-mix concrete (Texas Concrete Enterprise Ready Mix, Inc.) - MOTION c

Agenda Item#: 8.

### **Summary:**

**TEXAS CONCRETE ENTERPRISE READY MIX, INC** for approval of spending authority for Emergency Purchase of Ready-Mix Concrete for Houston Public Works - \$445,000.00 - Stormwater and Other Funds

### **Background:**

**Emergency Purchase Order (E32508) – Approve spending authority in the amount not to exceed \$445,000.00 for emergency purchase of ready-mix concrete from Texas Concrete Enterprise Ready Mix, Inc. for Houston Public Works.**

### **Specific Explanation:**

The Director of Houston Public Works and the Interim Chief Procurement Officer recommend that City Council approve spending authority in the amount not to exceed of **\$445,000.00** for emergency purchase of ready-mix concrete and that authorization be given to issue purchase order to **Texas Concrete Enterprise Ready Mix, Inc.**

The Strategic Procurement Division issued an emergency purchase order to Texas Concrete Enterprise Ready Mix, Inc. on July 25, 2022, to address the emergency need to purchase ready mix concrete 5 – 7 sack mix. There is a current contract for this material, however the contract vendor is having troubles keeping up with demand as there is a shortage of materials that it takes to make the concrete ready mix that is required. HPW is utilizing this material to complete street rehabilitation and repairs to sidewalks, curbs, and driveways citywide. Pricing includes both pickup and delivery of the ready-mix material.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2) of the Texas Local Government Code for exempted procurements, " which provides a procurement necessary to preserve or protect the public health or safety of the municipality's residents."

### **MWBE Participation:**

Zero percentage goal document approved by Office of Business Opportunity.

### **Hire Houston First:**

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

**Fiscal Note:**

Funding for this item is included in the FY23 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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Jedediah Greenfield  
Interim Chief Procurement Officer

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

<b>Estimated Spending Authority</b>			
<b>Department</b>	<b>FY2023</b>	<b>Out-Years</b>	<b>Award Amount</b>
Houston Public Works	\$445,000.00	\$0.00	\$445,000.00

**Amount and Source of Funding:**

\$384,750.00 – DDSRF – Metro – et al (2312)

\$ 60,250.00 – Stormwater Fund (2302)

**\$445,000.00 - Total**

**Contact Information:**

Brian Blum, Interim Assistant Director (832) 395-2717

**ATTACHMENTS:**

**Description**

Signed Coversheet

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/18/2022

Item Creation Date:

E32508 - Ready-mix concrete (Texas Concrete Enterprise Ready Mix, Inc.) - MOTION c

Agenda Item#: 15.

**Background:**

**Emergency Purchase Order (E32508) – Approve spending authority in the amount not to exceed \$445,000.00 for emergency purchase of ready-mix concrete from Texas Concrete Enterprise Ready Mix, Inc. for Houston Public Works.**

**Specific Explanation:**

The Director of Houston Public Works and the Interim Chief Procurement Officer recommend that City Council approve spending authority in the amount not to exceed of **\$445,000.00** for emergency purchase of ready-mix concrete and that authorization be given to issue purchase order to **Texas Concrete Enterprise Ready Mix, Inc.**

The Strategic Procurement Division issued an emergency purchase order to Texas Concrete Enterprise Ready Mix, Inc. on July 25, 2022, to address the emergency need to purchase ready mix concrete 5 – 7 sack mix. There is a current contract for this material, however the contract vendor is having troubles keeping up with demand as there is a shortage of materials that it takes to make the concrete ready mix that is required. HPW is utilizing this material to complete street rehabilitation and repairs to sidewalks, curbs, and driveways citywide. Pricing includes both pickup and delivery of the ready-mix material.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2) of the Texas Local Government Code for exempted procurements, " which provides a procurement necessary to preserve or protect the public health or safety of the municipality's residents."

**MWBE Participation:**

Zero percentage goal document approved by Office of Business Opportunity.

**Hire Houston First:**

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

**Fiscal Note:**

Funding for this item is included in the FY23 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

10/11/2022

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Jedediah Greenfield  
 Interim Chief Procurement Officer

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

10/12/2022

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Estimated Spending Authority			
Department	FY2023	Out-Years	Award Amount
Houston Public Works	\$445,000.00	\$0.00	\$445,000.00

**Amount and Source of Funding:**

\$384,750.00 – DDSRF – Metro – et al (2312)

\$ 60,250.00 – Stormwater Fund (2302)

**\$445,000.00 - Total**

**Contact Information:**

Brian Blum, Interim Assistant Director (832) 395-2717

**ATTACHMENTS:**

Description	Type
Affidavit of Ownership	Backup Material
tax report	Backup Material

tax report

CIQ form

Quote for Pick-up

Quote for Delivery

FORMA PR#303232 TDO EPO-SPD-JBG-07252022-001

OBO Waiver

EPO justification form

Backup material

Backup Material

Backup Material

Backup Material

Financial Information

Backup Material

Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 9/1/2022

N31292 - Onsite Reconditioning of Self-Cleaning Bar/Filter  
Screen (Global Wet LLC) - MOTION

Agenda Item#: 9.

### **Summary:**

**GLOBAL WET LLC.** for Onsite Reconditioning of Self Cleaning Bar Filter Screen Parts and Services for Houston Public Works - \$155,899.00 - Enterprise Fund

### **Background:**

**Sole Bid Received May 19, 2022 for P07-N31292--Approve an award to Global Wet LLC. in the amount not to exceed \$155,899.00 for onsite reconditioning of self cleaning bar filter screen parts and services for Houston Public Works.**

### **Specific Explanation:**

The Director of Houston Public Works and the Interim Chief Procurement Officer recommend that City Council approve an award to **Global Wet LLC.** on its sole bid in an amount not to exceed \$155,899.00 for onsite reconditioning of self cleaning bar filter screen parts and services and that authorization be given to issue a purchase order. This purchase consists of reconditioning services required for the Aqua Guard Bar Filter Screen which is required to filter all solids and debris properly at the Keegans Bayou Wastewater Treatment Plant.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Ten (10) prospective bidders downloaded the solicitation document from SPD's e-bidding website and one (1) bid was received.

Global Wet LLC. : Award on its sole bid for line items 1 - 2 (parts, freight and labor) in the total amount of \$155,899.00.

- Subsequent to the receipt of the bid, prospective bidders were contacted to determine the reason for the limited response to the solicitation. The predominant response from vendors pertained to the project not falling in line with their company's scope of work.

### **MWBE Participation:**

This procurement was advertised with a zero percent MWBE goal, as the expenditure was anticipated to be less than the City's \$100,000.00 threshold. However, the ultimate sole bid received is in excess of \$100,000.00. Because this procurement was advertised with a zero percent MWBE goal, this purchase will proceed with a zero percent MWBE goal.

**Pay or Play Program**

This award requires compliance with the City's 'Pay or Play' Ordinance regarding health benefits for employees of the City contractors. In this case, Global Wet, LLC has elected to pay into the Contractor Responsibility Fund.

**Hire Houston First:**

The proposed contract requires compliance with the City's "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor does not meet the requirements for the Hire Houston First; no Hire Houston First firms were within three percent.

**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

<b>Estimated Spending Authority</b>			
<b>Department</b>	<b>FY2023</b>	<b>Out-Years</b>	<b>Award Amount</b>
Houston Public Works	\$155,899.00	\$0.00	\$155,899.00

**Amount and Source of Funding:**

**\$155,899.00**

Water & Sewer System Operating Fund  
Fund No. 8300

**Contact Information:**

NAME:	DEP/DIV	PHONE
Lena Farris, Purchasing Manager	FIN/SPD	(832) 393-8729
Catherine Scott, Sr. Procurement Specialist	FIN/SPD	(832) 393-8803
Brian Blum, Interim Assistant Director	HPW	(832) 395-2717

**ATTACHMENTS:**

**Description**

Signed Coversheet (revised)

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/18/2022

ALL

Item Creation Date: 9/1/2022

N31292 - Onsite Reconditioning of Self-Cleaning Bar/Filter Screen (Global Wet LLC) - MOTION

Agenda Item#: 10.

**Summary:**

**NOT A REAL CAPTION**

**GLOBAL WET LLC.** for onsite reconditioning of self cleaning bar filter screen parts and services for Houston Public Works - \$155,899.00 - Enterprise Fund

**Background:**

**Sole Bid Received May 19, 2022 for P07-N31292--Approve an award to Global Wet LLC. in the amount not to exceed \$155,899.00 for onsite reconditioning of self cleaning bar filter screen parts and services for Houston Public Works.**

**Specific Explanation:**

The Director of Houston Public Works and the Interim Chief Procurement Officer recommend that City Council approve an award to **Global Wet LLC.** on its sole bid in an amount not to exceed \$155,899.00 for onsite reconditioning of self cleaning bar filter screen parts and services and that authorization be given to issue a purchase order. This purchase consists of reconditioning services required for the Aqua Guard Bar Filter Screen which is required to filter all solids and debris properly at the Keegans Bayou Wastewater Treatment Plant.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Ten (10) prospective bidders downloaded the solicitation document from SPD's e-bidding website and one (1) bid was received.

Global Wet LLC. : Award on its sole bid for line items 1 - 2 (parts, freight and labor) in the total amount of \$155,899.00.

- Subsequent to the receipt of the bid, prospective bidders were contacted to determine the reason for the limited response to the solicitation. The predominant response from vendors pertained to the project not falling in line with their company's scope of work.

**MWBE Participation:**

This procurement was advertised with a zero percent MWBE goal, as the expenditure was anticipated to be less than the City's \$100,000.00 threshold. However, the ultimate sole bid received is in excess of \$100,000.00. Because this procurement was advertised with a zero percent MWBE goal, this purchase will proceed with a zero percent MWBE goal.

**Pay or Play Program**

This award requires compliance with the City's 'Pay or Play' Ordinance regarding health benefits for employees of the City contractors. In this case, Global Wet, LLC has elected to pay into the Contractor Responsibility Fund.

**Hire Houston First:**

The proposed contract requires compliance with the City's "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor does not meet the requirements for the Hire Houston First; no Hire Houston First firms were within three percent.

**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.

10/12/2022

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Jedediah Greenfield  
 Interim Chief Procurement Officer

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

DS

10/12/2022

Estimated Spending Authority			
Department	FY2023	Out-Years	Award Amount
Houston Public Works	\$155,899.00	\$0.00	\$155,899.00

**Amount and Source of Funding:****\$155,899.00**

Water &amp; Sewer System Operating Fund

Fund No. 8300

**Contact Information:**

NAME:	DEP/DIV	PHONE
Lena Farris, Purchasing Manager	FIN/SPD	(832) 393-8729
Catherine Scott, Sr. Procurement Specialist	FIN/SPD	(832) 393-8803
Brian Blum, Interim Assistant Director	HPW	(832) 395-2717

**ATTACHMENTS:****Description**

Tax Forms - Global Wet LLC.

Global Wet LLC. bid 5.19.22

BidTab - N31292 - Onsite Reconditioning of Self-Cleaning

Form A for RCA N31292

Campaign Finance Ordinance 5.11.22 Global Wet LLC

Certificate of Insurance, Global Wet LLC.

Drug Policy Forms, Global Wet LLC.

OBO Response on 0% Goal

Pay or Play Forms - Global Wet LLC.

Funding Verification

Budget vs Actual N31292

**Type**

Backup Material

Backup Material

Backup Material

Financial Information

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Financial Information

Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 9/13/2022

### SWM Container Lease Special Revenue Fund Creation

Agenda Item#: 10.

#### **Summary:**

ORDINANCE approving the creation of the Container Lease Fund (“the Fund”) with zero beginning fund balance to receive revenues from Container Lease Fees for Solid Waste Management Department (the “Department”); establishing the sources and uses of the Funds therein for the Operation, Maintenance and Support of the Department’s container lease related programs; appropriating any and all Funds received into the Fund for the purposes set out herein and authorized expenditures consistent with the purpose thereof

#### **Background:**

The Director of the Solid Waste Management Department (SWMD) recommends that City Councils approve the creation of a special revenue fund, called the Container Lease Fund for maintenance related services led by SWMD.

The Container Lease Fund will ensure SWMD provides customers an adequate level of service regardless of market-based fluctuations. This proposal will dedicate revenues from container lease fees administered by SWMD to the Container Lease Fund. In turn, SWMD’s container lease related expenditures will be paid out of this fund.

The Chapter 39 establishes a container lease fee of \$0.57 per container, or \$1.14 per customer household served. The container lease fee revenue assessed monthly by the department shall be deposited within the Container Lease Fund. This revenue supports appropriate maintenance and purchasing of both black and green containers, replacing parts and tools, rolling stock, and personnel to support deliveries in the four solid waste operations quadrants.

Currently, the container lease fee revenues of \$4,500,000 and expenditures of \$3,581,918.58 are budgeted in SWMD General Fund. The fund for both revenues and expenditures will transfer to the Container Lease Fund upon approval, which will take effect July 1, 2022. Approved budget for revenues and expenditures detail are included in Attachment A.

The Container Lease Fund should be created only with the corresponding fee adjustment. Without the adjustment, the Container Lease Fund’s revenues will not sustain its projected expenditures.

**FISCAL NOTE:** No significant fiscal operating impact is anticipated as a result of this ordinance.

---

Mark C. Wilfalk  
Director  
Solid Waste Management

LD-CON- 0000000242 Solid Waste Management Container Lease Special Revenue Fund  
Creation

**Contact Information:**

Mark C. Wilfalk, SWMD Director – (832) 393-0431  
Wealthia White, SWMD Assistant Director – (832) 393-0446

**ATTACHMENTS:**

Description	Type
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## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

District B

Item Creation Date: 9/27/2022

ARA - Approve Southern Water Corporation's Modified  
Water Tariff

Agenda Item#: 11.

### **Summary:**

ORDINANCE approving **SOUTHERN WATER CORPORATION'S** amended tariff submitted to the City of Houston, Texas, on November 30, 2021 - **DISTRICT B - JACKSON**

### **Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance approving Southern Water Corporation's (Southern) amended tariff for water utility service to its customers located within the Houston city limits. Southern is an investor-owned water/wastewater utility (IOU) with exclusive authority to provide water and sewer services to Houston customers within its certificated service area as granted under Certificate of Convenience and Necessity (CCN) Nos. 11389 and 20500. Southern serves approximately 1,299 water and 1,296 sewer customers in the Hidden Valley Subdivision in Houston. Approximately 1,259 of these customers are residential customers with standard 5/8" meters. The City of Houston exercises original jurisdiction over Southern's rates and services under the provisions of the Texas Water Code for customers within the city limits.

On November 30, 2021, Southern filed an application for approval of a pass-through fee change to reflect an increase in the wholesale water rate charged by the City of Houston under its groundwater reduction plan (GRP) for Houston customers. Southern filed a similar application with the Public Utility Commission (PUC) for customers located in the environs area. Southern requested an increase to its GRP pass-through fee from \$0.88 to \$1.15. The last GRP pass-through fee was approved administratively in 2012. However, in addition to modifying the GRP fee, Southern also requested other substantive amendments to the tariff, including service rules and policies. Thus, these amendments require City Council approval.

With the assistance of our water utility experts, ARA reviewed the amended tariff and determined that the majority of changes conform to the PUC's approved standard tariff and changes that have been approved by State law since Houston City Council last approved the tariff in 2008. The City also directed that Southern remove a requested revenue recovery surcharge and the rate case expense surcharge from the proposed rate schedule, and that the utility limits the recovery by establishing a 15% maximum line loss factor within the GRP calculation. As originally proposed by Southern, the line loss component in the formula used to determine the pass-through adjustment did not cap the amount of line loss.

Based on the analysis by our experts and our regulatory staff, we have determined that the utility's GRP calculations are correct and the proposed GRP pass-through fee of \$1.15 is correct. Accordingly, ARA recommends that City Council adopt an ordinance approving Southern's amended tariff for water utility service, including amendments agreed to by the City and Southern, for Houston customers.

**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:**

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<b>Tina Paez, Director</b> <b>Administration &amp; Regulatory</b> <b>Affairs Department</b>	<b>Other Authorization</b>
---	----------------------------

**Contact Information:**

Naelah Yahya	Phone: (832) 393-8530
Alisa Talley	Phone: (832) 393-8531
Nick Hadjigeorge	Phone: (832) 393-8507

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
10.4.2022 Approve Southern Water Corporation's Modified Water Tariff_Signed	Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/11/2022

District B

Item Creation Date: 9/27/2022

ARA - Approve Southern Water Corporation's Modified Water Tariff

Agenda Item#: 18.

**Summary:**

**NOT A REAL CAPTION**

**ORDINANCE AMENDING CHAPTER 37 OF THE CITY CODE OF ORDINANCES** by adding a new Section 37-60 relating to Investor-Owned Water Utility Rates - **DISTRICT B - JACKSON**

**Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance approving Southern Water Corporation's (Southern) amended tariff for water utility service to its customers located within the Houston city limits. Southern is an investor-owned water/wastewater utility (IOU) with exclusive authority to provide water and sewer services to Houston customers within its certificated service area as granted under Certificate of Convenience and Necessity (CCN) Nos. 11389 and 20500. Southern serves approximately 1,299 water and 1,296 sewer customers in the Hidden Valley Subdivision in Houston. Approximately 1,259 of these customers are residential customers with standard 5/8" meters. The City of Houston exercises original jurisdiction over Southern's rates and services under the provisions of the Texas Water Code for customers within the city limits.

On November 30, 2021, Southern filed an application for approval of a pass-through fee change to reflect an increase in the wholesale water rate charged by the City of Houston under its groundwater reduction plan (GRP) for Houston customers. Southern filed a similar application with the Public Utility Commission (PUC) for customers located in the environs area. Southern requested an increase to its GRP pass-through fee from \$0.88 to \$1.15. The last GRP pass-through fee was approved administratively in 2012. However, in addition to modifying the GRP fee, Southern also requested other substantive amendments to the tariff, including service rules and policies. Thus, these amendments require City Council approval.

With the assistance of our water utility experts, ARA reviewed the amended tariff and determined that the majority of changes conform to the PUC's approved standard tariff and changes that have been approved by State law since Houston City Council last approved the tariff in 2008. The City also directed that Southern remove a requested revenue recovery surcharge and the rate case expense surcharge from the proposed rate schedule, and that the utility limits the recovery by establishing a 15% maximum line loss factor within the GRP calculation. As originally proposed by Southern, the line loss component in the formula used to determine the pass-through adjustment did not cap the amount of line loss.

Based on the analysis by our experts and our regulatory staff, we have determined that the utility's GRP calculations are correct and the proposed GRP pass-through fee of \$1.15 is correct. Accordingly, ARA recommends that City Council adopt an ordinance approving Southern's amended tariff for water utility service, including amendments agreed to by the City and Southern, for Houston customers.

**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:**

DocuSigned by:  
*Tina Paez*  
606AE9FC66A94CC

**Tina Paez, Director**  
**Administration & Regulatory**  
**Affairs Department**

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Alisa Talley        Phone: (832) 393-8531  
Nick Hadjigeorge    Phone: (832) 393-8507



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022  
District B, District E, District I  
Item Creation Date: 10/3/2022

HAS – Maximum Contract Amount Increase for Professional  
Materials Engineering and Testing Services Agreements

Agenda Item#: 12.

### **Summary:**

ORDINANCE amending Ordinance 2021-2 to increase the maximum contract amount for Professional Materials Engineering and Testing Services Contracts between City of Houston and 1) **TERRACON CONSULTANTS, INC**, 2) **AVILES ENGINEERING CORPORATION**, 3) **PROFESSIONAL SERVICE INDUSTRIES, INC**, 4) **GEOTEST ENGINEERING, INC**, 5) **RABA KISTNER, INC**, 6) **NINYO & MOORE GEOTECHNICAL AND ENVIRONMENTAL SCIENCES CONSULTANTS**, 7) **KENALL, INC dba RATNALA & BAHL**, 8) **ASSOCIATED TESTING LABORATORIES, INC** 9) **ALL-TERRA ENGINEERING, INC**, 10) **GORRONDONA ENGINEERING SERVICES, INC**, 11) **DAE & ASSOCIATES, LTD dba GEOTECH ENGINEERING AND TESTING**, and 12) **QC LABORATORIES, INC**, for the Houston Airport System - **DISTRICTS B - JACKSON; E - MARTIN and I - GALLEGOS**

### **Background:**

Enact an ordinance amending Ordinance 2021-2 to increase the total maximum contract amount to \$43,000,000.00 for Professional Materials Engineering and Testing Services Agreements with 1) Terracon Consultants, Inc.; 2) Aviles Engineering Corporation; 3) Professional Service Industries, Inc.; 4) Geotest Engineering, Inc.; 5) Raba Kistner, Inc. 6) Ninyo & Moore Geotechnical and Environmental Sciences Consultants; 7) Kenall, Inc. dba Ratnala & Bahl; 8) Associated Testing Laboratories, Inc.; 9) All-Terra Engineering, Inc.; 10) Gorrondona Engineering Services, Inc.; 11) DAE & Associates, Ltd. dba Geotech Engineering and Testing; and 12) QC Laboratories, Inc.

### **SPECIFIC EXPLANATION:**

On January 6, 2021, City Council approved Ordinance 2021-2 approving and authorizing Professional Materials Engineering and Testing Services Agreements, and setting a total maximum contract amount of \$13,000,000.00, with the following companies:

1. Terracon Consultants, Inc.
2. Aviles Engineering Corporation
3. Professional Service Industries, Inc.
4. Geotest Engineering, Inc.
5. Fugro USA Land, Inc.
6. Raba Kistner, Inc.
7. Ninyo & Moore Geotechnical and Environmental Sciences Consultants
8. Kenall, Inc. dba Ratnala & Bahl
9. Associated Testing Laboratories, Inc.

10. All-Terra Engineering, Inc.
11. Gorrondona Engineering Services, Inc.
12. DAE & Associates, Ltd. dba Geotech Engineering and Testing
13. QC Laboratories, Inc.

The contract with Fugro USA Land, Inc. is being terminated for convenience as the firm no longer performs work in Houston.

The term of the agreements is five years with two one-year options.

Work is assigned to contractors on an as-needed basis to various construction contracts to assure the quality of the construction materials and compliance with each project's specifications. Funds are appropriated for these testing services contracts under the same ordinances appropriating funds for associated construction contracts. Services include the following:

- Geotechnical investigations;
- Construction materials testing and inspection;
- Mix designs verification;
- Non-destructive concrete examination; and
- Assist HAS engineers in forensic studies, structural steel surveys, and electrical testing.

Total appropriations for testing services are approaching the current \$13,000,000.00 maximum contract amount, necessitating the action now requested of City Council. Increasing the total maximum contract amount by \$30M to the new amount of \$43,000,000.00 will provide enough capacity for anticipated construction work to FY2025.

**Fiscal Note:**

There is no impact to the fiscal 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

**Prior Council Action:**

01/06/2021 (O) 2021-2

**Amount and Source of Funding:**

No funding required.

**Contact Information:**

Todd Curry      281/233-1896  
Jarrett Simmons      281/233-1675

**ATTACHMENTS:**

**Description**

**Type**

Signed coversheet (revised)

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/31/2026  
District B, District E, District I  
Item Creation Date: 10/3/2022

HAS – Maximum Contract Amount Increase for Professional Materials Engineering and Testing Services Agreements (2)

Agenda Item#: 9.

### **Summary:**

ORDINANCE Amending Ordinance 2021-2 to increase the maximum contract amount for Professional Materials Engineering and Testing Services Contracts between the City of Houston and 1) **TERRACON CONSULTANTS, INC.**, 2) **AVILES ENGINEERING CORPORATION**, 3) **PROFESSIONAL SERVICE INDUSTRIES, INC.**, 4) **GEOTEST ENGINEERING, INC.**, 5) **RABA KISTNER, INC.**, 6) **NINYO & MOORE GEOTECHNICAL AND ENVIRONMENTAL SCIENCES CONSULTANTS**, 7) **KENALL, INC. dba RATNALA & BAHL**, 8) **ASSOCIATED TESTING LABORATORIES, INC.** 9) **ALL-TERRA ENGINEERING, INC.**, 10) **GORRONDONA ENGINEERING SERVICES, INC.**, 11) **DAE & ASSOCIATES, LTD. dba GEOTECH ENGINEERING AND TESTING**, and 12) **QC LABORATORIES, INC.**, for the Houston Airport System

### **Background:**

Enact an ordinance amending Ordinance 2021-2 to increase the total maximum contract amount to \$43,000,000.00 for Professional Materials Engineering and Testing Services Agreements with 1) Terracon Consultants, Inc.; 2) Aviles Engineering Corporation; 3) Professional Service Industries, Inc.; 4) Geotest Engineering, Inc.; 5) Raba Kistner, Inc. 6) Ninyo & Moore Geotechnical and Environmental Sciences Consultants; 7) Kenall, Inc. dba Ratnala & Bahl; 8) Associated Testing Laboratories, Inc.; 9) All-Terra Engineering, Inc.; 10) Gorrondona Engineering Services, Inc.; 11) DAE & Associates, Ltd. dba Geotech Engineering and Testing; and 12) QC Laboratories, Inc.

### **SPECIFIC EXPLANATION:**

On January 6, 2021, City Council approved Ordinance 2021-2 approving and authorizing Professional Materials Engineering and Testing Services Agreements, and setting a total maximum contract amount of \$13,000,000.00, with the following companies:

1. Terracon Consultants, Inc.
2. Aviles Engineering Corporation
3. Professional Service Industries, Inc.
4. Geotest Engineering, Inc.
5. Fugro USA Land, Inc.
6. Raba Kistner, Inc.
7. Ninyo & Moore Geotechnical and Environmental Sciences Consultants
8. Kenall, Inc. dba Ratnala & Bahl
9. Associated Testing Laboratories, Inc.
10. All-Terra Engineering, Inc.
11. Gorrondona Engineering Services, Inc.
12. DAE & Associates, Ltd. dba Geotech Engineering and Testing
13. QC Laboratories, Inc.

The contract with Fugro USA Land, Inc. is being terminated for convenience as the firm no longer performs work in Houston.

The term of the agreements is five years with two one-year options.

Work is assigned to contractors on an as-needed basis to various construction contracts to assure the quality of the construction materials and compliance with each project's specifications. Funds are appropriated for these testing services contracts under the same ordinances appropriating funds for associated construction contracts. Services include the following:

- Geotechnical investigations;
- Construction materials testing and inspection;
- Mix designs verification;
- Non-destructive concrete examination; and
- Assist HAS engineers in forensic studies, structural steel surveys, and electrical testing.

Total appropriations for testing services are approaching the current \$13,000,000.00 maximum contract amount, necessitating the action now requested of City Council. Increasing the total maximum contract amount by \$30M to the new amount of \$43,000,000.00 will provide enough capacity for anticipated construction work to FY2025.

### **Fiscal Note:**

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

### **Director's Signature:**

DocuSigned by:



F8C107B8B8A045F

Mario C. Diaz  
Houston Airport System

Jedediah Greenfield  
Interim Chief Procurement Officer

**Prior Council Action:**

01/06/2021 (O) 2021-2

**Amount and Source of Funding:**

No funding required.

**Contact Information:**

Todd Curry 281/233-1896  
Jarrett Simmons 281/233-1675

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Previous RCA  
Previous Ordinance  
Signed Ordinance

**Type**

Signed Cover sheet  
Backup Material  
Backup Material  
Ordinance/Resolution/Motion



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

District D

Item Creation Date: 6/14/2022

HCD22-47 Agape Homes CDC Agreement

Agenda Item#: 13.

### **Summary:**

ORDINANCE approving and authorizing Loan Agreement between City of Houston and **HOUSTON AGAPE HOMES CDC** to provide loan in Uptown TIRZ Series 2021 Affordable Homes Funds, to finance the infrastructure for a single-family development to be located at 6412 Calhoun Road in the OST - South Union Neighborhood - **DISTRICT D - EVANS-SHABAZZ**

### **Background:**

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing an Agreement between the City of Houston (City) and Agape Homes CDC providing a Loan of \$2,190,000.00 in Uptown TIRZ Series 2021 Affordable Homes Funds, to finance the infrastructure for a single-family development to be located at 6412 Calhoun Road in the OST - South Union neighborhood. This project will be administered by HCDD's Large Tract Division's Affordable Home Development Program (AHDP) with the aim of increasing affordable single-family homeownership opportunities for households earning between 60% and 120% of the Area Median Income (AMI).

Agape Homes CDC will oversee the horizontal and vertical construction necessary to prepare the lots for the new construction of 80 single-family homes, including 57 affordable homes and 23 market-rate homes. The development's home designs have a mix of two-, three- and four-bedroom single-family detached homes restricted to homeowners at 70% to 100% AMI.

The loan term is to be a maximum of two years, beginning from the date of project initiation to the completed construction of the last affordable home. The construction loan is non-amortizing and the term is limited to 24 months. The affordability period per affordable home will be five years, commencing when the sale and City loan to the homebuyer has closed. The City's Deed of Trust is to be fully released upon closing the sales of 57 affordable homes and closing the respective City loans to homebuyers. Partial releases of the City's Deed of Trust securing the construction loan will be given for lots as the lots are sold.

This project is aligned with the City's efforts to invest in creating affordable housing opportunities for homebuyers in desirable neighborhoods throughout the city.

<b>Sources</b>	<b>Amount</b>	<b>Uses</b>	<b>Amount</b>
TIRZ – Bond (COH HCD)	\$2,190,000.00	Land Acquisition	\$7,361,700.00

Home Sales	\$18,399,930.80	Site Work	\$1,420,000.00
Land Subsidy	\$3,212,019.60	Hard Construction Costs	\$13,290,000.00
		Soft Cost	\$1,730,250.40
<b>Total</b>	<b>\$23,801,950.40</b>	<b>Estimated Total</b>	<b>\$23,801,950.40</b>

No fiscal note is required on grant items. This item was reviewed by the Housing and Community Affairs Committee on June 21, 2022.

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Keith W. Bynam, Director

**Prior Council Action:**

05/05/2021 (O) 2021-354  
09/01/2021 (O) 2021-756  
11/10/2021 (O) 2021-973

**Amount and Source of Funding:**

\$2,190,000.00 Uptown TIRZ Series 2021 Affordable Homes Fund 2430)

**Contact Information:**

Roxanne Lawson  
(832) 394-6307

**ATTACHMENTS:**

**Description**

Cover Sheet

**Type**

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 7/12/2022

District D

Item Creation Date: 6/14/2022

HCD22-47 Agape Homes CDC Agreement

Agenda Item#: 12.

### **Background:**

The Housing and Community Development Department (HCDD) recommends Council approval of an Ordinance authorizing an Agreement between the City of Houston (City) and Agape Homes CDC providing a Loan of \$2,190,000.00 in Uptown TIRZ Series 2021 Affordable Homes Funds, to finance the infrastructure for a single-family development to be located at 6412 Calhoun Road in the OST - South Union neighborhood. This project will be administered by HCDD's Large Tract Division's Affordable Home Development Program (AHDP) with the aim of increasing affordable single-family homeownership opportunities for households earning between 60% and 120% of the Area Median Income (AMI).

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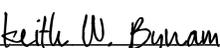
The loan term is to be a maximum of two years, beginning from the date of project initiation to the completed construction of the last affordable home. The construction loan is non-amortizing and the term is limited to 24 months. The affordability period per affordable home will be five years, commencing when the sale and City loan to the homebuyer has closed. The City's Deed of Trust is to be fully released upon closing the sales of 57 affordable homes and closing the respective City loans to homebuyers. Partial releases of the City's Deed of Trust securing the construction loan will be given for lots as the lots are sold.

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Land Subsidy	\$3,212,019.60	Hard Construction Costs	\$13,290,000.00
		Soft Cost	\$1,730,250.40
<b>Total</b>	<b>\$23,801,950.40</b>	<b>Estimated Total</b>	<b>\$23,801,950.40</b>

No fiscal note is required on grant items. This item was reviewed by the Housing and Community Affairs Committee on June 21, 2022.

DocuSigned by:

  
 Keith W. Bynam, Director

### **Prior Council Action:**

05/05/2021 (O) 2021-354; 09/01/2021 (O) 2021-756; 11/10/2021 (O) 2021-973

### **Amount and Source of Funding:**

\$2,190,000.00 - Uptown TIRZ Series 2021 Affordable Homes Fund (2430)

### **Contact Information:**

Roxanne Lawson  
 (832) 394-6307

### **ATTACHMENTS:**

#### **Description**

2021-354 Ordinance  
 2021-973 Ordinance  
 2021-756 Ordinance  
 Fact Sheet

#### **Type**

Backup Material  
 Backup Material  
 Backup Material  
 Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 8/23/2022

### HCD22-69 Harvey Single Family Development Program Guidelines 2.0

Agenda Item#: 14.

#### **Summary:**

ORDINANCE approving and adopting Version 2.0 of the City of Houston Harvey Single Family Development Program Guidelines

#### **Background:**

The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance adopting the updated Harvey Single Family Development (HSFD) Program Guidelines. The HSFD Program will provide affordable, newly constructed, energy efficient, single-family homes, outside of flood-prone areas of Houston for purchase by LMI Households impacted by Hurricane Harvey with annual incomes at less than 80% of the Area Median Income (AMI), and who were directly impacted by Hurricane Harvey, or those who were indirectly impacted due to the resulting shortage of available housing.

The HSFD Program budget is \$60,000,000.00 funded by the Community Development Block Grant - Disaster Recovery 2017 (CDBG-DR17) funds. HCD will partner with qualified nonprofit and for-profit developers to implement the development, marketing and sales of 226 resilient affordable single-family homes. The sales price for each single-family unit will not exceed the U.S. Department of Housing and Urban Development's (HUD) Homeownership Value Limits\* for affordable homeownership set for the Houston Metropolitan Statistical Area, which is \$264,000.00 as of FY2022.

To make these guidelines accurately reflect the most efficient method of operating, the following changes have been made:

1. Updated maximum NOFA amount
2. Additional NOFA application and process language
3. Updated Affordability Period Chart
4. Added additional language on Conflict-of-Interest requirements
5. Removed Flood insurance requirements for Homebuyers
6. Cited federal register for affordability requirements
7. Added clarification on LMI Homebuyer eligibility requirements
8. Threshold requirements added for applicants 18 or older who were underage at the time of Hurricane Harvey
9. Cited references for Tie-back Documentation requirements

10. Added language on Record retention and Section 504
11. Updated family definition
12. Strengthen language indicating that LMI applicants must have a demonstrated and verifiable connection to Hurricane Harvey
13. Added eligibility requirements for homeowners at the time of the disaster, but no longer own the home

Recovery from Hurricane Harvey presents an historic opportunity to build forward Houston communities that are stronger than ever before. The City will administer the HSFD Program in accordance with the guidelines and the CDBG-DR regulatory requirements. The HSFD Guidelines were approved by the Texas General Land Office (GLO) on August 9, 2022.

\*Affordable Home Value of \$264,000.00 is based on HUD's Housing Trust Fund Homeownership value limits.

No fiscal note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on September 28, 2022.

---

Keith W. Bynam, Director

**Prior Council Action:**

07/21/2021 (O) 2021-627

**Contact Information:**

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

**ATTACHMENTS:**

**Description**

Coversheet (revised)

**Type**

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 8/23/2022

HCD22-69 Harvey Single Family Development Program Guidelines 2.0

Agenda Item#: 21.

### **Summary:**

ORDINANCE approving and adopting Version 2.0 of the City of Houston Harvey Single Family Development Program Guidelines

### **Background:**

The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance adopting the updated Harvey Single Family Development (HSFD) Program Guidelines. The HSFD Program will provide affordable, newly constructed, energy efficient, single-family homes, outside of flood-prone areas of Houston for purchase by LMI Households impacted by Hurricane Harvey with annual incomes at less than 80% of the Area Median Income (AMI), and who were directly impacted by Hurricane Harvey, or those who were indirectly impacted due to the resulting shortage of available housing.

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6. Cited federal register for affordability requirements
7. Added clarification on LMI Homebuyer eligibility requirements
8. Threshold requirements added for applicants 18 or older who were underage at the time of Hurricane Harvey
9. Cited references for Tie-back Documentation requirements
10. Added language on Record retention and Section 504
11. Updated family definition
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Recovery from Hurricane Harvey presents an historic opportunity to build forward Houston communities that are stronger than ever before. The City will administer the HSFD Program in accordance with the guidelines and the CDBG-DR regulatory requirements. The HSFD Guidelines were approved by the Texas General Land Office (GLO) on August 9, 2022.

\*Affordable Home Value of \$264,000.00 is based on HUD's Housing Trust Fund Homeownership value limits.

No fiscal note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on September 28, 2022.

*Keith W. Bynam*

69AB087638E6400  
Keith W. Bynam, Director

### **Prior Council Action:**

07/21/2021 (O) 2021-627

### **Contact Information:**

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

### **ATTACHMENTS:**

~~CONFIDENTIAL~~

**Description**

Signed Cover Sheet  
Public Notice  
Ordinance 2021-627 (HSFD Guidelines)  
Fact Sheet  
Glo Approval Letter  
Caption  
HSFD Guidelines PNFDF  
Electronic Code of Federal Regulations  
Federal Regulations

**Type**

Signed Cover sheet  
Public Notice  
Backup Material  
Backup Material  
Backup Material  
Other  
Backup Material  
Backup Material  
Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 9/14/2022

HHD - INTENT TO APPLY - Environmental Protection  
Agency

Agenda Item#: 15.

### **Summary:**

ORDINANCE approving and authorizing the submission of Grant Application to the **ENVIRONMENTAL PROTECTION AGENCY, FOR ENHANCED AIR QUALITY MONITORING FOR COMMUNITIES**, for the City of Houston Health Department's Program Monitoring Air Pollutants of Greatest Concern in Communities with Disproportionate and Adverse Health Outcomes (the "Grant"); declaring the City's eligibility for such Grant; authorizing the Director of the Houston Health Department to act as the City's representative in the application process; authorizing the Director of the Houston Health Department to accept the Grant and expend the Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the Grant

### **Background:**

The Houston Health Department (HHD) requests City Council approval of an ordinance authorizing and approving an electronic grant application offered by the Environmental Protection Agency (EPA) for the Enhanced Air Quality Monitoring for Communities grant. HHD received notification from EPA of a funding opportunity to conduct ambient air monitoring of pollutants of greatest concern in communities with environmental and health outcomes disparities stemming from pollution and the COVID-19 pandemic in the City of Houston. The project period is from November 2022 to October 2025. The total anticipated award amount is \$499,982.00; HHD will provide an in-kind match of \$67,085.00. The city is not required to provide cash matching funds.

HHD also requests City Council authorize the Mayor to execute all related contracts, agreements, amendments, and documents with the approval as to form of the City Attorney in connection with the grant application and to authorize the Director or his designee to act as the City's representative with the authority to apply for, accept and expend the grant funds as awarded, and to accept and expend all subsequent supplemental awards, if any, and to extend the term and/or budget and project period not to exceed 5 years.

The department will address health outcome disparities from pollution and the COVID-19 pandemic. Program services will monitor air pollutants of greatest concern in communities with disproportionate and adverse health outcomes. The program will forge partnerships with communities to promote monitoring their own air quality. This alliance will leverage existing air quality monitoring expertise, expand use of community monitoring advisory groups, and allow the community's voice to be heard on the air quality monitoring.

---

Stephen L. Williams, M.Ed., M.P.A.  
Director - Houston Health Department

**Prior Council Action:**

Not applicable

**Amount and Source of Funding:**

\$499,982.00

Federal Government Grant Funded  
Fund 5000

**Contact Information:**

Porfirio Villarreal  
Houston Health Department  
832-393-5041; 713-826-5695

**ATTACHMENTS:**

**Description**

RCA Coversheet (Signed)

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/11/2022

ALL

Item Creation Date: 9/14/2022

**HHD – ENVIRONMENTAL HEALTH DIVISION**

Agenda Item#:25

**Caption:**

AN ORDINANCE APPROVING AND AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE ENVIRONMENTAL PROTECTION AGENCY, FOR ENHANCED AIR QUALITY MONITORING FOR COMMUNITIES, FOR THE CITY OF HOUSTON HEALTH DEPARTMENT'S PROGRAM MONITORING AIR POLLUTANTS OF GREATEST CONCERN IN COMMUNITIES WITH DISPROPORTIONATE AND ADVERSE HEALTH OUTCOMES (THE "GRANT"); DECLARING THE CITY'S ELIGIBILITY FOR SUCH GRANT; AUTHORIZING THE DIRECTOR OF THE HOUSTON HEALTH DEPARTMENT TO ACT AS THE CITY'S REPRESENTATIVE IN THE APPLICATION PROCESS; AUTHORIZING THE DIRECTOR OF THE HOUSTON HEALTH DEPARTMENT TO ACCEPT THE GRANT AND EXPEND THE GRANT FUNDS, IF AWARDED, AND TO APPLY FOR AND ACCEPT ALL SUBSEQUENT AWARDS, IF ANY, PERTAINING TO THE GRANT; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

**SPECIFIC EXPLANATION:**

**Background:**

The Houston Health Department (HHD) requests City Council approval of an ordinance authorizing and approving an electronic grant application offered by the Environmental Protection Agency (EPA) for the Enhanced Air Quality Monitoring for Communities grant. HHD received notification from EPA of a funding opportunity to conduct ambient air monitoring of pollutants of greatest concern in communities with environmental and health outcomes disparities stemming from pollution and the COVID-19 pandemic in the City of Houston. The project period is from November 2022 to October 2025. The total anticipated award amount is \$499,982.00; HHD will provide an in-kind match of \$67,085.00. The city is not required to provide cash matching funds.

HHD also requests City Council authorize the Mayor to execute all related contracts, agreements, amendments, and documents with the approval as to form of the City Attorney in connection with the grant application and to authorize the Director or his designee to act as the City's representative with the authority to apply for, accept and expend the grant funds as awarded, and to accept and expend all subsequent supplemental awards, if any, and to extend the term and/or budget and project period not to exceed 5 years.

The department will address health outcome disparities from pollution and the COVID-19 pandemic. Program services will monitor air pollutants of greatest concern in communities with disproportionate and adverse health outcomes. The program will forge partnerships with communities to promote monitoring their own air quality. This alliance will leverage existing air quality monitoring expertise, expand use of community monitoring advisory groups, and allow the community's voice to be heard on the air quality monitoring.

DocuSigned by:

*Stephen Williams*

A0219D332CF4490  
Stephen L. Williams, M.Ed., M.P.A.  
Director - Houston Health Department

**Prior Council Action:**

Not applicable

**Amount and Source of Funding:**

\$499,982.00

Federal Government Gran Funded

Fund 5000

**Contact Information:**

Porfirio Villarreal 832-393-5041; 713-826-5695

**ATTACHMENTS:**

**Description**

RCA Coversheet (Signed)  
Intent to Apply Documents  
Narrative Proposal

**Type**

Signed Coversheet  
Backup Material  
Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 9/28/2022

HHD - Epidemiology & Laboratory Capacity Grant

Agenda Item#: 16.

### **Summary:**

ORDINANCE approving and authorizing Grant Application to the Houston Health Department from the **CENTERS FOR DISEASE CONTROL AND PREVENTION** for the **Epidemiology and Laboratory Capacity for Prevention and Control of Emerging Infectious Disease** (“the Grant”); declaring the City’s eligibility for such Grant; authorizing the Director of the Houston Health Department (“Director”) to act as the City’s representative in the application process, with the authority to accept the Grant and expend the Grant Funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

### **Background:**

The Houston Health Department (HHD) requests City Council approval of an ordinance authorizing and approving the continuation of a grant from the CDC for the Epidemiology and Laboratory Capacity for Prevention and Control of Emerging Infectious Disease (ELC Grant) and delegates to the Director of HHD the ability to accept future grant funds and execute related contract documents for a period not to exceed five years.

### **Specific Explanation:**

The original Ordinance No. 2017-0586 was approved by City Council on August 15, 2017, which expired August 15, 2022. Therefore, HHD requests a new ordinance to authorize the Mayor to apply, accept, and expend the 2023 Epidemiology and Laboratory Capacity for Prevention and Control of Emerging Infectious Disease grant and to execute all related contracts, agreements, amendments, and documents with the approval as to form of the City Attorney in connection with the grant application and to authorize the Director or his designee to act as the City’s representative with the authority to accept and expend all subsequent supplemental awards, if any, and to extend the term and/or budget and project period not to exceed 5 years.

### **Fiscal Note:**

No Fiscal Note is required on Grant Items.

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**Stephen L. Williams, M.Ed., M.P.A.**  
**Director - Houston Health Department**

### **Prior Council Action:**

Ordinance No. 2017-586; 08/15/2017

**Amount and Source of Funding:**

\$4,113,246.00

Federal Funding

Fund 5000

**Contact Information:**

Porfirio Villareal 832-393-5041

Aidhee Torres 832-393-4744

**ATTACHMENTS:**

**Description**

**Type**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

Item Creation Date:

L32489 - Plastic Meter Box and Cover Installation and Reading Services (WorkQuest) - ORDINANCE

Agenda Item#: 17.

### **Summary:**

ORDINANCE approving and authorizing contract between City of Houston and **WORKQUEST** for Plastic Meter Box and Cover Installation and Reading Services for Houston Public Works; providing a maximum contract amount - 3 Years with 2 one-year options - \$6,075,000.00 - Enterprise Fund

### **Background:**

**State Agency Program (P04-L32489) - Approve an ordinance awarding a contract to WorkQuest in the maximum contract amount of \$6,075,000.00 for Plastic Meter Box and Cover Installation and Reading Services for Houston Public Works.**

### **Specific Explanation:**

The Director of Houston Public Works and the Interim Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year contract, with two one-year options to WorkQuest** in the maximum contract amount of **\$6,075,000.00** for plastic meter box and cover installation and reading services for Houston Public Works.

The scope of work requires the contractor to provide all supervision, labor, tools, shop materials, supplies and equipment necessary for metering assembly and ancillary equipment installation per published established field services procedures and mutually agreed upon production schedules and quality standards. The contractor will provide services to change out damaged automated meters, non-damaged meters and troubleshooting to change out meter registers and encoder receiver transmitter modules.

WorkQuest is a State use program that provides employment opportunities for individuals with disabilities.

The Texas Human Resources Code, Section 122.017 provides: A political subdivision of this state may purchase products or services for its use from private businesses through its authorized purchasing procedures but may substitute equivalent products or services produced by persons with disabilities under the provisions of this chapter.

The Texas Human Resources Code, Section 122.007 provides: The workforce commission shall determine the fair market price of all products and services manufactured or provided by persons

with disabilities and offered for sale to the various agencies and departments of the state and its political subdivisions by a community rehabilitation program participating in the program administered under this chapter.

**MWBE Subcontracting:**

**WorkQuest** is a non-profit organization that was created by State law and the Office of Business Opportunity has issued a waiver of the MWBE requirements.

**Pay or Play Program:**

This procurement is exempt from the City's 'Pay or Play' program because the department is utilizing a State agency for these services.

**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, **WorkQuest** does not meet the requirements of HHF designation.

**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**

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

<b>Estimated Spending Authority</b>			
<b>Department</b>	<b>FY2023</b>	<b>Out-Years</b>	<b>Award Amount</b>
Houston Public Works	\$1,215,000.00	\$4,860,000.00	\$6,075,000.00

**Amount and Source of Funding:**

\$1,575,000.00 HPW-Water & Sewer System Operating Fund (8300)  
\$4,500,000.00 HPW-Combined Utility System Gen Pur Fund (8305)  
**\$6,075,000.00**

**Contact Information:**

Desiree Heath      SPD      832-393-8742  
LiJeanna Earl      SPD      832-395-2850  
Brian Blum      HPW      832-395-2717

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
Coversheet	Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/19/2022

Item Creation Date:

L32489 - Plastic Meter Box and Cover Installation and Reading Services (WorkQuest) -  
ORDINANCE

Agenda Item#: 9.

**Summary:**

ORDINANCE approving and authorizing a Contract between the City of Houston and **WORKQUEST** for plastic meter box and cover installation and reading services for Houston Public Works; providing a maximum contract amount - 3 years with 2 one-year options - \$6,075,000.00 - Enterprise Fund

**Background:**

**State Agency Program (P04-L32489) - Approve an ordinance awarding a contract to WorkQuest in the maximum contract amount of \$6,075,000.00 for Plastic Meter Box and Cover Installation and Reading Services for Houston Public Works.**

**Specific Explanation:**

The Director of Houston Public Works and the Interim Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year contract, with two one-year options to WorkQuest** in the maximum contract amount of **\$6,075,000.00** for plastic meter box and cover installation and reading services for Houston Public Works.

The scope of work requires the contractor to provide all supervision, labor, tools, shop materials, supplies and equipment necessary for metering assembly and ancillary equipment installation per published established field services procedures and mutually agreed upon production schedules and quality standards. The contractor will provide services to change out damaged automated meters, non-damaged meters and troubleshooting to change out meter registers and encoder receiver transmitter modules.

WorkQuest is a State use program that provides employment opportunities for individuals with disabilities.

The Texas Human Resources Code, Section 122.017 provides: A political subdivision of this state may purchase products or services for its use from private businesses through its authorized purchasing procedures but may substitute equivalent products or services produced by persons with disabilities under the provisions of this chapter.

The Texas Human Resources Code, Section 122.007 provides: The workforce commission shall determine the fair market price of all products and services manufactured or provided by persons with disabilities and offered for sale to the various agencies and departments of the state and its political subdivisions by a community rehabilitation program participating in the program administered under this chapter.

**MWBE Subcontracting:**

**WorkQuest** is a non-profit organization that was created by State law and the Office of Business Opportunity has issued a waiver of the MWBE requirements.

**Pay or Play Program:**

This procurement is exempt from the City's 'Pay or Play' program because the department is utilizing a State agency for these services.

**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, **WorkQuest** does not meet the requirements of HHF designation.

**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 10/7/2022

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

10/10/2022

DS

Estimated Spending Authority			
Department	FY2023	Out-Years	Award Amount
Houston Public Works	\$1,215,000.00	\$4,860,000.00	\$6,075,000.00

**Amount and Source of Funding:**

\$1,575,000.00 HPW-Water & Sewer System Operating Fund (8300)  
~~\$4,500,000.00~~ HPW-Combined Utility System Gen Pur Fund (8305)  
**\$6,075,000.00**

**Contact Information:**

Desiree Heath SPD 832-393-8742  
 LiJeanna Earl SPD 832-395-2850  
 Brian Blum HPW 832-395-2717

**ATTACHMENTS:**

Description	Type
L32489-MWBE 0%	Backup Material
L32489-OWNERSHIP INFORMATION FORM	Backup Material
L32489-FORM B	Backup Material
L32489-TAX FORM	Backup Material
L32489-POP WAIVER EMAIL	Backup Material
CONTRACT	Contract/Exhibit
L32489-STATE USE JUSTIFICATION	Backup Material
L32489-FINANCIAL FORMA	Financial Information
L32489-COI & ENDORSEMENT AND SOS	Backup Material
Ordinance	Ordinance/Resolution/Motion



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

Item Creation Date: 8/15/2022

Q29603 - Broadcast Audio Visual Technology Upgrade  
(Ford Audio-Video Systems, LLC) - ORDINANCE

Agenda Item#: 18.

### **Summary:**

ORDINANCE approving and authorizing contract between City of Houston and **FORD AUDIO-VIDEO SYSTEMS, LLC** for Professional Broadcast Audio Visual Technology Upgrade for City Hall Chambers for Houston Television (Municipal Channel); providing a maximum contract amount - \$1,000,000.00 - State Cable TV Franchise Fee Fund

### **Background:**

**Request for Qualifications (RFQ) received February 11, 2021, for S94-Q29603- Approve an ordinance awarding a contract to Ford Audio-Video Systems, LLC in the maximum contract amount of \$1,000,000.00 for a Professional Broadcast Audio Visual Technology Upgrade for City Hall Chambers for the Houston Television (Municipal Channel).**

### **SPECIFIC EXPLANATION:**

The Director of the Houston Television (Municipal Channel) and the Interim Chief Procurement Officer recommend that City Council approve an ordinance awarding a contract to **Ford Audio-Visual Systems, LLC** in the maximum contract amount of **\$1,000,000.00** which includes a 22.4% contingency in an amount of \$224,164.00 (for unforeseen conditions) for a Professional Broadcast Audio Visual Technology Upgrade for City Hall Chambers. **The contract will be effective on the Countersignature Date and shall remain in effect until completion of the project.** The Director may terminate this contract at any time by giving 30 days' written notice to Contractor, with a copy of the notice to the CPO.

The scope of work requires the contractor to replace and upgrade the broadcast audio video technology in the City Hall Chambers for use in the broadcast, recording, and audio distribution of City Council and Committee Meetings. The primary function of Houston Television (HTV) and these facilities is to comply with the City's policy of open transparency in governmental function, by providing the 'open door' to those citizens that may be unable to attend in person, by broadcasting the meetings in real time by means of cable cast and streaming media on the internet. A secondary, but equally important function is to provide audio reinforcement, or 'Voice Lift' in the City Hall Chambers. This function helps restore the natural speech level from a talker to the farthest listeners in the room.

This RFQ was advertised in accordance with the requirements of the State of Texas bid laws. Submissions were received from AVI Systems, Ford Audio-Video Systems, LLC, and Noslar. The

evaluation committee consisted of members from the Mayor's Office, General Services Department, Administration and Regulatory Affairs Department, and the Houston Information Technology Services Department.

The Submissions were evaluated based on the following Criteria:

- Responsiveness of Proposal
- Technical Competence/Requirements

**Ford Audio-Visual Systems, LLC** received the highest overall score and was deemed to be the best qualified supplier to meet the requirements as outlined in the RFQ.

**MWBE Subcontracting:**

The RFQ was advertised with a 24% goal for MWBE participation. Ford Audio-Visual Systems, LLC submitted a Good Faith Effort to the Office of Business Opportunity, which was approved for a 0% MWBE goal.

**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case Ford Audio-Visual Systems, LLC is not a designated HHF company.

**Pay or Play:**

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.

**Fiscal Note:**

Funding for this item is included in the FY23 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

\_\_\_\_\_  
Jedediah Greenfield  
Interim Chief Procurement Officer

\_\_\_\_\_  
Department Approval Authority

Estimated Spending Authority			
Department	FY2023	Out-Years	Award Amount
Mayor's Office/HTV	\$1,000,000.00	\$0.00	\$1,000,000.00

**Amount and Source of Funding:**

\$ 1,000,000.00  
State Cable TV Franchise Fee Fund  
Fund 2428

**Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
Ted Irving, Director	HTV/MYR	(832) 395-1277
Yesenia Chuca, Division Manager	FIN/SPD	(832)393-8727
Maira Y. Artola, Sr. Procurement Specialist	FIN/SPD	(832) 393-8724

**ATTACHMENTS:**

**Description**

Coversheet

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

Item Creation Date: 8/15/2022

Q29603 - Broadcast Audio Visual Technology Upgrade (Ford Audio-Video Systems, LLC)  
- ORDINANCE

Agenda Item#:

**Background:**

**Request for Qualifications (RFQ) received February 11, 2021, for S94-Q29603- Approve an ordinance awarding a contract to Ford Audio-Video Systems, LLC in the maximum contract amount of \$1,000,000.00 for a Professional Broadcast Audio Visual Technology Upgrade for City Hall Chambers for the Houston Television (Municipal Channel).**

**SPECIFIC EXPLANATION:**

The Director of the Houston Television (Municipal Channel) and the Interim Chief Procurement Officer recommend that City Council approve an ordinance awarding a contract to **Ford Audio-Visual Systems, LLC** in the maximum contract amount of **\$1,000,000.00** which includes a 22.4% contingency in an amount of \$224,164.00 (for unforeseen conditions) for a Professional Broadcast Audio Visual Technology Upgrade for City Hall Chambers. **The contract will be effective on the Countersignature Date and shall remain in effect until completion of the project.** The Director may terminate this contract at any time by giving 30 days' written notice to Contractor, with a copy of the notice to the CPO.

The scope of work requires the contractor to replace and upgrade the broadcast audio video technology in the City Hall Chambers for use in the broadcast, recording, and audio distribution of City Council and Committee Meetings. The primary function of Houston Television (HTV) and these facilities is to comply with the City's policy of open transparency in governmental function, by providing the 'open door' to those citizens that may be unable to attend in person, by broadcasting the meetings in real time by means of cable cast and streaming media on the internet. A secondary, but equally important function is to provide audio reinforcement, or 'Voice Lift' in the City Hall Chambers. This function helps restore the natural speech level from a talker to the farthest listeners in the room.

This RFQ was advertised in accordance with the requirements of the State of Texas bid laws. Submissions were received from AVI Systems, Ford Audio-Video Systems, LLC, and Noslar. The evaluation committee consisted of members from the Mayor's Office, General Services Department, Administration and Regulatory Affairs Department, and the Houston Information Technology Services Department.

The Submissions were evaluated based on the following Criteria:

- Responsiveness of Proposal
- Technical Competence/Requirements

**Ford Audio-Visual Systems, LLC** received the highest overall score and was deemed to be the best qualified supplier to meet the requirements as outlined in the RFQ.

**MWBE Subcontracting:**

The RFQ was advertised with a 24% goal for MWBE participation. Ford Audio-Visual Systems, LLC submitted a Good Faith Effort to the Office of Business Opportunity, which was approved for a 0% MWBE goal.

**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case Ford Audio-Visual Systems, LLC is not a designated HHF company.

**Pay or Play:**

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.

**Fiscal Note:**

Funding for this item is included in the FY23 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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Jedediah Greenfield  
Interim Chief Procurement Officer

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Department Approval Authority

9/15/2022

9/15/2022

**Estimated Spending Authority**

Department	FY2023	Out-Years	Award Amount
Mayor's Office/HTV	\$1,000,000.00	\$0.00	\$1,000,000.00

**Amount and Source of Funding:**

\$ 1,000,000.00 State Cable TV Franchise Fee (2428)

**Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
Ted Irving, Director	HTV/MYR	(832) 395-1277
Yesenia Chuca, Division Manager	FIN/SPD	(832)393-8727
Maira Y. Artola, Sr. Procurement Specialist	FIN/SPD	(832) 393-8724

**ATTACHMENTS:**

Description	Type
MWBE Pre-Award GFE Request Approval	Backup Material
Ownership Information Forms	Backup Material
Tax Clear Report	Backup Material
Drug Form-Exhibit D	Backup Material
Drug Form-Attachment A	Backup Material
Drug Form-Exhibit E	Backup Material
HHF Verification	Backup Material
AM Best 25623	Backup Material
AM Best 25674	Backup Material
AM Best 36161	Backup Material
AM Best 41483	Backup Material
COI	Backup Material
Additional Insurance Documents	Backup Material
Liability Insurance	Backup Material
Endorsements	Backup Material
POP 2 Form	Backup Material
Texas Secretary of State	Backup Material
1295 Form	Backup Material
1295 Form-Acknowledged	Backup Material
COF- funding	Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date:

T29618 - Fire and Security Alarm System Maintenance, Inspections, Testing and Monitoring Services (Firetrol Protection Systems, Inc.) - ORDINANCE

Agenda Item#: 19.

### **Summary:**

ORDINANCE approving and awarding contract between City of Houston and **FIRETROL PROTECTION SYSTEMS, INC** for Fire and Security Alarm System Maintenance, Inspections, Testing and Monitoring Services for Various Departments; providing a maximum contract amount - 3 Years with 2 one-year options - \$16,597,493.50 - General, Enterprise and Other Funds

### **Background:**

**Request for Proposals Received on November 18, 2021 for S19-T29618 - Approve an ordinance awarding a contract to Firetrol Protection Systems, Inc. in an amount not to exceed \$16,597,493.50 for fire and security alarm system maintenance, inspections, testing, and monitoring services for various departments.**

### **Specific Explanation:**

The Interim City Chief Procurement Officer recommends that City Council approved an ordinance awarding a **three-year contract, with two one-year options to Firetrol Protection Systems, Inc.** in an amount not to exceed **\$16,597,493.50** for fire and security alarm system maintenance, inspections, testing, and monitoring services for various departments.

The scope of work requires the contractor to provide all labor, personnel, supervision, management, materials, supplies, equipment, tools, instruments, expendables, incidentals, training, insurance, and transportation necessary to provide alarm monitoring, inspections, sensitivity testing, maintenance, repairs, and twenty-four (24) hour answering / telephone response services. The contractor shall also respond physically (be on site) for emergencies within two-hours after being contacted should a fire alarm and/or sprinkler system malfunction.

This project was advertised in accordance with the requirements of the State of Texas bid laws. 53 prospective proposers downloaded the solicitation document from Strategic Purchasing Division's (SPD) e-bidding website, and as a result, three (3) proposals were received from Firetrol Protection Systems, Inc., Firetron, Inc. and Siemens Industry, Inc.

The evaluation committee was comprised of five evaluators from Houston Public Works, Houston Airport System and the General Services department.

The proposals were evaluated based upon the following criteria:

- Expertise/Experience/Qualifications
- Service and Support
- Past Performance
  - Safety
  - Methodology
  - Price

Firetrol Protection Systems, Inc. was deemed the best respondent.

**M/WBE Subcontracting:**

The request for proposal was issued as a goal-oriented contract with an 11% M/WBE participation level. Firetrol Protection Systems, Inc. designated the below-named company as its certified M/WBE subcontractor.

Name	Type of Work	Dollar Amount	Percentage
Aegis Life Safety, LLC	Fire Alarm Services, Installation and Maintenance	\$1,825,724.29	11%

**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, Firetrol Protection Systems, Inc. provides health benefits for eligible employees in compliance with City Policy.

**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Firetrol Protection Systems, Inc. does not meet the requirements for HHF designation; no HHF firms were within three percent.

**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**

**ESTIMATED SPENDING AUTHORITY**

Department	FY23	Out-Years	Total Amount
General Services Department	\$ 550,000.00	\$3,950,000.00	\$4,500,000.00
Houston Airport System	\$1,896,020.00	\$7,954,961.00	\$9,850,981.00
Houston Public Works	\$ 92,805.50	\$ 525,307.00	\$ 618,112.50
Houston Parks and Recreation	\$ 1,300.00	\$1,527,100.00	\$1,528,400.00
Solid Waste Management	\$ 10,000.00	\$ 90,000.00	\$ 100,000.00
<b>Totals</b>	<b>\$2,550,125.50</b>	<b>\$14,047,368.00</b>	<b>\$16,597,493.50</b>

**Amount and Source of Funding:**

\$4,500,000.00 – M.R.R. Fund (2105)

\$9,850,981.00 – HAS Revenue Fund (8001)

\$ 7,850.00 – Stormwater Fund (2302)

\$ 23,670.00 – Dedicated Drainage and Street Renewal Fund – Metro El Al (2312)

\$ 586,592.50 – Water and Sewer System Operating Fund (8300)

\$1,628,400.00 – General Fund (1000)

**\$16,597,493.50 - TOTAL**

**Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
Barbara Fisher, Purchasing Manager	FIN/SPD	832.393.8722
Roy Korthals, Sr. Procurement Specialist	FIN/SPD	832.393.8734
Enid Howard, Executive Staff Analyst	GSD	832.395.8023

**ATTACHMENTS:**

**Description**

signed Coversheet

**Type**

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date:

T29618 - Fire and Security Alarm System Maintenance, Inspections, Testing and Monitoring Services (Firetrol Protection Systems, Inc.) - ORDINANCE

Agenda Item#:

### **Background:**

**Request for Proposals Received on November 18, 2021 for S19-T29618 - Approve an ordinance awarding a contract to Firetrol Protection Systems, Inc. in an amount not to exceed \$16,597,493.50 for fire and security alarm system maintenance, inspections, testing, and monitoring services for various departments.**

### **Specific Explanation:**

The Interim City Chief Procurement Officer recommends that City Council approved an ordinance awarding a **three-year contract, with two one-year options to Firetrol Protection Systems, Inc.** in an amount not to exceed **\$16,597,493.50** for fire and security alarm system maintenance, inspections, testing, and monitoring services for various departments.

The scope of work requires the contractor to provide all labor, personnel, supervision, management, materials, supplies, equipment, tools, instruments, expendables, incidentals, training, insurance, and transportation necessary to provide alarm monitoring, inspections, sensitivity testing, maintenance, repairs, and twenty-four (24) hour answering / telephone response services. The contractor shall also respond physically (be on site) for emergencies within two-hours after being contacted should a fire alarm and/or sprinkler system malfunction.

This project was advertised in accordance with the requirements of the State of Texas bid laws. 53 prospective proposers downloaded the solicitation document from Strategic Purchasing Division's (SPD) e-bidding website, and as a result, three (3) proposals were received from Firetrol Protection Systems, Inc., Firetron, Inc. and Siemens Industry, Inc.

The evaluation committee was comprised of five evaluators from Houston Public Works, Houston Airport System and the General Services department.

The proposals were evaluated based upon the following criteria:

- Expertise/Experience/Qualifications
- Service and Support
- Past Performance
  - Safety
  - Methodology
- Price

Firetrol Protection Systems, Inc. was deemed the best respondent.

### **M/WBE Subcontracting:**

The request for proposal was issued as a goal-oriented contract with an 11% M/WBE participation level. Firetrol Protection Systems, Inc. designated the below-named company as its certified M/WBE subcontractor.

Name	Type of Work	Dollar Amount	Percentage
Aegis Life Safety, LLC	Fire Alarm Services, Installation and Maintenance	\$1,825,724.29	11%

### **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, Firetrol Protection Systems, Inc. provides health benefits for eligible employees in compliance with City Policy.

### **Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Firetrol Protection Systems, Inc. does not meet the requirements for HHF designation; no HHF firms were within three percent.

**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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7/28/2022

**Jedediah Greenfield**  
**Interim Chief Procurement Officer**

**ESTIMATED SPENDING AUTHORITY**

Department	FY23	Out-Years	Total Amount
General Services Department	\$ 550,000.00	\$3,950,000.00	\$4,500,000.00
Houston Airport System	\$1,896,020.00	\$7,954,961.00	\$9,850,981.00
Houston Public Works	\$ 92,805.50	\$ 525,307.00	\$ 618,112.50
Houston Parks and Recreation	\$ 1,300.00	\$1,527,100.00	\$1,528,400.00
Solid Waste Management	\$ 10,000.00	\$ 90,000.00	\$ 100,000.00
<b>Totals</b>	<b>\$2,550,125.50</b>	<b>\$14,047,368.00</b>	<b>\$16,597,493.50</b>

**Amount and Source of Funding:**

\$4,500,000.00 – M.R.R. Fund (2105)

\$9,850,981.00 – HAS Revenue Fund (8001)

\$ 7,850.00 – Stormwater Fund (2302)

\$ 23,670.00 – Dedicated Drainage and Street Renewal Fund – Metro EIAI (2312)

\$ 586,592.50 – Water and Sewer System Operating Fund (8300)

\$1,628,400.00 – General Fund (1000)

**\$16,597,493.50 - TOTAL**

**Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
Barbara Fisher, Purchasing Manager	FIN/SPD	832.393.8722
Roy Korthals, Sr. Procurement Specialist	FIN/SPD	832.393.8734
Enid Howard, Executive Staff Analyst	GSD	832.395.8023

**ATTACHMENTS:**

Description	Type
Ownership Information Form	Backup Material
Tax Clearance Report	Backup Material
POP 1	Backup Material
POP 2	Backup Material
Resolution of Contractor	Backup Material
Conflict of Interest Questionnaire	Backup Material
Certificate of Interested Parties - Form 1295	Backup Material
Secretary of State (SOS)	Backup Material
MWBE Letter of Intent	Backup Material
M/WBE Participation Plan	Backup Material
COI and Endorsements	Backup Material
Drug Policy Forms	Backup Material
Contract	Contract/Exhibit
GSD Approval	Backup Material
Signed Coversheet (HPW)	Signed Cover sheet
Budget vs Actual T29618	Financial Information
GSD Funding	Financial Information
HAS Funding	Financial Information
HPARD Funding	Financial Information
HPW Funding	Financial Information
SWD Funding	Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 9/23/2022

T30030 – Promotional and Assessment Testing Services  
(Morris & McDaniel, Inc.) - ORDINANCE

Agenda Item#: 20.

### **Summary:**

ORDINANCE approving and authorizing contract between City of Houston and **MORRIS & MCDANIEL, INC** for Promotional Testing and Assessment Testing Services for Houston Fire Department Captains and Senior Captains for the Human Resources Department; providing a maximum contract amount - 2 Years with 3 one-year options - \$3,589,400.00 - Central Service Revolving Fund

### **Background:**

**Request for Proposals (RFP) received February 17, 2022 for S76-T30030 - Approve an ordinance awarding a contract to Morris & McDaniel, Inc. in the maximum contract amount of \$3,589,400.00 for promotional testing and assessment testing services for the positions of Fire Captain and Senior Captain for the Human Resources Department.**

### **Specific Explanation:**

The Director of the Human Resources Department and the Interim Chief Procurement Officer recommend the City Council approve an ordinance awarding a **two (2)-year contract with three (3) one-year options** to renew to **Morris & McDaniel, Inc.** in the maximum contract amount of **\$3,589,400.00** for promotional testing and assessment testing services for the positions of Fire Captain and Senior Fire Captain. The Director of the Human Resources Department may terminate this Agreement at any time by giving 30 (thirty) days written notice to the contractor, with a copy of the notice to the Chief Procurement Officer.

The scope of work requires the contractor to provide turnkey services related to promotional testing for the rank of Captain and Senior Captain and ensure all components for the Houston Fire Department (HFD) Captain and HFD Senior Captain promotional process are legally and professionally defensible and are in compliance with the December 19, 2012 Interim Article 11 Agreement to the 2011 Collective Bargaining Agreement (CBA) between the City of Houston and the Majority Bargaining Agent (MBA) as well as Chapter 143 of the Texas Local Government Code. The contractor will develop and perform all work, job analysis and validation for the HFD Captain and Senior Captain exams, their compositions, book selection, development, administration, grading, as well as review of and response to all appeals filed by the candidates as required by the CBA. The job analysis shall be prepared under the supervision of professionally qualified personnel (Professionally qualified personnel shall be deemed to be an individual(s) with at least a Ph.D. in Industrial/Organizational ("I/O") Psychology).

The RFP was advertised in accordance with the requirements of the State of Texas bid laws and as a result, proposals were received from Morris & McDaniel, Inc. and 10 Solutions, Inc. The evaluation committee consisted of employees from the Houston Fire Department and Human Resources (HR).

The proposals were evaluated based upon the following criteria:

1. Responsiveness of Proposal
2. Technical Competence
3. Price Proposal

Morris & McDaniel received the highest overall score and was deemed to be the best qualified firm to meet the requirements as outlined in the RFP.

**M/WBE Subcontracting:**

The RFP was advertised with an 13% goal for MWBE participation. Morris & McDaniel, Inc. has designated the following company as its certified MWBE subcontractor.

<u>Name</u>	<u>Type of Work</u>	<u>Percentage</u>
BE Staffing Solutions, LLC	Temporary Staffing	13%

**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 benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) Ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Morris & McDaniel, Inc. does not meet the requirement for HHF designation, therefore the HHF preference was not applied to the contract award.

**Fiscal Note:**

Funding for this item is included in the FY 2023 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

\_\_\_\_\_  
 Jedediah Greenfield  
 Interim Chief Procurement Officer

\_\_\_\_\_  
 Department Approval Authority

<b>Estimated Spending Authority</b>			
<b>Department</b>	<b>FY2023</b>	<b>Out-Years</b>	<b>Award Amount</b>
Human Resources	\$876,360.00	\$2,713,040.00	\$3,589,400.00

**Amount and Source of Funding:**

\$3,589,400.00

Central Service Revolving Fund

Fund 1002

**Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
Adeola Otukoya, Sr. Procurement Specialist	FIN/SPD	(832) 393-8786
Yesenia Chuca, Division Manager	FIN/SPD	(832) 393-8733
Tameka Hardison, Division Manager	HR	(832) 394-6623

**ATTACHMENTS:**

**Description**

**Type**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

Item Creation Date: 9/27/2022

T31281 - Litigation Support Services (Logica Ratio, LLC,  
and DB3 Unlimited Services, LLC) - ORDINANCE

Agenda Item#: 21.

### **Summary:**

ORDINANCE authorizing and approving agreements for Professional Medical Expert Services between the City of Houston and **DB3 UNLIMITED SERVICES, LLC** and **LOGICA RATIO, LLC**; providing a maximum contract amount - 3 Years with 2 one-year options - \$1,875,000.00.00 - Property & Casualty Fund

### **Background:**

**Request for Proposals (RFP) received May 19, 2022, for S84-T31281- Approve an ordinance awarding contracts to 1) Logica Ratio, LLC, and 2) DB3 Unlimited Services, LLC in the maximum amount of \$1,875,000.00 for litigation services-medical experts for the Legal Department.**

### **Specific Explanation:**

The City Attorney of the Legal Department and the Interim Chief Procurement Officer recommend that City Council approve an ordinance awarding **a three (3) year contracts, with two (2) one-year options to 1) Logica Ratio, LLC, and 2) DB3 Unlimited Services, LLC** in the maximum amount of **\$1,875,000.00** for litigation services-medical experts for the Legal Department. The Director may terminate this contract at any time by giving 30 days written notice to the Contractor, with a copy of the notice to the Chief Procurement Officer.

The award amount includes \$85,000.00 in pre-contract services to cover litigation services for the time period between the expiration of the prior contract and the award of these contracts. The pre-contract services were required to prevent an interruption in services for the provision of litigation services to the City's Legal Department.

The scope of work requires the contractor to provide professional medical expert services by an expert with a medical specialty requested by the City in the preparation for and potential trial of various matters in litigation, or anticipated to be litigated, and any other legal matters or cases that the City Attorney may from time-to-time designate. The City Attorney will request services from Contractor on an as-needed basis but has no obligation to request all the services listed. The medical expert services may include, but are not limited to, the following services:

- Case Review and Opinion – review the case and case materials and provide an opinion, upon the City Attorney's request;

- Written Reports and counter affidavits - provide written reports and/or counter affidavits on causation and/or the reasonableness and necessity of billing and medical records with counter-affidavits and/or reports;
- Depositions - provide an expert to provide medical examinations, including a physical examination, review records, and provide a summary report;
- Consulting - provide verbal review to the Handling Attorney on causation and the reasonableness and necessity of billing and medical expenses; and
- In-court Testimonies - testify in court.

This RFP was advertised in accordance with the requirements of the State of Texas bid laws. Proposals were received from DB3 Unlimited Services, LLC, Legal Document Retrieval, Inc., Logica Ratio, LLC, and O'Neal Law Group, PC. The evaluation committee consisted of members from Legal Department, Houston Police Department, and Municipal Courts Department.

The Proposals were evaluated based on the following criteria:

- Responsiveness of Proposal
- Technical Competence Requirements
- Fee Proposal

The following firms received the highest overall scores and were deemed to be best qualified to meet the requirements as outlined in the RFP.

- 1) Logica Ratio, LLC
- 2) DB3 Unlimited Services, LLC

**MWBE Subcontracting:**

MWBE Zero-Percent goal document was approved by the Office of Business Opportunity

**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case Logica Ratio, LLC, LLC is a designated HHF company. DB3 Unlimited Services, LLC is not HHF designated. HHF points were not a deciding factor in the award of these contracts.

**Pay or Play:**

The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, both Logica Ratio, LLC and DB3 Unlimited Services, LLC provide health benefits to eligible employees in compliance with City policy.

**Fiscal Note:**

Funding for this item is included in the FY23 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Jedediah Greenfield  
Interim Chief Procurement Officer

Department Approval Authority

<b>Estimated Spending Authority</b>			
<b>CONTRACTOR</b>	<b>FY2023</b>	<b>OUTYEARS</b>	<b>TOTAL</b>
Logica Ratio, LLC	\$215,000.00	\$860,000.00	\$1,075,000.000
DB3 Unlimited Services, LLC	\$160,000.00	\$640,000.00	\$800,000.00
<b>TOTAL</b>	<b>\$ 375,000.00</b>	<b>\$ 1,500,000.00</b>	<b>\$1,875,000.00</b>

**Amount and Source of Funding:**

\$1,875,000.00.00 - Property & Casualty Fund (1004)

**Contact Information:**

<b>NAME:</b>	<b>DEPARTMENT/DIVISION</b>	<b>PHONE</b>
Martin Buzak, Section Chief	LGL	(832) 393-6431
Yesenia Chuca, Division Manager	FIN/SPD	(832)393-8727
Maira Y. Artola, Sr. Procurement Specialist	FIN/SPD	(832) 393-8724

**ATTACHMENTS:**

**Description**

Coversheet (revised)

**Type**

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

Item Creation Date: 9/27/2022

T31281 - Litigation Support Services (Logica Ratio, LLC, and DB3 Unlimited Services, LLC) - ORDINANCE

Agenda Item#:

### **Background:**

**Request for Proposals (RFP) received May 19, 2022, for S84-T31281- Approve an ordinance awarding contracts to 1) Logica Ratio, LLC, and 2) DB3 Unlimited Services, LLC in the maximum amount of \$1,875,000.00 for litigation services-medical experts for the Legal Department.**

### **Specific Explanation:**

The City Attorney of the Legal Department and the Interim Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three (3) year contracts, with two (2) one-year options to 1) Logica Ratio, LLC, and 2) DB3 Unlimited Services, LLC** in the maximum amount of **\$1,875,000.00** for litigation services-medical experts for the Legal Department. The Director may terminate this contract at any time by giving 30 days written notice to the Contractor, with a copy of the notice to the Chief Procurement Officer.

The award amount includes \$85,000.00 in pre-contract services to cover litigation services for the time period between the expiration of the prior contract and the award of these contracts. The pre-contract services were required to prevent an interruption in services for the provision of litigation services to the City's Legal Department.

The scope of work requires the contractor to provide professional medical expert services by an expert with a medical specialty requested by the City in the preparation for and potential trial of various matters in litigation, or anticipated to be litigated, and any other legal matters or cases that the City Attorney may from time-to-time designate. The City Attorney will request services from Contractor on an as-needed basis but has no obligation to request all the services listed. The medical expert services may include, but are not limited to, the following services:

- Case Review and Opinion – review the case and case materials and provide an opinion, upon the City Attorney's request;
- Written Reports and counter affidavits - provide written reports and/or counter affidavits on causation and/or the reasonableness and necessity of billing and medical records with counter-affidavits and/or reports;
- Depositions - provide an expert to provide medical examinations, including a physical examination, review records, and provide a summary report;
- Consulting - provide verbal review to the Handling Attorney on causation and the reasonableness and necessity of billing and medical expenses; and
- In-court Testimonies - testify in court.

This RFP was advertised in accordance with the requirements of the State of Texas bid laws. Proposals were received from DB3 Unlimited Services, LLC, Legal Document Retrieval, Inc., Logica Ratio, LLC, and O'Neal Law Group, PC. The evaluation committee consisted of members from Legal Department, Houston Police Department, and Municipal Courts Department.

The Proposals were evaluated based on the following criteria:

- Responsiveness of Proposal
- Technical Competence Requirements
- Fee Proposal

The following firms received the highest overall scores and were deemed to be best qualified to meet the requirements as outlined in the RFP.

- 1) Logica Ratio, LLC
- 2) DB3 Unlimited Services, LLC

### **MWBE Subcontracting:**

MWBE Zero-Percent goal document was approved by the Office of Business Opportunity

**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case Logica Ratio, LLC, LLC is a designated HHF company. DB3 Unlimited Services, LLC is not HHF designated. HHF points were not a deciding factor in the award of these contracts.

**Pay or Play:**

The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, both Logica Ratio, LLC and DB3 Unlimited Services, LLC provide health benefits to eligible employees in compliance with City policy.

**Fiscal Note:**

Funding for this item is included in the FY23 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

10/3/2022

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Jedediah Greenfield  
 Interim Chief Procurement Officer

DocuSigned by:  
  
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Department Approval Authority

10/3/2022

DS  


Estimated Spending Authority			
CONTRACTOR	FY2023	OUTYEARS	TOTAL
Logica Ratio, LLC	\$215,000.00	\$860,000.00	\$1,075,000.00
DB3 Unlimited Services, LLC	\$160,000.00	\$640,000.00	\$800,000.00
<b>TOTAL</b>	<b>\$ 375,000.00</b>	<b>\$ 1,500,000.00</b>	<b>\$1,875,000.00</b>

**Amount and Source of Funding:**

\$1,875,000.00.00 - Property & Casualty Fund (1004)

**Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
Martin Buzak, Section Chief	LGL	(832) 393-6431
Yesenia Chuca, Division Manager	FIN/SPD	(832)393-8727
Maira Y. Artola, Sr. Procurement Specialist	FIN/SPD	(832) 393-8724

**ATTACHMENTS:**

Description	Type
MWBE Approved Waiver	Backup Material
Ownership Information Forms	Backup Material
Drug Policy Forms	Backup Material
DB3 AM Best-10200	Backup Material
DB3 AM Best 19879	Backup Material
DB3 COI	Backup Material
DB3 Auto Insurance	Backup Material
POP 1-3 Forms	Backup Material
Secretary of State-DB3	Backup Material
DBE 1295 Form	Backup Material
DBE 1295 Form-Acknowledged	Backup Material
DB3 COF	Financial Information
Logica-Ownership Forms	Backup Material
Drug Form-Exhibit B-Logica	Backup Material
Drug Form Exhibit C-Logica	Backup Material
Drug Form Exhibit D-Logica	Backup Material
HHF Verification-Logica	Backup Material
Logica AM Best 20699	Backup Material
Logica AM Best 20702	Backup Material
Logica AM Best 22667	Backup Material
Logica AM Best 33138	Backup Material
Logica-Endorsement	Backup Material
Logica-Personal Liability Insurance	Backup Material
Logica-Commercial Umbrella Liability	Backup Material
Logica-Business Policy Declarations	Backup Material
Logica-Professional Liability Letters	Backup Material





**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/18/2022

District D

Item Creation Date: 6/16/2022

25CF108 Fourth Amendment to Lease Agreement at 6201 Bonhomme Street for Houston Health Department

Agenda Item#: 22.

**Summary:**

ORDINANCE approving fourth amendment to Lease Agreement between **6201 BONHOMME, L.P.**, as Landlord, and the City of Houston, Texas, as Tenant, for space located at 6201 Bonhomme Road, Houston, Harris County, Texas, for use by the City's Health Department's Women, Infants, and Children (WIC) Nutrition Program - \$1,694,073.96 - Grant Fund - **DISTRICT J - POLLARD**

**Background:**

**RECOMMENDATION:** Approve and authorize Fourth Amendment to Lease Agreement between 6201 BONHOMME, L.P (Landlord) and City of Houston (Tenant) for the lease space at 6201 Bonhomme Street for the Dental Clinic, Specialty Clinic (HIV/STD), Women, Infants and Children (WIC) Nutrition Program, and Disease Intervention Specialists (DIS) Program of the Houston Health Department (HHD).

**SPECIFIC EXPLANATION:** The General Services Department recommends approval of a Fourth Amendment to Lease Agreement with 6201 BONHOMME, L.P (Landlord) for 11,258 square feet of expansion space on the second floor, 17,700 square feet on the third floor, and 2,519 square feet on the fourth floor, totaling 31,477 rentable square feet at 6201 Bonhomme Street for HHD. HHD has operated various health programs out of this leased space since 2007.

The proposed Fourth Amendment will provide for tenant improvements at the Landlord's expense. The Landlord will acquire and install new furniture and the City will reimburse the Landlord for the cost of the furniture. All other terms and conditions of the amended lease remain the same.

The rent, including operating expenses and furniture amortization due each month during the lease term under the Fourth Amendment are as follows for the second-floor expanded lease space only:

<b>Rent Schedule</b>								
<b>From</b>	<b>To</b>	<b>Months</b>	<b>\$/SF-YR</b>	<b>Monthly Rent</b>	<b>Annual</b>	<b>Monthly Furniture Cost</b>	<b>Annual</b>	<b>Annual TOTAL</b>
Commencement Date	Month 12	12	\$17.25	\$16,183.38	\$194,200.56	\$8,820.23	\$105,842.76	\$300,043.32
Month 13	Month 24	12	\$17.75	\$16,652.46	\$199,829.52	\$8,820.23	\$105,842.76	\$305,672.26
Month 25	Month 36	12	\$18.25	\$17,121.54	\$205,458.48	\$8,820.23	\$105,842.76	\$311,301.26
Month 37	Month 48	12	\$18.75	\$17,590.63	\$211,087.56	\$8,820.23	\$105,842.76	\$316,930.26
Month 49	Month 60	12	\$19.25	\$18,059.71	\$216,716.52	\$8,820.23	\$105,842.76	\$322,559.26
<b>Total</b>		<b>60</b>						<b>\$1,556,506.36</b>

**Property Location:** 6201 Bonhomme Street, Houston TX 77036

**FUNDING SUMMARY:**

\$ 150,021.66 Rent and Furniture for 6 months FY23  
 \$ 1,406,484.70 Rent and Furniture for out-going years  
 \$ 71,983.10 One-time Security FY23  
 \$ 34,838.10 One-time IT equipment FY23  
 \$ 30,746.40 One-time IT FY23  
**\$ 1,694,073.96 TOTAL**

**FISCAL NOTE:** No fiscal note is required on grant items.

Estimated Spending Authority

Estimated Spending Authority

Department	FY 2023	Out Year	Total
Houston Health Dept.	\$ 150,021.66	\$ 1,406,484.70	\$ 1,556,506.36
One Time Security & IT	\$ 137,567.60		\$ 137,567.60
<b>Total</b>	<b>\$ 287,589.26</b>	<b>\$ 1,406,484.70</b>	<b>\$ 1,694,073.96</b>

**DIRECTOR'S SIGNATURE/DATE:**

\_\_\_\_\_  
C. J. Messiah, Jr.  
General Services Department

\_\_\_\_\_  
Stephen L. Williams, M. Ed., M.P.A.  
Houston Health Department

**Prior Council Action:**

Ordinance No. 2007-495; April 18, 2007  
Ordinance No. 2014-367; April 30, 2014  
Ordinance No. 2018-890; November 7, 2018  
Ordinance No. 2021-1003; December 1, 2021

**Amount and Source of Funding:**

**\$1,556,506.36 Federal State Local – Pass Through Fund (5030)**  
**\$ 137,567.60 Federal Government Grant Funded (5000)**  
**\$1,694,073.96 Total**

**Contact Information:**

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

**ATTACHMENTS:**

Description	Type
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## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

District K

Item Creation Date: 9/27/2022

25CONS525– Award Construction Manager at Risk  
Contract – Anslow Bryant Construction, Ltd.– Vinson Library  
TECHLink project

Agenda Item#: 23.

### **Summary:**

ORDINANCE appropriating \$1,776,390.00 out of Public Library Consolidated Construction Fund; awarding Construction Manager At Risk Contract to **ANSLOW BRYANT CONSTRUCTION, LTD** for the Vinson Library Techlink Project; providing funding for contingency, HPL equipment, and Civic Art - **DISTRICT K - CASTEX-TATUM**

### **Background:**

**RECOMMENDATION:** Award Construction Manager at Risk Contract and appropriate funds for the project.

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a Construction Manager at Risk (CMAR) Contract to Anslow Bryant Construction, Ltd., to provide pre-construction and construction phase services for Vinson Library TECHLink project for the Houston Public Library (HPL).

On July 8 and July 15, 2022, GSD advertised a Request for Proposals containing selection criteria that ranked proposers on experience, key personnel, safety ratings, and construction phase fee for the project services. The proposals were due on July 28, 2022, and three firms responded. GSD evaluated the proposals and interviewed all three firms. Anslow Bryant Construction, Ltd., ranked highest and offers the best value for the City based on the advertised criteria.

**PROJECT LOCATION:** 3810 West Fuqua Street, Houston, TX 77045

**PROJECT DESCRIPTION:** This project will renovate approximately 3,000 SF of the Vinson Library Express Service area to accommodate a new TECHLink site which will be staffed and operated independently from the library. Renovations include partial demolition, new interior build out, finishes, furnishings, equipment, and modifications to the building systems, such as power, data, lighting, HVAC, fire protection, security, etc. to support the digital creative spaces.

**FUNDING SUMMARY:** It is recommended that City Council appropriate funds for pre-construction and construction phase services, including additional appropriations of \$250,000 for HPL Equipment.

The following amounts for construction and contingency are based on the construction manager's estimate of cost. The final cost of construction will be submitted to the Director for approval as part of the Guaranteed Maximum Price (GMP) proposal.

\$ 15,000.00	Pre-Construction Phase Services
\$ 5,000.00	Additional Pre-Construction Phase Services
\$ 1,348,000.00	Construction Cost (Estimate)
\$ 134,800.00	10% Contingency Cost (Estimate)
<b>\$ 1,502,800.00</b>	<b>Total Estimated Contract Services</b>
\$ 250,000.00	HPL Equipment
\$ 23,590.00	Civic Art (1.75%)
<b>\$ 1,776,390.00</b>	<b>Total Funding</b>

**M/WBE PARTICIPATION:** A 14% MBE goal and 5% WBE goal have been established for the construction phase services of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

**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.

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

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

**WBS No:** E-000248-0001-4

**DIRECTOR'S SIGNATURE/DATE:**

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C. J. Messiah, Jr.  
General Services Department

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Rhea Brown Lawson, Ph.D.  
Houston Public Library Department

**Amount and Source of Funding:**

**\$ 1,776,390.00** – Public Library Consolidated Construction Fund (4507)

**Contact Information:**

Enid M. Howard

Council Liaison

**Phone:** 832-393-8023

**ATTACHMENTS:**

**Description**

Signed Coversheet

25CONS525 - Maps

25CONS525 - Client Signature

**Type**

Signed Cover sheet

Backup Material

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/12/2022

District K

Item Creation Date: 9/27/2022

25CONS525– Award Construction Manager at Risk Contract – Anslow Bryant  
Construction, Ltd.– Vinson Library TECHLink project

Agenda Item#: 4.

### Background:

**RECOMMENDATION:** Award Construction Manager at Risk Contract and appropriate funds for the project.

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a Construction Manager at Risk (CMAR) Contract to Anslow Bryant Construction, Ltd., to provide pre-construction and construction phase services for Vinson Library TECHLink project for the Houston Public Library (HPL).

On July 8 and July 15, 2022, GSD advertised a Request for Proposals containing selection criteria that ranked proposers on experience, key personnel, safety ratings, and construction phase fee for the project services. The proposals were due on July 28, 2022, and three firms responded. GSD evaluated the proposals and interviewed all three firms. Anslow Bryant Construction, Ltd., ranked highest and offers the best value for the City based on the advertised criteria.

**PROJECT LOCATION:** 3810 West Fuqua Street, Houston, TX 77045

**PROJECT DESCRIPTION:** This project will renovate approximately 3,000 SF of the Vinson Library Express Service area to accommodate a new TECHLink site which will be staffed and operated independently from the library. Renovations include partial demolition, new interior build out, finishes, furnishings, equipment, and modifications to the building systems, such as power, data, lighting, HVAC, fire protection, security, etc. to support the digital creative spaces.

**FUNDING SUMMARY:** It is recommended that City Council appropriate funds for pre-construction and construction phase services, including additional appropriations of \$250,000 for HPL Equipment.

The following amounts for construction and contingency are based on the construction manager's estimate of cost. The final cost of construction will be submitted to the Director for approval as part of the Guaranteed Maximum Price (GMP) proposal.

\$ 15,000.00	Pre-Construction Phase Services
\$ 5,000.00	Additional Pre-Construction Phase Services
\$ 1,348,000.00	Construction Cost (Estimate)
\$ <u>134,800.00</u>	10% Contingency Cost (Estimate)
<b>\$ 1,502,800.00</b>	<b>Total Estimated Contract Services</b>
\$ 250,000.00	HPL Equipment
\$ <u>23,590.00</u>	Civic Art (1.75%)
<b>\$ 1,776,390.00</b>	<b>Total Funding</b>

**M/WBE PARTICIPATION:** A 14% MBE goal and 5% WBE goal have been established for the construction phase services of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

**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.

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

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

**WBS No:** E-000248-0001-4

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:  
 9/29/2022  
C. J. Messiah, Jr.  
General Services Department

Rhea Brown Lawson, Ph.D.  
Houston Public Library Department

**Amount and Source of Funding:**

\$ 1,776,390.00 – Public Library Consolidated Construction Fund (4507)

**Contact Information:**

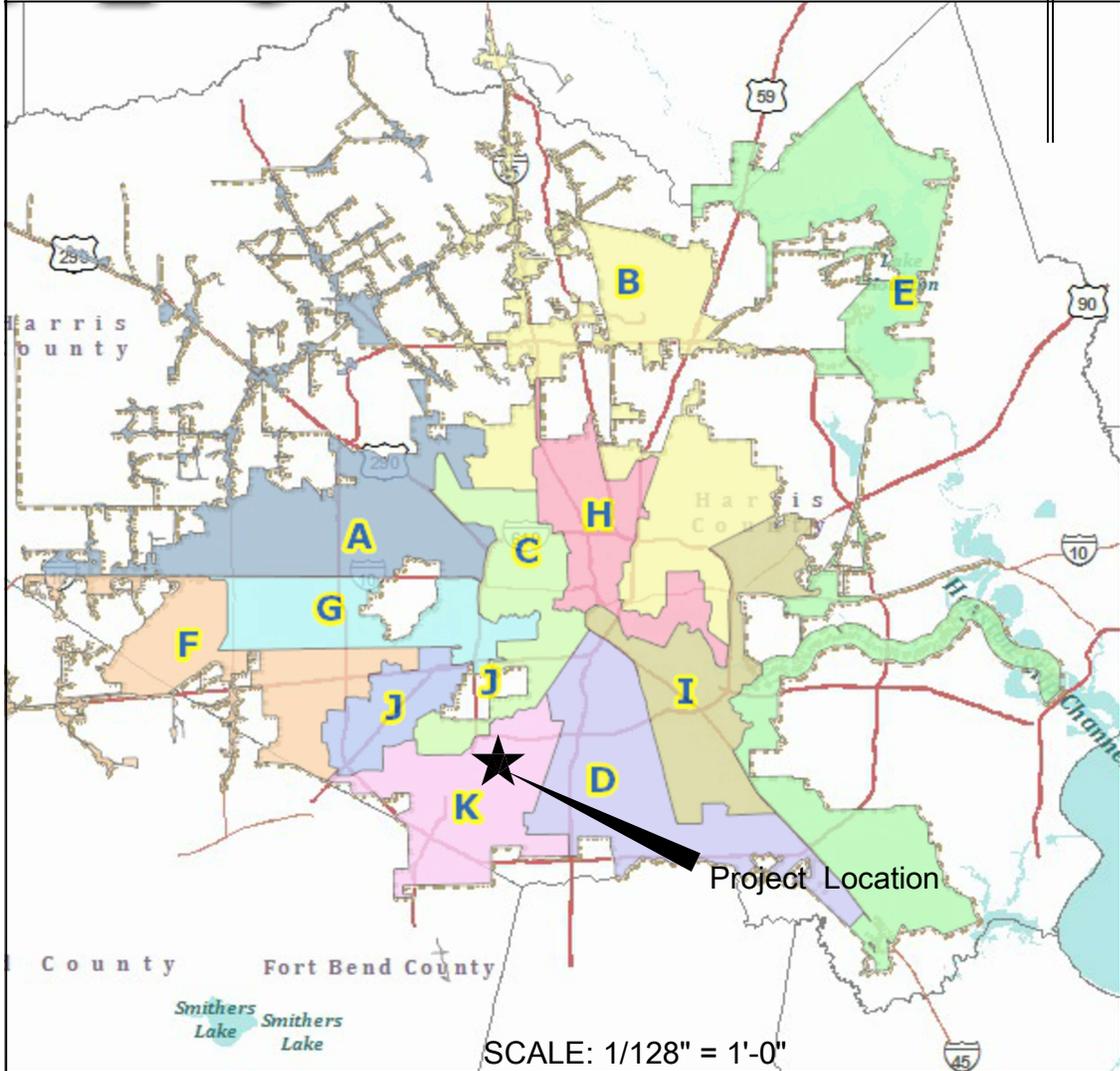
Enid M. Howard  
Council Liaison  
Phone: 832-393-8023



**ATTACHMENTS:**

Description	Type
<a href="#">25CONS525 - Maps</a>	Backup Material
<a href="#">25CONS525 - DOC 1295</a>	Backup Material
<a href="#">25CONS525 - CIP Form A</a>	Backup Material
<a href="#">25CONS525 - Tax Delinquent</a>	Backup Material

CITY OF HOUSTON  
HARRIS COUNTY, TEXAS

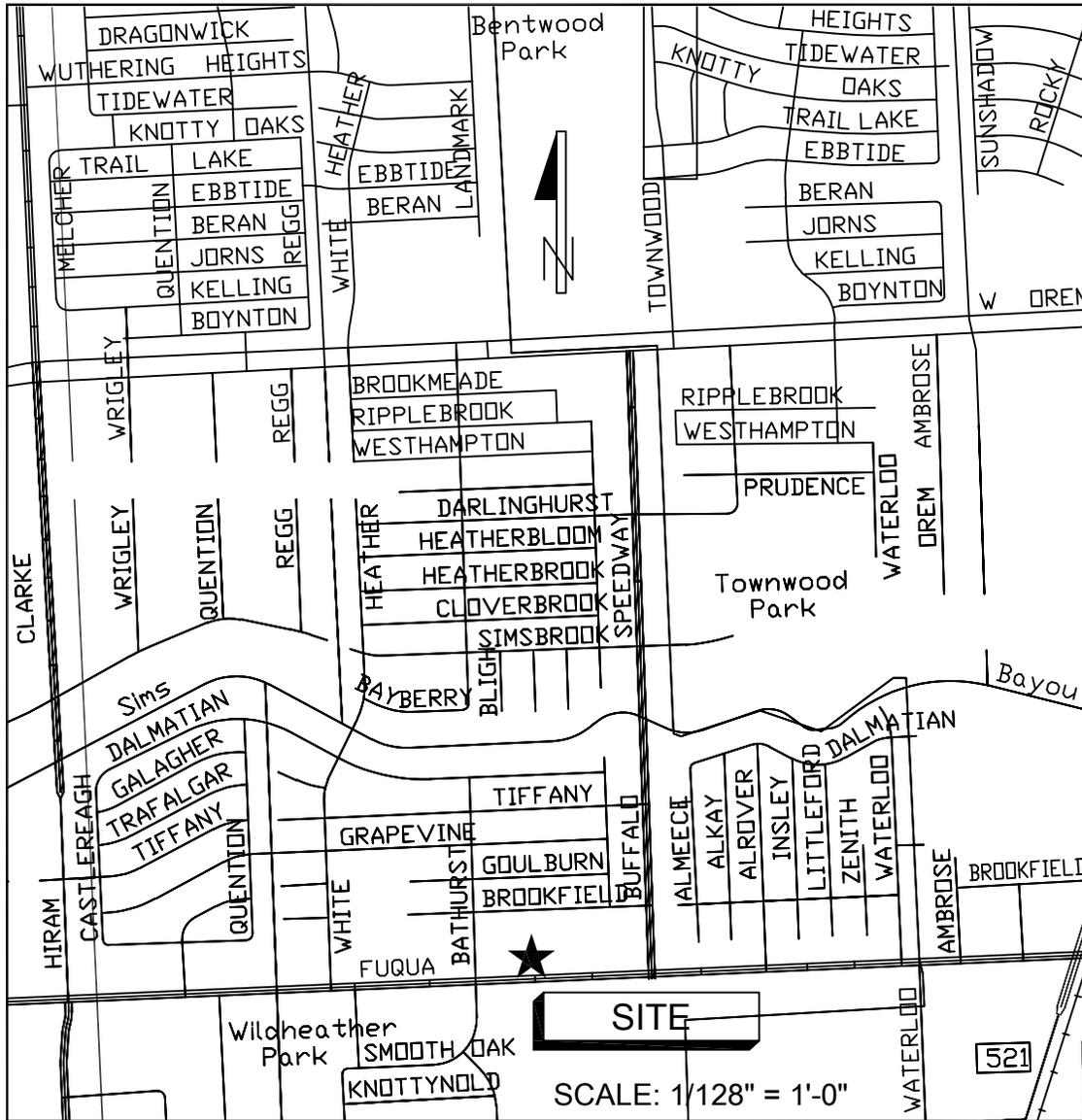


SCALE: 1/128" = 1'-0"

**Vinson Library**  
3810 W. Fuqua  
Houston, TX 77045

COUNCIL DISTRICT "K"

KEYMAP No. 572S



**Vinson Library**  
 3810 W. Fuqua  
 Houston, TX 77045

COUNCIL DISTRICT "K"

KEYMAP No. 572S



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/12/2022

District K

Item Creation Date: 9/27/2022

25CONS525– Award Construction Manager at Risk Contract – Anslow Bryant  
Construction, Ltd.– Vinson Library TECHLink project

Agenda Item#: 4.

**Background:**

**RECOMMENDATION:** Award Construction Manager at Risk Contract and appropriate funds for the project.

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a Construction Manager at Risk (CMAR) Contract to Anslow Bryant Construction, Ltd., to provide pre-construction and construction phase services for Vinson Library TECHLink project for the Houston Public Library (HPL).

On July 8 and July 15, 2022, GSD advertised a Request for Proposals containing selection criteria that ranked proposers on experience, key personnel, safety ratings, and construction phase fee for the project services. The proposals were due on July 28, 2022, and three firms responded. GSD evaluated the proposals and interviewed all three firms. Anslow Bryant Construction, Ltd., ranked highest and offers the best value for the City based on the advertised criteria.

**PROJECT LOCATION:** 3810 West Fuqua Street, Houston, TX 77045

**PROJECT DESCRIPTION:** This project will renovate approximately 3,000 SF of the Vinson Library Express Service area to accommodate a new TECHLink site which will be staffed and operated independently from the library. Renovations include partial demolition, new interior build out, finishes, furnishings, equipment, and modifications to the building systems, such as power, data, lighting, HVAC, fire protection, security, etc. to support the digital creative spaces.

**FUNDING SUMMARY:** It is recommended that City Council appropriate funds for pre-construction and construction phase services, including additional appropriations of \$250,000 for HPL Equipment.

The following amounts for construction and contingency are based on the construction manager's estimate of cost. The final cost of construction will be submitted to the Director for approval as part of the Guaranteed Maximum Price (GMP) proposal.

\$ 15,000.00	Pre-Construction Phase Services
\$ 5,000.00	Additional Pre-Construction Phase Services
\$ 1,348,000.00	Construction Cost (Estimate)
\$ <u>134,800.00</u>	10% Contingency Cost (Estimate)
<b>\$ 1,502,800.00</b>	<b>Total Estimated Contract Services</b>
\$ 250,000.00	HPL Equipment
\$ <u>23,590.00</u>	Civic Art (1.75%)
<b>\$ 1,776,390.00</b>	<b>Total Funding</b>

**M/WBE PARTICIPATION:** A 14% MBE goal and 5% WBE goal have been established for the construction phase services of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

**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.

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

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

**WBS No:** E-000248-0001-4

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:  
*C.J. Messiah, Jr.* 9/29/2022  
1E174AD77D5841F...  
C. J. MESSIAH, JR.  
General Services Department

DocuSigned by:  
*Rhea Lawson* 9/30/2022  
383DA4315F899450...  
Rhea Brown Lawson, Ph.D.  
Houston Public Library Department

**Amount and Source of Funding:**

\$ 1,776,390.00 – Public Library Consolidated Construction Fund (4507)

**Contact Information:**

Enid M. Howard  
Council Liaison  
Phone: 832-393-8023

**ATTACHMENTS:**

Description	Type
<a href="#">25CONS525 - Maps</a>	Backup Material
<a href="#">25CONS525 - DOC 1295</a>	Backup Material
<a href="#">25CONS525 - CIP Form A</a>	Backup Material
<a href="#">25CONS525 - Tax Delinquent</a>	Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

District K

Item Creation Date: 9/28/2022

25DSGN135 – De-appropriate/Appropriate Funds — Brave /  
Architecture, Inc. – Westbury Neighborhood Library (New)

Agenda Item#: 24.

### **Summary:**

ORDINANCE de-appropriating \$14,096.00 out of Public Library Consolidated Construction Fund previously appropriated to Construction Manager At Risk Contract with **SPAWGLASS CONSTRUCTION CORP** (Approved by Ordinance No. 2022-0078) and appropriating \$14,096.00 out of Public Library Consolidated Construction Fund to the Professional Architectural Services Contract with **BRAVE/ARCHITECTURE, INC** for the Westbury Neighborhood Library Project - **DISTRICT K - CASTEX-TATUM**

### **Background:**

**RECOMMENDATION:** Approve an Ordinance (i) de-appropriating the sum of \$14,096.00 out of the Construction Manager at Risk (CMAR) contract with SpawGlass Construction Corporation (previously appropriated by Ordinance No. 2022-0078); and (ii) appropriating an equivalent amount to the professional architectural services contract with Brave / Architecture, Inc. for the project.

**SPECIFIC EXPLANATION:** On February 2, 2022, by Ordinance No. 2022-0078, City Council appropriated funds to the Construction Manager at Risk Contract with SpawGlass Construction Corp. for the new Westbury Neighborhood Library, including a 5% construction contingency of \$52,457.50. Due to the bordering neighborhood's request to change the library's address from 5505 Belrose Drive to an address on Chimney Rock Road, additional architectural services are required. Additional architectural services are also required to meet recently revised Houston Fire Department site requirements.

Therefore, the General Services Department recommends that City Council de-appropriate \$14,096.00 out of the Construction Manager at Risk (CMAR) contract with SpawGlass Construction Corporation and appropriate an equivalent amount to the professional architectural services contract with Brave / Architecture, Inc. for additional services.

**PROJECT LOCATION:** 5505 Belrose Drive, Houston TX, 77035

**PREVIOUS HISTORY AND PROJECT SCOPE:** On November 20, 2019, by Ordinance No. 2019-911, City Council approved a professional architectural services contract with Brave / Architecture, Inc. to perform design and construction phase services for a new Westbury Neighborhood Library for the Houston Public Library (HPL).

On August 25, 2021, by Ordinance No. 2021-749, City Council approved an additional appropriation of funds to the professional architectural services contract with Brave / Architecture, Inc. to perform revised flood control design and construction phase services for a new Westbury Neighborhood Library for the HPL.

**M/WBE INFORMATION:** The contract was awarded with a 26.67% M/WBE goal. To date, Brave / Architecture, Inc. has achieved 18.4% participation. It is anticipated that Brave / Architecture, Inc. will achieve the goal by the completion of the contract.

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

**WBS No:** E-000262-0001-3

**DIRECTOR'S SIGNATURE/DATE:**

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C. J. Messiah, Jr.  
General Services Department

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Rhea Brown Lawson, Ph.D.  
Houston Public Library Department

**Prior Council Action:**

Ordinance No. 2019-911; Dated November 20, 2019  
Ordinance No. 2021-749; Dated August 25, 2021

**Amount and Source of Funding:**

**De-appropriate/Appropriate:**

**\$14,096.00** – Public Library Consolidated Construction Fund (4507)

**Previous De-appropriate/Appropriate:**

**\$87,500.00** – Public Library Consolidated Construction Fund (4507)

**Contact Information:**

Enid M. Howard

Council Liaison

**Phone:** 832.393.8023

**ATTACHMENTS:**

**Description**

**Type**

25DSGN135 - Coversheet

Signed Cover sheet

25DSGN135 - Maps

Backup Material

25DSGN135 - Previous RCAs & Ordinances -  
Brave

Backup Material

25DSGN135 - Previous RCAs & Ordinances -  
SpawGlass

Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/19/2022

District K

Item Creation Date: 9/28/2022

25DSGN135 – De-appropriate/Appropriate Funds – Brave / Architecture, Inc. – Westbury  
Neighborhood Library (New)

Agenda Item#: 10.

### **Background:**

**RECOMMENDATION:** Approve an Ordinance (i) de-appropriating the sum of \$14,096.00 out of the Construction Manager at Risk (CMAR) contract with SpawGlass Construction Corporation (previously appropriated by Ordinance No. 2022-0078); and (ii) appropriating an equivalent amount to the professional architectural services contract with Brave / Architecture, Inc. for the project.

**SPECIFIC EXPLANATION:** On February 2, 2022, by Ordinance No. 2022-0078, City Council appropriated funds to the Construction Manager at Risk Contract with SpawGlass Construction Corp. for the new Westbury Neighborhood Library, including a 5% construction contingency of \$52,457.50. Due to the bordering neighborhood's request to change the library's address from 5505 Belrose Drive to an address on Chimney Rock Road, additional architectural services are required. Additional architectural services are also required to meet recently revised Houston Fire Department site requirements.

Therefore, the General Services Department recommends that City Council de-appropriate \$14,096.00 out of the Construction Manager at Risk (CMAR) contract with SpawGlass Construction Corporation and appropriate an equivalent amount to the professional architectural services contract with Brave / Architecture, Inc. for additional services.

**PROJECT LOCATION:** 5505 Belrose Drive, Houston TX, 77035

**PREVIOUS HISTORY AND PROJECT SCOPE:** On November 20, 2019, by Ordinance No. 2019-911, City Council approved a professional architectural services contract with Brave / Architecture, Inc. to perform design and construction phase services for a new Westbury Neighborhood Library for the Houston Public Library (HPL).

On August 25, 2021, by Ordinance No. 2021-749, City Council approved an additional appropriation of funds to the professional architectural services contract with Brave / Architecture, Inc. to perform revised flood control design and construction phase services for a new Westbury Neighborhood Library for the HPL.

**M/WBE INFORMATION:** The contract was awarded with a 26.67% M/WBE goal. To date, Brave / Architecture, Inc. has achieved 18.4% participation. It is anticipated that Brave / Architecture, Inc. will achieve the goal by the completion of the contract.

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

**WBS No:** E-000262-0001-3

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:  
*C.J. Messiah, Jr.* 10/5/2022  
1E174AD77D5841F...  
General Services Department

\_\_\_\_\_  
Rhea Brown Lawson, Ph.D.  
Houston Public Library Department

**Prior Council Action:**

Ordinance No. 2019-911; Dated November 20, 2019  
Ordinance No. 2021-749; Dated August 25, 2021

**Amount and Source of Funding:**

**De-appropriate/Appropriate:**  
**\$14,096.00** – Public Library Consolidated Construction Fund (4507)

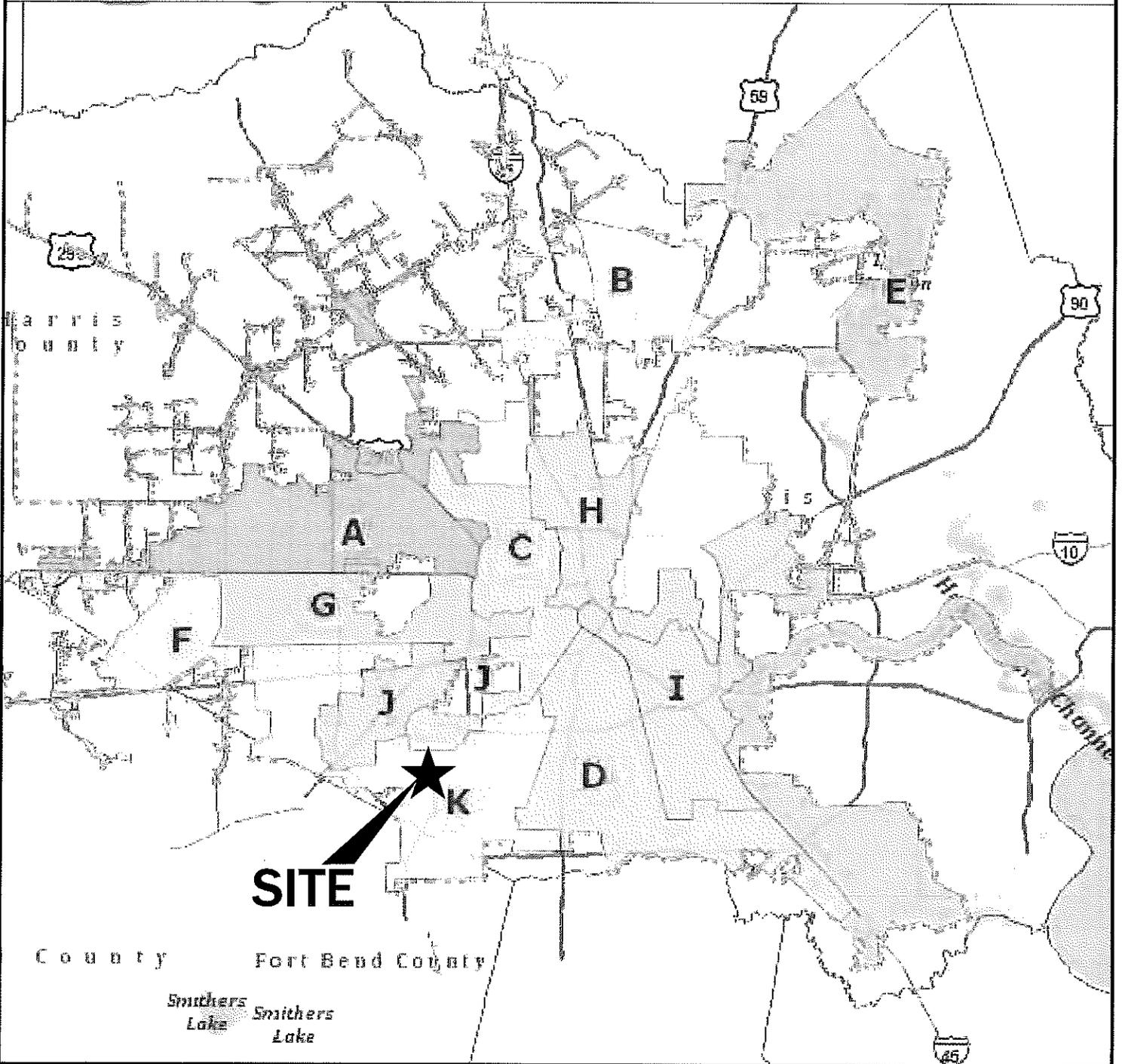
**Previous De-appropriate/Appropriate:**  
**\$87,500.00** – Public Library Consolidated Construction Fund (4507)

**Contact Information** <sup>DS</sup>  
*EH*  
Enid M. Howard  
Council Liaison  
Phone: 832.393.8023

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
<a href="#">25DSGN135 - Maps</a>	Backup Material
<a href="#">25DSGN135 - CIP Form A</a>	Backup Material
<a href="#">25DSGN135 - Previous RCAs &amp; Ordinances - Brave</a>	Backup Material
<a href="#">25DSGN135 - Previous RCAs &amp; Ordinances - SpawGlass</a>	Backup Material

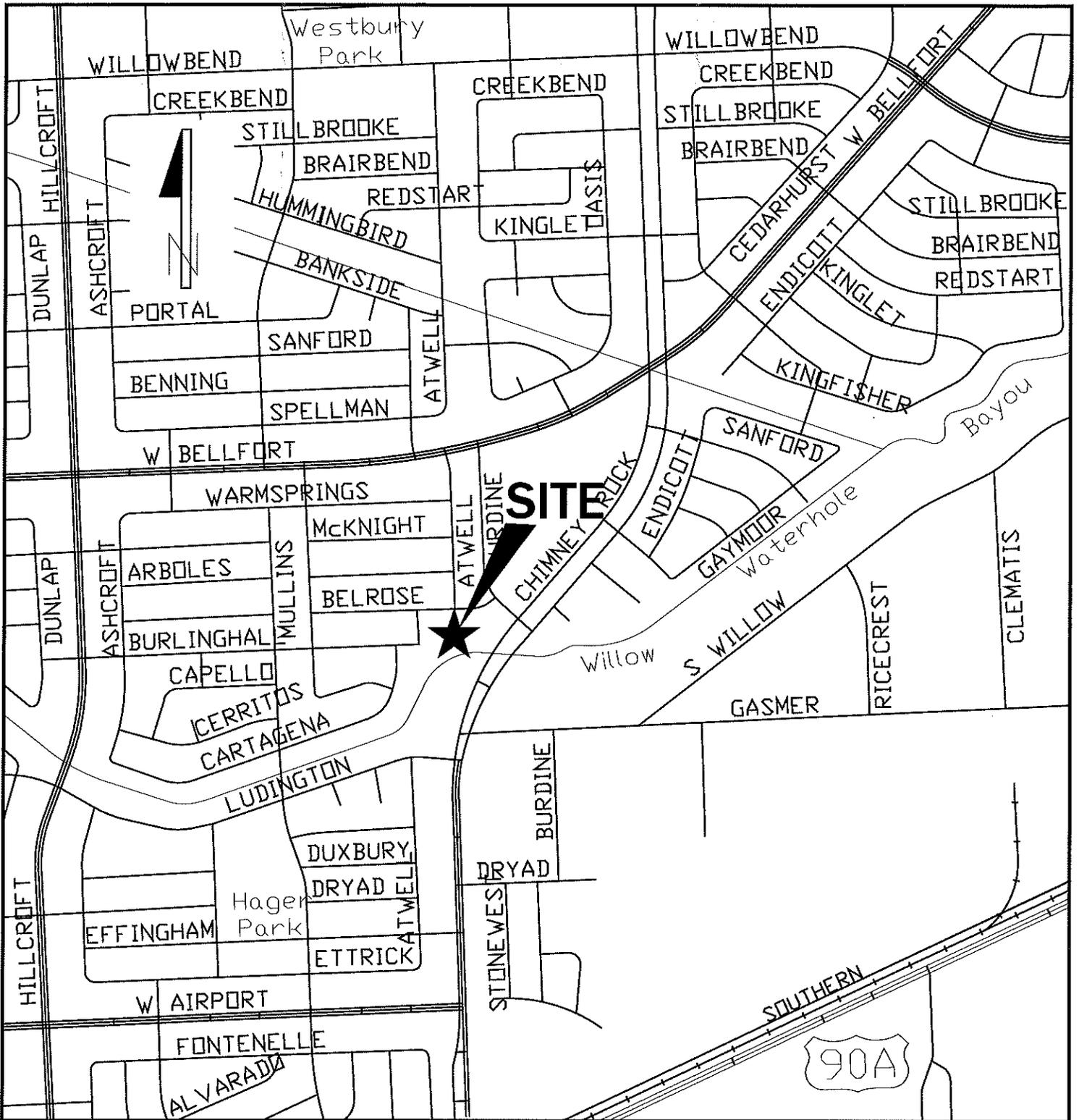
CITY OF HOUSTON  
HARRIS COUNTY, TEXAS



**NEW WESTBURY NEIGHBORHOOD LIBRARY**  
**5505 BELROSE DR. HOUSTON, TX 77035**

COUNCIL DISTRICT "K"

KEY MAP NO. 571B



**NEW WESTBURY NEIGHBORHOOD LIBRARY  
5505 BELROSE DR. HOUSTON, TX 77035**

**COUNCIL DISTRICT "K"**

**KEY MAP NO. 571B**



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/29/2019

District K

Item Creation Date: 10/11/2019

25DSGN118 – Architectural Contract – Brave / Architecture, Inc. New Westbury Neighborhood Library

Agenda Item#: 25.

**Background:**

**RECOMMENDATION:** Approve professional architectural services contract and appropriate funds for the project.

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council approve a professional architectural services contract with Brave / Architecture, Inc. to perform design and construction phase services for a new Westbury Neighborhood Library for the Houston Public Library (HPL). HPL desires to build this new library to replace the Meyer Neighborhood Library which remains closed due to damages sustained during Hurricane Harvey, and the Frank HPL Express Library which operates out of a leased space.

On October 12, 2018 and October 19, 2018, GSD advertised a Request for Qualifications containing selection criteria that ranked respondents on experience, key personnel experience, key personnel's office location, design implementation, proposed design team consultants, and community engagement. The Statements of Qualifications (SOQ) were due on December 6, 2018 and 12 firms responded. GSD evaluated the respondents and interviewed the five highest ranked firms. Brave / Architecture, Inc. ranked highest in combined scores from the SOQ evaluation and interview and offers the best value for the City based on the advertised criteria.

**PROJECT LOCATION:** 5606 Belrose Dr., Houston, TX 77036

**PROJECT DESCRIPTION:** The scope of services includes architectural services necessary to design, document and administer the construction contract for the new Westbury Neighborhood Library. The project will combine the service areas of the Meyer Neighborhood Library and Frank HPL Express Library. The new facility will be constructed with energy efficient mechanical, electrical and plumbing systems and will meet all current environmental and LEED™ (Leadership in Energy and Environmental Design) standards.

**SCOPE OF CONTRACT AND FEE:** The contract provides for a Basic Services Fee to be paid as a lump sum and certain Additional Services to be paid on a reimbursable basis.

\$ 1,106,466.00	Basic Services Fee
\$ 292,320.00	Additional Services Fee
\$ 28,100.00	Reimbursable Expenses
<b>\$ 1,426,876.00</b>	<b>Total Contract Services</b>
\$ 24,970.00	Civic Art (1.75%)
<b>\$ 1,451,846.00</b>	<b>Total Funding</b>

**M/WBE INFORMATION:** A 26.67% M/WBE goal has been established for this contract. The architect has submitted the following certified firms to achieve the goal:

Firm	Work Description	Amount	% of Contract
Gradient Group, LLC	Civil Engineering Services	\$ 86,560	4.66%
Asakura Robinson Company LLC	Landscape Architectural Services	\$ 61,200	4.29%
Infrastructure Associates, Inc.	MEP Engineering Services	\$103,750	7.27%
Matrix Structural Engineers, Inc.	Structural Engineering Services	\$ 64,800	4.54%
GreenNexus Consulting, LLC	LEED Commissioning & Consulting Services	\$ 49,800	3.49%
4b Technology Group, LLC	Security and IT Services	\$ 34,441	2.42%
<b>Total</b>		<b>\$380,541</b>	<b>26.67%</b>

**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 architect elects to play; providing health benefits to eligible employees in compliance with City policy.

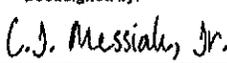
**CIP FISCAL NOTE:** The five-year projected operating and maintenance costs for this project are noted below:

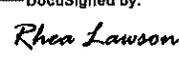
**Capital Project Information:** See attached Form A for a breakdown of capital costs.

**Estimated Fiscal Operating Impact**

Project	FY 20	FY 21	FY 22	FY 23	FY 24	Total
New Westbury Neighborhood Library	N/A	N/A	N/A	\$50,000	\$50,000	\$100,000
WBS No: E-000262-0001-3						

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:  
 10/16/2019  
 C.J. Messiah, Jr.  
 General Services Department

DocuSigned by:  
  
 Rhea Lawson, Ph.D.  
 Houston Public Library Department

**Amount of Funding:**

\$ 1,451,845.00 Public Library Consolidated Construction Fund (4607)

**Contact Information:**

Jacquelyn L. Nisby  
 Council Liaison  
 Phone: 832.393.8023

DS  


**ATTACHMENTS:**

**Description**

- 25DSGN118 - Maps
- 25DSGN118 - Tax Delinquent
- 25DSGN118 - Form 1295
- 25DSGN118 - CIP Form A
- 25DSGN118 - Form A Fair Campaign
- 25DSGN118 - Form B Fair Campaign

**Type**

- Backup Material

Controller's Office

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

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

- ( ) Funds have been encumbered out of funds previously appropriated for such purpose.
- ( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- ( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- ( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.
- ( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.
- () A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby this reference.
- ( ) Other – Grant Funds Available.

*[Handwritten Signature]*  
 \_\_\_\_\_  
 Jennifer [unclear]

Date 11-15, 2019

City Controller of the City of Houston, Texas

PRO 42-9092

SCC <sup>520100</sup> FUND REF: 4507-3400-520100 AMOUNT: \$1,451,845.00 ENCUMB. NO.: FR 3-4017  
 FMBB 3-26814 CA 46-15750

City of Houston, Texas Ordinance No. 2019-911

*[Handwritten Mark]*  
 AN ORDINANCE APPROPRIATING THE SUM OF \$1,451,845.00 OUT OF THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND; APPROVING AND AUTHORIZING A PROFESSIONAL ARCHITECTURAL SERVICES CONTRACT BETWEEN THE CITY OF HOUSTON AND BRAVE / ARCHITECTURE, INC. TO PERFORM DESIGN AND CONSTRUCTION PHASE SERVICES FOR THE NEW WESTBURY NEIGHBORHOOD LIBRARY FOR THE HOUSTON PUBLIC LIBRARY; PROVIDING FUNDING FOR CIVIC ART RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

Section 1. The City Council hereby appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: the sum of **\$1,106,455.00** for basic service fees related to the project described in the title, and the sum of **\$24,970.00** is appropriated for Civic Art relating to construction of facilities financed by the fund described in such title.

Section 2. The City Council hereby approves and authorizes the contract, agreement, or other undertaking described in the title of this Ordinance, in substantially the form as shown in the document which is attached hereto and incorporated herein by this reference. The Mayor is hereby authorized to execute such document and all related documents on behalf of the City of Houston. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

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

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

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

**PASSED AND ADOPTED** this 20th day of November, 2019

**APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Mayor of the City of Houston, Texas.

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is NOV 26 2019.

Atty. General  
\_\_\_\_\_  
City Secretary **Assistant**

CAPTION PUBLISHED IN DAILY COURT  
REVIEW  
DATE: **NOV 26 2019**

(Prepared by Legal Dept. Michelle Sumner)  
(MG/sjl 10/11/2019) Assistant City Attorney  
(Requested by C.J. Messiah, Jr., Director, General Services Department)  
(L.D. File No. 0331900125001)

**CERTIFICATE OF CITY CONTROLLER**

I, Chris B. Brown, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of **\$1,451,845.00** required for the project referenced in the title of this ordinance, do hereby certify as follows:

- (1) The sum of **\$1,451,845.00** will be funded from public improvement bond proceeds and/or public improvement commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 94-405 authorizing the creation of the **Public Library Consolidated Construction Fund**. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.
  
- (2) To the extent that the **\$1,451,845.00** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the General Obligation Commercial Paper Ordinance, Ordinance No. 93-1149.

  
\_\_\_\_\_  
City Controller *Jennad Bell*

AYE	NO	
✓		<b>MAYOR TURNER</b>
••••	••••	<b>COUNCIL MEMBERS</b>
✓		STARDIG
✓		DAVIS
✓		COHEN
✓		BOYKINS
✓		MARTIN
✓		LE
✓		TRAVIS
✓		CISNEROS
✓		GALLEGOS
✓		LASTER
✓		MARTHA CASTEX-TATUM
✓		KNOX
✓		ROBINSON
✓		KUBOSH
	<b>ABSENT</b>	EDWARDS
✓		CHRISTIE
CAPTION	ADOPTED	



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 7/20/2021

District K

Item Creation Date: 6/29/2021

25DSGN126 – De-appropriate/Appropriate Funds – Brave / Architecture, Inc. – New  
Westbury Neighborhood Library

Agenda Item#: 4.

### **Background:**

**RECOMMENDATION:** Approve an Ordinance (i) de-appropriating the sum of \$87,500.00 from construction contingency (previously appropriated by Ordinance No. 2020-537) to the Construction Manager at Risk Contract with SpawGlass Construction Corp.; and (ii) appropriating an equivalent amount to the professional architectural services contract with Brave / Architecture, Inc. for the project.

**SPECIFIC EXPLANATION:** On June 17, 2020, by Ordinance No. 2020-537, City Council appropriated construction funds to the Construction Manager at Risk Contract with SpawGlass Construction Corp. for the new Westbury Neighborhood Library, including a 6% construction contingency of \$702,500.00. The standard construction contingency for new construction is 5%. Due to revised flood control requirements, additional architectural services are necessary to perform additional services including site, topographic, and utility surveys. The contingency will also cover the increase in design scope for audio/visual, a digital recording studio, and acoustics design.

Therefore, the General Services Department recommends that City Council de-appropriate \$87,500.00 from the construction contingency, reducing the overall construction contingency to 5% and appropriate an equivalent amount to the professional architectural services contract with Brave Architecture, Inc. to perform the additional scope of work.

**PROJECT LOCATION:** 5505 Belrose Drive, Houston TX, 77035

**PREVIOUS HISTORY AND PROJECT SCOPE:** On November 20, 2019, by Ordinance No. 2019-911, City Council approved a professional architectural services contract with Brave / Architecture, Inc. to perform design and construction phase services for a new Westbury Neighborhood Library for the Houston Public Library (HPL).

**M/WBE INFORMATION:** The contract was awarded with a 26.7% M/WBE goal. To date, Brave / Architecture, Inc. has achieved 11% participation. It is anticipated that Brave / Architecture, Inc. will achieve the 26.7% M/WBE goal by the completion of the project.

**CIP FISCAL NOTE:** The five-year projected operating and maintenance costs for this project are noted below:

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

### **Estimated Fiscal Operating Impact**

Project	FY 20	FY 21	FY 22	FY 23	FY 24	Total
New Westbury Neighborhood Library	N/A	N/A	N/A	\$50,000	\$50,000	\$100,000

WBS No: E-000262-0001-3

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:

*C.J. Messiah, Jr.* 7/2/2021 | 11:42:39 AM CDT

C. J. Messiah, Jr.  
General Services Department

DocuSigned by:

*Rhea Lawson* 8/4/2021

Rhea Brown Lawson, Ph.D.  
Houston Public Library Department

DS  
*M*

**Prior Council Action:**

Ordinance No. 2019-911; Dated November 20, 2019

**Amount of Funding:**

**De-appropriate/Appropriate:**

**\$87,500.00** – Public Library Consolidated Construction Fund (4507)

**Contact Information:**

Enid M. Howard  
Council Liaison  
Phone: 832.393.8023

DS  
*EH*

Controller's Office

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

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

- ( ) Funds have been encumbered out of funds previously appropriated for such purpose.
- ( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- ( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- ( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.
- ( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.
- () A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.
- ( ) Other - Grant Funds Available

*[Handwritten Signature]*  
Jimmi Bell

Date: 8-24, 2021

City Controller of the City of Houston, Texas

*[Handwritten Mark]* SC FUND REF: 45073400 520106 AMOUNT: \$ 87,500.00 ENCUMB. NO.: FR 3-5534  
FMBB 3-20836

City of Houston, Texas Ordinance No. 2021-749

AN ORDINANCE DE-APPROPRIATING THE SUM OF \$87,500.00 OUT OF THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND FOR THE CONSTRUCTION MANAGER AT RISK CONTRACT WITH SPAWGLASS CONSTRUCTION CORP. (PREVIOUSLY APPROVED BY ORDINANCE NO. 2020-537); AND APPROPRIATING \$87,500.00 TO THE PROFESSIONAL ARCHITECTURAL SERVICES CONTRACT WITH BRAVE/ARCHITECTURE, INC. FOR THE WESTBURY NEIGHBORHOOD LIBRARY (PREVIOUSLY APPROVED BY ORDINANCE NO. 2019-911); CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

Section 1. The City Council hereby de-appropriates the sum of money set out in the title of this Ordinance, out of the fund set out in such title.

Section 2. The City Council appropriates the sum of money set out in the title of this Ordinance out of the fund set out in such title for the purpose set out in such title.

Section 3. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 25<sup>th</sup> day of August, 2021.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is AUG 31 2021.

*[Signature]*  
City Secretary

(Prepared by Legal Dept. *[Signature]*)  
(CRC:yjs 08-04-2021) Sr. Assistant City Attorney

(Requested by C.J. Messiah, Jr., General Services Department, and Rhea Brown Lawson, Houston Public Library)  
(L.D File No. 0412100056001)

AYE	NO	
✓		<b>MAYOR TURNER</b>
....	....	<b>COUNCIL MEMBERS</b>
✓		PECK
✓		JACKSON
✓		KAMIN
✓		EVANS-SHABAZZ
✓		MARTIN
✓		THOMAS
	ABSENT DUE TO BEING ILL	TRAVIS
✓		CISNEROS
✓		GALLEGOS
✓		POLLARD
✓		MARTHA CASTEX-TATUM
✓		KNOX
✓		ROBINSON
✓		KUBOSH
✓		PLUMMER
✓		ALCORN
CAPTION	ADOPTED	

**CERTIFICATE OF CITY CONTROLLER**

I, Chris Brown, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of **\$87,500.00** required for the project referenced in the title of this ordinance, do hereby certify as follows:

- (1) The sum of **\$87,500.00** will be funded from public improvement bond proceeds and/or public improvement commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 94-405 authorizing the creation of the **Public Library Consolidated Construction Fund**. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.
  
- (2) To the extent that the **\$87,500.00** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the General Obligation Commercial Paper Ordinance, Ordinance No. 93-1149.

  
\_\_\_\_\_  
City Controller *Chris Brown*



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 2/2/2022

District K

Item Creation Date: 12/15/2021

25CONS497 – Appropriate Additional Funds to Construction Manager at Risk Contract

SpawGlass Construction Corp. Westbury Library (New)

Agenda Item#: 23.

### **Background:**

**RECOMMENDATION:** Appropriate additional funds for construction.

**SPECIFIC EXPLANATION:** On January 29, 2020, by Ordinance No. 2020-0082, City Council awarded a Construction Manager at Risk (CMAR) Contract to SpawGlass Construction Corp., to provide pre-construction and construction phase services for the new Westbury Neighborhood Library, and appropriated \$40,000.00 for pre-construction phase services.

On June 17, 2020, by Ordinance No. 2020-0537, City Council appropriated an additional \$14,507,750.00 to the Construction Manager at Risk (CMAR) Contract with SpawGlass Construction Corp., to provide construction phase services for the new Westbury Neighborhood Library.

The COVID-19 pandemic has caused construction cost escalations in roofing, structural steel, and furniture due to labor shortage, manufacturing production, and delays in raw material transportation. The project is currently in design and needs additional funding to cover these cost escalations. The General Services Department recommends that City Council appropriate an additional sum of \$1,092,074.00 to the CMAR contract with SpawGlass Construction Corp. for pre-construction and construction phase services.

**PROJECT LOCATION:** 5505 Belrose Drive, Houston, TX 77035

**PROJECT DESCRIPTION:** The new Westbury Library will combine the service areas of the Meyer Neighborhood Library and the Frank HPL Express Library. The replacement facility will be an approximately 20,000 SF library which will include a TECHLink concept, meeting and conference spaces, adult quiet space, teen's area, children's area, public computers, and adequate staff space. Site improvements will include landscaping, parking, storm water detention, fencing and exterior lighting.

The project will incorporate the LEED™ (Leadership in Energy and Environmental Design) Green Building Rating System for New Construction (LEED-NC).

The design consultant is BRAVE / Architecture, Inc.

**FUNDING SUMMARY:** It is recommended that City Council appropriate additional funds for pre-construction and construction phase services.

\$	25,000.00	Pre-Construction Cost
\$	996,692.50	Construction Cost (Estimated)
\$	<u>52,457.50</u>	5% Contingency (Estimated)
\$	<b>1,074,150.00</b>	<b>Total Estimated Construction Services</b>
\$	<u>17,924.00</u>	Civic Art (1.75%)
\$	<b>1,092,074.00</b>	<b>Total Funding</b>

**CONSTRUCTION GOALS:** An 18% MBE goal and 10% WBE goal have been established for the construction phase of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

**FISCAL NOTE:** Funding for this item will be included in the FY2023 Budget.

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

**Estimated Fiscal Operating Impact**

Project	FY22	FY23	FY24	FY25	FY26	FY20-FY24 Total
Westbury Neighborhood Library (New)	0	\$50,000	\$50,000	\$50,000	\$50,000	\$200,000
<b>WBS No:</b> E-000262-0001-4						

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:  
*C.J. Messiah, Jr.* 1/13/2022

C. J. Messiah, Jr.  
 General Services Department

DocuSigned by:  
*Rhea Lawson* 1/19/2022

Rhea Brown Lawson, Ph.D.  
 Houston Public Library

DS  
 SC

**Prior Council Action:**

Ordinance No. 2020-0082; January 29, 2020  
 Ordinance No. 2020-0537; June 17, 2020

**Amount and Source of Funding:**

**\$1,092,074.00** – Public Library Consolidated Construction Fund (4507)

**Previous Funding:**

\$14,547,750.00 – Public Library Consolidated Construction Fund (4507)

**Contact Information:**

Enid M. Howard  
 Council Liaison  
 Phone: 832.393.8023

DS  
 EH

**ATTACHMENTS:**

Description	Type
<u>25CONS497 - Maps</u>	Backup Material
<u>25CONS497 - Previous RCAs &amp; Ordinances</u>	Backup Material
<u>25CONS497 - Tax Delinquent</u>	Backup Material
<u>Form A</u>	Financial Information

Controller's Office

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

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

- ( ) Funds have been encumbered out of funds previously appropriated for such purpose.
- ( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- ( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- ( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.
- ( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.
- () A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.
- ( ) Other - Grant Funds Available

*[Handwritten Signature]*  
Lemuel Holt

City Controller of the City of Houston, Texas

Date: 2-1, 2022

4507-3400-520126-520140  
520755

FR 3-5669  
3-0386

FUND REF: \_\_\_\_\_ AMOUNT: 1,092,074.00 ENCUMB. NO.:

*[Handwritten]* 0A 46-15884  
FM93 2-31640

City of Houston, Texas Ordinance No. 2022-78

AN ORDINANCE APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$1,092,074.00 FROM THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND TO THE CONSTRUCTION MANAGER AT RISK CONTRACT BETWEEN THE CITY OF HOUSTON AND SPAWGLASS CONSTRUCTION, CORP. FOR PRE-CONSTRUCTION AND CONSTRUCTION PHASE SERVICES FOR THE NEW WESTBURY LIBRARY (APPROVED BY ORDINANCE NO. 2020-0082); PROVIDING FUNDING FOR CIVIC ART, AND CONTINGENCY, FINANCED BY THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

Section 1. The City Council hereby appropriates the sums of money set out in the title of this Ordinance out of the respective funds set out in such title, as follows: **\$1,021,692.50** is appropriated for pre-construction and construction phase services; **\$52,457.50** is appropriated for contingency; and **\$17,924.00** is appropriated for civic art.

Section 2. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 2nd day of February, 2022.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is FEB 08 2022.

Asst. J. H. Smith  
City Secretary

(Prepared by Legal Dept. Carmen M. [Signature])  
(CRC:yjs 01-21-2022) Sr. Assistant City Attorney  
(Requested by C.J. Messiah, Jr., Director, General Services)  
(L.D. File No. 0332200006001)

Meeting 2/02/2022

Aye	No	
✓		<b>Mayor Turner</b>
....	....	<b>Council Members</b>
✓		Peck
✓		Jackson
✓		Kamin
✓		Evans-Shabazz
✓		Martin
✓		Thomas
✓		Huffman
✓		Cisneros
✓		Gallegos
✓		Pollard
Absent		Castex-Tatum
✓		Knox
✓		Robinson
✓		Kubosh
Plummer absent on personal business		Plummer
✓		Alcorn
<b>Caption</b>	<b>Adopted</b>	

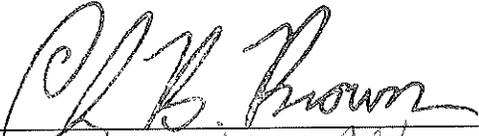
Captions Published in DAILY COURT REVIEW

Date: 2/8/2022

**CERTIFICATE OF CITY CONTROLLER**

I, Chris Brown, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of **\$1,092,074.00** required for the project referenced in the title of this ordinance, do hereby certify as follows:

- (1) The sum of **\$1,092,074.00** will be funded from public improvement bond proceeds and/or public improvement commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 94-405 authorizing the creation of the **Public Library Consolidated Construction Fund**. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.
  
- (2) To the extent that the **\$1,092,074.00** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the General Obligation Commercial Paper Ordinance, Ordinance No. 93-1149.

  
City Controller *General Public*



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

District K

Item Creation Date: 9/29/2022

25CONS526 – De-appropriate/Appropriate Funds —  
SpawGlass Construction – Westbury Neighborhood Library  
(New)

Agenda Item#: 25.

### **Summary:**

ORDINANCE de-appropriating \$135,056.00 out of Public Library Consolidated Construction Fund previously appropriated to Construction Manager At Risk Contract with **SPAWGLASS CONSTRUCTION CORP** (Approved by Ordinance No. 2022-0537 and 2022-0078) and appropriating \$135,056.00 out of Public Library Consolidated Construction Fund to the Task Order and Job Order Contracting Program for Construction Inspection Services for the Westbury Neighborhood Library Project - **DISTRICT K - CASTEX-TATUM**

### **Background:**

**RECOMMENDATION:** Approve an Ordinance (i) de-appropriating the sum of \$135,056.00 out of the Construction Manager at Risk Contract with SpawGlass Construction Corp. (previously appropriated by Ordinance Nos. 2022-0537 and 2022-0078); and (ii) appropriating the equivalent amount of \$135,056.00 to the TOC/JOC Program for Construction Inspection Services, for the project.

**SPECIFIC EXPLANATION:** On January 29, 2020, by Ordinance No. 2020-0082, City Council awarded a Construction Manager at Risk (CMAR) Contract to SpawGlass Construction Corp., to provide pre-construction and construction phase services for the new Westbury Neighborhood Library, and appropriated \$40,000.00 for pre-construction phase services.

On June 17, 2020, by Ordinance No. 2020-0537, City Council appropriated an additional \$14,507,750.00 which included \$120,000.00 for construction inspection services to the Construction Manager at Risk (CMAR) Contract with SpawGlass Construction Corp., to provide construction phase services for the new Westbury Neighborhood Library.

On February 2, 2022, by Ordinance No. 2022-0078, due to COVID-19 pandemic, City Council appropriated \$1,092,074.00, including a 5% construction contingency of \$52,457.50, to the Construction Manager at Risk Contract with SpawGlass Construction Corp., for the new Westbury Neighborhood Library for construction cost escalations.

Therefore, the General Services Department recommends that City Council de-appropriate \$135,056.00 out of the Construction Manager at Risk Contract with SpawGlass Construction Corp.

and appropriate an equivalent amount to the TOC/JOC Program for Construction Inspection Services, for the project.

**PROJECT LOCATION:** 5505 Belrose Drive, Houston, TX 77035

**PROJECT DESCRIPTION:** The new Westbury Library will combine the service areas of the Meyer Neighborhood Library and the Frank HPL Express Library. The replacement facility will be an approximately 20,000 SF library which will include a TECHLink concept, meeting and conference spaces, adult quiet space, teen's area, children's area, public computers, and adequate staff space. Site improvements will include landscaping, parking, storm water detention, fencing and exterior lighting.

**CONSTRUCTION GOALS:** An 18% MBE goal and 10% WBE goal have been established for the construction phase of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

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

**WBS No:** E-000262-0001-4

-  
**DIRECTOR'S SIGNATURE/DATE:**

---

C. J. Messiah, Jr.  
General Services Department

---

Rhea Brown Lawson, Ph.D.  
Houston Public Library Department

**Prior Council Action:**

Ordinance No. 2020-0082; Dated January 29, 2020

Ordinance No. 2020-0537; Dated June 17, 2020

Ordinance No. 2022-0078; Dated February 2, 2022

**Amount and Source of Funding:**

**De-appropriate/Appropriate:**

**\$135,056.00** – Public Library Consolidated Construction Fund (4507)

**Previous Funding:**

**\$15,639,824.00** – Public Library Consolidated Construction Fund (4507)

**Contact Information:**

Enid M. Howard

Council Liaison

**Phone:** 832.393.8023

**ATTACHMENTS:**

**Description**

Signed Coversheet

25CONS526 - Maps

25CONS526 - Previous RCAs & Ordinances

**Type**

Signed Cover sheet

Backup Material

Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/19/2022

District K

Item Creation Date: 9/29/2022

25CONS526 – De-appropriate/Appropriate Funds — SpawGlass Construction – Westbury  
Neighborhood Library (New)

Agenda Item#: 10.

### **Background:**

**RECOMMENDATION:** Approve an Ordinance (i) de-appropriating the sum of \$135,056.00 out of the Construction Manager at Risk Contract with SpawGlass Construction Corp. (previously appropriated by Ordinance Nos. 2022-0537 and 2022-0078); and (ii) appropriating the equivalent amount of \$135,056.00 to the TOC/JOC Program for Construction Inspection Services, for the project.

**SPECIFIC EXPLANATION:** On January 29, 2020, by Ordinance No. 2020-0082, City Council awarded a Construction Manager at Risk (CMAR) Contract to SpawGlass Construction Corp., to provide pre-construction and construction phase services for the new Westbury Neighborhood Library, and appropriated \$40,000.00 for pre-construction phase services.

On June 17, 2020, by Ordinance No. 2020-0537, City Council appropriated an additional \$14,507,750.00 which included \$120,000.00 for construction inspection services to the Construction Manager at Risk (CMAR) Contract with SpawGlass Construction Corp., to provide construction phase services for the new Westbury Neighborhood Library.

On February 2, 2022, by Ordinance No. 2022-0078, due to COVID-19 pandemic, City Council appropriated \$1,092,074.00, including a 5% construction contingency of \$52,457.50, to the Construction Manager at Risk Contract with SpawGlass Construction Corp., for the new Westbury Neighborhood Library for construction cost escalations.

Therefore, the General Services Department recommends that City Council de-appropriate \$135,056.00 out of the Construction Manager at Risk Contract with SpawGlass Construction Corp. and appropriate an equivalent amount to the TOC/JOC Program for Construction Inspection Services, for the project.

**PROJECT LOCATION:** 5505 Belrose Drive, Houston, TX 77035

**PROJECT DESCRIPTION:** The new Westbury Library will combine the service areas of the Meyer Neighborhood Library and the Frank HPL Express Library. The replacement facility will be an approximately 20,000 SF library which will include a TECHLink concept, meeting and conference spaces, adult quiet space, teen's area, children's area, public computers, and adequate staff space. Site improvements will include landscaping, parking, storm water detention, fencing and exterior lighting.

**CONSTRUCTION GOALS:** An 18% MBE goal and 10% WBE goal have been established for the construction phase of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

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

**WBS No:** E-000262-0001-4

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:  
C. J. Messiah, Jr. 10/5/2022  
C. J. Messiah, Jr.  
General Services Department

\_\_\_\_\_  
Rhea Brown Lawson, Ph.D.  
Houston Public Library Department

**Prior Council Action:**

Ordinance No. 2020-0082; Dated January 29, 2020  
Ordinance No. 2020-0537; Dated June 17, 2020  
Ordinance No. 2022-0078; Dated February 2, 2022

**Amount and Source of Funding:**

**De-appropriate/Appropriate:**  
**\$135,056.00** – Public Library Consolidated Construction Fund (4507)

**Previous Funding:**  
**\$15,639,824.00** – Public Library Consolidated Construction Fund (4507)

**Contact Information:**

Enid M. Howard  
Council Liaison  
Phone: 832.393.8023

DS  
EH

**ATTACHMENTS:**

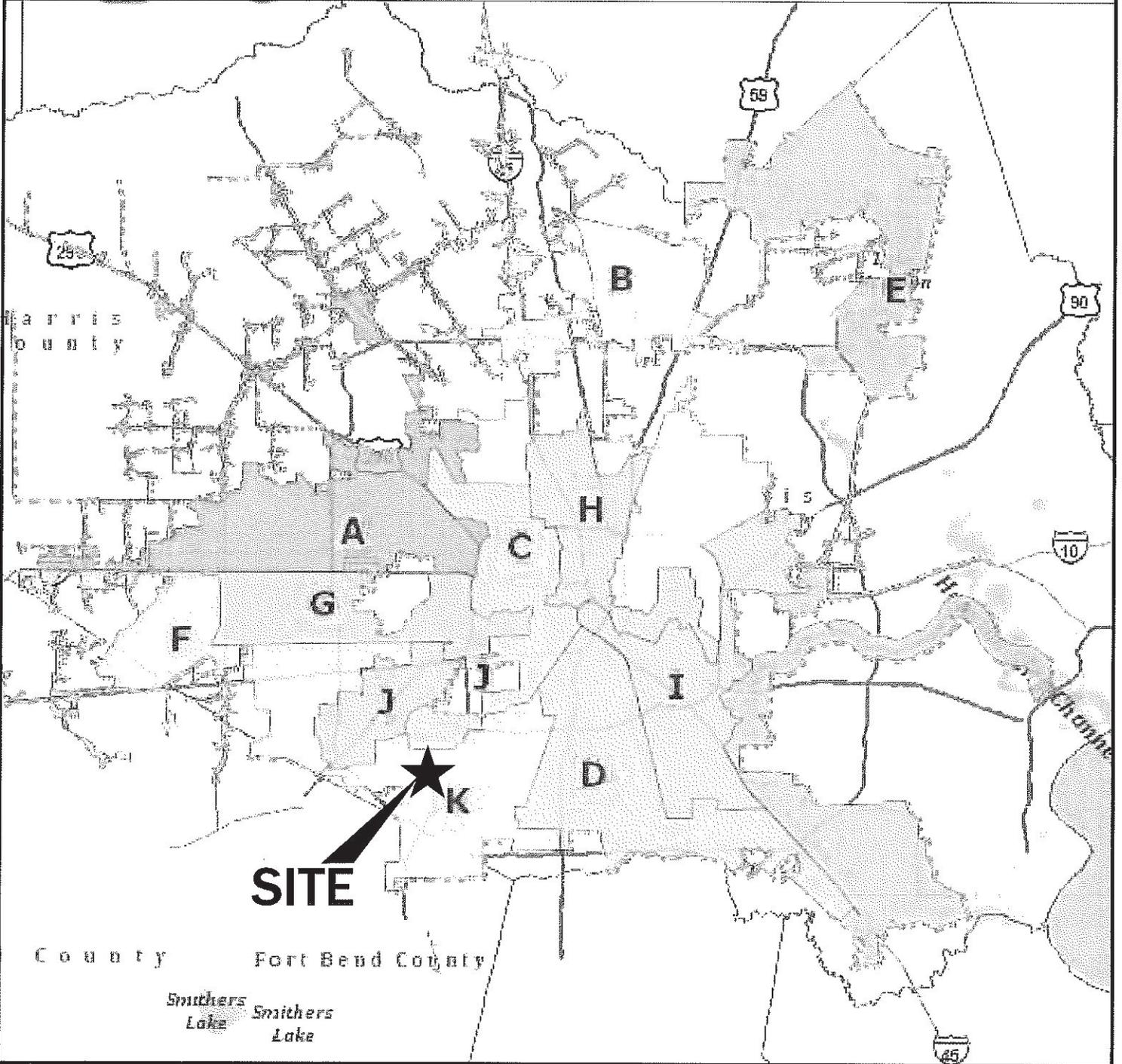
**Description**

[25CONS526 - Maps](#)  
[25CONS526 - Previous RCAs & Ordinances](#)

**Type**

Backup Material  
Backup Material

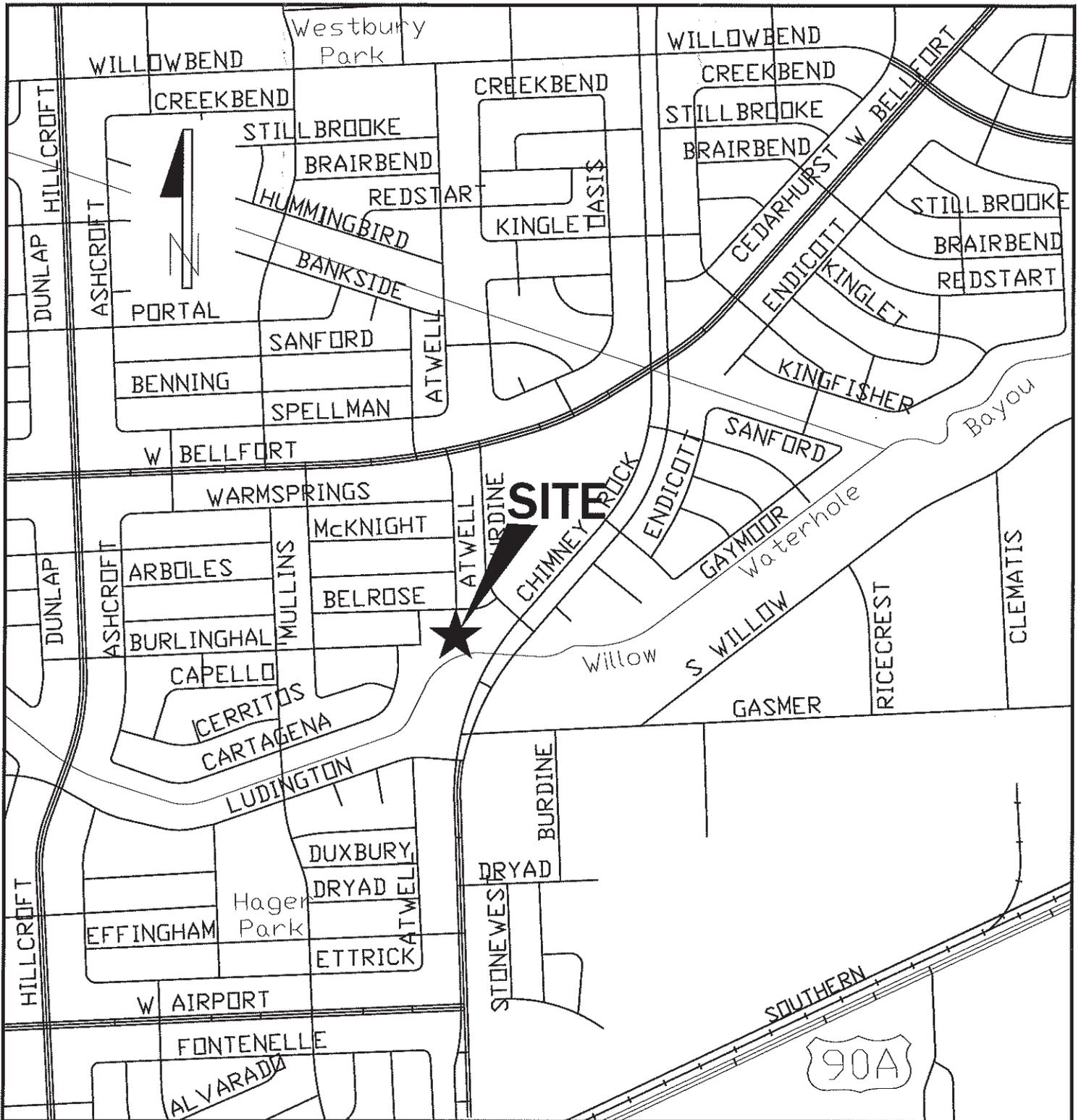
CITY OF HOUSTON  
HARRIS COUNTY, TEXAS



**NEW WESTBURY NEIGHBORHOOD LIBRARY**  
**5505 BELROSE DR. HOUSTON, TX 77035**

**COUNCIL DISTRICT "K"**

**KEY MAP NO. 571B**



**NEW WESTBURY NEIGHBORHOOD LIBRARY  
5505 BELROSE DR. HOUSTON, TX 77035**



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 1/28/2020

District K

Item Creation Date: 1/7/2020

25CONS412 – Award Construction Manager at Risk Contract – SpawGlass Construction Corp. New Westbury Library

Agenda Item#: 5.

**Background:**

**RECOMMENDATION:** Award construction manager at risk contract and appropriate funds for the project.

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a Construction Manager at Risk (CMAR) Contract to SpawGlass Construction Corp., to provide pre-construction and construction phase services for a new Westbury Neighborhood Library project, for the Houston Public Library (HPL). HPL desires to build this new library to replace the Meyer Neighborhood Library which remains closed due to damages sustained during Hurricane Harvey, and the Frank HPL Express Library which operates out of a leased space. The requested appropriation will fund pre-construction phase services. City Council will be requested to appropriate funds for construction phase services under a separate Council action.

On June 28 and July 5, 2019, GSD advertised a Request for Proposals containing selection criteria that ranked proposers on experience, key personnel, firm's safety ratings, and construction phase fee for the project services. The proposals were due on August 8, 2019, and eight firms responded. GSD evaluated the proposals and interviewed the five highest ranking firms. SpawGlass Construction Corp. ranked highest and offers the best value for the City based on the advertised criteria.

**PROJECT LOCATION:** 5505 Belrose Drive, Houston, TX 77035

**PROJECT DESCRIPTION:** The project will combine the service areas of the Meyer Neighborhood Library and the Frank HPL Express Library. The replacement facility will be a 20,000 SF library which will include a TECHLink concept, meeting and conference spaces, adult quiet space, teen's area, children's area, public computers, and adequate staff space. Site improvements will include landscaping, parking, storm water detention, fencing and exterior lighting. The new facility will be constructed with energy efficient mechanical, electrical and plumbing systems and will meet all current environmental and LEED™ (Leadership in Energy and Environmental Design) standards.

**FUNDING SUMMARY:**

\$	30,000.00	Pre-Construction Phase Services
\$	10,000.00	Additional Services
\$	40,000.00	<b>Total Pre-Construction Phase Services</b>

**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.

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

**CIP FISCAL NOTE:** The five-year projected operating and maintenance costs for this project are noted below.

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

**Estimated Fiscal Operating Impact**

Project	FY20	FY21	FY22	FY23	FY24	FY20-FY24 Total
New Westbury Neighborhood Library	\$0	\$0	\$0	\$50,000	\$50,000	\$100,000
<b>WBS No: E-000262-0001-4</b>						

**DIRECTOR'S SIGNATURE/DATE:**

*C.J. Messiah, Jr.* 1/9/2020  
C. J. Messiah, Jr.  
General Services Department

Rhea Brown Lawson, Ph.D.  
Houston Public Library

**Amount of Funding:**  
\$ 40,000.00 – Public Library Consolidated Construction Fund (4507)

**Contact information** <sup>DS</sup>  
*JLN*  
Jacquelyn L. Nisby  
Council Liaison  
Phone: 832.393.8023

**ATTACHMENTS:**

Description	Type
<u>25CONS412 - Maps</u>	Backup Material
<u>25CONS412 - Delinquent Tax Report</u>	Backup Material
<u>25CONS412 - 1295</u>	Backup Material
<u>25CONS412 - CIP Form A</u>	Backup Material
<u>25CONS412 - Form A</u>	Backup Material

Controller's Office

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

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

- ( ) Funds have been encumbered out of funds previously appropriated for such purpose.
- ( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- ( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- ( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.
- ( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.
- A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.
- ( ) Other - Grant Funds Available

*Cliff Brown*  
General Folio

Date: 1-28, 2020 City Controller of the City of Houston, Texas

*mg*  
SCC <sup>520126</sup> FUND REF: 4507-340-A AMOUNT: \$ 40,000.00 ENCUMB. NO.: PO42.9198  
OA46.15884

City of Houston, Texas Ordinance No. 2020-82

*Ⓟ* AN ORDINANCE APPROPRIATING \$40,000.00 OUT OF THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND APPROVING AND AUTHORIZING A CONSTRUCTION MANAGER AT RISK CONTRACT BETWEEN THE CITY OF HOUSTON AND SPAWGLASS CONSTRUCTION, CORP. FOR PRE-CONSTRUCTION AND CONSTRUCTION PHASE SERVICES FOR THE NEW WESTBURY LIBRARY; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

Section 1. The City Council hereby appropriates the sums of money set out in the title of this Ordinance, out of the respective funds set out in such title, as follows: **\$30,000.00** is appropriated for pre-construction costs related to the project described in the title; **\$10,000.00** is appropriated for additional services related to the project described in the title.

Section 2. The City Council hereby approves and authorizes the contract, agreement or other undertaking described in the title of this Ordinance, in substantially the form as shown in the document which is attached hereto and incorporated herein by this reference. The Mayor is hereby authorized to execute such document and all related documents on behalf of the City of Houston. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

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

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

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

PASSED AND ADOPTED this 29<sup>th</sup> day of January, 2020.  
APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is FEB 04 2020.

A. J. H. H. H.  
City Secretary **Assistant**

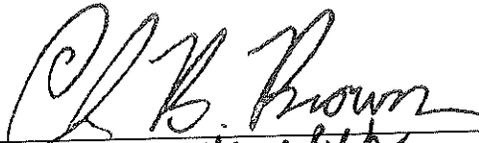
(Prepared by Legal Dept. J. Lawson)  
(JN:yjs 1/14/2020) Sr. Assistant City Attorney  
(Requested by C. J. Messiah, Director, General Services Department & Rhea Brown Lawson, Director, Houston Public Library)  
(L.D. File No. 03320000012001)

CAPTION PUBLISHED IN DAILY COURT  
REVIEW  
DATE: **FEB 04 2020**

**CERTIFICATE OF CITY CONTROLLER**

I, Chris B. Brown, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of **\$40,000.00** required for the appropriation referenced in the title of this ordinance, do hereby certify as follows:

1. The sum of **\$40,000.00** will be funded from public improvement bond proceeds and/or public improvement commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 94-405 authorizing the creation of the Public Library Consolidated Construction Fund. To the extent that this sum will be repaid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.
2. To the extent that the **\$40,000.00** paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the General Obligation Commercial Paper Ordinance, Ordinance No. 93-1149.

  
City Controller *Chris B. Brown*

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



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/16/2020

District K

Item Creation Date: 5/21/2020

25CONS430 – Appropriate Additional Funds to Construction Manager at Risk Contract  
SpawGlass Construction Corp. New Westbury Library

Agenda Item#: 11.

### **Background:**

**RECOMMENDATION:** Appropriate additional funds for construction.

**SPECIFIC EXPLANATION:** On January 29, 2020, Ordinance No. 2020-0082, City Council awarded a Construction Manager at Risk (CMAR) Contract to SpawGlass Construction Corp., to provide pre-construction and construction phase services for the new Westbury Neighborhood Library, and appropriated \$40,000.00 for pre-construction phase services. The General Services Department recommends that City Council appropriate an additional sum of \$14,507,750.00 to the CMAR contract with SpawGlass Construction Corp. for construction phase services.

**PROJECT LOCATION:** 5505 Belrose Drive, Houston, TX 77035

**PROJECT DESCRIPTION:** The new Westbury Library will combine the service areas of the Meyer Neighborhood Library and the Frank HPL Express Library. The replacement facility will be an approximately 20,000 SF library which will include a TECHLink concept, meeting and conference spaces, adult quiet space, teen's area, children's area, public computers, and adequate staff space. Site improvements will include landscaping, parking, storm water detention, fencing and exterior lighting.

The project will incorporate the LEED™ (Leadership in Energy and Environmental Design) Green Building Rating System for New Construction (LEED-NC).

The design consultant is BRAVE / Architecture, Inc.

**FUNDING SUMMARY:** It is recommended that City Council appropriate funds for construction phase services, including additional appropriations of \$90,000.00 for engineering testing services under an existing contract with QC Laboratories, Inc.; \$80,000.00 for environmental abatement/demolition services under an existing contract with AAR, Inc.; \$120,000.00 for construction inspection services; and \$1,000,000.00 for HPL equipment; e.g., technology, TECHLink, and new books.

The following amounts for construction and contingency are based on the construction manager's estimate of costs. The final cost of construction will be submitted to the director for approval as part of the Guaranteed Maximum Price (GMP) proposal.

\$ 12,300,000.00	Construction Cost (Estimated)
<u>\$ 702,500.00</u>	6% Contingency (Estimated)
<b>\$ 13,002,500.00</b>	<b>Total Estimated Construction Services</b>
\$ 90,000.00	Engineering Testing
\$ 80,000.00	Environmental Abatement/Demolition Services
\$ 120,000.00	Construction Inspection Services
\$ 1,000,000.00	HPL Equipment
<u>\$ 215,250.00</u>	Civic Art (1.75%)
<b>\$ 14,507,750.00</b>	<b>Total Funding</b>

**CONSTRUCTION GOALS:** An 18% MBE goal and 10% WBE goal have been established for the construction phase of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

**CIP FISCAL NOTE:** The five-year projected operating and maintenance costs for this project are noted below.

-

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

**Estimated Fiscal Operating Impact**

Project	FY20	FY21	FY22	FY23	FY24	FY20-FY24 Total
New Westbury Neighborhood Library	\$0	\$0	\$0	\$50,000	\$50,000	\$100,000
<b>WBS No:</b> E-000262-0001-4						

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:

*C.J. Messiah, Jr.* 5/27/2020

1E174AD77D5841F...

C. J. Messiah, Jr.  
General Services Department

DocuSigned by:

*Dr. Rhea Brown Lawson*

363DA421E89945D...

Houston Public Library

DS  
SL

**Prior Council Action:**

Ordinance No. 2020-0082; January 29, 2020

**Amount of Funding:**

**\$14,507,750.00** – Public Library Consolidated Construction Fund (4507)

**Previous Funding:**

\$ 40,000.00 - Public Library Consolidated Construction Fund (4507)

**Contact Information:**

Jacquelyn L. Nisby  
Council Liaison  
Phone: 832.393.8023

DS  
JLN

**ATTACHMENTS:**

**Description**

- [25CONS430 - Maps](#)
- [25CONS430 - Previous RCA & Ordinance](#)
- [25CONS430 - CIP Form A](#)

**Type**

- Backup Material
- Backup Material
- Backup Material

Controller's Office

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

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

- ( ) Funds have been encumbered out of funds previously appropriated for such purpose.
- ( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- ( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- ( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.
- ( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.
- () A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.
- ( ) Other - Grant Funds Available

*[Handwritten Signature]*  
 Lend Pitt

Date: 6-16, 2020

City Controller of the City of Houston, Texas

*4507-3400-520110-520126-55b10*  
*520140-520155*  
*520141*  
 FUND REF: 520141 AMOUNT: 14,507,500.00 ENCUMB. NO.: PROJ# 42-9481, 82  
*0A 46-15884, 46-14087, 46-14048* 3-5181, 3-0386  
*3-27581*

City of Houston, Texas Ordinance No. 2020-537

AN ORDINANCE APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$14,507,750.00 FROM THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND TO THE CONSTRUCTION MANAGER AT RISK CONTRACT BETWEEN THE CITY OF HOUSTON AND SPAWGLASS CONSTRUCTION, CORP. FOR CONSTRUCTION PHASE SERVICES FOR THE NEW WESTBURY LIBRARY (APPROVED BY ORDINANCE NO. 2020-0082); PROVIDING FUNDING FOR CONSTRUCTION, ENGINEERING TESTING, ENVIRONMENTAL ABATEMENT, AND INSPECTION SERVICES, EQUIPMENT, CIVIC ART, AND CONTINGENCY, FINANCED BY THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

Section 1. The City Council hereby appropriates the sums of money set out in the title of this Ordinance out of the respective funds set out in such title, as follows: \$12,300,000.00 is appropriated for construction phase services; \$702,500.00 is appropriated for contingency; \$90,000.00 is appropriated to Outline Agreement No. 4600014043 for engineering testing; \$80,000.00 is appropriated to Outline Agreement No. 4600014867 for environmental abatement/demolition services; \$120,000.00 is appropriated for construction inspection services; \$1,000,000.00 is appropriated for Houston Public Library equipment; and \$215,250.00 is appropriated for civic art.

Section 2. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 17th day of June, 2020.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is JUN 23 2020.

Est. J. Haniel  
City Secretary

**FUNDING SOURCE:**

\$14,507,750.00 – Public Library Consolidated Construction Fund (4507)  
\$14,507,750.00 – Total Appropriation

(Prepared by Legal Dept. J. Williams)  
(JN: 6-3-2020) Sr. Assistant City Attorney

(Requested by C.J. Messiah, Jr., Director, General Services Department and Rhea Lawson, Director, Houston Public Library)

(L.D. File No. \_\_\_\_\_)

**CERTIFICATE OF CITY CONTROLLER**

I, Chris Brown, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of **\$14,507,750.00** required for the project referenced in the title of this ordinance, do hereby certify as follows:

- (1) The sum of **\$14,507,750.00** will be funded from public improvement bond proceeds and/or public improvement commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 94-405 authorizing the creation of the **Public Library Consolidated Construction Fund**. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.
- (2) To the extent that the **\$14,507,750.00** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the General Obligation Commercial Paper Ordinance, Ordinance No. 93-1149.

  
City Controller *Jenny Pelt*

Fund 4507

AYE	NO	
✓		<b>MAYOR TURNER</b>
....	....	<b>COUNCIL MEMBERS</b>
✓		PECK
✓		DAVIS
	ABSENT-ON PERSONAL BUSINESS	KAMIN
✓		EVANS-SHABAZZ
✓		MARTIN
✓		THOMAS
✓		TRAVIS
✓		CISNEROS
✓		GALLEGOS
✓		POLLARD
✓		MARTHA CASTEX-TATUM
✓		KNOX
✓		ROBINSON
✓		KUBOSH
✓		PLUMMER
✓		ALCORN
CAPTION	ADOPTED	



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 2/2/2022

District K

Item Creation Date: 12/15/2021

25CONS497 – Appropriate Additional Funds to Construction Manager at Risk Contract  
SpawGlass Construction Corp. Westbury Library (New)

Agenda Item#: 23.

**Background:**

**RECOMMENDATION:** Appropriate additional funds for construction.

**SPECIFIC EXPLANATION:** On January 29, 2020, by Ordinance No. 2020-0082, City Council awarded a Construction Manager at Risk (CMAR) Contract to SpawGlass Construction Corp., to provide pre-construction and construction phase services for the new Westbury Neighborhood Library, and appropriated \$40,000.00 for pre-construction phase services.

On June 17, 2020, by Ordinance No. 2020-0537, City Council appropriated an additional \$14,507,750.00 to the Construction Manager at Risk (CMAR) Contract with SpawGlass Construction Corp., to provide construction phase services for the new Westbury Neighborhood Library.

The COVID-19 pandemic has caused construction cost escalations in roofing, structural steel, and furniture due to labor shortage, manufacturing production, and delays in raw material transportation. The project is currently in design and needs additional funding to cover these cost escalations. The General Services Department recommends that City Council appropriate an additional sum of \$1,092,074.00 to the CMAR contract with SpawGlass Construction Corp. for pre-construction and construction phase services.

**PROJECT LOCATION:** 5505 Belrose Drive, Houston, TX 77035

**PROJECT DESCRIPTION:** The new Westbury Library will combine the service areas of the Meyer Neighborhood Library and the Frank HPL Express Library. The replacement facility will be an approximately 20,000 SF library which will include a TECHLink concept, meeting and conference spaces, adult quiet space, teen’s area, children’s area, public computers, and adequate staff space. Site improvements will include landscaping, parking, storm water detention, fencing and exterior lighting.

The project will incorporate the LEED™ (Leadership in Energy and Environmental Design) Green Building Rating System for New Construction (LEED-NC).

The design consultant is BRAVE / Architecture, Inc.

**FUNDING SUMMARY:** It is recommended that City Council appropriate additional funds for pre-construction and construction phase services.

\$	25,000.00	Pre-Construction Cost
\$	996,692.50	Construction Cost (Estimated)
\$	<u>52,457.50</u>	5% Contingency (Estimated)
<b>\$</b>	<b>1,074,150.00</b>	<b>Total Estimated Construction Services</b>
\$	<u>17,924.00</u>	Civic Art (1.75%)
<b>\$</b>	<b>1,092,074.00</b>	<b>Total Funding</b>

**CONSTRUCTION GOALS:** An 18% MBE goal and 10% WBE goal have been established for the construction phase of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

**FISCAL NOTE:** Funding for this item will be included in the FY2023 Budget.

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

**Estimated Fiscal Operating Impact**

Project	FY22	FY23	FY24	FY25	FY26	FY20-FY24 Total
Westbury Neighborhood Library (New)	0	\$50,000	\$50,000	\$50,000	\$50,000	\$200,000
<b>WBS No:</b> E-000262-0001-4						

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:  
*C.J. Messiah, Jr.* 1/13/2022

C. J. Messiah, Jr.  
 General Services Department

DocuSigned by:  
*Rhea Lawson* 1/19/2022

Rhea Brown Lawson, Ph.D.  
 Houston Public Library

DS  
 SC

**Prior Council Action:**

Ordinance No. 2020-0082; January 29, 2020  
 Ordinance No. 2020-0537; June 17, 2020

**Amount and Source of Funding:**

**\$1,092,074.00** – Public Library Consolidated Construction Fund (4507)

**Previous Funding:**

\$14,547,750.00 – Public Library Consolidated Construction Fund (4507)

**Contact Information:** DS  
*EH*

Enid M. Howard  
 Council Liaison  
 Phone: 832.393.8023

**ATTACHMENTS:**

Description	Type
<u>25CONS497 - Maps</u>	Backup Material
<u>25CONS497 - Previous RCAs &amp; Ordinances</u>	Backup Material
<u>25CONS497 - Tax Delinquent</u>	Backup Material
<u>Form A</u>	Financial Information

Controller's Office

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

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

- ( ) Funds have been encumbered out of funds previously appropriated for such purpose.
- ( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- ( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- ( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.
- ( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.
- () A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.
- ( ) Other - Grant Funds Available

*[Handwritten Signature]*  
Lemuel Holt

City Controller of the City of Houston, Texas

Date: 2-1, 2022

4507-3400-520126-520140  
520755

FR 3-5669  
3-0386

FUND REF: \_\_\_\_\_ AMOUNT: 1,092,074.00 ENCUMB. NO.:

*me*  
7c OA 46-15884  
FM93 2-31640

City of Houston, Texas Ordinance No. 2022-78

AN ORDINANCE APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$1,092,074.00 FROM THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND TO THE CONSTRUCTION MANAGER AT RISK CONTRACT BETWEEN THE CITY OF HOUSTON AND SPAWGLASS CONSTRUCTION, CORP. FOR PRE-CONSTRUCTION AND CONSTRUCTION PHASE SERVICES FOR THE NEW WESTBURY LIBRARY (APPROVED BY ORDINANCE NO. 2020-0082); PROVIDING FUNDING FOR CIVIC ART, AND CONTINGENCY, FINANCED BY THE PUBLIC LIBRARY CONSOLIDATED CONSTRUCTION FUND; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

Section 1. The City Council hereby appropriates the sums of money set out in the title of this Ordinance out of the respective funds set out in such title, as follows: **\$1,021,692.50** is appropriated for pre-construction and construction phase services; **\$52,457.50** is appropriated for contingency; and **\$17,924.00** is appropriated for civic art.

Section 2. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 2nd day of February, 2022.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is FEB 08 2022.

Asst. J. H. Smith  
City Secretary

(Prepared by Legal Dept. Carmen M. [Signature])  
(CRC:yjs 01-21-2022) Sr. Assistant City Attorney  
(Requested by C.J. Messiah, Jr., Director, General Services)  
(L.D. File No. 0332200006001)

Meeting 2/02/2022

Aye	No	
✓		<b>Mayor Turner</b>
....	....	<b>Council Members</b>
✓		Peck
✓		Jackson
✓		Kamin
✓		Evans-Shabazz
✓		Martin
✓		Thomas
✓		Huffman
✓		Cisneros
✓		Gallegos
✓		Pollard
Absent		Castex-Tatum
✓		Knox
✓		Robinson
✓		Kubosh
Plummer absent on personal business		Plummer
✓		Alcorn
<b>Caption</b>	<b>Adopted</b>	

Captions Published in DAILY COURT REVIEW

Date: 2/8/2022

**CERTIFICATE OF CITY CONTROLLER**

I, Chris Brown, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of **\$1,092,074.00** required for the project referenced in the title of this ordinance, do hereby certify as follows:

- (1) The sum of **\$1,092,074.00** will be funded from public improvement bond proceeds and/or public improvement commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 94-405 authorizing the creation of the **Public Library Consolidated Construction Fund**. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.
  
- (2) To the extent that the **\$1,092,074.00** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the General Obligation Commercial Paper Ordinance, Ordinance No. 93-1149.

  
City Controller *General Public*

**CERTIFICATE OF CITY CONTROLLER**

I, Chris Brown, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of **\$1,092,074.00** required for the project referenced in the title of this ordinance, do hereby certify as follows:

- (1) The sum of **\$1,092,074.00** will be funded from public improvement bond proceeds and/or public improvement commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 94-405 authorizing the creation of the **Public Library Consolidated Construction Fund**. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.
  
- (2) To the extent that the **\$1,092,074.00** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the General Obligation Commercial Paper Ordinance, Ordinance No. 93-1149.

  
City Controller *General Public*



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

Item Creation Date:

LGL Pean RCA

Agenda Item#: 26.

### **Summary:**

ORDINANCE approving and authorizing the execution of a Compromise, Settlement, Release and Indemnification Agreement between **ALAN PEAN** v. IASIS Healthcare Corporation, SJ Medical Center LLC doing business as St. Joseph Medical Center, Criterion Health Care Security, Inc, City of Houston, Roggie Law, Oscar Ortega, Steven Murdock, and Don Egdorf to settle a lawsuit - \$902,500.00 - Property & Casualty Fund

### **Background:**

#### **Recommendation:**

Approve an ordinance authorizing settlement and release between the City of Houston and Alan Pean in Cause No. 2016-43519; *Alan Pean v. IASIS Healthcare Corporation, SJ Medical Center LLC doing business as St. Joseph Medical Center, Criterion Health Care Security, Inc., City of Houston, Roggie Law, Oscar Ortega, Steven Murdock, and Don Egdorf*; In the 127th Judicial District Court of Harris County, Texas.

#### **Specific Explanation:**

On August 26, 2015, Plaintiff Alan Pean drove from his apartment to the St. Joseph's Hospital located at 1401 St. Joseph Parkway where he crashed into several parked and unoccupied cars and was subsequently admitted to the hospital. The next day when hospital staff observed Mr. Pean acting bizarrely, they called security. Two HPD officers, Officers Oscar Ortega and Roggie Law, working approved extra jobs as security at the hospital, were sent to Mr. Pean's room. After entering Mr. Pean's room, a disputed altercation ensued, and Officer Ortega sustained some injury. Officer Law tasered Mr. Pean, and Officer Ortega shot Mr. Pean once. Mr. Pean survived and was later discharged. Mr. Pean was criminally charged with assaulting the officers, and the grand jury no billed him. Mr. Pean sued the City of Houston alleging municipal liability for unconstitutional policies and practices, Officers Ortega and Law alleging excessive force, and Sergeant Steve Murdock and Officer Don Egdorf alleging malicious prosecution and fabrication of evidence. As a result of the appellate process, including appeals to the Texas Supreme Court, Sergeant Murdock and Officer Egdorf were dismissed from the lawsuit. All other claims remained against the City and Officers Ortega and Law. Mr. Pean is claiming damages including past medical expenses, life-long medical care, diminished ability to perform certain daily activities, attorney fees and costs, and other related damages.

#### **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.

<b>Estimated Spend Authority</b>			
Department	Current FY	Out Years	TOTAL
Legal	\$902,500.00	\$0	\$902,500.00

---

Arturo G. Michel, City Attorney

**Amount and Source of Funding:**

\$902,500.00  
Property and Casualty Fund  
Fund 1004

**Contact Information:**

Bradley Morefield, Sr. Assistant City Attorney, Torts & Civil Rights Section  
Legal Department, Phone Number: 832.393.6320  
Kelly Dempsey, Section Chief, Torts & Civil Rights Section  
Legal Department, Phone Number: 832.393.6450

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
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## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

Item Creation Date:

HPD - Interlocal Agreement with Harris County - Texas Anti-Gang Program Initiative

Agenda Item#: 27.

### **Summary:**

ORDINANCE approving and authorizing Interlocal Agreement between City of Houston, **KATY INDEPENDENT SCHOOL DISTRICT, MONTGOMERY COUNTY, and HARRIS COUNTY** for the distribution of funds through the Texas Anti-Gang (“TAG”) Grant Program by the Office of the Public Safety through the Office of the Texas Governor (“Grant”); authorizing the Police Chief of the City of Houston Police Department (“Chief”) to act as the City’s representative to apply for, accept, and expend such Grant Funds, and to apply for, accept, and expend all subsequent awards, if any, pertaining to the Program

### **Background:**

The Chief of Police for the Houston Police Department (HPD) requests City Council approval of an Interlocal Agreement with Harris County for the City of Houston to be a subrecipient of funds from the Texas Anti-Gang Grant Program by the Office of the Public Safety through the Office of the Texas Governor. The total amount of grant funding to the Houston Police Department is \$14,952,675.00. HPD also requests City Council authorize the creation of a new Interest-Bearing Grant Fund for the TAG Grant.

The purpose of the Texas Anti-Gang (TAG) Grant program is to support multidisciplinary approaches to combat gang violence. HPD contributes heavily to the TAG initiatives, which enables participating law enforcement agencies to more efficiently and effectively collaborate on intelligence, investigations, and operational activities related to combating gangs and other criminal organizations operating in or affecting the region. Grant funds will be used to fund a Strategic Decision Support System (SDSS), Vehicles, Equipment, Software and Computers. All equipment that HPD purchases with this grant will be leveraged to optimize the TAGs multiagency initiative to identify, deter, disrupt and dismantle criminal organizations.

As background, the Houston Police Department, Katy Independent School District and the Harris County and Montgomery County Sheriff's Offices received a grant allocation through the Office of the Governor under the Texas Anti-Gang initiative (House Bill No. 5). Harris County is the prime recipient of the Texas Anti-Gang Grant and developed an Interlocal Agreement with the recipient parties to delineate the disbursement and management of the TAG grant award. HPD worked with City Legal and the Harris County Attorney's Office to finalize the Interlocal Agreement. Below are the allocations for each recipient of the TAG grant award:

City of Houston \$14,952,675  
Harris County: \$1,237,160  
Montgomery County: \$103,520  
Katy ISD: \$ 94,970

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:**

No Fiscal Note is required on grant items.

---

Troy Finner  
Chief of Police

**Amount and Source of Funding:**

\$14,952,675.00  
Fed/Local/State Pass  
Fund 5030

**Contact Information:**

Rhonda Smith, CFO and Deputy Director (713) 308-1708  
Sonja O'Dat, Executive Staff Analyst (713) 308-1728

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
Signed RCA	Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/19/2022

Item Creation Date:

HPD - Interlocal Agreement with Harris County - Texas Anti-Gang Program Initiative

Agenda Item#: 30.

**Background:**

The Chief of Police for the Houston Police Department (HPD) requests City Council approval of an Interlocal Agreement with Harris County for the City of Houston to be a subrecipient of funds from the Texas Anti-Gang Grant Program by the Office of the Public Safety through the Office of the Texas Governor. The total amount of grant funding to the Houston Police Department is \$14,952,675.00. HPD also requests City Council authorize the creation of a new Interest-Bearing Grant Fund for the TAG Grant.

The purpose of the Texas Anti-Gang (TAG) Grant program is to support multidisciplinary approaches to combat gang violence. HPD contributes heavily to the TAG initiatives, which enables participating law enforcement agencies to more efficiently and effectively collaborate on intelligence, investigations, and operational activities related to combating gangs and other criminal organizations operating in or affecting the region. Grant funds will be used to fund a Strategic Decision Support System (SDSS), Vehicles, Equipment, Software and Computers. All equipment that HPD purchases with this grant will be leveraged to optimize the TAGs multiagency initiative to identify, deter, disrupt and dismantle criminal organizations.

As background, the Houston Police Department, Katy Independent School District and the Harris County and Montgomery County Sheriff's Offices received a grant allocation through the Office of the Governor under the Texas Anti-Gang initiative (House Bill No. 5). Harris County is the prime recipient of the Texas Anti-Gang Grant and developed an Interlocal Agreement with the recipient parties to delineate the disbursement and management of the TAG grant award. HPD worked with City Legal and the Harris County Attorney's Office to finalize the Interlocal Agreement. Below are the allocations for each recipient of the TAG grant award:

- City of Houston \$14,952,675
- Harris County: \$1,237,160
- Montgomery County: \$103,520
- Katy ISD: \$ 94,970

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:**

No Fiscal Note is required on grant items.

DocuSigned by:  
  
 Troy Finner  
 Chief of Police

**Amount and Source of Funding:**

\$14,952,675.00  
 Fed/Local/State Pass  
 Fund 5030

**Contact Information:**

Rhonda Smith, CFO and Deputy Director (713) 308-1708  
 Sonja O'Dat, Executive Staff Analyst (713) 308-1728



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

District B

Item Creation Date: 9/12/2022

HPW 20TAE12 / GREENS ROAD PAVING AND  
DRAINAGE IMPROVEMENTS PROJECT (from John F.  
Kennedy Boulevard to US 59)

Agenda Item#: 28.

### **Summary:**

ORDINANCE approving the acquisition by the City of Houston, Texas of a 200 square foot street right-of-way easement, situated in the F Hamilton Survey, Abstract No. 1078, Harris County, Texas, from **LANDMARK INDUSTRIES ENERGY, LLC**, for a purchase price of \$228,224.00 and other good and valuable consideration; approving and authorizing a Purchase and Sale Agreement between **LANDMARK INDUSTRIES ENERGY, LLC** ("Seller") and the City of Houston, Texas ("Purchaser") to purchase said right-of-way easement - **DISTRICT B - JACKSON**

### **Background:**

**SUBJECT:** PROPERTY: Recommendation that an ordinance be passed approving the Purchase and Sale Agreement between Landmark Industries Energy, LLC and the City of Houston, and authorizing payment of the purchase price for the acquisition of Parcel AY21-194 located at 15931 John F. Kennedy Boulevard for the GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59).

**RECOMMENDATION:** (Summary) An ordinance be passed approving the Purchase and Sale Agreement between Landmark Industries Energy, LLC and the City of Houston, and authorizing payment of the purchase price for the acquisition of Parcel AY21-194.

### **SPECIFIC EXPLANATION:**

The GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59) provides for the right-of-way acquisition, design, and construction of a divided concrete roadway with storm drainage, curbs, sidewalks, driveways, street lighting, traffic control, and necessary underground utilities. The project will replace and widen a street that has been deteriorated beyond economical repair and normal maintenance. It will improve traffic circulation, mobility, and drainage in the service area. These improvements will upgrade existing roadway to Major Thoroughfare and Freeway Plan standards.

The city will acquire 200 square feet in street right-of-way easement on Parcel AY21-194. The City's offer was based on an appraisal by Jason M. Mushinski, MAI. The valuation was reviewed and recommended for approval by a senior staff appraiser of Houston Public Works. The parties now wish to enter into a Purchase and Sale Agreement, the terms of which include the following:

**Parcel AY21-194 (Easement)**

200 (Unencumbered) SF @ \$35.00 PSF X 100%.....	\$	7,000.00
Improvements.....	\$	33,723.00
Cost to cure.....	\$	3,519.00
Damages.....	\$	178,482.00

TOTAL COMPENSATION.....	\$	222,724.00
Title Policy and Services.....	\$	5,500.00

**TOTAL AMOUNT.....\$ 228,224.00**

Parcel AY21-194 contains a .0046 acre (200 square feet) tract of land situated in the F Hamilton Survey, Abstract No. 1078, Harris County, Texas, and being out of and a part of Block 1, Restricted Reserve "A" of ExxonMobil-Store No. 6-2878, a Plat recorded under Film Code Number (F.C. No.) 480082 of the Harris County Map Records (H.C.M.R.) and further being out of and part of the same called 0.9069 (calculated) acres tract described in a Special Warranty Deed filed on December 1, 2011 conveyed from Exxon Mobil Corporation to Landmark Industries Energy, LLC and recorded under Harris County Clerk's File Number (H.C.C.F. No.) 20110502046, Film Code No. (F.C. No.) 028-42-2432 of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to City of Houston approved field notes.

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

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

N-000664-0002-2

**Prior Council Action:**

Ordinance 2021-0312, passed April 28, 2021  
Ordinance 2022-0222, passed March 23, 2022

**Amount and Source of Funding:**

No additional funding required (Funds were appropriated under Ordinance 2022-0222)

**Contact Information:**

Jene Cash  
Acting Assistant Director – Real Estate Services  
Phone: (832) 395-3157

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
Signed Coversheet	Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:  
District B  
Item Creation Date: 9/12/2022

**HPW 20TAE12 / GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS  
PROJECT (from John F. Kennedy Boulevard to US 59)**

Agenda Item#:

**Background:**

**SUBJECT:** PROPERTY: Recommendation that an ordinance be passed approving the Purchase and Sale Agreement between Landmark Industries Energy, LLC and the City of Houston, and authorizing payment of the purchase price for the acquisition of Parcel AY21-194 located at 15931 John F. Kennedy Boulevard for the GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59).

**RECOMMENDATION:** (Summary) An ordinance be passed approving the Purchase and Sale Agreement between Landmark Industries Energy, LLC and the City of Houston, and authorizing payment of the purchase price for the acquisition of Parcel AY21-194.

**SPECIFIC EXPLANATION:**

The GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59) provides for the right-of-way acquisition, design, and construction of a divided concrete roadway with storm drainage, curbs, sidewalks, driveways, street lighting, traffic control, and necessary underground utilities. The project will replace and widen a street that has been deteriorated beyond economical repair and normal maintenance. It will improve traffic circulation, mobility, and drainage in the service area. These improvements will upgrade existing roadway to Major Thoroughfare and Freeway Plan standards.

The city will acquire 200 square feet in street right-of-way easement on Parcel AY21-194. The City's offer was based on an appraisal by Jason M. Mushinski, MAI. The valuation was reviewed and recommended for approval by a senior staff appraiser of Houston Public Works. The parties now wish to enter into a Purchase and Sale Agreement, the terms of which include the following:

**Parcel AY21-194 (Easement)**

200 (Unencumbered) SF @ \$35.00 PSF X 100%.....	\$	7,000.00
Improvements.....	\$	33,723.00
Cost to cure.....	\$	3,519.00
Damages.....	\$	178,482.00
<b>TOTAL COMPENSATION.....</b>	<b>\$</b>	<b>222,724.00</b>
Title Policy and Services.....	\$	5,500.00
<b>TOTAL AMOUNT.....</b>	<b>\$</b>	<b>228,224.00</b>

Parcel AY21-194 contains a .0046 acre (200 square feet) tract of land situated in the F Hamilton Survey, Abstract No. 1078, Harris County, Texas, and being out of and a part of Block 1, Restricted Reserve "A" of ExxonMobil-Store No. 6-2878, a Plat recorded under Film Code Number (F.C. No.) 480082 of the Harris County Map Records (H.C.M.R.) and further being out of and part of the same called 0.9069 (calculated) acres tract described in a Special Warranty Deed filed on December 1, 2011 conveyed from Exxon Mobil Corporation to Landmark Industries Energy, LLC and recorded under Harris County Clerk's File Number (H.C.C.F. No.) 20110502046, Film Code No. (F.C. No.) 028-42-2432 of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to City of Houston approved field notes.

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

DocuSigned by:  
*Carol Ellinger Haddock* 10/3/2022  
A02C410B72B3453  
Carol Ellinger Haddock, P.E., Director  
Houston Public Works

N-000664-0002-2

**Prior Council Action:**

Ordinance 2021-0312, passed April 28, 2021  
Ordinance 2022-0222, passed March 23, 2022

**Amount and Source of Funding:**

No additional funding required (Funds were appropriated under Ordinance 2022-0222)

**Contact Information:**

Jene Cash  
Acting Assistant Director – Real Estate Services  
Phone: (832) 395-3157

**ATTACHMENTS:**

**Description**

Location Map  
Ordinance 2022-0222 w/cover sheet  
Ordinance 2021-0312 w/cover sheet  
Metes and Bounds and Surveys  
Purchase and Sale Agreement

**Type**

Backup Material  
Backup Material  
Backup Material  
Backup Material  
Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ETJ

Item Creation Date: 6/1/2022

HPW - 20WR382 – Petition Creation (364.652) Fort Bend  
County Municipal Utility District No. 134F

Agenda Item#: 29.

### **Summary:**

ORDINANCE consenting to the creation of **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 134F**, containing approximately 364.652 acres of land, within the extraterritorial jurisdiction of the City of Houston, Texas; authorizing the district to issue bonds

### **Background:**

**SUBJECT:** Petition for the City's consent to the creation of two (2) tracts of land totaling 364.652 acres as Fort Bend County Municipal Utility District No. 134F.

**RECOMMENDATION:** Petition for the City's consent to the creation of two (2) tracts of land totaling 364.652 acres as Fort Bend County Municipal Utility District No. 134F be approved.

**SPECIFIC EXPLANATION:** The owners of 364.652 acres of land, located within Fort Bend County and in the extraterritorial jurisdiction of the City of Houston (the "City"), have petitioned the City for consent to create a district. The name of the proposed district shall be Fort Bend County Municipal Utility District No. 134F (the "District"). The proposed District consists of vacant land and is proposed to be developed as single family residential and institutional property. The proposed District is located in the vicinity of Owens Road, South Mason Road, West Airport Boulevard, and Grand Parkway. 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 be provided with wastewater treatment by the Harvest Green Wastewater Treatment Facility. This regional plant also provides wastewater treatment to Fort Bend County Municipal Utility District No 134E and Fort Bend County Municipal Utility District No. 134D. Potable water will be provided by the District.

The nearest major drainage facility for Fort Bend County Municipal Utility District No. 134F is Oyster Creek, which flows into Flat Bank Creek, then into the Brazos River, and finally into the Gulf of Mexico. The proposed tracts are within the 100 year floodplain (59%) and 500 year floodplain (8%). A drainage impact analysis was completed by the District and reviewed by Fort Bend County

Drainage District (FBCDD). FBCDD did not find any objection to the report's findings that stated the project, along with identified mitigation, will cause no adverse impact to the receiving waterways in storm events up to and including the 100-year event.

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

---

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

**Contact Information:**

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

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ETJ

Item Creation Date: 6/1/2022

HPW - 20WR382 – Petition Creation (364.652) Fort Bend County Municipal Utility District No. 134F

Agenda Item#:

**Background:**

**SUBJECT:** Petition for the City’s consent to the creation of two (2) tracts of land totaling 364.652 acres as Fort Bend County Municipal Utility District No. 134F.

**RECOMMENDATION:** Petition for the City’s consent to the creation of two (2) tracts of land totaling 364.652 acres as Fort Bend County Municipal Utility District No. 134F be approved.

**SPECIFIC EXPLANATION:** The owners of 364.652 acres of land, located within Fort Bend County and in the extraterritorial jurisdiction of the City of Houston (the “City”), have petitioned the City for consent to create a district. The name of the proposed district shall be Fort Bend County Municipal Utility District No. 134F (the “District”). The proposed District consists of vacant land and is proposed to be developed as single family residential and institutional property. The proposed District is located in the vicinity of Owens Road, South Mason Road, West Airport Boulevard, and Grand Parkway. 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 be provided with wastewater treatment by the Harvest Green Wastewater Treatment Facility. This regional plant also provides wastewater treatment to Fort Bend County Municipal Utility District No 134E and Fort Bend County Municipal Utility District No. 134D. Potable water will be provided by the District.

The nearest major drainage facility for Fort Bend County Municipal Utility District No. 134F is Oyster Creek, which flows into Flat Bank Creek, then into the Brazos River, and finally into the Gulf of Mexico. The proposed tracts are within the 100 year floodplain (59%) and 500 year floodplain (8%). A drainage impact analysis was completed by the District and reviewed by Fort Bend County Drainage District (FBCDD). FBCDD did not find any objection to the report’s findings that stated the project, along with identified mitigation, will cause no adverse impact to the receiving waterways in storm events up to and including the 100-year event.

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

DocuSigned by:  
  
A93C410B72B3453... 7/21/2022

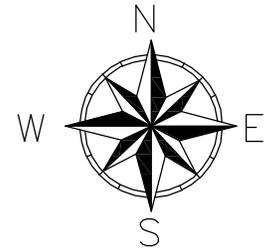
Carol Ellinger Haddock, P. E.  
Director  
Houston Public Works

**Contact Information:**

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

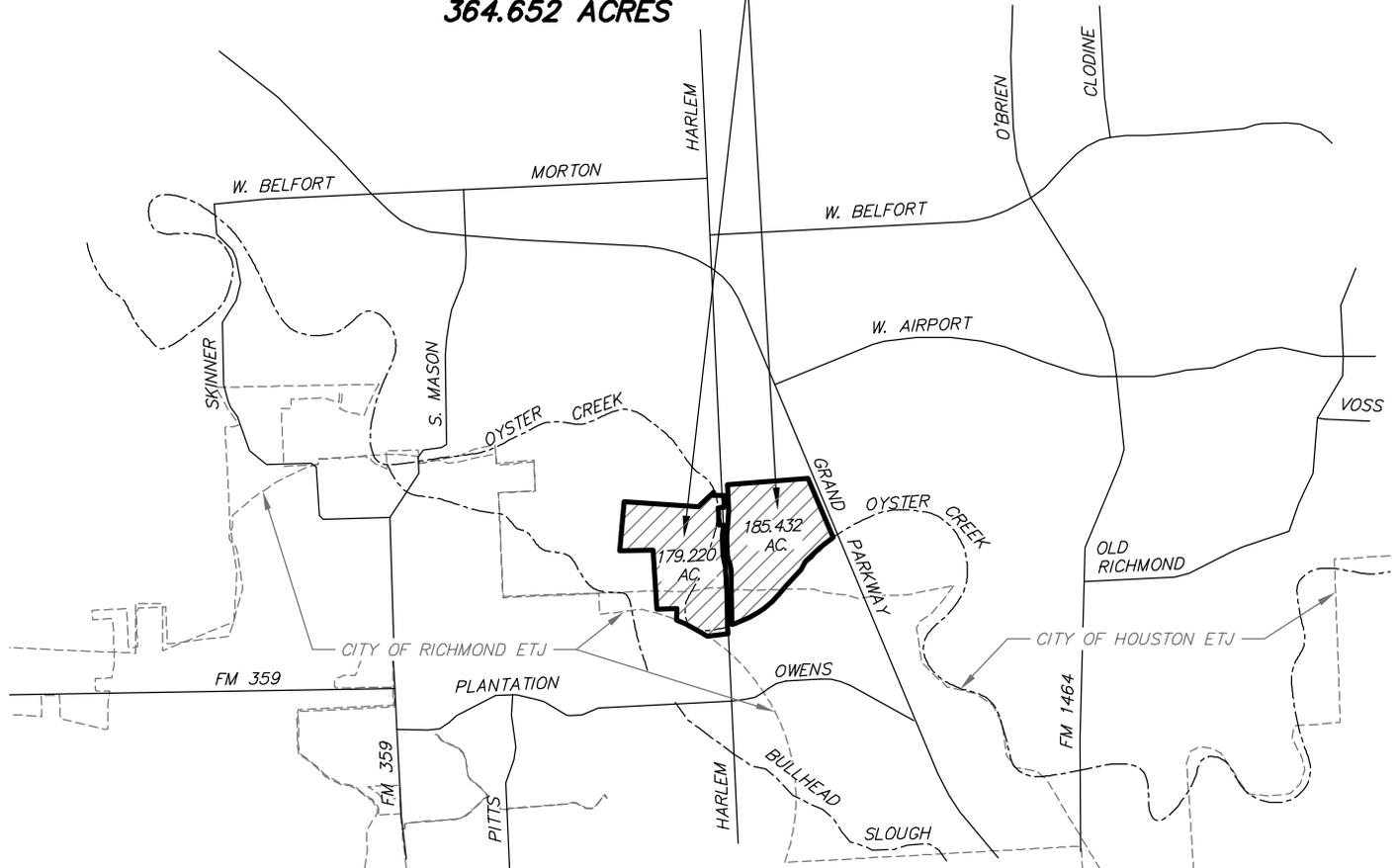
**ATTACHMENTS:**

Description	Type
Maps	Backup Material
Application	Backup Material
Petition	Backup Material
Backup Material	Backup Material
Fact Sheet	Backup Material



Scale: 1" = 1 Mile

**FORT BEND COUNTY  
MUNICIPAL UTILITY  
DISTRICT 134F  
364.652 ACRES**



**NOTES:**

1. This document was prepared under 22 TAC §663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.
2. This exhibit was prepared to graphically depict the general location of the District. Some existing roadways have been omitted due to the scale and to improve the clarity of this exhibit.

**FORT BEND COUNTY  
MUNICIPAL UTILITY DISTRICT  
134F  
VICINITY MAP EXHIBIT**

364.652 ACRES OF LAND LOCATED IN THE WILLIAM MORTON ONE AND ONE-HALF LEAGUE GRANT, ABSTRACT 62, AND THE JANE WILKINS ONE LEAGUE GRANT, ABSTRACT 96 FORT BEND COUNTY, TEXAS

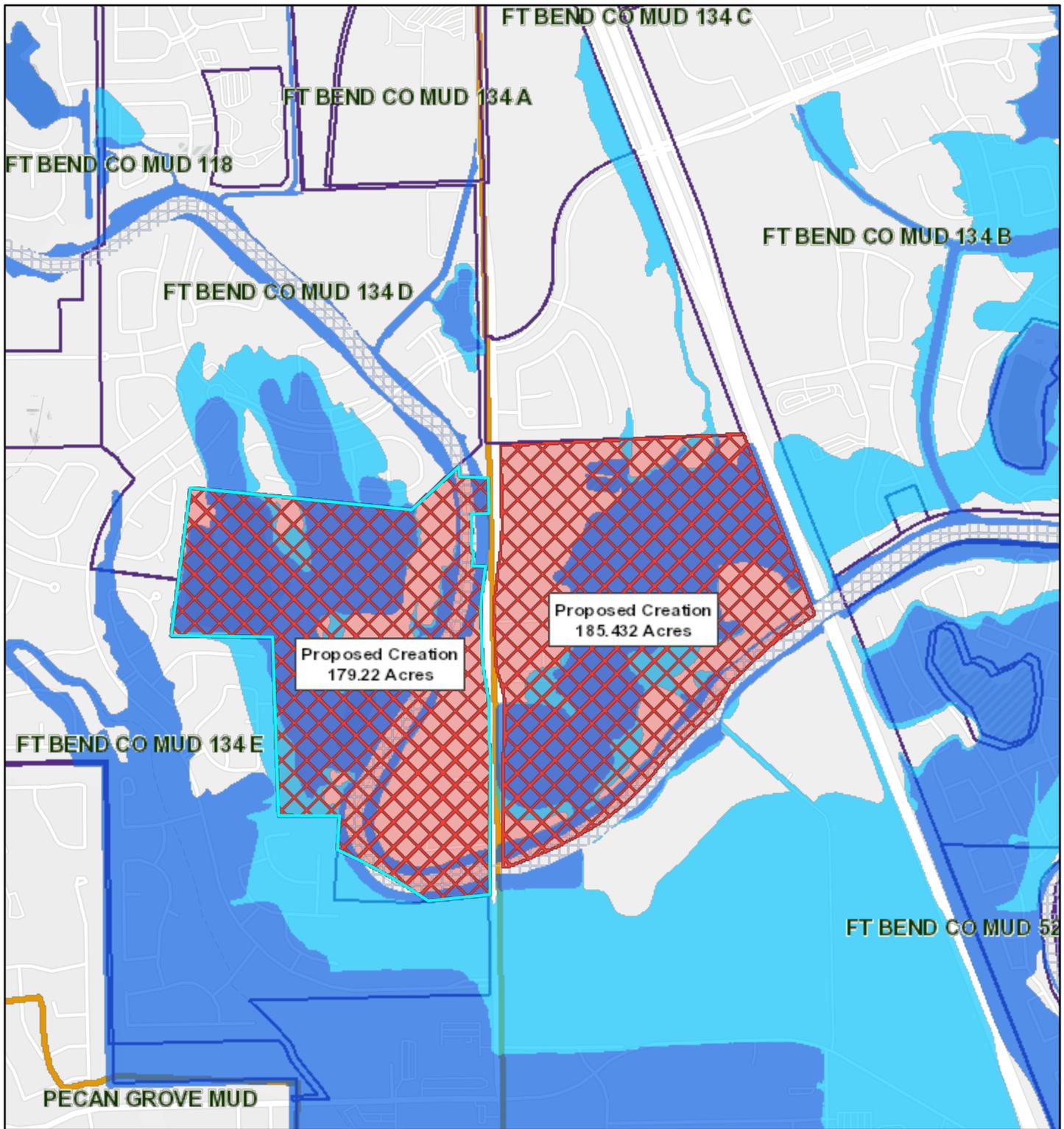


**GBI PARTNERS  
LAND SURVEYING CONSULTANTS**

4724 VISTA ROAD • PASADENA, TX 77505  
PHONE: 281-499-4539 • www.gbisurvey.com  
TBPELS FIRM # 10130300, 10194423

SCALE: 1" = 1 MILE	JOB NO. 211003	DATE: 03/31/2016
CREW CHIEF: N/A	FIELD BOOK: N/A	DWG.: 134F V-MAP_rev1

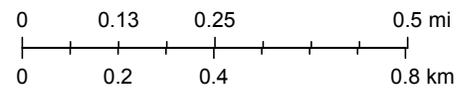
# Fort Bend County Municipal Utility District No. 134F (364.652 acres)



5/31/2022, 2:06:36 PM

1:18,056

- Texas Senate Districts
- Texas House Districts
- 100 Year Floodplain
- 500 Year Floodplain
- Floodway
- City Limits
- Council Districts
- Existing Acreage of District
- Proposed Annexation





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ETJ

Item Creation Date: 7/26/2022

HPW - 20WR390 – Petition Addition (116.77) Fort Bend  
County Municipal Utility District No. 229

Agenda Item#: 30.

### **Summary:**

ORDINANCE consenting to the addition of 116.77 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 229**, for inclusion in its district

### **Background:**

**SUBJECT:** Petition for the City's consent to the addition of two (2) tracts of land totaling 116.77 acres to Fort Bend County Municipal Utility District No. 229.

**RECOMMENDATION:** Petition for the City's consent to the addition of two (2) tracts of land totaling 116.77 acres to Fort Bend County Municipal Utility District No. 229 be approved.

**SPECIFIC EXPLANATION:** Fort Bend County Municipal Utility District No. 229 (the "District") was created through an act of the Texas Legislature in 2019, and currently consists of 437.60 acres within Fort Bend County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add two (2) tracts of vacant land totaling 116.77 acres, proposed to be developed as single family residential property, to the District. The proposed annexation tracts are located in the vicinity of Winner Foster Road, FM 359, Settegast Ranch Road, and Cowboy Way. The addition of land to 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 has a wastewater collection system and treatment facility. The annexation tracts will be provided with wastewater treatment by the Fort Bend County Municipal Utility District No. 229 Wastewater Treatment Facility. Potable water is provided by the District.

The nearest major drainage facility for Fort Bend County Municipal Utility District No. 229 is Upper Oyster Creek, which flows into the Brazos River, and finally into the Gulf of Mexico. Upper Oyster Creek is within the Brazos River Basin watershed. The proposed annexation tracts are not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the District has acknowledged that all plans for the

construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

---

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

**Contact Information:**

Ekaterina Fitos  
Acting Planning Director  
Houston Water  
Phone: (832) 395-2878

**ATTACHMENTS:**

**Description**

Signed coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ETJ

Item Creation Date: 7/26/2022

HPW - 20WR390 – Petition Addition (116.77) Fort Bend County Municipal Utility District No. 229

Agenda Item#:

**Background:**

**SUBJECT:** Petition for the City's consent to the addition of two (2) tracts of land totaling 116.77 acres to Fort Bend County Municipal Utility District No. 229.

**RECOMMENDATION:** Petition for the City's consent to the addition of two (2) tracts of land totaling 116.77 acres to Fort Bend County Municipal Utility District No. 229 be approved.

**SPECIFIC EXPLANATION:** Fort Bend County Municipal Utility District No. 229 (the "District") was created through an act of the Texas Legislature in 2019, and currently consists of 437.60 acres within Fort Bend County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add two (2) tracts of vacant land totaling 116.77 acres, proposed to be developed as single family residential property, to the District. The proposed annexation tracts are located in the vicinity of Winner Foster Road, FM 359, Settegast Ranch Road, and Cowboy Way. The addition of land to 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 has a wastewater collection system and treatment facility. The annexation tracts will be provided with wastewater treatment by the Fort Bend County Municipal Utility District No. 229 Wastewater Treatment Facility. Potable water is provided by the District.

The nearest major drainage facility for Fort Bend County Municipal Utility District No. 229 is Upper Oyster Creek, which flows into the Brazos River, and finally into the Gulf of Mexico. Upper Oyster Creek is within the Brazos River Basin watershed. The proposed annexation tracts are not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

DocuSigned by:  
 9/13/2022  
Carol Ellinger Haddock, P. E.  
Director

Houston Public Works

**Contact Information:**

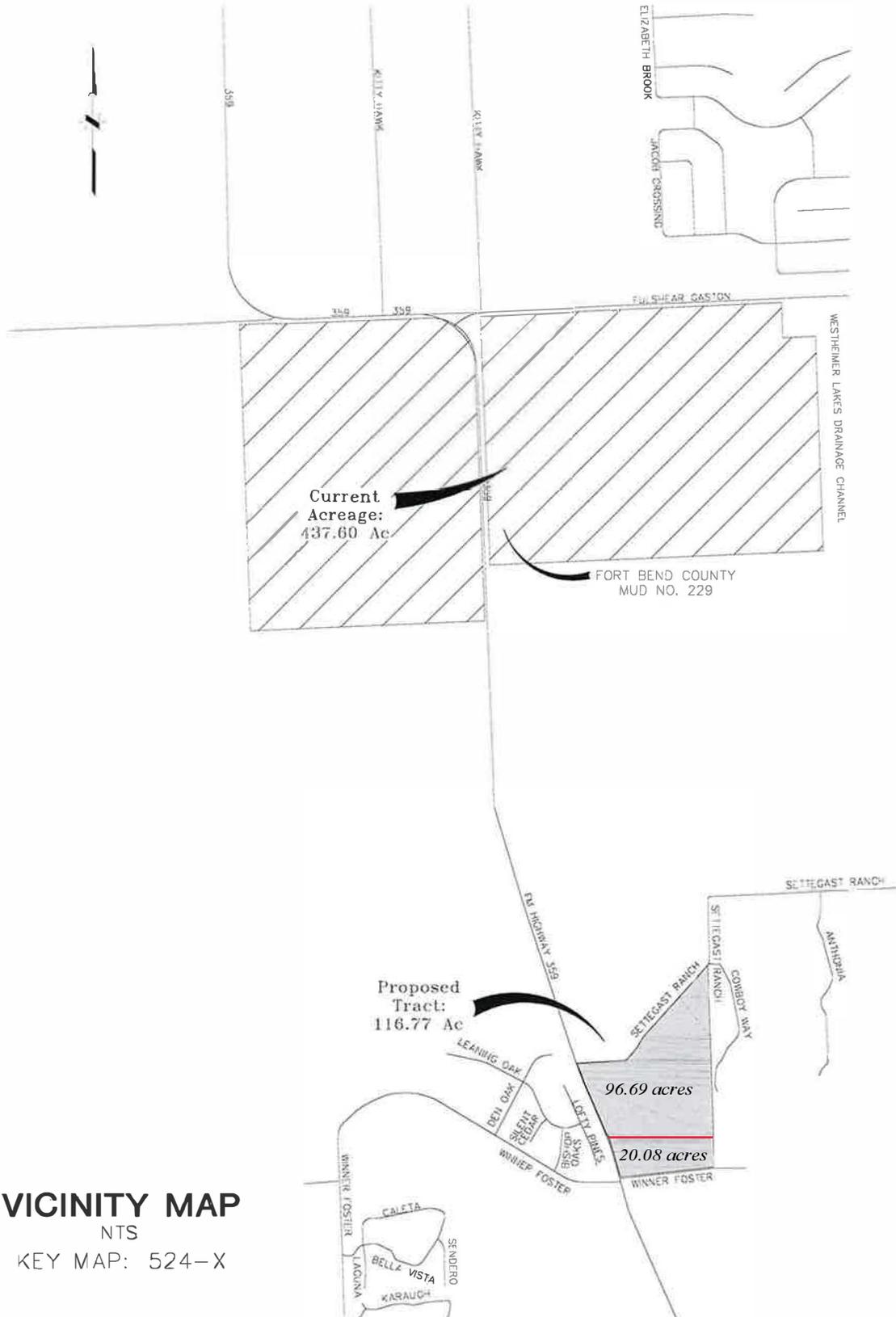
Ekaterina Fitos  
Acting Planning Director  
Houston Water  
Phone: (832) 395-2878

**ATTACHMENTS:**

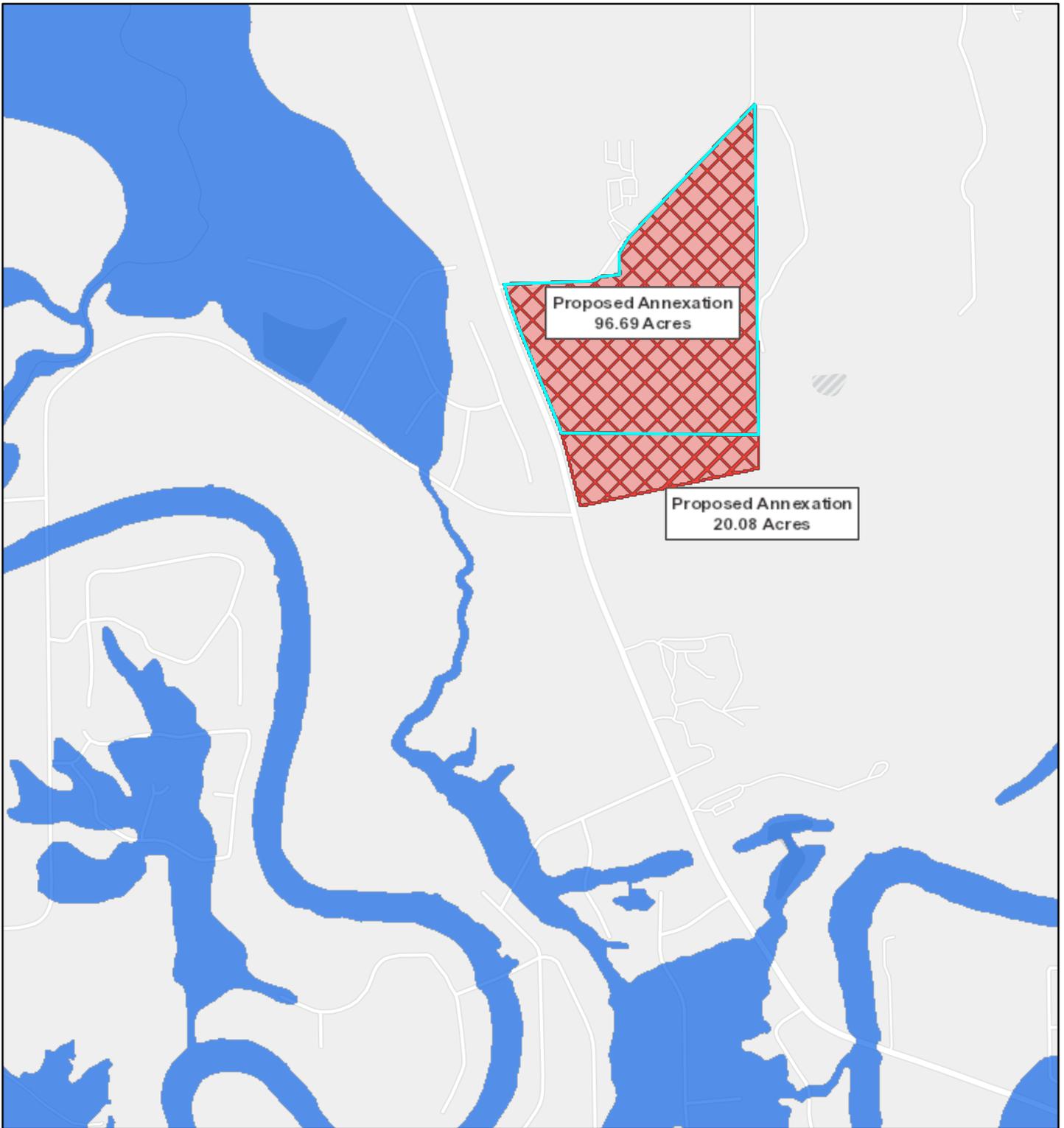
Description	Type
Maps	Backup Material
Application	Backup Material
Petition	Backup Material
Backup Material	Backup Material
Fact Sheet	Backup Material

# FORT BEND COUNTY M.U.D. NO. 229

Existing Acreage: 437.60 Acres; Proposed Tract: 116.77 Acres



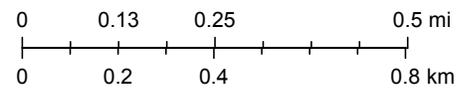
# Fort Bend County Municipal Utility District No. 229 (116.77 acres)



8/8/2022, 12:30:27 PM

1:18,056

-  Texas Senate Districts
-  Texas House Districts
-  100 Year Floodplain
-  500 Year Floodplain
-  Floodway
-  City Limits
-  Council Districts
-  Existing Acreage of District
-  Proposed Annexation





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ETJ

Item Creation Date: 8/9/2022

HPW - 20WR344 – Petition Addition (6.97) West Harris  
County Municipal Utility District No. 21

Agenda Item#: 31.

### **Summary:**

ORDINANCE consenting to the addition of 6.97 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district

### **Background:**

**SUBJECT:** Petition for the City's consent to the addition of 6.97 acres to West Harris County Municipal Utility District No. 21.

**RECOMMENDATION:** Petition for the City's consent to the addition of 6.97 acres to West Harris County Municipal Utility District No. 21 be approved.

**SPECIFIC EXPLANATION:** West Harris County Municipal Utility District No. 21 (the "District") was created through the TCEQ in 1990, and currently consists of 888.53 acres within Harris County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add 6.97 acres of vacant land, proposed to be developed as commercial and parking property, to the District. The proposed annexation tract is located in the vicinity of Taub Road, Fallbrook Pines Drive, Derrington Road, and Fairbanks North Houston Road. The addition of land to 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 has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the West Harris Municipal Utility District No. 21. Potable water is provided by the District.

The nearest major drainage facility for West Harris County Municipal Utility District No. 21 is White Oak Bayou, which flows to Buffalo Bayou, and finally into the Houston Ship Channel. The proposed annexation tract is not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within

the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

---

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

**Contact Information:**

Ekaterina Fitos  
Acting Planning Director  
Houston Water  
Phone: (832) 395-2878

**ATTACHMENTS:**

**Description**

Signed coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ETJ

Item Creation Date: 8/9/2022

HPW - 20WR344 – Petition Addition (6.97) West Harris County Municipal Utility District No. 21

Agenda Item#:

**Background:**

**SUBJECT:** Petition for the City's consent to the addition of 6.97 acres to West Harris County Municipal Utility District No. 21.

**RECOMMENDATION:** Petition for the City's consent to the addition of 6.97 acres to West Harris County Municipal Utility District No. 21 be approved.

**SPECIFIC EXPLANATION:** West Harris County Municipal Utility District No. 21 (the "District") was created through the TCEQ in 1990, and currently consists of 888.53 acres within Harris County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add 6.97 acres of vacant land, proposed to be developed as commercial and parking property, to the District. The proposed annexation tract is located in the vicinity of Taub Road, Fallbrook Pines Drive, Derrington Road, and Fairbanks North Houston Road. The addition of land to 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 has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the West Harris Municipal Utility District No. 21. Potable water is provided by the District.

The nearest major drainage facility for West Harris County Municipal Utility District No. 21 is White Oak Bayou, which flows to Buffalo Bayou, and finally into the Houston Ship Channel. The proposed annexation tract is not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

DocuSigned by:  
 9/21/2022  
Carol Ellinger Haddock, P. E.  
Director  
Houston Public Works

**Contact Information:**

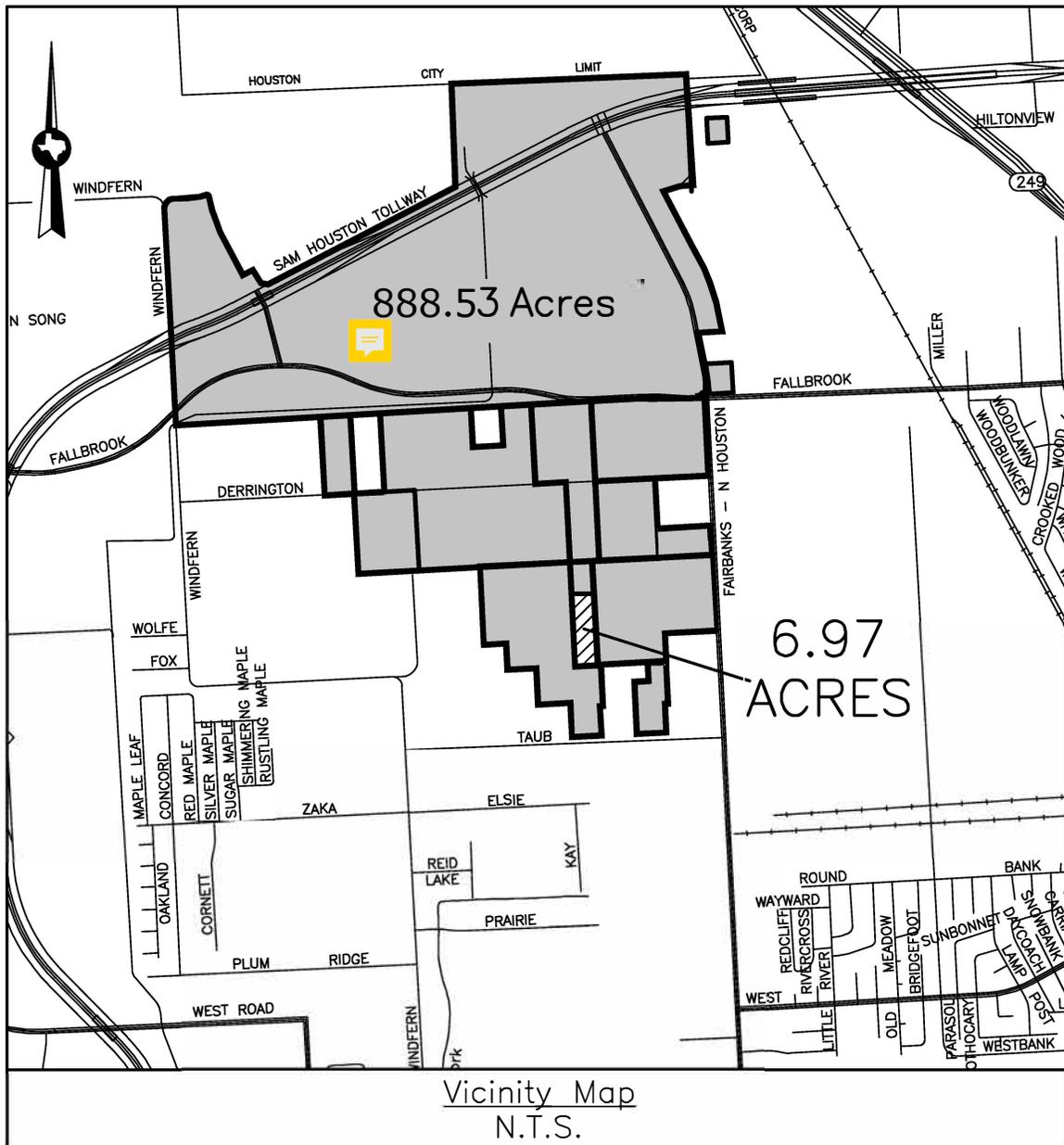
Ekaterina Fitos  
Acting Planning Director  
Houston Water  
Phone: (832) 395-2878

**ATTACHMENTS:**

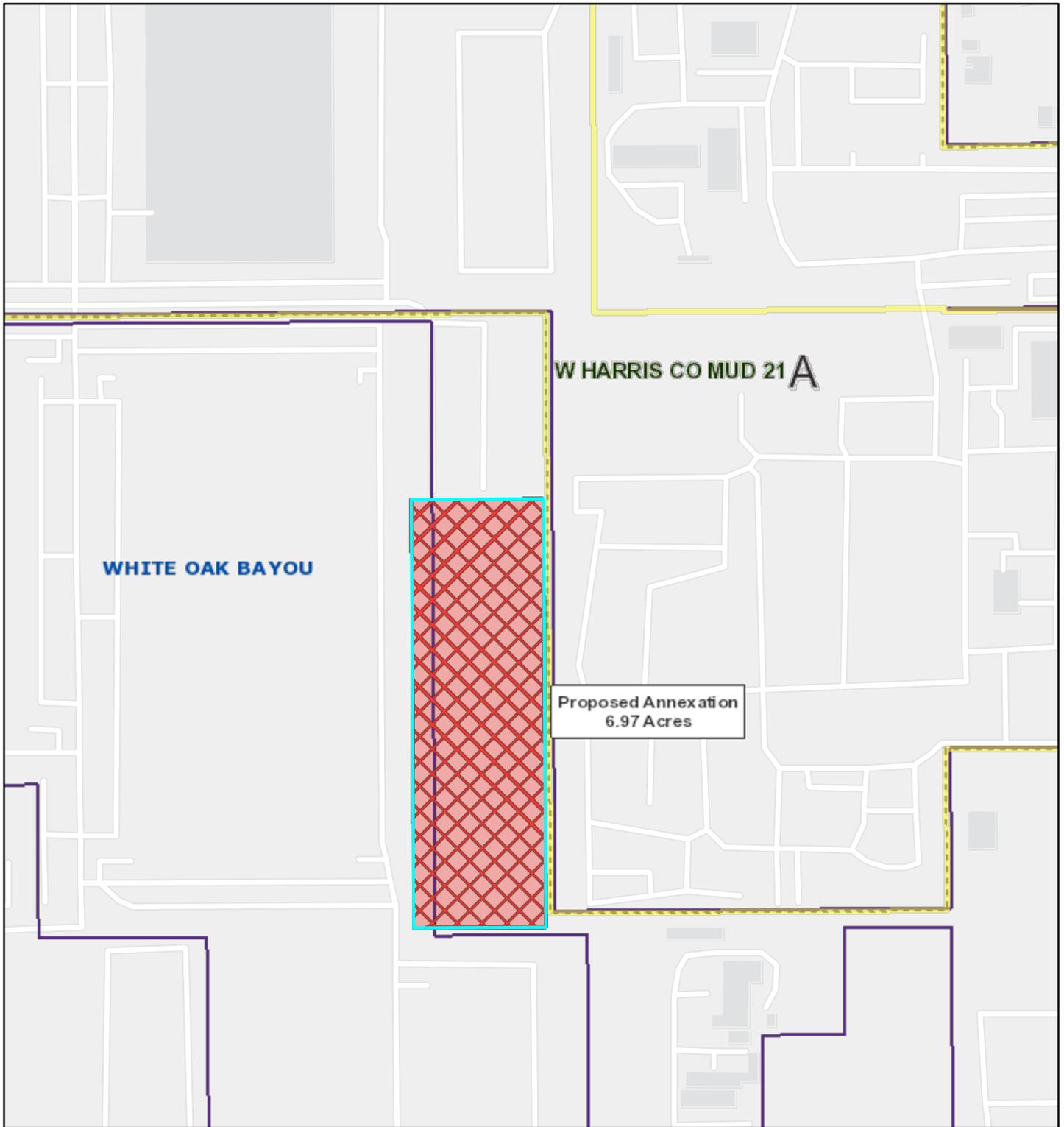
Description	Type
Maps	Backup Material
Application	Backup Material
Petition	Backup Material
Backup Material	Backup Material
Fact Sheet	Backup Material

# WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21

Proposed Addition of 6.97 Acres of Land  
(Key Map Page No. 370 S, T, U, W, X & Y)



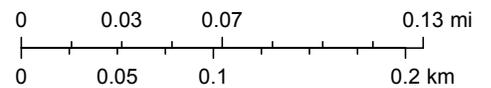
# West Harris County Municipal Utility District No. 21 (6.97 acres)



8/9/2022, 10:26:05 AM

1:4,514

- Watersheds
- Texas Senate Districts
- Texas House Districts
- Flood Hazard Zones
- 100 Year Floodplain
- 500 Year Floodplain
- Floodway
- City Limits
- Council Districts
- Existing Acreage of District





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ETJ

Item Creation Date: 8/10/2022

HPW - 20WR395 – Petition Addition (3.03) West Harris  
County Municipal Utility District No. 21

Agenda Item#: 32.

### **Summary:**

ORDINANCE consenting to the addition of 3.03 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district

### **Background:**

**SUBJECT:** Petition for the City's consent to the addition of 3.03 acres to West Harris County Municipal Utility District No. 21.

**RECOMMENDATION:** Petition for the City's consent to the addition of 3.03 acres to West Harris County Municipal Utility District No. 21 be approved.

**SPECIFIC EXPLANATION:** West Harris County Municipal Utility District No. 21 (the "District") was created through the TCEQ in 1990, and currently consists of 892.47 acres within Harris County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add 3.03 acres of vacant land, proposed to be developed as commercial property, to the District. The proposed annexation tract is located in the vicinity of Taub Road, Fallbrook Pines Drive, Derrington Road, and Fairbanks North Houston Road. The addition of land to 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 has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the West Harris Municipal Utility District No. 21. Potable water is provided by the District.

The nearest major drainage facility for West Harris County Municipal Utility District No. 21 is White Oak Bayou, which flows to Buffalo Bayou, and finally into the Houston Ship Channel. The proposed annexation tract is not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

---

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

**Contact Information:**

Ekaterina Fitos  
Acting Planning Director  
Houston Water  
Phone: (832) 395-2878

**ATTACHMENTS:**

**Description**

Signed coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ETJ

Item Creation Date: 8/10/2022

HPW - 20WR395 – Petition Addition (3.03) West Harris County Municipal Utility District No. 21

Agenda Item#:

**Background:**

SUBJECT: Petition for the City's consent to the addition of 3.03 acres to West Harris County Municipal Utility District No. 21.

RECOMMENDATION: Petition for the City's consent to the addition of 3.03 acres to West Harris County Municipal Utility District No. 21 be approved.

SPECIFIC EXPLANATION: West Harris County Municipal Utility District No. 21 (the "District") was created through the TCEQ in 1990, and currently consists of 892.47 acres within Harris County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add 3.03 acres of vacant land, proposed to be developed as commercial property, to the District. The proposed annexation tract is located in the vicinity of Taub Road, Fallbrook Pines Drive, Derrington Road, and Fairbanks North Houston Road. The addition of land to 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 has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the West Harris Municipal Utility District No. 21. Potable water is provided by the District.

The nearest major drainage facility for West Harris County Municipal Utility District No. 21 is White Oak Bayou, which flows to Buffalo Bayou, and finally into the Houston Ship Channel. The proposed annexation tract is not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

DocuSigned by:

 9/16/2022

Carol Ellinger Haddock, P. E.

Director  
Houston Public Works

**Contact Information:**

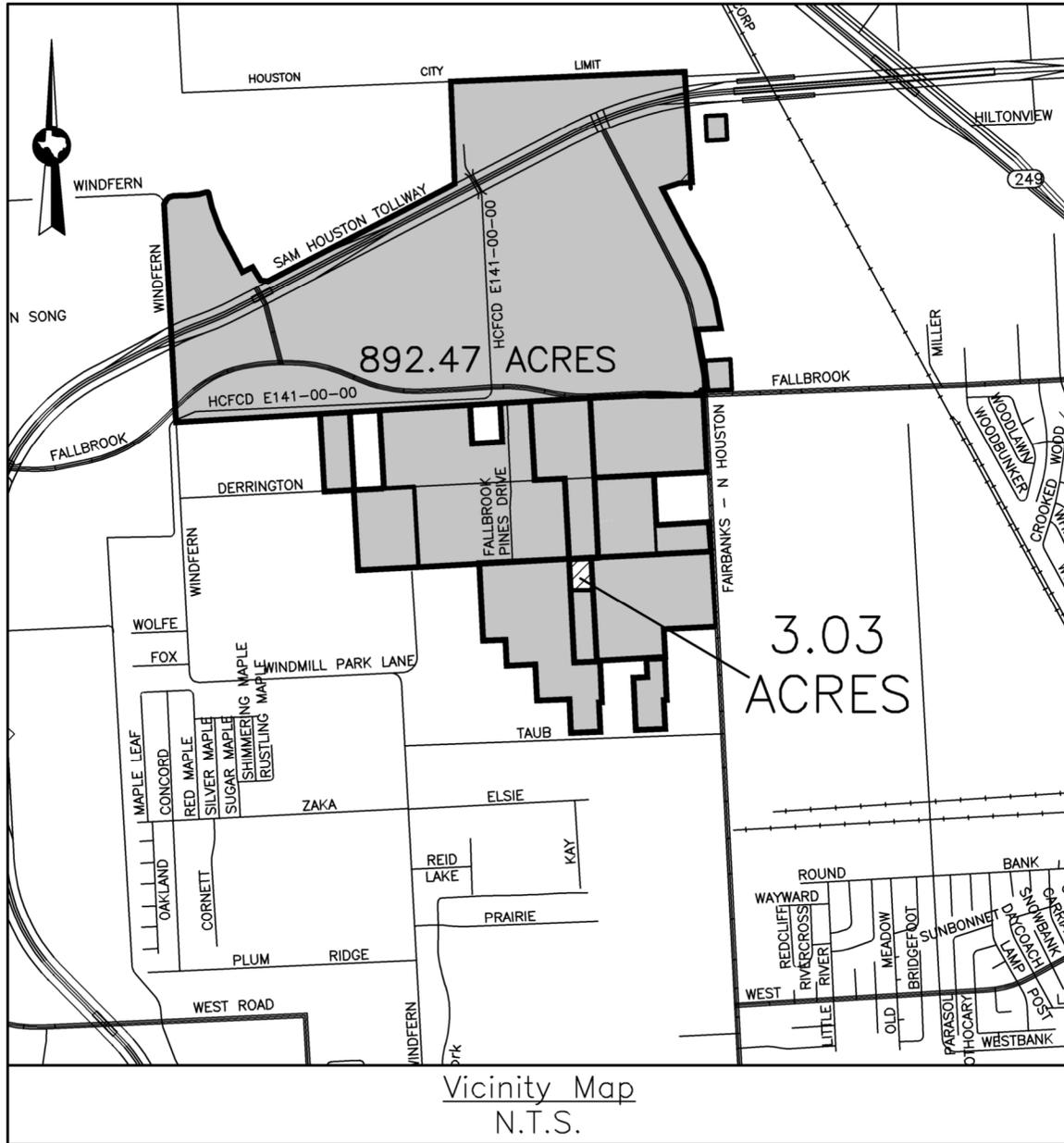
Ekaterina Fitos  
Acting Planning Director  
Houston Water  
Phone: (832) 395-2878

**ATTACHMENTS:**

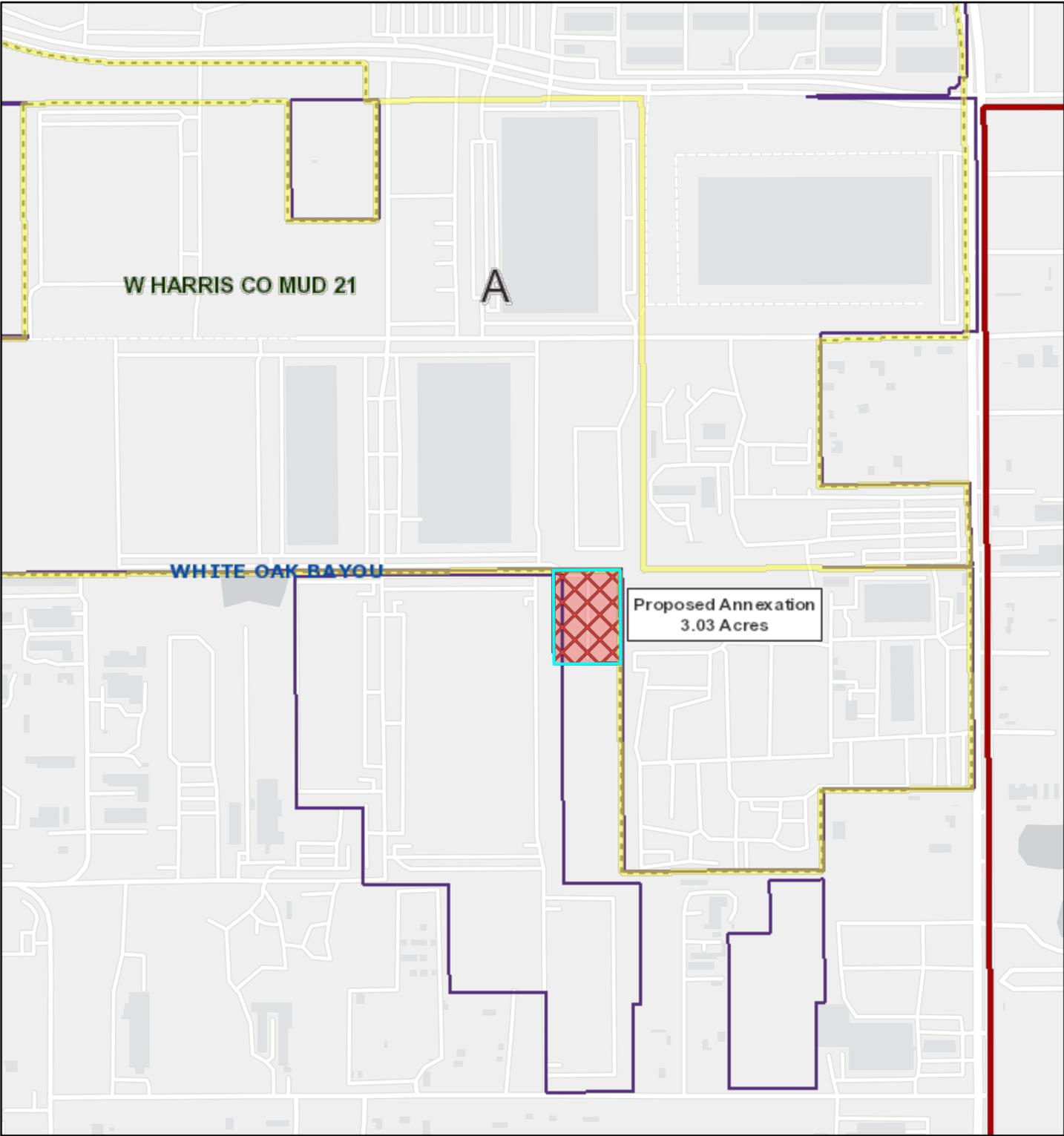
Description	Type
Maps	Backup Material
Application	Backup Material
Petition	Backup Material
Backup Material	Backup Material
Fact Sheet	Backup Material

# WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21

Proposed Addition of 3.03 Acres of Land  
(Key Map Page No. 370 S, T, U, W, X & Y)

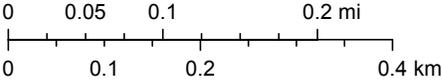


# West Harris County MUD 21 (3.03 acres)



2/14/2022, 11:48:09 AM

1:9,028



- █ Watersheds
- █ Texas Senate Districts
- █ Texas House Districts
- █ Flood Hazard Zones
- █ 100 Year Floodplain
- █ 500 Year Floodplain
- Floodway
- City Limits
- Council Districts
- Existing Acreage of District



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ETJ

Item Creation Date: 8/15/2022

HPW - 20WR398 – Petition Addition (62.271) Harris County  
Municipal Utility District No. 284

Agenda Item#: 33.

### **Summary:**

ORDINANCE consenting to the addition of 62.271 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 284**, for inclusion in its district

### **Background:**

**SUBJECT:** Petition for the City's consent to the addition of two (2) tracts of land totaling 62.271 acres to Harris County Municipal Utility District No. 284.

**RECOMMENDATION:** Petition for the City's consent to the addition of two (2) tracts of land totaling 62.271 acres to Harris County Municipal Utility District No. 284 be approved.

**SPECIFIC EXPLANATION:** Harris County Municipal Utility District No. 284 (the "District") was created through the TCEQ in 1985, and currently consists of 345.66 acres within Harris County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add two (2) tracts of vacant land totaling 62.271 acres, proposed to be developed as multi-family residential and commercial property, to the District. The proposed annexation tracts are located in the vicinity of Clay Road, Westfield Village, Kieth Harrow Boulevard, and Fry Road. The addition of land to 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 has a wastewater collection system and treatment facility. The annexation tracts will be provided with wastewater treatment by the Harris County Municipal Utility District No. 284 Wastewater Treatment Facility. Potable water is provided by the District.

The nearest major drainage facility for Harris County Municipal Utility District No. 284 is Bear Creek, which flows to South Mayde Creek, then to Buffalo Bayou, and finally into the Houston Ship Channel. Bear Creek is within the Addicks Reservoir watershed. The proposed annexation tracts are not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the District has acknowledged that all plans for the

construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

---

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

**Contact Information:**

Ekaterina Fitos  
Acting Planning Director  
Houston Water  
Phone: (832) 395-2878

**ATTACHMENTS:**

**Description**

Signed coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/11/2022

ETJ

Item Creation Date: 8/15/2022

HPW - 20WR398 – Petition Addition (62.271) Harris County Municipal Utility District No. 284

Agenda Item#: 55.

**Summary:**

ORDINANCE consenting to the addition of 62.271 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 284**, for inclusion in its District

**Background:**

SUBJECT: Petition for the City’s consent to the addition of two (2) tracts of land totaling 62.271 acres to Harris County Municipal Utility District No. 284.

RECOMMENDATION: Petition for the City’s consent to the addition of two (2) tracts of land totaling 62.271 acres to Harris County Municipal Utility District No. 284 be approved.

SPECIFIC EXPLANATION: Harris County Municipal Utility District No. 284 (the “District”) was created through the TCEQ in 1985, and currently consists of 345.66 acres within Harris County. The District is within the extraterritorial jurisdiction of the City of Houston (the “City”) and has petitioned the City for consent to add two (2) tracts of vacant land totaling 62.271 acres, proposed to be developed as multi-family residential and commercial property, to the District. The proposed annexation tracts are located in the vicinity of Clay Road, Westfield Village, Kieth Harrow Boulevard, and Fry Road. The addition of land to 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 has a wastewater collection system and treatment facility. The annexation tracts will be provided with wastewater treatment by the Harris County Municipal Utility District No. 284 Wastewater Treatment Facility. Potable water is provided by the District.

The nearest major drainage facility for Harris County Municipal Utility District No. 284 is Bear Creek, which flows to South Mayde Creek, then to Buffalo Bayou, and finally into the Houston Ship Channel. Bear Creek is within the Addicks Reservoir watershed. The proposed annexation tracts are not within the 100 or 500 year floodplain.

By executing the Petition for Consent, the District has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the District must be approved by the City prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

DocuSigned by:

 10/4/2022

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

**Contact Information:**

Ekaterina Fitos  
Acting Planning Director  
Houston Water  
Phone: (832) 395-2878

**ATTACHMENTS:**

Description	Type
Signed coversheet	Signed Cover sheet
Maps	Backup Material
Application	Backup Material
Petition	Backup Material

Backup Material

Fact Sheet

Ordinance Package

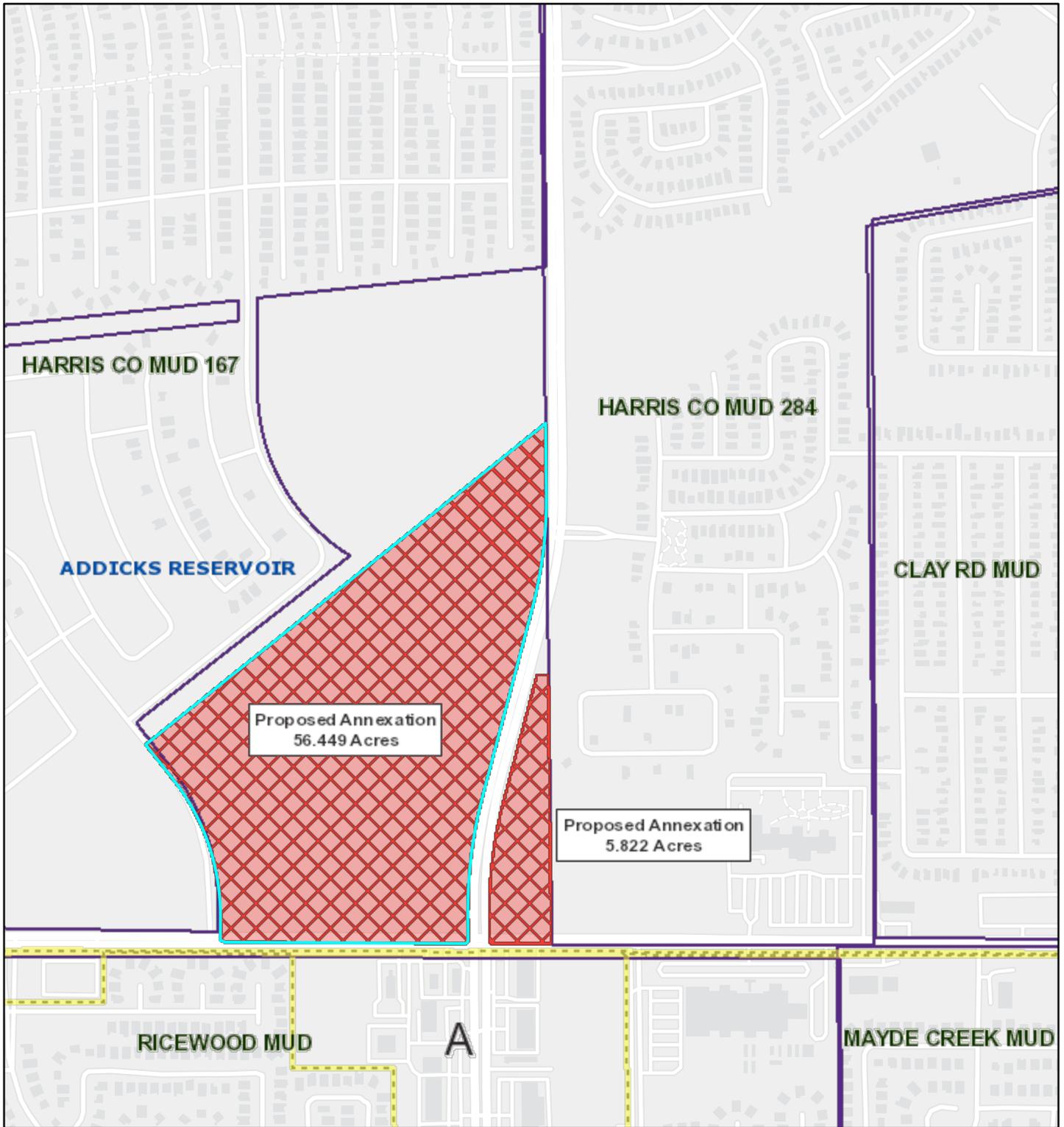
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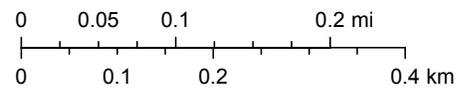
# Harris County Municipal Utility District No. 284 (62.271 acres)



8/12/2022, 3:17:32 PM

1:9,028

-  Watersheds
-  Texas Senate Districts
-  Texas House Districts
-  Flood Hazard Zones
-  100 Year Floodplain
-  500 Year Floodplain
-  Floodway
-  City Limits
-  Council Districts
-  Existing Acreage of District





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ETJ

Item Creation Date: 7/12/2022

HPW – 20INA85 Advance Funding Agreement / TxDOT

Agenda Item#: 34.

### **Summary:**

ORDINANCE appropriating \$1,988,636.28 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Advanced Funding Agreement between City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Huffman-Cleveland Road north to FM1960; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

### **Background:**

**SUBJECT:** Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) for FM 2100 from Huffman-Cleveland Road (North) to FM 1960.

**RECOMMENDATION:** Adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) for FM 2100 from Huffman-Cleveland Road (North) to FM 1960 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** Texas Transportation Commission Minute Order Number 115814 authorizes TxDOT to reconstruct FM 2100 from Huffman-Cleveland Road (North) to FM 1960.

**DESCRIPTION:** This project consists of TxDOT reconstructing and widening FM 2100, from Huffman-Cleveland Road (North) to FM 1960. The City and TxDOT agree that it is more economical and efficient for such relocation to be handled by TxDOT.

**LOCATION:** The project area is generally bound by Huffman Cleveland Road on the north and FM 1960 on the south.

**SCOPE OF THE AGREEMENT AND FEE:** The agreement between the City and TxDOT entails relocating the City's existing force main and sanitary sewer lines that are within TxDOT's right of way.

The total requested amount of \$1,988,636.29 is to be appropriated as follows: \$1,893,939.32 for cost of the project and \$94,696.97 for 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 No(s). N-TX2100-0001-7; R-000521-0225-7

**Amount and Source of Funding:**

\$1,988,636.29

Water and Sewer System Consolidated Construction  
Fund No. 8500

**Contact Information:**

Michael Wahl, P.E., PTOE  
Assistant Director, Transportation & Drainage Operations  
Houston Public Works  
**Phone:** (832) 395-2443

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Map

**Type**

Signed Cover sheet  
Backup Material



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ETJ

Item Creation Date: 7/12/2022

HPW – 20INA85 Advance Funding Agreement / TxDOT

Agenda Item#:

**Background:**

**SUBJECT:** Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) for FM 2100 from Huffman-Cleveland Road (North) to FM 1960.

**RECOMMENDATION:** Adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) for FM 2100 from Huffman-Cleveland Road (North) to FM 1960 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** Texas Transportation Commission Minute Order Number 115814 authorizes TxDOT to reconstruct FM 2100 from Huffman-Cleveland Road (North) to FM 1960.

**DESCRIPTION:** This project consists of TxDOT reconstructing and widening FM 2100, from Huffman-Cleveland Road (North) to FM 1960. The City and TxDOT agree that it is more economical and efficient for such relocation to be handled by TxDOT.

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**SCOPE OF THE AGREEMENT AND FEE:** The agreement between the City and TxDOT entails relocating the City's existing force main and sanitary sewer lines that are within TxDOT's right of way.

The total requested amount of \$1,988,636.29 is to be appropriated as follows: \$1,893,939.32 for cost of the project and \$94,696.97 for CIP Cost Recovery.

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

DocuSigned by:  
 9/28/2022  
A93C410B72B3453  
Carol Ellinger Haddock, P.E., Director  
Houston Public Works

WBS No(s). N-TX2100-0001-7; R-000521-0225-7

**Amount and Source of Funding:**

\$1,988,636.29 - Fund No. 8500 – Water and Sewer System Consolidated Construction

**Contact Information:**

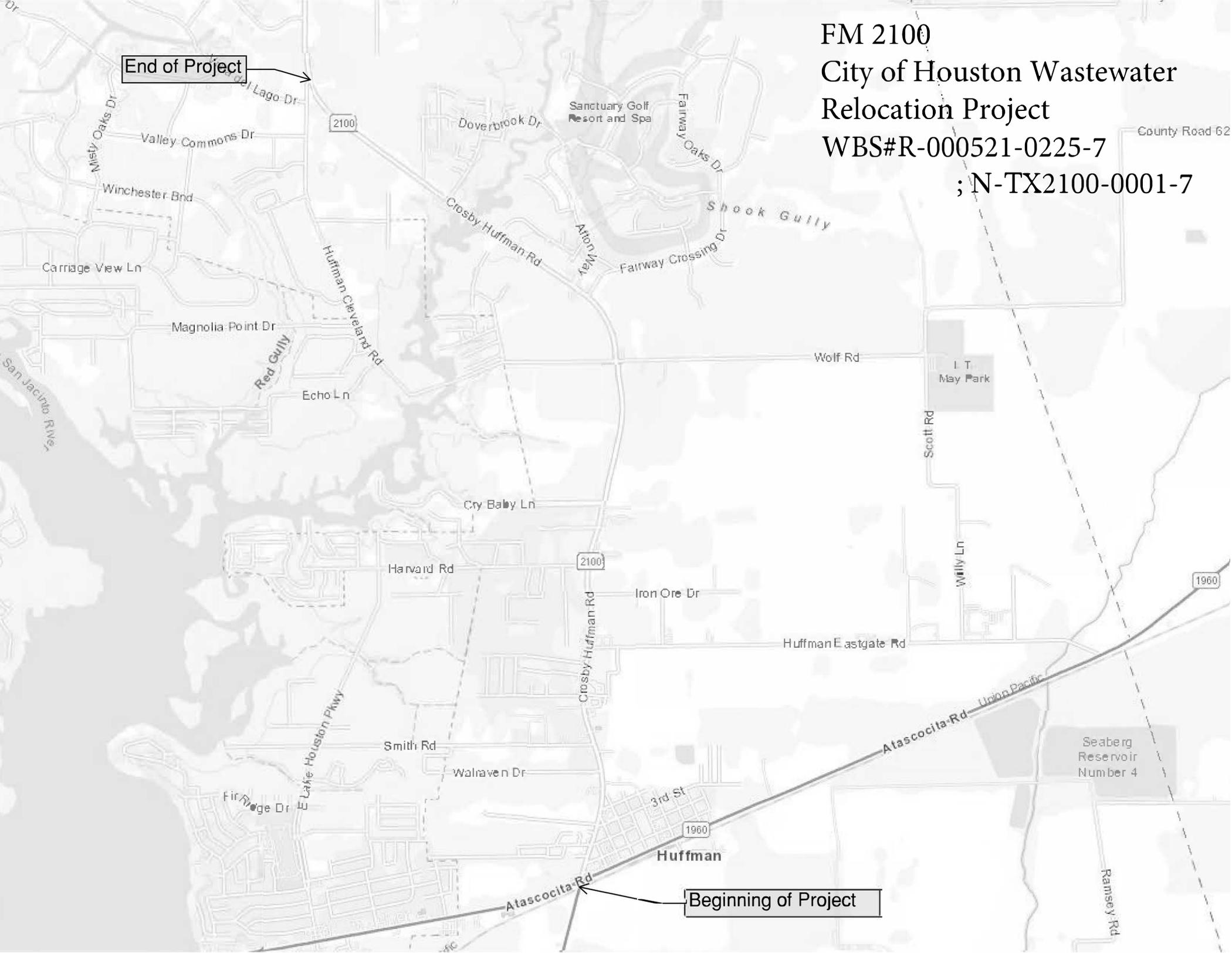
Michael Wahl, P.E., PTOE  
Assistant Director, Transportation & Drainage Operations  
Phone: (832) 395-2443

**ATTACHMENTS:**

Description	Type
SAP Documents	Financial Information
Map	Backup Material

FM 2100  
City of Houston Wastewater  
Relocation Project

WBS#R-000521-0225-7  
; N-TX2100-0001-7



End of Project

Beginning of Project



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

District D, District I

Item Creation Date: 7/18/2022

HPW – 20PK41 Addtn'l Approp / Harper Brothers Construction,  
LLC

Agenda Item#: 35.

### **Summary:**

ORDINANCE appropriating \$18,557.77 out of Water & Sewer Contributed Capital Fund as an additional appropriation to contract between City of Houston and **HARPER BROTHERS CONSTRUCTION, LLC** for 72-inch water line from Emancipation to Tuam along Polk, Hutchins, Clay, Chenevert, Hadley and Crawford (Approved by Ordinance No. 2019-0890) - **DISTRICTS D - EVANS-SHABAZZ and I - GALLEGOS**

### **Background:**

**SUBJECT:** Additional Appropriation to the Construction Contract between the City and Harper Brothers Construction, LLC. for 72-inch Water Line from Emancipation to Tuam along Polk, Hutchins, Clay, Chenevert, Hadley, and Crawford.

**RECOMMENDATION:** Approve an ordinance appropriating additional funds to the Construction Contract with Harper Brothers Construction, LLC.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's long range water supply program and is required to comply with Harris-Galveston Subsidence District and to implement the City's regionalization plan.

**DESCRIPTION/SCOPE:** This project consists of approximately 7,850 Linear feet of 72-inch diameter water transmission lines including appurtenances, 72-inch x 72-inch, and 72-inch x 60-inch interconnection, small diameter water lines, sanitary sewer, drainage, and pavement improvements. Approximately 10,200 Linear feet of 60-inch water line condition assessment.

**LOCATION:** The project locations are:

<b>Street Name</b>	<b>From &amp; To</b>	<b>Council District</b>
Polk	Emancipation to Hutchins	I
Hutchins	Polk Street to Clay	I
Clay	Hutchins to Chenevert	I
Chenevert	Clay to Hadley	D & I
Hadley	Chenevert to Crawford	D
Crawford	Hadley to Elgin	D

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original Contract on November 13, 2019 under Ordinance No. 2019-0890. The scope of services under the Original Contract consisted of approximately 7,850 linear feet of 72-inch diameter water transmission lines including appurtenances, 72-inch x 72-inch, and 72-inch x 60-inch interconnection, small diameter water lines, sanitary sewer, drainage and pavement

improvements. Approximately 10,200 Linear feet of 60-inch water line condition assessment. Under this Contract, the Contractor has accomplished 100% of the scope, with some restoration and final testing to be completed.

**SCOPE AND ADDITIONAL APPROPRIATION COSTS:** Under the scope of the additional appropriation, the Contractor will replace the existing standard overhead street name signs with illuminated street signs per Midtown Standards.

The total cost of this additional appropriation is \$18,557.77 to be appropriated as follows: \$18,557.77 for contract services.

**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, Harper Brothers Construction, LLC. is a designated HHF company, but they were the successful awardee without application of the HHF preference.

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

**M/WBE PARTICIPATION:** The M/WBE goal established for this project is 19%. The original Contract amount totals \$48,794,750.39. The Contractor has been paid \$45,177,029.00 (92.59%) to date. Of this amount, \$9,212,993.46 (20.39%) has been paid to M/WBE Sub-Contractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$48,813,308.16. The Contractor is proposing additional funds to Sub-Contractor to meet the MWBE goal.

		<u>Amount</u>	<u>% of Total Contract</u>
Paid Prior M/WBE Commitment		\$ 9,212,993.46	18.87%
Unpaid Prior M/WBE Commitment		\$ 1,103,732.09	2.26%
<u>SBE – Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Traffic Systems Construction, Inc.	Install, maintain signals and equipment	\$ 18,557.77	0.04%
<b>TOTAL</b>		<b>\$10,335,283.32</b>	<b>21.17%</b>

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

---

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

WBS No. S-000900-0131-4

**Prior Council Action:**  
Ordinance No. 2010 0800 dated 11 13 2010

**Amount and Source of Funding:**

\$18,557.77 - Fund No. 8319 – Water and Sewer Contributed Capital Fund

Original (previous) appropriation of \$59,754,900.00:

\$59,621,409.20 - Fund No. 8500 - Water and Sewer System Consolidated Construction

\$133,490.80 - Fund No. 8319 – Water and Sewer Contributed Capital Fund

**Contact Information:**

Markos E. Mengesha, P.E, CCM.

Acting Assistant Director, Capital Projects

Phone: (832) 395-2365

**ATTACHMENTS:**

**Description**

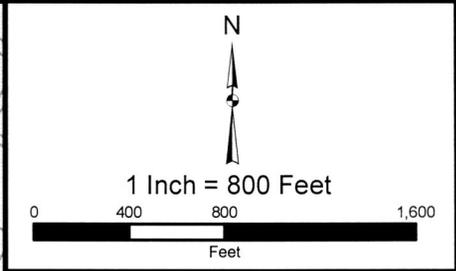
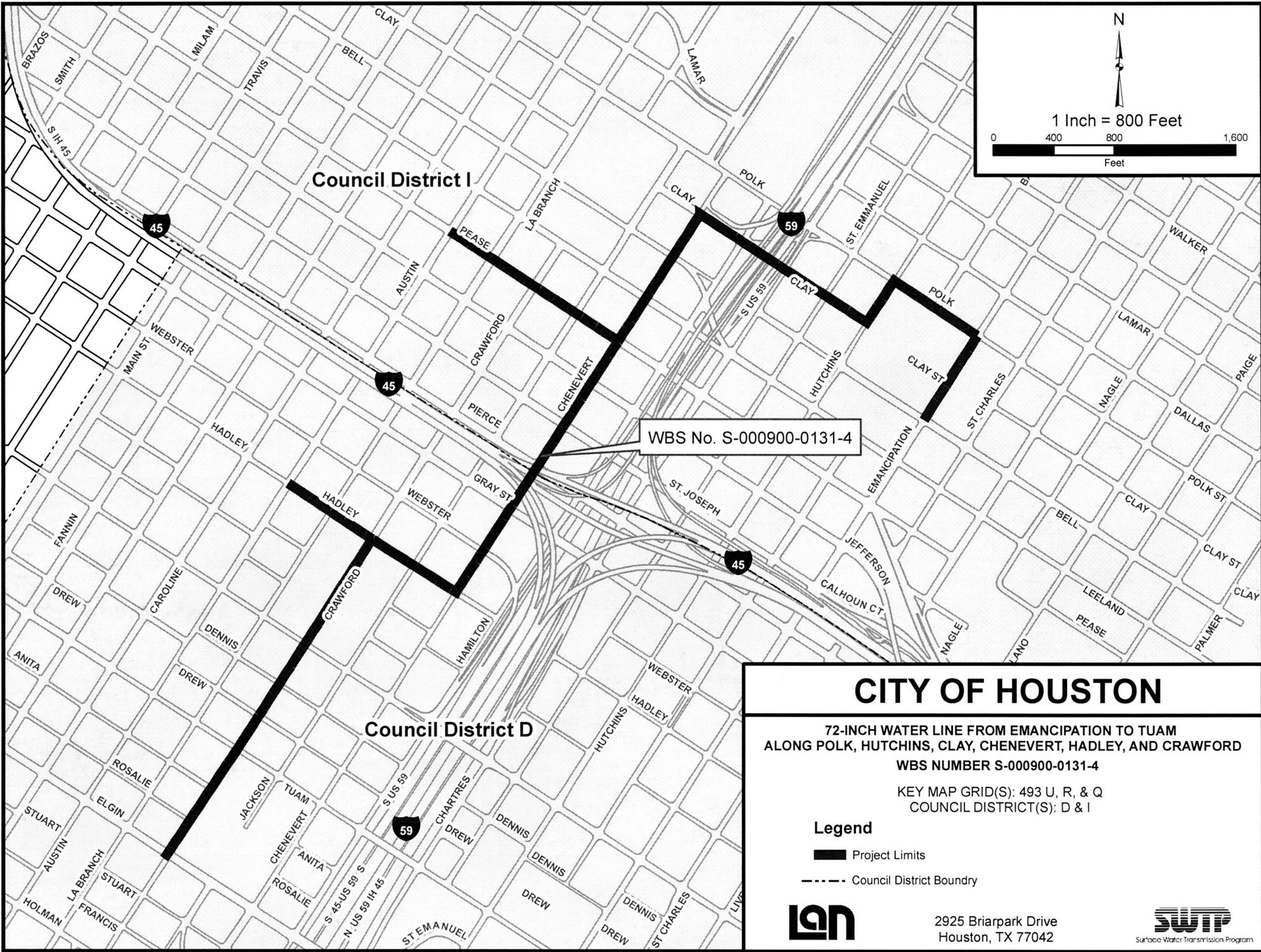
Maps

Signed Coversheet

**Type**

Backup Material

Signed Cover sheet



WBS No. S-000900-0131-4

# CITY OF HOUSTON

**72-INCH WATER LINE FROM EMANCIPATION TO TUAM  
ALONG POLK, HUTCHINS, CLAY, CHENEVERT, HADLEY, AND CRAWFORD  
WBS NUMBER S-000900-0131-4**

KEY MAP GRID(S): 493 U, R, & Q  
COUNCIL DISTRICT(S): D & I

### Legend

- Project Limits
- Council District Boundry



2925 Briarpark Drive  
Houston, TX 77042





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:  
District D, District I  
Item Creation Date: 7/18/2022

HPW – 20PK41 Addn'l Approp / Harper Brothers Construction, LLC

Agenda Item#:

### **Background:**

**SUBJECT:** Additional Appropriation to the Construction Contract between the City and Harper Brothers Construction, LLC. for 72-inch Water Line from Emancipation to Tuam along Polk, Hutchins, Clay, Chenevert, Hadley, and Crawford.

**RECOMMENDATION:** Approve an ordinance appropriating additional funds to the Construction Contract with Harper Brothers Construction, LLC.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's long range water supply program and is required to comply with Harris-Galveston Subsidence District and to implement the City's regionalization plan.

**DESCRIPTION/SCOPE:** This project consists of approximately 7,850 Linear feet of 72-inch diameter water transmission lines including appurtenances, 72-inch x 72-inch, and 72-inch x 60-inch interconnection, small diameter water lines, sanitary sewer, drainage, and pavement improvements. Approximately 10,200 Linear feet of 60-inch water line condition assessment.

**LOCATION:** The project locations are:

<b>Street Name</b>	<b>From &amp; To</b>	<b>Council District</b>
Polk	Emancipation to Hutchins	I
Hutchins	Polk Street to Clay	I
Clay	Hutchins to Chenevert	I
Chenevert	Clay to Hadley	D & I
Hadley	Chenevert to Crawford	D
Crawford	Hadley to Elgin	D

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original Contract on November 13, 2019 under Ordinance No. 2019-0890. The scope of services under the Original Contract consisted of approximately 7,850 linear feet of 72-inch diameter water transmission lines including appurtenances, 72-inch x 72-inch, and 72-inch x 60-inch interconnection, small diameter water lines, sanitary sewer, drainage and pavement improvements. Approximately 10,200 Linear feet of 60-inch water line condition assessment. Under this Contract, the Contractor has accomplished 100% of the scope, with some restoration and final testing to be completed.

**SCOPE AND ADDITIONAL APPROPRIATION COSTS:** Under the scope of the additional appropriation, the Contractor will replace the existing standard overhead street name signs with illuminated street signs per Midtown Standards.

The total cost of this additional appropriation is \$18,557.77 to be appropriated as follows: \$18,557.77 for contract services.

**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, Harper Brothers Construction, LLC. is a designated HHF company, but they were the successful awardee without application of the HHF preference.

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

**M/WBE PARTICIPATION:** The M/WBE goal established for this project is 19%. The original Contract amount totals \$48,794,750.39. The Contractor has been paid \$45,177,029.00 (92.59%) to date. Of this amount, \$9,212,993.46 (20.39%) has been paid to M/WBE Sub-Contractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$48,813,308.16. The Contractor is proposing additional funds to Sub-Contractor to meet the MWBE goal.

	<u>Amount</u>	<u>% of Total Contract</u>
Paid Prior M/WBE Commitment	\$ 9,212,993.46	18.87%
Unpaid Prior M/WBE Commitment	\$ 1,103,732.09	2.26%

	<u>SBE – Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Traffic Systems Construction, Inc.	Install, maintain signals and equipment	\$ 18,557.77	0.04%
		<b>TOTAL</b>	<b>\$10,335,283.32</b>	<b>21.17%</b>

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

DocuSigned by:  
 10/4/2022  
A93C410B72B3453  
 Carol Ellinger Haddock, P.E., Director  
 Houston Public Works

WBS No. S-000900-0131-4

**Prior Council Action:**

Ordinance No. 2019-0890, dated 11-13-2019

**Amount and Source of Funding:**

\$18,557.77 - Fund No. 8319 – Water and Sewer Contributed Capital Fund

Original (previous) appropriation of \$59,754,900.00:

\$59,621,409.20 - Fund No. 8500 - Water and Sewer System Consolidated Construction

\$133,490.80 - Fund No. 8319 – Water and Sewer Contributed Capital Fund

**Contact Information:**

Markos E. Mengesha, P.E, CCM.  
 Acting Assistant Director, Capital Projects  
 Phone: (832) 395-2365

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Form 1295	Backup Material
Prior Council Action	Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 8/3/2022

HPW – 20SWO108 Addtn'l Approp / Aguirre & Fields, LP

Agenda Item#: 36.

### **Summary:**

ORDINANCE appropriating \$525,000.00 out of Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax as an additional appropriation to Professional Engineering Services Contract between City of Houston and **AGUIRRE & FIELDS, LP** for Local Drainage and Paving Work Order Design Contract #4 (Approved by Ordinance No. 2019-0932, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax

### **Background:**

**SUBJECT:** Additional Appropriation to the Professional Engineering Services Contract between the City and Aguirre & Fields, LP for FY19 Local Drainage Program Work Order Design (Contract 4).

**RECOMMENDATION:** Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with Aguirre & Fields, LP.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Capital Improvement Plan (CIP) Program and is required to provide professional engineering services to address necessary local stormwater drainage system and roadside ditch improvements and repairs citywide.

**DESCRIPTION/SCOPE:** The citywide program provides professional engineering services to resolve localized stormwater drainage problems. The project scope is established by each work order. The work orders are prioritized based on a range of factors from public safety to level-of-service.

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

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original contract on November 20, 2019, under Ordinance No. 2019-0932. The scope of services under the original contract consisted of Phase I – Preliminary Design and Phase II – Final Design Services and Additional Services. Under this contract, the Consultant has accomplished engineering investigations and design work for Phases I, II, and III. The subsequent Council Actions associated with this contract include:

<b><u>Ord. No.</u></b>	<b><u>Ord. Date</u></b>	<b><u>Type</u></b>	<b><u>Scope</u></b>
2021-0472	Jun 09, 2021	Amend & Add	Provide Phase I – Preliminary Basic Design and Additional Services, Phase II – Final Basic Design and Additional Services, and Phase III Construction Phase Services

2021-1011      Dec 01, 2021      Add

– Construction Phase Services.

Continuance of Phase II Basic Design and Additional Services and Phase III Construction Phase Services, as they relate to existing and future storm water maintenance, rehabilitation, and reconstruction projects.

**SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE:** Under the scope of the additional appropriation, the Consultant will accomplish the following: the continuance of Phase II Basic Design and Additional Services and Phase III Construction Phase Services, as they relate to existing and future stormwater maintenance and rehabilitation, and reconstruction projects. The total Basic Services appropriation is \$350,000.00. The total Additional Services appropriation is \$150,000.00.

The total requested appropriation is \$525,000.00 to be appropriated as follows: \$500,000.00 for contract services and \$25,000.00 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:** The M/WBE goal established for this project is 24%. The original contract amount and subsequent appropriation(s) total(s) \$550,000.00. The Consultant has been paid \$292,354.00 (53.16%). Of this amount, \$116,462.00 (39.84%) has been paid to M/WBE sub-contractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$1,050,000.00. The Consultant proposes the following plan to meet the M/WBE goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
Paid Prior M/WBE Commitment		\$116,462.00	11.09%
Unpaid Prior M/WBE Commitment		\$ 33,807.25	3.22%
1. Amani Engineering, Inc.	Survey Services	\$ 70,000.00	6.67%
2. EJES Incorporated	Traffic Control Plan Services	\$ 30,000.00	2.86%
3. Geotest Engineering, Inc.	Geotechnical Services	\$ 20,000.00	1.90%
	<b>TOTAL</b>	<b>\$270,269.25</b>	<b>25.74%</b>

**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. M-420126-0106-3

**Prior Council Action:**

Ordinance No. 2019-0932, dated 11-20-2019  
Ordinance No. 2021-0472, dated 06-09-2021  
Ordinance No. 2021-1011, dated 12-01-2021

**Amount and Source of Funding:**

Total of \$525,000.00 - Fund No. 4046 - Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax

Original appropriation of \$110,000.00 from Fund No. 4042 – Street & Traffic Control and Storm Drainage – DDSRF (Supported by Drainage Utility Charge).

First Additional Appropriation of \$210,000.00 from Fund No. 4042 – Dedicated Drainage and Street Renewal Capital Fund – Drainage Fee.

Second Additional Appropriation of \$262,500.00 from Fund No. 4042 – Dedicated Drainage and Street Renewal Capital Fund – Drainage Charge.

**Contact Information:**

Johana Clark, P.E., PTOE  
Senior Assistant Director  
Transport & Drainage Operations  
Phone: (832) 395-2274

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 8/3/2022

HPW – 20SWO108 Addtn'l Approp / Aguirre & Fields, LP

Agenda Item#:

### **Background:**

**SUBJECT:** Additional Appropriation to the Professional Engineering Services Contract between the City and Aguirre & Fields, LP for FY19 Local Drainage Program Work Order Design (Contract 4).

**RECOMMENDATION:** Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with Aguirre & Fields, LP.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Capital Improvement Plan (CIP) Program and is required to provide professional engineering services to address necessary local stormwater drainage system and roadside ditch improvements and repairs citywide.

**DESCRIPTION/SCOPE:** The citywide program provides professional engineering services to resolve localized stormwater drainage problems. The project scope is established by each work order. The work orders are prioritized based on a range of factors from public safety to level-of-service.

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

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original contract on November 20, 2019, under Ordinance No. 2019-0932. The scope of services under the original contract consisted of Phase I – Preliminary Design and Phase II – Final Design Services and Additional Services. Under this contract, the Consultant has accomplished engineering investigations and design work for Phases I, II, and III. The subsequent Council Actions associated with this contract include:

<u>Ord. No.</u>	<u>Ord. Date</u>	<u>Type</u>	<u>Scope</u>
2021-0472	Jun 09, 2021	Amend & Add	Provide Phase I – Preliminary Basic Design and Additional Services, Phase II – Final Basic Design and Additional Services, and Phase III – Construction Phase Services.
2021-1011	Dec 01, 2021	Add	Continuance of Phase II Basic Design and Additional Services and Phase III Construction Phase Services, as they relate to existing and future storm water maintenance, rehabilitation, and reconstruction projects.

**SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE:** Under the scope of the additional appropriation, the Consultant will accomplish the following: the continuance of Phase II Basic Design and Additional Services and Phase III Construction Phase Services, as they relate to existing and future stormwater maintenance and rehabilitation, and reconstruction projects. The total Basic Services appropriation is \$350,000.00. The total Additional Services appropriation is \$150,000.00.

The total requested appropriation is \$525,000.00 to be appropriated as follows: \$500,000.00 for contract services and \$25,000.00 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:** The M/WBE goal established for this project is 24%. The original contract amount and subsequent appropriation(s) total(s) \$550,000.00. The Consultant has been paid \$292,354.00 (53.16%). Of this amount, \$116,462.00 (39.84%) has been paid to M/WBE sub-contractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$1,050,000.00. The Consultant proposes the following plan to meet the M/WBE goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
Paid Prior M/WBE Commitment		\$116,462.00	11.09%
Unpaid Prior M/WBE Commitment		\$ 33,807.25	3.22%
1. Amani Engineering, Inc.	Survey Services	\$ 70,000.00	6.67%
2. EJES Incorporated	Traffic Control Plan Services	\$ 30,000.00	2.86%
3. Geotest Engineering, Inc.	Geotechnical Services	\$ 20,000.00	1.90%
	<b>TOTAL</b>	<b>\$270,269.25</b>	<b>25.74%</b>

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

DocuSigned by:  
 10/7/2022  
A93C410B72B3453  
 Carol Ellinger Haddock, P.E., Director  
 Houston Public Works

WBS No. M-420126-0106-3

**Prior Council Action:**

Ordinance No. 2019-0932, dated 11-20-2019  
 Ordinance No. 2021-0472, dated 06-09-2021  
 Ordinance No. 2021-1011, dated 12-01-2021

**Amount and Source of Funding:**

Total of \$525,000.00 - Fund No. 4046 - Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax

Original appropriation of \$110,000.00 from Fund No. 4042 – Street & Traffic Control and Storm Drainage – DDSRF (Supported by Drainage Utility Charge).

First Additional Appropriation of \$210,000.00 from Fund No. 4042 – Dedicated Drainage and Street Renewal Capital Fund – Drainage Fee.

Second Additional Appropriation of \$262,500.00 from Fund No. 4042 – Dedicated Drainage and Street Renewal Capital Fund – Drainage Charge.

**Contact Information:**

Johana Clark, P.E., PTOE  
 Senior Assistant Director  
 Transport & Drainage Operations  
 Phone: (832) 395-2274

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Form 1295	Backup Material
Prior Council Action	Backup Material



# **CITY OF HOUSTON VICINITY MAP**

**WBS NUMBER: M-420126-0106-3**

**LOCAL DRAINAGE PROJECT WORK ORDER  
DESIGN CONTRACT #4**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 7/22/2022

HPW – 20SWO90 Contract Award / DL Glover Utilities, LLC.

Agenda Item#: 37.

### **Summary:**

ORDINANCE appropriating \$4,650,000.00 out of Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge, awarding contract to **DL GLOVER UTILITIES, LLC** for FY2023 Local Drainage Program (LDP) Contract #1; 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 Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge, contingency, and testing services

### **Background:**

**SUBJECT:** Contract Award for FY2023 Local Drainage Program (LPD) Contract #1

**RECOMMENDATION:** Award a Construction Contract to DL Glover Utilities, LLC. for FY2023 Local Drainage Program (LPD) Contract #1 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Transportation and Drainage Operations program and is required to meet and provide work authorization on a location by location as needed basis, to preserve, repair, rehabilitate or reconstruct the stormwater drainage asset along with street rehabilitation to such a condition that it may be effectively used for its designated functional purpose.

**DESCRIPTION/SCOPE:** This project consists of providing construction services to resolve localized storm water drainage problems. The scope is established by each work authorization. The Contract duration for this project is 730 calendar days.

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

**BIDS:** This project was advertised for bidding on June 10, 2022. Bids were received on June 23, 2022. The six (6) bids are as follows:

	Bidder	Adjustment Factor
1.	DL Glover Utilities, LLC	0.700
2.	T. Construction, LLC	0.735
3.	J Rivas Construction, LLC	0.829
4.	PM Construction and Rehab, LLC dba IPR South Central	0.879
5.	Grava LLC.	0.925
6.	Total Contracting Limited	1.000

**AWARD:** It is recommended that this construction contract be awarded to DL Glover Utilities, LLC. with a low bid of \$4,000,000.00 (0.700 Adjustment Factor).

**PROJECT COST:** The total cost of this project is \$4,650,000.00 to be appropriated as follows:

• Bid Amount	\$ 4,000,000.00
• Contingencies	\$ 200,000.00
• Testing Services	\$ 250,000.00
• CIP Cost Recovery	\$ 200,000.00

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

**HIRE HOUSTON FIRST:** The proposed contract requires compliance with the City’s ‘Hire Houston First’ (HHF) ordinance that promotes economic opportunity for Houston business and supports job creation. In this case DL Glover Utilities LLC does not meet the requirements for HHF designation; no HHF firms were within three percent.

**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.

	<b><u>MBE - Name of Firms</u></b>	<b><u>Work Description</u></b>	<b><u>Amount</u></b>	<b><u>% of Contract</u></b>
1.	J. Rivas Construction	Drainage Improvements and pavement replacement	\$ 120,000.00	3.00%
2.	Big Country 94 Asphalt Construction, L.L.C.	Asphalt Paving	\$ 160,000.00	4.00%
3.	DLC Underground Utilities LLC	Drainage Improvements	\$ 120,000.00	3.00%
4.	T. Gray Utility & Rehab Co., LLC	Drainage Improvements	\$ 120,000.00	3.00%
		<b><u>SUBTOTAL</u></b>	<b><u>\$ 520,000.00</u></b>	<b><u>13.00%</u></b>

	<b><u>WBE - Name of Firms</u></b>	<b><u>Work Description</u></b>	<b><u>Amount</u></b>	<b><u>% of Contract</u></b>
1.	Access Data Supply, Inc.	RCP, Manholes, Inlets, Cement, Sand and other materials	\$ 280,000.00	7.00%
		<b><u>SUBTOTAL</u></b>	<b><u>\$ 280,000.00</u></b>	<b><u>7.00%</u></b>

**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.

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

WBS No(s). M-420126-0121-4

**Amount and Source of Funding:**

\$4,650,000.00 - Fund No. 4042 – Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge

**Contact Information:**

Johana Clark  
Senior Assistant Director, Transportation and Drainage Operations  
Phone: (832) 395-2274

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 7/22/2022

HPW – 20SWO90 Contract Award / DL Glover Utilities, LLC.

Agenda Item#:

### **Background:**

**SUBJECT:** Contract Award for FY2023 Local Drainage Program (LPD) Contract #1

**RECOMMENDATION:** Award a Construction Contract to DL Glover Utilities, LLC. for FY2023 Local Drainage Program (LPD) Contract #1 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Transportation and Drainage Operations program and is required to meet and provide work authorization on a location by location as needed basis, to preserve, repair, rehabilitate or reconstruct the stormwater drainage asset along with street rehabilitation to such a condition that it may be effectively used for its designated functional purpose.

**DESCRIPTION/SCOPE:** This project consists of providing construction services to resolve localized storm water drainage problems. The scope is established by each work authorization. The Contract duration for this project is 730 calendar days.

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

**BIDS:** This project was advertised for bidding on June 10, 2022. Bids were received on June 23, 2022. The six (6) bids are as follows:

	Bidder	Adjustment Factor
1.	DL Glover Utilities, LLC	0.700
2.	T. Construction, LLC	0.735
3.	J Rivas Construction, LLC	0.829
4.	PM Construction and Rehab, LLC dba IPR South Central	0.879
5.	Grava LLC.	0.925
6.	Total Contracting Limited	1.200

**AWARD:** It is recommended that this construction contract be awarded to DL Glover Utilities, LLC. with a low bid of \$4,000,000.00 (0.700 Adjustment Factor).

**PROJECT COST:** The total cost of this project is \$4,650,000.00 to be appropriated as follows:

• Bid Amount	\$ 4,000,000.00
• Contingencies	\$ 200,000.00
• Testing Services	\$ 250,000.00
• CIP Cost Recovery	\$ 200,000.00

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

**HIRE HOUSTON FIRST:** The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston business and supports job creation. In this case DL Glover Utilities LLC does not meet the requirements for HHF designation; no HHF firms were within three percent.

**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.

<b>MBE - Name of Firms</b>	<b>Work Description</b>	<b>Amount</b>	<b>% of Contract</b>
1. J. Rivas Construction	Drainage Improvements and pavement replacement	\$ 120,000.00	3.00%
2. Big Country 94 Asphalt Construction, L.L.C.	Asphalt Paving	\$ 160,000.00	4.00%
3. DLC Underground Utilities LLC	Drainage Improvements	\$ 120,000.00	3.00%
4. T. Gray Utility & Rehab Co., LLC	Drainage Improvements	\$ 120,000.00	3.00%
	<b><u>SUBTOTAL</u></b>	<b><u>\$ 520,000.00</u></b>	<b><u>13.00%</u></b>

<b>WBE - Name of Firms</b>	<b>Work Description</b>	<b>Amount</b>	<b>% of Contract</b>
1. Access Data Supply, Inc.	RCP, Manholes, Inlets, Cement, Sand and other materials	\$ 280,000.00	7.00%
	<b><u>SUBTOTAL</u></b>	<b><u>\$ 280,000.00</u></b>	<b><u>7.00%</u></b>

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

All known rights-of-way, easements and/or right of entry required for the project have been acquired.

DocuSigned by:  
 10/7/2022  
A02C410B72B3453  
 Carol Ellinger Haddock, P.E., Director  
 Houston Public Works

WBS No(s). M-420126-0121-4

**Amount and Source of Funding:**

\$4,650,000.00 - Fund No. 4042 – Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge

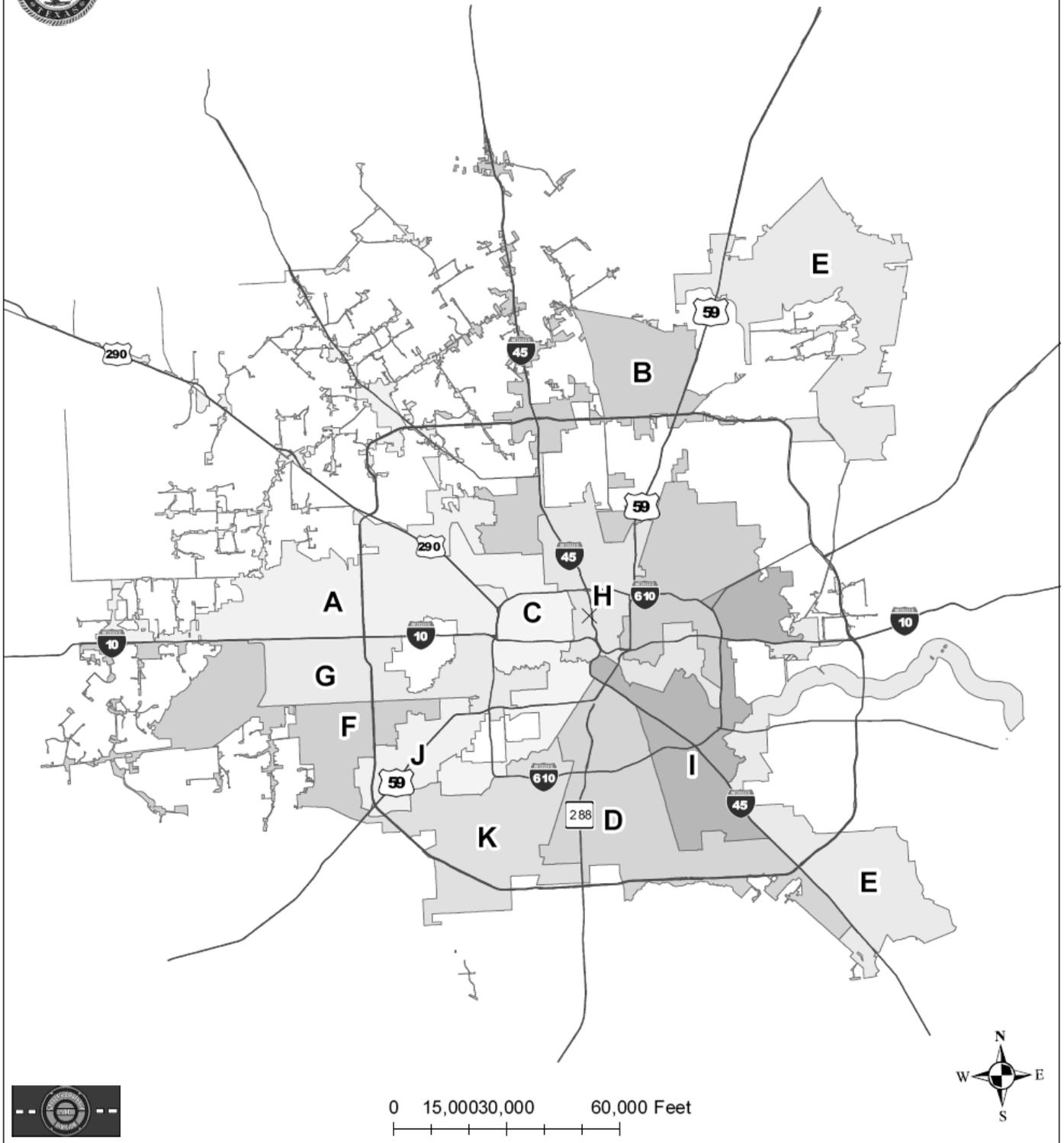
**Contact Information:**

Johana Clark  
 Senior Assistant Director, Transportation and Drainage Operations  
 Phone: (832) 395-2274

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
POP Documents	Backup Material
Bid Extension	Backup Material
Bid Tabulations	Backup Material
Form 1295	Backup Material

DEPARTMENT OF HOUSTON PUBLIC WORKS  
Transportation and Drainage Operations



FY2023 Local Drainage Program  
(LDP) Contract #1

WBS No. M-420126-0121-4  
Citywide

City Council District Map/Vicinity Map



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 8/24/2022

HPW – 20FO02 Contract Award / Reliance Construction Services, L.P.

Agenda Item#: 38.

### **Summary:**

ORDINANCE appropriating \$3,225,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for Work Order Contract for Small Diameter Water Lines; 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, and testing services

### **Background:**

**SUBJECT:** Contract Award for Work Order Construction Contract for Small Diameter Water Lines.

**RECOMMENDATION: (SUMMARY)** Reject low bid, return bid bond, award Construction Contract to the second low bidder, Reliance Construction Services, L.P., for Work Order Contract for Small Diameter Water Lines and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Capital Improvement Program and is required to provide work authorization on a location by location as-needed basis, to provide quality water services, protection, and improve system reliability.

**DESCRIPTION/SCOPE:** This project consists of the Citywide program that provides construction services for water main extensions. The scope is established by each work authorization. The Contract duration for this project is 730 calendar days.

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

**BIDS:** This project was advertised for bidding on April 22, 2022. Bids were received on May 19, 2022. The three (3) bids are as follows:

	<u>Bidder</u>	<u>Adjustment Factor:</u>	
1.	Tikon Group, Inc.	1.750	Non-responsible
2.	Reliance Construction Services, L.P.	1.979	
3.	Resicom, Inc	4.750	

**AWARD:** The apparent low bidder. Tikon Group. Inc.. was considered non-responsible due to withdrawing

\_\_\_\_\_ the appropriate bid, which group, then, has considered their responsibility to maintaining their bid. Therefore, it is recommended that this construction contract be awarded to the second low bidder Reliance Construction Services, L.P., with a bid of \$2,800,000.00 (1.979 Adjustment Factor) and Addenda Numbers 1 and 2 be made part of this Contract.

**PROJECT COST:** The total cost of this project is \$3,225,000.00 to be appropriated as follows:

· Bid Amount	\$ 2,800,000.00
· Contingencies	\$ 140,000.00
· Testing Services	\$ 145,000.00
· CIP Cost Recovery	\$ 140,000.00

Testing Services will be provided by Geoscience Engineering and Testing, Inc. under a previously approved contract.

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

**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Contractor provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

**M/WSBE PARTICIPATION:** The contractor has submitted the following proposed program to satisfy the 15% MBE goal and 8% WBE goal for this project.

	<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Reliance Construction Services, L.P.	Sewer Lines and related structures	\$322,000.00	11.50%
2.	Castaneda Trucking, Boring & Tunneling.	Boring, Tunneling pipe installation	\$ 98,000.00	3.50%
		<b>TOTAL</b>	<b>\$420,000.00</b>	<b>15.00%</b>

	<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	KMA Contractors Services, Inc.	Brick, Stone Construction Materials	\$112,000.00	4.00%
		<b>TOTAL</b>	<b>\$112,000.00</b>	<b>4.00%</b>

	<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	R Concrete Repairs	Concrete work	\$112,000.00	4.00%
		<b>TOTAL</b>	<b>\$112,000.00</b>	<b>4.00%</b>

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

WBS No. S-000700-0074-4

**Amount and Source of Funding:**

\$3,225,000.00 – Fund No. 8500 – Water and Sewer System Consolidated Construction Fund.

**Contact Information:**

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

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 8/24/2022

HPW – 20FO02 Contract Award / Reliance Construction Services, L.P.

Agenda Item#:

### **Background:**

**SUBJECT:** Contract Award for Work Order Construction Contract for Small Diameter Water Lines.

**RECOMMENDATION: (SUMMARY)** Reject low bid, return bid bond, award Construction Contract to the second low bidder, Reliance Construction Services, L.P., for Work Order Contract for Small Diameter Water Lines and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Capital Improvement Program and is required to provide work authorization on a location by location as-needed basis, to provide quality water services, protection, and improve system reliability.

**DESCRIPTION/SCOPE:** This project consists of the Citywide program that provides construction services for water main extensions. The scope is established by each work authorization. The Contract duration for this project is 730 calendar days.

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

**BIDS:** This project was advertised for bidding on April 22, 2022. Bids were received on May 19, 2022. The three (3) bids are as follows:

<u>Bidder</u>	<u>Adjustment Factor:</u>	
1. Tikon Group, Inc.	1.750	Non-responsible
2. Reliance Construction Services, L.P.	1.979	
3. Resicom, Inc	4.750	

**AWARD:** The apparent low bidder, Tikon Group, Inc., was considered non-responsible due to withdrawing their bid. Therefore, it is recommended that this construction contract be awarded to the second low bidder Reliance Construction Services, L.P., with a bid of \$2,800,000.00 (1.979 Adjustment Factor) and Addenda Numbers 1 and 2 be made part of this Contract.

**PROJECT COST:** The total cost of this project is \$3,225,000.00 to be appropriated as follows:

· Bid Amount	\$ 2,800,000.00
· Contingencies	\$ 140,000.00
· Testing Services	\$ 145,000.00
· CIP Cost Recovery	\$ 140,000.00

Testing Services will be provided by Geoscience Engineering and Testing, Inc. under a previously approved contract.

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

**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Contractor provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

**M/WSBE PARTICIPATION:** The contractor has submitted the following proposed program to satisfy the 15% MBE goal and 8% WBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Reliance Construction Services, L.P.	Sewer Lines and related structures	\$322,000.00	11.50%
2. Castaneda Trucking, Boring & Tunneling.	Boring, Tunneling pipe installation	\$ 98,000.00	3.50%
	<b>TOTAL</b>	<b>\$420,000.00</b>	<b>15.00%</b>

	<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	KMA Contractors Services, Inc.	Brick, Stone Construction Materials	\$112,000.00	4.00%
		<b>TOTAL</b>	<b>\$112,000.00</b>	<b>4.00%</b>

	<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	R Concrete Repairs	Concrete work	\$112,000.00	4.00%
		<b>TOTAL</b>	<b>\$112,000.00</b>	<b>4.00%</b>

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

DocuSigned by:  
 10/3/2022  
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Carol Ellinger Haddock, P.E., Director  
 Houston Public Works

WBS No. S-000700-0074-4

**Amount and Source of Funding:**

\$3,225,000.00 – Fund No. 8500 – Water and Sewer System Consolidated Construction Fund.

**Contact Information:**

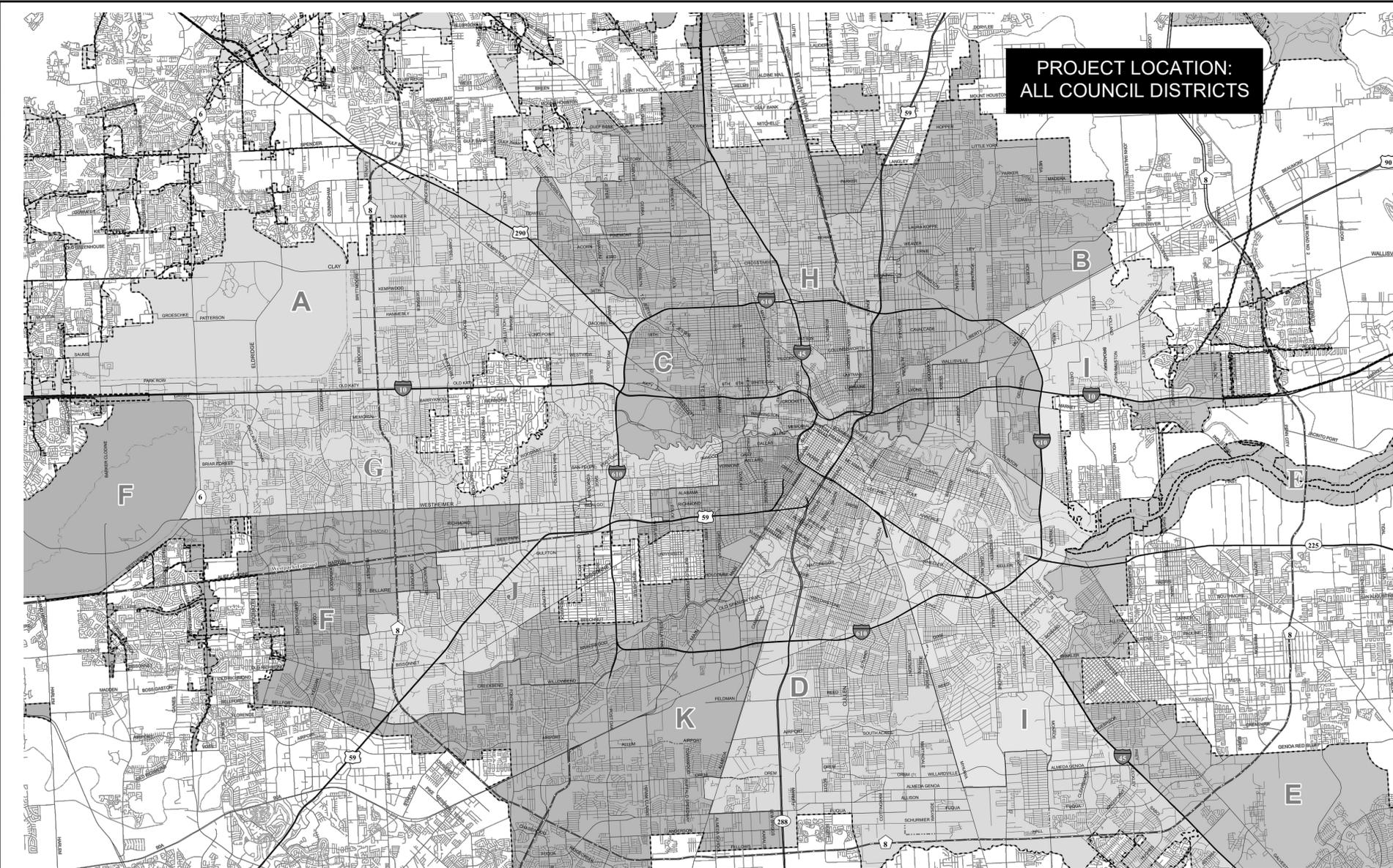
Juan Chavira, P.E, PMP, CEM.  
 Assistant Director, Capital Projects  
 Phone: (832) 395-2441

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Bid Extension Letter	Backup Material
Bid Tabulations	Backup Material
Form 1295	Backup Material

FOR REDUCED PLANS  
Original scale in inches

0 1 2 3  
PLOTTED 08/23/2022 11:23 AM  
FILE NAME: F:\LITTLE YORK\MISPEP\EXHIBITS\VIC-LOCATION - VICINITY MAP.DWG



**PROJECT LOCATION:  
ALL COUNCIL DISTRICTS**

NO.	REVISION	DATE	BY

**HOUSTON PUBLIC WORKS**



DOCUMENT IS FOR INTERIM REVIEW AND NOT INTENDED FOR CONSTRUCTION, BIDDING, OR PERMIT PURPOSES.  
**EPIFANIO E. SALAZAR, JR., P.E.**  
 TEXAS SERIAL NO. 67749  
 DATE: 08/03/2022  
 SES HORIZON CONSULTING ENGINEERS, INC.  
 TEXAS REGISTERED ENGINEERING FIRM F-003922

**SES HORIZON**  
 CONSULTING ENGINEERS, INC.  
*Civil Structural Transportation*  
 3010 Southwest Freeway, Suite 400 Houston, Texas 77074  
 (713) 988-5504, Fax (713) 988-1444 www.seshorizon.com

PROJECT TITLE		WORK ORDER CONTRACT FOR SMALL DIAMETER WATER LINES
WBS NO. S-000700-00/74-4		
DESIGNED BY	JOCEROR	PROJECT LOCATION
CHECKED BY	OJC	COUNCIL DISTRICT MAP
DATE	Aug-22	



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

ALL

Item Creation Date: 5/10/2022

20WWO1027 Contract Award/Specialized Maintenance  
Services, Inc.

Agenda Item#: 39.

### **Summary:**

ORDINANCE awarding contract to **SPECIALIZED MAINTENANCE SERVICES, INC** for Sanitary Sewer Targeted Cleaning and Television Inspection; 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 contingencies relating to construction of facilities financed by the Water & Sewer System Operating Fund; providing a maximum contract amount - \$4,036,832.00 - Enterprise Fund

### **Background:**

SUBJECT: Contract Award for Sanitary Sewer Targeted Cleaning and Television Inspection.

RECOMMENDATION: Reject highest scoring proposer, return bid bond, award construction contract to the second highest scoring proposer, Specialized Maintenance Services, Inc., for Sanitary Sewer Targeted Cleaning and Television Inspection and allocate funds.

PROJECT NOTICE/JUSTIFICATION: This project is required to reduce sanitary sewer overflows by providing sanitary sewer targeted cleaning and television inspection of sanitary sewers 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 sewer targeted cleaning and television inspection. The contract duration for this project is 365 calendar days.

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

PROPOSALS: This project was advertised for competitive sealed proposals on September 17, 2021. Four (4) proposals were received on October 21, 2021. The proposals received are as follows:

	<u>Proposer</u>	<u>Proposal Amount</u>
1.	Pro-Pipe, Inc.	\$3,076,081.12 rejected
2.	Specialized Maintenance Services, Inc.	\$3,844,601.40

- |   |                |
|---|----------------|
| 3. Equix Integrity, Inc.                    | \$2,971,282.90 |
| 4. CSI Consolidated, LLC dba AIMS Companies | \$4,875,117.23 |

**AWARD:** A selection committee was comprised of members from Houston Public Works. The Selection Committee reviewed the proposals based on the total proposal price, experience, crew availability, references, years in business, safety, claims history, and Hire Houston First. The apparent highest scoring proposer, Pro-Pipe, Inc., was considered non-responsive due to not submitting the required documents. Therefore, it is recommended that this construction contract be awarded to the second highest scoring proposer, Specialized Maintenance Services, Inc., with a proposal of \$3,844,601.40.

**PROJECT COST:** The total cost of this project is \$4,036,832.00 to be appropriated as follows:

Bid Amount	\$3,844,601.40
Contingencies	\$ 192,230.60

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

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

**M/WSBE PARTICIPATION:** The contractor has submitted the following proposed program to satisfy the 14.00% MBE goal and 4.00% WBE goal for this project.

<u>MBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
TB Environmental, Inc.	Cleaning and televising	<u>\$538,244.20</u>	<u>14.00%</u>
<b>TOTAL</b>		\$538,244.20	14.00%

<u>WBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Jaguar Fueling Services, LLC	Diesel fuel supplies	<u>\$153,784.06</u>	<u>4.00%</u>
<b>TOTAL</b>		\$153,784.06	4.00%

**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.

All known rights-of-way and easements required for this project have been acquired.

---

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

<b>Estimated Spending Authority</b>			
<b>DEPARTMENT</b>	<b>FY2023</b>	<b>OUT YEARS</b>	<b>TOTAL</b>
Houston Public Works	\$100,000.00	\$3,936,832.00	\$4,036,832.00

**Amount and Source of Funding:**

\$4,036,832.00 from Water and Sewer System Operating Fund No. 8300

**Contact Information:**

Greg Eyerly  
Senior Assistant Director  
Phone: (832) 395-4979

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 5/10/2022

20WWO1027 Contract Award/Specialized Maintenance Services, Inc.

Agenda Item#:

### **Background:**

**SUBJECT:** Contract Award for Sanitary Sewer Targeted Cleaning and Television Inspection.

**RECOMMENDATION:** Reject highest scoring proposer, return bid bond, award construction contract to the second highest scoring proposer, Specialized Maintenance Services, Inc., for Sanitary Sewer Targeted Cleaning and Television Inspection and allocate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is required to reduce sanitary sewer overflows by providing sanitary sewer targeted cleaning and television inspection of sanitary sewers 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 sewer targeted cleaning and television inspection. The contract duration for this project is 365 calendar days.

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2. Specialized Maintenance Services, Inc.	\$3,844,601.40
3. Equix Integrity, Inc.	\$2,971,282.90
4. CSI Consolidated, LLC dba AIMS Companies	\$4,875,117.23

**AWARD:** A selection committee was comprised of members from Houston Public Works. The Selection Committee reviewed the proposals based on the total proposal price, experience, crew availability, references, years in business, safety, claims history, and Hire Houston First. The apparent highest scoring proposer, Pro-Pipe, Inc., was considered non-responsive due to not submitting the required documents. Therefore, it is recommended that this construction contract be awarded to the second highest scoring proposer, Specialized Maintenance Services, Inc., with a proposal of \$3,844,601.40.

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TB Environmental, Inc.	Cleaning and televising	\$538,244.20	14.00%
<b>TOTAL</b>		<b>\$538,244.20</b>	<b>14.00%</b>

<u>WBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Jaguar Fueling Services, LLC	Diesel fuel supplies	\$153,784.06	4.00%
<b>TOTAL</b>		<b>\$153,784.06</b>	<b>4.00%</b>

**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.

All known rights-of-way and easements required for this project have been acquired.

DocuSigned by:  
 9/28/2022  
A93C410B72B3453  
 Carol Ellinger Haddock, P.E., Director  
 Houston Public Works

WBS No. R-MA1000-0012-4 File No. WW5200-04

<b>Estimated Spending Authority</b>			
<b>DEPARTMENT</b>	<b>FY2023</b>	<b>OUT YEARS</b>	<b>TOTAL</b>
Houston Public Works	\$100,000.00	\$3,936,832.00	\$4,036,832.00

**Amount and Source of Funding:**

\$4,036,832.00 from Water and Sewer System Operating Fund No. 8300

**Contact Information:**

Greg Eyerly  
 Senior Assistant Director  
 Phone: (832) 395-4979

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Bid Extension Letter	Backup Material
Bid Tabulations	Backup Material
Form 1295	Backup Material

# 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

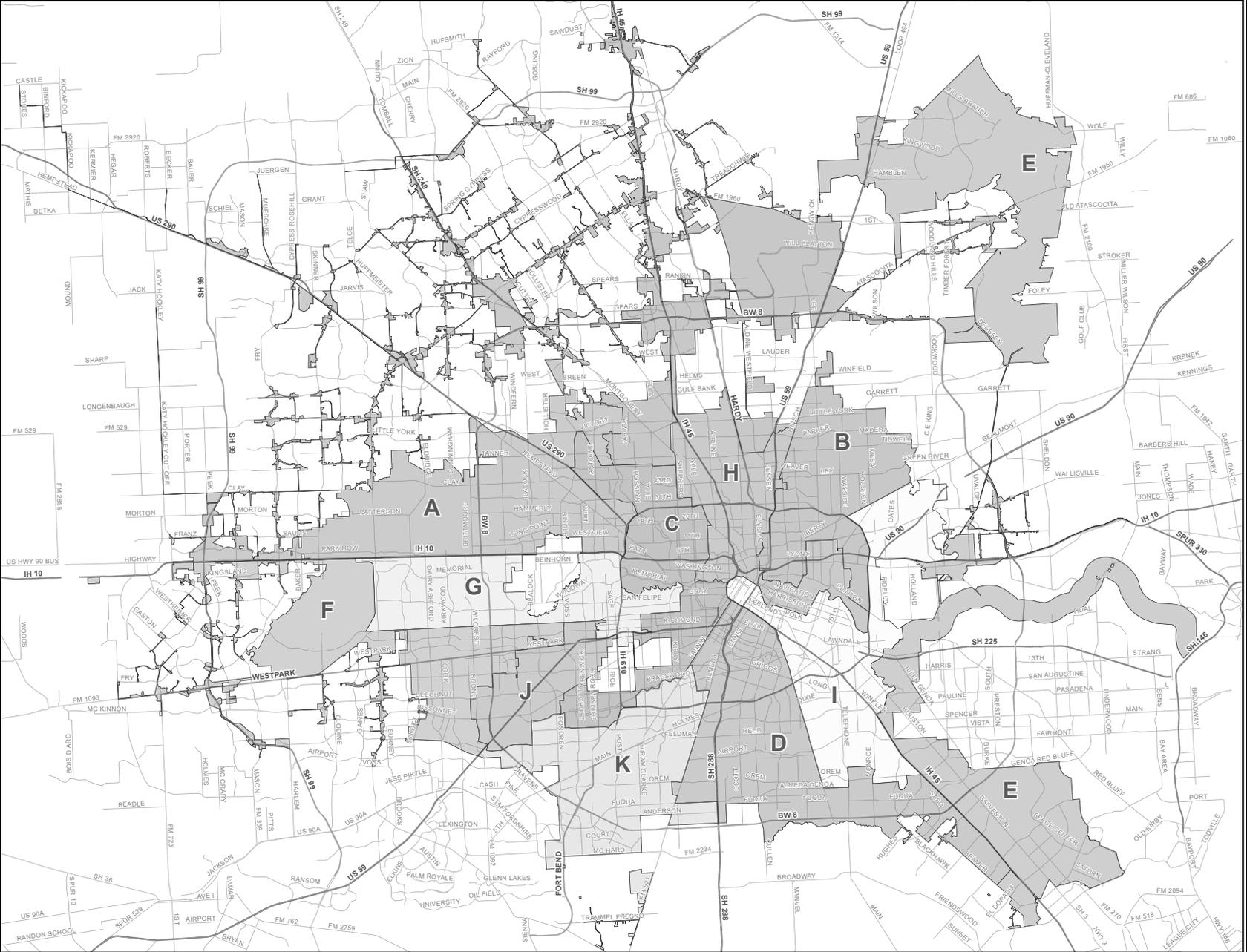
Source: COHGIS  
Date: Jan 2022  
Reference: pj20952



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



# Sanitary Sewer Targeted Cleaning and Television Inspection

WBS No. R-MA1000-0012-4

File No. WW5200-04



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/18/2022

District H, District I

Item Creation Date: 9/28/2022

MYR- ILA Jones Hall Funding Agreement

Agenda Item#: 40.

### **Summary:**

ORDINANCE approving and authorizing Interlocal Agreement between City of Houston and **HOUSTON FIRST CORPORATION** for improvements at Jones Hall; providing a maximum contract amount - \$2,500,000.00 - General Fund - **DISTRICTS H - CISNEROS and I - GALLEGOS**

**TAGGED BY COUNCIL MEMBER ROBINSON**

This was Item 23 on Agenda of October 12, 2022

### **Background:**

**SUBJECT:** ORDINANCE approving, and authorizing Interlocal Agreement is made and entered into pursuant to the Interlocal Cooperation Act, Texas Government Code §791.001 et seq., as amended, by and between Houston First Corporation (HFC) and the City of Houston (City).

### **RECOMMENDATION:**

City Council adopt an ordinance authorizing execution of an a Interlocal Agreement between Houston First Corporation (HFC) and the City of Houston (City).

### **SPECIFIC EXPLANATION:**

On June 6, 2011, the City of Houston and Houston First Corporation (HFC) entered into an agreement to lease various City facilities to HFC including Jones Hall. Pursuant to the Lease Agreement, HFC has the right to make capital improvements to City facilities covered by the Lease Agreement including Jones Hall.

HFC has previously facilitated the Jones Hall Foundation in its process of renovating Jones Hall to upgrade the acoustics, infrastructure, safety and audience accessibility and amenities by permitting entry into Jones Hall by the Foundation and its contractors and consultants.

City and HFC desire to enter into this Interlocal Agreement to improve the quality of the experience at Jones Hall. The City desires to contribute and transfer \$2.5 million to the management and implementation of the Project.

### **FISCAL NOTE:**

Funding for this item is not included in the FY2023 Adopted Budget. Therefore, a Fiscal Note is required as stated in the financial Policies.

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Andrew F. Icken, Chief Development Officer

**Estimated Fiscal Operating Impact**

<b>Recurring or One-Time</b>	<b>One-Time</b>
------------------------------	-----------------

<b>Fund Name</b>	<b>Current Fiscal Year</b>	<b>Outyear 1</b>	<b>Outyear 2</b>	<b>Outyear 3</b>	<b>Outyear 4</b>	<b>Total</b>
<b>General Government General Fund</b>	\$2,500,000.00					\$2,500,000.00
<b>Total</b>	<b>\$2,500,000.00</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$2,500,000.00</b>

**Amount and Source of Funding:**

\$2,500,000.00

General Fund

Fund 1000

**ATTACHMENTS:**

**Description**

**Type**