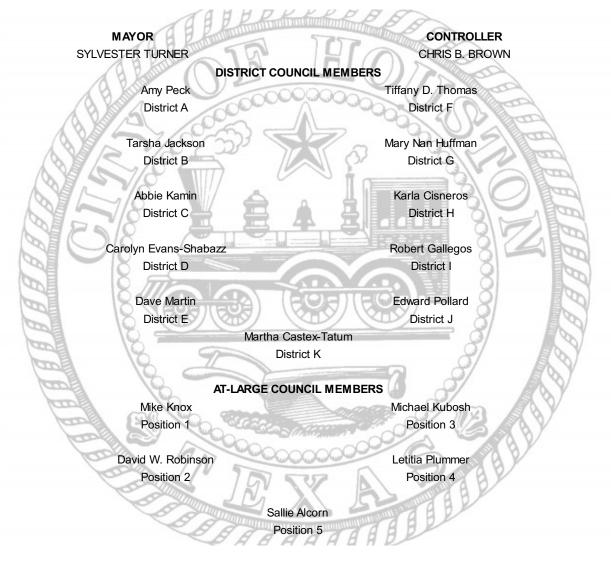
# AGENDA

### CITY OF HOUSTON . CITY COUNCIL

March 28 & 29, 2023



#### Marta Crinejo, Agenda Director

Pat Jefferson Daniel, City Secretary

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

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

To reserve time to appear before Council call 832-393-1100, or email us at speakers@houstontx.gov or weather permitting you may come to the Office of the City Secretary, City Hall Annex, Public Level **by 3:00 pm the Monday before Public Session**.

### AGENDA - COUNCIL MEETING Tuesday, March 28, 2023 - 1:30 PM City Hall - In Person Meeting

#### PRESENTATIONS

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

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Huffman

#### 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

#### SP03-28-2023

**RECESS** 

### RECONVENE

### WEDNESDAY - March 29, 2023 - 9:00 A. M.

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

### MAYOR'S REPORT

### CONSENT AGENDA NUMBERS 1 through 37

#### MISCELLANEOUS - NUMBERS 1 through 9

1. REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **INDEPENDENT POLICE OVERSIGHT BOARD**, for a term to expire January 31, 2025:

Member – STEPHEN IVES, as Board Chair

- Member SUJEY KALLUMADANDA
- Member EMERSON W. GIRARDEAU, III
- Member SHAVONNAH ROBERTS SCHREIBER, as Panel Chair
- Member MELINDA ORTEGA
- Member ISAAC EGUIA
- Member ANA (VAZQUEZ) SEXTON
- Member RHODA CHANIN CLAMEN
- Member TOBIAS A. COLE

#### Member – JOHNNY SOLIS III

- 2. REQUEST from Mayor for confirmation of the reappointment of TIKO REYNOLDS-HAUSMAN, Houston Independent School District representative, to Position Six of the BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER THREE, CITY OF HOUSTON, TEXAS (MAIN STREET MARKET SQUARE ZONE), for a term to expire December 31, 2024
- 3. REQUEST from Mayor for confirmation of the reappointment of TIKO REYNOLDS-HAUSMAN, Houston Independent School District representative, to Position Six of the BOARD OF DIRECTORS OF THE DOWNTOWN REDEVELOPMENT AUTHORITY (Formerly the MAIN STREET MARKET SQUARE REDEVELOPMENT AUTHORITY) for a term to expire December 31, 2024
- 4. REQUEST from Mayor for confirmation of the appointment of MEHDI RAIS, Houston Independent School District representative, to Position Eight of the BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS (also known as the FOURTH WARD ZONE), for a term to expire June 8, 2024
- 5. REQUEST from Mayor for confirmation of the appointment of MEHDI RAIS, Houston Independent School District representative, to Position Eight of the BOARD OF DIRECTORS OF THE FOURTH WARD REDEVELOPMENT AUTHORITY for a term to expire June 8, 2024
- 6. REQUEST from Mayor for confirmation of the reappointment of the following individuals to the BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER TWENTY:

Position One - **DENNIS C. (CORKY) FOWLER**, for a term to expire 12/20/2023

Position Two - WELCOME W. WILSON, JR., for a term to expire 12/20/2024, and to serve as Chair for a term ending 12/20/2023 Position Three - KENNETH C. LI, for a term to expire 12/20/2023 Position Four - STEPHEN T. LE, for a term to expire 12/20/2024 Position Five - SAUL VALENTIN, for a term to expire 12/20/2023 Position Six - DALE ADA DAVIDSON, for a term to expire 12/20/2024

Position Seven - **FEROZE (FRED) BHANDARA**, for a term to expire 12/20/2023

7. REQUEST from Mayor for confirmation of the reappointment of the following individuals to the BOARD OF DIRECTORS OF THE SOUTHWEST REDEVELOPMENT AUTHORITY:

Position One - **DENNIS C. (CORKY) FOWLER**, for a term to expire 12/20/2023

Position Two - **WELCOME W. WILSON, JR.**, for a term to expire 12/20/2024, and to serve as Chair for a term ending 12/20/2023 Position Three - **KENNETH C. LI**, for a term to expire 12/20/2023 Position Four - **STEPHEN T. LE**, for a term to expire 12/20/2024 Position Five - **SAUL VALENTIN**, for a term to expire 12/20/2023 Position Six - **DALE ADA DAVIDSON**, for a term to expire 12/20/2024 Position Seven - **FEROZE (FRED) BHANDARA**, for a term to expire 12/20/2023

- RECOMMENDATION from Director Administration & Regulatory Affairs Department for the designation of a residential parking permit area in the 1300 block of Rosalie and the 3200 block of Tampa - <u>DISTRICT D</u> -<u>EVANS-SHABAZZ</u>
- 9. RECOMMENDATION from Director Houston Public Works for approval of the 2023 Operations and Maintenance Budget for the **TRINITY RIVER CONVEYANCE PROJECT** operated by the **Coastal Water Authority**

### ACCEPT WORK - NUMBER 10

 RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,565,715.24 and acceptance of work on contract with JERDON ENTERPRISE, L.P. for Edgewood Park Playground - 5.44% over the original contract amount and under the 10% contingency amount - <u>DISTRICT D - EVANS-SHABAZZ</u>

#### PROPERTY - NUMBER 11

11. RECOMMENDATION from Director Department of Public Works & Engineering to transfer funds in the amount of \$2,005,958.00 from Dedicated Drainage and Street Capital Fund – Ad Valorem Tax to Houston Airport System Revenue Fund, as reimbursement for the Transfer of Jurisdiction of Parcels AY21-033, AY21-034, AY21-035, AY21-038 and TCY21-001, located along the north side of Greens Road, west of JFK Boulevard to east of Lee Road, from the Houston Airport System to Houston Public Works, Traffic and Drainage Operations for the GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT from John F. Kennedy Boulevard to US 59 - <u>DISTRICT B - JACKSON</u>

#### PURCHASING AND TABULATION OF BIDS - NUMBERS 12 through 14

- 12. NILFISK, INC for Purchase of Floor Scrubber Equipment through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Purchasing Cooperative (HGAC Buy) for the Houston Airport System -\$371,258.00 - Enterprise Fund
- **13. CENTRALSQUARE TECHNOLOGIES, LLC** for sole source Purchase 12-month renewal of Software License Maintenance and Support for Handheld Citation Devices for the Houston Police Department \$84,466.41 General Fund
- 14. CIVIC INITIATIVES, LLC for approval of spending authority for Professional Consulting Services through the National Association of State Procurement Officials NASPO ValuePoint Cooperative Agreement for a term of six-months for the Strategic Procurement Division of the Finance Department - \$199,156.20 - General Fund

#### ORDINANCES - NUMBERS 15 through 37

- 15. ORDINANCE AMENDING CHAPTER 33 OF THE CODE OF ORDINANCES OF THE CITY OF HOUSTON by adding a new Article XI, Conservation Districts; establishing criteria and providing for the creation of Conservation Districts in the Neighborhoods of Independence Heights, Freedmen's Town, Acres Homes, Magnolia Park/Manchester, Pleasantville, and Piney Point; providing for other matters related to the subject; providing for a penalty; and establishing an effective date
- 16. ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and HOUSTON SRO HOUSING CORPORATION to provide Housing Opportunities for Persons With AIDS Funds to finance the operation of a Multi-Unit Permanent Residential Facility with Supportive Services to a minimum of 33 very low-income households living with HIV/AIDS - 1 Year - \$284,284.27 - Grant Fund
- 17. ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and AIDS FOUNDATION HOUSTON INC., to provide Housing Opportunities for Persons With AIDS Funds for operation and maintenance of three permanent residential facilities with supportive services and provide short-term rent, mortgage, and utility assistance and tenantbased rental assistance to low-income persons and families affected by or living with HIV/AIDS - 1 Year - \$3,020,071.67 - Grant Fund
- **18.** ORDINANCE adopting seventh amended and restated Guidelines for the City's Homebuyer Assistance Program
- **19.** ORDINANCE de-appropriating \$1,500,000.00 in TIRZ Affordable Housing Funds, which were part of a previous TIRZ appropriation authorized pursuant to Ordinance No. 2018-937 to provide funding for New Home Development Program Master Contractor Agreements and related documents; appropriating \$1,500,000.00 in TIRZ Affordable Housing Funds to the Homebuyer Assistance Program to assist with the purchase of homes selected by income eligible first time homebuyers
- **20.** ORDINANCE approving and authorizing a full and final Settlement, Agreement and Release between City of Houston and **STAPLES**, **LLC**; providing a settlement amount - \$60,449.99 - General Fund
- ORDINANCE approving and authorizing Professional Services Agreement between City of Houston and PORTER HEDGES LLP to provide Legal Services related to complex construction contracts; establishing a maximum contract amount - 1 Year with 1 one-year option - \$500,000.00 - Enterprise Fund
- 22. ORDINANCE approving and authorizing second amendment to Interlocal Agreement (previously approved by Ordinance No. 2015-0896) between City of Houston and HARRIS COUNTY for Construction and Operation of the Joint Processing Center
- 23. ORDINANCE approving and authorizing Interlocal Agreement between City of Houston, Texas and MEMORIAL-HEIGHTS REDEVELOPMENT AUTHORITY for construction of improvements to Little Thicket Park; appropriating \$550,000.00 out of Park and Recreation Dedication Fund -

### DISTRICT C - KAMIN

- 24. ORDINANCE establishing the 1900 block of Canterbury Street, south side, between Cambridge Street and Staffordshire Boulevard, within the City of Houston, Texas, as a Special Minimum Building Line Block pursuant to Chapter 42 of the Code of Ordinances Houston, Texas <u>DISTRICT D EVANS-SHABAZZ</u>
- 25. ORDINANCE establishing the north and south sides of the 1000 block of Omar Street between Norhill Boulevard and Michaux Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - <u>DISTRICT H -</u> <u>CISNEROS</u>
- 26. ORDINANCE consenting to the addition of 20.816 acres of land to NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO.
   10, for inclusion in the District
- 27. ORDINANCE consenting to the addition of 42.09 acres of land to **FALLBROOK UTILITY DISTRICT**, for inclusion in its District
- 28. ORDINANCE consenting to the addition of 3.708 acres of land to DOWDELL PUBLIC UTILITY DISTRICT, for inclusion in the District
- 29. ORDINANCE consenting to the addition of 0.56 acres of land to **RAYFORD ROAD MUNICIPAL UTILITY DISTRICT**, for inclusion in the District
- **30.** ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as Water Line Replacement Along Post Oak Boulevard and Westheimer Road Project; authorizing the acquisition of fee simple or easement interest to three parcels of land required for the project and situated in the William White Survey, Abstract Number 836, said parcels in Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Relocation Assistance, Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of fee simple or easement interest to the three parcels of land required for the project **DISTRICT G HUFFMAN**
- **31.** ORDINANCE approving and authorizing 2023 Contract by and between **SAN JACINTO RIVER AUTHORITY** and City of Houston, Texas, relating to the ongoing operation of the Lake Conroe Dam and Reservoir
- **32.** ORDINANCE approving and authorizing submission of two applications for grant assistance to the **TEXAS WATER DEVELOPMENT BOARD** for Community Flood Mitigation Assistance through the Federal Emergency Management Agency's Flood Mitigation Assistance (FMA) Program; declaring the City's eligibility for such assistance; authorizing the Director Houston Public Works to act as the City's representative in the Grant application process, to accept such Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
- **33.** ORDINANCE appropriating \$66,000.00 out of Metro Projects Construction DDSRF; approving and authorizing Advanced Funding Agreement between City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION**

(TXDOT) for Flood Plain Permits in Various Areas; providing funding for CIP Cost Recovery relating to construction of facilities financed by Metro Projects Construction DDSRF - <u>DISTRICTS A - PECK; B - JACKSON; C</u> - <u>KAMIN; D - EVANS-SHABAZZ; F - THOMAS; H – CISNEROS and K -</u> <u>CASTEX-TATUM</u>

- 34. ORDINANCE appropriating \$550,000.00 out of Metro Projects Construction – DDSRF and approving and authorizing Professional Engineering Services Contract between City of Houston and KBH TRAFFIC ENGINEERING, LLC for Traffic Signal Design Project FY23 #1; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction – DDSRF
- 35. ORDINANCE appropriating of \$550,000.00 out of Metro Projects Construction – DDSRF and approving and authorizing Professional Engineering Services Contract between City of Houston and ALLY GENERAL SOLUTIONS, LLC for Intersection Safety Improvements FY23 #1; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction – DDSRF
- 36. ORDINANCE appropriating \$4,200,000.00 out of Dedicated Drainage and Street Renewal Capital Fund – Drainage Charge and approving and authorizing Professional Engineering Services Contract between City of Houston and HALFF ASSOCIATES, INC for FY23 Stormwater Action Team (S.W.A.T) Drainage Rehabilitation Projects Contract 2; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund – Drainage Charge
- 37. ORDINANCE No. 2023-200, passed first reading March 22, 2023 ORDINANCE adopting updates to the Land Use Assumptions, Capital Improvements Plan, and Amended Drainage Impact Fees in accordance with Chapter 395 of the Texas Local Government Code - SECOND AND FINAL READING

### END OF CONSENT AGENDA

### CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA

### MATTERS HELD - NUMBER 38

38. ORDINANCE appropriating \$396,471.60 out of Water & Sewer System Consolidated Construction Fund for Design and Construction of Underground Utilities for the Rosewood Street Improvements Project, from Tierwester Street to Scott Street, pursuant to the Harris County Master Road Log Agreement - <u>DISTRICT D - EVANS-SHABAZZ</u> TAGGED BY COUNCIL MEMBER EVANS-SHABAZZ This was Item 32 on Agenda of March 22, 2023

# MATTERS TO BE PRESENTED BY COUNCIL - Council Member Alcorn 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.



Meeting Date: 3/28/2023

Item Creation Date:

SP03-28-2023

Agenda Item#:

### ATTACHMENTS: Description

SP03-28-2023

**Type** Signed Cover sheet

### CITY COUNCIL CHAMBER – CITY HALL 2<sup>nd</sup> FLOOR - TUESDAY MARCH 28, 2023 – 2:00 PM

### AGENDA

3 MIN	3 MIN	3 MIN		
NON-AGENDA				
1 MIN	1 MIN	1 MIN		
IVY SPIVEY – 12410 San Lucia Rive	er Dr. – 77050 – 832-519-6804 – Issues	s with the Police Chief		
2 MIN	2 MIN	2 MIN		
WILLIAM PRATHER – 7131 August	tine Dr. – 77036 – 832-724-8456 – Goo	d in my ear		
3 MIN	3 MIN	3 MIN		
ZAFAR (ZAF) TAHIR – 16 Shadow I update of Turkey	Ln. – 77080 – 713-504-0156 – Centenn	nial Celebrations and Earthquake		
EBRU AK – 2410 McDuffie St. – 770 Turkey	019 – 832-314-5468 - Centennial Celeb	prations and Earthquake update of		
CENGIZ SISMAN – 2906 Prairie Hill update of Turkey	l Ct. – 77059 – 281-898-2125 - Centenn	nial Celebrations and Earthquake		
JAY KARAHAN – Post Office Box 1 update of Turkey	30824 - 77219 - 713-254-1866 - Cente	ennial Celebrations and Earthquake		
MICHELLE HASKIN – 2111 Gillette update of Turkey	e St. – 77006 – 346-212-9393 - Centenn	nial Celebrations and Earthquake		
ROLAND CURRY – 5911 Bent Boug	gh Ln. – 77088 – 832-977-9305 – Evide	ence of corruption in City Hall		

### PREVIOUS

1 MIN	1 MIN	1 MIN
••••••		



Meeting Date: 3/28/2023

Item Creation Date: 3/13/2023

MYR ~ 2023 Independent Police Oversight Board ReAppts. ltr.

Agenda Item#: 1.

### Summary:

REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **INDEPENDENT POLICE OVERSIGHT BOARD**, for a term to expire January 31, 2025:

Member - STEPHEN IVES, as Board Chair

Member – SUJEY KALLUMADANDA

Member – EMERSON W. GIRARDEAU, III

- Member SHAVONNAH ROBERTS SCHREIBER, as Panel Chair
- Member MELINDA ORTEGA
- Member ISAAC EGUIA
- Member ANA (VAZQUEZ) SEXTON
- Member RHODA CHANIN CLAMEN
- Member TOBIAS A. COLE
- Member JOHNNY SOLIS III

### **Background:**

March 1, 2023

The Honorable City Council City of Houston

Dear Council Members:

Pursuant to City of Houston Revised Executive Order 1-5, I am reappointing the following individuals to the Independent Police Oversight Board (IPOB), subject to City Council confirmation:

Stephen Ives, reappointment as board chair, for a term to expire January 31, 2025; Sujey Kallumadanda, reappointment as member, for a term to expire January 31, 2025; Emerson W. Girardeau III, reappointment as member, for a term to expire January 31, 2025; Shavonnah Roberts Schreiber, reappointment as panel chair, for a term to expire January 31, 2025; 2025;

Melinda Ortega, reappointment as member, for a term to expire January 31, 2025;

Isaac Eguia, reappointment as member, for a term to expire January 31, 2025; Ana (Vazquez) Sexton, reappointment as member, for term to expire January 31, 2025; Rhoda Chanin Clamen, reappointment as member, for a term to expire January 31, 2025; Tobias A. Cole, reappointment as member, for a term to expire January 31, 2025; and Johnny Solis III, reappointment as member, for a term to expire January 31, 2025.

The résumés of the nominees are attached for your review.

Sincerely,

Sylvester Turner Mayor

ATTACHMENTS: Description

Туре



Meeting Date: 3/28/2023

Item Creation Date: 3/13/2023

MYR ~ 2023 TIRZ # 3 HISD ReAppt. ltr. 3-13-2023

Agenda Item#: 2.

### Summary:

REQUEST from Mayor for confirmation of the reappointment of **TIKO REYNOLDS-HAUSMAN**, **Houston Independent School District representative**, to Position Six of the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER THREE, CITY OF HOUSTON**, **TEXAS (MAIN STREET MARKET SQUARE ZONE)**, for a term to expire December 31, 2024

### **Background:**

March 13, 2023

The Honorable City Council Houston, Texas

Dear Council Members:

Pursuant to City of Houston, Texas, Ordinance No. 95-1323, and Resolution No. 99-39, as amended, I am nominating the following individual for appointment to the Board of Directors of Reinvestment Zone Number Three, City of Houston, Texas (Main Street Market Square Zone), subject to Council confirmation:

Tiko Reynolds-Hausman, (HISD Representative), reappointment to Position Six, for a term to expire December 31, 2024.

Pursuant to the Bylaws of the Downtown Redevelopment Authority (formerly the Main Street Market Square Redevelopment Authority), appointment of a director to the Board of Directors of this Zone will also constitute appointment of the director to the corresponding position on the Board of Directors of the Authority for the same term.

The résumé of the nominee is attached for your review.

Sincerely,

Sylvester Turner

Mayor

# ATTACHMENTS: Description

Туре



Meeting Date: 3/28/2023

Item Creation Date: 3/13/2023

MYR ~ 2023 Main Street Market Square Zone HISD ReAppt. ltr. 3-13-2023

Agenda Item#: 3.

### Summary:

REQUEST from Mayor for confirmation of the reappointment of **TIKO REYNOLDS-HAUSMAN**, **Houston Independent School District representative**, to Position Six of the **BOARD OF DIRECTORS OF THE DOWNTOWN REDEVELOPMENT AUTHORITY (Formerly the MAIN STREET MARKET SQUARE REDEVELOPMENT AUTHORITY)** for a term to expire December 31, 2024

### **Background:**

March 13, 2023

The Honorable City Council Houston, Texas

Dear Council Members:

Pursuant to City of Houston, Texas, Ordinance No. 95-1323, and Resolution No. 99-39, as amended, I am nominating the following individual for appointment to the Board of Directors of Reinvestment Zone Number Three, City of Houston, Texas (Main Street Market Square Zone), subject to Council confirmation:

Tiko Reynolds-Hausman, (HISD Representative), reappointment to Position Six, for a term to expire December 31, 2024.

Pursuant to the Bylaws of the Downtown Redevelopment Authority (formerly the Main Street Market Square Redevelopment Authority), appointment of a director to the Board of Directors of this Zone will also constitute appointment of the director to the corresponding position on the Board of Directors of the Authority for the same term.

The résumé of the nominee is attached for your review.

Sincerely,

Sylvester Turner Mayor

# ATTACHMENTS: Description

Туре



Meeting Date: 3/28/2023

Item Creation Date: 3/13/2023

MYR ~ 2023 TIRZ # 14 HISD Appt. ltr. 3-13-2023

Agenda Item#: 4.

### Summary:

REQUEST from Mayor for confirmation of the appointment of **MEHDI RAIS**, **Houston Independent School District representative**, to Position Eight of the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON**, **TEXAS (also known as the FOURTH WARD ZONE)**, for a term to expire June 8, 2024

### **Background:**

March 1, 2023

The Honorable City Council Houston Texas

Dear Council Members:

Pursuant to City of Houston, Texas, Ordinance Nos. 99-565 and 99-913 and Resolution No. 99-69, I am nominating the following individual for appointment to the Board of Directors of Reinvestment Zone Number Fourteen, City of Houston, Texas, also known as the Fourth Ward Zone ("Zone"), subject to City Council confirmation:

Mehdi Rais, (HISD Representative), appointment to Position Eight, for a term to expire June 8, 2024.

Pursuant to Article II of the Bylaws of the Fourth Ward Redevelopment Authority ("Authority"), the Directors of the Board of the Authority shall be appointed by position to the Board by the Mayor of the City with the consent and approval of the City Council and shall be the same persons appointed to the corresponding positions of the Board of the Zone. Appointment of a person to the position of the Board of the Zone shall constitute appointment of such person to the corresponding position of the Board of the Authority. The term of each position on the Board of the Authority shall be coterminous with the term of the corresponding position on the Board of the Zone as established by the City Ordinance No. 1999-565, as may be amended from time to time.

The résumé of the nominee is attached for your review.

Sincerely,

Sylvester Turner Mayor

# ATTACHMENTS:

Description

Туре



Meeting Date: 3/28/2023

Item Creation Date: 3/13/2023

MYR ~ 2023 Fourth Ward Redevelopment Authority HISD Appt. ltr. 3-13-2023

Agenda Item#: 5.

### Summary:

REQUEST from Mayor for confirmation of the appointment of **MEHDI RAIS**, **Houston Independent School District representative**, to Position Eight of the **BOARD OF DIRECTORS OF THE FOURTH WARD REDEVELOPMENT AUTHORITY** for a term to expire June 8, 2024

### **Background:**

March 1, 2023

The Honorable City Council Houston Texas

Dear Council Members:

Pursuant to City of Houston, Texas, Ordinance Nos. 99-565 and 99-913 and Resolution No. 99-69, I am nominating the following individual for appointment to the Board of Directors of Reinvestment Zone Number Fourteen, City of Houston, Texas, also known as the Fourth Ward Zone ("Zone"), subject to City Council confirmation:

Mehdi Rais, (HISD Representative), appointment to Position Eight, for a term to expire June 8, 2024.

Pursuant to Article II of the Bylaws of the Fourth Ward Redevelopment Authority ("Authority"), the Directors of the Board of the Authority shall be appointed by position to the Board by the Mayor of the City with the consent and approval of the City Council and shall be the same persons appointed to the corresponding positions of the Board of the Zone. Appointment of a person to the position of the Board of the Board of the Authority. The term of each position on the Board of the Authority shall be coterminous with the term of the corresponding position on the Board of the Zone as established by the City Ordinance No. 1999-565, as may be amended from time to time.

The résumé of the nominee is attached for your review.

Sincerely,

Sylvester Turner Mayor

ATTACHMENTS: Description

Туре



Meeting Date: 3/28/2023

Item Creation Date: 3/14/2023

MYR ~ 2023 TIRZ # 20 ReAppts. ltr. 3-14-2023

Agenda Item#: 6.

### Summary:

REQUEST from Mayor for confirmation of the reappointment of the following individuals to the BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER TWENTY: Position One - DENNIS C. (CORKY) FOWLER, for a term to expire 12/20/2023 Position Two - WELCOME W. WILSON, JR., for a term to expire 12/20/2024, and to serve as Chair for a term ending 12/20/2023 Position Three - KENNETH C. LI, for a term to expire 12/20/2023 Position Four - STEPHEN T. LE, for a term to expire 12/20/2024 Position Five - SAUL VALENTIN, for a term to expire 12/20/2023 Position Six - DALE ADA DAVIDSON, for a term to expire 12/20/2024 Position Seven - FEROZE (FRED) BHANDARA, for a term to expire 12/20/2023

### **Background:**

March 14, 2023

The Honorable City Council City of Houston, Texas

Dear Council Members:

Pursuant to City of Houston, Texas Ordinance No. 1999-1330, I am nominating the following individuals for reappointment to the Board of Directors of Reinvestment Zone Number Twenty ("TIRZ"), subject to Council confirmation:

Dennis C. (Corky) Fowler, reappointment to Position One, for a term to expire December 20, 2023;

Welcome W. Wilson, Jr., reappointment to Position Two, for a term to expire December 20, 2024, and to serve as Chair for a term ending December 31, 2023;

Kenneth C. Li, reappointment to Position Three, for a term to expire December 20, 2023;

Stephen T. Le, reappointment to Position Four, for a term to expire December 20, 2024;

Saul Valentin, reappointment to Position Five, for a term to expire December 20, 2023;

Dale Ada Davidson, reappointment to Position Six, for a term to expire December 20, 2024; and

Feroze (Fred) Bhandara, reappointment to Position Seven, for a term to expire December 20,

2023.

Pursuant to the Bylaws of the Southwest Houston Redevelopment Authority ("Authority"), appointment of a director to the Board of Directors of TIRZ will also constitute appointment of such director to the corresponding position on the Board of Directors of the Authority for the same term.

The résumés of the nominees are attached for your review.

Sincerely,

Sylvester Turner Mayor

ATTACHMENTS: Description

Туре



Meeting Date: 3/28/2023

Item Creation Date: 3/14/2023

MYR ~ 2023 Southwest Houston Redevelopment Authority ReAppts. Itr. 3-14-2023

Agenda Item#: 7.

### Summary:

REQUEST from Mayor for confirmation of the reappointment of the following individuals to the BOARD OF DIRECTORS OF THE SOUTHWEST REDEVELOPMENT AUTHORITY: Position One - DENNIS C. (CORKY) FOWLER, for a term to expire 12/20/2023 Position Two - WELCOME W. WILSON, JR., for a term to expire 12/20/2024, and to serve as Chair for a term ending 12/20/2023 Position Three - KENNETH C. LI, for a term to expire 12/20/2023 Position Four - STEPHEN T. LE, for a term to expire 12/20/2024 Position Five - SAUL VALENTIN, for a term to expire 12/20/2023 Position Six - DALE ADA DAVIDSON, for a term to expire 12/20/2024 Position Seven - FEROZE (FRED) BHANDARA, for a term to expire 12/20/2023

### Background:

March 14, 2023

The Honorable City Council City of Houston, Texas

Dear Council Members:

Pursuant to City of Houston, Texas Ordinance No. 1999-1330, I am nominating the following individuals for reappointment to the Board of Directors of Reinvestment Zone Number Twenty ("TIRZ"), subject to Council confirmation:

Dennis C. (Corky) Fowler, reappointment to Position One, for a term to expire December 20, 2023;

Welcome W. Wilson, y Jr., reappointment to Position Two, for a term to expire December 20, 2024,

and to serve as Chair for a term ending December 31, 2023;

Kenneth C. Li, reappointment to Position Three, for a term to expire December 20, 2023; Stephen T. Le, reappointment to Position Four, for a term to expire December 20, 2024; Saul Valentin, reappointment to Position Five, for a term to expire December 20, 2023; Dale Ada Davidson, reappointment to Position Six, for a term to expire December 20, 2024; and

Feroze (Fred) Bhandara, reappointment to Position Seven, for a term to expire December 20, 2023.

Pursuant to the Bylaws of the Southwest Houston Redevelopment Authority ("Authority"), appointment of a director to the Board of Directors of TIRZ will also constitute appointment of such director to the corresponding position on the Board of Directors of the Authority for the same term.

The résumés of the nominees are attached for your review.

Sincerely,

Sylvester Turner Mayor

ATTACHMENTS: Description

Туре



Meeting Date: 3/28/2023 District D Item Creation Date: 3/9/2023

ARA - Residential Permit Parking (1300 Rosalie\_3200 Tampa)

Agenda Item#: 8.

### Summary:

RECOMMENDATION from Director Administration & Regulatory Affairs Department for the designation of a residential parking permit area in the 1300 block of Rosalie and the 3200 block of Tampa - **DISTRICT D - EVANS-SHABAZZ** 

### **Background:**

The Administration and Regulatory Affairs Department recommends that the following proposed areas be designated as a Residential Permit Parking (RPP) area and that a valid permit be required for onstreet parking at the times of day and days of the week specified below.

RPP# 120121-62-357

- 1300 block of Rosalie
- Days/Times: Monday Sunday, 7 PM 7 AM, tow-away zone

### RPP# 120522-67-369

- 3200 block of Tampa
- Days/Times: Monday Sunday, 7 PM 7 AM, tow-away zone

Chapter 26, Section 26-311 of the City of Houston's Code of Ordinances provides for the creation of Residential Permit Parking areas in neighborhoods where excessive commuter parking is deemed a problem for residents. To date, 202 permit parking areas have been designated.

The Administration and Regulatory Affairs Department and Houston Public Works reviewed the applications and held a hybrid public hearing on February 27, 2023, to discuss and ensure any outstanding issues with the proposed area were satisfactorily resolved within the community. The required public hearing notice was sent to all addresses within a 200 feet boundary of the requested zones as well and the Super Neighborhood Council and Super Neighbor 62.

### Fiscal Note

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

### **Departmental Approval Authority:**

#### Other Authorization

Туре

Tina Paez, Director Administration & Regulatory Affairs Department

# **Contact Information:**

Naelah Yahya	Phone: (832) 393-8530
Maria Irshad	Phone: (832) 393-8643

# ATTACHMENTS:

### Description

3.9.2023 RPP RCA (1300 Rosalie\_3200 Tampa)

Signed Cover sheet



Meeting Date: 3/28/2023 District D

Item Creation Date: 3/9/2023

ARA - Residential Permit Parking (1300 Rosalie\_3200 Tampa)

Agenda Item#: 1.

#### Background:

The Administration and Regulatory Affairs Department recommends that the following proposed areas be designated as a Residential Permit Parking (RPP) area and that a valid permit be required for on-street parking at the times of day and days of the week specified below.

RPP# 120121-62-357

- 1300 block of Rosalie
- Days/Times: Monday Sunday, 7 PM 7 AM, tow-away zone

RPP# 120522-67-369

- 3200 block of Tampa
- Days/Times: Monday Sunday, 7 PM 7 AM, tow-away zone

Chapter 26, Section 26-311 of the City of Houston's Code of Ordinances provides for the creation of Residential Permit Parking areas in neighborhoods where excessive commuter parking is deemed a problem for residents. To date, 202 permit parking areas have been designated.

The Administration and Regulatory Affairs Department and Houston Public Works reviewed the applications and held a hybrid public hearing on February 27, 2023, to discuss and ensure any outstanding issues with the proposed area were satisfactorily resolved within the community. The required public hearing notice was sent to all addresses within a 200 feet boundary of the requested zones as well and the Super Neighborhood Council and Super Neighbor 62.

#### Fiscal Note

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

#### **Departmental Approval Authority:**

—ds EC

DocuSigned by: ina Paer

Tina Paez, Director Administration & Regulatory Affairs Department

Other Authorization

#### **Contact Information:**

Naelah YahyaPhone: (832) 393-8530Maria IrshadPhone: (832) 393-8643

#### ATTACHMENTS:

Description

3.9.2023 RPP Backup and Map\_1300 Rosalie\_3200 Tampa

Type Backup Material



Meeting Date: 3/28/2023 ALL Item Creation Date: 2/6/2023

HPW - 20DWO97- 2023 O&M Budget and Capital Improvement Budget for Coastal Water Authority (CWA) -Trinity River Conveyance Project

Agenda Item#: 9.

### Summary:

RECOMMENDATION from Director Houston Public Works for approval of the 2023 Operations and Maintenance Budget for the **TRINITY RIVER CONVEYANCE PROJECT** operated by the **Coastal Water Authority** 

### Background:

**RECOMMENDATION**: Approve the 2023 Operations and Maintenance Budget in the amount of \$29,740,800.00 and Capital Improvement Budget in the amount of \$18,000,000.00 for the Trinity River Conveyance Project operated by the Coastal Water Authority, in the total amount of \$47,740,800.00.

**EXPLANATION**: The Coastal Water Authority (CWA) operates the raw water transportation system for the City of Houston (City). CWA plays an essential role in the City's program of increased surface water use. CWA owns, operates and maintains 36 miles of canals as part of the CWA raw water conveyance system. CWA also maintains the Trinity River intake pumping facility, the Lynchburg pumping facility and the Bayport booster pumping facility (collectively, the "Trinity River Conveyance Project)".

On May 28, 1968, the City and CWA entered into a contract ("Initial Contract") pursuant to which the City agreed to pay the annual costs and expenses incurred by CWA for maintenance, operation, and repair of the Trinity River Water Conveyance Project. The Initial Contract was amended and restated by a new contract approved by City Council on June 21, 1995 by City Ordinance No. 1995-0676 ("Amended Contract").

Section 205 of the Amended Contract requires CWA to prepare and submit to the City an annual operating budget for the Trinity River Water Conveyance Project. CWA presented the City with the proposed 2023 operations and maintenance ("O&M") budget for the Trinity River Water Conveyance Project in the amount of \$29,740,800.00. This budget reflects a funding increase of \$5,967,100.00 as compared to the 2022 budget of \$23,773,700.00 which was approved by City Council on January 12, 2022, Motion Number 2022-0017.

The increase is primarily due to:

• An increase in the cost of pre-treatment chemicals at the Lynchburg Pump Station in the

amount of \$4.6 million dollars

• Need to fund a control system upgrade, system security improvements, replacement of equipment and a pump repair that will be finalized in 2023.

CWA's annual budget includes a Capital Improvement budget of \$18,000,000 for the replacement and improvements made to two (2) chemical pumps at the Lynchburg Pump Station. Following approval of this item, Houston Public Works will bring forth a separate council action for approval of an Ordinance to appropriate the \$18,000,000.00 Capital Improvement budget.

Houston Public Works (HPW) met with CWA officials to review the submitted budget and concluded that the budget presented by CWA is reasonable given the work proposed.

The funds are allocated in the HPW budget according to CWA's annual budget submittal during the month of October. CWA's Fiscal Year 2023 starts on January 1, 2023 and ends on December 31, 2023. Six (6) months of CWA's budget are allocated to the City's FY23 budget (January 2023 to June 2023), and the remaining six (6) months are allocated to the City's FY24 Budget (July 2023 to December 2023). Payments made to CWA are based upon documented actual monthly O&M expenditures.

This Project was described and briefed to the Transportation, Technology and Infrastructure Committee on January 12, 2023.

It is recommended that City Council approve the 2023 CWA O&M budget in the amount of \$29,740,800.00 and Capital Improvement budget in the amount of \$18,000,000.00 for the Trinity River Conveyance Project, in the total amount of \$47,740,800.00.

**FISCAL NOTE:** Funding for this item is included in the FY 23 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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-000895-0003-7

Estimated Spending Authority				
Department	FY2023	Out Years	TOTAL	
Houston Public Works	\$14,870,400.00	\$14,870,400.00	\$29,740,800.00	

### **Prior Council Action:**

Ordinance Number 1195-0676, June 21, 1995 Motion Number 2022-0017, January 12, 2022

### Amount and Source of Funding:

\$29,740,800.00 – Fund No. 8300 Water and Sewer System Operating Fund \$18,000,000.00 – Fund No. 8500 Water and Sewer System Consolidated Construction Fund (to be appropriated through separate council action) \$47,740,800.00 – Total Cost

### **Contact Information:**

Venus Price, P.E. Senior Assistant Director, Houston Water Drinking Water Operations Houston Public Works Department **Phone:** (832) 395-2337

### ATTACHMENTS:

**Description** Coversheet (revised) Туре

Signed Cover sheet



Meeting Date: 3/21/2023 ALL Item Creation Date: 2/6/2023

HPW - 20DWO97- 2023 O&M Budget and Capital Improvement Budget for Coastal Water Authority (CWA) - Trinity River Conveyance Project

Agenda Item#: 4.

#### Summary: NOT A REAL CAPTION RECOMMENDATION from Director Houston Public Works for approval of the 2022 Operations and Maintenance Budget for the LAKE LIVINGSTON PROJECT operated by the Trinity River Authority - \$47,740,800.00 - Enterprise Fund

#### Background:

**RECOMMENDATION**: Approve the 2023 Operations and Maintenance Budget in the amount of \$29,740,800.00 and Capital Improvement Budget in the amount of \$18,000,000.00 for the Trinity River Conveyance Project operated by the Coastal Water Authority, in the total amount of \$47,740,800.00.

**EXPLANATION**: The Coastal Water Authority (CWA) operates the raw water transportation system for the City of Houston (City). CWA plays an essential role in the City's program of increased surface water use. CWA owns, operates and maintains 36 miles of canals as part of the CWA raw water conveyance system. CWA also maintains the Trinity River intake pumping facility, the Lynchburg pumping facility and the Bayport booster pumping facility (collectively, the "Trinity River Conveyance Project)".

On May 28, 1968, the City and CWA entered into a contract ("Initial Contract") pursuant to which the City agreed to pay the annual costs and expenses incurred by CWA for maintenance, operation, and repair of the Trinity River Water Conveyance Project. The Initial Contract was amended and restated by a new contract approved by City Council on June 21, 1995 by City Ordinance No. 1995-0676 ("Amended Contract").

Section 205 of the Amended Contract requires CWA to prepare and submit to the City an annual operating budget for the Trinity River Water Conveyance Project. CWA presented the City with the proposed 2023 operations and maintenance ("O&M") budget for the Trinity River Water Conveyance Project in the amount of \$29,740,800.00. This budget reflects a funding increase of \$5,967,100.00 as compared to the 2022 budget of \$23,773,700.00 which was approved by City Council on January 12, 2022, Motion Number 2022-0017.

The increase is primarily due to:

- An increase in the cost of pre-treatment chemicals at the Lynchburg Pump Station in the amount of \$4.6 million dollars
- Need to fund a control system upgrade, system security improvements, replacement of equipment and a pump repair that will be finalized in 2023.

CWA's annual budget includes a Capital Improvement budget of \$18,000,000 for the replacement and improvements made to two (2) chemical pumps at the Lynchburg Pump Station.

Houston Public Works (HPW) met with CWA officials to review the submitted budget and concluded that the budget presented by CWA is reasonable given the work proposed.

The funds are allocated in the HPW budget according to CWA's annual budget submittal during the month of October. CWA's Fiscal Year 2023 starts on January 1, 2023 and ends on December 31, 2023. Six (6) months of CWA's budget are allocated to the City's FY23 budget (January 2023 to June 2023), and the remaining six (6) months are allocated to the City's FY24 Budget (July 2023 to December 2023). Payments made to CWA are based upon documented actual monthly O&M expenditures.

This Project was described and briefed to the Transportation, Technology and Infrastructure Committee on January 12, 2023.

It is recommended that City Council approve the 2023 CWA O&M budget in the amount of \$29,740,800.00 and Capital Improvement budget in the amount of \$18,000,000.00 for the Trinity River Conveyance Project, in the total amount of \$47,740,800.00.

FISCAL NOTE: Funding for this item is included in the FY 23 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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

DocuSigned by: Carol Haddock 3/15/2023 A93C410B72B34

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

WBS No. S-000895-0003-7

Estimated Spending Authority				
Department	FY2023	Out Years	TOTAL	
Houston Public Works	\$14,870,400.00	\$14,870,400.00	\$29,740,800.00	

#### Prior Council Action:

Ordinance Number 1195-0676, June 21, 1995 Motion Number 2022-0017, January 12, 2022

#### Amount and Source of Funding:

\$29,740,800.00 – Fund No. 8300 Water and Sewer System Operating Fund
\$18,000,000.00 – Fund No. 8500 Water and Sewer System Consolidated Construction Fund
\$47,740,800.00 – Total Cost

#### **Contact Information:**

Venus Price, P.E. Senior Assistant Director, Houston Water Drinking Water Operations Houston Public Works Department **Phone:** (832) 395-2337

#### ATTACHMENTS:

- Description
- SAP Documents FY23 CWA Budget CWA-TRA Conveyance Contract Prior Council Action Annual Fees TTI Agenda Funding Verification

#### Туре

Financial Information Backup Material Backup Material Backup Material Backup Material Backup Material Financial Information



Meeting Date: 3/28/2023 District D Item Creation Date: 2/28/2023

25PARK390– Accept Work – Jerdon Enterprise, L. P. – Edgewood Park

Agenda Item#: 10.

### Summary:

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,565,715.24 and acceptance of work on contract with **JERDON ENTERPRISE**, **L.P.** for Edgewood Park Playground - 5.44% over the original contract amount and under the 10% contingency amount - **DISTRICT D - EVANS-SHABAZZ** 

### Background:

**RECOMMENDATION:** The General Services Department recommends approval of a final contract amount of \$1,565,715.24 and acceptance of work on the contract with Jerdon Enterprise, L.P. for Edgewood Park Playground – 5.44% over the original contract amount and under the 10% contingency.

**SPECIFIC EXPLANATION:** The General Services Department recommends that the City Council approve the final contract amount of \$1,565,715.24, accept the work and authorize final payment to Jerdon Enterprise, L.P. for construction services in connection with Edgewood Park Playground, for the Houston Parks and Recreation Department.

PROJECT LOCATION: 5803 Bellfort Street Houston, Texas 77033

**PROJECT DESCRIPTION:** The project provided new playground units and swings, exercise stations with shade cover, picnic areas, pavilion, spray ground, lighting, concrete walking trail and sidewalks, seat walls, ornamental fencing, native trees with irrigation, drinking fountains, bike racks, picnic tables and benches. Improvements were made to the existing basketball court and the ADA parking and driveway. The project was funded in part by a Texas Parks and Wildlife Department Grant.

M2L Associates, Inc. was the design consultant for the project.

**CONTRACT COMPLETION AND COST:** The contractor completed the project within 356 days: the original contract time of 270 days, plus 86 days approved by Change Orders. The project's final cost including Change Orders is \$1,565,715.24, an increase of \$80,807.00 over the original contract amount.

**PREVIOUS CHANGE ORDERS:** Change Order Nos. 1 -2 furnished and installed new drain inlet, added three trees, furnished and installed benches, modified the detention area, upgrade existing light poles, added sandblasted pattern to the spray ground, added sidewalk section at maintenance

drive, installed catch basin and drain pipe for better drainage around the court and field, installed extra concrete depth on exercise pad, replaced damage drainage pipe, installed collapsible bollards, upgraded splash pad piping, installed sidewalk at driveway, replaced a section of curb, relocated a ramp, installed ball valves to allow plumbing maintenance, installed safety surfacing on the hillside, repainted park equipment, removed a declining tree and trimmed low branches, replaced 2 slides, installed new splash pad program and added non-compensable days due to weather and theft.

**M/WBE PARTICIPATION:** The advertised M/WBE contract goals for this project were 18% MBE and 10% WBE (28% total). The M/W/SBE goals approved for this project were 18.13% MBE and 6.34% WBE and 4.26% SBE (28.73% total). According to the Office of Business Opportunity, the actual participation achieved on this project was 19.16% MBE, 6.58% WBE, and 4.14% SBE (29.88% total). The standard for meeting MWSBE participation goals is the demonstration of Good Faith Efforts. The Contractor's M/W/SBE performance on this project was rated Satisfactory due to Good Faith Efforts for the following reasons: Jerdon Enterprise, L.P. surpassed the MBE goal and achieved the WBE and SBE goal on this project. For the reasons listed, the Contractor's performance meets the intent and the spirit of the City's MWSBE program.

WBS No: F-000785-0003-4

### DIRECTOR'S SIGNATURE/DATE:

C. J. Messiah, Jr. General Services Department

Kenneth Allen Houston Parks and Recreation Department

### **Prior Council Action:**

Ordinance No. 2021-564; June 30, 2021

### Amount and Source of Funding:

No Additional Funds Required

### **Previous Funding:**

\$ 135,221.25
 \$ 711,000.00
 \$ 833,778.75
 \$ 1,680,000.00
 Parks & Recreation Dedication Fund (4035)
 Parks Consolidated Construction Fund (4502)
 State-Grant Funded (5030) -Texas Parks and Wildlife Department
 Total Funding

### **Contact Information:**

Enid M. Howard Council Liaison Phone: 832.393.8023

# ATTACHMENTS: Description Coversheet (revised)

**Type** Signed Cover sheet



Meeting Date: 3/21/2023

District D

Item Creation Date: 2/28/2023

25PARK390- Accept Work - Jerdon Enterprise, L. P. - Edgewood Park

Agenda Item#: 5.

Summary:

#### **Background:**

**RECOMMENDATION:** The General Services Department recommends approval of a final contract amount of \$1,565,715.24 and acceptance of work on the contract with Jerdon Enterprise, L.P. for Edgewood Park Playground – 5.44% over the original contract amount and under the 10% contingency.

**SPECIFIC EXPLANATION:** The General Services Department recommends that the City Council approve the final contract amount of \$1,565,715.24, accept the work and authorize final payment to Jerdon Enterprise, L.P. for construction services in connection with Edgewood Park Playground, for the Houston Parks and Recreation Department.

PROJECT LOCATION: 5803 Bellfort Street Houston, Texas 77033

**PROJECT DESCRIPTION:** The project provided new playground units and swings, exercise stations with shade cover, picnic areas, pavilion, spray ground, lighting, concrete walking trail and sidewalks, seat walls, ornamental fencing, native trees with irrigation, drinking fountains, bike racks, picnic tables and benches. Improvements were made to the existing basketball court and the ADA parking and driveway. The project was funded in part by a Texas Parks and Wildlife Department Grant.

M2L Associates, Inc. was the design consultant for the project.

**CONTRACT COMPLETION AND COST:** The contractor completed the project within 356 days: the original contract time of 270 days, plus 86 days approved by Change Orders. The project's final cost including Change Orders is \$1,565,715.24, an increase of \$80,807.00 over the original contract amount.

**PREVIOUS CHANGE ORDERS:** Change Order Nos. 1 -2 furnished and installed new drain inlet, added three trees, furnished and installed benches, modified the detention area, upgrade existing light poles, added sandblasted pattern to the spray ground, added sidewalk section at maintenance drive, installed catch basin and drain pipe for better drainage around the court and field, installed extra concrete depth on exercise pad, replaced damage drainage pipe, installed collapsible bollards, upgraded splash pad piping, installed sidewalk at driveway, replaced a section of curb, relocated a ramp, installed ball valves to allow plumbing maintenance, installed safety surfacing on the hillside, repainted park equipment, removed a declining tree and trimmed low branches, replaced 2 slides, installed new splash pad program and added non-compensable days due to weather and theft.

**M/WBE PARTICIPATION:** The advertised M/WBE contract goals for this project were 18% MBE and 10% WBE (28% total). The M/W/SBE goals approved for this project were 18.13% MBE and 6.34% WBE and 4.26% SBE (28.73% total). According to the Office of Business Opportunity, the actual participation achieved on this project was 19.16% MBE, 6.58% WBE, and 4.14% SBE (29.88% total). The standard for meeting MWSBE participation goals is the demonstration of Good Faith Efforts. The Contractor's M/W/SBE performance on this project was rated Satisfactory due to Good Faith Efforts for the following reasons: Jerdon Enterprise, L.P. surpassed the MBE goal and achieved the WBE and SBE goal on this project. For the reasons listed, the Contractor's performance meets the intent and the spirit of the City's MWSBE program.

WBS No: F-000785-0003-4

DocuSign Envelope ID: 36AE7628-42DA-4C58-9B44-5BA0FE938FE1

DIRECTOR'S SIGNATURE/DATE:

(.J. Messiale, Jr. 3/14/2023

C. J. Messian, Jr. General Services Department

Kenneth Allen Houston Parks and Recreation Department

#### **Prior Council Action:**

Ordinance No. 2021-564; June 30, 2021

#### Amount and Source of Funding:

No Additional Funds Required

#### **Previous Funding:**

\$ 135,221.25Parks & Recreation Dedication Fund (4035)\$ 711,000.00Parks Consolidated Construction Fund (4502)\$ 833,778.75State-Grant Funded (5030) -Texas Parks and Wildlife Department\$ 1,680,000.00Total Funding

-DS

#### Contact Information

Enid M. Howard Council Liaison Phone: 832.393.8023

#### ATTACHMENTS:

#### Description Map - Vicinity Site Approved Change Order 1 Approved Change Order 2 Preliminary Final Pay Estimate Consent of Surety Document 00650 - Certificate of Final Completion OBO Closeout Evaluation Previous Ordinance Previous RCA

#### Туре

Backup Material Backup Material



Meeting Date: 3/28/2023 District B Item Creation Date: 2/23/2023

HPW20DLT14/GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59)

Agenda Item#: 11.

### Summary:

RECOMMENDATION from Director Department of Public Works & Engineering to transfer funds in the amount of \$2,005,958.00 from Dedicated Drainage and Street Capital Fund – Ad Valorem Tax to Houston Airport System Revenue Fund, as reimbursement for the Transfer of Jurisdiction of Parcels AY21-033, AY21-034, AY21-035, AY21-038 and TCY21-001, located along the north side of Greens Road, west of JFK Boulevard to east of Lee Road, from the Houston Airport System to Houston Public Works, Traffic and Drainage Operations for the **GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT from John F. Kennedy Boulevard** to US 59 - <u>DISTRICT B - JACKSON</u>

### **Background:**

**SUBJECT:** PROPERTY: Recommendation that a motion be passed approving and authorizing the transfer of funds in the amount of \$2,005,958.00 from the Dedicated Drainage and Street Capital Fund – Ad Valorem Tax (DDSRF Capital Fund 4046) to the Houston Airport System Revenue Fund 8001, as reimbursement for the Transfer of Jurisdiction of Parcels AY21-033, AY21-034, AY21-035, AY21-038 and TCY21-001 (located along the north side of Greens Road, west of JFK Boulevard to east of Lee Road) from the Houston Airport System to Houston Public Works, Traffic and Drainage Operations for the GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59).

**RECOMMENDATION:** (Summary) A motion be passed, and authority be given to transfer \$2,005,958.00 from the Dedicated Drainage and Street Capital Fund – Ad Valorem Tax (DDSRF Capital Fund 4046) to the Houston Airport System Revenue Fund 8001, as reimbursement for the Transfer of Jurisdiction of Parcels AY21-033, AY21-034, AY21-035, AY21-038 and TCY21-001 (located along the north side of Greens Road, west of JFK Boulevard to east of Lee Road) from the Houston Airport System to Houston Public Works, Traffic and Drainage Operations for the GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59).

### **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 (MTFP) standards.

The Houston Airport System will transfer to Houston Public Works, Traffic and Drainage Operations 202,089 square feet in street right-of-way easement on Parcel AY21-033, 50,075 square feet in street right-of-way easement on Parcel AY21-034, 175,915 square feet in street right-of-way easement on Parcel AY21-035, 82,969 square feet in street right-of-way easement on Parcel AY21-038 and 36,882 square feet of temporary construction easement rights on Parcel TCY21-001. Houston Public Works, Traffic and Drainage Operations has agreed to compensate the Houston Airport System by an amount based on an appraisal by Jason M. Mushinski, MAI, independent fee appraiser. The valuation was reviewed and recommended for approval by a senior staff appraiser of this department. The breakdown is as follows:

#### Parcel AY21-033

<u>Unencumbered</u> 202,089 Square Feet @ \$4.00 PSF x 100%	\$ 808,356.00
Parcel TCY21-001 <u>Temporary Construction Easement (24-month duration)</u> 36,882 Square Feet @ \$4.00 PSF = \$147,528 x 10% x 2 Years	\$ 29,506.00
Parcel AY21-034 <u>Unencumbered</u> 50,075 Square Feet @ \$3.75 PSF x 100%\$	5 187,781.00
<b>Parcel AY21-035</b> <u>Unencumbered</u> 175,915 Square Feet @ \$3.75 PSF x 100%\$	659,681.00
<b>Parcel AY21-038</b> <u>Unencumbered</u> 82,969 Square Feet @ \$3.75 PSF x 100%\$	<u>311,134.00</u>

TOTAL AMOUNT	\$ 2,005,958.00
Title Policy and Services	\$ <u>9,500.00</u>
TOTAL COMPENSATION	\$ 1,996,458.00

Parcel AY21-033 contains a 4.639 acre (202,089 square feet) tract of land situated in the T.S. Roberts Survey, Abstract No. 659 & the W.C. R.R. Co. Survey, Abstract No. 893, Harris County, Texas, and being out of and a part of a called 2,580.118 acres tract described in a Warranty Deed executed on April 2, 1982 conveyed from Jetero Ranch Company to City of Houston and recorded under Volume (Vol.) 3488, Page (Pg.) 583 of the Harris County Deed Records (H.C.D.R.) of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.),

Texas, according to the City of Houston approved field notes.

Parcel TCY21-001 contains a 0.8467 acre (36,882 square feet) tract of land situated in the T.S. Roberts Survey, Abstract No. 659 & the W.C. R.R. Co. Survey, Abstract No. 893, Harris County, Texas, and being out of and a part of a called 2,580.118 acres tract described in a Warranty Deed executed on April 2, 1982 conveyed from Jetero Ranch Company to City of Houston and recorded under Volume (Vol.) 3488, Page (Pg.) 583 of the Harris County Deed Records (H.C.D.R.) of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to the City of Houston approved field notes.

Parcel AY21-034 contains a 1.1496 acre (50,075 square feet) tract of land situated in the W. Lloyd Survey, Abstract No. 1407, Harris County, Texas, and being out of and a part of a called 49.712 acres tract described in a General Warranty Deed executed on March 18, 1980 conveyed from Ed Sewell Crocker, Jr., First City National Bank of Houston, Texas, as Trustee of the Ed Sewell Crocker III Trust, First City National Bank of Houston, Texas, as Trustee of the Grace Crocker Crappito Trust; Ed Sewell Crocker III, Individually to City of Houston and recorded under Harris County Clerk's File Number (H.C.C.F. No.) G946447, Film Code No. (F.C. No.) 155-84-2486 of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to the City of Houston approved field notes.

Parcel AY21-035 contains a 4.0384 acre (175,915 square feet) tract of land situated in the A. R. Bodman Survey, Abstract No. 141, Harris County, Texas, and being out of and a part of a called 54.973 acres tract described in a Deed executed December 12, 1973 conveyed from Jack Coogan and wife, Alida Z. Coogan to City of Houston and recorded under Harris County Clerk's File Number (H.C.C.F. No.) E051134, Film Code No. (F.C. No.) 172-28-1398 of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to the City of Houston approved field notes.

Parcel AY21-038 contains a 1.9047 acre (82,969 square feet) tract of land situated in the A. R. Bodman Survey, Abstract No. 141, Harris County, Texas, and being out of and a part of a called 63.9498 acres tract described in a Special Warranty Deed executed October 12, 2007 conveyed from Donald E. Fisher, Jr., Trustee to City of Houston, Texas and recorded under Harris County Clerk's File Number (H.C.C.F. No.) 20070623295, Film Code No. (F.C. No.) 050-95-1117 of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to the 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:**

Addie L. Jackson, Esq. Assistant Director – Real Estate Services Phone: (832) 395-3164

# ATTACHMENTS:

### Description

Signed coversheet Location Map

**Type** Signed Cover sheet Backup Material



Meeting Date: District B Item Creation Date: 2/23/2023

HPW20DLT14/GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59)

Agenda Item#:

#### Background:

**SUBJECT:** PROPERTY: Recommendation that a motion be passed approving and authorizing the transfer of funds in the amount of \$2,005,958.00 from the Dedicated Drainage and Street Capital Fund – Ad Valorem Tax (DDSRF Capital Fund 4046) to the Houston Airport System Revenue Fund 8001, as reimbursement for the Transfer of Jurisdiction of Parcels AY21-033, AY21-034, AY21-035, AY21-038 and TCY21-001 (located along the north side of Greens Road, west of JFK Boulevard to east of Lee Road) from the Houston Airport System to Houston Public Works, Traffic and Drainage Operations for the GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59).

**RECOMMENDATION:** (Summary) A motion be passed, and authority be given to transfer \$2,005,958.00 from the Dedicated Drainage and Street Capital Fund – Ad Valorem Tax (DDSRF Capital Fund 4046) to the Houston Airport System Revenue Fund 8001, as reimbursement for the Transfer of Jurisdiction of Parcels AY21-033, AY21-034, AY21-035, AY21-038 and TCY21-001 (located along the north side of Greens Road, west of JFK Boulevard to east of Lee Road) from the Houston Airport System to Houston Public Works, Traffic and Drainage Operations for the GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from John F. Kennedy Boulevard to US 59).

#### 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 (MTFP) standards.

The Houston Airport System will transfer to Houston Public Works, Traffic and Drainage Operations 202,089 square feet in street rightof-way easement on Parcel AY21-033, 50,075 square feet in street right-of-way easement on Parcel AY21-034, 175,915 square feet in street right-of-way easement on Parcel AY21-035, 82,969 square feet in street right-of-way easement on Parcel AY21-038 and 36,882 square feet of temporary construction easement rights on Parcel TCY21-001. Houston Public Works, Traffic and Drainage Operations has agreed to compensate the Houston Airport System by an amount based on an appraisal by Jason M. Mushinski, MAI, independent fee appraiser. The valuation was reviewed and recommended for approval by a senior staff appraiser of this department. The breakdown is as follows:

#### Parcel AY21-033

<u>Unencumbered</u> 202,089 Square Feet @ \$4.00 PSF x 100%\$ 808,356.00	
Parcel TCY21-001 <u>Temporary Construction Easement (24-month duration)</u> 36,882 Square Feet @ \$4.00 PSF = \$147,528 x 10% x 2 Years\$ 29,506.00	
Parcel AY21-034 <u>Unencumbered</u> 50,075 Square Feet @ \$3.75 PSF x 100%\$ 187,781.00	
<b>Parcel AY21-035</b> <u>Unencumbered</u> 175,915 Square Feet @ \$3.75 PSF x 100%\$ 659,681.00	
Parcel AY21-038 <u>Unencumbered</u> 82,969 Square Feet @ \$3.75 PSF x 100%	

TOTAL AMOUNT\$	2,005,958.00
Title Policy and Services	9,500.00
TOTAL COMPENSATION\$	1,996,458.00

Parcel AY21-033 contains a 4.639 acre (202,089 square feet) tract of land situated in the T.S. Roberts Survey, Abstract No. 659 & the W.C. R.R. Co. Survey, Abstract No. 893, Harris County, Texas, and being out of and a part of a called 2,580.118 acres tract described in a Warranty Deed executed on April 2, 1982 conveyed from Jetero Ranch Company to City of Houston and recorded under Volume (Vol.) 3488, Page (Pg.) 583 of the Harris County Deed Records (H.C.D.R.) of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to the City of Houston approved field notes.

Parcel TCY21-001 contains a 0.8467 acre (36,882 square feet) tract of land situated in the T.S. Roberts Survey, Abstract No. 659 & the W.C. R.R. Co. Survey, Abstract No. 893, Harris County, Texas, and being out of and a part of a called 2,580.118 acres tract described in a Warranty Deed executed on April 2, 1982 conveyed from Jetero Ranch Company to City of Houston and recorded under Volume (Vol.) 3488, Page (Pg.) 583 of the Harris County Deed Records (H.C.D.R.) of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to the City of Houston approved field notes.

Parcel AY21-034 contains a 1.1496 acre (50,075 square feet) tract of land situated in the W. Lloyd Survey, Abstract No. 1407, Harris County, Texas, and being out of and a part of a called 49.712 acres tract described in a General Warranty Deed executed on March 18, 1980 conveyed from Ed Sewell Crocker, Jr., First City National Bank of Houston, Texas, as Trustee of the Ed Sewell Crocker III Trust, First City National Bank of Houston, Texas, as Trustee of the Grace Crocker Crappito Trust; Ed Sewell Crocker III, Individually to City of Houston and recorded under Harris County Clerk's File Number (H.C.C.F. No.) G946447, Film Code No. (F.C. No.) 155-84-2486 of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to the City of Houston approved field notes.

Parcel AY21-035 contains a 4.0384 acre (175,915 square feet) tract of land situated in the A. R. Bodman Survey, Abstract No. 141, Harris County, Texas, and being out of and a part of a called 54.973 acres tract described in a Deed executed December 12, 1973 conveyed from Jack Coogan and wife, Alida Z. Coogan to City of Houston and recorded under Harris County Clerk's File Number (H.C.C.F. No.) E051134, Film Code No. (F.C. No.) 172-28-1398 of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to the City of Houston approved field notes.

Parcel AY21-038 contains a 1.9047 acre (82,969 square feet) tract of land situated in the A. R. Bodman Survey, Abstract No. 141, Harris County, Texas, and being out of and a part of a called 63.9498 acres tract described in a Special Warranty Deed executed October 12, 2007 conveyed from Donald E. Fisher, Jr., Trustee to City of Houston, Texas and recorded under Harris County Clerk's File Number (H.C.C.F. No.) 20070623295, Film Code No. (F.C. No.) 050-95-1117 of the Official Public Records of Real Property Harris County (O.P.R.O.R.P.H.C.), Texas, according to the City of Houston approved field notes.

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

DocuSigned by Carol Haddock 3/10/2023

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)

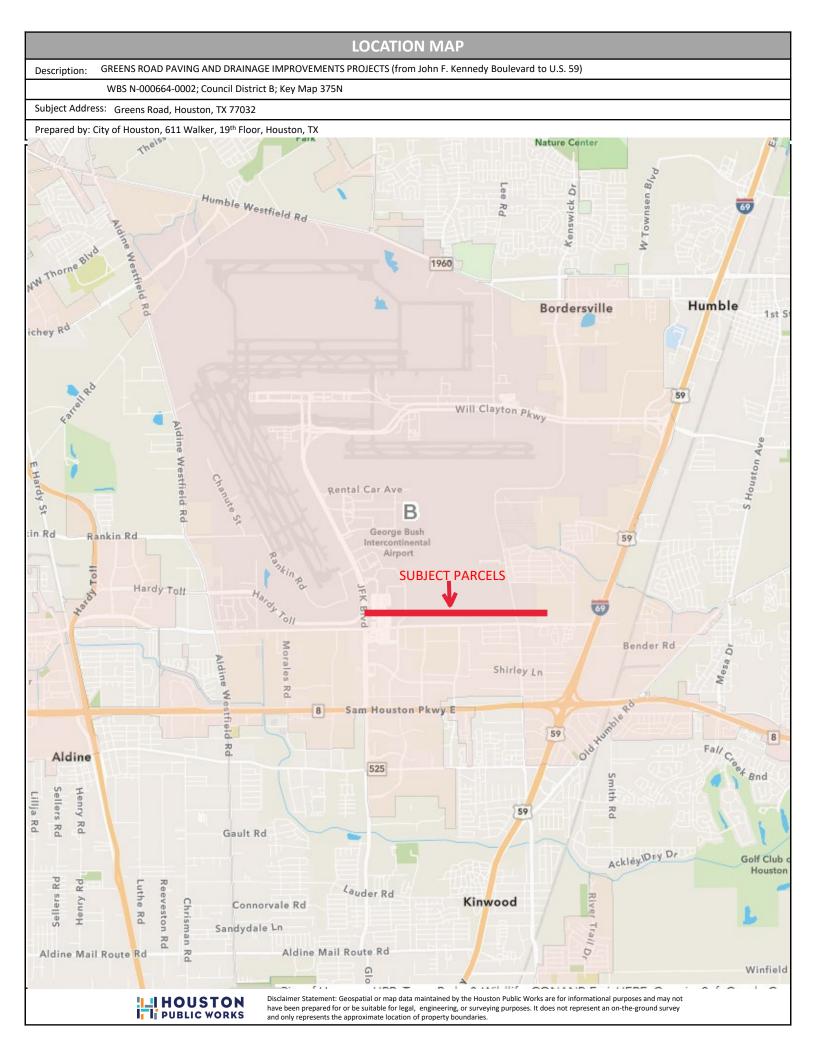
#### Contact Information:

Addie L. Jackson, Esq. Assistant Director – Real Estate Services Phone: (832) 395-3164

#### ATTACHMENTS:

Description Location Map Ordinance 2022-0222 w/coversheet Ordinance 2021-0312 w/coversheet Survey and metes and bounds Transfer of Jurisdiction Memo Туре

Backup Material Backup Material Backup Material Backup Material Backup Material





Meeting Date: 3/28/2023 ALL Item Creation Date:

E32670 - Advanced Floor Scrubbers (Nilfisk, Inc.) - MOTION

Agenda Item#: 12.

### Summary:

**NILFISK**, **INC** for Purchase of Floor Scrubber Equipment through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Purchasing Cooperative (HGAC Buy) for the Houston Airport System - \$371,258.00 - Enterprise Fund

### **Background:**

P13-E32670 - Approve spending authority in the amount not to exceed \$371,258.00 for the purchase of floor scrubber equipment from Nilfisk Inc. through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Purchasing Cooperative (HGAC Buy) for the Houston Airport System.

### **Specific Explanation:**

The Director of the Houston Airport System and the Chief Procurement Officer recommend that City Council approve the purchase of floor scrubbers through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Purchasing Cooperative (HGAC Buy) in the total amount of **\$371,258.00** for the Houston Airport System and that authorization be given to issue a purchase to the HGAC Buy contractor, **Nilfisk Inc.** The floor scrubber equipment will allow HAS to maintain sanitary conditions at both HAS commercial service airports to ensure the health and safety of employees, stakeholders, and customers that frequent Houston airports.

The purchase consists of three (3) sweepers, two (2) carpet extractors, fifteen (15) floor scrubbers/cleaning machines, and one (1) Micro Rider Boost vacuum. The floor scrubbers will come with a warranty between two and five years and the life expectancy is approximately (10) years.

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

### **MWBE Participation:**

Zero Percentage goal document approved by Office of Business Opportunity.

### Pay or Play Program:

This procurement is exempt from the City's 'Pay or Play' program because the department is utilizing an Interlocal agreement for Cooperative Purchasing.

#### Hire Houston First:

This Procurement is exempt from the City's Hire Houston First Ordinance. Bids/Proposals were not solicited because the City's is utilizing a Cooperative Purchasing Agreement.

#### 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, Chief Procurement Officer
Finance/Strategic Procurement Division

**Department Approval Authority** 

Estimated Spending Authority			
Department	FY2023	Out-Years	Award Amount
Houston Airport System (HAS)	\$371,258.00	\$0	\$371,258.00

### Amount and Source of Funding:

**\$371,258.00** HAS-AIF Capital Outlay Fund Fund No.: 8012

### **Contact Information:**

NAME:	DEPARTMENT/ DIVISION	PHONE
Barbara Fisher, Division Manager	FIN/SPD	(832) 393-8722
Geoffery McDowell, Procurement Specialist	FIN/SPD	(832) 393-9811
Todd Curry, Executive Staff Analyst	HAS	(281) 233-1896

### ATTACHMENTS:

**Description** Coversheet Туре

Signed Cover sheet



Meeting Date: 3/28/2023 ALL

Item Creation Date:

E32670 - Advanced Floor Scrubbers (Nilfisk, Inc.) - MOTION

Agenda Item#: 16.

#### Summary:

NOT A REAL CAPTION

NILFISK, INC. for the purchase of scrubbers equipment through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Purchasing Cooperative for the Houston Airport System - \$371,258.00 - HAS-AIF Capital Outlay Fund

#### **Background:**

P13-E32670 - Approve spending authority in the amount not to exceed \$371,258.00 for the purchase of floor scrubber equipment from Nilfisk Inc. through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Purchasing Cooperative (HGAC Buy) for the Houston Airport System.

#### Specific Explanation:

The Director of the Houston Airport System and the Chief Procurement Officer recommend that City Council approve the purchase of floor scrubbers through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Purchasing Cooperative (HGAC Buy) in the total amount of **\$371,258.00** for the Houston Airport System and that authorization be given to issue a purchase to the HGAC Buy contractor, **Nilfisk Inc.** The floor scrubber equipment will allow HAS to maintain sanitary conditions at both HAS commercial service airports to ensure the health and safety of employees, stakeholders, and customers that frequent Houston airports.

The purchase consists of three (3) sweepers, two (2) carpet extractors, fifteen (15) floor scrubbers/cleaning machines, and one (1) Micro Rider Boost vacuum. The floor scrubbers will come with a warranty between two and five years and the life expectancy is approximately (10) years.

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

#### **MWBE Participation:**

Zero Percentage goal document approved by Office of Business Opportunity.

#### Pay or Play Program:

This procurement is exempt from the City's 'Pay or Play' program because the department is utilizing an Interlocal agreement for Cooperative Purchasing.

#### Hire Houston First:

This Procurement is exempt from the City's Hire Houston First Ordinance. Bids/Proposals were not solicited because the City's is utilizing a Cooperative Purchasing Agreement.

#### Fiscal Note:

Funding for this item is included in the Financial Policies.

3/22/2023

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Department Approval Authority

Jedediah Greenfield, Chief Procurement Officer Finance/Strategic Procurement Division

Departmer	it Approva	al Authority

Estimated Spending Authority			
Department	FY2023	Out-Years	Award Amount
Houston Airport System (HAS)	\$371,258.00	\$0	\$371,258.00

Amount and Source of Funding: \$371,258.00

#### **Contact Information:**

NAME:	DEPARTMENT/ DIVISION	PHONE
Barbara Fisher, Division Manager	FIN/SPD	(832) 393-8722
Geoffery McDowell, Procurement Specialist	FIN/SPD	(832) 393-9811
Todd Curry, Executive Staff Analyst	HAS	(281) 233-1896

#### ATTACHMENTS:

#### Description

Certificate of Insurance & Endorsements H-GAC Contract Nilfisk Completed Ownership Form Cooperative Justification Form MWBE Goal Floor Scrubber Quotes HAS MWBE Goal Determination AM Best Rating Nilfisk Drug & Alcohol Policy Agreement Tax Delinquent Report Certification of Funds and PR#

#### Туре

Backup Material Financial Information



Meeting Date: 3/28/2023 ALL Item Creation Date:

N32720 - Handheld Citation Devices Software and Accessories (CentralSquare Technologies, LLC) -MOTION

Agenda Item#: 13.

### Summary:

**CENTRALSQUARE TECHNOLOGIES, LLC** for sole source Purchase 12-month renewal of Software License Maintenance and Support for Handheld Citation Devices for the Houston Police Department - \$84,466.41 - General Fund

### Background:

Sole Source for N32720 – Approve the sole source purchase from CentralSquare Technologies, LLC in the amount not to exceed \$84,466.41 for a 12-month renewal of software license maintenance and support for handheld citation devices for the Houston Police Department.

### **Specific Explanation:**

The Chief of the Houston Police Department and the Chief Procurement Officer recommend that City Council approve the sole source purchase in the amount not to exceed \$84,466.41 for a 12-month renewal of software license maintenance and support for the Houston Police Department's (HPD) handheld citation devices. Additionally, it is also recommended that authorization be given to issue purchase orders, as necessary, to CentralSquare Technologies, LLC.

The software license maintenance will include software patches and fixes to correct latent defects and software updates or incremental software releases. The maintenance will also provide minor improvements to the licensed software for HPD's handheld citation devices.

HPD's handheld citation devices. provide officers an electronic method of writing citations on handheld devices and transferring the citations electronically to the Municipal Courts for processing. This eliminates paper copies and manual effort to enter and process the citations.

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

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

This procurement is exempt from the City's M/WBE subcontracting as the total project expenditure does not exceed the \$100,000.00 City's threshold.

### 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 sole source 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.

Jedediah Greenfield, Chief Procurement Officer Finance/Strategic Procurement Division **Department Approval** 

Estimated Spending Authority			
Department	FY23	Out Years	Total
Houston Police Department	\$84,466.41	\$0.00	\$84,466.41

### Amount and Source of Funding:

\$84,466.41 General Fund Fund 1000

### **Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
Lena Farris, Division Manager	FIN/SPD	(832) 393-8729
Arlyn Scott, Procurement Specialist	FIN/SPD	(832) 393-8706
Sonja O'Dat, Council Liaison	HPD	(713) 308-1728

### ATTACHMENTS:

### Description

Coversheet

# Туре

Signed Cover sheet



Meeting Date: 3/28/2023 ALL

Item Creation Date:

N32720 - Handheld Citation Devices Software and Accessories (CentralSquare Technologies, LLC) - MOTION

Agenda Item#: 14.

#### **Background:**

Sole Source for N32720 – Approve the sole source purchase from CentralSquare Technologies, LLC in the amount not to exceed \$84,466.41 for a 12-month renewal of software license maintenance and support for handheld citation devices for the Houston Police Department.

#### Specific Explanation:

The Chief of the Houston Police Department and the Chief Procurement Officer recommend that City Council approve the sole source purchase in the amount not to exceed \$84,466.41 for a 12-month renewal of software license maintenance and support for the Houston Police Department's (HPD) handheld citation devices. Additionally, it is also recommended that authorization be given to issue purchase orders, as necessary, to CentralSquare Technologies, LLC.

The software license maintenance will include software patches and fixes to correct latent defects and software updates or incremental software releases. The maintenance will also provide minor improvements to the licensed software for HPD's handheld citation devices.

HPD's handheld citation devices. provide officers an electronic method of writing citations on handheld devices and transferring the citations electronically to the Municipal Courts for processing. This eliminates paper copies and manual effort to enter and process the citations.

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

#### M/WBE Participation:

This procurement is exempt from the City's M/WBE subcontracting as the total project expenditure does not exceed the \$100,000.00 City's threshold.

#### 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 sole source for this purchase.

#### Fiscal Note:

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

3/21/2023

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Jedediah Greenfield, Chief Procurement Officer Finance/Strategic Procurement Division **Department Approval** 

Estimated Spending Authority			
Department	FY23	Out Years	Total
Houston Police Department	\$84,466.41	\$0.00	\$84,466.41

#### Amount and Source of Funding:

\$84,466.41 - General Fund (1000)

#### Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Lena Farris, Division Manager	FIN/SPD	(832) 393-8729
Arlyn Scott, Procurement Specialist	FIN/SPD	(832) 393-8706
Sonja O'Dat, Council Liaison	HPD	(713) 308-1728

# ATTACHMENTS:

Description N32720 - Fiscal Form A N32720 - Ownership Forms N32720 - Clear Tax Report N32720 - Quote N32720 - Sole Source Letter N32720 - Sole Source Justification

#### Туре

Financial Information Backup Material Backup Material Backup Material Backup Material



Meeting Date: 3/28/2023

Item Creation Date:

E32655 - Professional Consulting Services (Civic Initiatives, LLC) - MOTION

Agenda Item#: 14.

### Summary:

**CIVIC INITIATIVES, LLC** for approval of spending authority for Professional Consulting Services through the National Association of State Procurement Officials NASPO ValuePoint Cooperative Agreement for a term of six-months for the Strategic Procurement Division of the Finance Department - \$199,156.20 - General Fund

### Background:

E32655 - Approve spending authority in an amount not to exceed \$199,156.20 for professional consulting services through the National Association of State Procurement Officials (NASPO) ValuePoint cooperative agreement for the Strategic Procurement Division (SPD).

### **Specific Explanation:**

The Chief Procurement Officer recommends that City Council approve spending authority in an amount not to exceed **\$199,156.20** for professional consulting services through the National Association of State Procurement Officials (NASPO) ValuePoint cooperative agreement and that authorization be given to issue purchase orders, as necessary, for a **term of six-months**, to the NASPO ValuePoint vendor **Civic Initiatives, LLC** for the Strategic Procurement Division (SPD).

The consultant will (1) Review relevant City policies and policy management practices as compared to peer and leading best practices and make recommendations for potential policy changes, (2) Map current processes and make recommendations for optimization, (3) Review general roles and responsibilities of actors in the procurement life cycle as compared to peer and leading best practices and make recommendations for optimization and (4) engage with key procurement stakeholders, review peer models, and leverage their knowledge of procurement best practices to create desktop guides and standard operating procedures for City procurement staff. The guide will clearly define roles and responsibilities for all phases of the procurement life cycle (plan, procure, and manage), and provide process flow charts to assist buyers in all process steps required to complete a procurement.

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

#### M/WBE Participation:

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

#### Hire Houston First:

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

Jedediah Greenfield, Chief Procurement Officer Finance/Strategic Procurement Division

Estimated Spending Authority			
Department	FY23	Out Years	Total
Finance	\$199,156.20	\$0.00	\$199,156.20

### Amount and Source of Funding:

\$199,156.20 General Fund Fund 1000

### **Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
Jed Greenfield, Chief Procurement Officer	FIN/SPD	(832) 393-9126
ATTACHMENTS:		
Description	Туре	
Coversheet	Signed Cover sheet	



Meeting Date: 3/28/2023

Item Creation Date:

E32655 - Professional Consulting Services (Civic Initiatives, LLC) - MOTION

Agenda Item#: 13.

#### Background:

E32655 - Approve spending authority in an amount not to exceed \$199,156.20 for professional consulting services through the National Association of State Procurement Officials (NASPO) ValuePoint cooperative agreement for the Strategic Procurement Division (SPD).

#### **Specific Explanation:**

The Chief Procurement Officer recommends that City Council approve spending authority in an amount not to exceed **\$199,156.20** for professional consulting services through the National Association of State Procurement Officials (NASPO) ValuePoint cooperative agreement and that authorization be given to issue purchase orders, as necessary, for a **term of six-months**, to the NASPO ValuePoint vendor **Civic Initiatives, LLC** for the Strategic Procurement Division (SPD).

The consultant will (1) Review relevant City policies and policy management practices as compared to peer and leading best practices and make recommendations for potential policy changes, (2) Map current processes and make recommendations for optimization, (3) Review general roles and responsibilities of actors in the procurement life cycle as compared to peer and leading best practices and make recommendations for optimization and (4) engage with key procurement stakeholders, review peer models, and leverage their knowledge of procurement best practices to create desktop guides and standard operating procedures for City procurement staff. The guide will clearly define roles and responsibilities for all phases of the procurement life cycle (plan, procure, and manage), and provide process flow charts to assist buyers in all process steps required to complete a procurement.

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

#### M/WBE Participation:

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

#### Hire Houston First:

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



3/21/2023

Jedediah Greenfield, Chief Procurement Officer Finance/Strategic Procurement Division

Estimated Spending Authority			
Department	FY23	Out Years	Total
Generals Government	\$199,156.20	\$0.00	\$199,156.20

#### Amount and Source of Funding:

\$199,156.20 - General Fund (1000)

Contact Information:		
NAME:	DEPARTMENT/DIVISION	PHONE
Jed Greenfield, Chief Procurement Officer	FIN/SPD	(832) 393-9126
ATTACHMENTS:		
Description	Туре	
Funding sheet (FORMA)	Financial	Information
OBO approved Waiver	Backup N	laterial

NASPO Fee Schedule NASPO Master Agreement Statement of Work Houston - Civic Affidavit of Ownership tax report Backup Material Backup Material Backup Material Backup Material Backup Material



Meeting Date: 3/28/2023 ALL Item Creation Date: 1/26/2023

PLN - Amending Chapter 33 to add Article XI for the creation of Conservation Districts

Agenda Item#: 15.

### Summary:

ORDINANCE **AMENDING CHAPTER 33 OF THE CODE OF ORDINANCES OF THE CITY OF HOUSTON** by adding a new Article XI, Conservation Districts; establishing criteria and providing for the creation of Conservation Districts in the Neighborhoods of Independence Heights, Freedmen's Town, Acres Homes, Magnolia Park/Manchester, Pleasantville, and Piney Point; providing for other matters related to the subject; providing for a penalty; and establishing an effective date

### **Background:**

The Planning and Development Department proposes to update portions of Chapter 33 of the Code of Ordinances to add a new article XI, Conservation Districts; establishing criteria and providing for the creation of Conservation Districts.

Conservation Districts offer communities a menu of standards that can be used to maintain their established character. Unlike Historic Districts, which establish a consistent set of standards in every Historic District, Conservation Districts may be tailored to the needs of the specific district. These districts are utilized in other Texas cities, including Dallas, Denton and San Antonio.

The Texas Supreme Court upheld the City of Houston's Historic Preservation Program in 2021, finding that there was no violation of the City Charter provisions on zoning, but determined that the provisions of Texas Local Government Code Chapter 211, "Municipal Zoning Authority" controlled the implementation of such programs. Conservation Districts will fall within this, and, like the changes to historic landmark designation seen in the past 18 months, these will all come to City Council for consideration and action in accordance with that decision and state law.

Potential benefits of creating a Conservation District include:

- Protecting the character, look and feel of an area or neighborhood.
- Supporting compatible development and new construction.
- This is designed to be simpler to establish than other forms of neighborhood protection, such as deed restrictions or historic districts.
- This district can include structures of any age and is primarily focused on bulk and scale of buildings, not architectural details like historic districts.

This ordinance is the enabling ordinance which establishes the criteria and standards and provides

for the creation of Conservation Districts. This ordinance does not establish any districts at this time. The ordinance only authorizes the Planning Department to move forward with the evaluation and implementation process on the below listed neighborhoods:

- Independence Heights
- Freedmen's Town
- Acres Homes
- Magnolia Park/Manchester
- Pleasantville
- Piney Point

Following evaluations on these six neighborhoods, which might result in moving forward on a CD, or might determine the support is not there and no further efforts are wanted, the director must return to Council for amendment of the Code before any additional neighborhoods are considered for Conservation Districts.

The creation of a Conservation District must have community input and consent and will require approval of 51% or more of the property owners in the proposed district before there can be public hearings at Houston Archaeological and Historical Commission (HAHC) and City Council. Should a future Conservation District be presented to either HAHC or City Council demonstrating less than 100% of property owner support, state law requires that the governing bodies must have a 75% affirmative vote to create the district.

The HAHC held public hearings on the proposed Conservation Districts ordinance on January 26, 2023, and February 9, 2023, and recommended forwarding the proposed ordinance to City Council for consideration and approval.

### **Conservation District Meetings:**

- 1-23-2020 LPAC Conservation District Focus Group
- 12-18-2020 LPAC Conservation District Focus Group
- 1-8-2021 LPAC Conservation District Focus Group
- 2-1-2021 LPAC Conservation District Focus Group
- 2-24-2021 Quality of Life Council Committee presentation
- 3-24-2021 LPAC Conservation District Focus Group
- 4-20-2021 LPAC Focus group report presented
- 2-8-2022 LPAC draft ordinance language presented
- 1-26-2023 HAHC public hearing
- 2-9-2023 HAHC public hearing
- 2-13-2023 Super Neighborhood Alliance presentation
- 2-21-2023 LPAC update on proposed ordinance
- 2-22-2023 City Council public hearing

The HAHC, by motion to approve the draft ordinance as presented and revised per public comments, makes a recommendation, as does the Planning and Development Department, for City Council approval of Chapter 33 amendments for the creation and establishment of the Conservation District Enabling Ordinance.

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

### **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Roman McAllen, Historic Preservation Officer 832-393-6557

### ATTACHMENTS:

#### Description

Signed coversheet FAQ document - revised

### Туре

Signed Cover sheet Backup Material



Meeting Date: 3/28/2023 ALL

Item Creation Date: 1/26/2023

PLN - Amending Chapter 33 to add Article XI for the creation of Conservation Districts

Agenda Item#: 15.

#### Summary:

ORDINANCE **AMENDING CHAPTER 33 OF THE CODE OF ORDINANCES OF THE CITY OF HOUSTON** by adding a new Article XI, Conservation Districts; establishing criteria and providing for the creation of Conservation Districts in the Neighborhoods of Independence Heights, Freedmen's Town, Acres Homes, Magnolia Park/Manchester, Pleasantville, and Piney Point; providing for other matters related to the subject; providing for a penalty; and establishing an effective date

#### Background:

The Planning and Development Department proposes to update portions of Chapter 33 of the Code of Ordinances to add a new article XI, Conservation Districts; establishing criteria and providing for the creation of Conservation Districts.

Conservation Districts offer communities a menu of standards that can be used to maintain their established character. Unlike Historic Districts, which establish a consistent set of standards in every Historic District, Conservation Districts may be tailored to the needs of the specific district. These districts are utilized in other Texas cities, including Dallas, Denton and San Antonio.

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- Protecting the character, look and feel of an area or neighborhood.
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- This district can include structures of any age and is primarily focused on bulk and scale of buildings, not architectural details like historic districts.

This ordinance is the enabling ordinance which establishes the criteria and standards and provides for the creation of Conservation Districts. This ordinance does not establish any districts at this time. The ordinance only authorizes the Planning Department to move forward with the evaluation and implementation process on the below listed neighborhoods:

- Independence Heights
- Freedmen's Town
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- Magnolia Park/Manchester
- Pleasantville
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Following evaluations on these six neighborhoods, which might result in moving forward on a CD, or might determine the support is not there and no further efforts are wanted, the director must return to Council for amendment of the Code before any additional neighborhoods are considered for Conservation Districts.

The creation of a Conservation District must have community input and consent and will require approval of 51% or more of the property owners in the proposed district before there can be public hearings at Houston Archaeological and Historical Commission (HAHC) and City Council. Should a future Conservation District be presented to either HAHC or City Council demonstrating less than 100% of property owner support, state law requires that the governing bodies must have a 75% affirmative vote to create the district.

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#### **Conservation District Meetings:**

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- 12-18-2020 LPAC Conservation District Focus Group
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- 2-24-2021 Quality of Life Council Committee presentation
- 3-24-2021 LPAC Conservation District Focus Group
- 4-20-2021 LPAC Focus group report presented
- 2-8-2022 LPAC draft ordinance language presented
- 1-26-2023 HAHC public hearing
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- 2-22-2023 City Council public hearing

The HAHC, by motion to approve the draft ordinance as presented and revised per public comments, makes a recommendation, as does the Planning and Development Department, for City Council approval of Chapter 33 amendments for the creation and establishment of the Conservation District Enabling Ordinance.

DocuSigned by: att

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

#### **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Roman McAllen, Historic Preservation Officer 832-393-6557

#### ATTACHMENTS:

#### Description

HAHC Final Report Public Hearing Notice Conservation District Presentation Three types of districts Ordinance Package FAQ document - revised

#### Туре

Backup Material Backup Material Backup Material Backup Material Ordinance/Resolution/Motion Backup Material

# Conservation Districts FAQ March 13, 2023



# PLANNING & DEVELOPMENT DEPARTMENT

### What is a Conservation District?

A Conservation District is an area supported by property owners and designated by City Council in which certain development standards are established to preserve and protect a community's character and recognize its heritage. The established standards are tailored to each district according to the area's character and needs, based on extensive community input. Conservation Districts may be appropriate for neighborhoods that have an established character, architectural or cultural importance, but lack the concentration of original historic materials to qualify for a historic district.

### Where can districts be created?

Due to anticipated interest, and in order to effectively evaluate the program, Department staff will undertake several pilot Conservation District areas, where community interest has already been expressed. Upon the completion of efforts in these pilot areas, the director may thereafter recommend amendments to the ordinance.

### What elements of a community's character can a Conservation District regulate?

The current proposal for Houston's Conservation Districts includes the following list of attributes. A district may include some or all of these standards:

- Building height or number of stories
- Building size and massing, (the general shape and form of the structure)
- · Front-facing building features
- Lot size and coverage
- Front and side building setbacks
- · Off-street parking and yard parking
- Roof line and pitch
- Paving and hardscape covering

- General site planning (location of primary and secondary structures)
- Architectural style and detailing
- Building materials
- Garage entrance location
- Fences and walls
- Building relocation and demolitions
- · Alterations to existing structures

### How do Conservation Districts benefit property owners?

A Conservation District offers property owners another option to protect their community's character and recognize an area's heritage and cultural significance. It allows the existing property owners to identify the important aspects of their community and provides guidance for others wishing to develop properties sympathetic to the existing fabric and character of the neighborhood. Another benefit is increased review when federal funding is being used in the community. For example, properties in Conservation Districts may receive significant increases in disaster relief funding.

### How is a Conservation District created?

Based on input from communities, the Houston Office of Preservation (HOP) will identify potential Conservation District areas. The HOP will work closely with property owners to determine potential community support and identify the character traits the community wants to preserve. With the proposed standards determined, the HOP will host at least one additional meeting to present it to the public.

After the final public meeting, a survey form is mailed to owners of all property in the proposed district. If 51% or more of the property owners respond in favor of creating the district, the application may move forward to the Houston Archaeological and Historical Commission (HAHC) for consideration. If 51% of the entire areas is not achieved, the area may be reduced to obtain the 51%. In this case an additional meeting with property owners is required. After notice and a public hearing on the proposed district, the HAHC may recommend approval of the district to City Council. City Council will also hold a public hearing on the proposed district and consider a district-specific ordinance with standards applicable in that district. **Unless there is 100% support from property owners, 75% of the City Council members must approve the creation of the district.** 

### How are votes counted to obtain the 51%?

For each lot (also called a tract), the owner gets one vote. A tract is defined as a contiguous parcel of land under common ownership. Fifty-one percent of the owners of those tracts must affirmatively vote yes. If a property owner does not respond, that property is counted as a "no" vote. For example, if an area contains 100 tracts and 60 tracts respond, at least 51 of those responses must be "yes" for that Conservation District to be sent to the Commission for a public hearing. If only 40 tracts respond "yes", the boundaries may be reduced so that the 40 tracts constitute 51% and another public meeting must be held prior to sending the district to the Commission.

### What happens to property after the district is created?

Alterations subject to the Conservation District standards will be reviewed by staff through the normal building permit process. If demolitions are included in district's scope, requests for demolition will be referred to the HAHC.

### How long does it take to create a district and what happens to property in the meantime?

From the point of initiating the district through to City Council approval, it takes approximately six months. During this time, the HOP is working with the community to create the standards that will be used in the potential district, as well as conducting the survey to determine the level of property owner support. A series of public meetings are held in the community and a public hearing must be held at both the HAHC and City Council. Afterward, the City Council may consider an ordinance creating the district.

### How will potential buyers know if a district is being considered or has been created?

Property owners in a proposed district will be informed by mail and can pass that information to potential buyers. Also, before mailing notice to property owners, the Planning Department will post the boundaries on the <u>City's interactive mapping tool.</u> Once a district is created, the Department will file the ordinance in the county property records.

### What triggers a hold in permitting?

Once boundaries for a proposed district are established, meeting the 51% consent of property owners, the director will place a hold in the permitting system to allow full consideration of the proposed district by all owners.

# How far along does a project have to be in the permitting system (and plats) for it to be grandfathered?

If a property owner has applied with the city for a permit for development of a lot or tract, the property

owner, under the regulations in place at the time of their application, is vested and the regulations do not apply.



Meeting Date: 3/28/2023 District D Item Creation Date: 1/31/2023

HCD23-19 - Houston SRO

Agenda Item#: 16.

### Summary:

ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and **HOUSTON SRO HOUSING CORPORATION** to provide Housing Opportunities for Persons With AIDS Funds to finance the operation of a Multi-Unit Permanent Residential Facility with Supportive Services to a minimum of 33 very low-income households living with HIV/AIDS - 1 Year - \$284,284.27 - Grant Fund

### **Background:**

The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance authorizing a Subrecipient Agreement between the City of Houston (City) and Houston SRO Housing Corporation (Houston SRO), to provide up to \$284,284.27 in Housing Opportunities for Persons with AIDS (HOPWA) funds for the operation of a permanent housing community residence with supportive services to a minimum of 33 very low-income households living with HIV/AIDS.

Supportive services include comprehensive case management and referrals for general health services, job training and placement, mental health, and substance abuse counseling. Operating costs include, but are not limited to, property management, utilities, maintenance and repairs, and property insurance.

Category	Amount	Percent
Operating Costs	\$221,469.26	77.90%
Supportive Services	\$47,915.01	16.85%
Administrative	\$14,900.00	5.24%
Total	\$284,284.27	100.00%

HCD conducted a Notice of Funding Availability (NOFA) for HOPWA services in September 2022 with the option to renew in up to a one-year increment at the City's discretion. Houston SRO was one of the selected agencies. This Agreement would begin April 1, 2023 and will provide funding through March 31, 2024.

Houston SRO has received funding through the City since 1998 and had no findings on the last compliance monitoring.

No Fiscal Note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on February 21, 2023.

Keith W. Bynam, Director

### Amount and Source of Funding:

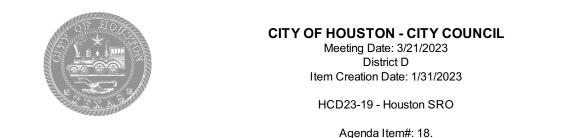
\$284,284.27 Federal Government – Grant Fund Fund 5000

### **Contact Information:**

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

### ATTACHMENTS:

**Description** Cover Sheet **Type** Signed Cover sheet



#### **Background:**

The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance authorizing a Subrecipient Agreement between the City of Houston (City) and Houston SRO Housing Corporation (Houston SRO), to provide up to \$284,284.27 in Housing Opportunities for Persons with AIDS (HOPWA) funds for the operation of a permanent housing community residence with supportive services to a minimum of 33 very low-income households living with HIV/AIDS.

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Houston SRO has received funding through the City since 1998 and had no findings on the last compliance monitoring.

No Fiscal Note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on February 21, 2023.

Keith W Bynam Keith We Byname Director

#### Amount and Source of Funding:

\$284,284.27 Federal Government – Grant Fund (5000)

#### **Contact Information:**

Roxanne Lawson (832) 394-6307

#### ATTACHMENTS:

Description Public Notice Affidavit of Ownership Delinquent Tax Report Туре

Public Notice Backup Material Backup Material



Meeting Date: 3/28/2023 District C, District H, District I, ALL Item Creation Date: 2/15/2023

HCD23-21 AIDS Foundation Houston

Agenda Item#: 17.

### Summary:

ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and **AIDS FOUNDATION HOUSTON INC.**, to provide Housing Opportunities for Persons With AIDS Funds for operation and maintenance of three permanent residential facilities with supportive services and provide short-term rent, mortgage, and utility assistance and tenant-based rental assistance to low-income persons and families affected by or living with HIV/AIDS - 1 Year - \$3,020,071.67 - Grant Fund

### Background:

The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance authorizing a Subrecipient Agreement between the City of Houston (City) and AIDS Foundation Houston Inc. (AFH), to provide up to \$3,020,071.67 in Housing Opportunities for Persons with AIDS (HOPWA) funds, to operate and maintain three separate multi-unit permanent residential facilities with supportive services, provide Short-Term Rent, Mortgage, and Utility (STRMU) assistance and Tenant-Based Rental Assistance benefiting a minimum of 222 lowincome households (persons and families) affected by or living with HIV/AIDS.

Supportive services will include case management, life skills training, nutritional services, and substance abuse and mental health counseling. Operating costs include, but are not limited to, property management, utilities, and property insurance.

Category	Amount	Percent
Operations: Community Residence	\$1,667,238.43	55.21%
Housing Subsidies: Tenant-Based Rental Assistance Program (TBRA)	\$ 425,138.33	14.08%
Housing Subsidies: Short-Term Rent, Mortgage, Utility Program (STRMU)	\$ 347,616.51	11.51%
Support Services	\$ 248,528.40	8.23%
Permanent Housing Placement Services (PHPS)	\$ 120,000.00	3.97%
Administrative	\$ 211,550.00	7.00%

Total \$3,020,071.67 100.00%
------------------------------

HCD conducted a Notice of Funding Availability (NOFA) for HOPWA services in September 2022 with a one-year renewal option, at the City's discretion. AFH was one of the agencies selected. This Agreement provides funding from April 1, 2023 – March 31, 2024. AFH has received various Agreements through the City since 1994 and had no findings on the last compliance monitoring.

No Fiscal Note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on February 21, 2023.

Keith W. Bynam, Director

### Amount and Source of Funding:

\$3,020,071.67 Federal Government – Grant Funded (5000)

### **Contact Information:**

Roxanne Lawson, (832) 394-6307

### ATTACHMENTS:

**Description** Cover Sheet Type

Signed Cover sheet



Meeting Date: 3/21/2023 District C, District H, District I, ALL Item Creation Date: 2/15/2023

HCD23-21 AIDS Foundation Houston

Agenda Item#: 19.

#### **Background:**

The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance authorizing a Subrecipient Agreement between the City of Houston (City) and AIDS Foundation Houston Inc. (AFH), to provide up to \$3,020,071.67 in Housing Opportunities for Persons with AIDS (HOPWA) funds, to operate and maintain three separate multi-unit permanent residential facilities with supportive services, provide Short-Term Rent, Mortgage, and Utility (STRMU) assistance and Tenant-Based Rental Assistance benefiting a minimum of 222 low-income households (persons and families) affected by or living with HIV/AIDS.

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No Fiscal Note is required on grant items.

This item was reviewed by the Housing and Community Affairs Committee on February 21, 2023.

W. Bynam

Keith WBB Map 4 Pirector

Amount and Source of Funding: \$ 3,020,071.67 Federal Government – Grant Funded (5000)

**Contact Information:** 

Roxanne Lawson, (832) 394-6307

#### ATTACHMENTS:

Description

Public Notice Affidavit of Ownership Board of Directors Scope of Services Delinquent Tax Report

#### Туре

Public Notice Backup Material Backup Material Backup Material Backup Material



Meeting Date: 3/28/2023 ALL Item Creation Date: 3/8/2023

HCD23-23 Seventh Amended and Restated Homebuyers Assistance Program Guidelines

Agenda Item#: 18.

### Summary:

ORDINANCE adopting seventh amended and restated Guidelines for the City's Homebuyer Assistance Program

### **Background:**

The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance authorizing the Seventh Amended and Restated Homebuyer Assistance Program (HAP) Guidelines to include amendments to underwriting, a subsidy increase from a maximum of \$30,000.00 to \$50,000.00, intake and application process; homebuyer eligibility qualifications; loan term of assistance requirements; cross-cutting federal regulations; closeout monitoring and reporting; and updates to various definitions.

HAP provides financial assistance to income-eligible first-time homebuyers to purchase a home within incorporated areas of the city of Houston. In order to allow the applicants to close on their homes within contract deadlines, HAP works with participating lenders to deliver up to \$50,000.00 per applicant for down payment and closing costs to purchase the home.

The goal of the program is to increase homeownership opportunities for low- and moderateincome applicants, within the incorporated areas of Houston. HAP is also designed to expand the supply of quality, safe, affordable housing within Houston, and to continue to improve homeownership affordability by facilitating the movement of individuals into new or existing homes.

No fiscal note is required as stated in the Financial Policies.

The Housing and Committee Affairs Committee reviewed this item on February 21, 2023.

Keith W. Bynam, Director

### Prior Council Action:

09/21/2005 (O) 2005-1095; 06/28/2006 (O) 2006-0739; 09/17/2014 (O) 2014-841;11/26/2016 (O) 2016-911 and 11/7/2018 (O) 2018-885

# **Contact Information:**

Roxanne Lawson (832) 394-6307

# ATTACHMENTS:

**Description** Coversheet (revised) **Type** Signed Cover sheet



Meeting Date: 3/28/2023 ALL

Item Creation Date: 3/8/2023

HCD23-23 Seventh Amended and Restated Homebuyers Assistance Program Guidelines

Agenda Item#: 19.

### Summary:

ORDINANCE adopting the seventh amended and restated Guidelines for the City's Homebuyer Assistance Program

### **Background:**

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No fiscal note is required as stated in the Financial Policies.

The Housing and Committee Affairs Committee reviewed this item on February 21, 2023.

Keith W. Bynam Keith MBBynam ADirector

#### **Prior Council Action:**

09/21/2005 (O) 2005-1095; 06/28/2006 (O) 2006-0739; 09/17/2014 (O) 2014-841;11/26/2016 (O) 2016-911 and 11/7/2018 (O) 2018-885

#### **Contact Information:**

Roxanne Lawson (832) 394-6307

### ATTACHMENTS:

Description	Туре
Cover Sheet	Signed Cover sheet
PNFDF	Backup Material
2005-1095	Ordinance/Resolution/Motion
2006-739	Ordinance/Resolution/Motion
2014-841	Ordinance/Resolution/Motion
2016-911	Ordinance/Resolution/Motion
2018-885	Ordinance/Resolution/Motion
Caption	Other
Ordinance	Ordinance/Resolution/Motion



Meeting Date: 3/28/2023 ALL Item Creation Date: 3/8/2023

HCD23-24 Homebuyers Assistance Program Additional Funds

Agenda Item#: 19.

## Summary:

ORDINANCE de-appropriating \$1,500,000.00 in TIRZ Affordable Housing Funds, which were part of a previous TIRZ appropriation authorized pursuant to Ordinance No. 2018-937 to provide funding for New Home Development Program Master Contractor Agreements and related documents; appropriating \$1,500,000.00 in TIRZ Affordable Housing Funds to the Homebuyer Assistance Program to assist with the purchase of homes selected by income eligible first time homebuyers

### **Background:**

The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance authorizing the de-appropriation of \$1,500,000.00 in TIRZ Affordable Housing Funds previously budgeted for the New Home Development Program Master Contractor Agreements and related documents and the appropriation of those funds to the Homebuyers Assistance Program (HAP) to assist with the purchase of homes selected by income-eligible firsttime homebuyers.

HAP provides financial assistance to income -eligible first-time homebuyers to purchase a home within incorporated areas of the city of Houston. In order to allow the applicants to close on their homes within contract deadlines, HAP works with participating lenders to deliver up to \$50,000.00 per applicant for down payment assistance and closing costs to purchase a home.

The goal of the program is to increase homeownership opportunities for low- and moderateincome applicants, within the incorporated areas of Houston. HAP is also designed to expand the supply of quality, safe, affordable housing within Houston, and to continue to improve homeownership affordability by facilitating the movement of individuals into new or existing homes.

No fiscal note is required as stated in the Financial Policies.

The Housing and Committee Affairs Committee reviewed this item on February 21, 2023.

Keith W. Bynam, Director

### **Prior Council Action:**

10/04/2017 (O) 2017-759; 11/01/2017 (O) 2017-860; 08/08/2018 (O) 2018-612; 11/28/18 (O) 2018-937; 05/13/2020 (O) 2020-406; 05/27/2020 (O) 2020-447; 01/06/2021 (O) 2021-17;

4/21/2021 (O) 2021-273; 6/22/2022 (O) 2022-502

### Amount and Source of Funding:

\$1,500,000.00 - TIRZ Affordable Housing Fund (2409)- PREVIOUSLY APPROPRIATED

### **Contact Information:**

Roxanne Lawson (832) 394-6307

## ATTACHMENTS:

Description

Cover Sheet

Туре

Signed Cover sheet



Meeting Date: 3/28/2023 ALL

Item Creation Date: 3/8/2023

HCD23-24 Homebuyers Assistance Program Additional Funds

Agenda Item#: 9.

### **Background:**

The Housing and Community Development (HCD) Department recommends Council approval of an Ordinance authorizing the deappropriation of \$1,500,000.00 in TIRZ Affordable Housing Funds previously budgeted for the New Home Development Program Master Contractor Agreements and related documents and the appropriation of those funds to the Homebuyers Assistance Program (HAP) to assist with the purchase of homes selected by income-eligible first-time homebuyers.

HAP provides financial assistance to income -eligible first-time homebuyers to purchase a home within incorporated areas of the city of Houston. In order to allow the applicants to close on their homes within contract deadlines, HAP works with participating lenders to deliver up to \$50,000.00 per applicant for down payment and closing costs to purchase a home.

The goal of the program is to increase homeownership opportunities for low- and moderate- income applicants, within the incorporated areas of Houston. HAP is also designed to expand the supply of quality, safe, affordable housing within Houston, and to continue to improve homeownership affordability by facilitating the movement of individuals into new or existing homes.

No fiscal note is required as stated in the Financial Policies.

The Housing and Committee Affairs Committee reviewed this item on February 21, 2023.

Bynam Keith WB0 Bynam Director

### **Prior Council Action:**

10/04/2017 (O) 2017-759; 11/01/2017 (O) 2017-860; 08/08/2018 (O) 2018-612; 11/28/18 (O) 2018-937; 05/13/2020 (O) 2020-406; 05/27/2020 (O) 2020-447; 01/06/2021 (O) 2021-17; 4/21/2021 (O) 2021-273; 6/22/2022 (O) 2022-502

### Amount and Source of Funding:

\$1,500,000.00 - TIRZ Affordable Housing Fund (2409)- PREVIOUSLY APPROPRIATED

#### Contact Information:

Roxanne Lawson (832) 394-6307

### ATTACHMENTS:

Description	Туре
2017-759	Ordinance/Resolution/Motion
2017-860	Ordinance/Resolution/Motion
2018-612	Ordinance/Resolution/Motion
2018-937	Ordinance/Resolution/Motion
2020-406	Ordinance/Resolution/Motion
2020-447	Ordinance/Resolution/Motion
2021-17	Ordinance/Resolution/Motion
2021-273	Ordinance/Resolution/Motion
2022-502	Ordinance/Resolution/Motion



Meeting Date: 3/28/2023 ALL Item Creation Date: 2/20/2023

HHD - Settlement Agreement - Staples

Agenda Item#: 20.

# Summary:

ORDINANCE approving and authorizing a full and final Settlement, Agreement and Release between City of Houston and **STAPLES**, **LLC**; providing a settlement amount - \$60,449.99 - General Fund

### **Background:**

The Houston Health Department (HHD) requests City Council enact an ordinance approving and authorizing this Compromise, Settlement, and Release Agreement between the City of Houston and Staples in the amount of \$60,449.99 to settle all claims associated with the office furniture rental for the George R. Brown (GRB) Convention Center and Riverside locations.

### SPECIFIC EXPLANATION:

The Director of the Houston Health Department (HHD) recommends City Council enact an ordinance approving and authorizing this Compromise, Settlement, and Release Agreement between the City of Houston and Staples in the amount of \$60,449.99.

On July 15, 2020, City Council approved a Motion (Motion 2020-0374) for an Emergency Purchase Order (EPO) to support the purchase of various goods and services related to the City's response to COVID-19. Staples had the capacity to meet the demand and staffing to quickly deliver and install the office rental furniture for both locations. The need for additional furniture rental and the extension for an additional month at the GRB location exhausted the EPO funding, leaving some of the invoices unpaid for the Riverside location. The services provided by Staples exceed the amount authorized by City Council and after careful consideration of the circumstances, and in order to avoid the uncertainties, expenses, and delay of litigation, Houston and Staples have decided it is in their best interests to enter this Settlement Agreement to pay the outstanding invoices.

To settle the dispute and pay Staples for the goods and services provided, the Parties agreed to enter into this Settlement Agreement to pay the submitted invoices and close out all claims associated with the office furniture rental for GRB and Riverside.

### Fiscal Note:

Funding for this item is adopted in FY23 Adopted Budget for this item. Therefore, no fiscal note is required as stated in the Financial Policy.

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

ESTIMATED SPEND AUTHORITY				
Department	FY23	FY24	FY25	TOTAL
Health Department	\$60,449.99	\$0.00	\$0.00	\$60,449.99

# Prior Council Action:

07/15/2020 (M) 2020-037

## Amount and Source of Funding:

\$60,449.99 General Fund Fund 1000

### **Contact Information:**

Porfirio Villarreal; Health Department 832-393-5041; 713-826-5695 Tracy Ransom; Health Department 832-393-4486

### ATTACHMENTS:

Description

Туре



Meeting Date: 3/28/2023

Item Creation Date:

LGL - Porter Hedges LLP Legal Services Agreement

Agenda Item#: 21.

# Summary:

ORDINANCE approving and authorizing Professional Services Agreement between City of Houston and **PORTER HEDGES LLP** to provide Legal Services related to complex construction contracts; establishing a maximum contract amount - 1 Year with 1 one-year option - \$500,000.00 - Enterprise Fund

### **Background:**

The City Attorney, Houston Airport System Director, and Chief Procurement Officer recommend City Council pass an ordinance approving and authorizing a professional services agreement between the City of Houston ("City") and Porter Hedges LLP ("Firm"), with a maximum contract amount of \$500,000.00. The proposed agreement has an initial term of one year, with one 1-year renewal option.

The Firm will provide legal services related to the drafting and negotiation of complex construction contracts for work being done at Houston Airport System locations, including design-bid-build, design-build, construction manager-at-risk, job order contracting, indefinite delivery/indefinite quantity, and public-private partnerships (design-build-finance-operate-maintain). The Firm will provide legal advice throughout the procurement process for such matters, to include contract negotiation and possible representation in contested construction related matters. Anticipated transactions for which the Firm will provide services include, but are not limited to, the International Terminal Redevelopment Program, the renovation and expansion of Terminals A and D at George Bush Intercontinental Airport, upgrades to the central utility plant, spaceport development at Ellington Field, the Southwest expansion at Hobby Airport, and skyway and subway projects.

The City seeks these legal services to follow the best practices in the airport industry. Airports in major cities continuously engage in public works projects at a significant monetary level. Disputes frequently arise. Aviation construction contract caselaw is dynamic, and the ability to timely update contract language, incorporate the latest evolution of legal standards into negotiations, and provide advice regarding monitoring of contract performance and dispute resolution are expected to translate into project cost savings and decreased litigation expenses.

Based on the Firm's qualifications, experience, and costs, the City Attorney, Houston Airport System Director, and Chief Procurement Officer recommend engaging the Firm to represent the City's interests. Porter Hedges is a full-service Houston-based law firm. The Firm's attorneys have significant experience in assisting owners, including governmental entities such as the City in resolving complex construction issues. The Firm has previously represented the City's Houston Airport System in negotiation of a settlement involving defective concrete paneling work on taxiways at George Bush Intercontinental Airport. The Firm's other governmental experience includes, but is not limited to, drafting county-wide standard general terms and conditions for various construction delivery methods for Harris County and drafting and negotiating construction manager-at-risk and design contracts for Hidalgo County's \$150 million replacement of its county courthouse. The City Attorney's Office does not have the internal resources, including number of and experience of attorneys to meaningfully assist in the development and ongoing negotiation of these complex construction documents.

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

<u>**Hire Houston First</u>**: This procurement is exempt from the City's Hire Houston First Ordinance based on the department's determination that compliance with the ordinance would unduly interfere with contract needs.</u>

**Pay or Play:** The Agreement requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. The Firm will provide health benefits to eligible employees in compliance with City policy.

### **MWBE Information**:

This professional services contract is being issued with a 18% MWBE goal. The Firm has designated Stephens, Reed & Armstrong PLLC as its certified MWBE subcontractor for legal services.

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

Arturo G. Michel, City Attorney

Mario C. Diaz, Director, Houston Airport System

Jedediah Greenfield, Chief Procurement Officer

Estimated Spending Authority			
DEPARTMENT	FY2023	OUT YEARS	TOTAL
Houston Airport System	\$150,000.00	\$350,000.00	\$500,000.00

# Prior Council Action:

# Amount and Source of Funding:

\$500,000.00 Airport Revenue Fund Fund 8001

# **Contact Information:**

Martin Buzak	832-393-6431
Sameera Mahendru	832-393-6315

### ATTACHMENTS: Description

Туре



Meeting Date: 3/28/2023

Item Creation Date:

HPD - Joint Processing Center - 2nd Amendment

Agenda Item#: 22.

## Summary:

ORDINANCE approving and authorizing second amendment to Interlocal Agreement (previously approved by Ordinance No. 2015-0896) between City of Houston and **HARRIS COUNTY** for Construction and Operation of the Joint Processing Center

### Background:

The Chief of Police for the Houston Police Department (HPD) requests City Council approve the Second Amendment to the Interlocal Agreement between Harris County and the City of Houston relating to the Construction and Operation of the Joint Processing Center.

As background, HPD transferred all City jail operations to the Harris County Joint Processing Center (JPC) at the end of March 2019. Pursuant to the Interlocal Agreement entered into in 2015 (Ordinance No. 2015-0896), a true-up process is conducted annually at the beginning of the County's previous fiscal year (March 1st) to make adjustments based on the JPC's actual costs for the previous 12-months of JPC operations. The true-up process also takes into account the volume of City Class C prisoners arrested by HPD and housed by the JPC.

On May 25, 2022, City Council approved the First Amendment (Ordinance No. 2022-401) which replaced the true-up fee for:

- a fixed fee of \$14M for the periods of March 1, 2021 to February 28, 2022, and
- a second fixed fee of \$14M for the periods of March 1, 2022 to February 28, 2023

The City is in negotiations with the County on the payment terms of the Joint Processing Center agreement and have agreed in the short term to extend the payment terms of the 1st Amendment of a \$14M flat fee for March 1, 2023 to February 29, 2024. This 2nd amendment allows the continuation of a fixed fee for the City during the negotiation period.

### 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.

Troy Finner Chief of Police

## **Prior Council Action:**

Ordinance 2015-0896 9/23/2015

Ordinance 2022-401 5/25/2022

# Amount and Source of Funding:

No funding is required.

# Contact Information:

Rhonda Smith, CFO & Deputy Director, 713.308.1708 Sonja O'Dat, Executive Staff Analyst/Council Liaison, 713.308.1728

## ATTACHMENTS:

Description

Туре



Meeting Date: 3/28/2023 District C Item Creation Date: 3/1/2023

PRD - ILA MHRA Little Thicket Park

Agenda Item#: 23.

## Summary:

ORDINANCE approving and authorizing Interlocal Agreement between City of Houston, Texas a n d **MEMORIAL-HEIGHTS REDEVELOPMENT AUTHORITY** for construction of improvements to Little Thicket Park; appropriating \$550,000.00 out of Park and Recreation Dedication Fund - **DISTRICT C - KAMIN** 

### **Background:**

The Houston Parks and Recreation Department (HPARD) requests City Council approve an interlocal agreement (ILA) with the Memorial Heights Redevelopment Authority (the Authority) and appropriate funds for the construction of improvements at Little Thicket Park (Park Sector 12).

The scope of work for the improvements includes new walkways, playground, outdoor fitness equipment, site furnishings, landscape and irrigation. It will also include associated grading, drainage and detention.

The estimated cost for this scope of work is \$1,050,000.00. If City Council approves, the ILA will grant right-of-entry for the Authority to contract for construction of the project and HPARD will contribute \$550,000.00 from the Park and Recreation Dedication Fund (4035) toward the scope of work described above.

The Authority shall contribute a total of \$500,000.00 under the ILA. Any portion of the Authority Contribution that is not expended in the scope of work described above may be expended on other park improvements to be determined and as approved by the HPARD Director.

Director's Signature:

Kenneth Allen, Director Houston Parks and Recreation Department

Capital Project Information: See attached CIP Form A WBS#: F-000936

Amount and Source of Funding: \$550,000.00 Park and Recreation Dedication Fund (4035)

### **Contact Information:**

Martha Escalante Phone: 832-395-7069 Email: Martha.Escalante@houstontx.gov

### ATTACHMENTS:

Description

Туре



Meeting Date: 3/28/2023 District D Item Creation Date: 8/11/2022

 PLN - Special Minimum Building Line Block Application No.
 255 (1900 block of Canterbury Street, south side, between Cambridge Street and Staffordshire Boulevard)

Agenda Item#: 24.

### Summary:

ORDINANCE establishing the 1900 block of Canterbury Street, south side, between Cambridge Street and Staffordshire Boulevard, within the City of Houston, Texas, as a Special Minimum Building Line Block pursuant to Chapter 42 of the Code of Ordinances Houston, Texas - **DISTRICT D** - **EVANS-SHABAZZ** 

### **Background:**

In accordance with Section 42-170 of the Code of Ordinances, the property owner of 1914 Canterbury Street, Tract 4A Block I of the Devonshire Place Subdivision, initiated an application for the designation of a Special Minimum Building Line Block (SMBLB). The application includes written evidence of support from the owners of 100% of the block.

The Planning and Development Department mailed notifications to nine (9) property owners indicating that the SMBLB application had been submitted. The notification further stated that written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed and no action was required by the Houston Planning Commission, the application may be submitted directly to City Council for consideration.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Building Line of 32 feet for the 1900 block of Canterbury Street, south side, between Cambridge Street and Staffordshire Boulevard.

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

# **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner 832-393-6636

# ATTACHMENTS:

Description

RCA

**Type** Signed Cover sheet



Meeting Date: 3/28/2023 District D Item Creation Date: 8/11/2022

PLN - Special Minimum Building Line Block Application No. 255 (1900 block of Canterbury Street, south side, between Cambridge Street and Staffordshire Boulevard)

Agenda Item#: 62.

### **Background:**

In accordance with Section 42-170 of the Code of Ordinances, the property owner of 1914 Canterbury Street, Tract 4A Block I of the Devonshire Place Subdivision, initiated an application for the designation of a Special Minimum Building Line Block (SMBLB). The application includes written evidence of support from the owners of 100% of the block.

The Planning and Development Department mailed notifications to nine (9) property owners indicating that the SMBLB application had been submitted. The notification further stated that written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed and no action was required by the Houston Planning Commission, the application may be submitted directly to City Council for consideration.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Building Line of 32 feet for the 1900 block of Canterbury Street, south side, between Cambridge Street and Staffordshire Boulevard.

DocuSigned by

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

Contact Information: Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner 832-393-6636

#### ATTACHMENTS:

**Description** Map Type Backup Material



Meeting Date: 3/28/2023 District H Item Creation Date: 9/27/2022

PLN - Special Minimum Lot Size Block App No. 812 (1000 block of Omar Street, north and south sides)

Agenda Item#: 25.

# Summary:

ORDINANCE establishing the north and south sides of the 1000 block of Omar Street between Norhill Boulevard and Michaux Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - CISNEROS** 

## Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 1016 Omar Street, Lot 4, Block 10, of the Norhill subdivision, initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 59% of the block.

The Planning and Development Department mailed notifications to eighteen (18) property owners indicating that the SMLSB application had been submitted. The notification further stated that written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed and no action is required by the Houston Planning Commission, the application may be submitted directly to City Council for consideration.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for 1000 block of Omar Street, north and south sides, between Norhill Boulevard and Michaux Street.

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

# **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Abraham Zorrilla, Planner IV 832-393-6634

# ATTACHMENTS: Description

RCA Map **Type** Signed Cover sheet Backup Material



Meeting Date: 3/28/2023 District H Item Creation Date: 9/27/2022

PLN - Special Minimum Lot Size Block App No. 812 (1000 block of Omar Street, north and south sides)

Agenda Item#: 6.

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 1016 Omar Street, Lot 4, Block 10, of the Norhill subdivision, initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 59% of the block.

The Planning and Development Department mailed notifications to eighteen (18) property owners indicating that the SMLSB application had been submitted. The notification further stated that written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed and no action is required by the Houston Planning Commission, the application may be submitted directly to City Council for consideration.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for 1000 block of Omar Street, north and south sides, between Norhill Boulevard and Michaux Street.

DocuSigned by

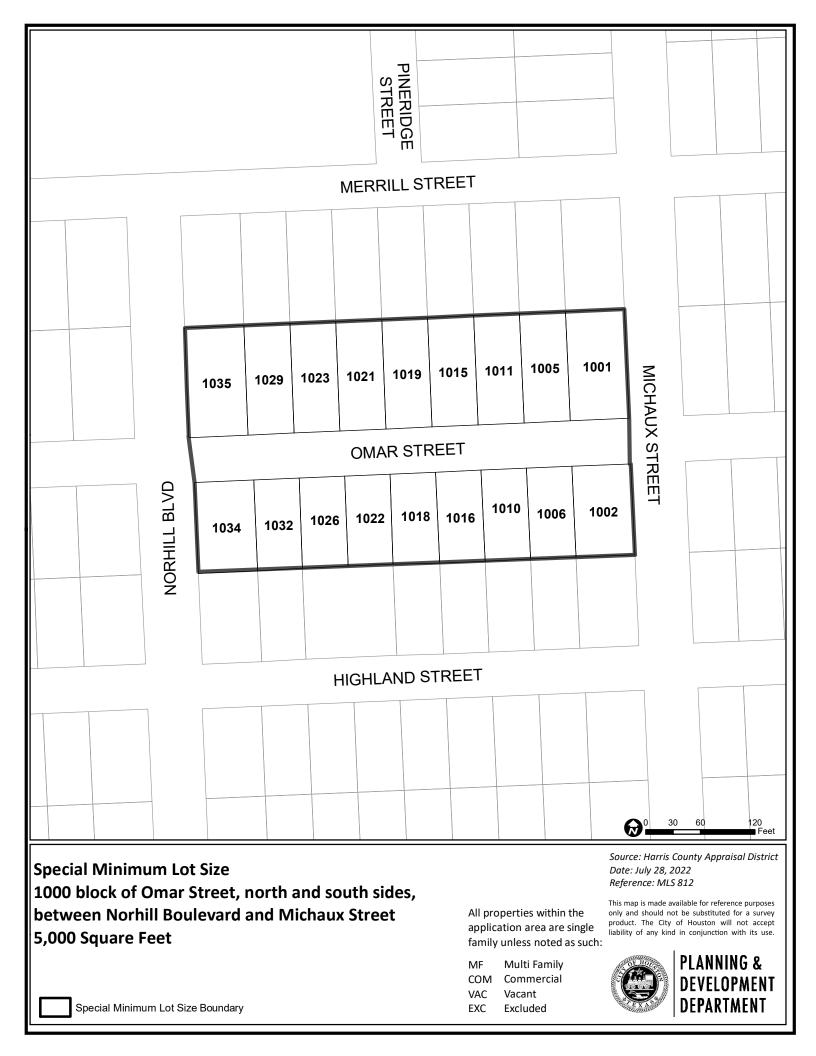
Margaret Wallace Brown, AICP, CNU-A Director Planning and Development Department

Contact Information: Anna Sedillo, Council Liaison 832-393-6578

Abraham Zorrilla, Planner IV 832-393-6634

### ATTACHMENTS:

**Description** Map Type Backup Material





Meeting Date: 3/28/2023 ETJ Item Creation Date: 12/19/2022

HPW - 20WR419 – Petition Addition (20.816) Northwest Harris County Municipal Utility District No. 10

Agenda Item#: 26.

### Summary:

ORDINANCE consenting to the addition of 20.816 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 10**, for inclusion in the District

### Background:

<u>SUBJECT</u>: Petition for the City's consent to the addition of 20.816 acres to Northwest Harris County Municipal Utility District No. 10.

<u>RECOMMENDATION</u>: Petition for the City's consent to the addition of 20.816 acres to Northwest Harris County Municipal Utility District No. 10 be approved.

<u>SPECIFIC EXPLANATION</u>: Northwest Harris County Municipal Utility District No. 10 (the "District") was created through the TCEQ in 1977, and currently consists of 1,296.6715 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 20.816 acres of vacant land, proposed to be developed as commercial property, to the District. The proposed annexation tract is located in the vicinity of Spring Cypress Road, Skinner Road, Huffmeister Road, and Barker Cypress 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 Northwest Harris County Municipal Utility District No. 10 Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Northwest Harris County Municipal Utility District No. 10 is Dry Gulley, which flows into Cypress Creek, which flows into Spring Creek, then to the San Jacinto River, and finally into Lake Houston. Dry Gulley is within the Cypress Creek watershed. The proposed annexation tract is within the 100 year floodplain (31.7%) and 500 year floodplain (59.5%).

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 Planning Director Houston Water Phone: (832) 395-2712

## ATTACHMENTS:

**Description** Signed coversheet Maps Туре

Signed Cover sheet Backup Material



Meeting Date: ETJ

Item Creation Date: 12/19/2022

HPW - 20WR419 – Petition Addition (20.816) Northwest Harris County Municipal Utility District No. 10

Agenda Item#:

### **Background:**

SUBJECT: Petition for the City's consent to the addition of 20.816 acres to Northwest Harris County Municipal Utility District No. 10.

<u>RECOMMENDATION</u>: Petition for the City's consent to the addition of 20.816 acres to Northwest Harris County Municipal Utility District No. 10 be approved.

<u>SPECIFIC EXPLANATION</u>: Northwest Harris County Municipal Utility District No. 10 (the "District") was created through the TCEQ in 1977, and currently consists of 1,296.6715 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 20.816 acres of vacant land, proposed to be developed as commercial property, to the District. The proposed annexation tract is located in the vicinity of Spring Cypress Road, Skinner Road, Huffmeister Road, and Barker Cypress 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 Northwest Harris County Municipal Utility District No. 10 Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Northwest Harris County Municipal Utility District No. 10 is Dry Gulley, which flows into Cypress Creek, which flows into Spring Creek, then to the San Jacinto River, and finally into Lake Houston. Dry Gulley is within the Cypress Creek watershed. The proposed annexation tract is within the 100 year floodplain (31.7%) and 500 year floodplain (59.5%).

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: 3/10/2023 Haddoch

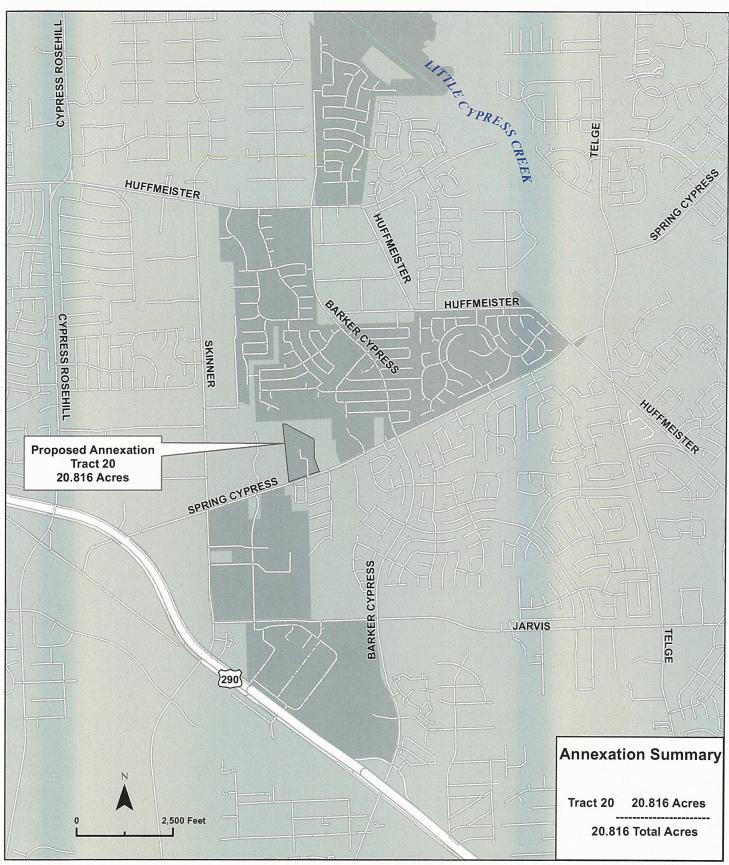
Caro<sup>3</sup> Ellinger Haddock, P. E. Director Houston Public Works

Contact Information: Ekaterina Fitos Planning Director Houston Water Phone: (832) 395-2712

### ATTACHMENTS:

Description Maps Application Petition Backup Material Fact Sheet Туре

Backup Material Backup Material Backup Material Backup Material Backup Material



# Legend

### Proposed Annexation Map (20.816 Acres) of Northwest Harris County MUD 10 JD 10 Boundary Key Map No. 367 B

Northwest Harris County MUD 10 Boundary

Existing acreage of District is 20.816 + 1,296.6715 = 1,317.4875 acres.



Northwest Harris County Municipal Utility District No. 10 (20.816 acres)

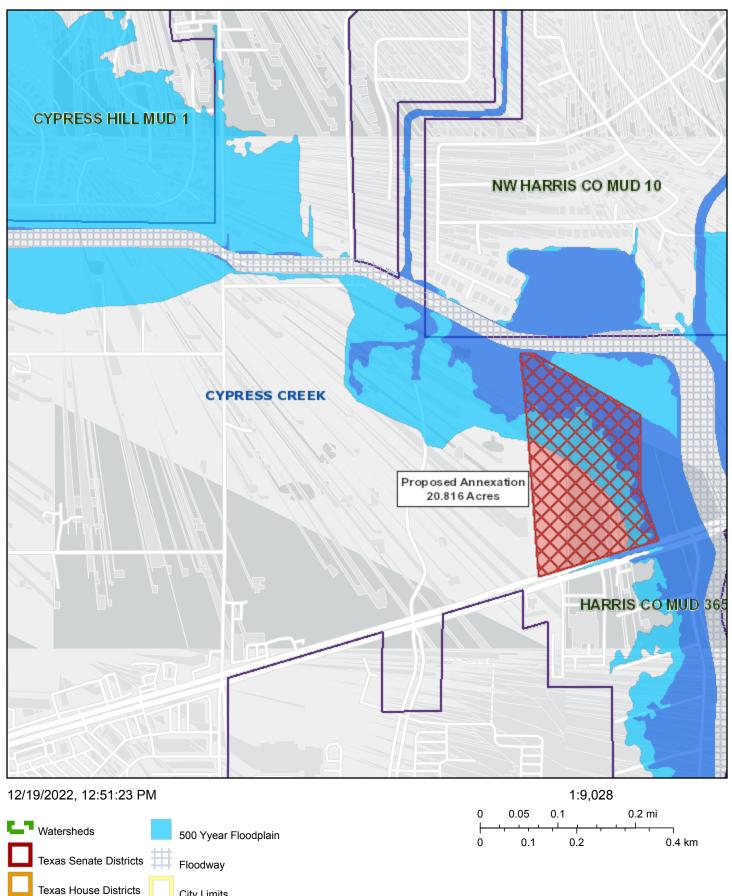


 Image: Texas House Districts
 City Limits

 Flood Hazard Zones
 Image: Texas House Districts

Council Districts

100 Year Floodplain

Existing Acreage of District

Kirt Arthur | GIS Supervisor | Houston Public Works | Houston Water, Kirt Arthur | GIS Supervisor | Houston Public Works | Houston Water GIS



Meeting Date: 3/28/2023 ETJ Item Creation Date: 2/6/2023

HPW - 20WR426 – Petition Addition (42.09) Fallbrook Utility District

Agenda Item#: 27.

### Summary:

ORDINANCE consenting to the addition of 42.09 acres of land to **FALLBROOK UTILITY DISTRICT**, for inclusion in its District

### **Background:**

SUBJECT: Petition for the City's consent to the addition of 42.09 acres to Fallbrook Utility District.

<u>RECOMMENDATION</u>: Petition for the City's consent to the addition of 42.09 acres to Fallbrook Utility District be approved.

<u>SPECIFIC EXPLANATION</u>: Fallbrook Utility District (the "District") was created through an act of the Texas Legislature in 1969, and currently consists of 582.144 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 42.09 acres of vacant land, proposed to be developed as commercial property, to the District. The proposed annexation tract is located in the vicinity of West Road, Veterans Memorial Drive, Fallbrook Drive, and IH-45. 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 Fallbrook Utility District Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Fallbrook Utility District is Greens Bayou, which flows 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 Planning Director Houston Water Phone: (832) 395-2712

## ATTACHMENTS:

### Description

Signed coversheet Maps

Туре

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#### CITY OF HOUSTON - CITY COUNCIL Meeting Date: ETJ

Item Creation Date: 2/6/2023

HPW - 20WR426 - Petition Addition (42.09) Fallbrook Utility District

Agenda Item#:

### **Background:**

SUBJECT: Petition for the City's consent to the addition of 42.09 acres to Fallbrook Utility District.

RECOMMENDATION: Petition for the City's consent to the addition of 42.09 acres to Fallbrook Utility District be approved.

<u>SPECIFIC EXPLANATION</u>: Fallbrook Utility District (the "District") was created through an act of the Texas Legislature in 1969, and currently consists of 582.144 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 42.09 acres of vacant land, proposed to be developed as commercial property, to the District. The proposed annexation tract is located in the vicinity of West Road, Veterans Memorial Drive, Fallbrook Drive, and IH-45. 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 Fallbrook Utility District Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Fallbrook Utility District is Greens Bayou, which flows 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 3/10/2023 Carol Haddock

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

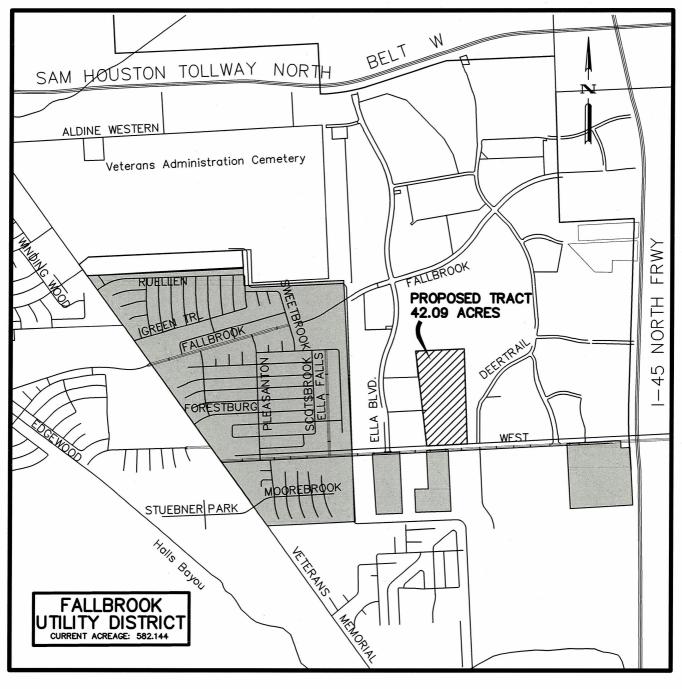
#### **Contact Information:**

Ekaterina Fitos Planning Director Houston Water Phone: (832) 395-2712

#### ATTACHMENTS:

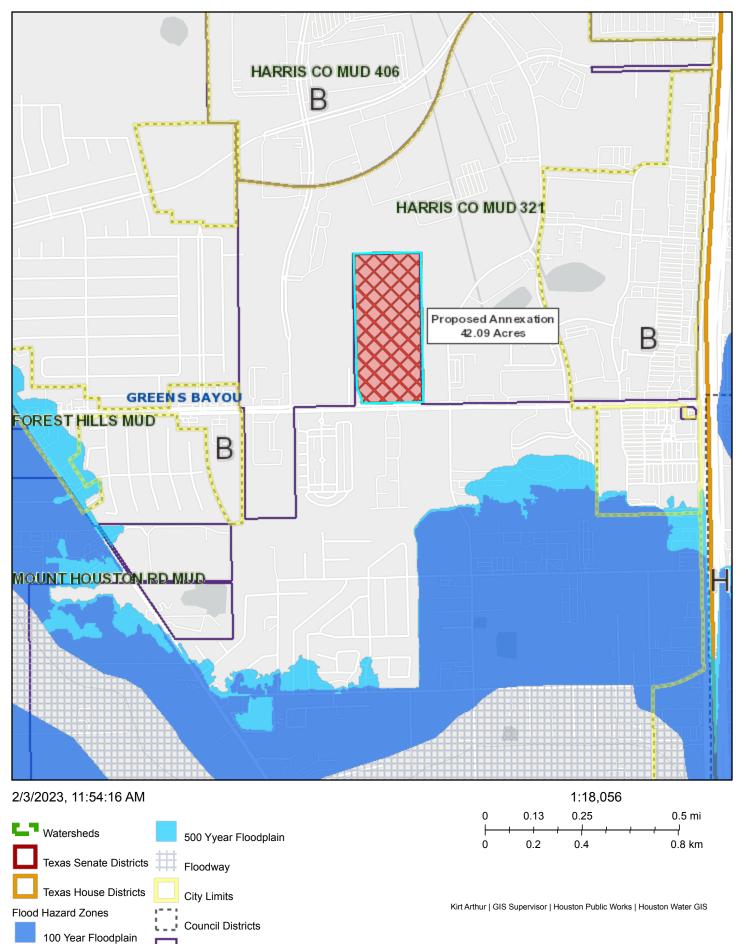
Description Maps Application Petition Backup Material Fact Sheet Туре

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VICINITY MAP

# Fallbrook Utility District (42.09 acres)



Existing Acreage of District



Meeting Date: 3/28/2023 ETJ Item Creation Date: 10/17/2022

HPW - 20WR409 – Petition Addition (3.708) Dowdell Public Utility District

Agenda Item#: 28.

### Summary:

ORDINANCE consenting to the addition of 3.708 acres of land to **DOWDELL PUBLIC UTILITY DISTRICT**, for inclusion in the District

### **Background:**

<u>SUBJECT</u>: Petition for the City's consent to the addition of 3.708 acres to Dowdell Public Utility District.

<u>RECOMMENDATION</u>: Petition for the City's consent to the addition of 3.708 acres to Dowdell Public Utility District be approved.

<u>SPECIFIC EXPLANATION</u>: Dowdell Public Utility District (the "District") was created through an act of the Texas Legislature in 1971, and currently consists of 1,436.9281 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 3.708 acres of vacant land, proposed to be developed as multi-family residential property, to the District. The proposed annexation tract is located in the vicinity of Kuykendahl Road, Dowdell Road, Kuykendahl-Huffsmith Road, and Grand Parkway. 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 Dowdell Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Dowdell Public Utility District is Willow Creek, which flows to Cypress Creek, then into Spring Creek, then into San Jacinto River, and finally into Lake Houston. 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

### Туре

Signed Cover sheet Backup Material



#### CITY OF HOUSTON - CITY COUNCIL Meeting Date: ETJ

Item Creation Date: 10/17/2022

HPW - 20WR409 - Petition Addition (3.708) Dowdell Public Utility District

Agenda Item#:

### **Background:**

SUBJECT: Petition for the City's consent to the addition of 3.708 acres to Dowdell Public Utility District.

RECOMMENDATION: Petition for the City's consent to the addition of 3.708 acres to Dowdell Public Utility District be approved.

<u>SPECIFIC EXPLANATION</u>: Dowdell Public Utility District (the "District") was created through an act of the Texas Legislature in 1971, and currently consists of 1,436.9281 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 3.708 acres of vacant land, proposed to be developed as multi-family residential property, to the District. The proposed annexation tract is located in the vicinity of Kuykendahl Road, Dowdell Road, Kuykendahl-Huffsmith Road, and Grand Parkway. 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 Dowdell Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Dowdell Public Utility District is Willow Creek, which flows to Cypress Creek, then into Spring Creek, then into San Jacinto River, and finally into Lake Houston. 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 faddoch 1/11/2023 Aro

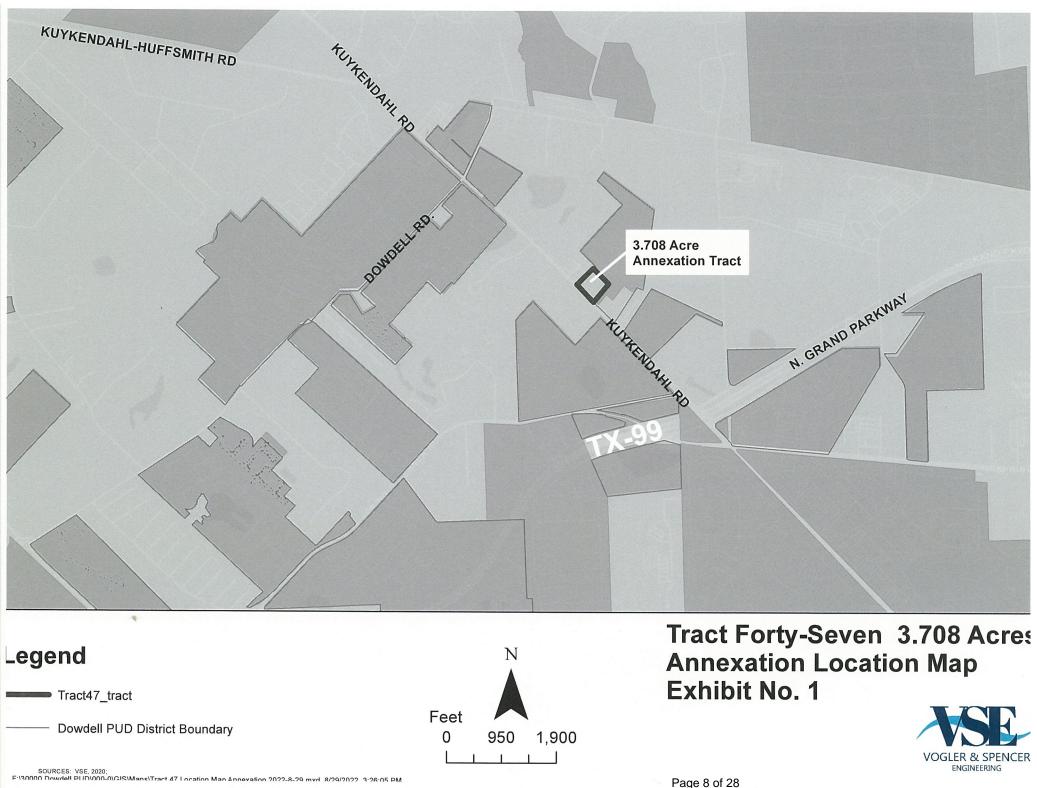
Carol Ellinger Haddock, P. E. Director Houston Public Works

### Contact Information: Ekaterina Fitos

Acting Planning Director Houston Water Phone: (832) 395-2878

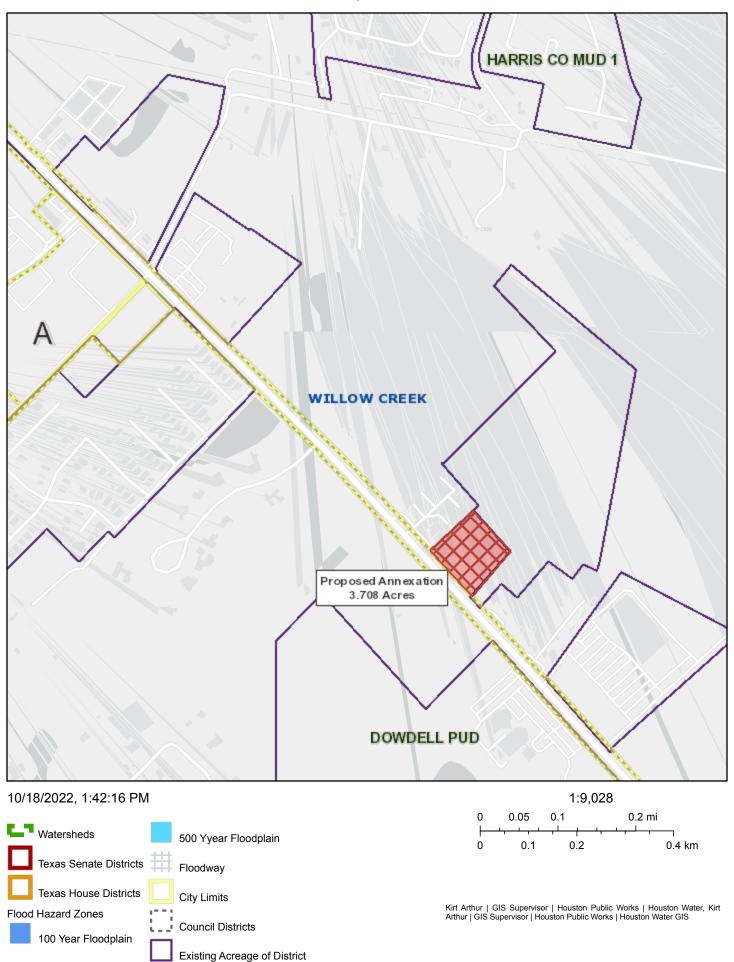
### ATTACHMENTS:

Description Maps Application Petition Backup Material Fact Sheet Type Backup Material Backup Material Backup Material Backup Material Backup Material



Page 8 of 28

Dowdell Public Utility District (3.708 acres)





Meeting Date: 3/28/2023 ETJ Item Creation Date: 11/14/2022

HPW - 20WR417 – Petition Addition (0.56) Rayford Road Municipal Utility District

Agenda Item#: 29.

### Summary:

ORDINANCE consenting to the addition of 0.56 acres of land to **RAYFORD ROAD MUNICIPAL UTILITY DISTRICT**, for inclusion in the District

### **Background:**

<u>SUBJECT</u>: Petition for the City's consent to the addition of 0.56 acres to Rayford Road Municipal Utility District.

<u>RECOMMENDATION</u>: Petition for the City's consent to the addition of 0.56 acres to Rayford Road Municipal Utility District be approved.

<u>SPECIFIC EXPLANATION</u>: Rayford Road Municipal Utility District (the "District") was created through an act of the Texas Legislature in 1969, and currently consists of 1,313.9717 acres within Montgomery County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add 0.56 acres of vacant land, proposed to be developed as commercial property, to the District. The proposed annexation tract is located in the vicinity of Rayford Road, Imperial Oaks Boulevard, Sekola Lane, and Aldine Westfield 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 Rayford Road Municipal Utility District Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Rayford Road Municipal Utility District is Spring Creek, which flows into the San Jacinto River, and finally into Lake Houston. 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 Planning Director Houston Water Phone: (832) 395-2712

#### ATTACHMENTS:

#### Description

Signed coversheet Maps

#### Туре

Signed Cover sheet Backup Material



Meeting Date: ETJ

Item Creation Date: 11/14/2022

HPW - 20WR417 - Petition Addition (0.56) Rayford Road Municipal Utility District

Agenda Item#:

#### Background:

SUBJECT: Petition for the City's consent to the addition of 0.56 acres to Rayford Road Municipal Utility District.

<u>RECOMMENDATION</u>: Petition for the City's consent to the addition of 0.56 acres to Rayford Road Municipal Utility District be approved.

<u>SPECIFIC EXPLANATION</u>: Rayford Road Municipal Utility District (the "District") was created through an act of the Texas Legislature in 1969, and currently consists of 1,313.9717 acres within Montgomery County. The District is within the extraterritorial jurisdiction of the City of Houston (the "City") and has petitioned the City for consent to add 0.56 acres of vacant land, proposed to be developed as commercial property, to the District. The proposed annexation tract is located in the vicinity of Rayford Road, Imperial Oaks Boulevard, Sekola Lane, and Aldine Westfield 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 Rayford Road Municipal Utility District Wastewater Treatment Plant. Potable water is provided by the District.

The nearest major drainage facility for Rayford Road Municipal Utility District is Spring Creek, which flows into the San Jacinto River, and finally into Lake Houston. 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 3/10/2023 Haddoch

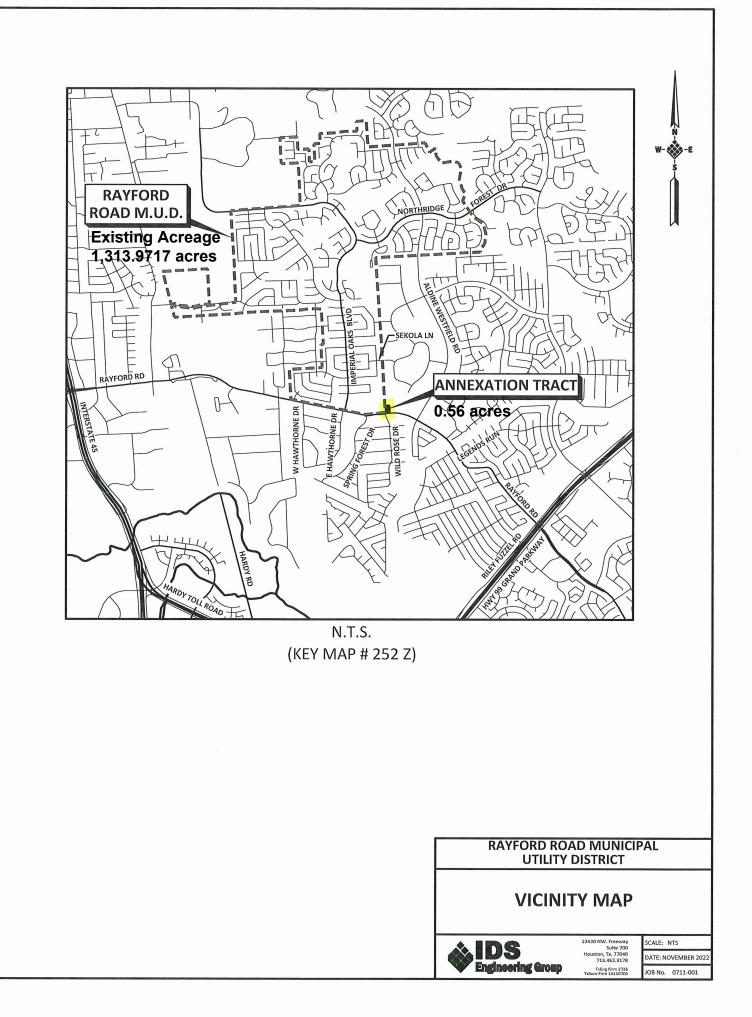
Carôl Eflinger Haddock, P. E. Director Houston Public Works

#### Contact Information:

Ekaterina Fitos Planning Director Houston Water Phone: (832) 395-2712

#### ATTACHMENTS:

Description Maps Application Petition Backup Material Fact Sheet Type Backup Material Backup Material Backup Material Backup Material Backup Material



#### Rayford Road Municipal Utility District (0.56 acres)





Meeting Date: 3/28/2023 District G Item Creation Date: 3/1/2023

HPW20MFK06/ WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD

Agenda Item#: 30.

#### Summary:

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as Water Line Replacement Along Post Oak Boulevard and Westheimer Road Project; authorizing the acquisition of fee simple or easement interest to three parcels of land required for the project and situated in the William White Survey, Abstract Number 836, said parcels in Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Relocation Assistance, Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of fee simple or easement interest to the three parcels of land required for the project - **DISTRICT G - HUFFMAN** 

#### Background:

**SUBJECT:** An ordinance for the WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD PROJECT be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

**RECOMMENDATION:** (Summary) An ordinance for the WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD PROJECT be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

**SPECIFIC EXPLANATION:** Houston Public Works is requesting that an ordinance for the WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD PROJECT be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

This project provides for the design and construction of water main extension projects to improve circulation and fire protection. This project is required for the City to provide quality water service, fire protection, and improve system reliability.

This action authorizes payment for costs of land purchases/condemnations, relocation assistance expenses, appraisal fees, title policies/services, recording fees and other acquisition costs in connection with negotiations to settle purchases; finds a public necessity for the project; and approves and authorizes the condemnation of the land and improvements thereon. If negotiations

to acquire the property cannot be concluded as a dedication or purchase or for any reason for which acquisition by condemnation is warranted, this action authorizes the City Attorney to file or cause Eminent Domain proceedings to be filed and acquire land, rights-of-way and/or easements for said purposes and authorizes payment for the Award of Special Commissioners and court costs associated with condemnation proceedings. Parcels with a consideration that exceeds the spending authority threshold set by State law will be submitted to City Council as they are finalized. This will expedite the process of acquiring land, rights-of-way and/or easements in support of the WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD PROJECT.

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

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

S-000700-A049-2

#### **Prior Council Action:**

Ordinance 2018-0756, passed September 19, 2018

#### Amount and Source of Funding:

No additional funding required. (Funds were appropriated under Ordinance 2018-0756)

#### **Contact Information:**

Addie L. Jackson, Esq. Assistant Director – Real Estate Services **Phone**: (832) 395-3164

#### ATTACHMENTS:

**Description** Signed coversheet Location Map

#### Туре

Signed Cover sheet Backup Material



Meeting Date: District G Item Creation Date: 3/1/2023

HPW20MFK06/ WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD

Agenda Item#:

#### Background:

**SUBJECT:** An ordinance for the WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD PROJECT be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

**RECOMMENDATION:** (Summary) An ordinance for the WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD PROJECT be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

**SPECIFIC EXPLANATION:** Houston Public Works is requesting that an ordinance for the WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD PROJECT be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

This project provides for the design and construction of water main extension projects to improve circulation and fire protection. This project is required for the City to provide quality water service, fire protection, and improve system reliability.

This action authorizes payment for costs of land purchases/condemnations, relocation assistance expenses, appraisal fees, title policies/services, recording fees and other acquisition costs in connection with negotiations to settle purchases; finds a public necessity for the project; and approves and authorizes the condemnation of the land and improvements thereon. If negotiations to acquire the property cannot be concluded as a dedication or purchase or for any reason for which acquisition by condemnation is warranted, this action authorizes the City Attorney to file or cause Eminent Domain proceedings to be filed and acquire land, rights-of-way and/or easements for said purposes and authorizes payment for the Award of Special Commissioners and court costs associated with condemnation proceedings. Parcels with a consideration that exceeds the spending authority threshold set by State law will be submitted to City Council as they are finalized. This will expedite the process of acquiring land, rights-of-way and/or easements in support of the WATER LINE REPLACEMENT ALONG POST OAK BLVD. AND WESTHEIMER ROAD PROJECT.

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

DocuSigned by 3/10/2023 Haddoch

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

S-000700-A049-2

Prior Council Action: Ordinance 2018-0756, passed September 19, 2018

#### Amount and Source of Funding:

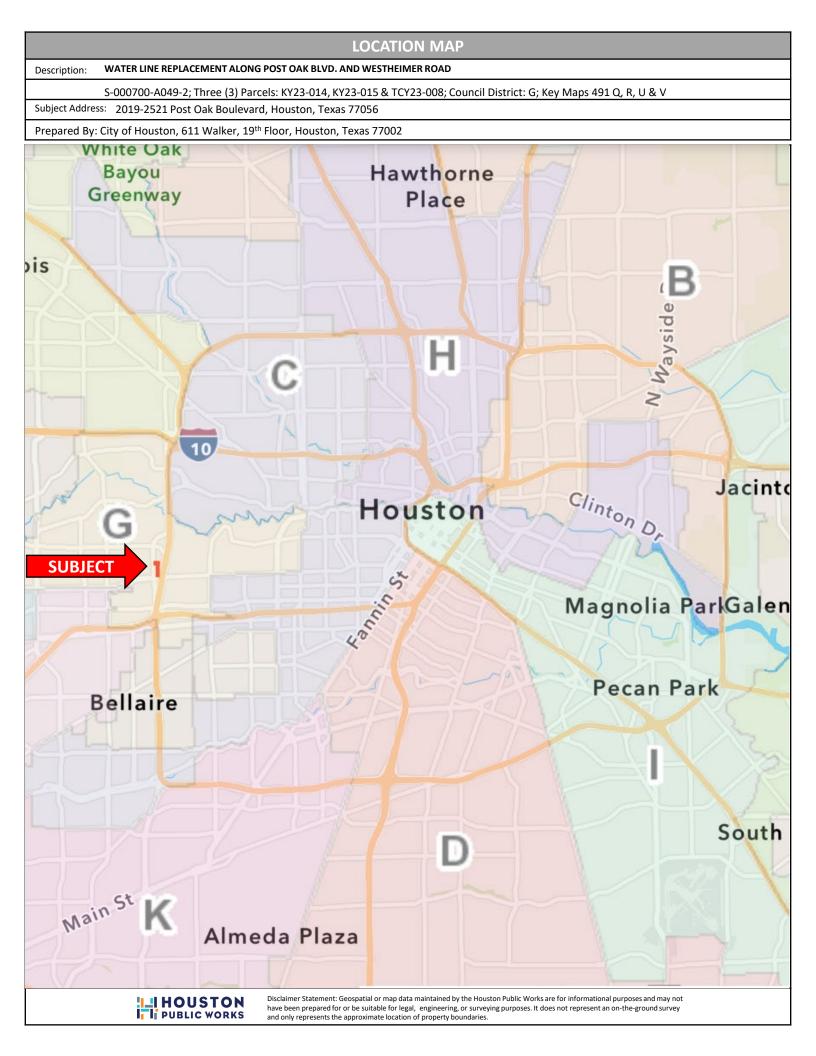
No additional funding required. (Funds were appropriated under Ordinance 2018-0756)

#### **Contact Information:**

Addie L. Jackson, Esq. Assistant Director – Real Estate Services Phone: (832) 395-3164

#### ATTACHMENTS:

Description Location Map Metes and Bounds and Surveys Ordinance 2018-0756 w/coversheet Type Backup Material Backup Material Backup Material





Meeting Date: 3/28/2023 ALL Item Creation Date: 2/21/2023

HPW-20DWO96 2023 Lake Conroe Contract by and between San Jacinto River Authority and the City of Houston, Texas

Agenda Item#: 31.

#### Summary:

ORDINANCE approving and authorizing 2023 Contract by and between **SAN JACINTO RIVER AUTHORITY** and City of Houston, Texas, relating to the ongoing operation of the Lake Conroe Dam and Reservoir

#### Background:

**<u>SUBJECT</u>**: 2023 Contract by and between San Jacinto River Authority and the City of Houston, Texas, relating to the ongoing operation of the Lake Conroe Dam and Reservoir.

**RECOMMENDATION:** The 2023 Contract by and between San Jacinto River Authority and the City of Houston, Texas, relating to the ongoing operation of the Lake Conroe Dam and Reservoir, be approved.

**SPECIFIC EXPLANATION**: The San Jacinto River Authority (the "Authority") and the City of Houston (the "City") entered into the 1968 Lake Conroe Contract that provided for the City's participation in the construction of the Lake Conroe Dam and Reservoir (the "Project"), the City's acquisition of an undivided two-thirds interest in Lake Conroe and in the yield permitted under Water Right Permit 1962 (now Certificate of Adjudication 10-49630), and the terms and conditions for the Authority's operation and maintenance of Lake Conroe. The 1968 Lake Conroe Contract was amended to address timelines for funding the Project. Under the 1968 Lake Conroe Contract, the Authority maintains the Lake Conroe Dam and Reservoir, and the City pays its proportionate two-thirds share annually of related capital and O&M costs. The 1968 Lake Conroe Contract expired in 2018, and the City and the Authority want to enter into a new contract relating to the ongoing operation of the Lake Conroe Dam and Reservoir.

The 2023 Lake Conroe Contract sets forth the terms and conditions for the parties' use, disposal, and sale of their respective water yields and the Authority's operation and maintenance of the Lake Conroe Dam and Reservoir. Changes from the 1968 Lake Conroe Contract include updated metering requirements and more detailed mediation, recourse, and allocation of liability and litigation protocols arising from the Authority's Hurricane Harvey litigation. The Lake Conroe Contract outlines when the Authority will provide its annual operating budget for review by the City and approval by the Houston City Council, when annual operating payments are due to the Authority from the City, and what the Authority's responsibilities are relating to the accounting of

impounded and diverted water for both the Authority and the City.

The Authority has prepared and submitted to the City a budget setting forth in detail proposed expenditures during the ensuing Fiscal Year (FY) 2023, beginning from September 2022 through August 2023, for the operation, maintenance, and repair of Lake Conroe. Upon execution of this contract, Houston Public Works will bring the budget forward to City Council for approval and will continue to do so on an annual basis. Following Council approval each year, the City shall make payments to the Authority on a monthly basis. This Lake Conroe Contract shall continue in force and effect during the useful life of Lake Conroe unless terminated by mutual agreement of the Parties.

Additionally, the City has back payments owed to the Authority for FY21 (September 2020-August 2021) and FY22 (September 2021-August 2022) which are also pending execution of the 2023 Lake Conroe Contract. Each of these back payments will be included with the upcoming FY23 budget approval and will be paid to the Authority as a one-time lump sum.

This item was presented to the Transportation, Technology, and Infrastructure (TTI) Committee on January 12, 2023.

Approval of 2023 Lake Conroe Contract relating to the ongoing operation of Lake Conroe is requested.

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

#### **Contact Information:**

Venus Price, Senior Assistant Director Houston Public Works Department Houston Water Division **Phone**: (832) 395-2337

#### ATTACHMENTS:

**Description** Coversheet (revised) **Type** Signed Cover sheet



Meeting Date: 3/28/2023 ALL

Item Creation Date: 2/21/2023

HPW-20DWO96 2023 Lake Conroe Contract by and between San Jacinto River Authority and the City of Houston, Texas

Agenda Item#: 9.

#### Summary:

ORDINANCE approving and authorizing a 2023 Contract by and between **SAN JACINTO RIVER AUTHORITY** and the City of Houston, Texas, relating to the ongoing operation of the Lake Conroe Dam and Reservoir

#### Background:

SUBJECT: 2023 Contract by and between San Jacinto River Authority and the City of Houston, Texas, relating to the ongoing operation of the Lake Conroe Dam and Reservoir.

**RECOMMENDATION:** The 2023 Contract by and between San Jacinto River Authority and the City of Houston, Texas, relating to the ongoing operation of the Lake Conroe Dam and Reservoir, be approved.

SPECIFIC EXPLANATION: The San Jacinto River Authority (the "Authority") and the City of Houston (the "City") entered into the 1968 Lake Conroe Contract that provided for the City's participation in the construction of the Lake Conroe Dam and Reservoir (the "Project"), the City's acquisition of an undivided two-thirds interest in Lake Conroe and in the yield permitted under Water Right Permit 1962 (now Certificate of Adjudication 10-49630), and the terms and conditions for the Authority's operation and maintenance of Lake Conroe. The 1968 Lake Conroe Contract was amended to address timelines for funding the Project. Under the 1968 Lake Conroe Contract, the Authority maintains the Lake Conroe Dam and Reservoir, and the City pays its proportionate two-thirds share annually of related capital and O&M costs. The 1968 Lake Conroe Contract expired in 2018, and the City and the Authority want to enter into a new contract relating to the ongoing operation of the Lake Conroe Dam and Reservoir.

The 2023 Lake Conroe Contract sets forth the terms and conditions for the parties' use, disposal, and sale of their respective water yields and the Authority's operation and maintenance of the Lake Conroe Dam and Reservoir. Changes from the 1968 Lake Conroe Contract include updated metering requirements and more detailed mediation, recourse, and allocation of liability and litigation protocols arising from the Authority's Hurricane Harvey litigation. The Lake Conroe Contract outlines when the Authority will provide its annual operating budget for review by the City and approval by the Houston City Council, when annual operating payments are due to the Authority from the City, and what the Authority's responsibilities are relating to the accounting of impounded and diverted water for both the Authority and the City.

The Authority has prepared and submitted to the City a budget setting forth in detail proposed expenditures during the ensuing Fiscal Year (FY) 2023, beginning from September 2022 through August 2023, for the operation, maintenance, and repair of Lake Conroe. Upon execution of this contract, Houston Public Works will bring the budget forward to City Council for approval and will continue to do so on an annual basis. Following Council approval each year, the City shall make payments to the Authority on a monthly basis. This Lake Conroe Contract shall continue in force and effect during the useful life of Lake Conroe unless terminated by mutual agreement of the Parties.

Additionally, the City has back payments owed to the Authority for FY21 (September 2020-August 2021) and FY22 (September 2021-August 2022) which are also pending execution of the 2023 Lake Conroe Contract. Each of these back payments will be included with the upcoming FY23 budget approval and will be paid to the Authority as a one-time lump sum.

This item was presented to the Transportation, Technology, and Infrastructure (TTI) Committee on January 12, 2023.

Approval of 2023 Lake Conroe Contract relating to the ongoing operation of Lake Conroe is requested.

Haddoch 3/22/2023 aro

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

**Contact Information:** Venus Price, Senior Assistant Director Houston Public Works Department Houston Water Division Phone: (832) 395-2337

#### ATTACHMENTS:

Description Signed Coversheet Signed Ordinance Contract TTI Agenda **Type** Signed Cover sheet Ordinance/Resolution/Motion Contract/Exhibit Backup Material



Meeting Date: 3/28/2023 District A, District B, District C, District E, District F, District G, District H, District J, District K Item Creation Date:

HPW-20FMS32 FY 2022 FMA Authorization to Apply

Agenda Item#: 32.

#### Summary:

ORDINANCE approving and authorizing submission of two applications for grant assistance to the **TEXAS WATER DEVELOPMENT BOARD** for Community Flood Mitigation Assistance through the Federal Emergency Management Agency's Flood Mitigation Assistance (FMA) Program; declaring the City's eligibility for such assistance; authorizing the Director Houston Public Works to act as the City's representative in the Grant application process, to accept such Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

#### **Background:**

<u>SUBJECT</u>: The Director of Houston Public Works recommends that City Council approve an ordinance approving and authorizing the submission of two grant applications to the TEXAS WATER DEVELOPMENT BOARD (TWDB) for community flood mitigation assistance through the FY2022 Federal Emergency Management Agency's (FEMA) Flood Mitigation Assistance (FMA) program; declaring the City's eligibility for such grants; and authorizing the Director of Houston Public Works to act as signatory on the grant applications with the authority to apply for, accept and expend the grant funds, as awarded, and to apply for and accept and expend all subsequent awards, if any, and to extend the budget period up to five additional years.

**<u>RECOMMENDATION</u>**: It is recommended that City Council adopt an Ordinance approving the submission of a grant application to the Texas Water Development Board to support home elevation projects.

**SPECIFIC EXPLANATION:** FEMA's Flood Mitigation Assistance (FMA) grant programs provide funding for mitigation projects and studies to reduce or eliminate claims under the National Flood Insurance Program (NFIP). The City of Houston applied for and received funds under this program to elevate homes that have experienced repetitive flood loss or are at risk of repetitive flood loss in 2015, 2016, 2018, 2019, 2020 and 2021 (2021 is pending award). Participation in the program is voluntary, and the City actively solicits interest from repetitive loss homeowners annually. Homeowners interested in participating in future application cycles may visit https://houstonrecovers.org/riskreduction for more information.

Under the FY2022 FMA Program the City of Houston will submit two elevation applications for a total of 31 homes. Properties are grouped into separate applications depending on whether they qualify under FMA criteria using pre-calculated benefits or a benefit cost analysis.

Depending on the National Flood Insurance Program loss history of each property at the time of the grant applications, participating homeowners will be awarded 100% (severe repetitive loss), 90% (repetitive loss) or 75% (non-repetitive loss) of eligible home elevation project costs. Homeowners in these applications will be collectively responsible for the local grant share of \$288,172.20.

The City's costs of administering the grants are budgeted as \$277,923.30, including its application development. This amount is determined using FEMA's maximum of 5% of project costs budgeted for utilization as sub-applicant management costs. These expenses are reimbursable up to the budgeted amount minus the local cost share. The City's cost share of this amount is \$14,408.61.

Estimated Cost	Grant Amount	Homeowner Cost Share	Administrative & PM Costs
\$5,836,389.09	\$5,533,808.28	\$288,172.20	\$14,408.61

The period of performance for this grant will be three years from the effective date of the contract. Eligible activities include design, permitting, construction and project management.

#### FISCAL NOTES:

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

No fiscal note is required on grant items.

Estimated Spending Authority				
Department	FY 2023	Out Years	Total	
Houston Public Works	\$0.00	\$14,408.61	\$14,408.61	

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

#### Amount and Source of Funding:

Total Funding - \$5,836,389.09

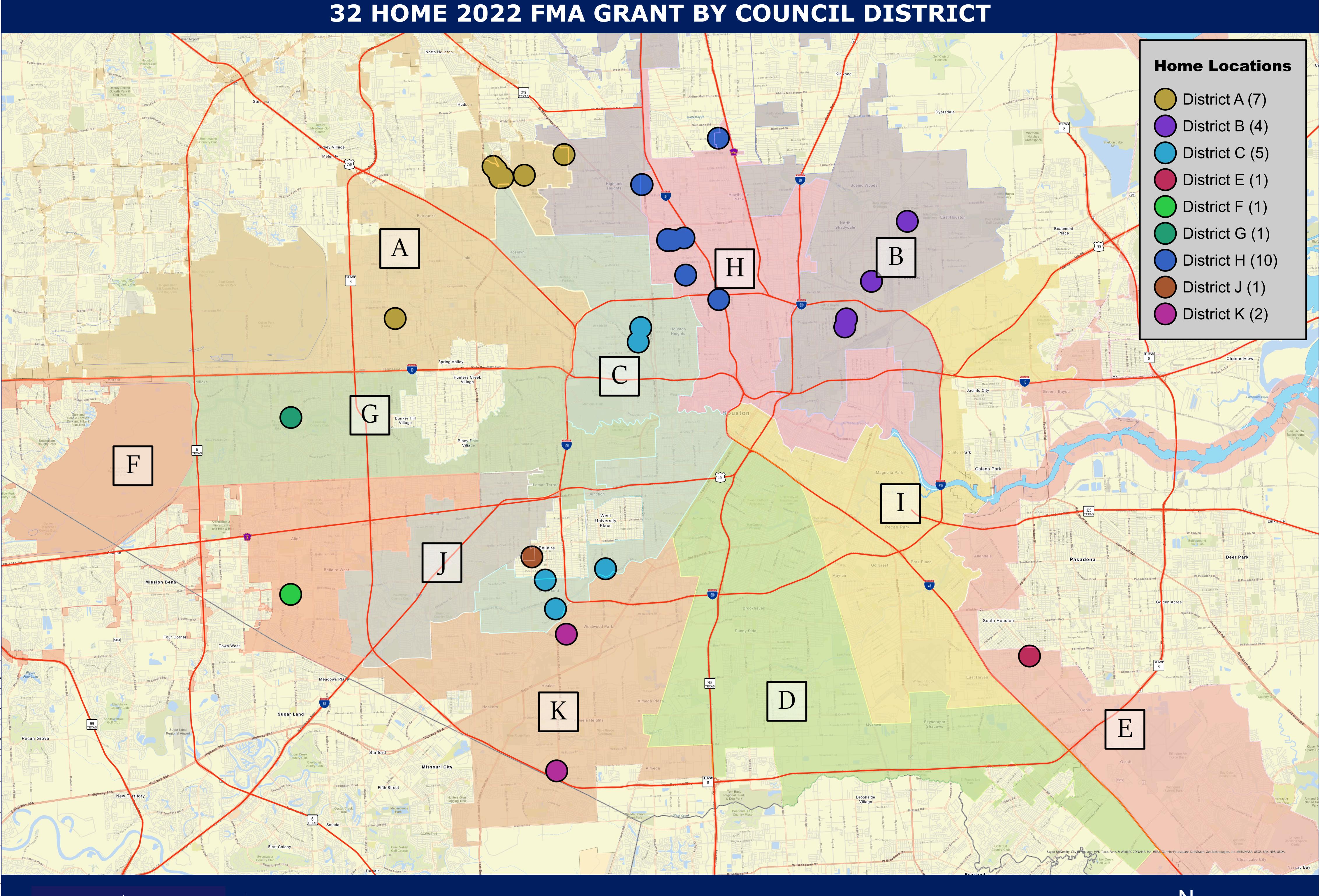
\$5,533,808.28 Fund 5030 - Federal/Local/State Pass Through \$288,172.20 Fund 1021 - Grant Matching Fund (paid by homeowners) \$14,408.61 Fund 8300 - Water & Sewer System Operating

#### **Contact Information:**

David Wurdlow, Assistant Director Houston Public Works **Phone**: (832)395-2054

#### ATTACHMENTS:

**Description** Map of Project Sites **Type** Backup Material







Geospatial or map data maintained by Houston Public Works is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and only represents the approximate location of property boundaries.

# HPW-20FMS32







Meeting Date: 3/28/2023 District A, District B, District C, District D, District F, District H, District K Item Creation Date: 2/20/2023

HPW -20INA111 Advance Funding Agreement / TxDOT Flood Plain Permits

Agenda Item#: 33.

#### Summary:

ORDINANCE appropriating \$66,000.00 out of Metro Projects Construction DDSRF; approving and authorizing Advanced Funding Agreement between City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for Flood Plain Permits in Various Areas; providing funding for CIP Cost Recovery relating to construction of facilities financed by Metro Projects Construction DDSRF - <u>DISTRICTS A - PECK; B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ; F - THOMAS; H – CISNEROS and K - CASTEX-TATUM</u>

#### **Background:**

**<u>SUBJECT</u>**: Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) for Flood Plain Permits at various locations.

**RECOMMENDATION**: Adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) for Flood Plain Permits and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** Transportation Code, Chapters 201 and 221, authorizes TxDOT to lay out, construct, maintain, and operate a system of streets, roads, and highways that comprise the State Highway System and to allow Local Governments to participate in said improvements.

**DESCRIPTION:** This Advance Funding Agreement consists of the City providing funds for flood plain permits at twelve (12) locations, identified below, to replace bridges and approaches. The projected construction dates for each location is provided below.

CSJ	STREETS	COUNCIL DISTRICT	<u>CONST.</u> DATES
0912-72-580	CAMPBELL RD AT HCFCD DITCH	A	1/1/2024
0912-72-680	CREEK DRIVE AT BUTTERMILK CREEK	А	1/1/2027
0912-72-557	LOCKWOOD DRIVE AT UPRR/LIBERTY RD	В	9/1/2027
	GLEN HAVEN BLVD AT POOR FARM	С	
0912-72-655	DITCH		8/1/2024
0912-72-626	SOUTHBANK STREET AT HCFCD	D	3/1/2025

**LOCATION:** The twelve (12) locations are listed below:

			L]
0912-72-627	VASSER ST AT HCFCD DITCH	D	3/1/2025
0912-72-657	VAN FLEET STREET AT HCFCD DITCH	D	1/1/2024
0912-72-625	S KIRKWOOD DR (NB) AT KEEGAN'S BAYOU	F	3/1/2025
0912-72-613	ENID STREET AT LITTLE WHITE OAK BAYOU	Н	1/1/2024
0912-72-652	HAMILTON ST AT LITTLE WHITE OAK BAYOU	Н	3/1/2025
0912-72-656	BENNING DRIVE AT CHIMNEY ROCK DITCH	К	3/1/2025
0912-72-559	S BRAESWOOD AT HCFCD DITCH	К	1/1/2024

**SCOPE OF THE AGREEMENT AND FEE:** Per the terms of this agreement, the City will provide to TxDOT reimbursement of the cost of twelve (12) Flood Plain Permits at \$5,000.00 each.

The total requested amount of \$66,000.00 is to be appropriated as follows: \$60,000.00 for cost of the project and \$6,000.00 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. N-321040-0090-7

#### Amount and Source of Funding:

\$66,000.00 METRO Projects Construction DDSRF Fund No. 4040

#### **Contact Information:**

Michael Wahl, P.E., PTOE Assistant Director, Transportation & Drainage Operations **Phone**: (832) 395-2443

#### ATTACHMENTS:

Description Signed Coversheet Maps **Type** Signed Cover sheet Backup Material



Meeting Date: District A, District B, District C, District D, District F, District H, District K Item Creation Date: 2/20/2023

HPW -20INA111 Advance Funding Agreement / TxDOT Flood Plain Permits

Agenda Item#:

#### **Background:**

**SUBJECT:** Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) for Flood Plain Permits at various locations.

**RECOMMENDATION:** Adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) for Flood Plain Permits and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** Transportation Code, Chapters 201 and 221, authorizes TxDOT to lay out, construct, maintain, and operate a system of streets, roads, and highways that comprise the State Highway System and to allow Local Governments to participate in said improvements.

**DESCRIPTION:** This Advance Funding Agreement consists of the City providing funds for flood plain permits at twelve (12) locations, identified below, to replace bridges and approaches. The projected construction dates for each location is provided below.

CSJ	STREETS	COUNCIL DISTRICT	<u>CONST.</u> DATES
0912-72-580	CAMPBELL RD AT HCFCD DITCH	A	1/1/2024
0912-72-680	CREEK DRIVE AT BUTTERMILK CREEK	A	1/1/2027
0912-72-557	LOCKWOOD DRIVE AT UPRR/LIBERTY RD	В	9/1/2027
0912-72-655	GLEN HAVEN BLVD AT POOR FARM DITCH	С	8/1/2024
0912-72-626	SOUTHBANK STREET AT HCFCD DITCH	D	3/1/2025
0912-72-627	VASSER ST AT HCFCD DITCH	D	3/1/2025
0912-72-657	VAN FLEET STREET AT HCFCD DITCH	D	1/1/2024
0912-72-625	S KIRKWOOD DR (NB) AT KEEGAN'S BAYOU	F	3/1/2025
0912-72-613	ENID STREET AT LITTLE WHITE OAK BAYOU	Н	1/1/2024
0912-72-652	HAMILTON ST AT LITTLE WHITE OAK BAYOU	Н	3/1/2025
0912-72-656	BENNING DRIVE AT CHIMNEY ROCK DITCH	К	3/1/2025
0912-72-559	S BRAESWOOD AT HCFCD DITCH	К	1/1/2024

**LOCATION:** The twelve (12) locations are listed below:

**SCOPE OF THE AGREEMENT AND FEE:** Per the terms of this agreement, the City will provide to TxDOT reimbursement of the cost of twelve (12) Flood Plain Permits at \$5,000.00 each.

The total requested amount of \$66,000.00 is to be appropriated as follows: \$60,000.00 for cost of the project and \$6,000.00 for CIP Cost Recovery.

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

DocuSigned by: Carol Haddock, P.E., Director

Houston Public Works

WBS No. N-321040-0090-7

Amount and Source of Funding: \$66,000.00 - Fund No. 4040 – METRO Projects Construction DDSRF

#### **Contact Information:**

Michael Wahl, P.E., PTOE Assistant Director, Transportation & Drainage Operations Phone: (832) 395-2443

#### ATTACHMENTS:

Description SAP Documents Maps

Type

Financial Information **Backup Material** 

Council District: B CSJ # 0912-72-557 District # 12 Code Chart 64 # 19750 Project: Lockwood Drive at UPRR/Liberty Road NBI Structure # 12-102-0-B40177-003 Federal Highway Administration CFDA Title: Highway Planning and Construction CFDA No.: 20.205 Not Research and Development

#### ATTACHMENT B PROJECT LOCATION MAP

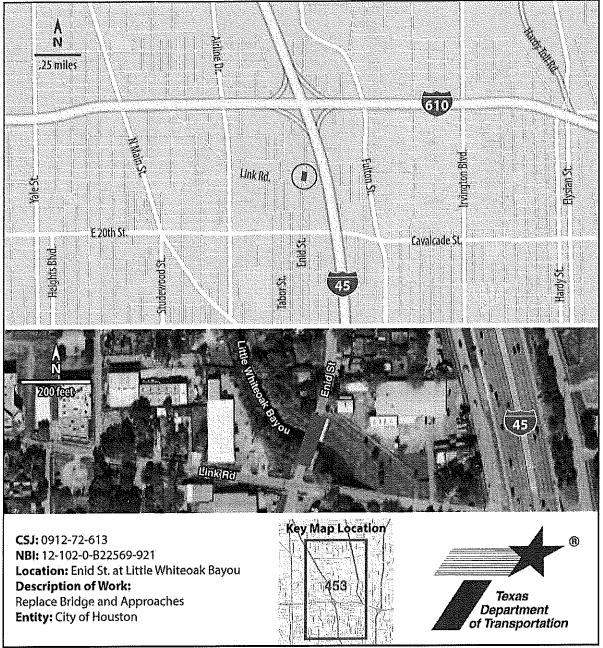


Bridge AFA Bridge Division Page 1 of 1

Council District: H

CSJ # 0912-72-613 District # 12 Code Chart 64 # 19750 Project: Enid Street at Little Whiteoak Bayou NBI Structure # 12-102-0-B22569-921 Federal Highway Administration CFDA Title: Highway Planning and Construction CFDA No.: 20.205 Not Research and Development

#### ATTACHMENT B PROJECT LOCATION MAP



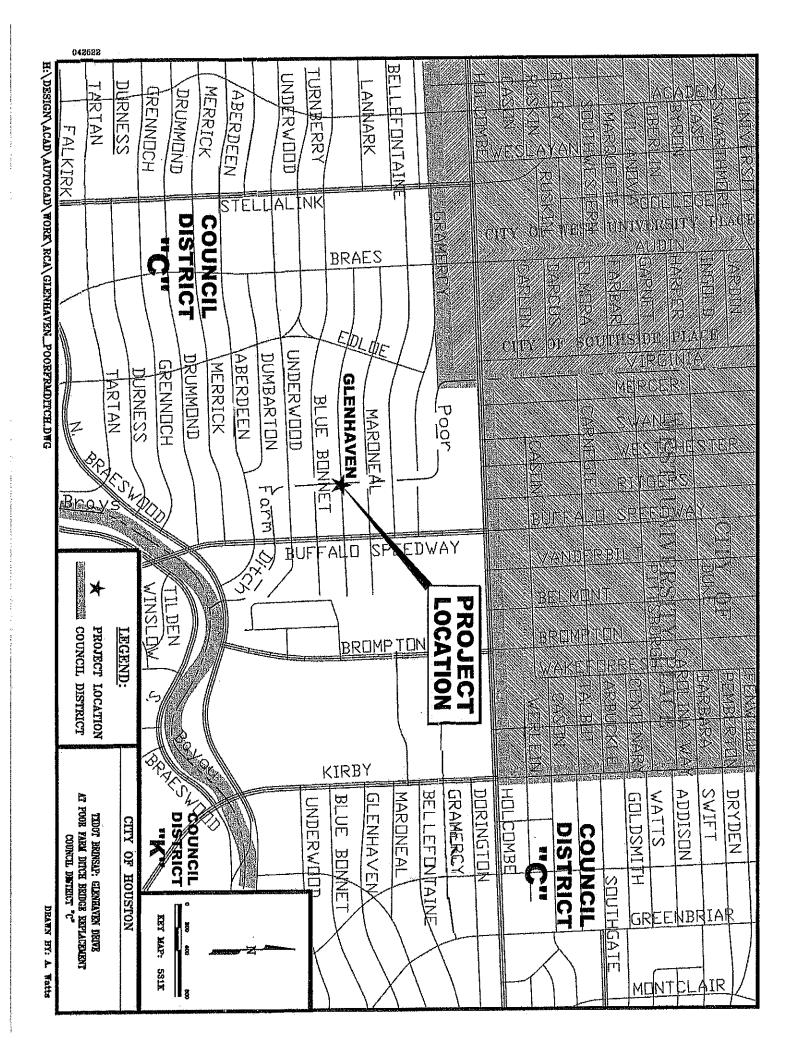
Bridge AFA Bridge Division Page 1 of 1

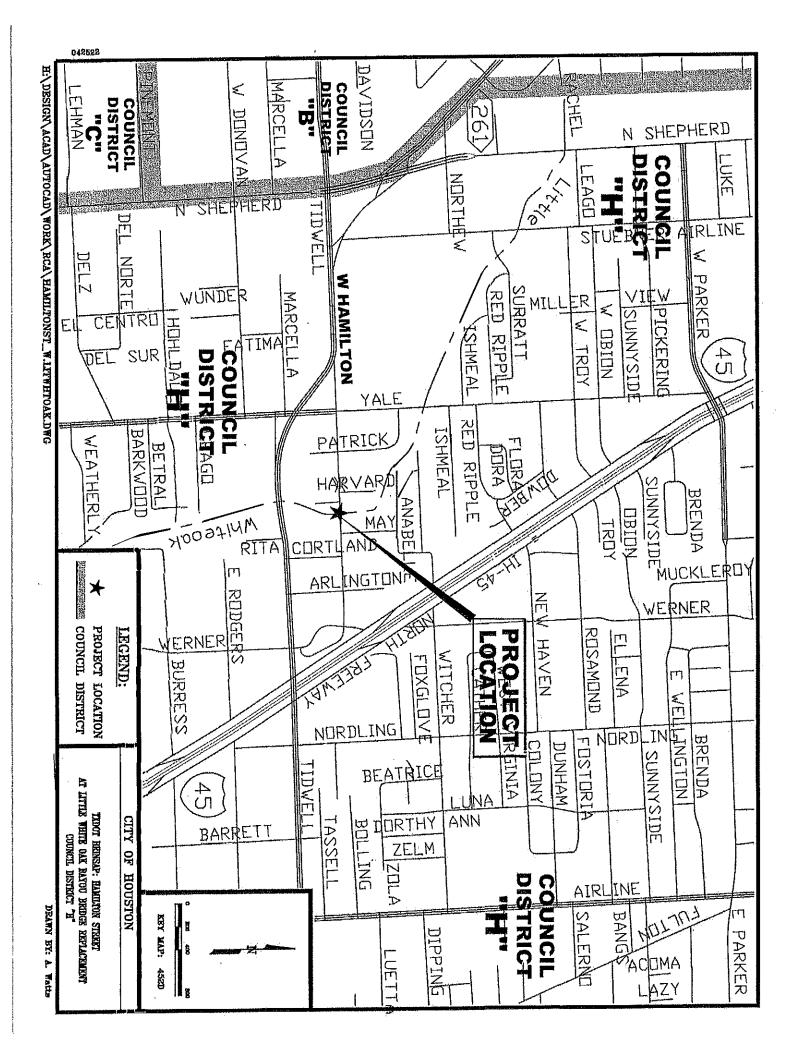
Council District: C, K CSJ # 0912-72-559 District # 12 Code Chart 64 # 19750 Project: S. Braeswood Blvd. at HCFCD Ditch NBI Structure # 12-102-0-B09385-560 Federal Highway Administration CFDA Title: Highway Planning and Construction CFDA No.: 20.205 Not Research and Development

#### ATTACHMENT B PROJECT LOCATION MAP

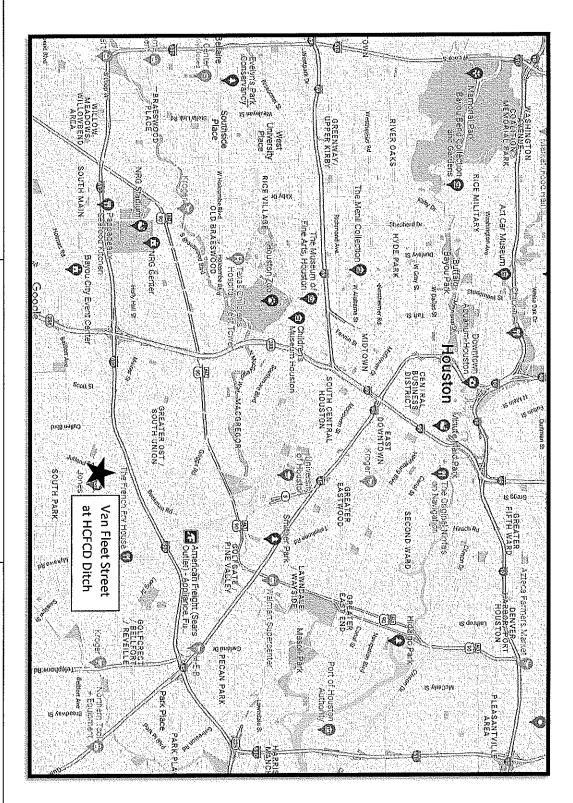


Bridge AFA Bridge Division

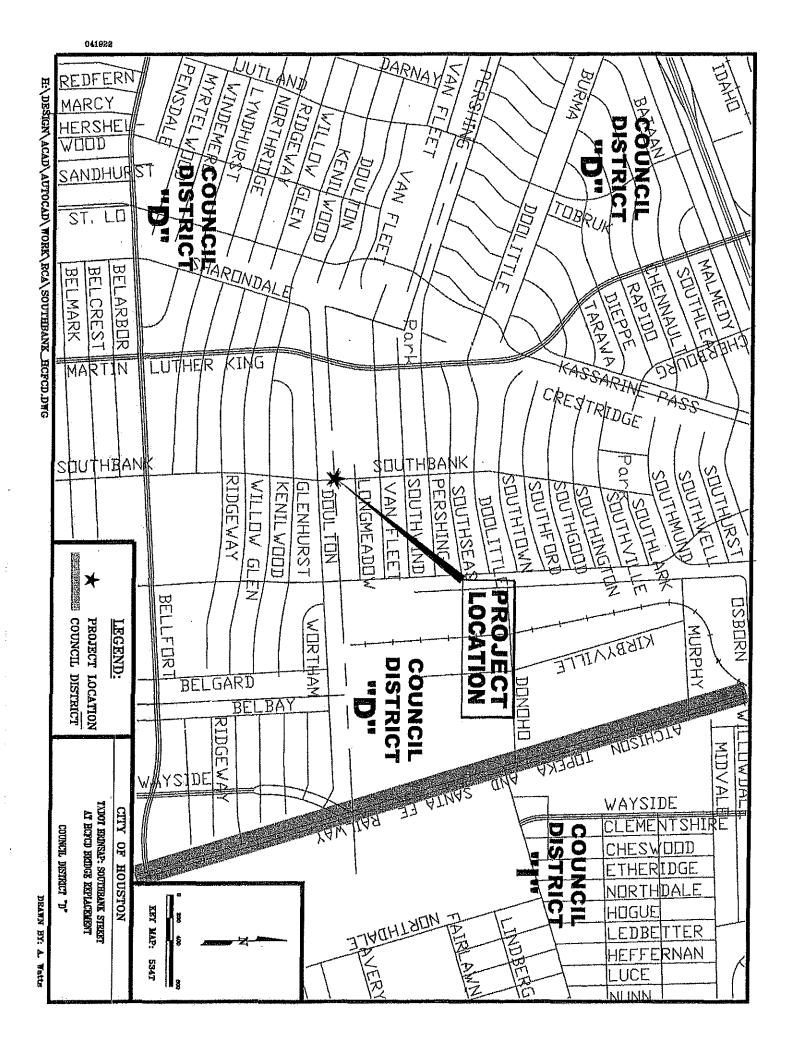


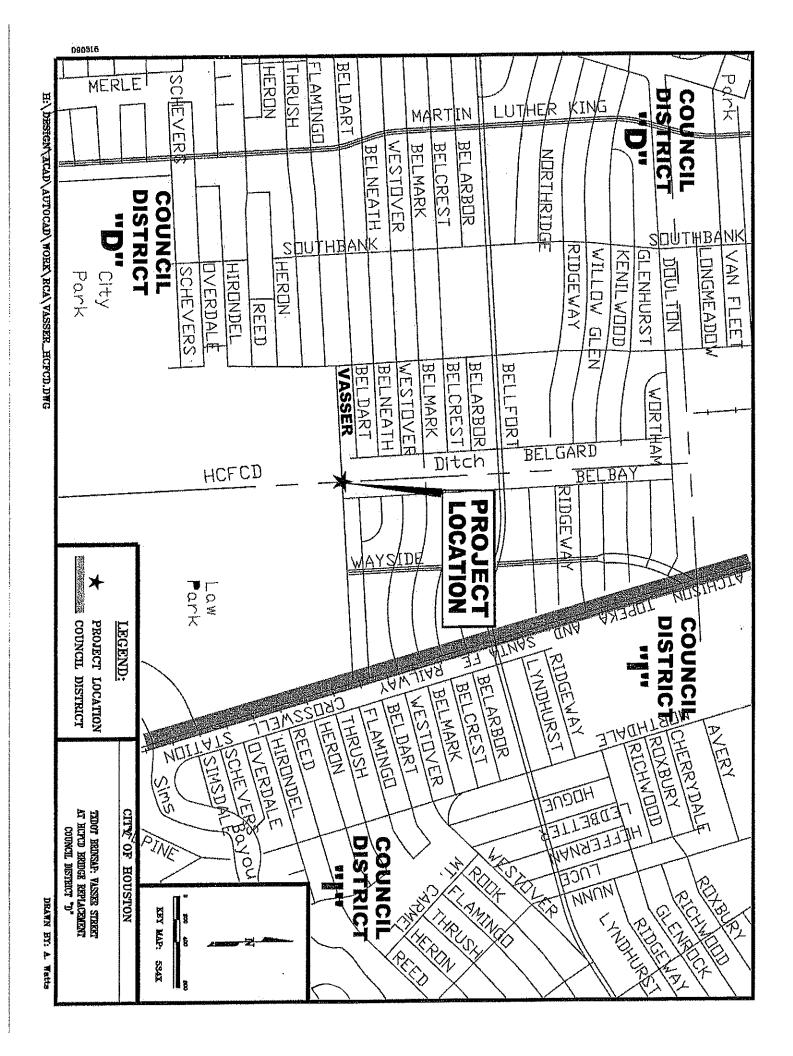


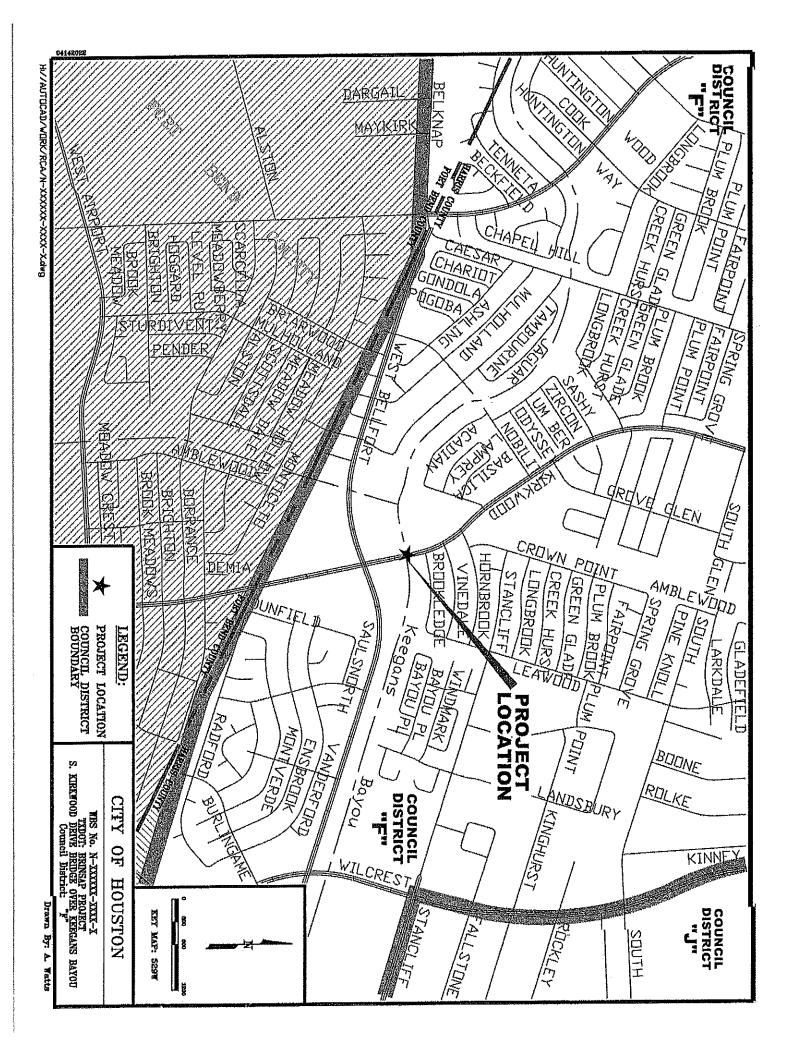
Waiver of Local Match Participation for Federal at Van Fleet Street at HCFCD Ditch. Off-System Bridge Program with TxDOT for bridge WBS# N-240015-0001-7; Council District: D Transportation & Drainage Operations City Council District Map/Vicinity Map



# HOUSTON PUBLIC WORKS

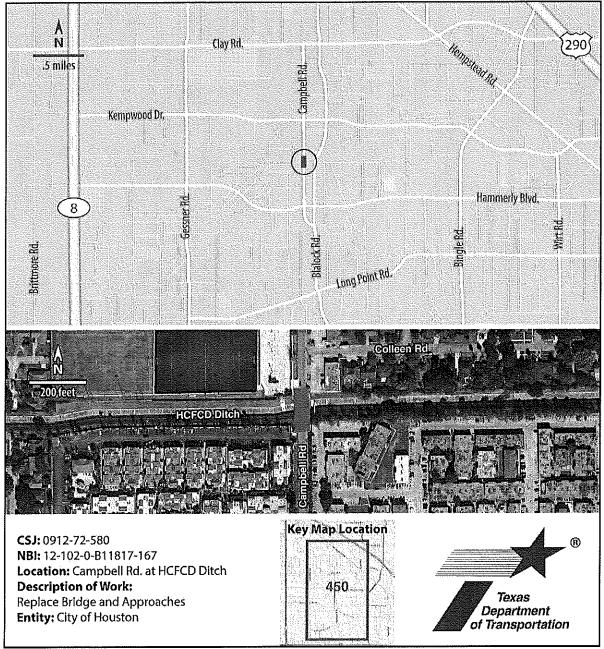






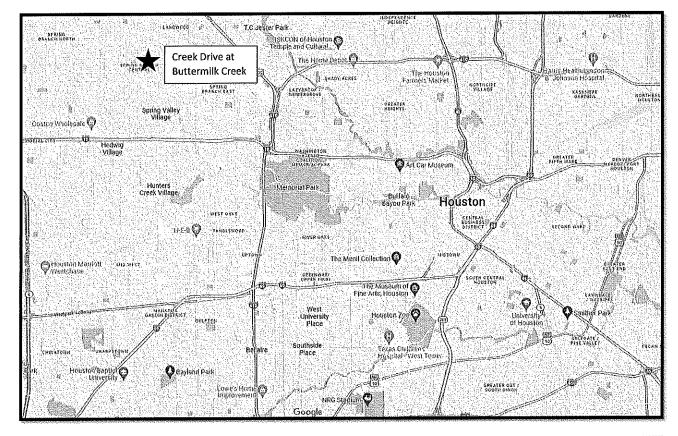
Council District: A CSJ # 0912-72-580 District # 12 Code Chart 64 # 19750 Project: Campbell Road at HCFCD Ditch NBI Structure # 12-102-0-B11817-167 Federal Highway Administration CFDA Title: Highway Planning and Construction CFDA No.: 20.205 Not Research and Development

#### ATTACHMENT B PROJECT LOCATION MAP



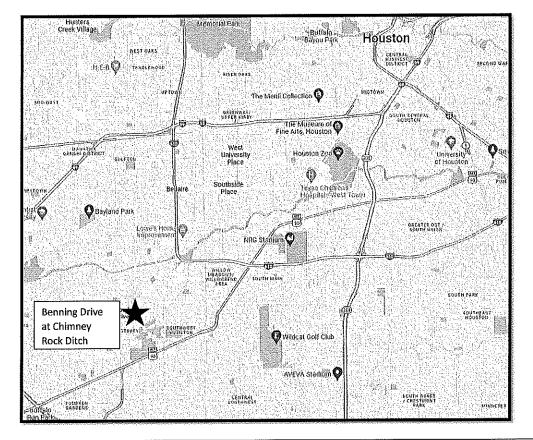
Bridge AFA Bridge Division Page 1 of 1

## HOUSTON



Waiver of Local Match Participation for Federal	WBS# N-321040-0090-7; Council District: A	Transportation & Drainage Operations
Off-System Bridge Program with TxDOT for bridge at Creek Drive at Buttermilk Creek.		City Council District Map/Vicinity Map

## HOUSTON



Waiver of Local Match Participation for Federal	WBS# N-321040-0090-7	Transportation & Drainage Operations
Off-System Bridge Program with TxDOT for bridge	ith TxDOT for bridge 0912-72-656	
at Benning Drive at Chimney Rock Ditch.	Council District K	City Council District Map/Vicinity Map



Meeting Date: 3/28/2023 ALL Item Creation Date: 12/9/2022

HPW - 20PMO87 PES / KBH Traffic Engineering, LLC

Agenda Item#: 34.

#### Summary:

ORDINANCE appropriating \$550,000.00 out of Metro Projects Construction – DDSRF and approving and authorizing Professional Engineering Services Contract between City of Houston and **KBH TRAFFIC ENGINEERING**, **LLC** for Traffic Signal Design Project FY23 #1; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction – DDSRF

#### Background:

**SUBJECT:** Professional Engineering Services Contract between the City of Houston and KBH Traffic Engineering, LLC for Traffic Signal Design Project FY23 #1.

**RECOMMENDATION:** (SUMMARY) An ordinance approving a Professional Engineering Services Contract with KBH Traffic Engineering, LLC for Traffic Signal Design Projects FY23 #1 and appropriate funds.

**<u>PROJECT</u> NOTICE/JUSTIFICATION:** This project is part of the Street and Traffic Capital Improvement Program and is needed to meet the City of Houston design and safety standards and improve traffic mobility.

**DESCRIPTION/SCOPE:** This contract provides professional engineering services for the design of new signalized intersections, traffic signal rebuilds, and modification of existing traffic signals. The proposed traffic signals will be designed and constructed in compliance with City of Houston Infrastructure Design Manual, Texas Manual of Uniform Traffic Control Devices (TX MUTCD) and Americans with Disability Act (ADA). Projects will be assigned on a work order basis as identified by Transportation and Drainage Operations.

**SCOPE OF CONTRACT AND FEE:** This contract will conduct existing condition surveys on the selected intersections and produce intersection base maps. Identify potential landscape and utility conflicts and conduct utility coordination efforts for required utility relocations as well as establishment of electrical services. Identify COH right-of-way relative to specific intersection limits and provide boundary surveys when right-of-way acquisition is required. Develop traffic signal timing adjustments during construction as required. Design required geometric improvements for roadway facilities. Design ADA compliant pedestrian realm facilities. Develop construction documents for required traffic signal design improvements (signal layout(s), pole schedule, circuit diagrams, etc.) including Intelligent Transportation Systems. Design Signing and Pavement Marking Plans. Prepare plans, special specifications, general notes, quality take offs and construction estimates. The term of this contract is one year with a one-year option.

The total cost of this project is \$550,000.00 to be appropriated as follows: \$500,000.00 for Contract Services and \$50,000.00 for CIP Cost Recovery.

PAY OR PLAY PROGRAM. The proposed contract requires compliance with the Citv's 'Pav or Plav'

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.

**<u>M/WBE PARTICIPATION</u>**. The standard M/WBE goal set for the project is 29.00%. The Consultant has proposed the following to achieve this goal.

	Name of Firms	Work Description	<u>Amount</u>	% of Total Contract
1.	KBH Traffic Engineering, LLC	Traffic Engineering Consulting Services	\$65,000.00	13.00%
2.	Progressive Consulting Engineers, PLLC	Traffic Engineering Consulting Services	\$20,000.00	4.00%
3.	Traf-IQ, Inc	Traffic Engineering Consulting Services	\$20,000.00	4.00%
4.	Midtown Engineers, LLC	Traffic Engineering Consulting Services	\$15,000.00	3.00%
5.	Infratech Engineers & Innovators, LLC	Traffic Engineering Consulting Services	\$10,000.00	2.00%
6.	SP Engineering, Inc.	Traffic Engineering Consulting Services	\$15,000.00	3.00%
		Total	\$145,000.00	29.00%

**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. N-321040-0071-3

#### Amount and Source of Funding:

\$550,000.00 METRO Projects Construction DDSRF Fund No. 4040

#### **Contact Information:**

Michael Wahl, P.E., PTOE

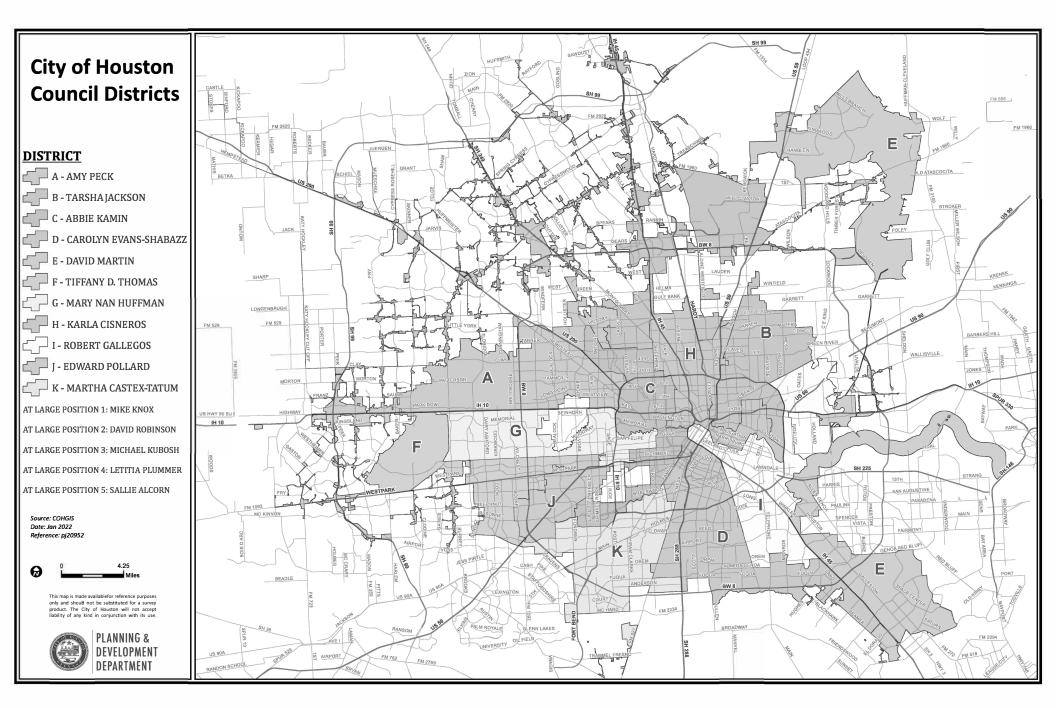
Assistant Director Transportation and Drainage Operations **Phone**: (832) 395-2443

#### ATTACHMENTS:

**Description** Map **Type** Backup Material Signed Coversheet

Signed Cover sheet

#### Traffic Signal Design Project FY23 #1 WBS No. N-321040-0071-3





#### CITY OF HOUSTON - CITY COUNCIL Meeting Date:

ALL

Item Creation Date: 12/9/2022

HPW - 20PMO87 PES / KBH Traffic Engineering, LLC

Agenda Item#:

#### Background:

**SUBJECT:** Professional Engineering Services Contract between the City of Houston and KBH Traffic Engineering, LLC for Traffic Signal Design Project FY23 #1.

**RECOMMENDATION:** (SUMMARY) An ordinance approving a Professional Engineering Services Contract with KBH Traffic Engineering, LLC for Traffic Signal Design Projects FY23 #1 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Street and Traffic Capital Improvement Program and is needed to meet the City of Houston design and safety standards and improve traffic mobility.

**DESCRIPTION/SCOPE:** This contract provides professional engineering services for the design of new signalized intersections, traffic signal rebuilds, and modification of existing traffic signals. The proposed traffic signals will be designed and constructed in compliance with City of Houston Infrastructure Design Manual, Texas Manual of Uniform Traffic Control Devices (TX MUTCD) and Americans with Disability Act (ADA). Projects will be assigned on a work order basis as identified by Transportation and Drainage Operations.

SCOPE OF CONTRACT AND FEE: This contract will conduct existing condition surveys on the selected intersections and produce intersection base maps. Identify potential landscape and utility conflicts and conduct utility coordination efforts for required utility relocations as well as establishment of electrical services. Identify COH right-of-way relative to specific intersection limits and provide boundary surveys when right-of-way acquisition is required. Develop traffic signal timing adjustments during construction as required. Design required geometric improvements for roadway facilities. Design ADA compliant pedestrian realm facilities. Develop construction documents for required traffic signal design improvements (signal layout(s), pole schedule, circuit diagrams, etc.) including Intelligent Transportation Systems. Design Signing and Pavement Marking Plans. Prepare plans, special specifications, general notes, quality take offs and construction estimates. The term of this contract is one year with a one-year option.

The total cost of this project is \$550,000.00 to be appropriated as follows: \$500,000.00 for Contract Services and \$50,000.00 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 benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

**M/WBE PARTICIPATION:** The standard M/WBE goal set for the project is 29.00%. The Consultant has proposed the following to achieve this goal.

	Name of Firms	Work Description	Amount	% of Total Contract
1.	KBH Traffic Engineering, LLC	Traffic Engineering Consulting Services	\$65,000.00	13.00%
2.	Progressive Consulting Engineers, PLLC	Traffic Engineering Consulting Services	\$20,000.00	4.00%
3.	Traf-IQ, Inc	Traffic Engineering Consulting Services	\$20,000.00	4.00%
4.	Midtown Engineers, LLC	Traffic Engineering Consulting Services	\$15,000.00	3.00%
5.	Infratech Engineers & Innovators, LLC	Traffic Engineering Consulting Services	\$10,000.00	2.00%
6.	SP Engineering, Inc.	Traffic Engineering Consulting Services	\$15,000.00	3.00%
		Total	\$145,000.00	29.00%

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

DocuSigned by: Carol Haddoch 3/3/2023

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

#### WBS No. N-321040-0071-3

Amount and Source of Funding: \$550,000.00- Fund No. 4040 - METRO Projects Construction DDSRF

#### **Contact Information:**

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

#### ATTACHMENTS:

Description SAP Documents Map Pay or Play (POP 1-3) Form B OBO Documents Form 1295 Ownership Information Form and Tax Report

#### Туре

Financial Information Backup Material Backup Material Backup Material Backup Material Backup Material



Meeting Date: 3/28/2023 ALL Item Creation Date: 12/1/2022

HPW - 20PMO85 / PES / Ally General Solutions, LLC

Agenda Item#: 35.

### Summary:

ORDINANCE appropriating of \$550,000.00 out of Metro Projects Construction – DDSRF and approving and authorizing Professional Engineering Services Contract between City of Houston and **ALLY GENERAL SOLUTIONS, LLC** for Intersection Safety Improvements FY23 #1; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction – DDSRF

### Background:

**SUBJECT**: Professional Engineering Services Contract between the City of Houston and Ally General Solutions, LLC for Intersection Safety Improvements FY23 #1.

**RECOMMENDATION:** An ordinance approving a Professional Engineering Services Contract with Ally General Solutions, LLC for Intersection Safety Improvements FY23 #1, and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** Project is part of the Traffic Signal Design program and is required to meet City of Houston design and safety standards, improve traffic signals, mobility, and safety at intersections.

**DESCRIPTION/SCOPE**: This project consists of traffic safety design improvements as well as construction ready plans, specifications and estimates for traffic intersections. This project will improve mobility and enhance safety on a work order basis as identified by Transportation and Drainage Operations.

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

**SCOPE OF CONTRACT AND FEE:** Under the scope of the Contract, the Consultant will perform Design Concept Services and Additional Services as defined by the work order. Design Concept Services and Additional Services fees will be negotiated on a reimbursable basis with a not-to-exceed agreed upon amount based on the scope of the work order.

The total cost of this project is \$550,000.00 to be appropriated as follows: \$375,000.00 for Basic Services, \$125,000.00 for Additional Services and \$50,000.00 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.

**<u>M/WBE PARTICIPATION</u>**: The M/WBE goal for the project is set at 29.00% The Consultant has proposed the following firms to achieve this goal. The City of Houston required this job to have a goal of 29.00%.

		TOTAL	\$145,000.00	29.00%
2	Ally General Solutions, LLC	Engineering Support	\$72,500.00	14.50%
1	Omega Engineers Inc.	Engineering Support	\$72,500.00	14.50%
	Name of Firms	Work Description	<u>Amount</u>	% of Total Contract

**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. N-321040-0069-3

### Amount and Source of Funding:

\$550,000.00 METRO Projects Construction – DDSRF Fund No. 4040

### **Contact Information:**

Michael T. Wahl, P.E., PTOE Assistant Director Transportation and Drainage Operations **Phone**: (832-395-2443

### ATTACHMENTS:

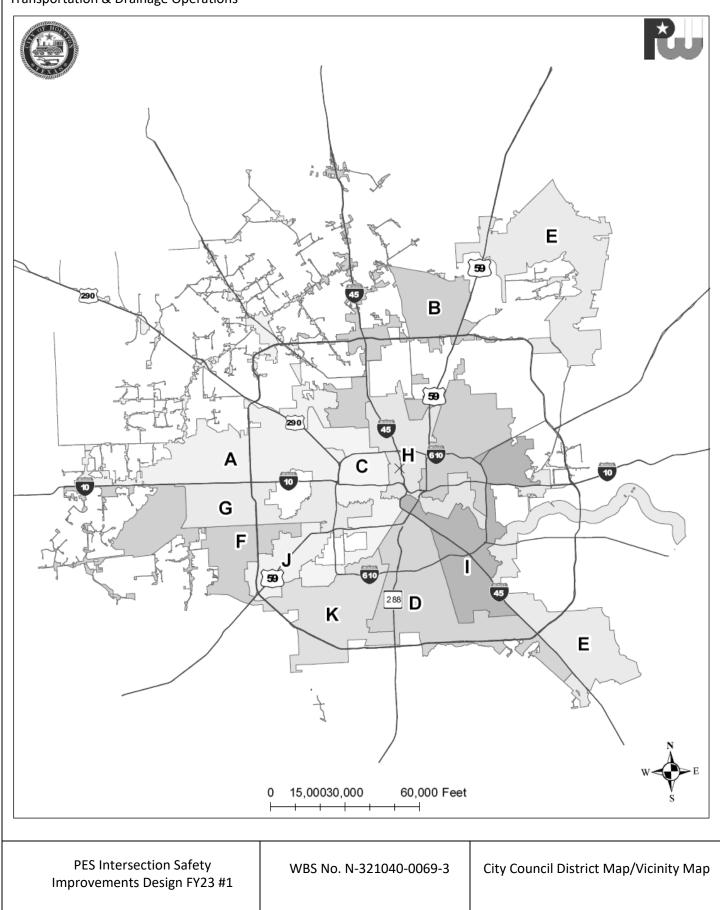
### Description

Map Signed Coversheet

### Туре

Backup Material Signed Cover sheet

#### Houston Public Works Transportation & Drainage Operations





Meeting Date: ALL

Item Creation Date: 12/1/2022

HPW - 20PMO85 / PES / Ally General Solutions, LLC

Agenda Item#:

#### **Background:**

**SUBJECT:** Professional Engineering Services Contract between the City of Houston and Ally General Solutions, LLC for Intersection Safety Improvements FY23 #1.

**RECOMMENDATION:** An ordinance approving a Professional Engineering Services Contract with Ally General Solutions, LLC for Intersection Safety Improvements FY23 #1, and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** Project is part of the Traffic Signal Design program and is required to meet City of Houston design and safety standards, improve traffic signals, mobility, and safety at intersections.

**DESCRIPTION/SCOPE:** This project consists of traffic safety design improvements as well as construction ready plans, specifications and estimates for traffic intersections. This project will improve mobility and enhance safety on a work order basis as identified by Transportation and Drainage Operations.

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

**SCOPE OF CONTRACT AND FEE:** Under the scope of the Contract, the Consultant will perform Design Concept Services and Additional Services as defined by the work order. Design Concept Services and Additional Services fees will be negotiated on a reimbursable basis with a not-to-exceed agreed upon amount based on the scope of the work order.

The total cost of this project is \$550,000.00 to be appropriated as follows: \$375,000.00 for Basic Services, \$125,000.00 for Additional Services and \$50,000.00 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 for the project is set at 29.00% The Consultant has proposed the following firms to achieve this goal. The City of Houston required this job to have a goal of 29.00%.

	Name of Firms	Work Description	<u>Amount</u>	% of Total Contract
1	Omega Engineers Inc. Ally General	Engineering Support	\$72,500.00	14.50%
2	Solutions, LLC	Engineering Support	\$72,500.00	14.50%
		TOTAL	\$145,000.00	29.00%

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

Haddoch 3/8/2023

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

WBS No. N-321040-0069-3

Amount and Source of Funding: \$550,000.00- Fund No. 4040 METRO Projects Construction – DDSRF

#### **Contact Information:**

Michael T. Wahl, P.E., PTOE Assistant Director Transportation and Drainage Operations Phone: (832-395-2443

#### ATTACHMENTS:

- Description
- SAP Documents Мар Form 1295 **OBO** Documents Form B **POP 1-3 Ownership Information Form** Tax Report

#### Туре

Financial Information **Backup Material Backup Material** Backup Material **Backup Material** Backup Material **Backup Material Backup Material** 



Meeting Date: 3/28/2023 ALL Item Creation Date: 12/14/2022

20SWO115 PES / Halff Associates, Inc.

Agenda Item#: 36.

### Summary:

ORDINANCE appropriating \$4,200,000.00 out of Dedicated Drainage and Street Renewal Capital Fund – Drainage Charge and approving and authorizing Professional Engineering Services Contract between City of Houston and **HALFF ASSOCIATES**, **INC** for FY23 Stormwater Action Team (S.W.A.T) Drainage Rehabilitation Projects Contract 2; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund – Drainage Charge

### Background:

**SUBJECT:** Professional Engineering Services Contract between the City and Halff Associates, Inc. for FY 23 Stormwater Action Team (S.W.A.T) Drainage Rehabilitation Projects Contract 2.

**RECOMMENDATION:** An ordinance approving a Professional Engineering Services Contract with Halff Associates, Inc. for FY 23 Stormwater Action Team (S.W.A.T) Drainage Rehabilitation Projects Contract 2 and appropriate funds.

**<u>PROJECT NOTICE/JUSTIFICATION:</u>** This project consists of providing professional engineering services and technical support, on a negotiated work order basis, and is required to address stormwater drainage system improvements and rehabilitation programs.

**DESCRIPTION/SCOPE:** This project consists of project management and staff augmentation, technical services and support, and engineering design services. The specific scope, budget, and schedule shall be established for each separate work order prior to authorization of the project by the City.

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

**SCOPE OF CONTRACT AND FEE:** Under the terms and scope of the Contract, the Consultant will primarily perform project management, staff augmentation, and technical support services. When authorized by the City, engineering design services shall consist of Basic and Additional Services, including public meetings, as applicable for Phase I - Preliminary Design, Phase II - Final Design and Phase III - Construction Phase Services.

The Contract services consist of: Program Management and Staff Augmentation, Technical Services Program Management and Staff Augmentation, Technical Services and Support, and Engineering Design Services.

The total cost of this project is \$4,200,000.00 to be appropriated as follows: \$4,000,000.00 for

Contract services and \$200,000.00 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 Consultant provides health benefits to eligible employees in compliance with City policy.

**M/WBE PARTICIPATION:** The standard M/WBE goal set for the project is 29.00%. The Consultant has proposed a 29.51% MWBE plan to meet the goal.

	Name of Firms	Work Description	Amount	<u>% of Total</u> <u>Contract</u>
1.	Amani Engineering, Inc.	Surveying	\$260,000.00	6.50%
2.	Associated Testing Laboratories, Inc.	Geotechnical and Environmental	\$ 50,000.00	1.25%
3.	Aurora Technical Services LLC	Engineering Engineering Services	\$ 75,000.00	1.88%
4.	Geotest Engineering, Inc.	Geotechnical and Environmental Engineering	\$100,000.00	2.50%
5.	JAG Engineering, Inc.	Surveying	\$260,000.00	6.50%
6.	KIT Professionals, Inc.	Engineering Services	\$100,000.00	2.50%
7.	Kuo & Associates, Inc.	Surveying	\$260,000.00	6.50%
8.	Trilogy Engineering Services LLC	Project Management and Staffing	<u>\$ 75,000.00</u>	<u>1.88%</u>
		TOTAL	\$1,180,000.00	29.51%

**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-430006-0023-3

### Amount and Source of Funding:

\$4,200,000.00 Dedicated Drainage and Street Renewal Capital Fund -Drainage Charge Fund No. 4042

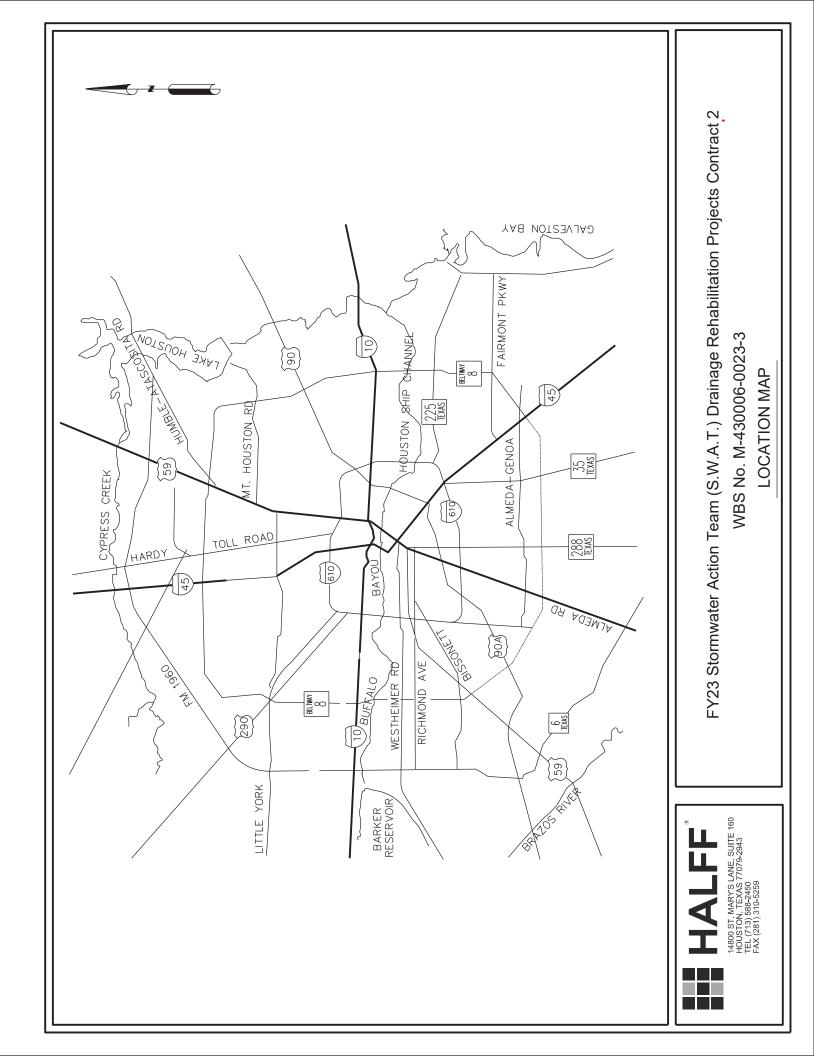
### **Contact Information:**

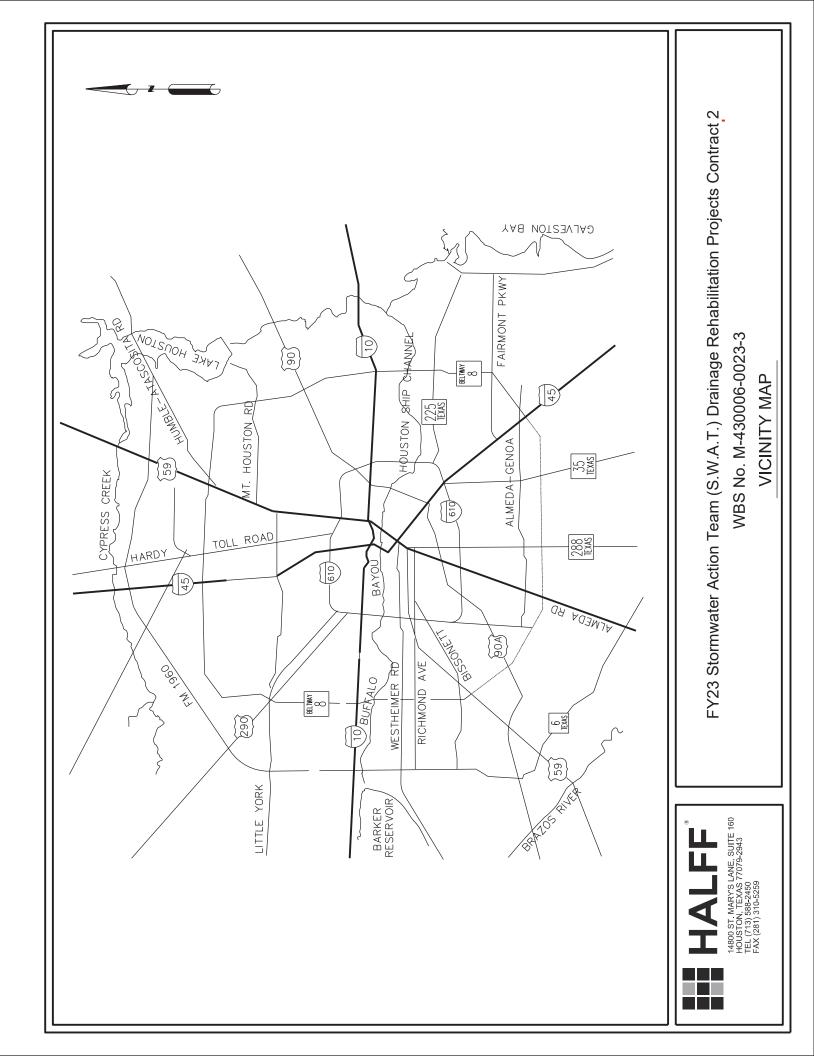
Johana Clark, Senior Assistant Director Houston Public Works Department **Phone**: (832) 395-2274

### ATTACHMENTS:

### Description

Maps Signed Coversheet **Type** Backup Material Signed Cover sheet







Meeting Date: ALL

Item Creation Date: 12/14/2022

20SWO115 PES / Halff Associates, Inc.

Agenda Item#:

#### Background:

**SUBJECT:** Professional Engineering Services Contract between the City and Halff Associates, Inc. for FY 23 Stormwater Action Team (S.W.A.T) Drainage Rehabilitation Projects Contract 2.

**RECOMMENDATION:** An ordinance approving a Professional Engineering Services Contract with Halff Associates, Inc. for FY 23 Stormwater Action Team (S.W.A.T) Drainage Rehabilitation Projects Contract 2 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project consists of providing professional engineering services and technical support, on a negotiated work order basis, and is required to address stormwater drainage system improvements and rehabilitation programs.

**DESCRIPTION/SCOPE:** This project consists of project management and staff augmentation, technical services and support, and engineering design services. The specific scope, budget, and schedule shall be established for each separate work order prior to authorization of the project by the City.

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

SCOPE OF CONTRACT AND FEE: Under the terms and scope of the Contract, the Consultant will primarily perform project management, staff augmentation, and technical support services. When authorized by the City, engineering design services shall consist of Basic and Additional Services, including public meetings, as applicable for Phase I - Preliminary Design, Phase II - Final Design and Phase III - Construction Phase Services.

The Contract services consist of: Program Management and Staff Augmentation, Technical Services Program Management and Staff Augmentation, Technical Services and Support, and Engineering Design Services.

The total cost of this project is \$4,200,000.00 to be appropriated as follows: \$4,000,000.00 for Contract services and \$200,000.00 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 Consultant provides health benefits to eligible employees in compliance with City policy.

**M/WBE PARTICIPATION:** The standard M/WBE goal set for the project is 29.00%. The Consultant has proposed a 29.51% MWBE plan to meet the goal.

	Name of Firms	Work Description	<u>Amount</u>	<u>% of Total</u> <u>Contract</u>
1.	Amani Engineering,	Surveying	\$260,000.00	6.50%
2.	Inc. Associated Testing Laboratories, Inc.	Geotechnical and Environmental	\$ 50,000.00	1.25%
3.	Aurora Technical Services LLC	Engineering Engineering Services	\$ 75,000.00	1.88%
4.	Geotest Engineering, Inc.	Geotechnical and Environmental Engineering	\$100,000.00	2.50%
5.	JAG Engineering, Inc.	Surveying	\$260,000.00	6.50%
6.	KIT Professionals, Inc.	Engineering Services	\$100,000.00	2.50%

7. Kuo & Associates, Inc.	Surveying	\$260,000.00	6.50%
8. Trilogy Engineering Services LLC	Project Management and Staffing	<u>\$ 75,000.00</u>	<u>1.88%</u>
	TOTAL	\$1,180,000.00	29.51%

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

DocuSigned by: Carol Hadlock 3/10/ Carol Ellinger Haddock, P.E., Director 3/10/2023

Houston Public Works

WBS No. M-430006-0023-3

#### Amount and Source of Funding:

\$4,200,000.00 - Fund No. 4042 - Dedicated Drainage and Street Renewal Capital Fund -Drainage Charge

#### **Contact Information:**

Johana Clark Senior Assistant Director Phone: (832) 395-2274

#### ATTACHMENTS:

Description SAP Documents Maps Form B **OBO** Documents Ownership information Form and Tax Report Pay or play Form 1295

Туре **Financial Information** Backup Material Backup Material Backup Material **Backup Material Backup Material Backup Material** 



Meeting Date: 3/28/2023 ALL Item Creation Date: 3/6/2023

HPW 20FMS37 - Ordinance for Updated Land Use Assumptions and Capital Improvements Plan, and Adoption of Drainage Impact Fees

Agenda Item#: 37.

### Summary:

ORDINANCE No. 2023-200, passed first reading March 22, 2023 ORDINANCE adopting updates to the Land Use Assumptions, Capital Improvements Plan, and Amended Drainage Impact Fees in accordance with Chapter 395 of the Texas Local Government Code - SECOND AND FINAL READING

### **Background:**

<u>SUBJECT</u>: Adopting Land Use Assumptions, Capital Improvements Plan and Impact Fees.

**RECOMMENDATION:** (Summary) Approve an Ordinance adopting Amended Land Use Assumptions, Drainage Impact Fee Capital Improvements Plan and Amended Impact Fees in accordance with Chapter 395 of the Texas Local Government Code.

**SPECIFIC EXPLANATION:** The City of Houston approved Ordinance No. 2013-0060, which adopted Land Use Assumptions and the Drainage Impact Fee Capital Improvements Plan on January 30, 2013 and adopted impact fees in accordance with Chapter 395 of the Texas Local Government Code ("Chapter 395") on April 3, 2013, through Ordinance 2013-0281. Chapter 395 contemplates review and update to these items every ten years.

In 2021, the City entered a contract with NewGen Strategies and Solutions, LLC and its subconsultants to perform a cost of service study. The study included preparing an updated Land Use Assumptions Plan and Drainage Impact Fee Capital Improvements Plan listing all growth-related improvements eligible for inclusion in the drainage impact fee calculation. NewGen has also calculated the maximum allowable drainage impact fee per service unit. The City Council received the Study, which includes updated Land Use Assumptions, Drainage Impact Fee Capital Improvements Plan and calculation of maximum impact fees on January 20, 2023. The City made the Study available to the public through posting on the Office of the City Secretary's website on January 26, 2023.

On January 25, 2023, through Ordinance No. 2023-0050, City Council set a Public Hearing for March 8, 2023 to discuss and review the Land Use Assumptions and Drainage Impact Fee Capital Improvements Plan and Impact Fee. In accordance with Chapter 395, the City published Notice of the Public Hearing on February 3, 2023 in the Houston Chronicle and Houston Business Journal.

Prior to February 1, 2023, due diligence was exercised by reviewing correspondence received by the Office of the City Secretary and other City departments and it was determined that no person requested from the City written notice of the Public Hearing, as described in Chapter 395.

The Planning Commission, acting as the Capital Improvements Advisory Committee, considered the Study and a presentation by Houston Public Works regarding updates to the Land Use Assumptions, Drainage Impact Fee Capital Improvements Plan, and maximum calculated impact fees per service unit and recommended changes to the Drainage Impact Fees at its meeting on February 2, 2023. The Planning Commission's unanimous decision to accept the updated CIP and Land Use Assumptions recommendation according to the staff report and forward it to City Council is recorded in the February 2, 2023 meeting minutes posted on the Planning Commission's website.

The Rate Study results and HPW recommendations were presented to the Budget and Fiscal Affairs Committee on March 7, 2023.

On March 8, 2023, City Council held a Public Hearing on the proposed Land Use Assumptions, Drainage Impact Fee Capital Improvements Plan, and Impact Fees in accordance with Chapter 395. Now, in accordance with Chapter 395, Houston Public Works requests that the City Council adopt the findings of the Study and enact an ordinance updating the Land Use Assumptions, Drainage Impact Fee Capital Improvements Plan, and adopt Drainage Impact Fees per service unit effective July 1, 2023. The Impact fees must be adopted by April 30, 2023 to meet the Chapter 395 deadline and may not be enacted on an emergency basis.

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

### **Prior Council Action:**

Ordinance No. 2013-0060 dated 01-30-2013 Ordinance No. 2013-0281 dated 03-27-2013 Ordinance No. 2023-0050 dated 01-25-2023

### **Contact Information:**

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

Betsy Varghese Assistant Director, Financial Management Services Phone: 832-395-2576

### ATTACHMENTS: Description

Signed Coversheet

Signed Cover sheet



Meeting Date: ALL

Item Creation Date: 3/6/2023

HPW 20FMS37 - Ordinance for Updated Land Use Assumptions and Capital Improvements Plan, and Adoption of Drainage Impact Fees

Agenda Item#:

#### **Background:**

**SUBJECT:** Adopting Land Use Assumptions, Capital Improvements Plan and Impact Fees.

**<u>RECOMMENDATION</u>**: (Summary) Approve an Ordinance adopting Amended Land Use Assumptions, Drainage Impact Fee Capital Improvements Plan and Amended Impact Fees in accordance with Chapter 395 of the Texas Local Government Code.

**SPECIFIC EXPLANATION:** The City of Houston approved Ordinance No. 2013-0060, which adopted Land Use Assumptions and the Drainage Impact Fee Capital Improvements Plan on January 30, 2013 and adopted impact fees in accordance with Chapter 395 of the Texas Local Government Code ("Chapter 395") on April 3, 2013, through Ordinance 2013-0281. Chapter 395 contemplates review and update to these items every ten years.

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DocuSigned by 3/9/2023 Haddoch 410

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

Prior Council Action: Ordinance No. 2013-0060 dated 01-30-2013

Ordinance No. 2013-0000 dated 01-30-2013 Ordinance No. 2013-0281 dated 03-27-2013 Ordinance No. 2023-0050 dated 01-25-2023

#### **Contact Information:**

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

Betsy Varghese Assistant Director, Financial Management Services Phone: 832-395-2576

#### ATTACHMENTS:

#### Description

Prior Council Action (Ordinance 2013-0060) Prior Council Action (Ordinance 2013-0281) Prior Council Action (Ordinance 2023-0050) Drainage Impact Fee Study Appendices BFA Committee Agenda

#### Туре

Backup Material Backup Material Backup Material Backup Material Backup Material



Meeting Date: 3/28/2023 District D Item Creation Date: 2/7/2023

HPW-20INA107 Additional Appropriation for Rosewood Street Improvements/ Harris County

Agenda Item#: 38.

### Summary:

ORDINANCE appropriating \$396,471.60 out of Water & Sewer System Consolidated Construction Fund for Design and Construction of Underground Utilities for the Rosewood Street Improvements Project, from Tierwester Street to Scott Street, pursuant to the Harris County Master Road Log Agreement - **DISTRICT D - EVANS-SHABAZZ** 

TAGGED BY COUNCIL MEMBER EVANS-SHABAZZ

This was Item 32 on Agenda of March 22, 2023

### Background:

**SUBJECT:** Additional Appropriation to the Master Road Log Agreement between the City of Houston (City) and Harris County (County) for construction of underground utilities.

**RECOMMENDATION:** Approve an ordinance appropriating additional funds to the Master Road Log Agreement between the City of Houston (City) and Harris County (County) for the Rosewood Street Improvements from Tierwester Street to Scott Street.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of an Interlocal Agreement between the City and the County for joint participation projects including roads, bridges, drainage and other facilities approved by City Council on February 28, 2018, under Ordinance No. 2018-0155, (the "Master Road Log Agreement"). The Master Road Log Agreement establishes the general set of protocols for the City and County to cooperate in the financing and re-construction of roads, bridges, streets and storm sewer rehabilitation projects.

**DESCRIPTION:** The City's portion of the project includes payment for reimbursement to the County for construction of the underground utilities. The County has completed the design and construction of the water and sanitary lines on Rosewood Street and the City agreed to pay any necessary costs to adjust the water and sewer lines for this project.

**LOCATION:** The project area consists of Rosewood Street from Tierwester Street to Scott Street.

**SCOPE OF THE AGREEMENT AND FEE:** Under the scope of this additional appropriation, the City will fulfill its obligation to reimburse the County for one hundred percent (100%) of actual cost incurred for work performed in accordance with the Master Road Log Agreement. To date, the City

has been invoiced a total amount of \$377,592.00. The City has reviewed the invoice and now requests Council authorize the payment.

The total requested amount of \$396,471.60 is to be appropriated as follows: \$377,592.00 for cost of the project and \$18,879.60 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-HCPID0-0006-7, R-000521-HC01-7, S-000521-HC01-7

### Prior Council Action:

Ordinance No. 2018-0155, dated 02-28-2018

### Amount and Source of Funding:

\$396,471.60 Water and Sewer System Consolidated Construction Fund Fund No. 8500

### **Contact Information:**

Michael Wahl, P.E., PTOE Assistant Director, Transportation & Drainage Operations **Phone**: (832) 395-2443

### ATTACHMENTS:

**Description** Signed Coversheet Map Туре

Signed Cover sheet Backup Material



Meeting Date: District D Item Creation Date: 2/7/2023

HPW-20INA107 Additional Appropriation for Rosewood Street Improvements/ Harris County

Agenda Item#:

#### Background:

**SUBJECT:** Additional Appropriation to the Master Road Log Agreement between the City of Houston (City) and Harris County (County) for construction of underground utilities.

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DocuSigned by Haddoch 3/6/2023

Carol Ellinger Haddock, P.E., Director

Houston Public Works

WBS No(s). N-HCPID0-0006-7, R-000521-HC01-7, S-000521-HC01-7

Prior Council Action: Ordinance No. 2018-0155, dated 02-28-2018

Amount and Source of Funding: \$396,471.60 – 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 SAP Documents Map Prior Council Action

**Type** Financial Information Backup Material Ordinance/Resolution/Motion

# Rosewood St from Tiewester St to Scott St

TUAM ST

LUCIA

MILBY

CULLEN BLVD

DR

QOOM)

LAH ST

