

# AGENDA

CITY OF HOUSTON ■ CITY COUNCIL

June 4 - June 5, 2024

**MAYOR**  
JOHN WHITMIRE

**CONTROLLER**  
CHRIS HOLLINS

**DISTRICT COUNCIL MEMBERS**

Amy Peck  
District A

Tiffany D. Thomas  
District F

Tarsha Jackson  
District B

Mary Nan Huffman  
District G

Abbie Kamin  
District C

Mario Castillo  
District H

Carolyn Evans-Shabazz  
District D

Joaquin Martinez  
District I

Fred Flickinger  
District E

Edward Pollard  
District J

Martha Castex-Tatum  
District K

**AT-LARGE COUNCIL MEMBERS**

Julian Ramirez  
Position 1

Twila Carter  
Position 3

Willie Davis  
Position 2

Letitia Plummer  
Position 4

Sallie Alcorn  
Position 5

Marta Crinejo, Agenda Director

Pat Jefferson Daniel, City Secretary

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

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

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

**AGENDA - COUNCIL MEETING Tuesday, June 4, 2024 - 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 Alcorn**

**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**

**Speakers List**

**RECESS**

**RECONVENE**

**WEDNESDAY - JUNE 5th, 2024 - 9:00 A. M.**

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

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

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 1 through 41**

**MISCELLANEOUS - NUMBERS 1 and 2**

1. REQUEST from Mayor for confirmation of the appointment or reappointment of **REINVESTMENT ZONE NUMBER ELEVEN, CITY OF HOUSTON, TEXAS (GREATER GREENSPPOINT ZONE) BOARD OF DIRECTORS:**  
Position Eight - **BEN MELSON**, (Lone Star College Representative),  
appointment, for a term to expire August 31, 2025  
Position Nine - **SETH L. SHARR**, (Spring ISD Representative),

reappointment, for a term to expire August 31, 2026

2. REQUEST from Mayor for confirmation of the appointment or reappointment of the **GREATER GREENSPPOINT REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS:**

Position Eight - **BEN MELSON**, (Lone Star College Representative),  
appointment, for a term to expire 8/31/2025

Position Nine - **SETH L. SHARR**, (Spring ISD Representative),  
reappointment, for a term to expire 8/31/2026

### **ACCEPT WORK - NUMBER 3**

3. RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$10,330,917.65 and acceptance of work on contract with **TOTAL CONTRACTING LIMITED** for FY22 Roadway Rehabilitation #1 - 3.31% over the original contract amount - **DISTRICTS A - PECK; B - JACKSON; D - EVANS-SHABAZZ; E - FLICKINGER; F - THOMAS; G - HUFFMAN; H - CASTILLO; I - MARTINEZ and K - CASTEX-TATUM**

### **PROPERTY - NUMBER 4**

4. RECOMMENDATION from the City Attorney to settle in connection with the eminent domain proceedings styled *City of Houston v. Song Ki Min, et al;* Cause No.1190732, for the acquisition of Parcel AY21-041 for **GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT - DISTRICT B - JACKSON**

### **PURCHASING - NUMBERS 5 through 8**

5. APPROVE spending authority in an amount not to exceed \$388,147.67 for Purchase of Saba Talent Management System, a cloud-based learning and performance management platform through the Omnia Partners Cooperative Purchasing Program for the Houston Information Technology Services Department through June 30, 2026, from **INSIGHT PUBLIC SECTOR, INC** - Central Service Revolving Fund
6. **G3 TECHNOLOGIES, INC**, the sole source supplier for Purchase of the Tetley Hydro System for the Houston Police Department - \$51,200.00 - Grant Fund
7. **LHOIST NORTH AMERICA OF TEXAS, LLC.** for Supply of Calcium Hydroxide Slurry for Houston Public Works - 3 Years with two one-year options - \$14,129,669.32 - Enterprise Fund
8. APPROVE spending authority in an amount not to exceed \$30,593,947.59 for Purchase of Technology related products and services through Cooperative Purchasing Agreements with the Texas Department of Information Resources, the General Services Administration, the National Association of State Procurement Officials ValuePoint, OMNIA, Partners,

**ORDINANCES - NUMBERS 9 through 41**

9. ORDINANCE providing for the continuation of appropriations for the support of the City Government pursuant to the requirements of Article VIA, Section 1 of the City Charter; authorizing certain transfers; making other provisions related to the subject; containing a repealer and a severability clause
10. ORDINANCE related to the Fiscal Affairs of the City; approving the Annual Budgets of the City of Houston, Texas, for Fiscal Year 2025, including provisions for future adjustment to certain fund balances; making various amendments to the Proposed Budgets; authorizing certain transfers; redesignating a cash reserve in the Fund Balance; establishing a cost for copies of the budget; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause; providing for severability
11. ORDINANCE ratifying the adoption of the Fiscal Year 2025 Annual Budgets raising more revenue from Ad Valorem (Property) Taxes due to increased property valuations and the addition of property to the tax roll than in Fiscal Year 2024; setting an effective date  
**This item should only be considered after passage of Item 10 above**
12. ORDINANCE approving and authorizing payment to **HOUSTON RECOVERY CENTER LGC** for full Fiscal Year 2025 operating expenses pursuant to an Interlocal Agreement between the City of Houston and **HOUSTON RECOVERY CENTER LGC**  
**This item should only be considered after passage of Item 10 above**
13. ORDINANCE approving and authorizing payment to **HOUSTON FORENSIC SCIENCE CENTER, INC**, for full Fiscal Year 2025 Operating Expenses pursuant to the first Interlocal Agreement between the City and **HOUSTON FORENSIC SCIENCE CENTER, INC**  
**This item should only be considered after passage of Item 10 above**
14. ORDINANCE authorizing the issuance of General Obligation Refunding Bonds; authorizing the levy of an Ad Valorem Tax for the payment and security thereof; authorizing principal amount, interest rates, prices, redemption features, and terms thereof and to award the sale thereof certain designated officials to approve the Method of Sale, in accordance with certain parameters; authorizing a Fund and Method of Payment relating to certain claimants pertaining to Houston Professional Fire Fighters' Association, Local 341 v. City of Houston, Texas, Cause No. 2017-42885; approving certain other procedures, provisions and agreements related thereto; approving the preparation, distribution and use of offering documents in connection with the offering of such Bonds; making certain findings and other declarations necessary and incidental to the issuance of such Bonds; and declaring an emergency
15. ORDINANCE authorizing and approving Settlement Agreement of \$650,000,000.00 between the City of Houston and **HOUSTON**

**PROFESSIONAL FIRE FIGHTERS' ASSOCIATION, LOCAL 341 INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS'**, to settle Cause No. 2017-42885, relating to compensation of classified fire fighters of the City of Houston from July 1, 2017 to June 30, 2024; incorporating a Collective Bargaining Agreement relating to employment terms and conditions, compensation, and benefits of classified fire fighters of the City of Houston for Fiscal Years 2025-2029, pursuant to a final judgment entered by the 234<sup>th</sup> Judicial District Court of Harris County, Texas on May 16, 2024; containing findings and other provisions relating to the foregoing subjects; providing an effective date

**This item should only be considered after passage of Item 14 above**

16. ORDINANCE authorizing the issuance of Public Improvement Refunding Bonds in one or more Series; authorizing the Levy of an Ad Valorem Tax for the payment and security thereof; authorizing certain designated officials to approve the principal amount, interest rates, prices, redemption features, terms and sale thereof in accordance with certain parameters; authorizing such officials to determine the outstanding obligations to be defeased and refunded; approving certain other procedures, provisions and agreements related thereto; approving the preparation, distribution and use of offering documents in connection with the offering of such Bonds; making certain findings and other declarations necessary and incidental to the issuance of such Bonds; and declaring an emergency
17. ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY** to provide Housing Opportunities for Persons With AIDS Funds and Emergency Solutions Grant Funds for operation and maintenance of a Homeless Management Information System - \$151,318.00 - Grant Fund
18. ORDINANCE de-appropriating \$595,000.00 out of Police Consolidated Construction Fund (previously appropriated to GSD TOC/JOC Program); and appropriating \$595,000.00 out of Police Consolidated Construction Fund to the Houston Police Department Interagency Marine Operations Center (IMOC) Boat House Installation Project and Associated Sitework - **DISTRICT I - MARTINEZ**
19. ORDINANCE awarding contract to **TEXAS MATERIALS GROUP INC** for sale of Street Millings for Houston Public Works Department - 3 Years with 2 one-year options - Revenue
20. ORDINANCE approving and authorizing agreement between City of Houston and **SMITH PUMP COMPANY, INC** for Small Submersible Miscellaneous Pumps Repair and Replacement Services for Houston Public Works; providing a maximum contract amount - 3 Years with 2 one-year options - \$12,720,401.31 - Enterprise Fund
21. ORDINANCE amending Ordinance to increase maximum contract amount for contract between City of Houston and **A-1 PERSONNEL OF HOUSTON, INC** for Contingent Workforce Services for the Human Resource Department - \$8,400,000.00 - Central Service Revolving Fund
22. ORDINANCE approving and authorizing contract between City of Houston and **HOUSTON ARTS ALLIANCE** for Professional Civic Art and

Conservation Administration Services; providing a maximum contract amount - 2 Years with 3 one-year options

23. ORDINANCE awarding contract to **HOUSTON-GALVESTON AREA COUNCIL** through Interlocal Purchase Agreement of Light Detection and Ranging Data Set for the Planning and Development Department; providing a maximum contract amount - \$71,000.00 - Central Service Revolving Fund
24. ORDINANCE consenting to the addition of 459.224 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 165**, for inclusion in its district
25. ORDINANCE amending Ordinance No. 2024-0211 to correct Outline Agreement Number for contract between City of Houston and **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal (as approved by Ordinance No. 2024-0211)
26. ORDINANCE appropriating \$3,984,641.85 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Engineering Services Contract between City of Houston and **CDM SMITH INC** for East Water Purification Plant (EWPP) Mechanical and Electrical Improvements for Plant 3; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
27. ORDINANCE appropriating \$2,330,798.36 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Engineering Services Contract between City of Houston and **TRILOGY ENGINEERING SERVICES, LLC** for Chocolate Bayou Wastewater Treatment Plant Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EVANS-SHABAZZ**
28. ORDINANCE appropriating \$1,939,584.00 of Water & Sewer System Consolidated Construction Fund; awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for new Front Easement Reconnections; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
29. ORDINANCE granting to **EQUIX INTEGRITY SOUTHEAST, INC.**, a Foreign For-Profit Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
30. ORDINANCE granting to **PEEK-A-POO RENTALS LLC**, a Texas limited liability company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions -

### **FIRST READING**

31. ORDINANCE granting to **DUMPSTER GUYS, LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
32. ORDINANCE granting to **LEEDS ENVIRONMENTAL SERVICES, LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
33. ORDINANCE granting to **HOUSTON HARRIS COUNTY SEPTIC TANK SERVICE LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
34. ORDINANCE granting to **SORTO'S TRUCKING, INC**, a Texas Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
35. ORDINANCE granting to **PERFORMANCE CONTRACTING, INC**, a Texas Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
36. ORDINANCE granting to **UNITED SITE SERVICES OF TEXAS, INC**, a Texas Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
37. ORDINANCE granting to **ARCANN COMPANIES LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
38. ORDINANCE granting to **WASTEWATER TRANSPORT SERVICES, LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas,

- pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
39. ORDINANCE granting to **SPECIALIZED WASTE SYSTEMS, INC**, a Foreign For-Profit Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
40. ORDINANCE granting to **SAN MARCOS GREASE SERVICE LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
41. ORDINANCE granting to **SOUTHWASTE DISPOSAL, LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

#### **END OF CONSENT AGENDA**

#### **CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA**

#### **MATTERS HELD - NUMBERS 42 and 43**

42. ORDINANCE approving and authorizing agreement between City of Houston and **BRACEWELL LLP** for Bond Counsel Services for Various Departments; providing a maximum contract amount
- Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to issue bonds for public purposes as authorized by State law and as further set forth in the ordinance to finance or refinance current expenses. The proposed bond counsel, Bracewell LLP ("Bracewell") is a full-service firm that includes a public finance practice and has the necessary competence, qualification and experience to serve as bond counsel for the City. Bracewell has previously represented the City in connection with the issuance of various bonds and other obligations. The engagement of Bracewell is in the best interest of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.**

**TAGGED BY COUNCIL MEMBER THOMAS**



This was Item 24 on Agenda of May 29, 2024

43. ORDINANCE approving and authorizing agreement between City of Houston and **NORTON ROSE FULBRIGHT US LLP** for Special Disclosure Counsel Services for Various Departments; providing a maximum contract amount

**Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to issue bonds for public purposes as authorized by State law, in accordance with federal securities law, and as further set forth in the ordinance to finance or refinance various public projects. The proposed disclosure counsel, Norton Rose Fulbright US LLP (“Norton Rose Fulbright”), is a full service firm that includes a national public finance practice and has the necessary competence, qualification and experience to serve as disclosure counsel for the City. Norton Rose Fulbright has previously represented the City in connection with the issuance of various bonds and other obligations for several years. The engagement of Norton Rose Fulbright is in the best interest of the residents of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.**

**TAGGED BY COUNCIL MEMBER THOMAS**

This was Item 25 on Agenda of May 29, 2024

#### **PROPOSITION A COUNCIL MEMBER ITEM - NUMBER 44**

44. ORDINANCE AMENDING CHAPTER 45, ARTICLE XV OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to the Neighborhood Traffic Management Program

**MATTERS TO BE PRESENTED BY COUNCIL - Council Member Peck first**

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

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

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

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



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

Item Creation Date:

Speakers List

Agenda Item#:

### **ATTACHMENTS:**

**Description**

**Type**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

Item Creation Date: 5/15/2024

MYR ~ 2024 TIRZ # 11 Appt. ltr. 5-15-2024

Agenda Item#: 1.

### **Summary:**

REQUEST from Mayor for confirmation of the appointment or reappointment of **REINVESTMENT ZONE NUMBER ELEVEN, CITY OF HOUSTON, TEXAS (GREATER GREENSPOINT ZONE) BOARD OF DIRECTORS:**

Position Eight - **BEN MELSON**, (Lone Star College Representative), appointment, for a term to expire August 31, 2025

Position Nine - **SETH L. SHARR**, (Spring ISD Representative), reappointment, for a term to expire August 31, 2026

### **Background:**

May 13, 2024

The Honorable City Council  
City of Houston, Texas

Dear Council Members:

Pursuant to Chapter 311, Texas Tax Code, and City of Houston Ordinance 98-713, I am nominating the following individuals for appointment or reappointment to the Reinvestment Zone Number Eleven, City of Houston, Texas (Greater Greenspoint Zone) Board of Directors, subject to City Council confirmation:

Ben Melson, (Lone Star Representative), appointment to Position Eight, for a term to expire August 31, 2025;

and

Seth L. Sharr, (Spring ISD Representative), reappointment to Position Nine, for a term to expire August 31, 2026.

Pursuant to the bylaws of the Greater Greenspoint Redevelopment Authority, appointment of a director to the Board of Directors of this Zone will also constitute appointment of the director to the Board of Directors of the Authority for the same term.

The résumés of the nominees are attached for your review.

Sincerely,

John Whitmire  
Mayor

**ATTACHMENTS:**

**Description**

**Type**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

Item Creation Date: 5/15/2024

MYR ~ 2024 Greater Greenspoint Redevelopment Authority  
Appt. ltr. 5-15-24

Agenda Item#: 2.

### **Summary:**

REQUEST from Mayor for confirmation of the appointment or reappointment of the **GREATER GREENSPPOINT REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS:**

Position Eight - **BEN MELSON**, (Lone Star College Representative), appointment, for a term to expire 8/31/2025

Position Nine - **SETH L. SHARR**, (Spring ISD Representative), reappointment, for a term to expire 8/31/2026

### **Background:**

May 13, 2024

The Honorable City Council  
City of Houston, Texas

Dear Council Members:

Pursuant to Chapter 311, Texas Tax Code, and City of Houston Ordinance 98-713, I am nominating the following individuals for appointment or reappointment to the Reinvestment Zone Number Eleven, City of Houston, Texas (Greater Greenspoint Zone) Board of Directors, subject to City Council confirmation:

Ben Melson, (Lone Star Representative), appointment to Position Eight, for a term to expire August 31, 2025;

and

Seth L. Sharr, (Spring ISD Representative), reappointment to Position Nine, for a term to expire August 31, 2026.

Pursuant to the bylaws of the Greater Greenspoint Redevelopment Authority, appointment of a director to the Board of Directors of this Zone will also constitute appointment of the director to the Board of Directors of the Authority for the same term.

The résumés of the nominees are attached for your review.

Sincerely,

John Whitmire  
Mayor

**ATTACHMENTS:**

**Description**

**Type**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

District A, District B, District D, District E, District F, District G, District H, District I, District K

Item Creation Date: 4/16/2024

HPW-20PMO159 Accept Work / Total Contracting Limited

Agenda Item#: 3.

### **Summary:**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$10,330,917.65 and acceptance of work on contract with **TOTAL CONTRACTING LIMITED** for FY22 Roadway Rehabilitation #1 - 3.31% over the original contract amount - **DISTRICTS A - PECK; B - JACKSON; D - EVANS-SHABAZZ; E - FLICKINGER; F - THOMAS; G - HUFFMAN; H - CASTILLO; I - MARTINEZ and K - CASTEX-TATUM**

### **Background:**

**SUBJECT:** Accept Work for FY22 Roadway Rehabilitation #1.

**RECOMMENDATION: (SUMMARY)** Pass a motion to approve the final Contract Amount of \$10,330,917.65, or 3.31% over the original Contract Amount, accept the Work and authorize final payment.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the Roadway Rehabilitation Program and was required to provide construction repair, rehabilitation, removal, disposal, and/or replacement of roadway pavement and other pavement related improvements.

**DESCRIPTION/SCOPE:** This project consisted of providing construction services to resolve localized street and pavement problems. The scope was established by each work authorization. The City of Houston designed the project with 365 calendar days allowed for construction. The project was awarded to Total Contracting Limited with an original Contract Amount of \$10,000,000.00.

**LOCATION:** The projects were located in 12 locations.

**CONTRACT COMPLETION AND COST:** The Contractor, Total Contracting Limited, has completed the work under the subject Contract. The project was completed within the original Contract time. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order No. 1 is \$10,330,917.65, and increase of \$330,917.65 or 3.31% over the original Contract Amount. The increased cost is a result of the difference between planned and measured quantities.

**M/WSBE PARTICIPATION:** The advertised M/WBE contract goals for this project were 13% MBE and 7% WBE. The approved M/WBE goals for this contract were 13% MBE and 7% WBE.



According to the Office of Business Opportunity, the actual participation achieved on this contract was 15.85% MBE and 9.87% WBE. The contractor's MWBE performance on this project was rated Outstanding for the following reasons: The Prime exceeded both the awarded MBE and WBE goals by more than 1% and utilized all goal credit subcontractors to the extent possible on this project. For the reasons listed, the Contractor's performance meets the intent and the spirit of the City's MWSBE program.

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Randall V. Macchi  
Chief Operating Officer  
Houston Public Works

WBS No(s). N-321040-0060-4

**Prior Council Action:**

Ordinance No. 2022-0646, dated 08-24-2022

**Amount and Source of Funding:**

No additional funding required.

Total (original) appropriation of \$11,250,000.00 from Fund 4046 Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax

**Contact Information:**

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

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
Signed Coversheet	Signed Cover sheet
Maps (revised)	Backup Material
Project Area List (revised)	Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A, District B, District D, District E, District F, District G, District H, District I, District K

Item Creation Date: 4/16/2024

HPW-20PMO159 Accept Work / Total Contracting Limited

Agenda Item#:

### **Background:**

**SUBJECT:** Accept Work for FY22 Roadway Rehabilitation #1.

**RECOMMENDATION: (SUMMARY)** Pass a motion to approve the final Contract Amount of \$10,330,917.65, or 3.31% over the original Contract Amount, accept the Work and authorize final payment.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the Roadway Rehabilitation Program and was required to provide construction repair, rehabilitation, removal, disposal, and/or replacement of roadway pavement and other pavement related improvements.

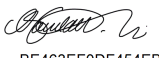
**DESCRIPTION/SCOPE:** This project consisted of providing construction services to resolve localized street and pavement problems. The scope was established by each work authorization. The City of Houston designed the project with 365 calendar days allowed for construction. The project was awarded to Total Contracting Limited with an original Contract Amount of \$10,000,000.00.

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**M/WSBE PARTICIPATION:** The advertised M/WBE contract goals for this project were 13% MBE and 7% WBE. The approved M/WBE goals for this contract were 13% MBE and 7% WBE. According to the Office of Business Opportunity, the actual participation achieved on this contract was 15.85% MBE and 9.87% WBE. The contractor's MWBE performance on this project was rated Outstanding for the following reasons: The Prime exceeded both the awarded MBE and WBE goals by more than 1% and utilized all goal credit subcontractors to the extent possible on this project. For the reasons listed, the Contractor's performance meets the intent and the spirit of the City's MWSBE program.

DocuSigned by:

 5/23/2024  
BE463EE0DE454EB

Randall V. Macchi  
Chief Operating Officer

Houston Public Works

WBS No(s). N-321040-0060-4

### **Prior Council Action:**

Ordinance No. 2022-0646, dated 08-24-2022

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

No additional funding required.

Total (original) appropriation of \$11,250,000.00 from Fund 4046 Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax

### **Contact Information:**

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

**ATTACHMENTS:**

**Description**

Maps

Project Area List

OBO Documents

Prior Council Action

Ownership Information Form and Tax Report

Change Order

Final Estimate

**Type**

Backup Material

Backup Material

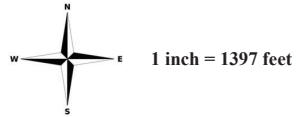
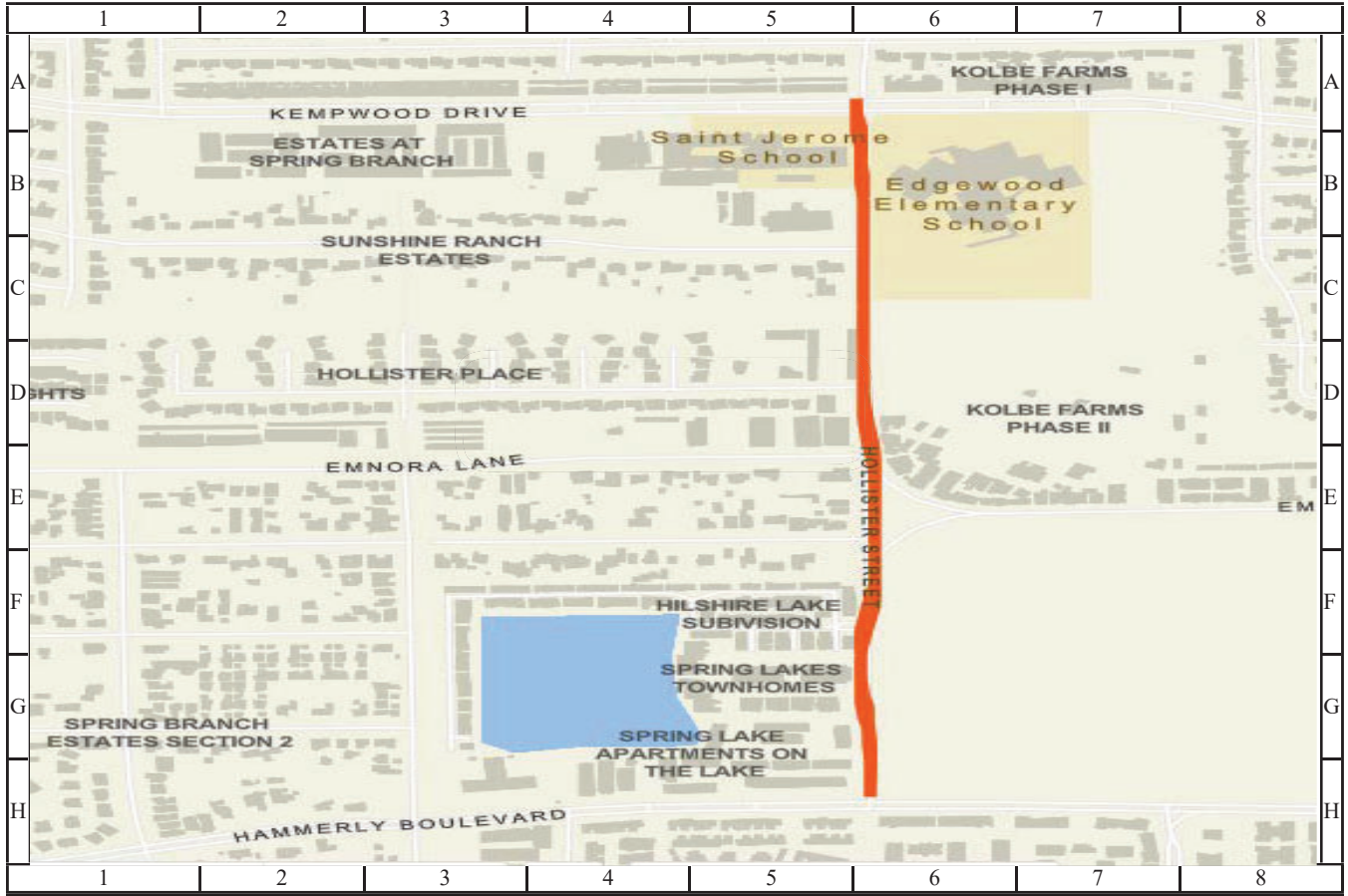
Backup Material

Backup Material

Backup Material

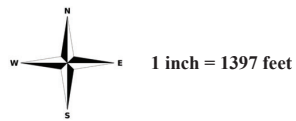
Backup Material

Backup Material



Houston Public Works  
 N-321040-0060-4 / Work Authorization #1  
 Hollister St (Hammerly Blvd - Kempwood Dr)  
 Council District A



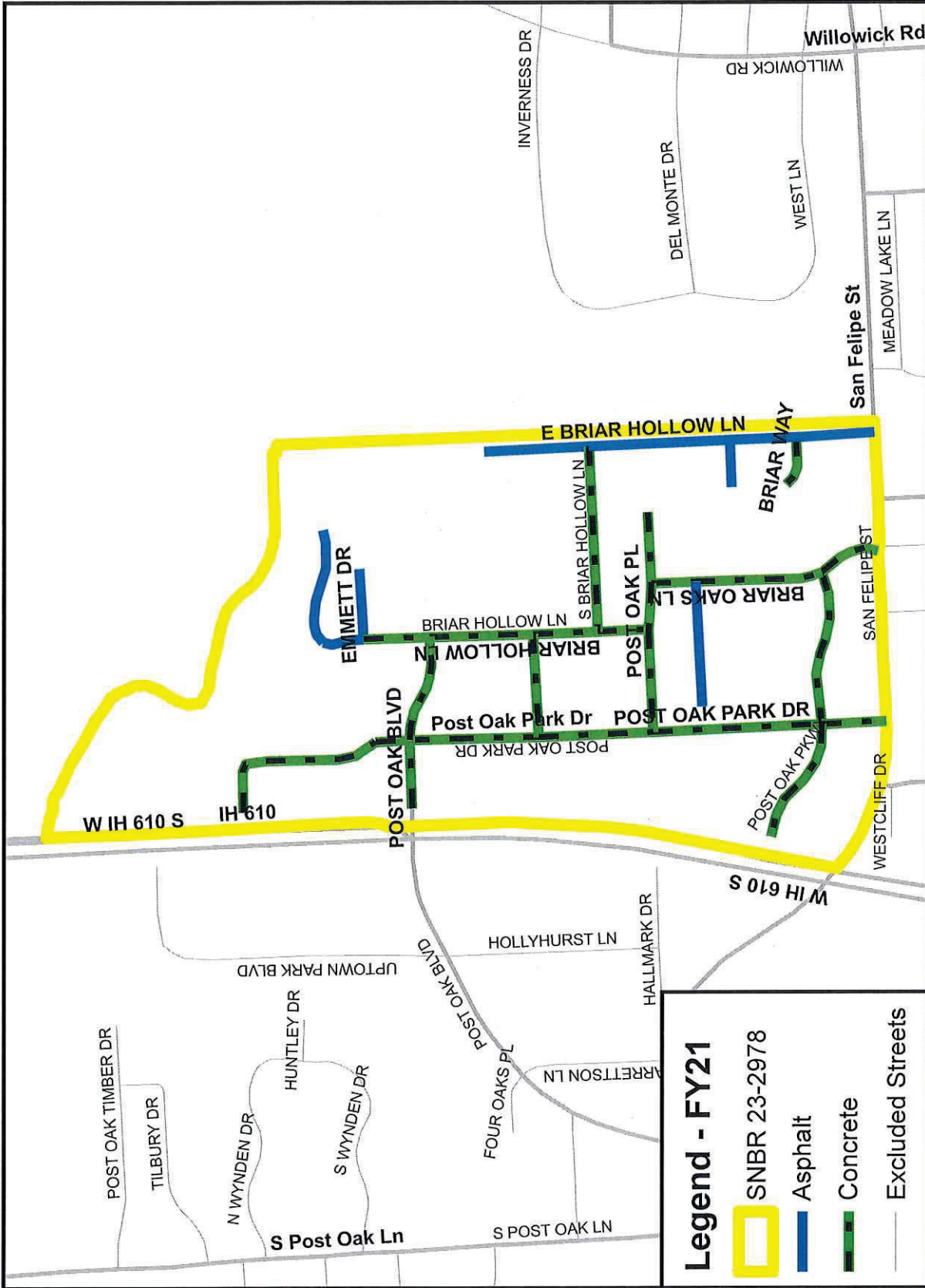


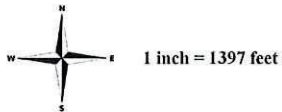
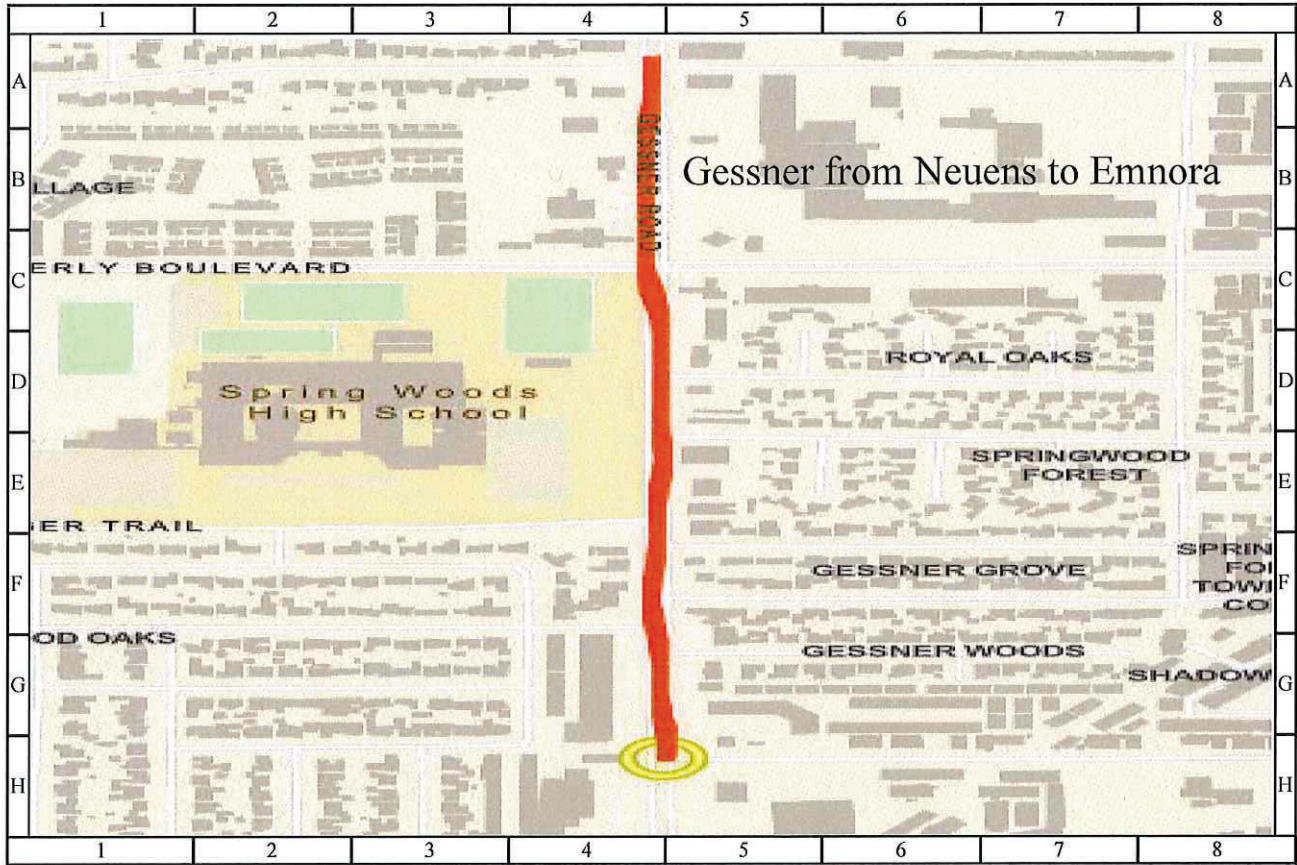
Houston Public Works  
 N-321040-0060-4 / Work Authorization #2  
 Hollister St (Kempwood Dr - Clay Rd)  
 Council District A



# SNBR 23-2978 Neighborhood: Afton Oaks / River Oaks Area

Council District G: Asphalt = 1.797 Lane Miles Concrete = 4.859 Lane Miles



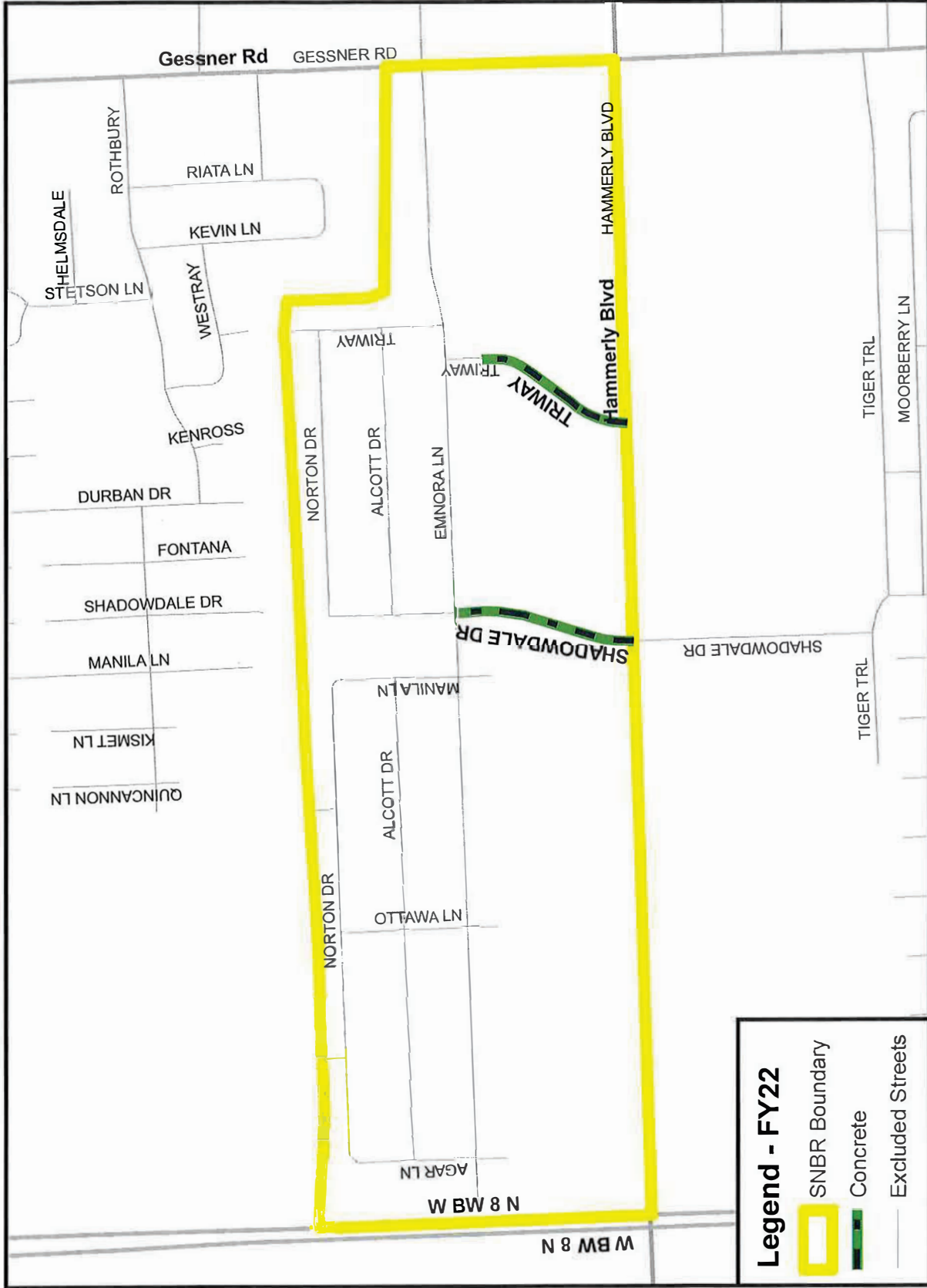


Houston Public Works  
N-321040-0060-4 / Work Authorization #4  
Gessner (Neuens to Emnora)  
Council District A



# SNBR 84-879 Neighborhood: SPRING BRANCH NORTH

Council District: A Concrete = 0.714 Lane Miles



## Legend - FY22

- SNBR Boundary
- Concrete
- Excluded Streets



CITY OF HOUSTON  
Houston Public Works

Transportation and Drainage Operations

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.  
THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS.  
FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.

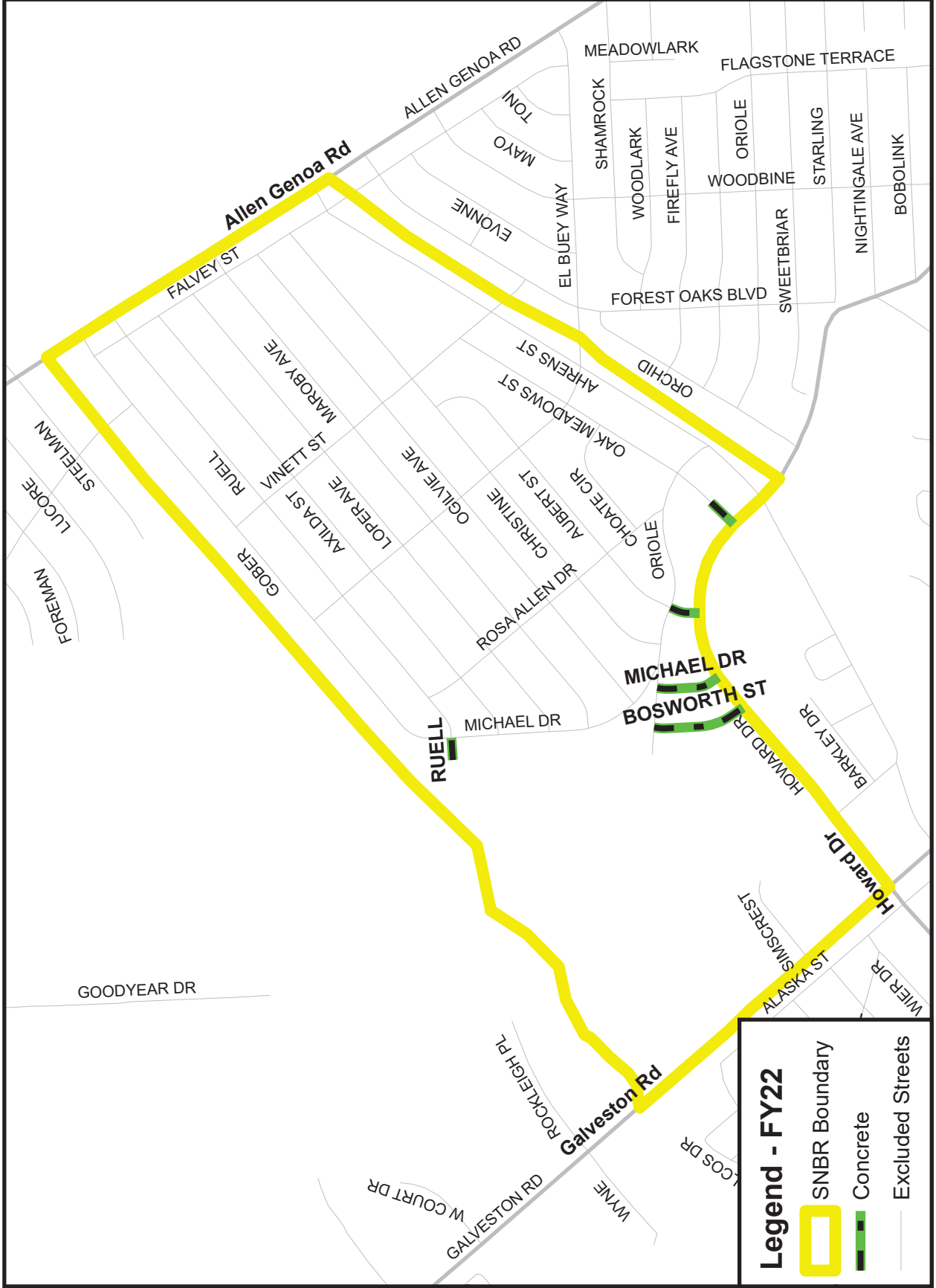


0.2 Miles



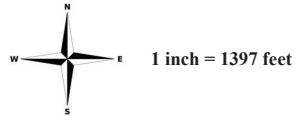
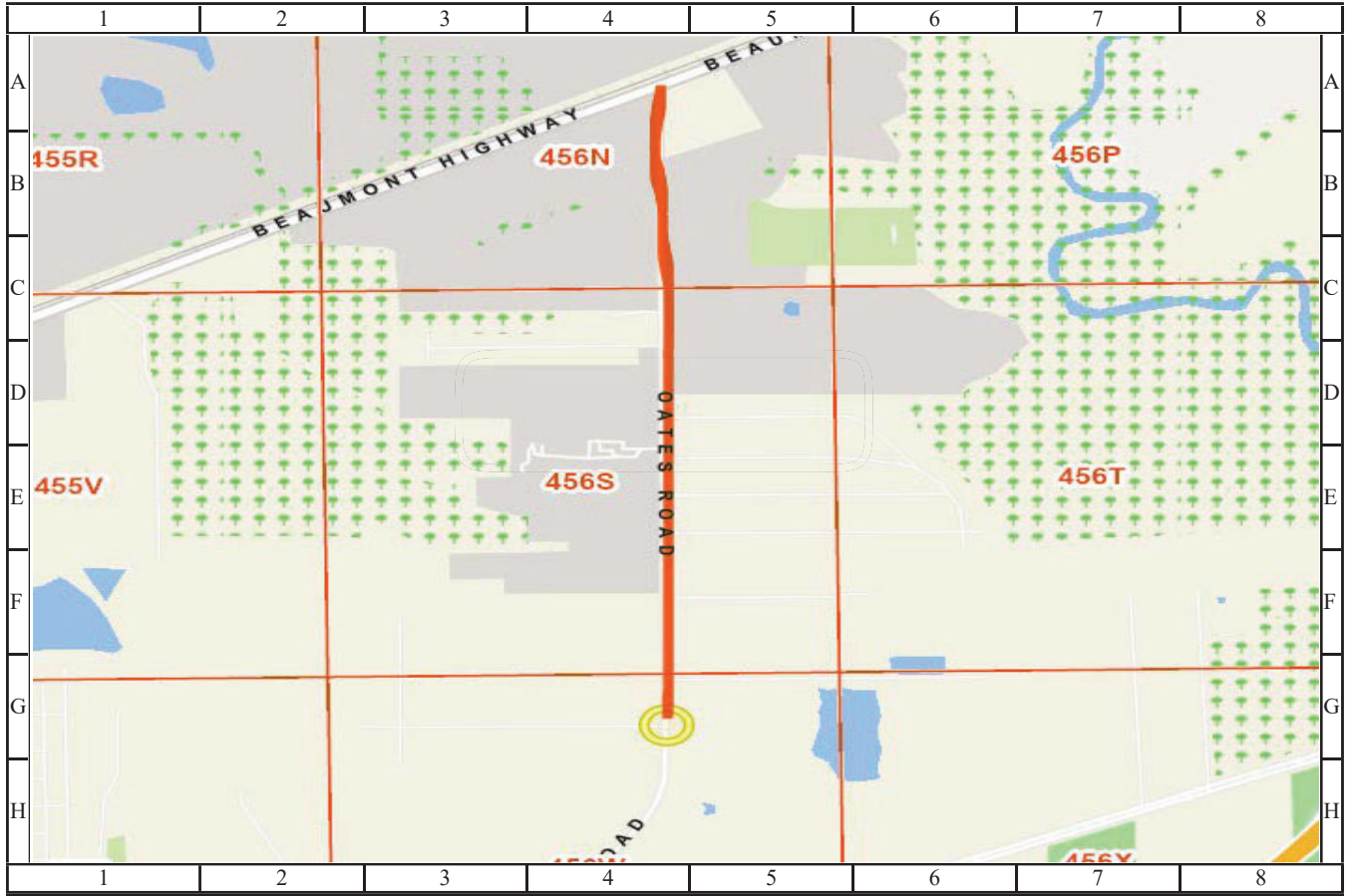
# SNBR 75-2282 Neighborhood: MEADOWBROOK / ALLENDALE

Council District: E : Concrete = 0.665 Lane-Miles



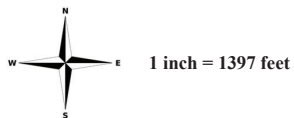
CITY OF HOUSTON  
Houston Public Works  
Transportation and Drainage Operations

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.  
THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS.  
FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.



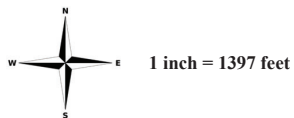
Houston Public Works  
N-321040-0060-4 / Work Authorization #7  
Oates Rd (Needham to Beaumont  
Highway NB) Council District I





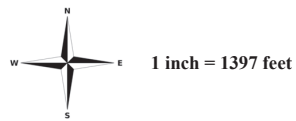
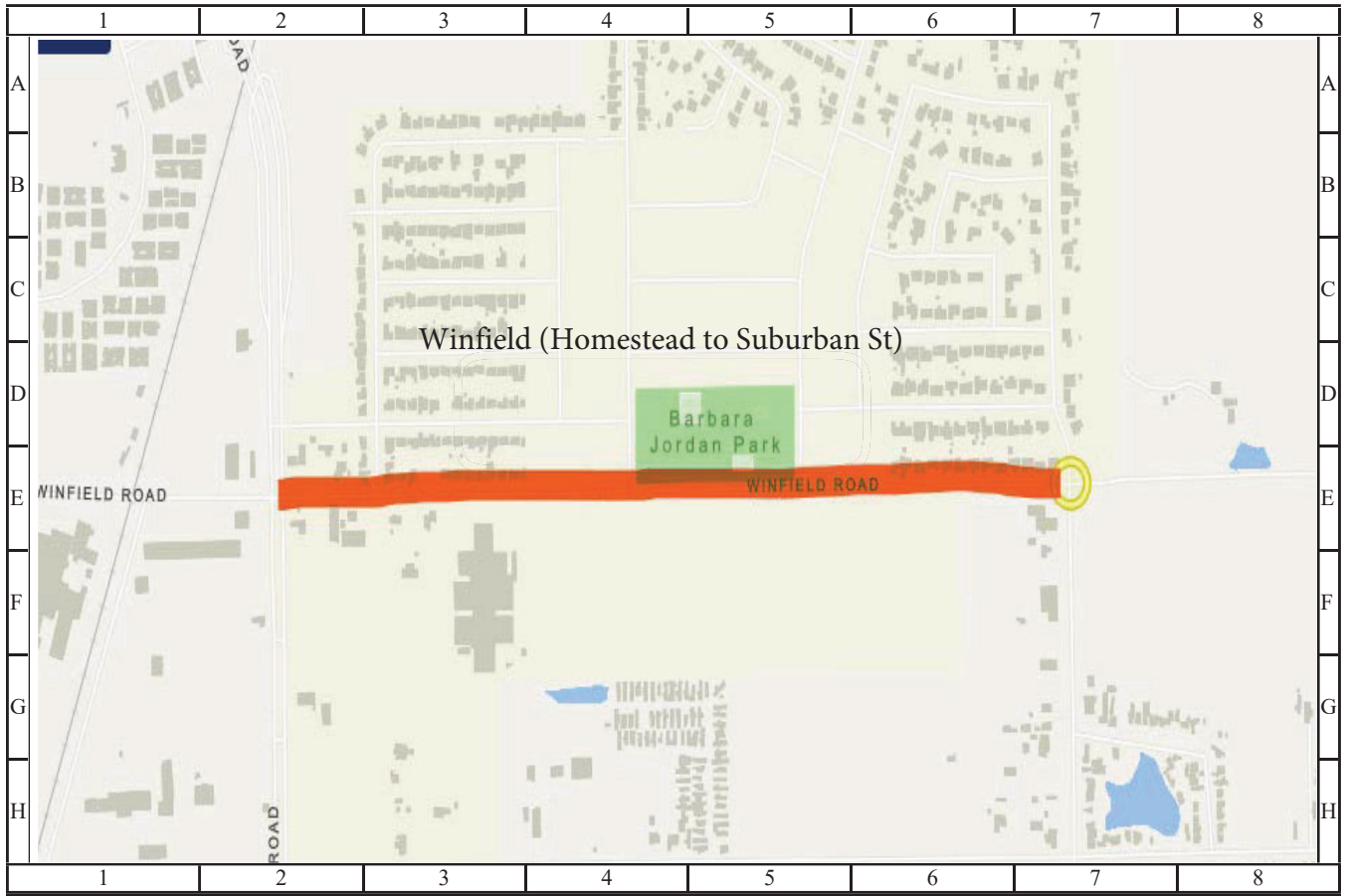
Houston Public Works  
N-321040-0060-4 / Work Authorization #8  
Hillcroft (Willowbend to W. Belfort)  
Council District K





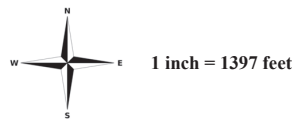
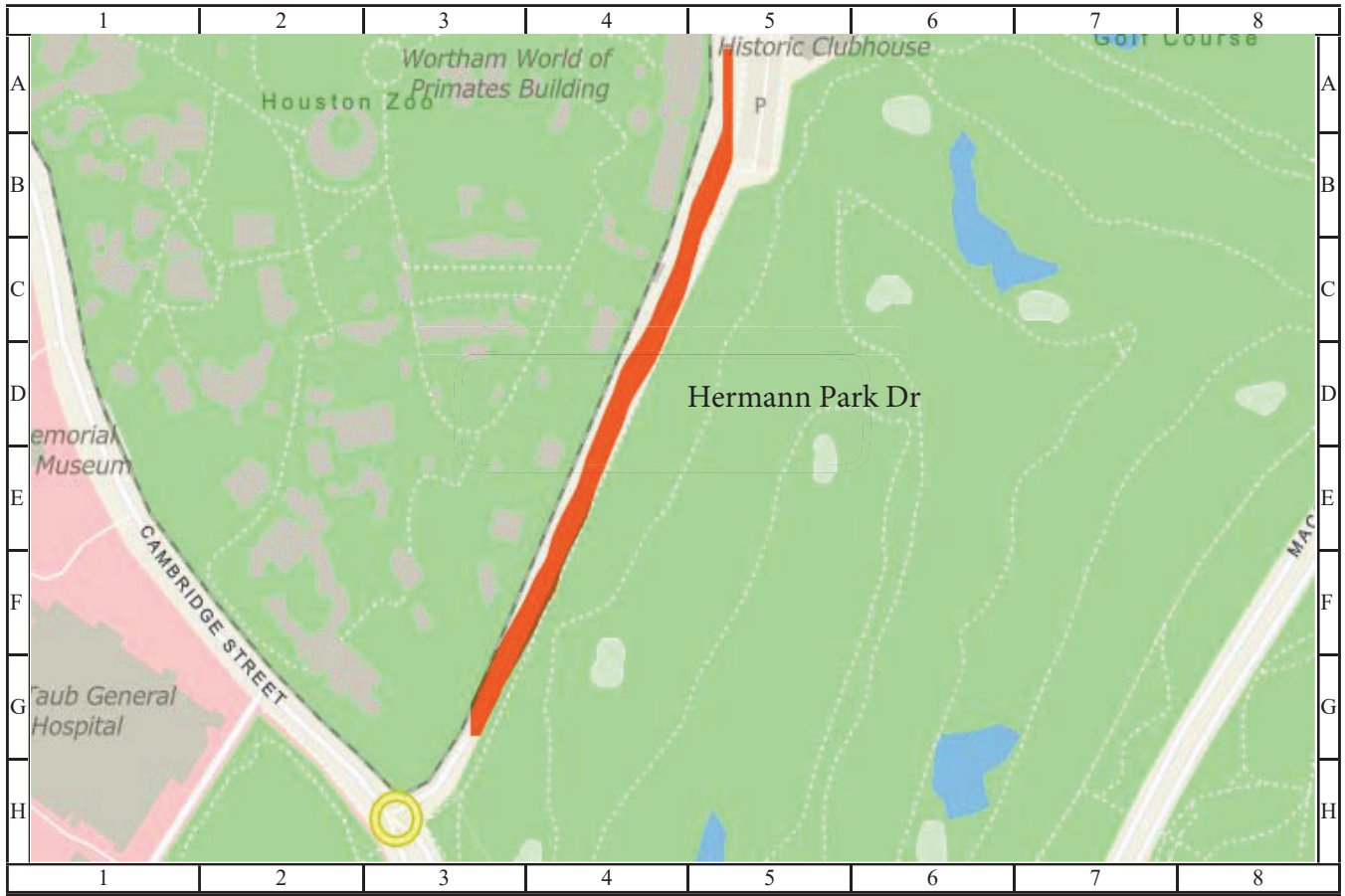
Houston Public Works  
N-321040-0060-4 / Work Authorization #9  
Dismuke St (Telephone - Lawndale St)  
Council District I





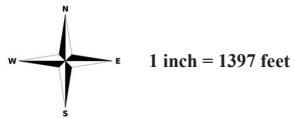
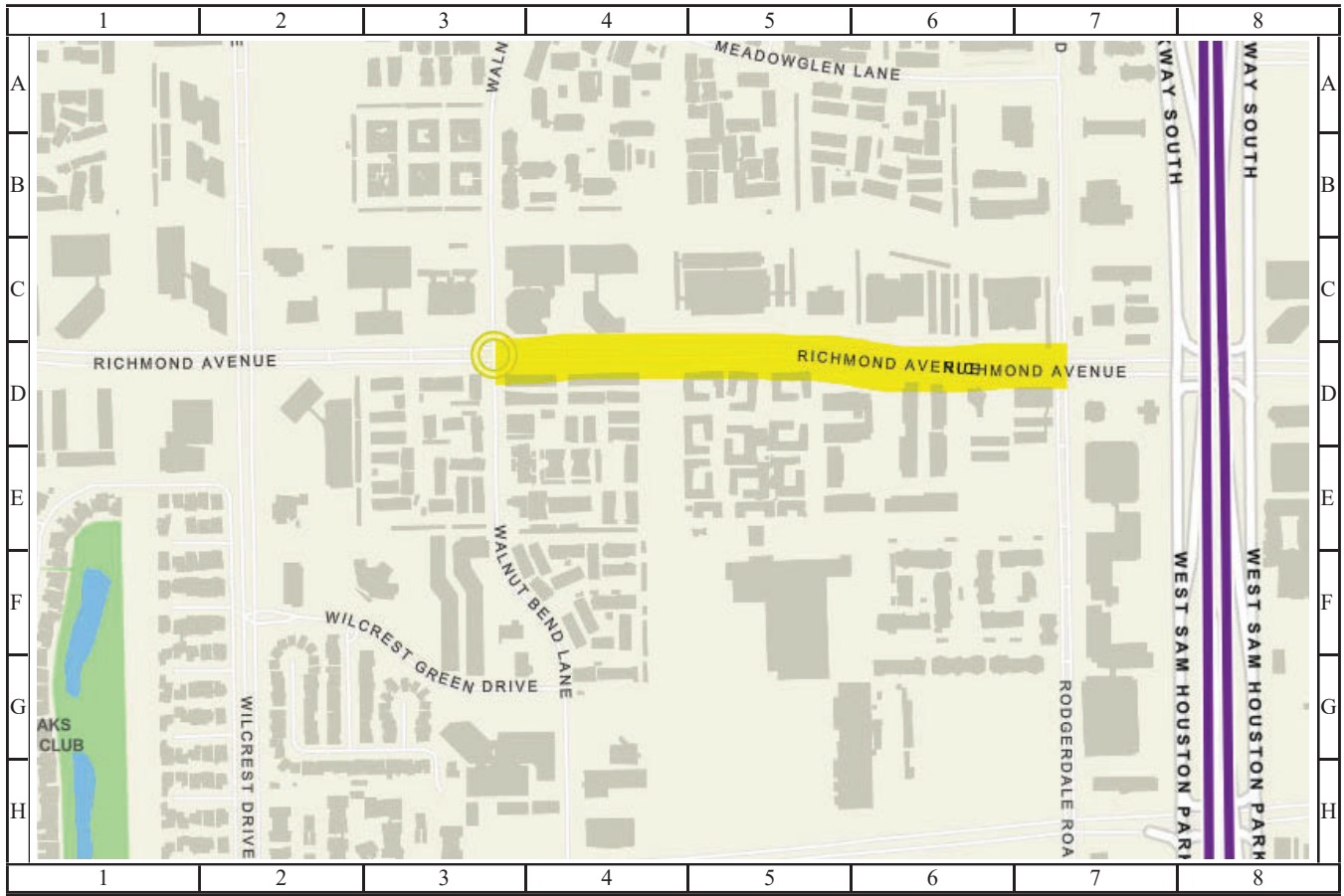
**Houston Public Works**  
N-321040-0060-4 / Work Authorization #10  
Winfield (Homestead to Suburban St)  
Council District B





Houston Public Works  
 N-321040-0060-4 / Work Authorization #11  
 Hermann Park Dr.  
 Council District D





**Houston Public Works**  
 N-321040-0060-4 / Work Authorization #12  
 Richmond (Walnut Bend to Rodgerdale)  
 Council District F



## Work Authorizations

Work Auth. No	Category	Work Authorization Description	NTP Date	Council District
<a href="#">1</a>	Pavement Rehab	Hollister (Hammerly - Kempwood)	10/03/2022	A
<a href="#">2</a>	Pavement Rehab	Hollister (Kempwood - Clay)	10/03/2022	A
<a href="#">3</a>	Pavement Rehab	SNBR 23-2378 (Post Oak)	10/03/2022	G
<a href="#">4</a>	Pavement Rehab	Gessner (Neuens to Emnora)	11/14/2022	A
<a href="#">5</a>	Pavement Rehab	SNBR 84-879(Spring Branch)	11/14/2022	A
<a href="#">6</a>	Pavement Rehab	SNBR 75-2282 (Meadowbrook/Allendale) Panel Replacements	03/13/2023	E
<a href="#">7</a>	Pavement Rehab	Oates (Needham to Beaumont Hwy) NB	03/27/2023	I
<a href="#">8</a>	Pavement Rehab	Hillcroft (Willowbend - W. Belfort)	04/10/2023	K
<a href="#">9</a>	Pavement Rehab	Dismuke (Telephone to Lawndale)	04/10/2023	I
<a href="#">10</a>	Pavement Rehab	Winfield (Homestead to Suburban)	05/15/2023	B
<a href="#">11</a>	Pavement Rehab	SNBR 33-2320 Medical Center Area (Herman Park Dr.)	07/05/2023	D
<a href="#">12</a>	Pavement Rehab	Richmond (Walnut Bend to Rogerdale)	09/18/2023	F





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

District B

Item Creation Date: 4/12/2024

LGL - Parcel AY21-041; City of Houston v. Song Ki Min, et al.; Cause No. 1190732; Greens Road Paving & Drainage Improvements Project; WBS/CIP No. N-000664-0002-02.

Agenda Item#: 4.

### **Summary:**

RECOMMENDATION from the City Attorney to settle in connection with the eminent domain proceedings styled *City of Houston v. Song Ki Min, et al*; Cause No.1190732, for the acquisition of Parcel AY21-041 for **GREENS ROAD PAVING AND DRAINAGE IMPROVEMENTS PROJECT - DISTRICT B - JACKSON**

### **Background:**

The Greens Road Paving and Drainage Improvements Project is intended to improve drainage, mobility, and traffic circulation by providing right-of-way acquisitions for, design of, and construction of a new divided roadway which shall include storm drainage, curbs, sidewalks, street lighting, traffic control, driveways, and underground utilities as well as upgrading the existing roadway to MTFP (Major Thoroughfare and Freeways Plan) standards.

This eminent domain proceeding involves the acquisition of a street-widening easement containing a total of 2,545 square feet of land. The acquisition will widen Greens Road at the Defendant's property but will also cause some reconfiguration of the Defendant's property, including the relocation of a pylon sign, an air machine, and vent pipes and possibly the loss of parking spaces. The property is located at 15935 Lee Road in the City of Houston and is improved with a gas station/convenience store and a car wash. The property is owned by Song Ki Min. Prior to sending the matter to the Legal Department, the City attempted to negotiate a purchase of the property, but those efforts were unsuccessful. The matter was then referred to the Legal Department to initiate eminent domain proceedings to acquire the needed property.

A Petition in Condemnation was filed, a contested Special Commissioners' hearing was convened, and the Special Commissioners ordered an award of \$164,046.00. With Council approval, the City Attorney deposited this award into the registry of the court.

The Defendant then filed an Objection to the Award of the Special Commissioners and the litigation was docketed for a jury trial setting. The court also ordered the parties to attend mediation. At the conclusion of the mediation, the court-appointed mediator recommended a Mediator's Settlement Proposal. Both parties agreed to this proposal and the result was an increase of \$199,954.00 above the award of the special commissioners to fully settle the litigation, which resulted in a final compensation total of \$365,000.00 for the land that was condemned and

possible damages due to the taking.

<b>City’s Trial Appraisal:</b> .....	\$185,044.00
<b>Landowner’s Trial Appraisal:</b> .....	\$804,726.00
<b>Award of the Special Commissioners’ Hearing:</b> .....	\$165,046.00
<b>Total Compensation Settlement Amount:</b> .....	\$365,000.00

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Arturo G. Michel, City Attorney

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Randall V. Macchi  
Chief Operating Officer  
Houston Public Works

**Prior Council Action:**

Ordinance No. 2023-175, passed 3/8/2023; Ordinance No. 2021-312, passed 4/28/2021; Motion No. 2024-082, passed 1/31/2024

**Amount and Source of Funding:**

\$199,954.00

Funds previously appropriated under Ordinance No. 2023-175 out of the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax.

**Contact Information:**

Steven Beard .....832-393-6295

Suzanne Chauvin.....832-393-6219

**ATTACHMENTS:**

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



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

District B

Item Creation Date: 4/12/2024

LGL - Parcel AY21-041; City of Houston v. Song Ki Min, et al.; Cause No. 1190732; Greens Road Paving & Drainage Improvements Project; WBS/CIP No. N-000664-0002-02.

Agenda Item#:

**Summary:**

Authorize the City Attorney, by Motion, to settle the condemnation matter of *City of Houston v. Song Ki Min, et al;* Cause No.1190732, for an additional \$199,954.00 above the Award of the Special Commissioners for a total compensation of \$365,000.00. Funding will be provided by a previously approved blanket appropriation ordinance.

**Background:**


The Greens Road Paving and Drainage Improvements Project is intended to improve drainage, mobility, and traffic circulation by providing right-of-way acquisitions for, design of, and construction of a new divided roadway which shall include storm drainage, curbs, sidewalks, street lighting, traffic control, driveways, and underground utilities as well as upgrading the existing roadway to MTFP (Major Thoroughfare and Freeways Plan) standards.


This eminent domain proceeding involves the acquisition of a street-widening easement containing a total of 2,545 square feet of land. The acquisition will widen Greens Road at the Defendant's property but will also cause some reconfiguration of the Defendant's property, including the relocation of a pylon sign, an air machine, and vent pipes and possibly the loss of parking spaces. The property is located at 15935 Lee Road in the City of Houston and is improved with a gas station/convenience store and a car wash. The property is owned by Song Ki Min. Prior to sending the matter to the Legal Department, the City attempted to negotiate a purchase of the property, but those efforts were unsuccessful. The matter was then referred to the Legal Department to initiate eminent domain proceedings to acquire the needed property.

A Petition in Condemnation was filed, a contested Special Commissioners' hearing was convened, and the Special Commissioners ordered an award of \$164,046.00. With Council approval, the City Attorney deposited this award into the registry of the court.

The Defendant then filed an Objection to the Award of the Special Commissioners and the litigation was docketed for a jury trial setting. The court also ordered the parties to attend mediation. At the conclusion of the mediation, the court-appointed mediator recommended a Mediator's Settlement Proposal. Both parties agreed to this proposal and the result was an increase of \$199,954.00 above the award of the special commissioners to fully settle the litigation, which resulted in a final compensation total of \$365,000.00 for the land that was condemned and possible damages due to the taking.

<b>City's Trial Appraisal:</b> .....	\$185,044.00
<b>Landowner's Trial Appraisal:</b> .....	\$804,726.00
<b>Award of the Special Commissioners' Hearing:</b> .....	\$165,046.00
<b>Total Compensation Settlement Amount:</b> .....	\$365,000.00

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 07445764896AA40  
 Arturo G. Michel, City Attorney

DocuSigned by:  
  
 8E468EF0DF454EB...  
 Randall V. Macchi  
 Chief Operating Officer  
 Houston Public Works

5/28/2024

**Prior Council Action:**

Ordinance No. 2023-175, passed 3/8/2023; Ordinance No. 2021-312, passed 4/28/2021; Motion No. 2024-082, passed 1/31/2024

**Amount and Source of Funding:**

\$199,954.00; Funds previously appropriated under Ordinance No. 2023-175 out of the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax.

**Contact Information:**

Steven Beard .....832-393-6295  
Suzanne Chauvin.....832-393-6219



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/23/2024

WS1111882604 - Talent Management System (Insight  
Public Sector, Inc.) - MOTION

Agenda Item#: 5.

### **Summary:**

APPROVE spending authority in an amount not to exceed \$388,147.67 for Purchase of Saba Talent Management System, a cloud-based learning and performance management platform through the Omnia Partners Cooperative Purchasing Program for the Houston Information Technology Services Department through June 30, 2026, from **INSIGHT PUBLIC SECTOR, INC** - Central Service Revolving Fund

### **Background:**

**WS1111882604 – Approve spending authority in an amount not to exceed \$388,147.67 for the purchase of Saba Talent Management System, a cloud-based learning and performance management platform, from Insight Public Sector, Inc. through the Omnia Partners Cooperative Purchasing Program through June 30, 2026 for the Houston Information Technology Services Department (HITS).**

### **SPECIFIC EXPLANATION:**

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve spending authority in an amount not to exceed **\$388,147.67** for the purchase of Saba Talent Management System, a cloud-based learning and performance management platform, from **Insight Public Sector, Inc.** through the Omnia Partners Cooperative Purchasing Program for Houston Information Technology Services (HITS). The requested spending authority is expected to sustain the department **through June 30, 2026 (FY26)**.

This request will allow the City to continue accessing the Saba Talent Management System (TMS), a cloud-based learning and performance management platform utilized by the Human Resources Department for citywide staff training and performance management. The TMS system is currently in place and be utilized by all City departments.

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:**

Hire Houston First does not apply to this procurement because it involves the use of federal funds and is subject to specific procurement rules of the federal government

**Fiscal Note:**

Funding for this item will be included in the FY2025 Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Jedediah Greenfield  
Chief Procurement Officer  
Finance/Strategic Procurement  
Division

Lisa Kent  
Chief Information Officer  
Houston Information Technology  
Services

**Estimated Spending Authority**

<u>Department</u>	<u>FY2024</u>	<u>Out Years</u>	<u>Total</u>
Houston Information Technology Services Dept.	\$0	\$388,147.67	\$388,147.67

**Amount and Source of Funding:**

\$388,147.67  
HITS Central Service Revolving Fund  
Fund 1002

**Contact Information:**

<u>Name</u>	<u>Dept/Division</u>	<u>Phone No.:</u>
Jane Wu, Deputy Director	HITS/DBM	(832) 393- 0013
Jedediah Greenfield, Chief Procurement Officer	Finance/SPD	(832) 393- 9126

**ATTACHMENTS:**

**Description**  
Coversheet

**Type**  
Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/23/2024

WS1111882604 - Talent Management System (Insight Public Sector, Inc.) - MOTION

Agenda Item#: 7.

**Background:**

**WS1111882604 – Approve spending authority in an amount not to exceed \$388,147.67 for the purchase of Saba Talent Management System, a cloud-based learning and performance management platform, from Insight Public Sector, Inc. through the Omnia Partners Cooperative Purchasing Program through June 30, 2026 for the Houston Information Technology Services Department (HITS).**

**SPECIFIC EXPLANATION:**

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve spending authority in an amount not to exceed **\$388,147.67** for the purchase of Saba Talent Management System, a cloud-based learning and performance management platform, from **Insight Public Sector, Inc.** through the Omnia Partners Cooperative Purchasing Program for Houston Information Technology Services (HITS). The requested spending authority is expected to sustain the department **through June 30, 2026 (FY26)**.

This request will allow the City to continue accessing the Saba Talent Management System (TMS), a cloud-based learning and performance management platform utilized by the Human Resources Department for citywide staff training and performance management. The TMS system is currently in place and be utilized by all City departments.

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 FY2025 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

5/28/2024

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Jedediah Greenfield  
 Chief Procurement Officer  
 Finance/Strategic Procurement  
 Division

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Lisa Kent  
 Chief Information Officer  
 Houston Information Technology  
 Services

5/28/2024

DS

**Estimated Spending Authority**

Department	FY2024	Out Years	Total
Houston Information Technology Services Dept.	\$0	\$388,147.67	\$388,147.67

**Amount and Source of Funding:**

\$388,147.67 - HITS Central Service Revolving Fund (1002)

**Contact Information:**

Name	Dept/Division	Phone No.:
Jane Wu, Deputy Director	HITS/DBM	(832) 393-0013

**Jedeian Greenfield, Chief Procurement Officer**

Finance/SPD

(832) 393-9126

**ATTACHMENTS:**

**Description**

Justification Form  
Quote  
MWBE Form  
Ownership Affidavit  
Tax Status  
Fiscal Form A  
Certification of Funds  
RCA funding request

**Type**

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





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

WS1103820607 - Cellular Data Monitoring Resource (G3 Technologies, Inc.)- MOTION

Agenda Item#: 6.

### **Summary:**

**G3 TECHNOLOGIES, INC**, the sole source supplier for Purchase of the Tetley Hydro System for the Houston Police Department - \$51,200.00 - Grant Fund

### **Background:**

**Sole Source (WS1103820607) - Approve the purchase of the Tetley Hydra System from the sole source supplier, G3 Technologies, Inc. in the total amount of \$51,200.00 for the Houston Police Department (HPD).**

### **Specific Explanation:**

The Chief of the Houston Police Department (HPD) and the Chief Procurement Officer recommend that City Council approve a one-time purchase of the Tetley Hydra Network Characterization and Non-Alerting Handset Stimulation System for the Houston Police Department from sole source supplier, **G3 Technologies, Inc.** in the amount of **\$51,200.00**.

The Tetley Hydra Network Characterization and Non-Alerting Handset Stimulation System allows operators to silently message a cellular device to employ data gathering resources. The annual maintenance cost for this equipment is limited to cellular connection services of approximately \$600 per year.

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

### **MWBE Subcontracting:**

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.

### **Hire Houston First:**

Hire Houston First does not apply to this procurement because it involves the use of federal funds and is subject to specific procurement rules of the federal government.

### **Fiscal Note:**

No Fiscal Note is required on grant items.

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6/3/2024

**Jedediah Greenfield**  
Chief Procurement Officer

**Department Approval Authority**

### **Estimated Spending Authority**

<b>Department</b>	<b>FY2024</b>	<b>Out Years</b>	<b>Total</b>
Houston Police Department	\$51,200.00	\$0	\$51,200.00

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

**\$51,200.00**

Fed/Local/State Pass Grant Fund

Fund No. 5030

### **Contact Information:**

Jedediah Greenfield      SPD      832-393-9126

### **ATTACHMENTS:**

#### **Description**

Justification Form

Quote

#### **Type**

Backup Material

Backup Material

Fiscal Form A  
Ownership Affidavit  
Tax Status  
Verification of Grant Funding - JC  
SIGNED Coversheet

Financial Information  
Backup Material  
Backup Material  
Backup Material  
Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 4/26/2024

DOC987350246 Calcium Hydroxide Slurry (Lhoist North America of Texas, LLC) - MOTION

Agenda Item#: 7.

### **Summary:**

**LHOIST NORTH AMERICA OF TEXAS, LLC.** for Supply of Calcium Hydroxide Slurry for Houston Public Works - 3 Years with two one-year options - \$14,129,669.32 - Enterprise Fund

### **Background:**

**Sole bid received March 14, 2024, for P39- DOC987350246 – Approve an award to Lhoist North America of Texas, LLC., in an amount not to exceed \$14,129,669.32 for the supply of Calcium Hydroxide Slurry for a thirty-six (36) month period, with two (2) one (1) year options for Houston Public Works.**

### **Specific Explanation:**

The Chief Operating Officer of Houston Public Works and the Chief Procurement Officer recommend that City Council approve an award to **Lhoist North America of Texas, LLC.**, on its low bid meeting specifications in an amount not to exceed **\$14,129,669.32** for the supply of Calcium Hydroxide Slurry to the City of Houston. This award is **for a thirty-six (36) month period, with two (2) one (1) year options to extend.**

This invitation to Bid was advertised in accordance with the requirements of the State of Texas bid laws. Fifteen (15) prospective respondents downloaded the solicitation from SPD's Ariba website, and one (1) bid was received.

This award consists of approximately 38,048 Dry Tons of Calcium Hydroxide Slurry, which will be utilized daily by the City's Drinking Water Treatment Facilities to meet ongoing operational needs to disinfect and treat potable drinking water operations. This product is essential to maintain compliance with the Texas Commission on Environmental Quality (TCEQ) and the Environmental Protection Agency's (EPA) water quality mandates.

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

Zero-percentage goal document approved by the Office of Business Opportunity.

### **Hire Houston First:**

The Proposed award requires compliance with the City's Hire Houston First (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case Lhoist North America of Texas, LLC., does not meet the requirements for HHF designation; no

HHF firms were within three percent.

**Fiscal Note:**

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

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Jedediah Greenfield,  
Chief Procurement Officer  
Finance/Strategic Procurement Division

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Randall V. Macchi,  
Chief Operating Officer  
Houston Public Works

**ESTIMATED SPENDING AUTHORITY**

Department	FY2024	Out-Years	Amount
Houston Public Works	\$443,107.64	\$13,686,561.68	\$14,129,669.32

**Amount and Source of Funding:**

**\$14,129,669.32**

Water and Sewer System Operating Fund  
Fund No: 8300

**Contact Information:**

Erika Lawton, Division Manager HPW/SPD (832) 395-2833  
Brian Blum, Assistant Director HPW/PFW (832) 395-2717  
Carolyn Hanahan, Assistant Chief Policy Officer Finance/SPD (832) 393-9127  
Jedediah Greenfield, Chief Procurement Officer Finance/SPD (832) 393-9126

**ATTACHMENTS:**

**Description**

Coversheet

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 4/26/2024

DOC987350246 Calcium Hydroxide Slurry (LHoist North America of Texas, LLC) - MOTION

Agenda Item#: 4.

**Background:**

Sole bid received March 14, 2024, for P39- DOC987350246 – Approve an award to Lhoist North America of Texas, LLC., in an amount not to exceed \$14,129,669.32 for the supply of Calcium Hydroxide Slurry for a thirty-six (36) month period, with two (2) one (1) year options for Houston Public Works.

**Specific Explanation:**

The Chief Operating Officer of Houston Public Works and the Chief Procurement Officer recommend that City Council approve an award to **Lhoist North America of Texas, LLC.**, on its low bid meeting specifications in an amount not to exceed **\$14,129,669.32** for the supply of Calcium Hydroxide Slurry to the City of Houston. This award is for a **thirty-six (36) month period, with two (2) one (1) year options to extend.**

This invitation to Bid was advertised in accordance with the requirements of the State of Texas bid laws. Fifteen (15) prospective respondents downloaded the solicitation from SPD’s Ariba website, and one (1) bid was received.

This award consists of approximately 38,048 Dry Tons of Calcium Hydroxide Slurry, which will be utilized daily by the City’s Drinking Water Treatment Facilities to meet ongoing operational needs to disinfect and treat potable drinking water operations. This product is essential to maintain compliance with the Texas Commission on Environmental Quality (TCEQ) and the Environmental Protection Agency’s (EPA) water quality mandates.

**M/WBE Participation:**

Zero-percentage goal document approved by the Office of Business Opportunity.

**Hire Houston First:**

The Proposed award requires compliance with the City’s Hire Houston First (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case Lhoist North America of Texas, LLC., does not meet the requirements for HHF designation; no HHF firms were within three percent.

**Fiscal Note:**

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

5/28/2024

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Jedediah Greenfield,  
 Chief Procurement Officer  
 Finance/Strategic Procurement Division

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Randall V. Macchi,  
 Chief Operating Officer  
 Houston Public Works

5/29/2024

DS

**ESTIMATED SPENDING AUTHORITY**

Department	FY2024	Out-Years	Amount
Houston Public Works	\$443,107.64	\$13,686,561.68	\$14,129,669.32

**Amount and Source of Funding:**

**\$14,129,669.32**

Water and Sewer System Operating Fund  
 Fund No: 8300

**Contact Information:**

Erika Lawton, Division Manager HPW/SPD (832) 395-2833  
 Brian Blum, Assistant Director HPW/PFW (832) 395-2717

Carolyn Hanahan, Assistant Chief Policy Officer Finance/SPD (832) 393-9127  
Jedediah Greenfield, Chief Procurement Officer Finance/SPD (832) 393-9126

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
DOC987350246 Attachment A - Calcium Lime Slurry	Signed Cover sheet
DOC987350246 BID TAB	Backup Material
DOC987350246 OWNERSHIP INFORMATION	Backup Material
DOC987350246 Clear Tax Report	Backup Material
DOC987350246 TX SOS	Backup Material
DOC987350246 CIQ form	Signed Cover sheet
DOC987350246 COI LHOIST with Endorsements	Signed Cover sheet
DOC987350246 OBO MWBE- Pre Award GFE	Backup Material
Funding Verification	Financial Information
Budget vs Actual DOC987350246	Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/10/2024

WS1098522926 – Technology Related Products and  
Services through Cooperatives - MOTION

Agenda Item#: 8.

### **Summary:**

APPROVE spending authority in an amount not to exceed \$30,593,947.59 for Purchase of Technology related products and services through Cooperative Purchasing Agreements with the Texas Department of Information Resources, the General Services Administration, the National Association of State Procurement Officials ValuePoint, OMNIA, Partners, Sourcewell and The Interlocal Purchasing System for Various Departments - 2 Years - General and Other Funds

### **Background:**

**WS1098522926 - Approve spending authority in an amount not to exceed \$30,593,947.59 for the purchase of technology related products and services through cooperative purchasing agreements with the Texas Department of Information Resources (DIR), the General Services Administration (GSA), the National Association of State Procurement Officials ValuePoint (NASPO ValuePoint), OMNIA Partners, Sourcewell, and The Interlocal Purchasing System (TIPS) for a 24-month period for various departments.**

### **Specific Explanation:**

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve a motion for spending authority in an amount not to exceed **\$30,593,947.59** for the purchase of technology-related products and services through cooperative purchasing agreements with DIR, GSA, NASPO ValuePoint, OMNIA Partners, Sourcewell, and TIPS for various departments; and is projected to sustain the departments for a 12-month period with the authorization be given to issue purchase orders, as needed, to the contract holders/contractors of these cooperative purchasing programs for up to a period of 24 months.

All Citywide purchases will require approval from Houston Information Technology Services (HITS). The Strategic Purchasing Division (SPD) will be responsible for processing all purchase orders Citywide. Individual purchases over \$300,000.00 will continue to require separate Council approval. HITS will continue to monitor detailed spending under each agreement and provide monthly reports.

The cooperative purchasing programs will provide technology products and services for all City departments; this will significantly decrease the amount of staff time required to develop specifications and procure items for IT related software, hardware, equipment, and services.

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

**M/WBE Subcontracting:**

All purchases made valued at \$100,000.00 or greater are assessed in terms of divisibility of work and the M/WBE capacity related to the type of work to be performed. The City assigns M/WBE participation goal in the pre-procurement phase and will be referenced on each purchase order.

**Hire Houston First:**

These procurements will be exempt from the City's Hire Houston First Ordinance. Bids/proposals will not be solicited, because the department is utilizing a Cooperative Purchasing Agreement for these purchases.

**Fiscal Note:**

- Funding for this item is included in the FY2024 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.
- No fiscal note is required for grant items.
- No significant Fiscal Operating impact is anticipated as a result of this project.

\_\_\_\_\_  
 Jedediah Greenfield  
 Chief Procurement Officer  
 Finance/Strategic Procurement Division

\_\_\_\_\_  
 Lisa Kent, Chief Information Officer  
 Houston Information Technology  
 Services

**Estimated Spending Authority:**

Department	FY 2024	Out Year	Total
Various	\$5,098,991.26	\$25,494,956.33	\$30,593,947.59

**Amount and Source of Funding:**

\$ 7,184,996.83 General Fund  
 \$ 9,350,368.00 Central Service Revolving Fund  
 \$ 3,351,143.04 Grant Funds  
 \$ 3,950,000.00 Enterprise Fund  
 \$ 3,646,336.95 Special Revenue Funds  
 \$ 3,111,102.77 Capital Improvement Funds  
 \$30,593,947.59 TOTAL

**Contact Information:**

Name:	Dept/Division	Phone No.
Jane Wu, Deputy Director	HITS/DBM	(832) 393-0013
Yesenia Chuca, Deputy Assistant Director	FIN/SPD	(832) 393-8727



Candice Gambrell, Assistant Director	FIN/SPD	(832) 393-9129
Jedediah Greenfield, Chief Procurement Officer	FIN/SPD	(832) 393-9126

**ATTACHMENTS:**

**Description**

Coversheet

**Type**

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/29/2024

ALL

Item Creation Date: 5/10/2024

WS1098522926 – Technology Related Products and Services through Cooperatives -  
MOTION

Agenda Item#: 6.

### **Summary:**

#### **NOT A REAL CAPTION**

**APPROVE Spending Authority** for the purchase of technology related products and services through cooperative purchasing agreements with the Texas Department of Information Resources, the General Services Administration, the National Association of State Procurement Officials ValuePoint, OMNIA, Partners, Sourcewell and the Interlocal Purchasing System - 2 Years - \$30,593,947.59 - General, Enterprise, Grant and Other Funds

### **Background:**

**WS1098522926 - Approve spending authority in an amount not to exceed \$30,593,947.59 for the purchase of technology related products and services through cooperative purchasing agreements with the Texas Department of Information Resources (DIR), the General Services Administration (GSA), the National Association of State Procurement Officials ValuePoint (NASPO ValuePoint), OMNIA Partners, Sourcewell, and The Interlocal Purchasing System (TIPS) for a 24-month period for various departments.**

### **Specific Explanation:**

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve a motion for spending authority in an amount not to exceed **\$30,593,947.59** for the purchase of technology-related products and services through cooperative purchasing agreements with DIR, GSA, NASPO ValuePoint, OMNIA Partners, Sourcewell, and TIPS for various departments; and is projected to sustain the departments for a 12-month period with the authorization be given to issue purchase orders, as needed, to the contract holders/contractors of these cooperative purchasing programs for up to a period of 24 months.

All Citywide purchases will require approval from Houston Information Technology Services (HITS). The Strategic Purchasing Division (SPD) will be responsible for processing all purchase orders Citywide. Individual purchases over \$300,000.00 will continue to require separate Council approval. HITS will continue to monitor detailed spending under each agreement and provide monthly reports.

The cooperative purchasing programs will provide technology products and services for all City departments; this will significantly decrease the amount of staff time required to develop specifications and procure items for IT related software, hardware, equipment, and services.

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

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

All purchases made valued at \$100,000.00 or greater are assessed in terms of divisibility of work and the M/WBE capacity related to the type of work to be performed. The City assigns M/WBE participation goal in the pre-procurement phase and will be referenced on each purchase order.

### **Hire Houston First:**

These procurements will be exempt from the City's Hire Houston First Ordinance. Bids/proposals will not be solicited, because the department is utilizing a Cooperative Purchasing Agreement for these purchases.


### **Fiscal Note:**

- Funding for this item is included in the FY2024 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.
- No fiscal note is required for grant items.
- No significant Fiscal Operating impact is anticipated as a result of this project.

5/23/2024

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Jedediah Greenfield  
 Chief Procurement Officer  
 Finance/Strategic Procurement Division

DocuSigned by:  
  
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Lisa Kent, Chief Information Officer  
 Houston Information Technology  
 Services

DS  


**Estimated Spending Authority:**

Department	FY 2024	Out Year	Total
Various	\$5,098,991.26	\$25,494,956.33	\$30,593,947.59

**Amount and Source of Funding:**

\$ 7,184,996.83 General Fund  
 \$ 9,350,368.00 Central Service Revolving Fund  
 \$ 3,351,143.04 Grant Funds  
 \$ 3,950,000.00 Enterprise Fund  
 \$ 3,646,336.95 Special Revenue Funds  
 \$ 3,111,102.77 Capital Improvement Funds  
 \$30,593,947.59 TOTAL

**Contact Information:**

Name:	Dept/Division	Phone No.
Jane Wu, Deputy Director	HITS/DBM	(832) 393-0013
Yesenia Chuca, Deputy Assistant Director	FIN/SPD	(832) 393-8727
Candice Gambrell, Assistant Director	FIN/SPD	(832) 393-9129
Jedediah Greenfield, Chief Procurement Officer	FIN/SPD	(832) 393-9126

**ATTACHMENTS:**

Description	Type
Executive Order 1-59	Backup Material
Previous Approved RCA N32708	Backup Material
Motion 2023 0328 for RCA N32708	Backup Material
Coop Purch Agreements_Proposed Funding Allocaiton FY24_FY25	Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 4/30/2024

### FIN - FY2025 Continuing Appropriation & Interim Spending Plan

Agenda Item#: 9.

#### **Summary:**

ORDINANCE providing for the continuation of appropriations for the support of the City Government pursuant to the requirements of Article VIA, Section 1 of the City Charter; authorizing certain transfers; making other provisions related to the subject; containing a repealer and a severability clause

#### **Background:**

The City adopts a Continuing Appropriation and interim spending plan ordinance to be effective at the beginning of the fiscal year as the appropriation for the fiscal year budget until the General Appropriation is adopted later in the year. It is recommended that the FY2024 General Appropriation serve as the basis for the Continuing Appropriation and interim spending plan for City operations beginning July 1, 2024. Exceptions are noted with asterisk. It is requested that the following amounts be appropriated:

<b>Fund</b>	<b>RECOMMENDED APPROPRIATION / SPENDING LIMITS</b>
<b>General Fund, Enterprise &amp; Special Revenue Funds</b>	
General Fund	2,972,141,314
Aviation Fund	623,200,729
Convention and Entertainment Facilities	111,189,189
Water and Sewer Operating Fund	1,274,509,700
Combined Utility System Operating Fund	548,913,700 *
DDSRF - Drainage Charge Fund	127,461,700
DDSRF - Ad Valorem Tax Fund	124,150,400
DDSRF - Metro ET AL	92,036,700
Storm Water	78,352,812
Asset Forfeiture Fund	6,300,000
Auto Dealers Fund	12,624,087
Bayou Greenway 2020	1,270,058

BARC Special Revenue	14,738,744	*
Building Inspection Fund	108,302,400	
Cable Television	5,167,496	*
Child Safety Fund	3,205,000	*
Container Lease Fund	4,129,532	
Contractor Responsibility Fund	991,623	
Essential Public Health Services Fund	22,042,638	
Forensic Transition Special Fund	353,262	
Health Special Revenue	10,624,097	
Historic Preservation Fund	438,800	*
Houston Emergency Center	33,007,276	
Houston Opioid Abatement Fund	2,204,289	
Houston TranStar	3,427,339	
Local Youth Diversion Fund	836,378	*
Laboratory Operations and Maintenance	548,500	
Maintenance Renewal and Replacement	41,428,000	*
Municipal Court Bldg Security Fund	489,100	
Municipal Court Technology Fee Fund	1,312,918	*
Municipal Jury Fund	-	
ParkHouston Special Revenue Fund	19,827,449	*
Parks Golf Special Fund	8,761,535	
Park Special Revenue Fund	4,121,653	*
Planning & Development Special Revenue Fund	12,365,946	*
Police Special Services	10,222,951	*
Recycling Revenue Fund	3,265,756	*
Special Waste Transportation and Inspection Fund	5,699,780	*
Swimming Pool Safety	2,107,865	*
Tourism Promotion Special Revenue Fund	22,898,951	

**Total** **6,314,669,667**

\* Proposed FY 2025 Expenditure  
Budget Numbers

**RECOMMENDED APPROPRIATION /  
SPENDING LIMITS**

**Fund**

**Enterprise Related Funds**

HAS-AIF Capital Outlay	20,955,786	*
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Combined Utility System Gen Pur Fund

517,875,600

**Total**

**538,831,386**

\* Proposed FY 2025 Expenditure  
Budget Numbers

In addition to the proposed expenditures shown above:

- Authorize spending for the Internal Service and Service Chargeback Funds to the extent of revenues generated within the funds.
- Approval of the Continuing Appropriation and Interim Spending Plan ordinance for FY2025 is recommended.

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Melissa Dubowski  
Director of Finance

**Contact Information:**

Paula Lichanpanit, Interim Deputy Director  
Phone: 832-393-9089

**ATTACHMENTS:**

**Description**

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**Type**

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**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/11/2024

ALL

Item Creation Date: 4/30/2024

FIN - FY2025 Continuing Appropriation & Interim Spending Plan

Agenda Item#: 41.

**Summary:**

**Background:**

The City adopts a Continuing Appropriation and interim spending plan ordinance to be effective at the beginning of the fiscal year as the appropriation for the fiscal year budget until the General Appropriation is adopted later in the year. It is recommended that the FY2024 General Appropriation serve as the basis for the Continuing Appropriation and interim spending plan for City operations beginning July 1, 2024. Exceptions are noted with asterisk. It is requested that the following amounts be appropriated:

Fund	RECOMMENDED APPROPRIATION/ SPENDING LIMITS
<b>General Fund, Enterprise &amp; Special Revenue Funds</b>	
General Fund	2,972,141,314
Aviation Fund	623,200,729
Convention and Entertainment Facilities	111,189,189
Water and Sewer Operating Fund	1,274,509,700
Combined Utility System Operating Fund	548,913,700 *
DDSRF - Drainage Charge Fund	127,461,700
DDSRF - Ad Valorem Tax Fund	124,150,400
DDSRF - Metro ET AL	92,036,700
Storm Water	78,352,812
Asset Forfeiture Fund	6,300,000
Auto Dealers Fund	12,624,087
Bayou Greenway 2020	1,270,058
BARC Special Revenue	14,738,744 *
Building Inspection Fund	108,302,400
Cable Television	5,167,496 *
Child Safety Fund	3,205,000 *
Container Lease Fund	4,129,532
Contractor Responsibility Fund	991,623
Essential Public Health Services Fund	22,042,638
Forensic Transition Special Fund	353,262
Health Special Revenue	10,624,097
Historic Preservation Fund	438,800 *
Houston Emergency Center	33,007,276
Houston Opioid Abatement Fund	2,204,289
Houston TranStar	3,427,339
Local Youth Diversion Fund	836,378 *
Laboratory Operations and Maintenance	548,500

Maintenance Renewal and Replacement	41,428,000	*
Municipal Court Bldg Security Fund	489,100	
Municipal Court Technology Fee Fund	1,312,918	*
Municipal Jury Fund	-	
Park/Houston Special Revenue Fund	19,827,449	*
Parks Golf Special Fund	8,761,535	
Park Special Revenue Fund	4,121,653	*
Planning & Development Special Revenue Fund	12,365,946	*
Police Special Services	10,222,951	*
Recycling Revenue Fund	3,265,756	*
Special Waste Transportation and Inspection Fund	5,699,780	*
Swimming Pool Safety	2,107,865	*
Tourism Promotion Special Revenue Fund	22,898,951	
<b>Total</b>	<b>6,314,669,667</b>	
	* Proposed FY 2025 Expenditure Budget Numbers	

<u>Fund</u>	<u>RECOMMENDED APPROPRIATION/ SPENDING LIMITS</u>	
<b>Enterprise Related Funds</b>		
HAS-AIF Capital Outlay	20,955,786	*
Combined Utility System Gen Pur Fund	517,875,600	
<b>Total</b>	<b>538,831,386</b>	
	* Proposed FY 2025 Expenditure Budget Numbers	

In addition to the proposed expenditures shown above:

- Authorize spending for the Internal Service and Service Chargeback Funds to the extent of revenues generated within the funds.
- Approval of the Continuing Appropriation and Interim Spending Plan ordinance for FY2025 is recommended.

Melissa Dubowski  
Director of Finance

**Contact Information:**

Paula Lichanpanit, Interim Deputy Director  
Phone: 832-393-9089





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 4/30/2024

FIN - FY2025 Budget Ordinance

Agenda Item#: 10.

### **Summary:**

ORDINANCE related to the Fiscal Affairs of the City; approving the Annual Budgets of the City of Houston, Texas, for Fiscal Year 2025, including provisions for future adjustment to certain fund balances; making various amendments to the Proposed Budgets; authorizing certain transfers; redesignating a cash reserve in the Fund Balance; establishing a cost for copies of the budget; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause; providing for severability

### **Background:**

Beginning May 15, 2024, City Council's Budget and Fiscal Affairs Committee hosted a series of budget workshops to review and discuss the Fiscal Year 2025 operating budget. The budget was distributed to City Council on May 14, 2024, in accordance with the City Charter and the Texas Local Government Code. The expenditure operating budget for all funds totals approximately \$7.3 billion, which includes a General Fund expenditure budget of approximately \$3.0 billion.

The budget ordinance includes the following provisions:

- Approval for budget transfers of up to 5% of a "budget expenditure group" between departments within a fund;
- Approval of the incorporation in the Adopted Budget for FY2025, FY2024, and FY2023 information, and the adjustment of fund balances that may occur as a result;
- Approval to increase the budgets for the Aviation Revenue Fund, but only for transfer to the Airport Improvement Fund, in the event, and to the extent, of unanticipated revenue increases in the Fund as certified by the City Controller;
- Approval to increase the budgets for the Water and Sewer Operating Fund and the Combined Utility System Operating Fund, but only for transfer to the Combined Utility System General Purpose Fund in the event, and to the extent, of unanticipated revenue increases in the Fund as certified by the City Controller;
- Approval to increase the budgets in various Funds to the extent of unanticipated revenue increases in the Fund as certified by the City Controller;
- Approval to charge \$35.00 plus tax and postage per set for the purchase of the budget

document.

The budget totals include maintenance and operation expenditures, interfund transfers, and operating and capital reserves, as well as planned ending fund balances. The budget does not include the budgets for the Tax Increment Reinvestment Zones, which will be brought before City Council in a separate action. The Budget is available for review on the Internet, accessible through the City's home page located at <https://www.houstontx.gov/budget/25budprop/index.html>.

The Fiscal Year 2025 Annual Operating Budget is recommended for approval as follows:

<b>Fund</b>	<b>Proposed Budget FY2025</b>
<b>General Fund, Enterprise &amp; Special Revenue Funds*</b>	
General Fund	3,034,470,829
HAS-Revenue Fund	697,674,320
C&E - Facility Operating Fund	123,086,007
Water and Sewer Operating Fund	1,342,422,200
Combined Utility System Operating Fund	548,913,700
DDSRF - Drainage Charge	144,276,585
DDSRF - Ad Valorem Tax	146,932,600
DDSRF - Metro ET AL	102,683,371
Storm Water Fund	99,525,100
Asset Forfeiture Fund	7,000,000
Auto Dealers Special Revenue Fund	13,480,046
BARC Special Revenue Fund	14,738,744
Bayou Greenway 2020 Fund	1,270,063
Building Inspection Special Fund	111,972,300
Cable Television Fund	5,167,496
Child Safety Fund	3,205,000
Container Lease Fund	4,949,681
Contractor Responsibility Fund	1,075,528
Essential Public Health Services Fund	22,912,036
Forensic Transition Special Fund	369,174
Health Special Revenue Fund	11,409,607
Historic Preservation Fund	438,800
Houston Emergency Center	33,175,228
Houston Opioid Abatement Fund	2,347,797
Houston TranStar Center Fund	3,527,339
Local Youth Diversion Fund	836,378
Laboratory Operations and Maintenance Fund	591,380
Maintenance Renewal and Replacement Fund	41,428,000
Municipal Court Building Security Fund	497,560
Municipal Court Technology Fee Fund	1,312,918
Municipal Court Fund	

Municipal Jury Fund	-
ParkHouston Special Revenue Fund	19,827,449
Parks Golf Special Revenue Fund	9,364,226
Park Special Revenue Fund	4,121,653
Planning and Development Special Revenue Fund	12,365,946
Police Special Services Fund	10,222,951
Recycling Revenue Fund	3,265,756
Special Waste Transportation and Inspection Fund	5,699,780
Swimming Pool Safety Fund	2,107,865
Tourism Promotion Special Revenue Fund	24,608,831
<b>Total</b>	<b>6,613,274,244</b>
<b>Enterprise Related Funds</b>	
HAS-AIF Capital Outlay	20,955,786
Combined Utility System Gen Pur Fund	675,829,100
<b>Total</b>	<b>696,784,886</b>
<b>Service Chargeback Funds</b>	
Central Service Revolving Fund	284,325,718
Fleet Management Fund	109,238,297
Project Cost Recovery Fund	72,282,288
Property & Casualty Fund	66,564,577
Workers' Compensation	41,334,701
<b>Total</b>	<b>573,745,581</b>
<b>Internal Service Funds</b>	
Health Benefits	436,556,694
Long Term Disability	1,150,119
<b>Total</b>	<b>437,706,813</b>

**\* Attached are redlined pages of the budget providing adjustments and corrections.**

\_\_\_\_\_  
Melissa Dubowski  
Director of Finance

**Contact Information:**

Paula Lichanpanit, Interim Deputy Director  
Phone: 832-393-9089

**ATTACHMENTS:**

**Description**

Signed Coversheet

**Type**

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/11/2024

ALL

Item Creation Date: 4/30/2024

FIN - FY2025 Budget Ordinance

Agenda Item#: 18.

### **Summary:**

### **Background:**

Beginning May 15, 2024, City Council's Budget and Fiscal Affairs Committee hosted a series of budget workshops to review and discuss the Fiscal Year 2025 operating budget. The budget was distributed to City Council on May 14, 2024, in accordance with the City Charter and the Texas Local Government Code. The expenditure operating budget for all funds totals approximately \$7.3 billion, which includes a General Fund expenditure budget of approximately \$3.0 billion.

The budget ordinance includes the following provisions:

- Approval for budget transfers of up to 5% of a "budget expenditure group" between departments within a fund;
- Approval of the incorporation in the Adopted Budget for FY2025, FY2024, and FY2023 Information, and the adjustment of fund balances that may occur as a result;
- Approval to increase the budgets for the Aviation Revenue Fund, but only for transfer to the Airport Improvement Fund, in the event, and to the extent, of unanticipated revenue increases in the Fund as certified by the City Controller;
- Approval to increase the budgets for the Water and Sewer Operating Fund and the Combined Utility System Operating Fund, but only for transfer to the Combined Utility System General Purpose Fund in the event, and to the extent, of unanticipated revenue increases in the Fund as certified by the City Controller;
- Approval to increase the budgets in various Funds to the extent of unanticipated revenue increases in the Fund as certified by the City Controller;
- Approval to charge \$35.00 plus tax and postage per set for the purchase of the budget document.

The budget totals include maintenance and operation expenditures, interfund transfers, and operating and capital reserves, as well as planned ending fund balances. The budget does not include the budgets for the Tax Increment Reinvestment Zones, which will be brought before City Council in a separate action. The Budget is available for review on the Internet, accessible through the City's home page located at <https://www.houstontx.gov/budget/25budprop/index.html>.

The Fiscal Year 2025 Annual Operating Budget is recommended for approval as follows:

<b>Fund</b>	<b>Proposed Budget FY2025</b>
<b>General Fund, Enterprise &amp; Special Revenue Funds*</b>	
General Fund	3,034,470,829
HAS-Revenue Fund	697,674,320
C&E - Facility Operating Fund	123,086,007
Water and Sewer Operating Fund	1,342,422,200
Combined Utility System Operating Fund	548,913,700
DDSRF - Drainage Charge	144,276,585
DDSRF - Ad Valorem Tax	146,932,600
DDSRF - Metro ET AL	102,683,371
Storm Water Fund	99,525,100
Asset Forfeiture Fund	7,000,000
Auto Dealers Special Revenue Fund	13,480,046
BARC Special Revenue Fund	14,738,744

Bayou Greenway 2020 Fund	1,270,063
Building Inspection Special Fund	111,972,300
Cable Television Fund	5,167,496
Child Safety Fund	3,205,000
Container Lease Fund	4,949,681
Contractor Responsibility Fund	1,075,528
Essential Public Health Services Fund	22,912,036
Forensic Transition Special Fund	369,174
Health Special Revenue Fund	11,409,607
Historic Preservation Fund	438,800
Houston Emergency Center	33,175,228
Houston Opioid Abatement Fund	2,347,797
Houston TranStar Center Fund	3,527,339
Local Youth Diversion Fund	836,378
Laboratory Operations and Maintenance Fund	591,380
Maintenance Renewal and Replacement Fund	41,428,000
Municipal Court Building Security Fund	497,560
Municipal Court Technology Fee Fund	1,312,918
Municipal Jury Fund	-
ParkHouston Special Revenue Fund	19,827,449
Parks Golf Special Revenue Fund	9,364,226
Park Special Revenue Fund	4,121,653
Planning and Development Special Revenue Fund	12,365,946
Police Special Services Fund	10,222,951
Recycling Revenue Fund	3,265,756
Special Waste Transportation and Inspection Fund	5,699,780
Swimming Pool Safety Fund	2,107,865
Tourism Promotion Special Revenue Fund	24,608,831
<b>Total</b>	<b>6,613,274,244</b>
<b>Enterprise Related Funds</b>	
HAS-AIF Capital Outlay	20,955,786
Combined Utility System Gen Pur Fund	675,829,100
<b>Total</b>	<b>696,784,886</b>
<b>Service Chargeback Funds</b>	
Central Service Revolving Fund	284,325,718
Fleet Management Fund	109,238,297
Project Cost Recovery Fund	72,282,288
Property & Casualty Fund	66,564,577
Workers' Compensation	41,334,701
<b>Total</b>	<b>573,745,581</b>
<b>Internal Service Funds</b>	
Health Benefits	436,556,694
Long Term Disability	1,150,119
<b>Total</b>	<b>437,706,813</b>

\* Attached are redlined pages of the budget providing adjustments and corrections.



Melissa Dubowski  
Director of Finance

**Contact Information:**

Paula Lichanpanit, Interim Deputy Director  
Phone: 832-393-9089



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 4/30/2024

FIN - Ordinance to Ratify the Increase in Property Tax Revenues as Reflected in the FY2025 Operating Budget

Agenda Item#: 11.

### **Summary:**

ORDINANCE ratifying the adoption of the Fiscal Year 2025 Annual Budgets raising more revenue from Ad Valorem (Property) Taxes due to increased property valuations and the addition of property to the tax roll than in Fiscal Year 2024; setting an effective date

**This item should only be considered after passage of Item 10 above**

### **Background:**

After adoption of the budget ordinance, a second vote to ratify the increase in property tax revenues included in the budget must be taken as required by Section 102.007(c) of the Texas Local Government Code for budgets adopted after September 1, 2007;

“Adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflect in the budget. A vote under this subsection is in addition to and separate from the vote to adopt the budget or vote to set the tax rate required by Chapter 26, Tax Code, or other law.”

Chapter 102 of the Texas Local Government Code also sets out language to be included, verbatim, in any budget adopted after September 2013, and in the posted published notices of the related public hearing. Accordingly, the following statement has been included in the budget and in the required notices to comply with the law.

“This budget will raise more revenue from property taxes than last year’s budget by an amount of \$50,807,407, which is a 3.69 percent increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$30,895,755.”

Approval of this item ratifying the increase in property tax revenues reflected in the budget, as required by State law, is recommended.

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Melissa Dubowski  
Director of Finance

**Contact Information:**

Paula Lichanpanit, Interim Deputy Director  
Phone: 832-393-9089

**ATTACHMENTS:**

**Description**

Signed RCA Coversheet

**Type**

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/11/2024

ALL

Item Creation Date: 4/30/2024

FIN - Ordinance to Ratify the Increase in Property Tax Revenues as Reflected in the  
FY2025 Operating Budget

Agenda Item#: 20.

### Summary:

### Background:

After adoption of the budget ordinance, a second vote to ratify the increase in property tax revenues included in the budget must be taken as required by Section 102.007(c) of the Texas Local Government Code for budgets adopted after September 1, 2007;

"Adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflect in the budget. A vote under this subsection is in addition to and separate from the vote to adopt the budget or vote to set the tax rate required by Chapter 26, Tax Code, or other law."

Chapter 102 of the Texas Local Government Code also sets out language to be included, verbatim, in any budget adopted after September 2013, and in the posted published notices of the related public hearing. Accordingly, the following statement has been included in the budget and in the required notices to comply with the law.

"This budget will raise more revenue from property taxes than last year's budget by an amount of \$50,807,407, which is a 3.69 percent increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$30,895,755."

Approval of this item ratifying the increase in property tax revenues reflected in the budget, as required by State law, is recommended.

A handwritten signature in black ink, appearing to read "Melissa Dubowski", with a long, sweeping flourish extending to the right.

Melissa Dubowski  
Director of Finance

### Contact Information:

Paula Lichanpanit, Interim Deputy Director  
Phone: 832-393-9089





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/16/2024

FIN - Houston Recovery Center FY25 Budget

Agenda Item#: 12.

### **Summary:**

ORDINANCE approving and authorizing payment to **HOUSTON RECOVERY CENTER LGC** for full Fiscal Year 2025 operating expenses pursuant to an Interlocal Agreement between the City of Houston and **HOUSTON RECOVERY CENTER LGC**

**This item should only be considered after passage of Item 10 above**

### **Background:**

The Finance Department (FIN) is requesting City Council to approve and authorize payments to Houston Recovery Center (HRC) Local Government Corporation (LGC). Funds for this payment are included in the City's General Government approved budget for FY2025.

On May 16, 2012, City Council approved Resolution 2012-14 which authorized the creation of the Houston Recovery Center LGC to operate and manage the Houston Recovery Center for Sobriety on behalf of the City of Houston. The HRC facility is an alternative to jail the inebriates. Instead, law enforcement officers will bring them to HRC facility where they will be kept for a minimum of eight hours for sobering purposes. The facility will provide triage, observation and necessary outpatient services which will enable staff to manage intoxication and ensure safe withdrawal for admitted individuals. Additionally, the HRC building will house the Houston Police Department Mental Health Unit and other community agencies to facilitate efforts in reducing substance abuse through intervention.

To continue HRC operations for the full FY2025, the HRC requires funding of operating capital in the amount of \$1,810,050.

### **Fiscal Note:**

Funding for this item will be included in the approved FY2025 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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Melissa Dubowski, Chief Business Officer/Director of Finance

### **Prior Council Action:**

Ord. # 2012-208, 3/7/12

Res. # 2012-14, 5/16/12

Ord. # 2012-449, 5/16/12  
Ord. # 2013-0069, 1/23/13  
Ord. # 2013-0434, 5/8/13  
Ord. # 2014-782, 8/13/14  
Ord. # 2015-724, 7/29/15  
Ord. # 2016-570, 7/14/16  
Ord. # 2017-488, 7/11/17  
Ord. # 2018-622, 8/7/18  
Ord. # 2019-541, 7/16/19  
Ord. # 2020-649, 7/22/20  
Ord. # 2021-437, 6/2/21  
Ord. # 2022-429, 5/31/22  
Ord. # 2023-424, 6/7/23

**Amount and Source of Funding:**

\$1,810,050.00  
General Fund  
Fund 1000

**Contact Information:**

Arif Rasheed, Deputy Director  
Finance Department  
Phone: (832) 393-9013

**ATTACHMENTS:**

**Description**

Signed Coversheet

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/11/2024

ALL

Item Creation Date: 5/16/2024

FIN - Houston Recovery Center FY25 Budget

Agenda Item#: 20.

**Background:**

The Finance Department (FIN) is requesting City Council to approve and authorize payments to Houston Recovery Center (HRC) Local Government Corporation (LGC). Funds for this payment are included in the City's General Government approved budget for FY2025.

On May 16, 2012, City Council approved Resolution 2012-14 which authorized the creation of the Houston Recovery Center LGC to operate and manage the Houston Recovery Center for Sobriety on behalf of the City of Houston. The HRC facility is an alternative to jail the inebriates. Instead, law enforcement officers will bring them to HRC facility where they will be kept for a minimum of eight hours for sobering purposes. The facility will provide triage, observation and necessary outpatient services which will enable staff to manage intoxication and ensure safe withdrawal for admitted individuals. Additionally, the HRC building will house the Houston Police Department Mental Health Unit and other community agencies to facilitate efforts in reducing substance abuse through intervention.

To continue HRC operations for the full FY2025, the HRC requires funding of operating capital in the amount of \$1,810,050.

**Fiscal Note:**

Funding for this item will be included in the approved FY2025 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

DocuSigned by:

Melissa Dubowski, Chief Business Officer/Director of Finance

**Prior Council Action:**

- Ord. # 2012-208, 3/7/12
- Res. # 2012-14, 5/16/12
- Ord. # 2012-449, 5/16/12
- Ord. # 2013-0069, 1/23/13
- Ord. # 2013-0434, 5/8/13
- Ord. # 2014-782, 8/13/14
- Ord. # 2015-724, 7/29/15
- Ord. # 2016-570, 7/14/16
- Ord. # 2017-488, 7/11/17
- Ord. # 2018-622, 8/7/18
- Ord. # 2019-541, 7/16/19
- Ord. # 2020-649, 7/22/20
- Ord. # 2021-437, 6/2/21
- Ord. # 2022-429, 5/31/22
- Ord. # 2023-424, 6/7/23

**Amount and Source of Funding:**

\$1,810,050.00  
General Fund  
Fund 1000

**Contact Information:**

Arif Rasheed, Deputy Director  
Finance Department  
Phone: (832) 393-9013

**ATTACHMENTS:**

Description	Type
HRC General Fund - General Govt	Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/16/2024

FIN - HFSC FY25 Budget

Agenda Item#: 13.

### **Summary:**

ORDINANCE approving and authorizing payment to **HOUSTON FORENSIC SCIENCE CENTER, INC**, for full Fiscal Year 2025 Operating Expenses pursuant to the first Interlocal Agreement between the City and **HOUSTON FORENSIC SCIENCE CENTER, INC**

**This item should only be considered after passage of Item 10 above**

### **Background:**

The Finance Department (FIN) is requesting City Council to approve and authorize payment to Houston Forensic Science Center, Inc (HFSC) Local Government Corporation (LGC).

In June 2012, City Council approved Resolution 2012-17 which authorized the creation of the Houston Forensic Science Center LGC to “provide the City with accurate and timely analysis of forensic evidence and related services.” In February 2014, Council approved the first inter-local agreement between the City and HFSC. HFSC assumed the responsibility for and control of substantially all forensic operations formally managed by the Houston Police Department (“HPD”).

The HFSC continues its initiatives to prevent backlogs, to reduce error rates, expand services (while minimizing outsourcing). Currently, improvements are in progress to streamline evidence submission and working with HPD to have officers handle narcotics evidence.

Fund 2213 was created in FY2014 for the transition of forensic operations from the Houston Police Department to the Houston Forensic Science Center. This fund covers City of Houston/Houston Police Department employees that provide services to the HFSC. HPD staff is paid through Fund 2213. They provide technical and analytical expertise in the identification of controlled substances, analysis of firearms, forensic serology, DNA testing, toxicology, computer forensics, latent prints, and crime scene services. They also manage and maintain proficiency testing, audits, certifications, inspections, and performance.

To continue HFSC operations for the full FY2025, the HFSC requires funding of operating capital in the total amount of \$32,122,949.00.

### **Fiscal Note:**

Funding for this item will be included in the approved FY2025 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

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Melissa Dubowski, Chief Business Officer/Director of Finance

**Prior Council Action:**

Resolution 2012-17, 6/6/12

Ord. 2014-165, 2/26/14

Ord. 2015-184, 2/25/15

Ord. 2019-117, 2/20/19

Ord. 2020-898, 10/20/20

Ord. 2021-438, 6/2/21

Ord. 2022-430, 5/31/22

Ord. 2023-425,6/7/23

**Amount and Source of Funding:**

\$32,122,949.00

General Fund

Fund 1000

**Contact Information:**

Arif Rasheed, Deputy Director

Finance Department

Phone: (832) 393-9013

**ATTACHMENTS:**

**Description**

Signed Coversheet

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/11/2024

ALL

Item Creation Date: 5/16/2024

FIN - HFSC FY25 Budget

Agenda Item#: 11.

**Summary:**

**Background:**

The Finance Department (FIN) is requesting City Council to approve and authorize payment to Houston Forensic Science Center, Inc (HFSC) Local Government Corporation (LGC).

In June 2012, City Council approved Resolution 2012-17 which authorized the creation of the Houston Forensic Science Center LGC to "provide the City with accurate and timely analysis of forensic evidence and related services." In February 2014, Council approved the first inter-local agreement between the City and HFSC. HFSC assumed the responsibility for and control of substantially all forensic operations formally managed by the Houston Police Department ("HPD").

The HFSC continues its initiatives to prevent backlogs, to reduce error rates, expand services (while minimizing outsourcing). Currently, improvements are in progress to streamline evidence submission and working with HPD to have officers handle narcotics evidence.

Fund 2213 was created in FY2014 for the transition of forensic operations from the Houston Police Department to the Houston Forensic Science Center. This fund covers City of Houston/Houston Police Department employees that provide services to the HFSC. HPD staff is paid through Fund 2213. They provide technical and analytical expertise in the identification of controlled substances, analysis of firearms, forensic serology, DNA testing, toxicology, computer forensics, latent prints, and crime scene services. They also manage and maintain proficiency testing, audits, certifications, inspections, and performance.

To continue HFSC operations for the full FY2025, the HFSC requires funding of operating capital in the total amount of \$32,122,949.00.

**Fiscal Note:**

Funding for this item will be included in the approved FY2025 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

DocuSigned by:

Melissa Dubowski, Chief Business Officer/Director of Finance

**Prior Council Action:**

Resolution 2012-17, 6/6/12  
Ord. 2014-165, 2/26/14

Ord. 2015-184, 2/25/15  
Ord. 2019-117, 2/20/19  
Ord. 2020-898, 10/20/20  
Ord. 2021-438, 6/2/21  
Ord. 2022-430, 5/31/22  
Ord. 2023-425, 6/7/23

**Amount and Source of Funding:**

\$32,122,949.00  
General Fund  
Fund 1000

**Contact Information:**

Arif Rasheed, Deputy Director  
Finance Department  
Phone: (832) 393-9013

**ATTACHMENTS:**

**Description**

HFSC General Fund - General Govt

**Type**

Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

Item Creation Date:

LGL - Settlement Agreement Local 341 (2 of 2)

Agenda Item#: 15.

### **Summary:**

ORDINANCE authorizing and approving Settlement Agreement of \$650,000,000.00 between the City of Houston and **HOUSTON PROFESSIONAL FIRE FIGHTERS' ASSOCIATION, LOCAL 341 INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS'**, to settle Cause No. 2017-42885, relating to compensation of classified fire fighters of the City of Houston from July 1, 2017 to June 30, 2024; incorporating a Collective Bargaining Agreement relating to employment terms and conditions, compensation, and benefits of classified fire fighters of the City of Houston for Fiscal Years 2025-2029, pursuant to a final judgment entered by the 234<sup>th</sup> Judicial District Court of Harris County, Texas on May 16, 2024; containing findings and other provisions relating to the foregoing subjects; providing an effective date

**This item should only be considered after passage of Item 14 above**

### **Background:**

On June 29, 2011, City Council approved Ordinance No. 2011-548, relating to employment terms and conditions, compensation, and benefits of classified fire fighters of the City of Houston; ratifying the 2011 Agreement between the City of Houston and the Houston Professional Fighters' Association, also known as the International Association of Fire Fighters', AFL-CIO-CLC, Local Union 341 (the "Association").

On December 19, 2012, City Council approved Ordinance No. 2012-1110, relating to the employment terms and conditions of classified fire fighters of the City of Houston; ratifying the amendment to the 2011 Agreement between the City of Houston and the Association.

On March 12, 2014, City Council approved Ordinance No. 2014-194, relating to employment terms and conditions of classified fire fighters of the City of Houston; ratifying the 2014 Interim agreements between the City of Houston and the Association.

On June 30, 2017, the 2011 Collective Bargaining Agreement (CBA), including the 2012 and 2014 Amendments to the CBA, expired when the parties reached impasse and did not reach an agreement on a successor CBA.

The Association brought a lawsuit styled as Houston Professional Fire Fighters' Association, Local 341 v. City of Houston, Texas, Cause No. 2017-42885 ("the Lawsuit").

The Association (which includes the Medical Trust) and the City of Houston executed a Settlement Agreement ("Settlement Agreement") on March 13, 2024. The Settlement Agreement of \$650,000,000.00 releases the City from all claims and causes of action asserted by the Association in the Lawsuit, other than claims for enforcement of the Settlement Agreement.

The Association and the City of Houston executed the Amendment to March 13, 2024, Settlement Agreement ("Amendment") on May 16, 2024.



The Settlement Agreement provides for overtime payment to classified members of the City of Houston Fire Department employed between July 1, 2017 and June 30, 2024. The Settlement Agreement specifically exempts any fire fighter during the afore-mentioned time period convicted of a felony or placed on felony probation, the Fire Chief, and Executive Management Staff of the City of Houston Fire Department (Assistant Chiefs) from receiving any settlement funds (except for any period an Assistant Chief was not Executive Management Staff). Separate and apart from the settlement proceeds, the City will pay \$6,500,000.00 in attorney’s fees from the Legal Department’s Property & Casualty Fund. The Settlement Agreement incorporates a CBA related to employment terms and conditions, compensation, and benefits of classified fire fighters of the City of Houston for fiscal years 2025 to 2029.

The Settlement Agreement and the Amendment are attached to this ordinance as Exhibit “A”. The 2025 CBA is attached to this ordinance as Exhibit “A-1.”

It is recommended that City Council approve this ordinance settling the Lawsuit, Exhibit “A” (the Settlement), and approving FY25 collective bargaining agreement, Exhibit “A-1” (CBA).

**Fiscal Note:**

Funding for this item is included in the FY24 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

<b>Estimated Spending Authority</b>			
<b>Department</b>	<b>Current FY</b>	<b>Out Year</b>	<b>Total</b>
Legal	\$4,000,000.00	\$2,500,000.00	\$6,500,000.00

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Arturo G. Michel, City Attorney

**Amount and Source of Funding:**

\$650,000,000.00 - Refunding Bonds (approved in preceding agenda item)

\$6,500,000.00 - Property and Casualty Fund (1004)

**Contact Information:**

Nirja Aiyer, First Assistant City Attorney- 832-393-6283

Arturo Michel, City Attorney - 832-393-6202

**ATTACHMENTS:**

**Description**

Signed Coversheet

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

Item Creation Date:

LGL - Settlement Agreement Local 341 (2 of 2)

Agenda Item#: 15.

**Summary:**

ORDINANCE authorizing and approving Settlement Agreement of \$650,000,000.00 between the City of Houston, Texas, and **HOUSTON PROFESSIONAL FIRE FIGHTERS’ ASSOCIATION, also known as the INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS’ AFL-CIO-CLC-LOCAL 341** to settle a lawsuit, Cause No. 2017-42885, related to compensation from July 1, 2017 to June 30, 2024, and incorporating a Collective Bargaining Agreement for Fiscal Years 2025 to 2029, pursuant to a final judgment entered by the 234<sup>th</sup> Judicial District Court of Harris County, Texas on May 16, 2024; providing an effective date.

**This item should only be considered after passage of Item X above**

**Background:**

On June 29, 2011, City Council approved Ordinance No. 2011-548, relating to employment terms and conditions, compensation, and benefits of classified fire fighters of the City of Houston; ratifying the 2011 Agreement between the City of Houston and the Houston Professional Firefighters’ Association, also known as the International Association of Fire Fighters’, AFL-CIO-CLC, Local Union 341 (the “Association”).

On December 19, 2012, City Council approved Ordinance No. 2012-1110, relating to the employment terms and conditions of classified fire fighters of the City of Houston; ratifying the amendment to the 2011 Agreement between the City of Houston and the Association.

On March 12, 2014, City Council approved Ordinance No. 2014-194, relating to employment terms and conditions of classified fire fighters of the City of Houston; ratifying the 2014 Interim agreements between the City of Houston and the Association.

On June 30, 2017, the 2011 Collective Bargaining Agreement (CBA), including the 2012 and 2014 Amendments to the CBA, expired when the parties reached impasse and did not reach an agreement on a successor CBA.

The Association brought a lawsuit styled as Houston Professional Fire Fighters’ Association, Local 341 v. City of Houston, Texas, Cause No. 2017-42885 (“the Lawsuit”).

The Association (which includes the Medical Trust) and the City of Houston executed a Settlement Agreement (“Settlement Agreement”) on March 13, 2024. The Settlement Agreement of \$650,000,000.00 releases the City from all claims and causes of action asserted by the Association in the Lawsuit, other than claims for enforcement of the Settlement Agreement.

The Association and the City of Houston executed the Amendment to March 13, 2024, Settlement Agreement (“Amendment”) on May 16, 2024.

The Settlement Agreement provides for overtime payment to classified members of the City of Houston Fire Department employed between July 1, 2017 and June 30, 2024. The Settlement Agreement specifically exempts any fire fighter during the afore-mentioned time period convicted of a felony or placed on felony probation, the Fire Chief, and Executive Management Staff of the City of Houston Fire Department (Assistant Chiefs) from receiving any settlement funds (except for any period an Assistant Chief was not Executive Management Staff). Separate and apart from the settlement proceeds, the City will pay \$6,500,000.00 in attorney’s fees from the Legal Department’s Property & Casualty Fund. The Settlement Agreement incorporates a CBA related to employment terms and conditions, compensation, and benefits of classified fire fighters of the City of Houston for fiscal years 2025 to 2029.

The Settlement Agreement and the Amendment are attached to this ordinance as Exhibit “A”. The 2025 CBA is attached to this ordinance as Exhibit “A-1.”

It is recommended that City Council approve this ordinance settling the Lawsuit, Exhibit “A” (the Settlement), and approving FY25 collective bargaining agreement, Exhibit “A-1” (CBA).

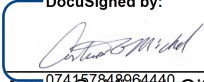
**Fiscal Note:**

Funding for this item is included in the FY24 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

<b>Estimated Spending Authority</b>			
<b>Department</b>	<b>Current FY</b>	<b>Out Year</b>	<b>Total</b>

Legal	\$4,000,000.00	\$2,500,000.00	\$6,500,000.00
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DocuSigned by:



Arturo G. Michel, City Attorney

**Amount and Source of Funding:**

\$650,000,000.00 - Refunding Bonds (approved in preceding agenda item)

\$6,500,000.00 - Property and Casualty Fund (1004)

**Contact Information:**

Nirja Aiyer, First Assistant City Attorney- 832-393-6283

Arturo Michel, City Attorney - 832-393-6202

**ATTACHMENTS:**

**Description**

Amendment to Settlement Agreement & Original Settlement Agreement

**Type**

Contract/Exhibit



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

Item Creation Date:

FIN - GO - CP Series 2024

Agenda Item#: 16.

### **Summary:**

ORDINANCE authorizing the issuance of Public Improvement Refunding Bonds in one or more Series; authorizing the Levy of an Ad Valorem Tax for the payment and security thereof; authorizing certain designated officials to approve the principal amount, interest rates, prices, redemption features, terms and sale thereof in accordance with certain parameters; authorizing such officials to determine the outstanding obligations to be defeased and refunded; approving certain other procedures, provisions and agreements related thereto; approving the preparation, distribution and use of offering documents in connection with the offering of such Bonds; making certain findings and other declarations necessary and incidental to the issuance of such Bonds; and declaring an emergency

### **Background:**

#### **RECOMMENDATION:**

Adopt an Ordinance authorizing the issuance of Public Improvement Refunding Bonds, in an aggregate amount not to exceed \$100 million; authorizing the levy of and ad valorem tax for the payment and security thereof, authorizing certain designated city officials to approve the principal amount, interest rates, prices, redemption features, terms and sale thereof in accordance with certain parameters; authorizing such officials to determine the outstanding obligations to be defeased and refunded; approving the preparation, distribution and use of offering documents in connection with such offering of such bonds.

#### **SPECIFIC EXPLANATION:**

The Public Improvement Refunding Bonds ("GO PIB Series 2024") will be issued to refund certain outstanding general obligation (tax supported) commercial paper notes and financing all related cost of issuance.

#### **Commercial Paper:**

The City has been issuing short-term commercial paper to fund its Capital Improvement Program and equipment procurement for over 20 years. Consistent with the City's financial policies, outstanding general obligation commercial paper notes are periodically refinanced with long term fixed rate bonds with a final maturity to match the useful life of the capital improvement project or equipment financed with such commercial paper. This transaction will include refinancing of these commercial paper notes with long-term fixed rate refunding bonds. Based on current market conditions, the intent is to refund up to \$100 million of outstanding commercial paper notes.

---

Melissa Dubowski, Chief Business officer/Director of Finance  
City Controller

Chris Hollins, Houston

**Contact Information:**

Alma Tamborello  
Vernon Lewis

**Phone:** 832-393-9099

**Phone:** 832-393-3470

**ATTACHMENTS:**

**Description**

**Type**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/1/2024

HCD24-46 Coalition for the Homeless - Homeless  
Management Information System

Agenda Item#: 17.

### **Summary:**

ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY** to provide Housing Opportunities for Persons With AIDS Funds and Emergency Solutions Grant Funds for operation and maintenance of a Homeless Management Information System - \$151,318.00 - Grant Fund

### **Background:**

The Housing and Community Development Department (HCD) recommends Council approval of an Ordinance authorizing a Subrecipient Agreement between the City of Houston (City) and the Coalition for the Homeless of Houston/Harris County (Coalition), providing \$85,313.00 of Emergency Solutions Grants (ESG) funds and \$66,005.00 in Housing Opportunities for Persons with AIDS (HOPWA) funds for the operation and maintenance of the Homeless Management Information System (HMIS), which is used to track services received by individuals that are homeless or at-risk of homelessness.

The HMIS is designed to record and store individual client data, including the types of services needed by Houston's homeless community. It was developed in response to the U.S. Congress' request for information on how appropriated federal homeless funds are spent. Congress is not only interested in fiscal responsibility, but also who the homeless are as a group and the outcome from assistance programs. All agencies receiving federal funds for homeless services are required to participate in the HMIS. The City is funding the Coalition, as the designated Lead Agency of the local Continuum of Care, known locally as The Way Home, to comply with this data collection and reporting requirement.

Participation in the HMIS enables HCD to track those receiving assistance through the ESG and HOPWA Programs, reduce duplication of client services, and minimize errors in data reporting. The U.S. Department of Housing and Urban Development encourages ESG/HOPWA grantees and project sponsors to participate in the HMIS to improve coordination and to enhance beneficiary access to other homeless and community assistance programs.

Category	ESG	HOPWA	Total	Percent
Program	\$85,313.00	\$64,025.00	\$149,338.00	98.69%
Administrative	\$0.00	\$1,980.00	\$1,980.00	1.31%
<b>Total</b>	<b>\$85,313.00</b>	<b>\$66,005.00</b>	<b>\$151,318.00</b>	<b>100.00%</b>

This Agreement term will be from date of countersignature by the City Controller to May 31, 2025. The Coalition began receiving funding for HMIS operations through the City in 2012. As of March 2024, the Coalition has operated and maintained the HMIS for The Way Home expending 82% of funding allocated from their previous contract's last amendment.

No Notice of Funding Availability (NOFA) was performed as the agency is a sole-source provider being the designated Lead Agency for The Way Home. There were no findings on the most recent annual compliance monitoring.

**Fiscal Note:**

No Fiscal Note is required on grant items.

This item was reviewed by the Housing & Affordability Committee on April 16, 2024.

---

Michael Nichols, Director

**Amount and Source of Funding:**

\$151,318.00

Federal Government – Grant Funded  
Fund 5000

**Contact Information:**

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

**ATTACHMENTS:**

**Description**

Signed Cover Sheet

**Type**

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/1/2024

HCD24-46 Coalition for the Homeless - Homeless Management Information System

Agenda Item#: 4.

### **Background:**

The Housing and Community Development Department (HCD) recommends Council approval of an Ordinance authorizing a Subrecipient Agreement between the City of Houston (City) and the Coalition for the Homeless of Houston/Harris County (Coalition), providing \$85,313.00 of Emergency Solutions Grants (ESG) funds and \$66,005.00 in Housing Opportunities for Persons with AIDS (HOPWA) funds for the operation and maintenance of the Homeless Management Information System (HMIS), which is used to track services received by individuals that are homeless or at-risk of homelessness.

The HMIS is designed to record and store individual client data, including the types of services needed by Houston's homeless community. It was developed in response to the U.S. Congress' request for information on how appropriated federal homeless funds are spent. Congress is not only interested in fiscal responsibility, but also who the homeless are as a group and the outcome from assistance programs. All agencies receiving federal funds for homeless services are required to participate in the HMIS. The City is funding the Coalition, as the designated Lead Agency of the local Continuum of Care, known locally as The Way Home, to comply with this data collection and reporting requirement.

Participation in the HMIS enables HCD to track those receiving assistance through the ESG and HOPWA Programs, reduce duplication of client services, and minimize errors in data reporting. The U.S. Department of Housing and Urban Development encourages ESG/HOPWA grantees and project sponsors to participate in the HMIS to improve coordination and to enhance beneficiary access to other homeless and community assistance programs.

Category	ESG	HOPWA	Total	Percent
Program	\$85,313.00	\$64,025.00	\$149,338.00	98.69%
Administrative	\$0.00	\$1,980.00	\$1,980.00	1.31%
<b>Total</b>	<b>\$85,313.00</b>	<b>\$66,005.00</b>	<b>\$151,318.00</b>	<b>100.00%</b>

This Agreement term will be from date of countersignature by the City Controller to May 31, 2025. The Coalition began receiving funding for HMIS operations through the City in 2012. As of March 2024, the Coalition has operated and maintained the HMIS for The Way Home expending 82% of funding allocated from their previous contract's last amendment.

No Notice of Funding Availability (NOFA) was performed as the agency is a sole-source provider being the designated Lead Agency for The Way Home. There were no findings on the most recent annual compliance monitoring.

### **Fiscal Note:**

No Fiscal Note is required on grant items.

This item was reviewed by the Housing & Affordability Committee on April 16, 2024.

DocuSigned by:

*Michael Nichols*

728A192FDF024CF...

Michael Nichols, Director

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

\$151,318.00 Federal Government – Grant Funded (5000)

### **Contact Information:**

Roxanne Lawson,  
832-394-6307

### **ATTACHMENTS:**

#### **Description**

Public Notice  
Delinquent Tax Report  
Affidavit of Ownership Form-Coalition  
Fact Sheet

#### **Type**

Public Notice  
Backup Material  
Backup Material  
Backup Material







## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

District I

Item Creation Date: 5/20/2024

25CONS583 – De-Appropriate and Appropriate Funds for  
HPD Interagency Marine Operations Center Improvements

Agenda Item#: 18.

### **Summary:**

ORDINANCE de-appropriating \$595,000.00 out of Police Consolidated Construction Fund (previously appropriated to GSD TOC/JOC Program); and appropriating \$595,000.00 out of Police Consolidated Construction Fund to the Houston Police Department Interagency Marine Operations Center (IMOC) Boat House Installation Project and Associated Sitework - **DISTRICT I - MARTINEZ**

### **Background:**

**RECOMMENDATION:** De-appropriate the sum of \$595,000 from the Task Order/ Job Order (TOC/JOC) Contracting Program and appropriate the equivalent amount for the installation of a boat house and associated sitework at the Houston Police Department (HPD) Interagency Marine Operations Center (IMOC).

**SPECIFIC EXPLANATION:** The General Services Department (GSD) utilizes Citywide contracts to perform construction services and projects for its client departments. Funds are allocated as work orders are issued. Various City departments require paving improvements and renovations at various facilities. GSD recommends that City Council de-appropriate a sum of \$595,000.00 previously appropriated to the GSD TOC/JOC Program and appropriate the equivalent amount to the HPD Interagency Marine Operations Center (IMOC) Boat House Installation project. The HPD has purchased a prefabricated metal building to secure boats and to perform required service and maintenance of boats and equipment.

On October 7, 2015, by Ordinance No. 2015-944, City Council authorized the appropriation of \$240,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY16, for Facility Paving Improvements. The requested action will de-appropriate the amount of \$125,856.97 out of the TOC/JOC Contracting Program for FY16 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On March 25, 2020, by Ordinance No. 2020-244, City Council authorized the appropriation of \$440,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY20, for Facility Paving Renovation. The requested action will de-appropriate the amount of \$166,703.10 out of the TOC/JOC Contracting Program for FY20 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On September 16, 2020, by Ordinance No. 2020-781, City Council authorized the appropriation of \$100,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY21, for Facility Paving Improvements. The requested action will de-appropriate the amount of \$84,978.00 out of the TOC/JOC Contracting Program for FY21 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On January 5, 2022, by Ordinance No. 2022-16, City Council authorized the appropriation of \$100,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY22, for Facility Paving Improvements. The requested action will de-appropriate the amount of \$100,000.00 out of the TOC/JOC Contracting Program for FY22 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On June 22, 2022, by Ordinance No. 2022-484, City Council authorized the appropriation of \$901,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY22, for renovations at various facilities. The requested action will de-appropriate the amount of \$17,461.93.00 out of the TOC/JOC Contracting Program for FY22 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On February 1, 2023, by Ordinance No. 2023-65, City Council authorized the appropriation of \$100,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY23, for Facilities Paving Improvements. The requested action will de-appropriate the amount of \$100,000.00 out of the TOC/JOC Contracting Program for FY23 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

The Strategic Purchasing Division, on behalf of GSD, will return to City Council in the near future to request authority to purchase of the installation and associated sitework for the project

Therefore, GSD recommends that City Council appropriate \$595,000.00 for the installation of a boat house and associated sitework.

**PROJECT LOCATION:**

HPD Interagency Marine Operations Center (IMOC) 9525 Clinton Drive, Houston, TX 77029

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

<b>Capital Project Information</b>						
Estimated Fiscal Operating Impact						
<b>Project</b>	<b>FY24</b>	<b>FY25</b>	<b>FY26</b>	<b>FY27</b>	<b>FY28</b>	<b>Total</b>
HPD IMOC Boat House Installation (G-000194)	\$19,000	\$19,950	\$20,948	\$21,995	\$23,095	\$104,988.00

**WBS No:** G-000194

**DIRECTOR'S SIGNATURE/DATE:**

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C. J. Messiah, Jr.  
General Services Department

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Larry Satterwhite  
Interim Police Chief  
Houston Police Department

**Prior Council Action:**

Ordinance No. 2015-944; Dated October 7, 2015  
Ordinance No. 2020-244; Dated March 25, 2020  
Ordinance No. 2020-781; Dated September 16, 2020  
Ordinance No. 2022-16; Dated January 5, 2022  
Ordinance No. 2022-484; Dated June 22, 2022  
Ordinance No. 2023-65; Dated February 1, 2023

**Amount and Source of Funding:**

**De-appropriate/Appropriate**

\$595,000.00 – Police Consolidated Construction Fund (4504)

**Contact Information:**

Enid M. Howard  
Council Liaison  
**Phone:** 832.393.8023

**ATTACHMENTS:**

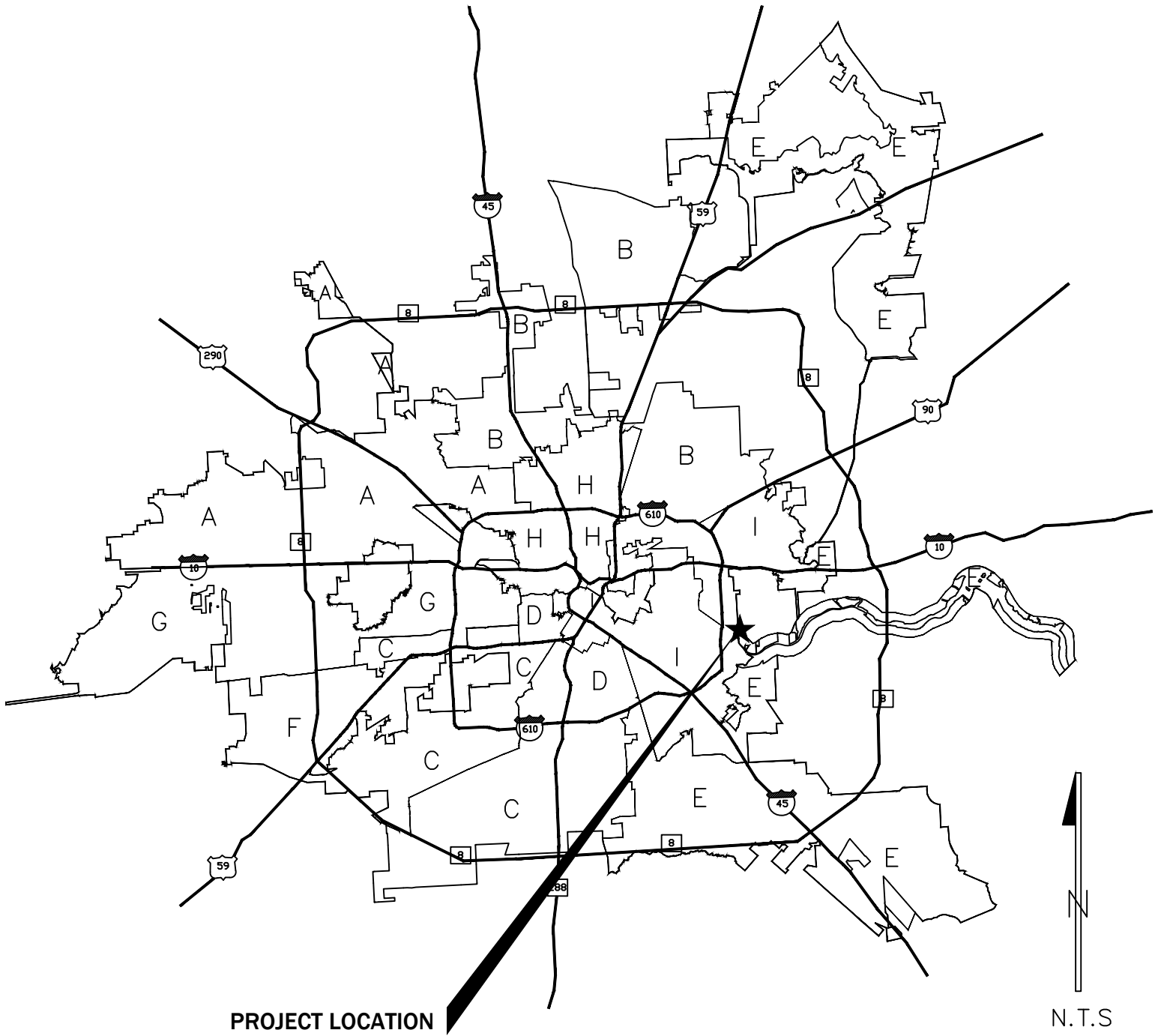
**Description**

Project Facility Map  
Coversheet

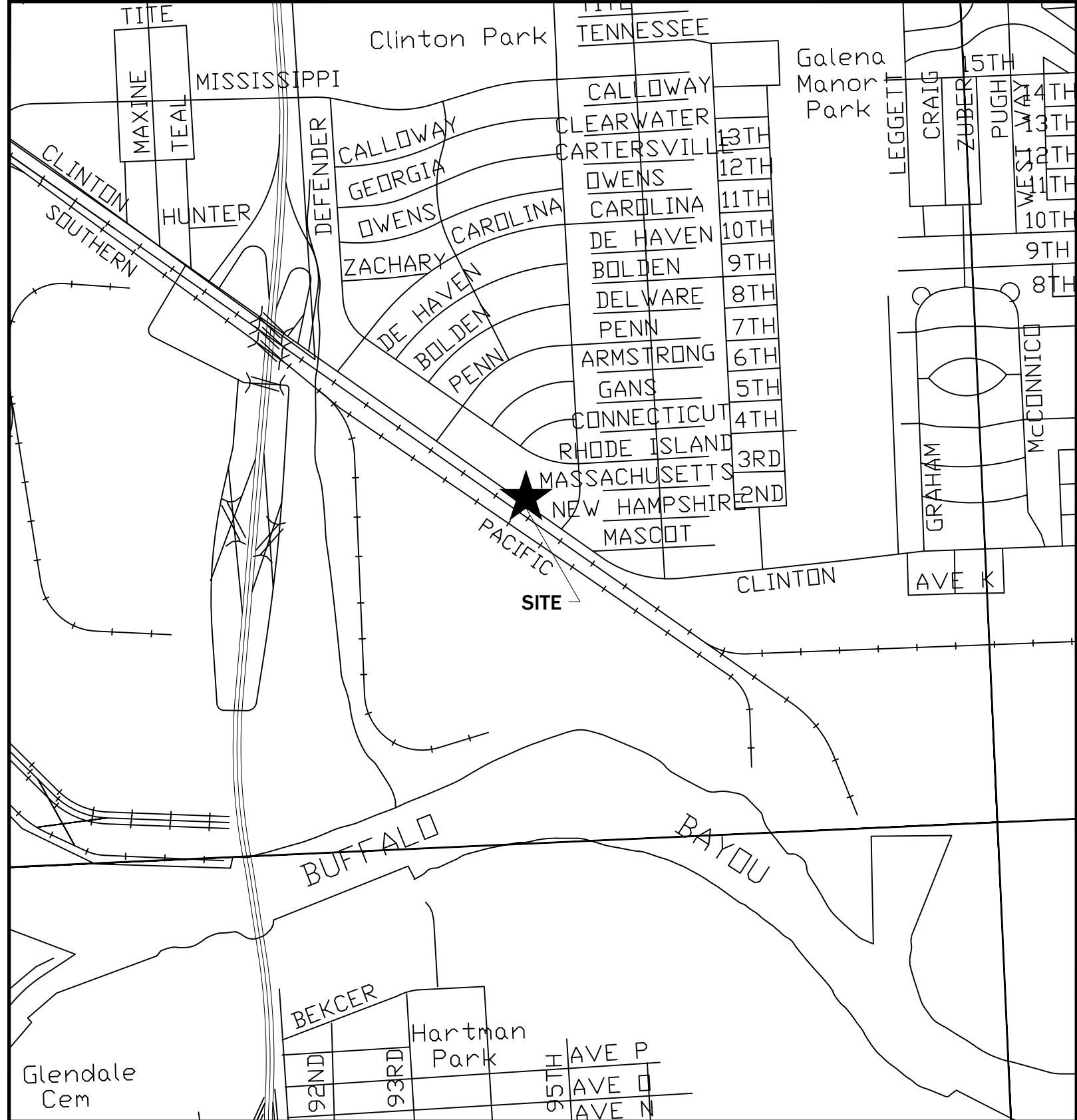
**Type**

Backup Material  
Signed Cover sheet

CITY OF HOUSTON  
HARRIS COUNTY, TEXAS



**HPD IMOC Boat House**  
**9525 Clinton**  
**Houston, TX 77029**



**HPD IMOC Boat House**  
**9525 Clinton**  
**Houston, TX 77029**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/28/2024

District I

Item Creation Date: 5/20/2024

### 25CONS583 – De-Appropriate and Appropriate Funds for HPD Interagency Marine Operations Center Improvements

Agenda Item#: 43.

#### **Background:**

**RECOMMENDATION:** De-appropriate the sum of \$595,000 from the Task Order/ Job Order (TOC/JOC) Contracting Program and appropriate the equivalent amount for the installation of a boat house and associated sitework at the Houston Police Department (HPD) Interagency Marine Operations Center (IMOC).

**SPECIFIC EXPLANATION:** The General Services Department (GSD) utilizes Citywide contracts to perform construction services and projects for its client departments. Funds are allocated as work orders are issued. Various City departments require paving improvements and renovations at various facilities. GSD recommends that City Council de-appropriate a sum of \$595,000.00 previously appropriated to the GSD TOC/JOC Program and appropriate the equivalent amount to the HPD Interagency Marine Operations Center (IMOC) Boat House Installation project. The HPD has purchased a prefabricated metal building to secure boats and to perform required service and maintenance of boats and equipment.

On October 7, 2015, by Ordinance No. 2015-944, City Council authorized the appropriation of \$240,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY16, for Facility Paving Improvements. The requested action will de-appropriate the amount of \$125,856.97 out of the TOC/JOC Contracting Program for FY16 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On March 25, 2020, by Ordinance No. 2020-244, City Council authorized the appropriation of \$440,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY20, for Facility Paving Renovation. The requested action will de-appropriate the amount of \$166,703.10 out of the TOC/JOC Contracting Program for FY20 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On September 16, 2020, by Ordinance No. 2020-781, City Council authorized the appropriation of \$100,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY21, for Facility Paving Improvements. The requested action will de-appropriate the amount of \$84,978.00 out of the TOC/JOC Contracting Program for FY21 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On January 5, 2022, by Ordinance No. 2022-16, City Council authorized the appropriation of \$100,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY22, for Facility Paving Improvements. The requested action will de-appropriate the amount of \$100,000.00 out of the TOC/JOC Contracting Program for FY22 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On June 22, 2022, by Ordinance No. 2022-484, City Council authorized the appropriation of \$901,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY22, for renovations at various facilities. The requested action will de-appropriate the amount of \$17,461.93.00 out of the TOC/JOC Contracting Program for FY22 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

On February 1, 2023, by Ordinance No. 2023-65, City Council authorized the appropriation of \$100,000.00 out of the Police Consolidated Construction Fund for the TOC/JOC Contracting Program for FY23, for Facilities Paving Improvements. The requested action will de-appropriate the amount of \$100,000.00 out of the TOC/JOC Contracting Program for FY23 and appropriate an equivalent amount to the HPD IMOC Boat House Installation project.

The Strategic Purchasing Division, on behalf of GSD, will return to City Council in the near future to request authority to purchase of the installation and associated sitework for the project

Therefore, GSD recommends that City Council appropriate \$595,000.00 for the installation of a boat house and associated sitework.

**PROJECT LOCATION:**


HPD Interagency Marine Operations Center (IMOC) 9525 Clinton Drive, Houston, TX 77029

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

<b>Capital Project Information</b>						
Estimated Fiscal Operating Impact						
Project	FY24	FY25	FY26	FY27	FY28	Total
HPD IMOC Boat House Installation (G-000194)	\$19,000	\$19,950	\$20,948	\$21,995	\$23,095	\$104,988.00

**WBS No:** G-000194

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:  
 5/20/2024  
58A409C03106489  
 C. J. Messiah, Jr.  
 General Services Department

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Larry Satterwhite  
 Interim Police Chief  
 Houston Police Department

**Prior Council Action:**

- Ordinance No. 2015-944; Dated October 7, 2015
- Ordinance No. 2020-244; Dated March 25, 2020
- Ordinance No. 2020-781; Dated September 16, 2020
- Ordinance No. 2022-16; Dated January 5, 2022
- Ordinance No. 2022-484; Dated June 22, 2022
- Ordinance No. 2023-65; Dated February 1, 2023

**Amount and Source of Funding:**

**De-appropriate/Appropriate**  
 \$595,000.00 – Police Consolidated Construction Fund (4504)  
DS

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





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 3/1/2024

L32881 - The Sale of Street Millings (Texas Materials Group, Inc.)- ORDINANCE

Agenda Item#: 19.

### **Summary:**

ORDINANCE awarding contract to **TEXAS MATERIALS GROUP INC** for sale of Street Millings for Houston Public Works Department - 3 Years with 2 one-year options - Revenue

### **Background:**

Formal bid received on November 2, 2023 for P07-L32881. Approve an ordinance awarding a contract to Texas Materials Group, Inc. in an estimated revenue amount of \$5,740,000.00 for the sale of street millings for Houston Public Works.

### **Specific Explanation:**

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that City Council approve an ordinance awarding a **three (3) year contract with (2) one-year options** to **Texas Materials Group, Inc.** in an estimated revenue amount of **\$5,740,000.00** for the sale of street millings for Houston Public Works.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Several prospective bidders downloaded the solicitation document from SPD's e-bidding website and one bid was received. The limited response to this solicitation can be attributed to the fact that Texas Materials Group, Inc., the sole bidder, has acquired smaller companies in the surrounding Houston areas over the past years.

<u>Company</u>	<u>Total Amount</u>
1. Texas Materials Group Inc.	\$5,740,000.00

The scope of work requires the contractor to provide all supervision, labor, transportation, tools, equipment and supplies to transport, receive and dispose of street millings. The contract requires compliance with all rules, regulations, statutes and directives of the Environmental Protection Agency and the Texas Commission on Environmental Quality.

### **MWBE Participation:**

Zero-percentage goal document approved by the Office of Business Opportunity.

### **Pay or Play Program:**

The proposed contract requires compliance with the City's Pay or Play' ordinance regarding health

benefits for employees of City contractors. In this case, the contractor has elected to play by providing health benefits to eligible employees in compliance with City policy.

**Hire Houston First:**

The proposed contract requires compliance with the City’s ‘Hire Houston First’ (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Texas Materials Group Inc. is a designated HHF company, but they were the successful awardee without application of the HHF preference.

**Fiscal Note:**

Revenue for this item is included in the Fiscal Year 2024 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

**Jedediah Greenfield, Chief Procurement Officer  
Director  
Finance/Strategic Procurement Division**

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

Estimated Revenue			
<b>Department</b>	<b>FY 2024</b>	<b>Outyear Amounts</b>	<b>Total</b>
Houston Public Works	\$574,000.00	\$5,166,000.00	\$5,740,000.00

**Amount and Source of Funding:**

\$5,740,000.00 (Revenue)  
Dedicated Drainage & Street Renewal Fund - Metro et al  
Fund No. 2312

**Contact Information:**

<b>NAME</b>	<b>DEPARTMENT/DIVISION</b>	<b>PHONE</b>
Erika Lawton, Division Manager	Finance/SPD	832-395-2833
Brian Blum, Assistant Director	HPW	832-395-2717
Carolyn Hanahan, Assistant Chief Policy Officer	Finance/SPD	832-393-9127
Jedediah Greenfield, Chief Procurement Officer	Finance/SPD	832-393-9126

**ATTACHMENTS:**

**Description**  
Coversheet

**Type**  
Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ALL

Item Creation Date: 3/1/2024

L32881 - The Sale of Street Millings (Texas Materials Group, Inc.)- ORDINANCE

Agenda Item#:

**Background:**

Formal bid received on November 2, 2023 for P07-L32881. Approve an ordinance awarding a contract to Texas Materials Group, Inc. in an estimated revenue amount of \$5,740,000.00 for the sale of street millings for Houston Public Works.

**Specific Explanation:**

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that City Council approve an ordinance awarding a **three (3) year contract with (2) one-year options** to **Texas Materials Group, Inc.** in an estimated revenue amount of **\$5,740,000.00** for the sale of street millings for Houston Public Works.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Several prospective bidders downloaded the solicitation document from SPD's e-bidding website and one bid was received. The limited response to this solicitation can be attributed to the fact that Texas Materials Group, Inc., the sole bidder, has acquired smaller companies in the surrounding Houston areas over the past years.

<u>Company</u>	<u>Total Amount</u>
1. Texas Materials Group Inc.	\$5,740,000.00

The scope of work requires the contractor to provide all supervision, labor, transportation, tools, equipment and supplies to transport, receive and dispose of street millings. The contract requires compliance with all rules, regulations, statutes and directives of the Environmental Protection Agency and the Texas Commission on Environmental Quality.

**MWBE Participation:**

Zero-percentage goal document approved by the Office of Business Opportunity.

**Pay or Play Program:**

The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to play by providing health benefits to eligible employees in compliance with City policy.

**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Texas Materials Group Inc. is a designated HHF company, but they were the successful awardee without application of the HHF preference.

**Fiscal Note:**

Revenue for this item is included in the Fiscal Year 2024 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

4/17/2024

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4/18/2024

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

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

Estimated Revenue			
Department	FY 2024	Outyear Amounts	Total
Houston Public Works	\$574,000.00	\$5,166,000.00	\$5,740,000.00

DS

**Amount and Source of Funding:**

\$5,740,000.00 (Revenue)  
 Dedicated Drainage & Street Renewal Fund - Metro et al  
 Fund No. 2312

**Contact Information:**

<b>NAME</b>	<b>DEPARTMENT/DIVISION</b>	<b>PHONE</b>
Erika Lawton, Division Manager	Finance/SPD	832-395-2833
Brian Blum, Assistant Director	HPW	832-395-2717
Carolyn Hanahan, Assistant Chief Policy Officer	Finance/SPD	832-393-9127
Jedediah Greenfield, Chief Procurement Officer	Finance/SPD	832-393-9126

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
Ownership Information Form 2024 - REV 2.28.24	Backup Material
POP 1 - Texas Materials Group, Inc.	Backup Material
POP 2 - Texas Materials Group, Inc.	Backup Material
Bid Tab for Street Milling.docx	Backup Material
Goal Waiver Request - Approved	Backup Material
City of Houston COI -Texas Materials Group, Inc.	Backup Material
Drug Forms - Texas Materials Group, Inc.	Backup Material
Conflict of Interest - Texas Materials Group, Inc.	Backup Material
L32881 - Draft Contract - The Sale of Street Millings - HPW - e13 - 01-31-2024 rev. 1	Contract/Exhibit
Form A - The Sale of Street Millings - HPW	Financial Information
Texas SOS - Amendment (Name Change)	Backup Material
Budget vs Actual L32881	Financial Information



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 3/21/2024

### L32982 - Small Submersible Miscellaneous Pumps Repair and Replacement Services (Smith Pump Company, Inc.) - ORDINANCE

Agenda Item#: 20.

#### **Summary:**

ORDINANCE approving and authorizing agreement between City of Houston and **SMITH PUMP COMPANY, INC** for Small Submersible Miscellaneous Pumps Repair and Replacement Services for Houston Public Works; providing a maximum contract amount - 3 Years with 2 one-year options - \$12,720,401.31 - Enterprise Fund

#### **Background:**

**Best Value Bids received November 16, 2023 for P05-L32982 – Approve an ordinance awarding a contract to Smith Pump Company, Inc. in the maximum contract amount of \$12,720,401.31 for small submersible miscellaneous pumps repair and replacement services for Houston Public Works.**

#### **Specific Explanation:**

The Chief Procurement Officer and the Chief Operating Officer of Houston Public Works (HPW) recommend that City Council approve an ordinance awarding a **three (3) year contract, with two (2) one-year options** to **Smith Pump Company, Inc.** in the maximum contract amount of **\$12,720,401.31** for small submersible miscellaneous pumps repair and replacement services for Houston Public Works.

The scope of work requires the contractor to furnish all supervision, labor, parts, tools, materials, equipment, supplies, engineering, and facilities necessary to provide precision repair and replacement services for small submersible pumps at various water and wastewater facilities within the City of Houston.

The Best Value Bid (BVB) was advertised in accordance with the requirements of the State of Texas bid laws, and as a result, best value bids were received from the following three (3) firms:

<u>Company</u>	<u>Total Amount</u>
1. <b>Smith Pump Company, Inc.</b>	<b>\$12,720,401.31</b>
2. All-Pump & Equip. Co.	\$14,097,361.40
3. Northstar Industries, Inc.	\$12,574,108.20

The evaluation committee consisted of employees from Houston Public Works and the General

Services Department. A financial review of the Vendors was conducted, and the best value bids were evaluated based on the following criteria:

- Experience and Expertise
- Past Performance
- Pricing

Smith Pump Company, Inc. was deemed the most qualified bidder as it received the highest overall score based on the evaluation criteria.

**M/WBE Subcontracting:**

The BVB was advertised with a 4% goal for M/WBE participation. Smith Pump Company, Inc. has designated the companies below as its certified M/WBE subcontractors.

<b>Name</b>	<b>Type of Work</b>	<b>Percentage</b>
Whit's Electric Supply	Electrical Supplies, Kellum Cord Grips, and Equipment	.47%
Coastal Machine and Mechanical	Machine Shop Services	.79%
Racehorse Express	Freight Delivery and Transport	1.18%
Mildor Industry, LLC	Industrial Coating Services	1.57%
	<b>TOTAL</b>	<b>4.01%</b>

**Pay or Play Program:**

The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to play by providing health benefits to eligible employees in compliance with City policy.

**Hire Houston First:**

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

**Fiscal Note:**

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

\_\_\_\_\_  
 Jedediah Greenfield  
 Chief Procurement Officer  
 Finance/Strategic Procurement Division

\_\_\_\_\_  
 Randall V. Macchi  
 Chief Operating Officer  
 Houston Public Works

**ESTIMATED SPENDING AUTHORITY**

<b>Department</b>	<b>FY24</b>	<b>Out-Years</b>	<b>Total Amount</b>
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Houston Public Works	\$1,135,000.00	\$11,585,401.31	\$12,720,401.31
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**Amount and Source of Funding:**

\$ 12,720,401.31

Water and Sewer System Operating Fund

Fund 8300

**Contact Information:**

Erika Lawton, Division Manager

HPW/SPD (832) 395-2833

Brian Blum, Assistant Director

HPW/PFW (832) 395-2717

Carolyn Hanahan, Assistant Chief Policy Officer

Finance/SPD (832) 393-9127

Jedediah Greenfield, Chief Procurement Officer

Finance/SPD (832) 393-9126

**ATTACHMENTS:**

**Description**

**Type**

Coversheet (revised)

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 3/21/2024

L32982 - Small Submersible Miscellaneous Pumps Repair and Replacement Services  
(Smith Pump Company, Inc.) - ORDINANCE

Agenda Item#:

### **Background:**

**Best Value Bids received November 16, 2023 for P05-L32982 – Approve an ordinance awarding a contract to Smith Pump Company, Inc. in the maximum contract amount of \$12,720,401.31 for small submersible miscellaneous pumps repair and replacement services for Houston Public Works.**

### **Specific Explanation:**

The Chief Procurement Officer and the Chief Operating Officer of Houston Public Works (HPW) recommend that City Council approve an ordinance awarding a **three (3) year contract, with two (2) one-year options to Smith Pump Company, Inc.** in the maximum contract amount of **\$12,720,401.31** for small submersible miscellaneous pumps repair and replacement services for Houston Public Works.

The scope of work requires the contractor to furnish all supervision, labor, parts, tools, materials, equipment, supplies, engineering, and facilities necessary to provide precision repair and replacement services for small submersible pumps at various water and wastewater facilities within the City of Houston.

The Best Value Bid (BVB) was advertised in accordance with the requirements of the State of Texas bid laws, and as a result, best value bids were received from the following three (3) firms:

<u>Company</u>	<u>Total Amount</u>
1. Smith Pump Company, Inc.	\$12,720,401.31
2. All-Pump & Equip. Co.	\$14,097,361.40
3. Northstar Industries, Inc.	\$12,574,108.20

The evaluation committee consisted of employees from Houston Public Works and the General Services Department. A financial review of the Vendors was conducted, and the best value bids were evaluated based on the following criteria:

- Experience and Expertise
- Past Performance
- Pricing

Smith Pump Company, Inc. was deemed the most qualified bidder as it received the highest overall score based on the evaluation criteria.

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

The BVB was advertised with a 4% goal for M/WBE participation. Smith Pump Company, Inc. has designated the companies below as its certified M/WBE subcontractors.

<b>Name</b>	<b>Type of Work</b>	<b>Percentage</b>
Whit's Electric Supply	Electrical Supplies, Kellum Cord Grips, and Equipment	.47%
Coastal Machine and Mechanical	Machine Shop Services	.79%
Racehorse Express	Freight Delivery and Transport	1.18%
Mildor Industry, LLC	Industrial Coating Services	1.57%
	<b>TOTAL</b>	<b>4.01%</b>

### **Pay or Play Program:**

The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to play by providing health benefits to eligible employees in compliance with City policy.



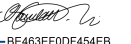
**Hire Houston First:**


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

**Fiscal Note:**

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

DocuSigned by:  
  
 8121824A077C11A  
 \_\_\_\_\_  
 Jedediah Greenfield  
 Chief Procurement Officer  
 Finance/Strategic Procurement Division

DocuSigned by:  
  
 BE463EF0DF454EB...  
 \_\_\_\_\_  
 Randall V. Macchi  
 Chief Operating Officer  
 Houston Public Works

DS  


**ESTIMATED SPENDING AUTHORITY**

Department	FY24	Out-Years	Total Amount
Houston Public Works	\$1,135,000.00	\$11,585,401.31	\$12,720,401.31

**Amount and Source of Funding:**

\$ 12,720,401.31 - Water and Sewer System Operating Fund (8300)

**Contact Information:**

Erika Lawton, Division Manager	HPW/SPD (832) 395-2833
Brian Blum, Assistant Director	HPW/PFW (832) 395-2717
Carolyn Hanahan, Assistant Chief Policy Officer	Finance/SPD (832) 393-9127
Jedediah Greenfield, Chief Procurement Officer	Finance/SPD (832) 393-9126

**ATTACHMENTS:**

Description	Type
L32982 - MWBE Plan	Backup Material
L32982 - Certification of Funds	Financial Information
L32982 - Ownership Form	Backup Material
L32982 - POP Forms 1-3	Backup Material
L32982 - Drug Forms	Backup Material
L32982 - Clear Tax	Backup Material
L32982 - Insurance Forms including AM Best	Backup Material
L32982 - SOS Website Screenshot	Backup Material
L32982 - Bid Tab	Backup Material
L32982 - MWBE Goal Approval	Backup Material
L32982 - 1295 Form	Backup Material
L32928 - Conflict of Interest	Backup Material
Budget vs Actual L32982	Financial Information
Signed Coversheet	Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 12/26/2023

T29992.A2 - Contingent Workforce Services (A-1  
Personnel of Houston, Inc.) - ORDINANCE

Agenda Item#: 21.

### **Summary:**

ORDINANCE amending Ordinance to increase maximum contract amount for contract between City of Houston and **A-1 PERSONNEL OF HOUSTON, INC** for Contingent Workforce Services for the Human Resource Department - \$8,400,000.00 - Central Service Revolving Fund

### **Background:**

**P10-T29992.A2 - Approve an amending ordinance to Ordinance No. 2022-0505, approved on June 22, 2022, to increase the maximum contract amount from \$10,500,000.00 to \$18,900,000.00 for the contract (#4600017271) between the City of Houston and A-1 Personnel of Houston, Inc. to provide contingent workforce services for the departments that are not funded with grant, special, and enterprise funds for the Human Resource Department.**

### **Specific Explanation:**

The Director of the Human Resource Department and the Chief Procurement Officer recommend that City Council approve an amending ordinance to increase the maximum contract amount from **\$10,500,000.00** to **\$18,900,000.00** for the contract between the City of Houston and **A-1 Personnel of Houston, Inc.**, to provide contingent workforce services for the departments that are not funded with grant, special, and enterprise funds for the Human Resource Department.

A total of six (6) contracts were originally awarded on June 22, 2022, by Ordinance No. 2022-0505, for a three-year term, with two (2) one-year renewal options for a cumulative award amount of \$21,000,000.00. On November 2, 2022, a contract was awarded to Harris-Jones Staffing & Recruiting, LLC dba HJ Staffing ("HJ Staffing") by amending Ordinance No. 2022-0855, for a three-year term, with two (2) one-year renewal options as an additional awardee due to an incorrect calculation of scores at the time of award. No additional funding was added to the maximum contracts amount set forth by Ordinance No. 2022-0505. Expenditures as of March 12, 2024, totaled \$12,656,613.00

This amendment is to increase the maximum contract amount for the agreement with **A-1 Personnel of Houston, Inc.** to provide contingent workforce services for all City departments except departments funded by special, grant, and enterprise funds. The contract expenditures over the past two (2) years are 60.3% of the contract total amounts due to departmental usage. The department expects the percentage to increase before the end of Fiscal Year 2024 due to the

department's rate of spend to fulfill demands such as: 1) The Houston Police Department's need to retain current temporary workforce through the remainder of Fiscal Year 2024 for completion of high priority projects in areas such as Budget & Finance, Victim Services, Coordination with Office of Emergency Management, Investigations & Special Operations, Health & Safety, Community Affairs, and the One Safe Houston initiative, 2) The Solid Waste Management Department (SWMD) need for temporary personnel for the remainder of Fiscal Year 2024. This additional funding will allow SWMD to retain and hire additional temporary personnel to support core services in waste collection at the four (4) Service Centers as side loaders, laborers for the abatement programs, and for the extended schedule at the neighborhood depositories. The contract will not have sufficient funds for the term of the contract, which expire in FY2027.

Therefore, a 40% increase is needed to sustain the department's rate of spend in FY2025 and the Out Years. A-1 Personnel of Houston, Inc. has had a great performance record providing these services.

The total funds allocation for the remaining six (6) agreements remains the same as outlined below:

<b>Contract No.</b>	<b>Contractor Name:</b>	<b>Original Award Amount</b>	<b>Requested Spending Increase</b>	<b>Adjusted Target Amount</b>
<b>4600017271</b>	<b>1.A-1 Personnel of Houston,Inc.</b>	<b>\$10,500,000.00</b>	<b>\$8,400,000.00</b>	<b>\$18,900,000.00</b>
4600017295	2.Lane Staffing,Inc.	\$2,100,000.00	\$0.00	\$2,100,000.00
4600017272	3.Recruiting SourceInternational,LLC	\$5,250,000.00	\$0.00	\$5,250,000.00
4600017273	4.The Reserve Network Inc.dba Executeam Staffing	\$2,100,000.00	\$0.00	\$2,100,000.00
4600017294	5.Certified PersonnelLLC dba Certified Staffing	\$210,000.00	\$0.00	\$210,000.00

4600017276	6.M&P Dancy Corporation dbaArtwork Personnel Services East Houston	\$210,000.00	00.00	\$210,000.00
4600017435	7.Harris-Jones Staffing& Recruiting	\$630,000.00	\$0.00	\$630,000.00
<b>Total</b>		<b>\$21,000,000.00</b>	<b>\$8,400,000.00</b>	<b>\$29,400,000.00</b>

The scope of work requires contractors to provide services, including, but not limited to, the following:

1. Administrative/Clerical
2. Animal Services
3. Customer/ Community Services
4. Environmental Services
5. Finance/Accounting
6. General Labor/Maintenance
7. Professional Services
8. IT Professional and Personnel
9. Health Care Professionals

**MWBE Participation:**

The contracts were awarded with a 10% MWBE participation goal. A-1 Personnel of Houston, Inc. is currently achieving 10.79% of MWBE participation goal.

**Fiscal Note:**

Funding for this item will be included in the FY2025 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

<b>Estimated Spending Authority</b>			
<b>Departments</b>	<b>FY2024</b>	<b>Out-Years</b>	<b>Total</b>
Human Resources	\$0	\$8,400,000.00	\$8,400,000.00

**Prior Council Action:**

Ordinance No. 2022-0505, passed June 22, 2022  
 Ordinance No. 2022-0855, passed November 2, 2022

**Amount and Source of Funding:**

**\$8,400,000.00**  
 Central Service Revolving Fund  
 Fund No. 1002

**Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
-------	---------------------	-------

Jedediah Greenfield, Chief Procurement Officer  
Carolyn Hanahan, Assistant Policy Officer  
Shelia Baker, Division Manager

FIN/SPD  
FIN/SPD  
FIN/SPD

(832) 393-9126  
(832) 393-9127  
(832) 393-8109

**ATTACHMENTS:**

**Description**

Coversheet (revised)

**Type**

Signed Cover sheet



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 12/26/2023

T29992.A2 - Contingent Workforce Services (A-1 Personnel of Houston, Inc.) -  
ORDINANCE

Agenda Item#: 21.

### **Summary:**

ORDINANCE amending Ordinance to increase maximum contract amount for contract between City of Houston and **A-1 PERSONNEL OF HOUSTON, INC** for Contingent Workforce Services for the Human Resource Department - \$8,400,000.00 - Central Service Revolving Fund

### **Background:**

**P10-T29992.A2 - Approve an amending ordinance to Ordinance No. 2022-0505, approved on June 22, 2022, to increase the maximum contract amount from \$10,500,000.00 to \$18,900,000.00 for the contract (#4600017271) between the City of Houston and A-1 Personnel of Houston, Inc. to provide contingent workforce services for the departments that are not funded with grant, special, and enterprise funds for the Human Resource Department.**

### **Specific Explanation:**

The Director of the Human Resource Department and the Chief Procurement Officer recommend that City Council approve an amending ordinance to increase the maximum contract amount from **\$10,500,000.00** to **\$18,900,000.00** for the contract between the City of Houston and **A-1 Personnel of Houston, Inc.**, to provide contingent workforce services for the departments that are not funded with grant, special, and enterprise funds for the Human Resource Department.

A total of six (6) contracts were originally awarded on June 22, 2022, by Ordinance No. 2022-0505, for a three-year term, with two (2) one-year renewal options for a cumulative award amount of \$21,000,000.00. On November 2, 2022, a contract was awarded to Harris-Jones Staffing & Recruiting, LLC dba HJ Staffing ("HJ Staffing") by amending Ordinance No. 2022-0855, for a three-year term, with two (2) one-year renewal options as an additional awardee due to an incorrect calculation of scores at the time of award. No additional funding was added to the maximum contracts amount set forth by Ordinance No. 2022-0505. Expenditures as of March 12, 2024, totaled \$12,656,613.00

This amendment is to increase the maximum contract amount for the agreement with **A-1 Personnel of Houston, Inc.** to provide contingent workforce services for all City departments except departments funded by special, grant, and enterprise funds. The contract expenditures over the past two (2) years are 60.3% of the contract total amounts due to departmental usage. The department expects the percentage to increase before the end of Fiscal Year 2024 due to the department's rate of spend to fulfill demands such as: 1) The Houston Police Department's need to retain current temporary workforce through the remainder of Fiscal Year 2024 for completion of high priority projects in areas such as Budget & Finance, Victim Services, Coordination with Office of Emergency Management, Investigations & Special Operations, Health & Safety, Community Affairs, and the One Safe Houston initiative, 2) The Solid Waste Management Department (SWMD) need for temporary personnel for the remainder of Fiscal Year 2024. This additional funding will allow SWMD to retain and hire additional temporary personnel to support core services in waste collection at the four (4) Service Centers as side loaders, laborers for the abatement programs, and for the extended schedule at the neighborhood depositories. The contract will not have

sufficient funds for the term of the contract, which expire in FY2027.

Therefore, a 40% increase is needed to sustain the department's rate of spend in FY2025 and the Out Years. A-1 Personnel of Houston, Inc. has had a great performance record providing these services.

The total funds allocation for the remaining six (6) agreements remains the same as outlined below:

Contract No.	Contractor Name:	Original Award Amount	Requested Spending Increase	Adjusted Target Amount
4600017271	1.A-1 Personnel of Houston,Inc.	\$10,500,000.00	\$8,400,000.00	\$18,900,000.00
4600017295	2.Lane Staffing,Inc.	\$2,100,000.00	\$0.00	\$2,100,000.00
4600017272	3.Recruiting SourceInternational,LLC	\$5,250,000.00	\$0.00	\$5,250,000.00
4600017273	4.The Reserve Network Inc.dba Executeam Staffing	\$2,100,000.00	\$0.00	\$2,100,000.00
4600017294	5.Certified PersonnelLLC dba Certified Staffing	\$210,000.00	\$0.00	\$210,000.00
4600017276	6.M&P Dancy Corporation dbaArtwork Personnel Services East Houston	\$210,000.00	00.00	\$210,000.00
4600017435	7.Harris-Jones Staffing& Recruiting	\$630,000.00	\$0.00	\$630,000.00
<b>Total</b>		<b>\$21,000,000.00</b>	<b>\$8,400,000.00</b>	<b>\$29,400,000.00</b>

The scope of work requires contractors to provide services, including, but not limited to, the following:

1. Administrative/Clerical
2. Animal Services
3. Customer/ Community Services
4. Environmental Services
5. Finance/Accounting
6. General Labor/Maintenance
7. Professional Services
8. IT Professional and Personnel
9. Health Care Professionals


**MWBE Participation:**

The contracts were awarded with a 10% MWBE participation goal. A-1 Personnel of Houston, Inc. is currently achieving 10.79% of MWBE participation goal.

**Fiscal Note:**

Funding for this item will be included in the FY2025 Budget. Therefore, No Fiscal Note is required as stated in the Financial Policies.

DocuSigned by:

  
 \_\_\_\_\_  
 Jedediah Greenfield 6/4/2024  
 Chief Procurement Officer  
 Finance/Strategic Procurement Division

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

Estimated Spending Authority			
Departments	FY2024	Out-Years	Total
Human Resources	\$0	\$8,400,000.00	\$8,400,000.00

**Prior Council Action:**

Ordinance No. 2022-0505, passed June 22, 2022  
 Ordinance No. 2022-0855, passed November 2, 2022

**Amount and Source of Funding:**

**\$8,400,000.00**  
 Central Service Revolving Fund  
 Fund No. 1002

**Contact Information:**

NAME:	DEPARTMENT/DIVISION	PHONE
Jedediah Greenfield, Chief Procurement Officer	FIN/SPD	(832) 393-9126

Carolyn Hanahan, Assistant Policy Officer  
Shelia Baker, Division Manager

FIN/SPD  
FIN/SPD

(832) 393-9127  
(832) 393-8109

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
Form B	Backup Material
Contract No. 4600017271 A-1 Personnel of Houston, Inc.	Backup Material
Ordinance No. 2022-0505	Backup Material
Ordinance No. 2022-0855	Backup Material
MWBE Contract Specific Goal Form	Backup Material
MWBE Verification Form - A-1 Personnel Inc.	Backup Material
City of Houston Ownership Form - A-1 Personnel of Houston, Inc.	Backup Material
Delinquent Clear Tax Report - A-1 Personnel, Inc.	Backup Material
FISCAL FORMA	Financial Information
COF- FORM	Financial Information
Coversheet	Signed Cover sheet
Ordinance	Ordinance/Resolution/Motion
RCA Funding Information	Financial Information





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 2/1/2024

WS932429947 - Civic Arts Program (Houston Arts Alliance) -  
ORDINANCE

Agenda Item#: 22.

### **Summary:**

ORDINANCE approving and authorizing contract between City of Houston and **HOUSTON ARTS ALLIANCE** for Professional Civic Art and Conservation Administration Services; providing a maximum contract amount - 2 Years with 3 one-year options

### **Background:**

**Sole Source (P15-WS932429947) - Approve an ordinance awarding a contract to Houston Arts Alliance (HAA) in the amount not to exceed \$25,000,000.00 to provide professional civic art and conservation administration services for various departments.**

### **Specific Explanation:**

The Director of the Mayor's Office of Cultural Affairs (MOCA) and the Chief Procurement Officer recommend that City Council approve an ordinance authorizing a contract for **two (2) years with three (3) one-year options to renew** between the City of Houston and **Houston Arts Alliance (HAA)** in the amount not to exceed **\$25,000,000.00** to provide professional civic art and conservation administration services for various departments. The funding will be made available by supplemental allocations from various departmental civic art budgets up to the maximum contract amount.

HAA, a nonprofit charity, is uniquely skilled in performing the varied professional services identified in the scope of work needed for the Civic Art Program. City of Houston Ordinance No. 2006-731 provides for the creation, funding, and administration of the City's Civic Art Program. In compliance with the provisions of the City's Civic Art Ordinance, 1.75% of the appropriation for eligible City CIP projects is appropriated for Civic Art Program purposes, including new civic art projects and conservation projects.

The scope of work requires the conservation of artworks within the City's Civic Art Collection, management of collection assets, the acquisition of new portable and site-specific artworks for City parks and facilities, and the promotion and presentation of Civic Art Collection artworks to the public. The HAA will provide services through Letters of Authorization (LOA) issued by MOCA on a project-by-project basis. HAA's fees will be determined by project size and scope and agreed upon in the LOA. The contract stipulates that fees shall not to exceed 13 percent of the lump sum amount of an LOA for the following services: conservation civic art services with budgets over \$100,000.00, acquisition civic art services with budgets over \$225,000.00, and commission civic art services over \$500,000.00. Projects with lesser budgets, as well as other services including deaccession and collection management, will be negotiated on a case-by-case basis. The proposed contract provides that the City may terminate the agreement at any time during the term on 30 days' notice. HAA will also continue to provide Collection Management Services, propose restoration/conservation treatment of those pieces in need of professional treatment, assist with professional conservator selections, negotiate conservator contracts, perform conservation management, and assist with closing out projects.

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 purchase.

**M/WBE Participation:**

M/WBE Zero Percentage Goal Document approved by the 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 a sole source Agreement for this purchase.

**Hire Houston First**

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

**Fiscal Note**

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

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

**Department Approval Authority**

Estimated Spending Authority			
Departments	FY2024	Out-Years	Total
Mayor’s Office of Cultural Affairs (MOCA)	\$6,690,287.00	\$18,309,713.00	\$25,000,000.00

**Amount and Source of Funding:**

- \$970,742.00 Public Health Consolidated Construction Fund (4508)
- \$1,847,598.00 General Improvement Consolidated Construction Fund (4509)
- \$949,199.00 Public Library Consolidated Construction Fund (4507)
- \$912,380.00 Parks Consolidated Construction Fund (4502)
- \$51,353.00 Street Bridge Consolidated Construction Fund (4506)
- \$537,138.00 Fire Consolidated Construction Fund (4500)
- \$719,843.00 Emergency Alerting System Fund (4017)
- \$199,569.00 Police Consolidated Construction Fund (4504)
- \$185,941.00 Solid Waste Consolidated Construction Fund (4503)
  
- \$301,108.00 Miscellaneous Acquisition CP Series E Fund (4039)
- \$23,447.00 Equipment Acquisition Consolidated Fund (1800)
- \$127,324.00 Reimbursement of Equipment Project Funds (1850)
- \$8,988.00 Regional Participat Fund (2425)
- \$447,425.00 Water & Sewer System Consolidated Construction Fund (8500)
- \$8,521,232.00 HAS-Airport Improvement Fund (8011)

**The funds will be made available by supplemental allocations from various**

**\$9,186,713.00** departmental civic budgets, up to the maximum amount.

**\$25,000,000.00** TOTAL

**Contact Information:**

Adeola Otukoya, Division Manager, Finance/SPD (832)393-8786

Candice Gambrell, Assistant Director Finance/SPD (832)393-9129

Jedediah Greenfield, Chief Procurement Officer Finance/SPD (832)393-9126

**ATTACHMENTS:**

**Description**

**Type**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 1/5/2024

WS960951530 - Remote Sensing Data and Related  
Services (H-GAC) - ORDINANCE

Agenda Item#: 23.

### **Summary:**

ORDINANCE awarding contract to **HOUSTON-GALVESTON AREA COUNCIL** through Interlocal Purchase Agreement of Light Detection and Ranging Data Set for the Planning and Development Department; providing a maximum contract amount - \$71,000.00 - Central Service Revolving Fund

### **Background:**

**P31-WS960951530 - Approve an ordinance awarding a contract to Houston-Galveston Area Council (H-GAC) through the Interlocal Purchase Agreement in the amount not to exceed \$71,000.00 for the purchase of a Light Detection and Ranging data set (LiDAR) for the Planning and Development Department.**

### **Specific Explanation:**

The Director of Planning and Development Department and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a contract to **H-GAC** in an amount not to exceed **\$71,000.00** for the purchase of a LiDAR data set covering all territory within the City of Houston and the extra-territorial jurisdiction (ETJ) through the interlocal purchase agreement with the H-GAC for PDD. The term of this Agreement shall become effective on the Countersignature Date of this Agreement by all Parties and remain in full force and effective until December 31, 2025, or unless earlier terminated.

LiDAR is an engineering-level 3D Geographic Information Systems (GIS) data set. The process of capturing LiDAR data is complex as it requires the mobilization of specialized aircraft equipped with high-resolution laser scanning equipment, along with highly skilled personnel. The data set will be used across the City for accurate elevation, flood, and impervious surface analysis. The large data purchases will represent an area-wide snapshot of the surface of the region. The data will be delivered on a hard drive directly to the department. The last acquisition was in 2018, making the City's data six (6) years antiquated. Participation through the interlocal purchase agreement with numerous other local and state agencies will bring the cost to City to \$71,000.00 on what would otherwise be a stand-alone \$1.3M acquisition.

This recommendation is made pursuant to subsection 791.025 of the Texas Government Code, which provides that "a local government may agree with another local government or with the state or a state agency, including the comptroller, to purchase goods and services" and that such a

purchase “satisfies the requirement of the local government to seek competitive bids for the purchase of the goods and services.”

**M/WBE Participation:**

This Procurement is exempt from the MWBE subcontracting goal participation as the total project expenditures do not exceed the City’s \$100,000.00 threshold.

**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 Purchasing Agreement for this purchase.

**Fiscal Note:**

Funding for this item is included in the FY24 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

-----  
**Jedidiah Greenfield, Chief Procurement Officer**  
**Finance/Strategic Procurement Division**

**Department Approval Authority**

**Estimated Spending Authority**

<b>Department</b>	<b>FY24</b>	<b>Out Years</b>	<b>Total</b>
Planning and Development	\$71,000.00	\$0	\$71,000.00

**Amount and Source of Funding:**

**\$71,000.00**

Central Service Revolving Fund

Fund No.: 1002

**Contact Information:**

Adeola Otukoya, Division Manager	FIN/SPD (832) 393-8786
Candice Gambrell, Assistant Director	FIN/SPD (832) 393-9129
Jedediah Greenfield, Chief Procurement	FIN/SPD (832) 393-9126

**ATTACHMENTS:**

**Description**

**Type**

Coversheet

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ALL

Item Creation Date: 1/5/2024

WS960951530 - Remote Sensing Data and Related Services (H-GAC) - ORDINANCE

Agenda Item#:

**Background:**

**P31-WS960951530 - Approve an ordinance awarding a contract to Houston-Galveston Area Council (H-GAC) through the Interlocal Purchase Agreement in the amount not to exceed \$71,000.00 for the purchase of a Light Detection and Ranging data set (LiDAR) for the Planning and Development Department.**

**Specific Explanation:**

The Director of Planning and Development Department and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a contract to **H-GAC** in an amount not to exceed **\$71,000.00** for the purchase of a LiDAR data set covering all territory within the City of Houston and the extra-territorial jurisdiction (ETJ) through the interlocal purchase agreement with the H-GAC for PDD. This agreement is effective until HGAC performs the entirety of the work described herein unless earlier terminated. The Planning and Development Department estimates that this will take approximately nine (9) months.

LiDAR is an engineering-level 3D Geographic Information Systems (GIS) data set. The process of capturing LiDAR data is complex as it requires the mobilization of specialized aircraft equipped with high-resolution laser scanning equipment, along with highly skilled personnel. The data set will be used across the City for accurate elevation, flood, and impervious surface analysis. The large data purchases will represent an area-wide snapshot of the surface of the region. The data will be delivered on a hard drive directly to the department. The last acquisition was in 2018, making the City's data six (6) years antiquated. Participation through the interlocal purchase agreement with numerous other local and state agencies will bring the cost to City to \$71,000.00 on what would otherwise be a stand-alone \$1.3M acquisition.

This recommendation is made pursuant to subsection 791.025 of the Texas Government Code, which provides that "a local government may agree with another local government or with the state or a state agency, including the comptroller, to purchase goods and services" and that such a purchase "satisfies the requirement of the local government to seek competitive bids for the purchase of the goods and services."

**M/WBE Participation:**

This Procurement is exempt from the MWBE subcontracting goal participation as the total project expenditures do not exceed the City's \$100,000.00 threshold.

**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 Purchasing Agreement for this purchase.

**Fiscal Note:**

Funding for this item is included in the FY24 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

4/15/2024

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**Jedidiah Greenfield, Chief Procurement Officer**  
 Finance/Strategic Procurement Division

DocuSigned by:  
  
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**Department Approval Authority**

4/16/2024

**Estimated Spending Authority**

Department	FY24	Out Years	Total
Planning and Development	\$71,000.00	\$0	\$71,000.00

**Amount and Source of Funding:**

**\$71,000.00**

Central Service Revolving Fund

Fund No.: 1002

**Contact Information:**

Adeola Otukoya, Division Manager	FIN/SPD (832) 393-8786
Candice Gambrell, Assistant Director	FIN/SPD (832) 393-9129
Jedediah Greenfield, Chief Procurement	FIN/SPD (832) 393-9126

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
Certificate of Funds	Financial Information
Ownership Forms	Backup Material
Tax Report	Backup Material
Quote	Backup Material
Sole Source Justification	Backup Material
Partial Signed Agreement.	Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ETJ

Item Creation Date: 12/20/2023

HPW - 20WR477 – Petition Addition (459.224) Harris  
County Municipal Utility District No. 165

Agenda Item#: 24.

### **Summary:**

ORDINANCE consenting to the addition of 459.224 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 165**, for inclusion in its district

### **Background:**

**SUBJECT:** Petition for the City's consent to the addition of (2) tracts of land totaling 459.224 acres to Harris County Municipal Utility District No. 165.

**RECOMMENDATION:** Petition for the City's consent to the addition of (2) tracts of land totaling 459.224 acres to Harris County Municipal Utility District No. 165 be approved.

**SPECIFIC EXPLANATION:** Harris County Municipal Utility District No. 165 (the "District") was created through the TCEQ in 1978, and currently consists of 4,280.1551 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 (2) tracts of land totaling 459.224 acres of vacant land, proposed to be developed as single family residential, multi-family residential, and commercial property, to the District. The proposed annexation tract is located in the vicinity of Longenbaugh, Grand Parkway/ SH 99, West Road, and Westgreen. 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 Harris County Municipal Utility District 165 Wastewater Treatment Plant No. 2. Potable water is provided by the District.

The nearest major drainage facility for Harris County Municipal Utility District No. 165 is Langham Creek, which flows to South Mayde Creek, then to Buffalo Bayou, and finally into the Houston Ship Channel. Langham Creek is within the Addicks Reservoir watershed. The proposed annexation tracts are within the 100-year floodplain (0.7%) but not within the 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.

---

Randall V. Macchi  
Chief Operating Officer  
Houston Public Works

**Contact Information:**

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

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ETJ

Item Creation Date: 12/20/2023

HPW - 20WR477 – Petition Addition (459.224) Harris County Municipal Utility District No. 165

Agenda Item#:

**Background:**

**SUBJECT:** Petition for the City’s consent to the addition of (2) tracts of land totaling 459.224 acres to Harris County Municipal Utility District No. 165.

**RECOMMENDATION:** Petition for the City’s consent to the addition of (2) tracts of land totaling 459.224 acres to Harris County Municipal Utility District No. 165 be approved.

**SPECIFIC EXPLANATION:** Harris County Municipal Utility District No. 165 (the “District”) was created through the TCEQ in 1978, and currently consists of 4,280.1551 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 (2) tracts of land totaling 459.224 acres of vacant land, proposed to be developed as single family residential, multi-family residential, and commercial property, to the District. The proposed annexation tract is located in the vicinity of Longenbaugh, Grand Parkway/ SH 99, West Road, and Westgreen. The addition of land to the District does not release it from the City’s extraterritorial jurisdiction.

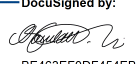
The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The District has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the Harris County Municipal Utility District 165 Wastewater Treatment Plant No. 2. Potable water is provided by the District.

The nearest major drainage facility for Harris County Municipal Utility District No. 165 is Langham Creek, which flows to South Mayde Creek, then to Buffalo Bayou, and finally into the Houston Ship Channel. Langham Creek is within the Addicks Reservoir watershed. The proposed annexation tracts are within the 100-year floodplain (0.7%) but not within the 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.

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5/21/2024  
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Randall V. Macchi  
Chief Operating Officer  
Houston Public Works

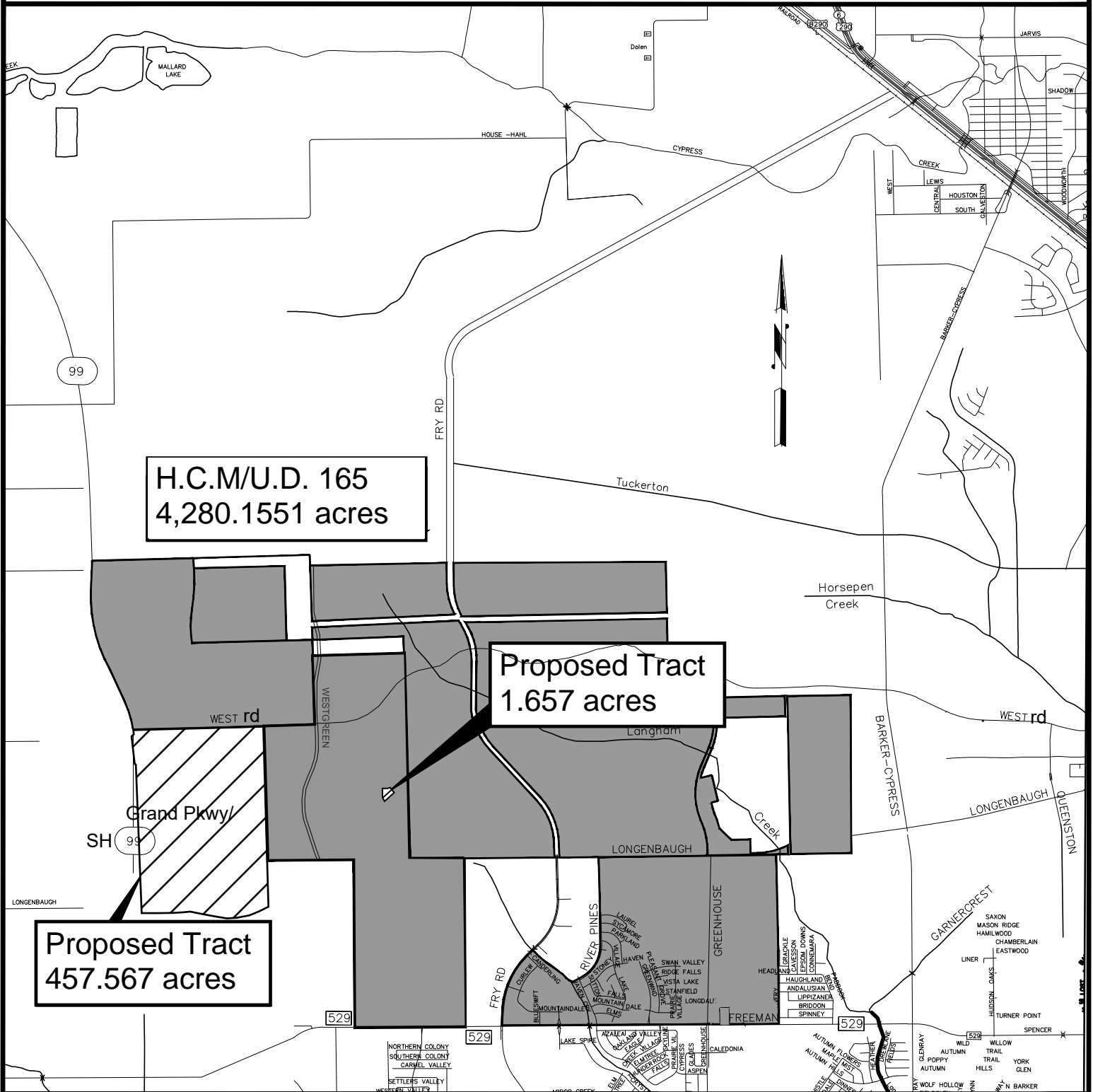
**Contact Information:**

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

**ATTACHMENTS:**

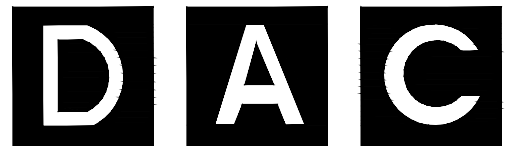
Description	Type
Maps	Backup Material
Application	Backup Material
Petition	Backup Material
Backup Material	Backup Material
Fact Sheet	Backup Material
Ordinance	Ordinance/Resolution/Motion

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 165  
(KEY MAP PAGE NO. 405 D, 406 A&B)



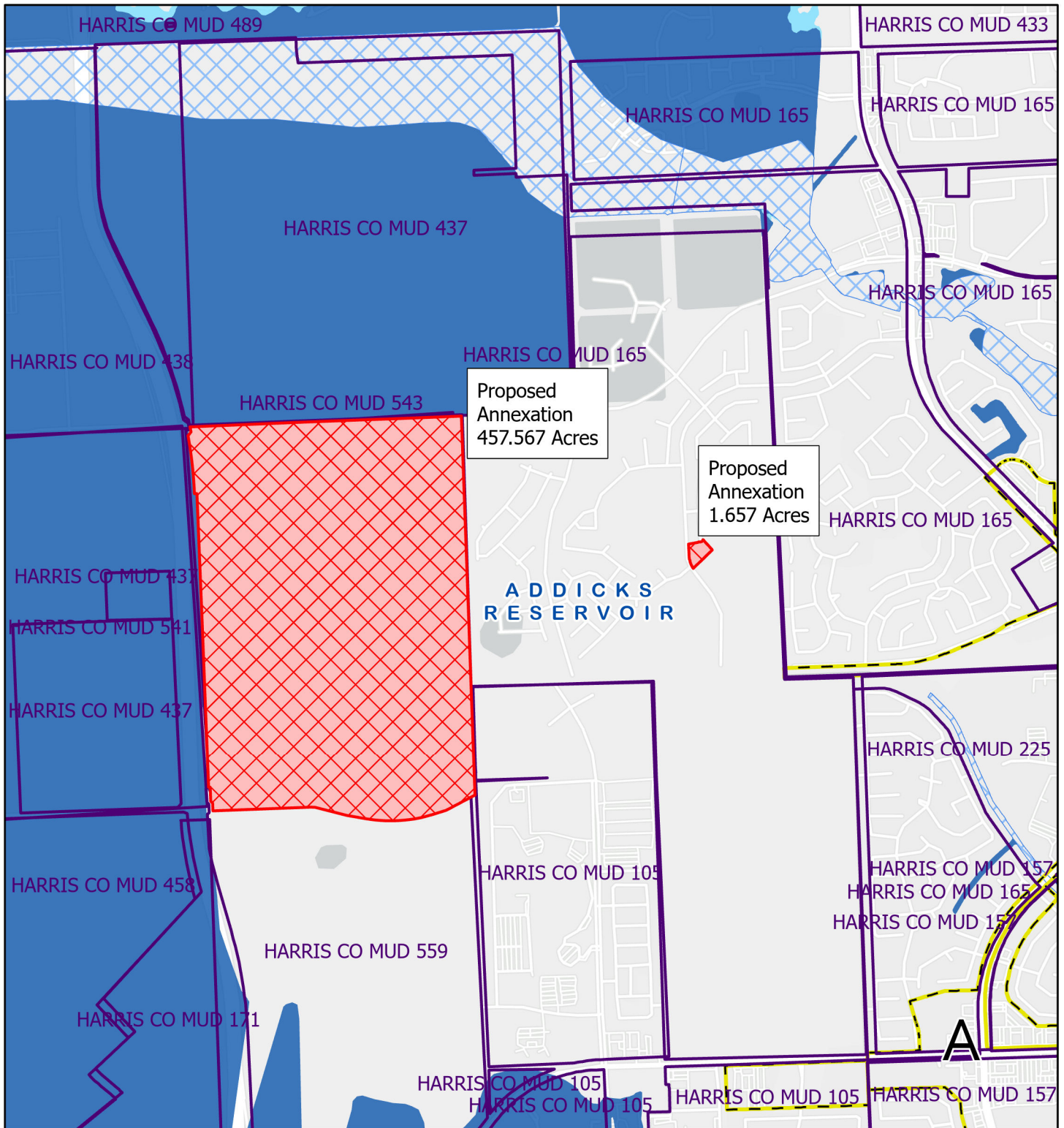
VICINITY MAP  
N.T.S.

Annexation of 459.224 acres












16420 Park Row Pl, Suite 250, Houston, TX 77084. Phone 281.506.7119  
Firm TBPE Registration No. F-12959 www.dacengineers.com

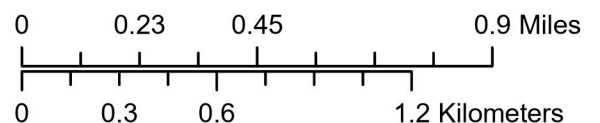
# Harris County Municipal Utility District No. 165 (459.224 acres)



11/17/2023 9:22 AM

1:23,273

-  Watersheds
-  Texas Senate Districts
-  Texas House Districts
- Flood Hazard Zones**
-  100 Year Floodplain
-  500 Year Floodplain
-  Floodway
-  City Limits
-  Council Districts
-  Existing District





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/7/2024

HPW - 20WWO1141 Amendment to Ordinance - PM  
Construction

Agenda Item#: 25.

### **Summary:**

ORDINANCE amending Ordinance No. 2024-0211 to correct Outline Agreement Number for contract between City of Houston and **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal (as approved by Ordinance No. 2024-0211)

### **Background:**

**SUBJECT:** An Amendment to Ordinance No. 2024-0211 for Wastewater Collection System Rehabilitation and Renewal.

**RECOMMENDATION:** (Summary) Approve an Amendment for Ordinance No. 2024-0211 to correct the Outline Agreement Number.

**SPECIFIC EXPLANATION:** The material testing laboratory Outline Agreement Number listed in Ordinance No. 2024-0211 was incorrectly referenced as Outline Agreement Number 4600017029. The correct Outline Agreement Number for the material testing laboratory contract with Alliance Laboratories, Inc. is Outline Agreement Number 4600017021.

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

---

Randall V. Macchi, Chief Operating Officer  
Houston Public Works

WBS No. R-000266-0377-4

### **Prior Council Action:**

Ordinance No. 2024-0211, dated 04-10-2024

### **Contact Information:**

Dr. Joseph G. Majdalani, P.E.  
Senior Assistant Director, Houston Water  
Phone: (832)395-8530

**ATTACHMENTS:**

**Description**

Signed Coversheet

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ALL

Item Creation Date: 5/7/2024

HPW - 20WWO1141 Amendment to Ordinance

Agenda Item#:

**Background:**

**SUBJECT:** An Amendment to Ordinance No. 2024-0211 for Wastewater Collection System Rehabilitation and Renewal.

**RECOMMENDATION:** (Summary) Approve an Amendment for Ordinance No. 2024-0211 to correct the Outline Agreement Number.

**SPECIFIC EXPLANATION:** The material testing laboratory Outline Agreement Number listed in Ordinance No. 2024-0211 was incorrectly referenced as Outline Agreement Number 4600017029. The correct Outline Agreement Number for the material testing laboratory contract with Alliance Laboratories, Inc. is Outline Agreement Number 4600017021.

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

DocuSigned by:

A handwritten signature in black ink, appearing to read "Randall V. Macchi".

5/14/2024

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Randall V. Macchi, Chief Operating Officer  
Houston Public Works

WBS No. R-000266-0377-4

**Prior Council Action:**

Ordinance No. 2024-0211, dated 04-10-2024

**Contact Information:**

Dr. Joseph G. Majdalani, P.E.  
Senior Assistant Director, Houston Water  
Phone: (832)395-8530

**ATTACHMENTS:**

Description	Type
Prior Council Action	Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ETJ

Item Creation Date: 10/31/2023

HPW – 20FAC2408 PES / CDM Smith Inc.

Agenda Item#: 26.

### **Summary:**

ORDINANCE appropriating \$3,984,641.85 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Engineering Services Contract between City of Houston and **CDM SMITH INC** for East Water Purification Plant (EWPP) Mechanical and Electrical Improvements for Plant 3; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

### **Background:**

**SUBJECT:** Professional Engineering Services Contract between the City and CDM Smith Inc. for East Water Purification Plant (EWPP) Mechanical and Electrical Improvements for Plant 3.

**RECOMMENDATION:** An ordinance approving a Professional Engineering Services Contract with CDM Smith Inc. for East Water Purification Plant (EWPP) Mechanical and Electrical Improvements for Plant 3 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Capital Improvement Plan (CIP) and is required to improve operability, sustainability and reliability for the EWPP.

**DESCRIPTION/SCOPE:** This project consists of evaluation and design of rehabilitation or replacement of mechanical and electrical components at Plant 3.

**LOCATION:** This project is located at: 2300 Federal Road, Houston, TX 77015.

**SCOPE OF CONTRACT AND FEE:** Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II – Final Design, Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with a not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III are based on a negotiated lump sum amount. The total Basic Services appropriation is \$3,375,422.00.

The Contract also includes certain Additional Services to be paid either as a lump sum or on a reimbursable basis. The total Additional Services appropriation is \$419,475.00.

The negotiated maximum for Phase I Services is \$895,942.00

The total cost of this project is \$3,984,641.85 to be appropriated as follows: \$3,794,897.00 for Contract services and \$189,744.85 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 26.00%. The Consultant has proposed a 26.40% MWBE plan to meet the goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. ISANI Consultants, LP	Engineering services	\$ 253,152.00	6.67%
2. Mbroh Engineering, Inc.	Engineering consulting services	\$ 209,010.00	5.51%
3. Kalluri Group, Inc.	Engineering services	\$ 390,660.00	10.29%
4. EJES Incorporated	Civil engineering services	\$ 23,646.00	0.62%
5. Geotest Engineering, Inc.	Geotechnical Drilling & Analysis	\$ 22,652.00	0.60%
6. Rods Subsurface Utility Engineering, Inc.	Land surveying services	\$ 83,814.00	2.21%
7. Kuo & Associates, Inc.	Surveying	\$ 19,100.00	0.50%
	<b>TOTAL</b>	<b>\$1,002,034.00</b>	<b>26.40%</b>

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

---

Randall V. Macchi,  
Chief Operating Officer  
Houston Public Works

WBS No. S-000056-0085-3

**Amount and Source of Funding:**

\$3,984,641.85 from Fund No. 8500 – Water and Sewer System Consolidated Construction

**Contact Information:**

Markos E. Mengesha P.E., CCM  
Assistant Director, Capital Projects  
Phone: (832) 395-2365

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
Signed Coversheet	Signed Cover sheet
Maps	Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ETJ

Item Creation Date: 10/31/2023

HPW – 20FAC2408 PES / CDM Smith Inc.

Agenda Item#:

### **Background:**

**SUBJECT:** Professional Engineering Services Contract between the City and CDM Smith Inc. for East Water Purification Plant (EWPP) Mechanical and Electrical Improvements for Plant 3.

**RECOMMENDATION:** An ordinance approving a Professional Engineering Services Contract with CDM Smith Inc. for East Water Purification Plant (EWPP) Mechanical and Electrical Improvements for Plant 3 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Capital Improvement Plan (CIP) and is required to improve operability, sustainability and reliability for the EWPP.

**DESCRIPTION/SCOPE:** This project consists of evaluation and design of rehabilitation or replacement of mechanical and electrical components at Plant 3.

**LOCATION:** This project is located at: 2300 Federal Road, Houston, TX 77015.

**SCOPE OF CONTRACT AND FEE:** Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II – Final Design, Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with a not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III are based on a negotiated lump sum amount. The total Basic Services appropriation is \$3,375,422.00.

The Contract also includes certain Additional Services to be paid either as a lump sum or on a reimbursable basis. The total Additional Services appropriation is \$419,475.00.

The negotiated maximum for Phase I Services is \$895,942.00

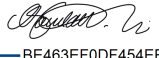
The total cost of this project is \$3,984,641.85 to be appropriated as follows: \$3,794,897.00 for Contract services and \$189,744.85 for CIP Cost Recovery.

**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 26.00%. The Consultant has proposed a 26.40% M/WBE plan to meet the goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total</u>
			<u>Contract</u>
1. ISANI Consultants, LP	Engineering services	\$ 253,152.00	6.67%
2. Mbroh Engineering, Inc.	Engineering consulting services	\$ 209,010.00	5.51%
3. Kalluri Group, Inc.	Engineering services	\$ 390,660.00	10.29%
4. EJES Incorporated	Civil engineering services	\$ 23,646.00	0.62%
5. Geotest Engineering, Inc.	Geotechnical Drilling & Analysis	\$ 22,652.00	0.60%
6. Rods Subsurface Utility Engineering, Inc.	Land surveying services	\$ 83,814.00	2.21%
7. Kuo & Associates, Inc.	Surveying	<u>\$ 19,100.00</u>	<u>0.50%</u>
	<b>TOTAL</b>	\$1,002,034.00	26.40%

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

DocuSigned by:  
 5/20/2024  
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Randall V. Macchi,  
Chief Operating Officer  
Houston Public Works

WBS No. S-000056-0085-3

**Amount and Source of Funding:**

\$3,984,641.85 from Fund No. 8500 – Water and Sewer System Consolidated Construction

**Contact Information:**

Markos E. Mengesha P.E., CCM  
Assistant Director, Capital Projects  
Phone: (832) 395-2365

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form and Tax Report	Backup Material
Pay or Play	Backup Material
Form 1295	Backup Material

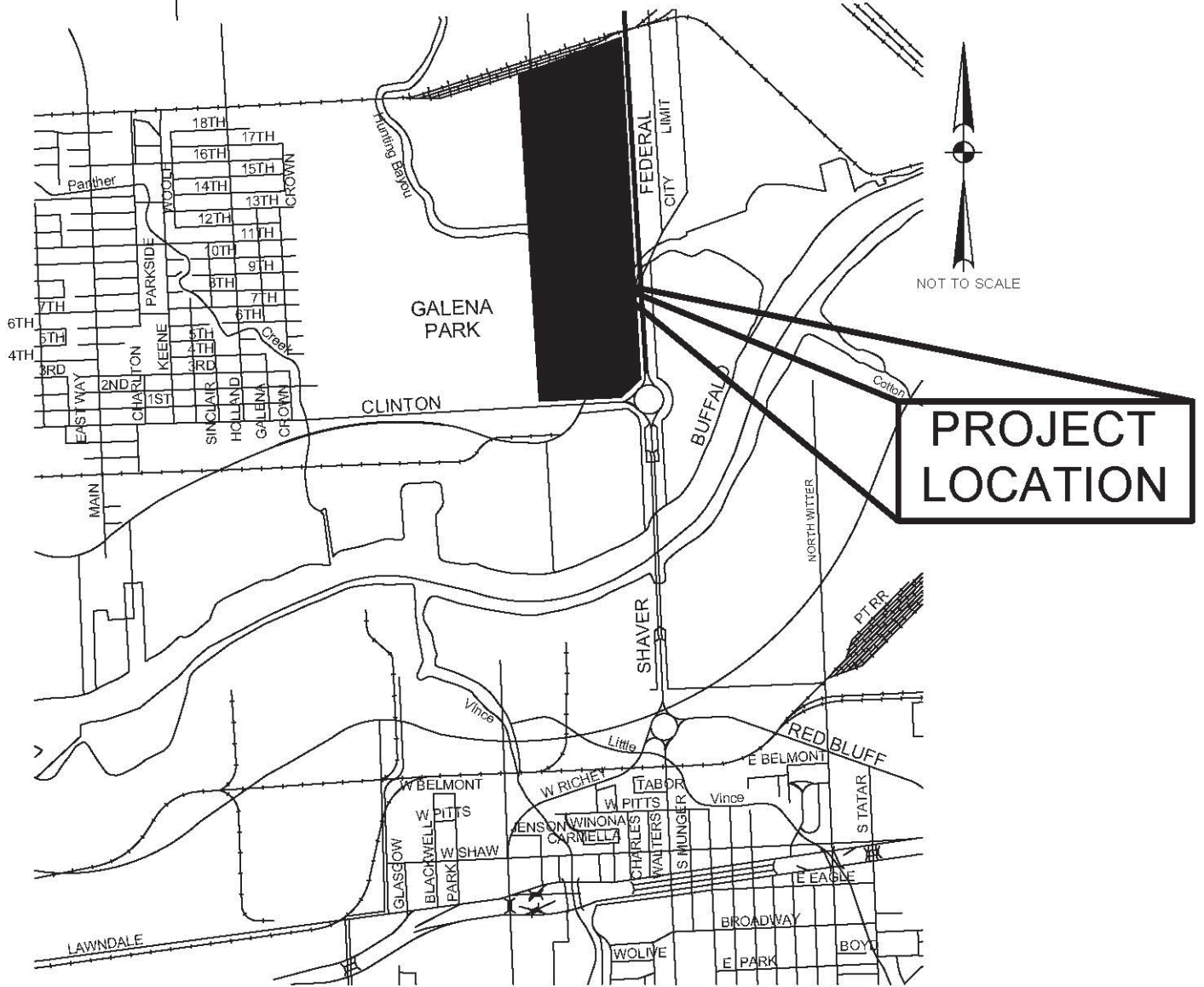


PROJECT LOCATION

### Council District Map

East Water Purification Plant (EWPP) Mechanical and Electrical Improvements for Plant 3  
WBS No. S-000056-0085-3  
Council District: E  
Project Address: 2300 Federal Road, Houston, TX 77015  
Key Map: 496U, 496Y

2300 Federal Road,  
Houston TX 77015



**PROJECT VICINITY MAP**

KEY MAP NO. 496U,Y  
GIMS MAP NO. 5756B

**PROJECT VICINITY MAP**



CITY OF HOUSTON  
 EAST WATER PURIFICATION PLANT (EWPP)  
 MECHANICAL AND ELECTRICAL  
 IMPROVEMENTS FOR PLANT 3  
 WBS NO. S-000056-0085-3

2300 Federal Road,  
 Houston TX 77015



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

District D

Item Creation Date: 12/10/2023

HPW – 20FAC2412 PES / Trilogy Engineering Services, LLC

Agenda Item#: 27.

### **Summary:**

ORDINANCE appropriating \$2,330,798.36 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Engineering Services Contract between City of Houston and **TRILOGY ENGINEERING SERVICES, LLC** for Chocolate Bayou Wastewater Treatment Plant Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EVANS-SHABAZZ**

### **Background:**

**SUBJECT:** Professional Engineering Services Contract between the City and Trilogy Engineering Services, LLC for Chocolate Bayou Wastewater Treatment Plant Improvements.

**RECOMMENDATION:** An ordinance approving a Professional Engineering Services Contract with Trilogy Engineering Services, LLC for Chocolate Bayou Wastewater Treatment Plant Improvements and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Capital Improvement Plan (CIP) for wastewater treatment plant facilities and is required to provide improvements to ensure regulatory compliance, while controlling operations and maintenance costs.

The work to be performed under this contract award is necessary to maintain compliance with Houston's wastewater consent decree with EPA and TCEQ.

**DESCRIPTION/SCOPE:** This project consists of the design of electrical, mechanical, structural, and piping improvements at Chocolate Bayou Wastewater Treatment Plant .

**LOCATION:** The project is located at 9600 Martin Luther King Boulevard, Houston Texas, 77033.

**SCOPE OF CONTRACT AND FEE:** Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II – Final Design, Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III are based on a negotiated lump sum amount. The total Basic Services appropriation is \$1,857,563.50.

The Contract also includes certain Additional Services to be paid either as a lump sum or on a reimbursable basis. The total Additional Services appropriation is \$362,244.46.

The negotiated maximum for Phase I Services is \$502,870.50.

The total cost of this project is \$2,330,798.36 to be appropriated as follows: \$2,219,807.96 for Contract services and \$110,990.40 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 26.00%. The Consultant has proposed a 28.07% MWBE plan to meet the goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Kalluri Group, Inc.	Engineering Services	\$ 465,060.00	20.95 %
2. United Engineers, Inc.	Land Surveying Services	\$ 28,144.60	1.26 %
3. HVJ Associates, Inc.	Geotechnical Testing Laboratories	\$ 10,424.00	0.47 %
4. Azcarate & Associates Consulting Engineers, LLC dba AACE	Mechanical Engineering Services	\$ 119,719.00	5.39 %
<b>TOTAL</b>		<b>\$ 623,347.60</b>	<b>28.07%</b>

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

---

Randall V. Macchi, Chief Operating Officer  
Houston Public Works

WBS No. R-000265-0160-3

**Amount and Source of Funding:**

\$2,330,798.36  
Water and Sewer System Consolidated Construction  
Fund No. 8500

**Contact Information:**

Markos E. Mengesha P.E., CCM  
Assistant Director, Capital Projects  
**Phone:** (832) 395-2365

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
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Maps	Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District D

Item Creation Date: 12/10/2023

HPW – 20FAC2412 PES / Trilogy Engineering Services, LLC

Agenda Item#:

### **Background:**

**SUBJECT:** Professional Engineering Services Contract between the City and Trilogy Engineering Services, LLC for Chocolate Bayou Wastewater Treatment Plant Improvements.

**RECOMMENDATION:** An ordinance approving a Professional Engineering Services Contract with Trilogy Engineering Services, LLC for Chocolate Bayou Wastewater Treatment Plant Improvements and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Capital Improvement Plan (CIP) for wastewater treatment plant facilities and is required to provide improvements to ensure regulatory compliance, while controlling operations and maintenance costs.

The work to be performed under this contract award is necessary to maintain compliance with Houston's wastewater consent decree with EPA and TCEQ.

**DESCRIPTION/SCOPE:** This project consists of the design of electrical, mechanical, structural, and piping improvements at Chocolate Bayou Wastewater Treatment Plant .

**LOCATION:** The project is located at 9600 Martin Luther King Boulevard, Houston Texas, 77033.

**SCOPE OF CONTRACT AND FEE:** Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II – Final Design, Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III are based on a negotiated lump sum amount. The total Basic Services appropriation is \$1,857,563.50.

The Contract also includes certain Additional Services to be paid either as a lump sum or on a reimbursable basis. The total Additional Services appropriation is \$362,244.46.

The negotiated maximum for Phase I Services is \$502,870.50.

The total cost of this project is \$2,330,798.36 to be appropriated as follows: \$2,219,807.96 for Contract services and \$110,990.40 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 26.00%. The Consultant has proposed a 28.07% M/WBE plan to meet the goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Kalluri Group, Inc.	Engineering Services	\$ 465,060.00	20.95 %
2. United Engineers, Inc.	Land Surveying Services	\$ 28,144.60	1.26 %
3. HVJ Associates, Inc.	Geotechnical Testing Laboratories	\$ 10,424.00	0.47 %
4. Azcarate & Associates Consulting Engineers, LLC dba AACE	Mechanical Engineering Services	\$ 119,719.00	5.39 %
	<b>TOTAL</b>	<b>\$ 623,347.60</b>	<b>28.07%</b>

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



DocuSigned by:



5/16/2024

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Randall V. Macchi, Chief Operating Officer  
Houston Public Works

WBS No. R-000265-0160-3

**Amount and Source of Funding:**

\$2,330,798.36 - Fund No. 8500 – Water and Sewer System Consolidated Construction

**Contact Information:**

Markos E. Mengesha P.E., CCM  
Assistant Director, Capital Projects  
Phone: (832) 395-2365

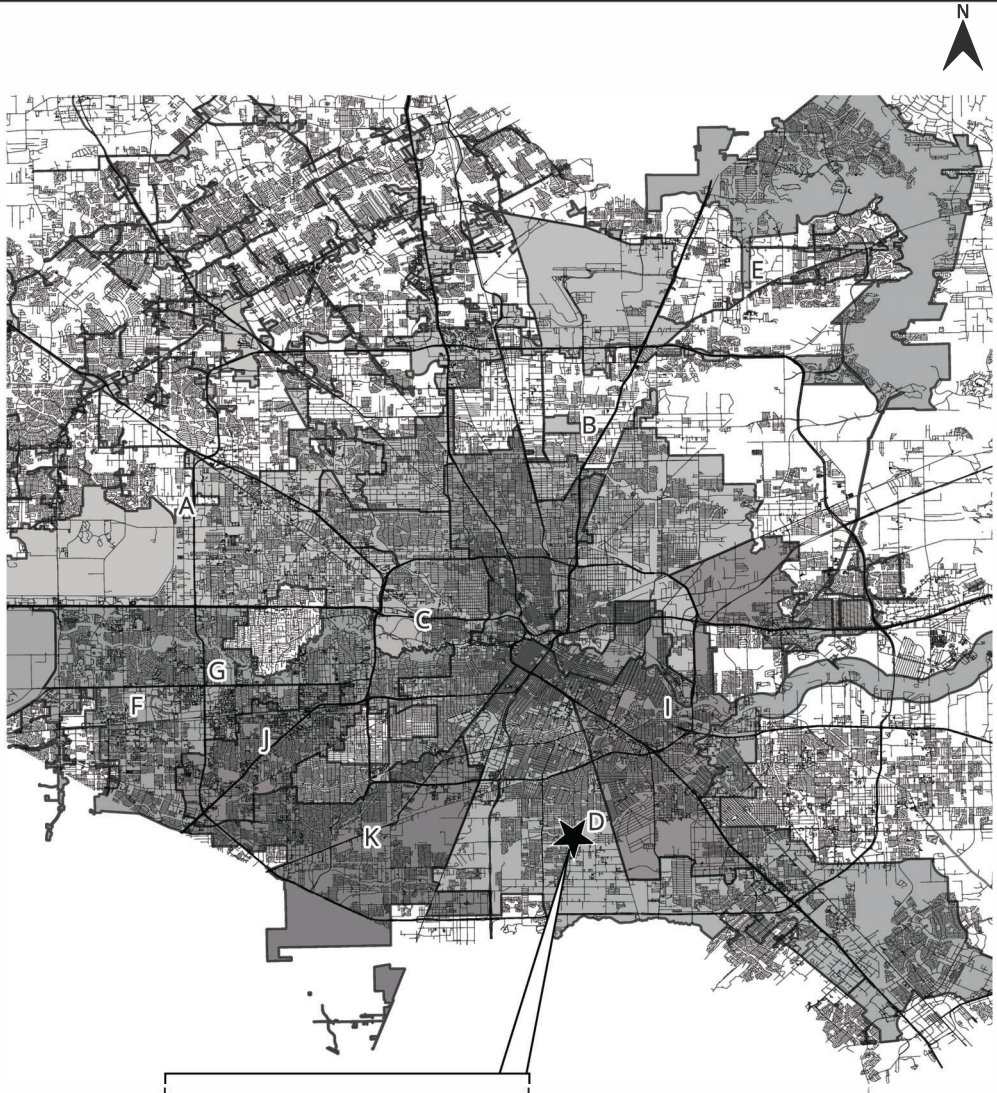
**ATTACHMENTS:**

**Description**

SAP Documents  
Maps  
OBO Documents  
Form B  
Ownership Information Form & Tax Report  
Pay or Play  
Form 1295

**Type**

Financial Information  
Backup Material  
Backup Material  
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**CHOCOLATE BAYOU WWTP  
(COUNCIL DISTRICT D)**

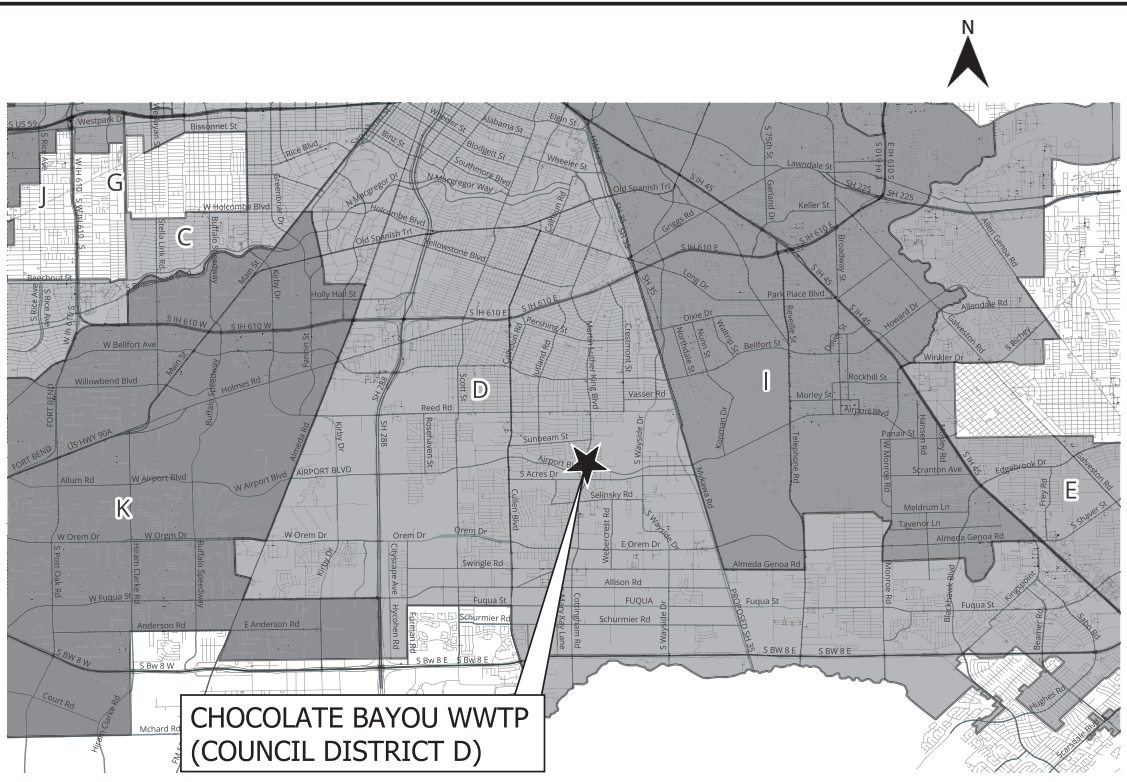
★ Chocolate Bayou WWTP

COH CITY COUNCIL DISTRICTS

- A - Amy Peck
- B - Tarsha Jackson
- C - Abbie Kamin
- D - Carolyn Evans-Shabazz
- E - Fred Flickinger
- F - Tiffany D. Thomas
- G - Mary Nan Huffman
- H - Mario Castillo Jr.
- I - Joaquin Martinez
- J - Edward Pollard
- K - Martha Castex-Tatum

- At Large Position 1: Julian Ramirez
- At Large Position 2: Willie Davis
- At Large Position 3: Twila Carter
- At Large Position 4: Letitia Plummer
- At Large Position 5: Sallie Alcorn

 <b>TRILOGY</b> 650 N. Sam Houston Parkway E Suite 300 Houston, Texas 77060	
<b>CITY OF HOUSTON</b> HOUSTON PUBLIC WORKS	
CHOCOLATE BAYOU WWTP CITY COUNCIL DISTRICT MAP PLANT LOCATION	
WBS NO: R-000265-0160-3	CITY OF HOUSTON PM
DRAWING SCALE: NONE	SAM KANU, P.E.
OCTOBER 2023	SHEET NO. 1 OF 1



★ Chocolate Bayou WWTP


COH CITY COUNCIL DISTRICTS

- A - Amy Peck
- B - Tarsha Jackson
- C - Abbie Kamin
- D - Carolyn Evans-Shabazz
- E - Fred Flickinger
- F - Tiffany D. Thomas
- G - Mary Nan Huffman
- H - Mario Castillo Jr.
- I - Joaquin Martinez
- J - Edward Pollard
- K - Martha Castex-Tatum

- At Large Position 1: Julian Ramirez
- At Large Position 2: Willie Davis
- At Large Position 3: Twila Carter
- At Large Position 4: Letitia Plummer
- At Large Position 5: Sallie Alcorn

VICINITY MAP

9600 MARTIN LUTHER KING BOULEVARD  
HOUSTON, TX 77033  
KEY MAP NO. 574E

 650 N. San Houston Parkway E Suite 300 Houston, Texas 77060	
<b>CITY OF HOUSTON</b> HOUSTON PUBLIC WORKS	
CHOCOLATE BAYOU WWTP PROJECT VICINITY MAP  COUNCIL DISTRICT D CAROLYN EVANS-SHABAZZ	
WBS NO: R-000265-0160-3	CITY OF HOUSTON PM
DRAWING SCALE: NONE	SAM KANU, P.E.
OCTOBER 2023	SHEET NO. 1 OF 1



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 4/22/2024

HPW – 20WVO1109 Contract Award / Reliance Construction Services, L.P.

Agenda Item#: 28.

### **Summary:**

ORDINANCE appropriating \$1,939,584.00 of Water & Sewer System Consolidated Construction Fund; awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for new Front Easement Reconnections; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

### **Background:**

**SUBJECT:** Contract Award for New Front Easement Reconnections.

**RECOMMENDATION:** Reject low bid, return bid bond, and award Construction Contract to the second low bidder, Reliance Construction Services, L.P., and appropriate funds.

**SPECIFIC EXPLANATION:** This project is part of the Substitute Service Line Program. For the health, safety and welfare of the citizens of Houston, this project is required to provide wastewater service line relocations (substitute services) to wastewater mains within the public right-of-way. The service line relocations from the back lot main to the front lot main are needed due to defected mains, access difficulties for repairs and maintenance and insufficient capacity.

**DESCRIPTION/SCOPE:** This project consists of the relocation of sewer services for approximately 150 properties throughout the City. The relocation includes the abandonment of the sewer service to the back lot main, and the installation of a new sewer service to the front lot main. The contract duration for this project is 730 calendar days.

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

**BIDS:** This project was advertised for bidding on October 6, 2023. Bids were received on November 2, 2023. The eight (8) bids are as follows:

	<u>Bidder</u>	<u>Bid Amount</u>
1.	To-Mex Construction, LLC	\$1,733,905.39 Non-responsive
2.	Reliance Construction Services, L.P.	\$1,740,531.29
3.	C&A Construction, LLC	\$1,767,899.13
4.	Faith Utilities LLC	\$1,855,764.29

4.	To-Mex Construction, LLC	\$1,800,704.29
5.	T Construction, LLC	\$1,946,510.28
6.	Lopez Utilities Contractor, LLC	\$2,070,385.75
7.	Nerie Construction, LLC	\$2,192,820.81
8.	Resicom, Inc.	\$2,758,902.93

**AWARD:** The apparent low bidder, To-Mex Construction, LLC was considered non-responsive per the City of Houston Code of Ordinance, Sec. 15.85 for not submitting an acceptable MWBE plan. Therefore, it is recommended that this Construction Contract be awarded to the second low bidder Reliance Construction Services, L.P, with a bid of \$1,740,531.29.

**PROJECT COST:** The total cost of this project is \$1,939,584.00 to be appropriated as follows:

·Bid Amount	\$ 1,740,531.29
·Contingencies	\$ 87,026.15
·Testing Services	\$ 25,000.00
·CIP Cost Recovery	\$ 87,026.56

Testing Services will be provided by A & R Engineering and Testing, Inc. under a previously approved contract.

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

**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City Contractors. In this case, the Contractor provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

**M/WSBE PARTICIPATION:** The Contractor has submitted the following proposed program to satisfy the 17% MBE goal and 7% WBE goal for this project.

	<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Castaneda Trucking Boring and Tunneling	Boring and tunneling	\$ 87,026.56	5.00%
2.	Reliance Construction Services, L.P.	Sewer lines and related structures	\$208,863.75	12.00%
		<b>TOTAL</b>	<b>\$295,890.31</b>	<b>17.00%</b>

	<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	KMA Contractors Services, Inc.	Bricks, stone, and related construction material	\$ 52,215.94	3.00%

	<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	R Concrete Repairs	Concrete work	\$ 69,621.25	4.00%

**TOTAL \$417,727.50 24.00%**

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

All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

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Randall V. Macchi  
Chief Operating Officer  
Houston Public Works

WBS No. R-002015-0033-4  
File No. 5159-11

**Amount and Source of Funding:**

\$1,939,584.00 - Fund No. 8500 – Water and Sewer System Consolidated Construction Fund

**Contact Information:**

Dr. Joseph G. Majdalani, P.E.  
Senior Assistant Director, Houston Water  
Phone: (832) 395-8530

**ATTACHMENTS:**

**Description**

Signed Coversheet  
Maps

**Type**

Signed Cover sheet  
Backup Material



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 4/22/2024

HPW – 20WWO1109 Contract Award / Reliance Construction Services, L.P.

Agenda Item#:

### **Background:**

**SUBJECT:** Contract Award for New Front Easement Reconnections.

**RECOMMENDATION:** Reject low bid, return bid bond, and award Construction Contract to the second low bidder, Reliance Construction Services, L.P., and appropriate funds.

**SPECIFIC EXPLANATION:** This project is part of the Substitute Service Line Program. For the health, safety and welfare of the citizens of Houston, this project is required to provide wastewater service line relocations (substitute services) to wastewater mains within the public right-of-way. The service line relocations from the back lot main to the front lot main are needed due to defected mains, access difficulties for repairs and maintenance and insufficient capacity.

**DESCRIPTION/SCOPE:** This project consists of the relocation of sewer services for approximately 150 properties throughout the City. The relocation includes the abandonment of the sewer service to the back lot main, and the installation of a new sewer service to the front lot main. The contract duration for this project is 730 calendar days.

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

**BIDS:** This project was advertised for bidding on October 6, 2023. Bids were received on November 2, 2023. The eight (8) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
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3. C&A Construction, LLC	\$1,767,899.13
4. Faith Utilities, LLC	\$1,855,764.29
5. T Construction, LLC	\$1,946,510.28
6. Lopez Utilities Contractor, LLC	\$2,070,385.75
7. Nerie Construction, LLC	\$2,192,820.81
8. Resicom, Inc.	\$2,758,902.93

**AWARD:** The apparent low bidder, To-Mex Construction, LLC was considered non-responsive per the City of Houston Code of Ordinance, Sec. 15.85 for not submitting an acceptable MWBE plan. Therefore, it is recommended that this Construction Contract be awarded to the second low bidder Reliance Construction Services, L.P. with a bid of \$1,740,531.29.

**PROJECT COST:** The total cost of this project is \$1,939,584.00 to be appropriated as follows:

·Bid Amount	\$ 1,740,531.29
·Contingencies	\$ 87,026.15
·Testing Services	\$ 25,000.00
·CIP Cost Recovery	\$ 87,026.56

Testing Services will be provided by A & R Engineering and Testing, Inc. under a previously approved contract.

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

**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City Contractors. In this case, the Contractor provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

**M/WSBE PARTICIPATION:** The Contractor has submitted the following proposed program to satisfy the 17% MBE goal and 7% WBE goal for this project.


	<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
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2.	Reliance Construction Services, L.P.	Sewer lines and related structures	\$208,863.75	12.00%
<b>TOTAL</b>			<b>\$295,890.31</b>	<b>17.00%</b>

	<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	KMA Contractors Services, Inc.	Bricks, stone, and related construction material	\$ 52,215.94	3.00%

	<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	R Concrete Repairs	Concrete work	\$ 69,621.25	4.00%
<b>TOTAL</b>			<b>\$417,727.50</b>	<b>24.00%</b>

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

All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

DocuSigned by:  
  
 5/21/2024  
 BE463EF0DF454EB...  
 Randall V. Macchi  
 Chief Operating Officer  
 Houston Public Works

WBS No. R-002015-0033-4  
 File No. 5159-11

**Amount and Source of Funding:**  
 \$1,939,584.00 - Fund No. 8500 – Water and Sewer System Consolidated Construction Fund

**Contact Information:**  
 Dr. Joseph G. Majdalani, P.E.  
 Senior Assistant Director, Houston Water  
 Phone: (832) 395-8530

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Bid Extension	Backup Material
Bid Tabulations	Backup Material
Form 1295	Backup Material



# City of Houston Council Districts

## District

- A - Amy Peck
- B - Tarsha Jackson
- C - Abbie Kamin
- D - Carolyn Evans-Shabazz
- E - Fred Flickinger
- F - Tiffany D. Thomas
- G - Mary Nan Huffman
- H - Mario Castillo Jr.
- I - Joaquin Martinez
- J - Edward Pollard
- K - Martha Castex-Tatum

At Large Position 1: Julian Ramirez  
 At Large Position 2: Willie Davis  
 At Large Position 3: Twila Carter  
 At Large Position 4: Letitia Plummer  
 At Large Position 5: Sallie Alcorn

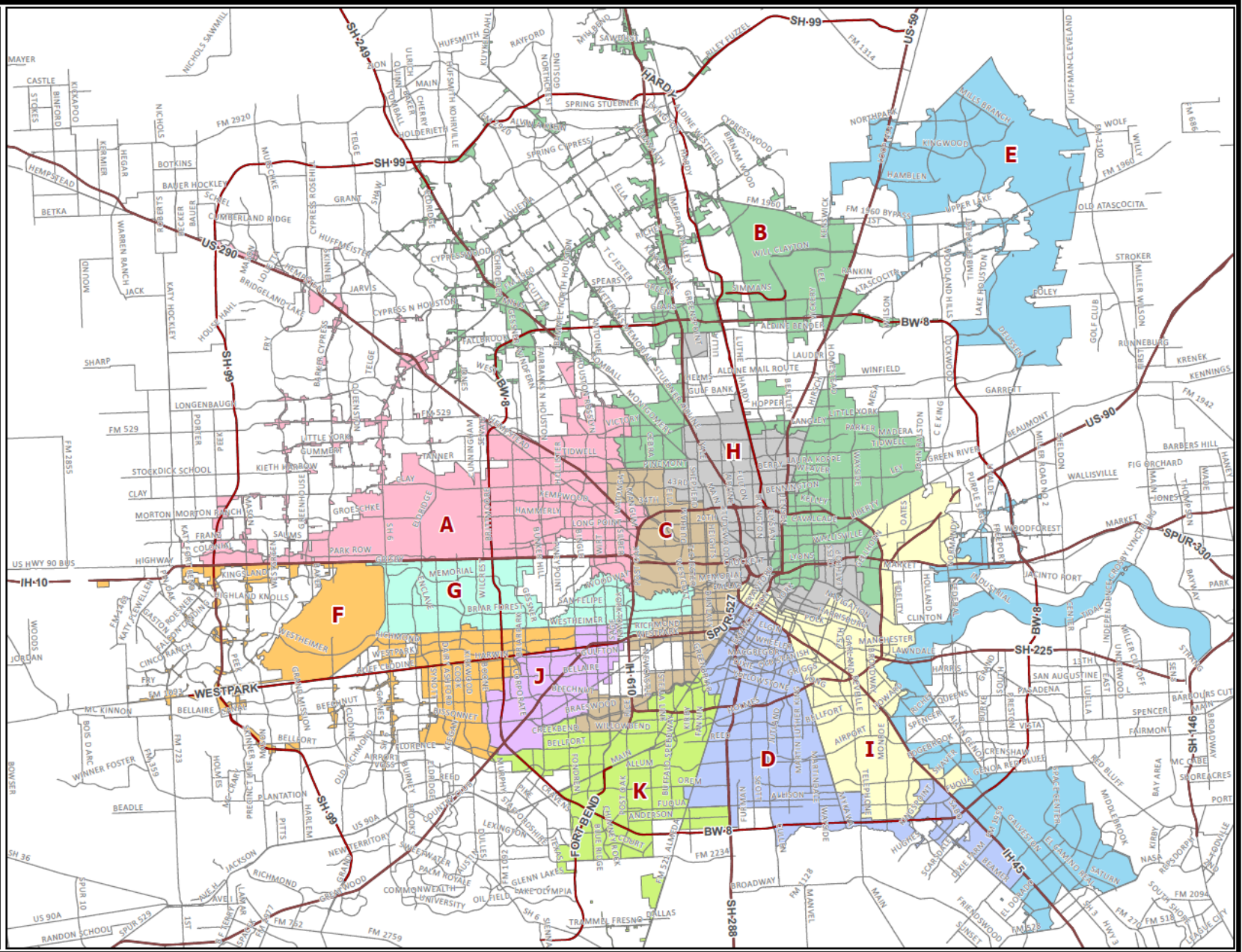
Source: COHGIS Database  
 Date: January 2024  
 Reference: pj26286



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



**PLANNING &  
DEVELOPMENT  
DEPARTMENT**



## New Front Easement Reconnections

WBS No. R-002015-0033-4

File No. 5159-11



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/16/2024

ARA – Equix Integrity Southeast, Inc. SWF

Agenda Item#: 29.

### **Summary:**

ORDINANCE granting to **EQUIX INTEGRITY SOUTHEAST, INC.**, a Foreign For-Profit Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

\_\_\_\_\_ -

---

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

**Description**

5.21.2024 Equix Integrity Southeast, Inc.  
SWF\_signed RCA

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/16/2024

ARA – Equix Integrity Southeast, Inc. SWF

Agenda Item#: 9.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:  
  
606AE9EC66A94CC

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/16/2024

ARA – Peek-A-Poo Rentals LLC SWF

Agenda Item#: 30.

### **Summary:**

ORDINANCE granting to **PEEK-A-POO RENTALS LLC**, a Texas limited liability company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Peek-A-Poo Rentals LLC. Article VII of Chapter 39 of the City Code of Ordinances makes it unlawful for any commercial solid waste operator to collect, haul or transport solid waste or industrial waste from commercial properties located within the City without first having obtained a franchise for that purpose upon the consent of the City Council.

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

\_\_\_\_\_  
\_\_\_\_\_

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

**Other Authorization**

**Contact Information:**

Naelah Yahya Phone: (832) 393-8530  
Rosalinda Salazar Phone: (832) 393-8529

**ATTACHMENTS:**

**Description**

5.21.2024 Peek-A-Poo Rentals LLC  
SWF\_signed RCA

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/16/2024

ARA – Peek-A-Poo Rentals LLC SWF

Agenda Item#: 10.

**Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Peek-A-Poo Rentals LLC. Article VII of Chapter 39 of the City Code of Ordinances makes it unlawful for any commercial solid waste operator to collect, haul or transport solid waste or industrial waste from commercial properties located within the City without first having obtained a franchise for that purpose upon the consent of the City Council.

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:  
*Tina Paez*  
606AE9EC66A94CC

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/16/2024

ARA – The Dumpster Guys, LLC SWF

Agenda Item#: 31.

### **Summary:**

ORDINANCE granting to **DUMPSTER GUYS, LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinance, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

\_\_\_\_\_ -  
\_\_\_\_\_



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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

**Description**

**Type**

5.21.2024 The Dumpster Guys, LLC  
SWF\_signed RCA

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/16/2024

ARA – The Dumpster Guys, LLC SWF

Agenda Item#: 11.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:

*Tina Paez*

606AE9FC66A94CC

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Leeds Environmental Services, LLC SWF

Agenda Item#: 32.

### **Summary:**

ORDINANCE granting to **LEEDS ENVIRONMENTAL SERVICES, LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

\_\_\_\_\_ -

---

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
5.21.2024 Leeds Environmental Services, LLC SWF_signed RCA	Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Leeds Environmental Services, LLC SWF

Agenda Item#: 12.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:  
*Tina Paez*  
606AE9FC66A94CC...

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Houston Harris County Septic Tank Service LLC  
SWF

Agenda Item#: 33.

### **Summary:**

ORDINANCE granting to **HOUSTON HARRIS COUNTY SEPTIC TANK SERVICE LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Houston Harris County Septic Tank Service LLC. Article VII of Chapter 39 of the City Code of Ordinances makes it unlawful for any commercial solid waste operator to collect, haul or transport solid waste or industrial waste from commercial properties located within the City without first having obtained a franchise for that purpose upon the consent of the City Council.

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

---

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

**Description**

**Type**

5.21.2024 Houston Harris County Septic Tank  
Service LLC SWF\_signed RCA

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Houston Harris County Septic Tank Service LLC SWF

Agenda Item#: 13.

**Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Houston Harris County Septic Tank Service LLC. Article VII of Chapter 39 of the City Code of Ordinances makes it unlawful for any commercial solid waste operator to collect, haul or transport solid waste or industrial waste from commercial properties located within the City without first having obtained a franchise for that purpose upon the consent of the City Council.

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:  
*Tina Paez*  
606AE9EC66A94CC

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Sorto's Trucking, Inc. SWF

Agenda Item#: 34.

### **Summary:**

ORDINANCE granting to **SORTO'S TRUCKING, INC**, a Texas Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

\_\_\_\_\_  
\_\_\_\_\_

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

**Other Authorization**

**Contact Information:**

Naelah Yahya Phone: (832) 393-8530  
Rosalinda Salazar Phone: (832) 393-8529

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
5.21.2024 Sorto's Trucking, Inc. SWF_signed RCA	Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Sorto’s Trucking, Inc. SWF

Agenda Item#: 14.

**Background:**

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

ARA’s Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:  
*Tina Paez*  
606AE9FC66A94CC

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

**Other Authorization**

**Contact Information:**

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## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Performance Contracting, Inc. SWF

Agenda Item#: 35.

### **Summary:**

ORDINANCE granting to **PERFORMANCE CONTRACTING, INC.**, a Texas Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

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\_\_\_\_\_

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

**Other Authorization**

**Contact Information:**

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Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

**Description**

5.21.2024 Performance Contracting, Inc.  
SWF\_signed RCA

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Performance Contracting, Inc. SWF

Agenda Item#: 15.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:  
*Tina Paez*  
608AE9FC66A94CC...

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

**Other Authorization**

**Contact Information:**

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## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – United Site Services of Texas, Inc. SWF

Agenda Item#: 36.

### **Summary:**

ORDINANCE granting to **UNITED SITE SERVICES OF TEXAS, INC**, a Texas Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

**Description**

**Type**

5.21.2024 United Site Services of Texas, Inc.  
SWF\_signed RCA

Signed Cover sheet





**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – United Site Services of Texas, Inc. SWF

Agenda Item#: 16.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:  
*Tina Paez*  
606AE9FC66A94CC...

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
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## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Arcann Companies LLC SWF

Agenda Item#: 37.

### **Summary:**

ORDINANCE granting to **ARCANN COMPANIES LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

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\_\_\_\_\_

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
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**ATTACHMENTS:**

**Description**

5.21.2024 Arcann Companies LLC  
SWF\_signed RCA

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Arcann Companies LLC SWF

Agenda Item#: 17.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:  
*Tina Paez*

606AE9FC66A04CC...

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

**Other Authorization**

**Contact Information:**

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Rosalinda Salazar      Phone: (832) 393-8529



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Wastewater Transport Services, LLC SWF

Agenda Item#: 38.

### **Summary:**

ORDINANCE granting to **WASTEWATER TRANSPORT SERVICES, LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
5.21.2024 Wastewater Transport Services, LLC SWF_signed RCA	Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Wastewater Transport Services, LLC SWF

Agenda Item#: 18.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:  
*Tina Paez*  
606AE9EC66A94CC

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

**Other Authorization**

**Contact Information:**

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## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Specialized Waste Systems, Inc. SWF

Agenda Item#: 39.

### **Summary:**

ORDINANCE granting to **SPECIALIZED WASTE SYSTEMS, INC.**, a Foreign For-Profit Corporation, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

**Description**

5.21.2024 Specialized Waste Systems, Inc.  
SWF\_signed RCA

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Specialized Waste Systems, Inc. SWF

Agenda Item#: 19.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:

Handwritten signature of Tina Paez in black ink.

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – San Marcos Grease Service LLC SWF

Agenda Item#: 40.

### **Summary:**

ORDINANCE granting to **SAN MARCOS GREASE SERVICE LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

**Description**

5.21.2024 San Marcos Grease Service LLC  
SWF\_signed RCA

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – San Marcos Grease Service LLC SWF

Agenda Item#: 20.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:

*Tina Paez*

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Southwaste Disposal, LLC SWF

Agenda Item#: 41.

### **Summary:**

ORDINANCE granting to **SOUTHWASTE DISPOSAL, LLC**, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

### **Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

### **Departmental Approval Authority:**

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529

**ATTACHMENTS:**

**Description**

5.21.2024 Southwaste Disposal, LLC  
SWF\_signed RCA

**Type**

Signed Cover sheet



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/21/2024

ARA – Southwaste Disposal, LLC SWF

Agenda Item#: 21.

**Background:**

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

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 189 solid waste operator franchises. For FY 2024, the total solid waste franchise revenue to the City is projected to be \$9,237,251.

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

**Departmental Approval Authority:**

DocuSigned by:

*Tina Paez*

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

**Other Authorization**

**Contact Information:**

Naelah Yahya      Phone: (832) 393-8530  
Rosalinda Salazar      Phone: (832) 393-8529





## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/13/2024

LGL - Bracewell LLP Bond Counsel Engagement Letter -  
PIB 2024

Agenda Item#: 42.

### **Summary:**

ORDINANCE approving and authorizing agreement between City of Houston and **BRACEWELL LLP** for Bond Counsel Services for Various Departments; providing a maximum contract amount **Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to issue bonds for public purposes as authorized by State law and as further set forth in the ordinance to finance or refinance current expenses. The proposed bond counsel, Bracewell LLP (“Bracewell”) is a full-service firm that includes a public finance practice and has the necessary competence, qualification and experience to serve as bond counsel for the City. Bracewell has previously represented the City in connection with the issuance of various bonds and other obligations. The engagement of Bracewell is in the best interest of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.**

**TAGGED BY COUNCIL MEMBER THOMAS**

This was Item 24 on Agenda of May 29, 2024

### **Background:**

RFQ received for S67-26565 – Approve Agreement with Bracewell LLP for bond counsel services in an amount not to exceed \$790,000.00.

### **SPECIFIC EXPLANATION:**

The City Attorney recommends City Council approve an ordinance approving and authorizing a legal services agreement with Bracewell LLP (“Firm”) for bond counsel services in an amount not to exceed \$790,000.00, for the purpose of representing the City in connection with the issuance of General Obligation Public Improvement Revenue and Refunding Bonds, in one or more series.

### **MWBE Information:**

This contract is issued with a 24% MWBE participation goal. The Firm will utilize the services of co-bond counsel, Edgardo E. Colon, P.C.

PAY OR PLAY:

The contract requires compliance with the City's Pay or Play Ordinance regarding health benefits for employees of City contractors. In this case, the Firm provides health benefits for eligible employees in compliance with City policy.

HIRE HOUSTON FIRST:

This procurement is exempt from the City's Hire Houston First Ordinance. The Legal Department is utilizing a professional services procurement.

REQUIRED AUTHORIZATION:

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Arturo G. Michel, City Attorney

**Amount and Source of Funding:**

Funding for this item is contingent on the closing of the above-referenced transaction. Payment for services will not exceed \$790,000.000 and will be paid from the proceeds of said bonds.

**Contact Information:**

Rahat Huq, 832-393-6428  
Eric Nguyen, 832-393-6412  
Brad Bebee, 832-393-6311

**ATTACHMENTS:**

**Description**

**Type**



## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

ALL

Item Creation Date: 5/13/2024

LGL – Norton Rose Fulbright US LLP Special Disclosure  
Counsel Engagement Letter – PIB 2024

Agenda Item#: 43.

### **Summary:**

ORDINANCE approving and authorizing agreement between City of Houston and **NORTON ROSE FULBRIGHT US LLP** for Special Disclosure Counsel Services for Various Departments; providing a maximum contract amount

**Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to issue bonds for public purposes as authorized by State law, in accordance with federal securities law, and as further set forth in the ordinance to finance or refinance various public projects. The proposed disclosure counsel, Norton Rose Fulbright US LLP (“Norton Rose Fulbright”), is a full service firm that includes a national public finance practice and has the necessary competence, qualification and experience to serve as disclosure counsel for the City. Norton Rose Fulbright has previously represented the City in connection with the issuance of various bonds and other obligations for several years. The engagement of Norton Rose Fulbright is in the best interest of the residents of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.**

**TAGGED BY COUNCIL MEMBER THOMAS**

This was Item 25 on Agenda of May 29, 2024

### **Background:**

RFQ received for S67-26565 – Approve Agreement with Norton Rose Fulbright US LLP for special disclosure counsel services in an amount not to exceed \$250,000.00.

### **SPECIFIC EXPLANATION:**

The City Attorney recommends City Council approve an ordinance approving and authorizing a legal services agreement with Norton Rose Fulbright US LLP (“Firm”) for special disclosure counsel services in an amount not to exceed \$250,000.00, for the purpose of representing the City in connection with the issuance of General Obligation Public Improvement Revenue and Refunding Bonds, in one or more series.

MWBE Information:

This contract is issued with a 24% MWBE participation goal. The Firm will utilize the services of co-disclosure counsel, the Cantu Harden Montoya LLP.

PAY OR PLAY:

The contract requires compliance with the City's Pay or Play Ordinance regarding health benefits for employees of City contractors. In this case, the Firm provides health benefits for eligible employees in compliance with City policy.

HIRE HOUSTON FIRST:

This procurement is exempt from the City's Hire Houston First Ordinance. The Legal Department is utilizing a professional services procurement.

REQUIRED AUTHORIZATION:

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Arturo G. Michel, City Attorney

**Amount and Source of Funding:**

Funding for this item is contingent on the issuance of the above-referenced bonds. Payment for services will not exceed \$250,000.00 and will be paid from the proceeds of said bonds.

**Contact Information:**

Eric Nguyen, 832-393-6412  
Rahat Huq, 832-393-6428

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
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## CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 6/4/2024

Item Creation Date:

Proposition A Council Member item - NTMP

Agenda Item#: 44.

### **Summary:**

**ORDINANCE AMENDING CHAPTER 45, ARTICLE XV OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Neighborhood Traffic Management Program

### **ATTACHMENTS:**

#### **Description**

Signed Prop A Council Member request  
Chapter 45 Redline

#### **Type**

Signed Cover sheet  
Backup Material



**CITY OF HOUSTON – CITY COUNCIL**

Meeting Date: June 5, 2024

Item Creation Date: 4/3/24

HPW – Amending Code of Ordinances Chapter 45  
*Related to the Neighborhood Traffic Management Program (NTMP)*

**Proposal:** To amend Chapter 45, Article XV, Neighborhood Traffic Management Program, of the City of Houston Code of Ordinances as shown in the attached Exhibit A.

Council Member Edward Pollard, District J

Handwritten signature of Edward Pollard in black ink.

Council Member Tiffany Thomas, District F

Handwritten signature of Tiffany Thomas in black ink.

Council Member Carolyn Evans-Shabazz, District D

Handwritten signature of Carolyn Evans-Shabazz in black ink.

Council Member Fred Flickinger, District E

Handwritten signature of Fred Flickinger in black ink.

Council Member Tarsha Jackson, District B

Handwritten signature of Tarsha Jackson in black ink.

## ***Exhibit A***

### ***ARTICLE XV. NEIGHBORHOOD TRAFFIC MANAGEMENT PROGRAM***

#### ***DIVISION 1. GENERALLY***

##### **Sec. 45-361. Definitions.**

As used in this article, the following words and terms shall have the meanings ascribed to them in this section unless the context of their usage clearly indicates a different meaning:

*Applicant* means one or more property owners or residents within a neighborhood area, a duly authorized representative of a neighborhood association or the director who makes a request for the construction of a project.

*Designated street* means that portion of a particular street within the right-of-way of which a device is proposed to be constructed under this article. Designated streets may include the rights-of-way of local or minor collector streets, but may not include any portion of a major collector street or a major thoroughfare.

*Device* means a traffic calming device, consisting of the physical structure or other improvement constructed, placed or located, whether on a temporary or a permanent basis, upon a designated street pursuant to this article.

*Director* means the Director of Houston Public Works or the traffic engineer or any other person designated by the said director to perform the director's duties under this article.

*Interdepartmental review committee* means a committee consisting of one representative each of the fire department, police department, department of planning and development, solid waste management department, and Houston Public Works.

*Install* or *installation* means the permanent placement of a device following approval by final action of city council as required pursuant to section 45-377 or 45-396 of this Code. Install or installation does not include the temporary placement of a device for test or evaluation purposes.

*Local street* has the meaning ascribed in section 42-1 of this Code.

*Major collector street* means a public street that accumulates traffic from local streets and minor collector streets for distribution to a major thoroughfare.

*Major thoroughfare* has the meaning ascribed in section 42-1 of this Code.

*Minor collector street* means a public street that accumulates traffic from local streets for distribution into a major thoroughfare or a major collector street.

*Neighborhood area* means any contiguous area within the city that generally has as its boundaries: (i) the interior right-of-way line of any major thoroughfare or major collector street; (ii) the interior boundary or right-of-way line of any railroad line, utility or pipeline corridor, river or waterway (not including drainage or flood control ditches not being traversed by other streets within the general locale); (iii) the corporate limits of the city; or (iv) any combination of one or more of the foregoing boundaries. A neighborhood area may consist of one or more subdivisions and shall include only those properties within and fronting on or taking their only access from a street within the bounded area. ~~The director may adjust the boundaries of a neighborhood area at any stage of the neighborhood traffic management process upon the consideration of additional information including, but not limited to, public input from residents or property owners in the neighborhood area or findings made by the director as a result of the presence of special conditions affecting the neighborhood area.~~



*Neighborhood association* means any homeowners' association, property owners' group or civic association, whether incorporated or not, whose membership includes property owners and/or residents of a neighborhood area.

*Neighborhood traffic committee* means a committee, consisting of not more than five members drawn from the residents or property owners within a neighborhood area, selected as provided in section 45-371 of this Code, to assist in the processing of a request for a project.

*Neighborhood traffic management program* means the entirety of the processes and procedures as described in this article whereby one or more devices may be placed upon a designated street in a neighborhood area.

*Project* means the construction of one or more devices upon a designated street(s) in the neighborhood area, as may be amended.

*Property owner* means the owner(s) of any tract or parcel of real property within a neighborhood area.

*Resident* means any person who resides in or owns or operates a home or business upon any tract or parcel of real property within a neighborhood area.

*Applicant's priority area* means the specific location(s) or street(s) within the neighborhood area designated by the applicant.

*Speed control program* means one or more projects intended to address speeding problems by installation of speed cushions within a neighborhood area.

*Volume control program* means one or more projects intended to address cut-through traffic and speeding problems within a neighborhood area.

#### **Sec. 45-362. Purpose; regulations.**

- (a) The purpose of this article is to establish the procedures governing the application for and review, approval, financing and construction of projects to minimize or eliminate traffic congestion, cut-through traffic, speeding or other traffic-related problems in a neighborhood area. In accordance with the provisions of this article, the director shall prepare and make available to the public appropriate forms to request a project.
- (b) Consistent with the other provisions of this article and state law, the director may promulgate request forms and may promulgate rules and regulations for the implementation of this article, including without limitation rules, policies, procedures and regulations establishing the criteria for the modification and partial approval/denial of projects, the neighborhood area and concept plans, resubmittal of projects, phased implementation of concept plans that the Director approved but were not implemented in their entirety due to funding availability, and notice requirements for amended concept plans and projects completed in phases due to funding availability. A copy of the rules and regulations shall be maintained for public inspection in the offices of the said director, and copies may be purchased at the fees prescribed by law be published on the city web site.

#### **Sec. 45-363. Construction.**

The director shall be responsible for the construction, or shall direct and oversee the construction by a private contractor or contractors, of approved projects. Approval under this article shall not excuse the applicant from obtaining any other permit or authorization required by law to perform the work.

#### **Sec. 45-364. Removal.**

- (a) Nothing contained in this article shall be construed to prohibit the city from removing any device or portion thereof. If, and only if, the device to be removed is a gate, then the removal must first be authorized by the city council.

- (b) The director shall maintain an accurate record of each approved project.

#### **Sec. 45-365. Limitation on action of city.**

The approval, installation and maintenance of a project and associated devices, as provided for by this article, shall never be construed to cause an abandonment or relinquishment of any street or public property or to authorize the installation of a device upon any right-of-way not under the control of the city. The installation of a project and associated devices that involves the closure of a street to vehicular traffic shall require a public hearing by city council and approval by a majority vote.

#### **Sec. 45-366. Coordination with city council offices.**

Notice of the progress of the request under this article shall be given to each district council member whose district includes any part of the neighborhood area and to any other city council member who so requests, including, but not limited to, notice of each public meeting, the concept plan, the traffic study and the proposed placement of any device.

#### **Sec. 45-367. Request for projects.**

- (a) A request for a project must be initiated by an applicant. Multiple requests from the same or similar neighborhood areas may be consolidated into and considered as a single request, at the director's option.
- (b) The director may, from time to time, prepare and submit for approval by motion of the city council revisions to the schedule of fees that shall be paid by an applicant for a project. Payment of any applicable fees stated for this provision in the city fee schedule when due is a condition of the processing of a request under this article.
- (c) The director may adjust the boundaries of a neighborhood area at any stage of the neighborhood traffic management process upon the consideration of information including, but not limited to, public input from residents or property owners in the neighborhood area, amount and availability of public assistance or funding (including Council District Service Funds) or funding from private funding sources, or findings made by the director as a result of the presence of special conditions affecting the neighborhood area.

#### **Sec. 45-368. Preliminary review process.**

- (a) Each request for a project shall be made or forwarded by the applicant to the director upon a form promulgated for that purpose by the director and shall include, at a minimum, the following:
- (1) A description or definition of the proposed neighborhood area;
  - (2) A list containing the names, addresses and telephone numbers of the individuals comprising the applicant or, in the case of a request from a neighborhood association, the name, address and telephone number of the duly authorized representative of the neighborhood association.
  - (3) A general description of the traffic problem or condition to be remedied;
  - (4) The type of program, speed control or volume control, being sought;
  - (5) The applicant's priority area where the speed control or volume control is being sought;
  - ~~(5)~~(6) Special conditions concerning the proposed neighborhood area, including, but not limited to, such factors as the location and nature of businesses, schools, parks, churches or other non-residential traffic generators within or in close proximity to the neighborhood area;
  - ~~(6)~~(7) Written evidence of neighborhood or community support for the project from residents and property owners within the affected neighborhood area;

~~(7)~~(8) Whether public funding or assistance is requested for the project; and

~~(8)~~(9) Any other information reasonably required by rule or regulation of the director in order to make any determination specified under this article.

- (b) Each request shall initially be reviewed for completeness. If determined to be complete, the request shall be considered to have been filed when received in the director's offices and shall be acted upon as further provided in this article. If determined to be incomplete, the request shall be returned to the applicant with written notice of the deficiencies.
- (c) Each request that is properly filed shall be reviewed and evaluated in accordance with section 45-369 of this Code. If the director determines that the request does not merit further consideration, based upon the criteria set forth in section 45-369(1) through (5) of this Code, then the director shall so notify the applicant in writing and, wherever practicable to do so, shall provide any suggested modifications to the request that might cause it to receive more favorable consideration if resubmitted. For requests that the director determines merit further consideration under the criteria of section 45-369(1) through (5) of this Code, the applicant shall be so advised in writing and shall also be advised:
  - (1) If no public funding or assistance has been requested, that the project is eligible to proceed under division 2 or division 3 of this article, as applicable; or
  - (2) If public funding or assistance has been requested, whether or not the director has given preliminary approval for consideration of the project on a publicly funded basis under the criteria of section 45-369(6) of this Code, and:
    - a. If so, that the project is eligible to proceed under division 2 or division 3 of this article, as applicable; or
    - b. If not, that the project will not be further considered under division 2 or division 3 of this article, as applicable, unless the applicant withdraws the request for public assistance or funding.

### **Sec. 45-369. Review criteria.**

The director shall evaluate and prioritize all requests pursuant to the following criteria:

- (1) Whether the request identifies a problem that could be remedied under this article;
- (2) Whether the request identifies a problem that could readily be addressed through the installation of a type of traffic control device that may be installed without approval under this article;
- (3) Whether special conditions concerning the neighborhood area, including, but not limited to, the location and nature of businesses, schools, parks, churches or other non-residential traffic generators within or in close proximity to the neighborhood area, may support approval of the project;
- (4) Whether there is public support for the project as evidencing that the project will enhance and promote the public health, safety and welfare;
- (5) Whether existing evidence, studies, data or reports regarding the severity of the existing problem, if any, merit the project; ~~and~~
- (6) For requests that include a public funding component, the amount of public funds available for planning of projects, the number of outstanding requests for publicly funded projects ~~s-planning, the amount of public funds available for the project,~~ and the apparent merit of the request as compared to that of other requests and established city priorities; ~~and-~~

(7) For requests that include a private funding component, the amount of private funds available for the planning of the project and the project.

### **Sec. 45-370. Reserved.**

## *DIVISION 2. VOLUME CONTROL PROGRAM*

### **Sec. 45-371. Initial public meeting; neighborhood traffic committee; citizen comments.**

- (a) Not later than 180 days following the receipt of notification by the director that a project has received preliminary approval for further consideration, the applicant shall notify the director of a suitable location for the holding of a public meeting within the neighborhood area for the purpose of receiving public comments on the project. If the applicant fails to provide notice of a suitable location for the holding of a public meeting within the prescribed time, the applicant shall be notified that the request for a project has been closed. Any applicant who desires to renew a request for a project that has been closed due to the applicant's failure to notify the director of a suitable location for the holding of an initial public meeting shall be required to provide the director with a new application containing the minimum requisites pursuant to section 45-368(a) of this Code.
- (b) Following receipt by the director of the information required by subsection (a) above, a written notice, in a form approved by the director, shall be mailed to all property owners and residents within one-half mile of the proposed device setting forth the date, time and location of a public meeting to receive public input on a proposed project. The notice shall specify the location and general nature of the proposed project and shall solicit public comments on the project. The director shall select the method(s) utilized to identify the property owners and residents to be notified, with due regard to the cost, time and accuracy of the method(s) to be utilized.
- (c) Each notice shall be effective when deposited in the U.S. mail, postage prepaid, addressed to the property owner, resident or representative of a neighborhood association. Failure of any person to receive actual notice of the hearing required by this section shall not affect the validity of any action taken by the city in connection with the project.
- (d) At the initial public meeting:
  - (1) A neighborhood traffic committee shall be selected by those present;
  - (2) Public comments shall be received on the proposed project; and
  - (3) The director shall ensure that necessary provisions are made for the receipt of written comments and public input on the proposed project. Written comments concerning the project shall not be considered in evaluating any project unless received in the offices of the director or such other place as the director may specify within 14 days after the meeting.
- (e) Persons in attendance may register, and the names and addresses of those who do register shall be delivered to the director and added to the notification list for any future meetings held in connection with a project.
- (f) The initial public meeting shall be conducted by the director, and all requirements and expenses relating to its being conducted shall be borne by the city for requests that receive preliminary approval for further consideration as a publicly funded project pursuant to section 45-368(c)(2) of this Code. For all other requests, the initial public meeting shall be conducted in all respects at the expense of the applicant, and the director may delegate to the applicant the accomplishment of any one or more of the requirements of this section in accordance with rules and regulations promulgated for that purpose by the director. The applicant shall provide to the director evidence that any requirements so delegated have been fully and properly carried out.

### **Sec. 45-372. Traffic studies.**

Upon receipt of all public comments and information required by section 45-371, the director shall cause or authorize to be conducted a traffic study to complete the preliminary eligibility review of a proposed project. Unless the director has given preliminary approval for consideration of the project on a publicly funded basis, the

director shall determine, and notify the applicant concerning, the scope and type of traffic study to be conducted by the applicant and indicate any additional information required by the director to facilitate review of the proposed project.

### **Sec. 45-373. Completion of staff review.**

The director shall determine, based upon all available information regarding a project, including, without limitation, any traffic study prepared in accordance with section 45-372 of this Code, whether the project is eligible for further consideration and processing in accordance with section 45-374 of this Code. The director shall consider the impact of the following on selected streets within the neighborhood area in making a determination whether a project is eligible for further consideration and processing in accordance with section 45-374 of this Code:

- (1) Whether the estimated percentage of cut-through traffic on a street is equal to or greater than 20% of the observed daily traffic volume, or the observed daily volume is equal to or greater than 750 vehicles per day;
- (2) Whether at least 15% of observed vehicle speeds on a street are equal to or in excess of the posted speed limit plus three miles per hour or, where there is no posted speed limit, the authorized speed limit pursuant to section 45-91(a)(1) of this Code plus three miles per hour;
- (3) Whether at least 8% of the total daily traffic volume on a street consists of trucks having more than two axles; and
- (4) The presence of any additional special conditions or safety concerns within the approved neighborhood area as determined by the director.

Written notice of the director's determination shall be given to the applicant. Absent demonstrable evidence of a significant change in traffic volume or traffic patterns in the intervening period which would in the director's reasonable professional judgment prompt an earlier review, any project declared ineligible for further consideration pursuant to this section shall not be eligible for reconsideration for the same or a similar project for a period of three years.

### **Sec. 45-374. Concept plan.**

The director shall prepare a concept plan for each project approved pursuant to section 45-373, taking into account all traffic studies, public comments and other data and factors developed in accordance with the requirements of this article. Each concept plan shall be reviewed by the neighborhood traffic committee and approved by the interdepartmental review committee and the city attorney before being submitted for public comments, as hereinafter provided. No concept plan or project shall be approved by the interdepartmental review committee if it is found that:

- (1) Pedestrian traffic or access to a neighborhood area would be denied or materially impeded;
- (2) General mobility of traffic in the neighborhood area, the surrounding community, or both, as determined by the city's traffic engineer, would be unreasonably adversely affected to a material extent;
- (3) Based upon review of any reasonably suitable alternative methods identified by the interdepartmental review committee to resolve the problem, that the proposed resolution is not the least restrictive device that could reasonably be expected to substantially mitigate or resolve the problem;
- (4) The project would prevent any owner of property from having direct vehicular access to at least one abutting street in the city; or

- (5) The project would be likely to significantly delay ingress to or egress from neighborhoods by emergency service vehicles.

The city attorney shall approve the concept plan unless he determines that its implementation would be contrary to local, state or federal laws or regulations. Written notice of the interdepartmental review committee and the city attorney's determination shall be given to the applicant. If either the city attorney or interdepartmental review committee deny the concept plan, the director may, in the director's reasonable professional judgment, develop a new concept plan(s), and the provisions of this subsection 45-374 shall be applicable to the new concept plan(s). Written notice of the interdepartmental review committee and the city attorney's determination regarding the subsequent concept plan(s) shall be given to the applicant. ~~either declines to approve a concept plan, the applicant shall be so notified.~~ Absent demonstrable evidence of a significant change in traffic volume or traffic patterns in the intervening period which would in the director's reasonable professional judgment prompt an earlier review, the same or a similar project that was denied by the city attorney or interdepartmental review committee shall not be eligible for reconsideration for a period of three years.

### **Sec. 45-375. Second public meeting.**

- (a) Upon approval of the concept plan, a second public meeting shall be held to gather public comments. Notice of the meeting shall be given in the same manner and to the same parties notified of the initial public meeting, plus those persons who registered their names and addresses at the initial public meeting, and shall contain a description of the concept plan and a comment card for use by members of the public to address public safety, convenience and traffic issues and to express either support for or opposition to the concept plan. Unless the director has given preliminary approval for consideration of the project on a publicly funded basis, the director shall require that all expenses of conducting the second public meeting shall be borne by the applicant, and the provisions of section 45-371(f) shall also be applicable to the second public meeting.
- (b) At the second public meeting, comments regarding the concept plan may be made by any interested party. Written comments concerning the plan shall not be considered unless received in the offices of the director or such other place as the director may specify within 14 days after the meeting.

### **Sec. 45-376. Final review and ranking; recommendation by director.**

- (a) Following the close of the public comment period provided in section 45-375(b) above, the director shall evaluate each concept plan, and shall compare it to all other unimplemented concept plans that have reached the same level in the approval process. The director shall either (i) disapprove the concept plan and its underlying request and so notify the applicant in writing; or (ii) approve the concept plan, as may have been modified by the director, in whole or in part, for further consideration and so notify the applicant in writing. The director shall give those concept plans receiving approval a priority ranking that shall be used to establish the order in which the various approved projects will be considered for implementation. If the director disapproves the concept plan, and absent demonstrable evidence of a significant change in traffic volume or traffic patterns in the intervening period which would in the director's reasonable professional judgment prompt an earlier review, the same or a similar project shall not be eligible for reconsideration for a period of three years.
- (b) Each concept plan must be tested with a temporary device and receive a recommendation of approval from the director before being submitted to city council for final approval. Unless the project has been approved by the director for public funding assistance, the temporary device shall be placed at the applicant's sole expense. Each concept plan whose priority ranking is sufficient to indicate that public funding will be available to complete the project, if approved, during the current or next succeeding fiscal year and each concept plan for a project to be financed from private funding sources shall receive approval from the director for the construction of a temporary device, in accordance with its priority ranking, provided that the director may approve a temporary device for any ranked project without regard to its priority ranking in order to reflect special or changed circumstances, availability of Council District Service Funds, or in order to

avoid delay in implementing worthy projects that have not been approved for public funding. No temporary device may be placed without the approval of the director. Temporary devices shall be in place for a testing period of not less than 90 days, provided that the director shall immediately remove a temporary device that is determined to be a threat to public health, safety or welfare.

- (c) Upon authorization of placement of a temporary device:
- (1) The device, with appropriate signs, shall be constructed within the neighborhood area in accordance with the ~~published~~ concept plan;
  - (2) City staff, the neighborhood traffic committee and the interdepartmental review committee shall monitor and review traffic impact and any comments received regarding the temporary device during the testing period; and
  - (3) At least 90 but no more than 210 days following the placement of the temporary device, to receive public comments regarding the temporary device, a third public meeting shall be called and conducted, in the same manner as for the second public meeting with written notice to: the same parties notified as for the second public meeting, ~~and to~~ those additional persons who registered their names and addresses at the second public meeting, and all property owners and residents within one-half mile of the location where the temporary device was placed, to receive public comments regarding the temporary device. The provisions of section 45-371(f) of this Code shall also be applicable to the third public meeting. Written notice shall also specify how public comments may be received by city council prior to its consideration of the project and shall contain a description of the concept plan if the director has materially modified the concept plan since the second public meeting or if the temporary device was placed at a location materially different from the location described in the concept plan published with the notice for the second public meeting.
- (d) Upon the conclusion of the public meeting and expiration of the 14 day comment period following the third public meeting, the director shall review all of the available information regarding the temporary device, including timely received public comments, and either (i) remove or cause to be removed the temporary device and deny all or part of the concept plan or (ii) forward his recommendation for final approval of all or part of the concept plan to city council, during which time the temporary device may remain in place. Written notice of the director's action shall be given to the applicant. If the director disapproves the concept plan, in whole or in part, and absent demonstrable evidence of a significant change in traffic volume or traffic patterns in the intervening period which would in the director's reasonable professional judgment prompt an earlier review, the concept plan or disapproved portions thereof may not be resubmitted as any part of a new request for the same or a similar project for a period of three years. Notwithstanding anything to the contrary herein, the three-year prohibition on resubmitting a new request for the same or similar project shall not apply to a project or concept plan, including any portion thereof, for which the director modified, approved (in whole or in part), or disapproved solely due to funding availability.
- (e) If a project is proposed to be constructed by the city or a city contractor, the director shall prepare and present to city council as part of his recommendation under subsection (d) above a preliminary cost estimate and time line for the project, which shall identify the source of funds to be used to finance the project and the time and priority in which the city would construct the project if the project is approved by city council.

### **Sec. 45-377. Final action by city council.**

- (a) All projects recommended for approval by the director as provided in section 45-376(d) of this Code shall be forwarded to city council accompanied by a summary setting forth in relevant detail the information relied upon in formulating the recommendation, including copies of all timely received written public comments provided as a result of a request for a project.

On the request of affected residents and property owners within one-half mile of the proposed device, city council shall hold a public meeting to consider the implementation of a device.

- (b) The city council shall, by motion, approve or deny the request for the project.

- (c) A decision by city council to approve or deny a request shall be final and shall not be subject to further appeal or rehearing. If the city council denies the request, the applicant shall not be permitted to file a new request for the same or a similar project for a period of three years.

**Secs. 45-378—45-390. Reserved.**

*DIVISION 3. SPEED CONTROL PROGRAM*

**Sec. 45-391. Traffic studies.**

The director shall cause or authorize to be conducted a traffic study to complete the preliminary eligibility review of a proposed project on a minor collector street. Unless the director has given preliminary approval for consideration of the project on a publicly funded basis, the director shall determine, and notify the applicant concerning, the scope and type of traffic study to be conducted by the applicant and indicate any additional information required by the director to facilitate review of the proposed project.

**Sec. 45-392. Completion of staff review.**

- (a) All proposed projects on local streets shall be eligible for further consideration and processing in accordance with section 45-393 of this Code.
- (b) The director shall determine, based upon all available information regarding a project on a minor collector street, including, without limitation, any traffic study prepared in accordance with section 45-391 of this Code, whether the project is eligible for further consideration and processing in accordance with section 45-393 of this Code. The director shall consider the impact of the following on selected minor collector streets within the neighborhood area in making a determination whether a project is eligible for further consideration and processing in accordance with section 45-393 of this Code:
  - (1) Whether at least 15% of observed vehicle speeds on a street are equal to or in excess of the posted speed limit plus three miles per hour or, where there is no posted speed limit, the authorized speed limit pursuant to section 45-91(a)(1) of this Code plus three miles per hour; and
  - (2) The presence of any additional special conditions or safety concerns within the approved neighborhood area as determined by the director.

Written notice of the director's determination shall be given to the applicant. Absent demonstrable evidence of a significant change in traffic speeds in the intervening period which would in the director's reasonable professional judgment prompt an earlier review, any project declared ineligible for further consideration pursuant to this section shall not be eligible for reconsideration for the same or a similar project for a period of three years.

**Sec. 45-393. Concept plan.**

The director shall prepare a concept plan for each project deemed eligible pursuant to section 45-392 of this Code, taking into account all traffic studies and other data and factors developed in accordance with the requirements of this article. Each concept plan shall be reviewed and approved by the fire department before being submitted for public comments.

In the director's reasonable professional judgment or due to the availability of funding, the director may modify a concept plan or project at any stage of the neighborhood traffic management process prior to the submission of an agenda item for the project to City Council provided: (i) the fire department reviews and approves the materially modified concept plan, (ii) residents within one-half mile of the proposed device as described in the materially modified concept plan receive sufficient notice to enable City Council to receive and



consider public comments, and (iii) the materially modified plan is tested with a temporary device in accordance with section 45-395(b).

#### **Sec. 45-394. Public notice.**

- (a) Upon approval of the concept plan, written notice, in a form approved by the director, shall be mailed to all property owners and residents within one-half mile of the proposed device. Written notice shall contain a description of the concept plan and a comment card for use by members of the public to address public safety, convenience and traffic issues and to express either support for or opposition to the concept plan. Written notice shall also specify how public comments may be received by city council prior to its consideration of the project.
- (b) Each notice shall be effective when deposited in the U.S. mail, postage prepaid, addressed to the property owner, resident or representative of a neighborhood association. Failure of any person to receive actual notice of the concept plan shall not affect the validity of any action taken by the city in connection with the project.
- (c) On the request of affected residents and property owners within one-half mile of the proposed device, the director shall hold a public meeting to consider implementation of a device.
- (d) Each district council member whose district includes any part of the neighborhood area and any other city council member who so requests shall be notified pursuant to section 45-366 of this Code upon approval of the concept plan.

#### **Sec. 45-395. Final review and ranking; recommendation by director.**

- (a) The director shall evaluate the comments received and modify the concept plan as needed. The Director shall have the discretion to approve the concept plan in part, in the director's reasonable professional judgment, such as approving only the portion of the concept plan for which funding, whether public funding (including Council District Service Funds) or private funding, is available. The director shall either (i) disapprove the concept plan and its underlying request and so notify the applicant in writing; or (ii) approve the concept plan, as may have been modified by the director, in whole or in part, for implementation and so notify the applicant in writing. The director shall give the approved concept plan a priority ranking that shall be used to establish the order in which the various approved projects will be considered for implementation. If the director disapproves the concept plan, and absent demonstrable evidence of a significant change in traffic speeds in the intervening period which would in the director's reasonable professional judgment prompt an earlier review, the same or a similar project shall not be eligible for reconsideration for a period of three years.
- (b) Each concept plan must be tested with a temporary device and receive a recommendation of approval from the director before being submitted to city council for final approval. Unless the project has been approved by the director for public funding assistance, the temporary device shall be placed at the applicant's sole expense. Each concept plan whose priority ranking is sufficient to indicate that public funding will be available to complete the project, if approved, during the current or next succeeding fiscal year and each concept plan for a project to be financed from private funding sources shall receive approval from the director for the construction of a temporary device, in accordance with its priority ranking, provided that the director may approve a temporary device for any ranked project without regard to its priority ranking in order to reflect special or changed circumstances, availability of Council District Service Funds, or in order to avoid delay in implementing worthy projects that have not been approved for public funding. No temporary device may be placed without the approval of the director. Temporary devices shall be in place for a testing period of not less than 90 days, provided that the director shall immediately remove a temporary device that is determined to be a threat to public health, safety or welfare. Upon authorization of placement of a temporary device, the device, with appropriate signs, shall be constructed within the neighborhood area in accordance with the approved concept plan.

The director shall review all of the available information regarding the temporary device, including public comments, and either (i) remove or cause to be removed the temporary device and deny all or part of the concept plan or (ii) forward his recommendation for final approval of all or part of the concept plan to city council, during which time the temporary device may remain in place. Written notice of the director's action shall be given to the applicant. If the director disapproves the concept plan, in whole or in part, and absent demonstrable evidence of a significant change in traffic volume or traffic patterns in the intervening period which would in the director's reasonable professional judgment prompt an earlier review, the concept plan or disapproved portions thereof may not be resubmitted as any part of a new request for the same or a similar project for a period of three years. Notwithstanding anything to the contrary herein, the three-year prohibition on resubmitting a new request for the same or similar project shall not apply to a project or concept plan, including any portion thereof, for which the director modified, approved (in whole or in part), or disapproved solely due to funding availability.

#### **Sec. 45-396. Final action by city council.**

- (a) All projects recommended for approval by the director as provided in section 45-395 of this Code shall be forwarded to city council accompanied by a summary setting forth in relevant detail the information relied upon in formulating the recommendation, including copies of all timely received written public comments provided as a result of a request for a project.
- (b) The city council shall, by motion, approve or deny the request for the project.
- (c) A decision by city council to approve or deny a request shall be final and shall not be subject to further appeal or rehearing. If the city council denies the request, the applicant shall not be permitted to file a new request for the same or a similar project for a period of three years.