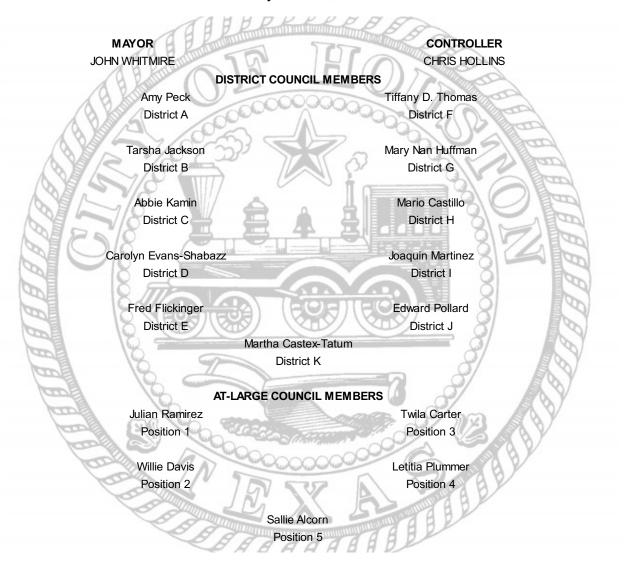
# **AGENDA**

# CITY OF HOUSTON • CITY COUNCIL January 14 & 15, 2025



Marta Crinejo, Agenda Director

Pat Jefferson Daniel, City Secretary

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

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

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

# AGENDA - COUNCIL MEETING Tuesday, January 14, 2025 - 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 Thomas** 

## ROLL CALL AND ADOPT THE MINUTES OF THE PREVIOUS MEETING

<u>PUBLIC SPEAKERS</u> - 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

SP01-14-2025

**RECESS** 

## **RECONVENE**

WEDNESDAY - JANUARY 15th, 2025 - 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 45**

## MISCELLANEOUS - NUMBERS 1 through 3

ORDINANCE appropriating \$355,980.31 out of Water & Sewer System Consolidated Construction Fund as additional appropriation to contract between City of Houston and HARPER BROTHERS CONSTRUCTION, LLC for Change Order No. 14 for Miscellaneous Large Diameter Water Line Improvements - Package 1 (Approved by Ordinance No. 2018-0689); providing funding for CIP Cost Recovery financed by the Water & Sewer

- System Consolidated Construction Fund **DISTRICT F THOMAS; H - CASTILLO; I MARTINEZ; J POLLARD and K CASTEX-TATUM**
- 2. RECOMMENDATION from Director Houston Public Works for approval of Change Order No. 14, awarded to HARPER BROTHERS CONSTRUCTION, LLC for Miscellaneous Large Diameter Water Line Improvements Package 1 DISTRICT F THOMAS; H CASTILLO; I MARTINEZ; J POLLARD and K CASTEX-TATUM
  This item should only be considered after passage of Item 1 above
- 3. RECOMMENDATION from Chief of Intergovernmental Relations for adoption of the City of Houston Legislative Principles for the 89th Session of the Texas Legislature

# **ACCEPT WORK - NUMBER 4**

4. RECOMMENDATION from Director Houston Public Works, for approval of final contract amount of \$989,850.38 and acceptance of work on contract with DL GLOVER UTILITIES, LLC for Ditch Maintenance Work Order Contract - 1.01% under the original Contract Amount - DISTRICTS B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ and K - CASTEX-TATUM

## **PROPERTY - NUMBER 5**

5. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay all costs of court in connection with eminent domain proceeding styled City of Houston v. Hugo and Christine Rodriguez, et al.; Cause No.1233584, for the NORTHSIDE HIGH SCHOOL AREA DRAINAGE AND PAVING PROJECT - DISTRICT H - CASTILLO

# PURCHASING & TABULATION OF BIDS - NUMBERS 6 through 15

- 6. APPROVE spending authority in an amount not to exceed \$91,200.00 for Professional Consulting Services to analyze and recommend improvements to the City's MWBE Certification Application Process for the Office of Business Opportunity, awarded to **LANDING ADVISORS**, **LLC** 6 Months with 1 six month option Enterprise Fund
- 7. STRYKER SALES, LLC, fka STRYKER SALES CORPORATION for Purchase of Power-PRO XT Ambulance Cots for Houston Fire Department \$238,265.72 Equipment Acquisition Consolidated Fund
- 8. MUSTANG MACHINERY COMPANY, LLC for two Caterpillar Asphalt Pavers and CENTRAL TEXAS HEAVY EQUIPMENT CO for one Laymor Street Sweeper through the Sourcewell and BuyBoard Cooperative Purchasing Agreements for the Fleet Management Department on behalf of Houston Public Works \$1,224,472.92 Enterprise and Special Revenue Funds
- **9.** APPROVE spending authority in an amount not to exceed \$22,000.00 for

- Purchase of Aerial Imagery for the Planning and Development Department, awarded to **HOUSTON-GALVESTON AREA COUNCIL** Central Service Revolving Fund
- **10. HAWKINS, INC** for Sole Source Purchase of NAPCO 214 Phosphate Blend for Houston Public Works 3 Years with 2 one year options \$1,359,750.00 Enterprise Fund
- **11. THE NEW YORK BLOWER COMPANY** to furnish various types of Fans and Motors Assemblies for Houston Public Works \$425,179.00 Enterprise Fund
- **12. TENOCH DISTRIBUTION, LLC** \$1,901,820.30 and **COBURN SUPPLY COMPANY, INC** \$7,855,825.00 to Furnish Fire Hydrants for Houston Public Works 3 Years with 2 one-year options \$9,757,645.30 Enterprise Fund
- **13. GORDON'S SPECIALTIES dba GSI HIGHWAY PRODUCTS** to Furnish Guardrails and Bridge Maintenance Materials for Houston Public Works 3 Years with 2 one-year options \$14,866,360.25 Special Revenue Fund
- 14. APPROVE spending authority in an amount not to exceed \$8,238,520.00 for Purchase of various Goods and Products for Various City Departments for a term through August 17, 2027, through the Choice Partners Cooperative Contractor AMAZON.COM SERVICES, LLC - General, Enterprise and Other Funds
- **15.** APPROVE spending authority in the total amount of \$300,000.00 for Advertisement Services for Houston Public Works, awarded to **HOUSTON BUSINESS JOURNAL** 1 Year Project Cost Recovery Fund

# **ORDINANCES - NUMBERS 16 through 45**

- **16.** ORDINANCE adopting City of Houston Homebuyer Assistance Program Guidelines for Hurricane Harvey Recovery
- 17. ORDINANCE approving and authorizing execution of Compromise, Settlement, Release and Indemnification Agreement between MACKENZIE CHANDLER and City of Houston to settle a Lawsuit - \$67,000.00 - Property and Casualty Fund
- 18. ORDINANCE approving and authorizing Final Settlement, Release and Indemnity Agreement between City of Houston and APTIM ENVIRONMENTAL & INFRASTRUCTURE, L.L.C. to settle a lawsuit \$2,850,000.00 Property and Casualty Fund
- 19. ORDINANCE appropriating \$734,788.00 out of Parks Consolidated Construction Fund, and approving and authorizing Professional Architectural Services Contract with PROJECT LUONG ARCHITECTS, LLC for new Edgewood Park Community Center; providing funding for the Civic Art Program DISTRICT D EVANS-SHABAZZ
- 20. ORDINANCE approving and authorizing first amendment to contract between City of Houston, OFFICE OF EMERGENCY MANAGEMENT and HOUSTON COMMUNITY TOOLBANK for purchase of Supplies and Equipment for Disaster Clean-Up and Recovery; amending Ordinance No.

- 2023-0798 to increase maximum contract amount \$465,000.00 Enterprise Fund DISTRICTS A PECK; B JACKSON; C KAMIN; D EVANS-SHABAZZ; F THOMAS; G HUFFMAN; H CASTILLO and I MARTINEZ
- 21. ORDINANCE approving and authorizing agreement between City of Houston and **HELICOPTER SERVICES**, **INC**, for Aviation Radio Systems, Avionics Repairs, Labor Work and Services for the Houston Police Department's Air Support Division; providing a maximum contract amount 3 Years with 2 one-year options \$487,780.00 General Fund
- 22. ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and MACMASTER STRATEGIES for Substance Use Disorder Treatment and Peer Support Services for the Houston Health Department; providing a maximum contract amount 2 Years with 3 one-year options \$250,030.00 Grant Fund
- 23. ORDINANCE approving and authorizing Interlocal Agreement between City of Houston and TEXAS A&M ENGINEERING EXPERIMENT STATION for Energy Services for the Houston Airport System; Project No. 270; providing a maximum contract amount 5 Years with 2 one-year options \$8,000,000.00 Enterprise Fund
- 24. ORDINANCE establishing the north and south sides of the 600 Block of Bayland Avenue, between Northwood Street and Reagan Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas DISTRICT H CASTILLO
- 25. ORDINANCE establishing the north and south sides of the 800 Block of Bayland Avenue, between Julian Street and Watson Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas <u>DISTRICT H CASTILLO</u>
- 26. ORDINANCE establishing the north side of the 900 Block of Bayland Avenue, between Michaux Street and Julian Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas DISTRICT H CASTILLO
- 27. ORDINANCE establishing the south side of the 3200 3300 Blocks of Prospect Street, north side, between Sampson and Burkett Streets, and the north side of the 3300 Block of Prospect Street, between Sauer and Burkett Streets within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas DISTRICT D EVANS-SHABAZZ
- 28. ORDINANCE establishing the north side of the 3200 Block of Prospect Street, between Sampson Street and Sauer Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas DISTRICT D EVANS-SHABAZZ
- 29. ORDINANCE establishing portions of North Norhill Subdivision, within the City of Houston, Texas, as a Special Minimum Lot Size Area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas DISTRICT H CASTILLO

- 30. ORDINANCE renewing the establishment of the north and south sides of the 600 Block of Wendel Street, 800 Block of Sledge Street, north side of the 2000-2100 Blocks of White Oak Drive, east side of the 2300 Block of Watson Street, south side of the 700 Block of Usener Street, east and west sides of the 2600 Block of Greenleaf Street and the west side of the 2600 Block of Thelma Drive within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to the Code of Ordinances, Houston, Texas DISTRICT H CASTILLO
- **31.** ORDINANCE renewing the establishment of the east and west sides of the 1100 Block of Cortlandt Street, between E. 11th and E. 12th Streets, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to the Code of Ordinances, Houston, Texas **DISTRICT C KAMIN**
- 32. ORDINANCE renewing the establishment of the north side of the 1100 Block of Cortlandt Street, between E. 11<sup>th</sup> Street and E. 12th Street within the City of Houston, Texas, as a Special Minimum Building Line Block pursuant to the Code of Ordinances, Houston, Texas **DISTRICT C KAMIN**
- 33. ORDINANCE appropriating \$292,533.00 out of Dedicated Drainage and Street Renewal Capital Fund Ad Valorem Tax as an additional appropriation to Professional Engineering Services Contract between City of Houston and TRW ENGINEERS, INC dba TSC ENGINEERING for Cloverland Area Paving and Drainage (as approved by Ordinance No. 2015-0808); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund Ad Valorem Tax DISTRICT D EVANS-SHABAZZ
- 34. ORDINANCE appropriating \$669,823.30 out of Water & Sewer System Consolidated Construction Fund as additional appropriation to Professional Engineering Services Contract between City of Houston and CIVILTECH ENGINEERING, INC for Waterline Replacement in Neartown Montrose Area and Plainview Subdivision and Waterline Replacement in Second Ward Area (Approved by Ordinance No. 2020-0126); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund DISTRICTS C KAMIN and H CASTILLO
- 35. ORDINANCE appropriating \$52,500.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Contract between City of Houston and FCM ENGINEERS, PC for Water Well Rehabilitation and New Well Construction Projects; providing funding for CIP Cost Recovery financed by the Water & Sewer System Consolidated Construction Fund
- 36. ORDINANCE appropriating \$42,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Contract between City of Houston and LLOYD, SMITHA & ASSOCIATES, LLC for Horizontal Wastewater Construction Projects; providing funding for CIP Cost Recovery financed by the Water & Sewer System Consolidated Construction Fund
- **37.** ORDINANCE appropriating \$5,778,725.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CFG INDUSTRIES**,

- **LLC** for Rehabilitation of Water Storage Tanks Package 15; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund, contingency, testing services **DISTRICTS B JACKSON and C KAMIN**
- 38. ORDINANCE granting to AMBIPAR RESPONSE TEXAS, 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 **ARROW SERVICES 123 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**
- 40. ORDINANCE granting to **AZTEC PORTACANS & CONTAINERS, LTD**, a Texas Limited Partnership, 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 **BIG R TRUCKING**, **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**
- 42. ORDINANCE granting to **JAK ENVIRONMENTAL**, **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**
- **43.** ORDINANCE granting to **NATION WASTE**, **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**
- 44. ORDINANCE granting to **TEXAS PRIDE DISPOSAL SOLUTIONS**, **L.L.C.**, 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**

45. ORDINANCE granting to **TWISTER WASTE 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** 

## **END OF CONSENT AGENDA**

## CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA

## **NON CONSENT AGENDA - NUMBER 46**

## **NON-CONSENT - MISCELLANEOUS**

46. REVIEW on the Record and make a determination relative to the appeal from the decision of the General Appeals Board, upholding Sign Administration's issuance of two notices of violation for an on-premise sign located at 10700 North Freeway, filed by Richard L. Rothfelder, on behalf of Javier Marcos.

## **MATTERS HELD - NUMBERS 47 and 48**

47. RECOMMENDATION from Director Houston Public Works, reviewed and approved by the Joint Referral Committee, on request from Joseph Cohen of Davis Cohen Interests, LLC, declining the acceptance of, rejecting, and refusing the dedication of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas, Parcel SY25-018 - DISTRICT H - CASTILLO

# TAGGED BY COUNCIL MEMBER CASTILLO

This was item 10 on agenda of January 8, 2025

**48.** RESOLUTION of City Council of City of Houston, Texas, accepting results of audits of Actuarial Valuations, Studies, and Reports for City's Three Pension Systems: Houston Municipal Employees Pension System, Houston Firefighters' Relief and Retirement Fund, and Houston Police Officers Pension System

## TAGGED BY COUNCIL MEMBER ALCORN

This was item 26 on agenda of January 8, 2025

# MATTERS TO BE PRESENTED BY COUNCIL - Council Member Jackson first

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

NOTE WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL

WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED.

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSITIONED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE (HOUSTON CITY CODE 2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING.



Meeting Date: 1/14/2025

Item Creation Date:

SP01-14-2025

Agenda Item#:

ATTACHMENTS:
Description

SP01-14-2025

Type

Signed Cover sheet

# CITY COUNCIL CHAMBER – CITY HALL 2<sup>nd</sup> FLOOR - TUESDAY JANUARY 14, 2025

# **AGENDA**

3 MIN 3 MIN 3 MIN
NON-AGENDA
1 MIN 1 MIN 1 MIN
3 MIN 3 MIN 3 MIN
5 MIN 5 MIN
VASANT BHATT - No Address - No Phone - Bullying in schools and its impact on Hindu American students
ANGELA JACKSON – No Address – No Phone – No heavy trash pickup
DREW WILEY - No Address - No Phone - Cottage Grove poor infrastructure/Impacts to families
ANNA HARRIS – No Address – No Phone – Campanile Park
SHERRY BUTLER – No Address – No Phone – Campanile Park
TARA WARD – No Address – No Phone – Easements and fence being fixed
STEVE WILLIAMS – No Address – No Phone - HPD/Black females murdered
GWENDOLYN DEROUSSELLE - No Address - No Phone - Assistance with Housing
NIA COLBERT – No Address – No Phone – Mayor Whitmire response to Housing
PAULA SMITH – No Address – No Phone – Police protection and harassment
ROSA HALL – No Address – No Phone – High water bill
CODY ADAMS – No Address – No Phone – Recycling pickup
MACHELLE BLACKWELL – No Address – No Phone – Animal shelters
PREVIOUS
1 MIN 1 MIN 1 MIN



Meeting Date: 1/14/2025
District F, District H, District I, District J, District K
Item Creation Date: 6/28/2024

HPW – 20FAC2456-A Addtn'l Approp / Harper Brothers Construction, LLC

Agenda Item#: 1.

# **Summary:**

ORDINANCE appropriating \$355,980.31 out of Water & Sewer System Consolidated Construction Fund as additional appropriation to contract between City of Houston and HARPER BROTHERS CONSTRUCTION, LLC for Change Order No. 14 for Miscellaneous Large Diameter Water Line Improvements - Package 1 (Approved by Ordinance No. 2018-0689); providing funding for CIP Cost Recovery financed by the Water & Sewer System Consolidated Construction Fund - DISTRICT F - THOMAS; H - CASTILLO; I - MARTINEZ; J - POLLARD and K - CASTEX-TATUM

# **Background:**

<u>SUBJECT:</u> Adopt an Ordinance approving an Additional Appropriation for Change Order No. 14 for Miscellaneous Large Diameter Water Line Improvements - Package 1.

**RECOMMENDATION:** (SUMMARY) Adopt an Ordinance approving an Additional Appropriation of \$355,980.31 for Miscellaneous Large Diameter Water Line Improvements - Package 1.

<u>PROJECT NOTICE/JUSTIFICATION:</u> This project is part of the City's Surface Water Transmission program and is required to maintain, improve and replace existing large diameter water lines and to meet Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater program.

**DESCRIPTION/SCOPE:** The project consists of construction and rehabilitation of large diameter water transmission lines from 24-inch to 84-inch by combination of open cut, tunneling, slip lining and rehabilitation construction methods, including valves, connections and appurtenances at seven (7) different sites throughout the City. The project was awarded to Harper Brothers Constructions, LLC with an original Contract Amount of \$7,192,912.00.

## LOCATION:

Site Description	Site Location	Key Map	Council District
		Grid	
Site 1 - 30-inch Water	Along Texas St and	493R	1
Line near Minute Maid	Preston St from west of		
Park	Bastrop St to Bastrop St,		
	along Bastrop St between		
	Teyas and		

	Preston, and along Prairie St to east of Emancipation Ave		
Site 2- 24-inch Water Line at Bellaire Blvd and Hillcroft Ave	Across Bellaire Blvd at Hillcroft Ave	531E	J
Site 3 -42-inch Water Line at Hunting Bayou and 1-10	Across Hunting Bayou at 1-10	496F	I
Site 4 - 48-inch Water Line at W. Bellfort & Knight Rd	At intersection of W. Bellfort and Knight Rd	532V	К
Site 5 - 30-inch Water Line along W. Bellfort Ave and US59	Across US59 along W. Bellfort Ave	569C	К
Site 6 - 84-inch Water Line on Kelley St	Along Kelley St from east of Jensen to west of US59	454N	Н
Site 7 - Meter Station at Sims Bayou Pump Station	Sims Bayou Pump Station	571P	К
Site 8- 84" Valve Actuator on Kelley	84-Inch Valve Actuator on Kelley St	453R & N	Н
Site 9 - 84" Valve Actuator on Link	84-Inch Valve Actuator on Link Rd	453T	Н

ADDITIONAL APPROPRIATION: An approval is requested for an additional appropriation of \$339,028.87 in excess of the original contract value for additional work described in Change Order No. 14, remove and replace two (2) 24-inch storm sewer lines, procure and install a 20-inch waterline with restrained joints, and procure and install a 42-inch diameter water line and wet connection. This scope of work is necessary to complete the execution of this project due to the inspection results. The two additional locations were requested by DWO, and the changes were made through Change Order No. 1.

The requested appropriation will cover the additional work identified.

The total requested appropriation is \$355,980.31 to be appropriated as follows: \$339,028.87 for contract services and \$16,951.44 for CIP Cost Recovery.

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

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

M/WBE PARTICIPATION: The M/WBE goal established for this project is 12% MBE goal and 7% WBE goal. The original Contract amount totals \$7,192,912.00. The Contractor has been paid \$7,174,598.00

(99.75%) to date. Of this amount, \$382,231.00 (5.33%) has been paid to M/WBE sub-contractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$7,531,940.87. The Office of Business Opportunity will continue monitoring this contract for compliance with the MWSBE Program.

	<u>Amount</u>	% of Total Contract
Paid Prior M/WBE Commitment	\$ 382,231.00	5.07%
Unpaid Prior M/WBE Commitment	\$ 984,422.28	13.07%
TOTAL	\$ 1,366,653. 28	18.14%

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

Randall V. Macchi, Director Houston Public Works

WBS No. S-000900-0163-4

# **Prior Council Action:**

Ordinance No. 2018-0689, dated 08-29-2018

# **Amount and Source of Funding:**

\$355,980.31

Water and Sewer System Consolidated Construction Fund

Fund No. 8500

Original (previous) appropriation of \$9,073,900.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction.

# **Contact Information:**

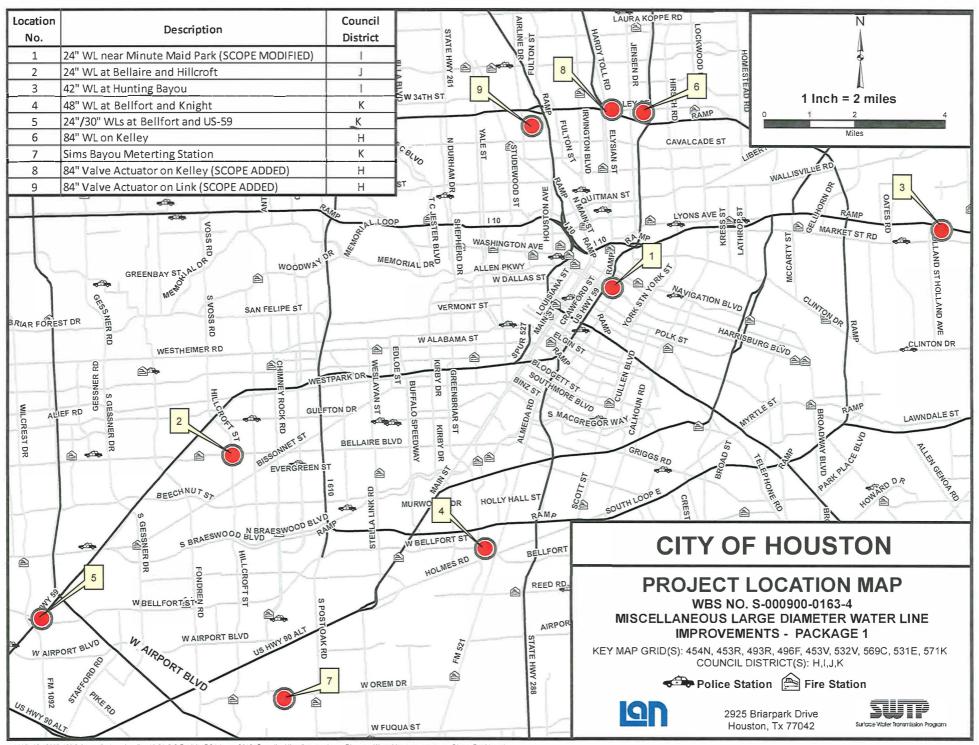
Name	Service Line	Contact No.
Roberto Medina, Assistant Director	DO-HPW Council Liaison Office	832.395.2456
Maria Perez, HPW Agenda	DO-HPW Council Liaison Office	832.395.2282
Coordinator		
Markos E. Mengesha P.E., CCM,	HPW, Capital Projects	832.395.2356
Assistant Director		

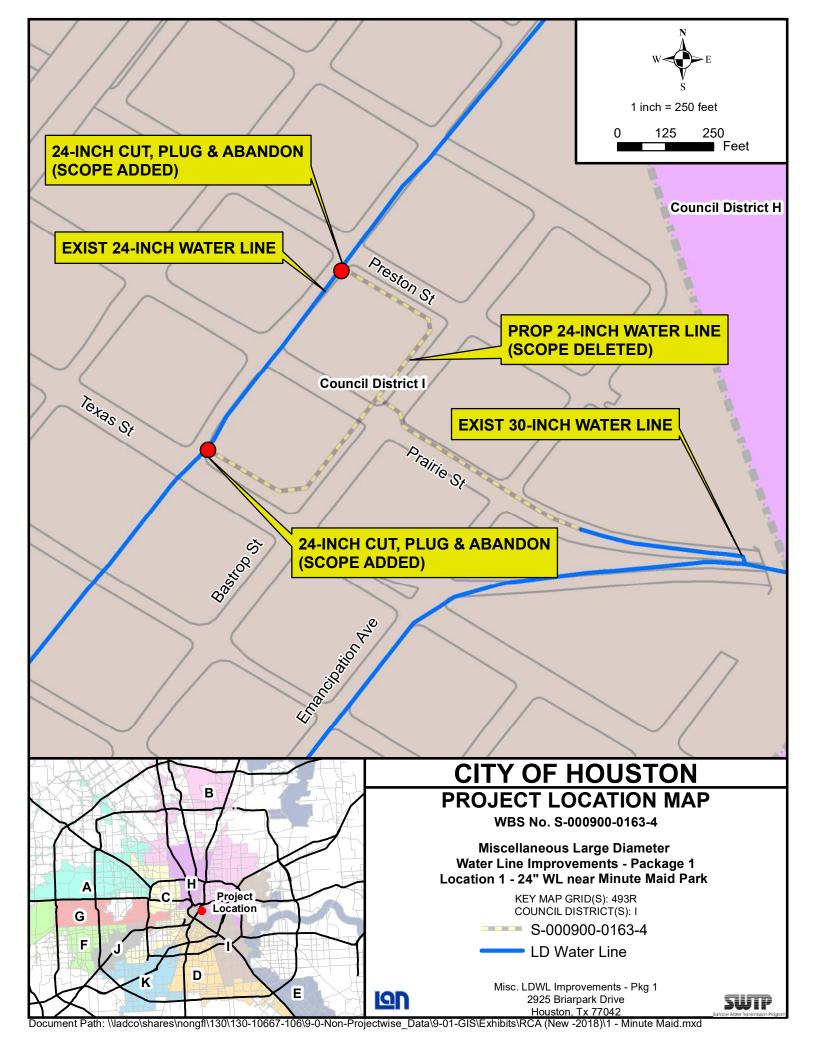
# **ATTACHMENTS**:

Description

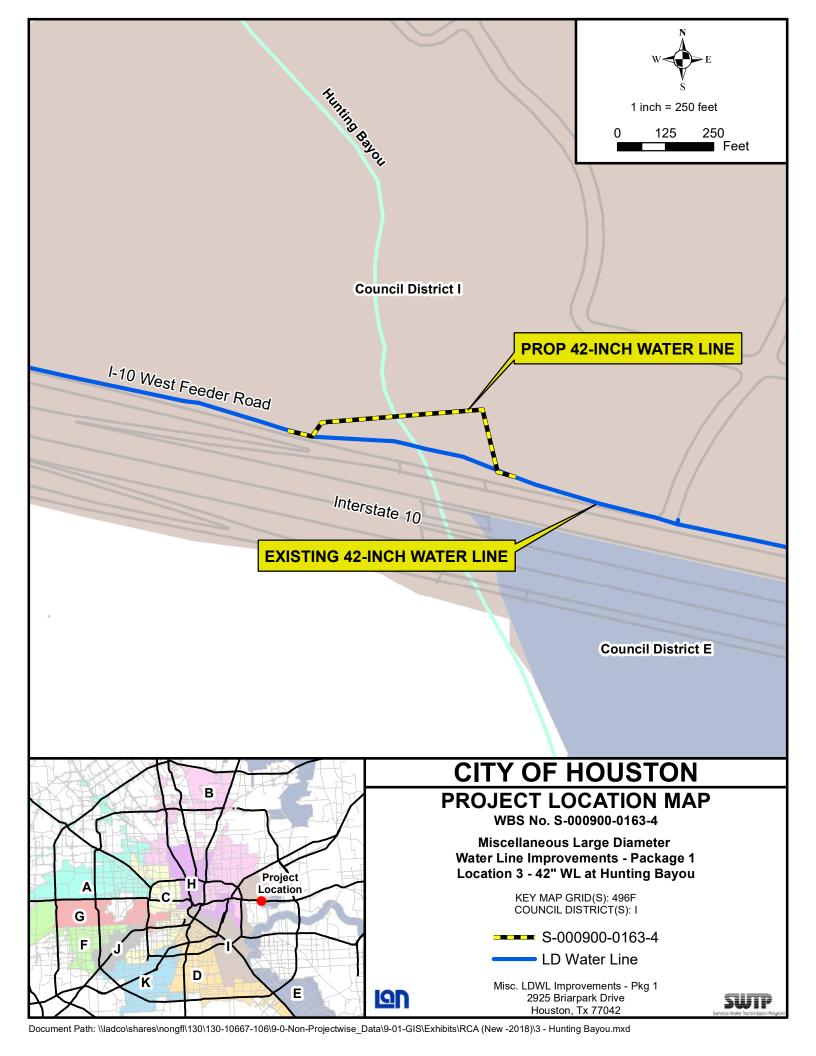
Maps Coversheet (revised) Type

Backup Material Signed Cover sheet

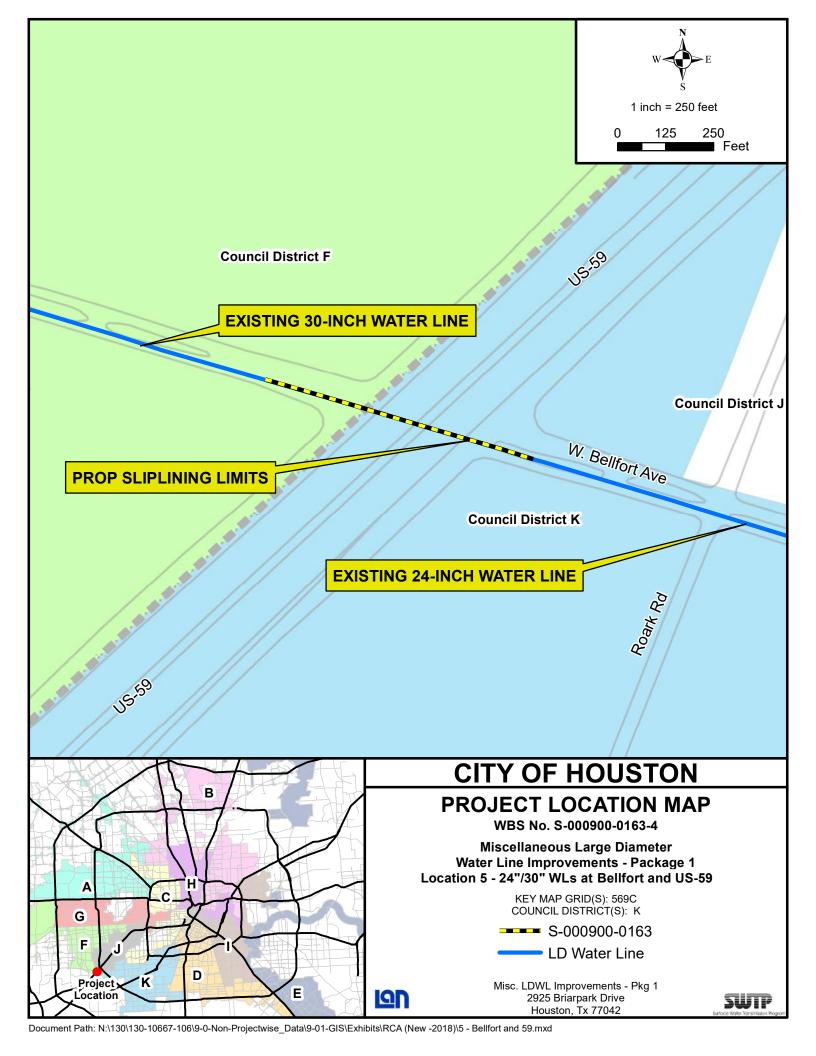


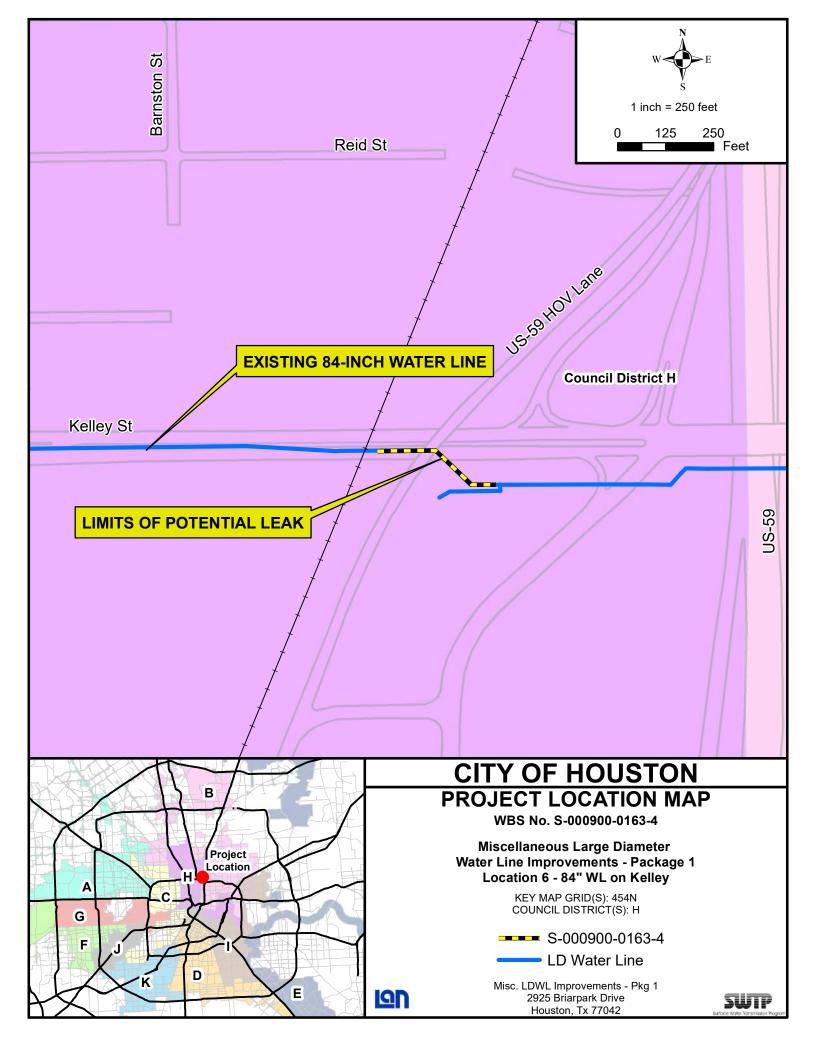


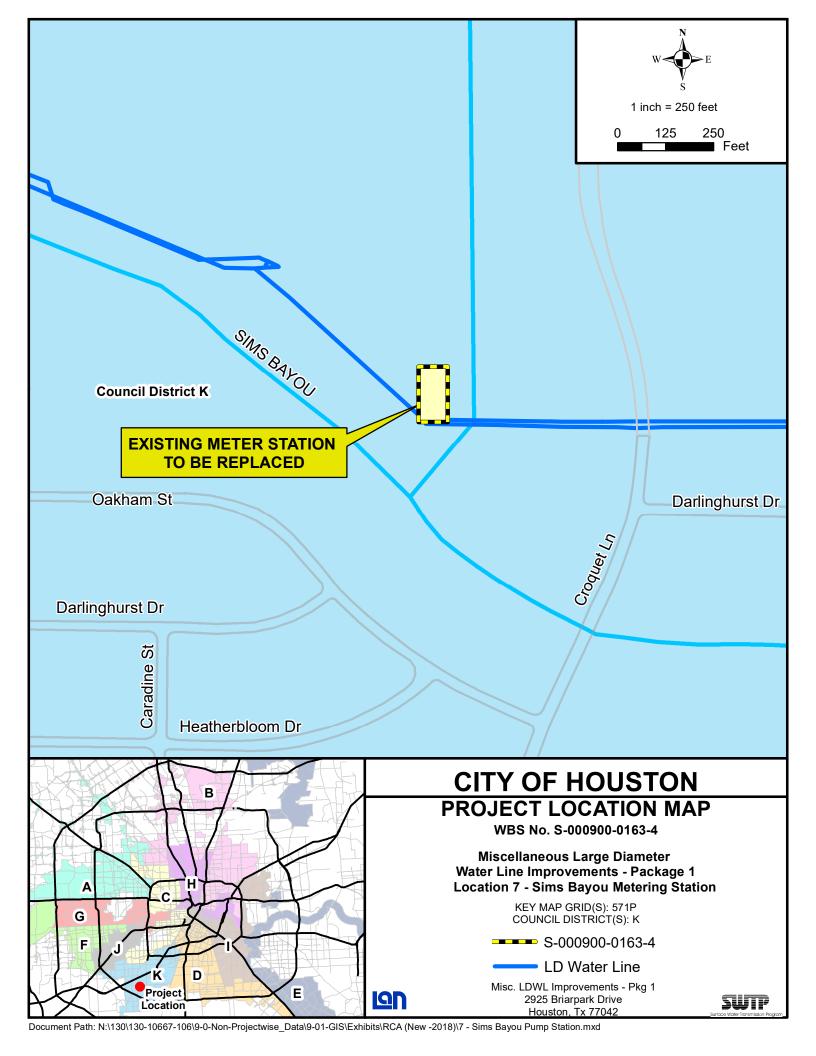


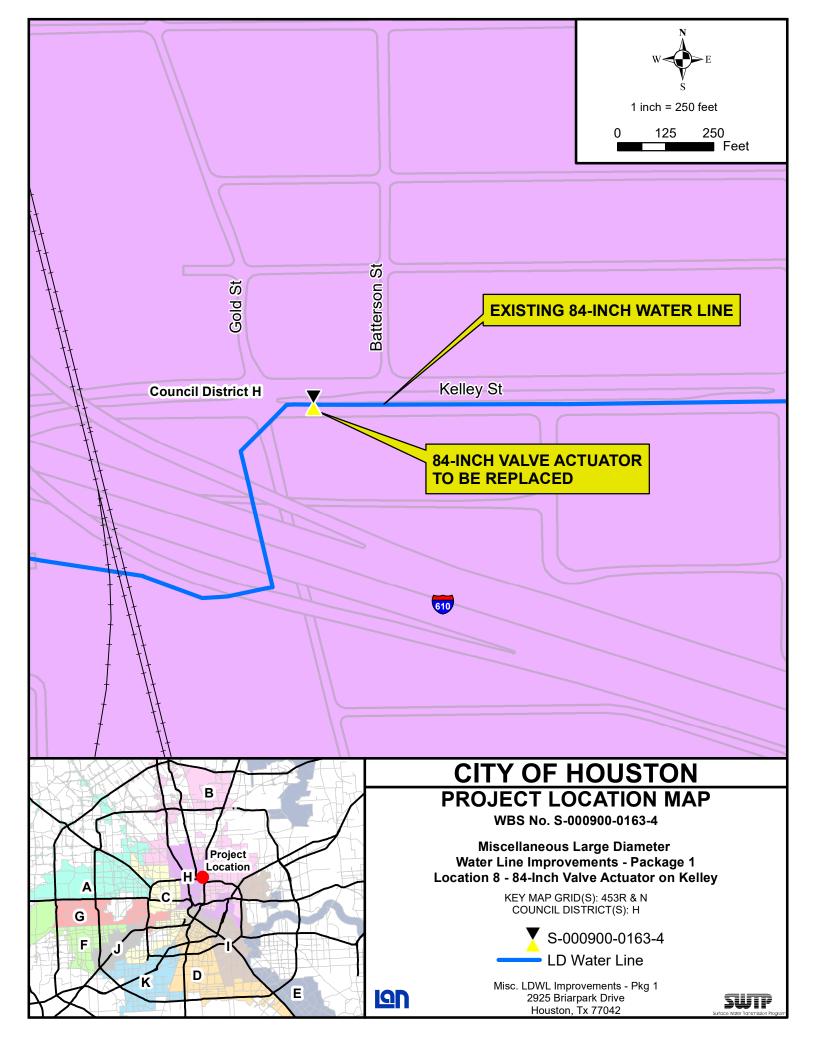


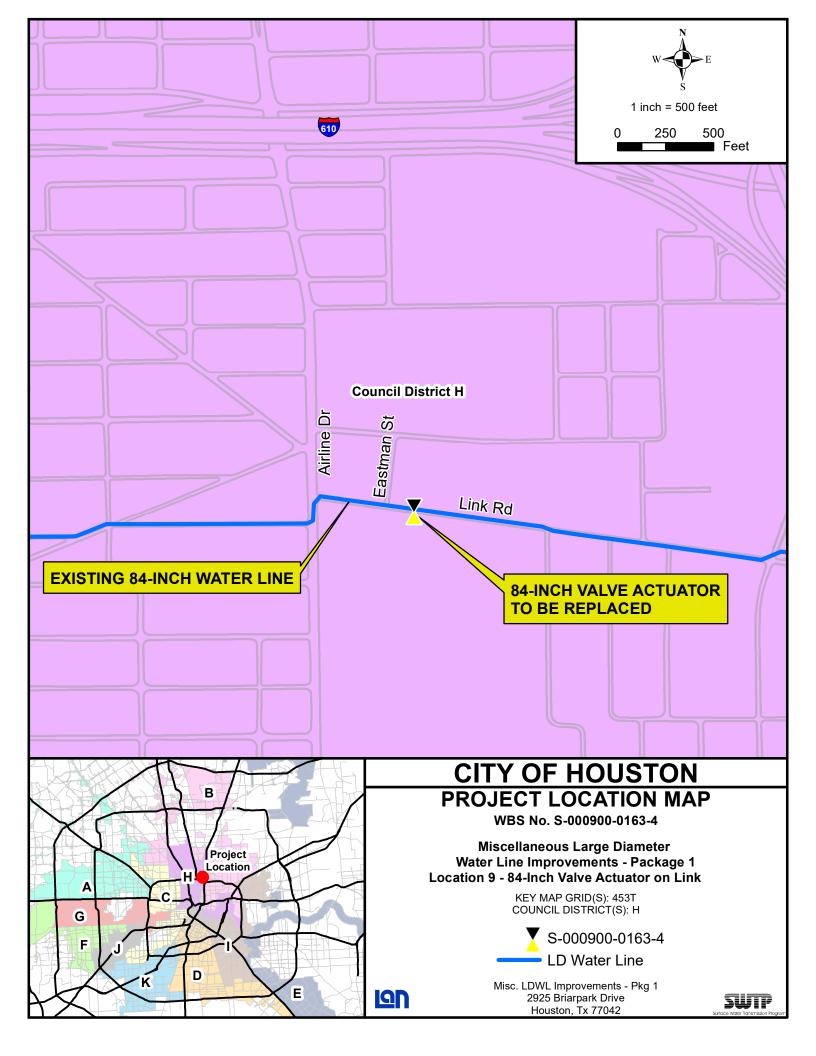














Meeting Date: 1/14/2025
District F, District H, District I, District J, District K
Item Creation Date: 6/28/2024

HPW – 20FAC2456-A Addtn'l Approp / Harper Brothers Construction, LLC

Agenda Item#: 1.

#### **Summary:**

ORDINANCE appropriating the sum of \$355,980.31 out of the Water and Sewer System Consolidated Construction Fund as an additional appropriation to the Contract between the City of Houston and **HARPER BROTHERS CONTRUCTION**, **LLC**. for Change Order No. 14 for Miscellaneous Large Diameter Water Line Improvements – Package 1 (approved by Ordinance No. 2018-0689); providing funding for CIP Cost Recovery financed by the Water and Sewer System Consolidated Construction Fund - **DISTRICTS F-THOMAS**; **H - CASTILLO**; **I - MARTINEZ**; **J - POLLARD** and **K - CASTEX-TATUM** 

#### **Background:**

<u>SUBJECT:</u> Adopt an Ordinance approving an Additional Appropriation for Change Order No. 14 for Miscellaneous Large Diameter Water Line Improvements - Package 1.

RECOMMENDATION: (SUMMARY) Adopt an Ordinance approving an Additional Appropriation of \$355,980.31 for Miscellaneous Large Diameter Water Line Improvements - Package 1.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Surface Water Transmission program and is required to maintain, improve and replace existing large diameter water lines and to meet Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater program.

<u>DESCRIPTION/SCOPE:</u> The project consists of construction and rehabilitation of large diameter water transmission lines from 24-inch to 84-inch by combination of open cut, tunneling, slip lining and rehabilitation construction methods, including valves, connections and appurtenances at seven (7) different sites throughout the City. The project was awarded to Harper Brothers Constructions, LLC with an original Contract Amount of \$7,192,912.00.

#### LOCATION:

Site Description	Site Location	Key Map Grid	Council District
Site 1 - 30-inch Water Line near Minute Maid Park	Along Texas St and Preston St from west of Bastrop St to Bastrop St, along Bastrop St between Texas and Preston, and along Prairie St to east of Emancipation Ave	493R	I
Site 2-24-inch Water Line at Bellaire Blvd and Hillcroft Ave	Across Bellaire Blvd at Hillcroft Ave	531E	J
Site 3 -42-inch Water Line at Hunting Bayou and 1-10	Across Hunting Bayou at 1-10	496F	I
Site 4 - 48-inch Water Line at W. Bellfort & Knight Rd	At intersection of W. Bellfort and Knight Rd	532V	К
Site 5 - 30-inch Water Line along W. Bellfort Ave and US59	Across US59 along W. Bellfort Ave	569C	К
Site 6 - 84-inch Water Line on Kelley St	Along Kelley St from east of Jensen to west of US59	454N	Н
Site 7 - Meter Station	Sims Bavou Pumn	571P	K

at Sims Bayou Pump Station	Station	<i>5,</i> 11	
Site 8-84" Valve Actuator on Kelley	84-Inch Valve Actuator on Kelley St	453R & N	Н
Site 9 - 84" Valve Actuator on Link	84-Inch Valve Actuator on Link Rd	453T	Н

ADDITIONAL APPROPRIATION: An approval is requested for an additional appropriation of \$339,028.87 in excess of the original contract value for additional work described in Change Order No. 14, remove and replace two (2) 24-inch storm sewer lines, procure and install a 20-inch waterline with restrained joints, and procure and install a 42-inch diameter water line and wet connection. This scope of work is necessary to complete the execution of this project due to the inspection results. The two additional locations were requested by DWO, and the changes were made through Change Order No. 1.

The requested appropriation will cover the additional work identified.

The total requested appropriation is \$355,980.31 to be appropriated as follows: \$339,028.87 for contract services and \$16,951.44 for CIP Cost Recovery.

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

<u>PAY OR PLAY PROGRAM:</u> 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.

<u>M/WBE PARTICIPATION:</u> The M/WBE goal established for this project is 12% MBE goal and 7% WBE goal. The original Contract amount totals \$7,192,912.00. The Contractor has been paid \$7,174,598.00 (99.75%) to date. Of this amount, \$382,231.00 (5.33%) has been paid to M/WBE sub-contractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$7,531,940.87. The Office of Business Opportunity will continue monitoring this contract for compliance with the MWSBE Program.

	<u>Amount</u>	% of Total Contract
Paid Prior M/WBE Commitment	\$ 382,231.00	5.07%
Unpaid Prior M/WBE Commitment	\$ 984,422.28	<u>13.07%</u>
TOTAL	\$ 1,366,653.28	18.14%

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

DocuSigned by:

1/10/2025

Randall V. Macchi, Director Houston Public Works

WBS No. S-000900-0163-4

## **Prior Council Action:**

Ordinance No. 2018-0689, dated 08-29-2018

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

\$355,980.31

Water and Sewer System Consolidated Construction Fund

Fund No. 8500

Original (previous) appropriation of \$9,073,900.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction.

## **Contact Information:**

rvice Line	Contact No.
O-HPW Council Liaison Office	832.395.2456
÷	

Maria Perez, HPW Agenda	DO-HPW Council Liaison Office	832.395.2282
Coordinator		
Markos E. Mengesha P.E., CCM,	HPW, Capital Projects	832.395.2356
Assistant Director		

## ATTACHMENTS:

Description Type SAP Documents Financial Information Maps Backup Material OBO docs Backup Material Prior Change Order #'s 1-13 Backup Material Change Order # 14 Backup Material Ownership Information Form & Tax Report Backup Material Pay or Play Backup Material Form 1295 Backup Material Prior Council Action Backup Material Signed Coversheet Signed Cover sheet signed ordinance Signed Cover sheet



Meeting Date: 1/14/2025
District F, District H, District I, District J, District K
Item Creation Date: 6/28/2024

HPW – 20FAC2456-B Change Order / Harper Brothers Construction, LLC

Agenda Item#: 2.

# **Summary:**

RECOMMENDATION from Director Houston Public Works for approval of Change Order No. 14, awarded to **HARPER BROTHERS CONSTRUCTION**, **LLC** for Miscellaneous Large Diameter Water Line Improvements - Package 1 - **DISTRICT F - THOMAS**; **H - CASTILLO**; **I - MARTINEZ**; **J - POLLARD** and **K - CASTEX-TATUM** 

This item should only be considered after passage of Item 1 above

# **Background:**

<u>SUBJECT:</u> Pass a motion approving Change Order No.14 for Miscellaneous Large Diameter Water Line Improvements - Package 1.

**RECOMMENDATION:** (SUMMARY) Pass a motion approving Change Order No.14.

<u>PROJECT NOTICE/JUSTIFICATION:</u> This project is part of the City's Surface Water Transmission program and is required to maintain, improve and replace existing large diameter water lines and to meet Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater program.

**LOCATION:** 

OCATION.	,		1
Site Description	Site Location	Key Map Grid	Council District
Site 1 - 30-inch Water Line near Minute Maid Park	Along Texas St and Preston St from west of Bastrop St to Bastrop St, along Bastrop St between Texas and Preston, and along Prairie St to east of Emancipation Ave	493R	l
Site 2- 24-inch Water Line at Bellaire Blvd and Hillcroft Ave	Across Bellaire Blvd at Hillcroft Ave	531E	J
Site 3 -42-inch Water Line at Hunting Bayou and 1-10	Across Hunting Bayou at 1- 10	496F	I
Site 4 - 48-inch Water	At intersection of W.	532V	K

Line at W. Bellfort & Knight Rd	Bellfort and Knight Rd		
Site 5 - 30-inch Water Line along W. Bellfort Ave and US59	Across US59 along W. Bellfort Ave	569C	К
Site 6 - 84-inch Water Line on Kelley St	Along Kelley St from east of Jensen to west of US59	454N	Н
Site 7 - Meter Station at Sims Bayou Pump Station	Sims Bayou Pump Station	571P	К
Site 8- 84" Valve Actuator on Kelley	84-Inch Valve Actuator on Kelley St	453R & N	Н
Site 9 - 84" Valve Actuator on Link	84-Inch Valve Actuator on Link Rd	453T	Н

CHANGE ORDER No. 14: This work is required for the additional work described in Change Order No. 14 to remove and replace two (2) 24-inch storm sewer lines, procure and install a 20-inch waterline with restrained joints, and procure and install a 42-inch diameter water line and wet connection. The requirement of the work was discovered during the performance of the contract work. This scope of work is necessary to complete the execution of this project due to the inspection results per the contract documents. The original contract duration for this project is 1050 calendar days. The project was awarded to Harper Brothers Construction, LLC with an original Contract Amount of \$ 7,192,912.00.

The proposed Change Order No. 14 is in the amount of \$339,028.87, or 4.71% above the original contract amount. This will increase the original contract amount to \$7,531,940.87.

M/WBE PARTICIPATION: The M/WBE goal established for this contract is 19.00%. The original Contract approved by Ordinance No. 2018-0689 is in the amount of \$7,192,912.00. Assuming approval of Change Order Nos. 14, the Contract amount will increase to \$7,531,940.87. According to the Office of Business Opportunity, the Contractor's to date MWBE/SBE performance currently is 5.33%. The Office of Business Opportunity will continue monitoring this contract for compliance with the MWSBE Program.

Randall V. Macchi, Director Houston Public Works

WBS No. S-000900-0163-4

# **Prior Council Action:**

Ordinance No. 2018-0689, dated 08-29-2018

# Amount and Source of Funding:

No additional funding is required.

Previous appropriation of \$9,073,900.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction.

Subsequent additional appropriation of \$355,980.31 from Fund No. 8500 – Water and Sewer System Consolidated Construction

# **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Assistant Director	DO-HPW Council Liaison	832.395.2456
	Office	
Maria Perez, HPW Agenda	DO-HPWCouncil Liaison	832.395.2282
Coordinator	Office	
Markos E. Mengesha P.E., CCM,	HPW, Capital Projects	832.395.2356
Assistant Director		

# **ATTACHMENTS:**

**Description** Type

Revised Coversheet

Maps

Change Order # 14

Signed Cover sheet

Backup Material

Backup Material



Meeting Date: 1/14/2025
District F, District H, District I, District J, District K
Item Creation Date: 6/28/2024

HPW - 20FAC2456-B Change Order / Harper Brothers Construction, LLC

Agenda Item#: 2.

#### **Summary:**

RECOMMENDATION from Director Houston Public Works for approval of Change Order No. 14, awarded to **HARPER BROTHERS CONSTRUCTION**, **LLC** for Miscellaneous Large Diameter Water Line Improvements - Package 1 - <u>DISTRICT F - THOMAS; H - CASTILLO; I - MARTINEZ; J - POLLARD and K - CASTEX-TATUM</u>
This item should only be considered after passage of Item 1 above

#### Background:

<u>SUBJECT:</u> Pass a motion approving Change Order No.14 for Miscellaneous Large Diameter Water Line Improvements - Package 1.

**RECOMMENDATION:** (SUMMARY) Pass a motion approving Change Order No.14.

<u>PROJECT NOTICE/JUSTIFICATION:</u> This project is part of the City's Surface Water Transmission program and is required to maintain, improve and replace existing large diameter water lines and to meet Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater program.

#### LOCATION:

Site Description	Site Location	Key Map Grid	Council District
Site 1 - 30-inch Water Line near Minute Maid Park	Along Texas St and Preston St from west of Bastrop St to Bastrop St, along Bastrop St between Texas and Preston, and along Prairie St to east of Emancipation Ave	493R	I
Site 2- 24-inch Water Line at Bellaire Blvd and Hillcroft Ave	Across Bellaire Blvd at Hillcroft Ave	531E	J
Site 3 -42-inch Water Line at Hunting Bayou and 1-10	Across Hunting Bayou at 1- 10	496F	I
Site 4 - 48-inch Water Line at W. Bellfort &	At intersection of W. Bellfort and	532V	К
Knight Rd	Knight Rd		
Site 5 - 30-inch Water Line along W. Bellfort Ave and US59	Across US59 along W. Bellfort Ave	569C	К
Site 6 - 84-inch Water Line on Kelley St	Along Kelley St from east of Jensen to west of US59	454N	Н
Site 7 - Meter Station at Sims Bayou Pump Station	Sims Bayou Pump Station	571P	К
Site 8-84" Valve Actuator on Kelley	84-Inch Valve Actuator on Kelley St	453R & N	Н
Site 9 - 84" Valve Actuator on Link	84-Inch Valve Actuator on Link Rd	453T	Н

CHANGE ORDER No. 14: This work is required for the additional work described in Change Order No. 14 to remove and replace

two (2) 24-inch storm sewer lines, procure and install a 20-inch waterline with restrained joints, and procure and install a 42-inch diameter water line and wet connection. The requirement of the work was discovered during the performance of the contract work. This scope of work is necessary to complete the execution of this project due to the inspection results per the contract documents. The original contract duration for this project is 1050 calendar days. The project was awarded to Harper Brothers Construction, LLC with an original Contract Amount of \$7,192,912.00.

The proposed Change Order No. 14 is in the amount of \$339,028.87, or 4.71% above the original contract amount. This will increase the original contract amount to \$7,531,940.87.

<u>MWBE PARTICIPATION:</u> The M/WBE goal established for this contract is 19.00%. The original Contract approved by Ordinance No. 2018-0689 is in the amount of \$7,192,912.00. Assuming approval of Change Order Nos. 14, the Contract amount will increase to \$7,531,940.87. According to the Office of Business Opportunity, the Contractor's to date MWBE/SBE performance currently is 5.33%. The Office of Business Opportunity will continue monitoring this contract for compliance with the MWSBE Program.

Thylato. Vi

BE463EF0DF454EB.

Randall V. Macchi, Director Houston Public Works

WBS No. S-000900-0163-4

-

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

Ordinance No. 2018-0689, dated 08-29-2018

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

No additional funding is required.

Previous appropriation of \$9,073,900.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction.

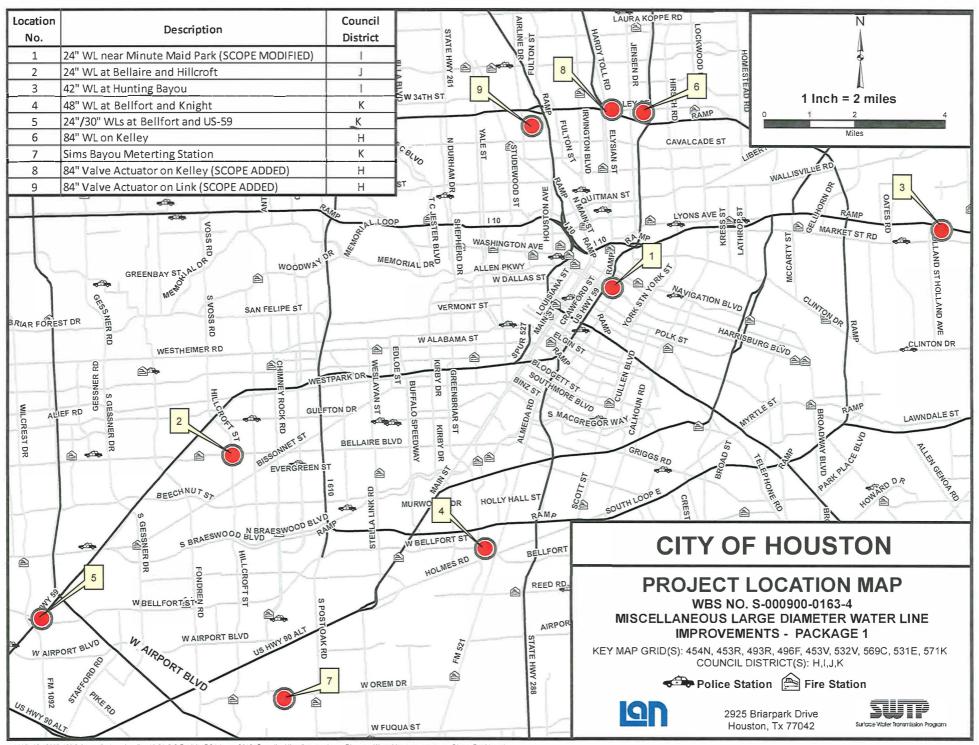
Subsequent additional appropriation of \$355,980.31 from Fund No. 8500 - Water and Sewer System Consolidated Construction

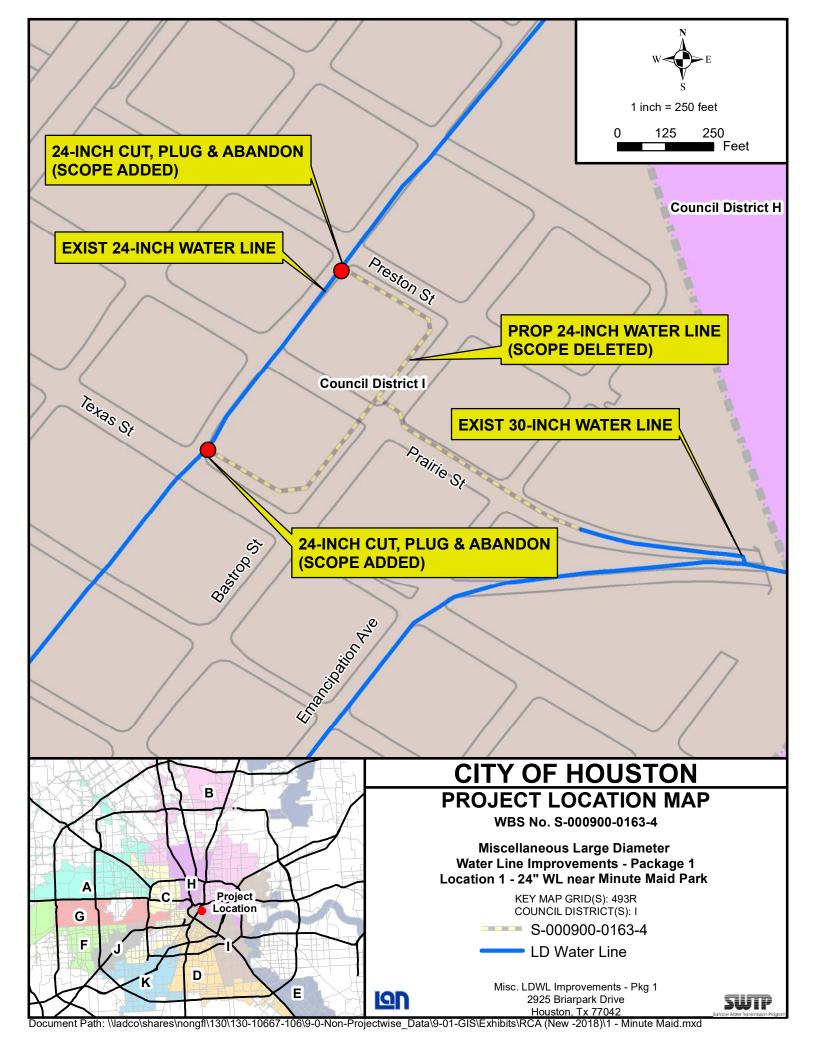
#### **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Assistant Director	DO-HPW Council Liaison Office	832.395.2456
Maria Perez, HPW Agenda	DO-HPWCouncil Liaison Office	832.395.2282
Coordinator		
Markos E. Mengesha P.E., CCM,	HPW, Capital Projects	832.395.2356
Assistant Director		

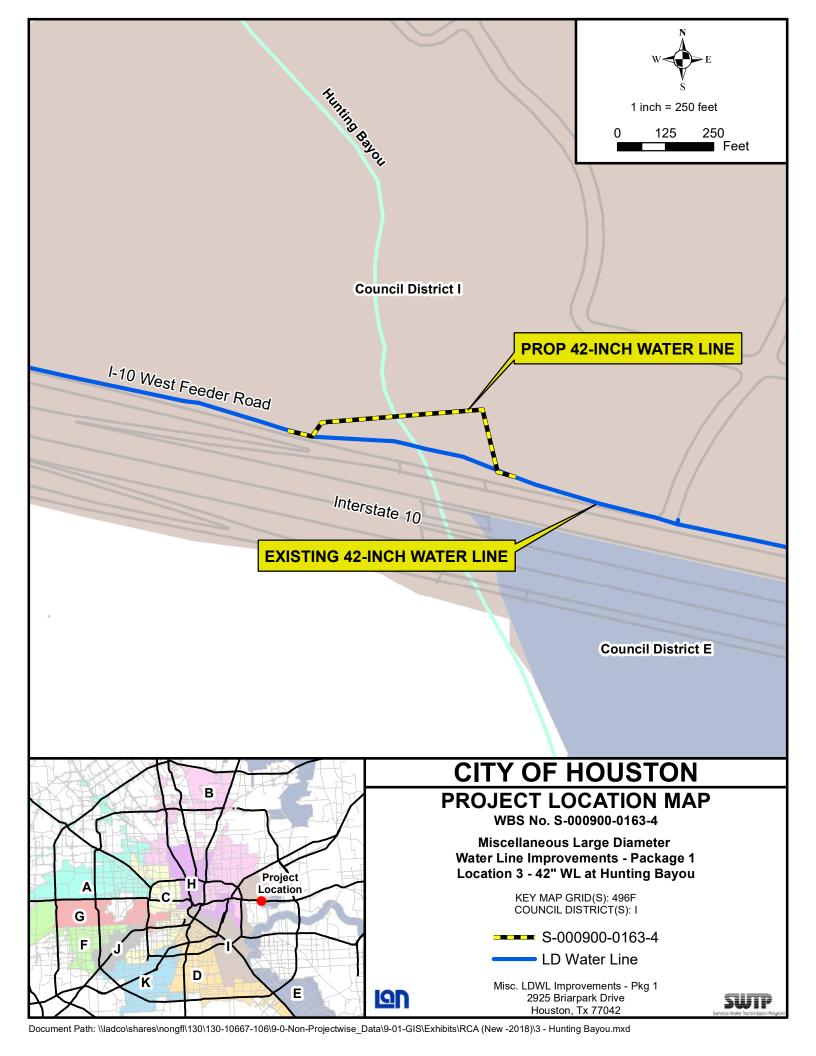
#### **ATTACHMENTS:**

Description Type OBO docs Backup Material Backup Material Prior Change Order #'s 1-13 Ownership Information Form & Tax Report **Backup Material Prior Council Action Backup Material** Signed Coversheet Signed Cover sheet Maps Backup Material Change Order # 14 **Backup Material** 

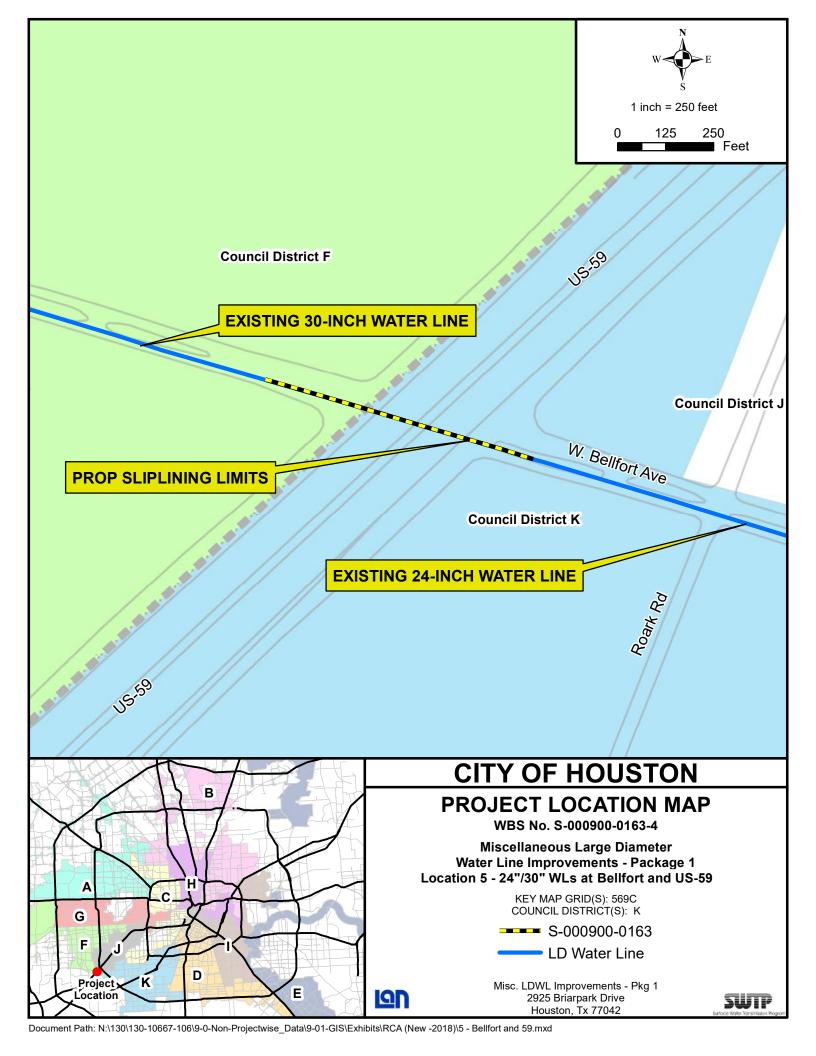


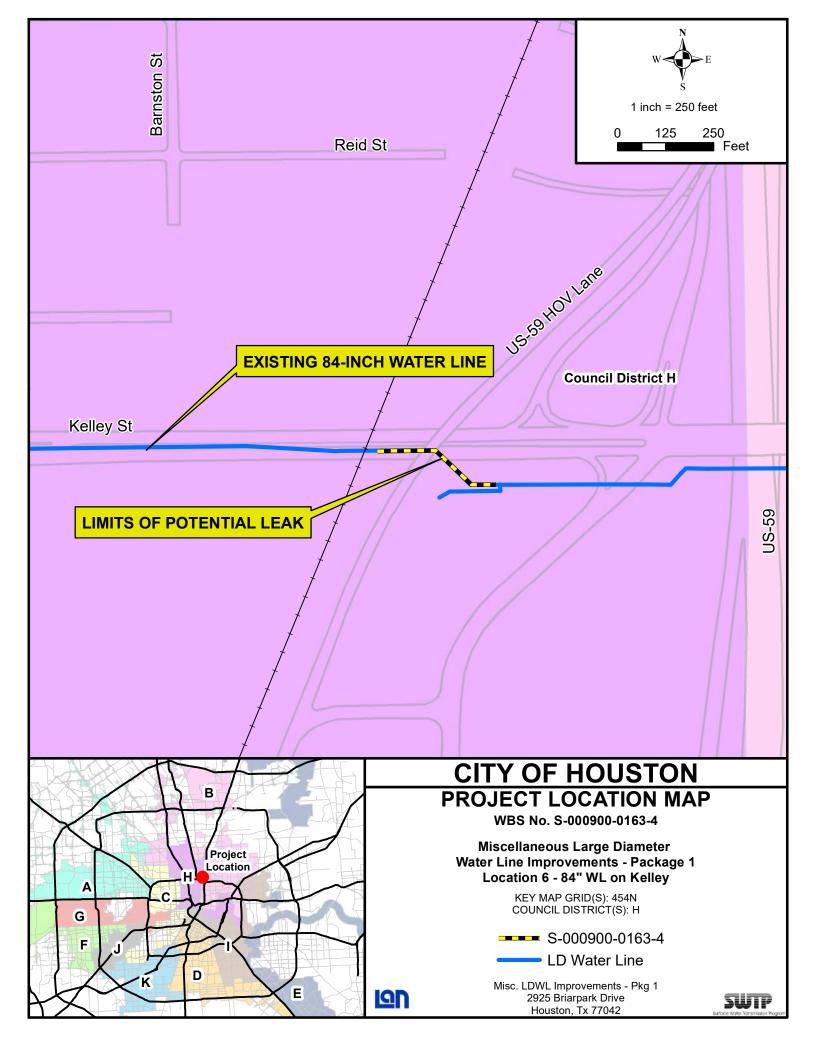


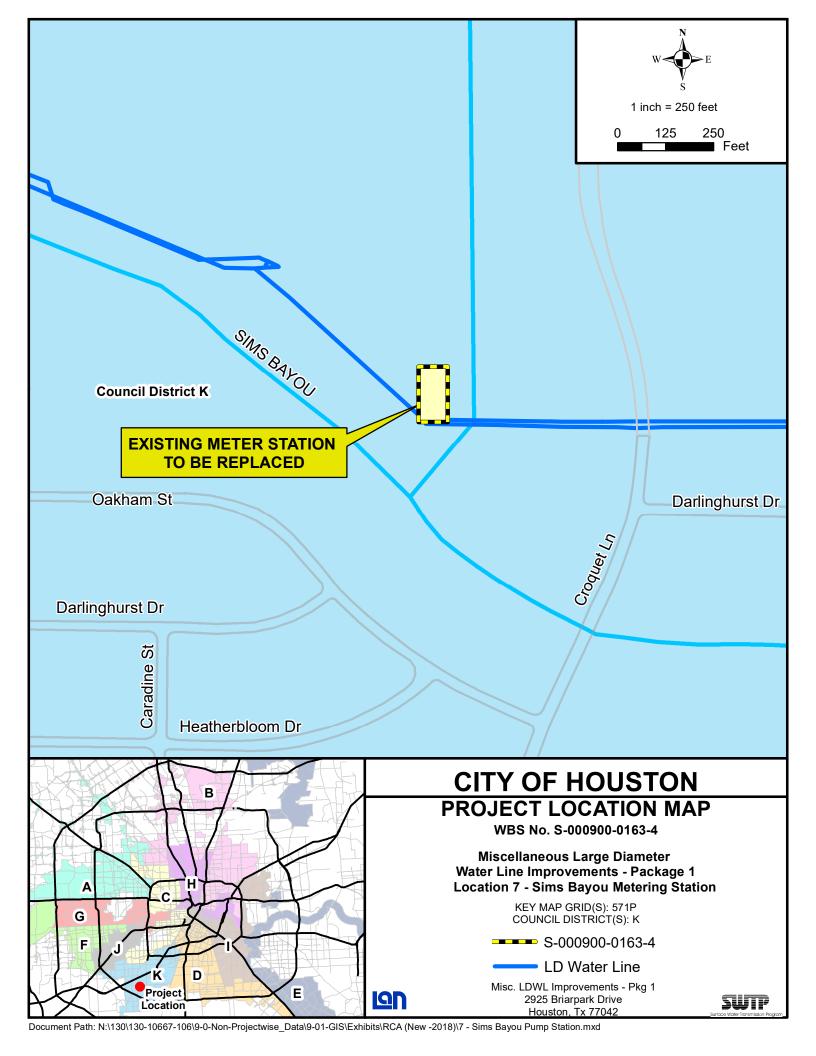


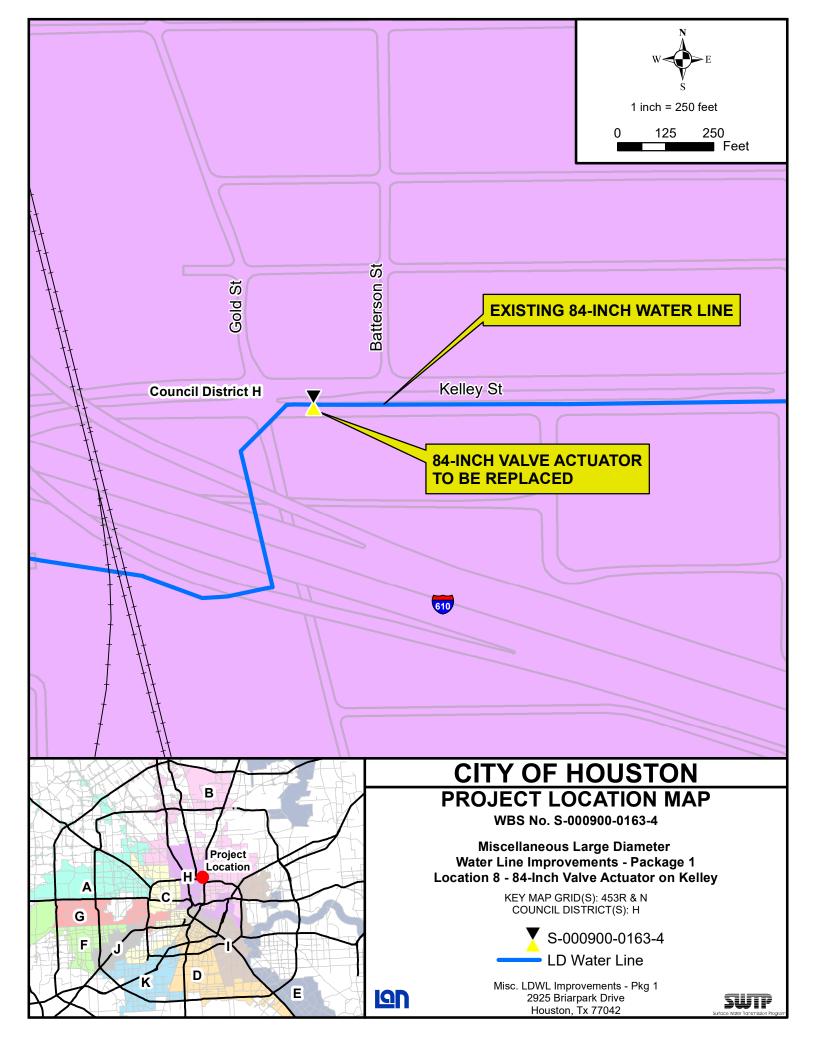


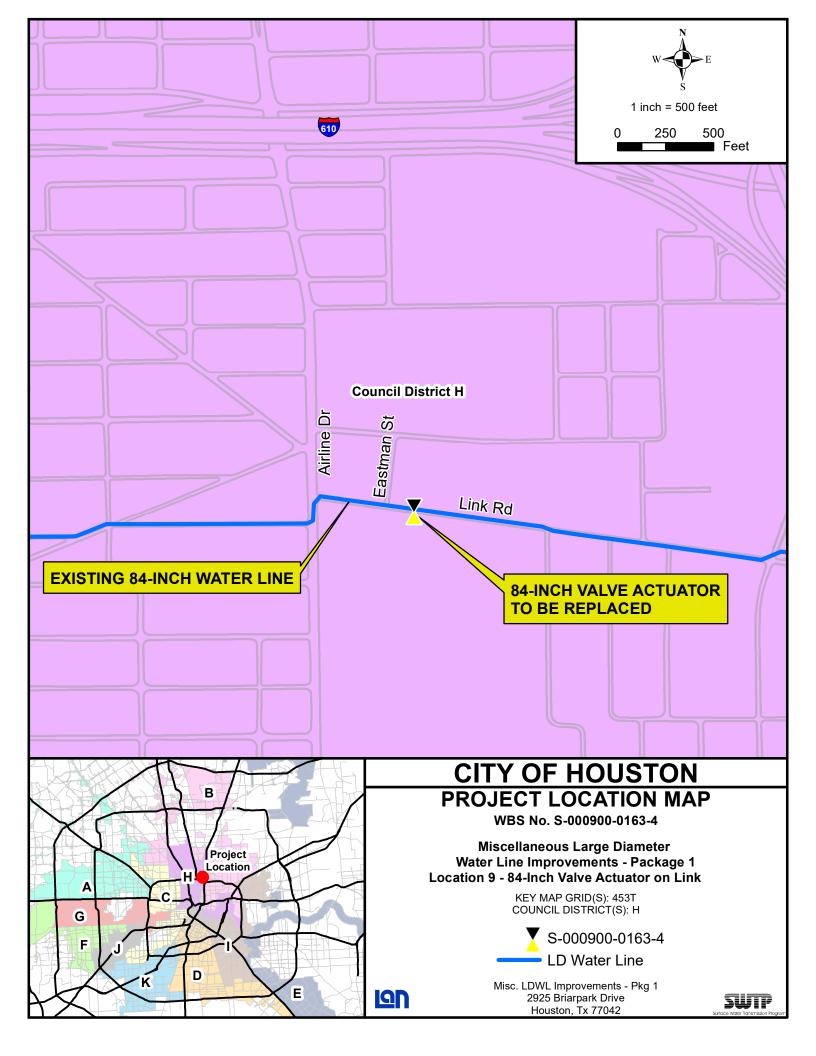












# Document 00941 CHANGE ORDER No. 14

PROJECT: Miscellaneous Large Diameter Water Line Improvements - Package 1

CONTRACT No.: 4600014995 PROJECT No.: S-000900-0163-4 (S-000900-0163)

TO: Harper Brothers Construction, LLC

654 N Sam Houston Parkway Suite 330.

Contractor and

Address for Written Notice

Houston, TX 77060

# 1.01 DESCRIPTION OF CHANGES

#### **CONTRACT CHANGE**

ITEM 1 SCOPE:

Remove and replace two (2) 24-inch storm sewer lines

lines \$16,281.32

**Amount** 

0 Days

Time

JUSTIFICATION:

Construction documents call to install the proposed 42-inch water line by tunnel method to replace an existing above-grade crossing at Site No. 3: Hunting Bayou at IH 10. During excavation of the existing 42-inch water line on the west side of the bayou, Contractor encountered two (2) unknow 24-inch storm sewer lines in conflict with the proposed 42-inch wet connection. Contractor submitted request for information (RFI) No. 26 seeking for directions.

The Engineer of Record (EOR) reviewed the issue and recommended to remove the two (2) 24-inch storm sewer lines, install the 42-inch wet connection and replace the two (2) 24-inch storm sewer lines. The scope of additional work includes labor equipment and material to remove and replace 24-inch storm sewer line. Request for Proposal No. 10 was issued to contractor for the additional work. Project Manager reviewed the contractor's proposal and concurred with the cost of this additional scope.

The City recommends adding this scope of work to the Contract. No additional days are required to be added to contract time to perform this work.

Unit Item No	Unit Item Description	Unit	Add/Deduct Qty	Unit Price	Add/Deduct Amount
428	Remove and replace 24-inch storm	LF	32.00	\$508.79	\$16,281.32

sewer lines

**ITEM 2 SCOPE:** Procure and install 20-inch waterline with restrained joints

\$165,997.56

0 Days

Contractor Initial

**CHANGE ORDER** 

PROJECT No.: S-000900-0163-4 (S-000900-0163)

CHANGE ORDER No. 14

#### JUSTIFICATION:

Contract documents call to install a new 24-inch water line by tunneling at the intersection of Bellaire and Hillcroft Avenue (Site No. 2). During construction on this site, Contractor encountered several conduits in the path of the west tunnel shaft. Contractor submitted Request of Information (RFI) No. 21 seeking for directions.

The Engineer of Record (EOR) reviewed the issue and recommended to extend the Hillcroft tunnel and location of the Bellaire crossing westward approximately 70 feet to avoid the conflicting utilities. Due to these changes, the actual quantity for the original bid items for 20-inch water with restrain joints by open cut, reinforced concrete pavement, wheel chair ramp and sidewalk complete in place exceeded the planned quantities. The project manager reviewed the in-place quantities and recommended to add additional quantities to items impacted by the changes. Project Manager reviewed the contractor's proposal and concurred with the cost of this additional scope

The City recommends adding this scope of work to the Contract. No additional days are required to be added to the contract time for this work.

Unit Item No	Unit Item Description	Unit	Add/Deduct Qty	Unit Price	Add/Deduct Amount
91	SODDING	SY	745.61	\$4.00	\$2,982.44
94	REMOVING AND DISPOSING OF CONCRETE PAVEMENTS (ALL THICKNESS	SY	404.40	\$15.00	\$6,066.00
98	6-INCH CURB AND GUTTER (MONOLITHIC)	LF	142.30	\$25.00	\$3,557.50
99	REINFORCED CONCRETE PAVEMENT 10-INCH THICK	SY	392.08	\$225.00	\$88,217.78
100	HORIZONTAL DOWEL 24-INCH	EA	348.00	\$5.00	\$1,740.00
102	WHEEL CHAIR RAMP AND SIDEWALK COMPLETE IN PLACE	SF	168.86	\$15.00	\$2,532.90
103	20-INCH DIAMETER WATER LINE BY OPEN CUT W/RESTRAIN JOINT PPCA	LF	68.00	\$640.00	\$43,520.00
114	6-INCH DIAMETER DIP FIRE HYDRAN BRANCH BY OPEN CUT WITHIN	LF	10.00	\$200.00	\$2,000.00
115	FIRE HYDRANT ASSEMBLY ALL DEPTH INCLUDING 6-INCH DIAMETER	EA	1.00	\$12,000.00	\$12,000.00
127	STABILIZED CONSTRUCTION EXIT	SY	187.83	\$18.00	\$3,380.94

**ITEM 3 SCOPE:** 

Procure and install 42-inch diameter water line by open cut with retrained and 42-inch diameter wet connection

\$156,750.00

0 Days

Print Date: 05/08/2024

MEM CC ]
Contractor Initial

**CHANGE ORDER** 

PROJECT No.: S-000900-0163-4 (S-000900-0163)

CHANGE ORDER No. 14

#### JUSTIFICATION:

Construction documents call to install a the proposed 42-inch water line by tunnel method to replace an existing an existing aerial water line crossing: Hunting Bayou at IH 10. During excavation of the shaft on the west side of the crossing, Contractor encountered an unknown sanitary sewer force main. Contractor submitted Request for Information (RFI) No. 13 seeking for directions.

The Engineer of Record (EOR) reviewed the issue and recommended a new location of the shaft and to lower the 42-inch water line about 5 feet deeper than the original elevation. Due to these changes, the actual quantity for the original bid item for 42-inch water line by open cut with restrained joints, 42-inch diameter water line by tunnel with restrained joints and 42-inch diameter wet connection with isolation flange exceeded the planned quantities. The project manager reviewed the in-place quantities and recommended to add additional quantities to items impacted by the changes. Project Manager reviewed the contractor's proposal and concurred with the cost of this additional scope.

The City recommends adding this scope of work to the Contract. No additional days are required to be added to the contract time for this work.

Unit Item No	Unit Item Description	Unit	Add/Deduct Qty	Unit Price	Add/Deduct Amount
135	42-INCH DIAMETER WATER LINE BY OPEN CUT W/ RESTRAINT JOINT	LF	38.00	\$2,500.00	\$95,000.00
136	42-INCH DIAMETER WATER LINE W/RESTRAINED JOINTS IN TUNNEL	LF	3.25	\$3,000.00	\$9,750.00
143	42-INCH DIAMETER WET CONNECTIC WITH ISOLATION FLANGE	EA	1.00	\$52,000.00	\$52,000.00

TOTALS: \$339,028.87 0 Days

00941-3

MEM CG

Contractor Initial

CITY OF HOUSTON

STANDARD DOCUMENT

**CHANGE ORDER** 

PROJECT No.: S-000900-0163-4 (S-000900-0163)

CHANGE ORDER No. 14

# 1.02 ACCEPTANCE BY CONTRACTOR

Contractor agrees to perform change(s) included in this Change Order for the price and time indicated. The prices for changes include all costs associated with this Change Order.

	DocuSigned by:		
	Corey Garnett	Sr PM	5/9/2024
	Contractor Signature and Title		Date
1.03	ACCEPTANCE BY THE	CITY	
	Joansey 2007	5/9/2024	
	Project Manager —DocuSigned by:	Date	Acting Deputy Director - Required for COs to Council Da
	Panduranga trumua	5/9/2024	
	Managing Engineer  DocuSigned by:	Date	Chief Operating Officer - Required for COs to Date Council
	Markos E. Mengesha 00A211EA90B54A8	5/9/2024	
	City Engineer	Date	Mayor - Required for COs to Council Date

Print Date: 05/08/2024

00941-4

Contractor Initial

Print Date: 05/08/2024

PROJECT No.: S-000900-0163-4 (S-000900-0163) CHANGE ORDER No. <u>14</u>

#### **EXECUTIVE SUMMARY**

1.01	CONTRACT PRICE SUMMARY	DOLLAR AMOUNT	PERCENT
A.	Original Contract Price	\$7,192,912.00	100.00%
В.	Previous Change Orders	\$349,099.41	4.85%
C.	This Change Order	\$339,028.87	4.71%
D.	Contract Price	\$7,881,040.28	109.57%

1.02	CONTRACT TIME SUMMARY	DURATION	COMPLETION DATE
A.	Original Contract Time	1050 Days	Monday, September 6, 2021
B.	Previous Change Orders	889 Days	Monday, February 12, 2024
C.	This Change Order	0 Days	Monday, February 12, 2024
D.	Contract Time	1939 Days	Monday, February 12, 2024

Contractor Initial

Print Date: 05/08/2024

STANDARD DOCUMENT

PROJECT No.: S-000900-0163-4 (S-000900-0163)

CHANGE ORDER No. 14

# 1.03 TOTAL VALUE OF INCREASES OUTSIDE OF GENERAL SCOPE OF WORK

A. Including this Change Order, the following table is provided to track conditions related to Paragraph 7.1.2.3 of Document 00700 - General Conditions.

CHANGE ORDER No.	AMOUNT ADDED	PERCENT OF ORIGINAL CONTRACT PRICE
1	\$(1,588,996.50)	-22.09%
2	\$379,553.92	5.28%
3	\$33,259.60	0.46%
4	\$14,914.52	0.21%
5	\$126,142.05	1.75%
6	\$48,101.24	0.67%
7	\$866,383.05	12.04%
8	\$0.00	0.00%
9	\$5,518.26	0.08%
10	\$88,914.10	1.24%
11	\$228,926.22	3.18%
12	\$139,406.80	1.94%
13	\$6,976.16	0.10%
14	\$339,028.87	4.71%
TOTALS	\$688,128.28	9.57%

MEM CC ]

Contractor Initial



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/2/2024

MYR - Legislative Principles for the 89th Texas Legislature

Agenda Item#: 3.

# **Summary:**

RECOMMENDATION from Chief of Intergovernmental Relations for adoption of the City of Houston Legislative Principles for the 89th Session of the Texas Legislature

# **Background:**

The Administration recommends that the City Council adopt the City of Houston Legislative Principles for the 89th Session of the Texas Legislature. The Principles will serve as the guiding document to instruct the City of Houston Intergovernmental Relations staff and lobby team in Austin. The City will only work on priority legislation that falls within the Principles.

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

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

Joshua Sanders, Chief of Intergovernmental Relations

# **Contact Information:**

Joshua Sanders, Chief of Intergovernmental Relations

**Phone:** 832-393-0805

# **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet Legislative Principles 89th session Backup Material



Meeting Date: 12/10/2024 ALL Item Creation Date: 12/2/2024

MYR - Legislative Principles for the 89th Texas Legislature

Agenda Item#: 2.

#### **Summary:**

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

RECOMMENDATION from Director of Government Relations for adoption of the City of Houston Legislative Principles for the 89th Session of the Texas Legislature

#### **Background:**

The Administration recommends that the City Council adopt the City of Houston Legislative Principles for the 89th Session of the Texas Legislature. The Principles will serve as the guiding document to instruct the City of Houston Intergovernmental Relations staff and lobby team in Austin. The City will only work on priority legislation that falls within the Principles.

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

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

Joshus Sanders, Chief of Intergovernmental Relations 12/3/2024

# **Contact Information:**

Joshua Sanders, Chief of Intergovernmental Relations

Phone: 832-393-0805

# **ATTACHMENTS:**

Description

Type

Legislative Principles 89th Session **Backup Material** 



# City of Houston Legislative Principles For the 89th Session of the Texas Legislature

# **City of Houston Legislative Mission Statement**

The City of Houston will focus its legislative efforts on the enhancement of life in Houston through public safety and criminal justice initiatives; water and economic development; protecting the quality of life; improving mobility; creating a healthier environment; addressing homelessness; and making the government more responsive, transparent, and fiscally responsible. All will be pursued with a focus on preserving local decision making.

# **General Government**

Oppose unfunded state mandates that negatively affect the fiscal operations of the City of Houston and legislation that diminishes the City's local authority on its rights of way, municipal premises, public safety, revenue collection, city operations, or other local programs.

Support funding to Houston for meeting community needs, such as water infrastructure, air quality, health care, public safety, housing, transportation, and disaster recovery.

Support legislation that strengthens the City's oversight of its extraterritorial jurisdiction and land use.

# <u>Water</u>

Support efforts to bolster the Houston Water System infrastructure such as resources for drinking water conveyance, supply, and treatment, as well as funding for wastewater management.

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

Support resources to aid in the City's efforts of flood mitigation and resiliency.

# **Public Safety and Criminal Justice**

Support legislation that provides increased funding for law enforcement agencies to increase personnel, invest in new technologies, and preserve current workforce.

Support legislative efforts in preparation for and prevention of acts of terrorism and emergencies, including the equitable, threat-based distribution of Homeland Security and Cybersecurity funds.

Support legislation and funding to expand mental health system accessibility and best practices for systemwide improvements; specialty courts and jail diversion programs as well as legislation to prevent and combat violent crimes and reduce violence.

Support legislation and funding in coordination with Houston Forensic Science Center to better address workforce development and the processing and storage of evidence.

Support legislation that allows for further collaboration between local law enforcement agencies.

Oppose efforts to weaken the City of Houston's authority to respond to emergency powers where City first responders and health departments serve as leads in directing the response.

# **Addressing Homelessness**

Support legislation and funding that supports the Houston region in addressing homelessness, especially through resources to the area public mental health authority.

Support legislation that supports reasonable enforcement of emergency detention orders and involuntary commitment for the safety of those in need of mental health services.

Support legislation that provides flexibility in the provision of affordable and stable housing.

# **Mobility**

Support legislation and administrative efforts to expand transportation funding for regional connectivity, project implementation, congestion relief, pedestrian safety/crosswalks, and enhanced mobility to enable economic opportunity for Houstonians.

# **Economic Development**

Support legislation enhancing economic development and fostering job creation in the City of Houston.

Support legislative and administrative initiatives to improve the economic viability of the Houston Spaceport at Ellington, including funding for the Spaceport Trust Fund.

Support efforts that allow for continued cooperation between special districts and municipalities to enhance community development in Texas cities.

# **Environment & Public Utilities**

Support legislative and administrative efforts to assist the Houston region in improving air quality and addressing flooding/drainage challenges. Support legislation to give local residents more influence in environmental permitting in their neighborhoods.

Support legislation strengthening local governments' regulatory authority over energy industry participants to protect local interests and make delivery systems more reliable and resilient.

Support legislation expanding the meaningful input of local governments to state agencies with oversight of energy industries.

Support innovative solutions that can reduce demand on the grid while providing better electric security for residential and commercial purchasers.

Support legislation that requires facilities that house seniors and other vulnerable populations to provide backup power during a disaster.



Meeting Date: 1/14/2025
District B, District C, District D, District K
Item Creation Date:

HPW - 20SWO150 Accept Work / DL Glover Utilities, LLC

Agenda Item#: 4.

# **Summary:**

RECOMMENDATION from Director Houston Public Works, for approval of final contract amount of \$989,850.38 and acceptance of work on contract with **DL GLOVER UTILITIES**, **LLC** for Ditch Maintenance Work Order Contract - 1.01% under the original Contract Amount - **DISTRICTS B - JACKSON**; **C - KAMIN**; **D - EVANS-SHABAZZ and K - CASTEX-TATUM** 

# **Background:**

**SUBJECT:** Accept Work for Ditch Maintenance Work Order Contract.

**RECOMMENDATION:** (SUMMARY) Pass a motion to approve the final Contract Amount of \$989,850.38 or 1.01% under the original Contract Amount, accept the Work and authorize final payment.

<u>PROJECT NOTICE/JUSTIFICATION:</u> This project was part of the Transportation and Drainage Operations Program and was required to provide work authorization on a location by location asneeded basis, for the operation and maintenance of stormwater drainage assets.

<u>DESCRIPTION/SCOPE</u>: This project consisted of the Citywide program that provides maintenance services for open drainage systems. The scope was established by each work authorization. The contract allowed 730 calendar days for construction. The project was awarded to DL Glover Utilities, LLC with an original Contract Amount of \$1,000,000.00.

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

<u>CONTRACT COMPLETION AND COST:</u> The Contractor, DL Glover Utilities, LLC, 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 is \$989,850.38 a decrease of \$10,149.62 or 1.01% under the original Contract Amount. The decreased cost is a result of the difference between planned and measured quantities.

M/WSBE PARTICIPATION: The advertised and awarded M/WBE contract goals for this project were 18.00% MBE and 5.00% WBE. According to the Office of Business Opportunity, the actual participation achieved on this project was 0.00% MBE and 0.00% WBE. The contractor's MWBE performance on this project is Unsatisfactory for the following reasons: The Prime failed to make good faith efforts to achieve the goals on the project and utilize goal credit subcontractors. For the reasons listed, the Contractor's performance does not meet the intent and spirit of the City's

# MWSBE Program.

Dandall V Masshi Director

Randall V. Macchi, Director Houston Public Works

WBS No. M-43M005-0001-4

# **Prior Council Action:**

Ordinance No. 2022-0896, dated 11-16-2022.

# **Amount and Source of Funding:**

No additional funds required.

Total (original) appropriation of \$1,050,000.00 from Fund 2302 - Stormwater

# **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Assistant	DO- HPW Council Liaison	832.395.2456
Director	Office	
Maria Perez, HPW Agenda	DO-HPW Council Liaison	832.395.2282
Coordinator	Office	
Johanna Clark, Sr. Assistant	Transportation & Drainage	832-395-2279
Director	Operations	032-393-2219

# **ATTACHMENTS:**

**Description** 

Revised Signed Coversheet Project List **Type** 

Signed Cover sheet Backup Material



Meeting Date: 1/14/2025 District B, District C, District D, District K Item Creation Date:

HPW - 20SWO150 Accept Work / DL Glover Utilities, LLC

Agenda Item#: 4.

#### **Summary:**

RECOMMENDATION from Director Houston Public Works, for approval of final contract amount of \$989,850.38 and acceptance of work on contract with **DL GLOVER UTILITIES, LLC** for Ditch Maintenance Work Order Contract - 1.01% under the original Contract Amount - **DISTRICTS B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ** and **K - CASTEX-TATUM** 

#### **Background:**

**SUBJECT:** Accept Work for Ditch Maintenance Work Order Contract.

**RECOMMENDATION:** (SUMMARY) Pass a motion to approve the final Contract Amount of \$989,850.38 or 1.01% under the original Contract Amount, accept the Work and authorize final payment.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the Transportation and Drainage Operations Program and was required to provide work authorization on a location by location as-needed basis, for the operation and maintenance of stormwater drainage assets.

<u>DESCRIPTION/SCOPE</u>: This project consisted of the Citywide program that provides maintenance services for open drainage systems. The scope was established by each work authorization. The contract allowed 730 calendar days for construction. The project was awarded to DL Glover Utilities, LLC with an original Contract Amount of \$1,000,000.00.

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

<u>CONTRACT COMPLETION AND COST:</u> The Contractor, DL Glover Utilities, LLC, 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 is \$989,850.38 a decrease of \$10,149.62 or 1.01% under the original Contract Amount. The decreased cost is a result of the difference between planned and measured quantities.

<u>MWSBE PARTICIPATION:</u> The advertised and awarded M/WBE contract goals for this project were 18.00% MBE and 5.00% WBE. According to the Office of Business Opportunity, the actual participation achieved on this project was 0.00% MBE and 0.00% WBE. The contractor's MWBE performance on this project is Unsatisfactory for the following reasons: The Prime failed to make good faith efforts to achieve the goals on the project and utilize goal credit subcontractors. For the reasons listed, the Contractor's performance does not meet the intent and spirit of the City's MWSBE Program.

DocuSigned by:

BE463EF0DF454EB...

Randall V. Macchi, Director Houston Public Works

WBS No. M-43M005-0001-4

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

Ordinance No. 2022-0896, dated 11-16-2022.

# **Amount and Source of Funding:**

No additional funds required.

Total (original) appropriation of \$1,050,000.00 from Fund 2302 - Stormwater

#### **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Assistant Director	DO- HPW Council Liaison	832.395.2456
	Office	

1	011100	1
Maria Perez, HPW Agenda	DO-HPW Council Liaison	832.395.2282
Coordinator	Office	
Johanna Clark, Sr. Assistant	Transportation & Drainage	832-395-2279
Director	Operations	032-393-2219

# ATTACHMENTS:

Description	Type
Maps	Backup Material
OBO Documents	Backup Material
Prior Council Action	Backup Material
Ownership Information Form and Tax Report	Backup Material
Change Order 1	Backup Material
Final Estimate	Backup Material
Project Memo - MWBE	Backup Material
Signed Coversheet	Signed Cover sheet
Project List	Backup Material

Work Auth. No.	Work Authorization (WA) Description	North Boundary	South Boundary	West Boundary	East Boundary	Council District
1	900 Portway	Katy Rd	I-10	Portwest Dr	Portwest Dr	С
2	6666 Eureka St	Eureka St	Katy St	Kansas St	Sherwin St	С
3	Helvick Crescent Ave	Artem Ct	Mowery Rd	Helvick Crescent Ave	Helvick Blvd	D
4	3600 W Orem Dr	Bonway Ln	W Orem Dr	Buffalo Speedway	Townwood Dr	К
5	1053 Lucky St	S Victory Dr	Wall St	Burt St	Wheatley St	В
6	8300 Homestead	Shreveport Blvd	Bywood St	Shreveport Blvd	Homestead Rd	В
7	Liberty Rd	Cavalcade St	Railroad track	Majestic St	N Wayside Dr	В
8	Greens Rd	Buckow Dr	Consulate Plaza Dr	International Plaza Drive	Lee Rd	В
9						
10						
11						
12						
13						
14 15						
16						
17						
18						
19						
20						
21						
22						
23						
24						
25 26						
27						
28						
29						
30						
31						
32						
33 34						
35						1
36			<del> </del>			1
37						
38						
39						
40						
41						
42 43			<del> </del>			1
44		+	<del> </del>			1
45				l		
46						
47						



Meeting Date: 1/14/2025 District H Item Creation Date:

LGL – Parcel AY23-187, City of Houston v. Hugo and Christine Rodriguez, et al.; Cause No. 1233584; Northside High School Area Drainage and Paving Project; WBS/CIP No. M-410035-0001-2

Agenda Item#: 5.

# **Summary:**

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay all costs of court in connection with eminent domain proceeding styled City of Houston v. Hugo and Christine Rodriguez, et al.; Cause No.1233584, for the NORTHSIDE HIGH SCHOOL AREA DRAINAGE AND PAVING PROJECT - DISTRICT H - CASTILLO

# **Background:**

The Northside High School Area Drainage and Paving Project is intended to improve drainage, mobility, and traffic circulation by providing for the design and construction of storm drainage improvements, necessary concrete paving, curbs, sidewalks, driveways, and underground utilities as well as provide improvements to street drainage to further remove the risk of structural flooding in the area.

This eminent domain proceeding involves the acquisition of fee interest in a parcel of land containing 8,718 square feet. The property is located on Luzon Street in the City of Houston. The property is unimproved and owned by Hugo and Christine Rodriguez. Prior to sending the matter to the Legal Department, the City attempted to negotiate a purchase of the properties, but those efforts were unsuccessful. The matter was then referred to the Legal Department to initiate eminent domain proceedings to acquire the needed properties. The Legal Department filed the eminent domain petition and a Special Commissioners' hearing was held.

<u>City's Appraised Value:</u> \$348,720.00 <u>Defendant's Value Testimony:</u> \$450,000.00 **Award of the Special Commissioners' Hearing.** \$400,000.00

Court & Misc. Costs: Special Commissioners' fees: \$1,500.00 (\$500.00 x 3), Process Service: \$88.00, Court Filings: \$350.00. Estimated Total Court & Misc. Costs: \$1,938.00.

# Arturo G. Michel, City Attorney

\_\_\_\_\_

Randall V. Macchi Director, Houston Public Works

# **Prior Council Action:**

Ordinance No. 2024-144, passed 3/20/2024 Ordinance No. 2023-175 passed 3/8/2023

# **Amount and Source of Funding:**

\$400,000.00

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:**

**Description** Type

Cover Sheet Signed Cover sheet



Meeting Date: District H Item Creation Date:

LGL – Parcel AY23-187, City of Houston v. Hugo and Christine Rodriguez, et al.; Cause No. 1233584; Northside High School Area Drainage and Paving Project; WBS/CIP No. M-410035-0001-2

Agenda Item#:

#### **Summary:**

Authorize the City Attorney, by Motion, to deposit the amount of the Award of the Special Commissioners of \$400,000.00 into the registry of the court and pay all costs. Funding will be provided by a previously approved blanket appropriation ordinance.

#### **Background:**

The Northside High School Area Drainage and Paving Project is intended to improve drainage, mobility, and traffic circulation by providing for the design and construction of storm drainage improvements, necessary concrete paving, curbs, sidewalks, driveways, and underground utilities as well as provide improvements to street drainage to further remove the risk of structural flooding in the area.

This eminent domain proceeding involves the acquisition of fee interest in a parcel of land containing 8,718 square feet. The property is located on Luzon Street in the City of Houston. The property is unimproved and owned by Hugo and Christine Rodriguez. Prior to sending the matter to the Legal Department, the City attempted to negotiate a purchase of the properties, but those efforts were unsuccessful. The matter was then referred to the Legal Department to initiate eminent domain proceedings to acquire the needed properties. The Legal Department filed the eminent domain petition and a Special Commissioners' hearing was held.

City's Appraised Value: \$348,720.00

Defendant's Value Testimony: \$450,000.00

Award of the Special Commissioners' Hearing. \$400,000.00

<u>Court & Misc. Costs</u>: Special Commissioners' fees: \$1,500.00 (\$500.00 x 3), Process Service: \$88.00, Court Filings: \$350.00. Estimated Total Court & Misc. Costs: \$1,938.00.

DocuSigned by:

Arturo G. Michel, City Attorney

DocuSigned by:

12/30/2024

BE463EF0DE454EB Randall V. Macchi

Director, Houston Public Works

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

Ordinance No. 2024-144, passed 3/20/2024; Ordinance No. 2023-175 passed 3/8/2023.

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

\$400,000.00; 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



Meeting Date: 1/14/2025 ALL Item Creation Date: 1/2/2025

WS1416550121 - OBO Certification Process Improvement

Agenda Item#: 6.

(Landing Advisors, LLC) - MOTION

# **Summary:**

APPROVE spending authority in an amount not to exceed \$91,200.00 for Professional Consulting Services to analyze and recommend improvements to the City's MWBE Certification Application Process for the Office of Business Opportunity, awarded to **LANDING ADVISORS**, **LLC** - 6 Months with 1 six month option - Enterprise Fund

# Background:

Professional Services (WS1416550121) – Approve spending authority in an amount not to exceed \$91,200.00 for professional consulting services to analyze and recommend improvements in the City's MWBE certification application process for a six-month term with one six-month option for the Office of Business Opportunity.

# **SPECIFIC EXPLANATION:**

The Director of the Office of Business Opportunity and the Chief Procurement Officer recommend that City Council approve spending authority in an amount not to exceed \$91,200.00 to Landing Advisors, LLC for a six-month term with one six-month option for professional consulting services to analyze and recommend improvements to the City's MWBE certification application process for the Office of Business Opportunity.

The scope of work requires the vendor to complete a landscape analysis and process map of the current MWBE certification process and, through a gap analysis, identify the application of national best practices, eliminate redundancies, and identify areas where automation can be utilized to provide process improvement recommendations to significantly reduce the amount of time to review and process MWBE certification applications.

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

#### **MWBE Participation**:

This procurement is exempt from the City's MWBE subcontracting requirements as the total expenditure does not exceed the \$100,000.00 threshold. However, Landing Advisors, LLC is a certified MBE.

# **Hire Houston First:**

This procurement is exempt from the City's Hire Houston First (HHF) Ordinance. Bids/proposals were not solicited because the department is utilizing a professional services contractor for this contract.

# Pay or Play Program:

This procurement is exempt from the City's 'Pay or Play' Ordinance regarding health benefits for employees of City contractors as the total expenditure does not exceed the \$100,000.00 threshold.

#### **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.

Jedediah Greenfield
Chief Procurement Officer
Opportunity

Cylenthia Hoyrd
Director, Office of Business

**Estimated Spending Authority** 

Department	FY2025	Out Years	Total
Houston Public Works	\$91,200.00	\$0.00	\$91,200.00

# **Amount and Source of Funding:**

\$91,200.00 Water & Sewer System Operating Fund 8300

# **Contact Information:**

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

# **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 ALL

Item Creation Date: 1/2/2025

WS1416550121 - OBO Certification Process Improvement (Landing Advisors, LLC) - MOTION

Agenda Item#: 16.

#### **Summary:**

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

**LANDING ADVISORS, LLC** for Spending Authority for Professional Consulting Services to analyze and recommend improvements to the City's MWBE Certification Application Process for the Office of Business Opportunity - 6 months with 6 one-month option - \$91,200.00 - Enterprise Fund

#### Background:

Professional Services (WS1416550121) – Approve spending authority in an amount not to exceed \$91,200.00 for professional consulting services to analyze and recommend improvements in the City's MWBE certification application process for a six-month term with one six-month option for the Office of Business Opportunity.

#### **SPECIFIC EXPLANATION:**

The Director of the Office of Business Opportunity and the Chief Procurement Officer recommend that City Council approve spending authority in an amount not to exceed \$91,200.00 to Landing Advisors, LLC for a six-month term with one six-month option for professional consulting services to analyze and recommend improvements to the City's MWBE certification application process for the Office of Business Opportunity.

The scope of work requires the vendor to complete a landscape analysis and process map of the current MWBE certification process and, through a gap analysis, identify the application of national best practices, eliminate redundancies, and identify areas where automation can be utilized to provide process improvement recommendations to significantly reduce the amount of time to review and process MWBE certification applications.

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

#### **MWBE Participation**:

This procurement is exempt from the City's MWBE subcontracting requirements as the total expenditure does not exceed the \$100,000.00 threshold. However, Landing Advisors, LLC is a certified MBE.

#### **Hire Houston First:**

This procurement is exempt from the City's Hire Houston First (HHF) Ordinance. Bids/proposals were not solicited because the department is utilizing a professional services contractor for this contract.

#### Pay or Play Program:

This procurement is exempt from the City's 'Pay or Play' Ordinance regarding health benefits for employees of City contractors as the total expenditure does not exceed the \$100,000.00 threshold.

#### 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.

1/7/2025

DocuSigned by:

6121834A077C41A...

Cylenthia Hoyrd

1/9/2025

Jedediah Greenfield Chief Procurement Officer Cylenthia Hoyrd
Director, Office of Business Opportunity

**Estimated Spending Authority** 

Department	FY2025	Out Years	Total
Office of Business	\$91,200.00	\$0.00	\$91,200.00

Opportunity		

# **Amount and Source of Funding:**

\$91,200.00 Water & Sewer System Operating Fund 8300

# **Contact Information:**

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

# **ATTACHMENTS**:

DescriptionTypeOwnership FormBackup MaterialTax ReportBackup MaterialProfessional Service JustificationBackup MaterialScope of WorkBackup MaterialCertification of FundsFinancial InformationFunding VerificationFinancial Information



Meeting Date: 1/14/2025 ALL Item Creation Date: 1/2/2025

WS1403950962 - EMS Power-PRO Ambulance Cots (Stryker Sales Corporation.)MOTION

Agenda Item#: 7.

#### **Summary:**

STRYKER SALES, LLC, fka STRYKER SALES CORPORATION for Purchase of Power-PRO XT Ambulance Cots for Houston Fire Department - \$238,265.72 - Equipment Acquisition Consolidated Fund

#### **Background:**

Sole Source (WS1403950962) - Approve the purchase of Stryker EMS Power-PRO XT ambulance cots from the sole source supplier Stryker Sales, LLC, fka Stryker Sales Corporation., in the total amount of \$238,265.72 for the Houston Fire Department.

#### **Specific Explanation:**

The Chief of the Houston Fire Department and the Chief Procurement Officer recommend that City Council approve the purchase of eleven (11) Stryker EMS Power-PRO XT ambulance cots for the Houston Fire Department from sole source supplier, **Stryker Sales**, **LLC**, **fka Stryker Sales Corporation.**, in the amount of **\$238,265.72**.

Houston Fire Department is procuring eleven (11) Stryker EMS Power-PRO XT ambulance cot (Model 6506) to replace stretchers that require replacement per annual replacement schedule. HFD's fleet of medical stretchers is manufactured equipment by Stryker that receive preventive yearly maintenance performed by Stryker per the maintenance contract; Styker is the sole source manufacturer supplier and has no distributors for Stryker patient car beds and stretchers.

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:**

Goal Waiver Request document approved by the Office of Business Opportunity because the product, good or service is non-divisible; goods are only available for purchase via drop shipping.

# Hire Houston First:

Fiscal Note:

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

# No significant Fiscal Operating impact is anticipated as a result of this project. Jedediah Greenfield Department Approval Authority Chief Procurement Officer

#### **Estimated Spending Authority**

Department	FY2025	Out Years	<u>Total</u>
Houston Fire Department	\$238,265.72	\$0	\$238,265.72

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

Appropriation Ordinance 2024-592 approved by City Council August 14<sup>th</sup>, 2024

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

\$238,265.72 - Equipment Acquisition Consolidated (Fund 1800) - Previously appropriated by Ord.#2024-592

Contact	Information:
Contact	<u> </u>

Name <u>Dept/Division</u> <u>Phone No.:</u>

Kody Allred, Senior Staff Analyst	Finance/SPD	<u>(832) 393-8730</u>
Yesenia Chuca, Deputy Assistant Director	Finance/SPD	<u>(832) 393-8727</u>
Candice Gambrell, Assistant Director	Finance/SPD	<u>(832) 393-9129</u>
Jedediah Greenfield, Chief Procurement	Finance/SPD	<u>(832) 393-9126</u>
Officer		

# ATTACHMENTS:

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 ALL

Item Creation Date: 1/2/2025

WS1403950962 - EMS Power-PRO Ambulance Cots (Stryker Sales Corporation.)-MOTION

Agenda Item#: 14.

#### **Summary:**

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

**STRYKER SALES, LLC, fka STRYKER SALES CORPORATION** for Purchase of Power-PRO XT Ambulance Cots for Houston Fire Department - \$238,265.72 - Equipment Acquisition Consolidated Fund

#### Background:

Sole Source (WS1403950962) - Approve the purchase of Stryker EMS Power-PRO XT ambulance cots from the sole source supplier Stryker Sales, LLC, fka Stryker Sales Corporation., in the total amount of \$238,265.72 for the Houston Fire Department.

#### **Specific Explanation:**

The Chief of the Houston Fire Department and the Chief Procurement Officer recommend that City Council approve the purchase of eleven (11) Stryker EMS Power-PRO XT ambulance cots for the Houston Fire Department from sole source supplier, **Stryker Sales**, **LLC**, **fka Stryker Sales Corporation**., in the amount of **\$238,265.72**.

Houston Fire Department is procuring eleven (11) Stryker EMS Power-PRO XT ambulance cot (Model 6506) to replace stretchers that require replacement per annual replacement schedule. HFD's fleet of medical stretchers is manufactured equipment by Stryker that receive preventive yearly maintenance performed by Stryker per the maintenance contract; Styker is the sole source manufacturer supplier and has no distributors for Stryker patient car beds and stretchers.

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:**

Goal Waiver Request document approved by the Office of Business Opportunity because the product, good or service is non-divisible; goods are only available for purchase via drop shipping.

#### Hire Houston First:

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

#### Fiscal Note:

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

1/7/2025

-6121834A077C41A...

Thomas Munoz

DocuSigned by:

Jedediah Greenfield Chief Procurement Officer **Department Approval Authority** 

1/7/2025

**Estimated Spending Authority** 

Department	FY2025	Out Years	<u>Total</u>
Houston Fire Department	\$238,265.72	\$0	\$238,265.72

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

Appropriation Ordinance 2024-592 approved by City Council August 14th, 2024

# Amount and Source of Funding:

\$238,265.72 - Equipment Acquisition Consolidated (Fund 1800) - Previously appropriated by Ord.#2024-592

#### **Contact Information:**

Name <u>Dept/Division</u> <u>Phone No.:</u>

Kody Allred, Senior Staff Analyst	Finance/SPD	(832) 393-8730
Yesenia Chuca, Deputy Assistant Director	Finance/SPD	<u>(832) 393-8727</u>
Candice Gambrell, Assistant Director	Finance/SPD	(832) 393-9129
Jedediah Greenfield, Chief Procurement	Finance/SPD	(832) 393-9126
<u>Officer</u>		

# **ATTACHMENTS**:

Description	Туре	
Certification of Funds	Financial Information	
Appropriation Ordinance	Backup Material	
Conflict of Interest	Backup Material	
MWBE Goal Waiver	Backup Material	
Quote	Backup Material	
Justification Form	Backup Material	
CPO Approval	Backup Material	
Sole Source Letter	Backup Material	
Ownership Form	Backup Material	
Tax Report	Backup Material	
Patent Document	Backup Material	



Meeting Date: 1/14/2025 ALL

Item Creation Date: 1/2/2025

WS1409948708 - Street Maintenance Equipment (Mustang Machinery Company, LLC and Central Texas Heavy Equipment Co) - MOTION

Agenda Item#: 8.

# **Summary:**

**MUSTANG MACHINERY COMPANY, LLC** for two Caterpillar Asphalt Pavers and **CENTRAL TEXAS HEAVY EQUIPMENT CO** for one Laymor Street Sweeper through the Sourcewell and BuyBoard Cooperative Purchasing Agreements for the Fleet Management Department on behalf of Houston Public Works - \$1,224,472.92 - Enterprise and Special Revenue Funds

# **Background:**

P23-WS1409948708 - Approve a purchase in the total amount of \$1,224,472.92 for street maintenance equipment from Mustang Machinery Company, LLC and Central Texas Heavy Equipment Co through the Sourcewell and BuyBoard Cooperative Purchasing Agreements for the Fleet Management Department on behalf of Houston Public Works.

# **Specific Explanation:**

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve a purchase in the total amount of \$1,224,472.92 for street maintenance equipment from Mustang Machinery Company, LLC and Central Texas Heavy Equipment Co through the Sourcewell and BuyBoard Cooperative Purchasing Agreements for the Fleet Management Department on behalf of Houston Public Works (HPW).

This equipment has been vetted and approved by the Fleet Management Department. It will be used to replace older equipment.

#### **SOURCEWELL CONTRACTOR:**

**Mustang Machinery Company, LLC:** Approve a purchase in the total amount of \$1,190,522.92 for two (2) Caterpillar Asphalt Pavers for Transportation and Drainage. These will replace current units used to make street repairs and will increase the number of lane miles and reduce hazards. This equipment is used in construction projects to lay down and smooth out asphalt on roads, parking lots, and other surfaces. They ensure precise and efficient asphalt placement, contributing to the durability and smoothness of the finished surface.

#### **BUYBOARD CONTRACTOR:**

Central Texas Heavy Equipment Co: Approve a purchase in the total amount of \$33,950.00 for one (1) Laymor Street Sweeper for Houston Water. This will be an addition to the fleet and will be

used to clean the streets/roadways and areas at the East Water Purification Plant due to the transport of mud to the landfill. This equipment will also be used to sweep extra gravel, sand, tar, and oily stains from work sites.

This equipment comes with warranties of 36 months or 3,000 hours on parts and labor.

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

# **MWBE** Participation:

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 FY25 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Jedediah Greenfield, Chief Procurement Officer Department Approval Authority

Finance/Strategic Procurement Division

**Estimated Spending Authority** 

Department	FY2025	Out Years	Total
Houston Public Works	\$1,224,472.92	\$0	\$1,224,472.92

# **Amount and Source of Funding:**

\$1,190,522.92 - Dedicated Drainage & Street Renewal Fund – Ad Valorem Tax (2311)

\$ 33,950.00 - Combined Utility System General Purpose Fund (8305)

\$1,224,472.92

#### **Contact Information:**

Erika Lawton. Division Manager SPD/HPW (832) 395-2833 Brian Blum, Assistant Director HPW/PFW (832) 395-2717 Candice Gambrell. Assistant Director Finance/SPD (832) 393-9129 Jedediah Greenfield, Chief Procurement Officer Finance/SPD (832) 393-9126

#### **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 ALL Item Creation Date: 1/2/2025

WS1409948708 - Street Maintenance Equipment (Mustang Machinery Company, LLC and Central Texas Heavy Equipment Co) - MOTION

Agenda Item#: 13.

#### **Summary:**

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

MUSTANG MACHINERY COMPANY, LLC for two Caterpillar Asphalt Pavers and CENTRAL TEXAS HEAVY EQUIPMENT CO for one Laymor Street Sweepers for Houston Public Works Transportation and Drainage and Houston Water in the total amount of \$1,224,472.92 - Dedicated Drainage & Street Renewal Fund – Ad Valorem Tax and Enterprise Funds

#### Background:

P23-WS1409948708 - Approve a purchase in the total amount of \$1,224,472.92 for street maintenance equipment from Mustang Machinery Company, LLC and Central Texas Heavy Equipment Co through the Sourcewell and BuyBoard Cooperative Purchasing Agreements for the Fleet Management Department on behalf of Houston Public Works.

#### **Specific Explanation:**

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve a purchase in the total amount of \$1,224,472.92 for street maintenance equipment from **Mustang Machinery Company, LLC and Central Texas Heavy Equipment Co** through the Sourcewell and BuyBoard Cooperative Purchasing Agreements for the Fleet Management Department on behalf of Houston Public Works (HPW).

This equipment has been vetted and approved by the Fleet Management Department. It will be used to replace older equipment.

#### **SOURCEWELL CONTRACTOR:**

**Mustang Machinery Company, LLC:** Approve a purchase in the total amount of \$1,190,522.92 for two (2) Caterpillar Asphalt Pavers for Transportation and Drainage. These will replace current units used to make street repairs and will increase the number of lane miles and reduce hazards. This equipment is used in construction projects to lay down and smooth out asphalt on roads, parking lots, and other surfaces. They ensure precise and efficient asphalt placement, contributing to the durability and smoothness of the finished surface.

#### **BUYBOARD CONTRACTOR:**

Central Texas Heavy Equipment Co: Approve a purchase in the total amount of \$33,950.00 for one (1) Laymor Street Sweeper for Houston Water. This will be an addition to the fleet and will be used to clean the streets/roadways and areas at the East Water Purification Plant due to the transport of mud to the landfill. This equipment will also be used to sweep extra gravel, sand, tar, and oily stains from work sites.

This equipment comes with warranties of 36 months or 3,000 hours on parts and labor.

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

#### **MWBE Participation:**

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

celle reent

Jedediah Greenfield. Chief Procurement Officer

Finance/Strategic Procurement Division

### **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.

<u>Fiscal Note:</u>

Funding for this item is item is item is item is item is item is item. Therefore, no Eiseal Note is required as stated in the Financial Policies.

1/7/2025

Departmer

Department Approval Authority

1/8/2025

**Estimated Spending Authority** 

Department	FY2025	Out Years	Total
Houston Public Works	\$1,224,472.92	\$0	\$1,224,472.92

## Amount and Source of Funding:

\$1,190,522.92 - Dedicated Drainage & Street Renewal Fund – Ad Valorem Tax (2311) \$33,950.00 - Combined Utility System General Purpose Fund (8305) \$1,224,472.92

### **Contact Information:**

Erika Lawton, Division Manager

Brian Blum, Assistant Director

Candice Gambrell, Assistant Director

Jedediah Greenfield, Chief Procurement Officer

SPD/HPW
(832) 395-2833
(832) 395-2717
Finance/SPD
(832) 393-9129
(832) 393-9129
(832) 393-9126

### **ATTACHMENTS:**

Description	Туре
Approved COOP Form - Mustang	Backup Material
Approved COOP - Central TX	Backup Material
Quote - Mustang	Backup Material
Quote - Central TX	Backup Material
Ownership Information Form - Mustang	Backup Material
Ownership Information Form - Central TX	Backup Material
Conflict of Interest - Mustang	Backup Material
Conflict of Interest - Central TX	Backup Material
Approved OBO Goal Waiver	Backup Material
Tax Report - Mustang	Backup Material
Tax Report - Central TX	Backup Material
Certification of Funds	Financial Information
Funding Verification	Financial Information



Meeting Date: 1/14/2025 ALL

Item Creation Date: 12/30/2024

WS1359972730 - Aerial Imagery (H-GAC) - MOTION

Agenda Item#: 9.

# **Summary:**

APPROVE spending authority in an amount not to exceed \$22,000.00 for Purchase of Aerial Imagery for the Planning and Development Department, awarded to HOUSTON-GALVESTON AREA COUNCIL - Central Service Revolving Fund

# **Background:**

Professional Services (WS1359972730) – Approve spending authority in an amount not to exceed \$22,000.00 for the purchase of Aerial Imagery from the vendor Houston-Galveston Area Council (H-GAC) for the Planning and Development Department.

# **Specific Explanation:**

The Director of the Planning and Development Department and the Chief Procurement Officer recommend that City Council approve spending authority in an amount not to exceed \$22,000.00 for the purchase of Aerial Imagery from the vendor Houston-Galveston Area Council (H-GAC) for the Planning and Development Department (PD).

This purchase is for high-resolution Aerial Imagery covering all of Houston and ETJ territory. All City departments utilize this dataset for accurate mapping and analysis workflows, and it is essential for city planning, infrastructure development, and other critical operations. The imagery will be delivered directly to the Planning and Development Department via hard drive.

Houston-Galveston Area Council has already received \$41,280.00 for other professional services in the current fiscal year. The issuance of this purchase order to this vendor will exceed the aggregate \$50,000.00 spending threshold for this fiscal year. Therefore, this procurement requires Council action.

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:

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:**

The proposed contract requires compliance with the City's "Hire Houston First" ordinance. Bids/proposals were not solicited because the department is utilizing a professional service contractor 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.

Jedediah Greenfield
Chief Procurement Officer
Finance/Strategic Procurement
Division

Department Approval Authority

Estimated Spending Authority					
DEPARTMENTFY2025OUT YEARSTOTAL					
Planning and Development Department	\$22,000.00	\$ 0	\$22,000.00		

# **Amount and Source of Funding:**

\$ 22,000.00 Central Service Revolving Fund Fund 1002

# **Contact Information:**

Name	Dept/Division	Phone No.:
Jedediah Greenfield, Chief Procurement Officer	Finance/SPD	(832) 393-9126

# **ATTACHMENTS:**

**Description** Type



Meeting Date: 1/14/2025 District E Item Creation Date: 1/2/2025

WS1407731257 - NAPCO 214 Phosphate Blend (Hawkins, Inc.) - MOTION

Agenda Item#: 10.

# **Summary:**

**HAWKINS, INC** for Sole Source Purchase of NAPCO 214 Phosphate Blend for Houston Public Works - 3 Years with 2 one year options - \$1,359,750.00 - Enterprise Fund

# **Background:**

Sole Source (P23-WS1407731257) - Approve the sole source purchase of NAPCO 214 Phosphate Blend from Hawkins, Inc. in an amount not to exceed \$1,359,750.00 for thirty-six (36) month period, with two (2) one (1) year options to extend for Houston Public Works.

# **Specific Explanation:**

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that City Council approve the sole source purchase of NAPCO 214 Phosphate Blend from **Hawkins**, **Inc.** in an amount not to exceed \$1,359,750.00 for HPW. This award is **for a thirty-six (36) month period**, with two (2) one (1) year options to extend.

NAPCO 214 is a proprietary phosphate blend that inhibits corrosion and controls color. It is used to treat drinking water and is mandated for daily use at District 58 and the Kingwood A, Kingwood B, and Kingwood C groundwater plants.

When the HPW Regulatory Compliance group applied to the Texas Commission on Environmental Quality (TCEQ) for approval to use phosphate at District 58 and the Kingwood A, B, and C groundwater plants, the TCEQ specified that NAPCO 214 was the only approved phosphate blend. As a proprietary blend, NAPCO 214 is only available through the authorized vendor, **Hawkins, Inc**.

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

# **MWBE Participation:**

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 a sole source supplier for this purchase.

## **Fiscal Note:**

Funding for this item is included in the FY25 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, Director Houston Public Works

Estimated Spending Authority:			
Department	FY2025	Out Years	Total
Houston Public Works	\$259,000.00	\$1,100,750.00	\$1,359,750.00

# **Amount and Source of Funding:**

\$1,359,750.00

Water & Sewer System Operating Fund

Fund No.: 8300

# **Contact Information:**

Erika Lawton, Division Manager

Brian Blum, Assistant Director

Candice Gambrell, Assistant Director

Jedediah Greenfield, Chief Procurement Officer

HPW/SPD

HPW/PFW

(832) 395-2833

(832) 395-2717

Finance/SPD

(832) 393-9129

(832) 393-9129

## **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 District E Item Creation Date: 1/2/2025

WS1407731257 - NAPCO 214 Phosphate Blend (Hawkins, Inc.) - MOTION

Agenda Item#: 7.

#### **Summary:**

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

HAWKINS, INC. for Sole Source Purchase of NAPCO 214 Phosphate Blend for Houston Public Works - 3 years with 2 one year options - \$1,359,750.00 - Enterprise Fund

#### **Background:**

Sole Source (P23-WS1407731257) - Approve the sole source purchase of NAPCO 214 Phosphate Blend from Hawkins, Inc. in an amount not to exceed \$1,359,750.00 for thirty-six (36) month period, with two (2) one (1) year options to extend for Houston Public Works.

#### Specific Explanation:

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that City Council approve the sole source purchase of NAPCO 214 Phosphate Blend from Hawkins, Inc. in an amount not to exceed \$1,359,750.00 for HPW. This award is for a thirty-six (36) month period, with two (2) one (1) year options to extend.

NAPCO 214 is a proprietary phosphate blend that inhibits corrosion and controls color. It is used to treat drinking water and is mandated for daily use at District 58 and the Kingwood A, Kingwood B, and Kingwood C groundwater plants.

When the HPW Regulatory Compliance group applied to the Texas Commission on Environmental Quality (TCEQ) for approval to use phosphate at District 58 and the Kingwood A, B, and C groundwater plants, the TCEQ specified that NAPCO 214 was the only approved phosphate blend. As a proprietary blend, NAPCO 214 is only available through the authorized vendor, Hawkins, Inc.

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

### **MWBE Participation:**

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 a sole source supplier for this purchase.

### **Fiscal Note:**

1/7/2025

Funding for this item is included in the FY25 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

DocuSigned by:

6121834A077C41A.

BE463EF0DF454EB.

DocuSigned by:

1/8/2025

Jedediah Greenfield, Chief Procurement Officer Finance/Strategic Procurement Division

Randall V. Macchi. Director Houston Public Works

**Estimated Spending Authority:** Department FY2025 Out Years Total Houston Public \$259,000.00 \$1,100,750.00 \$1,359,750.00 Works

**Amount and Source of Funding:** 

\$1,359,750.00

Water & Sewer System Operating Fund

Fund No.: 8300

# **Contact Information:**

Erika Lawton, Division Manager

Brian Blum, Assistant Director

Candice Gambrell, Assistant Director

Jedediah Greenfield, Chief Procurement Officer

HPW/SPD

(832) 395-2833

HPW/PFW

(832) 395-2717

Finance/SPD

(832) 393-9129

(832) 393-9129

## **ATTACHMENTS:**

Description	Type
Approved Sole Source Justification	Backup Material
TCEQ Approval Letter	Backup Material
Quote	Backup Material
Ownership Information Form	Backup Material
Conflict of Interest Form	Backup Material
Tax Report	Backup Material
Approved MWBE Goal Waiver	Backup Material
Certification of Funds	Financial Information
Funding Verification	Financial Information



Meeting Date: 1/14/2025 District E Item Creation Date: 11/27/2024

DOC1206745208 - Various Types of Fans & Motor Assemblies (The New York Blower Company) - MOTION

Agenda Item#: 11.

# **Summary:**

**THE NEW YORK BLOWER COMPANY** to furnish various types of Fans and Motors Assemblies for Houston Public Works - \$425,179.00 - Enterprise Fund

# **Background:**

Formal Bids Received August 22, 2024, for B23-Doc1206745208 - Approve an award to The New York Blower Company in an amount not to exceed \$425,179.00 to furnish Various Types of Fans and Motors Assemblies for Houston Public Works.

# **Specific Explanation:**

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that the City Council approve an award to **The New York Blower Company** on its sole bid in an amount not to exceed **\$425,179.00** to purchase Various Types of Fans and Motor Assemblies for Houston Public Works.

This purchase consists of various types of fans and motor assemblies that will be used at the 69<sup>th</sup> St. Sludge Plant. The existing fans and motors are original equipment that are 30 years old and beyond their useful life. The vent fans and motor assemblies are used to circulate air through the second level of the centrifuge area of the dryer facility. The existing fans and motors are not working properly, causing the plant to shut down and possibly receive a TCEQ permit violation if not replaced. Repair costs will exceed 70% of the cost of the new equipment.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Four prospective bidders downloaded the solicitation document from the SAP Business Network Discovery (Ariba) website, and one (1) bid was received by:

Company Total
The New York Player Company \$1435

The New York Blower Company \$425,179.00

 Subsequent to receipt of the bid, the Strategic Procurement Division contacted potential bidders to determine the reason for the limited response to the ITB. Two of the vendors did not complete their Ariba registration, and one of the vendors was unable to complete their bid package in time.

# **MWBE Participation:**

Zero percentage goal document was 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, The New York Blower Company 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 FY25 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, Director Houston Public Works

**Estimated Spending Authority** 

Department	FY25	Out-Years	Total Amount
Houston Public Works	\$425,179.00	\$0.00	\$425,179.00

# **Amount and Source of Funding:**

\$425,179.00

Combined Utility System General Purpose Fund

Fund: 8305

## **Contact Information:**

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

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

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

### ATTACHMENTS:

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 District E Item Creation Date: 11/27/2024

DOC1206745208 - Various Types of Fans & Motor Assemblies (The New York Blower Company) - MOTION

Agenda Item#: 8.

#### **Summary:**

**NOT A REAL CAPTION** 

**THE NEW YORK BLOWER COMPANY** to furnish various types of Fans and Motors Assemblies for Houston Public Works - \$425,179.00 - Enterprise Fund

#### **Background:**

Formal Bids Received August 22, 2024, for B23-Doc1206745208 - Approve an award to The New York Blower Company in an amount not to exceed \$425,179.00 to furnish Various Types of Fans and Motors Assemblies for Houston Public Works.

#### Specific Explanation:

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that the City Council approve an award to **The New York Blower Company** on its sole bid in an amount not to exceed **\$425,179.00** to purchase Various Types of Fans and Motor Assemblies for Houston Public Works.

This purchase consists of various types of fans and motor assemblies that will be used at the 69<sup>th</sup> St. Sludge Plant. The existing fans and motors are original equipment that are 30 years old and beyond their useful life. The vent fans and motor assemblies are used to circulate air through the second level of the centrifuge area of the dryer facility. The existing fans and motors are not working properly, causing the plant to shut down and possibly receive a TCEQ permit violation if not replaced. Repair costs will exceed 70% of the cost of the new equipment.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Four prospective bidders downloaded the solicitation document from the SAP Business Network Discovery (Ariba) website, and one (1) bid was received by:

<u>Company</u> <u>Total</u>

The New York Blower Company \$425,179.00

• Subsequent to receipt of the bid, the Strategic Procurement Division contacted potential bidders to determine the reason for the limited response to the ITB. Two of the vendors did not complete their Ariba registration, and one of the vendors was unable to complete their bid package in time.

#### **MWBE Participation:**

Zero percentage goal document was 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, The New York Blower Company does not meet the requirements for HHF designation; no HHF firms were within three percent.

#### Fiscal Note:

Funding for this item is in the Fy25 Adopted Budget. Therefore Prov Friestlin Note is required as stated in the Financial Policies.

1/7/2025

Jedediah Greenfield, Chief Procurement Officer Finance/Strategic Procurement Division

Randall V. Macchi, Director Houston Public Works

BF463FF0DF454FB

\_

1/8/2025

**Estimated Spending Authority** 

Department	FY25	Out-Years	Total Amount
Houston Public Works	\$425,179.00	\$0.00	\$425,179.00

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

\$425,179.00

Combined Utility System General Purpose Fund

Fund: 8305

#### **Contact Information:**

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

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

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

### **ATTACHMENTS:**

Description Type Bid Sheet - The New York Blower Backup Material Ownership Information Form Backup Material CIQ - The New York Blower **Backup Material OBO** Waiver Backup Material Certification of Funds Financial Information Form 1295 Backup Material Tax Report - The New York Blower Backup Material **Funding Verification** Financial Information



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/5/2024

DOC1294254696 - Fire Hydrants (Coburn Supply Company, Inc. Tenoch Distribution, LLC) - MOTION

Agenda Item#: 12.

# **Summary:**

**TENOCH DISTRIBUTION, LLC** - \$1,901,820.30 and **COBURN SUPPLY COMPANY, INC** - \$7,855,825.00 to Furnish Fire Hydrants for Houston Public Works - 3 Years with 2 one-year options - \$9,757,645.30 - Enterprise Fund

# **Background:**

Formal Bids Received November 14, 2024, for (B23 – DOC1294254696) - Approve an award to Tenoch Distribution, LLC and Coburn Supply Company, Inc. in an amount not to exceed \$9,757,645.30 to furnish Fire Hydrants for a thirty-six (36) month period, with two (2) one (1) year option for Houston Public Works.

# Specific Explanation:

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that the City Council approve an award to **Tenoch Distribution**, **LLC and Coburn Supply Company**, **Inc.** on their low bids meeting specifications in an amount not to exceed **\$9,757,645.30** for the purchase of fire hydrants for HPW. This award is for a thirty-six (36) month period, with two (2) one (1) year options to extend.

This project was advertised in accordance with the requirements of the State of Texas bid laws, and four (4) bids were received.

### Company

Tenoch Distribution, LLC Coburn Supply Company, Inc. ACT Pipe & Supply Ferguson Enterprises

#### Total

\$9,957,695.90 (Partial Award) \$9,799,375.00 (Partial Award) \$11,303,953.20 \$11,971,321.25

**Tenoch Distribution, LLC:** Award on its low bid for Item 1, Hydrants, Fire 3' and Item 2 Hydrants, Fire 4'. Tenoch Distribution, LLC is the low bidder for these items in an amount not to exceed \$1,901,820.30

**Coburn Supply Company, Inc.:** Award on its low bid for Item 3, Hydrants, Fire 5' and Item 4 Hydrants, Fire 6'. Coburn Supply Company, Inc. is the low bidder for these items in an amount not to exceed \$7,855,825.00.

The fire hydrants will be used by the department to install new and/or replace fire hydrants as needed for the safety of the citizens citywide.

# **MWBE Participation:**

Zero percentage goal document was 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, Tenoch Distribution, LLC and Coburn Supply Company, Inc. do not meet the requirements for HHF designation; no HHF firms were within three percent.

### Fiscal Note:

Funding for this item is included in the FY25 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, Director Houston Public Works

**Estimated Spending Authority** 

Department	FY25	Out-Years	Total Amount
Houston Public Works	\$227,831.68	\$9,529,813.62	\$9,757,645.30

# **Amount and Source of Funding:**

\$9,757,645.30

Water & Sewer System Operating Fund

Fund: 8300

## **Contact Information:**

Erika Lawton, Division Manager SPD/HPW (832) 395-2833
Brian Blum, Assistant Director HPW/PFW (832) 395-2717
Candice Gambrell, Assistant Director Finance/SPD (832) 393-9129
Jedediah Greenfield, Chief Procurement Officer Finance/SPD (832) 393-9126

### **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 ALL

Item Creation Date: 12/5/2024

DOC1294254696 - Fire Hydrants (Coburn Supply Company, Inc. Tenoch Distribution, LLC) - MOTION

Agenda Item#: 10.

#### **Summary:**

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

TENOCH DISTRIBUTION, LLC - \$1,901,820.30 and COBURN SUPPLY COMPANY, INC. - \$7,855,825.00 for Purchase of Fire Hydrants for Houston Public Works - \$9,757,645.30 - Enterprise Fund

#### **Background:**

Formal Bids Received November 14, 2024, for (B23 - DOC1294254696) - Approve an award to Tenoch Distribution, LLC and Coburn Supply Company, Inc. in an amount not to exceed \$9,757,645.30 to furnish Fire Hydrants for a thirty-six (36) month period, with two (2) one (1) year option for Houston Public Works.

### **Specific Explanation:**

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that the City Council approve an award to Tenoch Distribution, LLC and Coburn Supply Company, Inc. on their low bids meeting specifications in an amount not to exceed \$9,757,645.30 for the purchase of fire hydrants for HPW. This award is for a thirty-six (36) month period, with two (2) one (1) year options to extend.

This project was advertised in accordance with the requirements of the State of Texas bid laws, and four (4) bids were received.

Company **Total** 

Tenoch Distribution. LLC \$9,957,695.90 (Partial Award) Coburn Supply Company, Inc. \$9.799.375.00 (Partial Award)

ACT Pipe & Supply \$11,303,953.20 Ferguson Enterprises \$11,971,321.25

Tenoch Distribution, LLC: Award on its low bid for Item 1, Hydrants, Fire 3' and Item 2 Hydrants, Fire 4'. Tenoch Distribution, LLC is the low bidder for these items in an amount not to exceed \$1,901,820.30

Coburn Supply Company, Inc.: Award on its low bid for Item 3. Hydrants, Fire 5' and Item 4 Hydrants, Fire 6', Coburn Supply Company, Inc. is the low bidder for these items in an amount not to exceed \$7.855,825.00.

The fire hydrants will be used by the department to install new and/or replace fire hydrants as needed for the safety of the citizens citywide.

#### **MWBE Participation:**

Zero percentage goal document was 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, Tenoch Distribution, LLC and Coburn Supply Company, Inc. do not meet the requirements for HHF designation; no HHF firms were within three percent.

Funding for this item, is included in the FY25 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

1/7/2025

6121834A077C41A

BE463EF0DF454EB

1/8/2025

Jedediah Greenfield, Chief Procurement Officer Finance/Strategic Procurement Division

Randall V. Macchi, Director Houston Public Works

Estimated Spending Authority

Department **Out-Years Total Amount** FY25

			i
Houston Public Works	\$227,831.68	\$9,529,813.62	\$9,757,645.30

# **Amount and Source of Funding:**

\$9,757,645.30

Water & Sewer System Operating Fund

Fund: 8300

## **Contact Information:**

Erika Lawton, Division Manager SPD/HPW (832) 395-2833
Brian Blum, Assistant Director HPW/PFW (832) 395-2717
Candice Gambrell, Assistant Director Finance/SPD (832) 393-9129
Jedediah Greenfield, Chief Procurement Officer Finance/SPD (832) 393-9126

### **ATTACHMENTS:**

Description	Туре
Bid Tab DOC1294254696 - Fire Hydrants	Backup Material
Ownership Form - Coburn Supply Company, Inc	Backup Material
Ownership Form - Tenoch Distribution LLC	Backup Material
Certification of Funds	Financial Information
OBO Waiver	Backup Material
Tax Report - Coburn Supply Company, Inc	Backup Material
Tax Report - Tenoch Distribution, LLC	Backup Material
CIQ - Tenoch Distribution, LLC	Backup Material
CIQ - Coburn Supply Company, Inc	Backup Material
Form 1295 - Tenoch Distribution LLC	Backup Material
Form 1295 - Coburn Supply Company, Inc.	Backup Material
Funding Verification	Financial Information



Meeting Date: 1/14/2025 ALL

Item Creation Date: 12/5/2024

DOC1159440034 - Guardrail and Bridge Maintenance Materials (Gordon's Specialties dba GSI Highway Products) - MOTION

Agenda Item#: 13.

# **Summary:**

**GORDON'S SPECIALTIES dba GSI HIGHWAY PRODUCTS** to Furnish Guardrails and Bridge Maintenance Materials for Houston Public Works - 3 Years with 2 one-year options - \$14,866,360.25 - Special Revenue Fund

# Background:

Formal Bids Received September 19, 2024, for B23 – Doc1159440034 - Approve an award to Gordon's Specialties dba GSI Highway Products in an amount not to exceed \$14,866,360.25 to furnish guardrails and bridge maintenance materials for a thirty-six (36) month period, with two (2) one (1) year options for Houston Public Works.

# **Specific Explanation:**

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that the City Council approve an award to **Gordon's Specialties dba GSI Highway Products** on its low bid meeting specifications in an amount not to exceed \$14,866,360.25 for guardrails and bridge maintenance materials for HPW. This award is for a thirty-six (36) month period, with two (2) one (1) year options to extend.

This award consists of rails, beams, spacers, bolts, washers, nuts, posts, etc., which the department will use to make repairs on guardrails and bridges citywide.

This project was advertised in accordance with the requirements of the State of Texas bid laws, and two (2) bids were received.

<u>Company</u> <u>Total</u>

Gordon's Specialties dba GSI Highway Products \$14,866,360.25 Hadron Engineering Services, LLC \$18,043,656.80

# **MWBE Participation:**

Zero percentage goal document was 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, Gordon's Specialties dba GSI Highway Products 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 FY25 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Jedediah Greenfield, Chief Procurement Officer Randall V. Macchi, Director

Finance/Strategic Procurement Division

Randall V. Macchi, Director Houston Public Works

**Estimated Spending Authority** 

Department	FY25	Out-Years	Total Amount
Houston Public Works	\$134,825.98	\$14,731,534.27	\$14,866,360.25

# **Amount and Source of Funding:**

\$14,866,360.25

Dedicated Drainage and Street Renewal Fund – Metro et al

Fund: 2312

# **Contact Information:**

Erika Lawton, Division Manager SPD/HPW (832) 395-2833
Brian Blum, Assistant Director HPW/PFW (832) 395-2717
Candice Gambrell, Assistant Director Finance/SPD (832) 393-9129
Jedediah Greenfield, Chief Procurement Officer Finance/SPD (832) 393-9126

## **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 ALL

Item Creation Date: 12/5/2024

DOC1159440034 - Guardrail and Bridge Maintenance Materials (Gordon's Specialties dba GSI Highway Products) - MOTION

Agenda Item#: 11.

#### **Summary:**

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

**GORDON'S SPECIALTIES dba GSI HIGHWAY PRODUCTS** to furnish guardrails and bridge maintenance materials for Houston Public Works - 3 years with 2 one-year options - \$14,866,360.25 - Dedicated Drainage and Street Renewal Fund – Metro et al

#### **Background:**

Formal Bids Received September 19, 2024, for B23 – Doc1159440034 - Approve an award to Gordon's Specialties dba GSI Highway Products in an amount not to exceed \$14,866,360.25 to furnish guardrails and bridge maintenance materials for a thirty-six (36) month period, with two (2) one (1) year options for Houston Public Works.

#### **Specific Explanation:**

The Chief Procurement Officer and the Director of Houston Public Works (HPW) recommend that the City Council approve an award to **Gordon's Specialties dba GSI Highway Products** on its low bid meeting specifications in an amount not to exceed \$14,866,360.25 for guardrails and bridge maintenance materials for HPW. This award is for a **thirty-six** (36) month period, with two (2) one (1) year options to extend.

This award consists of rails, beams, spacers, bolts, washers, nuts, posts, etc., which the department will use to make repairs on guardrails and bridges citywide.

This project was advertised in accordance with the requirements of the State of Texas bid laws, and two (2) bids were received.

<u>Company</u> <u>Total</u>

Gordon's Specialties dba GSI Highway Products \$14,866,360.25 Hadron Engineering Services, LLC \$18,043,656.80

#### **MWBE Participation:**

Zero percentage goal document was 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, Gordon's Specialties dba GSI Highway Products does not meet the requirements for HHF designation; no HHF firms were within three percent.

#### **Fiscal Note:**

Funding for this item is item is item is item is item is item in item is item in item is item in item in item is item in item

1/8/2025

1/7/2025

Jedediah Greenfield, Chief Procurement Officer

Randall V. Macchi, Director

Finance/Strategic Procurement Division

Houston Public Works

**Estimated Spending Authority** 

 Department
 FY25
 Out-Years
 Total Amount

 Houston Public Works
 \$134,825.98
 \$14,731,534.27
 \$14,866,360.25

**Amount and Source of Funding:** 

\$14,866,360.25

Dedicated Drainage and Street Renewal Fund - Metro et al

Fund: 2312

### **Contact Information:**

Erika Lawton, Division Manager

Brian Blum, Assistant Director

Candice Gambrell, Assistant Director

Jedediah Greenfield, Chief Procurement Officer

SPD/HPW
(832) 395-2833

HPW/PFW
(832) 395-2717

Finance/SPD
(832) 393-9129

Finance/SPD
(832) 393-9126

### **ATTACHMENTS:**

Description Type **Bid Sheet** Backup Material Ownership Information Form Backup Material CIQ - Gordon's Specialties dba GSI Highway Products Backup Material **OBO** Waiver Backup Material Tax Report - Gordon's Specialties dba GSI Highway Products Backup Material COF Financial Information Form 1295 Backup Material **Funding Verification** Financial Information



Meeting Date: 1/14/2025 ALL Item Creation Date: 2/3/2025

WS1398993228 - Purchase of various goods and products (Amazon.com Services, LLC) - MOTION

Agenda Item#: 14.

#### **Summary:**

APPROVE spending authority in an amount not to exceed \$8,238,520.00 for Purchase of various Goods and Products for Various City Departments for a term through August 17, 2027, through the Choice Partners Cooperative Contractor **AMAZON.COM SERVICES, LLC** - General, Enterprise and Other Funds

#### Background:

WS1398993228 – Approve Spending Authority in an amount not to exceed \$8,238,520.00.00 to Amazon.com Services, LLC for the purchase of various goods and products through the Choice Partners cooperative contract for a term through August 17, 2027, for various city departments.

#### **Specific Explanation:**

The Chief Procurement Officer recommends that the City Council approve spending authority in an amount not to exceed \$8,238,520.00 for the purchase of various goods and products through the Choice Partners cooperative contractor Amazon.com Services, LLC for a term through August 17, 2027, for various departments.

The City of Houston piloted an Amazon Business Prime account beginning in 2019, and due to the success of the Business Prime account, we are now extending through this multiyear award. Amazon offers many goods and products at competitive rates, and the Business Prime account provides spend visibility dashboards and guided buying where rules are applied to guide employees to approved products and help prevent procurement violations. Furthermore, it offers fast, free shipping on all orders

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

#### M/WBE Subcontracting:

Zero-percent goal document approved by the Office of Business Opportunity. However, the Strategic Procurement Division and the Office of Business Opportunity are actively working with Amazon and the City's certified firms on opportunities to sell on the Amazon platform for interested certified firms.

#### **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 FY25 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.
- No fiscal note is required for grant funded items

Jedediah Greenfield Chief Procurement Officer

Estimated Spending Authority:			
Department	FY2025	Out Years	Total
Department of Neighborhoods	\$20,000.00	\$30,000.00	\$50,000.00
Finance Department	\$0.00	\$50,000.00	\$50,000.00
Fleet Management Department	\$25,000.00	\$50,000.00	\$75,000.00
Houston Airport System	\$150,000.00	\$400,000.00	\$550,000.00
Houston Fire Department	\$200,000.00	\$1,800,000.00	\$2,000,000.00
Houston Health Department	\$255,000.00	\$510,000.00	\$765,000.00
Houston Information Technology	\$0.00	\$100,000.00	\$100,000.00
Houston Police Department	\$80,457.00	\$370,563.00	\$451,020.00
Houston Public Library	\$20,000.00	\$40,000.00	\$60,000.00
Houston Public Works	\$100,000.00	\$2,900,000.00	\$3,000,000.00
Human Resources Department	\$50,000.00	\$100,000.00	\$150,000.00
Mayor's Office	\$8,500.00	\$42,000.00	\$50,500.00
Parks and Recreation Department	\$5,000.00	\$872,000.00	\$877,000.00
Solid Waste Department	\$20,000.00	\$40,000.00	\$60,000.00
Total	\$933,957.00	\$7,304,563.00	\$8,238,520.00

# **Amount and Source of Funding:**

\$3,548.020.00 – General Fund (1000)

\$190,000.00 - Central Service Revolving Fund (1002)

\$75,000.00 - Fleet Management Fund (1005)

\$15,000.00 – Workers Compensation Admin Fund (1011)

\$105,000.00 – Essential Public Health Fund (2010)

\$195,000.00 - Opioid Abatement Fund (2216)

\$258,000.00 – Federal Government Grant Fund (5000)

\$257,500.00 – Federal State Local Pass-Through Fund (5030)

\$550,000.00 - HAS Revenue Fund (8001)

\$2,250,000.00 – Water & Sewer System Operating Fund (8300)

\$750,000.00 - Dedicated Drainage and Street Renewal Fund - Metro et al (2312)

\$45,000.00 - Health Benefits Fund (9000)

\$8,238,520.00 - Total

### **Contact Information:**

Jedediah Greenfield, Chief Procurement Officer – (832) 393-9126

### **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 ALL Item Creation Date: 2/3/2025

WS1398993228 - Purchase of various goods and products (Amazon.com Services, LLC)
- MOTION

Agenda Item#: 12.

#### **Summary:**

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

**AMAZON.COM SERVICES**, **LLC** for Spending Authority to purchase various goods and products through the Choice Partners cooperative contract for various City Departments - 31 months and 3 weeks - \$8,238,520.00 - General, Enterprise, Grant and Other Funds

#### Background:

WS1398993228 – Approve Spending Authority in an amount not to exceed \$8,238,520.00.00 to Amazon.com Services, LLC for the purchase of various goods and products through the Choice Partners cooperative contract for a term through August 17, 2027, for various city departments.

#### Specific Explanation:

The Chief Procurement Officer recommends that the City Council approve spending authority in an amount not to exceed \$8,238,520.00 for the purchase of various goods and products through the Choice Partners cooperative contractor Amazon.com Services, LLC for a term through August 17, 2027, for various departments.

The City of Houston piloted an Amazon Business Prime account beginning in 2019, and due to the success of the Business Prime account, we are now extending through this multiyear award. Amazon offers many goods and products at competitive rates, and the Business Prime account provides spend visibility dashboards and guided buying where rules are applied to guide employees to approved products and help prevent procurement violations. Furthermore, it offers fast, free shipping on all orders

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

#### M/WBE Subcontracting:

Zero-percent goal document approved by the Office of Business Opportunity. However, the Strategic Procurement Division and the Office of Business Opportunity are actively working with Amazon and the City's certified firms on opportunities to sell on the Amazon platform for interested certified firms.

#### **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 FY25 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.
- No fiscal note is required for grant funded items

6121834A077C41A

DocuSigned by:

1/7/2025

Jedediah Greenfield Chief Procurement Officer

Estimated Spending Authority:			
Department	FY2025	Out Years	Total
Department of Neighborhoods	\$20,000.00	\$30,000.00	\$50,000.00
Finance Department	\$0.00	\$50,000.00	\$50,000.00
Fleet Management Department	\$25,000.00	\$50,000.00	\$75,000.00
Houston Airport System	\$150,000.00	\$400,000.00	\$550,000.00
Houston Fire Department	\$200,000.00	\$1,800,000.00	\$2,000,000.00
Houston Health Department	\$255,000.00	\$510,000.00	\$765,000.00
Houston Information Technology	\$0.00	\$100,000.00	\$100,000.00
Houston Police Department	\$80,457.00	\$370,563.00	\$451,020.00
Houston Public Library	\$20,000.00	\$40,000.00	\$60,000.00
Houston Public Works	\$100,000.00	\$2,900,000.00	\$3,000,000.00
Human Resources Department	\$50,000.00	\$100,000.00	\$150,000.00
Mayor's Office	\$8,500.00	\$42,000.00	\$50,500.00
Parks and Recreation Department	\$5,000.00	\$872,000.00	\$877,000.00
Solid Waste Department	\$20,000.00	\$40,000.00	\$60,000.00
Total	\$933,957.00	\$7,304,563.00	\$8,238,520.00

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

\$3,548.020.00 - General Fund (1000)

\$190,000.00 – Central Service Revolving Fund (1002)

\$75,000.00 – Fleet Management Fund (1005)

\$15,000.00 – Workers Compensation Admin Fund (1011)

\$105,000.00 - Essential Public Health Fund (2010)

\$195,000.00 – Opioid Abatement Fund (2216)

\$258,000.00 – Federal Government Grant Fund (5000)

\$257,500.00 – Federal State Local Pass-Through Fund (5030)

\$550,000.00 - HAS Revenue Fund (8001)

\$2,250,000.00 – Water & Sewer System Operating Fund (8300)

\$750,000.00 - Dedicated Drainage and Street Renewal Fund - Metro et al (2312)

\$45,000.00 – Health Benefits Fund (9000)

\$8,238,520.00 - Total

#### **Contact Information:**

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

#### **ATTACHMENTS:**

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



Meeting Date: 1/14/2025 ALL

Item Creation Date: 1/3/2025

WS1413328031 - Advertisement Services (Houston Business Journal) - MOTION

Agenda Item#: 15.

# **Summary:**

APPROVE spending authority in the total amount of \$300,000.00 for Advertisement Services for Houston Public Works, awarded to **HOUSTON BUSINESS JOURNAL** - 1 Year - Project Cost Recovery Fund

# **Background:**

Professional Services (P23-WS1413328031) - Approve spending authority in the total amount of \$300,000.00 for advertisement services from the Houston Business Journal for a twelve-month period for Houston Public Works.

# **Specific Explanation:**

The Director of Houston Public Works (HPW) and the Chief Procurement Officer recommend that City Council approve spending authority in the total amount of \$300,000.00 for advertisement services for a **twelve-month period** from the **Houston Business Journal** for HPW. This will be a twelve-month award.

HPW advertises Capital Improvement projects through the Houston Business Journal. The Capital Improvement Plan (CIP) is managed by the Capital Projects team, which oversees the City of Houston's infrastructure improvement strategy. This plan organizes projects by priority, capacity, and time constraints and identifies funding sources for all anticipated projects. The program aims to design and construct cost-effective CIP projects and public infrastructure improvements that meet established engineering standards and specifications.

The Houston Business Journal provides in-depth insight into news and events that keep businesses, entrepreneurs, and civic and municipal leaders informed about Houston. It is the leading provider of local business news for the Greater Houston area. Advertisement is required for bidding purposes.

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

# **MWBE Participation:**

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

### **Hire Houston First:**

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing a professional services procurement justification for this purchase.

### **Fiscal Note:**

Funding for this item is included in the FY25 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, Director Houston Public Works

Estimated Spending Authority:			
Department	FY2025	Out Years	Total
Houston Public Works	\$300,000.00	\$0.00	300,000.00

# **Prior Council Action:**

# **Amount and Source of Funding:**

\$300,000.00 - Project Cost Recovery Fund (1001)

# **Contact Information:**

Erika Lawton, Division Manager SPD/HPW (832) 395-2833
Brian Blum, Assistant Director HPW/PFW (832) 395-2717
Candice Gambrell, Assistant Director Finance/SPD (832) 393-9129
Jedediah Greenfield, Chief Procurement Officer Finance/SPD (832) 393-9126

### **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 ALL

Item Creation Date: 1/3/2025

WS1413328031 - Advertisement Services (Houston Business Journal) - MOTION

Agenda Item#: 15.

#### **Summary:**

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

APPROVE spending authority in an amount not to exceed \$300,000.00 for Advertisements Services for Houston Public Works, awarded to HOUSTON BUSINESS JOURNAL - 1 Year - Project Cost Recovery Fund

#### **Background:**

Professional Services (P23-WS1413328031) - Approve spending authority in the total amount of \$300,000.00 for advertisement services from the Houston Business Journal for a twelve-month period for Houston Public Works.

#### Specific Explanation:

The Director of Houston Public Works (HPW) and the Chief Procurement Officer recommend that City Council approve spending authority in the total amount of \$300,000.00 for advertisement services for a twelve-month period from the Houston Business Journal for HPW. This will be a twelve-month award.

HPW advertises Capital Improvement projects through the Houston Business Journal. The Capital Improvement Plan (CIP) is managed by the Capital Projects team, which oversees the City of Houston's infrastructure improvement strategy. This plan organizes projects by priority, capacity, and time constraints and identifies funding sources for all anticipated projects. The program aims to design and construct cost-effective CIP projects and public infrastructure improvements that meet established engineering standards and specifications.

The Houston Business Journal provides in-depth insight into news and events that keep businesses, entrepreneurs, and civic and municipal leaders informed about Houston. It is the leading provider of local business news for the Greater Houston area. Advertisement is required for bidding purposes.

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

#### **MWBE Participation:**

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

#### **Hire Houston First:**

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing a professional services procurement justification for this purchase.

#### Fiscal Note:

Funding for this item is included in the FY25 Adopted Budget. Therefore, no Fiscalus land is yiequired as stated in the Financial Policies.

1/7/2025

Jedediah Greenfield, Chief Procurement Officer

-BE463EF0DF454EB. Randall V. Macchi, Director

Absulant. U

1/8/2025

Finance/Strategic Procurement Division

Houston Public Works

**Estimated Spending Authority:** 

Department FY2025 **Out Years** Total Houston Public Works \$300,000.00 \$0.00 300,000.00

### **Prior Council Action:**

**Amount and Source of Funding:** 

\$300,000.00 - Project Cost Recovery Fund (1001)

**Contact Information:** 

Erika Lawton, Division Manager

Brian Blum, Assistant Director

Candice Gambrell, Assistant Director

Jedediah Greenfield, Chief Procurement Officer

SPD/HPW (832) 395-2833

HPW/PFW (832) 395-2717

Finance/SPD (832) 393-9129

Finance/SPD (832) 393-9126

### **ATTACHMENTS:**

Description Type Backup Material Approved Professional Service Justification Quote Backup Material Ownership Information Form Backup Material Tax Report Backup Material Conflict of Interest Form Backup Material Approved OBO Goal Waiver Backup Material Certification of Funds Financial Information **Funding Verification** Financial Information



Meeting Date: 1/14/2025 ALL

Item Creation Date: 11/26/2024

HCD24-117 Harvey Homebuyer Assistance Program (HbAP 2.0) Guidelines

Agenda Item#: 16.

# **Summary:**

ORDINANCE adopting City of Houston Homebuyer Assistance Program Guidelines for Hurricane Harvey Recovery

# **Background:**

The Housing and Community Development Department (HCD) recommends Council approval of an Ordinance adopting the Guidelines for the Harvey Homebuyer Assistance Program (HbAP 2.0).

The HbAP 2.0 program will provide Houston residents with funds for down-payment assistance, closing costs, subsidized interest rates and principal buydown to eligible low-to moderate-income and urgent need homebuyers meeting the definition of a First-Time Homebuyer. No funding is attached to this item.

Applicants who resided in the City of Houston jurisdiction on August 25, 2017, at the time of Hurricane Harvey, and are interested in purchasing a home may be eligible for assistance. The City will administer its HbAP 2.0 per the Harvey Homebuyer Assistance Guidelines, Texas General Land Office requirements, and HUD CDBG-DR regulations and guidance.

The HbAP 2.0 will meet two of the three National Objectives defined in the Housing and Community Development Act:

- Benefiting Low-to Moderate-Income Persons (LMI) (Earning 80% or less of Area Median Income (AMI) by providing housing assistance.
- Meeting an Urgent Need (UN) by providing housing assistance to applicants making over 80% and up to 120% of the AMI.

The maximum amount of assistance available per household is broken down as follows:

- 1. LMI and UN households may receive <u>up to</u> \$125,000.00 of assistance, based on financial need.
- 2. 70% of funding will provide assistance to LMI households. 30% of funding will provide assistance to UN households.
- 3. The affordability periods will break down in the following structure:
  - Up to \$50,000 5-year affordability period
  - \$50.001 Up to \$75.000 8-year affordability period
  - \$75,001 Up to \$125,000 10-year affordability period

HbAP 2.0 will help improve homeownership affordability for residents affected by Hurricane Harvey. All households must meet income criteria and Disaster Recovery requirements, including but not limited to, residing within the City of Houston jurisdiction at the time of Hurricane Harvey to be eligible for assistance, depending on availability of funding.

The Housing and Affordability Committee Chair was provided with briefing materials on this item on December 17, 2024.

\_\_\_\_\_

Michael Nichols, Director

# **Prior Council Action:**

01/9/2019 (O) 2019-019

# **Contact Information:**

Roxanne Lawson (832) 394-6307

## **ATTACHMENTS:**

**Description** 

Type

Cover Sheet Signed Cover sheet



Meeting Date: 1/7/2025 ALL Item Creation Date: 11/26/2024

HCD24-117 Harvey Homebuyer Assistance Program (HbAP 2.0) Guidelines

Agenda Item#: 10.

#### **Background:**

The Housing and Community Development Department (HCD) recommends Council approval of an Ordinance adopting the Guidelines for the Harvey Homebuyer Assistance Program (HbAP 2.0). The HbAP 2.0 program will provide Houston residents with funds for downpayment assistance, closing costs, subsidized interest rates and principal buydown to eligible low-to moderate-income and urgent need homebuyers meeting the definition of a First-Time Homebuyer. No funding is attached to this item.

Applicants who resided in the City of Houston jurisdiction on August 25, 2017, at the time of Hurricane Harvey, and are interested in purchasing a home may be eligible for assistance. The City will administer its HbAP 2.0 per the Harvey Homebuyer Assistance Guidelines, Texas General Land Office requirements, and HUD CDBG-DR regulations and guidance.

The HbAP 2.0 will meet two of the three National Objectives defined in the Housing and Community Development Act through two tiers of assistance:

- Benefiting Low-to Moderate-Income Persons (LMI) (Earning 80% or less of Area Median Income (AMI). An LMI Household may receive <u>up to</u> \$125,000.00 of assistance, based on financial need.
- Meeting an Urgent Need (UN) by providing housing assistance to applicants making over 80% and up to 120% of the AMI. An UN Household may receive up to \$75,000.00 of assistance, based on financial need.

HbAP 2.0 will help improve homeownership affordability for residents affected by Hurricane Harvey. All households must meet income criteria and Disaster Recovery requirements, including but not limited to, residing within the City of Houston jurisdiction at the time of Hurricane Harvey to be eligible for assistance, depending on availability of funding.

The Housing and Affordability Committee Chair was provided with briefing materials on this item on December 17, 2024.

, bootalighted by:

Michael Nichols

Prior Council Action: 01/9/2019 (O) 2019-019

Contact Information:

Roxanne Lawson (832) 394-6307

**ATTACHMENTS:** 

**Description** Type

PNFDF Backup Material
Ordinance 2019-0019 Backup Material
Public Notice English Public Notice
Public Notice English Correction Public Notice
Public Notice Spanish Public Notice
Public Notice Spanish Public Notice
Public Notice Spanish Public Notice



Meeting Date: 1/14/2025 District I Item Creation Date: 12/11/2024

LGL - Cause No. 2022-70611; Mackenzie Chandler v. City of Houston; in the 151st Judicial District Court of Harris County, Texas

Agenda Item#: 17.

# **Summary:**

ORDINANCE approving and authorizing execution of Compromise, Settlement, Release and Indemnification Agreement between **MACKENZIE CHANDLER** and City of Houston to settle a Lawsuit - \$67,000.00 - Property and Casualty Fund

# **Background:**

### **Nature of Matter:**

An ordinance approving and authorizing the execution of a Compromise, Settlement, Release and Indemnification Agreement between Mackenzie Chandler and the City of Houston to settle Cause No. 2022-70611; *Mackenzie Chandler v. City of Houston*; in the 151<sup>st</sup> Judicial District Court of Harris County, Texas

# **Brief Description:**

On March 26, 2021, around 11:19 a.m. Plaintiff Mackenzie Chandler (DOB: 6/09/1998; Caucasian female) was traveling west bound on Almeda Genoa near 11700 S. Gulf Freeway Service Road West. Mackenzie Chandler was driving her 1995 Jeep Grand Cherokee and claims she had the green light, entered the intersection, and turned to observe a vehicle strike her. Bill Thuan (DOB: 5/17/1971, Asian male) was traveling east bound in the second lane from the center on Almeda Genoa near 11700 S. Gulf Freeway Service Road West. Bill Thuan was driving his Lexus RX350 and claims he was stopped at the light when Ms. Chandler's vehicle crossed the median and collided with his vehicle. Angel Mendiola (DOB: 3/28/1986; Hispanic male), a utility worker with the City of Houston's Public Works Drinking Water Operations, was driving a 2012 Ford F-450 while hauling a trailer to a job site located off the I-45 feeder road. Mr. Mendiola claims that he was travelling southbound in the middle lane near 11700 S. Gulf Freeway Service Road West when the red light changed to green, and he proceeded into the intersection where he collided with Plaintiff Mackenzie Chandler. This action resulted in Ms. Chandler's vehicle being struck by the vehicle being driven by Mr. Mendiola, crossing over the median on Almeda Genoa, and colliding with the vehicle belonging to Mr. Thuan. Both drivers claim they had the green light, but Ms. Chandler received a citation for running the red light. Mr. Mendiola did not receive disciplinary action related to this accident.

Fiscal Note: Funding for this item is included in the FY25 Adopted Budget. Therefore, no fiscal

note is required as stated in the Financial Policies.

Estimated Spending Authority			
DEPARTMENT	Current FY	Out Year	TOTAL
Legal Department	\$ 67,000.00	\$ -	\$ 67,000.00
Total	\$ 67,000.00	\$ -	\$ 67,000.00

Arturo G. Michel

# **Amount and Source of Funding:**

\$67,000.00

Property and Casualty Fund

Fund No.: 1004

# **Contact Information:**

Jude T.A. Smith, Assistant City Attorney II Legal Department, Torts & Civil Rights

Phone: (832) 393-6473 Jude.Smith@houstontx.gov

Christy L. Martin, Section Chief Legal Department, Torts & Civil Rights (832) 393-6438 Christy.Martin@houstontx.gov

# **ATTACHMENTS:**

Description

NOVUS Coversheet - AGM Signed

**Type** 

Signed Cover sheet



Meeting Date: 1/14/2025 District I Item Creation Date: 12/11/2024

LGL - Cause No. 2022-70611; Mackenzie Chandler v. City of Houston; in the 151st Judicial District Court of Harris County, Texas

Agenda Item#: 14.

#### **Summary:**

An ordinance approving and authorizing the execution of a Compromise, Settlement, Release and Indemnification Agreement between Mackenzie Chandler and the City of Houston to settle a Lawsuit – \$ 67,000.00 – 1004 – Property and Casualty Fund

### **Background:**

#### **Nature of Matter:**

An ordinance approving and authorizing the execution of a Compromise, Settlement, Release and Indemnification Agreement between Mackenzie Chandler and the City of Houston to settle Cause No. 2022-70611; *Mackenzie Chandler v. City of Houston*; in the 151<sup>st</sup> Judicial District Court of Harris County, Texas

#### **Funding Source:**

\$67,000.00 - 1004 - Property and Casualty Fund

#### **Brief Description:**

On March 26, 2021, around 11:19 a.m. Plaintiff Mackenzie Chandler (DOB: 6/09/1998; Caucasian female) was traveling west bound on Almeda Genoa near 11700 S. Gulf Freeway Service Road West. Mackenzie Chandler was driving her 1995 Jeep Grand Cherokee and claims she had the green light, entered the intersection, and turned to observe a vehicle strike her. Bill Thuan (DOB: 5/17/1971, Asian male) was traveling east bound in the second lane from the center on Almeda Genoa near 11700 S. Gulf Freeway Service Road West. Bill Thuan was driving his Lexus RX350 and claims he was stopped at the light when Ms. Chandler's vehicle crossed the median and collided with his vehicle. Angel Mendiola (DOB: 3/28/1986; Hispanic male), a utility worker with the City of Houston's Public Works Drinking Water Operations, was driving a 2012 Ford F-450 while hauling a trailer to a job site located off the I-45 feeder road. Mr. Mendiola claims that he was travelling southbound in the middle lane near 11700 S. Gulf Freeway Service Road West when the red light changed to green, and he proceeded into the intersection where he collided with Plaintiff Mackenzie Chandler. This action resulted in Ms. Chandler's vehicle being struck by the vehicle being driven by Mr. Mendiola, crossing over the median on Almeda Genoa, and colliding with the vehicle belonging to Mr. Thuan. Both drivers claim they had the green light, but Ms. Chandler received a citation for running the red light. Mr. Mendiola did not receive disciplinary action related to this accident.

Fiscal Note: Funding for this item is included in the FY25 Adopted Budget. Therefore, no fiscal note is required as stated in the Financial Policies.

Estimated Spending Authority			
DEPARTMENT	Current FY	Out Year	TOTAL
Legal Department	\$ 67,000.00	\$ -	\$ 67,000.00
Total	\$ 67,000.00	\$ -	\$ 67,000.00

-- DocuSigned by:

Arturo G. Michel

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

N/A

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

\$ 67,000.00 - 1004 - Property and Casualty Fund

### **Contact Information:**

Jude T.A. Smith, Assistant City Attornney II Legal Department, Torts & Civil Rights (832) 393-6473 Jude.Smith@houstontx.gov

Christy L. Martin, Section Chief

Docusign Envelope ID: 6A80AED1-DEFD-4054-8DCB-3DE4E160392F

Legal Department, 1015 & Civil Rights (832) 393-6438 Christy.Martin@houstontx.gov



Meeting Date: 1/14/2025 ALL

Item Creation Date: 1/3/2025

LGL Cause No. 2021-46988; Hunt Guillot & Associates, LLC v. Aptim Environmental & Infrastructure, L.L.C. v. City of Houston, in the 11th Judicial District, Harris County, Texas

Agenda Item#: 18.

# **Summary:**

ORDINANCE approving and authorizing Final Settlement, Release and Indemnity Agreement between City of Houston and **APTIM ENVIRONMENTAL & INFRASTRUCTURE, L.L.C**. to settle a lawsuit - \$2,850,000.00 - Property and Casualty Fund

# **Background:**

Aptim claims the City owes approximately \$5.5 million in unpaid invoices for work performed pursuant to its 2018 Agreement to provide "Master Program Management Services for Disaster Related Projects" in the wake of Hurricane Harvey.

The City claimed that some of Aptim's invoiced work was not documented in sufficient detail for the City to receive reimbursement from the Texas General Land Office, so the City did not pay all invoiced amounts.

In 2021, Aptim sued the City for breach of contract, including seeking attorneys' fees and interest on the outstanding invoices pursuant to the Texas Prompt Payment Act.

The City Attorney recommends that Council adopt an Ordinance authorizing and approving the Final Settlement, Release and Indemnity Agreement, and approve and authorize the payment of \$2,850,000.00 out of the Property and Casualty Fund 1004 in settlement of all claims.

**<u>Fiscal Note</u>**: Funding for the item is included in the FY2025 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Estimated Spending Authority				
Department	Current FY	Out Year	Total	
Legal Department	\$2,850,000.00	\$0	\$2,850,000.00	
Total	\$2,850,000.00	\$0	\$2,850,000.00	

Arturo G. Michel, City Attorney

**Amount and Source of Funding:** 

\$2,850,000.00 Property and Casualty Fund Fund 1004

## **Contact Information:**

## **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 1/14/2025 ALL Item Creation Date: 1/3/2025

Cause No. 2021-46988; Hunt Guillot & Associates, LLC v. Aptim Environmental & Infrastructure, L.L.C. v. City of Houston, in the 11th Judicial District, Harris County, Texas

Agenda Item#: 47.

#### **Summary:**

An ordinance approving and authorizing a Final Settlement, Release and Indemnity Agreement ("Release") between the City of Houston ("City") and Aptim Environmental & Infrastructure, L.L.C. (Aptim) in the amount of \$2,850,000.00 to settle a lawsuit.

#### **Background:**

Aptim claims the City owes approximately \$5.5 million in unpaid invoices for work performed pursuant to its 2018 Agreement to provide "Master Program Management Services for Disaster Related Projects" in the wake of Hurricane Harvey. The City claimed that some of Aptim's invoiced work was not documented in sufficient detail for the City to receive reimbursement from the Texas General Land Office, so the City did not pay all invoiced amounts. In 2021, Aptim sued the City for breach of contract, including seeking attorneys' fees and interest on the outstanding invoices pursuant to the Texas Prompt Payment Act.

The City Attorney recommends that Council adopt an Ordinance authorizing and approving the Final Settlement, Release and Indemnity Agreement, and approve and authorize the payment of \$2,850,000.00 out of the Property and Casualty Fund 1004 in settlement of all claims.

<u>Fiscal Note</u>: Funding for the item is included in the FY2025 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Estimated Spending Authority						
Department Current FY Out Year Total						
Legal Department \$2,850,000 \$ \$2,850,000						
Total \$2,850,000 \$ \$2,850,000						
DocuSigned by:						

Arturo G. Michel, City Attorney

**Prior Council Action:** 

None

**Amount and Source of Funding:** 

\$2,850,000.00 Property and Casualty Fund 1004\_

**Contact Information:** 

**ATTACHMENTS:** 

**Description**Settlement, Release, and Indemnity Agreement
Other

Fund Reservation Request Financial Information
Funding Information Financial Information



Meeting Date: 1/14/2025 District D Item Creation Date: 12/19/2024

25PARK404 – Professional Architectural Services Contract – Project Luong Architects, LLC - Edgewood Park Community Center

Agenda Item#: 19.

### **Summary:**

ORDINANCE appropriating \$734,788.00 out of Parks Consolidated Construction Fund, and approving and authorizing Professional Architectural Services Contract with **PROJECT LUONG ARCHITECTS**, **LLC** for new Edgewood Park Community Center; providing funding for the Civic Art Program - **DISTRICT D - EVANS-SHABAZZ** 

### **Background:**

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

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council approve a professional architectural services contract with Project Luong Architects, LLC to perform design and construction phase services for a new Edgewood Park Community Center for the Houston Parks and Recreation Department (HPARD).

On May 3, 2024, and May 10, 2024, GSD advertised a Request for Qualifications containing selection criteria that ranked respondents on experience, key personnel experience,

proposed design team consultants, design implementation, and community engagement. The proposals were due on May 23, 2024, and 9 firms responded. GSD formed a selection committee comprised of representatives from Houston Public Works (HPW), GSD and HPARD Departments to evaluate the respondents. The selection committee short-listed and interviewed 3 firms. Project Luong Architects LLC ranked highest and offers the best value for the City based on the advertised criteria.

PROJECT LOCATION: 5803 Belfort, Houston, Texas 77033

**PROJECT DESCRIPTION:** The project will design a new Community Center. The new facility will be approximately 12,000 square feet and will include an indoor gymnasium, meeting spaces, a warming kitchen, recreational staff offices, restrooms, storage and necessary support spaces. The project will also include associated demolition, parking lot upgrades, sidewalk installation, landscaping, and irrigation associated with the building, furniture, fixtures, equipment, IT and security.

The new facility will be constructed with energy-efficient MEP (mechanical, electrical, and plumbing) systems and will meet all current environmental and LEED™ standards.

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

\$ 467,500.00	Basic Services Fee
\$ 214,650.00	Additional Services Fee
\$ 40,000.00	Reimbursable Expenses

**M/WBE INFORMATION:** A 23% M/WBE goal has been established for this contract. The architect has submitted the following certified firms to achieve the goal:

Firm	Work Description	Amount	% of Contract
Project Luong Architects, LLC dba McLemore Luong	Architectural Services	\$ 83,047.00	11.50 %
Dally & Associates, Inc.	Structural and Civil	\$ 57,170.00	7.92 %
Infrastructure Associates, Inc.	MEP, IT, A/V, Security	\$ 42,050.00	5.82 %
GreeNexus, LLC	LEED	\$ 91,500.00	12.67 %
	Total	\$ 273,767.00	37.00 %

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

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

WBS No: F-000785

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

C. J. Messiah, Jr.

General Services Department

Kenneth Allen

Houston Parks and Recreation Department

# Amount and Source of Funding: \$734,788.00

Parks Consolidated Construction Fund Fund 4502

\_

## **Contact Information:**

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

**ATTACHMENTS:** 

Description

Signed Coversheet (Revised)

Type

Signed Cover sheet



Meeting Date: 1/14/2025

District D

Item Creation Date: 12/19/2024

25PARK404 – Professional Architectural Services Contract – Project Luong Architects,

LLC - Edgewood Park Community Center

Agenda Item#: 19.

#### **Background:**

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

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council approve a professional architectural services contract with Project Luong Architects, LLC to perform design and construction phase services for a new Edgewood Park Community Center for the Houston Parks and Recreation Department (HPARD).

On May 3, 2024, and May 10, 2024, GSD advertised a Request for Qualifications containing selection criteria that ranked respondents on experience, key personnel experience,

proposed design team consultants, design implementation, and community engagement. The proposals were due on May 23, 2024, and 9 firms responded. GSD formed a selection committee comprised of representatives from Houston Public Works (HPW), GSD and HPARD Departments to evaluate the respondents. The selection committee short-listed and interviewed 3 firms. Project Luong Architects LLC ranked highest and offers the best value for the City based on the advertised criteria.

PROJECT LOCATION: 5803 Belfort, Houston, Texas 77033

**PROJECT DESCRIPTION:** The project will design a new Community Center. The new facility will be approximately 12,000 square feet and will include an indoor gymnasium, meeting spaces, a warming kitchen, recreational staff offices, restrooms, storage and necessary support spaces. The project will also include associated demolition, parking lot upgrades, sidewalk installation, landscaping, and irrigation associated with the building, furniture, fixtures, equipment, IT and security.

The new facility will be constructed with energy-efficient MEP (mechanical, electrical, and plumbing) systems and will meet all current environmental and LEED™ standards.

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

\$	467,500.00	Basic Services Fee
\$	214,650.00	Additional Services Fee
\$_	40,000.00	Reimbursable Expenses
\$	722,150.00	Total Contract Services
<u>\$_</u>	<u> 12,638.00</u>	<u>Civic Art (1.75%)</u>
\$	734,788.00	Total Funding

**M/WBE INFORMATION:** A 23% M/WBE goal has been established for this contract. The architect has submitted the following certified firms to achieve the goal:

Firm	Work Description	Amount	% of Contract
Project Luong Architects, LLC dba McLemore Luong	Architectural Services	\$ 83,047.00	11.50 %
Dally & Associates, Inc.	Structural and Civil	\$ 57,170.00	7.92 %
Infrastructure Associates, Inc.	MEP, IT, A/V, Security	\$ 42,050.00	5.82 %
GreeNexus, LLC LEED		\$ 91,500.00	12.67 %
	Total	\$ 273,767.00	37.00 %

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

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

WBS No: F-000785

**DIRECTOR'S SIGNATURE/DATE:** 

(...). Mussial, Jr. 12/20/2024

C. J. Messiah, Jr.

General Services Department

Kenneth Allen

Houston Parks and Recreation Department

**Amount and Source of Funding:** 

\$734,788.00 - Parks Consolidated Construction Fund (4502)

Contact Information:
Enid M. Howard
Council Liaison

Phone: 832.393.8023

**ATTACHMENTS:** 

Tax Delinguent Form

MAPS

Description

Type

Backup Material Backup Material



Meeting Date: 1/14/2025
District A, District B, District C, District D, District F, District G, District H, District I

Item Creation Date: 10/25/2024

**COPY OEM - Disaster Preparedness Tools** 

Agenda Item#: 20.

## **Summary:**

ORDINANCE approving and authorizing first amendment to contract between City of Houston, OFFICE OF EMERGENCY MANAGEMENT and HOUSTON COMMUNITY TOOLBANK for purchase of Supplies and Equipment for Disaster Clean-Up and Recovery; amending Ordinance No. 2023-0798 to increase maximum contract amount - \$465,000.00 - Enterprise Fund - DISTRICTS A - PECK; B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ; F - THOMAS; G - HUFFMAN; H - CASTILLO and I - MARTINEZ

## **Background:**

The Office of Emergency Management requests City Council approval of an ordinance authorizing a contract amendment to increase spending authority with Houston Community Toolbank. The contract is to purchase and maintain an inventory of supplies and equipment for disaster clean-up and recovery needs.

It is recommended that City Council authorize the amended agreement with Houston Community Toolbank. The term of the agreement is one year with four (4) one-year renewal options. The scope of work requires Houston Community Toolbank to loan tools to members of the community impacted by a disaster to assist with recovery efforts. Tools will be purchased based on requests by Council Districts A, B, C, D, F, G, H, and I with funding provided through the Council District Service Fund Program.

Funding includes program management costs and the cost of supply purchases. The original contract agreement is \$353,618.00. The amended total agreement value is \$818,618.00.

### 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.

Brian Mason, Director	
Office of Emergency Management	

Estimated Spending Authority			

Department	Current Fiscal Year	Outyears	Total
Houston Emergency Fund	\$100,000.00	\$365,000.00	\$465,000.00

# **Prior Council Action:**

Ordinance 2023-0798

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

\$465,000.00 Water & Sewer Operating Fund Fund 8300

## **Contact Information:**

Brian Mason, Director - OEM - 281.233.7351 Jane Nyambura, Division Manager - HEC - 832.393.2793

## **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: 12/31/2026
District A, District B, District C, District D, District F, District G, District H, District I
Item Creation Date: 10/25/2024

**OEM - Disaster Preparedness Tools** 

Agenda Item#: 23.

#### **Summary:**

ORDINANCE approving and authorizing first amendment to contract between City of Houston, OFFICE OF EMERGENCY MANAGEMENT and HOUSTON COMMUNITY TOOLBANK for purchase of Supplies and Equipment for Disaster Clean-Up and Recovery; amending Ordinance No. 2023-0798 to increase maximum contract amount - \$465,000.00 - Enterprise Fund - DISTRICTS A-PECK; B-JACKSON; C-KAMIN; D-EVANS-SHABAZZ; F-THOMAS; G-HUFFMAN and I-MARTINEZ

#### Background:

The Office of Emergency Management requests City Council approval of an ordinance authorizing a contract amendment to increase spending authority with Houston Community Toolbank. The contract is to purchase and maintain an inventory of supplies and equipment for disaster clean-up and recovery needs.

It is recommended that City Council authorize the amended agreement with Houston Community Toolbank. The term of the agreement is one year with four (4) one-year renewal options. The scope of work requires Houston Community Toolbank to loan tools to members of the community impacted by a disaster to assist with recovery efforts. Tools will be purchased based on requests by Council Districts A, B, C, D, F, G, H, and I with funding provided through the Council District Service Fund Program.

Funding includes program management costs and the cost of supply purchases. The original contract agreement is \$353,618.00. The amended total agreement value is \$818,618.00.

#### 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.

- DocuSigned by:

Brian Mason

Briaf4Mass64966tector 1/9/2025

Office of Emergency Management

Estimated Spending Authority				
Department Current Fiscal Outyears Total				
Year				
Houston Public Works	\$100,000.00	\$365,000.00	\$465,000.00	

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

Ordinance 2023-0798

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

\$465,000.00 Water & Sewer Operating Fund Fund 8300

#### **Contact Information:**

Brian Mason, Director - OEM - 281.233.7351 Jane Nyambura, Division Manager - HEC - 832.393.2793

#### **ATTACHMENTS:**

Description

Ordinance
Certification of Funds (revised)
Previous Council Action ORD 2023-798
Funding Verification

Type

Ordinance/Resolution/Motion Financial Information Backup Material Financial Information

Docusign Envelope ID: EB6991F7-97E1-4A8B-A1C8-0FBBA5C29A98			



Meeting Date: 1/14/2025 ALL

Item Creation Date: 10/28/2024

DOC1227649505 - Aviation Systems, Avionics Repairs and Services (Helicopter Services, Inc) - ORDINANCE

Agenda Item#: 21.

## **Summary:**

ORDINANCE approving and authorizing agreement between City of Houston and **HELICOPTER SERVICES, INC**, for Aviation Radio Systems, Avionics Repairs, Labor Work and Services for the Houston Police Department's Air Support Division; providing a maximum contract amount - 3 Years with 2 one-year options - \$487,780.00 - General Fund

## **Background:**

Formal bids received on September 12, 2024, for P42-DOC1227649505 - Approve an ordinance awarding a contract to Helicopter Services, Inc. for a maximum contract amount of \$487,780.00 for aviation radio systems, avionics repairs, labor work and services for a three-year (3) term with two (2), one-year options for the Houston Police Department's (HPD).

## **Specific Explanation:**

The Chief of Police and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year (3) contract with two (2), one-year options** to **Helicopter Services, Inc.** for aviation radio systems, avionics repairs, labor work and services for a maximum contract amount of **\$487,780.00** for the Houston Police Department's Air Support Division.

This Invitation to Bid (ITB) was advertised in accordance with the requirements of the State of Texas bid laws. Three (3) respondents downloaded the solicitation from SPD's Ariba Discovery Website. The following two (2) bids were received as outlined below:

Company
1. Helicopter Services, Inc.
2. Temple Electronics Company, Inc.

Total Amount
\$487,780.00
\$678,945.00

The scope of work requires the vendor to replace, upgrade, and trade in the existing aviation and navigation radio systems for HPD's Air Support aircraft that includes three (3) Schweizer/Sikorsky 269C Series helicopters, seven (7) MD 500E helicopters, one (1) Airbus A-Star helicopter, and one (1) Mahindra Gipps Aero GA8 airplane. The qualified vendor will also provide avionics maintenance, repairs, labor work, equipment, and/or services.

## M/WBE 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, Helicopter Services, Inc. has elected to provide 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, Helicopter Services, Inc. is a designated HHF company, but they were the successful awardee without application of the HHF preference.

#### **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.

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

#### **ESTIMATED SPENDING AUTHORITY**

Department	FY25	Out-Years	Amount
Houston Police	\$ 139,000.00	\$348,780.00	\$ 487,780.00
Dept.			

# **Amount and Source of Funding:**

\$487.780.00 General Fund Fund 1000

### **Contact Information:**

Name	Dept/Division	Phone No.:
Sonja O'Dat, Executive Staff Analyst	HPD	(713) 308- 1728
Fran Shewan, Division Manager	Finance/SPD	(832) 393- 7893
Candice Gambrell, Assistant Director	Finance/SPD	(832) 393- 9129
Jedediah Greenfield, Chief Procurement Officer	Finance/SPD	(832) 393- 9126

ATTACHMENTS:

**Description Type** 

Coversheet Signed Cover sheet



Meeting Date: ALL

Item Creation Date: 10/28/2024

DOC1227649505 - Aviation Systems, Avionics Repairs and Services (Helicopter Services, Inc) - ORDINANCE

Agenda Item#:

#### **Background:**

Formal bids received on September 12, 2024, for P42-DOC1227649505 - Approve an ordinance awarding a contract to Helicopter Services, Inc. for a maximum contract amount of \$487,780.00 for aviation radio systems, avionics repairs, labor work and services for a three-year (3) term with two (2), one-year options for the Houston Police Department's (HPD).

#### **Specific Explanation:**

The Chief of Police and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year (3) contract with two (2), one-year options** to **Helicopter Services, Inc.** for aviation radio systems, avionics repairs, labor work and services for a maximum contract amount of **\$487,780.00** for the Houston Police Department's Air Support Division.

This Invitation to Bid (ITB) was advertised in accordance with the requirements of the State of Texas bid laws. Three (3) respondents downloaded the solicitation from SPD's Ariba Discovery Website. The following two (2) bids were received as outlined below:

Company

1. Helicopter Services, Inc.
2. Temple Electronics Company, Inc.

Total Amount
\$487,780.00
\$678,945.00

The scope of work requires the vendor to replace, upgrade, and trade in the existing aviation and navigation radio systems for HPD's Air Support aircraft that includes three (3) Schweizer/Sikorsky 269C Series helicopters, seven (7) MD 500E helicopters, one (1) Airbus A-Star helicopter, and one (1) Mahindra Gipps Aero GA8 airplane. The qualified vendor will also provide avionics maintenance, repairs, labor work, equipment, and/or services.

#### M/WBE 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, Helicopter Services, Inc. has elected to provide 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, Helicopter Services, Inc. is a designated HHF company, but they were the successful awardee without application of the HHF preference.

#### Fiscal Note:

Funding for this item is adopted in the FY2025 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial 11/1/2/24.

Jedediah Greenfield, Chief Procurement Officer Finance/Strategic Procurement Division

6121834A077C41A

**Department Approval Authority** 

### ESTIMATED SPENDING AUTHORITY

Department	FY25	Out-Years	Amount
Houston Police	\$ 139,000.00	\$348,780.00	\$ 487,780.00
Dept.			

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

\$487,780.00 - General Fund (1000)

## **Contact Information:**

Name	Dept/Division	Phone No.:
Sonja O'Dat, Executive Staff Analyst	HPD	(713) 308-1728
Fran Shewan, Division Manager	Finance/SPD	(832) 393-7893
Candice Gambrell, Assistant Director	Finance/SPD	(832) 393-9129
Jedediah Greenfield, Chief Procurement Officer	Finance/SPD	(832) 393-9126

## ATTACHMENTS:

Description	Туре
Clear Tax Report	Backup Material
Ownership Form	Backup Material
Drug Policy Compliance Agreement	Backup Material
Bid Tab	Backup Material
Approved OBO Goal Waiver	Backup Material
Award Recommendation from Dept	Backup Material
Insurance with Endorsements	Backup Material
POP Forms	Backup Material
Certificate of Funds	Financial Information



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/4/2024

WS1149821412 – Substance Use Disorder Treatment and Peer Support Service (MacMaster Strategies) - ORDINANCE

Agenda Item#: 22.

## **Summary:**

ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and **MACMASTER STRATEGIES** for Substance Use Disorder Treatment and Peer Support Services for the Houston Health Department; providing a maximum contract amount - 2 Years with 3 one-year options - \$250,030.00 - Grant Fund

## **Background:**

Professional Services (P35-WS1149821412) – Approve an ordinance authorizing a Subrecipient Agreement between the City of Houston and MacMaster Strategies for a maximum contract amount of \$250,030.00 for substance use disorder treatment and peer support services for a two-year term with three one-year automatic renewals for the Houston Health Department.

### **Specific Explanation:**

The Director of the Houston Health Department (HHD) and the Chief Procurement Officer recommend that the City Council approve an ordinance authorizing a Subrecipient Agreement between the City of Houston and **MacMaster Strategies** for a maximum contract amount of \$250,030.00 for substance use disorder treatment and peer support services. The contract is for a two-year term with three one-year automatic renewals and is effective on the countersignature date.

The Houston Health Department will lead a comprehensive opioid, stimulant, and substance use site-based program (COSSUP), collaborating with the Houston Police Department (HPD) and MacMaster Strategies. HHD's goal is to implement a locally-driven and comprehensive approach to address substance use and misuse. This will involve education and awareness activities, surveillance, and evidence-based treatment for substance use disorders. Through the Collaboration Houston Addressing Substance Abuse Use and Misuse (CHASM) program, HHD will provide essential services, including evidence-based substance use treatment, curriculum-based education, and recovery support services.

MacMaster Strategies will specifically contribute by offering strategic planning, community engagement initiatives, and training for local agencies to deliver these services effectively.

This recommendation is made pursuant to subsection 252.022(a)(4) of the Texas Local

Government Code, which provides that "a procurement for personal, professional, or planning services" is exempt from the competitive requirements for purchases.

### **MWBE Participation:**

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

### Pay or Play:

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

### **Hire Houston First:**

Hire Houston First does not apply to this expenditure, 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-funded items.

Jedediah Greenfield **Department Approval** 

Chief Procurement Officer

Finance/Strategic Procurement Division

Estimated Spending Authority					
Departments FY2025 Out-Years Total					
Houston Health Department \$80,000.00 \$170,030.00 \$250,030.					

### **Prior Council Action:**

# **Amount and Source of Funding:**

\$250,030.00 Federal Government- Grant Funded Fund No.: 5000

### **Contact Information:**

Name	Dept/Division	Phone No.:
Sheila Baker, Division Manager	Finance/SPD	(832) 393-8108
Candice Gambrell, Assistant Director	Finance /SPD	(832) 393-9129
Jedediah Greenfield, Chief Procurement Officer	Finance/SPD	(832) 393-9126

#### **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet



Meeting Date: ALL Item Creation Date: 12/4/2024

WS1149821412 – Substance Use Disorder Treatment and Peer Support Service (MacMaster Strategies) - ORDINANCE

Agenda Item#:

#### **Background:**

Professional Services (P35-WS1149821412) – Approve an ordinance authorizing a Subrecipient Agreement between the City of Houston and MacMaster Strategies for a maximum contract amount of \$250,030.00 for substance use disorder treatment and peer support services for a two-year term with three one-year automatic renewals for the Houston Health Department.

#### **Specific Explanation:**

The Director of the Houston Health Department (HHD) and the Chief Procurement Officer recommend that the City Council approve an ordinance authorizing a Subrecipient Agreement between the City of Houston and **MacMaster Strategies** for a maximum contract amount of **\$250,030.00** for substance use disorder treatment and peer support services. The contract is for a **two-year term with three one-year automatic renewals** and is effective on the countersignature date.

The Houston Health Department will lead a comprehensive opioid, stimulant, and substance use site-based program (COSSUP), collaborating with the Houston Police Department (HPD) and MacMaster Strategies. HHD's goal is to implement a locally-driven and comprehensive approach to address substance use and misuse. This will involve education and awareness activities, surveillance, and evidence-based treatment for substance use disorders. Through the Collaboration Houston Addressing Substance Abuse Use and Misuse (CHASM) program, HHD will provide essential services, including evidence-based substance use treatment, curriculum-based education, and recovery support services.

MacMaster Strategies will specifically contribute by offering strategic planning, community engagement initiatives, and training for local agencies to deliver these services effectively.

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

#### **MWBE Participation:**

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

#### Pay or Play:

\_The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

#### **Hire Houston First:**

Hire Houston First does not apply to this expenditure, 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-funded items.

12/20/2024



DocuSigned by:

Stephen Williams

A8219D332CF4498...

12/20/2024

Jedediah Greenfield Department Approval Chief Procurement Officer

Finance/Strategic Procurement Division
Estimated Spending Authority

Departments FY2025 Out-Years Total

Houston Health Department \$80,000.00 \$170,030.00 \$250,030.00

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

Amount and Source of Funding: \$250,030.00 Federal Government- Grant Funded Fund No.: 5000

### **Contact Information:**

Name	Dept/Division	Phone No.:
Sheila Baker, Division Manager	Finance/SPD	(832) 393-8108
Candice Gambrell, Assistant Director	Finance /SPD	(832) 393-9129
Jedediah Greenfield, Chief Procurement Officer	Finance/SPD	(832) 393-9126

### **ATTACHMENTS**:

Description	Туре
COF	Financial Information
Ownership Form	Backup Material
Tax Report	Backup Material
MWBE OBO Wavier	Backup Material
Form 1295 Certificate	Backup Material
Conflict of Interest Questionnaire	Backup Material
Professional Justification Form	Backup Material
CHASM MacMaster Strategies Contract	Contract/Exhibit
OA 4600018618	Backup Material
COI	Backup Material
POP	Backup Material
SAMS	Backup Material



Meeting Date: 1/14/2025 ALL Item Creation Date: 11/26/2024

WS1359230373 - Energy Management-Related Engineering Services (Texas A&M Engineering Experiment Station)- ORDINANCE

Agenda Item#: 23.

## **Summary:**

ORDINANCE approving and authorizing Interlocal Agreement between City of Houston and **TEXAS A&M ENGINEERING EXPERIMENT STATION** for Energy Services for the Houston Airport System; Project No. 270; providing a maximum contract amount - 5 Years with 2 one-year options - \$8,000,000.00 - Enterprise Fund

## **Background:**

WS1359230373 – Approve an ordinance authorizing an Interlocal Agreement between the City of Houston and Texas A&M Engineering Experiment Station (TEES) for a maximum contract amount of \$8,000,000.00 for Energy Management Related Engineering Services (Project No. 270) for five-year term with two (2) one-year renewal options for the Houston Airport System.

### **Specific Explanation:**

The Director of the Houston Airport Systems and the Chief Procurement Officer recommend that City Council approve and authorize an interlocal agreement for five-year term with two (2) one-year renewal options between the City of Houston and Texas A&M Engineering Experiment Station (TEES) for a maximum contract amount of \$8,000,000.00 for Energy Management Related Engineering Services (Project No. 270) for the Houston Airport System.

Starting December 4, 2013, the City approved several Ordinances, including 2013-1092, 2018-286, 2019-284, 2020-766, 2021-817, and 2022-722, authorizing Interlocal Agreements with Texas A&M Engineering Experiment Station (TEES) for Energy Management Related Engineering Services for the Houston Airport System. With the exception for Ordinance 2020-766, which allows the continuation of only specific Letters of Authorizations, which is now expired. The City now desires to enter into this Agreement with TEES to continue to perform energy management-related engineering and technology-oriented services, including but not limited to project commissioning services. TEES is the primary agent for engineering research within the Texas A&M University System Engineering Program, a partnership of state agencies and universities committed to technology-related education, engineering research and outreach.

The Scope of services will include TEES performing energy management-related engineering, technology-oriented, technical, and non-technical services, including but not limited to

commissioning, retro-commissioning, planning, design review, and quality assurance services. For energy-related projects, TEES may provide resident engineering technical advisory services on behalf of the project owner, the Houston Airport System. Services may include evaluating energy infrastructure and energy utilization, assisting HAS with resiliency studies, and developing and planning energy initiatives. Provide other energy management and environmental services, such as commissioning, retro-commissioning, and Continuous Commissioning®, and other technical assistance, including design review, training, measurement and verification, and environmental impact evaluations.

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:**

The MWBE participation assigned to this agreement is 6%. Tees is committed to meeting or exceeding the MWBE goal for this project as specific tasks are developed and executed, utilizing the following firms:

Name	Certification	Work Element	Percentage
Harrison Kornberg	MBE	Architectural services, master	2%
Architects, LLC		planning services	
Lackey de Carvajal Cx	MBE	HVAC Test and Balance	3%
LLC		Services	
Baez Electrical	MBE	Field electrical services and	1%
		coordination of data	
		acquisition	
		Total	6%

#### **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 FY25 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Jedediah Greenfield	Department Approval Authority
Chief Procurement Officer	

Estimated Spending Authority					
Department FY2025 Out-Years Award Amount					
Houston Airport System	500,000.00	7,500,000.00	8,000,000.00		

## **Prior Council Action:**

12/04/2013 (O) 2013-1092

04/04/2018 (O) 2018-286

04/17/2019 (O) 2019-284

09/09/2020 (O) 2020-766

09/21/2021 (O) 2021-817

09/27/2022 (O) 2022-722

# **Amount and Source of Funding:**

\$8,000,000.00

HAS Revenue Fund

Fund No. 8001

## **Contact Information:**

Name:	Dept./Division	Phone Number
Barbara Fisher, Division Manager	Finance/SPD	832.393.8722
Yesenia Chuca, Deputy Assistant Director	Finance/SPD	832.393.8727
Jedediah Greenfield, Chief Procurement	Finance/SPD	832.393.9126
Officer		

## **ATTACHMENTS:**

**Description** 

Type

Coversheet

Signed Cover sheet



Meeting Date: ALL

Item Creation Date: 11/26/2024

WS1359230373 - Energy Management-Related Engineering Services (Texas A&M Engineering Experiment Station)- ORDINANCE

Agenda Item#:

#### **Background:**

P44-WS1035386569 – Approve an ordinance authorizing an Interlocal Agreement between the City of Houston and Texas A&M Engineering Experiment Station (TEES) for a maximum contract amount of \$8,000,000.00 for Energy Management Related Engineering Services (Project No. 270) for five-year term with two (2) one-year renewal options for the Houston Airport System.

#### **Specific Explanation:**

The Director of the Houston Airport Systems and the Chief Procurement Officer recommend that City Council approve and authorize an interlocal agreement for **five-year term with two (2) one-year renewal options** between the City of Houston and **Texas A&M Engineering Experiment Station (TEES)** for a maximum contract amount of **\$8,000,000.00** for Energy Management Related Engineering Services (Project No. 270) for the Houston Airport System.

Starting December 4, 2013, the City approved several Ordinances, including 2013-1092, 2018-286, 2019-284, 2020-766, 2021-817, and 2022-722, authorizing Interlocal Agreements with Texas A&M Engineering Experiment Station (TEES) for Energy Management Related Engineering Services for the Houston Airport System. With the exception for Ordinance 2020-766, which allows the continuation of only specific Letters of Authorizations, which is now expired. The City now desires to enter into this Agreement with TEES to continue to perform energy management-related engineering and technology-oriented services, including but not limited to project commissioning services. TEES is the primary agent for engineering research within the Texas A&M University System Engineering Program, a partnership of state agencies and universities committed to technology-related education, engineering research and outreach.

The Scope of services will include TEES performing energy management-related engineering, technology-oriented, technical, and non-technical services, including but not limited to commissioning, retro-commissioning, planning, design review, and quality assurance services. For energy-related projects, TEES may provide resident engineering technical advisory services on behalf of the project owner, the Houston Airport System. Services may include evaluating energy infrastructure and energy utilization, assisting HAS with resiliency studies, and developing and planning energy initiatives. Provide other energy management and environmental services, such as commissioning, retro-commissioning, and Continuous Commissioning®, and other technical assistance, including design review, training, measurement and verification, and environmental impact evaluations.

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:

The MWBE participation assigned to this agreement is 6%. Tees is committed to meeting or exceeding the MWBE goal for this project as specific tasks are developed and executed, utilizing the following firms:

Name	Certification	Work Element	Percentage
Harrison Kornberg	MBE	Architectural services, master	2%
Architects, LLC		planning services	
Lackey de Carvajal Cx	MBE	HVAC Test and Balance	3%
LLC		Services	
Baez Electrical	MBE	Field electrical services and	1%
		coordination of data	
		acquisition	
		Total	6%

#### **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:

1 13001 110to

Funding for this item is included in the FY25 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

12/16/2024

Jedediah Greenfield Department Approval Authority
Chief Procurement Officer

celle reent

Estimated Spending Authority				
Department	FY2025	Out-Years	Award Amount	
Houston Airport System	500,000.00	7,500,000.00	8,000,000.00	

### **Prior Council Action:**

12/04/2013 (O) 2013-1092

04/04/2018 (O) 2018-286

04/17/2019 (O) 2019-284

09/09/2020 (O) 2020-766

09/21/2021 (O) 2021-817

09/27/2022 (O) 2022-722

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

\$8,000,000.00

HAS Revenue Fund Fund No. 8001

#### **Contact Information:**

Name:	Dept./Division	Phone Number
Barbara Fisher, Division Manager	Finance/SPD	832.393.8722
Yesenia Chuca, Deputy Assistant Director	Finance/SPD	832.393.8727
Jedediah Greenfield, Chief Procurement	Finance/SPD	832.393.9126
Officer		

#### **ATTACHMENTS:**

Description	Туре
ORD 2013-1092	Backup Material
ORD 2018-286	Backup Material
ORD 2019-284	Backup Material
ORD 2020-766	Backup Material
ORD 2021-817	Backup Material
ORD 2022-722	Backup Material
RCA - TEES - PN_211 - 4-2-19	Backup Material
RCA - TEES - PN_822_826_828 - 9-7-21	Backup Material
RCA - TEES - 4.12.24	Backup Material
Ownership Form - WS1359230373	Backup Material
Delinquent Tax Report - WS1359230373	Backup Material
Interlocal Agreement Signed - WS1359230373	Backup Material
Form A - WS1359230373	Financial Information
Certification of Funds- WS1359230373	Financial Information
OBO Documents	Signed Cover sheet
OBO Documents	Backup Material
Ordinance 2023-61	Backup Material



Meeting Date: 1/14/2025 District H Item Creation Date: 10/4/2024

PLN - Special Minimum Lot Size Block Application No. 859 (600 block of Bayland Avenue, north and south sides, between Northwood and Reagan Streets)

Agenda Item#: 24.

## **Summary:**

ORDINANCE establishing the north and south sides of the 600 Block of Bayland Avenue, between Northwood Street and Reagan Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - CASTILLO** 

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 627 Bayland Street, Lot 9, Block 29, in the Woodland Heights subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 75% of the block.

The Planning and Development Department mailed notifications to fourteen (14) property owners indicating that the SMLSB application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. Since no protest was filed in accordance with the Code, no action is required by the Houston Planning Commission, and the application may be submitted directly to the City Council for consideration.

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for the 600 block of Bayland Avenue, north and south sides, between Northwood and Reagan Streets.

Vonn Tran

Director
Planning and Development Department

### **Contact Information:**

Anna Sedillo, Council Liaison

832-393-6578

Bennie Chambers III, Planner 832-393-6636

# **ATTACHMENTS:**

Description

RCA Map Type

Signed Cover sheet Backup Material



Meeting Date: 1/14/2025 District H Item Creation Date: 10/4/2024

PLN - Special Minimum Lot Size Block Application No. 859 (600 block of Bayland Avenue, north and south sides, between Northwood and Reagan Streets)

Agenda Item#: 26.

#### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 627 Bayland Street, Lot 9, Block 29, in the Woodland Heights subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 75% of the block.

The Planning and Development Department mailed notifications to fourteen (14) property owners indicating that the SMLSB application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. Since no protest was filed in accordance with the Code, no action is required by the Houston Planning Commission, and the application may be submitted directly to the City Council for consideration.

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for the 600 block of Bayland Avenue, north and south sides, between Northwood and Reagan Streets.

Signed by:

Vonn Tran

Vonn Tran

Director

Planning and Development Department

#### **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner 832-393-6636

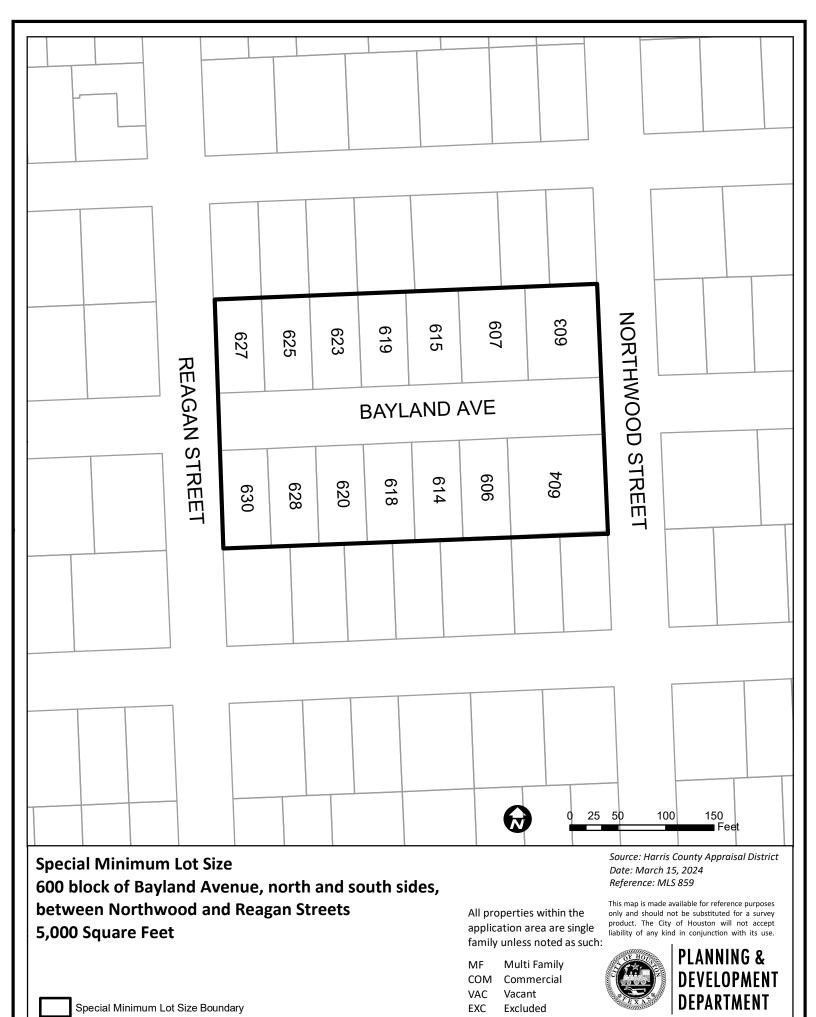
**ATTACHMENTS**:

Description

Type

Мар

Backup Material





Meeting Date: 1/14/2025 District H Item Creation Date: 10/10/2024

PLN - Special Minimum Lot Size Block Application No. 860 (800 block of Bayland Avenue, north and south sides, between Julian and Watson Streets)

Agenda Item#: 25.

## **Summary:**

ORDINANCE establishing the north and south sides of the 800 Block of Bayland Avenue, between Julian Street and Watson Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H** - **CASTILLO** 

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 813 Bayland Street, Tracts 11 & 12A, Block 41, in the Woodland Heights Subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 100% of the block.

The Planning and Development Department mailed notifications to twelve (12) property owners indicating that the SMLSB application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. Since no protest was filed in accordance with the Code, no action is required by the Houston Planning Commission, and the application may be submitted directly to the City Council for consideration.

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for the 800 block of Bayland Avenue, north and south sides, between Julian and Watson Streets.

Vonn Tran Director Planning and Development Department

**Contact Information:** 

Anna Sedillo, Council Liaison

Phone: 832-393-6578

Bennie Chambers III, Planner II

Phone: 832-393-6636

## **ATTACHMENTS:**

Description

RCA Map Type

Signed Cover sheet Backup Material



Meeting Date: 1/7/2025 District H Item Creation Date: 10/10/2024

PLN - Special Minimum Lot Size Block Application No. 860 (800 block of Bayland Avenue, north and south sides, between Julian and Watson Streets)

Agenda Item#: 45.

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 813 Bayland Street, Tracts 11 & 12A, Block 41, in the Woodland Heights Subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 100% of the block.

The Planning and Development Department mailed notifications to twelve (12) property owners indicating that the SMLSB application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. Since no protest was filed in accordance with the Code, no action is required by the Houston Planning Commission, and the application may be submitted directly to the City Council for consideration.

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for the 800 block of Bayland Avenue, north and south sides, between Julian and Watson Streets.

-Signed by:

Vonn Tran

Vonn Tran Director

Planning and Development Department

**Contact Information:** 

Anna Sedillo, Council Liaison Phone: 832-393-6578

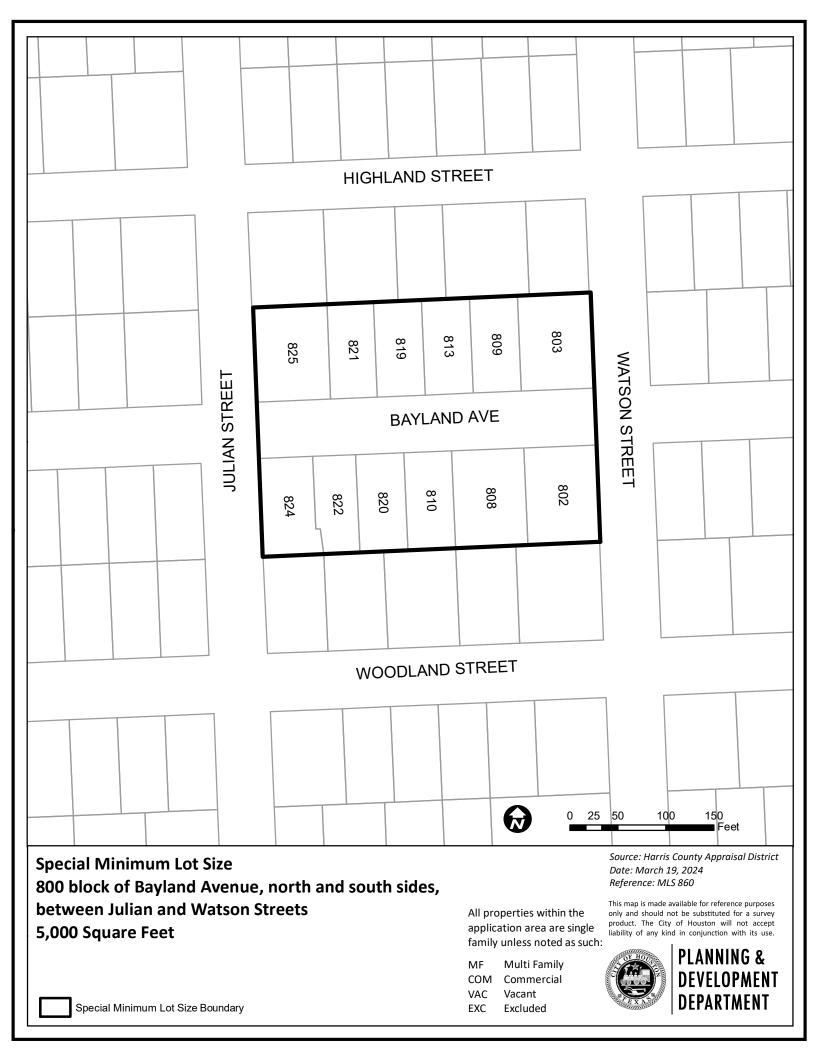
Bennie Chambers III, Planner II

Phone: 832-393-6636

ATTACHMENTS:

**Description** Type

Map Backup Material





Meeting Date: 1/14/2025 District H Item Creation Date: 10/11/2024

PLN - Special Minimum Lot Size Block Application No. 861 (900 block of Bayland Avenue, north side, between Michaux and Julian Streets)

Agenda Item#: 26.

## **Summary:**

ORDINANCE establishing the north side of the 900 Block of Bayland Avenue, between Michaux Street and Julian Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - CASTILLO** 

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 925 Bayland Avenue, Lot 20 & Tract 21A, Block 6, in the Woodson Place subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 85% of the block.

The Planning and Development Department mailed notifications to twelve (12) property owners indicating that the SMLSB application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. Since no protest was filed in accordance with the Code, no action is required by the Houston Planning Commission, and the application may be submitted directly to the City Council for consideration.

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for the 900 block of Bayland Avenue, north side, between Michaux and Julian Streets.

Vonn Tran
Director
Planning and Development Department

**Contact Information:** 

Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner II 832-393-6636

# **ATTACHMENTS:**

Description

RCA Map Type

Signed Cover sheet Backup Material



Meeting Date: 1/14/2025 District H Item Creation Date: 10/11/2024

PLN - Special Minimum Lot Size Block Application No. 861 (900 block of Bayland Avenue, north side, between Michaux and Julian Streets)

Agenda Item#: 29.

#### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 925 Bayland Avenue, Lot 20 & Tract 21A, Block 6, in the Woodson Place subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 85% of the block.

The Planning and Development Department mailed notifications to twelve (12) property owners indicating that the SMLSB application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. Since no protest was filed in accordance with the Code, no action is required by the Houston Planning Commission, and the application may be submitted directly to the City Council for consideration.

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for the 900 block of Bayland Avenue, north side, between Michaux and Julian Streets.

Type

Signed by:

Volum Tram

Von'h Tran

Director

Planning and Development Department

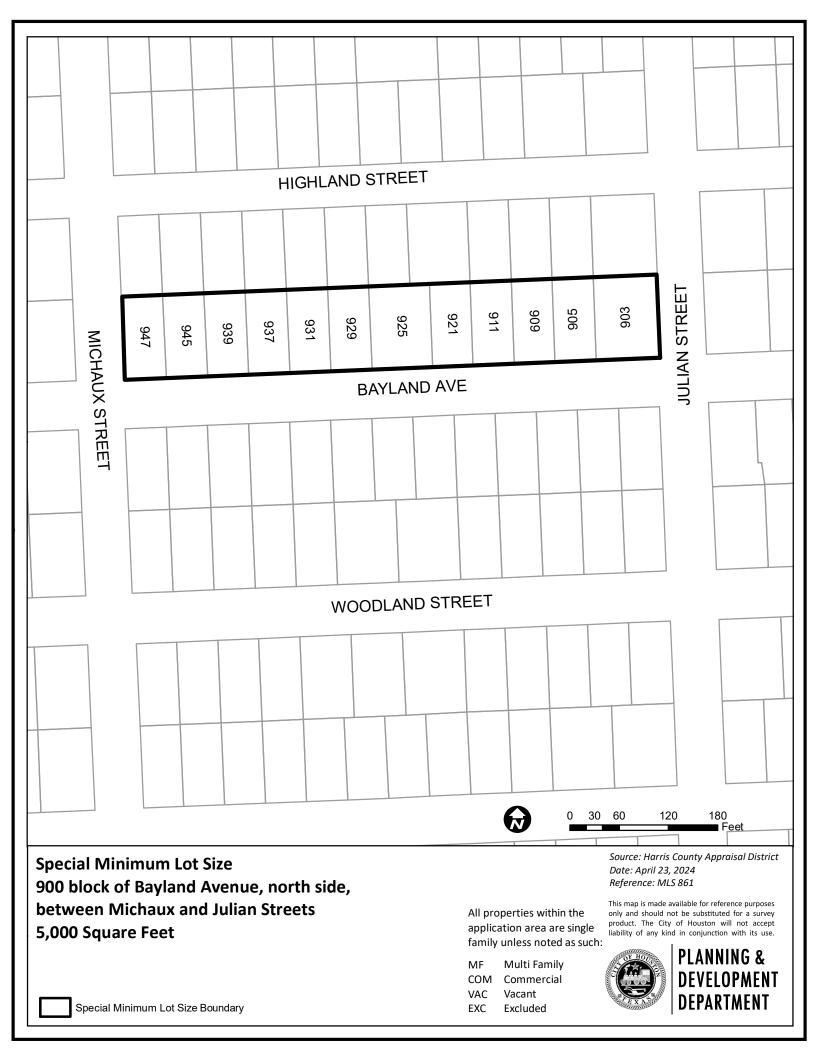
**Contact Information:** 

Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner II 832-393-6636

ATTACHMENTS: Description

Map Backup Material





Meeting Date: 1/14/2025 District D Item Creation Date: 11/20/2024

PLN - Special Minimum Lot Size Block Application No. 862 (3200-3300 block of Prospect Street, south side, between Sampson and Burkett Streets, and the 3300 block of Prospect Street, north side, between Sauer and Burkett Streets.)

Agenda Item#: 27.

## **Summary:**

ORDINANCE establishing the south side of the 3200 - 3300 Blocks of Prospect Street, north side, between Sampson and Burkett Streets, and the north side of the 3300 Block of Prospect Street, between Sauer and Burkett Streets within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - DISTRICT D - EVANS-SHABAZZ

## **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 3321 Prospect Street, Lot 6, Block 4, in the Timber Crest Subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 59% of the block.

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

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 7,770 square feet for the 3200-3300 block of Prospect Street, south side, between Sampson and Burkett Streets, and the 3300 block of Prospect Street, north side, between Sauer and Burkett Streets.

Vonn Tran
Director
Planning and Development Department

**Contact Information:** 

Anna Sedillo, Council Liaison

Phone: 832-393-6578

Bennie Chambers III, Planner II

Phone: 832-393-6636

**ATTACHMENTS:** 

Description

RCA

Мар

Type

Signed Cover sheet Backup Material



Meeting Date: 1/7/2025 District D Item Creation Date: 11/20/2024

PLN - Special Minimum Lot Size Block Application No. 862 (3200-3300 block of Prospect Street, south side, between Sampson and Burkett Streets, and the 3300 block of Prospect Street, north side, between Sauer and Burkett Streets.)

Agenda Item#: 46.

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 3321 Prospect Street, Lot 6, Block 4, in the Timber Crest Subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 59% of the block.

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

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 7,770 square feet for the 3200-3300 block of Prospect Street, south side, between Sampson and Burkett Streets, and the 3300 block of Prospect Street, north side, between Sauer and Burkett Streets.

Type

Voun Tran Vonn Tran
Vonn Tran

Director
Planning and Development Department

# Contact Information: Anna Sedillo, Council Liaison

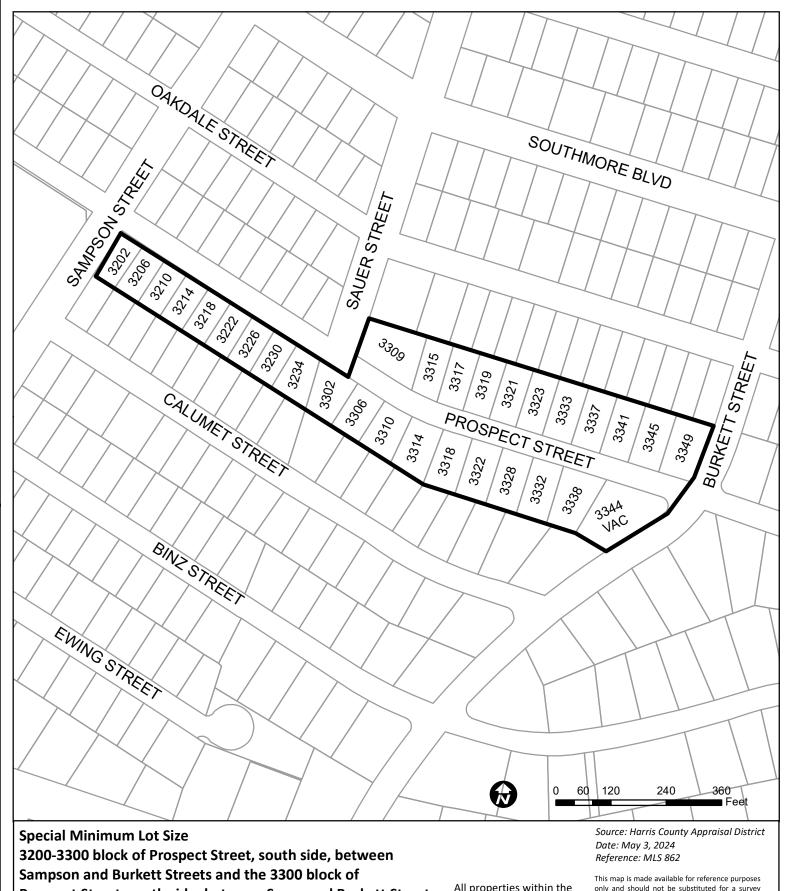
Phone: 832-393-6578

Bennie Chambers III, Planner II

Phone: 832-393-6636

ATTACHMENTS: Description

Map Backup Material



Prospect Street, north side, between Sauer and Burkett Streets 7,770 Square Feet

All properties within the application area are single family unless noted as such:

Multi Family MF COM Commercial VAC Vacant EXC Excluded

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 &** 

Special Minimum Lot Size Boundary



Meeting Date: 1/14/2025 District D Item Creation Date: 11/20/2024

PLN - Special Minimum Lot Size Block Application No. 863 (3200 block of Prospect Street, north side, between Sampson and Sauer Streets)

Agenda Item#: 28.

## **Summary:**

ORDINANCE establishing the north side of the 3200 Block of Prospect Street, between Sampson Street and Sauer Street, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D** - **EVANS-SHABAZZ** 

## **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 3321 Prospect Street, Lot 6, Block 4, in the Timber Crest Subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 55% of the block.

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

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,832 square feet for the 3200 block of Prospect Street, north side, between Sampson and Sauer Streets.

Vonn Tran
Director
Planning and Development Department

## **Contact Information:**

Anna Sedillo, Council Liaison

Phone: 832-393-6578

Bennie Chambers III, Planner II

Phone: 832-393-6636

## **ATTACHMENTS:**

Description

RCA Map Type

Signed Cover sheet Backup Material



Meeting Date: 1/7/2025 District D Item Creation Date: 11/20/2024

PLN - Special Minimum Lot Size Block Application No. 863 (3200 block of Prospect Street, north side, between Sampson and Sauer Streets)

Agenda Item#: 47.

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 3321 Prospect Street, Lot 6, Block 4, in the Timber Crest Subdivision, has initiated an application for the designation of a Special Minimum Lot Size Block (SMLSB). The application includes written evidence of support from the owners of 55% of the block.

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

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,832 square feet for the 3200 block of Prospect Street, north side, between Sampson and Sauer Streets.

Type

Signed by:

Vow True

Vonn Tran

Director

Planning and Development Department

**Contact Information:** 

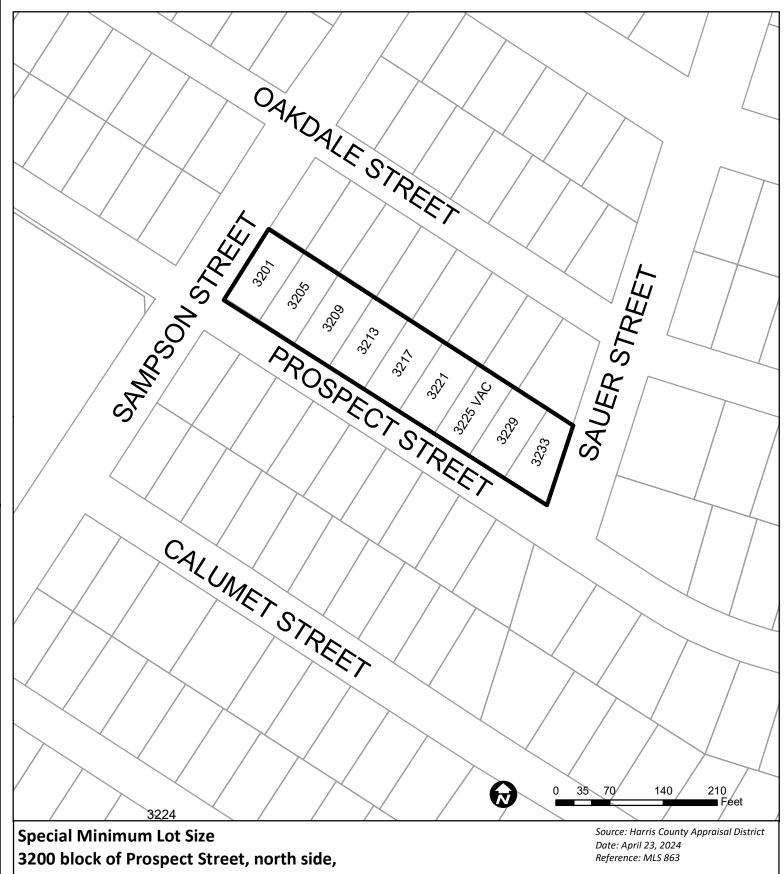
Anna Sedillo, Council Liaison Phone: 832-393-6578

Bennie Chambers III, Planner II

Phone: 832-393-6636

ATTACHMENTS:
Description

Map Backup Material



between Sampson and Sauer Streets 5,832 Square Feet

All properties within the application area are single family unless noted as such:

MF Multi Family COM Commercial VAC Vacant Excluded EXC

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** 

Special Minimum Lot Size Boundary



Meeting Date: 1/14/2025 District H Item Creation Date: 11/18/2024

PLN - Special Minimum Lot Size Area App No. 864 (Portions of North Norhill Subdivision)

Agenda Item#: 29.

## **Summary:**

ORDINANCE establishing portions of North Norhill Subdivision, within the City of Houston, Texas, as a Special Minimum Lot Size Area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - CASTILLO** 

## **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 1016 W. Temple Street, Lot 4, Block 129, of the North Norhill subdivision, initiated an application for the designation of a Special Minimum Lot Size Area (SMLSA). The application included a petition signed by the owners of 20% of the area.

The Planning and Development Department mailed response forms to all property owners indicating that the SMLSA application had been submitted. The mailing further stated that their response on the form must be filed with the Planning and Development Department within thirty days of mailing. The Department received response forms signed by owners of 61% of the SMLSA in support of the designated proposed area. The Houston Planning Commission considered the application on November 14, 2024, and voted to recommend that the City Council establish the SMLSA.

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet on ninety-two (92) lots in portions of the North Norhill subdivision.

Vonn Tran
Director
Planning and Development Department

## **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Jacqueline Brown, Planner III 832-393-6587

## **ATTACHMENTS:**

Description

RCA Map Type

Signed Cover sheet Backup Material



Meeting Date: 1/7/2025 District H Item Creation Date: 11/18/2024

PLN - Special Minimum Lot Size Area App No. 864 (Portions of North Norhill Subdivision)

Agenda Item#: 49.

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 1016 W. Temple Street, Lot 4, Block 129, of the North Norhill subdivision, initiated an application for the designation of a Special Minimum Lot Size Area (SMLSA). The application included a petition signed by the owners of 20% of the area.

The Planning and Development Department mailed response forms to all property owners indicating that the SMLSA application had been submitted. The mailing further stated that their response on the form must be filed with the Planning and Development Department within thirty days of mailing. The Department received response forms signed by owners of 61% of the SMLSA in support of the designated proposed area. The Houston Planning Commission considered the application on November 14, 2024, and voted to recommend that the City Council establish the SMLSA.

The Planning and Development Department recommends that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet on ninety-two (92) lots in portions of the North Norhill subdivision.

Voun Tran

Director

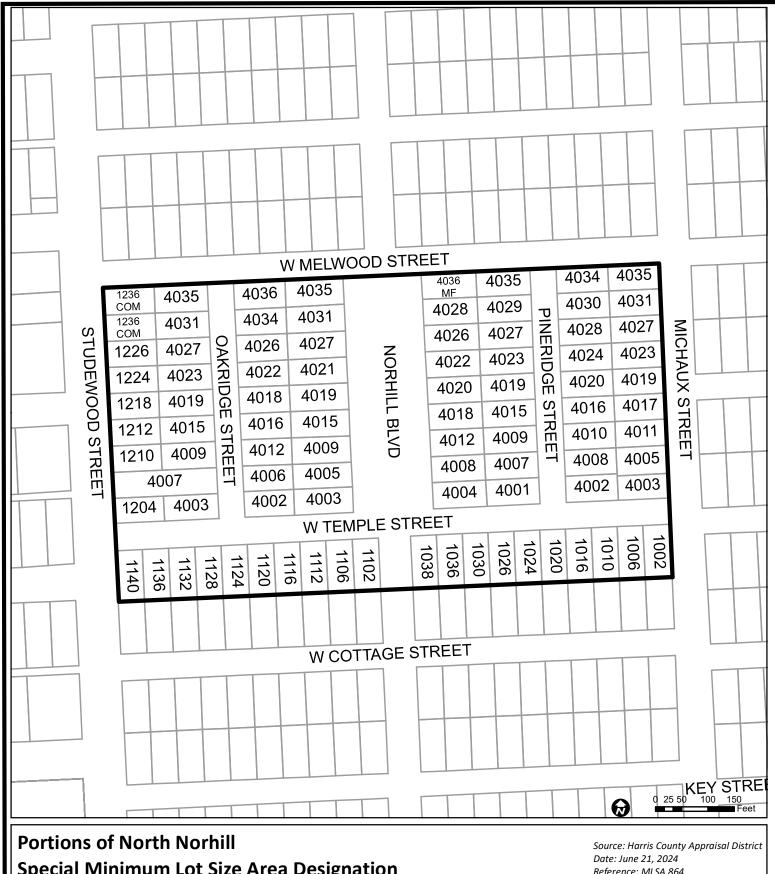
Signed by:

Planning and Development Department

### **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Jacqueline Brown, Planner III 832-393-6587



**Special Minimum Lot Size Area Designation** 

5,000 square feet

All properties within the application area are single family unless noted as such:

MF Multi Family COM Commercial VAC Vacant **EXC** Excluded

Reference: MLSA 864

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





Meeting Date: 1/14/2025 District H Item Creation Date: 10/31/2024

PLN - Special Minimum Lot Size Block Renewal Application No. 71 (600 block of Wendel Street, 800 block of Sledge Street, north and south sides, 2000-2100 blocks of White Oak Drive, north side, 2300 block of Watson Street, east side, 700 block of Usener Street, south side, 2600 block of Greenleaf Street, east and west sides, and the 2600 block of Thelma Drive, west side)

Agenda Item#: 30.

## **Summary:**

ORDINANCE renewing the establishment of the north and south sides of the 600 Block of Wendel Street, 800 Block of Sledge Street, north side of the 2000-2100 Blocks of White Oak Drive, east side of the 2300 Block of Watson Street, south side of the 700 Block of Usener Street, east and west sides of the 2600 Block of Greenleaf Street and the west side of the 2600 Block of Thelma Drive within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to the Code of Ordinances, Houston, Texas - **DISTRICT H - CASTILLO** 

## **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 616 Wendel Street, Lot 3, Block 9, in the Woodland Terrace Subdivision, has initiated an application to renew a Special Minimum Lot Size Block (SMLSB). The Planning and Development Department mailed notifications to all property owners indicating that the SMLSB renewal application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed, no action was required by the Houston Planning Commission to submit the application to the City Council.

The neighborhood and lot size have remained unchanged since the original ordinance (2004-307) was passed in 2004.

The Planning and Development Department recommends that the City Council adopt an ordinance renewing a Special Minimum Lot Size of 5,000 square feet for 600 block of Wendel Street, 800 block of Sledge Street, north and south sides, 2000-2100 blocks of White Oak Drive, north side, 2300 block of Watson Street, east side, 700 block of Usener Street, south side, 2600 block of Greenleaf Street, east and west sides, and the 2600 block of Thelma Drive, west side.

Vonn Tran

Director

Planning and Development Department

## **Prior Council Action:**

Ordinance # 2004-307; passed on April 21, 2004

## **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner II 832-393-6636

## **ATTACHMENTS:**

**Description** 

RCA

Мар

**Type** 

Signed Cover sheet Backup Material



Meeting Date: 1/7/2025 District H Item Creation Date: 10/31/2024

PLN - Special Minimum Lot Size Block Renewal Application No. 71 (600 block of Wendel Street, 800 block of Sledge Street, north and south sides, 2000-2100 blocks of White Oak Drive, north side, 2300 block of Watson Street, east side, 700 block of Usener Street, south side, 2600 block of Greenleaf Street, east and west sides, and the 2600 block of Thelma Drive, west side)

Agenda Item#: 35.

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 616 Wendel Street, Lot 3, Block 9, in the Woodland Terrace Subdivision, has initiated an application to renew a Special Minimum Lot Size Block (SMLSB). The Planning and Development Department mailed notifications to all property owners indicating that the SMLSB renewal application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed, no action was required by the Houston Planning Commission to submit the application to the City Council.

The neighborhood and lot size have remained unchanged since the original ordinance (2004-307) was passed in 2004.

The Planning and Development Department recommends that the City Council adopt an ordinance renewing a Special Minimum Lot Size of 5,000 square feet for 600 block of Wendel Street, 800 block of Sledge Street, north and south sides, 2000-2100 blocks of White Oak Drive, north side, 2300 block of Watson Street, east side, 700 block of Usener Street, south side, 2600 block of Greenleaf Street, east and west sides, and the 2600 block of Thelma Drive, west side.

Signed by:

Volum Tram

Vonn Tran

Director

Planning and Development Department

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

Ordinance # 2004-307; passed on April 21, 2004

#### **Contact Information:**

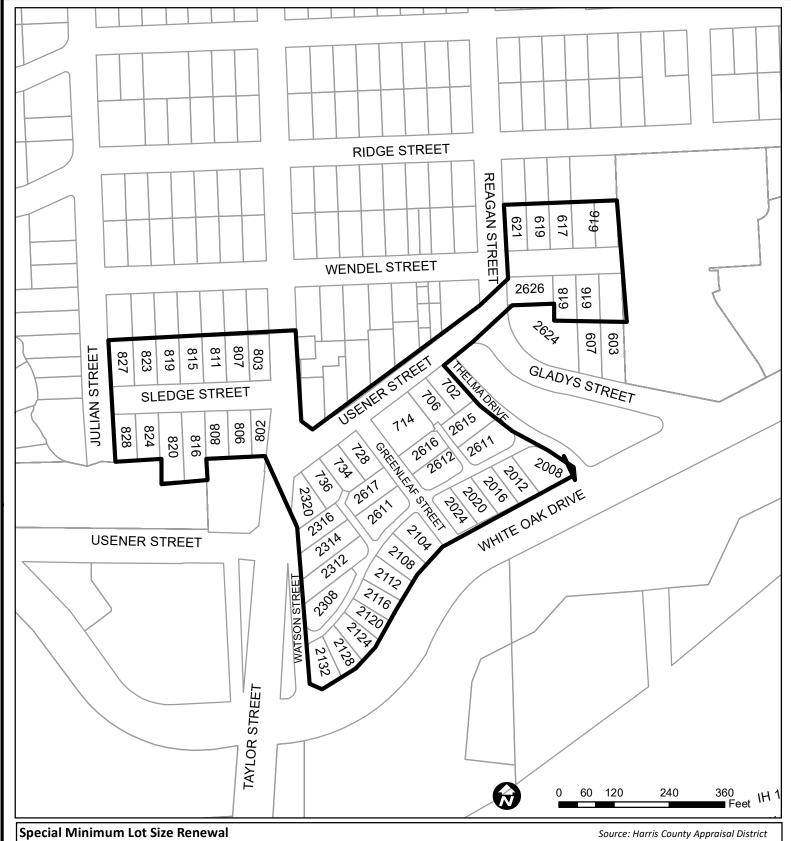
Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner II 832-393-6636

### **ATTACHMENTS:**

**Description** Type

Map Backup Material



600 block of Wendel Street, north and south sides, 800 block of Sledge Street, north and south sides, 2000-2100 blocks of White Oak Drive, north side, 2300 block of Watson Street, east side, 700 block of Usener Street, south side, 2600 block of Greenleaf Street, east and west sides, and the 2600 block of Thelma Drive, west side 5,000 Square Feet

All properties within the application area are single family unless noted as such:

MF Multi Family COM Commercial VAC Vacant EXC Excluded

Date: April 19, 2024 Reference: MLS 71REN

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



Special Minimum Lot Size Boundary



Meeting Date: 1/14/2025 District C Item Creation Date: 11/15/2024

PLN - Special Minimum Lot Size Block Renewal Application No. 109REN (1100 block of Cortlandt Street, east and west sides, between E. 11th and E. 12th Streets.)

Agenda Item#: 31.

## **Summary:**

ORDINANCE renewing the establishment of the east and west sides of the 1100 Block of Cortlandt Street, between E. 11th and E. 12th Streets, within the City of Houston, Texas, as a Special Minimum Lot Size Block pursuant to the Code of Ordinances, Houston, Texas - **DISTRICT C - KAMIN** 

## **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 1128 Cortlandt Street, Lot 19, Block 198, in the Houston Heights subdivision, has initiated an application to renew a Special Minimum Lot Size Block (SMLSB).

The Planning and Development Department mailed notifications to all property owners indicating that the SMLSB renewal application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed, no action was required by the Houston Planning Commission to submit the application to the City Council.

The neighborhood and lot size have remained unchanged since the original ordinance (2004-835) was passed in 2004.

The Planning and Development Department recommends that the City Council adopt an ordinance renewing a Special Minimum Lot Size of 6,600 square feet for the 1100 block of Cortlandt Street, east and west sides, between E. 11th and E. 12th Streets.

Vonn Tran
Director
Planning and Development Department

**Prior Council Action:** 

Ordinance 2004-835; passed Aug. 11, 2004

## **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner II 832-393-6636

## **ATTACHMENTS:**

Description

RCA Map Type

Signed Cover sheet Backup Material



Meeting Date: 1/14/2025 District C Item Creation Date: 11/15/2024

PLN - Special Minimum Lot Size Block Renewal Application No. 109REN (1100 block of Cortlandt Street, east and west sides, between E. 11th and E. 12th Streets.)

Agenda Item#: 27.

### **Background:**

In accordance with Section 42-197 of the Code of Ordinances, the property owner of 1128 Cortlandt Street, Lot 19, Block 198, in the Houston Heights subdivision, has initiated an application to renew a Special Minimum Lot Size Block (SMLSB).

The Planning and Development Department mailed notifications to all property owners indicating that the SMLSB renewal application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed, no action was required by the Houston Planning Commission to submit the application to the City Council.

The neighborhood and lot size have remained unchanged since the original ordinance (2004-835) was passed in 2004.

The Planning and Development Department recommends that the City Council adopt an ordinance renewing a Special Minimum Lot Size of 6,600 square feet for the 1100 block of Cortlandt Street, east and west sides, between E. 11th and E. 12th Streets.

Signed by:

Volum Tram

Vonn Tran

Director

Planning and Development Department

**Prior Council Action:** 

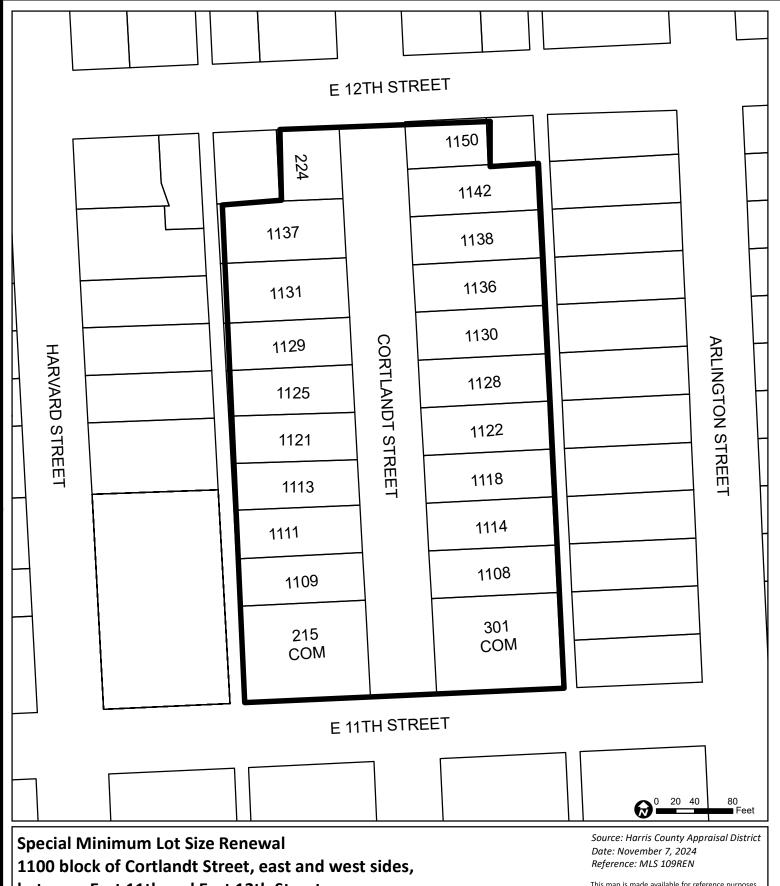
Ordinance 2004-835; passed Aug. 11, 2004

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

Bennie Chambers III, Planner II 832-393-6636

**ATTACHMENTS:** 

DescriptionTypeMapBackup Material



between East 11th and East 12th Streets 6,600 Square Feet

All properties within the application area are single family unless noted as such:

MF Multi Family COM Commercial VAC Vacant **EXC** Excluded

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.



Special Minimum Building Line Boundary



Meeting Date: 1/14/2025 District C Item Creation Date: 11/15/2024

PLN - Special Minimum Building Line Block Renewal App No. 66REN (1100 block of Cortlandt Street, east and west sides, between E. 11th and E. 12th Streets.)

Agenda Item#: 32.

## **Summary:**

ORDINANCE renewing the establishment of the north side of the 1100 Block of Cortlandt Street, between E. 11<sup>th</sup> Street and E. 12th Street within the City of Houston, Texas, as a Special Minimum Building Line Block pursuant to the Code of Ordinances, Houston, Texas - **DISTRICT C - KAMIN** 

## **Background:**

In accordance with Section 42-170 of the Code of Ordinances, the property owner of 1128 Cortlandt Street, Lot 19, Block 198, in the Houston Heights subdivision has initiated an application to renew a Special Minimum Building Line Block (SMBLB).

The Planning and Development Department mailed notifications to all property owners indicating that the SMBLB renewal application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed, no action was required by the Houston Planning Commission in order to submit the application to the City Council.

The neighborhood and building line have remained essentially the same since the original ordinance (2004-160) was passed in 2004.

The Planning and Development Department recommends that the City Council adopt an ordinance renewing a Special Minimum Building Line of 20 feet for the for the 1100 block of Cortlandt Street, east and west sides, between E. 11th and E. 12th Streets.

Vonn Tran
Director
Planning and Development Department

**Prior Council Action:** 

Ordinance 2004-160; March 10, 2004

## **Contact Information:**

Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner II 832-393-6636

## **ATTACHMENTS:**

Description

RCA Map Type

Signed Cover sheet Backup Material



Meeting Date: 1/14/2025 District C Item Creation Date: 11/15/2024

PLN - Special Minimum Building Line Block Renewal App No. 66REN (1100 block of Cortlandt Street, east and west sides, between E. 11th and E. 12th Streets.)

Agenda Item#: 28.

### **Background:**

In accordance with Section 42-170 of the Code of Ordinances, the property owner of 1128 Cortlandt Street, Lot 19, Block 198, in the Houston Heights subdivision has initiated an application to renew a Special Minimum Building Line Block (SMBLB).

The Planning and Development Department mailed notifications to all property owners indicating that the SMBLB renewal application had been submitted. The notification further stated that a written protest must be filed with the Planning and Development Department within thirty days of mailing. In accordance with the Code, since no protest was filed, no action was required by the Houston Planning Commission in order to submit the application to the City Council.

The neighborhood and building line have remained essentially the same since the original ordinance (2004-160) was passed in 2004.

The Planning and Development Department recommends that the City Council adopt an ordinance renewing a Special Minimum Building Line of 20 feet for the 1100 block of Cortlandt Street, east and west sides, between E. 11th and E. 12th Streets.

Signed by:

Vorus Trais

Vonn Trais

Director

Planning and Development Department

### **Prior Council Action:**

Ordinance 2004-160; March 10, 2004

### **Contact Information:**

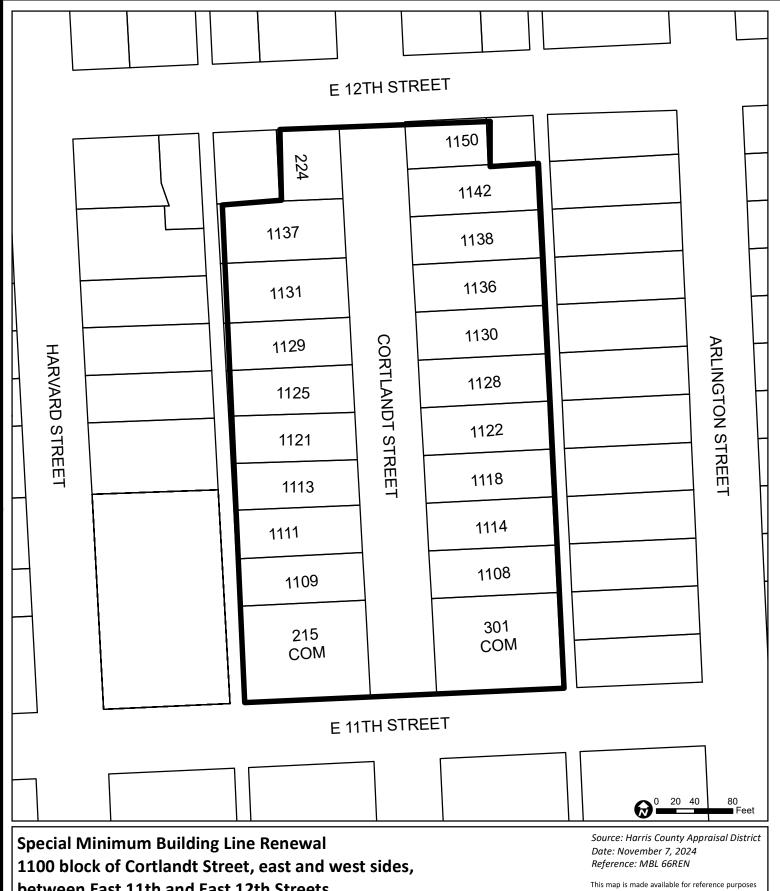
Anna Sedillo, Council Liaison 832-393-6578

Bennie Chambers III, Planner II 832-393-6636

**ATTACHMENTS:** 

**Description** Type

Map Backup Material



between East 11th and East 12th Streets 20 Feet

All properties within the application area are single family unless noted as such:

MF Multi Family COM Commercial VAC Vacant **EXC** Excluded

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.



Special Minimum Building Line Boundary



Meeting Date: 1/14/2025 District D Item Creation Date: 8/20/2024

HPW – 201NF2501 Additional Appropriation / TRW Engineers, Inc. dba TSC Engineering

Agenda Item#: 33.

## **Summary:**

ORDINANCE appropriating \$292,533.00 out of Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax as an additional appropriation to Professional Engineering Services Contract between City of Houston and **TRW ENGINEERS, INC dba TSC ENGINEERING** for Cloverland Area Paving and Drainage (as approved by Ordinance No. 2015-0808); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax - **DISTRICT D - EVANS-SHABAZZ** 

## **Background:**

<u>SUBJECT:</u> Additional Appropriation for the Professional Engineering Services Contract between the City and TRW Engineers, Inc. dba TSC Engineering for Cloverland Area Paving and Drainage.

<u>RECOMMENDATION:</u> Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with TRW Engineers, Inc. dba TSC Engineering.

**PROJECT NOTICE/JUSTIFICATION:** This project will replace existing residential streets that have been deteriorated beyond economical repair and normal maintenance and improve drainage and provide detention as needed. The basis of improvements to the paving, storm, water and wastewater in this project are identified and addressed in the Pre-Engineering Report for the Cloverland Area developed by Halff Associates, Inc.

**<u>DESCRIPTION/SCOPE:</u>** This project consists of the design of the storm drainage including concrete roadway paving, curbs, sidewalks, driveways, street lighting and necessary underground utilities.

**LOCATION:** The project area is generally bound by Airport Boulevard on the north, East Orem Drive on the south, Cullen Boulevard on the east and Scott Street on the west.

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original contract on August 26, 2015, under Ordinance No. 2015-0808. The scope of services under the original contract consisted of Phase I – Preliminary Design, Phase II – Final Design, and Phase III – Construction Phase Services and Additional Services. Under this contract, the Consultant has accomplished Phase I – Preliminary Design.

SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE: Under the scope of the

First Additional Appropriation, the Consultant will accomplish the following: Phase II – final design, and Phase III – Construction Phase Services and Additional Services. This project was placed on hold due to funding. The Consultant will also update the Atlas 14 data, perform a topographic survey to account for new driveways, sidewalks, and ramps, and inspect the existing storm sewer system. A fee of \$195,777.00 is budgeted for Basic Services and \$82,825.60 for Additional Services.

The total requested appropriation is \$292,533.00 to be appropriated as follows: \$278,602.60 for contract services and \$13,930.40 for CIP Cost Recovery.

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

<u>M/WBE PARTICIPATION:</u> The M/WBE goal established for this project is 24.00%. The original contract amount totals \$1,280,237.53. The Consultant has been paid \$958,240.54 [74.85%]. Of this amount, \$285,504.00 [29.79%] has been paid to M/WBE sub-contractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$1,558,840.13. The Consultant proposes the following plan to meet the M/WBE goal.

Name of Firms	Work Description	<u>Amount</u>	% of Total Contract
Paid Prior M/WBE		\$285,504.00	18.32%
Commitment Unpaid Prior M/WBE Commitment		\$ 21,730.00	1.39%
1. SP Engineering, Inc.	Engineering design services	\$ 70,000.00	4.49%
	TOTAL	\$377,234.00	24.20%

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

Randall V. Macchi, Director Houston Public Works

WBS No. N-210004-0001-3

## **Prior Council Action:**

Ordinance No. 2015-0808, dated 08-26-2015

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

\$292,533.00 from Fund No. 4046 - Dedicated Drainage and Street Renewal Capital Fund - Ad

## Valorem Tax

Original appropriation of \$1,484,275.00 from Fund No. 4042 – Street & Traffic Control and Storm Drainage DDSRF.

## **Contact Information:**

Name				Service Line		Contact No.
Roberto	Medina,	Interim	Chief of	DO-HPW	Government	832.395.2456
Staff				Relations		
Maria	Perez,	HPW	Agenda	DO-HPW	Government	832.395.2282
Coordina	itor			Relations		
Tanu Hiremath, P.E., CFM, ENV SP,		HPW- Capital Pro	ojects	832.395.2291		
Assistant	Director					

## **ATTACHMENTS:**

**Description** Type

Coversheet Signed Cover sheet Maps Backup Material



Meeting Date:
District D
Item Creation Date: 8/20/2024

HPW - 20INF2501 Additional Appropriation / TRW Engineers, Inc. dba TSC Engineering

Agenda Item#:

#### **Background:**

**SUBJECT:** Additional Appropriation for the Professional Engineering Services Contract between the City and TRW Engineers, Inc. dba TSC Engineering for Cloverland Area Paving and Drainage.

**RECOMMENDATION:** Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with TRW Engineers, Inc. dba TSC Engineering.

**PROJECT NOTICE/JUSTIFICATION:** This project will replace existing residential streets that have been deteriorated beyond economical repair and normal maintenance and improve drainage and provide detention as needed. The basis of improvements to the paving, storm, water and wastewater in this project are identified and addressed in the Pre-Engineering Report for the Cloverland Area developed by Halff Associates, Inc.

**<u>DESCRIPTION/SCOPE:</u>** This project consists of the design of the storm drainage including concrete roadway paving, curbs, sidewalks, driveways, street lighting and necessary underground utilities.

**LOCATION:** The project area is generally bound by Airport Boulevard on the north, East Orem Drive on the south, Cullen Boulevard on the east and Scott Street on the west.

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original contract on August 26, 2015, under Ordinance No. 2015-0808. The scope of services under the original contract consisted of Phase I – Preliminary Design, Phase II – Final Design, and Phase III – Construction Phase Services and Additional Services. Under this contract, the Consultant has accomplished Phase I – Preliminary Design.

**SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE:** Under the scope of the First Additional Appropriation, the Consultant will accomplish the following: Phase II – final design, and Phase III – Construction Phase Services and Additional Services. This project was placed on hold due to funding. The Consultant will also update the Atlas 14 data, perform a topographic survey to account for new driveways, sidewalks, and ramps, and inspect the existing storm sewer system. A fee of \$195,777.00 is budgeted for Basic Services and \$82,825.60 for Additional Services.

The total requested appropriation is \$292,533.00 to be appropriated as follows: \$278,602.60 for contract services and \$13,930.40 for CIP Cost Recovery.

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

M/WBE PARTICIPATION: The M/WBE goal established for this project is 24.00%. The original contract amount totals \$1,280,237.53. The Consultant has been paid \$958,240.54 [74.85%]. Of this amount, \$285,504.00 [29.79%] has been paid to M/WBE sub-contractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$1,558,840.13. The Consultant proposes the following plan to meet the M/WBE goal.

Name of Firms	Work Description	<u>Amount</u>	% of Total Contract
Paid Prior M/WBE Commitment Unpaid Prior M/WBE Commitment		\$285,504.00 \$ 21,730.00	18.32% 1.39%
1. SP Engineering, Inc.	Engineering design services	\$ 70,000.00	<u>4.49%</u>
	TOTAL	\$377,234.00	24.20%

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

Randall V. Macchi, Direct Houston Public Works

WBS No. N-210004-0001-3

## **Prior Council Action:**

Ordinance No. 2015-0808, dated 08-26-2015

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

\$292,533.00 from Fund No. 4046 - Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax

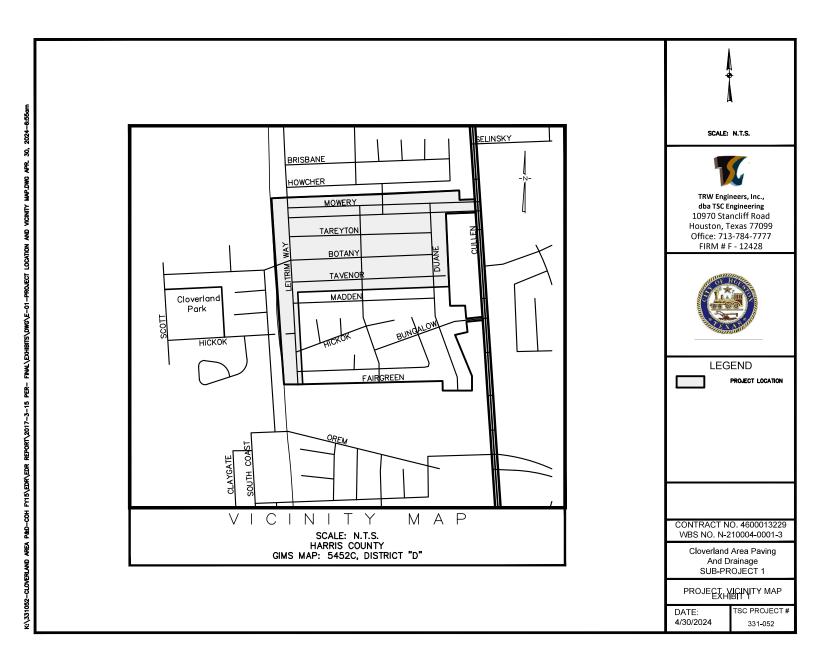
Original appropriation of \$1,484,275.00 from Fund No. 4042 - Street & Traffic Control and Storm Drainage DDSRF.

### **Contact Information:**

Name			Service Line	Contact No.
Roberto Medina, Interim Chief of Staff		DO-HPW Government Relations	832.395.2456	
Maria Perez, HPW Agenda		DO-HPW Government Relations	832.395.2282	
Coordina	ator			
Tanu Hiremath, P.E., CFM, ENV SP,		HPW- Capital Projects	832.395.2291	
Assistant Director				

### **ATTACHMENTS:**

Description	Туре
SAP Documents	Financial Information
Maps	Backup Material
OBO docs	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Form 1295	Backup Material
Prior Council Action	Backup Material





Meeting Date: 1/14/2025 District C, District H Item Creation Date: 10/1/2024

HPW – 201NF2506 Additional Appropriation / CivilTech Engineering, Inc.

Agenda Item#: 34.

## **Summary:**

ORDINANCE appropriating \$669,823.30 out of Water & Sewer System Consolidated Construction Fund as additional appropriation to Professional Engineering Services Contract between City of Houston and CIVILTECH ENGINEERING, INC for Waterline Replacement in Neartown – Montrose Area and Plainview Subdivision and Waterline Replacement in Second Ward Area (Approved by Ordinance No. 2020-0126); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - DISTRICTS C - KAMIN and H - CASTILLO

## **Background:**

<u>SUBJECT:</u> Additional Appropriation for the Professional Engineering Services Contract between the City and CivilTech Engineering, Inc. Waterline Replacement in Neartown - Montrose Area and Plainview Subdivision and Waterline Replacement in Second Ward Area.

**RECOMMENDATION:** Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with CivilTech Engineering, Inc.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Waterline Replacement Program. This program is required to replace and upgrade waterlines within the City to increase circulation and availability of water.

<u>DESCRIPTION/SCOPE:</u> The waterline replacement at Neartown - Montrose Area and Plainview Subdivision consists of the design of approximately 37,850 linear feet of waterline ranging from 6-inch to 12-inch diameter waterlines with related appurtenances. The waterline replacement at Second Ward Area consists of the design of approximately 41,650 linear feet of waterlines ranging from 8-inch to 24-inch diameter waterlines with related appurtenances.

### LOCATION:

PROJECT NAME	LOCATION	COUNCIL DISTRICT
Waterline Replacement in Neartown – Montrose Area and Plainview Subdivision	West Gray Street on the north, Westheimer Road on the south, Dunlavy Street on the east, and South Shepherd Drive on the west	С
Waterline Replacement in Second	Navigation Boulevard on the	Н

Ward Area	north, Harrisburg Boulevard on the	
	south, Lockwood Drive on the east,	
	and North Everton Street on the west	

PREVIOUS HISTORY AND SCOPE: City Council approved the original contract on February 19, 2020, under Ordinance No. 2020-0126. The scope of services under the original contract consisted of Phase I – preliminary design, Phase II – final design, and Phase III – construction phase services and additional services. Under this contract, the Consultant has accomplished Phase I - preliminary design, 90% of Phase II - Waterline Replacement in Neartown - Montrose Area, and 60% of Phase II - Waterline Replacement in Second Ward Area.

SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE: Under the scope of the Additional Appropriation, the Consultant will accomplish the following: additional submittals, reviews, and variance approvals due to the addition of waterlines within the project limits. A fee of \$584,865.00 is budgeted for Basic Services and \$53,061.95 for Additional Services.

The total requested appropriation is \$669,823.30 to be appropriated as follows: \$637,926.95 for contract services and \$31,896.35 for CIP Cost Recovery.

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

<u>M/WBE PARTICIPATION:</u> The M/WBE goal established for this project is 24.00%. The original contract amount and subsequent appropriation totals \$1,735,075.00. The Consultant has been paid \$1,527,748.18 (88.05%). Of this amount, \$740,023.00 (48.44%) has been paid to M/WBE subcontractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$2,373,001.95. The MWBE goal has been previously met.

Name of Firms	Work Description	<u>Amount</u>	% of Total Contract
Paid Prior M/WBE Commitment		\$ 740,023.00	31.19%
<ol> <li>Rahaman and Associates,</li> <li>Inc. DBA Western Group</li> <li>Consultants</li> </ol>	Surveying and Mapping Services	\$ 57,980.00	2.44%
2. Progressive Consulting Engineers, PLLC, DBA Progressive Traffic & Transportation	Civil Engineering Services	\$ 8,000.00	0.34%
Hanoportation	TOTAL	\$ 806,003.00	33.97%

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

\_

Randall V. Macchi, Director Houston Public Works

WBS No. S-000035-0268-3, S-000035-0270-3

## **Prior Council Action:**

Ordinance No. 2020-0126, dated 02-19-2020

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

\$669,823.30 from Fund No. 8500 - Water and Sewer System Consolidated Construction Fund

Original appropriation of \$1,908,675.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction Fund

## **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Interim Chief of	DO-HPW Government	832.395.2456
Staff	Relations	
Maria Perez, HPW Agenda	DO-HPW Government	832.395.2282
Coordinator	Relations	
Tanu Hiremath, P.E., CFM, ENV	Capital Projects	832.395.2291
SP		

### **ATTACHMENTS:**

**Description** Type

Signed Coversheet Signed Cover sheet



Meeting Date: District C, District H Item Creation Date: 10/1/2024

HPW - 20INF2506 Additional Appropriation / CivilTech Engineering, Inc.

Agenda Item#:

#### **Background:**

<u>SUBJECT:</u> Additional Appropriation for the Professional Engineering Services Contract between the City and CivilTech Engineering, Inc. Waterline Replacement in Neartown - Montrose Area and Plainview Subdivision and Waterline Replacement in Second Ward Area.

**RECOMMENDATION:** Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with CivilTech Engineering, Inc.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Waterline Replacement Program. This program is required to replace and upgrade waterlines within the City to increase circulation and availability of water.

<u>DESCRIPTION/SCOPE</u>: The waterline replacement at Neartown - Montrose Area and Plainview Subdivision consists of the design of approximately 37,850 linear feet of waterline ranging from 6-inch to 12-inch diameter waterlines with related appurtenances. The waterline replacement at Second Ward Area consists of the design of approximately 41,650 linear feet of waterlines ranging from 8-inch to 24-inch diameter waterlines with related appurtenances.

### **LOCATION:**

PROJECT NAME	LOCATION	COUNCIL DISTRICT
Waterline Replacement in Neartown –	West Gray Street on the north,	С
Montrose Area and Plainview	Westheimer Road on the south,	
Subdivision	Dunlavy Street on the east, and	
	South Shepherd Drive on the west	
Waterline Replacement in Second	Navigation Boulevard on the	Н
Ward Area	north, Harrisburg Boulevard on the	
	south, Lockwood Drive on the east,	
	and North Everton Street on the west	

A fee of \$584,865.00 is budgeted for Basic Services and \$53,061.95 for Additional Services.

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original contract on February 19, 2020, under Ordinance No. 2020-0126. The scope of services under the original contract consisted of Phase I – preliminary design, Phase II – final design, and Phase III – construction phase services and additional services. Under this contract, the Consultant has accomplished Phase I - preliminary design, 90% of Phase II - Waterline Replacement in Neartown - Montrose Area, and 60% of Phase II - Waterline Replacement in Second Ward Area.

**SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE:** Under the scope of the Additional Appropriation, the Consultant will accomplish the following: additional submittals, reviews, and variance approvals due to the addition of waterlines within the project limits.

The total requested appropriation is \$669,823.30 to be appropriated as follows: \$637,926.95 for contract services and \$31,896.35 for CIP Cost Recovery.

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

**M/WBE PARTICIPATION:** The M/WBE goal established for this project is 24.00%. The original contract amount and subsequent appropriation totals \$1,735,075.00. The Consultant has been paid \$1,527,748.18 (88.05%). Of this amount, \$740,023.00 (48.44%) has been paid to M/WBE sub-contractors to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$2,373,001.95. The MWBE goal has been previously met.

Name of Firms	Work Description	<u>Amount</u>	<u>% of Total</u> Contract
Paid Prior M/WBE Commitment		\$ 740,023.00	31.19%
Rahaman and Associates, Inc. DBA Western Group Consultants	Surveying and Mapping Services	\$ 57,980.00	2.44%
Progressive Consulting     Engineers, PLLC, DBA     Progressive Traffic &     Transportation	Civil Engineering Services	\$ 8,000.00	<u>0.34%</u>
Transportation	TOTAL	\$ 806,003.00	33.97%

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

DocuSigned by:

Randall V. Macchi, Director

Houston Public Works

WBS No. S-000035-0268-3, S-000035-0270-3

### **Prior Council Action:**

Ordinance No. 2020-0126, dated 02-19-2020

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

\$669,823.30 from Fund No. 8500 - Water and Sewer System Consolidated Construction Fund

Original appropriation of \$1,908,675.00 from Fund No. 8500 - Water and Sewer System Consolidated Construction Fund

### **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Interim Chief of	DO-HPW Government	832.395.2456
Staff	Relations	
Maria Perez, HPW Agenda	DO-HPW Government	832.395.2282
Coordinator	Relations	
Tanu Hiremath, P.E., CFM, ENV	Capital Projects	832,395,2291
SP		

### **ATTACHMENTS:**

Description	Туре
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Form 1295	Backup Material
Prior Council Action	Backup Material



Meeting Date: 1/14/2025 ALL Item Creation Date: 9/13/2024

HPW – 20FAC2517 CMI Contract / FCM Engineers, PC

Agenda Item#: 35.

# **Summary:**

ORDINANCE appropriating \$52,500.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Contract between City of Houston and **FCM ENGINEERS**, **PC** for Water Well Rehabilitation and New Well Construction Projects; providing funding for CIP Cost Recovery financed by the Water & Sewer System Consolidated Construction Fund

# **Background:**

<u>SUBJECT:</u> Professional Construction Management and Inspection Services Contract between the City of Houston and FCM Engineers, PC for Water Well Rehabilitation and New Well Construction Projects.

**RECOMMENDATION:** Approve a Professional Construction Management and Inspection Services Contract with FCM Engineers, PC for Water Well Rehabilitation and New Well Construction Projects and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Capital Improvement Plan (CIP) for Water Well Projects.

**<u>DESCRIPTION/SCOPE:</u>** This contract provides for Construction Management and Inspection Services for capital projects in connection with Water Well Construction Projects.

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

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

Project funding for construction management services will be appropriated with the contract award. The requested appropriation of \$50,000.00 will provide for limited pre-construction review and preparation as required.

The total requested appropriation is \$52,500.00 to be appropriated as follows: \$50,000.00 for contract services and \$2,500.00 for CIP Cost Recovery.

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or

Contractor provides health benefits to eligible employees in compliance with City policy.

**M/WBE PARTICIPATION:** FCM Engineers, PC has proposed the following firms to achieve the 24.00% goal for this project.

Name of Firms	Work Description	<u>Amount</u>	% of Total Contract
Bowman Engineering & Consulting Inc.	Civil Engineering Services, Electrical Engineering Services	\$ 3,000.00	6.00%
2. Lloyd, Smitha & Associates, LLC	Engineering Services	\$ 3,000.00	6.00%
3. FMC Engineers, PC	Water and Sewage Treatment Plant, Civil Engineering Services	\$ 6,000.00	<u>12.00%</u>
_	TOTAL	\$12,000.00	24.00%

\_

-

-

\_ \_

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

Randall V. Macchi, Director Houston Public Works

WBS No. S-000020-0085-4

# **Amount and Source of Funding:**

\$52,500.00

Water and Sewer System Consolidated Construction Fund

Fund No. 8500

# **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Interim Chief of	DO-HPW Government Relations	832.395.2456

Staff		
Maria Perez, HPW Agenda	DO-HPW Government Relations	832.395.2282
Coordinator		
Markos Mengesha, Assistant	FAC-HPW Capital Projects	832.395.2365
Director		

# ATTACHMENTS:

**Description** Type

Signed Coversheet Signed Cover sheet



Meeting Date: ALL Item Creation Date: 9/13/2024

HPW - 20FAC2517 CMI Contract / FCM Engineers, PC

Agenda Item#:

### **Background:**

SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and FCM Engineers, PC for Water Well Rehabilitation and New Well Construction Projects.

RECOMMENDATION: Approve a Professional Construction Management and Inspection Services Contract with FCM Engineers, PC for Water Well Rehabilitation and New Well Construction Projects and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Capital Improvement Plan (CIP) for Water Well Projects.

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

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

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

Project funding for construction management services will be appropriated with the contract award. The requested appropriation of \$50,000.00 will provide for limited pre-construction review and preparation as required.

The total requested appropriation is \$52,500.00 to be appropriated as follows: \$50,000.00 for contract services and \$2,500.00 for CIP Cost Recovery.

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

M/WBE PARTICIPATION: FCM Engineers, PC has proposed the following firms to achieve the 24.00% goal for this project.

Name of Firms	Work Description	<u>Amount</u>	% of Total Contract
Bowman Engineering & Consulting Inc.	Civil Engineering Services, Electrical	\$ 3,000.00	6.00%
	Engineering Services		
2. Lloyd, Smitha & Associates, LLC	Engineering Services	\$ 3,000.00	6.00%
3. FMC Engineers, PC	Water and Sewage Treatment Plant, Civil Engineering Services	\$ 6,000,00	<u>12.00%</u>
_	TOTAL	\$12,000.00	24.00%

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

Physics 12/16/2024 BE463EE0DE454EB...

Randall V. Macchi, Director Houston Public Works

WBS No. S-000020-0085-4

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

\$52,500.00 - Fund No. 8500 - Water and Sewer System Consolidated Construction Fund

#### **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Interim Chief of	DO-HPW Government Relations	832.395.2456
Staff		
Maria Perez, HPW Agenda	DO-HPW Government Relations	832.395.2282
Coordinator		
Markos Mengesha, Assistant Director	FAC-HPW Capital Projects	832.395.2365

### **ATTACHMENTS:**

Description	Туре
SAP Documents	Financial Information
Maps	Backup Material
OBO Documents	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Form 1295	Backup Material



Meeting Date: 1/14/2025 ALL Item Creation Date: 9/20/2024

HPW – 20FAC2522 CMI Contract / Lloyd, Smitha & Associates, LLC

Agenda Item#: 36.

# **Summary:**

ORDINANCE appropriating \$42,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Contract between City of Houston and **LLOYD**, **SMITHA & ASSOCIATES**, **LLC** for Horizontal Wastewater Construction Projects; providing funding for CIP Cost Recovery financed by the Water & Sewer System Consolidated Construction Fund

# **Background:**

<u>SUBJECT:</u> Professional Construction Management and Inspection Services Contract between the City of Houston and Lloyd, Smitha & Associates, LLC for Horizontal Wastewater Construction Projects.

**RECOMMENDATION:** Approve a Professional Construction Management and Inspection Services Contract with Lloyd, Smitha & Associates, LLC for Horizontal Wastewater Construction Projects and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION**: This project is part of the City's Capital Improvement Plan (CIP) for Wastewater Facility Consolidation Projects.

<u>**DESCRIPTION/SCOPE:**</u> This contract provides for Construction Management and Inspection Services for Capital Projects in connection with Wastewater Facility Consolidation Projects.

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

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

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

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

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

**M/WBE PARTICIPATION:** Lloyd, Smitha & Associates, LLC has proposed the following firms to achieve the 24.00% goal for this project.

Name of Firm	Work Description	<u>Amount</u>	<u>Percentage</u>
1. Lloyd, Smitha & Associates, LLC	Construction management, water and sewer line	\$4,800.00	12.00%
2. FCM Engineers, PC	Construction management, water and sewage treatment plant	\$2,400.00	6.00%
3. WJ International Environmental Services, Inc.	Engineering consulting services	\$2,400.00	<u>6.00%</u>
,	Total	\$9,600.00	24.00%

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

Randall V. Macchi, Director Houston Public Works

WBS No. R-000020-0094-4

# **Amount and Source of Funding:**

\$42,000.00 from Fund No. 8500 – Water and Sewer System Consolidated Construction Fund

# **Contact Information:**

Name	Service Line	Contact No.

Roberto Medina, Interim Chief of	DO-HPW Government	832.395.2456
Staff	Relations	
Maria Perez, HPW Agenda	DO-HPW Government	832.395.2282
Coordinator	Relations	
Markos E. Mengesha, P.E., CCM,	HPW- Capital Projects	832.395.2365
Assistant Director		

# **ATTACHMENTS:**

Description

Type

Signed Coversheet Map Signed Cover sheet Backup Material



Meeting Date: ALL Item Creation Date: 9/20/2024

HPW - 20FAC2522 CMI Contract / Lloyd, Smitha & Associates, LLC

Agenda Item#:

### **Background:**

<u>SUBJECT:</u> Professional Construction Management and Inspection Services Contract between the City of Houston and Lloyd, Smitha & Associates, LLC for Horizontal Wastewater Construction Projects.

**RECOMMENDATION:** Approve a Professional Construction Management and Inspection Services Contract with Lloyd, Smitha & Associates, LLC for Horizontal Wastewater Construction Projects and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Capital Improvement Plan (CIP) for Wastewater Facility Consolidation Projects.

**<u>DESCRIPTION/SCOPE:</u>** This contract provides for Construction Management and Inspection Services for Capital Projects in connection with Wastewater Facility Consolidation Projects.

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

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

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

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

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

M/WBE PARTICIPATION: Lloyd, Smitha & Associates, LLC has proposed the following firms to achieve the 24.00% goal for this project.

Name of Firm	Work Description	<u>Amount</u>	<u>Percentage</u>
1. Lloyd, Smitha & Associates, LLC	Construction management, water and sewer line	\$4,800.00	12.00%
2. FCM Engineers, PC	Construction management, water and sewage treatment plant	\$2,400.00	6.00%
WJ International Environmental     Services, Inc.	Engineering consulting services	\$2,400.00	<u>6.00%</u>
,	Total	\$9,600.00	24.00%

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

— DocuSigned by:

12/18/2024

Randall V. Macchi, Director Houston Public Works

WBS No. R-000020-0094-4

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

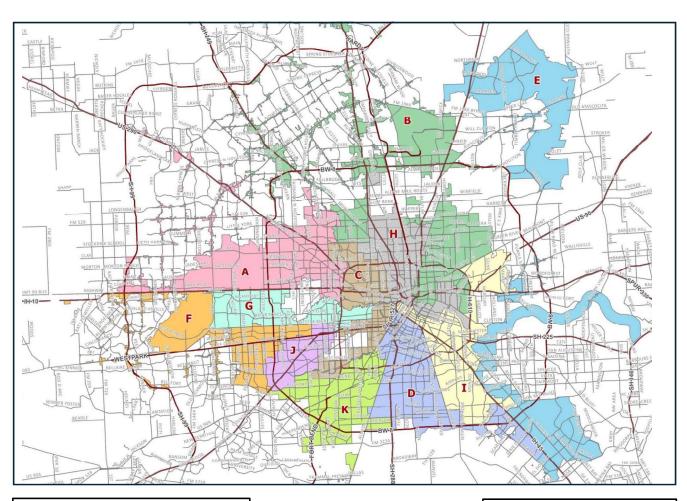
\$42,000.00 from Fund No. 8500 – Water and Sewer System Consolidated Construction Fund

### **Contact Information:**

<u> </u>		
Name	Service Line	Contact No.
Roberto Medina, Interim Chief of	DO-HPW Government Relations	832.395.2456
Staff		
Maria Perez, HPW Agenda	DO-HPW Government Relations	832.395.2282
Coordinator		
Markos E. Mengesha, P.E., CCM,	HPW- Capital Projects	832.395.2365
Assistant Director		

### **ATTACHMENTS:**

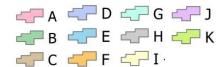
Description	Туре
SAP Documents	Financial Information
Мар	Backup Material
OBO docs	Backup Material
Form B	Backup Material
Ownership Information Form & Tax Report	Backup Material
Pay or Play	Backup Material
Form 1295	Backup Material



### **PROJECT NAME:**

CMI Services for Horizontal Wastewater Construction Projects **WBS No.** R-000020-0094-4

### **COUNCIL DISTRICT**



# CITY OF HOUSTON PUBLIC WORKS

**CAPITAL PROJECTS** 

PROJECT VICINITY MAP - CITY WIDE



Meeting Date: 1/14/2025 District B, District C, ETJ Item Creation Date: 10/17/2024

HPW – 20FAC2519 Contract Award / CFG Industries LLC

Agenda Item#: 37.

# **Summary:**

ORDINANCE appropriating \$5,778,725.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CFG INDUSTRIES**, **LLC** for Rehabilitation of Water Storage Tanks — Package - 15; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund, contingency, testing services - **DISTRICTS B - JACKSON and C - KAMIN** 

# **Background:**

**SUBJECT**: Contract Award for Rehabilitation of Water Storage Tanks - Package 15.

**RECOMMENDATION**: Award a Construction Contract to CFG Industries LLC for Rehabilitation of Water Storage Tanks - Package 15 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION**: This project is part of the City's program to upgrade and rehabilitate groundwater production facilities and is required to meet the area's water demand.

**DESCRIPTION/SCOPE**: This project consists of the rehabilitation of three (3) elevated water storage tanks and four (4) groundwater storage tanks at various locations. The Contract duration for this project is 560 calendar days. This project was designed by BGE Inc.

### LOCATION:

Project Name	Location	Council District
Southwest GST No. 1	4410 Westpark Dr., Houston TX 77027	С
District 254 GST No.1	13685 Breton Ridge Street, Houston, TX 77070	ETJ
District 159 EST No.1	7203 W. Greens Road, Houston TX 77064	ETJ
District 203 EST No.1	10903 Ella Blvd., Houston TX 77067	В
District 203 GST No.1	1255 Gears Road, Houston, TX 77067	В
Northborough 2 EST No.1	642 W. Greens Road, Houston TX 77067	В
Moonshine Hill GST No.1	19000 Moonshine Hill Loop Humble TX 77338	ETJ

RIDS. This project was advertised for hidding on July 12, 2024. Rids were received on August 8, 2024.

\_

וווו project was advertised for bidding off July 12, בטבד. בונס were received off August 0, בטבד. The five (5) bids are as follows:

	<u>Bidder</u>	Bid Amount
1.	CFG Industries LLC	\$5,139,750.00
2.	Blastco	\$5,780,800.00
3.	Viking Industrial Painting	\$5,994,100.00
4.	NG Painting, LLC	\$7,794,600.00
5.	Classic Protective Coatings, Inc.	\$9,677,950.00

**AWARD**: It is recommended that this construction contract be awarded to CFG Industries LLC with a low bid of \$5,139,750.00. and that Addendum Number 1 be made a part of this Contract.

**PROJECT COST**: The total cost of this project is \$5,778,725.00 to be appropriated as follows:

<ul> <li>Bid Amount</li> </ul>	\$ 5,139,750.00
<ul> <li>Contingencies</li> </ul>	\$ 256,987.50
Testing Services	\$ 125,000.00
CIP Cost Recovery	\$ 256,987.50

Testing Services will be provided by Paradigm Consultants, Inc. under a previously approved contract.

<u>HIRE HOUSTON FIRST</u>: 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, CFG Industries LLC is a designated HHF company, but they were the successful awardee without application of the HHF preference.

<u>PAY OR PLAY PROGRAM</u>: 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 contract was advertised with an MBE Goal of 12.00% and a WBE Goal of 3.00%. The contractor submitted a Good Faith Effort which the Office of Business Opportunity (OBO) approved.

1.	MBE - Name of Firms City Wide Utilities LLC	Work Description Water and Sewer Line Construction	<u>Amount</u> \$308,385.00	% of Contract 6.00%
2.	Gustavo's Welding and Manufacturing	Welding	\$308,385.00	<u>6.00%</u>
	Wandactumg	TOTAL	\$616,770.00	12.00%
1.	WBE - Name of Firms Champion Fuel Solutions	Work Description Bulk Stations,	<u>Amount</u> \$77,096.25	% of Contract 1.50%
		Petroleum, Merchant		

2.	Arc Light Electric, Inc.	Wholesalers Electrical Contractors TOTAL	<u>\$77,096.25</u> \$154,192.50	<u>1.50%</u> 3.00%
1.	SBE - Name of Firms Cohen Industrial Supply Co.	Work Description Metal Pipe, Valves, Plumbing and heating, Merchant Wholesalers	Amount \$77,096.25	% of Contract 1.50%
		TOTAL	\$848,058.75	16.50%

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

\_\_\_\_\_

Randall V. Macchi, Director Houston Public Works

WBS No. S-000600-0055-4

# **Amount and Source of Funding:**

\$5,778,725.00 from Fund No. 8500 – Water and Sewer System Consolidated Construction

# **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Interim Chief of Staff	DO-HPW Government Relations	832.395.2456
Maria Perez, HPW Agenda Coordinator	DO-HPW Government Relations	832.395.2282
Markos E Mengesha, Assistant Director	FAC-HPW Capital Projects	832.395.2365

### **ATTACHMENTS:**

**Description** Type

Signed Coversheet Signed Cover sheet Maps Signed Cover sheet



Meeting Date: District B, District C, ETJ Item Creation Date: 10/17/2024

HPW - 20FAC2519 Contract Award / CFG Industries LLC

Agenda Item#:

#### **Background:**

**SUBJECT**: Contract Award for Rehabilitation of Water Storage Tanks - Package 15.

**RECOMMENDATION**: Award a Construction Contract to CFG Industries LLC for Rehabilitation of Water Storage Tanks - Package 15 and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION**: This project is part of the City's program to upgrade and rehabilitate groundwater production facilities and is required to meet the area's water demand.

<u>DESCRIPTION/SCOPE</u>: This project consists of the rehabilitation of three (3) elevated water storage tanks and four (4) groundwater storage tanks at various locations. The Contract duration for this project is 560 calendar days. This project was designed by BGE Inc.

#### LOCATION:

Project Name	Location	Council District
Southwest GST No. 1	4410 Westpark Dr., Houston TX 77027	С
District 254 GST No.1	13685 Breton Ridge Street, Houston, TX 77070	ETJ
District 159 EST No.1	7203 W. Greens Road, Houston TX 77064	ETJ
District 203 EST No.1	10903 Ella Blvd., Houston TX 77067	В
District 203 GST No.1	1255 Gears Road, Houston, TX 77067	В
Northborough 2 EST No.1	642 W. Greens Road, Houston TX 77067	В
Moonshine Hill GST No.1	19000 Moonshine Hill Loop Humble TX 77338	ETJ

BIDS: This project was advertised for bidding on July 12, 2024. Bids were received on August 8, 2024. The five (5) bids are as follows:

<u>Bidder</u>	Bid Amount
CFG Industries LLC	\$5,139,750.00
Blastco	\$5,780,800.00
Viking Industrial Painting	\$5,994,100.00
NG Painting, LLC	\$7,794,600.00
Classic Protective Coatings, Inc.	\$9,677,950.00
	CFG Industries LLC Blastco Viking Industrial Painting NG Painting, LLC

**AWARD**: It is recommended that this construction contract be awarded to CFG Industries LLC with a low bid of \$5,139,750.00. and that Addendum Number 1 be made a part of this Contract.

**PROJECT COST**: The total cost of this project is \$5,778,725.00 to be appropriated as follows:

 • Bid Amount
 \$ 5,139,750.00

 • Contingencies
 \$ 256,987.50

 • Testing Services
 \$ 125,000.00

 • CIP Cost Recovery
 \$ 256,987.50

Testing Services will be provided by Paradigm Consultants, Inc. under a previously approved contract.

<u>HIRE HOUSTON FIRST</u>: 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, CFG Industries LLC is a designated HHF company, but they were the successful awardee without application of the HHF preference.

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

**M/WSBE PARTICIPATION**: The contract was advertised with an MBE Goal of 12.00% and a WBE Goal of 3.00%. The contractor submitted a Good Faith Effort which the Office of Business Opportunity (OBO) approved.

1.	MBE - Name of Firms City Wide Utilities LLC	Work Description Water and Sewer Line Construction	<u>Amount</u> \$308,385.00	% of Contract 6.00%
2.	Gustavo's Welding and Manufacturing	Welding	\$308,385.00	<u>6.00%</u>
	Ü	TOTAL	\$616,770.00	12.00%
	WBE - Name of Firms	Work Description	<u>Amount</u>	% of Contract
1.	Champion Fuel Solutions	Bulk Stations,	\$77,096.25	1.50%
		Petroleum, Merchant Wholesalers		
2.	Arc Light Electric, Inc.	Electrical Contractors	<u>\$77,096.25</u>	<u>1.50%</u>
		TOTAL	\$154,192.50	3.00%
	SBE - Name of Firms	Work Description	Amount	% of Contract
1.	Cohen Industrial Supply Co.	Metal Pipe, Valves, Plumbing and heating, Merchant Wholesalers	\$77,096.25	1.50%
		TOTAL	\$848,058.75	16.50%

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

— DocuSigned by:

12/20/2024

Randall V. Macchi, Director Houston Public Works

WBS No. S-000600-0055-4

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

\$5,778,725.00 from Fund No. 8500 – Water and Sewer System Consolidated Construction

### **Contact Information:**

Name	Service Line	Contact No.
Roberto Medina, Interim Chief of Staff	DO-HPW Government Relations	832.395.2456
Maria Perez, HPW Agenda Coordinator	DO-HPW Government Relations	832.395.2282
Markos E Mengesha, Assistant Director	FAC-HPW Capital Projects	832.395.2365

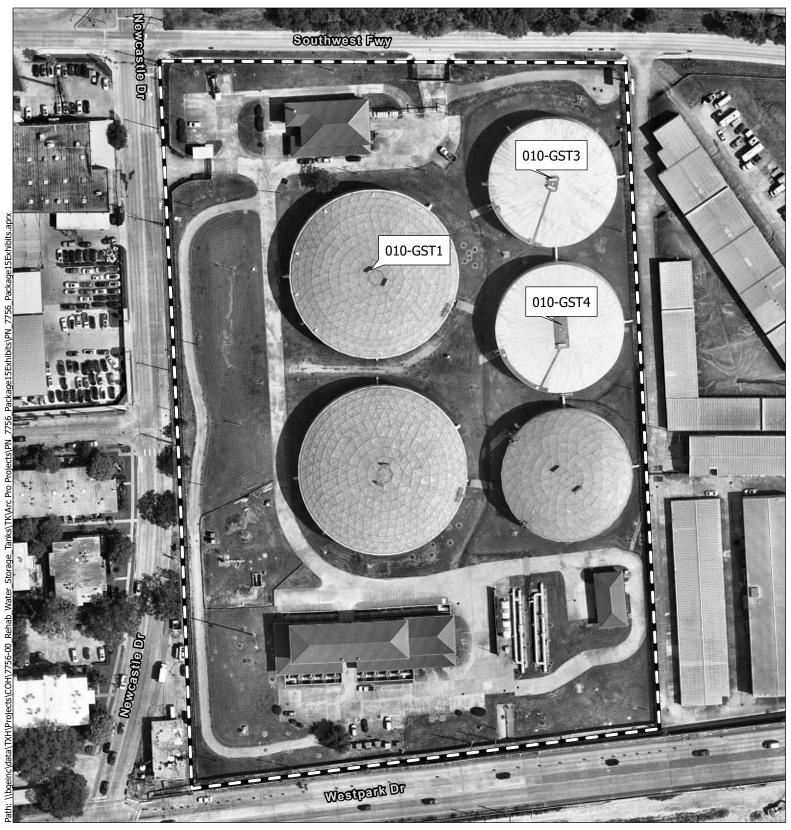
### **ATTACHMENTS:**

Description	Туре
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

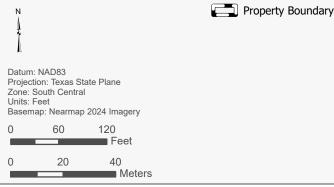
Docusign Envelope ID: 89B77FDC-9EEB-456B-ADE4-37749FD0506F

Bid Extension Letter Bid Tabulations Form 1295

Backup Material Backup Material Backup Material







Rehabilitation of Water Storage
Tanks - Package 15
WBS No. S-000600-0055-4
Exhibit No. 13 Southwest
010-GST 1, 3, & 4 Location Map
4410 Westpark Dr., Houston, TX 77027

Key Map No. 491Z, District: C

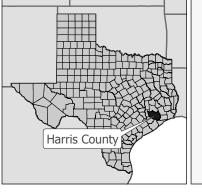
Job No.: 7756-00

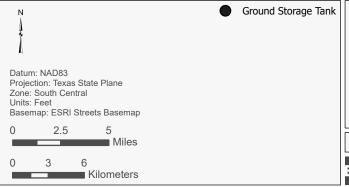
1 IN = 120 FT

October 2024









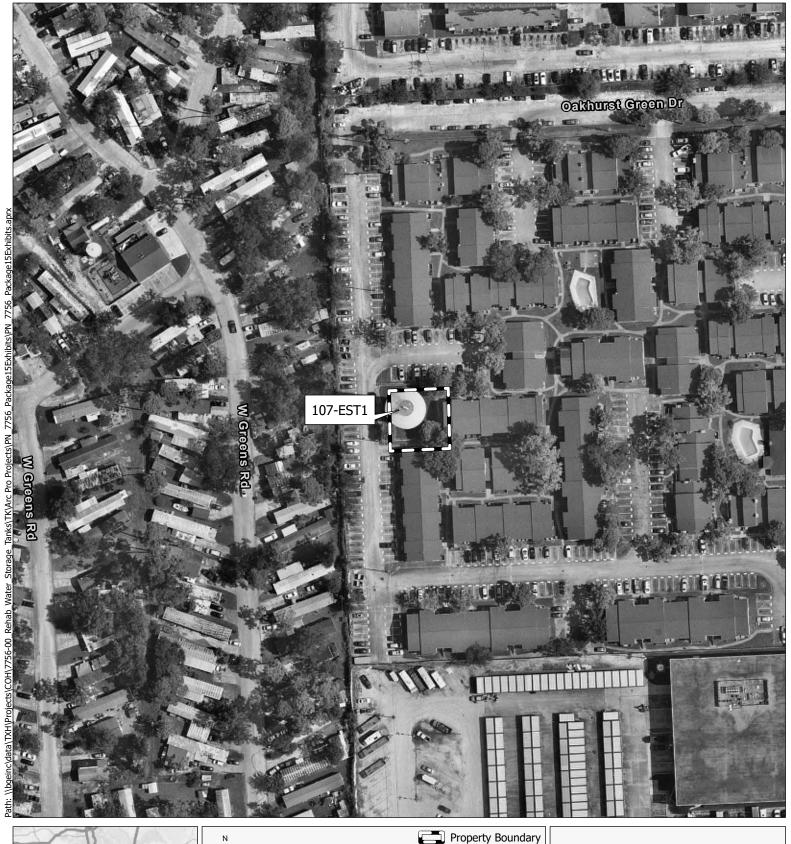
Rehabilitation of Water Storage
Tanks - Package 15
WBS No. S-000600-0055-4
Exhibit No. 13 Southwest
010-GST 1, 3, & 4 Vicinity Map
4410 Westpark Dr., Houston, TX 77027
Key Map No. 491Z, District C

Job No.: 7756-00

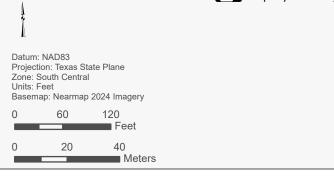
1 IN = 5 MI

October 2024

BGE







Rehabilitation of Water Storage Tanks - Package 15 WBS No. S-000600-0055-4 Exhibit No. 30 Northborough-2 107-EST 1 Location Map 642 W. Greens Rd., Houston, TX 77067

Key Map No. 372Q, District B

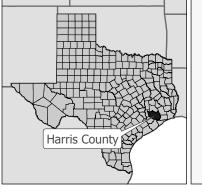
Job No.: 7756-00

1 IN = 120 FT

October 2024







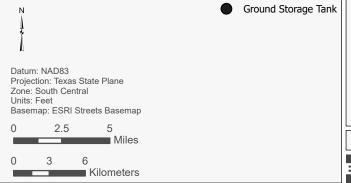


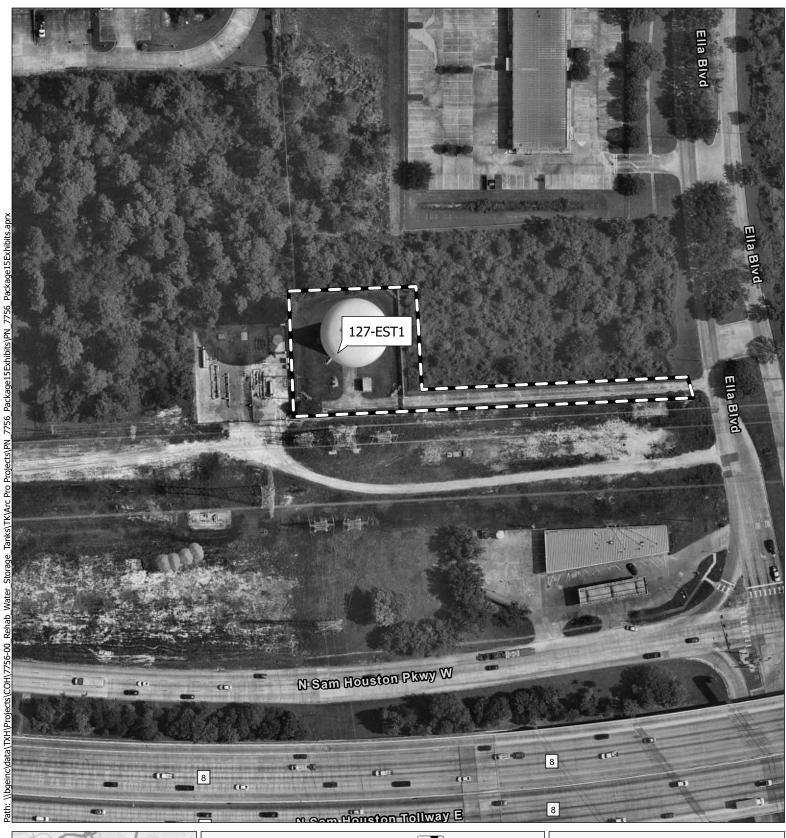
Exhibit No. 30 Northborough-2 107-EST 1 Vicinity Map 642 W. Greens Rd., Houston, TX 77067

Key Map No. 372Q, District B

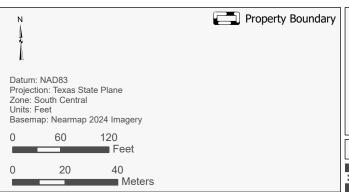
Job No.: 7756-00

October 2024

BGE







Rehabilitation of Water Storage
Tanks - Package 15
WBS No. S-000600-0055-4
Exhibit No. 28 D-203 (Greens Crossing)
127-EST 1 Location Map
10903 Ella Blvd., Houston, TX 77067
Key Map No. 372T, District B

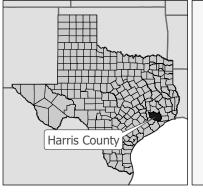
Job No.: 7756-00

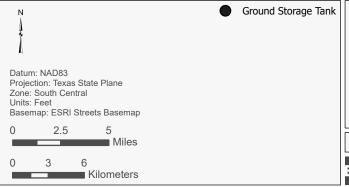
1 IN = 120 FT

October 2024

BGE







Rehabilitation of Water Storage Tanks - Package 15 WBS No. S-000600-0055-4 Exhibit No. 28 D-203 (Greens Crossing) 127-EST 1 Vicinity Map 10903 Ella Blvd., Houston, TX 77067 Key Map No. 372T, District B

Job No.: 7756-00

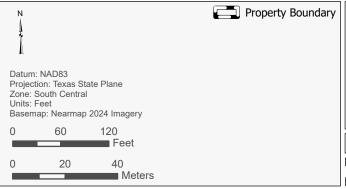
1 IN = 5 MI

October 2024

BGE







Rehabilitation of Water Storage Tanks - Package 15 WBS No. S-000600-0055-4 D-203 (Greens Crossing) 127-GST 1 Location Map 1255 Gears Rd. Houston, TX 77067 Key Map No. 372P, District B

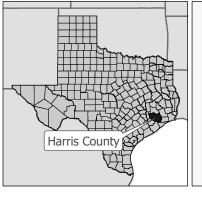
Job No.: 7756-00

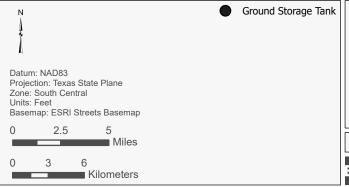
1 IN = 120 FT

October 2024









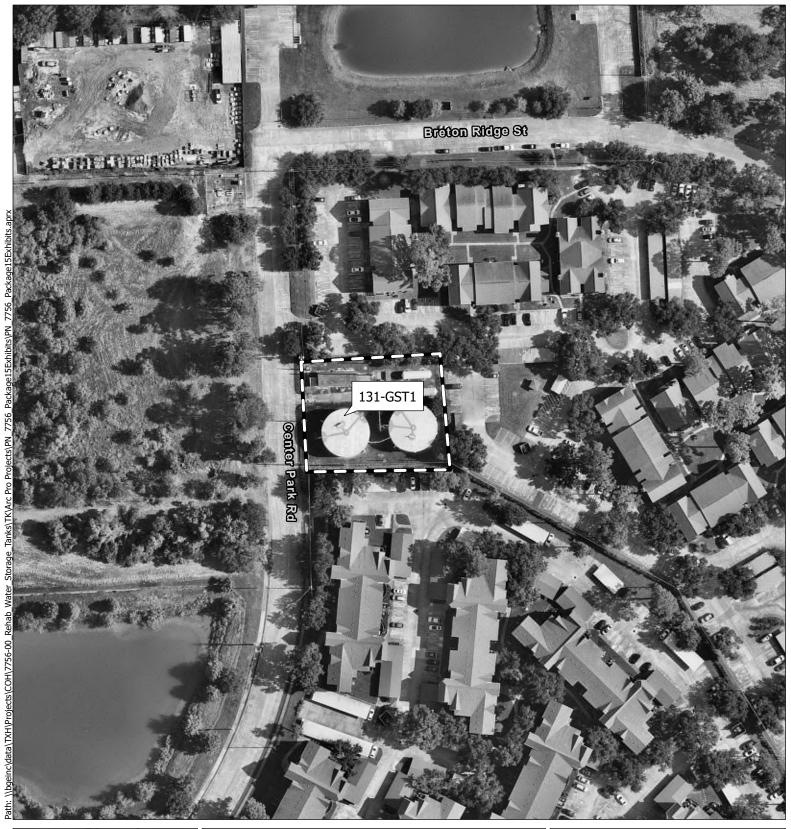
Rehabilitation of Water Storage
Tanks - Package 15
WBS No. S-000600-0055-4
D-203 (Greens Crossing)
127-GST 1 Vicinity Map
1255 Gears Rd. Houston, TX 77067
Key Map No. 372P, District B

Job No.: 7756-00

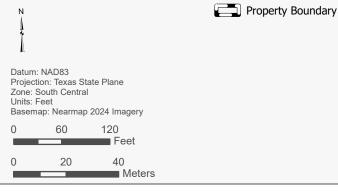
1 IN = 5 MI

October 2024

BGE <sup>1</sup>







Rehabilitation of Water Storage
Tanks - Package 15
WBS No. S-000600-0055-4
Exhibit No. 25 D-254 (Centerfield)
131-GST 1 Location Map
13685 Breton Ridge St., Houston, TX 77070
Key Map No. 370E, District ETJ

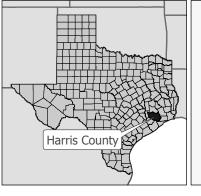
Job No.: 7756-00

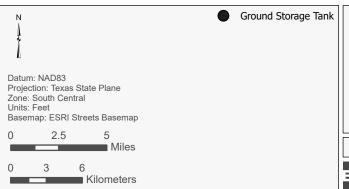
1 IN = 120 FT

October 2024









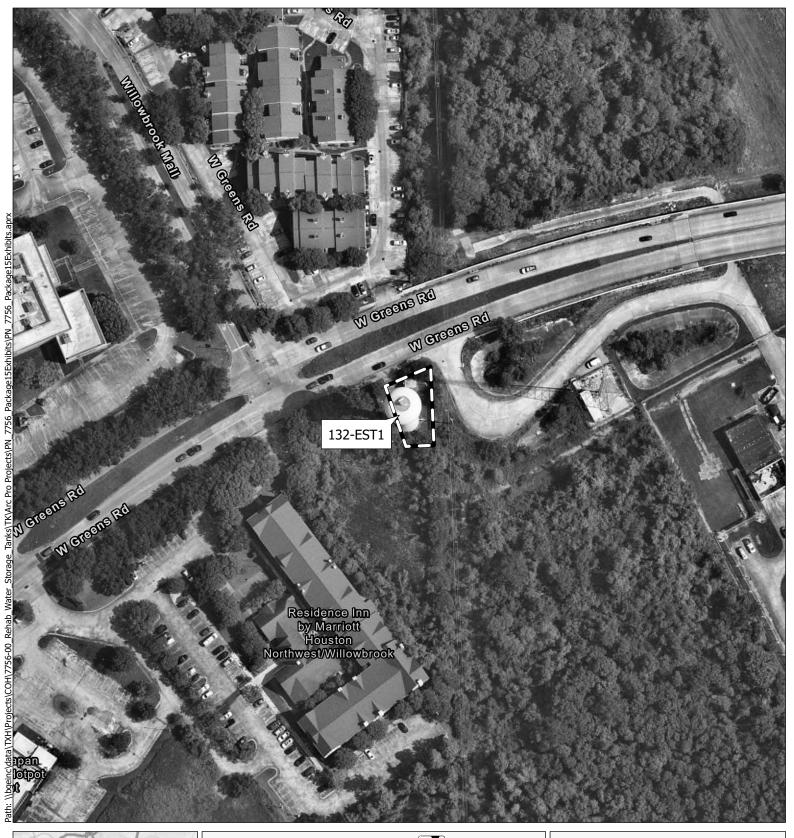
Rehabilitation of Water Storage
Tanks - Package 15
WBS No. S-000600-0055-4
Exhibit No. 25 D-254 (Centerfield)
131-GST 1 Vicinity Map
13685 Breton Ridge St., Houston, TX 77070
Key Map No. 370E, District ETJ

Job No.: 7756-00

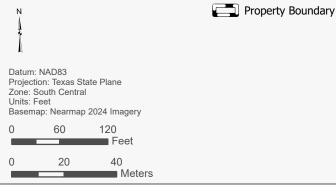
1 IN = 5 MI

October 2024

BGE







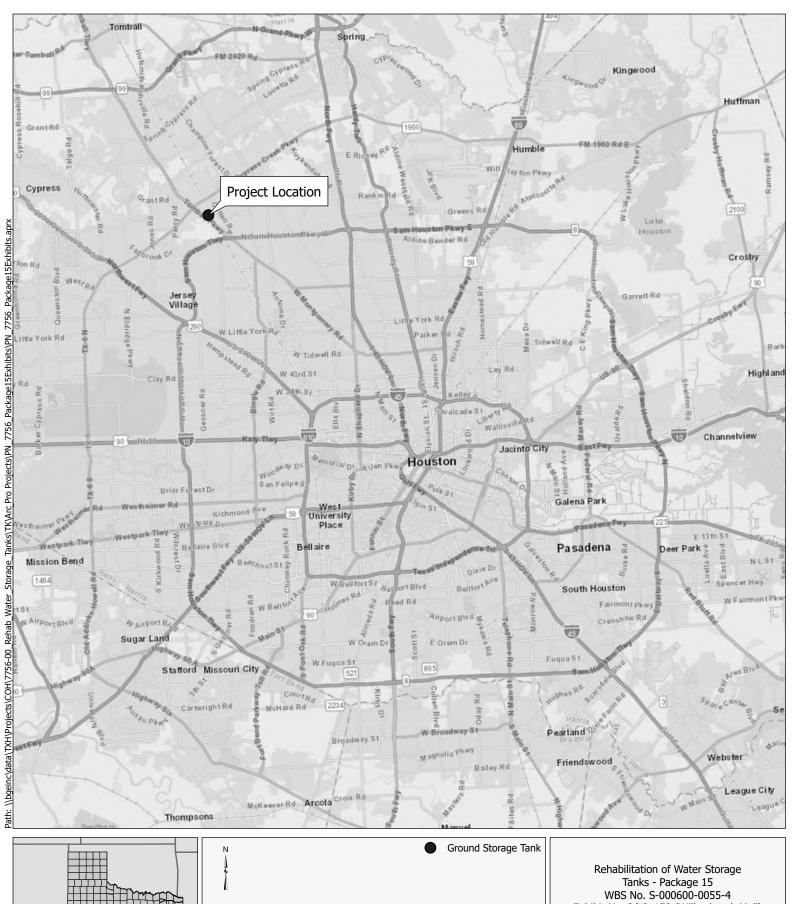
Rehabilitation of Water Storage Tanks - Package 15 WBS No. S-000600-0055-4 Exhibit No. 26 D-159 (Willowbrook Mall) 132-EST 1 Location Map 7203 W. Greens Rd., Houston, TX 77066 Key Map No. 370K, District ETJ

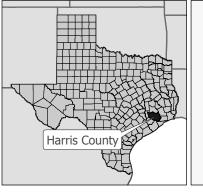
Job No.: 7756-00

1 IN = 120 FT

October 2024







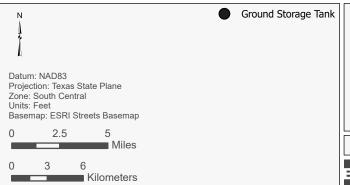


Exhibit No. 26 D-159 (Willowbrook Mall) 132-EST 1 Vicinity Map 7203 W. Greens Rd., Houston, TX 77066 Key Map No. 370K, District ETJ

Job No.: 7756-00

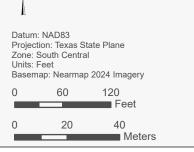
1 IN = 5 MI

October 2024

BGE







Property Boundary

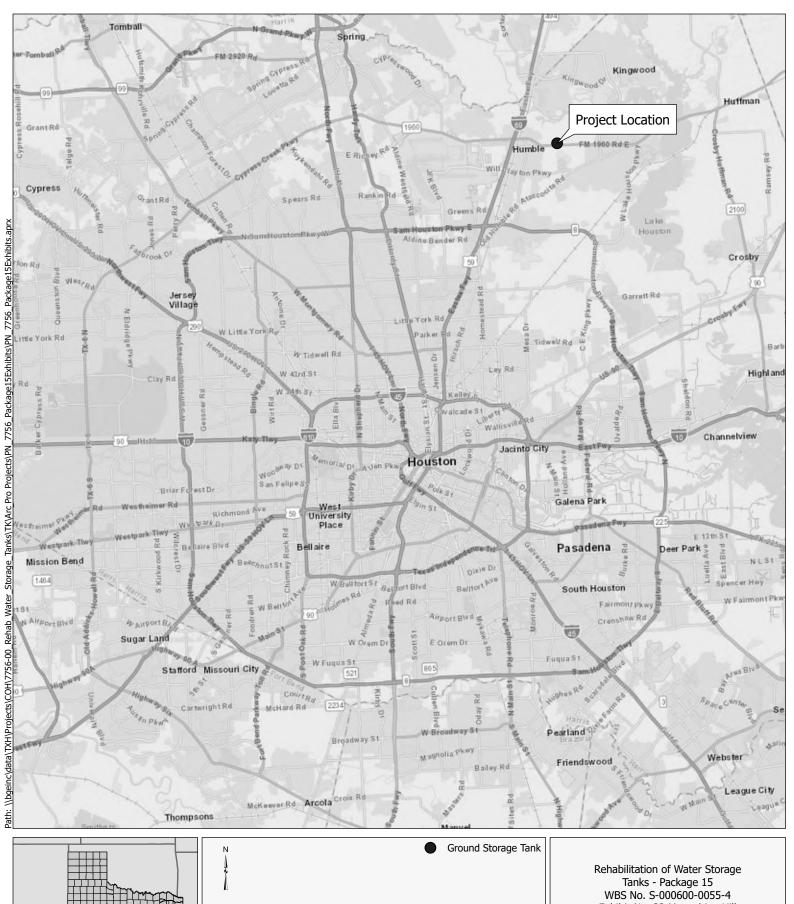
Rehabilitation of Water Storage
Tanks - Package 15
WBS No. S-000600-0055-4
Exhibit No. 32 Moonshine Hill
GST 1 Location Map
19000 Moonshine Hill Loop Humble, TX 77338
Key Map No. 336T, District ETJ

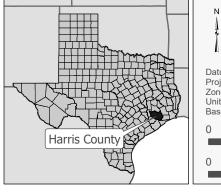
Job No.: 7756-00

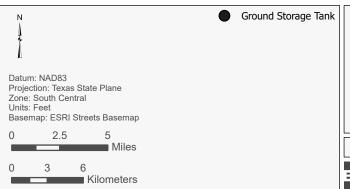
1 IN = 120 FT

October 2024









Rehabilitation of Water Storage
Tanks - Package 15
WBS No. S-000600-0055-4
Exhibit No. 32 Moonshine Hill
GST 1 Vicinity Map
19000 Moonshine Hill Loop Humble, TX 77338
Key Map No. 336T, District ETJ

Job No.: 7756-00

1 IN = 5 MI

October 2024

BGE



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/17/2024

ARA – Ambipar Response Texas, LLC SWF

Agenda Item#: 38.

# **Summary:**

ORDINANCE granting to **AMBIPAR RESPONSE TEXAS**, **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 Ambipar Response Texas, 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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 Other Authorization

Administration & Regulatory
Affairs Department

# **Contact Information:**

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

**ATTACHMENTS:** 

**Description** Type



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/17/2024

ARA - Arrow Services 123 Inc SWF

Agenda Item#: 39.

# **Summary:**

ORDINANCE granting to **ARROW SERVICES 123 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 Arrow Services123 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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

12.18.2024 Arrow Services123 Inc SWF\_signed Signed Cover sheet



Meeting Date: 1/7/2025 ALL Item Creation Date: 12/17/2024

ARA - Arrow Services 123 Inc SWF

Agenda Item#: 34.

#### **Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Arrow Services123 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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.

Other Authorization

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

EC

—DocuSigned by:

----606AE9EC66A94CC

Tina Paez, Director Administration & Regulatory Affairs Department

**Contact Information:** 

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



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/17/2024

ARA – Aztec Portacans & Containers, LTD SWF

Agenda Item#: 40.

## **Summary:**

ORDINANCE granting to **AZTEC PORTACANS & CONTAINERS, LTD**, a Texas Limited Partnership, 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 Aztec Portacans & Containers, LTD. 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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 Other Authorization

Administration & Regulatory Affairs Department

## **Contact Information:**

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

**ATTACHMENTS:** 

**Description** Type

12.18.2024 Aztec Portacans & Containers, LTD Signed Cover sheet SWF\_signed



Meeting Date: 1/7/2025 ALL Item Creation Date: 12/17/2024

ARA - Aztec Portacans & Containers, LTD SWF

Agenda Item#: 32.

#### **Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Aztec Portacans & Containers, LTD. 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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:**

EC

—DocuSigned by: Tiva Pay

Tina Paez, Director

Administration & Regulatory Affairs Department

**Contact Information:** 

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

**Other Authorization** 



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/17/2024

ARA – Big R Trucking, LLC SWF

Agenda Item#: 41.

## **Summary:**

ORDINANCE granting to **BIG R TRUCKING, 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 Big R Trucking, 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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

12.18.2024 Big R Trucking, LLC SWF\_signed Signed Cover sheet



Meeting Date: 1/7/2025 ALL Item Creation Date: 12/17/2024

ARA - Big R Trucking, LLC SWF

Agenda Item#: 33.

#### **Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Big R Trucking, 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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:**

EC

-Docusigned by:

Tina Paez, Director
Administration & Regulatory

Administration & Regulatory Affairs Department

**Contact Information:** 

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

Other Authorization



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/17/2024

ARA – Jak Environmental, LLC SWF

Agenda Item#: 42.

## **Summary:**

ORDINANCE granting to **JAK ENVIRONMENTAL**, **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 Jak Environmental, 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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	<b>Approval</b>	Authority:
--------------	-----------------	------------

	-	
 · <del></del>		

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

## Other Authorization

## **Contact Information:**

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

**ATTACHMENTS:** 

**Description Type** 

12.18.2024 Jak Environmental, LLC Signed Cover sheet

SWF\_signed



Meeting Date: 1/7/2025 ALL Item Creation Date: 12/17/2024

ARA – Jak Environmental, LLC SWF

Agenda Item#: 35.

#### **Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Jak Environmental, 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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:**

EC

DocuSigned by:

Tiva Pay

6064E9EC66494CC

Tina Paez, Director Administration & Regulatory Other Authorization

#### **Contact Information:**

**Affairs Department** 

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



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/17/2024

ARA – Nation Waste, Inc. SWF

Agenda Item#: 43.

## **Summary:**

ORDINANCE granting to NATION WASTE, 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 Nation Waste, 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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	<b>Approval</b>	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

12.18.2024 Nation Waste, Inc. SWF\_signed Signed Cover sheet



Meeting Date: 1/7/2025 ALL Item Creation Date: 12/17/2024

ARA - Nation Waste, Inc. SWF

Agenda Item#: 38.

#### **Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise Nation Waste, 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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:**

EC

DocuSigned by: Tina Paus

606AE9FC66A94CC

Other Authorization

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

#### **Contact Information:**

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



Meeting Date: 1/14/2025 ALL Item Creation Date: 12/17/2024

ARA – Texas Pride Disposal Solutions, L.L.C. SWF

Agenda Item#: 44.

## **Summary:**

ORDINANCE granting to **TEXAS PRIDE DISPOSAL SOLUTIONS, L.L.C.**, 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 Texas Pride Disposal Solutions, L.L.C. 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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 Other Authorization Administration & Regulatory

Affairs Department

## **Contact Information:**

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

**ATTACHMENTS:** 

**Description** Type

12.18.2024 Texas Pride Disposal Solutions, L.L.C. SWF\_signed Cover sheet



Meeting Date: 1/7/2025 ALL Item Creation Date: 12/17/2024

ARA - Texas Pride Disposal Solutions, L.L.C. SWF

Agenda Item#: 36.

#### **Background:**

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise Texas Pride Disposal Solutions, L.L.C. 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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:**

EC.

— DocuSigned by:
Tiva Pay

606AE9FC66A94CC

Tina Paez, Director Administration & Regulatory Affairs Department Other Authorization

#### **Contact Information:**

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



Meeting Date: 1/14/2025
ALL

M. Creation Date: 12/17/20

Item Creation Date: 12/17/2024

ARA – Twister Waste Inc. SWF

Agenda Item#: 45.

## **Summary:**

ORDINANCE granting to **TWISTER WASTE 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 Twister Waste 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 review and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 230 solid waste operator franchises. For FY 2025, the total solid waste franchise revenue to the City is projected to be \$9,806,079.00.

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 .	Approva	Authority	<b>7</b> :
----------------	---------	-----------	------------

	_	

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



Meeting Date: 1/14/2025

Item Creation Date:

LGL-SignAd Ltd. Rule 12 Appeal

Agenda Item#: 46.

## **Summary:**

REVIEW on the Record and make a determination relative to the appeal from the decision of the General Appeals Board, upholding Sign Administration's issuance of two notices of violation for an on-premise sign located at 10700 North Freeway, filed by Richard L. Rothfelder, on behalf of Javier Marcos.

## **Contact Information:**

Rashaad Gambrell (832)-393-6439

### **ATTACHMENTS:**

### **Description**

Marcos Memo to City Council Marcos Record of Hearing COH Marcos Exhibits

## **Type**

Other

Backup Material

Backup Material



Correspondence

To: Mayor John Whitmire

City Council Members

Via Agenda Director Marta Crinejo

From: Rashaad V. Gambrell

Section Chief

General Counsel Section

Date: January 7, 2025

Subject: January 14, 2025, City

Council Agenda Item: Javier Marcos Rule 12 Appeal (General Appeals Board Review on the Record re: sign located at 10700 North

Freeway)

#### PRIVILEGED AND CONFIDENTIAL ATTORNEY-CLIENT COMMUNICATION

On February 17, 2022, Mr. Javier Marcos applied to the City of Houston Sign Administration ("Sign Administration") for a permit to construct a 31-foot tall on-premise sign at 10700 North Freeway, located within the Airport Corridor District. Under Section 4611(j) of the Sign Code, on-premise signs constructed within the Airport Corridor must comply with specific height and size requirements depending on the sign type and number of business advertised. Signs visible from and located on-premises with frontage on freeways in the Airport Corridor District cannot be taller than 31 feet. Mr. Marcos proposed to construct a "Category E," "multitenant, 4 or more businesses"-sign at 10700 North Freeway.

Sign Administration issued a construction permit ("permit 22016771") for the Category E sign based on the sign engineering specifications submitted by Mr. Marcos. The submitted specifications complied with all applicable provisions of Section 4611 of the Sign Code regarding Airport Corridor District designation and would stand at 31 feet. However, at final inspection, Inspector Villarreal found that the sign stood at 36'1" feet in violation of Section 4611(j) of the Sign Code. Due to noncompliance with the construction specifications and height exceeding Section 4611 requirements, the sign did not pass final inspection. The sign was never issued a final operating permit. Construction permit 22016771 expired on October 1, 2022. Sign Administration issued a Notice of Violation on May 8, 2023, because the sign was 36.1" feet tall, in violation of the Sign Code and the specifications submitted by Mr. Marcos.

On May 18, 2023, Sign Administration issued a second notice of violation to Mr. Marcos because Mr. Marcos's sign advertised for and he was conducting a "single-business" at 10700 North Freeway, but the sign specifications submitted and approved by Sign Administration was for a "multi-tenant, 4 or more businesses"-sign.

Section 4611(j) of the Sign Code limits the size of a Category E, single business-sign to 150 square feet. Category E, multi-tenant businesses are allowed signs up to 450 square feet. Mr. Marcos's sign was 450 square foot sign, consistent with his assertion in the documentation initially submitted to the Sign Administration that 4 or more businesses would be operating at the location

of the sign at 10700 North Freeway. However, upon inspection, the Sign Administrator determined Mr. Marcos was conducting a single business at 10700 North Freeway; thus, the sign's 450 square feet exceeded the Airport Corridor District single business sign limitation of 150 square feet.

Mr. Marcos appealed both violation notices to the General Appeals Board. The General Appeals Board upheld the decision of the Sign Administrator on both violations. Mr. Marcos is appealing the decisions of the General Appeals Board to City Council. The Sign Code does not allow for variances.

Rule 12 of Section 2-2 of the Code of Ordinances (see Attachment 1) provides that appeals to City Council "shall be reviewed by city council, without the taking of further evidence by city council, on the basis of the record of the decision from which the appeal is taken." The record shall include, but is not limited to, the hearing before the General Appeals Board, a transcript of oral testimony, exhibits offered and considered, written or oral responses, answers or questions, and all documents reviewed or considered by the General Appeals Board.

City Council's consideration of a Rule 12 appeal is on the record of the underlying evidentiary hearing, and no additional evidence or information may be considered, other than written exceptions, if any, and further proceedings of the General Appeals Board if Council finds that the record is incomplete or inadequate. Council Members and their staff should not meet with or have any communications with any parties regarding the sign located at 10700 North Freeway at any time prior to City Council's consideration of the matter. Personal contact, phone calls, etc., to discuss the matter, either with City representatives, officials, or the appellant is inappropriate as any such information is outside of the written record. City Council should not consider public speakers' comments, if any, about this pending Ruling 12 appeal since doing so would violate the Code provisions cited above.

In applying the "substantial evidence" standard of review,<sup>1</sup> City Council cannot substitute its judgment for that of the General Appeals Board. Rather, it must review the record to determine if there is any evidence upon which a reasonable person could rely to reach the same conclusion as the General Appeals Board. If there is any evidence, the decision must be upheld.

When the appeal is presented for action at a Council meeting, City Council must vote on the appeal. Typical action by Council would be a motion to (1) uphold the action of the GAB; (2) overturn the action of the GAB; or (3) refer the matter back to the GAB for further proceedings to complete the record.

RVG:jmb

\_

<sup>&</sup>lt;sup>1</sup> The findings, inferences, conclusions, and decisions of an administrative agency are presumed to be supported by substantial evidence and the burden is on the contestant to prove otherwise. *Blue Skies All. v. Texas Com'n on Envtl. Quality*, 283 S.W.3d 525, 532 (Tex. App.—Amarillo 2009, no pet.). Substantial evidence is that which reasonable minds could have viewed as supporting the finding. *See Texas State Bd. of Dental Examiners v. Sizemore*, 759 S.W.2d 114, 116 (Tex.1988).

#### **Attachment 1**

### City of Houston Code of Ordinances - Sec. 2-2. Council rules of procedure.

The following rules of procedure shall govern all meetings and proceedings of the city council:

Rule 12. Appeals to City Council.

Every appeal that is authorized by federal law, state law, the City Charter, or city ordinance to be made to the city council from a decision by an officer, agency, board or commission shall be reviewed by the city council, without the taking of further evidence by city council, on the basis of the record of the decision from which the appeal is taken. Consideration of appeals may be scheduled at any specific time on the agenda, irrespective of the order of business established by these rules.

The director of each department (or a designee), or the presiding officer of a board, commission or agency, or a hearing examiner (the "hearing officer"), as appropriate, shall conduct an evidentiary hearing, the record of which shall be made by a certified court reporter of any matter that may be appealed to the city council. The term "record" shall include, but is not limited to, a transcript of oral testimony, exhibits offered and considered, written or oral responses, answers or questions, and all documents reviewed or considered by a hearing examiner or officer, commission or agency, board, or department director or his designee at an evidentiary hearing.

Each presiding officer or hearing officer shall give written notice to any party appearing in an evidentiary hearing that:

- (1) A court reporter is required to prepare a record in order for there to be an appeal to the city council;
- (2) The party must request, in writing, the presence of a court reporter at the hearing before the hearing officer not less than 24 hours prior to such evidentiary hearing; and
- (3) The party requesting the court reporter agrees to pay all costs of the court reporter, including preparation of transcript(s) for appeal to city council.
- (4) Except as otherwise provided by the City Code, the party appealing to city council shall submit the complete court reporter-certified record to the city secretary as required by this Code within 60 days of the decision of the officer, agency, board, or commission whose decision or action is the basis of the appeal. Failure to submit the requested or required records within the required time period shall constitute an untimely appeal to city council and a waiver by the appealing party to an appeal before city council.

In the event that an appeal to the city council is filed by a party to a decision, the city council shall consider the appeal solely on the basis of:

- (1) The written record of the hearing conducted below; and
- (2) The written exceptions, if any, of each party to the proceeding to the facts and administrative rulings and decisions made by the officer, agency, board or commission.

In the event the city council finds that the record is incomplete or inadequate, the city council may refer the matter to the officer, agency, board or commission for further proceedings to complete the record. All decisions of the council on the record, other than a referral for further proceedings, as described above, shall be final and not subject to further appeal or rehearing.

## **ATTORNEYS AT LAW**

RICHARD L, ROTHFELDER rrothfelder@rothfelderfalick.com
BOARD CERTIFIED - CIVIL TRIAL LAW

1517 HEIGHTS BLVD. HOUSTON, TEXAS 77008

TELEPHONE: 713-220-2288 FACSIMILE: 713-658-8211 WWW.ROTHFELDERFALICK.COM

November 1, 2023

Pat J. Daniel, City Secretary Office of the City Secretary 900 Bagby St., Rm. P101 Houston, Texas 77002

Via CM, RRR, #7021 2720 0002 9813 7528

RE: Transcript and Exceptions for Appeal to City Council from September 28, 2023 Decision of General Appeals Board by Javier Marcos; Our File No. 1518-1.

Dear Ms. Daniel:

By letter dated October 3, 2023, a copy of which is attached, I provided notice pursuant to Houston Sign Code Section 4604(e)(1) to appeal to the Houston City Council the decision announced by the General Appeals Board at its September 28, 2023 hearing (copy also attached), to affirm the Notices of Sign Violations issued to my client Javier Marcos and dated May 8, 2023 and May 18, 2023. Attached is an outline of Mr. Marcos' written exceptions to the General Appeals Board's decision, as per Houston Sign Code Section 4604(e)(2). Pursuant to this Section, I'm also attaching the certified transcript of the hearing, consisting of pages 1-10 and 100-232.

Very truly yours,

Richard L. Rothfelder

RLR:mr Enclosures

Cc: Lori Yount

Senor Assistant City Attorney General Litigation Section City of Houston Legal Department 900 Bagby, 4<sup>th</sup> Floor Houston, Texas 77002

CITY SECRETAR

Brian Amis
Senor Assistant City Attorney
General Litigation Section
City of Houston Legal Department
900 Bagby, 4<sup>th</sup> Floor
Houston, Texas 77002

Via CM, RRR, #7021 2720 0002 9813 7535

Via CM, RRR, #7021 2720 0002 9813 7542

ATTORNEYS AT LAW

RICHARD L, ROTHFELDER

rrothfelder@rothfelderfalick.com

BOARD CERTIFIED - CIVIL TRIAL LAW

1517 Heights Blvd. Houston, Texas 77008

TELEPHONE: 713-220-2288 FACSIMILE: 713-658-8211 WWW.ROTHFELDERFALICK.COM

October 3, 2023

Pat J. Daniel, City Secretary Office of the City Secretary 900 Bagby St., Rm. P101 Houston, Texas 77002 Via CM, RRR, #7019 2280 0002 1186 2058 and Email: citysecretary@houstontx.gov

RE: Notice of Appeal to City Council from September 28, 2023 Decision of General Appeals Board by Javier Marcos; Our File No. 1518-1.

Dear Ms. Daniel:

On behalf of my client, Javier Marcos, I am hereby providing notice pursuant to Houston Sign Code Section 4604(e)(1) to appeal to the Houston City Council the decision announced by the General Appeals Board at its September 28, 2023 hearing to affirm the Notices of Sign Violations issued to Mr. Marcos and dated May 8, 2023 and May 18, 2023. Attached is an outline of Mr. Marcos' argument in support of this appeal. We will also comply with Section 4604(e)(2) by providing within 60 days of the Board's decision the transcript of the hearing, along with written exceptions to the facts and administrative rulings and decision made by the Board.

Richard L. Rothfelder

Very truly yours,

RLR:mr Enclosure

Cc: Lori Yount

Via Email: Lori. Yount@houstontx.gov

Brian Amis Via Email: Brian. Amis@houstontx.gov





October 3, 2023

Mr. Richard L. Rothfelder Rothfelder Falick L.L.P. 1517 Heights Blvd. Houston, Texas 77008

Re: Request for appeal regarding the Sign Violations issued on May 8, 2023 and May

18, 2023 at 10700 North Freeway

Dear Mr. Rothfelder:

On September 28, 2023, the General Appeals Board of the City of Houston held a hearing regarding your requests for appeal of decisions made by the Houston Sign Administration. The hearing addressed two separate matters: (1) a Notice of Sign Violation issued on May 8, 2023, and (2) a Notice of Sign Violation issued on May 18, 2023, respectively, for a sign located at 10700 North Freeway, Houston, Texas, which belongs to your client, Javier Marcos.

The General Appeals Board found that the decision of the Sign Administration to issue both Notice of Sign Violations should be upheld.

Any interested person aggrieved by a decision of the General Appeals Board may appeal to the City Council, provided that written notice to the City Council for such appeal is delivered to the City Secretary within 10 days following the decision of the Board.

Pursuant to Rule 12 of the City Council's Rules of Procedure (Section 2-2 of the City Code), a party appealing a decision of the General Appeals Board to City Council shall submit the complete court reporter-certified record to the city secretary within 60 days of the decision of Board. Failure to submit the requested or required records within the required time period shall constitute an untimely appeal to City Council and a waiver by the appealing party to an appeal before City Council.

SIGNED on the 3rd day of October, 2023

Docusigned by:
Michael Dishberger, Chairman
General Appeals Board
Of the City of Houston

cc: Building Official



#### **ATTORNEYS AT LAW**

RICHARD L. ROTHFELDER
<a href="mailto:rrothfelder@rothfelderfalick.com">rrothfelder@rothfelderfalick.com</a>
BOARD CERTIFIED - CIVIL TRIAL LAW

1517 HEIGHTS BLVD. HOUSTON, TEXAS 77008

TELEPHONE: 713-220-2288 FACSIMILE: 713-658-8211 WWW.ROTHFELDERFALICK.COM

# EXCEPTIONS OF JAVIER MARCOS TO DECISION OF HOUSTON GENERAL APPEALS BOARD DATED SEPTEMBER 28, 2023

- 1. Client is Javier Marcos
  - A. Attorney
  - B. Owns and leases space at 10700 North Freeway
    - (1) Auto broker, healthcare facility, law firm, and others
    - (2) Recently purchased and currently renovating building, including securing signage and permits.
- 2. Multi-tenant "pylon" sign
  - A. Photos and description (Exhibit 1)
  - B. Baker Signs was hired to construct, install, and permit all of the signs, including the pylon
  - C. Houston's Sign Code Section 4611(j) and Table 4611: 31 feet tall and 450 square feet (Exhibit 2)
- 3. May 8, 2023 Notice for Sign Violation (Exhibit 3)
  - A. Sign is too tall, even though it is indeed 31 feet from top to bottom
  - B. Instead, Sign Administration Division Manager Benitez states in November 8, 2022 email "berm [was installed] to raise height of sign," and that "grade starting from curb" is supposed to be measuring point for bottom (Exhibit 4)
  - C. Since berm is four or five feet, Sign Administration concludes sign is 35 or 36 feet tall
- 4. Sign complies with height provisions because:
  - A. Section 4609(e)(1) provides height is "measured from the highest point on the sign to the grade level of the ground surface in which the sign supports are placed." (Exhibit 5)
    - (1) Sign Code has no definition of "grade level" or "ground surface," or instructions on how to measure height
    - (2) There is certainly no reference to "curb," or explanation that sign height measurement is to start from the curb
  - B. Natural to elevate grade level under any structural improvement (whether building or sign) above ground surface, to facilitate drainage from the improvement to the street
    - (1) There's always been a berm or rise in the land above the street level/curb and building/sign (Exhibit 6)

- (2) Good thing there is such a berm throughout, as flooding is a problem in the area (Exhibit 7)
- C. Experts advise the appropriate construction and engineering to facilitate drainage is to elevate the sign
- D. Therefore, the sign complies with height requirement, and the Notice is invalid
  - (1) The second ground in the Notice, permit expired, is incorrect, as confirmed by renewal Notice and check (Exhibit 8)
- 5. May 18, 2023 Notice for Sign Violation (Exhibit 9)
  - A. Sign exceeds size limit, as it is a "single business sign" allotted 150 square feet, as opposed to a "multi-tenant sign" for four businesses allotted 450 square feet, as per Table 11 of Sign Code (Exhibit 2)
- 6. Sign complies with size requirements because:
  - A. The 450 square feet permitted for multi-tenant signs with at least four tenants/businesses is guided by definition of "multi-tenant sign" under Section 4603(c): "an on premise sign displaying commercial advertising for two or more distinct commercial businesses or commercial service entities upon a single sign structure." (Exhibit 10)
    - (1) By contrast "single business sign" is defined by Section 4609(e)(5) as "a sign, regardless of the of the number of faces, messages or cabinets on the sign structure, that contains advertising for a single business or service entity only" (Exhibit 11)
    - (2) Section 4611(d) also requires "an on-premise sign [to] be erected in connection with a 'business purpose' as that term is defined in this chapter." (Exhibit 12)
    - (3) Section 4602 defines "business purposes" as "the erection or use of any property, building or structure, permanent or temporary, for the primary purpose of conducting in said building or structure on said property a legitimate commercial enterprise in compliance with all ordinances and regulations of the city governing such activity." (Exhibit 13)
  - B. The four "distinct commercial businesses" displayed on the sign are "legitimate commercial enterprises in compliance with all ordinances and regulations in the city."
    - (1) Certificates of occupancy, IRS identification numbers, Secretary of State certificates of formation and filing, and separate addresses for each (Abogado Javier Marcos; Justicia para los Hispanos, LLC; Law Office of Marcos & Associates, PC; Advanced Diagnostics Healthcare) establish legitimacy (Exhibits 14, 15, 16, 17, 18)
  - C. The legitimacy of the four businesses was previously addressed and resolved in another General Appeals Board proceeding
    - (1) Modifications raised in the hearing were made to the sign to confirm four legitimate and separate businesses, namely the work "Plaza" was substituted on the sign
    - (2) Sign Administration then inspected, approved, and permitted sign (Exhibit 19)

- D. Therefore, sign also complies with size requirement, and the Notice is invalid
- 7. Conclusion: Both the May 8, 2023 and May 18, 2023 Notices should be overturned, and the permit reinstated.



EXHIBIT

#### Section 4611

(j) Airport Corridor District. All new on-premise signs located in the Airport Corridor District for which a sign permit is issued after July 29, 2020, shall conform to all requirements relating to on-premise signs in the Code, with the exception that ground signs located on major thoroughfares shall comply with the height and size provisions of Category A of Table 4611 and ground signs located on freeways shall comply with the height and size provisions of Category E of Table 4611.

TABLE 4611
ALLOWABLE ON-PREMISE GROUND SIGN HEIGHTS AND SIZES
BY SIGN TYPE AND CATEGORY OF RIGHT-OF-WAY

	CATEG	ORY A	CATEG	ORY B	CATEG	ORY C	CATEGORY D		CATEGORY E	
SIGN TÝPE	Height	Size	Height	Height	Size	Size	Height	Size	Helght	Size
,	(Ft.)	(SFt.)	(Ft.)	(Ft.)	(SFt.)	(SFt.) <sub>.</sub>	(Ft.)	(SFt.)	(Ft.)	(SFt.)
SINGLE BUSINESS	14	100	20	150	421/2	225	8	60	31	150
MULTI-TENANT 2 OR 3 BUSINESSES	19	200	26	300	42½	450	10	120	31	300
MULTI-TENANT 4 OR MORE BUSINESSES	24	300	31	450	421/2	600	12	180	31	450
FLAG	20	personal	35		50					,

CATEGORY A shall mean visible from and located on premises with frontage on scenic and historical rights-of-way and districts and major thoroughfares in the Airport Corridor District.

CATEGORY B shall mean visible from and located on premises with frontage on major thoroughfares including collector streets other than scenic and historical rights-of-way and districts.

CATEGORY C shall mean visible from and located on premises with frontage on freeways and highways other than scenic and historical rights-of-way and districts.

CATEGORY D shall mean visible from and located on premises with frontage on local streets.

CATEGORY E shall mean visible from and located on premises with frontage on freeways in the Airport Corridor District.

EXHIBIT 2



City of Houston
Department of Public Works & Engineering
Building & Development Services
Sign Administration Group
1002 Washington Ave., 4<sup>th</sup> Floor
Houston, Texas 77002

## NOTICE FOR SIGN VIOLATION

YOU ARE HEREBY NOTIFIED THAT YOU ARE IN YIOLATION OF CHAPTER 46.

You are bi	eng issued a i	NOTICE TO OBT	'Ain compliance	Saht nihtiw 5	PECIVIED PI	IRIOD OF
(	) 24-Hou	as (	) 72-Hours	(X):	10-Days	
	K	OR THE VIOLA	tion(s) indicate	ED BELOW		
JASEN M	Bustac		v1 / ~~	212.999	- 4441	1
Rusiness Name	ARTO			III ) III   F Business Phone Nu	mhar	ſ
zavajoju i i i i	1 -			}		السب بـ
10700 Nort	h thee with	<i>¥</i>	1/16	XI 1 LAGRAC	17-70	3 f.
Address	1		City	State Zip	)	
1. ( ) PUBLIC RIGH Your sign(s) is/e		ollo Right-Of-Way	and must be removed	d. Sec, 4608(c).		
2. ( ) INTERFERING	G WITH THE VI	EW:				
( ) Your sign is	obstructing the vi	ew of approaching	g traffic and must be r	removed. Sec. 460	)8(k).	
Your sign is 3. ( ) UNSAFE SIGN	ce on at Dolland. Seen tels wow A	feet visibiliy wan diala thre	ngle and is obstructing eat to public safety an	I the view. Nec. 40 of much be renaited	i08(n) 4 av removed.	9aa 4607(b).
4. ( ) STOP ORDER:	You are directed	I to cease work, Se	e. 4604(o)(3). (Bxpl	ain below under "(	THER",)	אַטטן יוטט זיטן.
5. ( ) SPECTACULA	R SIGN: is in viol	lation of Section 4	608(m),		•	
6. ( ) BANNBR SYGN	/ One (1) banner	r sign is allowed be	owever may not exce	ed 40 square feet j	per premise an	ıd may be display
for 7 consecutive days on	tofa 30 day pend	od ( ) requires per	milt registration. ( )	) banner is not seen	are to building	ş wall.
7. ( ) OFF-PREMISE	: Section 4612 pr	ohihits new offp) "Affilia sizo mini, i	in gaisland advertising in	the alty Hmits and	the extra-terri	torial furisdiction
must remove/cease imme	diately.					
8. ( ) PORTABLE SI		ctober 14, 1993, ne	ed tonnes armits earnot be	issued for portable	e signs, theref	ore the portable
sign must be removed. Se 9. ( ) DELINQUENT		1 Onwetter pennit	t-annual / \Notic	of Manarmitted	otan (Curumi)	Deslant
Number(s) and payment a	mount is listed be	slow. Fees must be	paid or sign(s) remove	ved.		
10. j\<) <i>PBRMIT RBQU</i>	IIRED: ( ) Yes.	( ) You may a	pply for the permit.	Þ∜ A licensed sir	an contractor i	nust apply for the
sign permit,						
11. (X). PERMIT CANN XX Other Conserve L	01 มหายงนุนม:	( ) Exceeds sig	in limit. (24) Exceed	da height. ( ) Ex	ceeds 50% or	the wall.
(X) Other Conneast f	RITHUT THE GASO	Olbert Car	THE WHITE	+ of all puris	31901	- 1 11F
12. OTHER: <i>friedure</i>	5/9N 15	in ujolisti	on by the	6.0.1. 9ig	Norolle	1 h.46
AGUAL SIGN IS	36 /" out	of complia-	7 0	1 -114"	move A	solve the
(M)Ground	( )Walf	( )Banı	ner	(·)Other_		4206 %
( )Monument	( )Awning	( )Porti	able	(xx)IIlum.		3r x · = ··
( )Pole	( )Projecting		otacular	· ( )Non-lik	um.	
( )Fence ( )Flags	( )Bandit ( )Mobil Off-P		ntion Getting Device	()Roof		•
on are hereby notified the			premise of the Building Code	a The Houston S	ion Codes, fo	or the reason(s)
udicated and failure to cor	rect the violation(	(s) within the prese	cribed time of this not	tice could result in	further action	s as provided by
lection 4604 of the code	A citation may be	issued which coul	ld result in a maximu	m fine of \$500,00.	. Bach day in	which any
delion shall occur shall construes or wrongly interp	aysqoa & otalidanot capaqoa & otalidanot	le offense, A geci may he manested ir	sion of the Sign Aur	vinistrator on the g	rounds that in	e decision mis-
The land	Acid tina ottop	ar I	I Hoodiganov mini oc.	with the properties.		
T. lillAnneal		1 761	15-8-27	12:55		<u>32) 394-8890</u>
nspector Name		Number (	Issue Date	Time	Office Pho	me#
AH.	1	Janual	MUIS,	1	1	
eceived By/Signature		Print Name	· · · · · · · · · · · · · · · · · · ·	Title	Date	Time
wher=s Name and Addres	s if Different The	n Received By				
ffice Use Only:			A sure sure sure sure sure sure sure sure			
Hour Project Number_		<del></del>	Pollow-up Dato			
Hour Project Number		-·	Pollow-up Date			
)-Day Project Number		172	Follow-up Date	y - 1 - 3	12	
J lay Project Munice	~ ( 'SF')"   3 ·	a )	Rallawan Date	. / K &( "	` &C }	



## Good afternoon Wat,

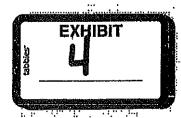
inspector Villakscal was able to document his inspections talking pictures and entering nates in the system apposite beginning of this project (04/2023), the initial she maposition does include plactos the clicy has being grade senting from the curp (private corp) therefore we believe that the bern is intentional to the cities being the sign. Now I am not saying that baker signs installed the berns, we are saying that the learn was last alled after this initial inspections.

Matt; I have to stick to the subject out the location: to question, sorty that I caphet reconscent previous are other projects of locations.

Frank you.

Tillsael Benitez Billslön Manager, Sign Adhilulefiaticit

area nice and area in a construction of the little and the second of the second of the second of the second of



:::

### Section 4609

- (2) Notwithstanding any other provisions of this chapter, plastic materials that burn at a maximum rate of 2 1/2 inches per minute, in sheets of 0.060 thickness when tested in accordance with "Test for Flammability of Rigid Plastics Over 0.050 Inches in Thickness", ASTM D 635-1974, shall be deemed "approved plastics" for the purposes of this chapter and may be used as the display surface material and for the letters, decorations and facings on signs, provided that the structure of the sign in which the plastic is mounted or installed is noncombustible.
- (3) Individual plastic facings of electrical signs shall not exceed 200 square feet in area. If the area of a display surface exceeds 200 square feet, the area occupied or covered by approved plastics shall be limited to 200 square feet plus 50 percent of the difference between 200 square feet and the total square footage area of the sign.
- (4) The area of plastic on a display surface shall not in any case exceed 550 square feet.
- (5) Letters and decorations mounted upon an approved plastic facing or display surface shall be made of approved plastics.

## (e) Height and Size Limitations.

- (1)Except as stated herein, no ground sign shall be established, constructed or erected that exceeds an overall height of 42 1/2 feet, including cutouts extending above the rectangular border. measured from the highest point on the sign to the grade level of the ground surface in which the sign supports are placed. Onpremise ground signs shall be further limited in height and size in accordance with Table 4609. On-premise roof signs shall not at any point exceed 8 feet above the roof level; an on-premise wall sign erected upon a facade, false front, mansard or other similar architectural construction that extends above the actual roof shall not at any point exceed 8 feet above the highest point of the actual Projecting signs shall be a minimum of 14 feet in height above the grade. These height limitations shall not apply to onpremise signs lawfully permitted or lawfully erected prior to the effective date.
- (2) The maximum height limit above grade for signs in the "central business district" as that term is defined by Chapter 42 of the City Code, as amended, shall be 42 1/2 feet. A wall sign may extend no higher than 8 feet above the roof line of the building.



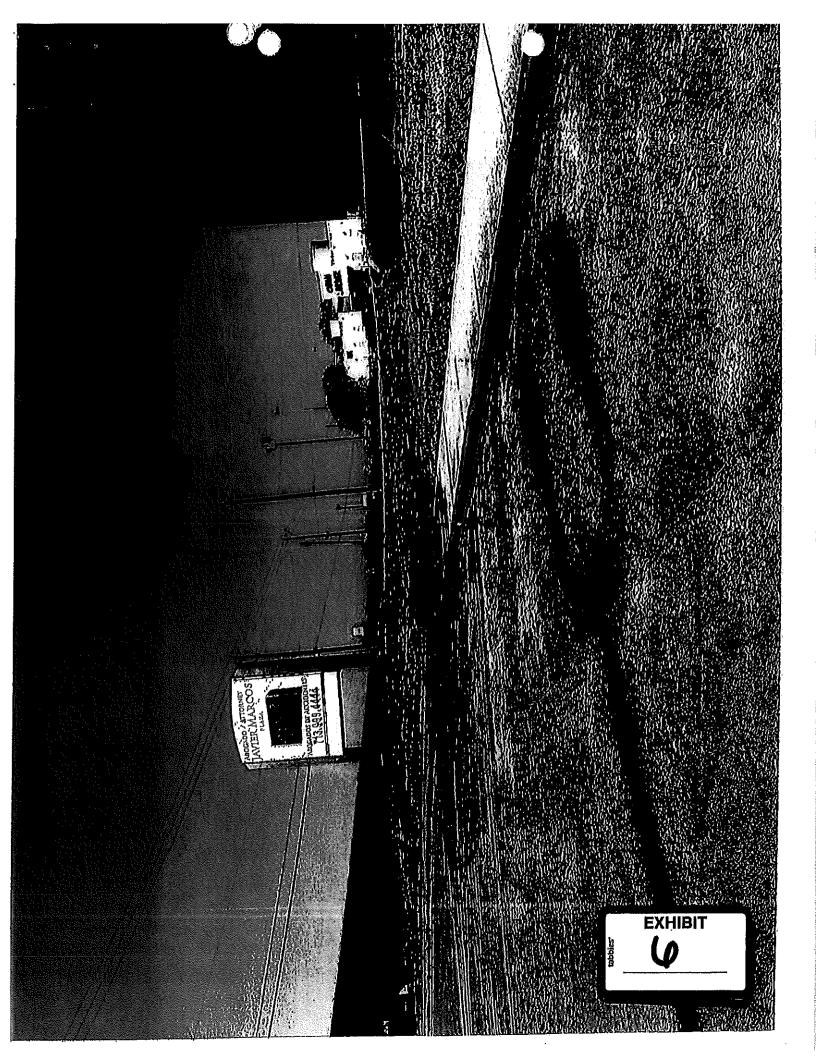




EXHIBIT 1



# CITY OF HOUSTON

## Sign Operating Permit Renewal Notice

no: attorney javier marcos elaza

10700 NORTH TWY HOUSTON; TX; 77037 Statement No: 1883223

Printed:

Page.:

Customer No: 00214010

1

This invoice contains information as show in Dign Administration records for renewal of your signi appearing permit(s) which will expire on or prior to the end of April 2023.

If any changes were made to these algos, make the corrections on the return copy of this involce and return with your remittance. Upon jocalptof payment, forewal certificates will be mailed and then need to be posted in your business. Any changes noted on the involces will be verified by a sign Administration illepeater.

Section 4607, states that all signs are to be maintained in good repair and kept free of deterioration such as rotten wood or rust. Failure to do so could result in a removal notice being leaued. Section 4807, further states that you are required to notify the City Sign Administrator when you are no longer to business. As permit helder, you are to remove, paint over or blank out the sign message upon leaving location or going out of business. Failure to pay this involve within thirty (30) days of date mailed will result in the addition of autition (15) percent surcharge

	BLÖN. Locktleit:	ZŽD 	Sign Type 	FA.	Size WD	iiri **-	Renewal Fee
22016774 1778239	10700 North TWY # SPRIF Changeable Sign Registration Eneparation Fee This Invoice's operating period 01-APR-2023 Through 01-APR-2024	.,	grnd.	02	<b>2</b> 4	22	597. 152 152

Balange Duck 5: 810.15





# CHASE O WBUSINESS

Vangaya papuda "Vangaya papuda yanga tita "Vangaya papuda yanga tita

Přeseny Halance

Mar 17, 2028.

Mac 18/2023

Mar 17, 2023;

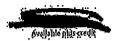
Koppyn Ginne finnight Williamberlink

CHECK# 5521

-Oling Co, kiylye Gin, ob hoʻj 2 con, obgo ip 13 yeob 1, dat de do da dat en hang ob iling banda bilat bech bi Aling Co, kiylye Gin, ob hoʻj 2 con, obgo ip 13 yeob 1, dat de 20 do dat abbat butuk de 2 con malen bilat bech bu

. Dóg có najecxelóg konfórát imidiológogó kodesó date; 2011-co entry describilyay secrpd Tragerobiogó 14780352 tedysosta ingisi nó namejayien marco try 074/1963527c.

vanajejetaisgii Zoʻoj



dieck

ACH debit

VeHitepir

**₹63,86**.

\$r.651:01

4 8 9 2 23

Equal Housing Departitulity

**EXHIBIT** ·Account activity SHOWING All transactions: ٧'n Hajance Туре Dáte Amount illehotikéséte engling obleco handrok coznak descricinación secelci hiproxitické szelok obisicsorbolskás ACH cresit. \$2,00492 Check -F1,365.68 Apci26,:2023 Origeed name: giase credit cro origi id-argodisses/obsc date: tables colemny descrianter and described tracer and 200 81401 ACH Jebli -18,074,16 Check 33,740,00 SECTION AND ADDRESS OF THE PARTY NAMED IN COLUMN AND ADDRESS OF THE PARTY NAME CHECK#,65\$2 Apr.24, 2023 chroka 6512 ; ¢héck; -\$794:00 <u>ċ</u>ńek 'ta'eeeze Apr 21, 2023 (CHECK#:5550) \$355,02 Check: Åpr.30/2<u>02</u>3 CHECK # 5551 DINGCO HAMIRANGORIE LAXAANIL OMO IDEN 1400094/1 DERÒ DIVIEI CO ENLUA DERÒND RECCCIA HYGENDS 100001/302073 Teo 33040 mil idro 11 10813020321 C. уснаты 45,63189 እሱያ 10, 2023 - Dara (to hambe except eep paga 1 kinjo na jud gaaled beschale; ada ta eo karak desterbit daa secept Dara (to hambe except eep paga 1 kinjo na jud gaaled beschale; ada ta eo karak desterbit daa secept ±1%β9739 VCH qepit Apr 17, 2013 \$p29 Check Check Apr. 14-2025 CHECK#553804014: **₼686,00** CHECK#5540 АСНЖевіє 4\$2,701:01 Apr \$2,7023 cijecka 6374 \$4,200.00 Αρς:11,202**1** Check' Çosck. \$657,24 CHECK 4 6532 CHECK ( 5526 čňetk ' 44,916,00 . Acil uoble 3945.62 onid co name cay ok houston onig 10.111000108976 descuate 380.10 co entry descratentite een web Haacerd 20080000233470 eed 2304 to kid uk 1988262 ind aaar debonah - anderson 8323545102 that doos 334701 c A65-10:3023 ÷\${4.79+ onigco najmetavoj neveston onigado oddiaosoje desc date: 19010 co entro descripermos escriper Macendo oddiai 1335: Ego: 2013) ino idijese 1800 in kane degoraj annuenda 1750 entro oddiai ino idio 2314 en c देशको*र्च* : ACH deble (\*)10.41<sup>4</sup>4. theck \$1,080,0B CHECK Y SSYG CHECK # 5529.04(0) : Check ~\$529.\$4. ÷6,110.44 ,¢Акски 6523 «Сирски 6531 Theik: Apr 7, 2023 . Čheck \$10,965,69. 1204.59 Apr 6, 2033 CHECK FSZA check Check \$553.67 CHECK#5525; 46,699,00. Dejibst Apr 4, 2923 £ krizósyo prályky propan. \${\\1,84E67. Accoun . Apr 9; 2023 Miline-Transfer Front CHK., AS67-Danishittöhur: 1673) 862260. transiti \$20,843,00 and the second s Ďe poslť Revigate differential descriptions ong co name coe origió sulidió sace des adáte en estan describilit, en isse co taxo en os 1360002 es 133 Leo 2303 d no deda as 4 70 dos insináres do Garo Javer alarcos, has hybrazoz 2004 sades en estados dos 2004 COS PORTOZ X. Tran Obro 240 3315 12,004.32 ACH Fredit NO. 30' 5053. ·\$1,721,17 Aci i debit Mar 27, 2023 \$1,850.00 Eheck. May 73/2023 · CHECK S. SSZR

ożożi jellorcih chia & Co.



10-Day Project# 2304 7829

City of Houston Houston Public Works Houston Permitting Center Sign Administration 1002 Washington Avo. 4th Floor Houston, TX 77002

Notice of Sign Violation You are hereby placed on notice that you are in violation of chapter 46 of the city of houston building code

YOU ARE BEING ISSU	DED A NOTICE TO	OBTAIN COM	PLIANCE WIT	HIN THE 8P)	eched period of
Á	( )24 Hours	(    )72 Ho Dlation(s) in	urs (XIII	Davs	
Attorney JAure	u Maxio	ž,	713-		9444
Business Name			Busines	э Риоль Num	ber
Address	Free way		Hous to City, Si	1/2 X	77037
4 61 1444-4 1444-1444-144		•	4.93 m	در وی روس	
1.() PUBLIC RIGHT-OF.W. Your sign(s) is/are located 2.() INTERFERING WITH '	on Public Right-of	Way and must b	o removed. Sec	a. 4608(c).	
() Your sign is obstructing	the view of sources	thing traffie and	muet ka vamar	rad Can Acti	on እ
( ) Your sign is tocated in t	ne 45 feet visibility	triangle and is o	shahnedha the v	riew Rec. 46	กติดงา
3.( ) UIYSAIGG SIGIYI Your sig	n noses an immedia	te threat to muhi	ic safety and m	ust ha ranaliz	Offish add haramay yo he
A'( ) QTAK AYANEK! JOH UKE (	incoicd io cease wo	rk. Sec. 4604 (e	1/31. (Explaine	d helow on t	12 Other)
5.( ) SPECIACULAR SIGNI	Your spectacular sig	dora eraksi (8)as	ibited and is In	violation. Se	e. 4608(m).
6.() BANNER SIGN: One(1) displayed for 7 consecutive day	s viit vea 30 yeze va Mohiu ei Udia aanna	ea nowever, ma	y not exceed 40	aquare teet	per premise and may be
() Breeds alloyable number.	) Bxcccds the size i	imit. ( ) Theraft	herruit foßiariat Deuruit foßiariat	noved Sec.	iol is hol scomo to the Mai
TO VERESKESKINE YER OFF	-premiso adveriising	t in the city limi	ts and the extra	-territorial in	risdiction is prohibited an
merciols the sign must be temo	yed imbiediafely. Se	:c. 4612.			
8.() PORTABLE SIGN: Now	permits cannot be is	sued for portabl	le signs, therefo	re the eign m	ust be removed.
Sec, 4609(x),					
9.() DELINQUENT PAYMET	YX! ( ) Operating pe	mnit renewal. (	) Notice of Unp	ermitted Sig	o (Survay). Project
Number(s) and payment amount 10.() PERIMIT REQUIRED: (	JAN 1260 DSIOW. Ree	amast pe baid (	or eign(a) temor	/6<1.	duantament of the Book
siga parnit.	) tool () Tou may	shbtà ror nre he	amir ( ) <del>Ve nice</del> i	isea sign con	risetor must abbit for rife
1LG PERMIT CANNOT BE	(SSUED; ( ) Exceed	ls sign limit. ( )	Exceeds height	( ) Exceeds	25% of the wall.
X Other Fr Gooding sacdet	e-Footpap DI	CATEGORY	1 Fahys	inde bus	14.422
	zigni is ika Vi	13.4 1	1.1	1511	19 rate (1.46
by exceeding square 4	inot Age by a	ingle hus	iness,(1211	dent 4	50, Alland 150
"TYPE OF SIGN":	,	•			
() Ground () Wal		( ) Banner		(X) Others	Exception 70 fol
() Monument () Ayr		( ) Portable		( )Mum. `	7-7
()Pole ()Proj ()Pole ()Baji		() Speciacula	r Jeffing Davica	() Norsih () Roof	im.
	lle Off-Premise	() Off-premis		( ) Kooi	
You are hereby placed on notice Code") for the reason(s) indicat	o that you are in vi ed. Fellora to core	olation of Chap of the violetics	eter 46 of the C	lity of House	ion Building Code ("the
this notice could result in furthe	r action as provide	al by Section d	504 of the Cod	e. A citation	may he issued which
could result in a maximum fine	of \$500 for each vi	olation. Each d	ay in which an	v violation c	entinues shall constitute
a separate offense. Any person y	vishing to appeal a	decision of the	Sign Adminis	trator on the	s grounds that the
decision misconstrues or wrongl 4694 of the Code,	y interprets Chapt	er dú of the Co	da mny filo nu	appoal in ac	cordance with Section
F. VillAnneal al	:/ 5-	18-23	2:55	 833_3	0.000
Inspector Name Inspect	or# Iss	te Dato	Time	Office	Phone#
11/	$A \sim J_L$	Alek V		1 /15 /	793
Received by Signature	Printed Name	· 1R 5	Title	Date T	Time
				22110	Titila
Owner's Name and Address if differen	nt than received by		<del> </del>	· · · · · · · · · · · · · · · · · · ·	
Office Use Only:				<del></del>	
24 Hom Project#		Follow-up Date_			
72 Your Project#		Follow-up Date_			

Yolfow-up Date\_\_\_



AWNING SIGN shall mean any sign constructed of a fabric type material stretched over a rigid metal frame that is attached to the wall, roof or mansard of a building. Such signs shall be classified as wall signs.

**ELECTRICAL SIGN** shall mean any sign containing electrical wiring or utilizing electric current, but not including signs illuminated by an exterior light source.

FENCE SIGN shall mean any sign affixed to or painted upon a fence. A fence sign shall be classified as a ground sign, but shall not be required to comply with the structural requirements of Section 4609.

FLAG SIGN shall mean any flag except the flags of the United States, Texas or any other governmental entity, used for advertising, that contains or displays any written message, business name, pictorial representation, logo, corporate symbol, silhouette or other visual representation identifying or advertising a particular business, good, service or merchandise sold or available for sale on the premises where the flag is erected, displayed or maintained.

MESSAGE BOARD SIGN shall mean any sign or portion of a sign containing a sign face designed to allow the removal or replacement of individual letters, words or symbols on the sign face for the purpose of changing an advertising message.

MULTI-TENANT SIGN shall mean an on-premise sign displaying commercial advertising for two or more distinct commercial businesses or commercial service entities upon a single sign structure.

PORTABLE SIGN shall mean any sign designed or constructed to be easily moved from one location to another, including signs mounted upon or designed to be mounted upon a trailer, bench, wheeled carrier or other nonmotorized mobile structure; a portable sign that has its wheels removed shall still be considered a portable sign hereunder. For the purposes of this chapter, trailer signs and signs on benches are portable signs.

PROVISIONAL SIGN shall mean a sign of light weight material to be used until permanent signage can be fabricated and erected.

SPECTACULAR SIGN shall mean a sign that has one or more of the following as elements in its physical structure:

- (1) Automatically changing message that changes more often than once every five minutes;
- (2) Blinking, rotating, moving, chasing, flashing, glaring, strobe, scintillating or spot lights, or similar devices;

- 4, The sign illumination must be a continuous image that is not blinking or animated in any manner.
- 5. No more than two signs, each not exceeding 1500 square feet in area, may be placed on any building under this exception.

A sign authorized under this exception is authorized for only so long as each of the criteria specified above remains in effect. Upon request of the Sign Administrator, the permit holder shall provide evidence of compliance with the requirements of this section. Upon failure to timely provide evidence of compliance or upon any change of circumstances that causes a sign to no longer be authorized, the Sign Administrator shall revoke the permit, and the building owner shall upon request of the Sign Administrator cause the sign to be removed.

- (3) The aggregate size of all wall signs shall cover no more than 50% of the wall surface upon which they are mounted or painted.
- Except as stated herein, and subject to such further restrictions on size as are established under Table 4609, no on-premise sign other than an on-premise wall sign shall be established, constructed, or erected that has a face area exceeding 300 square feet, including cutouts, but excluding uprights, or that has face dimensions that exceed 30 feet in width. No off-premise sign shall be established, constructed or erected that has a face area exceeding 672 square feet, including cutouts, but excluding uprights. No double faced off-premise sign shall be established, constructed or erected unless each face is 75 square feet or less and the faces are abutting on one edge. Additional restrictions on the height and size of signs, according to the type of sign and the category of right-of-way adjacent to the frontage where the sign is located, are shown in Table 4609 as follows:
- "Sign type," for purposes of Table 4609, refers to the number of separate and distinct business entities, service entities, persons or organizations utilizing a single sign structure for their respective commercial advertising messages. The term "single business sign" shall mean any sign, regardless of the number of faces, messages or cabinets on the sign structure, that contains advertising for a single business or service entity only. Regardless of the number of the sign faces on any single sign structure advertising separate business or service entities, no business or service entity shall have a sign larger in size than that authorized for a single business or service entity. The size in square feet referred to in Table 4609 is



#### Section 4611

- (3) Spectacular signs shall be prohibited, except as provided in Section 4608(m).
- (c) Residential Rights-of-way, Scenic and Historical Rights-of-way and Districts. All on-premise signs on residential rights-of-way and scenic and historical rights-of-way and districts shall conform in all respects to the requirements set forth in Section 4611(b) for general rights-of-way and shall be subject to the following additional restrictions:
  - (1) Ground signs shall comply with the height and size provisions of Table 4609.
  - (2) Spectacular signs shall be prohibited.
  - (3) Electrical signs shall be limited to not more than 10 bulbs of 100 watts or less, shall be limited to 120 volts in the lighting circuit and may be illuminated only indirectly.
- (d) Business Purpose Required. An on-premise sign must be erected in connection with a "business purpose," as that term is defined in this chapter; any sign not connected with a business purpose shall be considered an off-premise sign.
- (e) Relocation of Certain On-premise Signs. Notwithstanding the provisions of Section 4605(e)(3)<sup>2</sup>, any on-premise sign that has a valid operating permit and that exceeds the height and size limitations contained in Section 4609 may be relocated on the same premises without having to conform with such height and size limitations, if the sign meets the following requirements and conditions:
  - (1) The sign is required to be removed from its present location because of the acquisition of the property upon which the sign is located by the city, the state, or any political subdivision of the state through eminent domain or purchase; and
  - (2) The sign is relocated at the height and size indicated on the sign's current permit and without any substantial alterations in the construction materials of the sign; and
  - (3) The sign otherwise conforms with all other provisions of this chapter at the time of relocation.

Section 4605(e)(3) was redesignated as Section 4605(e)(5) by Ord. No. 2020-669, but this
reference was missed.

#### **SECTION 4602--DEFINITIONS**

In this chapter, the following terms shall have the meanings herein ascribed to them, unless the context of their usage clearly indicates another meaning:

ABANDONED SIGN shall mean an on-premise sign that has been without a permit for a period of two years. A multi-tenant sign shall be deemed an abandoned sign only after no cabinet on the sign structure has been permitted for a period of two years.

ADVERTISING shall mean to seek the attraction of or to direct the attention of the public to any goods, services or merchandise whatsoever.

AIRPORT CORRIDOR shall mean the areas described in Appendix B to this chapter.

BUSINESS PURPOSES shall mean the erection or use of any property, building or structure, permanent or temporary, for the primary purpose of conducting in said building or structure or on said property a legitimate commercial enterprise in compliance with all ordinances and regulations of the city governing such activity; a business purpose shall not include any property, building or structure erected or used for the primary purpose of securing a permit to erect a sign.

CABINET shall mean that portion of a sign structure containing the advertising display.

CANDELA shall mean a unit of luminous intensity equal to 1/60 of the luminous intensity per square centimeter of a blackbody radiating at the temperature of solidification of platinum (2,046°K). Also called *candle*.

CHANGEABLE MESSAGE SIGN shall mean any on-premise sign that is capable of changing its message, copy or appearance by electronic processes, and shall include but not be limited to those on-premise signs employing changeable message light emitting diode technology, commonly referred to as LED signs.

CITY CODE shall mean the Code of Ordinances of the City of Houston, Texas, as amended.

CURB LINE shall mean an imaginary line drawn along the edge of the pavement on either side of a public street.

COMMERCIAL OR INDUSTRIAL ACTIVITY shall mean property that is devoted to use for commercial or industrial purposes and not for residential purposes. "Commercial or industrial activity" shall not include the following:



# CITY OF HOUSTON CERTIFICATE OF OCCUPANCY

Owner or Occupant: ABOGADO JANIER/MARCOS, LLC
This Certificate of Occupancy must be posted in a conspicous place on the premises and authorizes the Building(s) or Structure(s) to be occupied at
10700 NORTH FWY 00000000000000000000000000000000000
Street no. Street name Lot Block
OCC REPORT/OFFICE SPACE 1:472 SQ MINUKANNEX/100% SPRIFE D 0015
Occupancy Use Occ. Load
A THE PARTY OF THE
Subdivision Date Layper Store
The worldlisted hereon has been into inspected and found to chingly with City of Houston Building Code requirements for the occupancy group and use shown. This certificate covers ONLY the work described above.
The building official is authorized to, in writing, suspend or revoke a certificate issued under the provisions of the Building
The building official is authorized to, in writing, suspend or revoke a certificate issued until the provisions of the Building Code as per section 105.6. Afterations without the required permits and inspections may, as per section 105.1 of the Building Code, invalidate this destificate.
THIS CERTIFICATE DOES NOT CERTIFY COMPLIANCE WITH THE AMERICAN WITH DISABILITIES ACT.
THIS CERTIFICATION DOES NOT CONTINUE TO THE PARTY OF THE
Carlin My Coccoccoccic (C) My
EXHIBIT
Chang work mg

Prepared By Hslu-Ying Chang Project Number: 22015856 Receipt Number: 8175622



For Christon (Chris) Butler, MCD Interim Building Official for the City of Houston Department of the Treasury Internal Revenue Service Odgen, UT 84201 In reply refer to: 0152603105 Dec 23, 2020 LTR 147C 85-3255492

ABOGADO JAVIER MARCOS LLC JAVIER MARCOS JR MBR 10700 N FWY FLOOR 10 HOUSTON TX 77037

Taxpayer Identification Number: 85-3255492

Form(s);

Dear Taxpayer:

Thank you for your telephone inquiry of December 23rd, 2020.

Your Employer Identification Number (EIN) is 85-3255492. Please keep this letter in your permanent records. Enter your name and your EIN on all business federal tax forms and on related correspondence.

If you have any questions regarding this letter, please call our Customer Service Department at 1-800-829-0115 between the hours of 7:00 AM and 7:00 PM. If you prefer, you may write to us at the address shown at the top of the first page of this letter. When you write, please include a telephone number where you may be reached and the best time to call.

Sincerely,

Mrs. Scibetta 1003231921 Customer Service Representative Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



### Office of the Secretary of State

June 19, 2020

The Law Office of Marcos & Associates, P.C. 228 Westhelmer Road Houston, TX 77006 USA

RE: Abogado Javier Marcos, LLC File Number: 803655402

It has been our pleasure to file the certificate of formation and issue the enclosed certificate of filing evidencing the existence of the newly created domestic limited liability company (IIc).

Unless exempted, the entity formed is subject to state tax laws, including franchise tax laws. Shortly, the Comptroller of Public Accounts will be contacting the entity at its registered office for information that will assist the Comptroller in setting up the franchise tax account for the entity. Information about franchise tax, and contact information for the Comptroller's office, is available on their web site at <a href="https://window.state.tx.us/taxinfo/franchise/index.html">https://window.state.tx.us/taxinfo/franchise/index.html</a>.

The entity formed does not file annual reports with the Secretary of State. Documents will be filed with the Secretary of State if the entity needs to amend one of the provisions in its certificate of formation. It is important for the entity to continuously maintain a registered agent and office in Texas. Failure to maintain an agent or office or file a change to the information in Texas may result in the involuntary termination of the entity.

If we can be of further service at any time, please let us know.

Sincerely,

Corporations Section
Business & Public Filings Division
(512) 463-5555

Enclosure

Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



## Office of the Secretary of State

## CERTIFICATE OF FILING OF

Abogado Javier Marcos, LLC File Number: 803655402

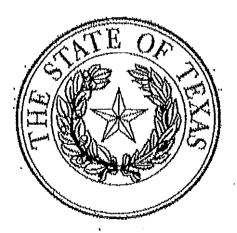
The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Limited Liability Company (LLC) has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 06/08/2020

Effective: 06/08/2020





Ruth R. Hughs Secretary of State

A THE ACTION OF CONTRACT OF THE ACTION OF CONTRACT OF THE ACTION OF LINE OF THE ACTION O

The hanced type of filing entity being formed are. Apagado Javier Marcos LLC, a Texas Jimited Hability company (hereinafter "Company").

The purpose for which the Company is erganized is any lawful purpose which may be uniderlyicen by the company in accordance with the applicable provisions of the Texas Business Organizations Code.

The initial registered agent is an individual resident of the state whose name is Javier Marcos.

The business address of the initial registered ugent and the initial registered office is: 228 Westheimer Rd., Houston, Texas, 77006.

# Artiole IV «Principal Office.

Artiolo VII. Effective Date of Filling This certificate of formation becomes effective when the aboutment is filed by the secretary of state.

Aptible VIII—Execution

This document is signed subject to the penalties imposed by law for the submission of a materially dalse or fraudulent instrument.

Date of this notice: 09-30-2020

Employer Identification Number: 85-3255492

Form: SS-4

Number of this notice: CP 575 B

For assistance you may call us at: 1-800-829-4933

IF YOU WRITE, ATTACH THE STUB AT THE END OF THIS NOTICE,

HOUSTON, TX 77006

ABOGADO JAVIER MARCOS LLC

JAVIER MARCOS JR MER 228 WESTHEIMER RD

## WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

Based on the information received from you or your representative, you must file the following form(s) by the date(s) shown.

Form 1065

03/15/2021

If you have questions about the form(s) or the due date(s) shown, you can call us at the phone number or write to us at the address shown at the top of this notice. If you need help in determining your annual accounting period (tax year), see Publication 538,

We assigned you a tax classification based on information obtained from you or your representative. It is not a legal determination of your tax classification, and is not binding on the IRS. If you want a legal determination of your tax classification, you may request a private letter ruling from the IRS under the guidelines in Revenue Procedure 2004-1, 2004-1 I.R.B. 1 (or superseding Revenue Procedure for the year at issue). Note: Certain tax classification elections can be requested by filing Form 8832, Entity Classification Election. See Form 8832 and its instructions for additional information.

A limited liability company (LLC) may file Form 8832, Entity Classification Election, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, Election by a saffective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (ITY/IDD 1-800-829-4059) or visit your local IRS office.

#### IMPORTANT REMINDERS:

- \* Keep a copy of this notice in your permanent records. This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you. You may give a copy of this document to anyone asking for proof of your EIN.
- \* Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- \* Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your MIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub.

Your name control associated with this EIN is ABOG. You will need to provide this information, along with your EIN, if you file your returns electronically.

Thank you for your cooperation.

575B

Keep this part for your records.

CP 575 B (Rev. 7-2007)

Return this part with any correspondence so we may identify your account. Please correct any errors in your name or address.

CP 575 B

9999999999

Your Telephone Number Best Time to Call DATE OF THIS NOTICE: 09-30-2020 FMBLOVER THENTIFICATION NUMBER:

DATE OF THIS NOTICE: 09-30-2020 EMPLOYER IDENTIFICATION NUMBER: 85-3255492 FORM: 88-4 NOBOD

INTERNAL REVENUE SERVICE CINCINNATI OH 45999-0023 Mahhhhadaldalhallandaldallald ABOGADO JAVIER MARCOS LIC JAVIER MARCOS JR MBR 228 WESTHEIMER RD HOUSTON, TX 77006



#### tin Assisiant

Your Progress: 1. toently 50

2. Audionilonto 3

3. Addresson ,

A. Delalla J

5, HIN Confirmation

Additional information about your EIN

We suggest you print this page for your records,

When Gen You Use Your HIN?

This EIN to your permonant number and care bo used immediately for most of your business needs, including:

- Opening a bank necount
- Applying for business ticenses
- filing a lax tolum by mail.

However, It will take up to two works before your EIN becomes part of the IRS's permanent records. You must wait until this occurs before you can:

- File on electronic return
- Make an electronic paymont
- Pass an IRS Taxpayer Identification Number (TIN) metching program.

Noxt Stops (for LLO)?

If you do not wish to accept the default statue of either partnership or disregarders stillly, you can file:

- Ecim 8832 (Entily Clarelication Election). This form toust be completed in a threty manner to receive corporallon status, five the instruction for complete information.

  Form 2553 (Election by a Small Husiness Corporation). This form must be completed in a timely manner to receive & corporation status, sas the instructions for complete information.

Acaepiance of Non-Acceptance of Election

- The service center will notify the LLO as to the acceptance of non-acceptance of its election. The LLC should generally receive a determination on its election within 60 days after it has filed Form 8832 or Form 2553.
- Do not file Form \$120 (U.S. Corporation Income Tax Return) or Form \$1208 (U.S. Income Tax Return for an B Corporation) until year receive notification of your acceptance.

You can download IRS forms, publications, and tax returns at http://www.iss.upv/forms.gubs

Gorreollens?

if you need to make changes to your organization's information, you must do so in writing and mail the information to the address provided at https://www.lgs.gav/husinessasfausiness-nome\_change.

e≲è Baok?

.Continue >>:

Help Toplon

What is Form 60322

Whalle Form 25532



#### EIN Assistant

Your Progress:

Lidontity :

& Authoriticate ...

3. Addission .

4. Details 2

B, ElN Confirmation

#### Summary of your information

Please review the information you are about to submit. If any of the information below is incorsed, you will need to start a new application.

Click the "Submit" button at the bottom of the page to receive your EIN.

Holp Toplas

What is Form 11287,

#### Organization Type: LLG

#### LLC information

togal name:

ABORADO JAVIER MARGOS LLO

County: Sle(e/Terdlory)

HARRIS JΧ

Siert daler

JUNE 2020

Closing month of accounting years

DHOISMBER (The closing month of the accounting year is defaulted to December due to your organization type. To change your closing month of accounting year, complete Form 1128.)

Blaio Torritory where unicles of organization are (or will be) filed:

#### Addresses

Physical Location;

220 WRSTREIMER RD HOUSTON TX 77006

Phone Number:

713-999-4444

#### Responsible Party

Namo:

Javier Marcos Jr Mbr

SENITIN:

XXX-XX-7104

#### Principal Business Activity

What your businesslonganization does:

REAL ESYATE

Principal products/services:

Real estate commercial renting

#### Additional LLG information

Owns a 55,000 pounds or greater highway motor volicle:

NÓ

involves gemblingly/agerings

NO

Involves alcohol, tobacco or thearms:

No

Filos Form 720 (Quarterly Federal Exciso Tox Return):

NO

Has employees who receive Forme W-2:

Rosson for Applying:

STARTED A NEW BUSINESS

We strongly recommend you print this number page for your records as this will be your only copy of the application. You will not be able to return to this page after you click the "Submit" button.

Click "Submit" to soud your request and receive your ElM. Submit.

Once you submit, please wall while your application is being processed. It can take up to two minutes for your application to be

# CITY OF HOUSTON CERTIFICATE OF OCCUPANCY

Owner or Occupant: JUSTICIA PARALOS HISPANOSI, LLC
This Certificate of Occupancy must be posted iff a conspicous place on the premises and authorizes the Building(s)
or Structure(s) to be occupied at
10700 NORTH FWY: (XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
Street no. Street name Aut Block
OCC REPORTUSED CAR SALES OFFICE SPACE 1054 SQ FT/2000 10011
GOODEN 100 Say 1 Coc. Load
B B B
Subdivision Signes Date Trype A Group Rating
The work listed hereon has been duly inspected and found to comply with City of Houston Building Code requirements for the occupancy group and use shown. This certificate covers UNIXI the work described above.
the occupancy group and use shown. This certificate covers ONLY the work described above f
NOTICE The building official is authorized to, in writing, suspend or revoke a certificate issued under the provision of the Building
Code as per section 105.6. Afterations willion the required permits and inspections offer, as per section 105.1 of the
Building Code, invalidate this derafficate.
THIS CERTIFICATE DOES NOT CURTIFY COMPLIANCE WITH THE AMERICAN WITH DISABILITIES ACT.
EXHIBIT

Rrepared By Griscel Occ Insp) Moreno

Project Number: 21086210 Receipt Number: 8032576



For Christon (Chris) Butler, MCD

For Christon (Chris) Butler, MCD Interim Building Official for the City of Houston Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



## Office of the Secretary of State

July 22, 2020

Law Offices of Marcos & Associates, P.C. 228 Westheimer Rd. Houston, TX 77006 USA

RE: Justicia para los Hipanosi, LLC

File Number: 803693720

It has been our pleasure to file the certificate of formation and issue the enclosed certificate of filing evidencing the existence of the newly created domestic limited liability company (ilc).

Unless exempted, the entity formed is subject to state tax laws, including franchise tax laws. Shortly, the Comptroller of Public Accounts will be contacting the entity at its registered office for information that will assist the Comptroller in setting up the franchise tax account for the entity. Information about franchise tax, and contact information for the Comptroller's office, is available on their web site at <a href="https://window.state.tx.us/taxinfo/franchise/index.html">https://window.state.tx.us/taxinfo/franchise/index.html</a>.

The entity formed does not file annual reports with the Secretary of State. Documents will be filed with the Secretary of State if the entity needs to amend one of the provisions in its certificate of formation. It is important for the entity to continuously maintain a registered agent and office in Texas. Failure to maintain an agent or office or file a change to the information in Texas may result in the involuntary termination of the entity.

If we can be of further service at any time, please let us know.

Sincerely,

Corporations Section
Business & Public Filings Division
(512) 463-5555

Enclosure

Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



## Office of the Secretary of State

## CERTIFICATE OF FILING OF

Justicia para los Hipanosl, LLC File Number: 803693720

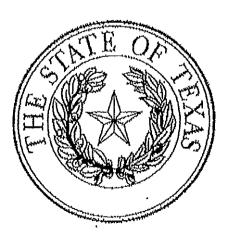
The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Limited Liability Company (LLC) has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 07/10/2020

Effective: 07/10/2020



Ruth R. Hughs Secretary of State

FILED In the Office of the Secretary of State of Texas

JUL 10 2020

#### CERTIFICATE OF FORMATION OF JUSTICIA PARA LOS HISPANOSI, LLC A LIMITED LIABILITY COMPANY

## **Corporations Section**

This certificate of formation is submitted for filing pursuant to the applicable provisions of the Texas Business Organizations Code.

#### Article I - Entity Name and Type

The name and type of filing entity being formed are: Justicia para los Llispanosi, LLC, a Texas limited liability company (hereinafter "Company").

#### Article II - Purpose

The purpose for which the Company is organized is any lawful purpose which may be undertaken by the company in accordance with the applicable provisions of the Texas Business Organizations Code.

#### Article III - Registered Office and Registered Agent

The initial registered agent is an individual resident of the state whose name is Javier Marcos, Ir. The business address of the initial registered agent and the initial registered office is: 228 Westhelmer Rd., Houston, Texas, 77006.

### Article IV - Principal Office

The address of the Company's principal office in this state is: 228 Westhelmer Rd., Houston, Texas 77006.

#### Article V - Organizer

The name and address of the organizer is:

Name

Address

Jayler Marcos, Jr.

228 Westhelmer Rd. Houston, Texas 77006

#### Article VX - Governing Authority

The company shall be managed by its Members. The name and address of the initial member is:

Name

Addross

Javier Marcos, Jr.

228 Westheimer Rd, Houston, Texas 77006

### Article VII - Effective Date of Filing

This certificate of formation becomes effective when the document is filed by the secretary of state.

## Article VIII - Execution

This document is signed subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

Date: July 10, 2020

Javier Marcos, Jr.

Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



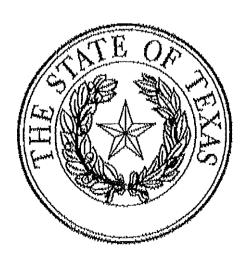
## Office of the Secretary of State

## Certificate of Fact

The undersigned, as Secretary of State of Texas, does hereby certify that the document, Certificate of Formation for Justicia para los Hispanos!, LLC (file number 803693720), a Domestic Limited Liability Company (LLC), was filed in this office on July 10, 2020.

It is further certified that the entity status in Texas is in existence.

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on January 13, 2022.



John B. Scott Secretary of State IN IRS DEPARTMENT OF THE TREASURY SERVICE CINCINNATI OH 45999-0023

Date of this notice: 07-28-2020

Employer Identification Number: 85-2193525

Form: SS-4

Number of this notice: CP 575 G

JUSTICIA PARA LOS HISPANOS LLC JAVIER MARCOS JR SOLE MBR 228 WESTHEIMER RD HOUSTON, TX 77006

For assistance you may call us at: 1-800-829-4933

IF YOU WRITE, ATTACH THE STUB AT THE END OF THIS NOTICE.

#### WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 85-2193525. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent regords.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

A limited liability company (LLC) may file Form 8832, Entity Classification Election, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, Election by a Small Business Corporation. The LLC will be treated as a corporation as of the effective date of the s corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notion visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

#### IMPORTANT REMINDERS:

- \* Keep a copy of this notice in your permanent records. Whis notice is issued only one time and the IRS will not be able to generate a duplicate copy for you may give a copy of this document to anyone asking for proof of your EIN.
- \* Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- \* Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub.

Your name control associated with this EIN is JUST. You will need to provide information, along with your EIN, if you file your returns electronically.

Thank you for your cooperation.

9999999999 07-28-2020 JUST O

(IRS USE ONLY) 575G

Keep this part for your records.

CP 575 G (Rev. 7-2007)

Return this part with any correspondence so we may identify your account. Please correct any errors in your name or address.

CP 575 @

999999999

Your Telephone Number Best Time to Call DATE OF THIS NOTICE: 07-28-2020

EMPLOYER IDENTIFICATION NUMBER: 85-2193525 NOBOD FORM: SS-4

INTERNAL REVENUE SERVICE CINCINNATI OH 45999-0023 નિર્દાતિની તાલા વિન્ની પ્રતિનિતિની તેની તેની તેની

JUSTICIA PARA LOS HISPANOS LLC JAVIER MARCOS JR SOLE MBR 228 WESTREIMER RD HOUSTON, TX 77006



EiN Assisiant

Your Progress!

1. identity

2, Authanticate

3. Addresses

4, Delaks

6, BIN Confirmation

Congratulational Your EIN has been successfully assigned.

BIN Arsigned: 85-2188528

Legal Names JUBTIOIA PARA LOS HISPANOS LLO

шеовтанъ

Bays andlor print this page and the confirmation letter below for your permanent records.

The confirmation teller before is your elicial little notice and contains important information regarding your Bills.

CLICICHERE for You felt Confirmation Letter phonogroups and the confirmation Letter phonogroups (filter and the confirmation Letter phonogroups).

Once you have saved or printed your fellor, click "Conlinus" to get additional information about using your next Elly,

Continue >>

Holp Topics

o a bylyter at 118 gine 5 Wild [1] yo not pavo access

fort dajej. Osu j orcera ipje jajjet ot u



#### **EIN Assistant**

Your Progress:

i, ldenilly

z, Authenlicate

a. Addressen

A. Déloils

8. EIN Continuation

Summary of your information

Please raylaw the Information you are about to submit. If any of the information below is incorrect, you will need to <u>start a new application.</u>

Click the "Submit" button at the bottom of the page to receive your little

#### Organization Types LLO

#### LLC information

Legel neme: County: Stale/Tomitory: JUSTICIA PARA LOS HISPANOS LLO

HARRIS

Glaft date!

**JULY 2020** 

ein (of sign pa) ton; Ginfalleth representation of other properties of other properties of the propert

#### Addresses

Physical Locations

224 WESTHEIMER FO HODBYON TX 77008

Phone Numbers

713/999-4444

#### Responsible Party

Namor ESHVANS Javier Nardos Jr Sole Mer

XXX-XX-7134

#### Principal Business Acilylly

What your business long anixation does: Phicipal products (services:

WHOLESALE Αίπο

Additional LLG information

Owns at 55,000 polards of greater frightway motor vehicles

teshteavigeddese eavloyd ΚQ Involves alcohol, lobacco or liceams: NO

Files Form 720 (Quadelly Federal Exoko Tox Return): Has employees vivo recolve Forms VI-X:

Rooson for Applying:

NO NO

NO

SYARTED A NEW BUSINESS

We shough recommend you printing currency page for your receives as this will be your only copy of the application. You will not be able to return to this page after you color the "Bulsmill" bullon.

Chor "Submit" to send your request and receive your Will. | Submit |

Oner you submit, please wall while your application is being processed, it can take up to two minutes for your application to be processed.

# CITY OF HOUSTON CERTIFICATE OF OCCUPANCY

and the state of t
Owner or Occupant: LAW OFFICES OF MARCOSTS ASSOCIATES, PC
This Certificate of Occupancy must be posted in a conspicuous place operate premises and authorizes the Building(s) or Structure(s) to be occupied at:
10700 NORTH 500 SOO NORTH SOO SOO SOO SOO
Street no. Street natite Block
OCC REPORTOFFICE SPACETTO 171 SQUENTO QUDE 0121
Occupancy Use Occ. Load
S CONTRERAS ARST 220 B B B
Subdivision Date Stout Rating
The building or tennant space listed hereon has been duly inspected and found to comply with City of Houston Building Code requirements for the backbanov group and use shown. This certificate covers ONLY the work described above.
Code requirements for the pacingalox group and the shown will reflect the research of the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacingalox group and the shown will be required to the pacing group and the shown will be required to the pacing group and the shown will be required to the pacing group and the shown will be required to the pacing group and the shown will be required to the pacing group and the pacing group group and the pacing group group group and the pacing group
The building official is authorized to, in willing, suspend or revoke a certificate issued under the provisions of the Building
The building official is authorized to, in writing, suspend or revoke a certificate issued under the provisions of the Building Code as per section 105.6. Alterations without the required permits and inspections may, as per section 105.1 of the
Building Code, invalidate this destificate
THIS CERTIFICATE DOES NOT CERTIFY COMPLIANCE WITH THE AMERICAN WITH DISABILITIES ACT.
EXHIBIT
国系系统系统列制国

Prepared By Nancy Vasquez

Project Number: 21086209 Receipt Number: 8032575 For Byron D. King

Building Official for the City of Houston



Department of the Treasury Internal Revenue Service Cincinnati, OH 45999 In raply refer to: Dec 10, 2021 75-8064346 0248397822 LTR 147C

LAW OFFICE OF MARCOS & ASSOCIATES P C % JAVIER MARCOS JR 228 WESTHEIMER RD HOUSTON TX 77006-3222 281

Taxpayer Identification Number: 75-3064346

Form(s):

Dear Taxpayer:

Thank you for your telephone inquiry of December 10th, 2021.

Your Employer Identification Number (EIN) is 75-3064346. Please keep this letter in your permanent records. Enter your name and your EIN on all business federal tax forms and on related correspondence.

If you have any questions regarding this letter, please call our Customer Service Department at 1-800-829-0115 between the hours of 7:00 AM and 10:00 PM. If you prefer, you may write to us at the address shown at the top of the first page of this letter. When you write, please include a telephone number where you may be reached and the best time to call.

Sincerely,

Mr. Evans 1004010784 Customer Service Representative Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



Gwyn Shea Secretary of State

## Office of the Secretary of State

## CERTIFICATE OF INCORPORATION OF

Law Office of Marcos & Associates, P.C. Filing Number: 800087973

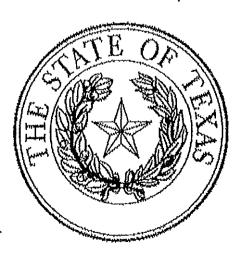
The undersigned, as Secretary of State of Texas, hereby certifies that Articles of Incorporation for the above named corporation have been received in this office and have been found to conform to law.

Accordingly, the undersigned, as Secretary of State, and by virtue of the authority vested in the Secretary by law, hereby issues this Certificate of Incorporation.

Issuance of this Certificate of Incorporation does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 05/24/2002

Effective: 05/24/2002



Luyn Shea

Gwyn Shea Secretary of State

# CITY OF HOUSTON CERTIFICATE OF OCCUPANCY

Owner or Occupant: ADVANCED DIAGNOSTICS HEALTHCARE
This Certificate of Occupants, houst be posted in a conspicuous place on the premises and authorizes the Building(s) or Structure(s) to be occupied at:
10700 NORTH FWY COCK CADO 18 135
Street no. Street neighbor. Block
NC/PHYSION OFFIGES/// 845 SQ FT/20/12 GODE #16027723 0018
Occupancy Use Occ. Load
B B
Subdivision Baje Group Raling
The build bear rement spece ligrad hereon has been dilly dishected and found to domnly with City of Houston Building
The buildhirer tennant space listed hereon has been duly listed and found to comply with City of Houston Building Code requirements for the occupancy group and use shown. This certificate covers ONLY the work described above.
The building official is authorized to, in writing, suspend or revoke a certificate issued under the provisions of the Building
The building official is authorized to, in writing, suspend or revoke a certificate issued under the provisions of the Building Code as pel-section 105.6. Alterations without the required permits and inspections may, as per section 105.1 of the Building Code, invalidate this derificate.
THIS CERTIFICATE DOES NOT CERTIFY COMPLIANCE WITH THE AMERICAN WITH DISABILITIES ACT.
EXHIBIT
general and respects to the large state of the larg
whise Mouno Sune Lambeight
Rrepared By Griscel Moreno For Byron D. King

Project Number: 22015294 Receipt Number: 8172895 Building Official for the City of Houston

Date of this notice: 10-13-2020

Employer Identification Number: 85-3437100

Form: SS-4

Number of this notice: CP 575 G

HOUSTON STAT ER GROUP PLLC LUCKY CHOPRA SOLE MBR 1,911 BAGBY ST HOUSTON, TX 77002

For assistance you may call us at: 1-800-829-4933

IF YOU WRITE, ATTACH THE STUB AT THE END OF THIS NOTICE.

#### WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 85-3437100. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

A limited liability company (LLC) may file Form 8832, Entity Classification Election, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, Election by a Small Business Corporation. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local TRS office.

#### IMPORTANT REMINDERS:

- \* Keep a copy of this notice in your permanent records. This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you. You may give a copy of this document to anyone asking for proof of your EIN.
- \* Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- \* Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub.

Your name control associated with this EIN is HOUS. You will need to provide this information, along with your EIN, if you file your returns electronically.

Thank you for your cooperation.

Keep this part for your records. 

CP 575 G (Rev. 7-2007)

Return this part with any correspondence so we may identify your account. Please correct any errors in your name or address.

CP 575 G

999999999

Your Telephone Number Best Time to Call DATE OF THIS NOTICE: 10-13-2020

EMPLOYER IDENTIFICATION NUMBER: 85-3437100

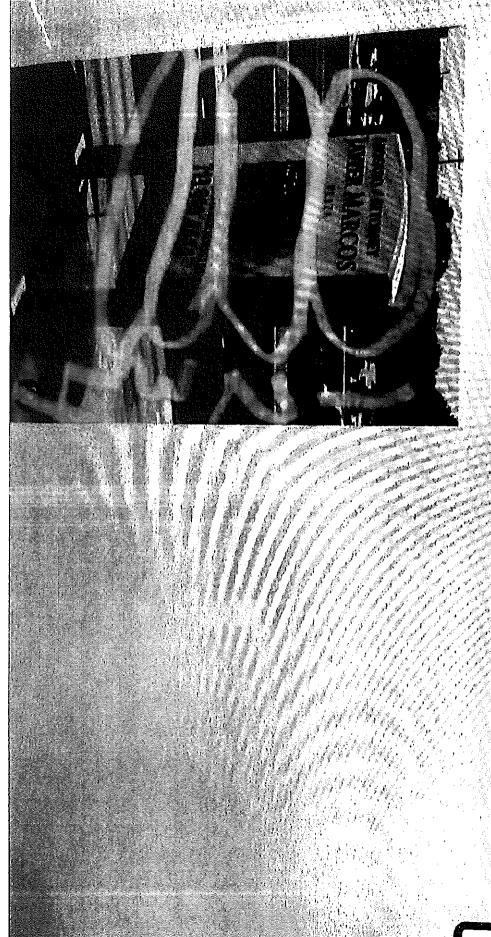
FORM: SS-4

NOBOD

INTERNAL REVENUE SERVICE CINCINNATI OH 45999-0023 ևենևնոհատնունեներեներ HOUSTON STAT ER GROUP PLLC LUCKY CHOPRA SOLE MBR 1911 BAGBY ST HOUSTON, TX 77002

- Abogado Javier Marcos, LLC (building owner),
- Justicia para los Hispanos, LLC (car broker business [LCD portion]),
- 3. Law office of Marcos & Associates, PC (law firm), and
- Advanced Diagnostics Healthcare facility which is bottom

Currently blank, we removed "emergency" with red backing) and left blank because the ER is not built yet.





The applicant, by the making, executing, and submitting this application to Hauston Public Works, represents and warrante that the proposed construction described in said application is not in violation of or contrary to any dead restriction or convenent running with the lend in which the herein described to, tract or

The Applicant further represents and warrants to the City of Houston and to the property cypers lying and situated within the addition or subdivision in which the neven tweet of lend is situated, that such application, and the erection of the boroin described construction and the eventual use thereof will not be used for any purpose which is prohipted by the deed restriction or coverage running with the lend within such subdivision or addition.

The Applicant accopts this building peintly subject to the foregoing representation and warranties and agrees that it such construction or use be in violation of him dead restrictions or coverage from the light such building permit shall automatically become null and void without the necessity of any autom on the part of the City of Houston or the property owner(s).

that but rot to a only ste transport as you have a decreased.	
104 and 0000 Majoria at the printed at 17-PER-2022 18175821	ype Rajed No. 37 7.1
	heritalian and an
ABOGADO A APTORNUE JAVIER MERCOS PLAZA	Christian Christian
10700 NORTH TWE	Balon firder
17037 HARRIS 1001-0000, 0001-02855165 m	03088383
1 0001076	Phone: 9364461239
To the	11Phone 1
PROPERTY SIGN & LIGHTING	9364461239
Johns	
M NI IGM SEC 281, 2422, BX31 - PLAZA / DED TENANT / 2 SENANTS	direction description of the second
	\$207.33
Rayment method: Advanced Payment Aggrants	den reserve

Department Date on the Changeable Messag 04/01/2022 SIGNS des advertising on the 04/01/2022 SIGNS in full compliance 04/01/2022 SIGNS 04/01/2022 SIGNS 04/01/2022 SIGNS 04/01/2022 SIGNS Signe. Saye and 04/01/2022 SIGNS Tens of Section 4620 04/01/2022 SIGNS isting and new 04/01/2022 SIGNS 04/01/2022 SIGNS flashing, glaring, 04/01/2022 SIGNS ibitea. 04/01/2022 SIGNS g a continuously movir 04/01/2022 SIGNS the use of rotating or 04/01/2022 SIGNS EXHIBIT

Christon (Chris) Butler, MOD Intellin Bullding Official for the City of Houston

#### POST PERMIT ON JOB LOCATION

eor reinspection call: 832-304-8840 Buldha hebectiche 832-394-8880 Electrical inspections Böller A/O Inapections: 832-394-8850 882-394-8842 Mbbile Homes

832-394-8890 Sign Administration Interactive Voice Response. 713-222-9922 Right of Way, Inspections 882-394-9496 832-494-8860 Electrical Utility Release.

Occupancy Inspections 882-894-8680 832-394-8870 Gad Utility Reléase. Plumbing inspections: 882-394-8870 002-894-8810 Plan Review

An Inspection must be valled witten 400 days of pumbase or this period will lines. After \$60 days of purebase many period by required per seeller. And a finite in the period based on a distribution of the expectation of th

THE PARTY OF THE P

The applicant, by the making, executing, and submitted this application to Houston Public Works, represents and warrants that the proposed construction despited in said application is not in violation of or contract our deed restriction of convenient running with the land in which the hardle distributed or partial of lead to alterate.

parties or secure assumes.

The Applicant further represents and warrants to the City of Houston and to the property owners lying and situated within the addition or subdividing in whiter the barein treet or fend is altered, that such application, and the exciton of the herein described construction and the aventual use thereof will not be used for any purpose which is problement by the dead restriction or coverable with the stept within such subdivision or earliest or addition.

any purpusa ymon a promone o y ma cosquitation of coveniana running war one and square and agrees that if such construction of use the invitable and square that if such construction of use the invitable and square that if such construction of use the invitable and agrees that if such construction of use the invitable and agrees that if such construction of use the part of the City of Houston of the property owner(s).

Ode APR-2022 Originally Printed: 17-FRB-2022	8178821 Politype Pintention 18220 Politype
Marilland	Sprinklera
ABOGADO A ATTORNEY J'AVIER MARCOS PLAZA	THE RESERVE OF THE PARTY OF THE
1.0700 NORTH BWY   Lip Golds   Goldy   Hidge   Holle   Interes	STRTP STREET SALES OF STREET
MOUSTON. 177037 HARRIS 1001 0000 000	62855165 (1886 5165 165 165 165 165 165 165 165 165 1
BAKER'S SIGN	00001076 936461239
BAKER!S SIGN & LIGHTING	0000T075 9364461239
Oller	(10. No.
The state of the second	<u></u>
M. M. TIM CON ALL ADVANTAGE MARKET CONTRACTOR	2 TENANTS: Tamentalouse and includes a
** CONTINUED FROM PROPERTY **	
04/01/2022 SIGNS parts in desociation with such	Lights or colored blements,
04/01/2022 SIGNS are promplified H	A STATE OF THE STA
04/01/2022 SIGNS (3) A chengerble-message-stron)	may hat change the message mor
04/01/2022 SIGNS COTTED THENT EVERY MYE MINUTES	the message the message
04/01/2022 SIGNS Work Becong of land with the	mological may not change the
04/01/2022 SIGNS A Meseage Without a new fogundian	
04/01/2022 SIGNS W GINGBELLINGTS SHELL BE	and the state of 6800 nits
04/01/2022 SIGNS Detween aunitie land strike	d All Indianon of 1250 nets
04/01/2022 SIGNS Detween aunset and sunt set	a each sidn shall be fitted
04/01/2022 SIGNS With Color of the color of	device to automatically
04/01/2022 SIGNS adjust the property of the second	dance with these standards.
with the state of	<i>&amp;</i>
Permit Type: GI Sign Site Mepes Sione	88.41
1 SITE INSPECTIN	WA AN
Bermit Type: GP Sign Rien Maria 100	
1 PLANREV FEED AND THE STATE OF	38.41 38.51
Processing Feet Total Permit Res	<b>7</b> 1.18.192
The state of the s	go.,
** · CONTINUED CON WEXT A BURE A SAME	

#### POST PERMIT ON JOB LOCATION

FOR REINSPECTION C.		Olan Administration	832-394-8890	Occupancy Inspections	832-894-8880
Building inspections	832-394-8840	8ign Administration			
Electrical Inspections	882-894-8860	Interactive Voice Response:	713-222-9922	Qas Ullity Release	832-394-8870
Boller A/C Inspections	882,394,8880	Right of Way Inspections	832-394-9496	Flumbing Inspections	832-894-8870
			832-394-8860	Plan Review	832-894-8810
Mobile-Homes	832-394-0842	Electrical Utility Release	<i><b>Q0Z~304~QDVV</b></i>	1. (Olt 170mrosa	COM WATER

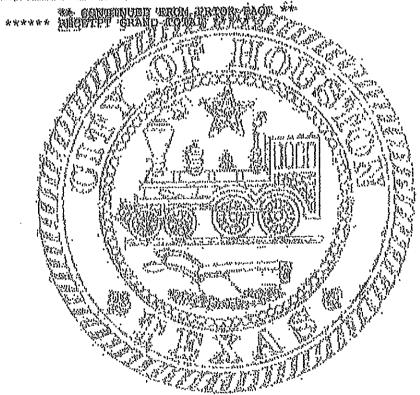
An inspection must be called within 180 days of purchase or this parmit will lapse. After 860 days of purchase a new permit may be required per application 406.4 of the Building Code, of the expiration date specified on the Permit or Receipt. Any skuoldred work authorized by this permit is issued based on a declaration stating that the work above does not violate any applicable deed residebilities or supercede any orders besed by the D.B. Heading Office.

The applicant, by the making, executing, and submilling-title application to Houston Public Works, represents and warrants that the proposed construction described in sold application is not in violation of or contrary to any deed restriction or convenent number with the land in which the herein described in, fact or parcel of land is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners lying and elitiated within the addition or subdivision in which the herein track of land is elitiated, that such application, and the avoidon of the herein described constitution and the eventual use thereof will not be used for any purpose which is prohibited by the deed restriction or covernants running with the lead within such subdivision or addition.

The Applicant accepts this building penalt highlest to the toregoing representation and value and agrees that if such constitution or use he in violetion of any dead restrictions or covenants running with find that each building penalt shall automatically become hall and yeld without the necessity of any action on the part of the Olly of Houston or the property owner(e).

APR-2022 Originally Printed: 17-FEB-2022 8175321 Protops Proto
CI APR-2022   Originally Printed: 17-FEB-2022   Shakis
APOCADO A ATTORNEY JAVIER MARCOS PIAZA  LOTAD NORTH PMY  CONTRACTORNEY JAVIER MARCOS PIAZA  LOTAD NORTH PMY  CONTRACTORNEY JAVIER MARCOS PIAZA  LOTADOR NORTH PMY  CONTRACTOR NORTH PM
ABOGADO - ATTORNES DAVITE MARCOS PIAZA  LOTO NORTH PRY  LOTO N
10700 NORTH PMY 3 1 27037 L HARRIS L 00110000 000 02835165 03088383
100 100 000 000 000 000 000 000 000 000
HOUSTON 197037 LANGELS TOUROUP 100 1285165 03018383
100000000000000000000000000000000000000
Hand Hand Hand Hand Hand Hand Hand Hand
HRANGER'S SEGN & LIGHTING 00001076 0364461239
ARTER AND
The state of the s
8M. 131 T1314 2FC 201 22X22 5X31 DE FIAZA X LEP TIMANT L. Z TIMAN SQUARE CONTROL OF THE STATE OF



#### PAST PERMITION JOB LOCATION

FOR REINSPECTION CALC:				
FOR REINSPECTION CA Building inspections	832-324-8840			
Electrical Inspections	832-894-8860			
Beller A/C Inspections	832-394-8860			
Mabile Homes	832-394-8842			

10, 12

Programme to the ballets and an experience of			
Blgn Administration Interestive: Voice Response: Right of Way, inspections Electrical Utility Release	802-394:8890 713- <u>322:</u> 9022 882-394-9496 832-394-8860	Ougupancy Ingpections Gas:Utility:Release Plumbing:Inspections Plan Review	882-394-8880 832-394-3870 832-394-8870 832-594-8810

Aff institution what in called within 180 days of putchase of this partit will label After 60 days of purchase grow remainment to expend the pull-106.8 of the Building Code, or the expiration line specified on the Pointle or Receipt. Any situdinal Rolk appropried by this partit is historical on a decision of the Building Code, or the expiration specified on the Pointle of the Code of th

n anne, n thanyandu a yn

411 - 4

:1

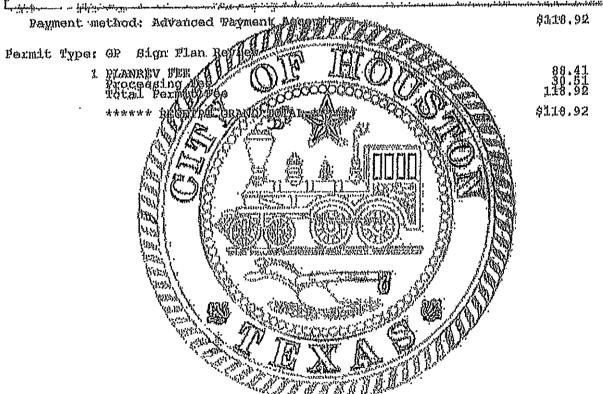
\$207.33

The applicant, by the making, executing, and submitting the application to Houston Public Works, represents and which the inches that the proposed isous incidental described in sold application to not in violation of or contary to any deed restriction of convenant rounding with the fond in which the herein described to that are privated of land is a function.

The Applicant (drifter represents and warming to the City of Houston and to the property pamers lying and situated within the addition or subdivision in which the herein tract of land is situated, that such application, and the section of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed restitotion or covenants rinning with the land within such authoritation or exclusion.

The Applicant accepts this building permit subject to the irregolog representation and refresh and agrees that it such constitution or use their violation of the tree of the constitution of the property agreement building permit shall automatically become null and void without the inecessity of envised on the property agreement of the City of Houston of the property agreement in the property agreement of the constitution o

and the state of the second and the	8	\$2.5 4.44.00 pt - \$1.5 5 7 15 15 14 14 14 15 15 15 15 15 15 15 15 15 15 15 15 15	1
And the state of t	Macaini No.	Ploj. Typl. Pallett National Service	<u> </u>
Ma-AFR-2022   Originally Printed: 17-FEB-2022	18175822	<u> </u>	
Chamillan	(abHukisto,		"[
had offices of marcos & associates, FC		4. gype	
Addraga	Abject	TO HO	Į.
16700 NORTH: FWY	500	<u>  642-074-000-0119</u>	t.
	Chopping Cart	Oplan Ougal	- 1
MOUSEON: 1001100001.010	1 02859165	103080384	
Confesion	(Lie. No.	Prom	- 1
BAKER'S STON	00001076	9364461239	
[18](1))	Lic. No.	Phohe	-
BAKER'S STON A. LIGHTING	. 00001076	9364461239	
[Nill]	Ho. Np.	Phone	
•		and the statement of the state	
Light of the second of the sec		4 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	1.
The state of the s		ئىللىلىدى مەرىخىيىنى ئىلىدىلىرىلىدىلىدىلىدىلىدىلىدىلىدىلىدىلىد	



Christon (Chris) Buller, MCD Interim Bullding Official for the City of Houston

#### POST PERMIT ON JOB LOCATION

HAN MILLIAMPANIAL ALL.					
FOR REINSPECTION OF Building Inspections	NLL; 832-394-8840	6 gn Administration	832-394-8690	Ocetipancy Inspections	832-394-8880
	832-394-8860	Interactive Voice Response.	713-222-9922	Gas Utility Release:	882-394-8870
Boller A/O Inspections	832-394-8850	Right of Way Inspections		Plumbing Inspections	862-394-8870
Mobile Homes	832-394-8842	Electrical Utility Release	832-394-8860	PlanjReview ·	832-394- <b>9</b> 810

An thepodion must be called willin 180 days of purchase, or this point will lepup. Alth Advitable of purchase is now point will be represented on the Femilian Receipt. Any situating with sufficient in the septration date specified on the Femilian Receipt. Any situating with sufficient by this penult is seened based on a declaration stating that the work nitroe does not violate shy applicable doubt conflictions or supercents any orders leaved by the D.B. Heading Office.

1 0220257

The applicant, by the making, exaculting, and submitting this application to Houston Public Werks, represents and warrents that the proposed constitution described in said application is not in vibilation of or contary to any dead restriction or convenant running with the land in which the herein described in, fractor parcel of land is situated.

The Applicant futher represents and warrants to the City of Houston and to the property owners tying and situated willing the addition or subdivision in which the herein tract of lend is situated, that such application, and the stadion of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the dood restriction or coveragite number with the land within such subdivision or addition.

The Applicant absents this building pannit subject to the loregoing representation and warranties and agrees that if such construction or use be in violation of any agree that if such construction or use be in violation and surranties and agrees that if such construction or use be in violation and surranties and agrees that if such construction or use be in violation and surranties and agrees that if such construction or use be in violation or use the property of any agree permit shall administrately become null and void without the necessity of any agree that part of the City of Houston or the property owner(a). Mila sandrine de la marie della marie dell

į	04-APR-2022	0245	44 mal 148.	Printed	. 03-AP	r 2022.		18220 Rebuilde	357 T.	માનવામના મ	THE PARTY OF THE PROPERTY OF T	المتكلالسلاطية
١	INDICIALIZATE IN	,					A 4	# Problem	g.	ά√űe	istelsoftensistensiste	
•	BBOGADO Y A	YTTÖBNEY	CTVATE	<u>" warcoe</u>	" <b>KTOSO</b> "	44444444		apato.	mirron de la salaga	FIELD	ieletothy-austra-alfo-estas	14.15.15.15.15.1
:	LOZOO NORUH	1. <b>EMY</b>		Maries		interference of the state of	lunity: Islay	STR	<u> </u>	Esto	g Order	<del></del>
1						001	00 0000	03	rites	1		
	HOUSTON	ri <del>lliäässitilluvan</del> ustr	1	haidun madha	<del>                                     </del>	J-4-2-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-4-	Jan graff grandensky ege	THE IA. NA.	ለሬ	Pito	6446123	α
	BAKER ROBBI	MANA.	<del>Kanadaaya Ş</del>	Aritim to Contract	ALEMAN STREET	وبيا وموريه بالمناطبات	11924 - 15-7 + 44-4-6-47-4	<u> </u>	06	Pho	in Chine kontaktori	***************************************
	BRAKER'S S	[4]. &. 1001	eghting.	14. W	*******		~}************************************	0.00	<u>01076</u>	200	64481.23	Section 1
1	distribution for	intricip entriction	Wanta mun me	La live month, ages.			1 \$ 400 \$ 45 TO \$ 489	LIP, NO.		1	***	المريد والمار والمراد
			Miritary of the Committee of the Committ			A A ALL	eran alleri Helses sten	in the state of	ኤፕነስቫር 3			1
	M. M. TIĞM	<u> </u>	<u>. 24×22</u> ,	<u>:5X31</u>	m PANAA.	M. Heb.	LUINNA T. X		Against na paraise re	iganiyyayaya K	MANAGET ATTACTOR	en e
	Payment	methoda	Advano	ed :Paym	ent Age	<b>新海南</b>	755-444 L			5	812.64	
				(۲)پين			在事 學學	u dėjų				
	Date	Departn	nent			Profes	A COMMEN	TO BA				
	04/01/2022	SEGNS	6	mi wone	<b>MAN</b>	na; nene	mgy bay	<b>ELLIN</b>	<b>^</b> .		mgeable	
			iŽ.	A CON	100	<b>NODITY</b>	if vactifie	e with	pes a	gvert	:Lsing o	n the
	04/01/2022		· W.V	And Com				3(1)>>	1.48 July	in fi	ill comp	liance
	04/01/2022	signs		nagesnocy	MAN TO SERVICE		izna diagra	77	M. Jakes	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
	04/01/2022	signs	. X\X/A	eor roa	Ā₿ <u>0</u> 2 (ĕ		and Tabl	ePAA 1	Jane J			ىئىيات داد
	04/01/2022	Signs		# 14 / 4 h	* * *	έ <sup>π3</sup> α * *	L'irin	78°77	A Part	* * { [	***	8 9 A
	04/01/2022			att ion	H11-19	<b>对一种可</b>				41 21		
	04/01/2022			hi chi	<b>电影的</b> 形式	Meggadi		新 谢	17.	-c4 .	ns. Sav	
	04/01/2022		(66)	出潮前	<b>FIRST</b>		<b>F(00)</b>	W.I 176	14 1000	<u>-</u> -1	gf."Beota	
27,	04/01/2022	STGNS					門門門	of Lydo	alla	Nist:	lng and	wèn
	04/01/2022		Single I			n tech	Wildy T	Try joh	JAN 1	J		
	04/01/2022		la:i)	(11 ¥ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \	kino	otatin	eiiiiiy.lr	gracha	V. P. TER	TJ\$B}	ning, gl	aring,
			1 15 15 15 15 15 15 15 15 15 15 15 15 15	ZL 3.		or abb	. 1367	Mir o	MAN T	teď.	"	
	04/01/2022		4.72.4.37	<b>经</b> 侧据		Harris I		a Vand		cont	lanousl	y movin
	04/01/2022		A CARIN	14 7 1		XXXXXX		Attack	The u	se of	f rotati	ng or
	04/01/2022	SIGNS	14	Winding Li					, , , , , , , , , , , , , , , , , , , ,			٠.
			**	COMMANI	ed og v	(DIXW. /FA						
						F-100 70 - 57		Reserve				
					Acr. (\$5.00 13.	-{\disp_{\disp_{\disp}}}	ha again					

Ohliston (China):Buller, MCD Intelim Building Official for the Olty of Houston

\*\*\*\*\*\* 11

5,32 8,336

uarea n

#### POST PERMIT ON JOB LOCATION

An margation milet he cause within 180 days of purchase of this purmit will lapse. After 360 days of purchase a new pamilt may be required for some of his purmit of the cause of purchase a new pamilt is used based on a fact of the cause of purchase a new pamilt is used based on a decident of the that the work above does not violate any opening that the work above does not violate any opening that the work above does not violate any opening of that the work above does not violate any opening of the that the work above does not violate any opening of the that the work above does not violate any opening of the that the work above does not violate any opening of the that the work above does not violate any opening of the that the work above does not violate any opening of the that the work above does not violate any opening of the that the work above does not violate any opening of the that the work above does not violate any opening of the third that the work above does not violate any opening of the third that the work above does not violate any opening of the third that the work above does not violate any opening of the third that the work above does not violate any opening of the third that the work above does not violate any opening of the third that the work above does not violate any opening of the third that the work above does not violate any opening of the third that the t

manufation of the state of the

### **HOUSTON PUBLIC WORKS**

Houston Permitting Center - Code Enforcement

The applicable by this making, executing, and elluprimity that application to Housign Public Works, represents and warrants that the proposed construction described in endamplication is not in violation of or content to any detailed the proposed construction or content to any detail restriction or content to any detail restriction or content to any detail restriction or content to any detail of the content of the content

parcer or rain to contact the contact of the City of Houston and to the property owners. Fing and efficient willinding addition, expectation in which the herein front of land is altered, that such application, and the grounder of the herein described construction and the eventual use thereof willing to the dead restriction of controller with the land willing with a land will be such a group to the position.

The Applicant accepts this building permit subject to the foragoing representation; and within such a group that if such construction or use besin violations of any dead restrictions or coverants running with that such building permit shall automatically become null addy of without the precisely of only adder on the state of the city of the controller or the property weren't.

the part of the City of Houston or the property owner(b).	AND DESIGNATION OF THE PERSON	an Ulamark and the
04-APR-2032 Originally Printed, 01-APR-2022	Refeloi Ro. Proj. T 9220357	70. Tipo 10. 10. 10. 10. 10. 10. 10. 10. 10. 10.
BOGADO A ATTORNEY JAVIER MARCOS PLAZA	รุกกรหายการกรรมการการการการการการการการการการการการการก	Main and a series of the serie
NOTO NORTH TWY	STRIP JUN	Salah Orlin
HOUSTON 77037 HARRIS 001 0000 000		Spans
PAKUR ROBERTA J.	58706 Jano	9364461239:
BAKER'S SIGN & LIGHTING	00001076	9064461239
What was a second of the secon	January Market M	
SM N1 ILUM 2FC 2PL 24X22.5X31 - PLAZA Z LED TENANT /	2. TENANTE E	
** Continued from Programme **		
04/01/2022 SIGNS parts in association and	Ligits or co	Loned elements,
04/01/2022 STENE ANALYSTICATION		

	** CONTINUED FROM PROPERTY AT
04/01/2022 SIGNS	parts in delectation ments,
04/01/2022 SIGNS	are with the last the
04/01/2022 SIGNS	(1) A change of Leanne of the message mor
04/01/2022 SIGNS	Comen than every have minutes and must change the message
04/01/2022 SIGNS	Mone account to the man had been of the man not change the
04/01/2022 SIGNS	A William Committee Commit
04/01/2022 SIGNS	(a) Contour programme and the second and a second and the second a
04/01/2022 SIGNS	Chelveen whom seland since the selection of 1250 nits
04/01/2022 SIGNS	between sunset and substice with each alige that he fitted
- 044 /04 /0400 BTERYO L	with Amel Med Man Talkith device taken tomatically
04/01/2022 SIGNS	advisit head identification and with these standards.
· ·	West 1 Commence of the second
Reimit Type: EG E	denny igna director control in the party of the control of the con
6 ADDAD 6 SHOP	THE SECTION OF THE SE
Total	A CONTROL OF THE STREET OF THE
***	* RECEIPE GRAND TO DE TAMENTO CONTROL SEL SEL SEL SEL SEL SEL SEL SEL SEL SE
	Marie Balling and Control of the Con

#### POST PERMIT ON JOB LOCATION

and the Control of th		* ** ** ** *** ** ** ** ** ** ** ** **			
POR-REINSPECTION CA Building Inspections	LL: 692-394-8840	Sign Administration	1832-894-8890	Occupancy Inspections	882-894-8880
	892-894-8980	Interactive Volce Response	713-222-9922	Gas Uillily Release	892-394-8870
•••	882-894-8850	Right of Way Inspections	832-894-9498	Plumbing inspections	892-394-8870
Mobile Homes	832-304-8842	Electrical Utility Release	832-394-8860	Plan Review	832-394-8810

An Inapholian miles be called within 180 days of purchase or this parmit will lapse. After 380 days of purchase a now pormit may be sequined on sould of the Building Code, or the expiration days allocity in the Expiration days of the Building Code, or the expiration days allocity in the Expiration of the Building Code, or the expiration days applicable deed restrictions or supercade any didness (study by the Diff. Healing Office.)

The applicant, by the making, excepting, and aubmitting this application to Houston Public Works, represents and wavents that the proposed construction described in said application is not in violation of or contary to any deed restitution, or convenent running with the land in which the horses described in the land in which the horses described in the land is united.

The Applicant further represents and werrents to the City of Flouston and to the property owners lying and altituded within the addition or subdivision in which the herein tract of land is situated, that such application, and the excitor of the herein described construction and the eventual use thereofydd not be used for any purpose, which is prohibited by the deal restriction, or obversarily running with the laid within such subdivision or addition.

The Applicant accepts this building permit subject to the foregoing representation and werrentles unit agrees that if such construction or use he in violation of any dead restrictives or coverable running with lend that such building permit shall suftemalically become null and vold without the necessity of any action on the pert of the City of Houston or the property owner(s).

the part of the City of Houston or the property burner(s).	
D4TARR-2022 Orlightally Eripted: 01-APR-2022.	
REDGADO & ATTORNEY JAVIER MARCOS PLAZA	The production of the producti
10700 NORTH EWY TO A STREET BOME TO BE STREET BOME SERVE	STRIP . I STRIP
TATIONAL TARRES 001 000 000	Sliebioping card skyly oncor 20, 100:
18 Vingeli 18 Vingeli	00001076 9864461239
PAREN S. S. C. S.	15.16.101.01.6 PB.6.14.61.23.9 PERSON
FBAKER!S SIGN & LIGHTING	TOTAL STREET,
HARMAN AND THE	A STATE OF THE PARTY OF THE PAR
N DI ILUM 2FC 2PL 21822 5831 T PLAZA Z JED TENANT Y	2. TENANTS
Payment method: Advanced Payment Aggylff	\$1,067.03
	ra.
Date Department Project Command	None of the Monte of
04/01/2022 SIGNS GATTLEMENT OF THE CONTROL OF THE C	Mise on the Changeable Messag
04/01/2022 SIGNS ASSOCIATED TO THE CONTROL OF THE C	Budiness advertising on the
04/01/2022 SIGNS A Marinot as Craise Consthe CME W	hik iki je in full compliance
04/01/2022 SIGNS / WEST ASST (e) (e)	Mary Land
04/01/2022 BIGNS	*********
04/01/2022 SIGNS TO SECTION 2611 ON TRIME LETTING	
04/01/2022 SIGNS TO TO THE TOTAL CONTROL OF THE STREET OF	h debinoing signs, save and
04/01/2022 SIGNS TO THE STREET OF THE STREET	the provision of section 4620
04/61/2022 SIGNS 1 1011010000 SIGNS	lytto all existing and new
04/01/2022 SIGNS : mestage and ital recommend of	
	Mohasily, Vilashing, glaring,
04/01/2022 SIGNS Jacket Bring or spots done	and profitablited.
04/01/2022 SIGNS (2/2)14/01/01/01/01/01/01/01/01/01/01/01/01/01/	The first a continuously movin
04/01/2022 SIGNS STANGER OF PROPERTY OF THE PR	twot the use of rotating or
** Committee of American	
04/01/2022 BIGNS *** CONTINUED ON MIXI FAIR C	
TOTAL COMMENT CONTRACTOR OF THE CONTRACTOR OF TH	

Christon (Chris) Butter, MOD Interim Bullding Official for the City of Houston

#### POST PERMIT ON JOB LOCATION

FOR REINSPECTION C Building inspections Elèctrical inspections Boller A/C inspections	·092-384-8840 832-394-8860 882-894-8860	Sign Administration Niteractive Volce Response Right of Way Inspections Electrical Utility Release		Occupancy Inspections Gris Utility Refease Plumbing inspections Plan Review	8 832-294-8880 8 8 2-994-8870 8 2-294-8870 8 2 2 3 2 4 8 8 1 0
Möhlle:Homes	1892-894-8842	RIBUILIDS! CHILCH GOLD GOD	COM-CONT. WORK		te uff

Alvingpolion dide to collect within 180 days of purchase or interperant will apse. After 380 days of purchase a new paimit may be required per each on a 100% of the Hillians Codic, or this expense their specification displayed of the Hillians Codic, or this expense their specification displayed and displayed the bill. Figure of the bill, Figure of the bill. Figure of the bill, Figure of the bill.

11 1 447 alamentagramentage et et ens

Mol. Typu

The applicant, by the making, executing, but authorition this application to Houston Public Works, regressive and warrants that the proposed construction described in still application to not be violation of or confirm to any deed restriction or convenent country, with the land in which the tell described of partial of land is situated.

The Applicant futher represents and warrants to the City of Houston and to the property owners lying and situated within the addition or autiditialism in which the herein fract of hard is althought, that such application, and the credition of the herein described construction and the exemited use thereof will not be used for any purpose which to prohibited by the deed restriction or covernants minning with the light within such subdivision or stellism.

any propose which to propose expression or coverence expression or coverence expression of acceptable title building permit subject to the foregoing representation and warranting and agrees that it such construction or use he in violation of any deed restrictions or coverents running with land that such building permit shell automatically become null and void without the necessarity of any refers on the part of the Gilly of Houston of the property owner(s).

Originally Printed: 01-APR-2022

BOGADO / ATTORNEY JAYIER MARCOS PLAZA	de nitoria
ABOGADO F ATTORNES ONVIER BERCUS FLANA	Space Haranan Min No.
10700 porth fwy.	STRIP
ROUSION 77037 HARRIS 001 0000 000	15 .12 1
Goningler	Itig. No. Ignose
BATTER S. S. CON COMPANIES WITH A PROPERTY OF THE PARTY O	The state of the s
ABAKUR'S SIGN A LIGHTING	00001076 19364461239:
Tipp)	i je i
Up 1	A ministell minister of
<u>em ni ilum 25e 291. 24x22.5x31 Plaza / lèd benant /:</u>	2. NENANTS -
** CONTINUED FROM PROPERTIES **	
04/01/2022 SIGNS parts in head latin the first	Llights or colored elements,
04/01/2022 SIGNS are proprietal tell	
04/01/2022 SIGNS (3)/A change to be supplied that	marchat change the message mor
04/01/2022 SIGNS A Crien than the minutes	and Mill change the message
04/01/2022 SIGNS / Jone appoint and legs of high bec	molicy fien may not change th
04/01/2022 SIGNS AN Meseage Without a new permit	
04/01/2022 signs Whith Brighthes Lingto Expelling	sal all simon of 6500 nits
04/01/2022 SIGNS A Debieen Sungise land Sunser Land	d at a maximum of 1250 nate
04/01/2022 STONE between subset and subsider and	a each sign shall be fitted
Market Control of the	dellos tovaltematically
04/01/2022 SIGNS (Tall adjustified blings ness (1998)	dance with bhese standards.
04/07/2025 27009 Land and an analysis and an a	
Permit Type: GC Sign Constitution	<i>&amp;                                    </i>
	7 / / 301 - 37
528 ON PREMITEOFF	100 /X V 149:01
Total Pennik Tipe	A65 18 18 28 38 38
Permit Type: GO Sign Open Ang 7 75	
900 ON PREM (SOFT)	505-93
900 ON PREM (SOFT)	a de la companya della companya della companya de la companya della companya dell
** continued on individual the	
The said of the sa	

#### POST PERMIT ON JOB LOCATION.

FOR REINSPECTION OF Building Inspections	\ll: 882-394-8840	Sign Administration	832-394-8890	:Occupancy Inspections	
Electrical inspections	892-394-8860	Interactive Voice Response	713-222-9922	Gae Billity Release	892-394-8870
Boiler A/O Inspections	862-394-8860	Right of Way Inspections	832-394-9496	Plumbing inspections	892-394-8870
Mobile Homes	832-394-8642	Electrical Utility Release	832-394-0880	Plan Røvløw	882-394-8810

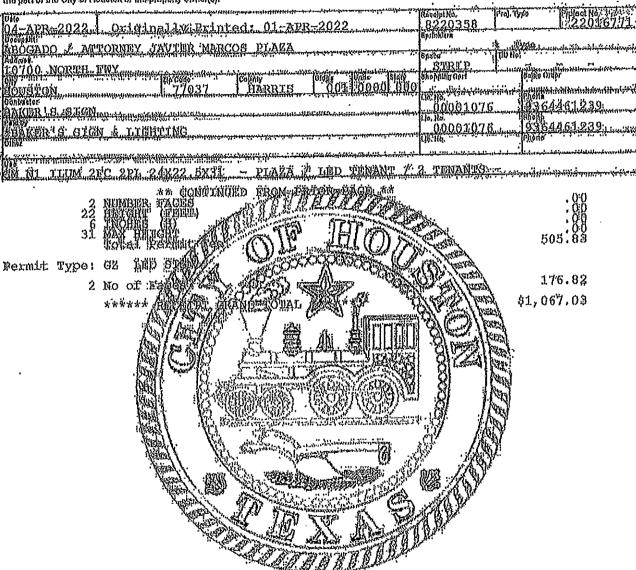
An inspection must be called within 180 days of purchase or this permit will lapse. After 360 days of purchase a new permit may be required per section 190.5 of the Building Gode, or the expiration date specified on the Pormit or Russian telling that the work above does not violate any applicable dead restriction stating that the work above does not violate any applicable dead restrictions or supercede any orders asked by the E.B. Hearing Office.

and the first of the control of the

The applicant, by the making, executing, and submitting this application to Houston Public Works, represents and warrants that the proposed construction described in said application is not in violation of or contrary to any dead respiction or convenent running with the land in which the ferroin described int, tract or parell of land is situated.

The Applicant further represents and warrants to the Olty of Houston and to the property owners tyler and structed within the addition or subdivision in which the berein tract of land is clicated, that such application, and the eraction of the herein described construction and the eventual use thereof will not be used for any purpose, which is prohibited by the debt replication or coveriantly with the land within such subdivision or addition.

The Applicant accepts this building permit applied to the foregoing representation and warrantees and agrees that if such construction or use but in violation of any dead restrictions or coverante training with land that such building permit stirll automatically become rull and void without the necessity of any action on the pert of the City of Houston or the property owner(s).



#### POST PERMIT ON JOB LOCATION

**		LOOK LEIZBUT ONG	Carate berein als a source		
FOR REINSPECTION OF EURISING INSPECTIONS Electrical Inspections Boller A/O Inspections Mobile Homes:	832-894-8860 882-394-8860	6lgn Administration Interactive:Volce Response: Right of Way Inspections Electical Utility Release	832-394-8890 713-222-5922 832-394-9496 882-394-8860	Plumbing inspections	832-394-8880 832-394-8870 832-394-8870 832-394-8810

An illipprotion must be called within 160 days of purchase or this permit will lapse. After 360 days of purchase a new permitmay be required per section 106:6 of the splitting Code, or this expiration, date specificate on the coloralion stating that the work shows one held violate any expiration stating that the work shows one held violate any expiration stating that the work shows one held violate any expiration stating that the work shows of the D.B. Illianing Office.

named as the state of the state

	General Appeals Bo	ard	Meeting - 9-28-23	Page	ess 14
	Page 1	١.			Page 3
I		1 2	INDEX (PAGE 1 OF 2)	PAGE	
2	·	3	Opening by Chairman Dishberger	11	
3		4	Approval of April 2023 Minutes	12	
4		5	Consideration of Manufactured Home		
5		6	Hardships	12	
6		7	CONSIDERATION OF SIGN APPEALS		
		8			
7	TRANSCRIPTION OF THE	-	APPLICANT JOHN GANNON, INC.'S HEARING		
8	GENERAL APPEALS BOARD MEETING	9	Onsules Obstantale by Mr. Variet	21	
9	1002 WASHINGTON AVENUE, BASEMENT ROOM B2,	10	Opening Statement by Ms. Yount	21	
10	HOUSTON, TEXAS		Opening Statement by Mr. Rothfelder	29	
11	SEPTEMBER 28, 2023	11			
12	5:00 P.M 8:50 P.M.	١,,	WITNESS CALLED BY THE CITY OF HOUSTON:		
		12	DAVID CONDE		
13		13	Direct Examination by Ms. Yount	33	
14			Cross-Examination by Mr. Rothfelder	45	
15		14	Redirect Examination by Ms. Yount	68	
16	BE IT REMEMBERED that the above-entitled	15	Recross-Examination by Mr. Rothfelder	69	
17	meeting came on to be heard on the 28th day of	~	WITNESS CALLED BY APPLICANT JOHN GANNON, INC.	:	
18	September, 2023, beginning at 5:00 p.m., at the	16			
19	offices of the City of Houston, 1002 Washington		WENDI ACOSTA		
		17	Direct Testimony by Ms. Acosta  Cross-Examination by Ms. Yount	82 85	
20	Avenue, Houston, Texas, before the General Appeals	18	Redirect Examination by Mr. Rothfelder	88	
21	Board, Mike Dishberger, Chairman, and was reported	19	Board Voted on John Gannon, Inc., Decision	99	
22	by Diana Ramos, a Certified Shorthand Reporter in	20			
23	and for the State of Texas, whereupon the	21 22			
24	following proceedings were had and testimony	23			
25	adduced.	24			
		25			
	Page 2				Page 4
1 2	APPEARANCES	1 2	INDEX (PAGE 2 OF 2)	PAGE	
	THE GENERAL APPEALS BOARD:	3	CONSIDERATION OF SIGN APPEALS		
3	Mr. David Brown Ms. Leslie Davidson (via Zoom)	4			
4	Mr. Michael Dishberger, Chairman	5	APPLICANT JAVIER MARCOS'S HEARING		
5	Mr. Craig A. Garcia Mr. Raymond Theriot		Opening Statement by Mr. Amis	100	
6	COUNSEL APPEARING FOR THE GENERAL APPEALS BOARD:	6			
,	Ms. Lizet Islas	١,	Opening Statement by Mr. Rothfelder	112	
'	CITY OF HOUSTON LEGAL DEPARTMENT GENERAL COUNSEL SECTION	,	WITNESSES CALLED BY THE CITY OF HOUSTON:		
8	900 Bagby Street	8			
9	Houston, Texas 77002	9	MISAEL BENITEZ  Direct Framination by Mr. Amis	104	
	COUNSEL APPEARING FOR THE CITY OF HOUSTON:		Direct Examination by Mr. Amis  Cross-Examination by Mr., Marcos		
10	Ms. Lori J. Yount Mr. Brian A. Amis	10	Redirect Examination by Mr. Amis	145	
11	CITY OF HOUSTON LEGAL DEPARTMENT	۱,	Recross-Examination by Mr. Marcos	152	
12	900 Bagby Street Houston, Texas 77002	11	FRANCISCO VILLARREAL		
13	COUNSEL APPEARING FOR THE APPLICANT JOHN GANNON,	12	Direct Examination by Mr. Amis	157	
14	INC., AND JAVIER MARCOS: Mr. Richard L. Rothfelder	,,	Cross-Examination by Mr. Rothfelder	164	
^ *	ROTHFELDER & FALICK, LLP	13	TAHEREH CHIPSAZ		
15	1201 Louisiana Street, Suite 550 Houston, Texas 77002	14	Birect Examination by Mr. Amis	173	
16	Honorout Teves 11005		Cross-Examination by Mr. Marcos	179	
1	ALSO PRESENT:	15	WITNESS CALLED BY APPLICANT JAVIER MARCOS:		
17	Ms. Wendi Acosta Mr. Don Belden	16			
18	Mr. Misael Benitez		JAVIER MARCOS		
19	Mr. David Conde Mr. John Gannon	17 18	Direct Examination by Mr. Rothfelder Board Voted on Javier Marcos's Decision	198 221	
"	Mr. Javier Marcos	19	Board Voted on Javier Marcos's Decision		
20	Ms. Sandra Meza Mr. Francis Villarreal	20	Reporter's Certificate Page		
21	II and to villailed!	21			
22		22			
۱ ۵۰	:	23			
23 24		23 24			

	- 51,6.5.1	-1- 1	alo Doc		vieeting - 9-20-25		88 5
	(City of Houston Exhibits 1-16 and John Gannor Inc.'s Exhibits 1-9 were pre-marked and provide to all participants and are not attached to the	led	Page 5	1 2	EXHIBITS (PAGE 3 OF 3) FOR JOHN GANNON, INC., HEARING		Page 7
3	transcript. They are only described herein.)			3	NUMBER AND DESCRIPTION	PAGE	
4	EXHIBITS (PAGE 1 OF 3) FOR JOHN GANNON, INC., HEARING			4	JOHN GANNON, INC.'S EXHIBITS (CONTINUED)		
5 6	NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS	PAGE		5	Exhibit 4	. 89	
7	Exhibit 1 Section 4617 Houston Sign Code	27			Off-Premise Sign Pursuant to City of	€	
8	7-29-20			6	Houston Sign Code; Attachment		
9	Exhibit 2	27		7	Exhibit 5 Section 4617 Special Permit	. 89	
10 11	10104 Katy Freeway Exhibit 3	27		8	Exhibit 6	. 89	
12	JGI Rejection Letter and Appeal Exhibit 4	27		9	4-19-19 Off-Premise Site Inspection Report		
13	2019 JGI Permitting Packet			10	Exhibit 7	. 89	
14	Exhibit 5	27		11 12	Section 4605 Exhibit 8	. 89	
15	Exhibit 6	27		13	8-17-22 Letter to City of Houston Public Works/Sign Administration		
16 17	2019 Agreement for Removal of Relocated Off-Premise _8188648_1			14	from JGI Outdoor Advertising		
	Exhibit 7	27			Exhibit 9	. 89	
18	21333 Katy Fwy, Katy, TX 77450 to 10104 Katy Freeway_8186236_1			15	Falick, LLP, from City of Houston Legal Department		
20	Exhibit 8	27		16 17	redat pebarcment		
21	Exhibit 9	27		18 19			
22	Billboard Credits			20 21			
23	Exhibit 10	27		22			
24 25	recition			24 25			
			Pane 6				Page
2	EXHIBITS (PAGE 2 OF 3) FOR JOHN GANNON, INC., HEARING		Page 6		(City of Houston Exhibits 1-12 and Javier Man Exhibits 1-19 were pre-marked and provided to participants and are not attached to this		Page
	FOR JOHN GANNON, INC., HEARING NUMBER AND DESCRIPTION	PAGE	Page 6	2	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are	all	Page
2	FOR JOHN GANNON, INC., HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS (CONTINUED)	<u> </u>	Page 6	2	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)	all	Page
2	FOR JOHN GANNON, INC., HEARING NUMBER AND DESCRIPTION	PAGE	Page 6	2 3 4 5	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are	all	Page
2 3 4 5	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	<u> </u>	Page 6	2 3 4 5	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING	Only PAGE	Page
2 3 4 5 6	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27	Page 6	2 3 4 5 6 7	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	o all Only PAGE 105	Page
2 3 4 5 6 7 8	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27	Page 6	2 3 4 5 6 7 8 9	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105	Page
2 3 4 5 6 7 8	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27	Page 6	2 3 4 5 6 7 8 9	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105	Page
2 3 4 5 6 7 8 9 10	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27	Page 6	2 3 4 5 6 7 8 9	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105 105	Page
2 3 4 5 6 7 8 9 10 21	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27	Page 6	2 3 4 5 6 7 8 9	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105 105	Page
2 3 4 5 6 7 8 9 10 21 12 13	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27	Page 6	2 3 4 5 6 7 8 9	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S BEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105 105 105	Page
2 3 4 5 6 7 8 9 10 21 112 13 14	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27 27	Page 6	2 3 4 5 6 7 8 9 10 11 12 13	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105 105 105	Page
2 3 4 5 6 7 8 9 10 21 12 13 14 15 16	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27 27	Page 6	2 3 4 5 6 7 8 9 10 11 12 13	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105 105 105	Page
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27 27	Page 6	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3)  FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS  Exhibit 1	PAGE 105 105 105 105	Page
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27 27 27	Page 6	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1. Color Photos  Exhibit 2. 5-28-23 Notice for Sign Violation Exhibit 3. 5-18-23 Notice for Sign Violation Exhibit 4. 5-16-23 Letter to City of Houston from Rothfelder & Falick, LLP; Attachments Exhibit 5. 6-1-23 Letter to City of Houston from Rothfelder & Falick, LLP; Attachments Exhibit 6.	PAGE 105 105 105 105	Page
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	FOR JOHN GANNON, INC., HEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27 27 27	Page 6	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105 105 105 105 105	Page
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27 27 27	Page 6	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105 105 105 105 105 105	Page
2 3 4 5 6 7 8 9 10 21 12 13 14 15 16 17 18 19 20	NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27 27 27		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3)  FOR JAVIER MARCOS'S BEARING  NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS  Exhibit 1	PAGE 105 105 105 105 105 105	Page
2 3 4 5 6 7 8 9 10 21 12 13 14 15 16 17 18 19 20 21	NUMBER AND DESCRIPTION  CITY OF HOUSTON EXHIBITS (CONTINUED)  Exhibit 11	27 27 27 27 27 27 27		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	Exhibits 1-19 were pre-marked and provided to participants and are not attached to this transcript. They are only described herein. new Javier Marcos's Exhibits 20 and 21 are attached to this transcript.)  EXHIBITS (PAGE 1 OF 3) FOR JAVIER MARCOS'S HEARING NUMBER AND DESCRIPTION CITY OF HOUSTON EXHIBITS Exhibit 1	PAGE 105 105 105 105 105 105 105 105	Page

	Concidin	.ppc	aio pou	. u .	Meeting - 9-28-23 Pagess 912
1	EXHIBITS (PAGE 2 OF 3)		Page 9	1	Page 11
	FOR JAVIER MARCOS'S HEARING			2	TROULEDINGS
2	NUMBER AND DESCRIPTION	PAGE		3	CHAIRMAN DISHBERGER: All right. So
3	CITY OF HOUSTON EXHIBITS (CONTINUED)		ł	_	I'm going to call this meeting to order. I'm Mike
4			ļ		
5	Exhibit 11	105			Dishberger. I'm the chairman of the General
_	Permitting Center Code				Appeals Board. I call this meeting to order.
7	Enforcement Applications Exhibit 12	105		7	And the first piece of business is
8	Project Applications				review of minutes from one of the last meetings.
9	JAVIER MARCOS'S EXHIBITS				It was April, April 27th. This was sent out to
10	Exhibit 1 Color Photo	119			all the parties prior to this meeting.
11	n. 11.11.0	110	ŀ	11	Do we have any comments on it?
12	Exhibit 2 Section 4611	119		12	(No response)
13	Exhibit 3	119		13	CHAIRMAN DISHBERGER: Okay, Seeing
14	•			14	none, do I hear a motion to approve the minutes?
15	Exhibit 4	119		15	MR. BROWN: Motion to approve.
1	Misael Benitez			16	CHAIRMAN DISHBERGER: Is there a
16	Exhibit 5	119		17	second? Somebody?
17 18	Section 4609 Exhibit 6	119		18	MS. DAVIDSON: I second it.
	Color Photo	117		19	MR. GARCIA: I can
19	Exhibit 7	119	ļ	20	CHAIRMAN DISHBERGER: Okay. Leslie,
20	Section 4609	110	Ì	21	okay. Thank you.
21	Exhibit 8	119		22	All in favor, say "Aye."
22	Notice; Attachment Exhibit 9	119	-	23	THE BOARD: Aye.
	5-18-23 Notice of Sign Violation			24	CHAIRMAN DISHBERGER: Leslie, you need
24	Exhibit 10	119	j	_	to say "Aye" or, like, raise your hand yes.
25	Section 4603			20	to day 1130 or, into, raiso your hand you.
1	EXHIBITS (PAGE 3 OF 3)		Page 10	,	Page 12 There you go. Thank you.
1	FOR JAVIER MARCOS'S HEARING		l	1	
2	FOR JAVIER MARCOS'S HEARING	PAGE		2	MS. DAVIDSON: Yes.
	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =	PAGE		2	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes
2	FOR JAVIER MARCOS'S HEARING	_PAGE		2 3 4	MS. DAVIDSON; Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed.
3 4	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11			2 3 4 5	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business
2	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)	119		2 3 4 5 6	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the
2 3 4 5 6	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119		2 3 4 5 6 7	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four
2 3 4 5 6	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119		2 3 4 5 6 7 8	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official
2 3 4 5 6	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119		2 3 4 5 6 7 8 9	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a
2 3 4 5 6 7 8 9	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119		2 3 4 5 6 7 8 9	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote.
2 3 4 5 6 7 8	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119		2 3 4 5 6 7 8 9 10	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina
2 3 4 5 6 7 8 9	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119		2 3 4 5 6 7 8 9 10 11 12	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the
2 3 4 5 6 7 8 9	NUMBER AND DESCRIPTION  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11 Section 4609 Exhibit 12 Section 4611  Exhibit 13 Section 4602 Exhibit 14 4-11-22 City of Houston Certificate of Occupancy; Attachments Exhibit 15 11-23-21 City of Houston Certificate of Occupancy; Attachments Exhibit 15 Exhibit 15 Exhibit 15 Exhibit 16 Exhibit 16 Exhibit 16 Exhibit 16	119 119 119 119		2 3 4 5 6 7 8 9 10 11 12	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the
2 3 4 5 6 7 8 9 10 11 12 13	NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119	***	2 3 4 5 6 7 8 9 10 11 12	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the
2 3 4 5 6 7 8 9	FOR JAVIER MARCOS'S HEARING  NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119	111000000000000000000000000000000000000	2 3 4 5 6 7 8 9 10 11 12 13	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any
2 3 4 5 6 7 8 9 10 11 12 13	NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119	THE THE PARTY OF T	2 3 4 5 6 7 8 9 10 11 12 13 14 15	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct.
2 3 4 5 6 7 8 9 10 11 12 13 14 15	NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119 119		2 3 4 5 6 7 8 9 10 11 12 13 14 15	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct. CHAIRMAN DISHBERGER: Okay. No
2 3 4 5 6 7 8 9 10 11 12 13 14 15	NUMBER AND DESCRIPTION  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11 Section 4609 Exhibit 12 Section 4611  Exhibit 13 Section 4602 Exhibit 14 4-11-22 City of Houston Certificate of Occupancy; Attachments Exhibit 15 11-23-21 City of Houston Certificate of Occupancy; Attachments Exhibit 16 7-14-22 City of Houston Certificate of Occupancy; Attachments Exhibit 17 11-16-22 City of Houston Certificate of Occupancy; Attachments	119 119 119 119 119 119		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct. CHAIRMAN DISHBERGER: Okay. No comments?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	NUMBER AND DESCRIPTION  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119 119 119 119		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct. CHAIRMAN DISHBERGER: Okay. No comments? (No response)
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	NUMBER AND DESCRIPTION  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119 119 119 119		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct. CHAIRMAN DISHBERGER: Okay. No comments? (No response) CHAIRMAN DISHBERGER: Okay. Any
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119 119 119 119 119		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct. CHAIRMAN DISHBERGER: Okay. No comments? (No response) CHAIRMAN DISHBERGER: Okay. Anydoes anybody have any questions of the City official? No?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119 119 119 119 119		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct. CHAIRMAN DISHBERGER: Okay. No comments? (No response) CHAIRMAN DISHBERGER: Okay. Any does anybody have any questions of the City official? No? (No response)
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	NUMBER AND DESCRIPTION  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119 119 119 119 119		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct. CHAIRMAN DISHBERGER: Okay. No comments? (No response) CHAIRMAN DISHBERGER: Okay. Any does anybody have any questions of the City official? No? (No response) CHAIRMAN DISHBERGER: Seeing none, do
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	NUMBER AND DESCRIPTION  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119 119 119 119 119 119		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct. CHAIRMAN DISHBERGER: Okay. No comments? (No response) CHAIRMAN DISHBERGER: Okay. Any does anybody have any questions of the City official? No? (No response) CHAIRMAN DISHBERGER: Seeing none, do
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	NUMBER AND DESCRIPTION =  JAVIER MARCOS'S EXHIBITS (CONTINUED)  Exhibit 11	119 119 119 119 119 119 119 119 119 119		2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MS. DAVIDSON: Yes. CHAIRMAN DISHBERGER: Okay. Minutes are passed. Okay. Our first piece of business tonight, we're going to take care of the manufactured harm home hardships. We have four of them tonight, and we've got a City official here. So we're going to hit each one, one at a time, and take a vote. So the first one up for is Hermina Arreola on 8510 1/2 Autumn Lane. And it seems the City has recommended approval. Any MR. BELDEN: Correct. CHAIRMAN DISHBERGER: Okay. No comments? (No response) CHAIRMAN DISHBERGER: Okay. Any does anybody have any questions of the City official? No? (No response) CHAIRMAN DISHBERGER: Seeing none, do

		T	
1	Page 97 should not enter into the into the equation.	1	Page 99 approve the appeal, say "Aye." Raise your hand.
2	CHAIRMAN DISHBERGER: Okay.	2	Please say "Aye."
3	MR. THERIOT: I've got one thing I	3	THREE MEMBERS OF THE BOARD: Aye.
4	want to add. So if we approve this and they go	4	CHAIRMAN DISHBERGER: There's three,
5	and apply for this new permit, how are we going to	5	Those who approve disapprove?
6	limit them to the six or seven years?	6	(Two members of the Board raised their
7	The code says 10 years and they're	7	hands)
8	applying for a new permit. I don't I'm not	8	CHAIRMAN DISHBERGER: Two.
9	sure how we could do that.	9	Vote is three to two. The appeal
10	CHAIRMAN DISHBERGER: Well, we can't	10	stands. The appeal is approved.
11	void a City contract so I	11	
12	MR. THERIOT: And	12	, , ,
13	CHAIRMAN DISHBERGER: don't know.	13	MR, ROTHFELDER: Say thank you and
14		l	we'll see you later. We're done on that one.
15	MR. THERIOT: It would have to be a	15	
16	new permit	ı	you again?
17		17	
18		18	
19	-	ı	
ŧ	be. I don't know the legal ramifications of that.	20	
1	You are correct.	l	more.
22	<b>,</b> ,	22	
1	too, we're just making a recommendation to the	23	5 5
	City.	l	their hands and
25	CHAIRMAN DISHBERGER: No. Actually	25	MS. ACOSTA: Yes.
	Page 98	_	Page 100
1	we're approving this. There's no recommendation.	1 2	MR. ROTHFELDER: Okay.
3	We we've got power here, man.  MR. BROWN: All right.		CHAIRMAN DISHBERGER: All right. I'll ask, for the benefit of the people in the room
4	CHAIRMAN DISHBERGER: If we turn it	l .	it's been an hour and 30 minutes. Does anybody
1	down, they can appeal they can appeal to the		need a five-minute break to go to the bathroom or
1	to City Council. That's the next step.		anything?
7	MR. BROWN: Oh, okay. Okay. Yeah.	7	MR. BROWN: That'd be good.
8	CHAIRMAN DISHBERGER: That's what	8	CHAIRMAN DISHBERGER: Is there, like,
1	you're thinking about. Over here, if we approve		a water down the hallway or something?
!	this, they're approved. So do I do we have any	10	Okay. Five minutes, It's 6:28. At
11	more discussion?	11	•
12	(No response)	12	
13	CHAIRMAN DISHBERGER: If not, we'll	13	CHAIRMAN DISHBERGER: All right. We
1	take a vote. And I think I don't vote until you		will our next consideration tonight on sign
1	guys vote unless there's a if there's a tie,		appeal is Javier Marcos, and it's an
1	then I vote.		Interpretation of a Sign Code violation dated
17	MS. ISLAS: We need we need		May 8th, 2023, and between May 8th, 2023, and
18	CHAIRMAN DISHBERGER: Do I		May 18th, 2023, at 10700 North Freeway.
19	MS. ISLAS: Yes.	19	And I think everybody was in the room
20	CHAIRMAN DISHBERGER: Do I get a vote	20	before. We will have we'll have an opening
21	too?	21	statement from both sides and then we'll get into
22	MS. ISLAS: Yes, sir.	22	the City bringing forth the witnesses and evidence
23	CHAIRMAN DISHBERGER: Okay. Good.	23	and then we'll go back to the plaintiff.
24	Okay.	24	So begin.
25	So all in favor of the motion to	25	MR. AMIS: Well, thank you. And thank
1			

Page 101

1 you, Members of the Board.

2 I'm Brian Amis. I'm representing the 3 City in this appeal. I'm going to give you just 4 the overview at first, and then I'll tell you our 5 side of the story, what I think the evidence is 6 going to show.

And I'll tell you I'm going to -- I'm
going to move a little quicker, if I can. So if
you have any questions, if you feel like I missed
something, jump in. Let me know. I'm happy to
explain in more detail.

This is essentially a two appeal. We
have two issues in front of us. This is a ground
sign in front of a business that Mr. Marcos, who's
sitting over there -- he's an attorney. I believe
he owns the building.

And he has put up a ground sign that advertises his business, his building, and it's — 19 the problem is it's too high. And it's 20 interesting how we got to how it's too high. And 21 I don't think the facts are really in dispute, and 22 I'm going to go over those briefly.

23 The other issue has to do with the
24 usage of the sign. This was before my time being

25 involved with the Sign Administration, but I

Page 102

1 believe the usage of this sign was up before you 2 guys a couple of years ago. And it had to do with

3 he had a big sign that's actually too big-under4 any definition. It's 456 square feet. The

5 maximum sign allowable, even for a multi-tenant6 sign, is 450 square feet.

7 So that second issue has to do with 8 the square footage and how it's divided amongst

9 tenants. If you have -- if you're a single tenant 10 and you say, "I want to put a sign in front of my

10 and you say, I want to put a sign in noncorniy 11 building," you're limited to 150 square feet.

12 And then there are different
13 parameters if you have a multi-tenant sign. So if
14 you own a building and you say, "Hey, I've got two

15 businesses here," you're not limited to 150 feet.

16 Now you're limited to 300 square feet.

17 And so Mr. Marcos has said, "Hey, I've 18 got four businesses that I'm advertising here."

19 So under the code his limitation is 450 square

20 feet. And I believe the issue a couple of years

21 ago was whether this was truly a four-tenant sign

22 or not. And I believe the resolution is they let23 him put it up. And I think you're going to see

24 that this has essentially been used as a single

25 business sign.

1 Mr. Marcos is an attorney, and he's

2 advertising his services as an attorney from the

 $3 \hspace{0.1cm}$  top of the sign to the bottom. There's a middle

4 part that has an electronic board on it that you

5 can change. We obviously don't watch this board

6 24 hours a day, but we have taken pictures over

7 the year.

13

8 Mr. Villarreal, an inspector for the

9 City, goes out. And every time we take pictures,

10 it looks like all of the board -- or virtually all

11 of the board is being used to advertise

12 Mr. Marcos's attorney service.

So that's what we're here about today.

14 Procedurally -- this sign did not exist at the

15 beginning of 2022. In 2022, this was a new ground

16 sign. And so as part of the process, you have to

17 ask for -- or apply for a permit with the City.

18 And so he -- Mr. Marcos did that.

19 And I think what the evidence is going

20 to show is Mr. Marcos is a building owner and he

21 is looking to improve his business, maybe expand

22 his business, and so he's made some changes to the

23 outside of it. One, putting up the ground sign.

24 Two, changing the elevations in front.

25 And, you know, we're the City of

Page 104

1 Houston. We are in favor of business. We

2 generally approve it, but we require that you

3 comply with City codes and City permitting

4 requirements. And Mr. Marcos, unfortunately, has

5 shown a pattern of not doing that.

6 And so what you're going to hear from 7 Mr. Villarreal -- and back here I have a second

8 witness, Ms. Chipsaz, is that Mr. Marcos changed

9 the elevation in the front yard.

10 And that's kind of the centerpiece of

11 the first appeal, which is kind of the bigger

12 appeal, is if you're measuring the sign, you know13 where the top of the sign is, but you've got to

14 figure out where you're measuring from the bottom.

15 And there's a couple of different ways you can do

16 that, and we're going to -- that's the essential

17 dispute about that is how you measure it.

18 And what Mr. Marcos did -- I don't

19 think this is disputable, but Mr. Rothfelder may20 have some different ideas about that. I gave

21 everybody a binder.

22 CHAIRMAN DISHBERGER: Do you want to

23 submit this into evidence?

MR. AMIS: Oh, yes. I'm sorry. I 25 would like to admit or offer City Exhibits 1

Page 108

Page 105 1 through 12 into evidence at this time. 2 CHAIRMAN DISHBERGER: Okay. Those are 3 accepted. (City of Houston Exhibits 1 through 12 5 were admitted into evidence) MR. ROTHFELDER: These are them, 7 MR, AMIS: Okay. If you look at --CHAIRMAN DISHBERGER: Is this your 8 9 opening? We'd like -- we can go into the 10 evidence, I'd just like to --11 MR. AMIS: This is my opening. CHAIRMAN DISHBERGER: Okay. Cool. 12 13 Fine. 14 MR, AMIS: And it's going to be brief. 15 We're not going to go flipping through all the 16 evidence in here, but I think it's important to 17 show how the sign was constructed and what it 18 looks like. 19 CHAIRMAN DISHBERGER: Okay. 20 MR. AMIS: And so I put that as 21 Exhibit 1. And we have -- I think these were all 22 three approved. The three pictures -- and I 23 believe they all three come off Google Maps. But 24 we'll go over that with Mr. Villarreal if there 25 are some questions.

1 them can be confusing. 2 But I believe you can see that now 3 there's a berm on top -- or the berm below the 4 sign. It's about four, five, six feet -- I think 5 five or six feet tall. And that berm is not in 6 Picture 1. And so what you're looking at here is 7 somebody or -- not somebody. Mr. Marcos, the 8 contractors acting on his behalf came out here 9 without a berm on level ground. They sunk the 10 legs of the sign into the ground at grade level. 11 You saw that's a concrete support down there. And then they came out after the fact 12 13 and shoved a bunch of dirt out around it and made 14 a -- made a berm. And then he put two additional 15 footers on top, and those footers that you're 16 looking at are not the ones you were looking at in 17 the original picture. Those are now covered up. And Picture 1 is just a close-up of 18 19 the footer that's on top of the berm. As you can 20 see, it has a crack underneath. It doesn't appear 21 to be supporting much of anything. And so 22 that's -- on the height issue, that's really what 23 we're here about today. 24 And the issue, I believe, that we're 25 going to be talking about is what grade means

Page 106 If you can flip to the third picture, 2 this is the sign in question. You can see that 3 it's not quite finished here. I'll represent to 4 you that the sign currently in its completed 5 condition has red leggings. It has what they call 6 a skirt on it that covers up those poles that you 7 see. You can see that the bottom part of the sign 8 is still covered by some black tarping or wrap. And here, if you'll look at the grade 10 or the ground level, below the sign it's flat or 11 relatively flat. I think we'd all consider this 12 to be, you know, a flat grade. 13 And you can see that on the leg 14 closest to the camera, there is a ground 15 support -- a concrete ground support or anchor, 16 whatever you call it, that is -- that is holding 17 the sign into the ground, providing stability. 18 The sign is anchored to the ground at ground 19 level. 20 If you can flip to Exhibit 2, this is 21 the sign when it's complete. If you see now, the 22 sign, the legs are red. They've got the skirt on

23 them. And I did -- I represent to you guys I did

24 try to find the best pictures where we could see

25 what we're looking at the best because some of

2 first to admit that City code is not perfect. We 3 cannot account for every factual scenario that 4 comes up, which is why we have to have you guys 5 taking time out of your jobs to come down here and 6 us lawyers up here arguing about it. 7 But Section 4609-E-1 states that the 8 height of the sign is to be measured from the 9 highest point on the sign - I don't think there's 10 any problem with that -- to the grade level of the 11 ground surface in which the sign supports are 12 placed. 13 And I should also back up and say I 14 don't believe there's any dispute about the height 15 requirement. It's 31 feet because it's in an 16 airport corridor. We can go through the code and 17 I can show you what that is. But if there's no 18 dispute about the 31-foot max height, then let's 19 not -- let's not waste our time doing that. 20 And so that provision, Mr. Marcos is 21 obviously going to - well, I assume is going to 22 argue that, well, it says it's the grade level --23 I'm sorry. Let me get this -- state this

24 correctly. To the -- it is the highest point of

25 the sign to the ground -- oh, sorry. Is the grade

1 because the Sign Code itself -- and I'll be the

Page 111

Page 112

1 level of the ground surface.

And if you look at the ground surface,
that's a berm. It's raised four or five feet. So
if you -- if you measure from the top of the berm,
this little hill that they constructed, to the top
it's 31 feet. It complies.

And the City's position in which we -
8 the proper interpretation of the code, you don't

9 just look below the sign -- below the sign and

10 say, "What's down there?" If you did that, then

11 you're just saying -- you know, you could build a

12 50-foot sign, a 60-foot sign, and as long as you

13 can hide -- as long as you can shove dirt up

14 around the side of it and make sure that the top

15 sticking out -- the part sticking out the top is

16 31 feet, you're good to have. And so that

17 really -- that guts the height requirement. There

18 are no height requirements because you can easily

19 get around it.

And I think that is actually -- that
is embodied in the code because that provision I
just read to you has two clauses in it that are
separate clauses that state "measured from the
highest point on the sign to the level of -- to
the grade level of the ground surface."

1 at grade level, at ground level. It's flat. I

2 believe that's the third picture of Exhibit 1. So

3 if you read that and say, "Hey, we're looking at

4 the ground level where the sign supports are

5 placed," we see the sign supports here.

They just put dirt over the top of it,
created a berm, and now they're saying, "Well, the

8 sign supports are really up here," and that's just

9 not the case factually.

10 And so I believe that's really the 11 City's position on that. The City's position on

12 the square footage issue, as we went over it 13 before, is just that we have this sign. It's

14 allegedly a 10 -- a four-tenant sign, meaning

15 there's four different businesses going to be

16 advertised on it.

17 Per the code, each business is limited
18 to 150 square feet. And Mr. Marcos has gone -19 and the evidence shows that he has gone and filled

20 out the paperwork that says that there are four

21 different businesses going to be advertised. And 22 that's great, but the paperwork is not what

23 carries the day when we're talking about how is he

23 carries the day when we're talking about now is ne 24 using the sign?

And we won't do it now, but with

Page 110

25

1 So we're talking about two things.

We've got grade level and ground surface. And soif you look below the sign the grade -- the ground

4 surface is -- well, right below the sign, it's

5 kind of at an angle. It's on a berm. So maybe

6 it's flat. Maybe it's at an angle coming off. It

7 depends on what they -- the grade slopes are on

8 it.

9 But it doesn't just say you look at10 the ground surface. It says you look at the grade

11 level of the ground surface on which it's set on,12 the supports are placed. And what that means is

13 you look at the grade level, the ground level

14 below the sign. If you look at the ground level,15 then -- and you interpret it that way, then that

16 means that sign owners cannot create hills and put

17 signs on them to get signs as high as they want.

18 And, secondly, perhaps more

19 importantly, the Sign Code talks about measuring20 from the grade and the ground level in which the

21 sign supports are placed. And so if you look at

22 the pictures that we just looked at, the first one

23 that I showed you, it shows you that there's no

24 berm in that picture.

That sign is anchored into the ground

1 Mr. Villarreal, we'll quickly go over the

2 pictures. And as you can see, since the sign went

3 up - or right after the sign went up through the

4 present day, that the sign says, "Hey, I'm

5 Mr. Marcos. I'm an attorney."

6 And at the bottom, it has more

7 attorney advertisement, and that's pretty much --

8 other than a electronic billboard, which the

9 picture show have more attorney advertisements,

10 that's all they are. That's all that's on there.11 That's nothing in there about other businesses,

12 for car services or whatever.

13 So he is, in fact, using this sign as 14 a single tenant sign or even as a double tenant 15 sign if you consider he has a dual role as a

16 landlord, even though the sign just talks about

17 him as being an attorney.

But in any case, even if you accept,

19 hey, it's two tenants because he has dual roles,20 that would limit him to 300 feet. The entire sign

21 is 456 feet. So he's not in compliance. And

22 that's the City's position.

23 And with that, I'll turn it over to 24 Mr. Rothfelder.

25 MR. ROTHFELDER: Here's a refreshing

1 note. I agree with the facts for the most part 2 that Mr. Amis explained. And he's also right.

3 We're here taking out our time because there's an

4 issue as to the interpretation under the Sign Code

5 that has to be applied to those facts.

6 Here's what we agree with. The code 7 limits signs like that at that location to 31 feet

8 tall. It's a special rule. They can be taller

9 than that. And you've seen most of the signs

10 throughout the City are taller than 31 feet, but

11 this is in a special airport corridor, and the

12 City Council three years ago made special rules

13 limiting it to 31 feet tall.

14 The question is, how do you measure

15 the 31 feet? Because, as Mr. Amis says, when you

16 start at the top and you go to the dirt, it is

17 31 feet. But what about this berm? How do we

18 deal with the berm that is underneath the

19 footings?

Well, we have to go to the code. And

21 that 4609-E-1 -- I've got it as an Exhibit 5 in my 22 packet. So you can read along with me.

23 CHAIRMAN DISHBERGER: Are you wanting 23

24 to introduce your evidence at this point?

25 MR. ROTHFELDER: Yeah. I would like

Page 114

1 to introduce my Exhibits 1 through 19.

2 CHAIRMAN DISHBERGER: The exhibits are

3 accepted.

4 (Javier Marcos's Exhibits 1 through 19 5 were admitted into evidence)

were aumitted into evidence)

MR. ROTHFELDER: Thank you,

7 Mr. Chairman. That's a good point.

So the code provision that we're going

9 to be talking about -- once again, we have to

10 agree -- it simply says that that 31 feet is

11 measured from the highest point on the sign to the

12 grade level of the ground surface in which the

13 sign supports are placed.

14 Now, I don't think anybody disagrees

15 that when you go to the ground surface where the

16 sign supports hit it and you go up from there,

17 it's 31 feet. It's also not in dispute that

18 between that point and elsewhere in the yard area

19 where this sign is located, there's an elevation

20 drop from that point by about another three or

21 four feet elsewhere in the yard, elsewhere to the

22 curb.

23 So we look to the code to say, "Well,

24 what's the definition of grade level? What's the

25 definition of ground surface?" And we don't see a

Page 115
1 definition in the code. The code doesn't have any

2 further definitions of ground surface or grade

3 level.

4 Indeed, it only says that it's 31 feet

5 from the ground surface in which the sign supports

6 are placed. So you measure with a tape next to

7 the dirt where the ground surface is, where the

8 supports are placed, and you go to the top, and

9 there's no factual dispute here that measures out

10 to 31 feet.

11 So why did they do it? Nothing

12 nefarious about it. Come on, for crying out loud,

13 you think we want to have this fight over the

14 validity of the permit for three or four feet of

15 berm? No.

16 You do that for normal construction

17 nowadays. You raise permanent improvements,

18 whether they're signs or buildings, to facilitate

19 drainage around them. That's the natural, that's

20 the prudent, that's the competent engineering

21 method to raise up a property above the area where

22 it's going to flood.

3 And, in fact, I've got pictures that

24 that area floods out there. And a good example is

25 Exhibit 7 where it floods. That was taken back in

.....

Page 116

1 May, on May 9th, 2023. You can see the water out

2 there in the street and in front of this sign. It

3 was just one of those flash floods that we get.

4 And whether it's the building or

5 whether it's the sign, prudent engineering and

6 architecture and sign construction methods have

7 signs built up so that they facilitate drainage.

8 Nothing nefarious about it.

In fact, you can't see the sign any

10 better because of the extra three feet of berm. I

11 noticed that the City had several photos that they

12 took of the sign. Now, take a look with me at the

13 City's exhibits, 7, 8, 9. You can't even see the

14 sign. It's blocked by that ramp between the road

15 and the property there at 10700 North Freeway,

16 completely.

17

If they were going to violate the code

18 because they wanted to get some sort of special

19 view, some special benefit by building the sign

20 too tall, they would have at least built it high

21 enough so that you could see it. Right?

No. They built it consistent with

23 what the sign contractor said is competent

24 engineering to facilitate drainage. And they

25 built it consistent with the provisions in the

Page 117

1 Sign Code that say that it's 31 feet from the

2 ground surface in which the sign supports are

3 placed at the top, undisputed fact.

4 Now, here's another undisputed fact.

5 When we go to the size of the sign, we get

6 450 square feet on that sign if four different

7 tenants are displayed upon the sign. That's all

7 tenants are displayed upon the sign. That's all 8 provided in Section 4609 and 46-D of the code.

9 Now, here's the provisions that we
10 have to look at to determine if, as Mr. Amis said,
11 oh, they're all the same person. They all simply
12 identify this lawyer that happens to also own the
13 building and happens to be the landlord in this
14 10-story building.

So let's ignore the fact that, as he
put it, they filled out some paperwork to properly
identify those tenants. Now, once again, let's

18 look at what the Sign Code says about one of these19 multi-tenant signs that are permitted for

20 450 square feet.

The definition of a multi-tenant sign is found in your Exhibit 10. It's Section 4603-C, and it's an on-premise sign displaying commercial

24 advertising for two or more distinct commercial

25 businesses or commercial service entitles. In

Page 118

1 this case, you have to have four distinct2 commercial businesses or commercial entities.

Well, what's the Sign Code say about

4 businesses? Let's go to Exhibit 12 and see

5 Section 4611-D that requires a legitimate business

6 purpose for an on-premise sign. Well, what's

7 business purpose? We have a definition of that in

8 the Sign Code in Exhibit 13, and this is the

9 critical part, Board Members.

Business purposes, for purposes of the Sign Code, means a legitimate commercial

12 enterprise in compliance with all ordinances and

13 regulations of the City. Okay. So in order to

14 have a legal multi-tenant sign displaying four or15 more tenants that allow 450 square feet, those

16 four businesses, those four commercial enterprises

17 must be legitimate, operating in compliance with

18 ordinances and regulations of the City.

19 We've brought to you evidence that

20 those four businesses, those commercial

21 enterprises displayed on the sign, meet that 22 definition. And you'll see -- in Exhibits 14, 15,

23 16 and 17, you'll see certificates of occupancy.

24 You'll see IRS identification numbers. You'll see

25 Secretary of State certificates of formation and

1 filing. And you'll see separate addresses for

2 each of the four different businesses that are

3 displayed on the sign.

Those four businesses are those that are depicted on Exhibit 18. There's a photograph

6 of the sign and we've circled the four businesses

7 and we've listed them at the top. And, as I said,

8 if there's any question about whether they meet

9 the definition of the Sign Code of business

10 purposes for a multi-tenant sign, we have to go to

11 the documentation filed with the City of Houston

12 and the Texas Secretary of State to know whether

13 they are legitimate and distinct businesses, and

14 they are. And we'll prove that through the

15 testimony.

16 And since they are legitimate, they're

17 entitled to that square footage as well as

18 entitled to the height that I discussed earlier,

19 and the appeal should therefore be granted.20 MR. AMIS: Richard, I seem to have

21 misplaced or not brought my copy of the exhibits.

22 MR. ROTHFELDER: I've got an extra

23 copy.24

25

4

7

MR. AMIS: I appreciate that.

MR. ROTHFELDER: In fact, Brian, would

Page 120

1 you give one to the witness as well? Here's a 2 copy.

3 MR. AMIS: Okay.

CHAIRMAN DISHBERGER: Thank you,

5 Mr. Amis.

6 MR, AMIS: So, Richard --

CHAIRMAN DISHBERGER: Wait, Do you

8 have a witness to swear in? Are you --

9 MR. AMIS: Misael, Tahereh and

10 Francisco.

11 CHAIRMAN DISHBERGER: Okay. Let's ge

12 them sworn in then, please.

13 MR. AMIS: What's that?

14 CHAIRMAN DISHBERGER: Let's get them

15 sworn in.

16 MR. ROTHFELDER: And my client as well

17 at the same time.

18 THE REPORTER: Okay. I need two of

19 those names first. Sorry. I've got Francisco

20 Villarreal.

21 Can I have your name, sir?

22 Oh, you've got a card. Thank you.

Can I have your name, ma'am?MS. CHIPSAZ: Tahereh Chipsaz.

25 THE REPORTER: Would you spell them

Page 123 Page 121 1 yeah, we can stipulate to it. 1 both, please? MR. AMIS: Just for the members of the MS. CHIPSAZ: T-A-H-E-R-E-H. The last 3 Board hearing, the second height is from the top 3 name is C-H-I-P-S-A-Z. THE REPORTER: Thank you so much. 4 of the sign to the bottom of the berm, 36 feet, 4 5 one inch. And the third measurement is from the 5 Will all five of you just raise your 6 top of the sign to the lowest level, which is curb 6 right hand? 7 level, at 43 feet, nine inches. (Mr. Francisco Villarreal, Mr. Misael MR, ROTHFELDER: Okay, Yeah, We 8 Benitez, Ms. Tahereh Chipsaz and Mr. Javier Marcos 9 can -- you know, we'll stipulate that the sign 9 were sworn in by the reporter) MR. AMIS: Okay. Richard, I can skip 10 from -- how do -- that the sign from the grade 11 a decent amount. I think I'm going to skip 11 level of the ground surface in which the sign 12 supports are placed are 31 feet as opposed to 12 Mr. Villarreal's testimony if we can stipulate 13 31 feet, one inch? 13 that on the City's Exhibit 6, the third page has 14 MR. AMIS: Okay. 14 the height requirement -- I'm sorry, the height MR. ROTHFELDER: And as far as those 15 15 and measurements that Mr. Villarreal, as an 16 other measurements, I don't have a reason to 16 inspector, took using height-measuring technology 17 dispute it. So I think that it's going to turn on 17 that shows that the height from the top of the the question of measurement on that 31 feet. So I 18 berm is 31 feet, one inch. can stipulate to the other numbers. 19 We're not going to -- we're not going 19 20 MR. AMIS: Great. I will start then 20 to jump on or harp on the one inch that's listed 21 with Mr. Benitez because I just have him on for 21 there. But the height from the top of the -- the just two questions. 22 top of the sign to the bottom of the berm is 36 1, 23 CHAIRMAN DISHBERGER: Okay. 23 and the height from the top of the sign to curb 24 24 level is 43 9. CHAIRMAN DISHBERGER: Wait. 25 25 Page 124 Page 122 MISAEL BENITEZ, MR. ROTHFELDER: Okay. So Exhibit 6 1 1 2 is -- the first page is the code provision. 2 having been first duly sworn, 3 testified as follows: MR. AMIS: Yes. The third page is 4 DIRECT EXAMINATION 4 what I'm looking at. MR. ROTHFELDER: And the second page 5 BY MR. AMIS: Q. Mr. Benitez, what's your job position? 6 6 is a photograph, I guess, of the yard. A. Division manager for Sign Administration. 7 7 CHAIRMAN DISHBERGER: You've got Q. And you're familiar -- I'm just going to 8 8 those -- the measurements didn't sound right. You 9 call this the Marcos sign. You're familiar with 9 had -- you had 31 down, you had 36 down, but then 10 that? 10 you went back to 43. Is that --MR. AMIS: Let me just do it again. 11 A. I am. 11 Q. And you were one of the people who went 12 CHAIRMAN DISHBERGER: Yes. Okay. 12 13 through Google Maps to see if you could get a 13 Sorry. MR. AMIS: The height measurements on 14 better understanding of the construction process 14 15 and what was going on with the sign. Correct? 15 this, these were taken by Mr. Villarreal. If we 16 can stipulate and not contest them, then we won't 16 A. Yes. 17 17 have to put on his testimony and how he took them. Q. And as part of doing that, did you reach 18 any conclusions about a possible advantage of 18 Height from the top of the sign to the top of the 19 having the sign 36 feet above grade -- let's call 19 berm, 31 feet, one inch. We're not going to --20 it ground level without (sic) the berm as compared 20 we're not going to make an issue of the one inch 21 to just 31 feet from ground level without the 21 today. 22 berm? MR. ROTHFELDER: As long as you don't 22 A. Yeah. It was -- it's visible from both 23 make an issue of the one inch because I've never 23 24 sides of the freeway. 24 heard that it was 31 feet and one inch. I've 25 25 always heard it was 31. And other than that, Q. And -- okay. Can you explain a little

Pagess 125..128 General Appeals Board Meeting - 9-28-23 Page 127 Page 125 A. Correct. 1 more --Q. -- which is roughly 18 feet tall by 2 A. It was built at -- it was built 36 1 so it 2 3 55 feet wide? 3 could be visible from both sides of the freeway. A. Yes. MR. AMIS: Okay. Pass the witness. 4 Q. And right next to that, the reinforcements 5 5 MR, ROTHFELDER: My co-counsel, 6 have already been set in place by Harvey Builders. 6 Mr. Marcos, will take this witness. 7 Is that correct? CROSS-EXAMINATION A. That's --8 BY MR. MARCOS: 9 Q. Was it -- you can see the reinforcement? Q. You are familiar with that site that A. That's the documentation that was provided 10 10 you're calling the Marcos sign site? 11 A. Oh, yes. 11 says that it is. Q. And on the opposite side of the building, 12 12 Q. And you're familiar with the building 13 there's two different signs that have supports 13 signage that has started to go up? 14 already placed in and we're just waiting to put 14 A. The signs on the wall? 15 the signs on top. Is that correct? 15 Q. The signs on the wall. 16 A. It has been applied for, yes. 16 A. Yes, I am. 17 Q. And based on the fact that there's going 17 Q. And there are signs on the wall at roughly 18 to be signs that are roughly 900 square feet each 18 the seventh floor. Is that correct? 19 times four on the seventh floor, isn't that what A. Roughly -- I'm sorry? 19 people are going to look at from the highway? 20 Q. They're on the seventh floor, located? A. That was not the -- what was in question 21 21 A. They're on top of the building, yes. 22 here. The question here is what's the -- what's 22 Q. Well, they're in the middle of the 23 the ground level. 23 building --24 Q. But isn't it fair that the attention that 24 A. Okay. 25 would be grabbed by passerbys on the highway would Q. -- seventh floor. 25 Page 128 Page 126 1 be the signage on the building? Correct? 1 A. Yes. A. Yeah. If I was driving through there, I Q. In fact, the building had to be reinforced 2 3 and permits had to be pulled. Isn't that-correct? 3 would see your wall sign. Q. And can I direct your attention to A. Correct. 4 Q. And the raw estimate -- or the size of 5 Applicant's Exhibit No. 7 of the flooding? 6 each sign is 18 feet by 55 feet approximately. A. Okay. 7 Q. Does that depict the area reasonably in 7 Isn't that correct? 8 your opinion? 8 A. I guess. Q. It totals a thousand square feet. Right? MR. AMIS: You're going to need to --9 10 I'm sorry. You're going to need to tell them, if 10 A. I guess. Q. And so there's four different signs that 11 you can, whether this was the curb level or the 11 12 grade increase that they did above curb level 12 are going to go up on the side of the building. 13 without respect to the berm. And explain that to 13 Is that correct? 14 the Board if you can tell from that picture. 14 A. That -- well, yes. Q. They've been permitted for. Right? 15 MR. MARCOS: I'll back up and I'll 15 16 A. Yes. 16 break down the question. Q. There's already one sign that is up that 17 A. Okay. 17 18 is a thousand square feet on just one side of the Q. (BY MR, MARCOS) When you look at the 18 19 ground sign, have you noticed the camera at the 19 building. Is that correct? 20 A. That's incorrect. It's 900 square feet. 20 bottom of the ground sign? 21 You can't have -- you cannot have a single sign 21 A. Have I noticed the --22 Q. Have you noticed it? 22 with 1,000 square feet.

23

24

A. No.

Q. If I was to tell you that there's a camera

25 at the bottom of the ground sign, would you have

25 900 square feet --

23

Q. I'm sorry about that, Mr. Benitez, but

24 there's already one sign that is up that is

General Appeals Board Meeting - 9-28-23 Pagess 129..132 Page 131 Page 129 Q. There was -- I'm -- will you please turn 1 1 any reason to doubt that? 2 to Applicant's Exhibit No. 18? A. No. You could place a camera wherever you 2 A. I don't see it. I see -- 17 is the last 3 want. 4 one. Q. And if you were to look at this picture MR. AMIS: This one. 5 5 and you would imagine the bottom right side of the MR. BENITEZ: Oh, it's right in the 6 6 corner of the sign angled to the street, would 7 front, Okay. 7 that be a fair depiction of the area? 8 Q. (BY MR. MARCOS) Is that -- is Applicant's A. Of the location of the sign? 9 Exhibit 18 a fair depiction of what the sign Q. Yes. 9 currently looks like? 10 10 A. Yes. 11 A. You know, it's a -- it's all marked up and 11 Q. And are you able to see the water that's 12 it's blurry. 12 at the street level? MR. AMIS: And this is an if you know. 13 A. Yeah, I could see -- well, I could see 14 If you haven't been out there and seen that sign 14 that it's -- you know, it flooded there, yes. 15 in some time, I'm not sure if you have the Q. And do you see the cars that are pulled 16 personal knowledge to represent that's what the 16 into the roadway of the building to avoid the high 17 sign looks like currently or not. 17 water? A. Well, I don't know if that's the specific 18 MR. BENITEZ: Weil, all my engagement 18 19 is what the inspector provides. Okay? 19 case in this picture, but I do see another 20 MR. AMIS: Okay. 20 vehicle. It's in the driveway. 21 Q. (BY MR. MARCOS) You --Q. And the date stamp on this picture is 22 A. I've only passed through that location 22 May 9th, 2023, according to the top left corner of 23 through the freeway. I have never been -- I've 23 the picture. 24 never stopped at that location. 24 A. Yes. 25 Q. You are aware -- in fact, you were here 25 Q. Is that correct? Page 132 Page 130 1 present the first time that an appeal was made on 1 A. Yes. 2 behalf of this sign. Isn't that correct? Q. In fact, the bottom right-hand corner has 2 3 that camera labeled as Billboard Exit. Did I 3 A. Yes. Q. And the only difference between the first 4 correctly read that? 5 application that was appealed and the second A. Yes. I see that. 5 6 application that was approved was the word "plaza" Q. Wouldn't you believe it would be 7 being added to the top of the sign. Isn't that 7 reasonably prudent to raise the structure above 8 correct? 8 what areas that could flood with water? A. Well, no. There was -- there was A. No. My job is only to interpret the code 10 depictions added to the application that the 10 and approve the minimum requirements of it, 11 electronic message board was going to advertise 11 whether it's -- whether -- you know, the reasons 12 for why the berm was built, that's not my job. 12 for a used car dealer. Q. Where did -- where did you say you --13 13 That isn't my concern. 14 where did -- where are you coming up with used car Q. You are charged with permitting and 14 15 dealer? 15 inspecting. Is that correct? 16 A. Well, that's what -- that's what your --16 A. Signs. 17 that's what your paperwork -- your legal paperwork 17 Q. Signs? 18 said about your occupancy. It was an auto 18 A. Signs. 19 broker --19 Q. And do you have any common knowledge of 20 Q. A license. An auto broker license doesn't 20 structural --

21 mean that you sell used cars. Is that fair to

A. Well, it's fair to say.

A. However, the --

Q. Okay.

22 sav?

23

24

25

A. For signs.

A. For signs.

A. For signage.

Q. -- rules and regulations?

Q. None whatsoever?

21

22

23

24

	General Appeals Boa	ırd l	Meeting - 9-28-23 Pagess 133136
	Page 133		Page 135
1	Q. Let's go back to the original question.	1	MR. AMIS: Okay. That's a new
	Aside from what is displayed on the LCD, the only		exhibit?
	difference between the original sign that was	3	CHAIRMAN DISHBERGER: It's a new
ſ	appealed and not permitted and the second sign		exhibit, yes.
5	that was permitted and passed was the word added	5	MS. ISLAS: What is the date on that?
6	"plaza" at the top of the sign?	6	Is there a date?
7	A, Correct,	7	MR. MARCOS: There is not a date.
8	Q. And the City of Houston, in fact, approved	8	MS. ISLAS: Okay. It's up to you,
9	and gave a permit for the sign as submitted.	9	Mr. Dishberger, to admit it or not.
10	Correct?	10	CHAIRMAN DISHBERGER: Right. I think
11	A. I will go back because the second	11	this question is about what's on the sign or not
12	application did have Emergency Room on it, too.	12	on the sign. So I'm going to tell you we can't
13		13	accept without we don't even know the date of
14	MR. AMIS: Do you have any personal	14	that picture. There's no timestamp.
15	knowledge that the	15	MR. ROTHFELDER: You can look at it
16		16	yourself.
17	pictures that were provided by the by the	17	CHAIRMAN DISHBERGER: I don't know
18		18	when the picture was taken. I'm sorry.
19		19	MR. ROTHFELDER: Well, I mean, he has
20		20	personal knowledge.
21	Q. (BY MR. MARCOS) Will you look at the	21	CHAIRMAN DISHBERGER: Well
	City's Exhibit No. 1, last page?	22	MR. ROTHFELDER: Would you like him to
23	•		authenticate it?
24		24	MR. MARCOS: You can question me on it
	is it fair to say that's what you're referring to	l	because we had to remove it because of an ER being
20			
1	Page 134 that says Emergency?	1	Page 136 on there.
2	A. Yeah. It's yes.	2	MR. ROTHFELDER: Can you explain, what
3	Q. And the only difference between that	' '	is Exhibit 20?
	picture and the other picture is the plate of	4	MR. AMIS: If Mr. Marcos has personal
1	emergency has been removed?		knowledge of when that sign had that notation at
6	A. Correct.	ı	the bottom about the emergency room, the City does
1	Q. And emergency had an ER symbol on each	l	not have an objection.
7	side of it?	8	CHAIRMAN DISHBERGER: Okay. That's
1	A. I'm not sure. I'm not sure because the	-	fine then. So continue, but I think we need to at
9		١	
10	•	10	MR. ROTHFELDER: Yeah. So Exhibit 20
1	does not it has a blank plate.	11	
12	•	l	is admitted?
1	No. 19 of the applicant?	13	
14	MR, MARCOS: I'm marking this document	14	MR. ROTHFELDER: And we can get extra
1	as Exhibit No. 20. I would like to offer it into	15	•
1	evidence.	16	
17	CHAIRMAN DISHBERGER: Okay. Accepted	١	•
18	(Javier Marcos's Exhibit 20 was	18	3,
19	•	İ	taken picture was taken.
20	CHAIRMAN DISHBERGER: Can we get a	20	CHAIRMAN DISHBERGER: Yes, sir.
21		21	· •
22	MR. MARCOS: There's only one.	22	•
23	MR. AMIS: What is that?	23	was taken, approximately?
24	MR. MARCOS: It's the picture that has	24	MR. MARCOS: It was it was at the
	Haramanay laga at the hatten	۰	time the cian was nut up, the year first time, but

25 time the sign was put up, the very first time, but

25 the emergency logo at the bottom.

Page 140

3

4 there.

Page 137

1 we had someone that was injured show up because
2 they thought there was an ER there at the time,
2 drawing?

Page 137

1 Q. What was different from the contractor's
2 drawing?

3 which one of the tenants is architecturally

4 building it out.

5 So we've removed temporarily the 6 emergency sign so people do not believe there's an

7 ER there. That's why the bottom portion --8 CHAIRMAN DISHBERGER: Right. Could

9 you -- just approximate date so we have a date

10 when that was done? You said it was -- month?

11 Week? Day? Something?

12 MR. MARCOS: In the year 2022. I

13 don't want to guess on a month. I don't know.

14 It's at the -- at the very beginning when the sign

15 was first -- when the sign was practically -- when

16 the sign was almost completed.

17 CHAIRMAN DISHBERGER: Do you have more

18 questions of the witness? Are you done? Oh, you

19 have another --

20 MR. MARCOS: I've got one question.

21 CHAIRMAN DISHBERGER: Here's the

22 picture.

23 MR. MARCOS: No. You can hang on to

24 the picture.

Q. (BY MR. MARCOS) Is it fair to say if

5 Q. The emergency sign was on the permitting? A. On the -- on the depictions that the 6 7 contractor provided, yes. Q. Right. It was on the permitting? 8 9 A. Uh-huh. Q. And it was covered in black. And the 10 11 black wrapping --12 A. No. 13 Q. -- was falling apart? A. Our inspector has a picture when he went 14

A. That you do have that emergency sign on

16 Q. Look at Exhibit 1 of the City. That is

17 the same sign with black wrapping around it.

MR. AMIS: What was the question?

19 Where are you at?

15 out there to do a finding.

20 MR. MARCOS: The last page of the

21 City's --

22 A. Yeah. I'm looking at it.

23 Q. (BY MR. MARCOS) That is the same --

24 that's the bottom portion of the sign that has

25 emergency was wrapped with the plastic so you

Page 138

1 that -- if the emergency ER sign at the bottom was

2 left, people would show up at the building looking

3 for an emergency room?

4 A. Certainly.

5 Q. Yeah. It was reasonable and prudent for

6 the building to take that sign down until the

7 emergency room is built. Is that fair?

8 A. Yes.

9 Q. And the only difference between that

10 picture and the way it is now, the red that has

11 emergency room, the lettering, that red has been

12 removed and it's just a blank plate?

13 A. Yes.

14 Q. It's just white?

15 A. Yes.

16 Q. And the way the sign is in that picture

17 and the way the sign is now with the blank plate,

18 it is fully compliant with the permit that was

19 applied for with the exception of the height

20 dispute?

21 A. No. I'm going to say no because at the

22 time that you -- that Sign Administration goes out

23 and does the final, it has to be -- the sign has

24 to be according to the -- to the contractor

25 drawing.

1 couldn't see it?

2 A. Yes. However, this is not the picture 3 that the inspector took at the time of this sign.

Q. Well, once it passed inspection, this was

5 removed. Correct?

6 A. No. Not the final inspection, no. We

7 have a picture of when the inspector went to do

8 the final and the inspector's task is to -- is to

9 take pictures of the sign and his picture does not

10 represent what you have out there.

11 Q. You issued a permit on this sign?

12 A. We -- yes, we did. We issued a permit for

13 construction. And then -- and then 180 days

14 later, if the contractor does not call for a

15 final, we force final, which means that we send

16 the inspector out to go take a look at the sign,

17 make sure that it has been completed.

18 And he went out and he took pictures,

19 and it -- and it does not represent what the

20 contractor said they were going to do.

21 Q. Can I point your attention to Exhibit

22 No. 19 of the applicant, which is the permitting?

A. Yes.

23

Q. And that's the permitting for the sign.

25 Is that correct?

Page 141

1 A. And you're showing me -- Exhibit 19 is a

1 A. Yes. This is the permitting.

- 2 Q. Can you please read out -- and keep --
- 3 read out the project number that's on the top4 right-hand corner.
- 5 A. 22016771.
- Q. And keep your hand there, and please go toAppellant's Exhibit No. 8.
- 8 A. Okay.
- 9 Q. And where it says "project number," can
- 10 you please read out the project number that is 11 there?
- 12 A. 22016771.
- 13 Q. Can you please confirm that that same
- 14 project number you just read on Exhibit 8 is the
- 15 exact same project number on Exhibit No. 19?
- 16 A. Yeah. This is the same thing but 17 different forms.
- 18 Q. And this is for the operating permit?
- 19 A. Correct. This -- Exhibit 8 is --
- 20 Q. And it has -- it has a price on there of
- 21 \$810. Correct?
- 22 A. Yes. Exhibit 8 is sign operating permit.
- 23 Q. And then --
- 24 A. Exhibit 19 is construction permitting.
- Q. And then if you turn to the next page of

- 2 construction permit. Exhibit -3 Q. in order to -4 A. Exhibit 8 is an operating permit because
  5 your sign is as --
- Q. In order to get Exhibit No. 8, you have topass all your permits?
- 8 A. No.
- 9 Q. Tell me where in the Sign Code it says 10 that.
- 11 A. The Sign Code says that within 180 days
  12 you have to complete your -- the construction with
- 13 your sign. If not, you have to apply for an
- 14 extension, which you guys have, and they're going
- 15 to give you another 180 days to finish the
- 16 construction of your sign, which the permit 17 expired.
- 18 I forgot the date. I don't remember
  19 the exact dates when the permit expired -- the
- 20 construction permit expired. And it has then been
- 21 voided out. However, the operating permit does
- 22 not void out because the sign exists.
- 23 Q. But you do not get an operating permit
- 24 unless you pass your building permit?
- 25 A. No. You get an operating permit -- when

Page 142

- 1 Exhibit 8, you will see that the \$810 -- \$810.15 2 was paid for that sign operating permit. Correct?
- 3 A. Yes, correct.
- Q. So the sign is operating under a --
- 5 legally under a sign operating permit. Correct?
- 6 A. Yes, correct,
- 7 Q. So --
- 8 A. An operating permit, yes, not a 9 construction permit.
- 10 Q. So the permitting division of the City of 11 Houston -- Exhibit 19 gave a permit for
- 12 construction. Correct?
- 13 A. Correct.
- Q. And the next step is you pay for the
- 15 operating, which is Exhibit No. 9. Correct?
- 16 A. When a permit is sold, there's --
- 17 Q. Correct? Yes?
- 18 A. -- there's several permits. Like, for
- 19 example, you're not pointing out --
- Q. The construction was approved.
- 21 A. There's also an electrical permit.
- 22 Q. The construction --
- 23 A. There's also a plan review permit.
- 24 There's separate permits.
- 25 Q. Okay.

- Page 144 1 the inspector goes out and sees that the sign has
- 2 not been erected, he will void out everything.
- 3 But because he sees that the sign is erected, he
- 4 does not void out the operating permit because the
- 5 sign is there.
- Q, Where --
- 7 A. Now, the sign is not in compliance, but
- 8 the operating permit continues.
- 9 Q. Then why would you give out an operating
- 10 permit if someone doesn't pass inspection?
- 11 A. Because the sign exists. I mean, when the
- 12 sign exists, if the inspector -- if the inspector
- 13 goes out and the sign, it has not been erected at
- 14 all, whatsoever, then he does void out the
- 15 operating.
- 16 Q. So the sign is currently operating legally
- 17 with an operating permit?
- 18 A. It's currently operating legally with an
- 19 operating permit but illegally under a
- 20 construction permit.
- 21 Q. And what type of notice have you given
- 22 saying that the --
- 23 A. The notice was given to you by Mr. -- by
- 24 the inspector.
- 25 Q. And that's what the appeal is for here

Page 148

General Appeals Board Meeting - 9-28-23 Page 145 A. It's -- I'll try to make it out. I 1 today? 2 believe it's 08 ---2 A. Correct. Q. Why would you have issued the operating 3 Q. So August? A, -- and I can tell the year is '22. 4 4 permit? A. That's just part of the system. An 5 Q. That's fine. August 2022. Can you go to 6 the next page, sir? 6 operating permit is given only -- then it And sorry. Let me back up. The first 7 continues only if the inspector allows it to 8 picture, that's showing the legs on the ground. 8 continue. 9 Right? Q. Isn't an operating permit synonymous with 10 an occupancy permit for a house or a business? 10 A. Correct. 11 Q. So in August of 2022, this sign is gone? 11 A. No, no. A. Yes. This picture is actually the footing 12 12 MR. MARCOS: Pass the witness. CHAIRMAN DISHBERGER: Okay. 13 inspection. 13 14 Q. Okay. 14 REDIRECT EXAMINATION A. The footing inspection includes the legs. 15 15 BY MR. AMIS: 16 Q. So the legs are on the ground? Q. Mr. Benitez, you are Mr. Villarreal's 16 17 A. Yes. 17 supervisor, Correct? A. I'm his indirect manager. 18 Q. And there's no sign up? 18 Q. Okay. You have personal knowledge of this 19 A. No. 19 20 Q. Okay. The next picture, you see the 20 Marcos sign? 21 timestamp no one is going to dispute. That's A. Ido. 21 22 11-2-2022. Correct? Q. Okay. Did the Marcos sign ever pass final 22 23 A. Correct. 23 inspection? 24 Q. Okay. Looking at that sign, you see the A. No, it did not. 24 25 top. It says "Abogado." That's lawyer in 25 Q. And why was that? Page 146 1 Spanish. Right? A. Because it was too high in elevation and 2 A. Yes. 2 because it was advertising more square footage Q. And then slash attorney Javier Marcos? 3 than allowed. 3 4 A. Correct. Q. Okay. I'm trying to make this easy and go Q. That's at the top of the sign that's 5 as quickly as possible. So I'm going to look at 5 6 approximately, what, 25 percent of it, something 6 with you Exhibit 10, I believe it is. We're going 7 to start with Exhibit 10 for now. 7 like that? Exhibit 10, I'll represent to you that 9 Q. Okay. And then there's the word "plaza" 9 these are pictures taken over time by the Sign 10 below that. Yeah? 10 Administration of the sign going up, going through 11 A. Yes. 11 the permitting process. 12 And Mr. Marcos was pointing out to you 12 Q. Do you see that? 13 A. Yes. 13 that at some point in time there was an 14 Q. Okay. And then in the middle -- what are 14 advertisement or sign for an emergency -- a type 15 we looking at in that square in the middle? 15 of emergency service that was on the bottom of the 16 A. It was an electronic message board. 16 sign. Correct? 17 A. Correct.

Q. Okay. So that can be changed? 17 18 A. Yeah, that could be changed.

Q. Okay. And then on the bottom, 19

20 25 percent -- I'm sorry. Let's just say

21 25 percent because I think it's four separate --

22 four separate layers, four separate signs you can 23 call them.

24 Then it says, "Abogados de Accidentes, 25 accident attorneys." Right?

Q. It's blurry.

A. Yeah.

18

22

23

24

25

21 left.

Q. Look at the same picture -- well, let's

20 difficult to make out the timestamp on the bottom

Q. I know what it is, but i won't tell you.

19 just start with the first picture. I know it's

A. Oh, it's kind of hard.

Page 151

- A. That is correct.
- Q. And it has a number, 713-999-4444? 2
- 3 A. Yes.
- 4 Q. Do you happen to know who that number is?
- A. Yeah. Javier Marcos.
- Q. Okay. So -- and then on the bottom of the 6
- 7 sign where -- at some point in time we know there
- 8 where it said Emergency Room, that's no longer
- 9 there as of November 2nd, 2022?
- A. Correct. 10
- 11 Q. So in August 2022, the sign wasn't up.
- 12 And then sometime after that the emergency room
- 13 sign went on, but it's off by November 2nd?
- 14 A. Correct.
- 15 Q. Okay. All right. And then what we're
- 16 looking at here, in summary, we've got Javier
- 17 Marcos at the top, the changeable message board,
- 18 Javier Marcos, Abogados de Accidentes, a phone
- 19 number on the bottom and then nothing on the very
- 20 bottom, Right?
- 21 A. Right.
- 22 Q. Okay. Flip to the next page. Do you see
- 23 the timestamp on there? That's kind of a midlevel
- 24 timestamp.
- 25 A. January 4th, 2023.

Page 150

- Q. Okay. And, again, we just have the same,
- 2 the same. This is permanent lettering so I'm not
- 3 going to go over it every time. It says-Javier
- 4 Marcos, Attorney, at the top. Right?
- 5 A. Yes.
- Q. And then the bottom, it says Accident
- 7 Attorneys and it has Javier Marcos's number?
- A. Correct.
- 9 Q. Very bottom, nothing?
- 10 A. Okay.
- Q. Okay. And then on the message board it 11
- 12 says, "Justicia Para Los Hispanos." Right?
- 13 A. Correct.
- Q. And I believe Mr. Marcos represented that 14 14
- 15 that is some type of business related to a car.
- 16 Do you know whose picture that is on there?
- 17 A. That looks like Mr. Marcos.
- 18 Q. I mean, does Justice for Hispanos sound
- 19 like something that a -- something related to a
- 20 car would advertise, or does that sound more
- 21 lawver like?
- A. Well, it sounds more lawyer like. I can 22
- 23 translate it. I do know Spanish.
- 24 Q. Okay. Can you translate it?
- 25 A. Justice for Hispanics.

- Q. There you go. If you could go to the next 1
- 2 page, date stamp May the 8th, 2023. Right?
- 3 A. Yes, yes.
- Q. Okay. And, again, we have Javier Marcos 4
- 5 on the top. Abogado de Accidentes on the bottom.
- 6 Now the video board says "Mama" on it. Right?
- 7 A. Yes.

11

- 8 Q. And then the very bottom where there
- 9 should be -- or it's supposed to be an
- 10 advertisement, that's still not there. Right?
  - A. Still not there.
- Q. Any idea what Mama means? 12
- A. Well, based on the date, I think it's an 13
- 14 advertisement for Mother's Day.
- 15 Q. Fair enough. Okay. Flip to the next one.
- 16 August 25th, 2023, so a month ago, same lawyer
- 17 advertisements. The message board and the same
- 18 lack of any advertisement or sign on the very
- 19 bottom. The middle part has a -- some type of
- 20 vehicle. It says "Vamos a Ti." What does vamos a
- 21 ti mean in Spanish?
- 22 A. We come to you.
- 23 Q. Okay. Do you have any personal knowledge
- 24 on what this advertisement is for that says vamos
- 25 a ti?

6

7

11

20

Page 152

- 1 A. Well, I mean, if I put it together, the
- 2 attorney comes to you.
- Q. Okay. All right. Excellent. Let me just 3
- check and make sure there's nothing else I need 4
- Mr. Benitez for.
  - MR. AMIS: I'll pass Mr. Benitez.
    - RECROSS-EXAMINATION
- 8 BY MR. MARCOS:
- Q. The same pictures you're looking at, if 9
- 10 you could just turn to the third page.
  - A. I'm sorry. What page?
- 12 Q. Exhibit No. 10.
- 13 A. Okay. What page?
- Q. Exhibit No. 10, third page, the one that
- 15 says Justice for Hispanics.
- 16 A. Yes.
- Q. The top of it, Abogado/Attorney Javier 17
- 18 Marcos Plaza. I read that right. That's one
- 19 portion of the sign?
  - A. Yes.
- 21 Q. That's one -- that's one of the tenants in
- 22 the building. In fact, that's the building owner,
- 23 isn't it?
- 24 Have you had an opportunity to look
- 25 and see who owns the property located at

Page 155

1 10700 North Freeway?

- 2 A. No, but --
- 3 Q. Would it surprise you to be attorney
- 4 slash -- abogado/attorney, Javier Marcos, LLC,
- 5 being the owner?
- 6 A. I don't know.
- 7 Q. And isn't that the one that's on the
- 8 application?
- 9 A. Correct, yes.
- 10 Q. And the middle portion of the LED display
- 11 that changes, it says specifically the words
- 12 Justice for Hispanics, which is the owner of that
- 13 LCD changing color. Correct?
- 14 And that's the auto broker business
- 15 that also facilitates repairs to vehicles.
- 16 A. Well, it doesn't say anything about that.
- 17 It says --
- 18 Q. Justice for Hispanics. It says the name
- 19 of the business.
- 20 A. I would say your picture is there. So
- 21 your -- and the name is on the top so that's under
- 22 Marcos. Above that it says "Abogado/attorney."
- 23 Q. Right before -- right below that, Abogados
- 24 de Accidentes, and it has a telephone number. Do
- 25 you recognize -- Abogado de Accidentes, that's
  - Page 154
- 1 the -- that's also -- that's a business owned by
- 2 Law Office of Marcos & Associates, PC, which
- 3 that's a d/b/a, what it does business as- You're
- 4 aware of that?
- 5 A. Yes.
- 6 Q. You've called that number. We've spoken
- 7 before. Correct?
- 8 A. I have never called it.
- 9 Q. I'm sorry. Someone -- people from your
- 10 office have called.
- 11 A. Yes, yes. My office has called that
- 12 number.
- 13 Q. And the portion below that is the one that
- 14 has emergency with the ER signal, and that's the
- 15 portion that's been removed temporarily until the
- 16 ER goes in. Correct?
- 17 A. I mean, that's the slot where it goes,
- 18 yes.
- 19 Q. And the applicant that applied for that
- 20 was Advanced Diagnostics Healthcare, and they're
- 21 located in Suite 135 in that building?
- 22 A. No. Actually the sign was applied for as
- 23 a strip sign. It's not individually. It's not an
- 24 individual. It's -- if you see -- I'm sorry. Let
- 25 me go to the exhibit where the permit is at, and

- 1 you'll see that it says "strip" on it because if
- 2 it's -- there's a difference between a single --
- 3 I'm sorry.
- 4 There's a difference between a
- 5 multi-tenant sign and a multi-tenant sign applied
- 6 for individually. That means that if you have a
- 7 multi-tenant sign and you allow your tenants to
- 8 pull the permit, they'll do it theirselves. But
- 9 if you are the landlord of the -- of the shopping
- 10 center and you apply for a multi-tenant sign, you
- 11 could take care of the whole thing yourself.
- 12 Q. And the -- when the strip sign was applied
- 13 for, the City of Houston Site Administration
- 14 requested the name, address of each of the four
- 15 different people that were going to be on the
- 16 sign, Isn't that fair?
- 17 A. Correct.
- 18 Q. And that information was provided by the
- 19 building owner to the City of Houston Sign
- 20 Administration. Correct?
  - A. By the contractor, yes.
- 22 Q. The contractor provided that information.
- 23 Correct?

- 24 A. Yes.
- 25 Q. And the information they provided was the
  - Page 156
- 1 top portion was the building owner, Abogado Javier
- 2 Marcos, LLC. The middle portion, the LCD, was
- 3 Justice for Hispanics, LLC. The bottom -- the
- 4 portion below that was the law firm. And the
- 5 portion below that was a healthcare facility
- 6 that's going to have an ER there?
- 7 A. Yes.
- 8 Q. And that's the records that were provided
- 9 to the City of Houston?
- 10 A. Correct. The top was provided as the name
- 11 on the building.
- 12 Q. And the last time we were here, the only
- 13 item that changed that we conversed about in this
- 14 committee -- or the committee that was there back
- 15 then was adding the word "plaza" to make everyone
- 16 happy and compliant, which was done, and the
- 17 permit was approved. Correct?
- 18 A. Well, I already testified that -- I
- 19 already testified that it was that and that you --
- 20 that you had a -- that you were going to advertise
- 21 for the auto broker and the electronic message
- 22 board. And that's when you said it excluded the
- 23 message board.24 Q, And repair for -- repair vehicles?
- 25 A. Correct.

Page 159 Page 157 1 sign --1 MR. MARCOS: Okay. Pass the witness. 2 Q. Now, what's that about? MR. AMIS: I have no further 2 3 A. -- with the berm on it. 3 questions. Q. What's the electronic message board say? City would call Mr. Villarreal, 5 It says, "Consulta gratis." I think I know what 5 Francisco. 6 that means, but you tell me. FRANCISCO VILLARREAL, 6 7 A. Consulting -- free consulting. 7 having been first duly sworn. Q. Okay. Again, is that something you testified as follows: 8 DIRECT EXAMINATION 9 associate with a lawyer's business? 9 10 A. Yes. 10 BY MR. AMIS: 11 Q. Okay. Do you see the -- you just told us Q. Francisco, I want to move quickly. I 11 12 about the anchor -- the concrete cap in the first 12 talked about some of this, but I need to get it in 13 picture we looked at being on the ground. Can you 13 the record because you were the inspector for this 14 see that in the second picture? 14 Marcos sign. Right? 15 A. Yes. 15 A. Correct. 16 Q. Where is it? Q. Okay. So you've been out there since the 16 A. Well, the concrete slab on top of the berm 17 17 beginning and done multiple inspections? 18 or the one below it. 18 A. Correct. Q. Yeah, I want to be clear on this. So 19 Q. Okay. Can you turn to Exhibit 1, third 19 20 flip back to the third picture. This is the one 20 picture? What do you see in this picture? 21 that shows the sign not completed. Do you see A. The final stages of construction of the 21 22 that concrete footing? 22 ground sign. Q. Okay. And do you say final stages because 23 A. Yes. 23 Q. Okay. And right there, that concrete 24 there's tarping on the bottom of the sign, the 24 25 footing is sitting on more or less level ground. 25 skirt doesn't appear there and/or there's some Page 160 Page 158 1 Right? 1 type of wrapping on the legs? 2 A. Correct. 2 A. Correct. Q. There's no berm there? 3 Q. Anything else that tells you that it's not 4 A. Correct. 4 yet fully operational, it's not up and running, Q. Okay. Now, flipping back up to the middle 5 it's still in the last stages of construction? 6 pic that shows the berm, can you see that concrete A. Correct. 7 footing that we were just looking at? 7 Q. No. I'm saying is there anything --A. No. 8 9 Q. And why not? 9 Q. — else on this picture that tells you 10 A. Because it's under the dirt of the berm. 10 that? Q. And flip to the first picture. What are 11 11 A. No. 12 we looking at on this? Did you take this picture? Q. Okay. And you'll see on this the front 12 13 A. Yes. 13 leg. What's at the bottom? Q. Okay. And what is this a picture of? A. It looks like a concrete support for the 14 15 A. It looks like a little slab of concrete on 15 ground sign. Q. Okay. So is that like an anchor? 16 top of the berm. 16 Q. In your opinion, is this provided -- is 17 17 A, Correct. Q. That's dug into the ground and has a 18 this an anchor, a concrete anchor? 18 19 19 concrete cap on top? 20 Q. Is this providing any -- well, what do you 20 A. Yes. 21 see at the bottom of the concrete? Is it dug into Q. Okay. If you flip to the page -- one 21 22 above -- it's the second two pics. This is the 22 the ground? 23 one that shows the berm on the bottom. What are 23 A. No. It's just dirt. 24 Q. You can see that there's a crack on the 24 we looking at here? 25 bottom showing some space between the grass and 25 A. The final -- the final view of the ground

Page 163

1 the piling itself?

- A. Yes.
- 3 Q. So this is essentially non-functional?
- 4 A, Correct,
- 5 Q. Okay. If you could, flip to Exhibit 8.
- 6 Let's just go to Exhibit 9. That's a better7 picture.
- 8 And this is, obviously, a Google
- 9 Street Maps picture. Do you see a date on it?
- 10 A. September 22nd -- September of 2022. I'm 10
- 11 sorry.
- 12 Q. Okay. So we know, based on your testimony
- 13 and what we were looking at, that in August of
- 14 2022 -- at some point in August, the sign was not
- 15 up because those legs that we're looking at, those
- 16 were on the ground. Right?
- 17 A. Yes.
- 18 Q. But by September of 2022, the sign is
- 19 being constructed. Is the berm up?
- 20 A. No.
- 21 Q. In this -- in -- it's all right. It's the
- 22 same picture. It's just been blown up.
- 23 A. Oh, okay.
- Q. We're looking at that one, Exhibit No. 8.
- 25 Is -- the berm's not up in that picture. Right?
  - Page 162 1
- 1 A. No, it's not up.
- Q. And do you see a gap between the concrete
- 3 piling that's on ground level and the red-skirt?
- 4 A. Yes.
- 5 Q. And what is a -- what is a sign skirt?
- 6 A. It covers the metal supports of the ground
- 7 sign.
- 8 Q. Okay. And assuming that everything we
- 9 can't see, everything on the sign itself that's
- 10 not in the picture, if that was a -- and then we
- 11 have the concrete anchor and the supports dug into
- 12 the ground at ground level.
- 13 Would you approve this final
- 14 inspection based on what you see here?
- 15 A. No.
- 16 Q. Why not?
- 17 A. Because it's not complete.
- 18 Q. In what way is it not complete?
- 19 A. The skirt is supposed to go down all the
- 20 way to the concrete.
- 21 Q. Okay. Okay. And if you could flip to
- 22 Exhibit 10, we can just go to the second picture.
- 23 This is just a picture of the sign taken
- 24 November 2nd, 2022.
- 25 Have you looked -- do you have

- 1 personal knowledge of the total square footage of
- 2 this sign?
- 3 A. Yes.
- 4 Q. And what is it?
- 5 A. It's total square footage, 456.
- 6 Q. Is there any classification under the Sign
- 7 Code that will allow for a ground sign to have
- 8 456 square feet of face space on it?
- 9 A. No.
- 10 Q. What is the maximum?
- 11 A. 450.
- 12 Q. And what is that for?
- 13 A. For four tenants or more.
- 14 Q. Okay. And that -- just for the record and
- 15 for -- if anyone wants to look it up, that's --
- 16 you find that in Table 4611?
- 17 A. Correct.
- 18 Q. Okay. And that same table also says that,
- 19 "Hey, if you have a multi-tenant sign, if it's a
- 20 single business, you get 150 square feet." Right?
- 21 A. Correct.
- 22 Q. If you get a multi-tenant, two or three,
- 23 do you know how many square feet you get?
- 24 A. 300.
- 25 Q. 300. Okay. But this is a 456?
- Page 164

- A. Yes.
- 2 Q. So the closest maximum for this sign is
- 3 for a four tenant or more, which would give you
- 4 450 square feet of face space?
- 5 A, Correct.
  - MR, AMIS: Okay. I'll pass the
- 7 witness.

- 8 CROSS-EXAMINATION
- 9 BY MR, ROTHFELDER:
- 10 Q. Mr. Villarreal, let's get back to the
- 11 basic facts here. Take a look at City's Exhibit
- 12 No. 6, Page 3. Now, we've already stipulated that
- 13 from the top of the sign to the dirt underneath
- 14 the sign is 36 -- is 31 feet. Right?
- 15 A. Correct.
- 16 Q. And did you do this measurement here?
- 17 A. Yes.
- 18 Q. You came up with 31 point -- 31 feet,
- 19 one inch. Is that right?
- 20 A. Correct.
- 21 Q. But for purposes of today, there's been a
- 22 stipulation between counsel that from the top to
- 23 the dirt it's 31 feet. Right?
- 24 A. Correct.
- 25 Q. Okay. Now, the provision that is required

5

Page 167

Page 165 1 to be complied with is Section 4609-E-1. Right?

- 2 A. Yes.
- 3 Q. And that provides that you're to measure
- 4 from the highest point on the sign to the grade
- 5 level of the ground surface in which the sign
- 6 supports are placed. Right?
- 7 A. Yes.
- 8 Q. And in this particular case, when you
- 9 measure from the ground surface in which the sign
- 10 supports are placed and you go straight up to the
- 11 top of the sign, that's 31 feet. Right?
- 12 A. Yes.
- 13 Q. Now, if you use some of your complaints
- 14 about the berm, I guess you end up with 36 feet --
- 15 or 43.9 feet. Is that the deal?
- A. What is the question you're asking? 16
- 17 Q. Okay. Let me -- it wasn't a fair
- 18 question. I'm going to start over.
- 19 The only thing that this General
- 20 Appeals Board has to determine, like you said
- 21 before, is a measurement defined by the Sign Code
- 22 that says you're supposed to go from the ground
- 23 surface in which the sign supports are placed to
- 24 the top of the sign. Right?
- 25 A. Correct.
- Page 166
- Q. And that's 31 feet? 1
- 2 A. Correct.
- Q. And that's the height that is permitted by
- 4 Table 11 in Section 4611-J of the code. Correct?
- A. Correct.
- Q. Now, there's no definition in the code for
- 7 grade level, Correct?
- A. Correct.
- Q. There's no definition in the code for
- 10 ground surface. Correct?
- 11 A. Correct.
- 12 Q. There's no definition in the code for
- 13 berm. Correct?
- 14 A. Correct.
- Q. There's no definition in the code for 15
- 16 curb. Correct?
- 17 A. Correct.
- 18 Q. In fact, there's nothing in the code that
- 19 tells you as an inspector that you're supposed to
- 20 measure from the top of the sign down to anywhere
- 21 else other than the ground surface in which the
- 22 sign supports are placed. Correct?
- 23 A. Correct.
- 24 Q. And that comes up to 31 feet. Right?
- 25 A. Correct.

- Q. All right. Now, you're not an engineer? 1
- 2 A. Correct.
- 3 Q. You're not a sign contractor?
- 4 A. Correct.
  - Q. You don't know about the structural
- 6 integrity and drainage methods that one that was
- 7 an engineer or a contractor of signs would have to
- 8 observe in order to build a sign consistent with
- 9 proper competent methods to facilitate drainage.
- 10 Fair?
- 11 A. Fair.
- 12 Q. So if those experts said that this method
- 13 for construction was consistent with proper
- 14 architecture, engineering and drainage facility,
- 15 you wouldn't deny it. Correct?
- 16 MR, AMIS: Is there any evidence to
- 17 that?
- THE REPORTER: Is there any what to 18
- 19 that?

21

1

- 20 MR. AMIS: Evidence.
  - THE REPORTER: Thank you.
- MR. ROTHFELDER: This is 22
- 23 cross-examination.
- 24 Q. (BY MR. ROTHFELDER) Do you have an answer
- 25 to that question?

Page 168

- A. Can you repeat that?
- 2 Q. If those that had expertise in the
- 3 construction of signs said that this was the
- 4 proper way to do it, you, as not having expertise,
- 5 wouldn't object to that opinion. Correct?
- 6 A. Correct.
- 7 Q. All right. Now, as to the issue on the
- 8 number of businesses displayed on the sign, again,
- 9 that's just taking a look at the code and seeing
- 10 what is the allotted, the permissible number of
- 11 tenants to be placed on the sign. Right?
- 12 A. Correct.
- 13 Q. In this case, there's a definition of
- 14 multi-tenant sign. You can see it in Exhibit 10.
- 15 That's 4603, and that's a sign that has two or
- 16 more distinct commercial businesses or commercial
- 17 service entities. Right?
- 18 A. Correct.
- 19 Q. That's what it comes down to as to whether
- 20 those four things that you and Mr. Amis spent a
- 21 half hour talking about are distinct commercial
- 22 businesses or commercial service entities. Right?
- 23 A. Correct.
- 24 Q. So evidence is in the record in
- 25 Exhibits 14, 15, 16 and 17 about the distinct

General Appeals Board Meeting - 9-28-23 Pagess 169..172 Page 171 1 the certificates of occupancy, the IRS 1 commercial businesses or commercial service 2 identification numbers, the Secretary of State 2 entities and legitimate operation with the 3 filings, all of that evidence that's in the 3 regulations of the City. Did you take a look at 4 record, you're not here to dispute for those four 4 those? 5 businesses that have that paperwork that Mr. Amis 5 A. Yes. Q. Oh, so after looking at the certificate of 6 has mentioned? 7 occupancy, the IRS identification number, the 7 A. Yeah, correct. 8 Secretary of State formation and filing and the Q. You're not here to say --9 separate address designation for the four 9 A. No. Q. -- that that's not legitimate or -- to use 10 different businesses that are displayed on the 10 11 the words of the Sign Code, that that's not a 11 sign --12 legitimate commercial enterprise operating in 12 MR, AMIS: What's the --13 compliance with the City's ordinances. Right? Q. (BY MR, ROTHFELDER) -- did you have an 13 14 objection as to whether that was a legitimate 14 A. Correct, 15 MR. ROTHFELDER: Okay. Pass the 15 commercial enterprise operating in compliance with 16 witness. 16 the City's ordinances? 17 MR. AMIS: I have no -- I could 17 MR. AMIS: The City is not challenging 18 recross --18 whether -- what you have papered up as a 19 CHAIRMAN DISHBERGER: Oh, yes, yes. 19 legitimate business. MR, AMIS: -- or redirect. 20 MR, ROTHFELDER: Okay. So we've got a 20 21 stipulation, so the Board knows, that the four 21 I'm going to pass the witness. 22 MR. ROTHFELDER: Hey, by the way, one 22 businesses that are displayed on the sign --23 last thing, this 456, has that extra six square 23 MR. AMIS: That's not what I'm 24 feet ever come up before? 24 stipulating to. I'm stipulating about the 25 MR. AMIS: Have you -- have you 25 paperwork. I'm not stipulating to what's on that Page 172 Page 170 1 noticed them for excess of 450 feet? 1 sign because what's on that sign is lawyer MR. VILLARREAL: No. 2 2 advertising. MR, ROTHFELDER: That's your opinion. 3 MR, ROTHFELDER: Okay. 3 4 MR. AMIS: So --4 MR. AMIS: Correct. Q. (BY MR. ROTHFELDER) So this is the first MR. ROTHFELDER: But what we have 5 6 displayed on the sign are the businesses reflected 6 time you've ever complained about that after all 7 of the months that that sign's been up, you --7 in the exhibits that are attached as Exhibits 14, 8 this is the first time that you've ever told 8 15, 16 and 17. Do we have a stipulation on that? 9 anybody and you told it to the Board today? MR. AMIS: No. absolutely not. 10 A. No. 10 MR. ROTHFELDER: Well --11 MR. AMIS: I'll short-circuit this. 11 MR. AMIS: I'm saying you have the 12 We were doing the math, preparing for this, and it 12 paperwork. I'm saying the City will stipulate 13 that you have the paperwork. The City's argument 13 says 456. And I said, "That sounds too big." He said, "It is." 14 14 is what's actually on that sign. MR. ROTHFELDER: All right. We'll 15 But because it wasn't noticed as a 15 16 violation of exceeding 450, to the extent there's 16 develop that through direct examination through 17 a dispositive question that comes down to whether 17 Mr. Marcos. Q. (BY MR, ROTHFELDER) So in fairness to 18 it exceeded 450 or not, we are not making the 18 19 Mr. Villarreal so that the Board understands, 19 claim or not seeking relief because it exceeds 20 450 total feet. We are, of course, still arguing 20 you're not here to dispute any aspect of the 21 legitimacy and the separate and distinct character 21 about the 150 per business. CHAIRMAN DISHBERGER: I understand 22 22 of the four businesses that are displayed on the

23 yeah.

25 agreed.

24

MR. ROTHFELDER: Understood and

23 sign. Correct?

A. You mean the same businesses? Q. Right. You're not here -- in the face of

24

	General Appeals Boa	ırd N	deeting - 9-28-23	Pagess 173176
Γ,	Page 173		A This	Page 175
1	MR. AMIS: The City calls Tahereh	<b>1</b> 2	A. This	hoogues that was
ŀ	Chipsaz.		<ul> <li>Q. Let me let me rephrase a little bit confusing.</li> </ul>	pecause mai was
3	Did I say your name right?	ა 4	a fittle bit confusing.  MR, ROTHFELDER: T	ha quaetian wae
4	MS. CHIPSAZ: Great.	-	asked and answered.	ne question was
5	MR. AMIS: Great.	5	CHAIRMAN DISHBER	CED: That's akay
6	CHAIRMAN DISHBERGER: And how do you	_	Let her let her answer the que	
	spell your name again?		missed her	511011, 1
8	MS. CHIPSAZ: The first name is			tongo you just road
	Tahereh, T-A-H-E-R-E-H.	9	Q. (BY MR. AMIS) The sen	
10	·		said, "The provisions of this cha grading, excavation and earthwe	•
11	having been first duly sworn,	11	including fills and embankments	
12			_	. Conect
13		13	A. Correct.	anaamnaee harme?
14		14	Q. And does that sentence A. Correct, sir.	encompass berms r
15	•	15	•	amaga tha harm
16		ı	Q. Okay. And it would ence	ompass the berni
	do you spell your last name?	l	that's below the Marcos sign?	
18		18	A. Correct.	lika firal partanga
19	-	19	Q. Okay. And can you read	i the first sentence
20	•	l	of Section J103 right here?	
21	,	21	A. 103.1 or 103.2?	
	job title?	22	Q. 103.1.	
23	·	23	A. "Permits required. Exc	=
	Habitability/Investigation Department.	ı	Section 103.2, no grading sha	
25	Q. And what do your job duties include with	25	without first having obtained	a permit, therefor
	Page 174	_	c a h.::::::	Page 176
	respect to issues relating to this sign grading,	l	from the building official."	Mayana ar
	drainage, things of that nature?	2	Q. Okay. And was did Mr.	
3	A. We are taking care of the unpermitted	1	somebody acting on his behalf ge	я а рении веюге
4	work, including the drainage system, including the	•	building this berm?	
5	grade, including unpermitted work going through	5	A. No, sir. Q. And was he required to pu	rought to the
	the City of Houston.	6		isuani to the
7	Q. Okay. And can you flip to Exhibit 6?	1	code?	
	You've actually got it open. Exhibit 6, for	8	A. Yes, sir.	22 Can you tall
	everybody, is Appendix J, appendix to the building	9	Q. Can you look at Exhibit 12	a Gan you tell
	code. Yes?	10	us what this is?	work - octually
11	A. Correct, sir.	11	A. This is a summary of all	
12		ı	this is the summary of Mr. Mar	
	the first sentence of Section 101?	١.	the time from 2016 all the wa	=
14		14	Q. Okay. And looking on the	
15	the grading, excavation, earthwork construction,	15	you'll see the second notation. It	· · · -
16	· ·	16	and fill," and it's dated April 13, 2	UZ37
	conflicts"	17	A. Correct, sir.	" 6 " 0
18		18	Q. Is this him seeking a pern	
19	sentence.	19	A. After I visited I visited	
20	•	20	February 20 February 8, 2023	
21	Q. And does that sentence, would that	21	tag, Mr. Marcos applied for a p	
	encompass building a berm?	22	actually, yeah, two months late	
23		23	Q. So he got red tagged for t	
24		24	berm because he didn't get a per	mit?
1 25	building the berm that we're talking about here?	25	A. Correct, sir.	
1~~	_			

Page 180

Q. Okay. So the bottom line, Mr. Marcos Q. Okay. And then if you could look quickly 2 built the berm without getting a permit, didn't 2 at the next page, we've got Notices 1 through 11. 3 submit a drainage plan -- a drainage plan when he 3 What are -- what are these notices for? 4 did this and it failed because the berm is not A. This is the red tags. We visited the 5 jobsite. The first one was on October 14th. 5 channeling water correctly? A. Correct. 6 That's the first time I visited the jobsite. And 6 7 I believe I met one of your manager. And I think 7 MR. AMIS: Pass the witness. CROSS-EXAMINATION 8 I should have his name somewhere in here. 8 9 BY MR. MARCOS: Q. Don't worry about it. Q. You and I have had the pleasure of meeting 10 10 MR. MARCOS: Greg Lester. 11 in person, haven't we? MS. CHIPSAZ: Yes, sir. 11 12 A. Yes, sir. 12 A. I spoke to him and I hand him the red tag 13 and he said he's going to go and apply for the 13 Q. And there's been a lot of excavation that 14 has been occurring on that property. Is that fair 14 permit. And we continue visiting your jobsite, 15 to say? 15 post the red tag. And the second time, I met him again. 16 A. Correct. Q. There has been roughly a dozen or so 17 He said he already applied for the permit. And I 17 18 architects and engineers that have been on that 18 thanked him for it, which he create a project 19 number under 23034473. That was the time I visit 19 property. Is that fair to say? A. Well, I didn't see any of the engineering 20 20 your jobsite on the -- May 3rd, 2023. 21 or architect on your jobs while I was on your job. Q. (BY MR. AMIS) Okay. And as part of the MR. MARCOS: What's the ---22 permitting process, Mr. Marcos was required to 22 CHAIRMAN DISHBERGER: 21 is the next 23 23 submit a drainage plan? 24 one. 24 A. Of course. MR. MARCOS: I'm marking the latest 25 25 Q. And obviously he didn't do that prior to Page 178 1 email that I sent you with the attachment as 1 building the berm. Right? 2 Exhibit No. 21. And we have two spare copies. 2 A. Correct. I move to enter into exhibit --Q. And he did that -- did he do that-at some 3 3 4 Exhibit No. 21. 4 point after building the berm? 5 CHAIRMAN DISHBERGER: Accepted. A. Correct. (Javier Marcos's Exhibit 21 was 6 Q. And can you tell, by looking at this, when 6 7 admitted into evidence) 7 that was? CHAIRMAN DISHBERGER: You have two 8 A. That's submitted exactly the same time he 9 copies? 9 submit his storm drain. That's May 1st, 2023. 10 Q. (BY MR. MARCOS) And the attachment that 10 Q. Okay. Was his drainage plan approved? 11 was attached to the emails, it's a survey of the 11 A. No. sir. Q. In fact, you're familiar with this berm 12 plans to be done on the property. Is that 12 13 correct? 13 site and the pictures of it as part of your job 14 A. Correct, sir. 14 responsibilities. Right? Q. The plans on the property entail moving 15 15 A. Correct, sir. 16 the building envelope out? Q. Does the berm help with drainage? 16 17 A. Correct. 17 A. No. sir. Q. They also entail building a porte-cochère 18 18 Q. Why not? 19 in the front? A. Because the water, it has to be draining 20 per the City like the rest, City code. And right 20 A. Correct. We discussed everything and I --21 Q. They also entail putting a drive in 21 now it doesn't have no inland, no ditches, no 22 between the two existing drives? 22 drainage. Water is going inside it and going 23 MR, AMIS: Sorry, I've never seen 23 toward to the retention pond. Therefore, the

24 this document before. This was not produced to us

25 in advance so I haven't had a chance to review it.

25 flooded.

24 water is coming back to the street and getting it

Page 183 Page 181 1 reference to expanding a high fence to protect In the interest of fairness and 2 both our property and the school district's 2 transparency, I don't want to object to it and 3 property. Is that -- isn't that correct? 3 throw a fit, but I would like to know when this 4 plan was made and when it was submitted to the A. Correct, sir. Q. Did you have an opportunity to speak with 5 5 City. MR. MARCOS: It was submitted to 6 the Aldine School District to confirm that 6 7 her -- emailed directly to her. The property --7 information? 8 the property manager submitted it to her, the A. No, sir. That's not my job. Q. Now, the dirt that's been added underneath 9 emails that are right there on the date. 9 10 the sign, is whatever water washes off of there MR. AMIS: Okay. So the date is 10 11 any danger to any property that's adjoined to it? 11 September 13th. That's when this was first --MR, MARCOS: And sent to her. 12 No. Correct? 12 A. You have the next door property which MR. AMIS: -- transmitted to the Citv? 13 13 14 abandoned and fenced out. If that property gets MR. MARCOS: To her directly. I'm 14 15 flooded, it's going to be on you, sir. 15 assuming she forwards it to the City. 16 Q. Well, let's go to --16 MR, AMJS: Okay. A. Or if the street would get flooded, it's MR. MARCOS: She received that email. 17 17 MS. CHIPSAZ: I've seen it. 18 going to be on you. 18 CHAIRMAN DISHBERGER: I think -- in MR. AMIS: You're familiar with this? 19 19 20 the interest of time, I think you need to get to MS. CHIPSAZ: Yes. 20 21 the point. We're not understanding what you're --21 MR. AMIS: Okay. 22 where you're going with this. And you're bringing 22 MS, CHIPSAZ: Thank you. Q. (BY MR. MARCOS) There has also been gas 23 a document -- I'm sorry -- bringing a document 23 24 that was submitted two weeks ago. It said 24 for the first time ever taken from the highway to 25 September 23rd. 25 the property site. There was also --Page 184 Page 182 1 You know, you filed this appeal before A. We explained --1 2 then. So it's -- can you -- can you get to your Q. Yes? 2 3 point? This is --A. We explained all this stuff when I was on Q. (BY MR. MARCOS) Any water that runs off 4 4 the jobsite with you. And, also, I questioned 5 you, "Can you please get the grading permit 5 of that berm -- will you please turn to the City's 6 Exhibit No. 1, second page? 6 first?" 7 MS, CHIPSAZ: Is it this one? And you said, "No," you cannot do 7 8 MR, AMIS: Yes. 8 that. Q. (BY MR. MARCOS) That's the sign and the 9 Q. And there's a full building generator 10 dirt that was placed underneath the sign. Is that 10 that's going in, a full building generator pad. 11 correct? 11 Correct? It's all in the plans? 12 A. Correct, sir. 12 A. Correct, sir. 13 Q. And on both sides of the sign, there's Q. The -- there's a -- the garage is going to 13 14 be completely redone? 14 grass, Isn't that correct? 15 A. Correct. 15 A. Correct. Q. And then immediately on both sides of that 16 Q. And it was told to you it was estimated 16 17 anywhere from 12 to \$15 million was going to be 17 is a street. Is that correct? 18 A. Correct. 18 spent on just the exterior portion of the Q. And both of those streets are part of the 19 19 property ---20 building, Isn't that correct? 20 A. Correct, sir. A. This is part of your parking lot, sir. 21 21 Q. -- before anchors? In fact, it was explained to you that 22 Q. Right. 22 23 A. What happened --23 the property owner has been communicating with 24 Q. I know. I'm just --24 Aldine High School -- with the Aldine School

25

A. Help me understand.

25 District -- the independent school district in

- Page 185 Q. The added dirt is on the grass in between
- 2 the two streets that belong to the building. Is
- 3 that correct?
- A. Correct.
- Q. And then next to those two streets is dirt 5
- 6 that goes up on the curb, then it's dirt. And
- 7 that's what touches the other properties.
- 8 Correct?
- 9 A. Correct. But can I ask you a question?
- Q. No. And on both sides of that sign on the 10
- 11 curb, there are drainage ditches. Isn't that
- 12 correct?
- 13 A. I don't see that there's any drainage
- 14 ditches.
- Q. You -- you've been to the property 15
- 16 address, haven't you?
- 17 A. I have but I --
- 18 Q. From your visit ---
- 19 A. I haven't --
- 20 Q. From your visit to the --
- A. I don't recall any drainage. 21
- 22 Q. From your visit to the property address,
- 23 did you -- do you recall seeing two drainage
- 24 ditches exactly -- or roughly where the sign is on
- 25 both sides of the road?
- Page 186
- 1 A. No. sir.
- Q. If I was to tell you that they were there, 2
- 3 would you have any reason to disbelieve it?
- A. No. Show it to me because I don't see it, 4
- 5 sir.
- Q. Now I'm going to take your attention to 6 7 Movant's Exhibit No. 7.
- 8 A. Okay.
- Q. That is a fair depiction of a camera that
- 10 is on the sign taking a picture of the roadways
- 11 that are flooded. Isn't that correct?
- 12 MR. AMIS: You -- sorry. These are
- 13 Exhibit 7.

15

- 14 MS, CHIPSAZ: Oh.
  - MR. AMIS: This is their set of
- 16 exhibits. That's my 7. That's the City's set --
- MS. CHIPSAZ: Oh, okay. 17
- 18 MR. AMIS: -- of exhibits. He's
- 19 asking you to look at --
- 20 A. Okay.
- 21 Q. (BY MR, MARCOS) Correct?
- 22 A. Uh-huh.
- 23 Q. So is it fair to say that there is no
- 24 flooding on the property on the streets -- on the
- 25 street directly right next to the sign?

- A. I don't see the sign. I just see that --2 the driveway.
- Q. That's a picture -- that's a camera that's 3
- 4 mounted underneath the sign, and that's looking at
- 5 the exit. There is no --
- A. But the sign is supposed to -- is located 6 7 on the left side, which is not here right now.
- Q. So you, as you sit there today, have no
- 9 evidence that that dirt that was placed underneath
- 10 the sign is a danger to any surrounding property.
- 11 Correct?
- 12 A. Correct.
- 13 Q. Okay, I'm going to take you back to
- 14 Defense Exhibit No. 6, your exhibit. Can you
- 15 please take a look at it? You -- on the second
- 16 column under Section J103, you read "Permit
- 17 required"?
- 18 A. Correct.
- 19 Q. Correct?
- We won't reread it. Right underneath 20
- 21 that is Section J103.2. Can you please read --
- 22 I'll read it for you. Tell me if I read it
- 23 correctly.
- 24 A. Uh-huh.
- 25 Q. J103.2, Exemptions.
- Page 188

- A. Uh-huh.
- 2 Q. "A grading permit shall not be required
- 3 for the following."
- 4

- 5 A. Correct.
- 6 Q. "1. Grading in an isolated,
- 7 self-contained area, provided there is no danger
- 8 to the public and that such grading will not
- 9 adversely affect adjoining properties."
- Did I read that correctly? 10
- 11 A. Correct.
- Q. Is it fair to say that dirt that was added 12
- 13 underneath the sign falls under that exemption?
- A. You're facing the street. It's a city 14
- 15 street.
- Q. Is there any evidence that any water -- in 16
- 17 fact, it's the opposite. Isn't it true the
- 18 evidence shows that any water that came off the
- 19 side would have gone into the drainage right
- 20 underneath the curbs that we have, which would
- 21 have been a betterance to the City because those
- 22 drains that we have right next to the sign go
- 23 right back to the retention pond that's on the
- 24 property? Isn't that fair? Isn't that correct?
- 25 A. I haven't seen your drainage system, sir.

Page 192

1 Otherwise, I would take pictures. You're telling

2 me. You've got to show it to me. I did not see

3 any drainage system around your sign.

Q. The drainage is preexisting prior topurchasing the property and it is there on both

6 sides, and it is easily visible. If -- you have

7 not had the opportunity to notice it? Are you --

8 are you familiar with the retention pond that's in

9 the back?

10 A. No, sir.

11 Q. Are you familiar with the retention pond

12 that's in the back of the property?

13 A. I did not go to the back of the property,

14 sir.

Q. Are you familiar with any of the drainageditches that are on the property or drainage pans

17 that are on the property?

18 A. I did not walk your property, sir.

19 Q. So as you sit there today, you have no

20 evidence to show that any dirt placed underneath

21 that sign is a danger to the public or will

22 adversely affect adjoining properties. Correct?

23 A. Correct.

24 Q. Also, there's been a lot of excavation

25 underneath the building itself, in the garage, on

A. Sir, those questions, it doesn't have

2 nothing to do with my investigation. My

3 investigation is on your fill and grade in front

4 of your building. Whatever you want to do to your

5 building is your problem.

6 Q. So based on your -- based on the -- based

7 on your job description that you just described,

8 as you sit here today, any dirt that has been

9 added, there is no -- there has been no evidence,

10 and you have said already that you do not know of

11 any danger to the public by such grading and you

12 do not know of any that adversely affect to --

13 adjoining properties. Isn't that correct?14 MR. AMIS: I'm going to object. That

15 misstates her prior testimony. She said quite

16 clearly that it was a problem. That's why you

17 failed the drainage plan in the first place.

18 MR. MARCOS: There -- that's a

19 misstatement.

20 MS, ISLAS: You can rule on it.

MR. MARCOS: There was no drainage ---

22 MS. ISLAS: You can rule on it.

23 MR, MARCOS: -- plan ever --

CHAIRMAN DISHBERGER: I'll agree with

25 the City, Sorry.

Page 190

1 the concrete, on the outside, and there's been

2 dirt placed to the side, and that's the reason why

3 you've been providing a lot of citations. 4sn't

4 that -- isn't that correct?

5 A. I did not issue a citation. That's a red

6 tag, sir. You don't address them between the red

7 tag and the citation.

8 Q. Now, if you look at No. 7, underneath

9 exceptions, exploratory excavation performed under

10 the direction of a registered design professional

11 is an exception to requiring permits. It's an

12 exception. Correct? I read that correctly?

13 A. Correct, but that exception does not apply

14 to you.

15 Q. Now, you have seen this planned survey

16 plat that is out. And we have gone over the gas

17 that has gone in. We have gone over the full

18 building generator. We have gone over the roadway

19 that's going to connect between the two roads.

20 We have gone over the porte-cochère

21 that's going to go above the emergency room. We

22 have gone over the building envelope coming out.

23 We have gone over the redesign of the garage. And

24 all of those people have -- are required to be

25 architects or engineers. Correct?

190

21

24

MR. MARCOS: I'm sorry?

2 CHAIRMAN DISHBERGER: I'm agreeing

3 with his objection.

4 MR, MARCOS: Oh.

5 MS, ISLAS: He agrees with the City's

6 objection.

15

17

18

20

23

7 CHAIRMAN DISHBERGER: I agree with the

8 City's objection, yes.

A. Okay. If you don't have a problem with

10 your grading, how come you went and applied for

11 the grading permit then?

12 Q. (BY MR. MARCOS) Because you asked us to.

13 A. Okay, How come --

14 Q. That's the only reason.

A. How come you didn't know that the City

16 objected at that time, sir?

Q. We were --

A, I'm just asking you. I'm just asking you.

19 CHAIRMAN DISHBERGER: Ma'am --

Q. (BY MR. MARCOS) It's a fair question.

21 CHAIRMAN DISHBERGER: Ma'am -- ma'am

22 sorry. Sorry.

Q. (BY MR. MARCOS) We're trying to --

24 CHAIRMAN DISHBERGER: Okay. Wait. So

25 wait. We're not -- you're a witness so let people

Page 193 1 ask you questions. If you want questions asked of 2 Mr. Marcos, then the attorney will ask the 3 questions. Okay? MS, CHIPSAZ: Yes, sir. 5 CHAIRMAN DISHBERGER: Sorry. MS, CHIPSAZ: That's okay. 6 7 CHAIRMAN DISHBERGER: Thank you. 8 Q, (BY MR. MARCOS) And everything the City 9 has asked the building owner or any tenant inside 10 the building, the building owner or tenants have 11 complied to the best of their abilities to your 12 knowledge. Isn't that a fair statement? 13 A. You applied for it, but you sat on it 14 since May 5th. You haven't done nothing since 15 May 5th. That's why all those red tags are posted 16 on your property, sir. 17 Q. You saw that last exhibit, which is all 18 the architects and engineers that are designing --19 A. That doesn't have nothing to do with me, 20 sir. 21 Q. That is in --22 A. That does not have anything -- if you want 23 to improve your buildings, that's up to you, sir. 24 When I met you and your building manager, I asked 25 you -- I specifically said, "Can you go get the Page 194 1 fill and grade permit and I'll close my

2 in a little bit. We're getting outside the 3 boundaries. She investigated from what I can 4 understand. I can ask this question. It's an 5 easy question. You're investigating the berm. You're 7 not inspecting the entire property? MS. CHIPSAZ: Correct, sir. CHAIRMAN DISHBERGER: So you keep 9 going back to the entire property. And the 10 grade -- I believe you asked for -- okay. You asked for a grading plan? 13 MS. CHIPSAZ: Correct. CHAIRMAN DISHBERGER: It had to do 14 15 with the berm. And you keep bringing the big 16 subject up. So stay on the berm because that's 17 what we're here today for, not the entire project 18 and -- because this is -- you could be talking 19 about the whole building, what you're building. 20 We don't care. 21 We're caring about the berm, because 22 of the height, and we're caring about the stuff on 23 the sides. And we've got -- I think we've gotten 24 way off target here. Okay? 25 MR, ROTHFELDER: Yeah. Page 196 MR. MARCOS: I agree with what you're

1 I -- you're talking. I want -- I'm going to step

1 fill and grade permit and I'll close my
2 investigation?"
3 You said, "No."

Q. No. We said yes and we filed and we told
the civil engineer to commence the process
earlier. And we've already filed with Harris
County the plan and we started the paperwork, but

9 have anything we can submit.10 And the civil engineer for over a year

8 we do not have construction documents. We do not

11 has submitted the original plan to attempt. And12 the plans could not be found for the prior (sic)

13 of the building, and you were aware of that. We

14 are not trying to slip by or break any rules.

15 We're trying to be fully compliant and

16 transparent.

17 A. And I didn't write any -- even one single 18 citation to you guys, even since 11 times I've 19 visited your jobsite. From February 14th to the 20 May -- September 13th, I never write any citation 21 and I worked with you guys.

Q. And I'm saying you have been nice, and I
appreciate that, and we will always be as
complaint as we can.

CHAIRMAN DISHBERGER: So can I -- car 25 there's no allegation that the applicant is liable

Page 19

MR. MARCOS: I agree with what you're

saying. I'm sorry.

CHAIRMAN DISHBERGER: I'm sorry.

MR. ROTHFELDER: Brian and

Mr. Chairman, can we have another stip -- the fact

of the matter is the notice for sign violation

7 that's the subject of this appeal doesn't have8 anything to do with the failure to obtain a grade9 permit.

MR. AMIS: I concur with you. And let's cut this down. I put her on because your appeal letter said, "We did this because we are good guys and wanted to take care of the drainage."

15 I asked them about it. They said they
16 didn't get a grading permit. They -- the drainage
17 plan failed. They submitted it after the fact.

18 And this berm isn't going to help with drainage.19 It's going to hurt it.

20 So I needed to put that on to rebut

21 allegations that you had in your letter. But 22 other than that, I think she's said everything she 23 can say within her personal knowledge.

24 MR. ROTHFELDER: Okay. So as long as

Page 197 Page 199 1 called Justice for Hispanics, LLC. It has an auto 1 for anything for failure to obtain a grading 2 broker license. It does broker vehicles. It 2 permit, whether it's required or not, we can move 3 purchases new vehicles, but it also helps people 3 along. 4 with property damage facilitate repairs, and CHAIRMAN DISHBERGER: I don't think 5 that's what that dedicates to. 5 that's part -- again, I don't think that's part of The one below that is the law firm, 6 what -- your application you're fighting. There's 6 7 and that's the one that says Abogados de 7 two violations --8 Accidentes and has the phone number. 8 MR. ROTHFELDER: It's just the The one below that is currently blank, 9 height --10 but that one is an ER. it's an emergency facility CHAIRMAN DISHBERGER: -- the height 10 11 and the number of names on the thing. 11 that is not in exist -- has not been built out MR. ROTHFELDER: And the size, yeah, 12 yet. It's in construction phase. It's in 12 CHAIRMAN DISHBERGER: Right, So, 13 construction plans, construction documents at this 13 14 time. 14 again, I just want to keep us on target here 15 All four of those entities are 15 because we could be talking for a week about 16 separate entitles. I honestly own three of the 16 what's going on at your building. Stay with 17 four entities. I have nothing to do with the 17 specific. So I think everyone's agreeing that 18 healthcare facility. But even with the entities 18 we're going to get back to those two topics. 19 that I personally own, they are all separate and 19 That's really what the appeal's about. 20 individual and unique in their own ways. 20 And as far as the grading plan, that 21 It's kind of like having twins or 21 has nothing to do with this appeal. That's 22 kids. You live in the same house, but they have 22 between you and the City on that. That's another 23 different names. They may share the same shirt or 23 matter. So that's another thing y'all can talk 24 put the same shirt on on vacations if you go on 24 about later, but today we're about these two 25 vacation, but they're separate individuals. They 25 items. So I'm just going to try to get us back on Page 200 Page 198 1 have separate Social Security numbers, they have 1 target here. Okay? 2 separate names and they have separate lives. MR. MARCOS: With that, pass the The four businesses on this sign have 3 witness. 4 separate identification numbers. They each pay 4 CHAIRMAN DISHBERGER: Okay, Passing 5 the witness, Okay. 5 separate taxes. They each have separate 6 businesses. They do share some resources. They MR. AMIS: No further questions. The 7 do mix their branding, but they are unique and 7 City rests. 8 separate completely, all the way on up to an 8 CHAIRMAN DISHBERGER: City rests. 9 address. 9 Anything else? 10 MR, ROTHFELDER: I have -- I call 10 Q. Do each one of them have a separate 11 certificate of occupancy? 11 Javier Marcos. 12 A. Yes, they do. 12 JAVIER MARCOS, 13 Q. Do each one of them have a separate IRS 13 having been first duly sworn, 14 identification number? 14 testified as follows: 15 15 DIRECT EXAMINATION A. Yes, they do. 16 Q. Do each one of them have a separate 16 BY MR, ROTHFELDER: 17 Secretary of State certificate of formation? 17 Q. Let's start with -- just explain, and you 18 A. Yes, they do. 18 can do so in a narrative fashion, the businesses, 19 Q. Do each one of them have a separate 19 the tenants that are displayed on the multi-tenant 20 sian. 20 address in that building? 21 A. Yes, they do. 21 A. The very top of the sign is the owner of Q. And are they each distinct commercial 22 the property. That is the legal name of the 22 23 business enterprises or commercial service 23 owner. And the property owner was -- actually 24 entities? 24 purchased the property prior to the sign going up.

25

A. Yes.

The sign below that is a business

Page 201

1 Q. And you're a lawyer. You own interest in 2 some of them. Have you made sure that they are 3 legitimate commercial enterprises operating in 4 compliance with ordinances and regulations of the

5 City?

b City?

A. Yes, they are.

7 Q. Now, this is not the first time this came

8 up. You told us earlier that you've had this

9 argument with the City and you came to the General

10 Appeals Board and addressed this previously?

11 A. Correct.

12 Q. You thought it had been resolved?

13 A, Correct.

14 Q. Tell us about that.

15 A. It was a suggestion to add "Plaza" to

16 the -- to the top portion, and we added plaza to

17 the top portion. I had words with the attorney

18 that was here present, and the Board. Some of the

19 Board might have been here. I do recognize some.

20 And we did exactly what everyone said and the

21 permit was approved.

22 It was submitted. It was approved.

23 And the sign was constructed exactly to what the

24 permit was. And we received by mail the operating

25 permit invoice. We paid it and we went on with

Page 202

25

1 normal life, and then we started receiving2 citations.

3 Q. Now, let's go to the height real quick. I

4 don't think there's any dispute. But to your

5 knowledge, have you gone out there with a tape

6 measure and put it at the top of the sign and then

7 put the tape measure at the ground service --

8 ground surface in which the sign supports are

9 placed?

10 A. Yes.

11 Q. And what's that measurement?

12 A. It's just shy of 31 feet.

13 Q. Okay. Now --

14 A. And it's to the dirt itself, not to the

15 concrete. The concrete is not structural.

16 Q. It's to the grade level of the ground

17 surface in which the sign supports are placed?

18 A. Correct.

19 Q. Okay. Now, there was some discussion

20 earlier about some support, some berms. And

21 there's a picture in Exhibit 1 of a square

22 concrete pad. Explain that to me.

23 A. That is absolutely zero structural. I

24 didn't know it until I saw them doing it, and I

25 freaked out. And I was saying, "Why aren't you

1 putting rebar in?"

2 It is strictly to avoid -- and it

3 makes common sense -- lawnmowers or traffic from

4 hitting the edges. It is just a perimeter that's

5 placed around. That's all it is. The structure

6 is all underneath.

Q. So did you build a berm underneath it so

8 that everybody in the world could see that sign?

9 A. It's the exact opposite. The height that

10 it is is a disadvantage because it is meant for

11 the access road visibility. We have no intent for

12 that to be highway visibility.

13 The signs on the side of the building,

14 which are on the seventh floor, are three times

15 bigger than the biliboards themselves. They --

16 there's two per side. The two per side is

17 equivalent to one billboard. They're monsters.

18 It's already been permitted, approved.

19 There is RGV lighting, like you see in

20 Memorial in the City -- in the City area -- City

21 West area that's got the lighting that goes around

22 the entire top of the structure. It goes around

23 the penthouse. It goes around the signs. All of

24 that's been permitted.

The first sign has gone in. Harvey

Page 204

1 had to go out and reinforce the entire building.

2 They took almost a year to do it. It's been a

3 very long-term project.

4 It is hard for the -- you know, hard

5 to digest all the work that's been done. The last

6 thing I like is the height. I would love to bring

7 it down. The problem is if we bring down the

8 sign -- and I'll be happy to bring down the sign

9 five feet, six feet, seven feet, but the problem

10 is I'm going to hit that dirt, and there's a limit

11 between where the dirt goes and the top of the

12 sign is.

13 The Sign Administration can tell you

14 what that number is. I don't know what it is, but

15 I hit it exactly right now. So if the City is

16 willing to say, "Bring your sign down this far

17 down, you'll still be compliant," I'll do it.

18 MR. BENITEZ: That's what -- that's

19 what we've been asking for about the sign. There

20 is no -- your sign is not built on the visibility

21 triangle and it's not built on -- and it's

22 not a -- and it could be all the way to the

23 bottom.

24 MR. MARCOS: No. There -- there's a

25 height that --

General Appeals Boa	
Page 205 1 CHAIRMAN DISHBERGER: Explain can	Page 207
2 you explain what you just said?	2 CHAIRMAN DISHBERGER: We can't resolve
, ,	3 it here tonight because we have something before
And, by the way, if you want to say	
4 something, talk to the attorney and let him	4 us and we
5 know	5 MR, ROTHFELDER: All right.
6 MR. BENITEZ: But he's talking about	6 CHAIRMAN DISHBERGER: We don't have
7 the clearance.	7 any step we have to have a vote on your appeal.
8 CHAIRMAN DISHBERGER: Please. Thank	
9 you.	9 MR. ROTHFELDER: Okay. So one last
10 Q. (BY MR. ROTHFELDER) You looked at the	10 question.
11 clearance underneath.	11 Q. (BY MR. ROTHFELDER) I see from the City's
12 A. The clearance underneath the sign, it	12 exhibits that even though there's a berm
13 is the problem is there's a regular what	13 underneath the sign it's still blocked by that
14 Mr. Benitez is talking about is the triangle cord.	14 ramp?
15 That means if you're on the side of the road, the	15 A. Yeah. Well, in all fairness, there's some
16 sign has to be so far in so that you don't block	16 areas that you can be on the roadway and on the
17 traffic.	17 highway that you do see the sign, but you don't
18 CHAIRMAN DISHBERGER: Right. 15 by	18 see it all. But from the opposite side of the
19 15.	19 of the road, yes, it's a complete block. From
20 MR. MARCOS: But that has – we do not	20 certain areas, it does look nice from the highway,
21 fall in that. We're outside of that. We're	21 but that's not the intent. I have no issue
22 further in. What our problem is, the height from	22 lowering it five feet.
l ·	23 MR. ROTHFELDER: All right. Let's
23 the bottom of the cabinet (sic) to the dirt level	24 pass the witness.
24 is a certain limit and we're maxed out at where	25 MR. AMIS: No questions.
25 we're at now.	25 IVIN, AIVIIO, ING questions.
Page 206	Page 208
1 I have no issue I would love to	1 CHAIRMAN DISHBERGER: Okay. So
I have no issue I would love to     lower the sign down. I would be happy to lower	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side?
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response)
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second.
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second.
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference.	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay.
I have no issue I would love to     lower the sign down. I would be happy to lower     the sign down, but you have to make an exception     or you have to say that the ground level is below     and you let me bring this down. That's my     preference.     CHAIRMAN DISHBERGER: So you're saying     there's a minimum distance off the ground that the	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be?	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle.	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes.
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly.
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the 14 sign. And Mr. Benitez can explain that. 15 MR. MARCOS: If you walk underneath	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes.
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the 14 sign. And Mr. Benitez can explain that. 15 MR. MARCOS: If you walk underneath 16 the sign, it's that type of thing, not the	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes. 15 MS. ISLAS: Yes, sir.
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the 14 sign. And Mr. Benitez can explain that. 15 MR. MARCOS: If you walk underneath 16 the sign, it's that type of thing, not the 17 driving not driving next to it. I have no	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes. 15 MS. ISLAS: Yes, sir. 16 CHAIRMAN DISHBERGER: So
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the 14 sign. And Mr. Benitez can explain that. 15 MR. MARCOS: If you walk underneath 16 the sign, it's that type of thing, not the 17 driving not driving next to it. I have no 18 issue lowering it. I would rather lower it.	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes. 15 MS. ISLAS: Yes, sir. 16 CHAIRMAN DISHBERGER: So 17 MS. ISLAS: So one on the May 8th 18 violation and the other on the
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the 14 sign. And Mr. Benitez can explain that. 15 MR. MARCOS: If you walk underneath 16 the sign, it's that type of thing, not the 17 driving not driving next to it. I have no 18 issue lowering it. I would rather lower it. 19 There is a lot of traffic on that on that	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes. 15 MS. ISLAS: Yes, sir. 16 CHAIRMAN DISHBERGER: So 17 MS. ISLAS: So one on the May 8th 18 violation and the other on the 19 CHAIRMAN DISHBERGER: Can you I was
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the 14 sign. And Mr. Benitez can explain that. 15 MR. MARCOS: If you walk underneath 16 the sign, it's that type of thing, not the 17 driving not driving next to it. I have no 18 issue lowering it. I would rather lower it. 19 There is a lot of traffic on that on that 20 access road that doesn't get to see the sign	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes. 15 MS. ISLAS: Exactly. 16 CHAIRMAN DISHBERGER: So 17 MS. ISLAS: So one on the May 8th 18 violation and the other on the 19 CHAIRMAN DISHBERGER: Can you I was 20 looking for that in the documentation. Can you
l have no issue I would love to lower the sign down. I would be happy to lower the sign down, but you have to make an exception or you have to say that the ground level is below and you let me bring this down. That's my preference. CHAIRMAN DISHBERGER: So you're saying there's a minimum distance off the ground that the sign has to be? MR. MARCOS: Correct. That has nothing to do with the triangle. MR. ROTHFELDER: A clearance requirement from the ground to the bottom of the sign. And Mr. Benitez can explain that. MR. MARCOS: If you walk underneath the sign, it's that type of thing, not the driving not driving next to it. I have no sissue lowering it. I would rather lower it. There is a lot of traffic on that on that access road that doesn't get to see the sign because they've got to twist their neck up.	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes. 15 MS. ISLAS: Yes, sir. 16 CHAIRMAN DISHBERGER: So 17 MS. ISLAS: So one on the May 8th 18 violation and the other on the 19 CHAIRMAN DISHBERGER: Can you I was 20 looking for that in the documentation. Can you 21 can you pass it to me so I can read it, see what
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the 14 sign. And Mr. Benitez can explain that. 15 MR. MARCOS: If you walk underneath 16 the sign, it's that type of thing, not the 17 driving not driving next to it. I have no 18 issue lowering it. I would rather lower it. 19 There is a lot of traffic on that on that 20 access road that doesn't get to see the sign 21 because they've got to twist their neck up. 22 CHAIRMAN DISHBERGER: Yeah. Okay.	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes. 15 MS. ISLAS: Yes, sir. 16 CHAIRMAN DISHBERGER: So 17 MS. ISLAS: So one on the May 8th 18 violation and the other on the 19 CHAIRMAN DISHBERGER: Can you I was 20 looking for that in the documentation. Can you 21 can you pass it to me so I can read it, see what 22 we're voting on here?
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the 14 sign. And Mr. Benitez can explain that. 15 MR. MARCOS: If you walk underneath 16 the sign, it's that type of thing, not the 17 driving not driving next to it. I have no 18 issue lowering it. I would rather lower it. 19 There is a lot of traffic on that on that 20 access road that doesn't get to see the sign 21 because they've got to twist their neck up. 22 CHAIRMAN DISHBERGER: Yeah. Okay. 23 Thank you.	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes. 15 MS. ISLAS: Yes, sir. 16 CHAIRMAN DISHBERGER: So 17 MS. ISLAS: So one on the May 8th 18 violation and the other on the 19 CHAIRMAN DISHBERGER: Can you I was 20 looking for that in the documentation. Can you 21 can you pass it to me so I can read it, see what 22 we're voting on here? 23 MS. ISLAS: This is my original notes,
1 I have no issue I would love to 2 lower the sign down. I would be happy to lower 3 the sign down, but you have to make an exception 4 or you have to say that the ground level is below 5 and you let me bring this down. That's my 6 preference. 7 CHAIRMAN DISHBERGER: So you're saying 8 there's a minimum distance off the ground that the 9 sign has to be? 10 MR. MARCOS: Correct. That has 11 nothing to do with the triangle. 12 MR. ROTHFELDER: A clearance 13 requirement from the ground to the bottom of the 14 sign. And Mr. Benitez can explain that. 15 MR. MARCOS: If you walk underneath 16 the sign, it's that type of thing, not the 17 driving not driving next to it. I have no 18 issue lowering it. I would rather lower it. 19 There is a lot of traffic on that on that 20 access road that doesn't get to see the sign 21 because they've got to twist their neck up. 22 CHAIRMAN DISHBERGER: Yeah. Okay.	1 CHAIRMAN DISHBERGER: Okay. So 2 we'll no questions, either side? 3 (No response) 4 CHAIRMAN DISHBERGER: So we'll I'll 5 take a motion from 6 MS. ISLAS: Just one second. 7 CHAIRMAN DISHBERGER: Okay. 8 MS. ISLAS: So this Rothfelder's 9 request of relief is regards two different 10 violation notices. So we'll have to have two 11 CHAIRMAN DISHBERGER: We'll have to 12 have two votes. 13 MS. ISLAS: Exactly. 14 CHAIRMAN DISHBERGER: Yes, yes. 15 MS. ISLAS: Yes, sir. 16 CHAIRMAN DISHBERGER: So 17 MS. ISLAS: So one on the May 8th 18 violation and the other on the 19 CHAIRMAN DISHBERGER: Can you I was 20 looking for that in the documentation. Can you 21 can you pass it to me so I can read it, see what 22 we're voting on here?

	General Appeals Boa	rd N	
	Page 209	4	Page 211
1	CHAIRMAN DISHBERGER: Okay, So is	1 2	MR. BROWN: Yes.  MR. GARCIA: And then if they lease it
1	there something that says and, again, that's		out, they would have to put the can back?
l .	what the item says here. It says May 18th,	4	MR, BENITEZ: Correct. So you're
1	May 8th.	-	absolutely correct. If they wish because this
5	MS, ISLAS: Yeah,		*
6	CHAIRMAN DISHBERGER: Is there		is a big high-rise building or a multi-story
	something that says what those are exactly in our		building and they could they could advertise as
1	documentation today?		many businesses as they have now.
9	MS. ISLAS: Do you guys have the	9	MR. GARCIA: Would you guys have an
10	MR. ROTHFELDER: The May 8 notice is	10	issue putting the other entities on that sign
11		11	MR. MARCOS: No issues.
12	MR. AMIS: Yeah. We agree with that.	12	MR. GARCIA: on the can?
13	· · · · · · · · · · · · · · · · · · ·	13	MR. MARCOS: On the blank one,
14	CHAIRMAN DISHBERGER: So the first one		temporarily, I did promise that space to the ER.
15	is the height.		I could I could put another business that's in
16			there in that space easily.
17	CHAIRMAN DISHBERGER: And the second		MR. GARCIA: Would that would that
18	one is		satisfy the City's concern on multiple tenants?
19	MR. AMIS: Is a violation of square	19	MR. AMIS: Well, it's well, the
20	<del>-</del> ,		issue is, one, the 150 square foot maximum per the
21	CHAIRMAN DISHBERGER: The number of	21	other signs. And then there's also the issue of
22	companies on the sign.		if you get even if those other if they
23	MR. AMIS: Basically that yeah.		satisfy that with three extra spaces, the City's
24			position is that Javier Marcos, from the time he
25	MR, AMIS: You have to have four or	25	started this, is using this as a sign for his
-	Page 210		Page 212
1	more tenants at a hundred sorry, not tenants,	i	lawyering business. That's why it says Lawyer at
2	four or more businesses.	2	the top, Javier Marcos.
3	CHAIRMAN DISHBERGER: = Okay.	3	He's got Plaza as a get out of jail
4	MR. GARCIA: Can I can I ask a	4	free card, little bitty plaza in there. So that
5	question?		gets it done. Then he's got the electronic sign
6	CHAIRMAN DISHBERGER: Yeah.		that he says is for some other business. But if
7	Definitely ask a question, please.		you look at the pictures, it's all lawyer stuff.
8	MR, GARCIA: So and this is in		We come to you, free consultation, justice.
9	reference to the property owner. Is there is	ſ	That's him. That's not his that's not other
10	there a minimum square footage per occupant?		businesses.
11	MR. AMIS: There's a maximum per	11	That's lawyering. And on the bottom
12	occupant. It's 150.	ŧ	it is lawyering. So that sign, from all the
13		Į.	square footage it's being used, if not
1	though? So if they had to, that bottom can be	1	exclusively, semi-exclusively for the lawyering
15	they could split it into two tenants or four	15	business.
16	tenants or a hundred tenants. So they because		CHAIRMAN DISHBERGER: Okay. So
17	that because that if a and I'm just a		just Craig's new to the group. So I just want
18	question.	I	to remind all of us that we have to vote on this.
19	If the sign is blank, is that	ı	We're not arbitrators, mediators or granting
20	considered that there's it's an illegal sign?	20	variances,
21	MR. BENITEZ: Yeah, because it's it	21	So, like, there might be an issue that
22	would it would say that it was added in order	ı	could be resolved. I'm sure you guys have tried
23	to make the sign bigger.	ı	before you came to the Appeals Board to resolve
24	MR. GARCIA: So they would have to	24	this stuff. So, like, we may throw something out,
1		امدا	but it has nothing to do with tanight

25 but it has nothing to do with tonight.

25 remove the can?

	General Appeals Boa	ırd N	
	Page 213	1	Page 215 MR. BENITEZ: then because the
1	Tonight we have to vote yea or nay on oth of those things today. And, you know, we		inspector would have measured from the top of
1	nfortunately we can't say, "Well, you can do this		the
1	r that." It's a yes or no vote based on the	4	CHAIRMAN DISHBERGER: Yeah. And the
	note, based on the code.		question, I guess, had to do with the you had
	So other questions?		the I saw the flood stuff. Is this in the
6 7	(No response)		floodplain? It's not in the floodplain, 500-year
1	CHAIRMAN DISHBERGER: Leslie, you go		floodplain or 100
8   9 ai	nything?	9	MR. BENITEZ: I'm not I'm not sure.
1	(No response)	10	CHAIRMAN DISHBERGER: Okay.
10	CHAIRMAN DISHBERGER: Still with us.	11	MR. MARCOS: Happily the sign
		12	CHAIRMAN DISHBERGER: No, because the
13	Good.  MS. DAVIDSON: No. I just feel that		piece we had there had flood right below there and
	he berm is a contrivance. And I feel like it's	ı	it had a mark next to it. I think that I
		• •	didn't know what that what that meant.
i	not doing anything for the drainage. And I feel	16	MR. BROWN: So, like, typically when
1	ke it's a way it's a way that they are	1 -	someone is inspecting drawings or whatever and
_	jetting the sign higher, and that's just the way I	l	then they're looking at the as-builts, they're
	hink. I mean, that's just what I think.	19	going based on the drawings and saying, "This is
19	CHAIRMAN DISHBERGER: Thank you,		compliant."
	eslie.	21	You're saying that you guys don't go
21	Anybody have any questions or	1	based on the drawings submitted. You go out there
4	nything? MR. BROWN: Yeah. So I mean, I'm		to the site and whatever exists on the site
23	with Leslie, but when you do measure the grade,	24	MR. BENITEZ: Both.
t t	ike how do you do it from a normal sign? Is	25	MR. BROWN: Oh, both. Okay.
25  i			
1 1	Page 214 nere like a standard procedure? Is there when	1	Page 216 MR. BENITEZ: Yeah, both. When the
	ney submit drawings and they show heights, do you		inspector goes out on the site, he has the
1	o based on that? Like how do you =-	ı	approve the preliminary approval from planning
4	MR. BENITEZ: Yeah. The standard	ſ	on this that reviewed all the documentation. And
5	MR. BROWN: measure it?	F	he has to go the inspector has to go based on
6	MR. BENITEZ: The standard procedure		what they have approved so and, of course,
1	s that is when the inspector goes out to do		what's on site when he goes out there.
1	ne initial inspection, he goes based on what's	8	MR. BROWN: So I'm just going to make
1	nere at that point.	1	up an extreme example. If you come from the
10	CHAIRMAN DISHBERGER: Okay. So	ı	direct center line at the absolute top, make a
1	nypothetically if someone if the berm's allowed	ľ	completely straight line down, could someone
1	and someone hypothetically pulled a grading permit	ŀ	hypothetically take, like, a bucket, pour dirt and
	o say, "I'm bringing in a thousand yards of	ı	then say, "I'm measuring from this location here
1	lirt," they do a big mountain that stays all	ſ	instead of here," because that's what this thing
1	he drainage stays on their property, then pop a	į	feels like?
1	sign on top of it?	16	It feels like they just put a bunch of
10 s	MR. BENITEZ: Yeah, If the berm	17	
ŀ		18	the height. So if this berm wasn't there
19 V	vas CHAIRMAN DISHBERGER: Would that	19	MR. BENITEZ: Right.
20	MR. BENITEZ: If the berm was there in	20	MR. BROWN: and they just had a big
	he initial inspection	21	bucket with a sandcastle going up, could they
22	CHAIRMAN DISHBERGER: Yeah.	l	measure to the top of the sandcastle? Would that
23	MR. BENITEZ: then it would have		be technically how you guys measure it or is it
20	WILL DEIALLE, GIGH II MOUIG HAVE		just up to interpret what this term "grade" means?

25

24 just us to interpret what this term "grade" means?

MR. BENITEZ: Yeah. Well, when the

CHAIRMAN DISHBERGER: Okay.

24 been okay --

	General Appeals Boa		<del>-</del>
1	Page 217 inspector goes out and does his the initial	1	Page 219 inspection yes, the whole inspection.
	inspection, and whatever grade it's at, that's	2	MR. THERIOT: All right.
1	where he that's where he's measuring from.	3	MR. VILLARREAL: The inspection, there
1	MR. BROWN: Okay.		was no berm.
4	MR. BENITEZ: That's where he's going	5	MR. THERIOT: Okay.
5	from. The drawings will show that the	6	MR. BENITEZ: And on the second on
l _	_	_	the what we call the footing inspection, there
7	contractor drawings and the engineering will	1	was some fill and grade. However, that fill and
1	actually show the same thing that we're seeing	1	grade was ignored.
1	when we're when we're going out there the first	10	<del>-</del> -
1	time.	l	berm was there and the sign was what we called
11	MR. BROWN: Yeah.	ı	<del>-</del>
12	·	l	completed at that time. And at that point it was
13	•	Į.	measured with the devices that we
i	footing? Seven feet down?	14	,
15	•	1	just going back to you, you didn't say that in
	account where the footings are, meaning the	•	your testimony, I believe, but you're saying you
	section	}	inspected prior. There was no berm. It was flat
18	•	}	ground?
19	•	19	
1	anchors are. So if the anchors are at ground	20	·
1	level and you put a sandcastle up on top of it,	ı	that inspected?
1	you're still measuring from the ground.	22	
23	MR. BENITEZ: Yes, still measuring	23	
24	from the ground.	ı	ground?
25	MR. AMIS: But if there happened to be	25	MR. VILLARREAL: Correct.
		ı	
	Page 218		Page 220
1	a hill on that property that is sloping down,	1	CHAIRMAN DISHBERGER: And then the
1		1 .	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four
1	a hill on that property that is sloping down,	1 .	CHAIRMAN DISHBERGER: And then the
2	a hill on that property that is sloping down, naturally existing, and they put it on the hill	2	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four
2 3 4	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you	2	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?
2 3 4	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to	2 3 4	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.
2 3 4 5	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the	2 3 4 5 6	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.
2 3 4 5 6 7	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill.	2 3 4 5 6	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly
2 3 4 5 6 7	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the	2 3 4 5 6 7	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.
2 3 4 5 6 7 8	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct.	2 3 4 5 6 7 8 9	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly  31 feet.  MR. VILLARREAL: Yeah.
2 3 4 5 6 7 8 9	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct.	2 3 4 5 6 7 8 9	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of
2 3 4 5 6 7 8 9	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay.	2 3 4 5 6 7 8 9 10	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.
2 3 4 5 6 7 8 9 10	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay. MR. THERIOT: I've got one question.	2 3 4 5 6 7 8 9 10 11 12	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we
2 3 4 5 6 7 8 9 10 11 12	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay. MR. THERIOT: I've got one question. So when y'all the first inspection y'all make,	2 3 4 5 6 7 8 9 10 11 12 13	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with
2 3 4 5 6 7 8 9 10 11 12 13 14	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay. MR. THERIOT: I've got one question. So when y'all the first inspection y'all make,	2 3 4 5 6 7 8 9 10 11 12 13	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.
2 3 4 5 6 7 8 9 10 11 12 13 14 15	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay. MR. THERIOT: I've got one question. So when y'all the first inspection y'all make, are these pilings or are these holes drilled or MR. BENITEZ: No. There's no	2 3 4 5 6 7 8 9 10 11 12 13 14 15	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay. MR. THERIOT: I've got one question. So when y'all the first inspection y'all make, are these pilings or are these holes drilled or MR. BENITEZ: No. There's no MR. THERIOT: And so there's	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion either way to approve the appeal for the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay. MR. THERIOT: I've got one question. So when y'all the first inspection y'all make, are these pilings or are these holes drilled or MR. BENITEZ: No. There's no MR. THERIOT: And so there's MR. BENITEZ: There's a separate	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion either way to approve the appeal for the inspection on May I'm going to get this
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay. MR. THERIOT: I've got one question. So when y'all the first inspection y'all make, are these pilings or are these holes drilled or MR. BENITEZ: No. There's no MR. THERIOT: And so there's MR. BENITEZ: There's a separate inspection for	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion either way to approve the appeal for the inspection on May I'm going to get this right May 8th, 2023, in reference to the height
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay. MR. THERIOT: I've got one question. So when y'all the first inspection y'all make, are these pilings or are these holes drilled or MR. BENITEZ: No. There's no MR. THERIOT: And so there's MR. BENITEZ: There's a separate inspection for MR. VILLARREAL: So the first time	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion either way to approve the appeal for the inspection on May I'm going to get this right May 8th, 2023, in reference to the height of the sign.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	a hill on that property that is sloping down, naturally existing, and they put it on the hill  MR. BENITEZ: Then you  MR. AMIS: would you measure it to the hill or to the  MR. BENITEZ: To the hill.  MR. AMIS: It depends on where the anchors are?  MR. BENITEZ: Correct.  MR. BROWN: Okay.  CHAIRMAN DISHBERGER: Okay.  MR. THERIOT: I've got one question.  So when y'all the first inspection y'all make, are these pilings or are these holes drilled or  MR. BENITEZ: No. There's no  MR. THERIOT: And so there's  MR. BENITEZ: There's a separate inspection for  MR. VILLARREAL: So the first time it's just, like, verifying the location.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion either way to approve the appeal for the inspection on May I'm going to get this right May 8th, 2023, in reference to the height of the sign.  So we need somebody to say either
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	a hill on that property that is sloping down, naturally existing, and they put it on the hill  MR. BENITEZ: Then you  MR. AMIS: would you measure it to the hill or to the  MR. BENITEZ: To the hill.  MR. AMIS: It depends on where the anchors are?  MR. BENITEZ: Correct.  MR. BROWN: Okay.  CHAIRMAN DISHBERGER: Okay.  MR. THERIOT: I've got one question.  So when y'all the first inspection y'all make, are these pilings or are these holes drilled or  MR. BENITEZ: No. There's no  MR. THERIOT: And so there's  MR. BENITEZ: There's a separate inspection for  MR. VILLARREAL: So the first time it's just, like, verifying the location.  MR. THERIOT: Okay.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion either way to approve the appeal for the inspection on May I'm going to get this right May 8th, 2023, in reference to the height of the sign.  So we need somebody to say either motion to to approve the appeal or to deny the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	a hill on that property that is sloping down, naturally existing, and they put it on the hill  MR. BENITEZ: Then you  MR. AMIS: would you measure it to the hill or to the  MR. BENITEZ: To the hill.  MR. AMIS: It depends on where the anchors are?  MR. BENITEZ: Correct.  MR. BROWN: Okay.  CHAIRMAN DISHBERGER: Okay.  MR. THERIOT: I've got one question.  So when y'all the first inspection y'all make, are these pilings or are these holes drilled or  MR. BENITEZ: No. There's no  MR. THERIOT: And so there's  MR. BENITEZ: There's a separate inspection for  MR. VILLARREAL: So the first time it's just, like, verifying the location.  MR. THERIOT: Okay.  MR. VILLARREAL: And there was no bern	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion either way to approve the appeal for the inspection on May I'm going to get this right May 8th, 2023, in reference to the height of the sign.  So we need somebody to say either motion to to approve the appeal or to deny the appeal.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	a hill on that property that is sloping down, naturally existing, and they put it on the hill  MR. BENITEZ: Then you  MR. AMIS: would you measure it to the hill or to the  MR. BENITEZ: To the hill.  MR. AMIS: It depends on where the anchors are?  MR. BENITEZ: Correct.  MR. BROWN: Okay.  CHAIRMAN DISHBERGER: Okay.  MR. THERIOT: I've got one question.  So when y'all the first inspection y'all make, are these pilings or are these holes drilled or  MR. BENITEZ: No. There's no  MR. THERIOT: And so there's  MR. BENITEZ: There's a separate inspection for  MR. VILLARREAL: So the first time it's just, like, verifying the location.  MR. THERIOT: Okay.  MR. VILLARREAL: And there was no bernythere.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion either way to approve the appeal for the inspection on May I'm going to get this right May 8th, 2023, in reference to the height of the sign.  So we need somebody to say either motion to to approve the appeal or to deny the appeal.  MR. THERIOT: I'll make a motion to
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	a hill on that property that is sloping down, naturally existing, and they put it on the hill MR. BENITEZ: Then you MR. AMIS: would you measure it to the hill or to the MR. BENITEZ: To the hill. MR. AMIS: It depends on where the anchors are? MR. BENITEZ: Correct. MR. BROWN: Okay. CHAIRMAN DISHBERGER: Okay. MR. THERIOT: I've got one question. So when y'all the first inspection y'all make, are these pilings or are these holes drilled or MR. BENITEZ: No. There's no MR. THERIOT: And so there's MR. BENITEZ: There's a separate inspection for MR. VILLARREAL: So the first time it's just, like, verifying the location. MR. THERIOT: Okay. MR. VILLARREAL: And there was no bern there. MR. THERIOT: Okay. So that's	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	CHAIRMAN DISHBERGER: And then the dirt went up four feet or approximately four feet, apparently?  MR. VILLARREAL: Correct.  CHAIRMAN DISHBERGER: Okay.  MR. BROWN: And then it was exactly 31 feet.  MR. VILLARREAL: Yeah.  MR. BROWN: Just the perfect amount of dirt.  CHAIRMAN DISHBERGER: Okay. So we have two motions. The first one has to do with the violation of the height, which would which would be the berm.  So we need someone to make a motion either way to approve the appeal for the inspection on May I'm going to get this right May 8th, 2023, in reference to the height of the sign.  So we need somebody to say either motion to to approve the appeal or to deny the appeal.  MR. THERIOT: I'll make a motion to deny.

Page 223

Page 224

Page 221 1 stuff. I mean, it's -- if that -- actually the 1 second? 2 THE REPORTER: I'm sorry. Was that 2 sign, if it was not a mechanical sign and it had 3 that name of that company on there, that broker --3 Mr, Theriot or Mr. Garcia? MR. THERIOT: Theriot, 4 car broker company, then that would -- that would 5 5 change the whole thing. THE REPORTER: Thank you. 6 CHAIRMAN DISHBERGER: Theriot. But that sign that comes up -- and 7 7 y'all have pictures. And you have some fuzzy THE REPORTER: Thank you. CHAIRMAN DISHBERGER: Any discussion? 8 pictures on here, but it -- Justice For All is on 8 9 there. It's on there on some of the -- some of 9 Anybody want to discuss that anymore? 10 the pictures. I see it changing. 10 (No response) No one has a picture showing me -- you CHAIRMAN DISHBERGER: Okay, Seeing no 11 11 12 discussion, all in favor of the motion to deny the 12 don't have a picture saying there's a -- we broker 13 cars or something. I don't know. I'd like to 13 appeal, say "Aye." 14 THE BOARD: Aye. 14 hear what everybody else has to say. CHAIRMAN DISHBERGER: Any -- those 15 15 Leslie? 16 MS. DAVIDSON: Well, I feel like it's 16 opposed? 17 a technicality. I think they're -- I think all 17 (No response) 18 the businesses are totally related. 18 CHAIRMAN DISHBERGER: It's unanimous. 19 All five people voted to deny the appeal. 19 And the way I read the sign is the top 20 of the sign is the name of the -- the name of the 20 The second one has to do with the 21 businesses. The inspection -- the May 18th, 2023, 21 plaza, the name of the four groups. And then I 22 just see three things, the blank one and then the 22 violation of the square footage by the business. 23 Again, we need someone to make a 23 car one and then the lawyer one. So I'm going to 24 motion to approve the appeal or deny the appeal. 24 vote no. 25 MR, GARCIA: I make a motion to 25 CHAIRMAN DISHBERGER: Okay. Page 222 MR, GARCIA: So I think as long as 1 approve the appeal. CHAIRMAN DISHBERGER: Okay. You make 2 the -- as long as the -- there's areas less than 3 150 square feet, then, you know, you can put as 3 a motion to approve the appeal. Do I hear a second? 4 many signs as you want if it's four or more. And 5 it's not 150 feet. It's three businesses. It's 5 (No response) CHAIRMAN DISHBERGER: We just need a 6 not 150 square feet if that's a 456-square-foot 7 second to vote on it so it will be just to open 7 sign. 8 the vote. 8 CHAIRMAN DISHBERGER: But to get to 9 450, you have to -- you have to have four 9 MR, BROWN: All right, I'll give you 10 businesses. And I'll --10 a second. CHAIRMAN DISHBERGER: He said I 11 MR. GARCIA: But it's 150 max. So you 11 12 could have a six inch by six inch. A six inch, a 12 can't do it. Okay. 13 So we have a second. So now we can 13 .5 square foot sign, and it's still --14 MR. BENITEZ: You can have as many as 14 discuss. 15 MR. BROWN: I remember this one, yeah. 15 you -- tenants that you have, not countless, but 16 it's what -- it's what the building actually has. 16 The plaza -- I just forgot his name. I'm 17 blanking -- Lance. Lance was real big on that 17 MR. GARCIA: No, no. I understand. 18 But, again, the way the ordinance reads, it's 18 plaza.

19 four -- it's 150 square foot max. So it doesn't

21 you can't have a 20-square-foot sign on that.

24 their signs big, especially attorneys. But, you

25 know, 150 square foot as long as -- as long as

22

23

20 say -- and there's nowhere where -- it doesn't say

MR. BENITEZ: As long as --

MR. GARCIA: I mean, everybody wants

He was very critical that it didn't

CHAIRMAN DISHBERGER: 1 -- the one

20 say exactly as the business name. I don't know.

21 It feels pretty obvious what's happening here.

22 Everything here is about a lawyer. I mean --

24 thing that got me -- I was looking at the signs,

25 you know, just like It all has to do with lawyer

19

	General Appeals Boa	aru i	
1	Page 225 those sections aren't 50 square foot, to me, it's	1	Page 227 gray. People take advantage, but that's okay.
	black and white.	2	All right. So we have a motion to
3	MR. BROWN: And why isn't it 600,		approve the appeal and we have a second.
4	though, if there's four of them? So it's four	4	Any more discussion?
5	MR. BENITEZ: Well, it's a this is	5	(No response)
1		6	MS, DAVIDSON: Okay. So now we'll
l .	an airport corridor.	-	vote.
7	MR. BROWN: Okay.	'	CHAIRMAN DISHBERGER: Those in favor
8	MR. BENITEZ: So it's Category E.	8	
1	It's not it's Category C is freeway.	}	of approving the appeal, say "Aye."
10	•	10	THREE MEMBERS OF THE BOARD: Aye.
11	CHAIRMAN DISHBERGER: The way the	11	CHAIRMAN DISHBERGER: Okay. Those who
1	violation reads I'll just read what it says	į.	deny the appeal, say "Aye."
1	here. This is what they wrote. This is what the	13	MEMBER OF THE BOARD: Aye.
1	City wrote.	14	•
15	• • • • • •	1	you vote? Leslie?
1	by single business. Your ground sign is in	16	MS. DAVIDSON: Yeah.
17	violation with City of Houston Sign Code,	17	CHAIRMAN DISHBERGER: Leslie, are
18	Chapter 46, by exceeding square footage by single	Į.	you are you voting in favor of the appeal or
19	business. Currently you have four currently	19	against the appeal?
20	you have 450. Allowed is 150."	20	MR. BENITEZ: I think she froze.
21	So the City has been trying to say	21	CHAIRMAN DISHBERGER: She froze.
22	it's one business. They don't get 450. They get	22	Shoot. It's like the worst time.
23	150 square feet. So there's so, right, kind of	23	MR. ROTHFELDER: She's
24	the question is, do you have four separate	24	CHAIRMAN DISHBERGER: Oh, yeah. The
25	entities here? And, you know, I can I know the	25	worst time. We're voting.
1	D	<u> </u>	5 200
	Page 226	•	Page 228
1	Page 226 paperwork correlates. There's you could you	1	Leslie?
		1 2	
2	paperwork correlates. There's you could you	2	Leslie? MS. ISLAS: Ms. Davidson, we need your vote.
2	paperwork correlates. There's you could you could have lots of companies with names on it. So	2	Leslie? MS. ISLAS: Ms. Davidson, we need your
2 3 4	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just	2 3 4	Leslie? MS. ISLAS: Ms. Davidson, we need your vote.
2 3 4	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's	2 3 4	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is
2 3 4 5 6	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four	2 3 4 5	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.
2 3 4 5 6	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go	2 3 4 5 6 7	Leslie? MS. ISLAS: Ms. Davidson, we need your vote. MR. ROTHFELDER: Her computer is frozen. MS. ISLAS: Oh, no.
2 3 4 5 6 7	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go back	2 3 4 5 6 7	Leslie? MS. ISLAS: Ms. Davidson, we need your vote. MR. ROTHFELDER: Her computer is frozen. MS. ISLAS: Oh, no. CHAIRMAN DISHBERGER: Oh, there you
2 3 4 5 6 7 8	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just  MR. BROWN: Now I'm going back. it's like that is four  CHAIRMAN DISHBERGER: And just to go back  MR. BROWN: That is four separate businesses so	2 3 4 5 6 7 8	Leslie? MS. ISLAS: Ms. Davidson, we need your vote. MR. ROTHFELDER: Her computer is frozen. MS. ISLAS: Oh, no. CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie? MS. ISLAS: Is the mic on?
2 3 4 5 6 7 8 9	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go back MR. BROWN: That is four separate businesses so CHAIRMAN DISHBERGER: So you agree	2 3 4 5 6 7 8 9	Leslie? MS. ISLAS: Ms. Davidson, we need your vote. MR. ROTHFELDER: Her computer is frozen. MS. ISLAS: Oh, no. CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie? MS. ISLAS: Is the mic on?
2 3 4 5 6 7 8 9	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go back MR. BROWN: That is four separate businesses so CHAIRMAN DISHBERGER: So you agree it's four separate businesses?	2 3 4 5 6 7 8 9	Leslie? MS. ISLAS: Ms. Davidson, we need your vote. MR. ROTHFELDER: Her computer is frozen. MS. ISLAS: Oh, no. CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie? MS. ISLAS: Is the mic on? CHAIRMAN DISHBERGER: No. Her face is not
2 3 4 5 6 7 8 9 10 11 12	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go back MR. BROWN: That is four separate businesses so CHAIRMAN DISHBERGER: So you agree it's four separate businesses?	2 3 4 5 6 7 8 9 10 11 12	Leslie? MS. ISLAS: Ms. Davidson, we need your vote. MR. ROTHFELDER: Her computer is frozen. MS. ISLAS: Oh, no. CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie? MS. ISLAS: Is the mic on? CHAIRMAN DISHBERGER: No. Her face is not
2 3 4 5 6 7 8 9 10 11 12 13	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go back MR. BROWN: That is four separate businesses so CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I	2 3 4 5 6 7 8 9 10 11 12	Leslie? MS. ISLAS: Ms. Davidson, we need your vote. MR. ROTHFELDER: Her computer is frozen. MS. ISLAS: Oh, no. CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie? MS. ISLAS: Is the mic on? CHAIRMAN DISHBERGER: No. Her face is not MR. GARCIA: We can stipulate to her saying
2 3 4 5 6 7 8 9 10 11 12 13 14	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go back MR. BROWN: That is four separate businesses so CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where	2 3 4 5 6 7 8 9 10 11 12 13	Leslie? MS. ISLAS: Ms. Davidson, we need your vote. MR. ROTHFELDER: Her computer is frozen. MS. ISLAS: Oh, no. CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie? MS. ISLAS: Is the mic on? CHAIRMAN DISHBERGER: No. Her face is not MR. GARCIA: We can stipulate to her saying
2 3 4 5 6 7 8 9 10 11 12 13 14 15	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go back MR. BROWN: That is four separate businesses so CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where Lance was coming from. They did put Plaza. I	2 3 4 5 6 7 8 9 10 11 12 13	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.  MS. ISLAS: Oh, no.  CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie?  MS. ISLAS: Is the mic on?  CHAIRMAN DISHBERGER: No. Her face is not  MR. GARCIA: We can stipulate to her saying  MR. ROTHFELDER: We've already got three to one. Right?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just  MR. BROWN: Now I'm going back. it's like that is four  CHAIRMAN DISHBERGER: And just to go back  MR. BROWN: That is four separate businesses so  CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where Lance was coming from. They did put Plaza. I mean, that is different. It is Justicia for	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	Leslie? MS. ISLAS: Ms. Davidson, we need your vote. MR. ROTHFELDER: Her computer is frozen. MS. ISLAS: Oh, no. CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie? MS. ISLAS: Is the mic on? CHAIRMAN DISHBERGER: No. Her face is not MR. GARCIA: We can stipulate to her saying MR. ROTHFELDER: We've already got three to one. Right?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go back MR. BROWN: That is four separate businesses so CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where Lance was coming from. They did put Plaza. I mean, that is different. It is Justicia for Hispanos, LLC, but I don't know. It's just	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.  MS. ISLAS: Oh, no.  CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie?  MS. ISLAS: Is the mic on?  CHAIRMAN DISHBERGER: No. Her face is not  MR. GARCIA: We can stipulate to her saying  MR. ROTHFELDER: We've already got three to one. Right?  CHAIRMAN DISHBERGER: Right, but we
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just MR. BROWN: Now I'm going back. it's like that is four CHAIRMAN DISHBERGER: And just to go back MR. BROWN: That is four separate businesses so CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where Lance was coming from. They did put Plaza. I mean, that is different. It is Justicia for Hispanos, LLC, but I don't know. It's just CHAIRMAN DISHBERGER: It's a gray	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.  MS. ISLAS: Oh, no.  CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie?  MS. ISLAS: Is the mic on?  CHAIRMAN DISHBERGER: No. Her face is not  MR. GARCIA: We can stipulate to her saying  MR. ROTHFELDER: We've already got three to one. Right?  CHAIRMAN DISHBERGER: Right, but we have to have to be official, we have to have a
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just  MR. BROWN: Now I'm going back. it's like that is four  CHAIRMAN DISHBERGER: And just to go back  MR. BROWN: That is four separate businesses so  CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where Lance was coming from. They did put Plaza. I mean, that is different. It is Justicia for Hispanos, LLC, but I don't know. It's just  CHAIRMAN DISHBERGER: It's a gray area. So that's why that's why	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.  MS. ISLAS: Oh, no.  CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie?  MS. ISLAS: Is the mic on?  CHAIRMAN DISHBERGER: No. Her face is not  MR. GARCIA: We can stipulate to her saying  MR. ROTHFELDER: We've already got three to one. Right?  CHAIRMAN DISHBERGER: Right, but we have to have to be official, we have to have a quorum.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just  MR. BROWN: Now I'm going back. it's like that is four  CHAIRMAN DISHBERGER: And just to go back  MR. BROWN: That is four separate businesses so  CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where Lance was coming from. They did put Plaza. I mean, that is different. It is Justicia for Hispanos, LLC, but I don't know. It's just  CHAIRMAN DISHBERGER: It's a gray area. So that's why that's why  MR. BROWN: Yeah. I mean, it's an	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.  MS. ISLAS: Oh, no.  CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie?  MS. ISLAS: Is the mic on?  CHAIRMAN DISHBERGER: No. Her face is not  MR. GARCIA: We can stipulate to her saying  MR. ROTHFELDER: We've already got three to one. Right?  CHAIRMAN DISHBERGER: Right, but we have to have to be official, we have to have a quorum.  MR. MARCOS: We can we can probably stipulate to agree she said no.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just  MR. BROWN: Now I'm going back. it's like that is four  CHAIRMAN DISHBERGER: And just to go back  MR. BROWN: That is four separate businesses so  CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where Lance was coming from. They did put Plaza. I mean, that is different. It is Justicia for Hispanos, LLC, but I don't know. It's just  CHAIRMAN DISHBERGER: It's a gray area. So that's why that's why  MR. BROWN: Yeah. I mean, it's an advertisement.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.  MS. ISLAS: Oh, no.  CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie?  MS. ISLAS: Is the mic on?  CHAIRMAN DISHBERGER: No. Her face is not  MR. GARCIA: We can stipulate to her saying  MR. ROTHFELDER: We've already got three to one. Right?  CHAIRMAN DISHBERGER: Right, but we have to have to be official, we have to have a quorum.  MR. MARCOS: We can we can probably stipulate to agree she said no.  CHAIRMAN DISHBERGER: Can you say
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.  MS. ISLAS: Oh, no.  CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie?  MS. ISLAS: Is the mic on?  CHAIRMAN DISHBERGER: No. Her face is not  MR. GARCIA: We can stipulate to her saying  MR. ROTHFELDER: We've already got three to one. Right?  CHAIRMAN DISHBERGER: Right, but we have to have to be official, we have to have a quorum.  MR. MARCOS: We can we can probably stipulate to agree she said no.  CHAIRMAN DISHBERGER: Can you say that?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just  MR. BROWN: Now I'm going back. it's like that is four  CHAIRMAN DISHBERGER: And just to go back  MR. BROWN: That is four separate businesses so  CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where Lance was coming from. They did put Plaza. I mean, that is different. It is Justicia for Hispanos, LLC, but I don't know. It's just  CHAIRMAN DISHBERGER: It's a gray area. So that's why that's why  MR. BROWN: Yeah. I mean, it's an advertisement.  CHAIRMAN DISHBERGER: That's why you have an appeals Board, for areas	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.  MS. ISLAS: Oh, no.  CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie?  MS. ISLAS: Is the mic on?  CHAIRMAN DISHBERGER: No. Her face is not  MR. GARCIA: We can stipulate to her saying  MR. ROTHFELDER: We've already got three to one. Right?  CHAIRMAN DISHBERGER: Right, but we have to have to be official, we have to have a quorum.  MR. MARCOS: We can we can probably stipulate to agree she said no.  CHAIRMAN DISHBERGER: Can you say that?  MR. MARCOS: Yes. I mean, if my
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	paperwork correlates. There's you could you could have lots of companies with names on it. So I don't know. I'm just  MR. BROWN: Now I'm going back. it's like that is four  CHAIRMAN DISHBERGER: And just to go back  MR. BROWN: That is four separate businesses so  CHAIRMAN DISHBERGER: So you agree it's four separate businesses?  MR. BROWN: It's gross, but like I don't know. I mean, I'm with Leslie, but at the same time now it's like well, now I see where Lance was coming from. They did put Plaza. I mean, that is different. It is Justicia for Hispanos, LLC, but I don't know. It's just  CHAIRMAN DISHBERGER: It's a gray area. So that's why that's why  MR. BROWN: Yeah. I mean, it's an advertisement.  CHAIRMAN DISHBERGER: That's why you have an appeals Board, for areas  MR. BROWN: Right.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Leslie?  MS. ISLAS: Ms. Davidson, we need your vote.  MR. ROTHFELDER: Her computer is frozen.  MS. ISLAS: Oh, no.  CHAIRMAN DISHBERGER: Oh, there you are. Hello? Leslie?  MS. ISLAS: Is the mic on?  CHAIRMAN DISHBERGER: No. Her face is not  MR. GARCIA: We can stipulate to her saying  MR. ROTHFELDER: We've already got three to one. Right?  CHAIRMAN DISHBERGER: Right, but we have to have to be official, we have to have a quorum.  MR. MARCOS: We can we can probably stipulate to agree she said no.  CHAIRMAN DISHBERGER: Can you say that?

```
Page 231
                                                 Page 229
                                                                          CHAIRMAN DISHBERGER: All in favor?
            CHAIRMAN DISHBERGER: Is that okay?
                                                                          THE BOARD: Aye.
                                                           2
2
           MR. ROTHFELDER: Yeah.
                                                                          (End of General Appeals Board Meeting
                                                           3
3
            CHAIRMAN DISHBERGER: I guess it is
                                                              at 8:50 p.m.)
   okay. All right. So --
4
           What are you going to do? Are we
6 going to sit here and wait until the computer
   comes on?
            MS, ISLAS: Can you refresh it?
                                                           9
            CHAIRMAN DISHBERGER: You can do that
                                                          10
10 if you want.
                                                          11
11
            MR, BROWN: I'm pretty sure I heard
                                                          12
12 her say no.
            CHAIRMAN DISHBERGER: She was against
                                                          13
13
                                                          14
14 it.
                                                          15
            MS. ISLAS: Okay. So for the record,
15
                                                          16
16 both notices of violation were upheld.
                                                          17
            CHAIRMAN DISHBERGER: Yes.
17
                                                          18
18
            MS, ISLAS: Okay, Thank you.
                                                          19
19
            CHAIRMAN DISHBERGER: Okay.
                                                          20
20
            MS. ISLAS: And we still have an item
                                                          21
21 on. Is this going to be reset, I'm guessing?
                                                          22
22
            CHAIRMAN DISHBERGER: Is there --
                                                          23
23
            MS. ISLAS: There is a third item.
                                                          24
24
            MS. YOUNT: Ms. Meza, on the third
                                                          25
25 item regarding the Outfront appeal, did you
                                                                                                            Page 232
                                                 Page 230
                                                              STATE OF TEXAS
1 receive an email from --
                                                              COUNTY OF HARRIS )
            MS, MEZA: Yeah. And he said that
                                                           3
3 he didn't want to -- they had come to some-
                                                                          I, Diana Ramos, a Certified Shorthand
4 agreement.
                                                              Reporter in and for the State of Texas, do hereby
            MS, YOUNT: Yeah, So that one Chris
                                                              certify that at the time and place stated in the
6 Rothfelder notified that he passed.
                                                              caption hereto a General Appeals Board Meeting was
                                                              held; that the parties who made presentations at
7
            CHAIRMAN DISHBERGER: Okay.
                                                              the Meeting personally appeared before me, and the
            MR. AMIS: So it is passed?
8
                                                              witnesses who were examined by representatives for
9
            MS, YOUNT: Yeah.
                                                              the respective parties hereto were sworn by me;
            CHAIRMAN DISHBERGER: Okay. So we
10
                                                              that the proceedings of the Meeting, including
11 have no other business tonight. Our meeting is
                                                              presentations of said parties, were taken in
12 adjourned. Thank you. Thank you, everybody, for
                                                              machine shorthand by me and later reduced to
                                                              typewriting under my direction, and the foregoing
                                                          15
13 staying so late.
                                                              constitutes a true and correct transcript of said
            MR. ROTHFELDER: Thank you.
14
                                                          17
                                                              proceedings.
15
            MS, YOUNT: Thank you.
                                                                          Given under my hand and seal of office
                                                          18
            MR. ROTHFELDER: Thank you very much,
16
                                                           19
                                                              this the 9th day of October, 2023.
17 everybody.
                                                          20
                                                                          Viana Ramos
18
            (Off the record)
                                                          21
            MR. BROWN: Do we need to make a
                                                                          Diana Ramos, CSR
19
                                                           22
                                                                          CSR No. 3133, Expires 12-31-2025
20 motion to adjourn?
                                                                          Lexitas
            CHAIRMAN DISHBERGER: Make a motion to
21
                                                           23
                                                                          Firm Registration No. 95
22 adjourn.
                                                                          13101 Northwest Freeway, Suite 210
            MR. BROWN: I motion to adjourn.
23
                                                                          Houston, Texas 77040
                                                          24
            MR, THERIOT: I second the motion to
24
                                                                          (281) 469~5580
                                                           25
25 adjourn.
```



EXHIBIT
City of Houston Parising 1
MARCOS







10-Day Project Number

City of Houston
Department of Public Works & Engineering
Building & Development Services
Sign Administration Group
1002 Washington Ave., 4<sup>th</sup> Floor
Houston, Texas 77002

#### NOTICE FOR SIGN VIOLATION

YOU ARE HEREBY NOTIFIED THAT YOU ARE IN VIOLATION OF CHAPTER 46.

( ) 24-Hours ( )	OCCUPILIANCE WITHIN THE SPECIFIED PERIOD OF TOTAL TOTAL PROPERTY OF THE SPECIFIED PERIOD OF OF THE SPECIFIED PE
FOR THE YIODATIC	M(S) MUICKIED BELOW
TANCH MANCOS	1 713 - 9 99 - 444 4 Business Phone Number
Pusincae Marile	// /
Address	City State Zip
1. ( ) PUBLIC RIGHT-OF-IVAY;	
Your sign(s) Is/are located on Public Right-Of-Way and 2. ( ) INTERFERING WITH THE VIEW:	i must be removed. Sec. 4608(c).
( ) Your sign is obstructing the view of approaching tr	
( ) Your sign is located in the 45 feet visibility triangle	and is obstructing the view, Sec. 4608(n) to public safety and must be repaired or removed. Sec. 4607(b).
4. ( ) STOP ORDER: You are directed to cesse work. Sec. 4	
5. ( ) SPECTACULAR SIGN: is in violation of Section 4608	8(m). ever may not exceed 40 square feet per premise and may be displayed
<ol> <li>(a) BANNER SIGN: One (1) banner sign is allowed how for 7 consecutive days out of a 30 day period (b) requires permit</li> </ol>	ever may not exceed 40 square feet per premise and may be displayed it maistration. ( ) honor is not secure to building wall.
( ) exceeds allowable number; ( ) exceeds the size limit, ( )	) therefore it must be removed.
	ilso advertising in the city limits and the extra-territorial jurisdiction
must remove/cease immediately.  8. ( ) PORTABLE SIGN: Effective October 14, 1993, new	permits cannot be issued for portable signs, therefore the portable
sign must be removed. See 4609(n)	Sall to Italied to Tables Antonione Proper to the Committee
<ol> <li>( ) DELINQUENT PAYMENT: ( ) Operating permit re Number(s) and payment amount is listed below. Fees must be pa</li> </ol>	newal. ( ) Notice of Unpermitted Sign (Survey). Project
	ly for the permit, N A licensed sign contractor must apply for the
sigh permit. 11. ○○ PERMIT CANNOT BE ISSUED: ( ) Bxceeds sign	limit A Bunnede height ( ) Hyperede 50% of the Wall
Other Condent Dennit # 220/6771 Full	(a) Re-Apple-for a found Sign !
	71 6/2 - 3/1 3/1 2/1 2/1
12. OTHER: (Sucound sign is in violation	w by the C. O. H. sign colle, ( 4.76
idourd sign is 36 1" out of complian	re, needs to be 31, Remove /Resolve the
TYPE OF SIGN:  ( )Wall ( )Banner	r ( )Other Tissue -
( )Monument ( )Awning ( )Portab	le (>Illum.
( )Pole ( )Projecting ( )Specia	
( )Fonce ( )Bandit ( )Attenti ( )Flags ( )Mobil Off-Premise ( )Off-pre	ion Gotting Device ( )Roof
You are hereby notified that you are in violation of Chapter 46 of	f the Building Code, AThe Houston Sign Codes, for the reason(s)
indicated and failure to correct the violation(s) within the prescrit Section 4604 of the code. A citation may be issued which could	bed time of this notice could result in further action as provided by
	on of the Sign Administrator on the grounds that the decision mis-
construes or wrongly interprets this chapter may be appealed in a	ecordance with Section 4604 of the code.
7. VillAnneal 1961	/ 5-8-2) / 2:35 / (832) 394-8890 Issue Date Time Office Phone #
Inspector Name Number	
All Jaure	Mills,
Received By/Signature Print Name	Title Date Time
Owner-s Name and Address if Different Than Received By	
Office Uso Only:	•
24 Hour Project Number	Follow-up Data
2 Hour Project Number	_ Follow-up Date

Follow-up Date \_\_

Houston General Appeals Board Attn: Sandra Meza May 16, 2023 Page 3

Therefore, in the absence in the Houston Sign Code of definitions or interpretations on "grade level" and "ground surface," and certainly no prohibition on commencing construction on a berm for proper drainage, the unrebutted expert opinion testimony of Mr. Baker on the proper methodology to engineer and construct the Sign at the permitted 31 feet should prevail.

The second allegation contained in the Notice is that "current permit #22016771 expired." This is incorrect. As discussed above, and confirmed by the City's renewal notice and Marcos' checking bank statement attached as Exhibits 4 and 5, operating permit #22016771 was indeed properly issued for the Sign by the Houston Sign Administration. And, that permit was scheduled for expiration if not renewed by the end of April 2023. Marcus timely paid the renewal fee invoiced by the City in the amount of \$810.15. Therefore, the operating permit is valid and enforceable as well.

Based on the foregoing, both allegations contained in the Notice are factually and legally incorrect. As such, Marcos and Baker respectfully appeal the Notice with the responses detailed above, along with those they may offer at or before the General Appeals Board hearing. Accordingly, the Sign is legal, and it's operating permit is valid.

Please contact me if you have any questions, and to schedule the General Appeals Board meeting. Thank you for your cooperation in this matter.

Richard L. Rothfelder

RLR:mr Enclosures

> grade permits - Lewis 932.394.9169

Villasara



10-Day Project#\_\_\_\_

City of Houston Houston Public Works Houston Permitting Center Sign Administration 1002 Washington Ayo, 4th Floor Houston, TX 77002

Notice of Sign Violation You are hereby placed on notice that you are in violation of chapter 46 of the city of houston building code

YOU ARE BE	ng issued a notice to ( )24 Hours	OBTAIN COMPLIANCE WIT	hin the specifed period of Days
, j		OLATION(8) INDICATED BEI	Days
Attorney.	JAMES MAKE		999 · <i>4444</i>
Business Name /	,	Busine	ss Phone Number
Address 10700 1200	oth Free way	Hasta City, s	N, TX 77037
1.() prmy retnyeum	n op wite	•	50.15pc.15p
2.() INTERFERING	s located on Public Right-of WITH THE VIRW:		• •
() Your sign is ob () Your sign is loo	structing the view of appro- cated in the 45 feet visibility	sching traffic and must be remo triangle and is obstructing the	view, Sec. 4608(n).
4() CTOR OPPER.	Your sign poses an immedi	ate threat to public safety and n	met be repaired or removed. Sec.4697(b).
5.() SPECTACHLAR	SIGN! Your enertander of	ork. Sec. 4604 (c)(3). (Explaine ign(s) is/ere prohibited and is in	ed below on #12 Other).
6.() BANNER SIGN:	One(1) banner sign is allow	ved however may not exceed a	O square feet per premise and may be
displayed for 7 consect	ulive days out of a 30 day p	oriod ( ) requires permit registra	tion. ( ) Banner is not seeme to the wall.
() Execeds alfoldings	number. ( ) Exceeds the size	limit. () Therefore it must be r	emoved, Sec. 4608(n).
7.() OFF-PREMISE:	New off-premise advertish	ig in the city limits and the extra	t-territorial jurisdiction is prohibited and
SCA DODA ABLE SIC	be removed immediately, &	sec. 4612. Issued for portable signs, theref	country of the control of the contro
Sec. 4609(n).	tat taom beining children	issued for portable signs, thereis	ore the sign must be removed.
	AYMENT: () Operating t	sermit renewal. ( ) Notice of the	permitted Sign (Survey). Project
Number(s) and paymer	it amount is listed below. Fe	es must be paid or sign(s) remo	ved.
10.() PERMIT REQU	JIRED: () Yes. () You ma	y apply for the permit, () A lice	need sign contractor must apply for the
sign pennit,			
The TERMIT GANN	O. BE ISSUED! () Excel	eds sign limit. () Exceeds heigh	t. () Exceeds 25% of the yeall.
		Ategory F- by	
120THER: Yold 9/	lived sign is in i	inlation with the	60. H. SIAN (00)0 (1.46
hy exceeding sq		1 1	dent 450, Alband 150
"TYPE OF SIGN":	C 6	250	
( ) Ground	( ) Yell	( ) Banner	(A Other: Excerting 3964.
( ) Monument ( ) Pale	( ) Asyning ( ) Projecting	() Portable	( )Illum.
() Fance	( ) Bandit	( ) Speciacular ( ) Attention Getting Dayles	( ) Non-illum. ( ) Roof
( ) Vlags	( ) Mobile Off-Premise	() Off-premise	( ),,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
You are heroby placed	on notice that you are in	violation of Chapter 46 of the	City of Houston Building Code ("the
Code") for the reason(	s) Indicated. Failure to cor	reof the violation(s) within the	prescribed time ported set forth in
ans honco coma resulc	in turiner action as provi	den by Section 4604 of the Co	de. A citation may be issued which ny violation continues shall constitute
separate offense. Any	nerson wishing to anneal	s decision of the Sion Admini	strator on the grounds that the
lecision misconstrues of	or wrongly interprets Clus	pter 46 of the Code may file m	a appeal in accordance with Scotion
1 1611	201 X	-10-) 7 3.00	
f · VillAnneal	Inspector#	-/8-23 2:53 sauc Dato Time	832-394-8890
impedior tyaino	Tusbeatoss 1	- Company Comp	Office Phone #
1//	12.11	Miles	5/17/2/
ecolved by Signature	Printed Name	Title	Dato Timo
wner's Namo and Address	if different then received by	V	***************************************
Mce Use Only:		Company of the Compan	
l Hour Project#		Foliow-up Date	
2 Hour Project#		Rollow-up Date	
)-Day Project#	304 7829	. Follow-up Date 6-	1-23

 Houston General Appeals Board Attn: Sandra Meza
 June 1, 2023
 Page 3

operated in separate suites at 10700 North Freeway, the building where the Sign is also situated. Therefore, the Sign is properly classified as a multi-tenant sign, and the four businesses identified on it are legitimate commercial enterprises.

Second, this issue of the legitimacy of the four businesses identified on the Sign and occupying separate offices in the building has already been considered and resolved in Marcos' favor by the Sign Administration. Specifically, attached as Exhibit 10 is the original application, inspection, rejection, appeal, issuance, and the rest of the permit packet generated by the Houston Sign Administration for this Sign covered by Permit # 22016771. As indicated, the Sign Administration originally rejected Marcos' permit application on the same grounds, namely the proposed Sign was too large because it failed to identify four or more distinct commercial businesses. The rejection was appealed to the General Appeals Board, where modifications to the Sign were discussed to render the Sign compliant. Javier Marcos and the City's attorney continued discussions, and as suggested by the members of the Board, the word "Plaza" to identify the building was substituted on the Sign in the resubmitted plans and application. The application now being order, the permit was issued. Thus, since the Sign Administration has already examined and approved the Sign and its tenants, including by granting and renewing the operating permit, these belated and incorrect allegation should now be rejected.

Based on the foregoing, the allegations contained in the Notice are factually and legally incorrect. As such, Marcos respectfully appeals the Notice with the responses detailed above, along with those it may offer at or before the General Appeals Board hearing. Accordingly, the Sign is legal, and it's operating permit is valid.

Please contact me if you have any questions, and to schedule the General Appeals Board meeting. Thank you for your cooperation in this matter.

Very truly yours,

/s/ Richard L. Rothfelder Richard L. Rothfelder

RLR:mr Enclosures



ATTORNEYS AT LAW

RICHARD L. ROTHFELDER

rrothfelder@rothfelderfalick.com

BOARD CERTIFIED - CIVIL TRIAL LAW

1201 Louisiana Suite 550 Houston, Texas 77002 TELEPHONE: 713-220-2288 FACSIMILE: 713-658-8211 WWW.ROTHFELDERFALICK.COM

May 16, 2023

City of Houston
Office of the Building Official
1002 Washington Avenue, 4<sup>th</sup> Floor
Houston, Texas 77002
Attn: Sandra Meza

Via Messenger Delivery and Email: <u>Sandra.meza@houstontx.gov</u> SignAdministration@houstontx.gov

RE: Appeal of Notice of Sign Violation dated May 8, 2023; Our File No. 1518-1.

Dear Ms. Meza:

The law firm of Rothfelder & Falick, L.L.P. represents Javier Marcos ("Marcos"). As such, the May 8, 2023 Notice for Sign Violation (the "Notice"), has been referred to us for handling and this response. A copy of the Notice is enclosed as Exhibit 1.

Please consider this Marcos' timely appeal pursuant to Section 4604(e)(1) of the Houston Sign Code. The Notice misconstrues or wrongly interprets Chapter 46, including, but not limited to Sections 4609(e)(i) and 4611(j), of the City of Houston Sign Code. Marcos maintains that it is not required to remove or modify the Sign that is the subject of the Notice, and that the City has failed to properly adhere to and apply the provisions of Chapter 46. Marcos will supplement its response to and appeal of the Notice, as necessary, pending the results of its internal investigation.

Marcos contracted with Bakers' Signs to construct the on-premise sign ("Sign") located at 10700 North Freeway, Houston TX 77037. The Sign is classified as a multi-tenant on-premise sign for four or more businesses, located along the "Airport Corridor District." According to Houston Sign Code Section 4611(j) and Table 4611, the height of such signs is limited to 31 feet.

The Sign identifies the Marcos Law firm, along with at least three other businesses located in a building on the same premises. This multi-tenant building adjacent to the Sign, along with the driveways servicing it, are currently undergoing renovations. Photographs of the Sign and building are attached as Exhibits 2 and 3.

A sign operating permit was properly issued for the Sign by the Houston Sign Administration. And, as indicated by the City of Houston correspondence attached Exhibit 4, this permit #22016771 was scheduled to expire if not timely renewed by the end of April 2023.

Houston General Appeals Board Attn: Sandra Meza May 16, 2023 Page 2

Marcos complied with the renewal notice by paying the \$810.15 invoiced sum on April 10, 2023, as confirmed by the Chase checking bank statement attached as Exhibit 5.

The Notice alleges two violations. First it contends the Sign is too tall. More specifically, while the Sign Administration readily acknowledges that the height of the Sign from the top to the bottom is only 31 feet, Mr. Benitez, Sign Administration Division Manager, argues in his November 8, 2022 email that a "berm [was installed] to raise the height of the sign," and that the "grade starting from the curb" is supposed to be the measuring point for the bottom of the Sign (Exhibit 6). And, since the berm under the Sign is some four to five feet, the Sign Administration concludes the overall height of the Sign is actually some 35 or 36 feet tall.

The Sign Administration's allegations, however, are not supported by the Houston Sign Code; indeed, they are rejected under the regulations and standard construction methodology. First, Section 4609(e)(1) provides that the height limit is "measured from the highest point on the sign to the grade level of the ground surface in which the sign supports are placed." Importantly, the definitions section of the Houston Sign Code has no definition or interpretation of "grade level" or "ground surface," nor instructions on how to measure height of signs. In fact, the word "curb," or the explanation that sign height measurement is to commence from the curb of the street does not appear anywhere in the Code. The closest reference is in the completely different issue of "Visibility Triangle" under Section 4608(n), under which the lowest part of a sign is measured from "8 feet above grade level of the nearest street." Thus, in this case, the proper measurement method is from "the ground surface in which the sign supports are placed," which in turn results in the compliant 31 foot height of the Sign.

Second, it's natural and prudent to elevate the grade level under any improvement (whether a building, house, or sign) above the ground surface, in order to facilitate draining from the improvement to the street. In this case, there has always been a berm or rise in the land above the adjacent curb and street level. Indeed, as indicated in the photographs attached as Exhibits 2 and 3, the grade level of the Sign and the adjacent building are identical. And, it's a good thing the property, sign, and building have been graded in this manner to facilitate drainage, since the photographs attached as Exhibit 7 graphically demonstrate the dangerous flooding that occurs in the area, in this case due to the rain incident on May 9, 2023.

Third, Matt Baker of Bakers' Signs, the contractor hired to erect the Sign and licensed by the Houston Sign Administrator for decades, is an expert in the determination of the appropriate drainage and other sign construction methodology. Mr. Baker readily concluded in his expertise that the topography of the grade levels surrounding the Sign and the building dictated commencing the 31 foot tall Sign from the grade level of berm. The Flood Prevention Ordinances recently enacted by the City of Houston and Harris County even compel that such permanent improvements are to commence at the 500 year flood plain in order to promote the necessary drainage and avoid flooding.

Houston General Appeals Board Attn: Sandra Meza May 16, 2023 Page 3

Therefore, in the absence in the Houston Sign Code of definitions or interpretations on "grade level" and "ground surface," and certainly no prohibition on commencing construction on a berm for proper drainage, the unrebutted expert opinion testimony of Mr. Baker on the proper methodology to engineer and construct the Sign at the permitted 31 feet should prevail.

The second allegation contained in the Notice is that "current permit #22016771 expired." This is incorrect. As discussed above, and confirmed by the City's renewal notice and Marcos' checking bank statement attached as Exhibits 4 and 5, operating permit #22016771 was indeed properly issued for the Sign by the Houston Sign Administration. And, that permit was scheduled for expiration if not renewed by the end of April 2023. Marcus timely paid the renewal fee invoiced by the City in the amount of \$810.15. Therefore, the operating permit is valid and enforceable as well.

Based on the foregoing, both allegations contained in the Notice are factually and legally incorrect. As such, Marcos and Baker respectfully appeal the Notice with the responses detailed above, along with those they may offer at or before the General Appeals Board hearing. Accordingly, the Sign is legal, and it's operating permit is valid.

Please contact me if you have any questions, and to schedule the General Appeals Board meeting. Thank you for your cooperation in this matter.

Richard L. Rothfelder

RLR:mr Enclosures

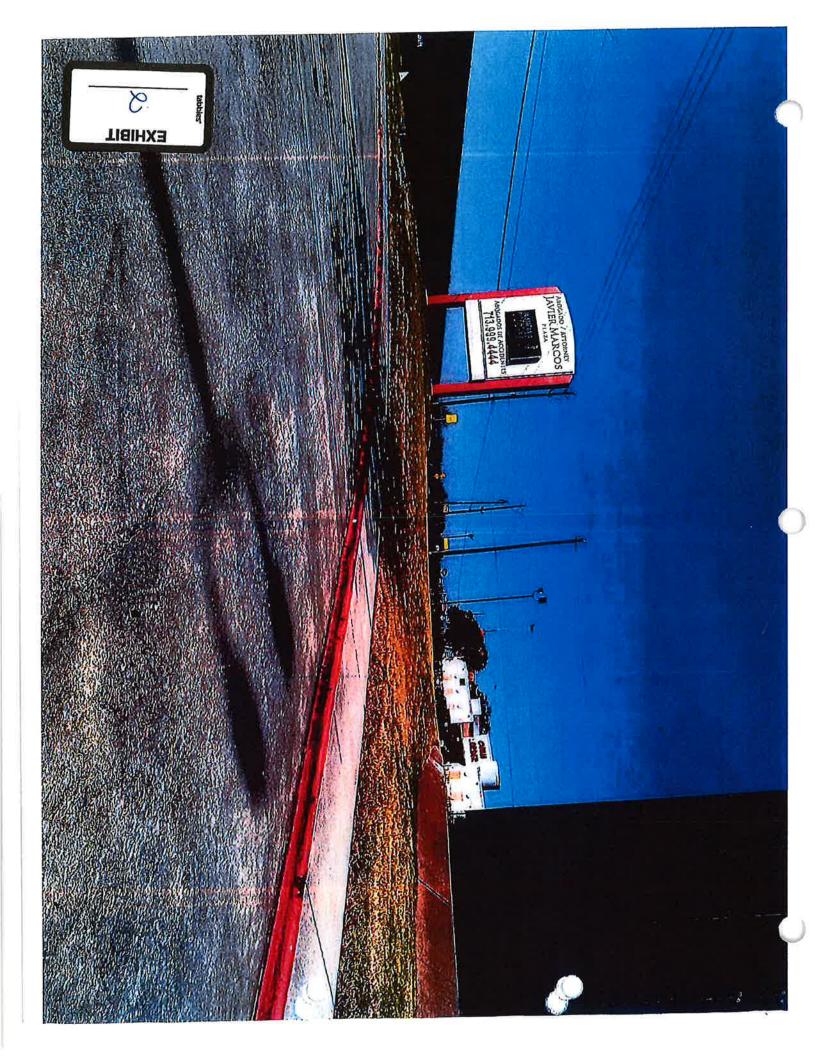


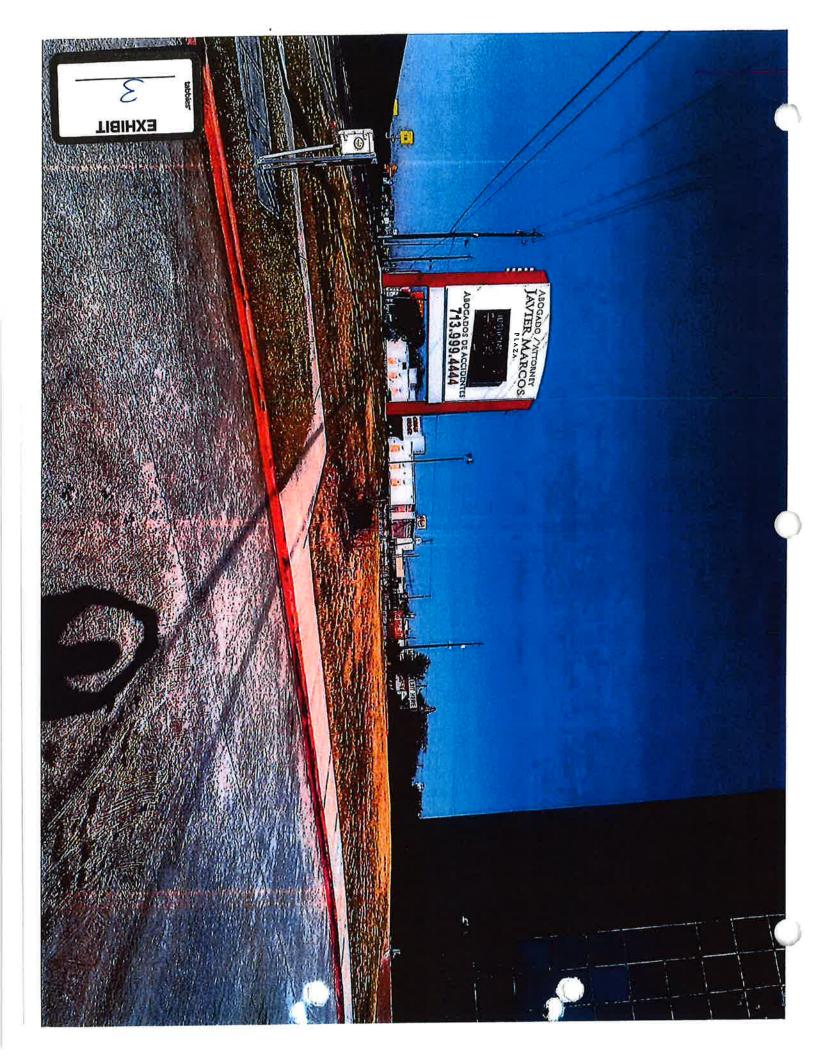
City of Houston
Department of Public Works & Engineering
Building & Development Services
Sign Administration Group
1002 Washington Avc., 4<sup>th</sup> Floor
Houston, Texas 77002

#### NOTICE FOR SIGN VIOLATION

I OU ARE	HEREBY NO	THE CHENTHA	I YOU AKE IN VI	ULA I IUN (	OF CHAPTE	K40.
			AIN COMPLIANCE		C/I	
(	) <b>24-Hou</b> i		) 72-Hours		) 10-Days	
	F	OR THE VIOLAT	rion(s) indicated	BELOW		
Jaien MA	1605		, 7	13-99	9-444	4
Business Name	400		Bu	siness Phone	Number	es comment
10700 North	Free w. Ac	/	1 Ho.	ADN IT	. 1770	37
Address	/		City	State	Zip	
1. ( ) PUBLIC RIGHT-	OF-IVAY:					
Your sign(s) is/are	located on Publ		and must be removed.	Sec. 4608(c).		
2. ( ) INTERFERING			traffic and must be re	moved. Sec.	4608(k).	
( ) Your sign is to	cated in the 45 1	cet visibility trian	gle and is obstructing	he view. Sec.	4608(n)	
3. ( ) UNSAFE SIGN: `	Your sign poses	an immediate thre	cat to public safety and	must be repai	red or removed	. Sec. 4607(b).
4. ( ) STOP ORDER: \				n below under	"OTHER".)	
5. ( ) SPECTACULAR: 6. ( ) BANNER SIGN:	One (1) hanner	ation of Section 4 sion is allowed b	ous(m). Ovever may not excee	d 40 souare fe	et ner nremise r	nd may be displayed
for 7 consecutive days out of	f a 30 day perio	d ( ) requires ne	rmit registration. ( )	banner is not s	ecure to building	ng wall.
( ) exceeds allowable num	ber; ( ) excee	ds the size limit, (	) therefore it must b	c romoved.		
7. ( ) OFF-PREMISE:	Section 4612 pr	ohibits new off-pr	emise advertising in th	e city limits a	nd the extra-ter	ritorial jurisdiction
nust remove/cease immedia	itely.			1.0		Constitution and the
B. ( ) PORTABLE SIG		tober 14, 1993, n	ow Delinits cannot be i	ssued for port	iole signs, there	tore the portable
sign must be removed. Sec · 9.    (    ) <i>DELINQUENT P.</i>	1009(II) AYMENT: ( )	Operating permi	trenewal. ( ) Notice	of Unpermit	ed Sign (Surve	v). Project
Number(s) and payment am	ount is listed be	low. Fees must be	paid or sign(s) remove	ed.		
10. (A) PERMIT REQUIR	<i>RED</i> : ( ) Yes.	( ) You may a	ipply for the permit. 🎗	A licensed	sign contractor	must apply for the
sign permit.					n 1 500/	C41 13
11. (X) PERMIT CANNO	T BE ISSUED:	( ) Exceeds si	gn limit. (S) Exceed	s height.	Exceeds 50%	of the wall.
X Other Consect Pe	thirt of old	016441 641	WHEN THE HURY	tox of the	or zigali	11.10
12. OTHER: SHOOL	sign is	in violet	ion by the C	0.11. 9	ign code	16.46
1	- 60 11 1	1	1 1	1	1	1 1 11
TYPE OF SIGN:	36 1 001	of complia			Memore /	Cesalve TIR
(C)Ground (C)Monument	( )Wall ( )Awning	( )Ban	iner table	(- )Oth (\alpha\)Ilu		
( )Pole	( )Projecting		ctacular		-illum.	
( )Fence	( )Bandit		ention Getting Device	( )Roo		
( )Flags	( )Mobil Off-l		-premise			
You are hereby notified that	you are in viola	tion of Chapter 40	6 of the Building Code	, AThe Housto	m Sign Code@,	for the reason(s)
ndicated and failure to corre						
Section 4604 of the code. A violation shall occur shall co	. citation may be	s issued which cou	lid tesuit in a maximul Sision of the Sign Adm	inistrator on t	he arounds that	the decision mis-
construes or wrongly interpr	ets this chapter	may be appealed i	n accordance with Sec	tion 4604 of t	he code.	tilo debioloti mio
TILL	360/	15	5244		.9	entronous and discount
f. III HALLEA		1.76/	1 5 -8 - 2 7 Issue Date	<u>/ \alpha \cdot \c</u>	Office F	(832) 394-8890
nspector Name		CONTRACTORS.		Time	Office	none #
11/	,	Jaurel	Mull'S		1	
Roceived By/Signature		Print Name		Title	Date	Time
Owner=s Name and Address	if Different Th	on Received By				
Whet -s Ivalle alti Fideres	THE PROPERTY OF			*****		COLUMN TO THE PARTY OF THE PARTY OF THE PARTY.
Office Use Only:						15
4 Hour Project Number			Follow-up Date			
2 Hour Project Numbor			Follow-up Date	441	2 2 7 7	
0-Day Project Number	230435	23	Follow-up Date	5-2	2-23	









## CITY OF HOUSTON

## Sign Operating Permit Renewal Notice

TO: ATTORNEY JAVIER MARCOS PLAZA

10700 NORTH FWY HOUSTON, TX, 77037 Statement No: 1883223

Printed:

Page:

Customer No:

00214010

This invoice contains information as show in Sign Administration records for renewal of your sign operating permit(s) which will expire on or prior to the end of April 2023.

If any changes were made to these signs, make the corrections on the return copy of this invoice and return with your remittance. Upon receipt of payment, renewal certificates will be mailed and then need to be posted in your business. Any changes noted on the invoices will be verified by a Sign Administration inspector.

Section 4607, states that all signs are to be maintained in good repair and kept free of deterioration such as rotten wood or rust. Failure to do so could result in a removal notice being issued. Section 4607, further states that you are required to notify the City Sign Administrator when you are no longer in business. As permit holder, you are to remove, paint over or blank out the sign message upon leaving location or going out of business. Failure to pay this invoice within thirty (30) days of date mailed will result in the addition of a fifteen (15) percent surcharge

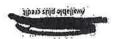
Project# Invoice	Sign Location	Zip	Sign Type	 FA	Size WD	HT	Renewal Fee
22016771 1778239	10700 NORTH FWY # STRIP Changeable Sign Registration Preparation Fee This Invoice's operating period 01-APR-2023 Through 01-APR-2024	77037 L'is	GRND	02	24	22	597.31 181.32 31.32

810.15 Balance Due: \$

\*001-\$1883223\*

**EXHIBIT** 

# CHASE O Tot BUSINESS



evallable credit.





	ACH debit	ZZ'Z18'813-	
ORMS CON MARKE CITY OF HOUSTON ORIGID: 2746001164 DESCENATE(230315,CO ENTRY DESCRIMATER, BILLSEC:PPR	Лідэр НЭА,	10:120,72-	
and the second s	check.	. \$4.€3°£4	26MINETS
	Checke	00.026.14	Separo II
: ORGES CONTRACTOR OF CONTRACTOR OF STREET STREET OF STREET STREET OF STREET STREET OF STREET OF	yepi Hoy	Engeine	- Oh
ORIG CO NAME:COE ÓRIGIO: 90000USACE DESC DÁTE! CO ÉNTRY DESCRICIVIÁCI EMISEC:CO TRACERIOBÁ 32/REF <sup>E</sup> CT <sup>4</sup> DACAE 3:5/20- EED 230330 ND ID: DACAES 30:004 NIO VÁME, ND GÁDO JÁNER MARCOS, RAT <sup>4</sup> Nº ÁÁR 2023-2004, 32/REF <sup>4</sup> CT <sup>4</sup> DACAE 3:5/20- 0043-DO: 2023/TRAI: 0990248133TC	ilbásá:HÖA	· 45:400,41	
· SEMOTE ON LINE DEPOSIT # 5 :	alzogeci	00,505,053	ocienti)
Onigne الارتمان كالدرس كالحديد المانان المعادر المانية: Onigne المعادر المنازد المنازد المنازد المنازد المعادرة المانية المان	. Account : fransit	Negro 00104	<del>gagan</del> gkangang managang
	Debbsit	00,666,84	-
CHECK# 225Z	Ƶock.	VALEERS.	202008 13
PKECK # SSA4	Check	**************	, , , , , , , , , , , , , , , , , , ,
CHECK'N 2231	Яээ́нЭ		and and a
(\$25.N2Ó3f0.			
CHECK # 5523 04/10.		4 . 3 . 1	777.77
CHECK # 263R	************	*****************	
LBVCEWO71006058539788 EEECSJOV10 IND ID 16182550 IND NYWE DEBORWH YNIDERION 835'935'8003 LBW 1006533948BLC OMID CO NYWEGULA OF HONELDN OMIC ID 10018750 DESC OVIES30010 CO FRLKK DESCHEREWILZ SECWEB		)	Sugar S
ORIG CO KYMECIJ, OF HONGIJOK ODIG 10:1020305 IND KWIEDEBOUYH "KNDERZON 835-344005 ING NOGS334J0JC		Marine Marine	COLOR COLOR
CHECK # 2526		***********	
CHECK # P237	************		
CARECK & 2234			Strings
- LINYCEWST100003Xe253530 EEC:530415 IND: ID: IND: NAME VAGOENDO TWALE WYRCOZ LIW: 1053e253501C			
CHECK \$2540		i	15 - 15 - 15 - 15 - 15 - 15 - 15 - 15 -
CHECK RESBORDS		************	gridenti serii i i i i i i i i i i i i i i i i i i
JTZĄCĘSARIO WAT OJANA BĄWĄLĄNAW CIAL ONI SI NOES.CJA ŻĄCESARIOOODIĘC RAJARI	17 11 11 11 11 11 11 11 11 11 11 11 11 1	Se ecss.	
PAGEOGRAPH WAS CHANGED AND CHANGE BY THE CONTROL OF THE CHANGE OF THE CH	ACH, doblt	66,760,714	eccount:
ORIGICO NAMEWERILE TAX PYMT ORIGI ID: 2146000311 DESC DATE: CO ENTRY DESCRIDO SECCCO TRACER: 021000021305023	VCH GPPIC	65,169,28	
CHECK W \$2251	Check:	`\$0.8868+	
CHECK#2220	Check	Þ5'899'5\$•	-
CHECK W DENS	check	00.1652	
CHECKWE22S	Apart),	- 00.06%,52-	
21492011(01) 1831. ASIAN ECONOMICANAN UNITED UN ACADE COLLA LACAR PRODUCTION ACADE COLLA LACAR PRODUCTI	hidadidan jayahi.	~~~~;;\\\;;\	
Additional and the state of the	ACH debit	91'4/0'8\$-	CALLESTIN .
OSIGN RESIDENCE.	CP6¢k'	89,986,13-	
	ACH credit	\$2,000,2\$	*********
fibliqtfəzətC	adKI,	Junonik	nelse
		- s	
		abbies*	(HIBIT د
	CHECK & ESSI  CHIPTON PRINCENCY CONTRIBUTION OF THE PROPERTY O	THE CONTRIBUTION OF THE CO	Part   Part

tet.

£18,812,22

VCH debit

Mar 14 2023

From: Benitez, Misael - HPC-HPW < Misael Benitez@houstontx.gov >
Sent: Tuesday, November 8, 2022 2:42 PM
To: Matt Baker < matt@bakerssigns.com >; Villarreal, Francisco - HPW < Francisco. Villarreal@houstontx.gov >
Co: Jeremiah Baker < Jeremiah@bakerssigns.com >; Permits < Permits@bakerssigns.com >; Estrada, Albert - HPC-HPW
< Albert Estrada@houstontx.gov >; Simmons, Billy = HPC-HPW < Billy Simmons@houstontx.gov >
Subject: RE: PERMITTING ISSUE: Javier Marcos - Ground Sign

#### Good afternoon Matt,

Inspector Villarreal was able to document his inspections taking pictures and entering notes in the system since the beginning of this project (04/2022), his initial Site inspection does include photos that show no beam at grade starting from the curb (private curb) therefore we believe that the berm is intentional to raise the height of the sign. Now I am not saying that Baker signs installed the berm, we are saying that the berm was installed after the initial inspection.

Matt, I have to stick to the subject and the location in question, sorry that I cannot comment on previous or other projects or locations.

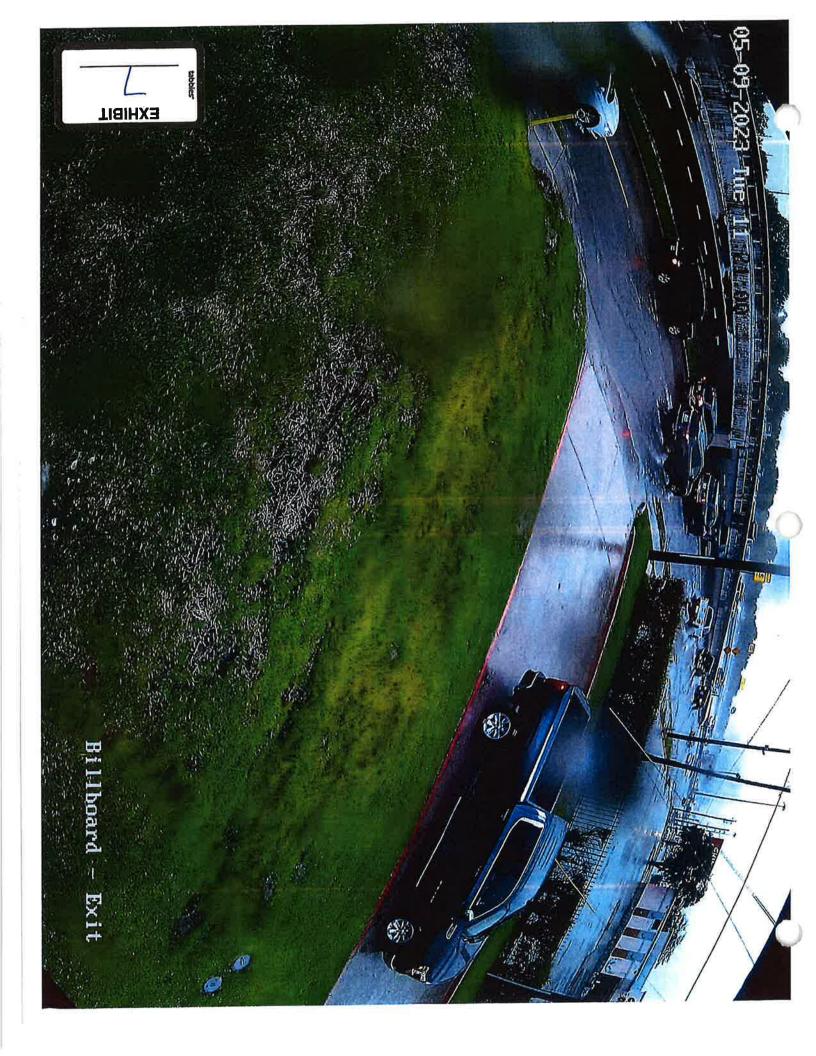
Thank you,

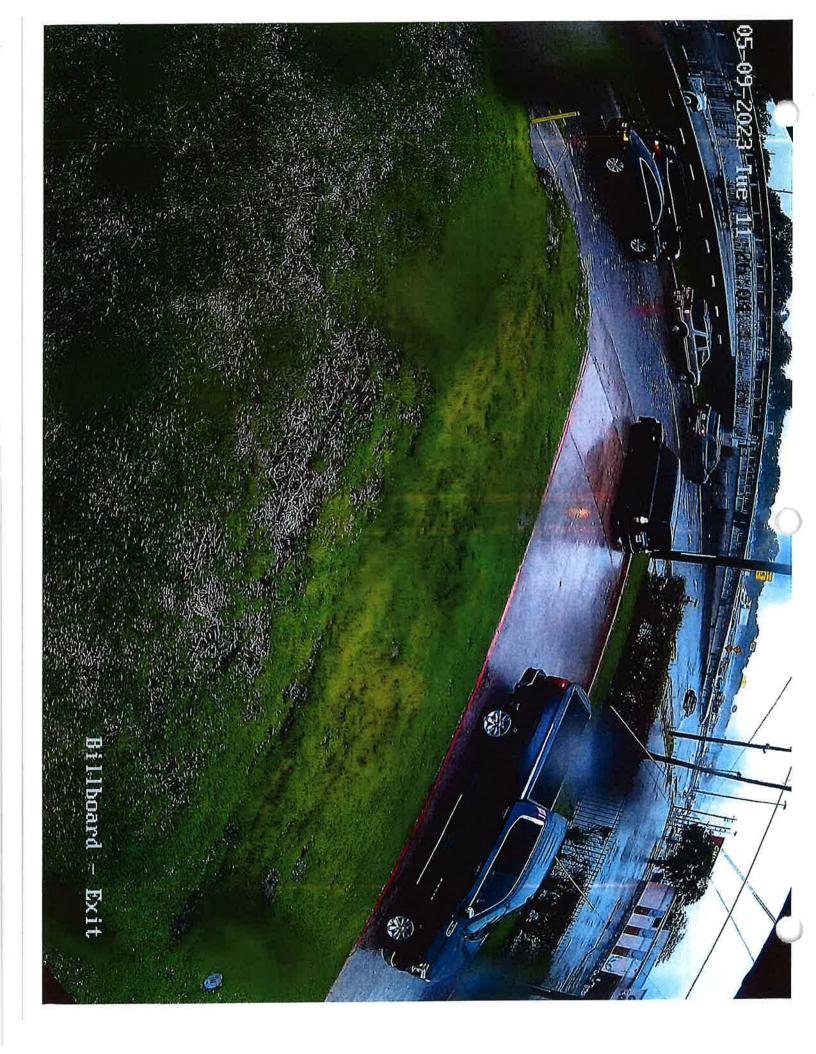
**Misael Benitez** Division Manager, Sign Administration

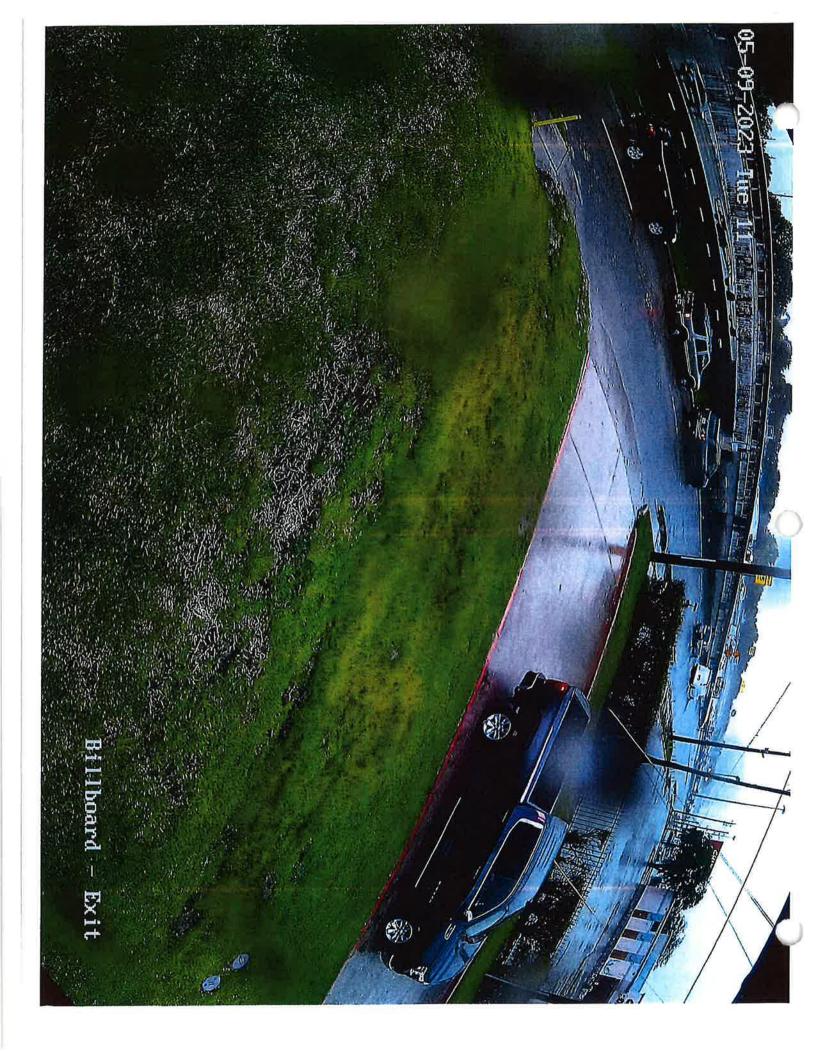
after rate . Digital refer to better the country and the regard to be country

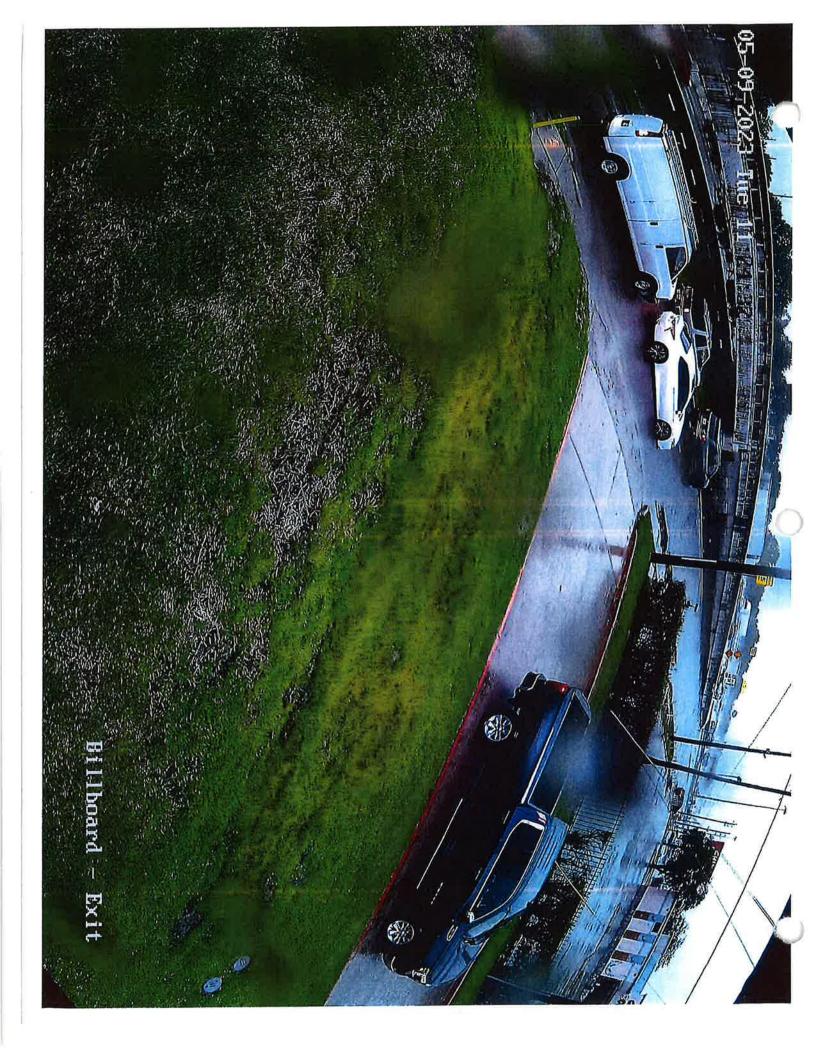


iii ii:











ATTORNEYS AT LAW

RICHARD L. ROTHFELDER

rrothfelder@rothfelderfalick.com

BOARD CERTIFIED - CIVIL TRIAL LAW

1201 Louisiana Suite 550 Houston, Texas 77002 TELEPHONE: 713-220-2288 FACSIMILE: 713-658-8211 WWW.ROTHFELDERFALICK.COM

June 1, 2023

City of Houston Office of the Building Official 1002 Washington Avenue, 4<sup>th</sup> Floor Houston, Texas 77002 Attn: Sandra Meza Via Messenger Delivery and Email: <u>Sandra.meza@houstontx.gov</u> SignAdministration@houstontx.gov

RE: Appeal of Notice of Sign Violation dated May 18, 2023; Our File No. 1518-1.

Dear Ms. Meza:

The law firm of Rothfelder & Falick, L.L.P. represents Javier Marcos ("Marcos"). As such, the May 18, 2023 Notice for Sign Violation (the "Notice"), has been referred to us for handling and this response. A copy of the Notice is enclosed as Exhibit 1.

Please consider this Marcos' timely appeal pursuant to Section 4604(e)(1) of the Houston Sign Code. The Notice misconstrues or wrongly interprets Chapter 46, including, but not limited to Section 4611(j) and Table 4611, of the City of Houston Sign Code. Marcos maintains that it is not required to remove or modify the Sign that is the subject of the Notice, and that the City has failed to properly adhere to and apply the provisions of Chapter 46. Marcos will supplement its response to and appeal of the Notice, as necessary, pending the results of its internal investigation.

Marcos contracted with Bakers' Signs to construct the on-premise sign ("Sign") located at 10700 North Freeway, Houston TX 77037. The Sign is classified as a multi-tenant on-premise sign for four or more businesses, located along the "Airport Corridor District." According to Houston Sign Code Section 4611(j) and Table 4611, the size of such signs is limited to 450 square feet.

The Sign identifies four "distinct commercial businesses," as the term is defined in Section 4603(c), namely: (1) Abogado Javier Marcos, LLC, (building owner); (2) Justicia para los Hispanos, LLC (auto broker business); (3) Law Office of Marcos & Associates, PC (law firm); and (4) Advanced Diagnostics Healthcare (healthcare facility). Each of these business have their own Certificates of Occupancy, IRS Taxpayer and Employer Identification Numbers, Secretary of State Certificates of Formation and Filing, and addresses, all of which are attached as Exhibits 2, 3, 4, and 5, respectively. Photographs of the Sign identifying these four business is

Houston General Appeals Board Attn: Sandra Meza June 1, 2023 Page 2

attached as Exbibit 6<sup>1</sup>, and of the building located on the same premises and housing each of the businesses is attached as Exhibit 7.

After passing inspections for size and other requirements, a sign operating permit was properly issued for the Sign by the Houston Sign Administration. And, as indicated by the City of Houston correspondence attached Exhibit 8, this permit #22016771 was scheduled to expire if not timely renewed by the end of April 2023. Marcos complied with the renewal notice by paying the \$810.15 invoiced sum on April 10, 2023, as confirmed by the Chase checking bank statement attached as Exhibit 9.

The Notice alleges the Sign exceeds the size permitted by the Houston Sign Code. Specifically, while awkwardly worded, it states: "Exceeding square footage by Category E by single business. Your ground sign is in violation with the C.O.H. sign code Ch. 46 by exceeding square footage by single business, current 450, allowed 150." Apparently, the Sign Administration now contends the Sign should be classified as a "single business sign," which is afforded only 150 square feet, as opposed to the "multi-tenant sign" for four businesses, as was issued for it, which is allowed up to 450 square feet under Table 11 for a sign like this in the Airport Corridor District under Category E.

The Sign Administration's allegations, however, are not supported by the Houston Sign Code, nor the Sign Administration's prior inspections and approvals. First, the 450 square feet in size permitted for multi-tenant signs for four or more businesses under Table 4611 of the Code is guided by the definition of "multi-tenant sign" under Section 4603(c), namely: "an on-premise sign displaying commercial advertising for two or more distinct commercial businesses or commercial service entities upon a single sign structure." By contrast, the term "single business sign" is defined by Section 4609(e)(5) as "a sign, regardless of the number of faces, messages or cabinets on the sign structure, that contains advertising for a single business or service entity only." It is undisputed that Marcos applied for and the Sign Administration granted a permit for a multi-tenant instead of a single tenant sign, so the only remaining question is about the legitimacy of the four businesses displayed on the Sign. Thus, section 4611(d) goes on to require "an on-premise sign [to] be erected in connection with a 'business purpose,' as that term is defined in this chapter." Section 4602, in turn, defines "business purposes" as "the erection or use of any property, building or structure, permanent or temporary, for the primary purpose of conducting in said building or structure or on said property a legitimate commercial enterprise in compliance with all ordinances and regulations of the city governing such activity."

Marcos has conclusively demonstrated that the four "distinct commercial businesses" displayed on the Sign are "legitimate commercial enterprises in compliance with all ordinances and regulations of the city." Again, attached as Exhibits 2, 3, 4, and 5 are the official documents formally filed with State of Texas and City of Houston confirming each of these businesses are

<sup>&</sup>lt;sup>1</sup> Note the first of the two photographs of the Sign attached as Exhibit 6 contains at the bottom the 24 hour emergency room display of Advanced Diagnostics Healthcare, but because this ER has not been completed, the panel was temporarily removed from the Sign until such completion.

Houston General Appeals Board Attn: Sandra Meza June 1, 2023 Page 3

operated in separate suites at 10700 North Freeway, the building where the Sign is also situated. Therefore, the Sign is properly classified as a multi-tenant sign, and the four businesses identified on it are legitimate commercial enterprises.

Second, this issue of the legitimacy of the four businesses identified on the Sign and occupying separate offices in the building has already been considered and resolved in Marcos' favor by the Sign Administration. Specifically, attached as Exhibit 10 is the original application, inspection, rejection, appeal, issuance, and the rest of the permit packet generated by the Houston Sign Administration for this Sign covered by Permit # 22016771. As indicated, the Sign Administration originally rejected Marcos' permit application on the same grounds, namely the proposed Sign was too large because it failed to identify four or more distinct commercial businesses. The rejection was appealed to the General Appeals Board, where modifications to the Sign were discussed to render the Sign compliant. Javier Marcos and the City's attorney continued discussions, and as suggested by the members of the Board, the word "Plaza" to identify the building was substituted on the Sign in the resubmitted plans and application. The application now being order, the permit was issued. Thus, since the Sign Administration has already examined and approved the Sign and its tenants, including by granting and renewing the operating permit, these belated and incorrect allegation should now be rejected.

Based on the foregoing, the allegations contained in the Notice are factually and legally incorrect. As such, Marcos respectfully appeals the Notice with the responses detailed above, along with those it may offer at or before the General Appeals Board hearing. Accordingly, the Sign is legal, and it's operating permit is valid.

Please contact me if you have any questions, and to schedule the General Appeals Board meeting. Thank you for your cooperation in this matter.

Very truly yours,

/s/ Richard L. Rothfelder Richard L. Rothfelder

RLR:mr Enclosures



Office Use Only: 24 Hour Project#

72 Hour Project#

10-Day Project #

City of Houston Houston Public Works Houston Permitting Center Sign Administration 1002 Washington Ave. 4th Floor Houston, TX 77002

Notice of Sign Violation

YOU ARE HEREBY PLACED ON NOTICE THAT YOU ARE IN VIOLATION OF CHAPTER 46 OF THE CITY OF HOUSTON BUILDING CODE

YOU ARE BEING ISSUED A NOTICE TO OBTAIN COMPLIANCE WITHIN THE SPECIFED PERIOD OF ( )24 Hours ( )72 Hours (X)10 Days FOR THE VIOLATION(S) INDICATED BELOW **Business Phone Number** City, State, Zin 1.() PUBLIC RIGHT-OF-WAY: Your sign(s) is/are located on Public Right-of-Way and must be removed. Sec. 4608(c).

2.() INTERFERING WITH THE VIEW: () Your sign is obstructing the view of approaching traffic and must be removed. Sec. 4608(k). () Your sign is located in the 45 feet visibility triangle and is obstructing the view, Sec. 4608(n). 3.() UNSARE SIGN: Your sign poses an immediate threat to public safety and must be repaired or removed. Sec,4697(b). 4.() STOP ORDER: You are directed to cease work. Sec. 4694 (c)(3). (Explained below on # 12 Other). 4.() SION OKOLEKI You are directed to cease work. Sec. 4004 (c)(3). (Explained below 611 # 1.2 Other).
5.() SPECTACULAR SIGN: Your spectacular sign(s) is/are prohibited and is in violation. Sec. 4608(m).
6.() BANNER SIGN: One(1) banner sign is allowed however, may not exceed 40 square feet per promise and may be displayed for 7 consecutive days out of a 30 day period () requires permit registration. () Banner is not secure to the wall. () Exceeds allowable number. () Exceeds the size limit. () Therefore it must be removed. Sec. 4608(p).
7.() OFF-PREMISE: New off-premise advertising in the city limits and the extra-territorial jurisdiction is prohibited and therefore the sign must be removed immediately. Sec. 4612. 8.() PORTABLE SIGN: New permits cannot be issued for portable signs, therefore the sign must be removed. 9.() DELINQUENT PAYMENT: () Operating permit renewal. () Notice of Unpermitted Sign (Survey). Project Number(s) and payment amount is listed below. Fees must be paid or sign(s) removed. 10.() PERMIT REQUIRED: () Yes, () You may apply for the permit. () A licensed sign contractor must apply for the 11.6 PERMIT CANNOT BE ISSUED: () Exceeds sign limit. () Exceeds height. () Exceeds 25% of the wall. () Other For the Standard Fortage by Category F. by Single businesse. "TYPE OF SIGN": ( ) Ground ) Wall ( ) Banner (X) Other: Exter () Monument ) Awning ( ) Portable ) Illum. ) Projecting ) Pole ( ) Spectacular ) Non-illum. ) Fence ) Bandit ( ) Attention Getting Device ( ) Flags ) Mobile Off-Premise ( ) Off-premise You are hereby placed on notice that you are in violation of Chapter 46 of the City of Houston Building Code ("the Code") for the reason(s) indicated. Fallure to correct the violation(s) within the prescribed time period set forth in this notice could result in further action as provided by Section 4604 of the Code. A citation may be issued which could result in a maximum flue of \$500 for each violation. Each day in which any violation continues shall constitute a separate offense. Any person wishing to appeal a decision of the Sign Administrator on the grounds that the decision misconstrues or wrongly interprets Chapter 46 of the Code may file an appeal in accordance with Section 4604 of the Code, 832-394-8890 Inspector Name Office Phone # 20011 Received by Signature Printed Name Title Owner's Name and Address if different than received by

Pollow-up Date

Pollow-up Date

Follow-up Date\_



# CITY OF HOUSTON CERTIFICATE OF OCCUPANCY

Owner or Occupant: ABOGADO JAVIER MARCOS, LLC

This Certificate of Occupancy must be posted in a conspicous place on the premises and authorizes the Building(s) or Structure(s) to be occupied at:

	LEV Por	FOR THE STATE OF T	
10700	NORTH	, FWYOONANCED TO THE	
Street no.	Street name	Sulto Lot	Block
	10 V from		
OCC REI	PARTICE	SPACE/1,472 SQ FIUK ANNEX/100% SPRKLD	0015
	1 2 756 700 1		Occ. Load
Occupancy	Jse // /		4
1	W born I h		D)
Å.	WIP SIL	010 11-APR-2022	B B
Subdivision			roup Raling
Subdivision	A James 18		

The work listed hereon has been duly inspected and found to comply with City of Houston Building Code requirements for the occupancy group and use shown. This certificate covers ONLY the work described above.

#### NOTICE

The building official is authorized to, in writing, suspend or revoke a certificate issued under the provisions of the Building Code as per section 105.6. Alterations without the required permits and inspections may, as per section 105.1 of the Building Code, invalidate this certificate.

THIS CERTIFICATE DOES NOT CERTIFY COMPLIANCE WITH THE AMERICAN WITH DISABILITIES' ACT.

EXHIBIT 2

1 Chang

Prepared By Hsiu-Ying Chang Project Number: 22015856 Receipt Number: 8175622



For Christon (Chris) Butler, MCD
Interim Building Official for the City of Houston

Department of the Treasury Internal Revenue Service Odgen, UT 84201 In reply refer to: 0
Dec 23, 2020 L

0152603105 LTR 147C

85-3255492

ABOGADO JAVIER MARCOS LLC JAVIER MARCOS JR MBR 10700 N FWY FLOOR 10 HOUSTON TX 77037

Taxpayer Identification Number: 85-3255492

Form(s):

Dear Taxpayer:

Thank you for your telephone inquiry of December 23rd, 2020.

Your Employer Identification Number (EIN) is 85-3255492. Please keep this letter in your permanent records. Enter your name and your EIN on all business federal tax forms and on related correspondence.

If you have any questions regarding this letter, please call our Customer Service Department at 1-800-829-0115 between the hours of 7:00 AM and 7:00 PM. If you prefer, you may write to us at the address shown at the top of the first page of this letter. When you write, please include a telephone number where you may be reached and the best time to call.

Sincerely,

Mrs. Scibetta 1003231921 Customer Service Representative Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



Ruth R. Hughs Secretary of State

## Office of the Secretary of State

June 19, 2020

The Law Office of Marcos & Associates, P.C. 228 Westheimer Road Houston, TX 77006 USA

RE: Abogado Javier Marcos, LLC

File Number: 803655402

It has been our pleasure to file the certificate of formation and issue the enclosed certificate of filing evidencing the existence of the newly created domestic limited liability company (llc).

Unless exempted, the entity formed is subject to state tax laws, including franchise tax laws. Shortly, the Comptroller of Public Accounts will be contacting the entity at its registered office for information that will assist the Comptroller in setting up the franchise tax account for the entity. Information about franchise tax, and contact information for the Comptroller's office, is available on their web site at <a href="https://window.state.tx.us/taxinfo/franchise/index.html">https://window.state.tx.us/taxinfo/franchise/index.html</a>.

The entity formed does not file annual reports with the Secretary of State. Documents will be filed with the Secretary of State if the entity needs to amend one of the provisions in its certificate of formation. It is important for the entity to continuously maintain a registered agent and office in Texas. Failure to maintain an agent or office or file a change to the information in Texas may result in the involuntary termination of the entity.

If we can be of further service at any time, please let us know.

Sincerely,

Corporations Section Business & Public Filings Division (512) 463-5555

Enclosure

Dial: 7-1-1 for Relay Services



### Office of the Secretary of State

## CERTIFICATE OF FILING OF

Abogado Javier Marcos, LLC File Number: 803655402

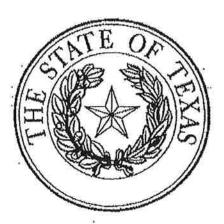
The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Limited Liability Company (LLC) has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

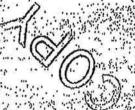
Dated: 06/08/2020

Effective: 06/08/2020



AAK.

Ruth R. Hughs Secretary of State



otborgrous 26CKOU V TIMBARD TIVBITILLA COINEVAL TOW 0-8 2020 YROGYDO TYAIER WYRGOZ TEG TOW 0-8 2146-01 loxes CERTIFICATE OF FORMATION OF THE TOWNS OF THE TOWN OF

ns detthrosie of formation, submitted for filmg murauam forthe applicable prov

The hame and type of filling ently being formed are. Abogado, lavier Marcos, LLC, a limited, habite sompany (hereinafter, "Company").

Organizations Code. ..... underiaten by the company in accordance with the applicable provisions of the Texas Business

The initial registered agent is animally lengther of the state whose name is Javier Marcos, The initial registered agent is animally lengther of the state, whose indicates is: S28 of the initial registered office is: S28 vertheimer Rd., Houston, Texas, 77006.

Article IV. Principal Office

Article V - Organizer

st jexinggio of the address of the organizaties

3000/9000@

anlit lo san syntastra IIV sichta.

The certificate of formation becomes effective when the document is filed by the secretary of state.

io noiseimidus edi rot wal yd bosodini seitles penelties imposod by law for the submission of sinfr document to esled yllsineim

Marcos & Associates, PC

IRS DEPARTMENT OF THE TREASURY .

INTERNAL REVENUE SERVICE

CINCINNATI OH 45999-0023

Date of this notice: 09-30-2020

Employer Identification Number: 85-3255492

Form: SS-4

ABOGADO JAVIER MARCOS LLC JAVIER MARCOS JR MBR 228 WESTHEIMER RD HOUSTON, TX 77006

Number of this notice: CP 575 B

For assistance you may call us at: 1-800-829-4933

IF YOU WRITE, ATTACH THE STUB AT THE END OF THIS NOTICE.

## WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 85-3255492. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

Based on the information received from you or your representative, you must file the following form(s) by the date(s) shown.

Form 1065

03/15/2021

If you have questions about the form(s) or the due date(s) shown, you can call us at the phone number or write to us at the address shown at the top of this notice. If you need help in determining your annual accounting period (tax year), see Publication 538, Accounting Periods and Methods.

We assigned you a tax classification based on information obtained from you or your representative. It is not a legal determination of your tax classification, and is not binding on the IRS. If you want a legal determination of your tax classification, you may request a private letter ruling from the IRS under the guidelines in Revenue Procedure 2004-1, 2004-1 I.R.B. 1 (or superseding Revenue Procedure for the year at issue). Note: Certain tax classification elections can be requested by filing Form 8832, Entity Classification Election. See Form 8832 and its instructions for additional information.

A limited liability company (LLC) may file Form 8832, Entity Classification Election, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, Election by a Small Business Corporation. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3675 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

SS∸4

### IMPORTANT REMINDERS:

- \* Keep a copy of this notice in your permanent records. This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you. You may give a copy of this document to anyone asking for proof of your EIN.
- Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub.

Your name control associated with this EIN is ABOG. You will need to provide this information, along with your EIN, if you file your returns electronically.

Thank you for your cooperation.

Keep this part for your records.

CP 575 B (Rev. 7-2007)

Return this part with any correspondence so we may identify your account. Please correct any errors in your name or address.

CP 575 B

999999999

Your Telephone Number Best Time to Call DATE OF THIS NOTICE: 09-30-2020

EMPLOYER IDENTIFICATION NUMBER: 85-3255492

FORM; SS-4

INTERNAL REVENUE SERVICE 45999-0023 CINCINNATI OH મનેલો વિદ્યાના વિજયાની તાલી જોવાની છે. ABOGADO JAVIER MARCOS LLC JAVIER MARCOS JR MBR 228 WESTHEIMER RD HOUSTON, TX 77006



		A CONTRACTOR OF THE PARTY OF TH				
EIN Assisiant						
Your Prograss:	1. Identity of	2. Authenticate 3'	J. Acidreseon ,		-	
Additional information	allon about your i		ស មកសេតវិសិត្ត 2	A. Defalls	1	5. EIN Confirmation
We suggest you print I				(	Hel	р Торгов
When Can You Use Yo	our BIN?	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		i	0	What is Form 88322
This EIN is your permai including:	naut numbar and can	bo used immediately for	most of your business nee	ide,	0	What is Form 25532
<ul> <li>Opening a bank acc</li> <li>Applying for busines</li> <li>Filing a lax return by</li> </ul>	ount salicenses					
fowever, it will take up t musi walt until this occur	o two weeke before y	our EIN becomes part of	iha IR8's permanani raco	rds. You		
File en electronic rote Make an electronic p	urn avmont	er (TIN) malciling progra				
loxt Steps (for LLC)?		the state of the state of	ur.	1		
you do not wish to acce	pt the default status o	of either partnership or die	regarded entity, you can t			
corporation status, Se Form 2553 (Stanting by	retheallon Election), to the Instructions for	This form must be comple	iled in a limely manner to	racelye		

Acceptance or Non-Acceptance of Slection

- The service center will notify the LLC as to the acceptance or non-acceptance of its efection, The LLC should generally receive a determination on its election within 60 days effor it has filed Form 8832 or
- On not file Form 1120 (U.S. Corporation Income Tax Return) or Form 11208 (U.S. Income Tax Return for an S Corporation) until you receive notification of your acceptances.

You can download IRS forms, publications, and tax returns at http://www.irs.uov/forms.pubs

If you need to make changes to your organization's information, you must do so in writing and mail the information to lite address provided at https://www.frg.gov/businesses/business-nome-changes

Baok

Continue >>:



### EIN Assistant

Your Progrous:

Liklontity !

2. Authonticate ..

3. Addresses .

4. Gulally

6. EIN Confirmation

### Summary of your information

Please raviow the information you are about to submit. If any of the information below is incorrect, you will need to start a new application.

Click the "Submit" button at the bottom of the page to receive your EIN.

### Organization Type: LLG

#### LLC Information

Legal name: County:

HARRI9 State/Torritory: YΧ Slart date: JUNE 2020

Closing month of accounting years

DECEMBER (The closing month of the accounting year is defaulted to December due to your organization type. To change your closing month of accounting year, complete Form 1128.)

ABOGADO JAVIER MARCOS LLO

State/Territory where articles of organization are (or will be) filed;

### Help Toplas

What | Form 11287

### Addresses

Physical Location;

228 WESTHEIMER RD HOUSTON TX 77008

Phone Number:

713-989-4444

### Responsible Party

SONITIN:

JAVIER MARCOS JR MBR

XXX-XX-7134

### Principal Business Activity

What your business/organization does:

Principal producte/eervices:

REAL ESTATE

REAL ESTATE COMMERCIAL RENTING

### Additional LLG Information

Owns a 55,000 pounds or greater highway motor vehicle;

involves gembling/wagering: involves alcohel, tobacco or firearms;

Files Form 720 (Quarterly Federal Excise Tex Return):

Has employees who receive Forms W-2:

ND

NO

NO

NO

Reason for Applying:

STARTED A NEW BUSINESS

We strongly recommend you print this summary page for your records as this will be your only copy of the application. You will not be able to return to this page after you click the "Submit" button.

Click "Submit" to send your request and receive your Eild. Submit.

Once you submit, please wall while your application is being processed. It can take up to two minutes for your application to be processed.

# CITY OF HOUSTON CERTIFICATE OF OCCUPANCY

Owner or Occupant: JUSTICIA PARA LOS HISPANOSI, LLC	
This Certificate of Occupancy must be posted in a conspicous place on the premises and authorises and authorises and authorises and authorises are constituted in the premises and authorises are constituted in the premise are cons	orizes the Building(s)
or Structure(s) to be occupied at:	
10700 NORTH 925	
Street no. Street name Suite	Lot Block
Street no. Street no.	STE STE
OCC REPORT/USED CAR SALES OFFICE SPACE/1054 SQ FT/2000	0011
GODENIA 1988	Occ. Load
Oscepandy-osesy/ A C C C C C C C C C C C C C C C C C C	11000
012 23-NOV-2021	ВВВ
Subdivisión Stories Date Tyr	Group Rating
Oubdiving a series of the seri	Code requirements for
The work listed hereon has been duly inspected and found to comply with City of Houston Building the occupancy group and use shown. This certificate covers ONLY the work described above.	Code requirements for
NOTICE	1 Pan
The state of the property of t	ovisions of the Building
Code as per section 105.6. Alterations without the required permits and inspections may, as per	er section 105.1 of the
Building Code, invalidate this certificate,	
THIS CERTIFICATE DOES NOT CERTIFY COMPLIANCE WITH THE AMERICAN WITH DI	ABILITIES' ACT.
	N.
1 Common Color	
CESSO BEREED BOUND	
*	EXHIBIT

Rrepared By Griscel Occ Insp) Moreno

Project Number: 21086210 Receipt Number: 8032576



For Christon (Chris) Butler, MCD
Interim Building Official for the City of Houston

Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



## Office of the Secretary of State

July 22, 2020

Law Offices of Marcos & Associates, P.C. 228 Westheimer Rd. Houston, TX 77006 USA

RE: Justicia para los Hipanosl, LLC File Number: 803693720

It has been our pleasure to file the certificate of formation and issue the enclosed certificate of filing evidencing the existence of the newly created domestic limited liability company (lic).

Unless exempted, the entity formed is subject to state tax laws, including franchise tax laws. Shortly, the Comptroller of Public Accounts will be contacting the entity at its registered office for information that will assist the Comptroller in setting up the franchise tax account for the entity. Information about franchise tax, and contact information for the Comptroller's office, is available on their web site at <a href="https://window.state.tx.us/taxinfo/franchise/index.html">https://window.state.tx.us/taxinfo/franchise/index.html</a>.

The entity formed does not file annual reports with the Secretary of State. Documents will be filed with the Secretary of State if the entity needs to amend one of the provisions in its certificate of formation. It is important for the entity to continuously maintain a registered agent and office in Texas. Failure to maintain an agent or office or file a change to the information in Texas may result in the involuntary termination of the entity.

If we can be of further service at any time, please let us know.

Sincerely,

Corporations Section
Business & Public Filings Division
(512) 463-5555

Enclosure

Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



## Office of the Secretary of State

## CERTIFICATE OF FILING OF

Justicia para los Hipanos!, LLC File Number: 803693720

The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Limited Liability Company (LLC) has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 07/10/2020

Effective: 07/10/2020



Ruth R. Hughs

Secretary of State

7110 110 020 1119

FILED In the Office of the Secretary of State of Texas

JUL 10 2020

### CERTIFICATE OF FORMATION OF JUSTICIA PARA LOS HISPANOS!, LLC A LIMITED LIABILITY COMPANY

**Corporations Section** 

This certificate of formation is submitted for filing pursuant to the applicable provisions of the Texas Business Organizations Code.

### Article I - Entity Name and Type

The name and type of filing entity being formed are: Justicia para los Elispanosi, LLC, a Texas limited liability company (hereinafter "Company").

### Article II - Purpose

The purpose for which the Company is organized is any lawful purpose which may be undertaken by the company in accordance with the applicable provisions of the Texas Business Organizations Code.

### Article III - Registered Office and Registered Agent

The initial registered agent is an individual resident of the state whose name is Javier Marcos, Jr. The business address of the initial registered agent and the initial registered office is: 228 Westheimer Rd., Houston, Texas, 77006.

### Article IV - Principal Office

The address of the Company's principal office in this state is: 228 Westheimer Rd., Houston, Texas 77006.

### Article V - Organizer

The name and address of the organizer is:

Name

Address

Javier Marcos, Jr.

228 Westhelmer Rd. Houston, Texas 77006

### Article VI - Governing Authority

The company shall be managed by its Members. The name and address of the initial member is:

Name

Address

Javier Marcos, Jr.

228 Westheimer Rd. Houston, Texas 77006

## Article VII - Effective Date of Filing

This certificate of formation becomes effective when the document is filed by the secretary of state.

### Article VIII - Execution

This document is signed subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

Date: July 10, 2020

Javier Marcos, Jr.

Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



## Office of the Secretary of State

### Certificate of Fact

The undersigned, as Secretary of State of Texas, does hereby certify that the document, Certificate of Formation for Justicia para los Hispanos!, LLC (file number 803693720), a Domestic Limited Liability Company (LLC), was filed in this office on July 10, 2020.

It is further certified that the entity status in Texas is in existence.

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on January 13, 2022.



John B. Scott Secretary of State IRS DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
CINCINNATI OH 45999-0023

Date of this notice: 07-28-2020

Employer Identification Number: 85-2193525

Form: SS-4

Number of this notice: CP 575 G

JUSTICIA PARA LOS HISPANOS LLC JAVIER MARCOS JR SOLE MBR 228 WESTHEIMER RD HOUSTON, TX 77006

For assistance you may call us at: 1-800-829-4933

IF YOU WRITE, ATTACH THE STUB AT THE END OF THIS NOTICE.

### WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 85-2193525. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

A limited liability company (LLC) may file Form 8832, Entity Classification Election, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, Election by a Small Business Corporation. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

### IMPORTANT REMINDERS:

- \* Keep a copy of this notice in your permanent records. This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you may give a copy of this document to anyone asking for proof of your EIN.
- \* Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- \* Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub.

Your name control associated with this EIN is JUST. You will need to provide information, along with your EIN, if you file your returns electronically.

Thank you for your cooperation.

(IRS USE ONLY) 575G 07-28-2020 JUST O 9999999999 SS-4

Keep this part for your records.

CP 575 G (Rev. 7-2007)

Return this part with any correspondence so we may identify your account. Please correct any errors in your name or address.

CP 575 G

999999999

Your Telephone Number Best Time to Call DATE OF THIS NOTICE: 07-28-2020 EMPLOYER IDENTIFICATION NUMBER: 85-2193525 NOBOD FORM: SS-4

INTERNAL REVENUE SERVICE CINCINNATI OH 45999-0023 Mathibilia de la della d

JUSTICIA PARA LOS HISPANOS LLC JAVIER MARCOS JR SOLE MBR 228 WESTHEIMER RD HOUSTON, TX 77006



Instelsa A ME

S Contracess this billion of Whill do not have access
to a printer at the ilma? nolqoT qloH E, Ely Conflonation

2, Authonliasta ansambhA .t

ti Identily

resnigary woy

Congratulational Your EIN has been successfully assigned.

EIN Assigned: 85.2193626

Legal Name: 1051016 PARA AOJ AND LLO

The confirmation feller below is your official fifth and contains imported to the following the properties of T. High. eavo andlor pilot this page and the confirmation letter balow tor your permanent records. TMATFIORM

A GLOK HERE for Your Eld Conlimation Letter printing your differ

Once you have saved or printed your feller, click "Continue" to get additional formation about using your new EIN.



### EIN Assistant

Your Prograss:

1, Idonilly

2. Authoritoria

3. Addrossen

4. Detolis

5. EIN Confirmation

Summary of your information

Please raview the information you are about to submit. If any of the information below is incorrect, you will need to start a new application.

Click the "Submit" button at the boltom of the page to receive your EIN.

### Organization Type: LLC

### LLC information

Legal neme;

JUSTICIA PARA LOS HISPANOS LLC

County: Glale/Tomilory: HARRIS

Blart doto:

JULY 2010 ΤX

State/Tentiory where articles of organization are (or will be) fixed:

### Addresses

Physical Lucalian:

228 WESTHEIMER RD HOUSTON TX 77006

Phone Number:

713-098-4444

### Responsible Party

Name:

JAVIER HARCOS JR SOLE MER

SON/YIN:

XXX-XX-7134

### Principal Business Activity

What your business/organization daes: Principal products/services:

WHOLESALE

OTUA

### Additional LLC information

Owns a 55,000 pounds or greater highway motor vohible;

NO

NO

involves gambling/wagering: Involves alcohol, lebacco or firearms:

NO

Files Form 720 (Quarterly Federal Excise Tax Return):

Has employees who receive Forms W-2:

No No

Roason for Applying:

STARTED A NEW BUSINESS

We strongly recommend you print this summary page for your records as this will be your only copy of the application. You will not be able to roturn to this page after you click the "Submit" button.

Click "Submit" to send your request and receive your EIN. | Submit

Once you submit, please walt white your application is being processed, it can take up to two minutes for your application to be processed.

# CITY OF HOUSTON CERTIFICATE OF OCCUPANCY

Owner or Occupant: LAW OFFICES OF MARCOS & ASSOCIATES, PC

This Certificate of Occupancy must be posted in a conspicuous place on the premises and authorizes the Building(s) or Structure(s) to be occupied at:

4	169 100		-1100 P B	100 to 10		
10700	NORTH	FWY COCOO	NOT I	500		
Street no.	Street name/ // 1	50 M	446	Suite	Lot	Block
	A Will from y		7	Alle Marie	(EE)	
OCC PE	DA TIOCEICE SE	ACE/1,2171 SQ FT/70	CODE	138 710	and	0121
OCC RE	PURTUE OF	April 1 Odd I I	OODL	( ) ( mean )	hame)	
Occupancy	Use V/R V/CY	1 / Me	Marin		October 1	c. Load
Í				8	al land	
S CONT	RERAS ABST 220		010 14	JUL-2022	B	В
Subdivision	79 39 39 39		Stories	Date Type	Group	Raling
7 (E.V. S.) (1)	100	I to the second		Anna Carlotte Control of the C	E Steman W	

The building or tennant space listed hereon has been duly inspected and found to comply with City of Houston Building Code requirements for the occupancy group and use shown. This certificate covers ONLY the work described above.

### NOTICE

The building official is authorized to, in writing, suspend or revoke a certificate issued under the provisions of the Building Code as per section 105.6. Alterations without the required permits and inspections may, as per section 105.1 of the Building Code, invalidate this certificate.

THIS CERTIFICATE DOES NOT CERTIFY COMPLIANCE WITH THE 'AMERICAN WITH DISABILITIES' ACT.

EXHIBIT 4

Prepared By Nancy Vasquez

Project Number: 21086209

Receipt Number: 8032575



For Byron D. King

Building Official for the City of Houston



Department of the Treasury Internal Revenue Service Cincinnati, OH 45999 In reply refer to: Dec 10, 2021 75-3064346 0248397822 LTR 147C

LAW OFFICE OF MARCOS & ASSOCIATES P C % JAVIER MARCOS JR 228 WESTHEIMER RD HOUSTON TX 77006-3222 281

Taxpayer Identification Number: 75-3064346

Form(s):

Dear Taxpayer:

Thank you for your telephone inquiry of December 10th, 2021.

Your Employer Identification Number (EIN) is 75-3064346. Please keep this letter in your permanent records. Enter your name and your EIN on all business federal tax forms and on related correspondence.

If you have any questions regarding this letter, please call our Customer Service Department at 1-800-829-0115 between the hours of 7:00 AM and 10:00 PM. If you prefer, you may write to us at the address shown at the top of the first page of this letter. When you write, please include a telephone number where you may be reached and the best time to call.

Sincerely,

Mr. Evans 1004010784 Customer Service Representative Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



Gwyn Shea Secretary of State

## Office of the Secretary of State

# CERTIFICATE OF INCORPORATION OF

Law Office of Marcos & Associates, P.C. Filing Number: 800087973

The undersigned, as Secretary of State of Texas, hereby certifies that Articles of Incorporation for the above named corporation have been received in this office and have been found to conform to law.

Accordingly, the undersigned, as Secretary of State, and by virtue of the authority vested in the Secretary by law, hereby issues this Certificate of Incorporation.

Issuance of this Certificate of Incorporation does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 05/24/2002

Effective: 05/24/2002



Luyn Shea

Gwyn Shea Secretary of State

# CITY OF HOUSTON CERTIFICATE OF OCCUPANCY

Owner or Occupant: ADVANCED DIAGNOSTICS HEALTHCARE

This Certificate of Occupancy must be posted in a conspicuous place on the premises and authorizes the Building(s) or Structure(s) to be occupied at:

	BUN	1 2 27	11 1	111	200		
10700	NORTH	FWY	000000	VLD O	135		
Street no.	Street name / A	de la Constantina del Constantina de la Constantina del Constantina de la Constantin	M	P 19	Suite	t E	Block
	A Plant of the same	1/401/451/45	P20	- OVE		\	
NC/PHYS	SICIAN OFFICES	M'845 SQ FT/20	//2 CODE/#160	27723	Lay In		018
	HI IL	3 /	II (TEN	HARMAN C	118000	Occ	c. Load
Occupancy	Use // /	1 / 25		nnol '	7/ K - 3/ /	and	
A	1 15 month [ ]	1.1	db Alli		81 - 61	CIRI	
1	W/22 SIO	A TOWN	010	16=NOV-2	2022	B	В
0 1 11 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1 ( 1)(C)	4	Stories	Date	C Type	Group	Rating
Subdivision		["-"	Ojorjos.	then (PEP)	132	1	J

The building or tennant space listed hereon has been duly inspected and found to comply with City of Houston Building Code requirements for the occupancy group and use shown. This certificate covers ONLY the work described above.

### NOTICE

The building official is authorized to, in writing, suspend or revoke a certificate issued under the provisions of the Building Code as per section 105.6. Alterations without the required permits and inspections may, as per section 105.1 of the Building Code, invalidate this certificate.

THIS CERTIFICATE DOES NOT CERTIFY COMPLIANCE WITH THE 'AMERICAN WITH DISABILITIES' ACT.

EXHIBIT 5

Rrepared By Griscel Moreno

Project Number: 22015294 Receipt Number: 8172895



Buse Lambught

For Byron D. King Building Official for the City of Houston

Date of this notice: 10-13-2020

Employer Identification Number: 85-3437100

Form: SS-4

Number of this notice: CP 575 G

HOUSTON STAT ER GROUP PLLC LUCKY CHOPRA SOLE MBR 1911 BAGBY ST HOUSTON, TX 77002

For assistance you may call us at: 1-800-829-4933

IF YOU WRITE, ATTACH THE STUB AT THE END OF THIS NOTICE.

### WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 85-3437100. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

A limited liability company (LLC) may file Form 8832, Entity Classification Election, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, Election by a Small Business Corporation. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

### IMPORTANT REMINDERS:

- \* Keep a copy of this notice in your permanent records. This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you. You may give a copy of this document to anyone asking for proof of your EIN.
- \* Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- \* Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub.

Your name control associated with this EIN is HOUS. You will need to provide this information, along with your EIN, if you file your returns electronically.

Thank you for your cooperation.

(IRS USE ONLY) 575G

10-13-2020 HOUS O 9999999999 SS-4

Keep this part for your records. CP 575 G (Rev. 7-2007)

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

Return this part with any correspondence so we may identify your account. Please correct any errors in your name or address.

CP 575 G

9999999999

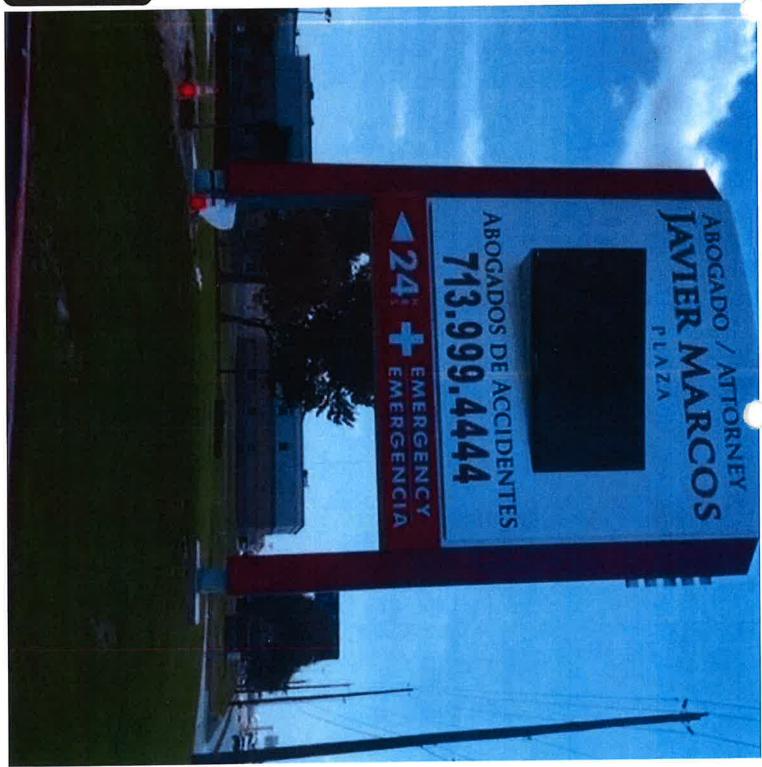
Your Telephone Number Best Time to Call DATE OF THIS NOTICE: 10-13-2020 ( ) -

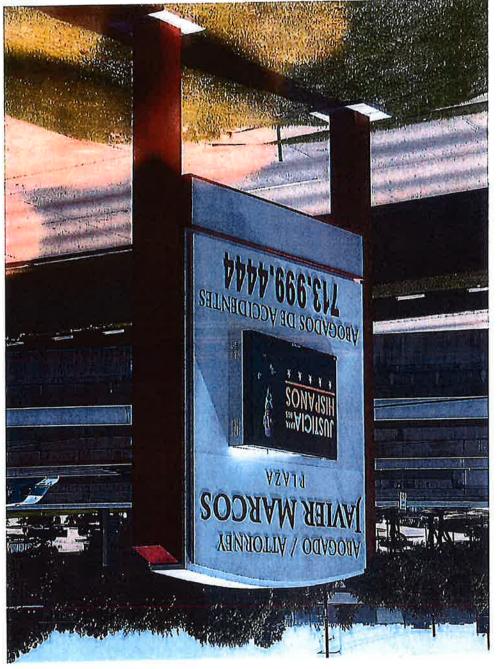
EMPLOYER IDENTIFICATION NUMBER: 85-3437100

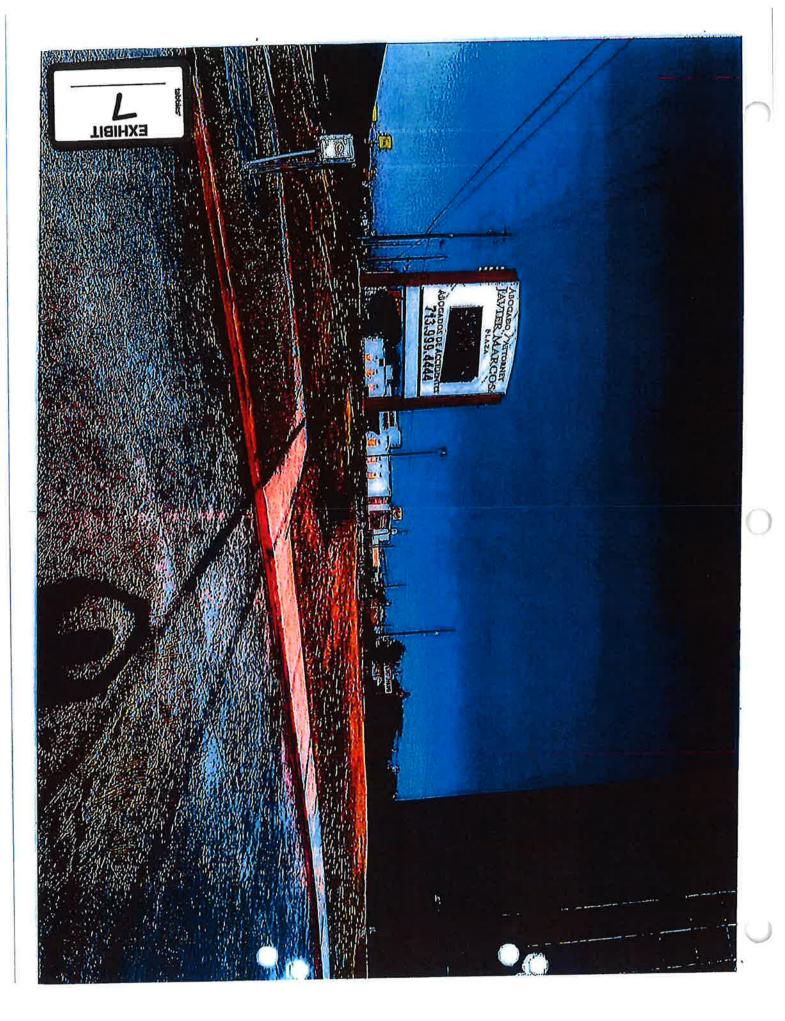
\_\_ FORM: SS-4

NOBOD

INTERNAL REVENUE SERVICE CINCINNATI OH 45999-0023 հիմեննին անականին հետև HOUSTON STAT ER GROUP PLLC LUCKY CHOPRA SOLE MBR 1911 BAGBY ST HOUSTON, TX 77002









# CITY OF HOUSTON

## Sign Operating Permit Renewal Notice

TO: ATTORNEY DAVIER MARCOS PLAZA

10700 NORTH TWY HOUSTON; TX; 77037 Statement No: 1883223

Printed: Dage:

1

Quatomer No. 00214010

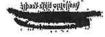
This invoice contains information as show in Sign Administration records for renewal of your eign operating permit(s) which will expire on or prior to the end of April 2023,

If any changes were made to these algas, make the non-eclique on the return copy of this involce and return with your remittance. Upon jeccipt of payment, retrewel certificates will be realled and then need to be posted in your business. Any stranges noted on the involces will be verified by a Sign Administration: Inspector.

Section 450%, states that all signs are to be maintained in good repair and kept free of deterioration auch as rotten wood or rust. Failure to do so could result in a removal notice being issued. Section 460%, further states that you are required to notify the City Sign. Administrator when you are no longer in business. As permit helder, you are to remove, paint over or bight out the sign message upon leaving location or going out of business. Failure to pay this invoice within thirty (30) days of date mailed will result in the artitless of authors (45) second within thirty (30) days of date mailed will result in the artitless of authors (45) second works. result in the addition of a fifteen (15), persent surcharge

	Blign Loosition	Zig	sign Typa	IIA.	Size Vid	HT	Renewal Fee
22916774	10700 Nobre FWY # STRIF Chargeable Bign Registration Energyation Fee	77037	gend	02:	双连	22	197.31
	Pleparation Fee Chia have seen a operating period 01-App-2023 through 01-App-2024	l'Àá		٠			to product of arts
	this favoice a operating period 01-Apr-2023 through 01-Apr-2023	中海		- 14		04EF	en eine sit

810.15 Balange Duez 5



Egusthouth Deinhidily

\*\*\*\*\*\*\*\*\*\*

10:159:15

tÖ'Öğ \$Q'Öğ



शर्पि श्रवेतवाची जन्म होत्र होते हुन्छ है हुन्छ है

.ESOS 7.174VI

CHECKER 2531

india.	using the later of the same of	WOULD.	**************************************	ANDRO 2231	ECDS MINEN
7	, \$E,60\$\$t,	whyho	hogy the leave the color of most surface to	रीमापीर करने वर्ष	ezoziek levi
deficit.	oğuskildi.	, Absub	o lokilitä Nykeinokikoos tyvieleinin opeiseisi Nis. Dasseksekyn opeis avussikossa kopentiks desokratioikan kreekista:	Option Thomas Check Check to block of the Check of the Ch	-Etao It wil
WALL TAPE	jaritus.	nidate Films	- 11 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	E (Eg (gcYncon) MIL X Ynt (nd 1600)	enter erler einert'
*	ischoots.	ilionighion.	neigraphicze penny descretentał baldescen nachember scholosabashy	azaz ubonbe a janga aga anan oz ang Lani ena ak besa Satau, ciki decenes das	<b>叫机都的运</b>
ncula milit	Land and the state of the state		The second contract of	KENEYE DHUNE DEPOSIT WE	
- T.	greening	mann.	removed to a restrict of the later of the land of the control of the later of the l		ekök enha.
-	Coginalia .	layoson, falsiin)	14hratataratea	Hinkkan sa	
17.7	VR.Rayon.	शहसमूच्य		e e inzósio anling arolaga.	ezőz avdy
		. Çheck.		CHECK WRESE:	10.020000000000000000000000000000000000
Action 512	i kölegek Pi kalvorej	Participation of the Control of the	the state of the s	OHCH ESA	Apr. 6.2023
34.		NS nH3. ;		KHECKULER)	McC11
Distance Pales	ea.269.6(2.	Apriles Meritans	y ni <del>la 1871 - Addini tandi dili da da san</del> ata 1884 an di aparte da	STEP ASSESSOR	V81 4 1033
			The state of the s	CHECK & ESSE OVICE:	
The state of the	'pydesi''		industrial the state of the sta	And the control of th	
Elpuill		April	Anne de la company de la compa		Destricted
ozofel	diothic	ม์สาย หรับ"	ородороду байда как ород байда байд	Sulcockide spiker Househorse	
racionisti.	ZEFER	grien Hay'	d was experiently as we consider the constance of the con	क्षाव देव संस्पाह त्यार क्रमाकात्यकार कामव	Agh Loc 2003
Section of the last	.00/016/65	, गृश्चपूर्व	\$445 A 444 A 4	grande a service de la company	
	. PRYSUE!-	\$600A	3-14-2-1-1	C019.7 70208.2	
	dodoc'es	child)	anno de la	elkek k gast	Prox. 17. 1986
NEW YES	00008.14.	44500	ιο (δε Νόρικο καθούν το μεταλολομούν το Απορεκτούς (και το Απορεκτούς και το Επορεκτούς και το Επορεκτούς και τ	FRINCENOS LODGOS SEES SEE ON SEE ON SEE ON SEE ON SEE ON SEED OF THE PERSON OF THE PER	
asiali'e	-lonostel-	VCH: depic	HPMSS27 BERTANNERS BROWN OF STREET ST	I high white indiana was supplied to	Proximity and
1	4468400	Glieck	A link in the control of the control	-Caudovizefo	
Assertations,	A BERTON	-1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50 - 1:50	wet were the first of the second seco	Athoaccepholic	etor kichk
The state of	CKR Mobs.	hter-15-15-15-15-1	o de jindayiyeldayila kwuka ilda aya aya aya aya aya aya aya aya aya a	ilikicki do jedio o propinski kilo propinski ili	
rianulei:	66260414	Veh donic	detraposocio descebraciones en en estanten estanten estanten de estado	hab the death disk blank of ban-	eapa 21.44y
	68/18954	गंपरिकेश्वर्	PRESENTATION OF THE PROPERTY O	SEDTERENTHE WEEKLINKSAMU ONG	হুকৈং'ক। ইবুঁথ
CALMAN TO THE	:x03256.	chedó.		in the same of the	stot ox do
	45,889,0\$4	Speck .	THE SEC OF SEC. ( S.	CLICCOM PERO	Egot Carpy.
7(0.00m)	in the course of the course of	: (41668)	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	ionic Religion	102 ALVA
Selling land	dossits	2300000		रेमहंदर्शक्र देखेंप्र	1000.000
ittion on bure.	· indexes	જુગ્યાર એક્સ્પુપ્રસંસ્થોએ ૧૯૧	Opissereta in Britanistica (Viceseration in Security (Viceseration in	YAKARA (USARA DAN SAN SAN SAN SAN SAN SAN SAN SAN SAN S	
- Alegiens	* ቅኒሉ <b>ኒ</b> ሷልዩ-	YCH-ŋspµ	Cinciple to the control of the contr	CHECK REGIGE	Etos: at any
es planting	#99BE's	Checkin			- Transfer
	*ZEP00/C\$	.नाहकाः सञ्ह	न्यांतर्गाणेणच्यांचास्य १०० एव एव १०० विश्वार्यकार्यात्राची	ADMINISTRACTION CONTINUES CRICK	Bujpus d
- bellehend	รุสุนศร์นัย	nger'	· · · · · · · · · · · · · · · · · · ·	gripe en de la company.	misti
Nelen "Trans			Annual Martin and Annual Marti	क्रिप्रार्थक रही विश्वपत्तिकाङ	li'est
574			· Control of the state of the s	epolitaened liv Abilitiq	(1)a.
			449/19/12/2017 2017	:QAJIA	ав-Упифээ.А.
2	E E			. ,	
W	O spirit				
				W W	
TIBI	HX	.,	,		ain ii i aani
				40)	delog spread
				SM	7

day gellangions group

VCH gept

vections.

The applicant, by the making, executing, and submitting this application to Houston Public Works, represents and warrants that the proposed construction described in said application is not in violation of or contrary to any deed restriction or convenent running with the lend in which the herein described in, tract or parcel of land is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners tying and altumed within the addition or subdivision in which the herein tract of land is altuated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for the prohibited by the dead restriction or coverants running with the land within such subdivision or addition.

The Applicant accepts this building permit subject to the foregoing representation and warranties and agrees that if such construction or use be in violation of any deed restrictions or covenants running with land that such building permit shall automatically become null and void without the necessity of any action on the part of the City of Houston or the property owner(s).

old app-2022 Originally Printed: 17-FEB-2022	Redsjoine. Proj. Type Project No. 220167.71
4-ARR-2022 1 Originally Printed: 1/-FFB-2022	Sprinsfers & Cities
HOLE NORTH TOWN	STRIP 110 No.
DUSTION TO THE PROPERTY OF THE	610ry Shapping Gerl Seton Grider 03088383 03.00
Histor Karen I C. STON	00001076 9364461239
BAKER'S SIGN & LIGHTING	10. No. Phone 9364461239
12 Al Adrian Maria	(L) Prome
M NI ILUM 2FC 2FL 24X2Z.5X31 - PLAZA / LED TENANI	r / 2. TENANTS

Payment method: Advanced Payment Agggart

\$207.33

Date Department on the Changeable Messar 04/01/2022 SIGNS des advertising on the 04/01/2022 SIGNS in full compliance 04/01/2022 SIGNS 04/01/2022 SIGNS 04/01/2022 SIGNS 04/01/2022 SIGNS Signs. Save and 04/01/2022 SIGNS The of Section 4620 04/01/2022 SIGNS isting and new 04/01/2022 SIGNS 04/01/2022 SIGNS flashing, glaring, 04/01/2022 SIGNS 04/01/2022 SIGNS a continuously moving 04/01/2022 SIGNS use of rotating or 04/01/2022 SIGNS

Christon (Chils) Butler, MCD Interim Bullding Official for the City of Houston

### POST PERMITION JOB LOCATION

FOR REINSPECTION CALL: Building Inspections 832-394-8840 Etectrical Inspections 832-394-8860 Bellet A/C Inspections 832-394-8850	Right of Way Inspections	713-222-9922 832-394-9496	Occupancy (nepections Gae Utility Release. Plumbing (nepections: Plan Review	832-394-8680 832-394-8870 832-394-8870 832-394-8810
Mobile Homes 832-394-8842	Electrical Utility Release	832-394-8860	LISB CANDA	71

An Inspection must be called within 180 days of purchase or this permit will impse. After \$60 days of purchase a new permit may be required par accitor, 105.6 of this Balliding Code, or this excitation date specified on the Permit or Recolor. Any structural work stathoursed by this permit is based on a declaration stating that the work above does not violate any applicable deed testiletions or supercederally orders by this D.B. Healing Office.

Receipt No. 8175821

The applicant, by the making, executing, and submitting this application to Houston Public Works, represents and warrants that the proposed construction described in said application is not in violation of or contrary to any deed restriction or convenent running with the land in which the herein described to tradit or parcel of land is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners lying and situated within the addition or subdivision in which the herein described construction and the aventual use thereof will not be used for any purpose which is problemed by the dead restriction or covenants having with the land within such subdivision or addition.

The Applicant accepts this building permit dubject to the foregoing representation and warrantee and agrees that if such construction or use he in violation of any dold matter accepts this building permit dubject to the foregoing representation and warranties and agrees that if such construction or use he in violation of any dold matter accepts the part of the City of Houston or the property owner(a).

Originally Printed:

ABOGADO / ATTORNEY JAVIER MARCOS PLAZA	Tin W	YES
Auditras	STRIP	"
1.0700 NORTH FWY.  City Gouldy HARRIS 001 000 000	Bhopping Cort 0 02855165	9ales Order 03088383
HOUSTON 177037 HARRIS 1 0011 00001 001	10, No. 10001.07.6	19364461239
BAKER'S SIGN		Phone:
*BAKER'S SIGN & LIGHTING	00001076	19364461239
Other	Palve II.v.	Samuel Company
OAN NI TIIM ORC OPT. 24X22.5X31 - PLAZA / LED TENANT /	2 TENANTS	n an Alan Lacamanan Daninianan
No. 19 1 1946 Co. C. Grand Co. C.	- III - JASP - V-Cymanian arann	Madado Madado Maria Maria 1997
** CONTINUED FROM PRIOR PAGE **		
04/01/2022 SIGNS parts in association with sect	lights or co	lored elements,
04/01/2022 SIGNS are propulated HT		
04/01/2022 SIGNS (3) A changeable message sign	may not chang	e the message mor
	and mish chan	ge the message
04/01/2022 SIGNS	Il I la " formand	may not change th
04/01/2022 STORD	O'LL STATE	-11m3
04/01/2022 SIGNS Meseage Without a new counting		
04/01/2022 SIGNS ( CI) Brighthese limits that B	11 A PL A CONTRACTOR A PARTICIONAL	lmum of 6500 nits
04/01/2022 SIGNS Detween summise and sumset par	IT WILL STORY BEEN E	m of 1250 nits
04/01/2022 SIGNS between sunset and sunsises	ha egch sign s	ha:Ll be fitted
	device to ab	tomatically
CALLED TO THE CONTRACT OF THE	- 11 · 12 ·	ese standards.
04/01/2022 SIGNS adjust the brightness in ages	" " " " " " " " " " " " " " " " " " "	coo beardana
Permit Type: GI Sign Site Inspections		
TOTAL TARTE		88.41
1 SITE INSPECTIN		<b>**</b>
Permit Type: GP Sign Plan Meview		
1 PLANREV FEE	1.76	88.41 30.51 118.92
Processing Feed Total Permit Ree	1 B)32	1ĭå.92
Something the state of the stat	Bar.	
** CONTINUED ON NEXT PAGE TO		
The same of the sa		

### POST PERMIT ON JOB LOCATION

Electrical Inspections Boller A/C Inspections	832-394-8840 832-394-8860 832-394-8860	Sign Administration Interactive Voice Response Right of Way Inspections Electrical Utility Release		Occupancy Inspections Gas Utility Release Plumbing Inspections Plan Review	832-394-8880 832-394-8870 832-394-8870 832-394-8810
Mobile Homes	832-394-8842	Electrical Utility Release	032-384-0000	L-(Q) L/QAIOSS	

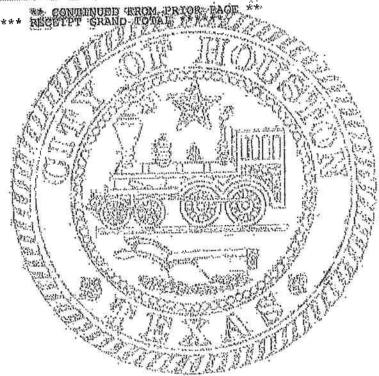
An inspection must be called within 180 days of purchase or this permit will lapse. After 360 days of purchase a new permit may be required per section 105.5 of the Building Code, or the expiration date specified on the Permit or Receipt. Any structural work authorized by this permit is issued based on a declaration stating that the work above does not violate any applicable dead restrictions or supercede any orders issued by the D.B. Hearing Office.

The applicant, by the making, executing, and autimiting this application to Houston Public Works, represents and warrants that the proposed construction described in seld application is not in violation of or contrary to any deed restriction or convenant running with the land in which the herein described to, treat or parcel of fund is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners lying and situated within the addition or subdivision in which the herein tract of land is situated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed restriction or covenants running with the land within such subdivision or addition.

The Applicant accepts this hullding permit subject to the foregoing representation and warranties and agrees that if such constitution or use be in violation of any deed restrictions or covenants running with land that such building permit shall automatically become null and yeld without the necessity of any action on the part of the City of Houston or the property owner(s).

tio barron mo and or transfers as we bed and	111 I am a market works to without your transfer of the contract of the contra
Date 04-APR-2022 Originally Printed: 17-FEB-2022	Rocelpt No.   Proj. Type   Project No.   220167771
A-APR-2022   OTIGINALLY FLANCEST IN THE CONTROL OF STREET AND STRE	Bullinklore & TVD6
dress	SPRIP. 10 No.
0700 NORTH FWY	8(ory Phosphing Ourt Salom Order 0.00 0.2855165 0.3088383
OUSTON: [77037   HARRIS   1 0011100001	гле. No. 9364461239
AKER'S SIGN	Uo. No. Phons 9364461239
BAKER'S SIGN & LIGHTING	Lio, No. Phone
History Company of the Company of th	
M N1 ILUM 2FC 2PL 24X22.5X31 - PLAZA & LED TENANI	r Z 2 TENANTS -



### DOST DEPMIT ON JOB LOCATION

	West .	POST PERMITION.	10R FORWIION	•	
Fidelines make were	832-394-8840 832-394-8860	Sign Administration Interactive:Voice Response: Right of:Way, Inspections Electrical Utility Release		Plan Review	832-394-8880 832-394-8870 832-394-8870 832-394-8810

An inspection must be called within 180 days of purchase of this permit will least After 360 days of furchase a new permit may be required per acciton 1858 of the Building Code, or the expiration date specified on the Permit or Receipt. Any structural work spirit is lessed by the coloration stating that the work above does not violate any applicable deed restrictions or supercede any orders issued by the D.B. Hearing Office:

n paramanan ban

\*\*\*

\*

\$207.33

The applicant, by the making, executing, and submilibring this application to Houston Public Works, represents and warrants that the proposed construction of described in said application is not in violation of or contrary to any deed restriction or convenant running with the lend in which the herein described lot, treat or parcel of land is alturated.

The Applicant further represents and warrants to the City of Houston and to the property owners lying and situated within the addition or subdivision in which the herein tract of fand is situated, that such application, and the arection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed restriction or covenants running with the land within such subdivision or addition.

The Applicant accepts this building permit subject to the foregoing representation and wetranties and agrees that figure constitution or use the in violation of any dead restrictions or covenants running with land that such building permit shall automatically become null and void without the necessity of any action on the part of the City of Houston or the property gives (6).

4-APR-2022 Originally Printed: 17-FEB-2022	Repelpt No. 8175822	Proj. Type . Project No. 32.0161772
AW OFFICES OF MARCOS & ASSOCIATES, PC	Sprinklers.	). Týpa
BUGAN	500	поно. 042-074-000-0119.
0700 NORTH: FWY Pig 6000 County Bidge Units Blory	9hopping Gart 02859165	03088384
OUSTON AND AND AND AND AND AND AND AND AND AN	D0001076	9364461239
AKER'S SIGN	LIG. NO. 00001076	Phone 9364461239
BAKER'S SIGN & LIGHTING	Lio. Np.	Phuye

Christon (Chris) Butter, MCD Interim Bullding Official for the City of Houston

### POST PERMIT ON JOB LOCATION

MAD DELLODEOTICAL OF	11.				
FOR REINSPECTION OF Building Inspections	832-394-6640	Sign Administration	832-394-8890	Occupancy Inspections	832-394-8880
Dunanig makes and in	5000 THOSE STATES		740 000 0000	Gas Utility Release:	832-394-8870
Electrical Inspections	832-394-8860	interactive Voice Response.	713-222-9922	GRA ORIIG LAGISTON.	COL COT COT C
,	222 224 2250	milet of literal annualisms	832-394-9498	Plumbing inspections	832-394-8870
Boiler A/C Inspections	832-394-8850	Right of Way Inspections	002-004-0400	I tottlottig intopoditions	
		Electrical Utility Release	832-394-8860	Plan:Review	832-394-8810
Mobile Homes	832-394-8842	Claritical chim's spinion	God oo i Sana		•

An inspection must be called within 180 days of purchase or this permit will lapse. After 350 days of purchase is now permit that be required by the permit of the Permit, or Receipt. Any structural work authorized by this permit is issued tased on a declaration stating that the work shows does not violate any opposite the permit of supercade any orders issued by the D.B. Hearing Office.

The applicant, by the making, executing, and submitting this application to Hobaton Public Works, represents and warrants that the proposed construction described in seld application is not in violation of or contrary to any deed restriction or convenant running with the land in which the herein described tol, fract or parcel of land is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners lying and situated within the addition or subdivision in which the herein tract of land is situated, that such application, and the creation of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the dead regiridian or covenants running with the land within such subdivision or addition.

The Applicant accepts this building permit subject to the foregoing representation and waterilles and agrees that if such construction or use be in violation of any deed restrictions or covenants running with land that such building permit shall subornateally become null and void without the necessity of any action on the part of the City of Houston or the property owner(s).

Ne belt of the City of Houseout of the blobary country.	Recolpt No. Proj.	Type Project No.
04-APR-2022 Originally Printed: 01-APR-2022	8220357 1	tviše
BOGADO / ATTORNEY JAVIER MARCOS PLAZA	STRIP	
OUSTON 77037 HARRIS 001 0000 000	Shopping Opri	Sales Order Phone
Subsetter AKER ROBERTA J	58706	9364461239
BAKER'S SIGN & LIGHTING	00001076	9364461,239
har	1	1
M NJ TYUM 2FC 2FL 24X22 5X31 - PLAZA / LED TENANT /	2 TENANTS 3	<del>~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~</del>

\$512.64 Payment method: Advanced Paymen Date Department on the Changeable Messac 04/01/2022 SIGNS ss advertising on the 04/01/2022 SIGNS in full compliance 04/01/2022 SIGNS 04/01/2022 SIGNS 04/01/2022 SIGNS 04/01/2022 SIGNS Signs. Save and 04/01/2022 SIGNS Tohs of Section 4620 isting and new 04/01/2022 SIGNS 04/01/2022 SIGNS flashing, glaring, 04/01/2022 SIGNS 04/01/2022 SIGNS a continuously movin 04/01/2022 SIGNS the use of rotating or 04/01/2022 SIGNS

Ohitiston (Chirls) Butler, MCD Interim Building Official for the Olty of Houston

### POST PERMIT ON JOB LOCATION

CONTRACTOR OF THE CONTRACTOR CONTRACTOR		1 CONTRACTOR OF THE PROPERTY AND ADDRESS OF THE PROPERTY OF TH		
POR REINSPECTION CA Building Inspections Etectifical Inspections Boiler A/C Inspections Mobile: Homes	832-394-8840 832-394-8860	Sign Administration Interactive Voice Response Right of Way Inspections Electrical Utility Release	 Occupancy Inspections Gas Utility Release Plumbing Inspections Plan Review	632-394-8870

An inspection must be called within 180 days of purchase or this permit will lapse. After 360 days of purchase a new permit may be required per specific 105.8 of this Eullaing Code, or the expiration days appealing to the Permit of Regulps, Any structural work authorized by this permit is taken based on a declaration studied by the D.B. Hearing Office.

Note that the manufacture that the property of the second 
Rezelist Ha 8220857 Siglinklern

The applicant, by the making, executing, and automitting this application to Holiston Public Works, represents and warrants that the proposed construction described in said application is not in violation of or contrary to any dead restriction or convergent running with the land in which the hortern described of land is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners tying and situated within the addition or subdivision in which the herein feet of land is situated, that such application, and the ercollon of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed restriction of covering trunning with the land within strong subdivision or addition.

The Applicant accepts this building permit subject to the foregoing representation and warranties and agrees that if such construction or use be-in violations of any deed restrictions or coverants running with land that such building permit shall suformatically became null and yold without the necessity of eny adjoin on the part of the City of Houston or the property owner(s).

Originally Printed: 01-APR-2022

Addrase	STRIP	no.
IAND TOTAL TOTAL AND THE PARTY OF THE PARTY	tory Shopping Cart	Solah Grüer
(Cantractor	Lie, No. 58706	Phone 9364461239
BAKWR ROBERTA J.	00001076	93.644.61.239
*BAKER'S SIGN & LIGHTING	Life: No."	Pffbbh
Ven N1 ILUM 2FC 2PL 24X22 5X31 - PLAZA / LED TENANT	/ 2 TENÁNTS 12:	
** CONTINUED FROM PROPERTIES	1	essevients — weevele did i izilo
	ich lights or c	olored elements,
04/01/2022 SIGNS are or on the change of learning and the change of learnin	oh may net chan	ge the message mor
04/01/2022 SIGNS A changeant empassage and	and with the	nge the message
04/01/2022 SIGNS	The state of the s	may not change th
04/01/2022 SIGNS ON TO THE SECOND TO THE SEC	The Mary Lord	
		Ximum of 6500 nits
		pm of 1250 nits
04/01/2022 SIGNS Detween sunsite and sunsite	Wall alch Blog	shall be fitted
	lib device tova	itomatically
THE TANK TO THE TANK	bordance with	hese standards.
04/01/2022 SIGNS STATE Advise Translations of the control of the c	8/ /3	
Permit Type: EG EG Eigns Electrical Installating	. Pethit	a'h a na
6 SHOP INSPECT NAM		256.32 256.32 512.64
Total Permit Ree		\$512.64
***** RECEIPT GRAND TOTAL		, ,
	d.	

### POST PERMIT ON JOB LOCATION

POR REINSPECTION CALL: Building Inspections 832-39 Electrical Inspections 832-39 Boller A/C Inspections 832-39 Mobile Homes 832-39	50 Interactive Voice Response 50 Right of Way Inspections	1832-394-8690 1713-222-9922 1632-394-9496 1832-394-8660	Occupancy Inspections Gas Utility Release Plumbing inspections Plan Review	832-394-8870
--	--	--	---	--------------

An inspection must be called within 100 days of purchase or this permit will lapse. After 300 days of purchase a new permit may be required par section 105.8 of the Building Code, or the expiration date specified on the Permit or Receipt. Any structural work authorized by the permit is issued based on a declaration stating that the work above does not violate any applicable deed restrictions or superceds any orders issued by the D.S. Fleating Office.

The applicant, by the making, excounting, and submitting this application to Houston Public Works, represents and warrants that the proposed construction described in said application is not in violation of or contrary to any deed restriction or convenant running with the land in which the herein described lot, tract or percei of land is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners tying and situated within the addition or subdivision in which the herein tract of land is situated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the dead restriction or openants running with the land within such syndivision or addition.

The Applicant accepts this building permit subject to the foregoing representation and warranties and agrees that if such construction or use be in violation of any dead restrictions or coverages running with tend that such building permit shall automatically become null and void without the necessity of any action on the part of the City of Houston or the property owner(s).

the balt of the City of Houseon of the property and the Commission of the Commission of the City of th	Regelpt No. Pre	J. Type Project No.
04-APR-2022 Originally Printed: 01-APR-2022	8220358	22016771
The state of the s	Sprinklero 4.	TVBB
BOGADO & ATTORNEY JAVIER MARCOS PLAZA	Internal	TNo.
G700 NORTH FWY	STRIP	Stracoust
77037 HARRIS   001 0000 000	L. C.	and in the second second
5AGNA187	00001076	9864461239
AKER'S SIGN	Lio. No.	Phone 9364461239
BAKER'S SIGN & LIGHTING	00001076	Phone
lier	<u></u>	k
M N1 ILUM 2FC 2PL 24X22 5X31 - PLAZA / LED TENANT /	2 TENANTS -	water water water with the state of the stat
Commence and the contract of t	**************************************	\$1,067.03
hat had a Advanced Payment Aggovern		74/00//45

Payment method: Advanced Paymen Date Department on the Changeable Messag 04/01/2022 SIGNS iers advertising on the 04/01/2022 SIGNS in full compliance 04/01/2022 SIGNS 04/01/2022 SIGNS 04/01/2022 SIGNS 04/01/2022 SIGNS Signs. Save and 04/01/2022 SIGNS sichs of Section 4620 04/01/2022 SIGNS Misting and new 04/01/2022 SIGNS 04/01/2022 SIGNS flashing, glaring, 04/01/2022 SIGNS 04/01/2022 SIGNS g a continuously movin 04/01/2022 SIGNS the use of rotating or 04/01/2022 SIGNS

Christon (Chris) Butler, MCD Interim Building Official for the City of Houston

### POST PERMIT ON JOB LOCATION

Electrical Inspections Boller A/G Inspections	832-394-8840 832-394-8860 832-394-8850	Sign Administration Interactive Voice Response Right of Way Inspections Electrical Utility Release		Occupancy Inspections Gas Utility Release Plumbing Inspections Plan Review	832-394-8880 832-394-8870 832-394-8870 832-394-8810
Mobile Homes	832-384-8842	Flectical cilità Malagea	002-00-7-00	A VA	· · · · · · · · · · · · · · · · · · ·

An Inspection must be defined within 180 days of purchase or this permit will lapse. After 360 days of purchase a new permit may be required per section 105.5 of the Euliding Code, or this expiration date specified on the Permit or Receipt. Any structural work authorized by the permit is fessed based on a declaration stating that the work shove does not violate any applicable deed restrictions or supercede any differs issued by the D.B. Hearing Office.

and the control of th

Receipt No. 82203:58 OptioMere

The applicant, by the making, executing, and aubmitting this application to Houston Public Works, represents and warrants that the proposed construction described in said application to not in violation of or contrary to any dead matricilion or convenant regularization the land in which the herein described lot, fract or partial of land is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners lying and situated within the addition or subdivision in which the harein tract of land is situated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed josticular or coverants running with the land will in such subdivision or addition.

The Applicant accepts this building permit subject to the foregoing representation and warranties and agrees that if such construction or use be in violation of any deed restrictions or coverents running with land that such building permit shall automatically become null and void without the necessity of any adjon-on the part of the City of Houston or the property owner(s).

Originally Printed: 01-APR-2022

Shiuptere &	TVije
Space (TIP)	
STRIF Shopping Dart	Salés Older
OO LOS NO.	Phone
.00001076	93.64461239
00.001076	93.644.61.239
Lip. Not	Ellone.
t a similali shekir o	i-Keristalahat ditahan
2 TENANTS -	<del>and to anti-use of sales of the desired</del>
th Lights or co	olored elements,
t oban	je the message m
A mark to make	
J. 1 10 " "   Jones J	nge the message
chilo10dy glan	may not change
All Marie	
	kimum of 6500 ni
11 131 - 41 6400	om of 1250 nits
A THOUSAND	No.
(3) XI XI XI	shall be fitted
device total	utomatically
explance with	hese standards.
TO THE	
S NOT	
Don May	341.37
	43.01 384.38
3 760	
	BAE AS
	505.83
1, F"	
	STRIP (10 Shopping Bart (10 No. )00001076 (10 No. )0001076 (10 No. )000107

### POST PERMIT ON JOB LOCATION

FOR REINSPECTION C/ Building Inspections Electrical Inspections Boller A/C Inspections	832-394-8840 832-394-8860 832-394-8860	Sign Administration Interactive Voice Response Right of Way Inspections	713-222-9922 832-394-9496	Occupancy Inspections Gas Utility Release Plumbing Inspections Plan Review	832-394-8880 832-394-8870 832-394-8870 832-394-8810
Mobile Homes	832-394-8842	Electrical Utility Release	832-394-8860	Plan Réview	832-384-0010

An inspection must be called within 180 days of purchase or this permit will lapse. After 360 days of purchase a new permit may be required per eaction 105.5 of the Building Code, or the expiration data specified on the Permit or Receipt. Any structural work authorized by this permit is issued bused on a declaration stating that the work above does not violate any applicable deed restrictions or supercede any orders issued by the D.S. Hearing Office.

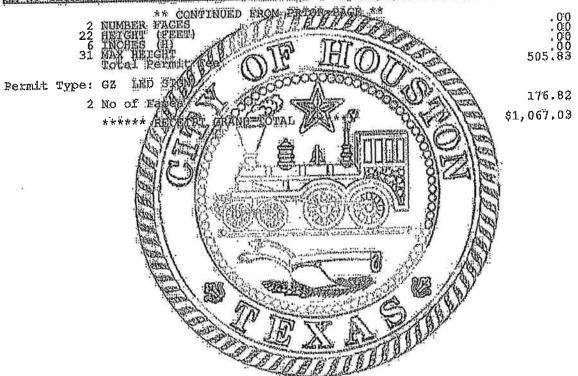
authors much to the time 1 . 14. "1 "

The applicant, by the making, exacuting, and submitting this application to Houston Public Works, represents and warrants that the proposed construction described in said application is not in violation of or contrary to any deed restriction or convenant running with the land in which the tierein described lat, tract or parcel of land is situated.

The Applicant further represents and warrents to the City of Houston and to the property owners lying and situated within the addition or subdivision in which the herein tract of land is cituated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the dead restriction or covenants running with the land within such subdivision or addition.

The Applicant accepts this building permit audient to the foregoing representation and warrenties and agrees that if such construction or use be in violation of any deed restrictions or covenants running with land that such building permit shall automatically become null and void without the necessity of any action on the port of the City of Houston or the property owner(s).

TUD No:	Airen de literatura de la company
1.0	
	nigo Ordar
- Constitution of	William Co.
076	364461239
Set Burning	lous,
N 1	1076



### POST PERMIT ON JOB LOCATION

560		POST PERMIT ON A	IOD FORWITON		
FOR REINSPECTION C/ Building Inspections Electrical Inspections Boller A/C Inspections Mobile Homes	832-394-8860 832-394-8860	Sign Administration Interactive Voice Response: Right of Way Inspections Electrical Utility Release	832-394-8890 715-222-9922 832-394-9496 832-394-8860	Occupancy Inspections Gas Utility Release Plumbing Inspections Plan Review	832-394-8680 832-394-8870 832-394-8870 832-394-8810

An inspection must be called within 160 days of purchase or this permit will lapso. After 360 days of purchase a new permit may be required per section 105.5 of the Bullidian Code, or the expiration date specified on the Parmit or Receipt. Any structural work authorized by this permit is issued based on a declaration stating that the work above does not violate any applicable deed restrictions desired any orders issued by the D.B. Hearing Office.

Site Verification Sheet

· .....

		Project	# 22016771		Apply to the same of the same o		er kilosomyjipjori	<del>Libeli kernedini da</del> ç	, ep-v-	<del></del>	<del>.,,</del> .	: <del>(;;;;;-</del>	<del>******************</del>
	inspe	ctor Name	Frank Villarre	gl									
Ir		or Numbe		hou-cars.									
	-		1; April 4, 2022										
_	uw wi	порочи.	Americateleganesandan	£ 10-11-32			6 <b>9</b> 850			222222		7007	
	Baker &	algns ()	THE CANADA			Nort Addre	h Freeway	فتيتنسيهت	80	BTRIP.	iini 4	D Code	
	algin Co	ompeny / Ap	plicant		ogn	Muule	-30				75		
	8ign	Count											
	# of all	gue on	of exleting to #		# of signs to be		xe fo #						
	appl	ication	ujewet		ramayet			algns					
		-	35										
	Total N	law Permi	lted Signe:	Grd 1	Roof	Wall	Av	ining		Proj <sub>esse</sub>	nether		
				Maid	_ Part	_ IQIr	<del>rimin</del> Ex	empt					
	Fronte	age: 🕅	Single fronts	age	T, Bin	gle fro	ontege with r	nore than 3	50 ft.	□ Dui	l frontag	8	
	Street	Category:	Scento	/ Historic	∏ Mejo	or Tho	roughfare.	Freoway	,	T	Local/I	Residentia	
			el Business District-v										
		Genje				44 II.				facilities as	_		
		ine Clearan			Trans		man r h her . J		loříz V 10Ft	/ert/Trani 10Ft		u Pari	
	*, •	Communication			FI NG	1	760V-0.7;kv(open	- 1.7.7	10FL	10Ft		Federal Regi	anoliki
	1190	0-750V(Insula	•		)Ft	133 137	%.7-22ki(open ço 22ki(open dan		10Ft	10Ft		Part 1910.33	
-40		0-160V(apen	csind) 10Ft	Ti.	)FŁ	- Jal.	ZZKY(open con	<del>alle openie persona</del> Al	MARKET PAR	erennen	عسنياتيناي	<del>nipi Miliam M</del> I	<del>.Arimialli illi</del>
2.1													
	is 6ito	Approved	PES 💮										2
- 12 A. Ser.			5) 57.75										a produced a
to the both	Site Re	lated Comm	nonfe:	PLILLUM 24 X	(22 X 31 * PI	.AZA/LI	ED TENANT/2 TE	*8 '02 '5 '8TNAM	Epst from	n North-Fr	esway Faado	or Rd. curb to Li	€08:and 25 <sup>7</sup>
the family on	Site Re	lated Comp	monte: or (1) CM N1 2FC 2	duaway to I EE	39. Snoko Wi	in Ma. I	Manay Aliaond V	vibaker olga en	o comun	n North Fr red thal th	ssway Fasdo Ay will romo:	r Rd, curbic Li vo tine ęxieting p	SOG:and 25 <sup>7</sup> Iyound bign
the family on	Site Re	lated Comp	nonfe:	duaway to I EE	39. Snoko Wi	in Ma. I	Manay Aliaond V	vibaker olga en	o comun	n North-Fr red that th	esway Feeds ay will romo:	r Kd. curk to Li 10 the hilled of the	idhuq şifib
the family on	Site Re	lated Comp	monte: or (1) CM N1 2FC 2	duaway to I EE	39. Snoko Wi	in Ma. I	Manay Aliaond V	vibaker olga en	o comun	n North-Fr red that th	sswáy Fsadi áy will romo:	r Rd. curbic Ll vo tip ękletinę p	SOB: and 25 <sup>†</sup>
yes 54.0 cm	Site Resident in the South from the	Mated Comp PPROVED to om South au of the seat f	monte: or (1) GM N12FC 21 of from Northern Di nave the distance as	riveway to LEC	39. Spoko wi ddroza will b	ili Ma. I	yed on ground a	visaker sign en Ign slee as per	o comun	n North-Fr red that th	ssway Faed: áy will romo:	o Rd. curb to Ll 10 the graeting p	EOR and 25° (round \$)yn
yes 54.0 cm	Site Resident for because	PPROVED for South our bit does not f	monte: or (1) CM N1 2FC 2	riveway to LEC	39. Spoko wi ddroza will b	ili Ma. I	yed on ground a	visaker sign en Ign slee as per	o comun	n North Fr red that th	ssway Faeds Ay will romo	or Rd. durk to Ll vo tine quieting p	SOR:and 26'
yes 54.0 cm	Site Residue R	niated Comments of the control of th	monte: or (1) GM N12FC 21 of from Northern Di nave the distance as	riveway to LEC	39. Spoko wi ddroza will b	ili Ma. I	yed on ground a	visaker sign en Ign slee as per	GR 46	n North-Fr red that th	eoway Faeds ay will rumor	or Red. curb to Li vo the externe p 	SOB:and 25 <sup>7</sup> tround sign
A 34.0 Au	Site Reside in A South from because in the Ite C Ground Dogs (h	liated Comp PPROVED to om South out the does not f not approved hecklist:	monte: or (1) GM N12FC 21 of from Northern Di nave the distance as	riverray to LEG per Ch. 48 Ad per Ch. 48 Ad	39, Spoke vi idroza wili b novi sirest un	ili Ma. I	yed on ground a	visaker sign en Ign slee as per	GR 46	en high ri	esway Feeds ay will ramo	<del>zirkonystyty pyti</del> i	SOR:and 25' tround \$jun
A. M. J. C.	Site Resident Site In A South from the Course In A Site C Ground In A Site C Dogs (h)	niated Company of South out of	nonte: y (1) GM N1 2FC 2 is from Northern Di lave the distance as s, list commente on	reverse side/s	39, Spoke will be didness will be win the will be win	ili Ma. I	yed on ground a	visaker sign en Ign slee as per	GR 46	en high ri	seway Faedday will romod	E	SOB:and 26'
14 P.	Site Residue A South in because in because in because in because in because in beautiful and in the site of the Computer in the site of th	niated Company of the company of approved in company of approved in company of the company of th	non(e:  y (1) CM N1 2FC 2  ib from Northern Drave the distance ou  s, list comments on  ply With the provisi	reverse aldele	39, Spoke will be didness will be win the will be win	ili Ma. I	yed on ground a	ign place as per	GR 46	en high ri	esway Feeda ay will romo	<del>zirkonystyty pyti</del> i	SOB: and 25'
1.	Site Reside to the second of t	niated Comp PPROVED to om Bouth out it does not f not approved in exproved in exproved in exproved it signs thangle?	nonte:  y (1) GM N1 2FC 2  to from Northern D)  ave the distance at  s, Tst commente on  ply With the provisi  betweled view of a	reverse elder	39, Spoke will be didness will be win the will be win	ili Ma. I	oppments on 1	ign place as per	GR 46	en high ri	seway Faedday will romo	E	SOB:and 26' iyqund bign
1. 2. 4.	Site Residues of the second of	niated Company of Bouth out of approve in the company of the compa	nonte:  y (1) CM N1 2FC 2  to from Northern Drave the distance on  s, fiel commente on  ply With the provisi  betructed view of a  untelned on private	reverse aldele ione for the 4 approaching to e-property? drant?	39, Spoke will be didness will be win the will be win	ili Ma. I	yes YES YES YES	ign place as per	GR 46	c I	powáy Faada áy will ramo	E	SOS:and 25' tround sign
1. 9. 4. 5.	Site Residue of Site Control o	niated Company of the	nonte:  y (1) GM N1 2FC 2  is from Northern Distance at  is, list comments on  ply with the provis  betructed view of a  untained on private  nore from a fire hydrograd on the groun	reverse aldele ions for the 4 approaching to approa	39, Spoke will be didness will be win the will be win	ili Ma. I	ves ves	ign plea as per display and in the second and in	GR 46	c I	b V	E	SOR:and 25'
1. 9. 4. 5.	Site Reside to the second of t	niated Compensore on South our surface of the does not for the compensor of the compensor o	nonte:  y (1) CM N1 2FC 21  to from Northern Di lave the distance an  s, Tel commente on  ply With the provisi  betructed view of a  untained on private  arrè from a fire hy  syed on the groun  ti utilities marked?	reverse elder	os, Spoke will be the standard under the the standard under the standa	ili Ma. I	yes YES YES YES	ign place as per dispersion of the second se	GR 46		osway Faada ay will romo	E	SOB:and 26'
1. S. 4. 5. E.	Site Reside in A South from because the site C Ground In Coas the visibility is there is the site the	niated Compensore on South our surface of the does not for the compensor of the compensor o	nonte:  y (1) GM N1 2FC 2  is from Northern Distance at  is, list comments on  ply with the provis  betructed view of a  untained on private  nore from a fire hydrograd on the groun	reverse elder	os, Spoke will be the standard under the the standard under the standa	ili Ma. I	ves ves	ign plea as per display and in the second and in	GR 46	c I		E	SOS:and 25'
1. S. 4. 5. E.	Site Residue of Site Control of Site Site Site Site Site Site Site Site	niated Company of the	nonte:  y (1) CM N1 2FC 21  to from Northern Di lave the distance an  s, Tel commente on  ply With the provisi  betructed view of a  untained on private  arrè from a fire hy  syed on the groun  ti utilities marked?	reverse aidele reverse aidele ions for the 4 approaching i approaching i approaching i approaching i approaching i	os, Spoke will be the standard under the the standard under the standa	ili Ma. I	ves ves	ign place as per dispersion of the second se	GR 46		b V	E	SOR:and 26'
1. 2. 3. 4. 5. 6.	Site Residue of Site Control of Site Site Site Site Site Site Site Site	niated Company of the company of approved the company of the compa	nonte:  y (1) CM N1 2FC 2  to from Northern Drave the distance on  it is a commente on  ply With the provisi  betweed view of a  untained on private  rare from a fire hy  eyed on the groun  d utilities marked?	reverse aldele ione for the 4 approaching t approaching t approaching t approaching t approaching t approaching t	os, Spoke will be a control of the c	ili Ma. I	yed on ground a	ign place as per dispersion of the second se	GR 46			E	SOS:and 25'
1. 2. 3. 4. 5. 6.	Site Reside in A South for because the Site C Ground the visibility is the site the	niated Compensore of South out of South out it does not for the compensor of the compensor	nonte:  y (1) CM N1 2FC 2  to from Northern Di  tave the distance an  is, its comments on  ply With the provis  istructed view of a  untained on private  arch from a fire hy  ayad on the groun  it utilities marked?  a sign encreak any;  has the applicant be	reverse aldele ione for the 4 approaching t approaching t approaching t approaching t approaching t approaching t	os, Spoke will be a control of the c	ili Ma. I	ves ves	ign place as per dispersion of the second se	GR 46			E	SOS:and 25'
1. 2. 3. 4. 5. 6.	Site Reside is Are the se.	ilated Company of the	nonte:  y (1) CM N1 2FC 2  to from Northern Distance as  the distance as  is, fiel comments on  ply with the provision  betructed view of a  until ned on private  are from a fire hy  eyed on the groun  it util lites marked?  e eign encreat any  has the applicant be  no marked, can you on	reverse aldele reverse aldele ions for the A approaching t	Ja. Spoke will be the contract will be the contract will be the contract with the co	ili Ma. I	ves ves	ign place as per dispersion of the second se	GR 46			E	SOR and 25' traund sign
1. 2. 3. 4. 5. 6.	Site Reside in A South from because the Site C Ground In Place the visibility is the site the	niated Compensate of South out on South out on South out on South out of the Compensate of the Compens	nonte:  y (1) CM N1 2FC 21  to from Northern Di lave the distance an  ply with the provisi  betructed view of a  untained on private  ave from a fire hy  sydd on the groun  it utilities marked?  e eign encouses any  hes the applicant be  tot marked, can you o	reverse aldele reverse aldele ions for the A approaching t	Ja. Spoke will be the contract will be the contract will be the contract with the co	ili Ma. I	yed on ground a  comments on 4  YES  YES  YES  YES  NO  N/A  VES  VES	ign place as per dispersion of the second se	GR 46			E	EOR: and 25°

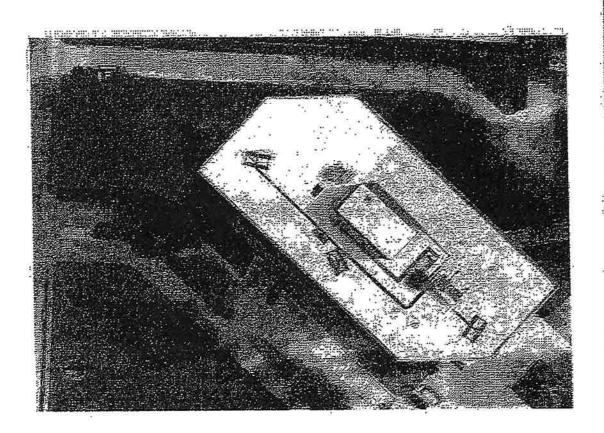
## Site Verification Sheet

 $\tilde{M}_{\rm st}$ 

Project # 22016771

Other Bigne: 7, te the projecting sign 14 ft, from Knished grade and 2 ft, behind curb?	N/A .Y.	<u> </u>	-	[ <u>*</u>	.*	
B. Is the matquas sign, & A. from Intelled grade?	N/A ❖	<u>                                     </u>	*		A stranger	
9, le the eign tocated ကိုးပြုပ nie Hame Colina Loir Bring Anthound Indiguent	NO 😭		¥.		<u></u>	
a. If yes, do you have a copy of the county partit?	N/A Z		1 20	l úZá	1 253	
10 is the business enterprise a sexually entented business?  a. If yes, has vice at HPD been notified to your knowledge?	NO M					
b. If no, notify your Beover Chief.  11 As a regult of the above alle questionaire, days this applicant need to be notified.	nt of deficiencies?	n decision l	<b>~</b> ]	lfyos, who	o did you nolify, Vine	and date
	Variation Manager	reprocession of		Hayeren enga	ekanisa jere an Terbylli	ا السنامسين
Site Rejuction Comments	LPCCOOK Cor	m <del>-mariisti Jordid</del>	<del>Merchil And</del>	<u>، - بې ئەپلۇل</u> لىر	11444-1444-1444-1444-1444-1444-1444-14	<u></u>
				341		
	<b>∂.</b> 00					
		<del>Maring State</del>	Principal training	<del>Maraint Fre</del> :	<del>in i i i i i i i i i i i i i i i i i i </del>	<del>sentherin</del> n-l
Révigirig CDP supervier	Di	ale	inar at			





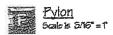
**;**;;

# Hologo

REVIEWED

Daniel Hight

3/31/2022



Provide & Install (1) D/F Pylon Sign w/ Routed & Push-Thru Copy ....
6' x 12' RGB Display ....
Main Cabinet is Backlit against Background w/ Routed & pushthru Copy, Copy has Vinyl Overlay (RED & Black with a 1/8" inset) Emergency Cabinet is Facelit w/ POLY Face & Vinyl Overlay.
Alum Fab Accent Pole Coverructure TBD

SIGN #1 T SN 20: #450 SO #1

SIGN #2 15: 120: #150 SO #7

LED DISPLAY 61: 12: #1250 FT

SIGN #2 4.5 120: #350 FT

SIGN #3 4.5 120: #350 FT

SIGN #4 4.5 120: #350 FT

SIGN #4 53: 20: #40 SO FT

20'-0" 12-0" EMC ABOGADO / ATTORNEY 6|GN#17'-6 24 - BIGN #2 7-6 8-O' EMC 3. · O. **ABOGADOS DE ACCIDENTES** Sign#3 713.999,4444 EMERGENCY EMERGENCIA 

3
1
11
8
22
U
2
:

Project Service Service Project House, TA 72037
Date 9131.22
Schepenier SM
Project House, Robert Danjouer PAD

Only one [1] business may advertise on the Changeable Wessage Sign (CMS) unit, and any other business advertising on the sign may not advertise on the Changeable Message Sign (CMS) unit except in full compliance with Section 4609 (e) (5) and Table 4611. www.BakersSigns.com



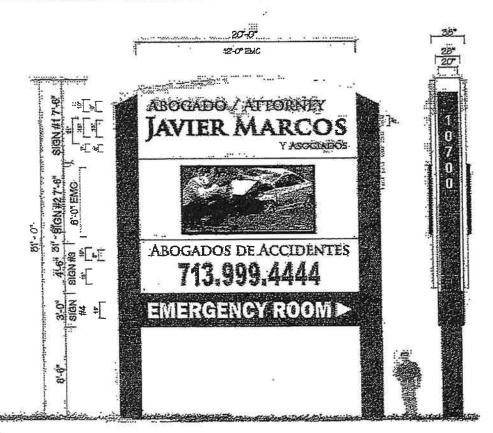
Provide & Install (1) D/F Pyton Sign: w/
Röuted & Push-Thru Copy ...

6' x 12' RGB Display ...

Main Cabinet is Backlit against
Background: w/ Routed & push-thru
Copy, Copy has Yinyi Overlay (RED &
Black with a 1/8" inset)
Emergency Cabinet is Facelit w/ POLY
Face & Yinyi Overlay.

Alum Fab Accent Role Gover
Footer & Two Fole Structure TBD

500 7 7 5 x 20 = 130 50 FT 500 7 5 x 20 = 150 50 FT - LED DISPENY 8 x 12 = 72 50 FT 500 51 45 7 20 1 50 50 FT SERVEYS 7 70 = 60 50 FT 107AL SIGN 50 FD0 TAGE IS 450



REVIEWED

Daniel Hight

4/1/2022

ELEVATION

SIDE ELEVATION



pringing.

. 27

Prepared to

Hakers' Signs

11201 FM 1485 CONTROL TX 77306

Project t;	22072
Drain:	February 2022
Drain:	February 2022
Drain:	MS
Scale:	Not to Scale
Eavision:	0
Draining #:	5

Project & Location

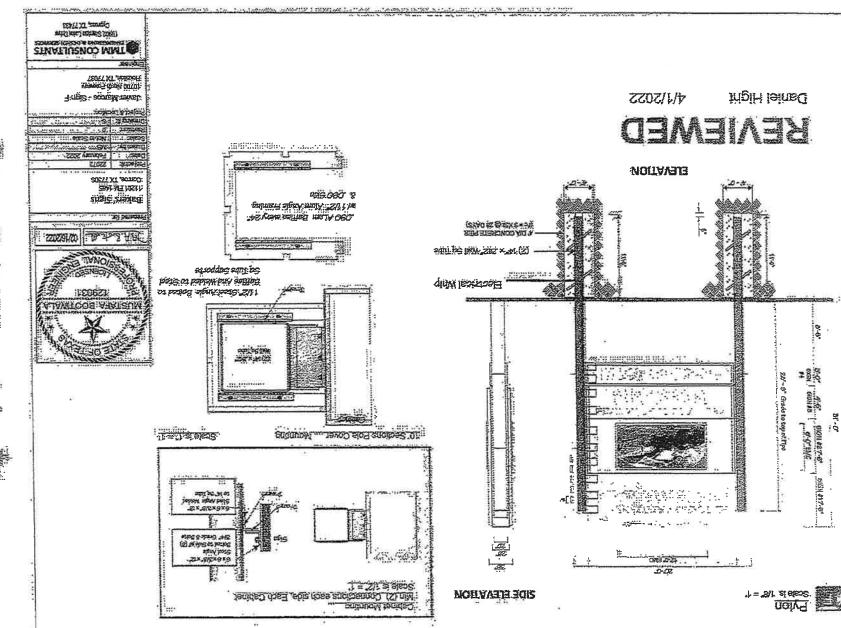
Javiet Marcos - Sigii F

10700 North Freeway Houston, TX 77037

TMM CONSULTANTS

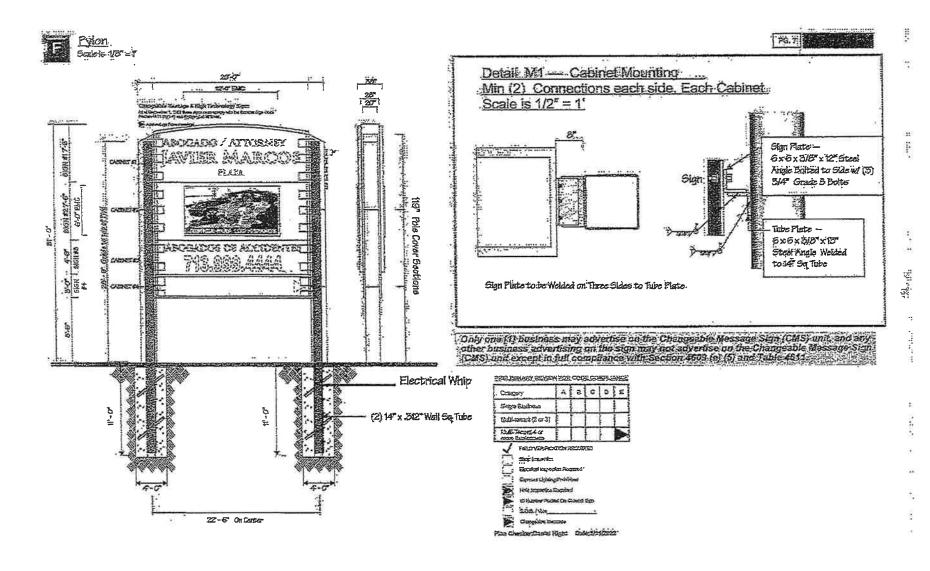
PATRICIPES & OCCUPANTO

19902 States Lake Disc



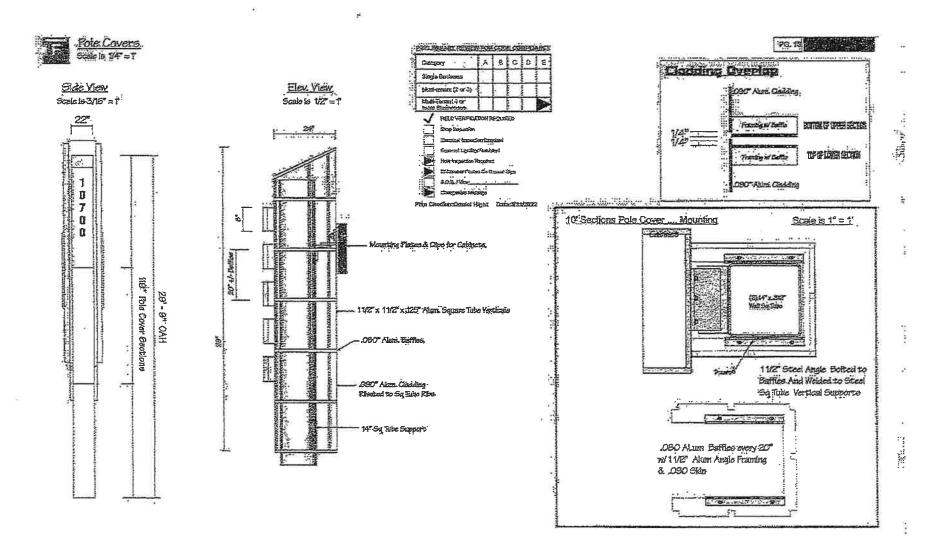
300

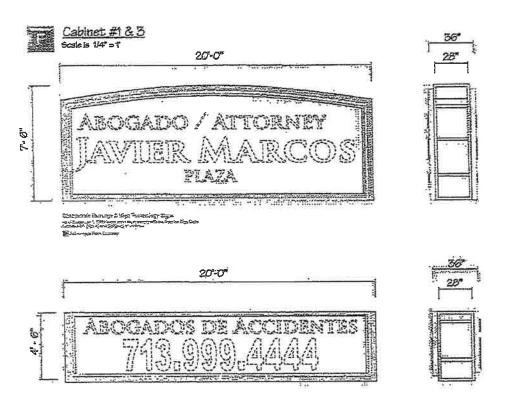
i



15

... A





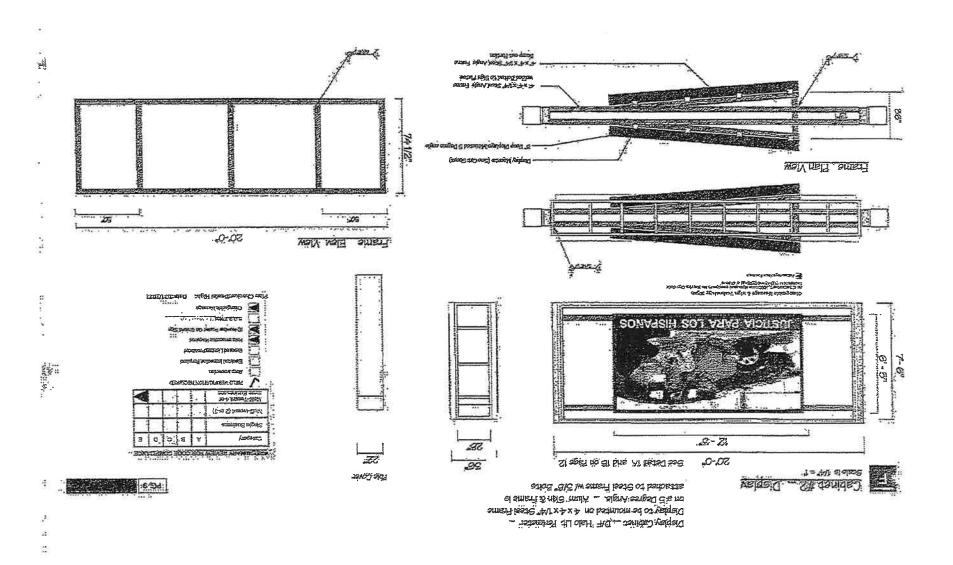


Cabinets ... DIF Halo Lit Perimeter, Faces w/ 3/4" Push THru Gopy ... 3 x 3 x 3/16" Alum Angle Construction.

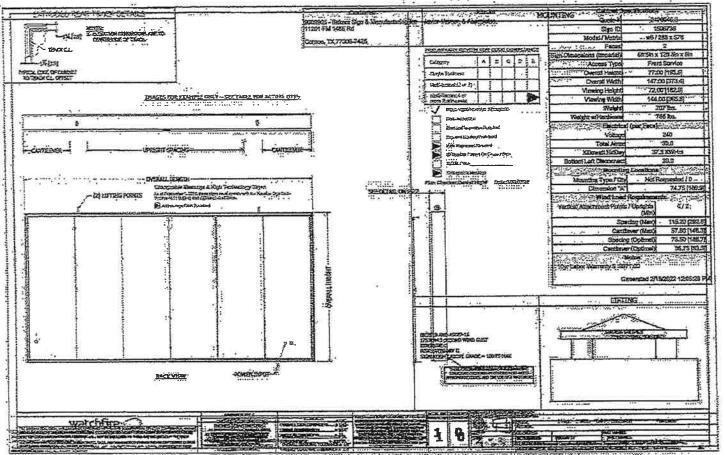
See Detail TA and 18

Catalgety	A	2	·C	В	<b>}</b> :∈
Single Serinani	1.				1
AHEB-Isonant (2003)	T	1			1
MASSFREED FOR .	1		٠,		9
Spoken myse Spoken myse Spoken upon Stopman upon Stopman per Stopman per Stopman per	Son Ra Sheet Raquin and Die G	22H 15	**		

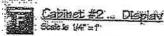
...



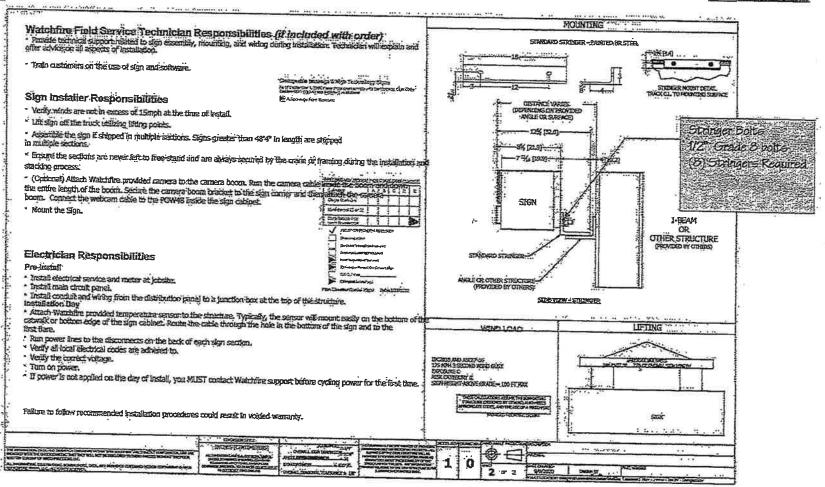
Cabinet #2 ... Display Scele is 14# = 1 PG.10



#







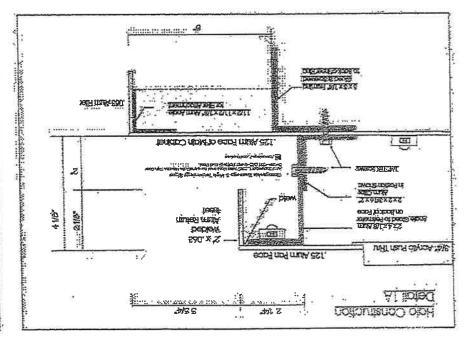
TOTAL STREET

Sost miniminis CS:

Turn bases

Attaches

Atta



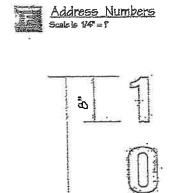
Halo Cabinets
T=\*N alobe

PG. 12

. W. .. ...

ì

بار



:00

1 4" DEEP ALLIMINUM CHANNEL LETTER & LOGO WI :090 BACKS & DOS RETURNS : Q 2.2" TRIMCAP WI #8 x 3/4" SS PAN HEAD SCREAMS 5. 3/16" ACRYLIC FACES. 4 HANLEY KD LED SMOUNTED TO BACKS. 5. DRAIN HOLES, (1) PER LETTER, 6. PENETRATION FOR 18-GUAGE WIRE TO ACCESS PANEL IN CABINET 2 7. MOUNT LETTER W 3/8" X ST 66 TEK SCREWS. 6. LED POWER SUPPLY REMOTE LOCATED IN CABINET 2. 9. POLE COVER PACE-LITLED INDIVIDUAL LETTERS PREJUNARY HEVER FOR COST COMPLIANCE ABCOE Challe (4) (1 or 2) Salf-Toroni 4 co SELECTION NEWSFILM

Stational Impactor Propried Secret Hangs which

LETTER AND WALL CROSS SECTION: NO SCALE



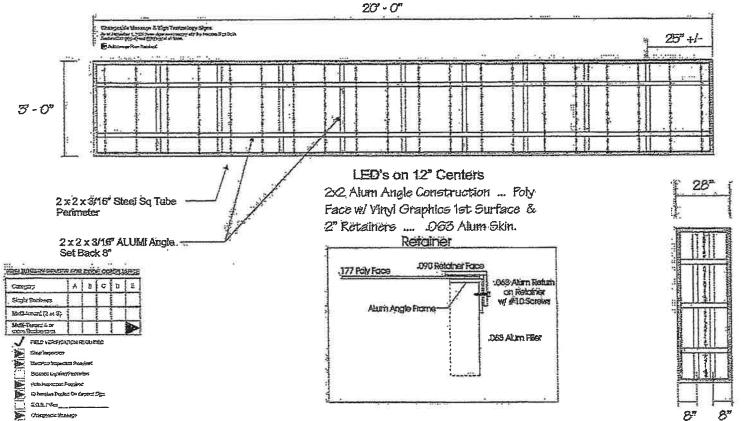
11

ıi.

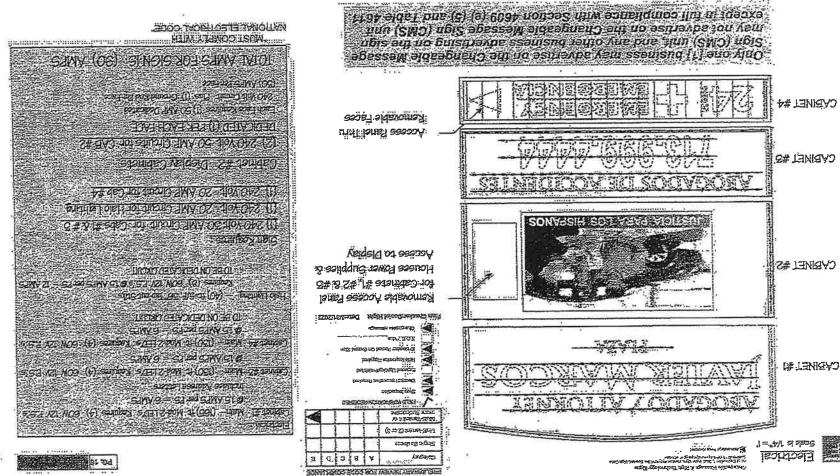


PE 15

13

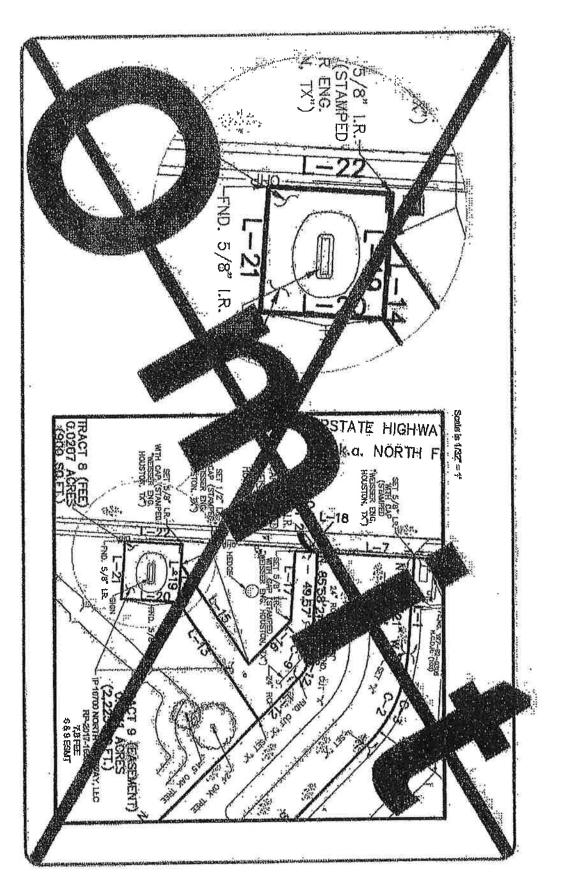


Plan Cherican Daniel Highia Dafa (1819) 2022



4.1

73



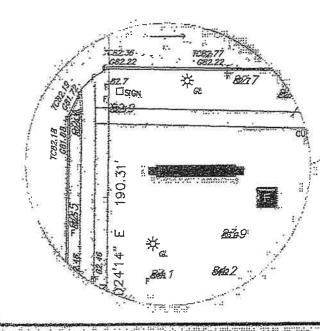


Danlei Hight

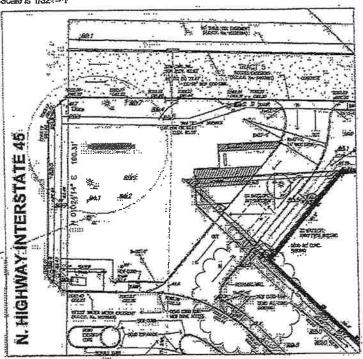
3/31/2022

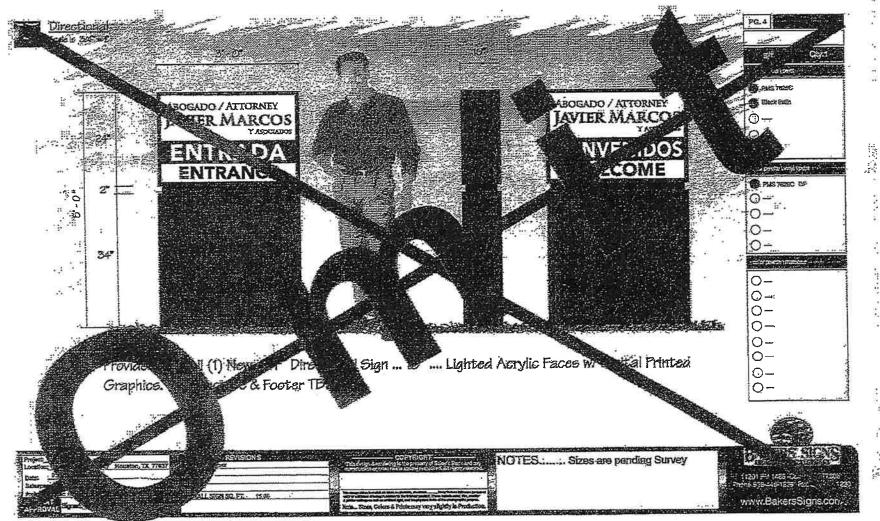


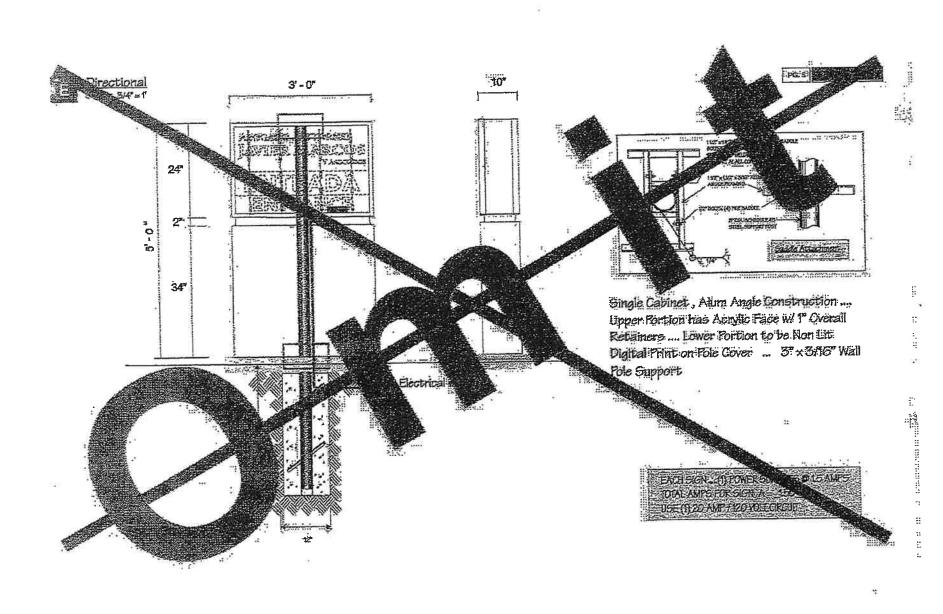
SIGN F (PYLON-SIGN)
20'-5" FROM THE STREET CURB TO LEADING EDGE
25" FROM THE DRIVE WAY TO LEADING EDGE

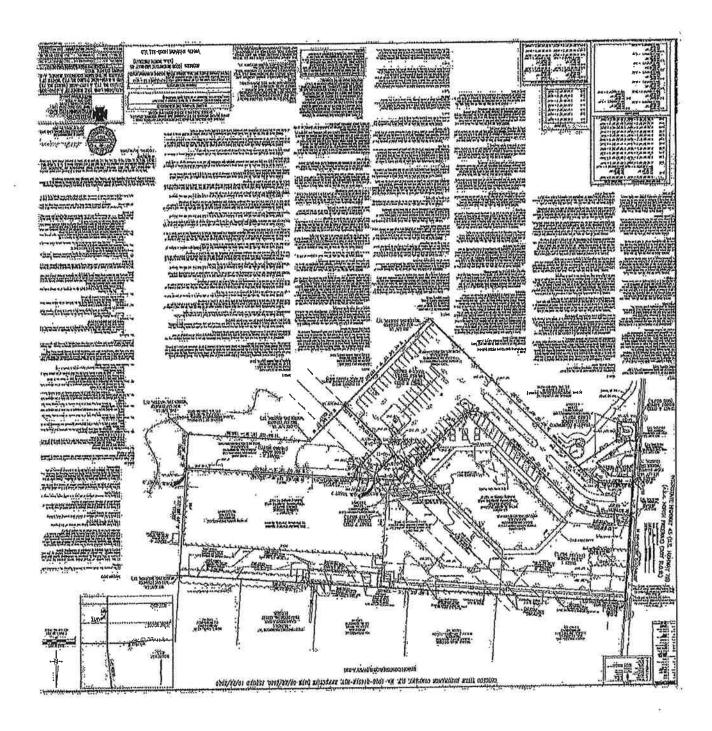


Scale is 1/327 = 4"









M

#### General Notes:

- (1) Design is based on 180 2012 & Whole speed of 139 mph at 3 sec gust (Risk Cat Z. EXp.B):
- These developes half only be used for the information where is such and should not be used for any other purpose on this project and shell not be used on any other purpose on this project and shell not be used on any other purpose of the recipient or other segroval of TMM Consultants.
- (3) Tablet Consultants is not the Engineer of Record for overall phoject and shall only be responsible for the design of the sign structure and/or sign anchors shown on the drawing. Sign cabbret structure design shall the provided by object.
- (Contractor shall be responsible for any discussions on the disastings: Any such disciplinates shall immediately be reported to TMM Consultants for ventication and editations.
- (S) If any part of endsing structure-does not used specifications is itself of dimensions shown, contractor shall not proceed with containing that register for a reddesign
- (B) All HSS sections shall meet ASTM 500 Grade B with minimum, yield stress-fly-45 led for HSS-Square & Bectangujer Sections and Fj-42 led for HSS Round Sections.
- (7) Ali Standard Steel Pipes and Tubes shall meet niliilmoon yield stress Fy=SS kst.
- (8) All other existing and new speel including places, angles, arriver rads, one shall meet ASTM A36 with minimum yield stress Fy=36 ksl.
- (9) All Akurdinum Tribes and Philos Strall meet 8081 for 15063 specs:
- (Title All sodsfiring jand new structural bolts solval courtorn to ASTNA ASZG unless hotel officients a
- Boths Shall not be commerciand to existing beliefing faids, brick of stope viewer at any location. It should be properly and to entire the building frame we appropriate him ding onto Concrete well or CNAL wests that has seen with grown
- (G All Sheet welding shell be made with E700x, electrodes and All Aleminum welding shall be made with E400x electrodes. Weldings shall be performed by certified welders in accordance with latest AWS shall be.
- (G) All Rebers strait conform to ASTM AB15 and will be Grade 60 steet:
- Analysis of existing building structure, where applicable, to support proposed loads not in scope of TRUM Consultants and hence not parformed and provided.
- (IS) Waltype information, where applicable, provided by the Sign installer. The Contractor what not proceed with the installation it the actual Wall hope is other than already and coquest for a redesign
- The Fire Concrete Maximum Light Conservation, Maximum Units shell excision to \$55 TM, CSO and the codes shall be fully ground and will have \$10 of 2000 psl minimum (attained @ 25 days)
- Concrete Plans and Surged Social strait being shall being concrete with sublimary compressive straighter 3000 and Educated in 28 days. Care stall betaken for not placing concrete over soil file.
- Rior in construction contractor shall verify dependents and grade of existing also and concrete.
- (S) Field verification for accuracy and shrinking triegging of all elements intensising structure. Including but not limited to steel support, formitation, connections notice access of TMM. Managements.
- THAN Consultants shall mit be held responsible for damage caused to existing Bullding does to the Sign Protect.



7440 LA	CONCIDE
MA. B. Still	CO TOLLUE

Precered for

Bakers' Signs 11201 FM 1485 Connie, TX 77305

Date:	February 2022
ביל חשבים	MB
Scala:	Not to Scale
Revision:	0
Drewline #	1

Javier Marcos 10700 North Freeway Houston, TX 77037

Eminer

TMM CONSULTANTS
19902 Starbo Lake Drive

23

Project Javier Marcos © 10700 North Freeway, Houston, TX 77037 F
Risk Category II
Exposure B
V 139

Applicable Design Code 18G 2012

nalysis				1	Bottom St	eel
Section	B (ft)	\$: (ft)"	h: (ft)	Force (lb)	·Centroid (ft)	Moment (lb-ft)
1	20.00	22.50	31:00	11,376	19.75	224,677
				11,976	9	227,227

Steel Design		
	n Steel Desi	
h/l <sub>riequ</sub>	113.6	k-ft.
P <sub>H</sub>	6	k
Any of the following Sections Oka	$M_{\rm p}/\Omega_{\rm b}$	Wt/Ft
Square Tube 14X14X.31	3 114	57
Steel Pipe 16 in Dia x 0.375 in Walk (fy=35 ks	150	63
Steel Pipe 12:75 in Dia x 0.5 in Wall (fy=35 ks	123	66

p=	4.00 ft (Dia
£=,	150.
"h≑	18.97
d <sub>read</sub> .≔	11.00 tr
lateral Pressure based on 1/3rd depth	1032
Permitted Lateral Pressure	2250 OK



MABOLIA MOHERONZ

Present for Bakers: Signs 11201 FM-1485 Calmon, DX 77706

Common, 1X // of the Project & 122072.

Project & Petrosery 2022.

Drawn by: \$ MS
Stellor | Not to Senis
Recision: | 0

Drawing %: 7

Project & Location:

Javier Marces - Sign F 10700 North Feetway Hoeston, IX 77057

Entireer

TMM CONSULTANTS

1892 Shadai Lab Dina

Opena, 1X7745

E.



To: CITY OF HOUSTON GENERAL ARPEALS BOARD

1002 WASHINGTON AVENUE HOUSTON:

TEXAS 77002

Re: 10700 North Fwy, Houston, TX 77037

Greetings All,

Please accept this appeal for sign project.#.22016771. The project proposed is a (4) business, multi-tenantiground sign to be located at 10700 North Pwy, Houston, TX 77037.

The rejection cited is:

SIGN!"A" IN SCHEDULE OF SIGNS OF ON PREMISE SIGN PERMIT APPLICATION (GROUND SIGN) - PROPOSED SGOPE OF WORK EXCEEDS TABLE 4611 ALLOWANCES FOR SQ. HTG. 1\*0\*

We have (4) cabinets not exceeding the maximum allowance listed on Table 4611/ category B, page 60 of the City of Houston sign code. The maximum allowed for a 4 tenant sign is \$1' high and 450 sq'. We have 4 separate business with (4) cabinets, one for each business.

Cabinet 1 - 7.5' x 20' ≈ 150 sq ft/ Abogado Javier Marcos, tlc CoO Project # 21086209

Cabinet 2 - 7.5' x 20' = 150 sq ft/ 72 sq' is the Changeable Message Center/ Justicia Para Los Hispanos, LLC CoO Project # 21086210

Cabinet 3 - 4.5' x 26' = 90 sq ft/ Law Offfice of Marco & Associates, PC DBA - Abogado De Accidentes CoQ Project # 22015856

Cabinet 4 - 3' x 20' = 60 sq ft/ Advanced Diagnositics Healthcare - CoO Project # 22015294

As seen below, we are with-in the code allowed folia Category B sign with 4 or more tenants as seen in table 2611.

The Changeable Message Center is also with in the allowable 50% of allowed business sq' not to exceed ...100 sq' per code section 4611 (i) (4):6 Copied below.

131

31977 35. 45.77.

ufful fo



strals officerii stdeagando rot agolfstrain lanoideba

- Only one etempositiv treasens ship shall be permitted ber burinese.
- Save and sixept for a changeable mouse of all interfed at a actual, no changeable measure significant to located on a local street.
- Sava and except his a changeable masterial eigenbecked at a seried, no chargeable mosterin sign feested out or fuching a collector stunet shall be republished which sed, feet it in properly free of a single landy-abilities.
- For a changeable message sign located on or laring a catentor; street, that politics of the sage where the changeable message is located shall not becount in height those standards for Category A sages contained for Tables.
- This position of the face of a chienceable measure was deceable changing the inosinge shall be limbed in areach fifty gettern of the gree of the shift face elements, under Taille AST4; not to exceed 100 aquain feet.

  The height of a changeable missage wall sign shall and exceed thingston for or the right find of the supporting exceed thingston for or the shall find of the supporting exceed thingston for or the shall find of the supporting exceed with wall while here is should.
- An iskulagiskal muy mily the converted Info:a changischlo messago sign:in conformance with the slibulards for a new changeable messago skin.

169

ALL CARTER STAILER, TEAC ALLOYABLE OK PREMEE GROUND HOW HE GITTO AND SIZES
BY SKIH YAPE AND CATEGORY OF RIGHT OF WAY

AND SIZES
BY SKIH YAPE AND CATEGORY OF RIGHT OF WAY

1000	SASTA	DEYA	ない。	知為他	TA IN	KHO' E	CATEG	ONY D	CATE	OW
ATTITION	19674	Atta	<b>等数</b>	の	600	New	INOV	Mex	19674	tign
E	ou.	(173	21)	an	ar) j	(41)	(0)	(1971)	PI	ten
BEHOUR ROSEIENS	11	160	ini	150	4105	201		60	11	100
Holyvycholy B ord Plaggerges	ı	200	by	300	406	450	(0	423	91	230
	24	300	6Valo		AM	100	1X	100	31	450
n.a	73		50	77	50		*	-	-	-

CATEGORY A sive many with from and tended to president with structure on sends and located distributions and distribution of tenders. The Alfred Contine Challes.

CATEUORY & shall man white from and infected on previous wife business on the control of the con

democratical postation called storms believe and account on postation with Kooding the marked mark of the called the called from the location of the called for postation with Kooding the security and highest postal postal to the called and distinction of the called graph of the called from the called from the called from the called the called the called from the

Thank You,

## Weredy Allgood

Lead Permit Coordinator

"Pen't Permit Fear of Palluro to Preyout Effort" John Wooden

5 Star Reviews are abunes appreclated https://www.decolle.com/de-tulenss.tionsdicd-okses/1481.sszikisecukdas/1461.231018841.1 Bakeja Signa & Manifesturing, Inc. 11201/FM 1485 Conroe, TX-7781/6

PI (936) 446-1239-FI (936) 231-1220

Google

1.5 • 1 W · 17 1134

Signs termin: Plan Analysts Scope of Wolk | 1 | Figures of Signs of One Premite sign Permit Application | Glowing Sign 1 | Proposed scope of Work | 1 | Glowing Sign 1 | Proposed scope of Work except place that I allowance for signs of si

.::i

##

...

ilii

17

:11

m "

,ii,

# 84

13<sup>11</sup>

;:<sup>2</sup>1 se

in a re

j. i 20'

;

.;## ·£.

1.11

74 M 1 M 1

.21

ξģ.

'п, п.

.: '!" 'ea

T,

di.

W .,

THE RESERVE THE RE

ĮЩ

D. N

" "

di:

ii.

" Mi

٠,



#### APPENDIX J

### GRADING

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

User note: Code change proposals to this chapter will be considered by the IBC – Structural Code Development Committee during the 2016 (Group B) Code Development Cycle. See explanation on page iv.

#### SECTION J101 GENERAL

J101.1 Scope. The provisions of this chapter apply to grading, excavation and earthwork construction, including fills and embankments. Where conflicts occur between the technical requirements of this chapter and the geotechnical report, the geotechnical report shall govern.

J101.2 Flood hazard areas. Unless the applicant has submitted an engineering analysis, prepared in accordance with standard engineering practice by a registered design professional, that demonstrates the proposed work will not result in any increase in the level of the base flood, grading, excavation and earthwork construction, including fills and embankments, shall not be permitted in floodways that are in flood hazard areas established in Section 1612.3 or in flood hazard areas where design flood elevations are specified but floodways have not been designated.

#### SECTION J102 DEFINITIONS

J102.1 Definitions. The following words and terms shall, for the purposes of this appendix, have the meanings shown herein. Refer to Chapter 2 of this code for general definitions.

**BENCH.** A relatively level step excavated into earth material on which fill is to be placed.

COMPACTION. The densification of a fill by mechanical means.

CUT. See "Excavation."

**DOWN DRAIN.** A device for collecting water from a swale or ditch located on or above a slope, and safely delivering it to an approved drainage facility.

EROSION. The wearing away of the ground surface as a result of the movement of wind, water or ice.

**EXCAVATION.** The removal of earth material by artificial means, also referred to as a cut.

FILL. Deposition of earth materials by artificial means.

GRADE. The vertical location of the ground surface.

GRADE, EXISTING. The grade prior to grading.

**GRADE**, **FINISHED**. The grade of the site at the conclusion of all grading efforts.

GRADING. An excavation or fill or combination thereof.

**KEY.** A compacted fill placed in a trench excavated in earth material beneath the toe of a slope.

**SLOPE.** An inclined surface, the inclination of which is expressed as a ratio of horizontal distance to vertical distance.

TERRACE. A relatively level step constructed in the face of a graded slope for drainage and maintenance purposes.

#### SECTION J103 PERMITS REQUIRED

J103.1 Permits required. Except as exempted in Section J103.2, no grading shall be performed without first having obtained a *permit* therefor from the *building official*. A grading *permit* does not include the construction of retaining walls or other structures.

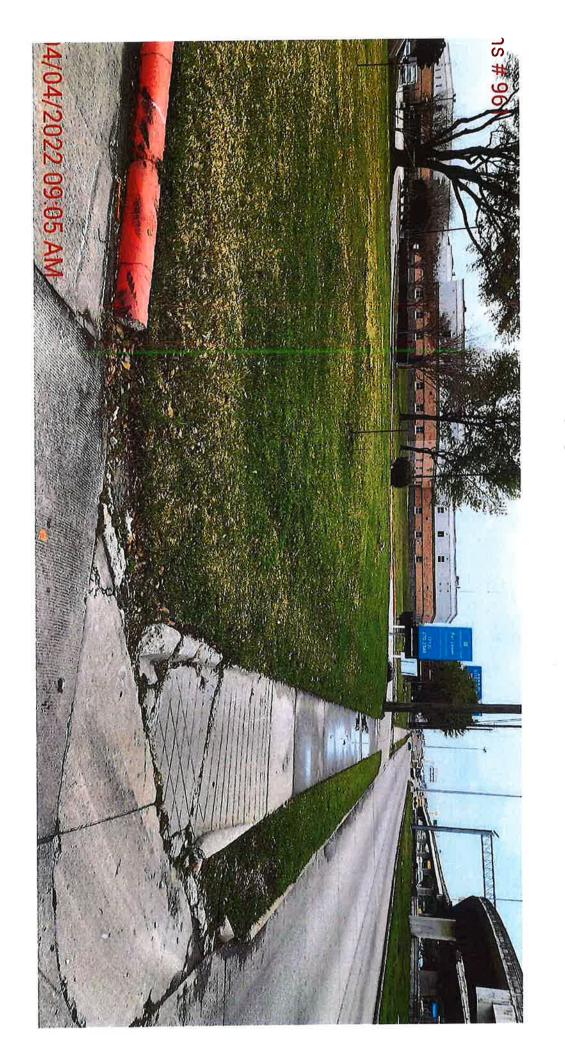
J103.2 Exemptions. A grading *permit* shall not be required for the following:

- 1. Grading in an isolated, self-contained area, provided there is no danger to the public and that such grading will not adversely affect adjoining properties.
- Excavation for construction of a structure permitted under this code.
- 3. Cemetery graves.
- 4. Refuse disposal sites controlled by other regulations.
- 5. Excavations for wells, or trenches for utilities.
- 6. Mining, quarrying, excavating, processing or stockpiling rock, sand, gravel, aggregate or clay controlled by other regulations, provided such operations do not affect the lateral support of, or significantly increase stresses in, soil on adjoining properties.
- 7. Exploratory excavations performed under the direction of a registered design professional.

Exemption from the *permit* requirements of this appendix shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction.

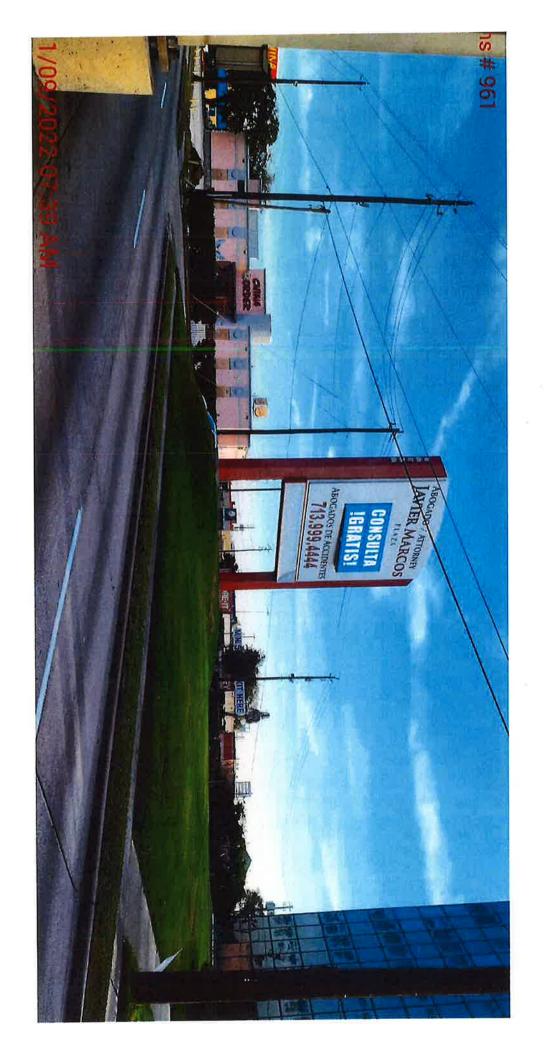
# SECTION J104 PERMIT APPLICATION AND SUBMITTALS

J104.1 Submittal requirements. In addition to the provisions of Section 105.3, the applicant shall state the estimated quantities of excavation and fill.





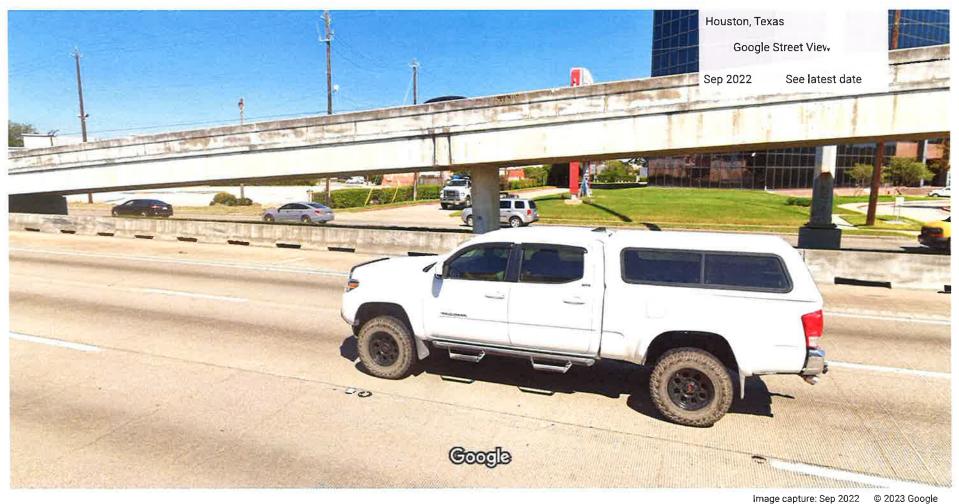
10000		V				-11
	68	- 81-11 44	cj da-wejje j	14.£3106)		
and the same		MIC	I da webe I		R Stadery years 2	
Service .		н	d que sullin ?		State Project	
			4101	COM ME CONSTITUTE	Minh less throat county	
V THE STATE	200 J 22	Q PPE	20.46. A. 10.25	TO TOO	O THE CO	
N THE RES	15-11	Medi Santai	and mail	antingal A	son south	
	SANTAL CAR		42-11-11	176	TOTAL COOK	
means.	in scendance al	The CICs at I was a variety of II with a city of the c	O safe he sh yangani O	SANTANUI (STORM A	separate officies. Any coloine schoonstrues	2
ips Crostinate	Harly Psentineo nel Just shaures set as	infinite ryths shall or all cush a national eliminate and cush	their militals the	to facther action as pro-	Hoers blass solves of alress a ai these blas	np .
bi dhall shide	has bolton and bod knowled at comments	Michigan day preservity and of the Code. A city	all 5 in militality at a all alaby sell stavries a	on mitley that you are profit Table 1 affairs	bonelo (dorred wa a	
>drr/) sho	O perking material					
A SHARE	1990	THE REAL PROPERTY.	attached ( )	Bujarjean i	Imagroup A	4.3
sel.	Hales Hall	OCOM ( ) tibu	Named ( )	Be W.		NI-
	47-19	- was also	Your Adam	o tom ap.	4 ) also 46	3
- 10000		0 0		15 Por	16 y sano	1201
	TVIT	71			CONNECTION OF THE PERSON	211
	the action of the	roord ( ). Ithical shows				
Spanie State	STREET ASSESSED	erges) armened sign o	to burg at trum too. I may mit to dream you	awited betraff at larger	in position per types	gams;
13	aford Councilists	Volimmyn To sodov	CUT LEADING SURFACE	SHIRE SHALL STREET	7(11)e09	+ 205
111111111111111111111111111111111111111	passent of some	rights, then clare the right	Sec. 4612.	chinesolimitohida et nimus samel es	n actions may ach an	diaments
100000000000000000000000000000000000000	passent of sum	eigns, therefore the eign	4176	Bridge Bridge Color	- we exerte and teld	OFF
100000000000000000000000000000000000000	med to see scores in prevention of pro- presentation of pro- presentatio	the cell and the segment of the segm	cated ( ) factors cated ( ) factors of in the cat factors	t (th (t) a to have each the left showed to the the second to	the PREMISE And Commonwealth and Commonwealth about the commonwealth and c	O CAT
and com See add or bene bonds	t per premier and a type premier and a med to not secure it threshops in pro- principle of threshops and it is the pro- track of the pro-	to any or in the top top top to the top	grant is are produced and best grant mag in child () Transfore child () Transfore and in the critical	Thus spectron in Y 25 and the second to the	FETRESHSES CONTROL  AND SET CONTROL  AND	OCTA ocali india indi indi
and com See add or bene bonds	times to removed, c. 4408(p) purisdictions in pro- purisdictions i	( Explained before on tol and in in solution 2 told and in in solution in the exposuration ( ) the in the constitutional and the constitutional and the constitutional	ore, See, 1664 (c)(2)  The property of the pro	control to come a control to control to the control	PE-PRESHUSE, No. of the allowalds marks and the allowalds marks and the allowalds ar	OCL ordina india inclusive in
and com See add or bene bonds	times to removed, c. 4408(p) purisdictions in pro- purisdictions i	not be consumed because the consumeration of the co	m bas Silven and mo the control of the control of Section 10 public a of Section 10 public a of the control of the control of the control of the control of the control of the control of	complete to search and a children tool 24 and a bonum on road man was and baronia or was and baronia or was and baronia or all to may be seen all to may be a complete to the see the search of the search of the search of the search of the search of the search of the search of the search of the search of the search of the search of the search of the search of the search of the search of the search of the se	THE REPUBLIC COMMENTS OF THE PUBLIC PROPERTY OF THE PUBLIC PUBLIC PROPERTY OF THE PUBLIC PU	OCFL mail is single pro- ge (ro- ge
and com See add or bene bonds	times to removed, c. 4408(p) purisdictions in pro- purisdictions i	( Explained before on tol and in in solution 2 told and in in solution in the exposuration ( ) the in the constitutional and the constitutional and the constitutional	m bas Silven and mo the control of the control of Section 10 public a of Section 10 public a of the control of the control of the control of the control of the control of the control of	doe broke kutten en 21 THE VIEW. 22 Year of properties of special 23 Year of the properties of special 24 Year of the properties of the pro- 25 Year of the properties of the pro- 26 Year of the properties of the pro- 27 Year of the properties of the pro- 28 Year of the properties of the pro- 28 Year of the pro- 28 Year of the properties of the pro- 28 Year of the pro- 2	CALLERIA CONTROL OF THE CONTROL OF T	OCFL
and com See add or bene bonds	times to removed, c. 4408(p) purisdictions in pro- purisdictions i	not be consumed because the consumeration of the co	m bas Silven and mo the control of the control of Section 10 public a of Section 10 public a of the control of the control of the control of the control of the control of the control of	doe broke kutten en 21 THE VIEW. 22 Year of properties of special 23 Year of the properties of special 24 Year of the properties of the pro- 25 Year of the properties of the pro- 26 Year of the properties of the pro- 27 Year of the properties of the pro- 28 Year of the properties of the pro- 28 Year of the pro- 28 Year of the properties of the pro- 28 Year of the pro- 2	THE REPUBLIC COMMENTS OF THE PUBLIC PROPERTY OF THE PUBLIC PUBLIC PROPERTY OF THE PUBLIC PUBLIC PROPERTY OF THE PUBLIC	OCFL ocqli occli o
and com See add or bene bonds	times to removed, c. 4408(p) purisdictions in pro- purisdictions i	not be consumed occ. 466  The construction of the construction of the consumer	the post of some hour of W.  The post of t	THE VIEW of The Con-  THE CONTRACT OF THE CONT	CALLERIA CONTROL OF THE CONTROL OF T	OCEA Singlisto Singl
and com See add or bene bonds	times to removed, c. 4408(p) purisdictions in pro- purisdictions i	not be consumed occ. 466  The construction of the construction of the consumer	m bas Silven and mo the control of the control of Section 10 public a of Section 10 public a of the control of the control of the control of the control of the control of the control of	THE VIEW of The Con-  THE CONTRACT OF THE CONT	CALLERIA CONTROL OF THE CONTROL OF T	OCFL ocqli occli o
and com See add or bene bonds	times to removed, c. 4408(p) purisdictions in pro- purisdictions i	The Jack and the control of the cont	man bear bear of same bear of s	The control of the co	CALLERIA CONTROL OF THE CONTROL OF T	OCFL ocqli occli o
/(41/7088-74 af com to en ordina	pacetral of earth of the control of	The Age of section of the Age of	A CONTRACTOR CONTRACTO	MILLION OF SPINGLED ON THE SPI	E-BENDERS AND	OCTAL SEGMENT OF THE
/(41/7088-74 af com to en ordina	pacetral of earth of the control of	He - 250 mm and the control of the c	A CONTRACTOR CONTRACTO	MILLION OF SPINGLED ON THE SPI	E-BENDERS AND	OCTAL SEGMENT OF THE
per policy gen again ag Gen (qigayer-24	CODE LA CARLOS	The contracting the segment in any of the contracting the cont	TOWN MARK NV WILLIAMS OF THE WASTE NAME OF	The control of the co	A SHEWIST COMMENT OF THE COMMENT OF	OLYA Significant
gen polity gen agra- ag Gen (q12,097-24	marchine de la marche de la mar	when precipes pro edition of the course produced by the course of the co	TO Sign Violant of the Control of Sign Violant of the Control of t	COLLEGE AND ADMINISTRATION OF A COLLEGE AND ADMINISTRATION OF	THE STATE AND	OLYA
gen policy gen agrae (q12097-24	pacegroup of entition of the process	Hoop by Strain Hoop Hoop Hoop Hoop Hoop Hoop Hoop Hoo	A Year of Sign Violant of Sign Violant of Sign Violants of Sign Violants of Sign Violants of Sign Market of Sign Violants of	TOW ADDRESS OF THE PROPERTY OF	LE MEDITES CAME OF A CONTROL OF	OLYA
per policy gen agric agricus (qianer 20 agricus 30 ALI	CONTRA GARAGE	The contraction of the contracti	A Year of Sign Violant of Sign Violant of Sign Violants of Sign Violants of Sign Violants of Sign Market of Sign Violants of	TATALE AND A COLLECT TO A COLLE	LA SECULET CANADA CANAD	OLYA
per policy gen agric agricus (qianer 20 agricus 30 ALI	parametri se entiti con proprio de la seconda de la second	Hoop by Strain Hoop Hoop Hoop Hoop Hoop Hoop Hoop Hoo	A Year of Sign Violant of Sign Violant of Sign Violants of Sign Violants of Sign Violants of Sign Market of Sign Violants of	TATALE AND A COLLECT TO A COLLE	A SHE SHEET CAN A	OLYA
per policy gen agric agricus (qianer 20 agricus 30 ALI	CONTRA GARAGE	The contraction of the contracti	A Year of Sign Violant of Sign Violant of Sign Violants of Sign Violants of Sign Violants of Sign Market of Sign Violants of	Sport XT.  Sport XI.  Sport XII.  Sport XI.  Sport XII.  Sport XI.  Sport XII	LA SECULET CANADA CANAD	OLYA
per policy gen agric agricus (qianer 20 agricus 30 ALI	CONTRA GARAGE	The contraction of the contracti	of in pre-cu present of the pre-cu pre-c	Sport XT.  Sport XI.  Sport XII.  Sport XI.  Sport XII.  Sport XI.  Sport XII	A SHE MEST PARENTS PAR	OLYA
per policy gen agric agricus (qianer 20 agricus 30 ALI	CONTRA GARAGE	The contraction of the contracti	A Year of Sign Violant of Sign Violant of Sign Violants of Sign Violants of Sign Violants of Sign Market of Sign Violants of	Sport XT.  Sport XI.  Sport XII.  Sport XI.  Sport XII.  Sport XI.  Sport XII	A SHE MEST PARENTS PAR	OUT COMPANY COLUMN COLU
per policy gen agric agricus (qianer 20 agricus 30 ALI	CONTRA GARAGE	The contraction of the contracti	of in pre-cu present of the pre-cu pre-c	Sport XT.  Sport XI.  Sport XII.  Sport XI.  Sport XII.  Sport XI.  Sport XII	A SHE MEST PARENTS PAR	OUT COMPANY COLUMN COLU
per policy gen agric agricus (qianer 20 agricus 30 ALI	CONTRA GARAGE	The contraction of the contracti	of in pre-cu present of the pre-cu pre-c	Sport XT.  Sport XI.  Sport XII.  Sport XI.  Sport XII.  Sport XI.  Sport XII	A SHE MEST PARENTS PAR	OUT COMPANY COLUMN COLU
per policy gen agric agricus (qianer 20 agricus 30 ALI	CONTRA GARAGE	The contraction of the contracti	of in pre-cu present of the pre-cu pre-c	Sport XT.  Sport XI.  Sport XII.  Sport XI.  Sport XII.  Sport XI.  Sport XII	A SHE MEST PARENTS PAR	OUT COMPANY COLUMN COLU
per policy gen agric agricus (qianer 20 agricus 30 ALI	CONTRA GARAGE	The contraction of the contracti	of in pre-cu present of the pre-cu pre-c	Sport XT.  Sport XI.  Sport XII.  Sport XI.  Sport XII.  Sport XI.  Sport XII	A SHE MEST PARENTS PAR	OUT COMPANY COLUMN COLU
per policy gen agric agricus (qianer 20 agricus 30 ALI	CONTRA GARAGE	The contraction of the contracti	of in pre-cu present of the pre-cu pre-c	Sport XT.  Sport XI.  Sport XII.  Sport XI.  Sport XII.  Sport XI.  Sport XII	A SHE MEST PARENTS PAR	OUT COMPANY COLUMN COLU



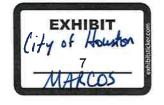


1-45

10700 North Freeway Sept. 2022 before berm











I-45

10700 North Freeway Sept. 2022 before berm close-up





1-45

10700 North Freeway Sept. 2022

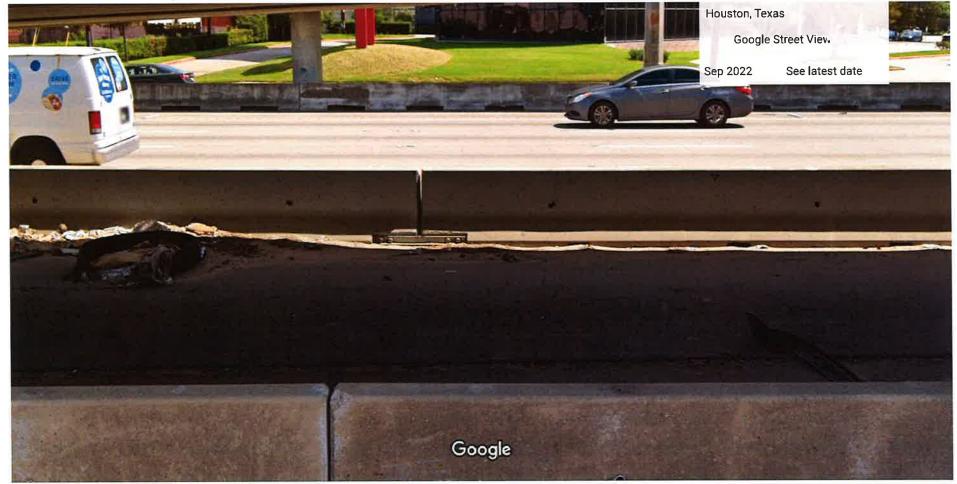


Image capture: Sep 2022 © 2023 Google

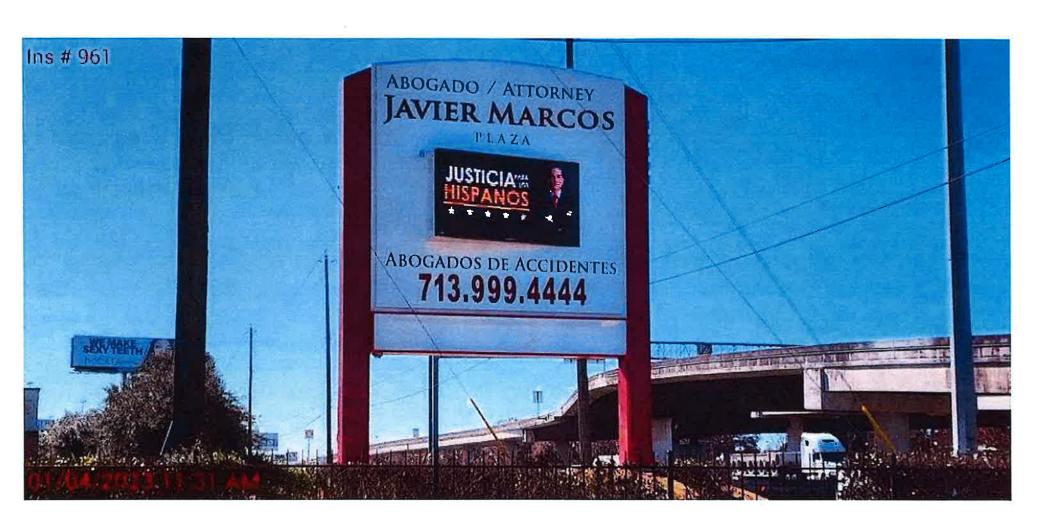




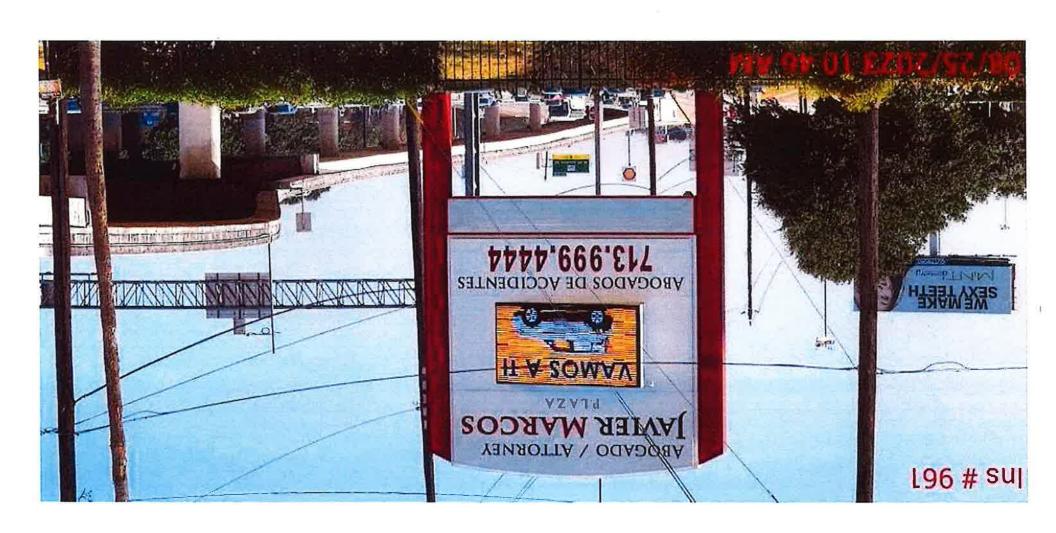


EXHIBIT
(ity of Houston
10
MARCOS









# HOUSTON PUBLIC WORKS Houston Permitting Center - Code Enforcement

The applicant, by the making, executing, and submitting this application to Houston Public Works, represents and warrants that the proposed construction described in said application is not in violation of or contrary to any deed restriction or convenant running with the land in which the herein described lot, tract or parcel of land is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners lying and situated within the addition or subdivision in which the herein tract of land is situated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed restriction or covenants running with the land within such subdivision or addition.

The Applicant accepts this building permit subject to the foregoing representation and warranties and agrees that if such construction or use be in violation of any deed restrictions or covenants running with land that such building permit shall automatically become null and void without the necessity of any action on the part of the City of Houston or the property owner(s).

Date 01-APR-2022					Receipt No. 8220357	Proj. Typa	Project No. 2201	6771
Occupant	JAVIER MAR	COS PLAZA			Sprinklers	% Type		
Address 10700 NORTH FWY		XWIII X			Space STRIP	TID No.		
city HOUSTON	ZIp Code 77037	County HARRIS	81dgs 001	Units Story	Shopping Cart	Sales	Order	
Contractor BAKER ROBERTA J					Lic. No. 58706	Phon 93	64461239	3
Pald by *BAKER'S SIGN & L:	IGHTING				Uc. No. 0000107	6 93	64461239	)
Other	T-20115-1000-1		10:300 1111		Lic. No.	Phor	(0)	
UEO CM N1 ILUM 2FC 2PI	_ 24X22.5X31	- PLAZA	/ LED '	'ENANT /	2 TENANTS			

Payment method: Advanced Payment Account

\$512.64

	Date	Depart	ment Project Comments
	04/01/2022	SIGNS	Only one [1] business may advertise on the Changeable Message
	04/01/2022	SIGNS	(Sign (CMS) unit, and any other business advertising on the
	04/01/2022	SIGNS	may not advertise on the CMS unit except in full compliance
$\rangle$	04/01/2022	SIGNS	('./ Section 4609 (e)/(S) and Table 4611.
	04/01/2022	SIGNS	\(\frac{1}{2}\)\(\frac{1}\)\(\frac{1}{2}\)\(\frac{1}{2}\)\(\frac{1}{2}\)\(\frac{1}{2}\)\(\frac{1}{2}\)\(\frac{1}{2}\)\(\frac{1}\)\(\frac{1}\)\(\frac{1}\)\(\frac{1}\)\(\frac{1}\)\(\frac{1}\)\(\frac{1}\)\(\frac{1}\)\(\
	04/01/2022	SIGNS	SECTION 4611ON-PREMISE SIGNS
	04/01/2022	SIGNS	(h) Changeable Message and High Technology Signs. Save and
	04/01/2022	SIGNS	for signs erected pursuant to the provisions of Section 4620,
	04/01/2022	SIGNS	following provisions shall apply to all existing and new
	04/01/2022	SIGNS	message and high technology signs:
	04/01/2022	SIGNS	(1) Blinking, rotating, moving, chasing, flashing, glaring,
	04/01/2022	SIGNS.	scintillating, or spot lights are prohibited.
	04/01/2022	SIGNS	(2) Lights or colored elements creating a continuously moving,
	04/01/2022	SIGNS	shimmering, or prismatic effect, or the use of rotating or
			** CONTINUED ON NEXT PAGE **

Christon (Chris) Butler, MCD Interim Building Official for the City of Houston

#### POST PERMIT ON JOB LOCATION

FOR REINSPECTION CALL: Occupancy Inspections 832-394-8880 832-394-8890 832-394-8840 Sign Administration **Building Inspections** Gas Utility Release 832-394-8870 Interactive Voice Response 713-222-9922 832-394-8860 Electrical Inspections Plumbing Inspections 832-394-8870 Boiler A/C Inspections 832-394-8850 Right of Way Inspections 832-394-9496 832-394-8810 832-394-8842 Electrical Utility Release 832-394-8860 Plan Review Mobile Homes

An inspection must be called within 180 days of purchase or this permit will lapse. After 360 days of purchase a new permit may be required per section 105.5 of the Building Code, or the expiration date specified on the Permit or Receipt. Any structural work authorized by this permit is issued based on a declaration stating that the work above does not violate any applicable deed restrictions or supercede any orders issued by the D.B. Hearing Office.

# HOUSTON PUBLIC WORKS Houston Permitting Center - Code Enforcement

The applicant, by the making, executing, and submitting this application to Houston Public Works, represents and warrants that the proposed construction described in said application is not in violation of or contrary to any deed restriction or convenant running with the land in which the herein described lot, tract or parcel of land is situated.

The Applicant further represents and warrants to the City of Houston and to the property owners lying and situated within the addition or subdivision in which the herein tract of land is situated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed restriction or covenants running with the land within such subdivision or addition.

The Applicant accepts this building permit subject to the foregoing representation and warranties and agrees that if such construction or use be in violation of any deed restrictions or covenants running with land that such building permit shall automatically become null and void without the necessity of any action on the part of the City of Houston or the property owner(s).

Date 01-APR-2022				Receipt No. 8220357	Proj. Type	Project No. 22016771
Occupant	Y JAVIER MAR	COS PLAZA		Sprinklers	₹ Type	3 3
Address 10700 NORTH FWY				Space STRIP	TID No.	<del>-</del>
CILY HOUSTON	Zip Code 77037	County HARRIS	Bldgs Units 001 0000	Story Shopping Cart	Sales C	Order
Contractor BAKER ROBERTA J				LIC. No. 58706	Phone 936	4461239
Pald by	IGHTING			Lic. No. 000010	76 936	4461239
Other				Lie. No.	Phone	
Use CM N1 ILUM 2FC 2P	L 24X22.5X31	- PLAZA	/ LED TENAN	r / 2 TENANTS	3 -	

#### \*\* CONTINUED FROM PRIOR PAGE \*\*

04/01/2022 SIGNS

parts in association with such lights or colored elements, are prohibited.

- (3) A changeable message sign may not change the message more often than every five minutes and must change the message one second or less; a high technology sign may not change the message without a new permit.
- (4) Brightness limits shall be set at a maximum of 6500 nits between sunrise and sunrise, and at a maximum of 1250 nits between sunset and sunrise; and each sign shall be fitted with a qualified light sensing device to automatically adjust the brightness in accordance with these standards.

Permit Type: EG EG - Signs Electrical Installation Permit

ADDED LOAD 256.32 SHOP INSPECT'N 256.32 Total Permit Fee 512.64

#### POST PERMIT ON JOB LOCATION

FOR REINSPECTION CALL: Occupancy Inspections 832-394-8880 832-394-8890 Sign Administration 832-394-8840 **Building Inspections** 832-394-8870 713-222-9922 Gas Utility Release 832-394-8860 Interactive Voice Response Electrical Inspections 832-394-8870 Plumbing Inspections Boiler A/C Inspections 832-394-8850 Right of Way Inspections 832-394-9496 832-394-8810 Plan Review 832-394-8860 Mobile Homes 832-394-8842 Electrical Utility Release

An inspection must be called within 180 days of purchase or this permit will lapse. After 360 days of purchase a new permit may be required per section 105.5 of the Building Code, or the expiration date specified on the Permit or Receipt. Any structural work authorized by this permit is issued based on a declaration stating that the work above does not violate any applicable deed restrictions or supercede any orders issued by the D.B. Hearing Office.

# HOUSTON PUBLIC WORKS Houston Permitting Center - Sign Administration

The applicant, by the making, executing, and submitting this application to Houston Public Works represents and warrants that the proposed construction described in said application is not in violation of or contrary to any deed restriction or covenant running with the land in which the herein described lot, tract or parcel of land is situated.

The applicant further represents and warrents to the City of Houston, Texas and to the property owners lying and situated within the addition or subdivision in which the herein tract of land is situated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed restrictions or covenants running with the land within such subdivision or addition.

Applicant accepts this building permit subject to the foregoing representation and warrantles and agrees that if such construction or use be in violation of any deed restrictions or covenants running with the land that such building permit shall automatically become void and of no effect without the necessity of any action on the part of the City of Houston, Texas or any property owner.

Date 01-APR-2022	. 1					Receipt No. 8220358	Proj. Type	Project No. 22016771
Occupant ABOGADO / ATTORNEY	JAVIER MA	ARCOS PLAZ	A		2	Sprinklers %	Туре	
Address 10700 NORTH FWY			-11442		- 1	Space STRIP	TID No.	
City HOUSTON	Zip Code 77037	County HARRIS	Bldgs 1	Units	Story	Occ. Gp	Sales Orde	or 
Contractor BAKER'S SIGN						Lic. No. 00001076	Phone 9364	461239
Paid by *BAKER'S SIGN & LIC	GHTING					Lic. No. 00001076	Phone 9364	461239
Other						Lic. No.	Phone	
Use CM N1 ILUM 2FC 2PL	24X22,5X3	31 - PLAZ	A / L	ED T	ENAN	т /		

Payment method: Advanced Payment Account

\$1,067.03

Date 📨	Department	Project Comments
04/01/2022	SIGNS	Only one [1] business may advertise on the Changeable Message
04/01/2022	signs	Sign (CMS) unit and any other business advertising on the sign
04/01/2022	SIGNS	may not advertise on the CMS unit except in full compliance with
04/01/2022	SIGNS	Section 4609 (e) and Table 4611.
04/01/2022	SIGNS	* *** * * * * * * * * * * * * * * * * *
04/01/2022	SIGNS	SECTION DETION PREMISE BIGNST
04/01/2022	SIGNS	(h) Changeable Message and High Technology Signs. Save and except
04/01/2022	SIGNS	for signs erected pursuant to the provisions of Section 4620, the
04/01/2022	SIGNS	following provisions shall apply to all existing and new changeable
04/01/2022	SIGNS	message and high technology signs
04/01/2022	SIGNS:	(1) Blinking, rotating, moving, chasing, flashing, glaring, strobe,
04/01/2022	SIGNS	scintillatings of spot lights are prohibited.
04/01/2022	SIGNS	(2) Lights or colored elements creating a continuously moving,
	y	* CONTINUED ON NEXT PAGE **

Christon (Chris) Butler, MCD Interim Building Official for the City of Houston

#### PERMIT and FEES POST PERMIT ON JOB LOCATION

FOR REINSPECTION CALL:

ign Administration 83

832-394-8890

Interactive Voice System

713-222-9922

Any structural work authorized by this permit is issued based on a declaration stating that the work above does not violate any applicable deed restrictions, or supercede any orders issued by the D. B. Hearing Office.

# HOUSTON PUBLIC WORKS Houston Permitting Center - Sign Administration

The applicant, by the making, executing, and submitting this application to Houston Public Works represents and warrents that the proposed construction described in said application is not in violation of or contrary to any deed restriction or covenant running with the land in which the herein described lot, tract or parcel of land is situated.

The applicant further represents and warrents to the City of Houston, Texas and to the property owners lying and situated within the addition or subdivision in which the herein tract of land is situated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed restrictions or covenants running with the land within such subdivision or addition.

Applicant accepts this building permit subject to the foregoing representation and warranties and agrees that if such construction or use be in violation of any deed restrictions or covenants running with the land that such building permit shall automatically become void and of no effect without the necessity of any action on the part of the City of Houston, Texas or any property owner.

Date 01-APR-2022	122			8220	358	Receipt No. 2201	Proj. Type Project No.
Occupant	ORNEY JAVIER MA	RCOS PLAZA				Sprinklers %	Тура
Address	3000c 3000c			STR	LP.	Space T	TID No.
City HOUSTON	Zip Code	County HARRIS 1	Bldgs	Units	Story	Occ. Gp	Sales Order
Contractor BAKER'S SIGN		1.		0000	01076	Lic. No. 936446123	
Paid by *BAKER'S SIGN				0000	01076	Lic. No. 936446123	Phone 3.9
Other						Lic. No.	Phone
Use CM N1 ILUM 2F	C 2PL 24X22.5X3	1 - PLAZA / LE	D TENAN	т /			

#### \*\* CONTINUED FROM PRIOR PAGE \*\*

04/01/2022 SIGNS	shimmering, or prismatic effect, or the use of rotating or moving
04/01/2022 SIGNS	parts in association with such lights or colored elements,
04/01/2022 SIGNS	are prohibited.
04/01/2022 SIGNS	(3) A changeable message sign may not change the message more
04/01/2022 SIGNS	often than every five minutes and must change the message within
04/01/2022 SIGNS	one second or less; a high technology sign may not change the
04/01/2022 SIGNS	meseage without a hew permit water
04/01/2022 SIGNS	(4) Brighthess limits shall be set at a maximum of 6500 nits
04/01/2022 SIGNS	between sunrise and sunset, and at a maximum of 1250 nits
04/01/2022 SIGNS	between subset and sunrise, and each sign shall be fitted
04/01/2022 SIGNS	with a qualified light sensing device to automatically
04/01/2022 SIGNS	adjust the brightness in accordance with these standards.
F 2/1 120	111 15 5 5 1/49/

Permit Type: GC Sign Construction

528 31	ON PREM (SQFT) Max Height Total Permit Fee	LESSESSELVE	341.37 43.01 384.38

Permit Type: GO Sign Operating

900 ON PREM (SQFT)

505.83

\*\* CONTINUED ON NEXT PAGE \*\*

### PERMIT and FEES POST PERMIT ON JOB LOCATION

FOR REINSPECTION CALL:

Sign Administration 832-394-8890

Interactive Voice System

713-222-9922

Any structural work authorized by this permit is issued based on a declaration stating that the work above does not violate any applicable deed restrictions, or supercede any orders issued by the D. B. Hearing Office.

# HOUSTON PUBLIC WORKS Houston Permitting Center - Sign Administration

The applicant, by the making, executing, and submitting this application to Houston Public Works represents and warrants that the proposed construction described in said application is not in violation of or contrary to any deed restriction or covenant running with the land in which the herein described lot, tract or parcel of land is situated.

The applicant further represents and warrents to the City of Houston, Texas and to the property owners lying and situated within the addition or subdivision in which the herein tract of land is situated, that such application, and the erection of the herein described construction and the eventual use thereof will not be used for any purpose which is prohibited by the deed restrictions or covenants running with the land within such subdivision or addition.

Applicant accepts this building permit subject to the foregoing representation and warranties and agrees that if such construction or use be in violation of any deed restrictions or covenants running with the land that such building permit shall automatically become void and of no effect without the necessity of any action on the part of the City of Houston, Texas or any property owner.

Date 01-APR-2022	7					Receipt No. 8220358	Proj. Type Project No. 22016771
Occupant ABOGADO / ATTORN	IEY JAVIER MA	RCOS PLAZ	A			Sprinklers %	Турв
Address 10700 NORTH FWY						STRIP	TID No.
City HOUSTON	Zip Code 77037	County	Bldgs 1	Units	Story	Occ. Gp	Sales Order
Contractor BAKER'S SIGN		č. N				Lic. No. 00001076	Phone 9364461239
Paid by *BAKER'S SIGN &	LIGHTING					Lic. No. 00001076	Phone 9364461239
Other	22.0112.2110					Lie. No.	Phone
use CM N1 ILUM 2FC 2	PL 24X22.5X	31 - PLAZ	A / L	ED TI	ENAN	т /	
	** CONTI	NUED FROM	PRIOR	PAGI	E **	ų.	8 00



PERMIT and FEES POST PERMIT ON JOB LOCATION

FOR REINSPECTION CALL

ign Administration

832-394-8890

Interactive Voice System

713-222-9922

Any structural work authorized by this permit is issued based on a declaration stating that the work above does not violate any applicable deed restrictions, or supercede any orders issued by the D. B. Hearing Office.

Project Number: 23012492

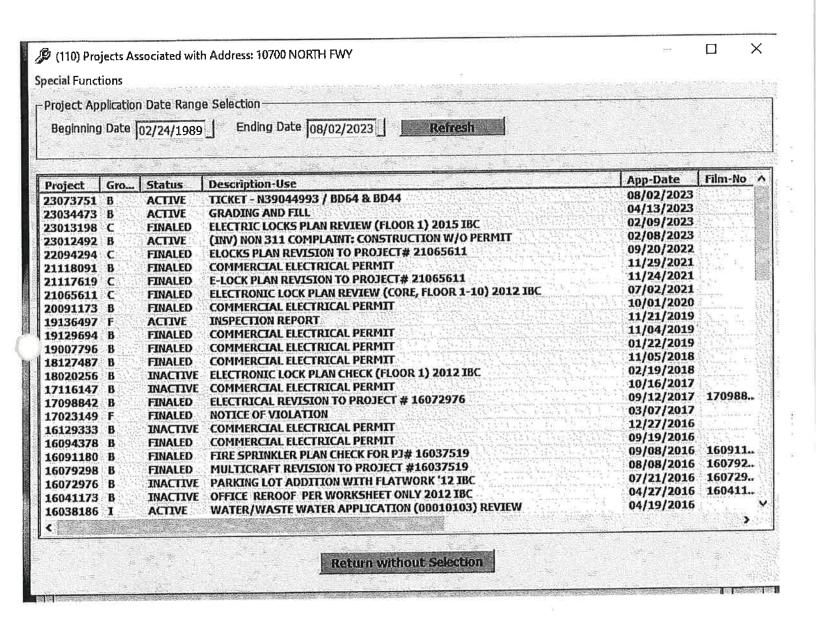
Screen Printed: 9/14/2023 3:22:38 PM

by E106059

Desc.: (INV) NON 311 COMPLAINT: CONSTRUCTION W/O PERMIT

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT



City of Houston

12

MARCOS

						Zip Code
No. Frac	tion Direct	Street No	me	Street Type	Unit	
10700	<b>y</b>	NORTH		FREEWAY	× e	77037 0000
			Address	Search		
Project No.	23012492	2 (INV) NON	311 COMPLAIN	T: CONSTRUCTION	ON W/O PERMIT	
Document #	0213998	4 Reco	rded H51 02/	14/2023   16:1	2:06	Date 02/14/2023
Description	*** 1st notice	- H51	The second secon			
	WCR Appli	n No.	Projec	Appln No.	c/o R	eceipt
Retrieve &	10700 No	rth Fwy.pdf				
	A PLOS AND LANGUAGE			- A THE RESIDENCE OF THE PARTY		
Display	Upload Comp	olete		Undate	Web Access	Supervisor Only
Display Document	Upload Comp	olete		<u>U</u> pdate	☐ Web Access	Supervisor Only
Document	Upload Comp	Document	Description	<u>U</u> pdate		Supervisor Only File-Reference
Document Document			Description No violation foun		Web Access	File-Reference 10700 North Fwy
ENTRY   Do 0001	cument 136143	Document 02/09/2023 02/14/2023	No violation foun *** 1st notice -	d - H51	☐ Web Access	File-Reference 10700 North Fwy 10700 North Fwy
ENTRY   Do 0001	cument 136143 139984 159443	Document 02/09/2023 02/14/2023 03/07/2023	No violation foun *** 1st notice - I 2ND NOTICE 137	d - H51	☐ Web Access	File-Reference 10700 North Fwy 10700 North Fwy 10700 NORTH FV
ENTRY Do 0001 02 0002 02 0003 02 0004 02	cument 136143 139984 159443 176164	Document 02/09/2023 02/14/2023 03/07/2023 03/28/2023	No violation foun *** 1st notice - 1 2ND NOTICE 137 3rd notice - H51	d - H51	☐ Web Access	File-Reference 10700 North Fwn 10700 North Fwn 10700 NORTH FWn 10700 North Fwn
ENTRY Do 0001 02 0002 02 0003 02 0004 02 0005 02	cument 136143 139984 159443 176164 195630	Document 02/09/2023 02/14/2023 03/07/2023 03/28/2023 04/17/2023	No violation foun *** 1st notice - 1 2ND NOTICE 137 3rd notice - H51 4th notice - H51	d - H51 151		File-Reference 10700 North Fwn 10700 North Fwn 10700 NORTH FWn 10700 North Fwn 10700 North Fwn
ENTRY Do 0001 02 0002 02 0003 02 0004 02 0005 02 0006 02	cument 136143 139984 159443 176164 195630 211827	Document 02/09/2023 02/14/2023 03/07/2023 03/28/2023 04/17/2023 05/03/2023	No violation foun *** 1st notice - 2ND NOTICE 137 3rd notice - H51 4th notice - H51 5th notice - H51	d - H51 151		File-Reference 10700 North Fwn 10700 North Fwn 10700 NORTH FWn 10700 North Fwn
ENTRY Do 0001 02 0002 02 0003 02 0004 02 0005 02 0006 02 0007 02	cument 136143 139984 159443 176164 195630 211827 232994	Document 02/09/2023 02/14/2023 03/07/2023 03/28/2023 04/17/2023 05/03/2023 05/24/2023	No violation foun *** 1st notice - 2ND NOTICE 137 3rd notice - H51 4th notice - H51 5th notice - H51 6th notice - H51	d - H51 151		File-Reference 10700 North Fwy
ENTRY Do 0001 02 0002 02 0003 02 0004 02 0005 02 0006 02 0007 02 0008 02	cument 136143 139984 159443 176164 195630 211827 232994 253729	Document 02/09/2023 02/14/2023 03/07/2023 03/28/2023 04/17/2023 05/03/2023 05/24/2023 06/14/2023	No violation foun *** 1st notice - 1 2ND NOTICE 137 3rd notice - H51 4th notice - H51 5th notice - H51 7th notice - H51	d - H51 151		File-Reference 10700 North Fwy
ENTRY Do 0001 02 0002 02 0003 02 0004 02 0005 02 0006 02 0007 02 0008 02 0009 02	cument 136143 139984 159443 176164 195630 211827 232994	Document 02/09/2023 02/14/2023 03/07/2023 03/28/2023 04/17/2023 05/03/2023 05/24/2023 06/14/2023 07/11/2023	No violation foun *** 1st notice - 2ND NOTICE 137 3rd notice - H51 4th notice - H51 5th notice - H51 7th notice - H51 8th notice - H51	d - H51 H51 Project created		File-Reference 10700 North Fwy
ENTRY Do 0001 02 0002 02 0003 02 0004 02 0005 02 0006 02 0007 02 0008 02 0009 02 0010 02	cument 136143 139984 159443 176164 195630 211827 232994 253729 275191	Document 02/09/2023 02/14/2023 03/07/2023 03/28/2023 04/17/2023 05/03/2023 05/24/2023 06/14/2023 07/11/2023	No violation foun *** 1st notice - 2ND NOTICE 137 3rd notice - H51 4th notice - H51 5th notice - H51 7th notice - H51 8th notice - H51 9th notice - H51 10th notice - H51	d - H51 151 Project created / Citaion issued		File-Reference 10700 North Fwy
ENTRY Do 0001 02 0002 02 0003 02 0004 02 0005 02 0006 02 0007 02 0008 02 0009 02 0010 02	cument 136143 139984 159443 176164 195630 211827 232994 253729 275191 295937	Document 02/09/2023 02/14/2023 03/07/2023 03/28/2023 04/17/2023 05/03/2023 05/24/2023 06/14/2023 07/11/2023 08/02/2023	No violation foun *** 1st notice - 2ND NOTICE 137 3rd notice - H51 4th notice - H51 5th notice - H51 7th notice - H51 8th notice - H51 9th notice - H51 10th notice - H51	d - H51 151 Project created / Citaion issued		File-Reference 10700 North Fwy

Screen Printed: 9/14/2023 3:22:57 PM by E106059 Project Number: 23034473

Desc. : GRADING AND FILL

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT

Applicant: SCHNEIDER, SUSAN

Juanai Funktiy		173 GRADING AND FILL  nable Add Toggle Display Select Database  Project Notes		
hort-Desc TORM DRAIN	ne l	Recorde Recorded-T 701/2023 05/01/2 15:59:28.18	Recorded	SPECIAL SINGLESS OF STREET
			Visiting to the control of the contr	
hort Desc.	STOR	M DRAIN - 05/01/2023	Note ID	02648815
		STORM DRAIN	Recorded By	
tatus Code	С	Correction Necessary		05/01/2023
	Action	ned By T22 Dated 05/01/2023	Access Star	ndard Comments
codes and	ordi	e been reviewed by Nahid Mohamm nances adopted by the City of H	louston.	
codes and If you hav Call: 832- E-mail: Na Schedule a	ordi ve a -394- ahid. an ap	nances adopted by the City of H question about any of the comme 9654, OR mohammadi@houstontx.gov, OR pointment (see comment below)	louston.	
codes and If you hav Call: 832- E-mail: Na Schedule a	ordi ve a -394- ahid. an ap	nances adopted by the City of H question about any of the comme 9654, OR mohammadi@houstontx.gov, OR pointment (see comment below)	louston. ents below, plea	98 <b>0</b> :

by E106059 Screen Printed: 9/14/2023 3:23:06 PM Project Number: 23034473 Desc. : GRADING AND FILL Address: 10700 NORTH FWY 77037 Occupant: IPT MANAGEMENT Applicant: SCHNEIDER, SUSAN 11201 FM 1485 **CONROE, TX 77306** X Project Notes: 23034473 GRADING AND FILL Additional Functions Enable Add Toggle Display Select Database Project Notes Recorde... Recorded-T... Recorded-... Short Desc 05/01/2... 15:59:28.18 STORM DRAIN - 05/01/2023 02648815 Short Desc. STORM DRAIN - 05/01/2023 Note ID Department 360 STORM DRAIN Recorded By | T22 Date 05/01/2023 Status Code C Correction Necessary Access Standard Comments Actioned By T22 Dated 05/01/2023 Extended Comments-Schedule a meeting with me Project No: 23034473 Address: 10700 North Fwy, Houston, TX 77037 1. RESPONSE SHEET Re-submittals shall include a response sheet that addresses each comment and references the sheet number or location in which the corrections may be found. Please upload the response sheet to the Applicant Response folder in ProjectDox. 2. STORMHATER INFORMATION FORM a) Complete the following form and resubmit it with your plans. Please use the following link to find the Stormwater Information Form: https://www.houstonpermittingcenter.org/media/4996/download b) Also include a copy of the following (Required): i.most recent survey or recorded plat (please provide survey and/or plat) ii.a copy of the tax account information iii.a copy of the recorded deed or title report in the owners name

Line 1 Column 1

Update |

Check Spelling

by E106059 Screen Printed: 9/14/2023 3:23:19 PM Project Number: 23034473

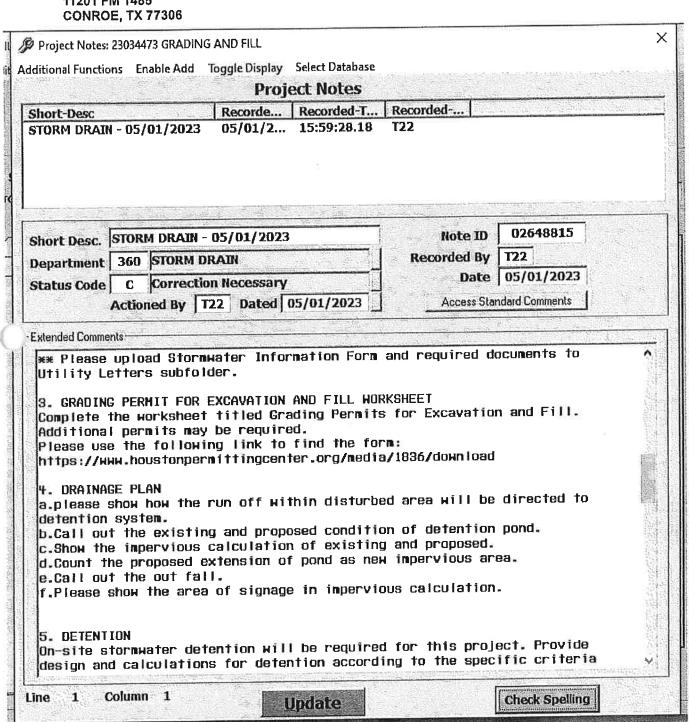
Desc.: GRADING AND FILL

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT

Applicant: SCHNEIDER, SUSAN

11201 FM 1485 **CONROE, TX 77306** 



by E106059 Screen Printed: 9/14/2023 3:23:30 PM Project Number: 23034473 Desc. : GRADING AND FILL

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT

Applicant: SCHNEIDER, SUSAN

ditional Functions Enable Add			en;
	Project Notes		
Short-Desc STORM DRAIN - 05/01/202	Recorde   Recorded-T   3   05/01/2   15:59:28.18	Recorded	
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	,,		
Short Desc. STORM DRAI	ı - 05/01/2023	Note ID	02648815
epartment 360 STORM		Recorded By	T22
Status Code C Correc	The state of the s	Date	05/01/2023
	T22 Dated 05/01/2023	Access Sta	ndard Comments
5. DETENTION On-site stormwater do design and calculation found in the city ore	etention will be required ons for detention accord dinance (2022 COH Infras	ing to the spec	ific criteria
design and calculation found in the city ordered and the city ordered and calculation of the complexity of the control of the	ons for detention accordinance (2022 COH Infrasionance (2022 COH Infrasionance (2022 COH Infrasionance please provide the detention rates bases are restrictor(s) on the provide restrictor(s) will detention capacity levation of the overflow channel and provide detail storage area volume. I	ing to the spectructure Design information beed off the 2022 )) lan(s) within t th the water su structure, if ils, if any. f there are mul	ific criteria Manual  low to the plan: City of Houston  he private  rface elevations  any.  tiple detention

by E106059 Screen Printed: 9/14/2023 3:23:50 PM Project Number: 23034473

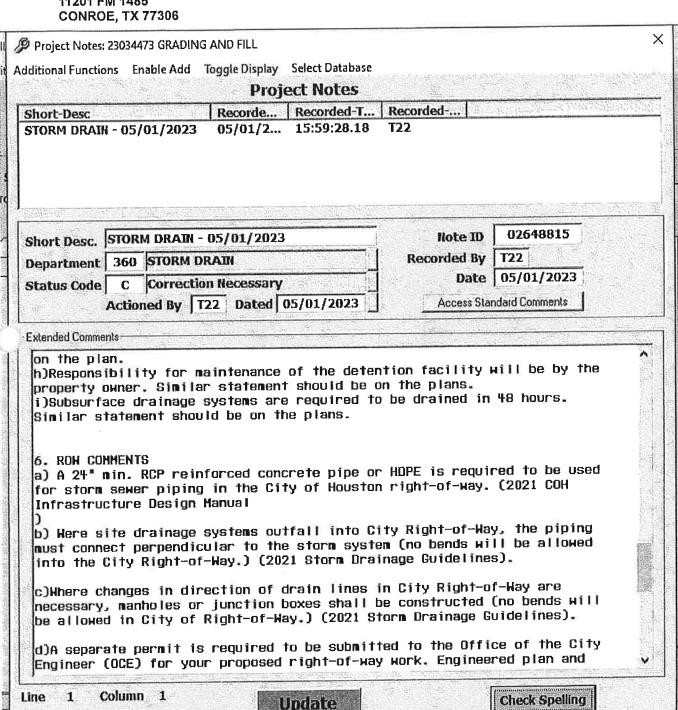
Desc. : GRADING AND FILL

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT

Applicant: SCHNEIDER, SUSAN

11201 FM 1485



Project Number: 23034473

Screen Printed: 9/14/2023 3:23:58 PM by E106059

Desc.: GRADING AND FILL

Address: 10700 NORTH FWY 77037

**Occupant: IPT MANAGEMENT** 

Applicant: SCHNEIDER, SUSAN

11201 FM 1485 CONROE, TX 77306

Short-Desc		Recorde	Recorded-T	Recorded		
STORM DRAII	I - 05/01/2023	05/01/2	15:59:28.18	T22		
epartment Status Code	STORM DRAIN - 360 STORM D C Correction	RAIN on Necessary				
Extended Comme	nts					
Engineer	TOCE) for you	r nronosed	right-of-way	ed to the C	office of the City	
required. Please e-i how to sul	(2021 COH ID nail OCE@hous omit this sep	M 1.06.D an tontx.gov o arate permi	censed Texas d 2021 COH l or call 832-3 t.	: Professior (DM 3.2.01(3 194-9149 for	nal Engineer are 3)). • instructions on	
required. Please e-i how to sul To demons project #	(2021 COH ID nail OCE@hous omit this sep trate this pr for the righ	M 1.06.D an tontx.gov o arate permi ocess has b t-of-way dr arate OCE p	censed Texas d 2021 COH 1 or call 832–3 t. deen started, rawings and r oroject must	Profession OH 3.2.01(3 PH-9149 for provide the reference the	nal Engineer are  3)).  • instructions on  ne 8-digit ILMS  nat # on the  ninistratively	
required. Please e- how to sul To demons project # drainage   complete	(2021 COH ID nail OCE@hous omit this sep trate this pr for the righ olan. The sep in the Citys	M 1.06.D an tontx.gov o arate permi ocess has b t-of-way dr arate OCE p system prio	censed Texas d 2021 COH 1 or call 832-3 t. deen started, eawings and r oroject must or to approvi	Profession OH 3.2.01(3 94-9149 for provide the reference the also be adding this con	nal Engineer are  3)).  • instructions on  ne 8-digit ILMS  nat # on the  ninistratively	

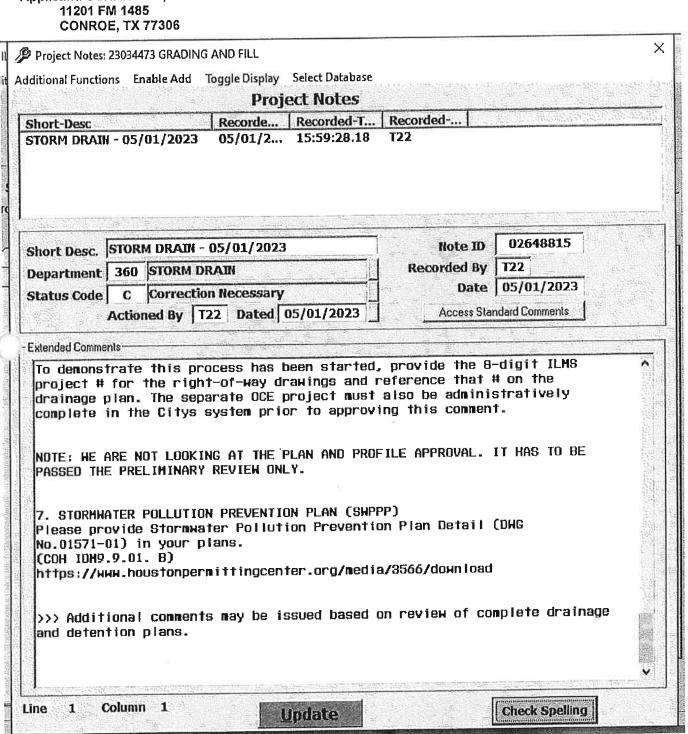
Project Number: 23034473 Screen Printed: 9/14/2023 3:24:02 PM by E106059

Desc. : GRADING AND FILL

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT

Applicant: SCHNEIDER, SUSAN



by E106059 Screen Printed: 9/14/2023 3:24:37 PM Project Number: 23012492

Desc.: (INV) NON 311 COMPLAINT: CONSTRUCTION W/O PERMIT

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT

08/02/2023

כבחבו בחו סח

31

🥬 (103) Project Comments - Project: 23012492 (INV) NON 311 COMPLAINT: CONSTRUCTION W/O PERMIT

\*\*\*\*\*\*\*

Additional Functions (107) CO/CC Comments Toggle Display Select Database Canned Comment Mode

Comi ^ P... IS-Ty... Comment Comment-... 11511 \*\*\*\*\*\*\* 09/14/2023 31 H51 Set For JURY TRIAL On 10/26/2023 At 8:00 AM In Court 5. 09/14/2023 31 H51 31 09/14/2023 **H51** 31 09/13/2023 H51 met property manager Ms. Deborah Anderson (713) 999-4444 and H51 31 09/13/2023 building manager Mr. Javier Marcos (713) 825-6815 and I explained the H51 09/13/2023 31 reason for my visit and Ms. Anderson stated that they Architect **H51** 31 09/13/2023 submitting New plans to main entry building envelope is expanding out H51 09/13/2023 31 We are completely redoing the entry to the building. There will be a H51 31 09/13/2023 future day care. There will be a future outdoor sitting area. We are H51 31 09/13/2023 changing drive / adding a middle attaching lane. Expanding building to H51 09/13/2023 31 include a parapet for an ambulance drive for our future ER tenant. H51 31 09/13/2023 Enlarging our bridge to garage. Literally complete taking apart, sand H51 31 09/13/2023 H51 blasting, and painting the entire garage. Adding a full building 31 09/13/2023 **H51** generator. We barely got gas to property. All of this outside work has 31 09/13/2023 to be done at same time to minimize property impact and be efficient H51 09/13/2023 31 with retention and city permits to comply with all. She continued and H51 09/13/2023 31 said are even working with Aldine Independent School district to erect **H51** 09/13/2023 31 H51 a security fence that goes all the way down the property on the 09/13/2023 31 dangerous side. They are also willing to allow the expansion of the H51 09/13/2023 31 drives in and out to avoid the fire hydrant being hit continuously and H51 09/13/2023 31 slow/dangerous traffic in /out of building. H51 explained to them she **H51** 09/13/2023 31 willing to work with them as long she receive an email once month from **H51** 09/13/2023 31 **H51** her. 09/13/2023 31 H51 \*\*\*\*\*\* 09/13/2023 31 H51 H51 on site visit for follow up construction without 31 311 09/13/2023 H51 permit. At time of visit observed no changes since last 31 311 09/13/2023 H51 visit. Checked in ILMS and observed project created under 31 3II 09/13/2023 H51 #23034473 and rejected as of 05-04-23. Posted red tag. 31 311 09/13/2023 H51 Pictures taken and follow up schedule. 31 311 09/13/2023 H51 H51 on site visit for complaint fill and grade without 08/23/2023 31 311 permit. At time of visit walked the property from City H51 08/23/2023 311 31 H51 Right-of-way and observed building delivered dirt's on 31 311 08/23/2023 H51 North side of the building and installed sign exceeding 311 08/23/2023 31 H51 the max height 36' and is in violation as per Sign **3II** 31 08/23/2023 H51 department. Checked in ILMS and observed project created 311 31 08/23/2023 under #23034473 and rejected as of 05-04-23. Posted red H51 311 31 08/23/2023 H51 tag. Pictures taken and follow up schedule. 311 08/23/2023 31 MAILED CITATION CERTIFIED PER H51 [9589 0710 5270 0446 9133 43] HA<sub>2</sub> 31 08/03/2023 H51 31 08/02/2023 Citation N39044993 written to Mr. Greg Lester, 10700 North Fwy, 10th H51 **3**I 08/02/2023 FL, Houston, TX. 77037 (713) 999-4444 for BD64 & BD12 Arraignment date H51 31 08/02/2023 H51 is 09/13/23 in court 14 on Mykawa at 3 PM.

X

山馬1

Project Number : 23012492 Screen Printed: 9/14/2023 3:24:45 PM by E106059

Desc. : (INV) NON 311 COMPLAINT: CONSTRUCTION W/O PERMIT

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT

(103) Project Comments - Project: 23012492 (INV) NON 311 COMPLAINT: CONSTRUCTION W/O PERMIT	( (matr.)	
---	-----------	--

X

Additional Functions (107) CO/CC Comments Toggle Display Select Database Canned Comment Mode

Comment	P	IS-Ty		Comi
08/02/2023	31	311	H51 on site visit for complaint fill and grade without	H51
08/02/2023	31	311	permit. At time of visit walked the property from City	H51
08/02/2023	31	311	Right-of-way and observed building delivered dirt's on	H51
08/02/2023	31	311	North side of the building and installed sign exceeding	H51
08/02/2023	31	311	the max height 36' and is in violation as per Sign	H51
08/02/2023	31	311	department. Checked in ILMS and observed project created	H51
08/02/2023	31	311	under #23034473 and rejected as of 05-04-23. Posted red	H51
08/02/2023	31	311	tag to inform property owner CITATION issued. Pictures	. H51
08/02/2023	31	311	taken and follow up schedule.	H51
07/11/2023	31	311	H51 on site visit for complaint fill and grade without	H51
07/11/2023	31	311	permit. At time of visit walked the property from City	H51
07/11/2023	31	311	Right-of-way and observed building delivered dirt's on	H51
07/11/2023	31	311	North side of the building and installed sign exceeding	H51
07/11/2023	31	311	the max height 36' and is in violation as per Sign	H51
07/11/2023	31	311	department, H51 met with Mr. Greg Lester (713) 999-4444	H51
07/11/2023	31	311	project manager, email address glester@marcoslaw.com and	H51
07/11/2023	31	311	explained the reason for my visit. Mr. Lester stated that	H51
07/11/2023	31	311	his Architect submit the plans and rejected. H51	H51
07/11/2023 07/11/2023	31	311	explained the permit must obtain or violation must be	H51
07/11/2023 07/11/2023	31	311	removed. Posted red tag. Pictures taken and follow up	H51
07/11/2023 07/11/2023	31	311	schedule.	H51
06/14/2023 06/14/2023	31	311	H51 on site visit for complaint fill and grade without	H51
	31	311	permit. At time of visit walked the property from City	H51
06/14/2023	31	311	Right-of-way and observed building delivered dirt's on	H51
06/14/2023	31	311	North side of the building and installed sign exceeding	H51
06/14/2023	31	311	the max height 36' and is in violation as per Sign	H51
06/14/2023	A. 27000	311	department. Checked in ILMS and observed project created	H51
06/14/2023	31		under #23034473 and under reviewed as of 05-04-23. Posted	H51
06/14/2023	31	311	red tag. Pictures taken and follow up schedule.	H51
06/14/2023	31	311	H51 on site visit for complaint fill and grade without	H51
05/24/2023	31	311	permit. At time of visit walked the property from City	H51
05/24/2023	31	311	Right-of-way and observed building delivered dirt's on	H51
05/24/2023	31	311	North side of the building and installed sign exceeding	H51
05/24/2023	31	311	North side of the building and installed sign exceeding	H51
05/24/2023	31	311	the max height 36' and is in violation as per Sign	H51
05/24/2023	31	311	department. Checked in ILMS and observed project created	H51
05/24/2023	31	311	under #23034473 and under reviewed as of 05-04-23. No tag	H51
05/24/2023	31	311	was posted and allow 2 weeks for plans to be resubmit it	H51
05/24/2023	31	311	back to City. Pictures taken and follow up schedule.	H51
05/24/2023	31	311	***********	H51
05/03/2023	31	311	H51 on site visit for complaint fill and grade without	H51
05/03/2023	31	311	permit. At time of visit walked the property from City	H51
05/03/2023	31	311	Right-of-way and observed building delivered dirt's on	10.00
05/03/2023	31	311	North side of the building and installed sign exceeding	H51
U2 103 13U33	TC	TIC	the may beight 26' and it is violation at not Cian	

Project Number: 23012492 Screen Printed: 9/14/2023 3:24:53 PM by E106059

Desc. : (INV) NON 311 COMPLAINT: CONSTRUCTION W/O PERMIT

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT

(103) Project Comments - Project: 23012492 (INV) NON 311 COMPLAINT: CONSTRUCTION W/O PERMIT

Additional Functions (107) CO/CC Comments Toggle Display Select Database Canned Comment Mode

Comment	P	IS-Ty	Comment	Com
5/03/2023	31	311	H51 on site visit for complaint fill and grade without	H51
5/03/2023	31	311	permit. At time of visit walked the property from City	H51
05/03/2023	31	311	Right-of-way and observed building delivered dirt's on	H51
	31	311	North side of the building and installed sign exceeding	H51
5/03/2023	STATE OF THE PARTY.	311	the max height 36' and is in violation as per Sign	: H51
05/03/2023	31		department, Checked in ILMS and observed project created	H51
)5/03/2023	31	311	under #23034473 and under reviewed as of 05-01-23.No tag	H51
5/03/2023	31	311	was posted and allow 2 weeks for plans to be resubmit it	H51
05/03/2023	31	311	was posted and allow 2 weeks for plans to be resubility to	H51
5/03/2023	31	311	back to City. Pictures taken and follow up schedule.	H51
04/17/2023	31	311	H51 on site visit for complaint fill and grade without	H51
14/17/2023	31	್ 3Π	permit. At time of visit walked the property from City	H51
04/17/2023	31	311	Right-of-way and observed building delivered dirt's on	H51
04/17/2023	31	<b>3II</b>	North side of the building and installed sign exceeding	
04/17/2023	31	311	the max height 36' and is in violation as per Sign	H51
14/17/2023	<b>3I</b>	311	department. Checked in ILMS and observed project created	H51
14/17/2023	31	3II	under #23034473 and under reviewed as of 04-18-23. Pictures	H51
14/17/2023	31	311	taken and follow up schedule.	H51
3/28/2023	31	311	HS1 on site visit for complaint fill and grade without	H51
3/28/2023	31	311	permit. At time of visit walked the property from City	H51
3/28/2023	31	311	Right-of-way and observed building delivered dirt's on	H51
3/28/2023	31	311	North side of the building and installed sign exceeding	H51
13/28/2023	31	311	the max height 36' and is in violation as per Sign	H51
3/28/2023	31	311	department. H51 met with Mr. Greg Lester (713) 999-4444	H51
	31	311	project manager, email address glester@marcoslaw.com and	: H51
3/28/2023	18 -		explained the reason for my visit. Mr. Lester stated that	H51
)3/28/2023	31	311	on 2017 property was located at Harris County and had a	H51
3/28/2023	31	311	pond at back of the property which removed and built	: H51
03/28/2023	31	311	garage for the building. Because of this problem City	H51
03/ <b>28/2023</b>	31	311	doesn't allow them to obtain new permit for sign. H51	H51
3/28/2023	31	311	doesn't allow them to obtain new permit for sign, not	H51
3/28/2023	31	311	explained to Mr. Lester that permit must be obtain or fill	H51
3/28/2023	31	3 <b>II</b>	and grade must be removed. Handed red tag to Mr. Lester at	H51
3/28/2023	31	311	site. Pictures taken and follow up schedule.	137
3/07/2023	<b>31</b>		*******	
3/07/2023	31		Upon arrival at 10700 North Fwy. I37 reviewed ILMS.	137
03/07/2023	31	covering at	No permit has been obtained, spoke with property manager	137
03/07/2023	31	1 11 110	explained Fill and Grade permit was required mound of Dirt	- 137
3/07/2023	31	200	2 pole high tech sign is sitting on. Reviewed Investigation	137
03/07/2023	31	55.5	with Sign Administration. A Estrada, was said sign is in	137
)3/07/2023 <sub>-</sub>	31	naceonatian ()	Violation and is 5ft above hight per Sign code and is under	137
03/07/2023	31	8	litigation at this time.	137
03/07/2023	31	\$ ×	********	137
	31	Trompose»	H51 on site visit for complaint fill and grade without	H51
02/14/2023	31	En e - 11	pormit At time of visit walked the property from City	H51
02/14/2023	1 31	60 U	Dight-of-way and observed building delivered dist's	. us1

Χ

Project Number: 23012492 Screen Printed: 9/14/2023 3:24:58 PM by E106059

 $\times$ 

Desc. : (INV) NON 311 COMPLAINT: CONSTRUCTION W/O PERMIT

Address: 10700 NORTH FWY 77037

Occupant: IPT MANAGEMENT

(103) Project Comment	es - Project: 23012492 (INV) NON 311 COM	APLAINT: CONSTRUCTION W/O PERMIT

Additional Functions (107) CO/CC Comments Toggle Display Select Database Canned Comment Mode

Comment	P	IS-Ty	Comment	Comi
04/17/2023	31	311	taken and follow up schedule.	H51
03/28/2023	31	311	H51 on site visit for complaint fill and grade without	H51
03/28/2023	31	311	permit. At time of visit walked the property from City	H51
03/28/2023	31	311	Right-of-way and observed building delivered dirt's on	H51
03/28/2023	31	311	North side of the building and installed sign exceeding	H51
03/28/2023	31	311	the max height 36' and is in violation as per Sign	H51
03/28/2023	31	311	department, H51 met with Mr. Greg Lester (713) 999-4444	H51
03/28/2023	31	311	project manager, email address glester@marcoslaw.com and	H51
03/28/2023	31	311	explained the reason for my visit. Mr. Lester stated that	H51
03/28/2023	31	311	on 2017 property was located at Harris County and had a	H51
03/28/2023	31	311	pond at back of the property which removed and built	H51
03/28/2023	31	311	garage for the building. Because of this problem City	H51
03/28/2023	31	311	doesn't allow them to obtain new permit for sign. H51	H51
03/28/2023	31	311	explained to Mr. Lester that permit must be obtain or fill	H51
03/28/2023	31	311	and grade must be removed. Handed red tag to Mr. Lester at	H51
03/28/2023	31	311	site. Pictures taken and follow up schedule.	H51
03/07/2023	31		******	137
03/07/2023	31	E	Upon arrival at 10700 North Fwy. I37 reviewed ILMS.	137
03/07/2023	31		No permit has been obtained, spoke with property manager	137
03/07/2023	31	19	explained Fill and Grade permit was required mound of Dirt	137
03/07/2023	31		2 pole high tech sign is sitting on. Reviewed Investigation	137
03/07/2023	31	100	with Sign Administration, A Estrada, was said sign is in	137
03/07/2023	31		Violation and is 5ft above hight per Sign code and is under	137
03/07/2023	31		litigation at this time.	137
03/07/2023	3 3 I	27.1	*******	137
02/14/2023	31		H51 on site visit for complaint fill and grade without	H51
02/14/2023	31		permit. At time of visit walked the property from City	H51
02/14/2023	31		Right-of-way and observed building delivered dirt's	H51
02/14/2023	31		on North side of the building and installed sign	H51
02/14/2023	- 31		exceeding the max height 36' and is in violation as	H51
02/14/2023	31		per Sign department, H51 met with Ms. Deb Anderson	H51
02/14/2023	31		property manger (713) 999-4444 on lobby and explained	Н51
02/14/2023	31		the reason for her visit. Ms. Anderson stated that she	H51
02/14/2023	31	**	will sharing the information with property owner. Handed	H51
02/14/2023	31	1	red tag to Ms. Anderson to obtain proper permit for fill	H51
02/14/2023	31		and grade. Pictures taken and follow up schedule.	H51
02/14/2023	31	311	DUE DATE: FEB. 14, 2023	HA2 🧌
02/09/2023	31	311	H51 on site visit for complaint fill and grade without	H51
02/09/2023	31	3I1	permit. At time of visit walked the property from City	H51
02/09/2023	31	3I1	Right-of-way and was unable to observe any violation.	H51
	31	311	Pictures taken and task closed.	H51
02/09/2023	31	717	NON 311: PER SIGNS: BERM BUILT AND PLACED IN FRONT OF BUILDING	HA2
02/08/2023	3I		The landlord has added 4 to 5 feet of grading/fill without a permit.	HA2
02/08/2023	31		CINC BINGUIA ING GAMAGE 1.40 E 1.77	NG 99



### CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 1/14/2025 District H Item Creation Date: 10/29/2024

HPW 20CW10370 / Non-acceptance of Sunset Heights Addition Alley/Joseph Cohen/Parcel SY25-018

Agenda Item#: 47.

## **Summary:**

RECOMMENDATION from Director Houston Public Works, reviewed and approved by the Joint Referral Committee, on request from Joseph Cohen of Davis Cohen Interests, LLC, declining the acceptance of, rejecting, and refusing the dedication of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas, Parcel SY25-018 - DISTRICT H - CASTILLO TAGGED BY COUNCIL MEMBER CASTILLO

This was item 10 on agenda of January 8, 2025

### **Background:**

**SUBJECT:** Request for a motion declining the acceptance of, rejecting, and refusing the dedication of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas. **Parcel SY25-018** 

**RECOMMENDATION:** It is recommended City Council approve a motion declining the acceptance of, rejecting, and refusing the dedication of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas. **Parcel SY25-018** 

**SPECIFIC EXPLANATION:** Joseph Cohen, of Davis Cohen Interests, LLC, 2420 Baylor Street Houston, Texas 77009, requested the non-acceptance of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas. The applicant plans to incorporate the subject alley into his surrounding property. The abutting owners plan to incorporate portions of the subject alley into their properties. The alley has never been paved or used for utility purposes, and the City has identified no future need for it. The Joint Referral Committee reviewed and approved the request.

It is recommended City Council approve a motion declining the acceptance of, rejecting, and refusing the dedication of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas.

### **Fiscal Note**

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

Randall V. Macchi

Director, Houston Public Works

# **Contact Information:**

Roberto Medina	DO-HPW	832.395.2456
Interim Chief of Staff	Government Relations	
Maria Perez	DO-HPW	832.395.2282
HPW Agenda	Government Relations	
Coordinator		
Addie L. Jackson, Esq.	Capital Projects	832.395.3164
Assistant Director	Real Estate Services	

# **ATTACHMENTS:**

**Description** Type

Signed Coversheet Signed Cover sheet
Aerial Map Backup Material
Location Map Backup Material



#### **CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:
District H
Item Creation Date: 10/29/2024

HPW 20CW10370 / Non-acceptance of Sunset Heights Addition Alley/Joseph Cohen/Parcel SY25-018

Agenda Item#:

#### **Background:**

<u>SUBJECT</u>: Request for a motion declining the acceptance of, rejecting, and refusing the dedication of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas. **Parcel SY25-018** 

**RECOMMENDATION:** It is recommended City Council approve a motion declining the acceptance of, rejecting, and refusing the dedication of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas. **Parcel SY25-018** 

**SPECIFIC EXPLANATION:** Joseph Cohen, of Davis Cohen Interests, LLC, 2420 Baylor Street Houston, Texas 77009, requested the non-acceptance of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas. The applicant plans to incorporate the subject alley into his surrounding property. The abutting owners plan to incorporate portions of the subject alley into their properties. The alley has never been paved or used for utility purposes, and the City has identified no future need for it. The Joint Referral Committee reviewed and approved the request.

It is recommended City Council approve a motion declining the acceptance of, rejecting, and refusing the dedication of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas.

#### Fiscal Note

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

— DocuSigned by:

12/12/2024

Randall V. Macchi

Director, Houston Public Works

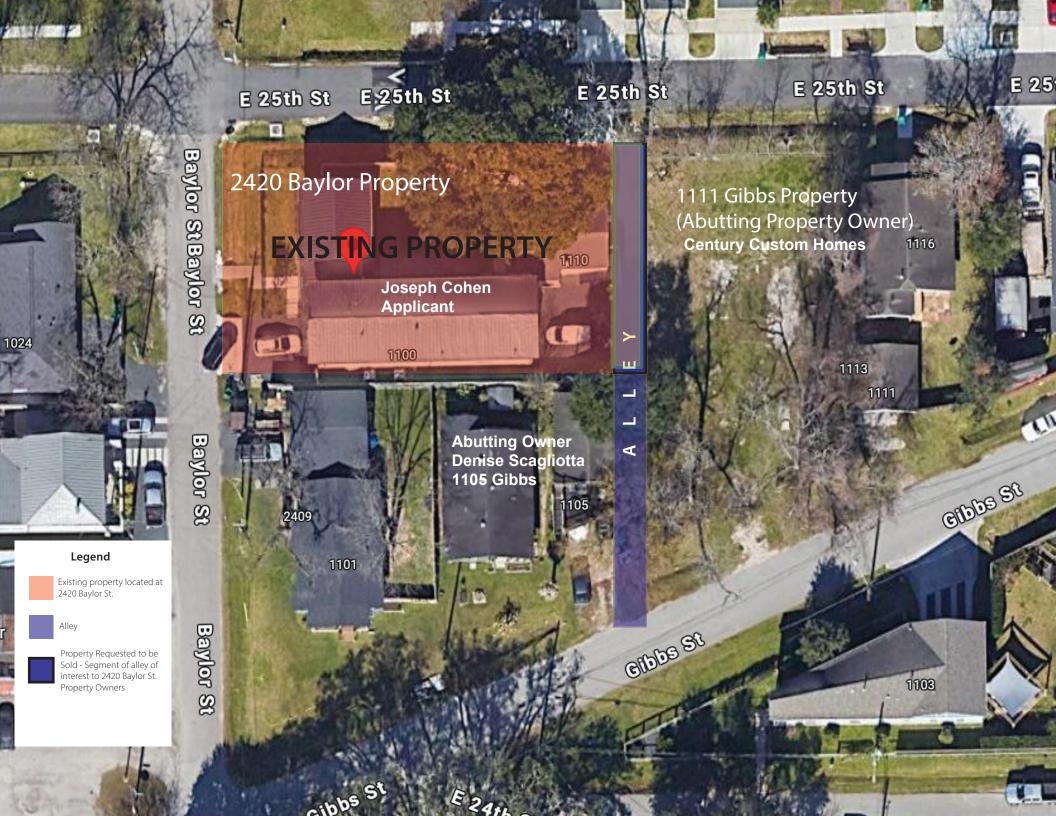
#### **Contact Information:**

	1	
Roberto Medina	DO-HPW	832.395.2456
Interim Chief of Staff	Government Relations	
Maria Perez	DO-HPW	832.395.2282
HPW Agenda	Government Relations	
Coordinator		
Addie L. Jackson, Esq.	Capital Projects	832.395.3164
Assistant Director	Real Estate Services	

#### **ATTACHMENTS:**

Description Type

Location MapBackup MaterialAerial MapBackup Material





# **LOCATION MAP** Non-acceptance of a 12 foot-wide alley, from East 25th Street south to Gibbs Street, located within Block 62, of the Sunset Heights Addition, out of the John Austin League Survey, A-1, Harris County, Texas. Parcel SY25-018 Prepared by: Cynthia Wells, City of Houston, 611 Walker, 19th Floor, Houston, TX 12 Foot-wide Alley SY25-018 E 25th St E 25th St Joseph Cohen Applicant **Century Custom** Homes Abutting Owner Denise Scagliotta **Abutting Owner** Gibbs St



**KEY MAP 453T** 

Sources: Esri, Airbus DS, USGS, NGA, NASA, CGIAR, N R

E 24th St

Sources: Esri, Airbus DS, USGS, NGA, NASA, CGIAR, N Robinson, NCEAS, NLS, OS, NMA, Geodatastyrelsen, Rijkswaterstaat, GSA, Geoland, FEMA, Intermap and the GIS user community, Sources: Esri, TomTom, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, and the GIS User Community



E 24th St

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



#### CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 1/14/2025

Item Creation Date:

**FIN Pension Audits** 

Agenda Item#: 48.

## **Summary:**

RESOLUTION of City Council of City of Houston, Texas, accepting results of audits of Actuarial Valuations, Studies, and Reports for City's Three Pension Systems: Houston Municipal Employees Pension System, Houston Firefighters' Relief and Retirement Fund, and Houston Police Officers Pension System

#### TAGGED BY COUNCIL MEMBER ALCORN

This was item 26 on agenda of January 8, 2025

### **Background:**

#### **RECOMMENDATION:**

Approve a resolution of the City Council of the City of Houston, Texas, accepting the results of the audits for the actuarial valuations, studies, and reports for the City's three systems: The Houston Municipal Employees Pension System ("HEMPS"), the Houston Firefighters' Relief and Retirement Fund ("HFRRF"), and the Houston Police Officers Pension System ("HPOPS").

#### **SPECIFIC EXPLANATION:**

Per Section 802.1012 of the Texas Government Code (the "Statute"), every five years the City must engage an independent actuary for the purpose of conducting an audit of the most recently prepared actuarial valuations, studies, and reports of the City's three pension systems: the Houston Municipal Employees Pension System ("HMEPS"), the Houston Firefighters' Relief and Retirement Fund ("HFRRF"), and the Houston Police Officers Pension System ("HPOPS").

Definiti LLC ("The Actuary") has conducted audits of the most recent actuarial valuations and studies of the three pension systems, prepared preliminary drafts of the audit reports of the three pension systems, and received responses from the three pension systems (collectively constituting the "Final Audit Report") in accordance with Section 802.1012 of the Statute.

The Finance Director recommends City Council approve the proposed resolution accepting the Final Audit Reports for the three pension systems.

Melissa Dubowski,	Chief Business	Officer/Director of Finance

# **Contact Information:**

Alma Tamborello, Finance Department **Phone:** 832-393-9099

# **ATTACHMENTS:**

Description

Signed Coversheet

Type

Signed Cover sheet



#### CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 1/7/2025

Item Creation Date:

Pension Audits

Agenda Item#: 13.

#### **Background:**

#### **RECOMMENDATION:**

Approve a resolution of the City Council of the City of Houston, Texas, accepting the results of the audits for the actuarial valuations, studies, and reports for the City's three systems: The Houston Municipal Employees Pension System ("HEMPS"), the Houston Firefighters' Relief and Retirement Fund ("HFRRF"), and the Houston Police Officers Pension System ("HPOPS").

#### **SPECIFIC EXPLANATION:**

Per Section 802.1012 of the Texas Government Code (the "Statute"), every five years the City must engage an independent actuary for the purpose of conducting an audit of the most recently prepared actuarial valuations, studies, and reports of the City's three pension systems: the Houston Municipal Employees Pension System ("HMEPS"), the Houston Firefighters' Relief and Retirement Fund ("HFRRF"), and the Houston Police Officers Pension System ("HPOPS").

Definiti LLC ("The Actuary") has conducted audits of the most recent actuarial valuations and studies of the three pension systems, prepared preliminary drafts of the audit reports of the three pension systems, and received responses from the three pension systems (collectively constituting the "Final Audit Report") in accordance with Section 802.1012 of the Statute.

The Finance Director recommends City Council approve the proposed resolution accepting the Final Audit Reports for the three pension systems.

— DocuSigned by:

Melissa Dubowski, Chief Business Officer/Director of Finance

**Contact Information:** 

Alma Tamborello \_\_ Ph

Phone: 832-393-9099