



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 4/6/2022

ALL

Item Creation Date:

HPW - 20PMG17- Consent Decree – Clean Water Act and Texas Water Code Claims

Agenda Item#: 6.

Background:

Subject: Spending Authority to Pay Stipulated Penalties under the Consent Decree: Fourth Quarter (4Q) FY21 & all FY22.

Recommendation:

Adopt an Ordinance providing spending authority to pay Stipulated Penalties under the Consent Decree. The total authorization requested consists of (1) \$293,600.00 to satisfy a payment demand issued jointly by the United States and The State of Texas on March 4, 2022 for violations that occurred between April 1, 2021 through June 30, 2021 pursuant to the terms of the Consent Decree, and (2) an additional estimated amount of \$1,200,000.00 to cover potential stipulated penalties that may be assessed for violations occurring through the end of Fiscal Year 2022 (June 30, 2022).

Description and Scope: The Director of Houston Public Works requests City Council approval of an Ordinance providing spending authority to pay Stipulated Penalties assessed under the wastewater Consent Decree between the City of Houston, the United States and the State of Texas. This spending authority will enable Houston Public Works to timely pay these invoices as they are received from the United States and the State of Texas, which is expected to occur on a quarterly basis.

FISCAL NOTE:

Funding for this item is included in the FY22 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policies.

Approved by:
 3/28/2022

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Carol Ellinger Haddock, P.E.

Director

Houston Public Works

Estimated Spending Authority			
DEPARTMENT	FY2022	OUT YEARS	TOTAL
Houston Public Works	\$1,193,600.00	\$300,000.00	\$1,493,600.00

Amount and Source of Funding:

Amount of Funding:

\$1,493,600.00 Fund 8300 – Water and Sewer System Operating Fund

Contact Information:

Phillip Goodwin

Regulatory Compliance Director

832-395-3075

ATTACHMENTS:

Description

Funding Docs

Stipulated Penalties

Type

Financial Information

Backup Material