



Legislation Details (With Text)

File #: 22-5853 **Version:** 1 **Name:**
Type: Contract - Amendment **Status:** Passed
File created: 9/19/2022 **In control:** Commissioners Court
On agenda: 9/27/2022 **Final action:** 9/27/2022
Title: Request for approval of amendment No. 2 to an agreement with Freese and Nichols, Inc., in the amount of \$500,000, to provide additional program management, engineering, and related services as may be needed in support of the District's Frontier Program in the Upper Langham Creek Watershed. (Addicks Reservoir Watershed, Project ID U100-00-00-G001, Agreement No. 2018-46, Precincts 3 and 4, MWDBE Contracted Goal: 20%, MWDBE Current Participation: N/A).

Sponsors:

Indexes:

Code sections:

Attachments: 1. 092722 AGMT FREESE NICHOLS 2018-46 PCT 3 & 4 backup

Date	Ver.	Action By	Action	Result
9/27/2022	1	Commissioners Court		

Department: Flood Control District

Department Head/Elected Official: Tina Petersen, Ph.D., P.E., Executive Director

Regular or Supplemental RCA: Regular RCA

Type of Request: Contract - Amendment

Project ID (if applicable): U100-00-00-G001

Vendor/Entity Legal Name (if applicable): Freese and Nichols, Inc.

MWDBE Contracted Goal (if applicable): 20%

MWDBE Current Participation (if applicable): N/A

Justification for 0% MWDBE Participation Goal: N/A - Goal is not 0% and is listed above

Request Summary (Agenda Caption):

Request for approval of amendment No. 2 to an agreement with Freese and Nichols, Inc., in the amount of \$500,000, to provide additional program management, engineering, and related services as may be needed in support of the District's Frontier Program in the Upper Langham Creek Watershed. (Addicks Reservoir Watershed, Project ID U100-00-00-G001, Agreement No. 2018-46, Precincts 3 and 4, MWDBE Contracted Goal: 20%, MWDBE Current Participation: N/A).

Background and Discussion:

The Upper Langham Creek Frontier Program provides regional detention benefit for new development within the program service area based on 2012 court-approved program guidelines. The service area extends from John Paul Landing basin at the upstream end to Greenhouse basin at the downstream end. Development is ongoing along Langham Creek just downstream of SH99. Freese & Nichols, Inc. has been providing technical

oversight and review for the Program since 2017 to ensure development occurs in accordance with program guidelines. An agreement amendment is required for continued program technical support as program is soon to enter its next phase for development upstream of SH99. The amendment would increase the limit of appropriation from \$1,000,000 to \$1,500,000.

Expected Impact:

Continued support by consultant that has significant historical knowledge of the program to ensure development and analysis occurs in accordance with program guidelines and District criteria. Efforts will provide overall regional benefit to community within the program service area and will ensure no impacts to others upstream or downstream of the program limits.

Alternative Options:

Discontinue agreement, which would result in loss of critical technical support and historical knowledge needed for program success.

Alignment with Goal(s):

- ☐ Justice and Safety
- ☐ Economic Opportunity
- ☐ Housing
- ☐ Public Health
- ☐ Transportation
- ☒ Flooding
- ☐ Environment
- ☐ Governance and Customer Service

Prior Court Action (if any):

Date	Agenda Item #	Action Taken
05/08/2012	1.d.8	ATN
08/22/2017	2.b.7	Agreement
03/10/2020	2.a.7	Amendment

Location: Various locations along Upper Langham Creek (U100-00-00) near 8440 Greenhouse Road, Cypress, Texas 77433

Address (if applicable):

Precinct(s): Precincts 3 & 4

Fiscal and Personnel Summary			
Service Name	4.a.3 - Engineering Services		
	SFY 22	FY 23	Next 3 FYs
Incremental Expenditures (do NOT write values in thousands or millions)			
Labor Expenditures	\$	\$	\$
Non-Labor Expenditures	\$95,750	\$404,250	\$
Total Incremental Expenditures	\$95,750	\$404,250	\$

Funding Sources (do NOT write values in thousands or millions)			
Existing Budget			
Bonds	\$95,750	\$404,250	\$
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Total Current Budget	\$95,750	\$404,250	\$
Additional Budget Requested			
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Choose an item.	\$	\$	\$
Total Additional Budget Requested	\$	\$	\$
Total Funding Sources	\$95,750	\$404,250	\$
Personnel (Fill out section only if requesting new PCNs)			
Current Position Count for Service	-	-	-
Additional Positions Requested	-	-	-
Total Personnel	-	-	-

Anticipated Court Date: September 27, 2022

Anticipated Implementation Date (if different from Court date):

Emergency/Disaster Recovery Note: Not an emergency, disaster, or COVID-19 related item

Contact(s) name, title, department: Tina Petersen, Ph.D., P.E., Executive Director, Flood Control District

Attachments (if applicable): Agreement and Map