



Legislation Details (With Text)

**File #:** 24-0890      **Version:** 1      **Name:**

**Type:** Contract - Termination      **Status:** Passed

**File created:** 2/12/2024      **In control:** Commissioners Court

**On agenda:** 2/27/2024      **Final action:** 2/27/2024

**Title:** Request for approval of a Mutual Termination Agreement with WSB & Associates, Inc. dba Nathelyne A Kennedy & Associates, in connection with Wortham U/R Subdivision Drainage Improvements - 2018, UPIN 19103MF14K01, Precinct 3, Justification for 0% MWDBE Participation Goal: N/A - project was awarded prior to launch of County's M/WBE Program.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
2/27/2024	1	Commissioners Court		

**Department:** County Engineer

**Department Head/Elected Official:** Dr. Milton Rahman, PhD, P.E., PMP, CFM, ENV SP, County Engineer

**Regular or Supplemental RCA:** Regular RCA

**Type of Request:** Contract - Termination

**Project ID** (if applicable): UPIN 19103MF14K01

**Vendor/Entity Legal Name** (if applicable): WSB & Associates, Inc. dba Nathelyne A Kennedy & Associates

**MWDBE Contracted Goal** (if applicable): N/A

**MWDBE Current Participation** (if applicable): N/A

**Justification for 0% MWDBE Participation Goal:** N/A - project was awarded prior to launch of County's M/WBE Program

**Request Summary (Agenda Caption):**

Request for approval of a Mutual Termination Agreement with WSB & Associates, Inc. dba Nathelyne A Kennedy & Associates, in connection with Wortham U/R Subdivision Drainage Improvements - 2018, UPIN 19103MF14K01, Precinct 3, Justification for 0% MWDBE Participation Goal: N/A - project was awarded prior to launch of County's M/WBE Program.

**Background and Discussion:**

The professional Services contract was originally executed on October 25, 2022, with WSB & Associates, Inc. dba Nathelyne A Kennedy & Associates, Per court action on February 21, 2023, this project was placed on Table 3 - Additional Potential Reductions.

**Expected Impact:**

Approving this Termination of Agreement complies with the court action taken on February 21, 2023, for Table 3 - Additional Potential Reductions.

**Alternative Options:**

No alternative option. Both parties agree to mutually terminate the agreement.

**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
04/04/2023	84	Acceptance of Study Report
02/21/2023	37	Adoption of recommendations 1, 2, and 4 as presented and to add the following: Pause the project identified in Table 3 of Item 37, pending additional partner participation or precinct funding
10/25/2022	28	Contract Award for Professional Engineering Service
07/19/2022	89	Authorization to Negotiate

**Location:**

Address (if applicable): Wortham U/R Subdivision

Precinct(s): Precinct 3

Fiscal and Personnel Summary				
Service Name	Current Fiscal Year Cost			Annual Fiscal Cost
	Labor	Non-Labor	Total	Recurring Expenses
<b>Funding Sources</b>				
<b>Existing Budget</b>				
Choose an item.	\$	\$	\$	\$
Choose an item.	\$	\$	\$	\$
Choose an item.	\$	\$	\$	\$

Total Current Budget	\$	\$	\$	\$
<b>Additional Budget Request</b> ( <i>Requires Fiscal Review Request Form</i> )				
Choose an item.	\$	\$	\$	\$
Choose an item.	\$	\$	\$	\$
Choose an item.	\$	\$	\$	\$
Total Additional Budget Request	\$	\$	\$	\$
<b>Total Funding Request</b>	\$	\$	\$	\$
<b>Personnel</b> (Fill out section only if requesting new PCNs)				
Current Position Count for Service	-	-	-	-
Additional Positions Request	-	-	-	-
<b>Total Personnel</b>	-	-	-	-

**Anticipated Court Date: February 27, 2024**

**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:** Erwin Burden, P.E., CFM, Director of Disaster & Resiliency Division, Harris County Engineering Department

**Attachments** (if applicable): Mutual Termination Agreement