



City Council Agenda Item Request Form

This form is required to be completed by the applicable deadline for placement of an item on the City Council Agenda.

Date: 7/13/2026

Department Making Request: 30 - Public Works

Person Making Request: Dinh Ho, P.E.

Item Type: Agreement

Budgeted? N/A (no cost)

Cost:

If budgeted, identify account:

Short Description:

The agreement provides for the transfer of ownership, operation, and maintenance responsibilities of the District's wastewater treatment plant and Lift Stations No. 1 and No. 2 to the City, with provisions for the future conveyance of Lift Station No. 3 upon completion and acceptance.

Explanation/Justification Details:

The proposed Utility Conveyance, Function, and Security Agreement implements the requirements of the Development Agreement between the City, Brazoria County Municipal Utility District No. 87, and the Developer. Under the agreement, the District conveys all of its right, title, and interest in the existing wastewater treatment plant, Lift Station No. 1, and Lift Station No. 2 to the City, including associated construction contracts, maintenance bonds, warranties, and manufacturer warranties. The agreement also provides for the automatic conveyance of Lift Station No. 3 upon its completion and final acceptance by the City.

Approval of this agreement allows the City to assume ownership, operation, and maintenance of the wastewater facilities in accordance with the Development Agreement while preserving sufficient treatment and conveyance capacity to serve the full buildout of Brazoria County Municipal Utility District No. 87. The agreement also ensures continuity of contractor obligations by assigning applicable warranties and contractual rights to the City without diminishing any obligations of the contractor or its surety.

Staff Recommendation: Approve Agreement.

Requestor Signature:

This section to be completed by City Secretary, City Attorney, and City Manager's Office only:

Legal Review is complete, legal documents are prepared:

City Attorney

Item is approved for placement on Council Agenda:

City Manager

Item is scheduled for placement on the

Council Agenda.

City Secretary