

# TCEQ Interoffice Memorandum

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**To:** Commissioners  
Toby Baker, Executive Director

**From:** Kelly Keel Linden, Deputy Director  
Office of Administrative Services



5/12/2020

Greg Yturralde, Director  
Financial Administration Division



05/11/20

**Date:** June 10, 2020

**Caption: Docket No. 2020-0547-MIS:** Consideration of material changes to contracts for goods and services awarded under Chapter 2155 of the Texas Government Code executed during the previous quarter.

In accordance with Commission Resolution 2015-0425-RES, and pursuant to Section 2155.088 of the Texas Government Code, enclosed for your consideration are the material changes made to contracts for goods and services awarded under Chapter 2155 of the Texas Government Code for the time period September 1, 2019 to November 30, 2019. See *Exhibit A*.

The material changes included in *Exhibit A* are those that: (1) extend the length of or postpone the completion of a contract for six months or more; or (2) increase the total consideration to be paid under a contract by at least 10 percent. The enclosed reports, sorted by Office, indicate the contract (aka project name), the vendor, a description of the material change, and the dollar amount of the material change.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**A RESOLUTION** Consideration of material changes to contracts for goods and services awarded under Chapter 2155 of the Texas Government Code executed during the previous quarter. TCEQ Docket No. 2020-0547-MIS

WHEREAS, Section 2155.088 of the Government Code provides that the governing body of a state agency hold a meeting to consider material changes to contracts for goods and services awarded under Chapter 2155 of the Texas Government Code.

WHEREAS, a list of the material changes to the relevant contracts executed by the Executive Director or his designee submitted for consideration is attached as Exhibit "A." The list includes a description and amount of each material change for the time period September 1, 2019 to November 30, 2019.

WHEREAS, on June 10, 2020, the Texas Commission on Environmental Quality (Commission) met to consider the material changes in Exhibit "A."

NOW, THEREFORE BE IT RESOLVED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY that the Commission has considered and acknowledges the material changes to the contracts for goods and services in Exhibit "A" in accordance with Section 2155.088 of the Texas Government Code.

Issued this the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY

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Jon Niermann, Chairman

# **Exhibit A:**

Material Changes to Contracts and Purchase Orders  
List of Amendments and Purchase Order Change Notices

**Significant Change Report - Amendments - 09/01/2019 - 09/30/2019**

Document Type	Issued Date	Office Receiving	PO Contract Number	Project Name	Project Description	Vendor Name	Original PO Amount	Previous POCN Total	Previous PO Total	Current POCN Amount	New PO Amount	Cumulative % Change to PO
Amendment	09/23/2019	OFFICE OF WATER	582-13-30864	Legal Services to be provided: Outside Counsel	Amendment 12: added funding	SOMACH SIMMONS & DUNN	\$500,000.00	\$15,600,000.00	\$16,100,000.00	\$ 5,079,781.00	\$21,179,781.00	31.55
Amendment	09/13/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-17-70028	Leading Environmental Analysis Display Systems (LEADS)	Amendment 7: renewed contract for FY20.	OTT HYDROMET CORP	\$500,000.00	\$ 1,000,000.00	\$ 1,500,000.00	\$ 500,000.00	\$ 2,000,000.00	33.33
Amendment	09/11/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-19-90030	City of Dallas Whole Air Monitoring	Amendment 1: renewed contract for FY20.	CITY OF DALLAS	\$475,000.00	\$ -	\$ 475,000.00	\$ 475,000.00	\$ 950,000.00	100.00
Amendment	09/10/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-18-80089	City of Dallas - 105	Amendment 3: renewed contract for FY20.	CITY OF DALLAS	\$367,790.00	\$ -	\$ 367,790.00	\$ 367,790.00	\$ 735,580.00	100.00
Amendment	09/10/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-19-90038	City of Dallas (Rockwall and PM2.5)	Amendment 1: renewed contract for FY20.	CITY OF DALLAS	\$ 96,707.48	\$ -	\$ 96,707.48	\$ 96,707.48	\$ 193,414.96	100.00
Amendment	09/06/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-18-80091	City of Fort Worth - 105	Amendment 4: renewed contract for FY20.	CITY OF FORT WORTH	\$206,934.00	\$ -	\$ 206,934.00	\$ 206,934.00	\$ 413,868.00	100.00

### Significant Change Report - POCNs - 09/01/2019 - 09/30/2019

Document Type	Issued Date	Office Receiving	PO Contract Number	Project Name	Project Description	Vendor Name	Original PO Amount	Previous POCN Total	Previous PO Total	Current POCN Amount	New PO Amount	Cumulative % Change to PO
POCN	09/23/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-19-90470	Water/wastewater samples analysis	Added funds for services.	WALLGREEN ENVIRONMENTAL SERVICES INC	\$ 1,039.00	\$ 156.00	\$ 1,195.00	\$ 124.00	\$ 1,319.00	10.38
POCN	09/25/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-19-95080	Cable Services	Added funds for services.	TIME WARNER CABLE	\$ 963.88	\$ -	\$ 963.88	\$ 132.20	\$ 1,096.08	13.72
POCN	09/06/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-17-74285	Fuel Card Services	Added funds for services.	US BANK NATIONAL ASSOCIATION	\$ 19,126.00	\$ 12,500.00	\$ 31,626.00	\$ 5,000.00	\$ 36,626.00	15.81
POCN	09/26/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-18-80292	LABORATORY ANALYSIS	Added additional types of monitoring needed.	CITY OF ABILENE	\$ 4,000.00	\$ -	\$ 4,000.00	\$ 680.00	\$ 4,680.00	17.00
POCN	09/25/2019	OFFICE OF AIR	582-20-10461	Cell Phone Service - AT&T	Added another line of service to account.	AT & T CORP	\$ 3,328.72	\$ -	\$ 3,328.72	\$ 839.68	\$ 4,168.40	25.23
POCN	09/19/2019	OFFICE OF ADMINISTRATIVE SERVICES	582-17-70526	BLANKET ORDER Design & Installation Services for Haworth Modular furniture	Renewed for final year of services.	FACILITY INTERIORS INC	\$105,940.00	\$211,880.00	\$317,820.00	\$105,940.00	\$423,760.00	33.33
POCN	09/06/2019	COMMISSIONERS OFFICE	582-20-10436	Cell Phone Service - AT&T	Added additional lines of service to account.	AT & T CORP	\$ 4,031.16	\$ -	\$ 4,031.16	\$ 1,727.64	\$ 5,758.80	42.86
POCN	09/20/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-17-73294	Fuel- Maintenance for fleet	Added funds for services.	US BANK NATIONAL ASSOCIATION	\$ 38,577.00	\$170,519.60	\$209,096.60	\$ 90,903.40	\$300,000.00	43.47
POCN	09/25/2019	OFFICE OF AIR	582-20-10452	Cell Phone Service - AT&T	Added another line of service to account.	AT & T CORP	\$ 2,564.64	\$ -	\$ 2,564.64	\$ 1,674.76	\$ 4,239.40	65.30
POCN	09/30/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-19-90276	Fleet Fuel card	Added funds for services.	US BANK NATIONAL ASSOCIATION	\$112,300.00	\$ -	\$112,300.00	\$ 79,551.00	\$191,851.00	70.84
POCN	09/04/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-20-10247	PG License Renewal	Add second licensee to PO	TX BOARD OF PROFESSIONAL GEOSCIENTIST	\$ 223.00	\$ -	\$ 223.00	\$ 223.00	\$ 446.00	100.00
POCN	09/16/2019	OFFICE OF AIR	582-20-10728	Training registration	Added two more attendees for training class.	UNIVERSITY OF TEXAS AT AUSTIN	\$ 495.00	\$ -	\$ 495.00	\$ 990.00	\$ 1,485.00	200.00
POCN	09/30/2019	OFFICE OF WATER	582-20-10376	Cell Phone Service - AT&T	Added additional lines of service to account.	AT & T CORP	\$ 3,900.00	\$ -	\$ 3,900.00	\$ 11,854.96	\$ 15,754.96	303.97

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Amendment	10/15/2019	OFFICE OF WASTE	582-18-80620	FY18 Assessment, Investigation, & Remediation Services	Amendment 1: added funding.	APTIM ENVIRONMENTAL & INFRASTRUCTURE INC	\$12,000,000.00	\$ -	\$12,000,000.00	\$2,000,000.00	\$14,000,000.00	16.67
Amendment	10/15/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-17-71292	Pantex	Amendment 3: added FY20 funding.	TEXAS COMPTROLLER OF PUBLIC ACCOUNTS	\$ 220,719.00	\$ 419,072.00	\$ 639,791.00	\$ 127,669.80	\$ 767,460.80	19.95
Amendment	10/08/2019	OFFICE OF WASTE	582-17-70629	FY17 Dry Cleaner Remediation Program Site Activities Contract	Amendment 2: added funding.	INCONTROL TECHNOLOGIES LLC	\$ 4,000,000.00	\$ -	\$ 4,000,000.00	\$1,000,000.00	\$ 5,000,000.00	25.00
Amendment	10/07/2019	OFFICE OF WASTE	582-18-80618	FY18 Petroleum Storage Tank Site Activities - East/West	Amendment 3: added funding.	RANGER ENVIRONMENTAL SERVICES INC	\$ 4,000,000.00	\$ -	\$ 4,000,000.00	\$1,000,000.00	\$ 5,000,000.00	25.00
Amendment	10/02/2019	OFFICE OF WASTE	582-18-80558	HB2694, PST Direct Award Contracts	Amendment 3: added funding.	X8ENVIRONMENTAL INC	\$ 2,000,000.00	\$ -	\$ 2,000,000.00	\$1,000,000.00	\$ 3,000,000.00	50.00
Amendment	10/02/2019	OFFICE OF WASTE	582-18-80614	FY18 Petroleum Storage Tank Site Activities - West	Amendment 2: added funding.	TALON LPE LTD	\$ 5,500,000.00	\$ -	\$ 5,500,000.00	\$3,000,000.00	\$ 8,500,000.00	54.55
Amendment	10/02/2019	OFFICE OF WASTE	582-18-80612	FY18 Petroleum Storage Tank Site Activities - West	Amendment 3: added funding.	WOOD ENVIRONMENT AND INFRASTRUCTURE SOLUTIONS INC	\$ 2,500,000.00	\$ -	\$ 2,500,000.00	\$2,000,000.00	\$ 4,500,000.00	80.00
Amendment	10/02/2019	OFFICE OF WASTE	582-18-80611	FY18 Petroleum Storage Tank Site Activities - East	Amendment 2: added funding.	PROGRESSIVE ENVIRONMENTAL SERVICES INC	\$ 2,500,000.00	\$ -	\$ 2,500,000.00	\$2,000,000.00	\$ 4,500,000.00	80.00
Amendment	10/02/2019	OFFICE OF WASTE	582-18-80624	FY18 Assessment, Investigation, & Remediation Services	Amendment 1: added funding.	WESTON SOLUTIONS INC	\$ 8,000,000.00	\$ -	\$ 8,000,000.00	\$7,000,000.00	\$15,000,000.00	87.50
Amendment	10/02/2019	OFFICE OF WASTE	582-18-80616	FY18 Petroleum Storage Tank Site Activities - East/West	Amendment 2: added funding.	DANIEL B STEPHENS & ASSOCIATES INC	\$ 4,000,000.00	\$ -	\$ 4,000,000.00	\$4,000,000.00	\$ 8,000,000.00	100.00
Amendment	10/02/2019	OFFICE OF WASTE	582-18-80617	FY18 Petroleum Storage Tank Site Activities - East/West	Amendment 2: added funding.	EE&G	\$ 4,000,000.00	\$ -	\$ 4,000,000.00	\$4,000,000.00	\$ 8,000,000.00	100.00
Amendment	10/02/2019	OFFICE OF WASTE	582-17-70632	FY17 Petroleum Storage Tank Engineering Services	Amendment 3: added funding.	WOOD ENVIRONMENT AND INFRASTRUCTURE SOLUTIONS INC	\$ 750,000.00	\$ -	\$ 750,000.00	\$1,000,000.00	\$ 1,750,000.00	133.33
Amendment	10/02/2019	EXECUTIVE OFFICE	582-20-10011	Palmer Event Center Contract - Autumn Environmental Conference & Expo	Amendment 1: added additional event services.	CITY OF AUSTIN	\$ 24,920.00	\$ -	\$ 24,920.00	\$ 105,990.70	\$ 130,910.70	425.32

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POCN	10/28/2019	OFFICE OF ADMINISTRATIVE SERVICES	582-20-10840	Office Supplies	Added funds to cover freight fees.	WORKQUEST-PRODUCTS	\$ 445.50	\$ -	\$ 445.50	\$ 48.09	\$ 493.59	10.79
POCN	10/10/2019	OFFICE OF WATER	582-20-10632	Storage Unit Rental	Added funds for increase in rental fees.	EXTRASPACE STORAGE	\$ 2,087.00	\$ -	\$ 2,087.00	\$ 228.00	\$ 2,315.00	10.92
POCN	10/18/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-20-10342	Fuel Card Services	Added funds for services.	US BANK NATIONAL ASSOCIATION	\$ 35,085.00	\$ -	\$ 35,085.00	\$ 7,500.00	\$ 42,585.00	21.38
POCN	10/03/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-20-10289	Sample Analysis	Added funds for cost increase and additional testing services.	RED RIVER AUTHORITY OF TEXAS	\$ 840.00	\$ -	\$ 840.00	\$ 184.00	\$ 1,024.00	21.90
POCN	10/18/2019	OFFICE OF WATER	582-19-90420	Emergency Sampling	Added funds to pay for invoice.	TEXAS DEPARTMENT OF STATE HEALTH SERVICES	\$ 14,956.31	\$11,257.64	\$ 26,213.95	\$ 8,408.12	\$ 34,622.07	32.07
POCN	10/21/2019	OFFICE OF ADMINISTRATIVE SERVICES	582-17-70247	Revenue mailing services	Renewed PO for FY20.	WORKQUEST-SERVICES	\$ 14,300.00	\$28,600.00	\$ 42,900.00	\$ 14,300.00	\$ 57,200.00	33.33
POCN	10/11/2019	OFFICE OF WATER	582-20-10318	Cell Phone Service - AT&T	Upgraded phone and service plan.	AT & T CORP	\$ 758.16	\$ -	\$ 758.16	\$ 322.79	\$ 1,080.95	42.58
POCN	10/16/2019	OFFICE OF LEGAL SERVICES	582-19-90551	RESTORE WEBSITE	Renewed PO to 10/31/2020.	RED RIVER CONSULTING SERVICES LLC	\$ 65,000.00	\$ -	\$ 65,000.00	\$ 63,000.00	\$128,000.00	96.92
POCN	10/25/2019	OFFICE OF ADMINISTRATIVE SERVICES	582-19-91143	Software license and maintenance	Renewed PO for FY20.	CONVERGEON E INC	\$363,845.05	\$ -	\$363,845.05	\$363,845.05	\$727,690.10	100.00
POCN	10/22/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-19-90529	FedEx Services	Added FY20 funding.	FEDEX GOVERNMENT SERVICES	\$ 9,620.00	\$ -	\$ 9,620.00	\$ 21,640.00	\$ 31,260.00	224.95

**Significant Change Report - Amendments - 11/01/2019 - 11/30/2019**

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### Significant Change Report - POCNs - 11/01/2019 - 11/30/2019

Document Type	Issued Date	Office Receiving	PO Contract Number	Project Name	Project Description	Vendor Name	Original PO Amount	Previous POCN Total	Previous PO Total	Current POCN Amount	New PO Amount	Cumulative % Change to PO
POCN	11/25/2019	OFFICE OF LEGAL SERVICES	582-15-52627	Legal Files Software maintenance/support	Renewed PO through 01/08/2021.	LEGAL FILES SOFTWARE	\$21,393.00	\$ 15,716.00	\$37,109.00	\$ 8,250.00	\$ 45,359.00	22.23
POCN	11/14/2019	COMMISSIONERS OFFICE	582-20-10455	Cell Phone Service - AT&T	Upgraded phones.	AT & T CORP	\$ 1,223.76	\$ -	\$ 1,223.76	\$ 383.98	\$ 1,607.74	31.38
POCN	11/13/2019	COMMISSIONERS OFFICE	582-20-10456	Cell Phone Service - AT&T	Upgraded phones.	AT & T CORP	\$ 1,223.76	\$ -	\$ 1,223.76	\$ 383.98	\$ 1,607.74	31.38
POCN	11/04/2019	OFFICE OF AIR	582-20-10961	Cell Phone Service - AT&T	Added lines of service and transferred lines from other accounts to this account for duration of PO.	AT & T CORP	\$ 2,283.64	\$ -	\$ 2,283.64	\$ 1,019.80	\$ 3,303.44	44.66
POCN	11/04/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-20-11471	Whiteboard	Added funds to cover freight charges.	DIVINE IMAGING INC	\$ 31.36	\$ -	\$ 31.36	\$ 20.00	\$ 51.36	63.78
POCN	11/15/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-20-10761	IT Staffing Services: Business Analyst III	Extended dates for temporary employee to 12/31/19.	WORKQUEST-TEMPS	\$41,528.00	\$ -	\$41,528.00	\$27,408.48	\$ 68,936.48	66.00
POCN	11/26/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-19-91210	Optical Gas Imaging Camera Calibrations	Renewed PO through 12/01/2020.	INFRARED CAMERAS INC	\$64,785.00	\$ -	\$64,785.00	\$64,785.00	\$129,570.00	100.00
POCN	11/07/2019	OFFICE OF COMPLIANCE AND ENFORCEMENT	582-20-10895	Lab Gases	Increased funds to PO.	AIRGAS USA LLC	\$15,000.00	\$ -	\$15,000.00	\$19,700.00	\$ 34,700.00	131.33
POCN	11/05/2019	OFFICE OF WATER	582-20-10773	Training	Added attendee to training class.	MICROASSIST INC	\$ 280.00	\$ -	\$ 280.00	\$ 560.00	\$ 840.00	200.00