

**AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 12, 2008 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

**PRAYER AND PLEDGE OF ALLEGIANCE** - Council Member Lovell

**1:30 P. M. - ROLL CALL**

**ADOPT MINUTES OF PREVIOUS MEETING**

**2:00 P. M. - PUBLIC SPEAKERS** - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

**5:00 P. M. - RECESS**

**RECONVENE**

**WEDNESDAY - FEBRUARY 13, 2008 - 9:00 A. M.**

DESCRIPTIONS OR CAPTIONS OF AGENDA ITEMS WILL BE READ BY THE  
CITY SECRETARY PRIOR TO COMMENCEMENT

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 1 through 30**

**MISCELLANEOUS** - NUMBERS 1 and 2

1. CONFIRMATION of the appointment of the following to the **ETHICS COMMITTEE**, for two-year staggered terms:
  - Position Five - **MR. RICK CAGNEY**
  - Position Seven - **MR. JOHN J. DOUGLASS**
  
2. REQUEST from Mayor on recommendation from the Houston Bar Association to confirm the reappointment of **MR. RAUL SUAZO** to Position One and on recommendation from the Harris County Medical Society to confirm the reappointment of **MR. EUGENE V. BOISAUBIN, M.D.** to Position Three of the **ETHICS COMMITTEE**, for terms to expire December 31, 2009

**AGENDA - FEBRUARY 13, 2008 - PAGE 2**

**ACCEPT WORK** - NUMBERS 3 through 7

3. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$4,856,372.50 and acceptance of work on contract with **MORGANTI TEXAS, INC** for Southwest Multi-Service Center, WBS D-000072-0001-4 - 23.20% over the original contract amount - **DISTRICT F - KHAN**
4. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,302,362.85 and acceptance of work on contract with **RESICOM, INC** for MacGregor Park Road Improvements, WBS F-504A21-0021-4 - 4.09% over the original contract amount **DISTRICT D - ADAMS**
5. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$208,919.88 and acceptance of work on contract with **BOYER, INC** for Mason Park Pavilion, WBS F-000615-0001-4 - 4.86% over the original contract amount - **DISTRICT I - RODRIGUEZ**
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$180,769.75 and acceptance of work on contract with **TIKON GROUP, INC** for Safe Sidewalk Program - 34 Corners, WBS N-000610A-00H6-4 - 3.48% over the original contract amount - **DISTRICTS C - CLUTTERBUCK; D - ADAMS; G - HOLM and I - RODRIGUEZ**
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,637,633.34 payable to the **Surety, UNITED FIRE AND CASUALTY COMPANY** on contract awarded to **GSG TEXAS, INC** and acceptance of work for 36-inch Water Line along N. Eldridge Parkway from South of IH-10 ROW to Sandbridge Drive, WBS S-000900-0097-4 - 15.30% under the original contract amount - **DISTRICT G - HOLM**

**PROPERTY** - NUMBER 8

8. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners, into the Registry of the Court, pay all costs of Court and not file any objections to the award in connection with eminent domain proceeding styled City of Houston v. Tony Alexander, et al., Cause No. 881,204; for acquisition of Parcels CY4-006 and CY4-007; for the **FRESH WATER SUPPLY DISTRICT NO. 23 BUFFER ZONE PROJECT**; WBS/CIP R-000265-0027-3 - **DISTRICT B - JOHNSON**

**RESOLUTIONS AND ORDINANCES** - NUMBERS 9 through 30

9. RESOLUTION approving and authorizing the submission of an application for grant assistance to the State of Texas through the Governor's Criminal Justice Division ("CJD") for a Safe and Drug Free Schools and Communities (SDFSC) Act Fund Grant to support the After-School Achievement Program (ASAP); declaring the City's eligibility for such grant; authorizing the Director of the Parks & Recreation Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
10. ORDINANCE approving and authorizing the sale and a Special Warranty Deed conveying to Houston Independent School District (HISD) of a tract of land containing 0.6012 acres (26,188 square feet), more or less, located in the John Austin 2 Leagues Survey A-245, Harris County, Texas, Parcel SY8-008, for expansion of the Helms Community Learning Center, 503 West 21st Street, in consideration of HISD's dedication of an easement for sanitary sewer purposes containing 0.0278 acres (1,210 square feet), more or less, Parcel DY8-026, payment of \$556,000.00 and other consideration to the City - **DISTRICT H - GARCIA**

**RESOLUTIONS AND ORDINANCES** - continued

11. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Ellen Lane from Sheffield Road to Lila Lane (Parcel SY6-011), and a portion of Lila Lane, adjacent to Lots 5 and 7, Block 12 (Parcel SY6-019), vacating and abandoning said lanes to Womble Company, Inc., the abutting owner, in consideration of its conveyance to the City of two easements for right of way purposes (Parcels AY6-076A and AY6-076B) for, and the construction of a cul-de-sac at the dead-end portion of Lila Lane, and its payment of \$600.00 (minimum fee) and other consideration to the City; the abandonment parcels and the conveyance parcels all located within Woodland Acres Replat, Houston, Harris County, Texas - **DISTRICT E - SULLIVAN**
12. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of the former Interwood Municipal Utility District Site (Parcel SY6-001), located in the Willis Avery Survey, A-104, Houston, Harris County, Texas, containing 244,488 square feet (5.613 acres) of land, more or less; vacating and abandoning said tract of land to Sunlake Limited, abutting owner, in consideration of owner's payment of \$97,800.00 and other consideration to the City - **DISTRICT B - JOHNSON**
13. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 10-foot-wide storm sewer easement from Post Oak Place Drive South to its terminus (Parcel SY7-029), located in Unrestricted Reserve "A", Forty-Six Hundred Fifteen Post Oak Place Subdivision, William White Survey, A-836, Harris County, Texas, containing 2,901 square feet (0.0666 acres) of land, more or less; vacating and abandoning said easement to LG Law Limited Partnership, owner, in consideration of owner's payment of \$94,282.00 and other consideration to the City - **DISTRICT G - HOLM**
14. ORDINANCE approving and authorizing contract between the City of Houston and **HARRIS COUNTY-HOUSTON SPORTS AUTHORITY** for hosting the Spring 2008 NCAA Division II Sports Championships in Memorial Park and other City of Houston Park Facilities - **DISTRICT G - HOLM**
15. ORDINANCE amending City of Houston Ordinance No. 2008-52 relating to the reorganization of the Finance & Administration Department to correct scrivener's errors and the omission of other provisions relating to the subject of such ordinance
16. ORDINANCE ordaining the City of Houston's participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code ("ACT"), providing certain incentives, designating a liaison for communication with interested parties, and nominating **DELOITTE LLP AND SUBSIDIARIES** to the Office of the Governor Economic Development & Tourism ("EDT") through the Economic Development Bank ("Bank") as an enterprise project
17. ORDINANCE approving and authorizing first amended and restated Interlocal Agreement between the City of Houston and **HARRIS COUNTY** to assist in the administration of the Harris County Stay In School Program
18. ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Criminal Justice Division, Office of the Governor ("CJD") for the Police Storefront Crisis Team Grant/16 Program; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's Representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

**RESOLUTIONS AND ORDINANCES** - continued

19. ORDINANCE approving and authorizing Interlocal Agreements between the City of Houston, the **TEXAS DEPARTMENT OF PUBLIC SAFETY (DPS)**, the **METRO POLICE DEPARTMENT** and the **FORT BEND COUNTY SHERIFF'S OFFICE**; for their participation in the Major Accessory Shop Enforcement/16 Grant
20. ORDINANCE approving and authorizing contract between the City of Houston and **AKIN, GUMP, STRAUSS, HAUER & FELD, LLP** for Representation before the United States Congress and Federal Agencies - 3 Years - \$828,000.00 - General Fund
21. ORDINANCE awarding contract between the City of Houston and **JOHNSON CONTROLS, INC** for Energy Management and Maintenance Services for General Services Department; providing a maximum contract amount - 5 Years with two one-year options - \$8,336,069.00 - General Fund
22. ORDINANCE amending Ordinance No. 2005-0314 to increase the maximum contact amount of Contract No. 54733 between the City of Houston and **SYNAGRO OF TEXAS-CDR, INC** for Dewatering, Processing, Hauling and Disposal of Biosolids from the City's Wastewater Treatment Plants - \$1,200,000.00 - Enterprise Fund
23. ORDINANCE appropriating \$551,600.00 out of Public Library Consolidated Construction Fund; \$137,900.00 out of Parks Consolidated Construction Fund; approving and authorizing Professional Architectural Services Contract between the City of Houston and **ENGLISH + ASSOCIATES ARCHITECTS, INC** for Kendall Library Replacement/Community Center, WBS E-000094-0002-3 and F-000673-0001-3; providing funding for the Civic Art Program; providing funding for contingencies relating to construction of facilities financed by the Public Library Consolidated Construction Fund and the Parks Consolidated Construction Fund **DISTRICT G - HOLM**
24. ORDINANCE appropriating \$639,100.00 out of Street & Bridge Consolidated Construction Fund for Local Match Funds under contract between the City of Houston (City) and **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for Bikeway Project West Houston Trail - Phase II (Contract No. C036061), WBS N-000420-019A-4; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS A - LAWRENCE and G - HOLM**
25. ORDINANCE appropriating \$48,553.79 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Developer Participation Contract between the City of Houston and **THE METHODIST HOSPITAL** for Construction of Water Lines along Main Street to serve the Methodist Outpatient Center, WBS S-000802-0058-4 - **DISTRICT C - CLUTTERBUCK**
26. ORDINANCE approving and authorizing Professional Engineering Agreement between the City of Houston and **MALCOLM PIRNIE, INC** for Treatment Optimization and Support Services; providing a maximum contract amount - 5 Years - \$3,600,000.00 - Enterprise Fund
27. ORDINANCE appropriating \$150,000.00 out of Drainage Improvements Commercial Paper Series F, Fund No. 4030 as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **POLYTECH, INC d/b/a PTI, INCORPORATED** for Negotiated Storm Drainage Systems Work Orders (approved by Ordinance No. 06-0151), WBS M-000126-0056-3; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvements Commercial Paper Series F, Fund No. 4030

**RESOLUTIONS AND ORDINANCES** - continued

28. ORDINANCE appropriating \$759,000.00 out of Drainage Improvements Commercial Paper Series F, Fund; awarding contract to **TJ&T ENTERPRISES, INC** for Local Drainage Project for Drainage Ditch at Colgate, Farther Point, and Pine Briar Circle, WBS M-000126-00S9-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, and contingencies relating to construction of facilities financed by the Drainage Improvements Commercial Paper Series F Fund - **DISTRICTS G - HOLM and I - RODRIGUEZ**
  
29. ORDINANCE appropriating \$2,074,600.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **ACM CONTRACTORS, INC** for Water Line Replacement in First Ward Section I, WBS S-000035-00F1-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GARCIA**
  
30. ORDINANCE appropriating \$2,578,600.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **ACM CONTRACTORS, INC** for Water Line Replacement in First Ward Section II, WBS S-000035-00F2-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GARCIA**

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**NON CONSENT AGENDA** - NUMBER 31

**PURCHASING AND TABULATION OF BIDS**

31. **RED RIVER SPECIALTIES, INC** - \$1,340,438.00, **HELENA CHEMICAL COMPANY** - \$1,347,979.95, **UAP DISTRIBUTION, INC** - \$1,009,855.48, **SAN JACINTO ENVIRONMENTAL** - \$54,550.50 and **PRO ALLIANCE** - \$264,391.66 for Chemicals, Lawn, Garden and Insecticide for Various Departments

**COUNCIL DRAW LOTS**

- GROUP I, Item Nos. 8 and 9** due to receiving identical bids from **UAP DISTRIBUTION** and **BROOKSIDE EQUIPMENT SALES** in the amount of \$18,812.50  
**GROUP I, Item No. 19, GROUP II, Item Nos. 44, 78 and 81** due to receiving identical bids from **HELENA CHEMICAL COMPANY, RED RIVER SPECIALTIES, INC** and **UAP DISTRIBUTION** in the amount of \$104,473.00  
**GROUP II, Item Nos. 41 and 68** due to receiving identical bids from **HELENA CHEMICAL COMPANY** and **RED RIVER SPECIALTIES, INC** in the amount of \$35,250.00  
**GROUP II, Item Nos. 46 and 65** due to receiving identical bids from **RED RIVER SPECIALTIES, INC** and **UAP DISTRIBUTION** in the amount of \$26,880.00

**MATTERS HELD** - NUMBERS 32 through 36C

32. MOTION by Council Member Khan/Seconded by Council Member Garcia to adopt recommendation from Purchasing Agent to award to **GLOBAL SEARCH ASSOCIATES, LLC** for an Executive Search for position of Deputy Director Finance & Administration for Houston Airport System - \$131,000.00 - Enterprise Fund  
**TAGGED BY COUNCIL MEMBER HOLM**  
This was Item 11 on Agenda of February 6, 2008
33. ORDINANCE **AMENDING CHAPTER 40 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the acceptance of existing alleys by the City  
**TAGGED BY COUNCIL MEMBER CLUTTERBUCK**  
This was Item 15 on Agenda of February 6, 2008
34. ORDINANCE awarding contract to **MERRELL BROS., INC** for Onsite Water Treatment Sludge Dewatering, Hauling & Disposal Services for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years - \$3,852,811.00 - Enterprise Fund - **DISTRICTS B - JOHNSON and E - SULLIVAN** - **TAGGED BY COUNCIL MEMBER GARCIA**  
This was Item 26 on Agenda of February 6, 2008
35. ORDINANCE awarding contract to **STATEWIDE TREE SERVICE, INC** for Tree Planting Services for Parks & Recreation Department; providing a maximum contract amount - 2 Years \$736,521.00 - Street & Bridge Consolidated and Grant Funds  
**TAGGED BY COUNCIL MEMBER HOLM**  
This was Item 27 on Agenda of February 6, 2008

**MATTERS HELD** - continued

36. WRITTEN Motion by Council Member Clutterback to amend Item 36C below:

I move to amend Item 55C, revisions to Chapter 45 in section 45-163 to strike the existing number 1 and in lieu of add a new number 1 that reads: "Would require a number of off-street parking spaces pursuant to Article VIII of Chapter 26 of this Code that is greater by 100 percent or more than the number of off street parking spaces provided under the current use of the parcel;"

a. WRITTEN Motion by Council Member Lawrence to amend Item 36C below:

Replace multi family residential development in Sec. 45-163 with residential development and to add the definition of Residential to Sec. 45-162 as follows:

**Residential** shall mean pertaining to the use of land for premises that contain habitable rooms for nontransient occupancy and that are designed primarily for living, sleeping, cooking and eating therein. A premises that is designed primarily for living, sleeping, cooking and eating therein will be deemed to be residential in character unless it is actually occupied and used exclusively for other purposes. Hotels, suites hotels, motels and day care centers shall not be considered to be residential

b. WRITTEN Motion by Council Member Garcia to amend Item 36C below:

I move to modify section 45-163(3) by omitting the words "with two-way traffic."

c. ORDINANCE **AMENDING CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to high-density multi-family development on two-way, two-lane local and collector streets

**POSTPONED BY MOTION #2008-114, 2/6/08**

These were Items 34, 34A, 34B and 34C on Agenda of February 6, 2008

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Brown first

**ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER**

**NOTE** - WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

**NOTICE OF MEETING  
OF THE  
CITY COUNCIL OF THE CITY OF HOUSTON**

**NOTICE** is hereby given that a Regular Meeting of the City Council of the City of Houston will be held **TUESDAY, FEBRUARY 12, 2008 at 1:30 p.m. and WEDNESDAY, FEBRUARY 13, 2008 at 9:00 a.m.** with the reading of the descriptions, captions or titles of the agenda items by the City Secretary to begin not earlier than 60 minutes before the scheduled commencement, in the Council Chamber, Second Floor, City Hall, 901 Bagby, for the purpose of conducting the regular business and affairs of the City of Houston listed on the attached Agenda.

WITNESS my official signature this the 8th day of FEBRUARY, 2008.

---

City Secretary



**CERTIFICATE**

I certify that the attached notice of meeting was posted on the Bulletin Board of the City Hall of the City of Houston, Texas, on FEBRUARY 8, 2008 at       :       p.m.

by \_\_\_\_\_

for Anna Russell  
City Secretary

***CITY COUNCIL CHAMBER – CITY HALL 2<sup>nd</sup> FLOOR – TUESDAY  
FEBRUARY 12, 2008 - 2:00 P.M.***

***NON-AGENDA***

---

2MIN

2MIN

2MIN

---

MS. VERNITA MURDOCH – 320 Hamilton – 77002 – 314-750-8549 – Fired by Aramark

MS. CAROLYN COX – 505 Bayou #204 – 77020 – 713-237-0618 – Fired by Aramark

MS. AURORA AVILES – 2210 – Stevens – 77026 – 281-840-8068 – Fired by Aramark

MS. CORRINA TORRES – 10803 Cora – 77088 – 832-594-6540 – Fired by Aramark

MS. MARIA JIMINEZ – 7105 Sherman – 77011 – 713-857-3373 – Support of fired Aramark workers

---

3MIN

3MIN

3MIN

---

MS. KAREN KAY KRISTOPHER – 1415 South Voss – 77057 – 713-266-2715 – Enforcement of the Fifteen Hundred Rule – Treasure Bar – Underage Prostitution

MR. STEVE WACHEL – 2839 Chimney Rock – 77056 – 713-840-8781 - Enforcement of the Fifteen Hundred Rule – Treasure Bar – Underage Prostitution

MR. RONALD DEWAYNE HURD – 13826 Hollow Green - 77082 – 281-589-2046 – Rehire/Employment – Other Issues

MR. CHARLES HARRISON – 3611 Parkwood -77021 – 832-494-6042 – Proclamation and change for Texas

MR/COACH R. J. BOBBY TAYLOR - 3107 Sumpter – 77026 – 202-FA3-4511 – Behavior, Coward, Conspiracy Campo Sheet Metal, Workers using People Children

MS. RETHA SMILEY – 2309 Spence – 77093 – 713-695-3828 – Helping the disabled

MR. ANTONIO GOMEZ – 209 Everton – 770 – 832-766-2703 – Fired by Aramark

MS. LAURA VAN NESS – 914 Main – 77002 – 713-829-2631 – Deloitte

MR. RUDY SOUTHERLAND – 2202 Poco Dr – Missouri City – 77489 – 713-893-0716 – Underutilized MWBE Contractors

MR. STEVEN WILLIAMS – No address – No phone – Acres Homes, Oak Forest, Collier Libraries Murders of Jews

FEB 13 2008

MOTION NO. 2008 0111

MOTION by Council Member Garcia that nominations for Positions Five and Seven of the Ethics Committee, with two-year staggered terms, be closed.

Seconded by Council Member Khan and carried.

Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Adams, Sullivan, Khan, Holm, Garcia, Rodriguez, Brown, Lovell, Noriega, Green and Jones  
voting aye  
Nays none

PASSED AND ADOPTED this 6th of February, 2008.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is February 12, 2008.

City Secretary

Mr. Rick Cagney was nominated by Council Member Holm for reappointment for Position Five.

Mr. John J. Douglass was nominated by Council Member Clutterbuck for reappointment for Position Seven.



BILL WHITE  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

2

FEB 13 2008

**COPY TO EACH MEMBER OF COUNCIL:**  
**CITY SECRETARY:** 1-30-08

**DATE**

**COUNCIL MEMBER:** \_\_\_\_\_

January 29, 2008

The Honorable City Council  
City of Houston

Dear Council Members:

In accordance with Section 18-12, of the City of Houston Code of Ordinances, I am referring nominations for the Ethics Committee.

The Houston Bar Association has nominated Mr. Raul Suazo for reappointment to Position One. His term will expire December 31, 2009. The Harris County Medical Society has nominated Mr. Eugene V. Boisabuin, M.D. for reappointment to Position Three. Dr. Boisabuin's term will expire December 31, 2009.

The résumés of the nominees are attached for your review.

Sincerely,

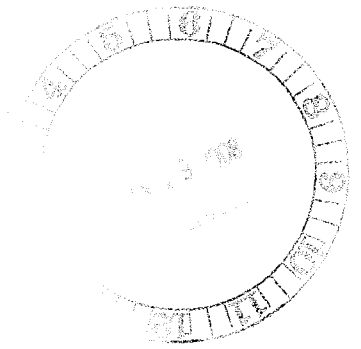
*Bill White*

Bill White  
Mayor

BW:CC:jsk

Attachments

cc: Arturo Michel, city attorney, Legal  
Nerissa Jewett, legal assistant, Legal



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work Morganti Texas, Inc. Southwest Multi-Service Center WBS No. D-000072-0001-4	<b>Page</b> 1 of 2	<b>Agenda Item</b>  3
--	-----------------------	-----------------------------

<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 2-6-08	<b>Agenda Date</b> FEB 13 2008
---	-----------------------------------	-----------------------------------

<b>DIRECTOR'S SIGNATURE:</b> Issa Z. Dadoush, P. E. <i>[Signature]</i> 1/14/08	<b>Council District affected:</b> F
---	--

<b>For additional information contact:</b> Jacquelyn L. Nisby <i>[Signature]</i> <b>Phone:</b> 713-247-1814	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2005-0807, dated June 22, 2005 Motion No. 2007-0375, dated April 11, 2007
--	---

**RECOMMENDATION:** Pass a motion approving the final contract amount of \$4,856,372.50, accept the work, and authorize final payment.

<b>Amount and Source of Funding:</b> No Additional Funding Required  <b>Previous Funding:</b> \$ 797,043.00 – Federal Government – Grant Funded (5000) - CDBG \$3,056,000.00 - General Improvements Consolidated Construction Fund 441 \$1,136,000.00 - CDBG <b>\$4,989, 043.00 – Total Funding</b>	<b>F &amp; A Budget:</b>
---	--------------------------

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$4,856,372.50 or 23.20% over the original contract amount, accept the work and authorize final payment to Morganti Texas, Inc. for construction of the Southwest Multi-Service Center.

**PROJECT LOCATION:** 6400 High Star (531 E)

**PROJECT DESCRIPTION:** This project constructed a new Multi-Service Center and HPL Express Library within the new facility.

**PREVIOUS HISTORY AND PROJECT SCOPE:** On April 11, 2007, City Council allocated additional funds for construction of a new HPL Express within the Multi-Service Center as part of the Houston Public Library's initiative to de-centralize and provide library and computer access to the public.

**CONTRACT COMPLETION AND COST:** The original contract duration for this project was 365 calendar days. The scope of work increased to include a WIC Clinic and a HPL Express Library which extended the contract time by an additional 395 days. The total contract duration was 760 days allowed by approved Change Orders. The final cost of the project, including Change Orders 1 - 9 is \$4,856,372.50, an increase of \$914,372.50 over the original contract amount.

The project design consultant and construction manager was Watkins Hamilton & Ross, Inc.

<b>REQUIRED AUTHORIZATION</b>			CUIC ID# 25CONS19
<b>General Services Department:</b>  <i>[Signature]</i> Phil Golembiewski, P.E. Chief of Design & Construction Division	<b>Housing and Community Development:</b>  <i>[Signature]</i> Richard Celli Director	<b>Department of Health &amp; Human Services:</b>  <i>[Signature]</i> Stephen L. Williams, M.ED, MPA, Director	

<b>Date</b>	<b>Subject:</b> Accept Work Morganti Texas, Inc. Southwest Multi-Service Center WBS No. D-000072-0001-4	<b>Originator's Initials</b> JBW	<b>Page</b> 2 of 2
-------------	--	---	-----------------------

**PREVIOUS CHANGE ORDERS:** Change Orders 1-9 involved resolution of the unforeseen conditions encountered underground, the redesign of the building to accommodate a WIC area and the HPL Express, and other improvements to the facility to enhance the appearance and functionality beyond the original design.

**M/WBE PARTICIPATION:** The M/WBE goal for this contract was 17%. According to the Housing and Community Development Department, the contractor achieved 31.48% M/WBE participation and received an outstanding rating.

IZD:PJG:JLN:MCP:jb

c: Marty Stein, Anna Russell, Richard Celli, Jacquelyn L. Nisby, James Tillman, IV, Stephen L. Williams, Fred Maier, Steve Girardi, Project File

MOTION NO. 2007 0375

MOTION by Council Member Lovell that the recommendation of the Director of the Building Services Department, for approval of Change Order No. 7 and Allocate Additional Funds, on contract with Morganti Texas, Inc., for the Southwest Multi-Service Center, WBS No. D-000072-0002-4, be adopted, and Change Order No. 7, in the amount of \$756,527.0, to include a new HPL Express within the Multi-Service Center as part of the Houston Public Library's initiative to de-centralize and provide library and computer access to the public, and the additional allocation of \$40,516.00 for construction management services under the existing contract with WHR, Inc., are hereby approved by the City Council.

Seconded by Council Member Alvarado and carried.

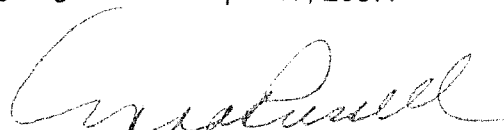
Mayor White, Council Members Johnson, Clutterbuck,  
Edwards, Holm, Garcia, Alvarado, Brown, Lovell, Green  
and Berry voting aye  
Nays none

Council Members Lawrence and Khan out of the City on City business

Council Member Wiseman due to being ill

PASSED AND ADOPTED this 11th day of April, 2007.

Pursuant to Article VI, Section 6 of the City Charter, the  
effective date of the foregoing motion is April 17, 2007.



City Secretary

<b>SUBJECT:</b> Approve Change Order 7 and Allocate Additional Funds Morganti Texas, Inc. Southwest Multi-Service Center WBS No. D-000072-0001-4		Page 1 of 1	Agenda Item 27A
---	--	----------------	-----------------------

<b>FROM (Department or other point of origin):</b> Building Services Department	<b>Origination Date</b> 4-5-07	<b>Agenda Date</b> APR 11 2007
--	-----------------------------------	-----------------------------------

<b>DIRECTOR'S SIGNATURE</b> Issa Z. Dadoush, P.E.	<b>Council District(s) affected:</b> F
--	--

<b>For additional information contact:</b> Jacquelyn L. Nisby Phone: 713-247-1814	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 05-0807 Dated June 22, 2005
--	--

**RECOMMENDATION:** Approve Change Order 7 in the amount of \$756,527.00 or 19.19% over the original contract amount and allocate funds for the project.

<b>Amount and Source Of Funding:</b> \$ 797,043.00 – Federal Government – Grant Funded (5000) - CDBG <b>Previous Funding:</b> \$3,056,000.00 – General Government Consolidated Construction Fund 441 \$1,136,000.00 – CDBG \$4,192,000.00 Total Funding	<b>F &amp; A Budget:</b>
--	--------------------------

**SPECIFIC EXPLANATION:** The Building Services Department recommends that City Council approve Change Order 7 in the amount of \$756,527.00 or 19.19% over the original construction appropriation for the Southwest Multi-Service Center and allocate funds for the project, including an additional allocation of \$40,516.00 for construction management services under the existing contract with WHR, Inc. The original scope of work was increased to include library services to the community.

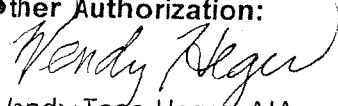
**PROJECT LOCATION:** Southwest Multi-Service Center  
 6400 High Star (531E)


**PREVIOUS CHANGE ORDERS:** Previously approved Change Orders 1 – 6 increased the contract amount by \$158,086.50 or 4.01% and primarily included revisions for the addition of a new WIC center in lieu of Seniors area; additional architectural improvements; removed unforeseen obstructions at foundation and parking areas.

**CHANGE ORDER SCOPE:** Change Order 7 is primarily the result of an increased scope of work to include a new HPL Express within the Multi-Service Center as part of the Houston Public Library's initiative to de-centralize and provide library and computer access to the public. The new build-out of the HPL Express will occupy 3600 sq. ft. of space. Change Order 7, together with previously approved Change Orders 1-6, increases the construction amount to \$4,856,613.50 or 23.20% over the original contract amount.

LD: WTH:RAV:JLN:jbw  
 cc: Marty Stein, Jacquelyn Nisby, John Middleton, Michael Dotson, Michael Shannon, File

**REQUIRED AUTHORIZATION** CUIC 25RAV155 NOT

**Other Authorization:**  
  
 Wendy Teas Heget, AIA  
 Chief of Design and Construction  
 Building Services Department

**Other Authorization:**  
  
 Richard Celli, Director  
 Housing and Community Development  
 Department





# Southwest Multi-Service Center

## 6400 High Star (Key Map 531E)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work Resicom, Inc. MacGregor Park Road Improvements WBS No. F-504A21-0021-4		<b>Page</b> 1 of 1	<b>Agenda</b> <b>Item</b> 4
---	--	-----------------------	-----------------------------------

<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 2/7/08	<b>Agenda Date</b> FEB 13 2008
---	-----------------------------------	-----------------------------------

<b>DIRECTOR'S SIGNATURE:</b> Issa Z. Dadoush, P.E. <i>[Signature]</i> 2/4/08	<b>Council District(s) affected:</b> D
---	---

<b>For additional information contact:</b> Jacquelyn L. Nisby <i>[Signature]</i> Phone: 713-247-1814	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2006-321; dated 04/05/2006
---	---

**RECOMMENDATION:** Pass a motion approving the final contract amount of \$1,302,362.85, accept the work, and authorize final payment.

<b>Amount and Source of Funding:</b> No Additional Funding Required	<b>F&amp;A Budget:</b>
<b>Previous Funding:</b> \$1,372,460.00 Parks Consolidated Construction Fund 421	

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$1,302,362.85 or 4.09% over the original contract amount, accept the work and authorize final payment to Resicom, Inc.

**PROJECT LOCATION:** MacGregor Park  
5225 Calhoun (Key Map 534E)

**PROJECT DESCRIPTION:** The project improved the road way, and installed playground equipment, acoustic panels, shade structure and pavilions, grading and drainage improvements.

**CONTRACT COMPLETION AND COST:** The contractor completed the work within the contract time, plus an additional 90 days approved by Change Orders. The final cost of the project, including Change Orders 1-4 is \$1,302,362.85, an increase of \$51,162.85 over the original contract amount.

The project design consultant and construction manager was Park Team Plus.

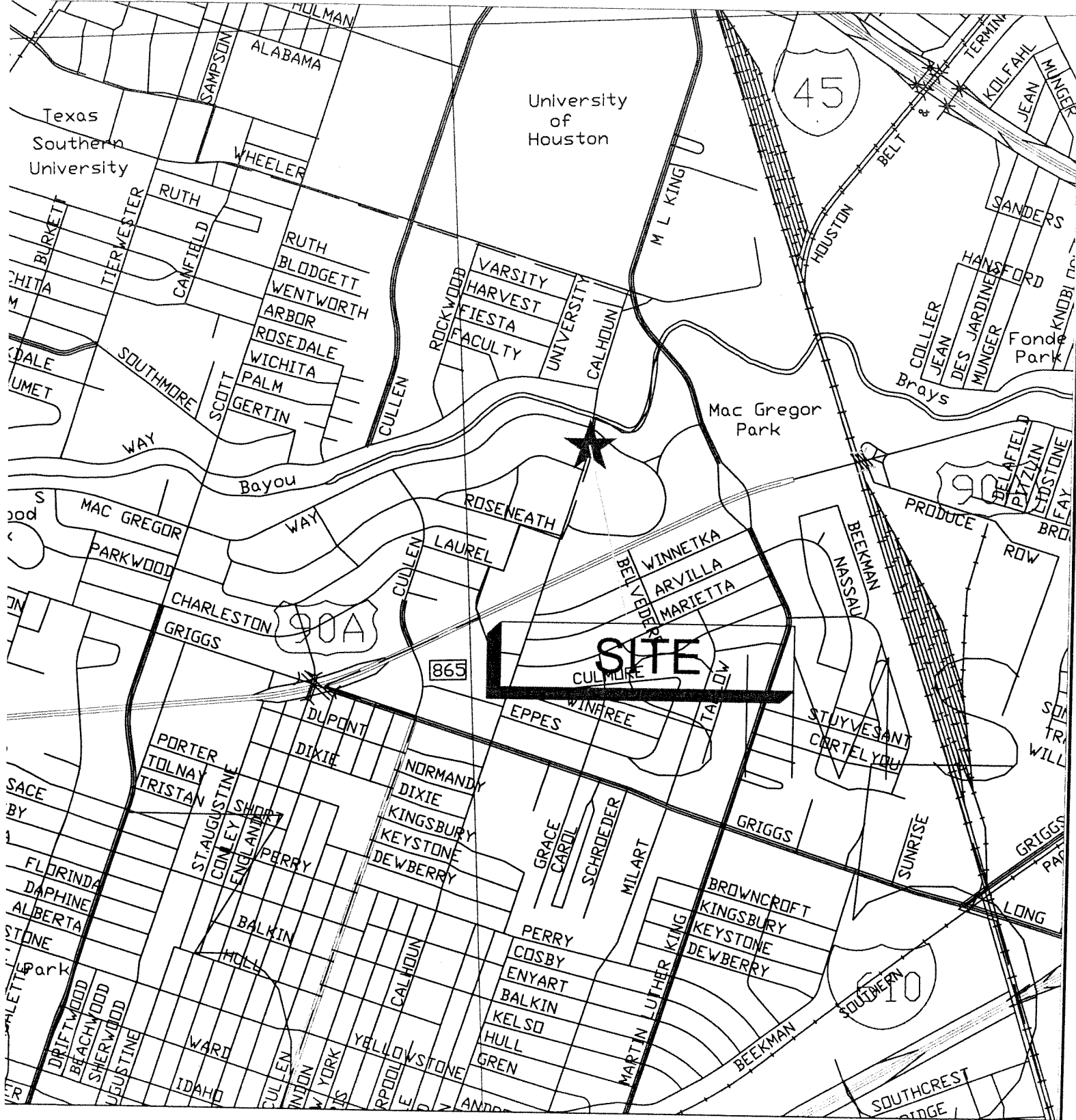
**PREVIOUS CHANGE ORDERS:** Change Orders 1-4 added non-compensable time extensions to the contract, resolved increased permit fees, relocated underground electrical lines, added a bike rack, added ornamental fencing for security at community center courtyard, provided new conduit for phone lines to the pool building, and provided six security gates at all road entrances.

**M/WBE INFORMATION:** The M/WBE goal for this contract was 17%. According to the Affirmative Action and Contract Compliance Division, the contractor achieved 15.9% actual participation and was assigned a satisfactory rating. The Council Committee on Minority/Women Business Enterprise and Small Contractor Development and Contract Compliance reviewed this matter on January 28, 2008 and voted to recommend to City Council for consideration.


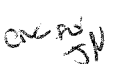
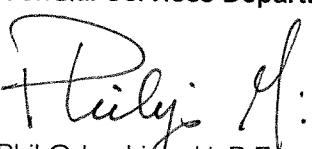

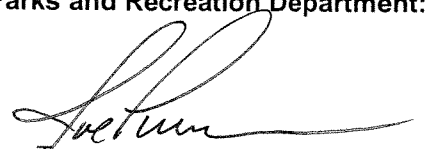
IZD:PJG:JLN: *[Signature]*  
c: Marty Stein, Jacquelyn Nisby, Mark Ross, Joseph Kurian, Kim Nguyen, James Tillman IV, FILE

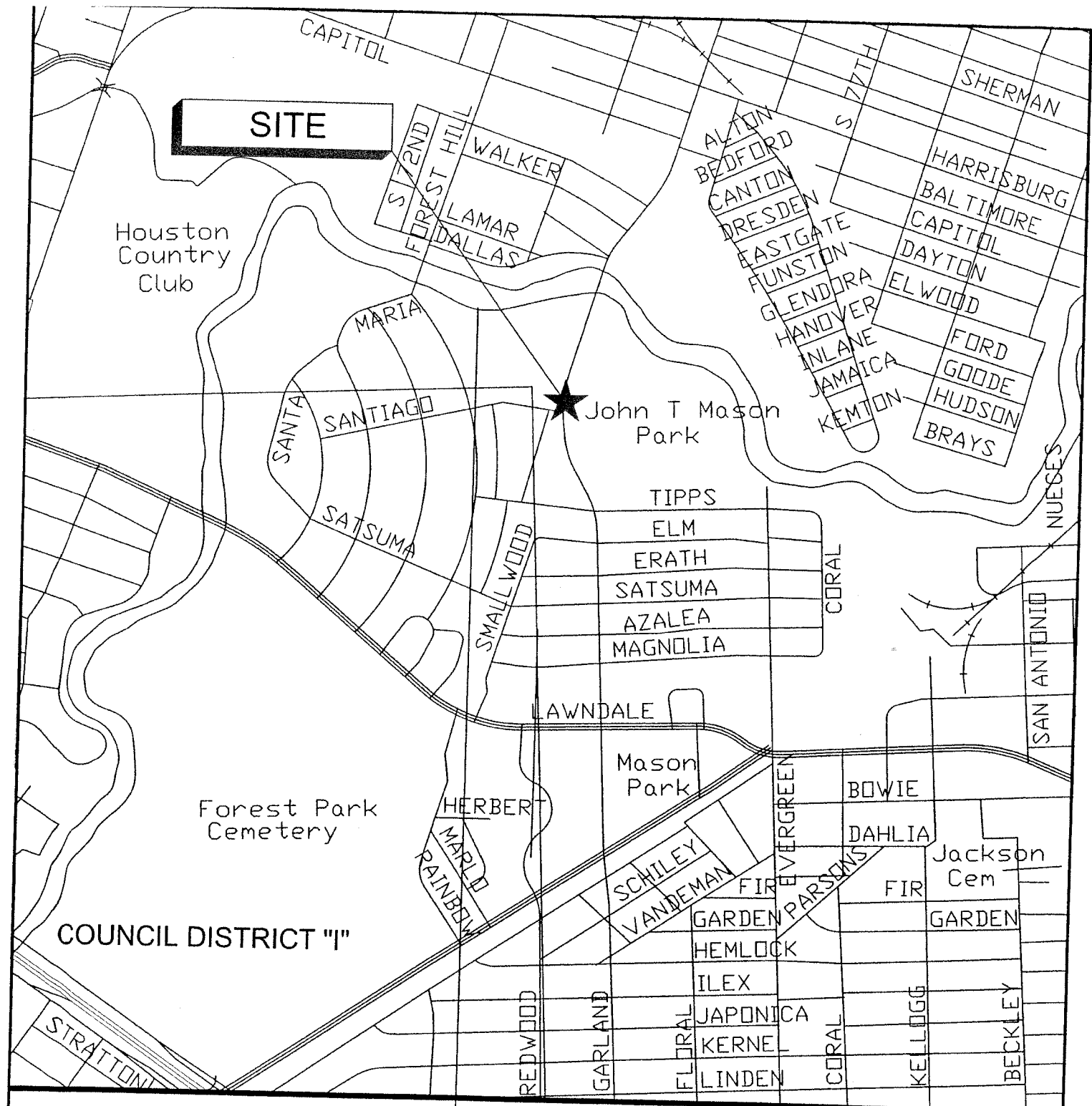
**REQUIRED AUTHORIZATION** CUIC ID # 25PARK06

<b>General Services Department:</b> <i>[Signature]</i> Phil Golembiewski, P.E. Chief of Design & Construction Division	<b>Other Authorization:</b>	<b>Parks &amp; Recreation Department:</b> <i>[Signature]</i> Joe Turner Director
---	-----------------------------	---



MACGREGOR PARK  
 5225 CALHOUN RD, HOUSTON, TX

<b>SUBJECT:</b> Accept Work Boyer, Inc. Mason Park Pavilion WBS No. F-000615-0001-4		<b>Page</b> 1 of 1	<b>Agenda Item</b> 5
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 2-5-08	<b>Agenda Date</b> FEB 13 2008
<b>DIRECTOR'S SIGNATURE:</b> Missa Z. Dadoush, P. E. 		<b>Council District affected:</b> 1	
<b>For additional information contact:</b> Jacquelyn L. Nisby  Phone: 713-247-1814		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2006 - 1262, Dated 12/20/2006	
<b>RECOMMENDATION:</b> Pass a motion approving the final contract amount of \$208,919.88, accept the work, and authorize final payment.			
<b>Amount and Source of Funding:</b> No Additional Funding Required <b>Previous Funding:</b> \$226,189.40 –Federal Government – Grant Funded (5000) (EDI & CDBG)		<b>F &amp; A Budget:</b>	
<p><b>SPECIFIC EXPLANATION:</b> The General Services Department recommends that City Council approve the final contract amount of \$208,919.88 or 4.86% over the original contract amount, accept the work and authorize final payment to Boyer, Inc.</p> <p><b>PROJECT LOCATION:</b> 541 South 75<sup>th</sup> Street (Key Map 535A)</p> <p><b>PROJECT DESCRIPTION:</b> This project removed wooden bollards and drinking fountain; demolished concrete sidewalk and curb ramps; removed a tree; provided site grading and drainage; installed new concrete sidewalks; new concrete plaza area; concrete landscape wall; drinking fountain; trees and irrigation; hydro-mulch and sod; and installed water and electrical utilities to the site.</p> <p><b>CONTRACT COMPLETION AND COST:</b> The contractor completed the project within the contract time, plus an additional 31 days approved by Change Orders. The final cost of the project, including Change Orders 1-3 is \$208,919.88, an increase of \$9,691.88 over the original contract amount.</p> <p>The project design consultant and construction manager was Clark Condon Associates.</p> <p><b>PREVIOUS CHANGE ORDERS:</b> Change Orders 1-3 added non-compensable time to the contract, added an electrical enclosure; added sod at the pavilion; and replaced swale with a catch basin and storm drain.</p> <p>IZD:PJG:JLN:LO:CFP:cp</p> <p>c: Marty Stein, Mark Ross, James Tillman IV, Jacquelyn L. Nisby, Pirooz Farhoomand, Gayve Anklesaria, Laura Ortiz, Daniel Pederson, Chip Perry, Project File</p>			
<b>REQUIRED AUTHORIZATION</b>			
<b>General Services Department:</b>  Phil Golembiewski, P.E. Chief of Design & Construction Division		<b>Housing and Community Development Department:</b>  Richard Celli Director	<b>Parks and Recreation Department:</b> <sup>not</sup>  Joe Turner Director



MASON PARK


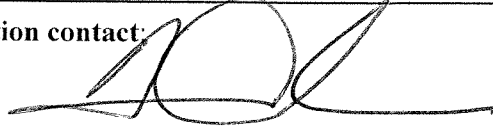
541 SOUTH 75TH ST./TIPPS

COUNCIL DISTRICT "I"

KEY MAP NO. 535A

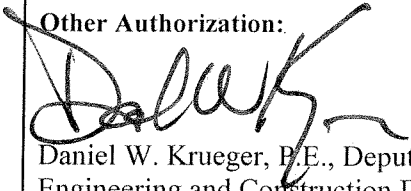
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work for Safe Sidewalk Program – 34 Corners, WBS No. N-000610A-00H6-4.	<b>Category</b> #1, 7	<b>Page</b> 1 of 2	<b>Agenda Item</b> # <b>6</b>
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  2/7/08		<b>Agenda Date</b>  FEB 13 2008
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., DEE., Director	<b>Council District affected:</b>  C, D, G, I <i>one</i>		
<b>For additional information contact:</b>  J. Timothy Lincoln, P.E. Senior Assistant Director <b>Phone:</b> (713) 837-7074	<b>Date and identification of prior authorizing Council action:</b>  Ord. # 2007-557 dated:5/9/2007		
<b>RECOMMENDATION:</b> (Summary) Pass a motion to approve the final Contract Amount of \$180,769.75 or 3.48% over the original Contract Amount, accept the Work and authorize final payment.			
<b>Amount and Source of Funding:</b> No additional funding required. Total Original appropriation of \$237,850.00 from Street & Bridge Consolidated Construction Fund No. 4506.			<b>F&amp;A Budget:</b>
<p><b>SPECIFIC EXPLANATION:</b></p> <p><b>PROJECT NOTICE/JUSTIFICATION:</b> This project was part of the Safe Sidewalk Program and was required to address the health, safety, and welfare of pedestrians.</p> <p><b>DESCRIPTION/SCOPE:</b> This project consisted of removing existing damaged or non-compliant sidewalks and wheelchair ramps, and constructing new 4 ½ - inch concrete sidewalks and wheelchair ramps as ordered by U.S. District Court, Southern District on October 31, 2006, Re: Civil Action No. H-03-2286. Carter and Burgess, Inc. designed the project with 120 calendar days allowed for construction. The project was awarded to Tikon Group, Inc. with an original Contract Amount of \$174,684.50.</p> <p><b>LOCATION:</b> The project was located in Council District C, D, and G within the City of Houston city limits. The project was located in various Key Map Grids.</p> <p><b>CONTRACT COMPLETION AND COST:</b> The Contractor, Tikon Group, Inc. has completed the work under subject Contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order No.1 is \$180,769.75, an increase of \$6,085.25 or 3.48% over the original Contract Amount.</p> <p>The increased cost is a result of previously approved Change Order No.1 and the difference between planned and measured quantities. This increase is primarily a result of an overrun in Bid Item No. 16 – Wheel Chair Ramp, which was necessary to complete the work.</p> <p><b>M/WBE PARTICIPATION:</b> There is no M/WBE goal for this project.</p> <p>MSM:JTL;JAK:JW:ha S:\E&amp;C Construction\South Sector\PROJECT FOLDER\N-00610A-00H6-4\RCA\Close-out RCA\RCA - Closeout.doc c: Michael Ho, P.E Velma Laws Craig Foster Waynette Chan Marty Stein File No.: SB9214-03/21.0</p>			

REQUIRED AUTHORIZATION

20HA19 NDT



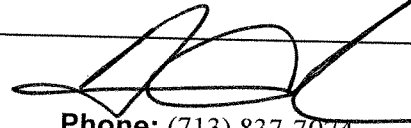

<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division
--------------------------	-----------------------------	--

**Safe Sidewalk Program**  
**34 Corners**  
**N-000610A-00H6-4**  
**Locations**

	<b>Locations</b>	<b>District</b>	<b>Key Map</b>
1	Fairview St. @ Huldy St	D	492V
2	Fairview St. @ McDuffie St	D	492V
3	Fairview St. @ Hazard St.	D	492V
4	Fairview St. @ Woodhead St.	D	492V
5	Fairview St. @ Elmen St.	D	492V
6	Dunlavy St. @ Westheimer Rd.	D	492V
7	Westheimer Rd. @ Yoakum Blvd.	D	493S
8	Greenbriar Dr. @ Norfolk St.	C	492Y
9	Webster St. @ Bagby St.	D	493P
10	Webster St. @ Brazos St.	D	493P
11	Webster St. @ Austin St.	I	493U
12	Webster St. @ La Branch St.	I	493U
13	Webster St. @ Crawford St.	I	493U
14	Webster St. @ Jackson St.	I	493U
15	W. Alabama St. @ Montrose Blvd.	D	493S
16	W. Alabama St. @ Stanford St.	D	493S
17	W. Alabama St. @ Jack St.	D	493S
18	W. Alabama St. @ Garrott St.	D	493S
19	W. Alabama St. @ Dunlavy St.	D	492V
20	W. Alabama St. @ Mandell St.	D	492V
21	W. Alabama St. @ Mulberry St.	D	493S
22	W. Alabama St. @ Mount Vernon St.	D	493S
23	W. Alabama St. @ Yoakum St.	D	493S
24	W. Alabama St. @ Eastside St.	D	492T
25	Westheimer Rd. @ Mid Ln.	G	491V

TO: Mayor via City Secretary

### REQUEST FOR COUNCIL ACTION

<b>SUBJECT</b> Accept Work for 36-inch Water Line along N. Eldridge Parkway from South of IH-10 ROW to Sandbridge Drive. WBS. No. S-000900-0097-4.		Page 1 of 2	Agenda Item # <b>7</b>
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		Origination Date	Agenda Date <b>FEB 13 2008</b>
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., DEE, Director		Council Districts affected: G 	
<b>For additional information contact:</b> J. Timothy Lincoln, P.E. Senior Assistant Director  Phone: (713) 837-7074		Date and Identification of prior authorizing Council Action: Ord. # 2004-1033 dated 10/06/2004 	
<b>RECOMMENDATION: (Summary)</b> Pass a motion to approve the final Contract Amount of \$3,637,633.34 which is 15.30% under the original Contract Amount, accept the Work, and authorize final payment.			
<b>Amount and Source of Funding:</b> No additional funding required. Original appropriation of \$4,981,200.00: \$4,022,294.29 from Water and Sewer Contributed Capital Fund, Fund No. 733 and \$958,905.71 from Water and Sewer System Consolidated Construction Fund, Fund No. 755.			<b>F&amp;A Budget:</b>
<b>SPECIFIC EXPLANATION:</b>			

**PROJECT NOTICE/JUSTIFICATION:** The expansion of IH-10 widening by TxDOT required the City to relocate City-owned water facilities, including Katy Addicks Well No. 5. This project connects two water distribution grids in order to offset water supply from this well. To account for future water needs, the City took the opportunity to upsize the TxDOT funded 24-inch water line to a 36-inch water line and agreed to pay the increased cost for the 36-inch water line. This project was also part of City's Accelerated Surface Water Transmission Program and is required to meet Harris-Galveston Coastal Subsidence District's (HGCS) legislative mandate to regulate the withdrawal of groundwater.

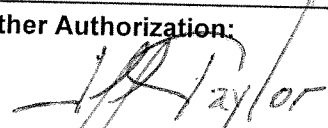
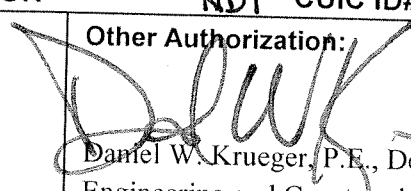
**DESCRIPTION/SCOPE:** This project consisted of the construction of 7,328 linear feet of 36-inch water line with all related appurtenances and plugging and abandonment of the existing Katy Addicks Well No. 5. Lockwood, Andrews & Newnam, Inc. designed the project with 240 calendar days allowed for construction. The project was awarded to GSG Texas, Inc. with an original Contract Amount of \$4,294,847.00

Due to lack of performance by the contractor and in accordance with the Contract Documents, the Department of Public Works and Engineering terminated the Contract and demanded completion of the Work by the Surety. Subsequently, a takeover agreement between the City and the Surety Company, United Fire and Casualty Company, was executed and the Surety Company selected Texas Sterling Construction, L.P. to complete the construction in this Contract.

**LOCATION:** The project is along N. Eldridge Parkway from South of IH-10 ROW to Sandbridge Drive. The project is located in Key Map grids 488-C, G, F, & K.

**CONTRACT COMPLETION AND COST:** The surety company, United Fire and Casualty Company has completed the Work under the subject contract. The project was completed within the Contract Time. The final cost of the project including, overrun and underrun of estimated bid quantities is \$3,637,633.34, a decrease of \$657,213.66 or 15.30% under the original Contract Amount.

The decreased cost is primarily due to a deduction of \$337,708.96, which was assessed to the surety company due the Public Works and Engineering maintaining the construction site for the safety of the general public during the termination of the original contractor. The cost underrun is also due to Base Unit Item No. 9 – Ground Water Control for Open-cut Construction, Base Unit No. 24 – 6-inch Cement Stabilized Sand Base, and Base Unit Item No. 46 – 36-inch Diameter Steel Water Main at Buffalo Bayou Aerial Crossing and Work not requiring use of most Extra Unit Price Items.

REQUIRED AUTHORIZATION		NDT CUIC ID# 20MZQ023
F&A Director:	Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division	Other Authorization:  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division

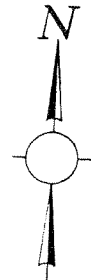


Date	<b>SUBJECT:</b> Accept Work for 36-inch Water Line along N. Eldridge Parkway from South of IH-10 ROW to Sandbridge Drive. WBS. No. S-000900-0097-4.	<b>Originator's Initials</b>	<b>Page 2 of 2</b>
------	---	------------------------------	--------------------

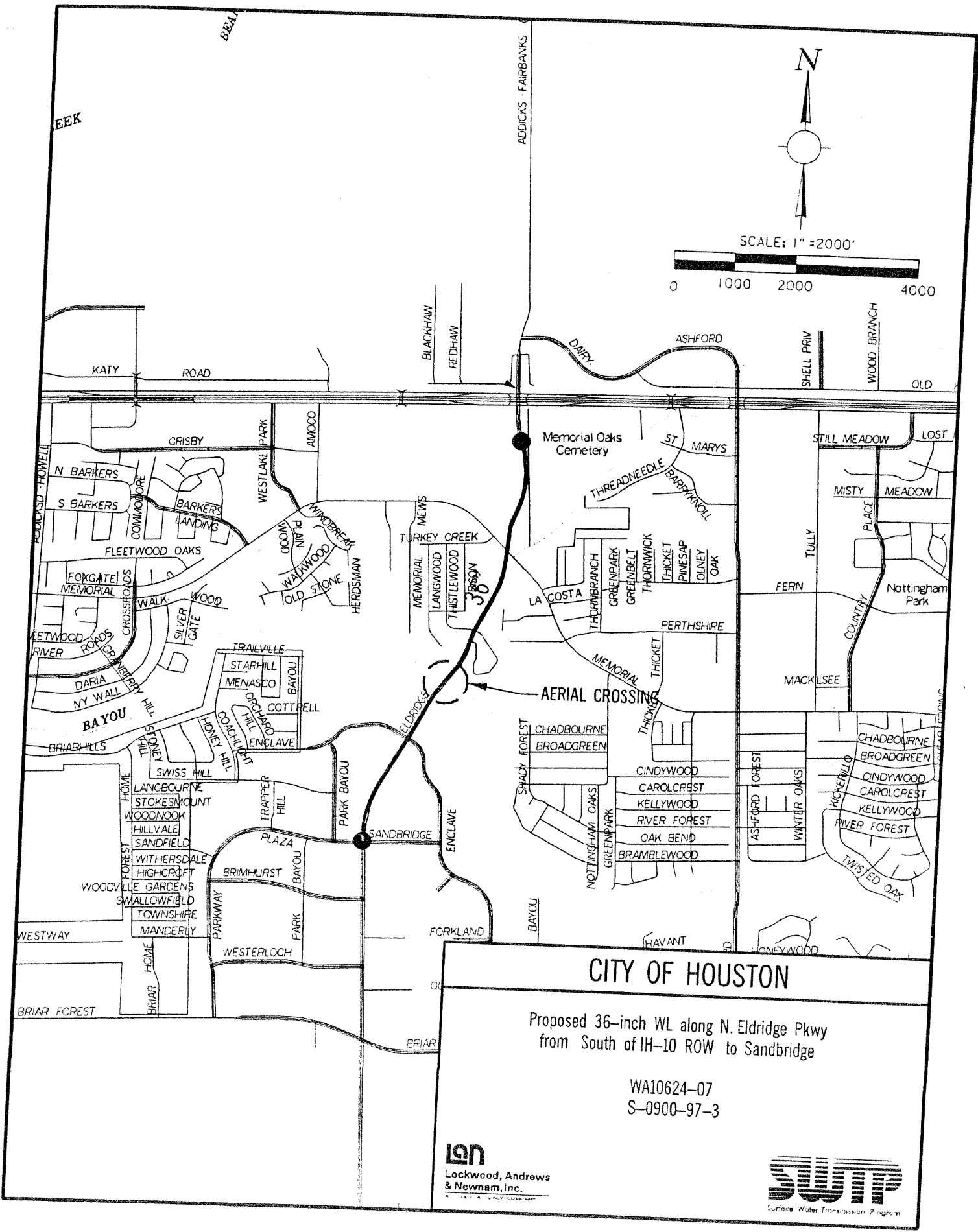
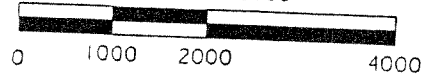
**M/WBE PARTICIPATION:** M/WBE goal for this project was 17%. According to Affirmative Action and Contract Compliance Division, the actual participation was 34.35 %. The surety company achieved an "Outstanding" rating for MWDBE Compliance.

MSM:JTL:AR:JM:mq  
SAE&C Construction\North Sector\PROJECT FOLDER\S-0900-97-3 Eldrige I-10 to sandbrige\21.0 Close-out\RCA\RCA\_CL-2-revIII-dft.DOC

C: Daniel W. Krueger, P.E.      Velma Laws      Michael Ho, P.E      Craig Foster      File No. 10624-07 - Closeout



SCALE: 1" = 2000'



### CITY OF HOUSTON

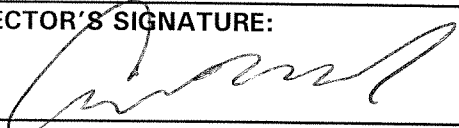
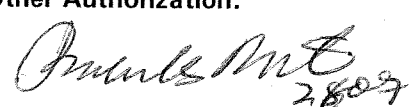
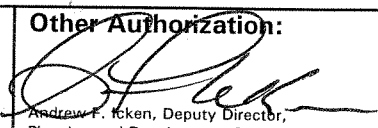
Proposed 36-inch WL along N. Eldridge Pkwy  
from South of IH-10 ROW to Sandbridge

WA10624-07  
S-0900-97-3

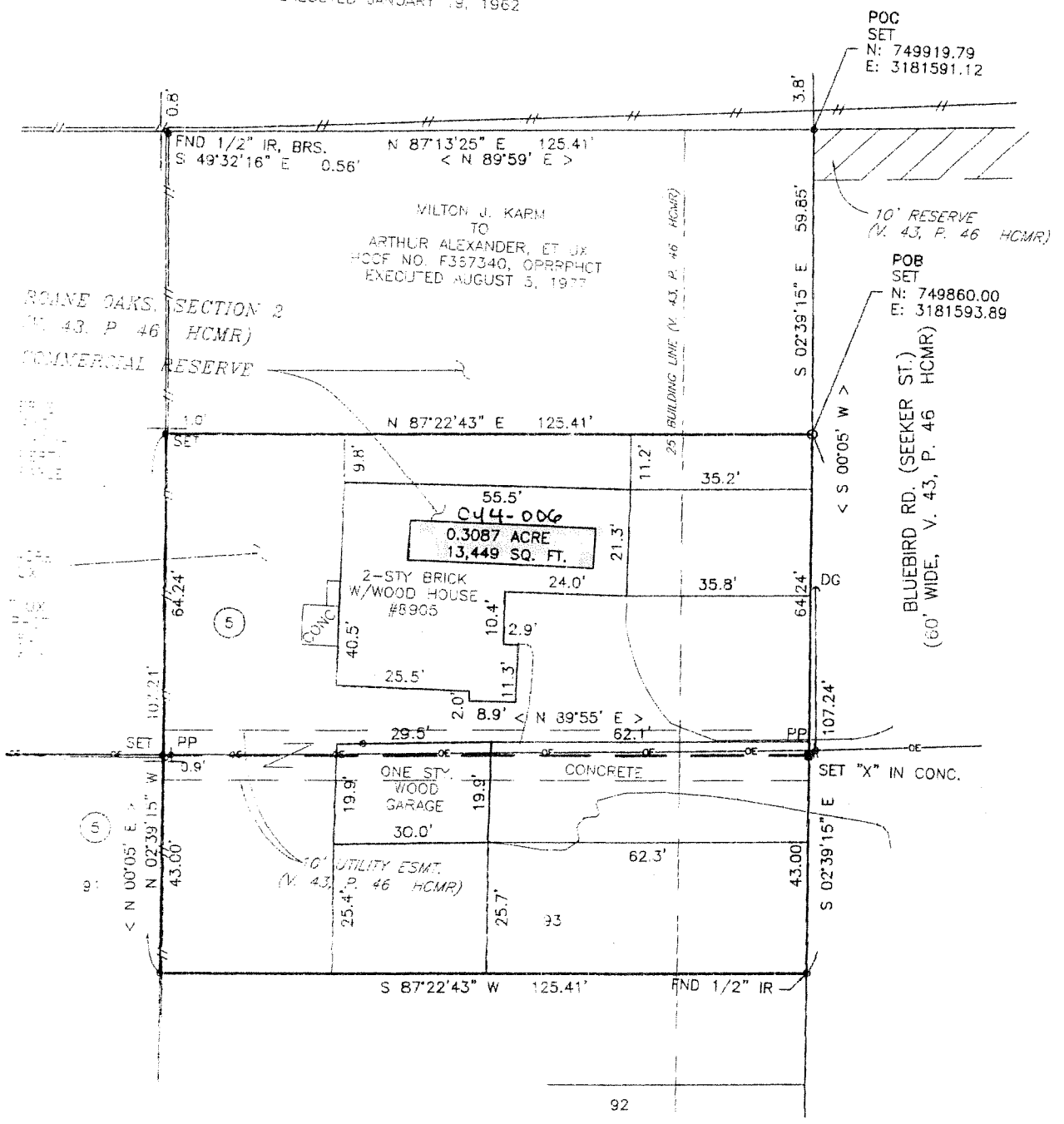
**lan**  
Lockwood, Andrews  
& Newnam, Inc.

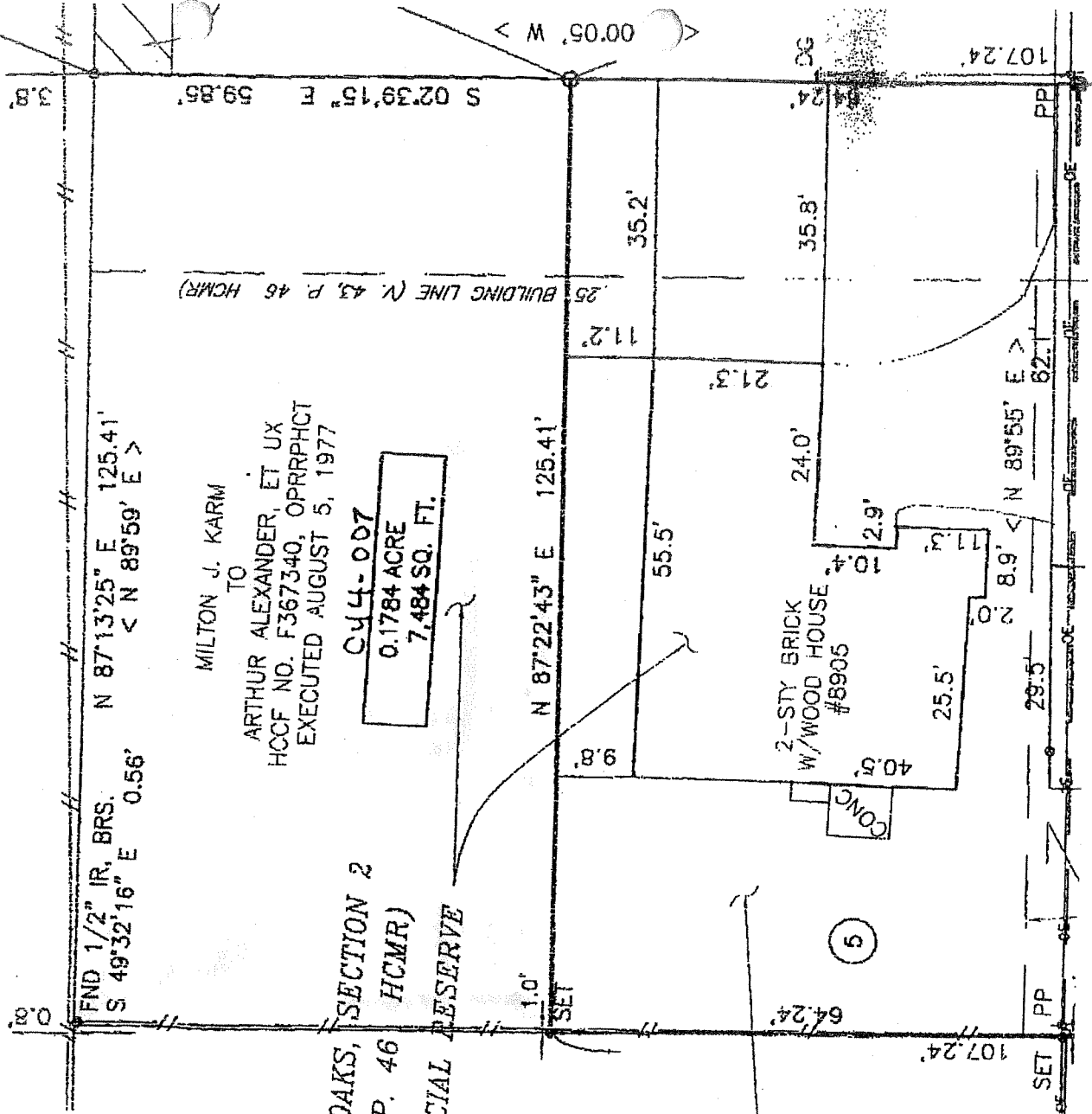
**SWTP**  
Surface Water Treatment Program

**REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Parcels CY4-006 & CY4-007; <i>City of Houston v. Tony Alexander, et al.</i> , Cause No. 881,204; Fresh Water Supply District No. 23 Buffer Zone Project; WBS/CIP No. R-000265-0027-3; L.D. File Nos. 081-0600045-011 & 081-0600045-012.		<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  8
<b>FROM (Department or other point of origin):</b> Legal Department, Real Estate Division Arturo G. Michel, City Attorney		<b>Origination Date</b> 11/28/07	<b>Agenda Date</b> FEB 13 2008	
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b> "B" Jarvis Johnson, K.M. # 455G		
<b>For additional information contact:</b> Joseph N. Quintal Phone: 713 437-6748 (alternatively Russell G. Richardson @ 713 437-6750)		<b>Date and identification of prior authorizing Council action:</b> Ord.#2006-991, psd. 9/27/06; BAO#2005-1102, psd. 09/21/05		
<b>RECOMMENDATION: (Summary)</b> That the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, pay all costs of Court and not file any objections to the Award. Funding will be provided by a previously approved blanket Appropriation Ordinance.				
<b>Amount of Funding:</b> \$146,247.00; No appropriation needed as funding will be provided by a previously approved blanket Appropriation Ordinance.		<b>F &amp; A Budget:</b>		
<b>SOURCE OF FUNDING:</b> <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund Water and Sewer System Consolidated Construction Fund 755; SAP Fund No. 8500 <input type="checkbox"/> Other (Specify)      Blanket Appropriation Ordinance No. 2005-1102, psd. 09/21/05				
<b>SPECIFIC EXPLANATION:</b> The Fresh Water Supply District No. 23 Buffer Zone Project will provide for a 300 foot Sanitary Control Buffer Zone surrounding the expansion of a wastewater treatment plant for the Fresh Water Supply District No. 23. The Project will allow for expansion and continued operation of the wastewater treatment facility by ensuring regulatory compliance with State mandates.				
This eminent domain proceeding involves the fee simple acquisition of two (2) contiguous parcels of land, respectively containing 13,449 square feet and 7,484 square feet, located at 8905 Seeker Street. The property is improved with a 2,467 square foot single family dwelling owned by Tony Alexander and others. The Legal Department initiated eminent domain proceedings against the property after efforts to purchase the property were unsuccessful due to a plethora of title and other issues. After hearing the evidence and testimony presented, the Special Commissioners returned an Award for \$140,700.00.				
The "Costs of Court" are as follows, to wit: \$167.00 Filing fee; \$530.00 Service of process fee; \$1,800.00 Special Commissioners' fees (i.e. \$600.00 x 3); \$3,050.00 Appraiser's fee; <b>Total: \$5,547.00.</b> These "costs of court" account for the monetary difference between the amount of the Award and the total funds needed.				
We recommend that the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, pay all costs of Court and not file any objections to the Award. Funding will be provided by a previously approved blanket Appropriation Ordinance.				
CUIC # 90AH195				
h:\mark\alexanderca.wpd		<b>REQUIRED AUTHORIZATION</b>		
<b>F&amp;A Director:</b>	<b>Other Authorization:</b> 	<b>Other Authorization:</b>  Andrew F. Ecken, Deputy Director, Planning and Development Services Division		

CALLED 14.4 ACRES  
 L. B. NORRELL  
 (TO)  
 HARRIS COUNTY FRESH WATER SUPPLY  
 DISTRICT NO. TWENTY THREE (23)  
 (V. 2388 P. 70, HCDR)  
 EXECUTED JANUARY 19, 1962





ROANE OAKS,  
 (V. 43, P. 46  
 HCMR)  
 SECTION 2  
 HCMR)  
 BLOCK 5, COMMERCIAL RESERVE

MILTON J. KARM  
 TO  
 ARTHUR ALEXANDER, ET UX  
 HCCF NO. F367340, OPRPHCT  
 EXECUTED AUGUST 5, 1977

C44-007  
 0.1784 ACRE  
 7,484 SQ. FT.

RESIDUE OF COMMERCIAL RESERVE  
 AS SHOWN ON PLAT ROANE OAKS,  
 SECTION TWO, VOL. 43, PG. 46, HCMR  
 HCCAD TAX RECORDS SHOW PROPERTY  
 TAXES PAYABLE BY ESTATE OF EARLE  
 JACKSON

107.24' SET PP  
 29.5' 8.9' < N 89°55' E >  
 62.1' 21.3' 11.2' 35.2' 35.8'  
 107.24' 00.05' W >

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**Subject:** Approval of a Resolution allowing the Parks and Recreation Department to apply for and receive a Safe and Drug Free Schools and Communities (SDFSC) grant.

Category #

Page  
1 of 1

Agenda Item:

9

**FROM (Department or other point of origin):**

Houston Parks and Recreation Department

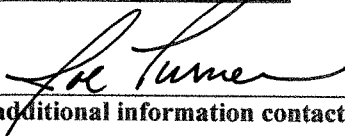
**Origination Date:**

January 23, 2008

**Agenda Date:**

FEB 13 2008

**DIRECTOR'S SIGNATURE:** Joe Turner, Director

*NO*  


**Council Districts Affected:**

All

**For additional information contact:**

Karen Cullar 713-845-1022  
Twonda Thompson 713-845-1220  
Dan Pederson 713-845-1248

**Date and identification of prior authorizing Council Action:**

2007 - 0018, 1/18/07

**RECOMMENDATION (summary):**

The Houston Parks and Recreation Department (HPARD) recommends City Council approve a Resolution authorizing the director to apply for a reimbursable grant from the Governor's Criminal Justice Division to support the After-School Achievement Program.

**Amount of Funding:** No City Funding required

\$80,000 Safe and Drug Free Schools and Communities Act Fund

**F&A Budget:**

**SPECIFIC EXPLANATION:**

The Parks and Recreation Department (HPARD) recommends City Council approve a Resolution authorizing the Director to apply for and receive a reimbursable grant from the U.S. Department of Education Safe and Drug Free Schools and Communities Act Fund administered by the Governor's Criminal Justice Division (CJD). This is a second year continuation grant. Funding is limited to 80% of the first year award or \$80,000. No matching funds are required. CJD requires a Resolution passed by City Council to be eligible to apply for and receive funds.

The application must be filed electronically by February 29, 2008. The Houston-Galveston Area Council will prioritize and recommend projects to the Texas CJD. If awarded the grant start date is September 1, 2008.

The grant is requested to expand the number of middle-school sites that will receive funding from HPARD's After School Achievement Program (ASAP). The City of Houston established the After-School Achievement Program (A.S.A.P.) in 1998 to fund after-school programming which engages youth K through 12 in structured, supervised activities after-school to reduce juvenile crime and victimization during these dangerous hours. ASAP distributes grants directly to schools, community-based and faith-based organizations through a process of Request for Proposals that takes place annually from February to April. Proposals are scored based on specific criteria, and grants are awarded to approximately 70 after-school program sites each year. If awarded SDFSC funds will be distributed in September 2008 to at least three additional eligible HISD middle schools serving at-risk children in Houston's inner-city for use in the 2008 - 2009 school year.

Selected schools will be required to incorporate the following types of activities within their after-school curriculum: tutorials, homework assistance, test preparation skills, college exposure/preparatory skills, leadership skill development, team building, conflict management, financial literacy, job readiness, recreation, sports, arts, dance, creative writing, and community involvement such as volunteerism and community service.

**REQUIRED AUTHORIZATION**

F&A Director:

Other Authorization:

Other Authorization:


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance authorizing the sale to Houston Independent School District of ±26,188 square feet of land being all of Lots 12, 13, 14, 35, 36, 37, and a portion of Lots 11, 38, and 39, and convey to the City a 15-foot-wide sanitary sewer easement, all out of Block 83, Houston Heights Subdivision. <b>Parcels SY8-008 and DY8-026</b>	<b>Category #</b> 7	<b>Page</b> 1 of <u>2</u>	<b>Agenda Item #</b>  10
--	------------------------	------------------------------	--------------------------------

<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  2/7/08	<b>Agenda Date</b>  FEB 13 2008
--	---------------------------------------	---------------------------------------

<b>DIRECTOR'S SIGNATURE:</b>  MS  Michael S. Marcotte, P.E., DEE, Director	<b>Council District affected:</b> H  PSM Key Map 452V
--	--

<b>For additional information contact:</b>  Nancy P. Collins  Senior Assistant Director-Real Estate <b>Phone:</b> (713) 837-0881	<b>Date and identification of prior authorizing Council Action:</b>
---	---

**RECOMMENDATION: (Summary)** It is recommended City Council approve an ordinance authorizing the sale to Houston Independent School District of ±26,188 square feet of land being all of Lots 12, 13, 14, 35, 36, 37, and a portion of Lots 11, 38, and 39, and convey to the City a 15-foot-wide sanitary sewer easement, all out of Block 83, Houston Heights Subdivision. **Parcels SY8-008 and DY8-026**

<b>Amount and Source of Funding:</b> Not Applicable	<b>F &amp; A Budget:</b>
---	--------------------------

**SPECIFIC EXPLANATION:**

Gary Hansel, Real Estate Division Manager, Houston Independent School District, 4400 West 18<sup>th</sup> Street, Houston, Texas 77092, requested the sale to Houston Independent School District of ±26,188 square feet of land being all of Lots 12, 13, 14, 35, 36, 37, and a portion of Lots 11, 38, and 39, and convey to the City a 15-foot-wide sanitary sewer easement, all out of Block 83, Houston Heights Subdivision. Houston Independent School District requires the property for expansion of the Helms Community Learning Center site located at 503 West 21<sup>st</sup> Street. The subject property is out of property conveyed to the City for the Heights Reservoir by deeds dated May 9, 1949, recorded in Volume 1941, Page 413; May 12, 1949, recorded in Volume 1940, Page 443; May 13, 1949, recorded in Volume 1940, Page 433; and June 6, 1949, recorded in Volume 1940, Page 426. The Public Utilities Division has no objection to the sale of this property. The Joint Referral Committee reviewed and approved the request, subject to the conveyance to the City of a 15-foot-wide sanitary sewer easement..

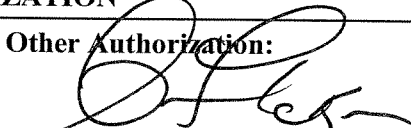
Section 272.001(b)(5) of the Local Government Code, pertaining to the sale of real property interests to a governmental entity that has the power of eminent domain, provides for the payment of a consideration based upon the appraised fair market value. Houston Independent School District submitted its appraisal report with its purchase offer to the City. A staff appraiser in the Department of Public Works and Engineering has reviewed the appraisal report and finds it is acceptable to the City.

The City will abandon and sell to Houston Independent School District:

<b>Parcel SY8-008</b> 26,188-square-foot tract of land Valued at \$21.23 per square foot	\$556,000.00 (Rounded)
<b>TOTAL ABANDONMENTS</b>	<b><u>\$556,000.00</u></b>

s:\psm\sy8-008.rc2.doc CUIC #20PSM212

**REQUIRED AUTHORIZATION**

<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>   Andrew F. Icken, Deputy Director Planning and Development Services Division
--------------------------	-----------------------------	---

<b>Date:</b>	<b>Subject:</b> Ordinance authorizing the sale to Houston Independent School District of ±26,188 square feet of land being all of Lots 12, 13, 14, 35, 36, 37, and a portion of Lots 11, 38, and 39, and convey to the City a 15-foot-wide sanitary sewer easement, all out of Block 83, Houston Heights Subdivision. <b>Parcels SY8-008 and DY8-026</b>	<b>Originator's Initials</b>	<b>Page</b> <u>1</u> of <u>2</u>
--------------	--	----------------------------------	-------------------------------------

Therefore, it is recommended City Council approve an ordinance authorizing the sale to Houston Independent School District of ±26,188 square feet of land being all of Lots 12, 13, 14, 35, 36, 37, and a portion of Lots 11, 38, and 39, and convey to the City a 15-foot-wide sanitary sewer easement, all out of Block 83, Houston Heights Subdivision.

MSM:NPC:psm

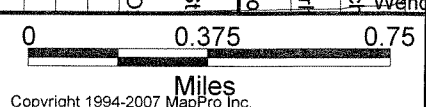
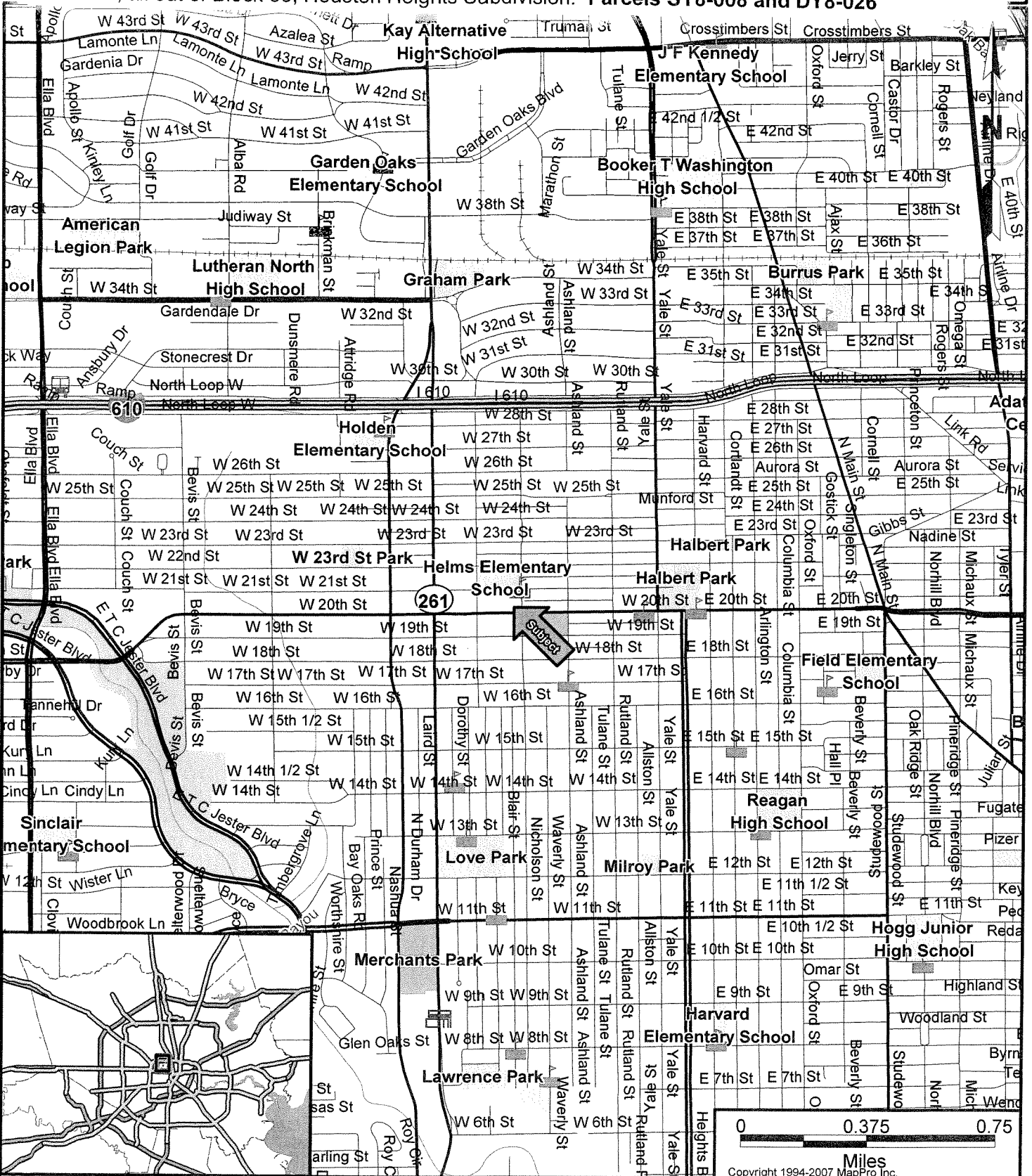
- c: Daniel W. Krueger, P.E.
- Marty Stein
- Jeff Taylor



# LOCATION MAP

## Description:

Sale to Houston Independent School District of ±26,188 square feet of land being all of Lots 12, 13, 14, 35, 36, 37, and a portion of Lots 11, 38, and 39, and convey to the City a 15-foot-wide sanitary sewer easement, all out of Block 83, Houston Heights Subdivision. **Parcels SY8-008 and DY8-026**



### CAUTION:

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.



### LAWRENCE STREET (70' WIDE)

N 00° 01' 58" W ~ 300.00'  
(CALLED NORTH)

POINT OF COMMENCEMENT  
0.6012 ACRE AND  
0.0278 ACRE  
SEWER EASEMENT  
FND. 5/8" IRON ROD

EAST ~ 250.00'

JOHN AUSTIN 2 LEAGUES SURVEY, A-1  
HARRIS COUNTY, TEXAS

36' ALLEY

HOUSTON HEIGHTS  
VOLUME 1, PAGES 11A-116  
H.C.M.R.

BLOCK 83

EAST ~ 250.00' (BASIS OF BEARING)

C131 STREET  
(70' WIDE)

POINT OF BEGINNING  
0.6012 ACRE  
FND. 5/8" IRON ROD  
WITH 7.5' OAK TREE

CITY OF HOUSTON  
LOTS 13, 14 &  
THE ADJOINING WEST 10' OF LOT 12  
VOLUME 1940, PAGE 433  
H.C.D.R.

CITY OF HOUSTON  
LOT 11 & THE ADJOINING  
EAST 15 FEET OF LOT 12  
VOLUME 1941, PAGE 413  
H.C.D.R.

CITY OF HOUSTON  
LOTS 35, 36 & 37  
VOLUME 1940, PAGE 443  
H.C.D.R.

CITY OF HOUSTON  
LOTS 38, 39, 40 & THE ADJOINING  
WEST 9 FEET 1 INCH OF LOT 41  
VOLUME 1940, PAGE 426  
H.C.D.R.

N 00° 01' 58" W ~ 300.00'

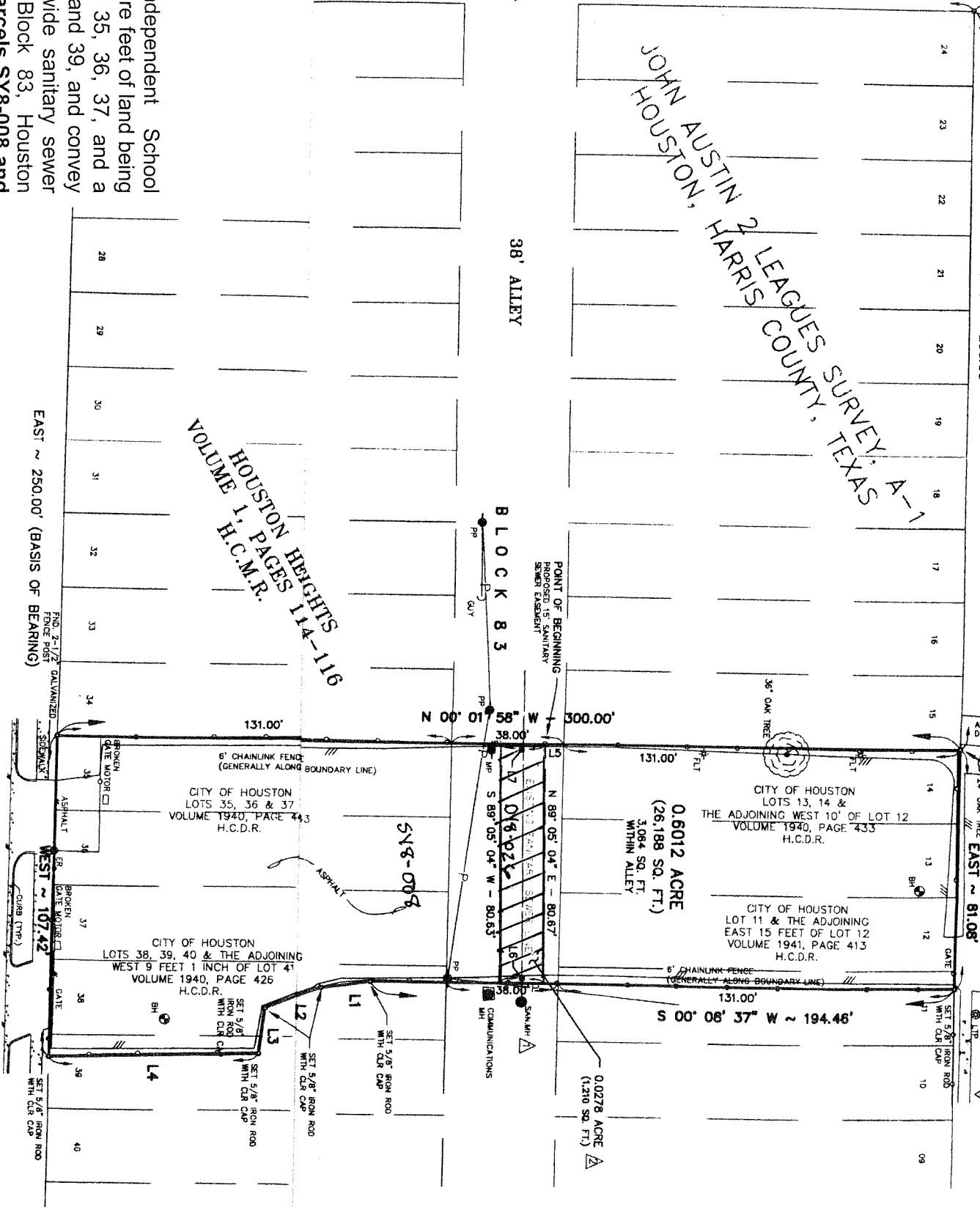
S 89° 05' 04" W - 80.63'




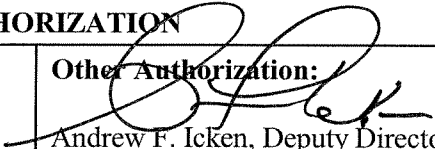
S 00° 08' 37" W ~ 194.46'

WEST ~ 107.42'

20TH STREET

Sale to Houston Independent School District of ±26,188 square feet of land being all of Lots 12, 13, 14, 35, 36, 37, and a portion of Lots 11, 38, and 39, and convey to the City a 15-foot-wide sanitary sewer easement, all out of Block 83, Houston Heights Subdivision. **Parcels SY8-008 and DY8-026**



<b>SUBJECT:</b> Ordinance authorizing the abandonment and sale of Ellen Lane, from Sheffield Road to Lila Lane, and a portion of Lila Lane, adjacent to Lots 5 and 7, Block 12, in exchange for the conveyance to the City of a right-of-way for and the construction of a cul-de-sac at the dead-end portion of Lila Lane, located within Woodland Acres. <b>Parcels SY6-011, SY6-019, AY6-076A, and AY6-076B</b>		<b>Category</b> # 7	<b>Page</b> <u>1</u> of <u>2</u>	<b>Agenda Item #</b>  11														
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		<b>Origination Date</b>  2/7/08	<b>Agenda Date</b>  FEB 13 2008															
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., DEE, Director		<b>Council District affected:</b> E  Key Map 496R																
<b>For additional information contact:</b>  Nancy P. Collins <b>Phone:</b> (713) 837-0881  Senior Assistant Director-Real Estate		<b>Date and identification of prior authorizing Council Action:</b>  C.M. 2006-0109 (02/01/06)																
<b>RECOMMENDATION: (Summary)</b> It is recommended City Council approve an ordinance authorizing the abandonment and sale of Ellen Lane, from Sheffield Road to Lila Lane, and a portion of Lila Lane, adjacent to Lots 5 and 7, Block 12, in exchange for a consideration of \$600.00 plus the conveyance to the city of a right-of-way for and the construction of a cul-de-sac at the dead-end portion of Lila Lane, located within Woodland Acres. <b>Parcels SY6-011, SY6-019, AY6-076A, and AY6-076B</b>																		
<b>Amount and Source of Funding:</b> Not Applicable			<b>F &amp; A Budget:</b>															
<b>SPECIFIC EXPLANATION:</b>  By Council Motion 2006-0109, City Council authorized the abandonment and sale of Ellen Lane, from Sheffield Road to Lila Lane, and a portion of Lila Lane, adjacent to Lots 4 through 6, Block 12, in exchange for the conveyance to the City of a right-of-way for and the construction of a cul-de-sac at the dead-end portion of Lila Lane, located within Woodland Acres. Thereafter, it was determined the portion of Lila Lane to be abandoned was adjacent to Lots 5 and 7, Block 12. Also the parcel numbers were changed to better reflect the abandonment and conveyance parcels in this transaction. All these changes are reflected in the subject description. Womble Company, Inc. (Alice F. Womble, President), plans to combine the streets being abandoned and sold with its abutting property to expand its industrial coating applicator (for pipelines) business.  Womble Company, Inc. has complied with the council motion requirements, has accepted the City's offer, and has rendered payment in full.  The City will abandon and sell to Womble Company, Inc.:  <table border="0" style="width: 100%;"> <tr> <td style="width: 50%;"><b>Parcel SY6-011</b></td> <td></td> </tr> <tr> <td>36,398-square-foot portion of Ellen Lane</td> <td style="text-align: right;">\$40,038.00 (Rounded)</td> </tr> <tr> <td>Valued at \$1.10 per square foot</td> <td></td> </tr> <tr> <td><b>Parcel SY6-019</b></td> <td></td> </tr> <tr> <td>3,451-square-foot portion of Lila Lane</td> <td style="text-align: right;">\$3,796.00 (Rounded)</td> </tr> <tr> <td>Valued at \$1.10 per square foot</td> <td></td> </tr> </table> <table border="0" style="width: 100%;"> <tr> <td><b>TOTAL ABANDONMENTS</b></td> <td style="text-align: right;"><b><u>\$43,834.00</u></b></td> </tr> </table>					<b>Parcel SY6-011</b>		36,398-square-foot portion of Ellen Lane	\$40,038.00 (Rounded)	Valued at \$1.10 per square foot		<b>Parcel SY6-019</b>		3,451-square-foot portion of Lila Lane	\$3,796.00 (Rounded)	Valued at \$1.10 per square foot		<b>TOTAL ABANDONMENTS</b>	<b><u>\$43,834.00</u></b>
<b>Parcel SY6-011</b>																		
36,398-square-foot portion of Ellen Lane	\$40,038.00 (Rounded)																	
Valued at \$1.10 per square foot																		
<b>Parcel SY6-019</b>																		
3,451-square-foot portion of Lila Lane	\$3,796.00 (Rounded)																	
Valued at \$1.10 per square foot																		
<b>TOTAL ABANDONMENTS</b>	<b><u>\$43,834.00</u></b>																	
s:\psm\sy6-011.rc2.doc		CUIC #20PSM210																
<b>REQUIRED AUTHORIZATION</b>																		
<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Andrew F. Icken, Deputy Director Planning and Development Services Division																

<b>Date:</b>	<b>Subject:</b> Ordinance authorizing the abandonment and sale of Ellen Lane, from Sheffield Road to Lila Lane, and a portion of Lila Lane, adjacent to Lots 5 and 7, Block 12, in exchange for the conveyance to the City of a right-of-way for and the construction of a cul-de-sac at the dead-end portion of Lila Lane, located within Woodland Acres. <b>Parcels SY6-011, SY6-019, AY6-076A, and AY6-076B</b>	<b>Originator's Initials</b>	<b>Page</b> <u>2</u> of <u>2</u>
--------------	--	------------------------------	-------------------------------------

In exchange, Womble Company, Inc. will pay

Cash	\$600.00 (minimum fee)
Credit for cul-de-sac construction	\$44,130.54

Plus convey to the City:

**Parcel AY6-076A**  
362-square-foot right-of-way easement \$400.00 (Rounded)  
Valued at \$1.10 per square foot

**Parcel AY6-076B**  
362-square-foot right-of-way easement \$400.00 (Rounded)  
Valued at \$1.10 per square foot

**TOTAL CASH, CREDIT, AND CONVEYANCES** **\$45,530.54**

Inasmuch as the value of the \$600.00 minimum fee representing the \$300.00 minimum fee required for the conveyance of a public land interest for each of the two abandonment parcels (2 x \$300.00 = \$600.00) plus the right of way being conveyed to the City for a cul-de-sac are greater than the value of the streets being abandoned and sold, it is recommended City Council approve an ordinance authorizing the abandonment and sale of Ellen Lane, from Sheffield Road to Lila Lane, and a portion of Lila Lane, adjacent to Lots 5 and 7, Block 12, in exchange for a consideration of \$600.00 plus the conveyance to the city of a right-of-way for and the construction of a cul-de-sac at the dead-end portion of Lila Lane, located within Woodland Acres.

MSM:NPC:psm

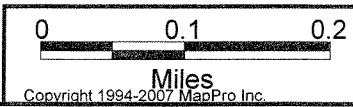
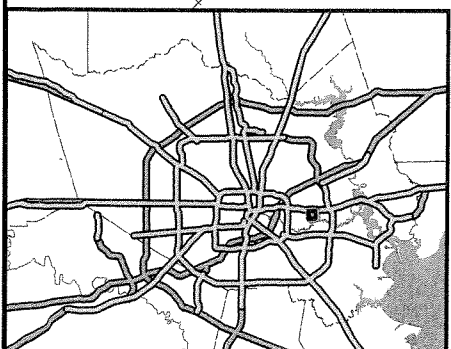
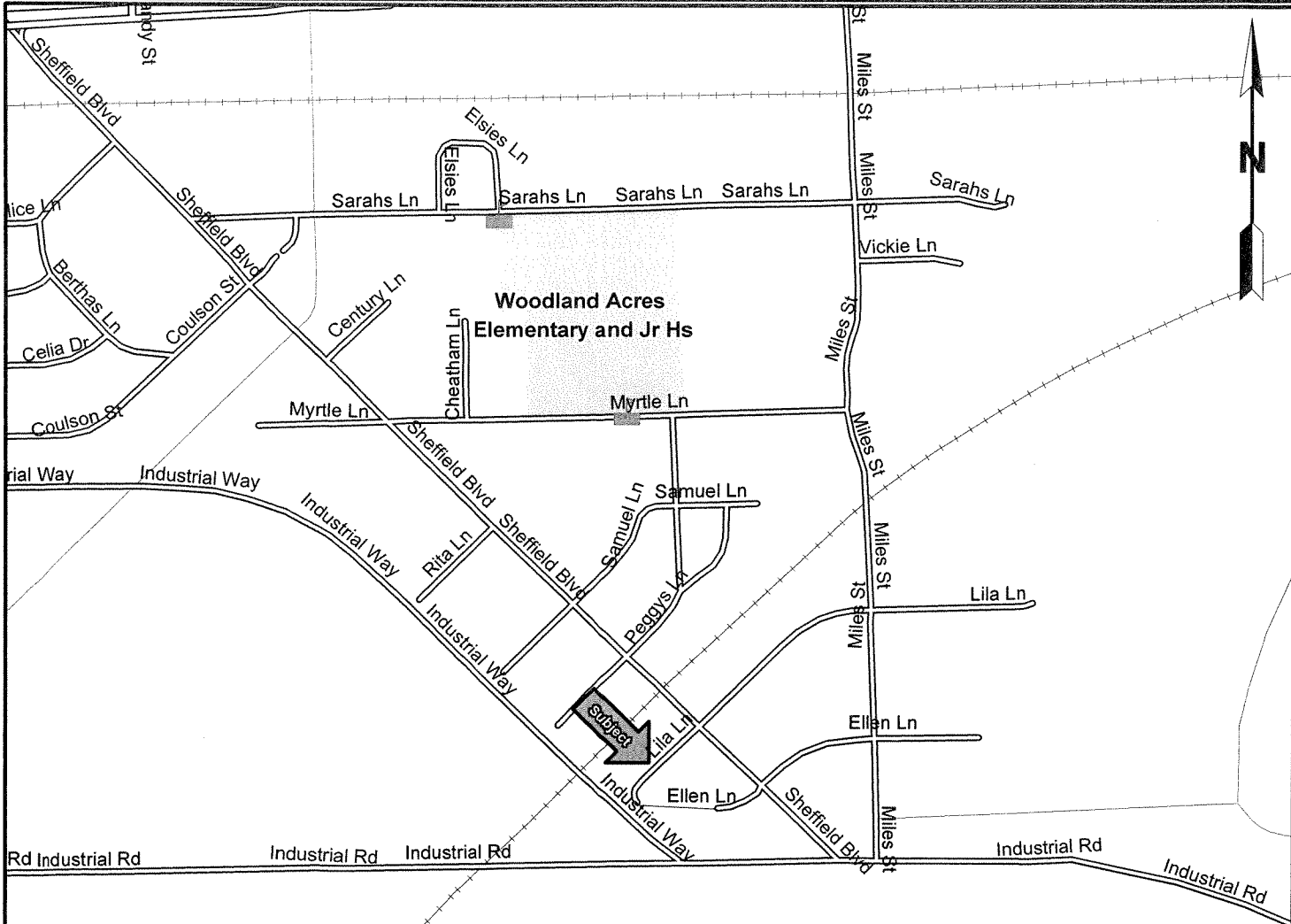
- c: Raymond D. Chong, P.E., PTOE
- Daniel W. Krueger, P.E.
- Reid K. Mrsny, P.E.
- Marty Stein
- Jeff Taylor

# LOCATION MAP

Description:

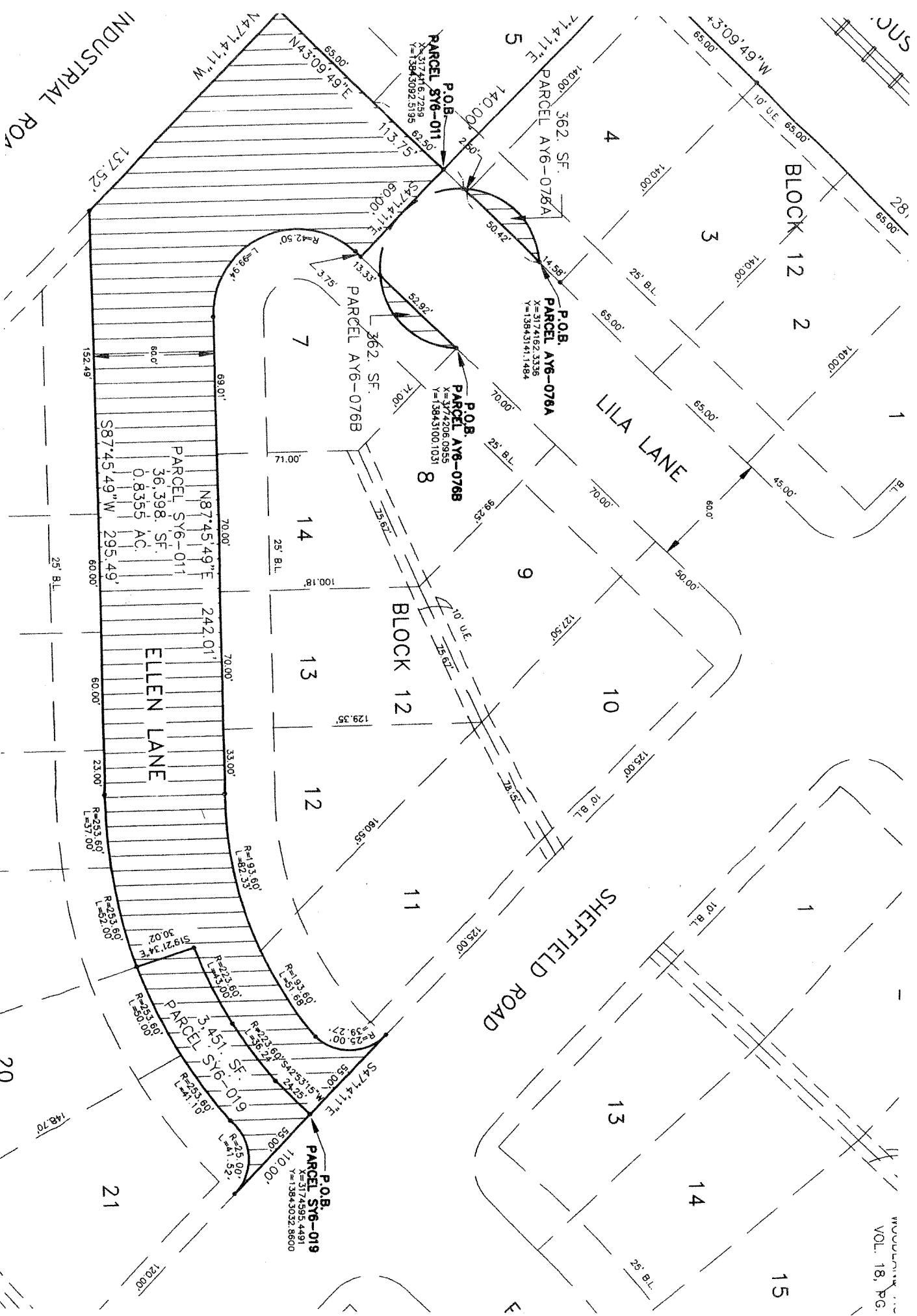
Subject Address: 1800 Sheffield Blvd, Houston, TX 77015

Prepared by: City of Houston, 611 Walker, , Houston, TX 77002



**CAUTION:**

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.



INDUSTRIAL ROAD

BLOCK 12

LILA LANE

BLOCK 12

SHEFFIELD ROAD

ELLEN LANE

PARCEL SY6-011  
362.00 SF.  
X=3174416.7259  
Y=15843092.5195

PARCEL AY6-076A  
362.00 SF.  
X=3174162.3335  
Y=15843141.1484

PARCEL AY6-076B  
362.00 SF.  
X=3174206.0955  
Y=15843100.1031

PARCEL SY6-011  
361,398.00 SF.  
0.8355 AC.

PARCEL SY6-019  
3,451.00 SF.

PARCEL SY6-019  
3,451.00 SF.  
X=3174305.4491  
Y=15843052.8800

MOTION NO. 2006 0109

MOTION by Council Member Wiseman that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Patrick Berna, 2114 Potomac Avenue, Suite B, Houston, Texas 77057, on behalf of Romulus Co. (Munir Asfar, general partner), for the abandonment and sale of Ellen Lane, from Sheffield Road to Lila Lane, and a portion of Lila Lane, adjacent to Lots 4 through 6, Block 12, located within Woodland Acres, Parcels SY6-011A, SY6-011B, SY6-019 and AY6-076, be adopted as follows:

1. The City abandon and sell Ellen Lane, from Sheffield Road to Lila Lane, and a portion of Lila Lane, adjacent to Lots 4 through 6, Block 12, in exchange for the conveyance to the City of a right of way for and the construction of a cul-de-sac at the dead-end portion of Lila Lane, located within Woodland Acres;
2. No access be permitted to be taken from the Lila Lane cul-de-sac;
3. The applicant be required to secure the consent and participation of all the abutting property owners;
4. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies;

5. The applicant be required to: (a) cut, plug, and abandon the 6-inch water main at the intersection of Ellen and Lila Lanes; (b) cut, plug, abandon, and relocate the existing fire hydrant to connect to the remaining portion of the 6-inch water main in Lila Lane; (c) cut, plug, and abandon the existing 2-inch water main from the intersection of Ellen and Lila lanes to the 12-inch water main in Sheffield Road; and (d) transfer the service of any properties connected to the 2-inch water line in Ellen Lane to the 12-inch water line in Sheffield Road, all at no cost to the City and under the proper permits, and pay the depreciated value of the utilities being abandoned;
6. The applicant be required to eliminate the public street appearance of Ellen Lane at its connection with Sheffield Road;
7. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
8. The Legal Department be authorized to prepare the necessary transaction documents; and
9. Mr. Jimmy Payton and Mr. Arthur Shackelford, independent real estate appraisers, are hereby appointed to establish the value, inasmuch as the value of the property interests is expected to exceed \$25,000.00 and Mr. Scott Stephens is hereby appointed as alternate appraiser should one of the two appointed appraisers be unable to accept the assignment.

Seconded by Council Member Khan and carried.

Mayor White, Council Members Lawrence, Johnson,  
Clutterbuck, Edwards, Wiseman, Khan, Holm, Garcia,  
Alvarado, Brown, Lovell, Green and Berry voting aye  
Nays none  
Council Member Sekula-Gibbs absent

PASSED AND ADOPTED this 1st day of February, 2006.

Pursuant to Article VI, Section 6 of the City Charter, the  
effective date of the foregoing motion is February 7, 2006.



City Secretary



**TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Ordinance authorizing the sale of a 5.613-acre tract of fee-owned land, south of Aldine Bender Road and east of John F. Kennedy Boulevard, located in the Willis Avery Survey, A-104. <b>Parcel SY6-001</b>	<b>Category # 7</b>	<b>Page 1 of 1</b>	<b>Agenda Item # 12</b>
---	---------------------	--------------------	-------------------------

<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 2/7/08	<b>Agenda Date</b> FEB 13 2008
--	-----------------------------------	-----------------------------------

<b>DIRECTOR'S SIGNATURE:</b> <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director	<b>Council District affected: B</b> Key Map 374X
--	---

<b>For additional information contact:</b> Nancy P. Collins <b>Phone:</b> (713) 837-0881 Senior Assistant Director-Real Estate	<b>Date and identification of prior authorizing Council Action:</b> C.M. 2007-0778 (7/18/2007)
--	--

**RECOMMENDATION: (Summary)** It is recommended City Council approve an ordinance authorizing the sale of a 5.613-acre tract of fee-owned land, south of Aldine Bender Road and east of John F. Kennedy Boulevard, located in the Willis Avery Survey, A-104. **Parcel SY6-001**

<b>Amount and Source of Funding:</b> Not Applicable	<b>F &amp; A Budget:</b>
---	--------------------------

**SPECIFIC EXPLANATION:**  
By Council Motion 2007-0778, City Council authorized the subject transaction. Subsequent to the motion the required survey determined that the actual area of the tract of land is 5.613 acres or 244,488 square feet. Sunlake Limited [Amerifirst Corporation (Andrew Wong, Vice President), sole general partner], the abutting property owner, plans to develop this property for single family residential sales.

Sunlake Limited has complied with the council motion requirements, has accepted the City's offer, and has rendered payment in full.

The City will sell to Sunlake Limited:

**Parcel SY6-001**  
244,488-square-foot tract of fee-owned land      \$97,800.00  
Valued at \$0.40 per square foot

**TOTAL SALE      \$97,800.00**

Therefore, it is recommended City Council approve an ordinance authorizing the sale of a 5.613-acre tract of fee-owned land, south of Aldine Bender Road and east of John F. Kennedy Boulevard, located in the Willis Avery Survey, A-104.

MSM:NPC:dob

- c: Marlene Gafrick
- Daniel W. Krueger, P.E.
- Marty Stein
- Jeff Taylor

s:\dob\sy6-001.rc2.doc CUIC #20DOB025

**REQUIRED AUTHORIZATION**

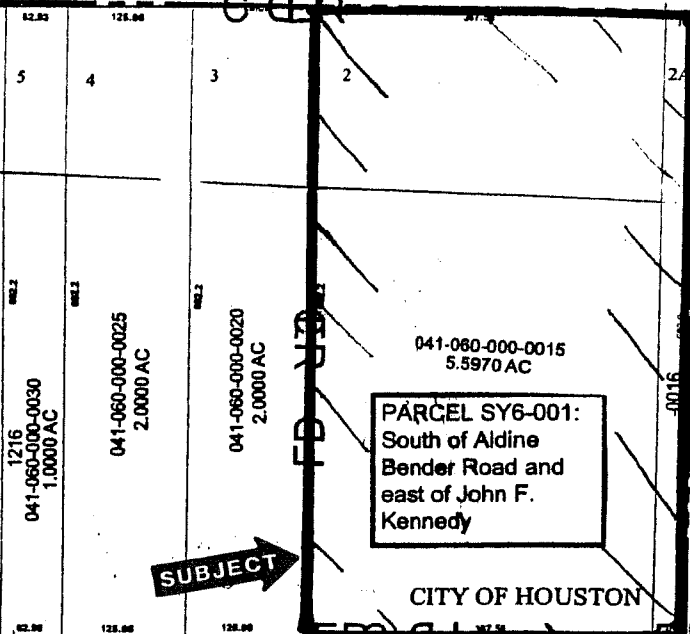
<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b> <i>Andrew F. Icken</i> Andrew F. Icken, Deputy Director Planning and Development Services Division
--------------------------	-----------------------------	---

**SUBJECT:** Ordinance authorizing the sale of a 5.613-acre tract of fee-owned land, south of Aldine Bender Road and east of John F. Kennedy Boulevard, located in the Willis Avery Survey, A-104. Parcel SY6-001

U S Postal Service

CITY OF HOUSTON

HC ESD 1 (EMS)  
HC ESD 10 (FIRE)



**PARCEL SY6-001:**  
South of Aldine  
Bender Road and  
east of John F.  
Kennedy

**SUBJECT** →

CITY OF HOUSTON

HC ESD 1 (EMS)  
HC ESD 10 (FIRE)

Sunlake Limited

W. AVERY

A-104

041-060-000-0031  
50.9138 AC

HC ESD 1 (EMS)  
1564.716

CITY OF HOUSTON



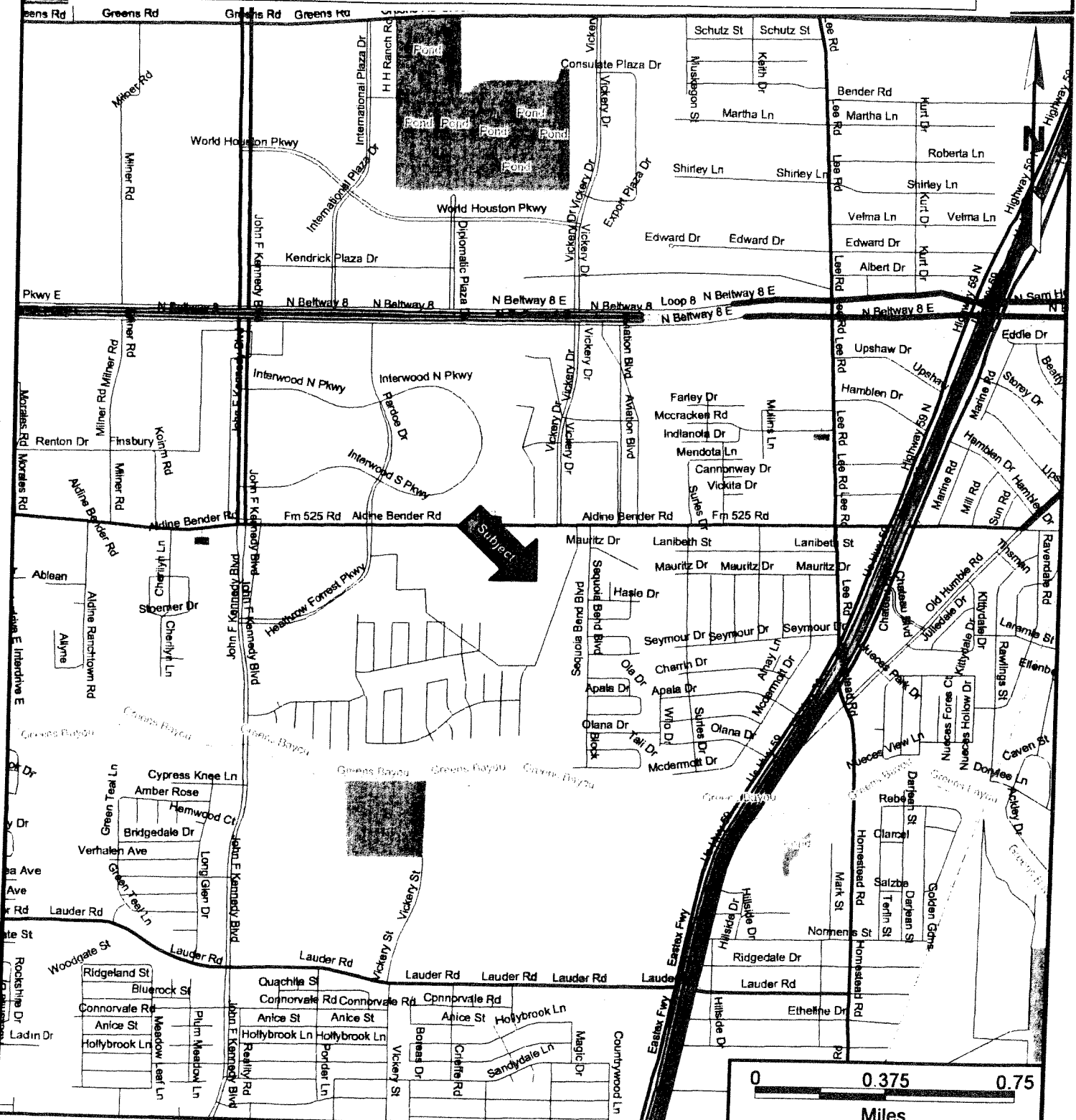
5464B12

PPL. ESMT.

0-000-0011

# LOCATION MAP

**SUBJECT:** Ordinance authorizing the sale of a 5.613-acre tract of fee-owned land, south of Aldine Bender Road and east of John F. Kennedy Boulevard, located in the Willis Avery Survey, A-104. Parcel SY6-001



**CAUTION:** The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

MOTION by Council Member Khan that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Andrew Wong, Vice President, Amerifirst Corporation (sole general partner of Sunlake Limited), 7676 Woodway Drive, Suite 238, Houston, Texas, 77063, for the sale of a ±5.5-acre tract of fee-owned land, south of Aldine Bender Road and east of John F. Kennedy Boulevard, located in the Willis Avery Survey, A-104, Parcel No. SY6-001, be adopted as follows:

1. The City sell a ±5.5-acre tract of fee-owned land, south of Aldine Bender Road and east of John F. Kennedy Boulevard, located in the Willis Avery Survey, A-104;
2. The Legal Department be authorized to prepare the necessary transaction documents; and
3. Jasmine Quinerly and Samuel Stewart, independent real estate appraisers are hereby appointed to establish the value, inasmuch as the value of the property interest is expected to exceed \$25,000.00.

Seconded by Council Member Alvarado and carried.

Mayor White, Council Members Lawrence, Clutterbuck,  
Edwards, Wiseman, Khan, Garcia, Alvarado, Brown,  
Lovell, Noriega and Green voting aye  
Nays none  
Council Member Berry absent

Council Members Johnson and Holm absent on personal business

PASSED AND ADOPTED this 18th day of July, 2007.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is July 24, 2007.

  
City Secretary

<b>SUBJECT:</b> Ordinance authorizing the abandonment and sale of a 10-foot-wide storm sewer easement from Post Oak Place Drive south, ±290 feet to its terminus, located within Unrestricted Reserve "A", Forty-Six Hundred Fifteen Post Oak Place Subdivision, out of the William White Survey, A-836. <b>Parcel SY7-029</b>	<b>Category #</b> 7	<b>Page</b> 1 of <u>1</u>	<b>Agenda Item #</b>  <i>13</i>
--	------------------------	------------------------------	---------------------------------------

<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  <i>2/7/08</i>	<b>Agenda Date</b>  FEB 13 2008
--	--	---------------------------------------

<b>DIRECTOR'S SIGNATURE:</b> <i>MS Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director	<b>Council District affected:</b> G  Key Map 491R <i>MS</i>
---	---

<b>For additional information contact:</b> Nancy P. Collins <i>for</i> Senior Assistant Director Real Estate <b>Phone:</b> (713) 837-0881	<b>Date and identification of prior authorizing Council Action:</b> C.M. 2007-0417 (5/2/07)
--	--

**RECOMMENDATION: (Summary)** It is recommended City Council approve an ordinance authorizing the abandonment and sale of a 10-foot-wide storm sewer easement from Post Oak Place Drive south, ±290 feet to its terminus, located within Unrestricted Reserve "A", Forty-Six Hundred Fifteen Post Oak Place Subdivision, out of the William White Survey, A-836. **Parcel SY7-029**

<b>Amount and Source of Funding:</b> Not Applicable	<b>F &amp; A Budget:</b>
---	--------------------------

**SPECIFIC EXPLANATION:**  
By Council Motion 2007-0417, City Council authorized the abandonment and sale of a 10-foot-wide storm sewer easement from Post Oak Place Drive south, ±290 feet to its terminus, located within Unrestricted Reserve "A", Forty-Six Hundred Fifteen Post Oak Place Subdivision, out of the William White Survey, A-836. LG Law Limited Partnership, a Texas Limited Partnership [Gables Realty GP, LLC, a Texas Limited Liability Company (Ben Pisklak, Regional Vice President), General Partner], the property owner, plans to build a multi-level apartment complex in the location of the easement.

LG Law Limited Partnership has complied with the council motion requirements, has accepted the City's offer, and has rendered payment in full. The City will sell to LG Law Limited Partnership:

<b>Parcel SY7-029</b> 2,901-square-foot storm sewer easement Valued at \$32.50 per square foot	\$94,282.00
<b>TOTAL ABANDONMENT AND SALE</b>	<b><u>\$94,282.00</u></b>

Therefore, it is recommended City Council approve an ordinance authorizing the abandonment and sale of a 10-foot-wide storm sewer easement from Post Oak Place Drive south, ±290 feet to its terminus, located within Unrestricted Reserve "A", Forty-Six Hundred Fifteen Post Oak Place Subdivision, out of the William White Survey, A-836.

MSM: NPC: dob  
c: Marty Stein  
Marlene Gafrick  
Daniel W. Krueger, P.E.  
Eric Dargan

dob\sy7-029.rc2.doc CUIC #20DOB026

**REQUIRED AUTHORIZATION**

<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b> <i>Andrew F. Icken</i> Andrew F. Icken, Deputy Director Planning and Development Services Division
--------------------------	-----------------------------	---

CITY MONUMENT  
5187-1506  
X=3124606.53  
Y=716589.00

RESERVE "A"

NUMBER ONE POST OAK PLACE  
VOL. 184, PG. 8 H.C.M.R.

RESERVE "B"  
VO49568

THIS 62.4 SQ.FT. IS HEREBY  
DEDICATED FOR PUBLIC  
RIGHT-OF-WAY PURPOSES.

POST OAK PLACE DRIVE  
(60' R.O.W.)

X=3125245.91  
Y= 714143.95

N89°11'00"E - 341.29'

X=3125567.17  
Y= 714146.81

X=3125230.60  
Y= 714126.73

10' B.L.

35.50'

10' ON C.D.C.

0 15 30 60  
SCALE IN FEET

Parcel SY7-029 SUBJECT

UNRESTRICTED  
RESERVE "A"  
2.3927 ACRES  
104,225 SQ.FT.

1

POST OAK PARK S/D  
VOL. 134, PG. 30 H.C.M.R.

POST OAK PARK DRIVE  
(60' R.O.W.)

N00°26'00"E - 275.60'

10' B.L.

CITY MONUMENT  
5187-1502  
X=3124749.67  
Y=714507.32

N35°12'26"W - 808.89'

FND 5/8" I.R.

X=3125226.72  
Y= 713855.15

10' H.L.P. ESM'T. VOL. 184, PG. 8, H.C.M.R.

S89°06'00"W - 362.63'

10' STORM SEWER ESM'T.  
VOL. 184, PG. 8, H.C.M.R.

10' H.L.P. ESM'T.  
VOL. 184, PG. 8, H.C.M.R.

FND 3" ON C.D.C. 27' WIDE PERPETUAL ACCESS ESM'T.  
VOL. 184, PG. 8, H.C.M.R.

S00°49'00"E - 290.00'

X=3125591.30  
Y= 713858.64

CALLLED 116,291 SQ.FT.  
FROM PRUDENTIAL INSURANCE CO. OF AMERICA  
TO ROBERT L. WELCH FOUNDATION, TRUSTEE  
FILM CODE 658059, H.C.C.F., 10/14/1982

CALLLED 9.782 ACRE TRACT  
FROM ELIZABETH REYNOLDS WISE AND KATHERINE PRICE MURFEE  
TO DAN M. MOODY JR., TRUSTEE  
VOL. 8216, PG. 403, H.C.D.R., 11/16/1970

LEGEND

FND	FOUND
B.L.	BUILDING LINE
R.O.W.	RIGHT OF WAY
U.E.	UTILITY EASEMENT
S.F.	SQUARE FEET
I.R.	IRON ROAD
AC	ACRES

**SUBJECT:** Request for the abandonment and sale of a 10-foot-wide storm sewer easement from Post Oak Place Drive extending south ±290 feet to its terminus, located within Unrestricted Reserve "A", Forty-Six Hundred Fifteen Post Oak Place Subdivision, out of the William White Survey, A-836. Parcel SY7-029

I, BEVERLY B. KAUFMAN, CLERK OF THE COUNTY OF HARRIS, TEXAS, DO HEREBY CERTIFY THAT THE WITHIN INSTRUMENT WITH ITS CERTIFICATE OF AUTHENTICATION WAS FILED FOR REGISTRATION IN MY OFFICE ON MAY 14, 2001, AT 2:09 O'CLOCK P.M., AND DULY RECORDED ON MAY 15, 2001, AT 9:45 O'CLOCK A.M., AND IN FILM CODE NO. 47717 OF THE MAP RECORDS OF HARRIS COUNTY FOR SAID COUNTY.  
WITNESS MY HAND AND SEAL OF OFFICE, AT HOUSTON, THE DAY AND DATE LAST ABOVE WRITTEN.

BEVERLY B. KAUFMAN  
BEVERLY B. KAUFMAN  
CLERK OF THE COUNTY COURT  
HARRIS COUNTY, TEXAS

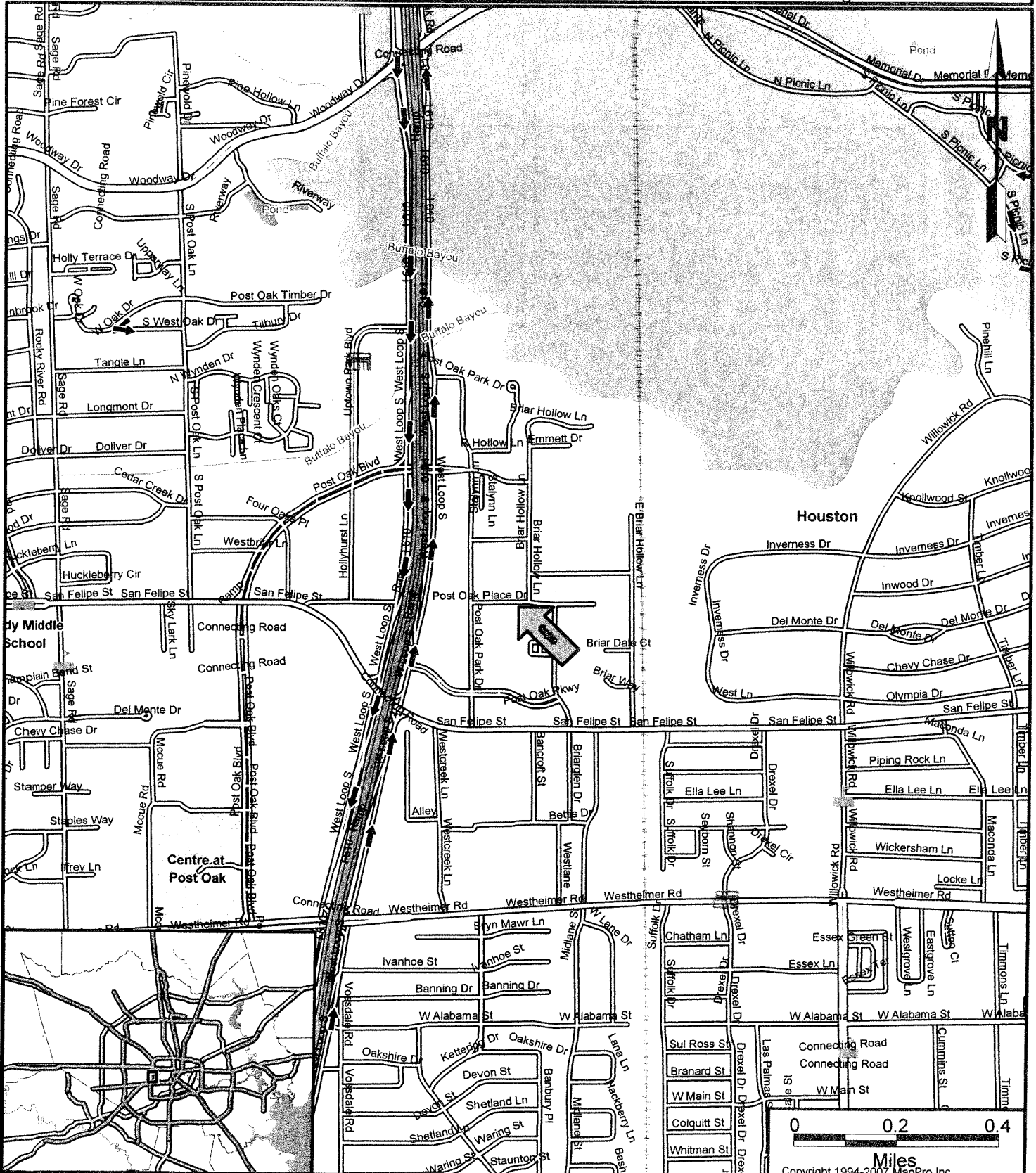
BY: mmf  
DEPUTY

THIS CERTIFICATE IS VALID ONLY AS TO THE INSTRUMENT ON WHICH THE ORIGINAL SIGNATURE IS AFFIXED AND ONLY THEN TO THE EXTENT THAT SUCH INSTRUMENT IS NOT ALTERED OR CHANGED AFTER RECORDING.

WITCH LINE  
MATCH LINE

# LOCATION MAP

**SUBJECT:** Request for the abandonment and sale of a 10-foot-wide storm sewer easement from Post Oak Place Drive extending south  $\pm 290$  feet to its terminus, located within Unrestricted Reserve "A", Forty-Six Hundred Fifteen Post Oak Place Subdivision, out of the William White Survey, A-836. **Parcel SY7-029**



**CAUTION:**

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

MOTION by Council Member Khan that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Rick Sitts, West Belt Surveying, Inc., 21020 Park Row, Katy, Texas, 77449, on behalf of LG Law Limited Partnership, a Texas Limited Partnership [Gables Realty GP, LLC, a Texas Limited Liability Company (Ben Pisklak, Regional Vice President), General Partner], for the abandonment and sale of a 10-foot-wide storm sewer easement from Post Oak Place Drive south, ±290 feet to its terminus, located within Unrestricted Reserve "A", Forty-Six Hundred Fifteen Post Oak Place Subdivision, out of the William White Survey, A-836, Parcel No. SY7-029, be adopted as follows:


1. The City abandon and sell a 10-foot-wide storm sewer easement from Post Oak Place Drive south, ±290 feet to its terminus, located within Unrestricted Reserve "A", Forty-Six Hundred Fifteen Post Oak Place Subdivision, out of the William White Survey, A-836;
2. The applicant be required to cut, plug and abandon or convert to private service and pay the depreciated value for the existing 30-inch storm sewer line within the easement being abandoned, at no cost to the City and under the proper permits;
3. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
4. The Legal Department be authorized to prepare the necessary transaction documents; and
5. George Sims and Michael Copland, independent real estate appraisers are hereby appointed to establish the value, inasmuch as the value of the property interest is expected to exceed \$25,000.00.

Seconded by Council Member Green and carried.

Mayor White, Council Members Lawrence, Johnson,  
Clutterbuck, Edwards, Wiseman, Khan, Garcia,  
Alvarado, Brown, Lovell and Green voting aye  
Nays none  
Council Members Holm and Berry absent

PASSED AND ADOPTED this 2nd day of May, 2007.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is May 8, 2007.

  
City Secretary



R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Approval of a contract with Harris County Sports Authority to hold the Spring 2008 NCAA Championships at Memorial Park.

Category #

Page 1 of 1

Agenda Item

14

FROM (Department or other point of origin):  
Houston Parks and Recreation Department (HPARD)

Origination Date:

1/15/08

Agenda Date

FEB 13 2008

DIRECTOR'S SIGNATURE: Joe Turner, Director

*Joe Turner*

Council District(s) affected: District G

For additional information contact: Rick Dewees, 713-284-8555  
Dan Pederson, 713-845-1248

Date and Identification of prior authorizing Council Action:

Resolution 2005- 2012 - July 13, 2005  
Motion 2005-0679 – July 13, 2005

RECOMMENDATION: (Summary):

Adopt an ordinance approving a contract with Harris County Houston Sports Authority to hold the Spring 2008 NCAA Division II Sports Championships in Memorial Park.

Amount of Funding: No funding required

F&A Budget:

SPECIFIC EXPLANATION:

On July 13, 2005 Council approved a resolution supporting an application by the Harris County Houston Sports Authority (HCHSA) to host the National Collegiate Athletic Association (NCAA) Division II Spring 2008 National Championships Festival and the use Memorial park for sports events from May 13, 2008 to May 18, 2008. HPARD is pleased to announce that the NCAA has selected Houston as their 2008 Championship site. Memorial Park will be the host site for men's and women's golf, men's and women's tennis, women's lacrosse and women's softball.

The next step is for Council approval of an ordinance authorizing the agreement between The City of Houston and Harris County Houston Sports Authority (HCHSA).

NCAA will pay a rental fee based on estimated lost revenue in the amount of \$161,710, reimburse HPARD for personnel expenses estimated at \$41,346, and reimburse other direct miscellaneous expenses at \$87,913. HPARD staff has estimated the total reimbursable to the City at approximately \$290,969. HPARD will appropriate reimbursed lost revenues and miscellaneous expenses back into Memorial Park, in compliance with Council Motion 2005-0679.

HCHSA will provide alternate transportation for athletes, guests and their families to minimize negative impacts on parking and traffic. All portions of Memorial Park that are not being utilized by NCAA events will be open to the public as usual.

Attachment

REQUIRED AUTHORIZATION

F&A Director:

NA

Other Authorization:

Other Authorization:

Category	Description	Cost	Comments
Golf, Memorial	Lost Revenue/Rental, May 10-18	\$ 85,500.00	includes additional sand
	Lost Revenue/Rental, May 8-9	\$ 19,000.00	
	Flags	\$ 7,000.00	250 for Memorial
	Grounds Crew	\$ 16,000.00	overtime budget for two weeks leading to tournament and tournament week
	Administrative Personnel Costs	\$ 3,900.00	golf pro and staff serving as tournament/course/city liaisons
	Miscellaneous Maintenance Costs	\$ 5,500.00	ropes, stakes, equipment rentals, etc
	Scoreboard	\$ 3,500.00	will need new scoreboard
	golf carts	\$ 5,400.00	need 20 additional carts at \$30/day
	Van Rental	\$ 1,200.00	for emergency evacuation, 6 @ \$200
	Sand	\$ -	
	<b>TOTAL, Memorial Golf</b>		<b>\$ 147,000.00</b>
Tennis, Memorial	Lost Revenue/Rental, May 10-18	\$ 21,435.00	includes nets, resurfacing 5 cts, windscreen, bleacher repair
	Lost Revenue/Rental, May 8-9	\$ 550.00	preparation, including pressure washing and net replacement
	Administrative Personnel Costs	\$ 2,500.00	pros and staff serving as tournament/center/city liaisons
	Scoring Posts	\$ 1,000.00	quantity 19
	Tennis Nets	\$ -	13 nets, \$150 per net and \$6.50 per center strap
	Windscreen Replacement	\$ -	partial, contingent on overall conditions
	Court Resurfacing	\$ -	5 @ \$3,000, assumes remainder have recently been resurfaced
	Bleacher Repair	\$ -	
	Miscellaneous Costs	\$ 400.00	for rol-dris, equipment rental, trash can replacement, etc.
<b>Total, Memorial Tennis</b>		<b>\$ 25,885.00</b>	
Tennis, Homer Ford	Lost Revenue/Rental, May 10-18	\$ 500.00	
	Lost Revenue/Rental, May 8-9	\$ 100.00	preparation, including pressure washing and net replacement
	Administrative Personnel Costs	\$ 200.00	pros and staff serving as tournament/center/city liaisons
	Power washing all courts	\$ 15,850.00	
	<b>Total, Homer Ford Tennis</b>		<b>\$ 16,650.00</b>
Softball, Memorial	Lost Revenue/Rental, May 10-18	\$ 13,425.00	Field 1 includes foul poles, equipment, Fonde gym, misc.
	Lost Revenue/Rental, May 8-9	\$ 1,200.00	closed for preparation Field 1
	Lost Revenue/Rental, May 10-18	\$ 10,000.00	Field 2 & 3
	Lost Revenue/Rental, May 8-9	\$ -	closed for preparation Field 2 & 3
	Administrative Personnel Costs	\$ 500.00	professional and staff serving as tournament/field/city liaisons
	Temporary Fence at 200 feet	\$ 12,000.00	\$4,000 per field for fields 1, 2, and 3
	Temporary Foul Poles	\$ -	2 @ \$150
	Tarp	\$ 2,500.00	
	Equipment	\$ -	purchase of pitching machine
	Fonde Gym Reservation	\$ -	in case of inclement weather
	Grounds crew to prepare 2 & 3	\$ 3,000.00	
	Grounds Crew	\$ 12,746.00	
	Bullpens	\$ 2,000.00	Field one only, includes fencing and post-event field repair
	Infield Composition Upgrade	\$ 10,000.00	fields 2 and 3 up to field 1
	Upgrade of back stop	\$ 617.00	
	Canopy	\$ 4,877.00	field one only ( after removing canopy on back stop, cover over the exposed bleachers and removing/replacing fence in front of dugouts)
	Miscellaneous	\$ -	expenses including telephone and internet capability
<b>Total, Memorial Park Softball</b>		<b>\$ 72,865.00</b>	
Soccer, Memorial	<b>for Lacrosse Championship</b>		
	Lost Revenue/Rental, May	\$ 10,000.00	
	Ground crew to prepare	\$ 2,500.00	
	Sod for goal mouth	\$ 3,500.00	
	Top soil	\$ 1,000.00	
	Sand	\$ 500.00	
	Moving & replacing fence	\$ 11,069.00	
	<b>Total, Memorial Park Soccer</b>		<b>\$ 28,569.00</b>
Other items	Logistics Map of Memorial Park		
	Umpire Chairs		
		\$ 290,969.00	
<b>TOTAL</b>			
	Loss of Revenue/Rental	\$ 161,710.00	Includes all venues and Fonde Gym
	Personnel Costs	\$ 41,346.00	
	Other misc. costs	\$ 87,913.00	
		\$ 290,969.00	

Council Member Holm presented the following written motion to amend the proposed Resolution in support of using Memorial Park as a sports events venue in the bid proposed for the 2008 NCCA Division II National Championships Festival:

"I move that Agenda Item 17 be amended as follows:

That the third recital paragraph be deleted and replace with the following paragraph:

WHEREAS, if the NCAA accepts the Sports Authority's proposal to hold the 2008 NCCA Division II National Championships Festival in the City, final definitive agreements will remain to be negotiated between the parties thereto, such agreements will, among other matter, provide that all reimbursement monies paid to the Parks and Recreation Department for lost revenue will be allocated to Memorial Park (except that reimbursements for Park Department employee costs will be allocated to the appropriate Department funds), and all such agreements to which the City is a party will be subject to approval by City Council; and"

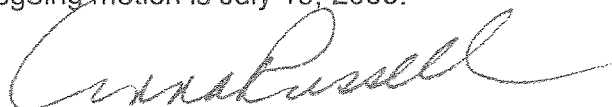
Mayor White, Council Members Galloway, Edwards,  
Wiseman, Khan, Holm, Alvarado, Ellis, Quan,  
Sekula-Gibbs, Green and Berry voting aye  
Nays none  
Council Member Garcia absent

Council Member Lawrence out of the City on City business

Council Member Goldberg out of the City on personal business

PASSED AND ADOPTED this 13th day of July, 2005.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is July 19, 2005.



City Secretary

CITY OF HOUSTON RESOLUTION NO. 2005- 0012

A RESOLUTION IN SUPPORT OF USING MEMORIAL PARK AS A SPORTS EVENTS VENUE IN THE BID PROPOSAL FOR THE 2008 NCAA DIVISION II NATIONAL CHAMPIONSHIPS FESTIVAL

WHEREAS, the Harris County-Houston Sports Authority (the "Sports Authority") desires to submit a proposal to the NCAA for the 2008 NCAA Division II National Championships Festival to be held in the City of Houston ("City"); and

WHEREAS, the Sports Authority has identified the City's Memorial Park as a competitive location for several venues of the 2008 NCAA Division II National Championships Festival, including golf, tennis and softball; and

WHEREAS, if the NCAA accepts the Sports Authority's proposal to hold the 2008 NCAA Division II National Championships Festival in the City, final definitive agreements will remain to be negotiated between the parties thereto, such agreements will, among other matters, provide that all reimbursement monies paid to the Parks and Recreation Department for lost revenue will be allocated to Memorial Park (except that reimbursements for Park Department employee costs will be allocated to the appropriate Department funds), and all such agreements to which the City is a party will be subject to approval by City Council; and

WHEREAS, the City desires to evidence its support of the Sports Authority's bid proposal for the 2008 NCAA Division II National Championships Festival and its consent to include Memorial Park as a venue for said Festival by adopting this Resolution;

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The City Council hereby adopts and incorporates into this Resolution the recitals set forth above.

Section 2. The City Council hereby gives its support to the Sports Authority in submitting the bid proposal for the 2008 NCAA Division II National Championships Festival and its consent to include Memorial Park as a venue for said Festival.

Section 3. The Mayor, the City Secretary of the City, the Director of the Parks and Recreation Department and the other appropriate officers of the City are hereby authorized, jointly and severally, to execute and deliver such endorsements, instruments, certificates, documents or papers necessary and advisable to carry out the intent and purposes of this Resolution.

Section 4. This Resolution shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Resolution within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this the 13<sup>th</sup> day of July, 2005.

APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Resolution is JUL 19 2005, 2005.

  
 Anna Russell, City Secretary

(Prepared by Legal Dept. Kathryn J. Farley  
 KJF Senior Assistant City Attorney)  
 Requested by the Parks and recreation Dept.


L. D. File No. 049-0500058-001

U:\WPFILES\PARKS\Memorial Park\NCAA Bid

AYE	NO	
/		MAYOR WHITE
....	....	COUNCIL MEMBERS
/		LAWRENCE
		GALLOWAY
/		GOLDBERG
/		EDWARDS
/		WISEMAN
/		KHAN
/		HOLM
	ABSENT	GARCIA
/		ALVARADO
/		ELLIS
/		QUAN
/		SEKULA-GIBBS
/		GREEN
/		BERRY
CAPTION	ADOPTED	

CAPTION PUBLISHED IN DAILY COURT  
 REVIEW  
 DATE: JUL 19 2005

**REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Amend Ordinance No. 2008-52 relating to the reorganization of the Finance and Administration Department to correct scrivener's errors and an omission of other provisions relating to the subject of that Ordinance.		<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  <b>15</b>
<b>FROM (Department or other point of origin):</b>  Legal Department		<b>Origination Date</b>  2/7/08	<b>Agenda Date</b>  FEB 13 2008	
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b>  All		
<b>For additional information contact:</b> Don Cheatham Phone: (713) 437-6738		<b>Date and identification of prior authorizing Council action:</b> 1/16/08 Ord. 2008-52		
<b>RECOMMENDATION: (Summary)</b> Pass an ordinance amending Ordinance No. 2008-52, passed January 16, 2008, to correct two scrivener's errors and add provisions allocating certain functions to the new departments created by such Ordinance.				
<b>Amount of Funding:</b>  N/A		<b>F &amp; A Budget:</b>		
<b>SOURCE OF FUNDING:</b> <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
<b>SPECIFIC EXPLANATION:</b>  Ordinance No. 2008-52, passed by City Council on January 16, 2008, reorganized the Finance and Administration Department into two new departments—the Department of Finance and the Department of Administration and Regulatory Affairs, and re-allocated the duties, functions and responsibilities formerly assigned to the Finance and Administration Department.  Subsequent to its passage, the Legal Department discovered two scrivener's errors and that additional provisions dealing with the re-allocation of certain functions between the two newly-created departments that should have been included in such ordinance were omitted. The proposed ordinance corrects the scrivener's errors and adds new provisions relating to certain functions assigned to each new department.  K:\RCA\RDC3494				
<b>REQUIRED AUTHORIZATION</b>				
<b>F&amp;A Director:</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b>

15 Revised  
FEB 13 2008

Redline of corrections to F&A Reorganization (Ord. No. 2008-52)

Section 1a. That Section 2-40 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

**"Sec. 2-40. Approval of form.**

(a) The form of the public official bond, whether new or a change to an existing bond, required to cover the mayor or the city controller pursuant to this division shall be subject to final approval by the city council. Whenever a new public official bond to cover the mayor or the city controller is to be filed, or a change to the existing public official bond form for the mayor or the city controller is proposed, the same shall be presented to the city council together with the recommendation of the city treasurer, director of administration and regulatory affairs and the city attorney. The city council will then, by motion, indicate its approval or disapproval of the form of the public official bond. Failure of the city council to act will in no way diminish any liability the surety would otherwise have with respect to any public official bond that the surety has delivered for the purpose of putting it in force.

(b) The director of treasury administration and regulatory affairs is authorized to approve the form of public official bonds for all officers except the mayor and the city controller and the blanket crime policy for public employees."

Section 1b. That Section 2-42 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

**"Sec. 2-42. Duties of director of treasury administration and regulatory affairs under division.**

It shall be the duty of the director of treasury administration and regulatory affairs to see to the ensure compliance with the provisions of this division and to make the necessary arrangements for procurement of the public official bonds and blanket crime policy provided for in this division."

**Section 39.** That Subsection (b) of Section 14-4 14-14 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"(b) No paymaster, treasurer, director of administration and regulatory affairs, or other officer or agent of the city shall willfully pay, or be in any manner concerned in paying any person any salary or wages for services as an officer or employee of the city, unless such person is occupying an office or place of employment according to the provisions of the Charter and ordinances of the city and is entitled to payment therefor."

**Section 60.** That Item (1) of Section 37-24 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"(1) Routine inquiries initiated by the administration and regulatory affairs department or other city agencies and departments."



City of Houston, Texas, Ordinance No. 2008-\_\_\_\_\_

**AN ORDINANCE AMENDING CITY OF HOUSTON ORDINANCE NO. 2008-52 RELATING TO THE REORGANIZATION OF THE FINANCE AND ADMINISTRATION DEPARTMENT TO CORRECT SCRIVENER'S ERRORS AND THE OMISSION OF OTHER PROVISIONS RELATING TO THE SUBJECT OF SUCH ORDINANCE; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

\* \* \* \* \*

**WHEREAS**, on January 16, 2008, the City Council enacted Ordinance No. 2008-52 for the purposes stated therein; and

**WHEREAS**, subsequent to the enactment of Ordinance No. 2008-52, it was discovered that scrivener's errors were present in such ordinance and that certain functions had not been assigned to the new departments created by such ordinance, as intended; and

**WHEREAS**, City Council wishes to correct the scrivener's errors and to complete the division of functions between the new departments created by Ordinance No. 2008-52; **NOW, THEREFORE**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS:**

**Section 1.** That the findings contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as a part of this Ordinance.

**Section 2.** That City of Houston Ordinance No. 2008-52 is hereby amended by adding new Sections 1a and 1b that read as follows:

**"Section 1a.** That Section 2-40 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

**'Sec. 2-40. Approval of form.**

(a) The form of the public official bond, whether new or a change to an existing bond, required to cover the mayor or the city controller pursuant to this division shall be subject to final approval by the city council. Whenever a new public official bond to cover the mayor or the city controller is to be filed, or a change to the existing public official bond form for

the mayor or the city controller is proposed, the same shall be presented to the city council together with the recommendation of the director of administration and regulatory affairs and the city attorney. The city council will then, by motion, indicate its approval or disapproval of the form of the public official bond. Failure of the city council to act will in no way diminish any liability the surety would otherwise have with respect to any public official bond that the surety has delivered for the purpose of putting it in force.

(b) The director of administration and regulatory affairs is authorized to approve the form of public official bonds for all officers except the mayor and the city controller and the blanket crime policy for public employees.'

**Section 1b.** That Section 2-42 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

**'Sec. 2-42. Duties of director of administration and regulatory affairs under division.**

It shall be the duty of the director of administration and regulatory affairs to ensure compliance with the provisions of this division and to procure the public official bonds and blanket crime policy provided for in this division."

**Section 3.** That the introductory paragraph of Section 39 of City of Houston Ordinance No. 2008-52 is hereby amended to read as follows:

**"Section 39.** That Subsection (b) of Section 14-14 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:"

**Section 4.** That Section 60 of City of Houston Ordinance No. 2008-52 is hereby amended in its entirety to read as follows:

**"Section 60.** That Item (1) of Section 37-24 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

'(1) Routine inquiries initiated by the administration and regulatory affairs department or other city agencies and departments."

**Section 5.** That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

**Section 6.** That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

**PASSED AND ADOPTED this \_\_\_ day of \_\_\_\_\_, 2008.**

**APPROVED this \_\_\_ day of \_\_\_\_\_, 2008.**

\_\_\_\_\_  
Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is \_\_\_\_\_.

City Secretary

Prepared by Legal Dept. \_\_\_\_\_  
RDC 02/11/2008 Senior Assistant City Attorney  
Requested by Arturo G. Michel, City Attorney  
L.D. File No.0420700126001

**REQUEST FOR COUNCIL ACTION**

**TO: Mayor via City Secretary**

**RCA #**

**SUBJECT:** An ordinance to ordain the City's participation in the Texas Enterprise Zone Program and to nominate Deloitte LLP and Subsidiaries as an Enterprise Project.

**Category #**

**Page 1 of**  
1

**Agenda Item#**  
*16*

**FROM: (Department or other point of origin):**  
Finance Department

**Origination Date**  
February 5, 2008

**Agenda Date**  
FEB 13 2008

**DIRECTOR'S SIGNATURE:**

**Council Districts affected:**  
District "I" - CM Rodriguez

*Micelle Mitchell*

**For additional information contact:**

Tom Mesa  
Julia Gee

**Phone:** (713) 837-9857  
**Phone:** (713) 837-7828

**Date and identification of prior authorizing Council Action:**

**RECOMMENDATION: (Summary)** Approve an ordinance to ordain the City's participation in the Texas Enterprise Zone Program and to nominate Deloitte LLP and Subsidiaries as an Enterprise Project.

**Amount of Funding:** Not Applicable

**F&A Budget:**

**SOURCE OF FUNDING:**     General Fund     Grant Fund     Enterprise Fund  
 Other (Specify)

**SPECIFIC EXPLANATION:**

The Texas Enterprise Zone Program is an economic development tool for local communities to partner with the State of Texas to promote job creation and capital. A State Enterprise Zone is any census tract block group that has a 20% or more poverty rate, as determined by the U.S. Census Bureau during each decennial census.

State law requires a municipality or county to nominate a project of a qualified business for designation as an Enterprise Project to participate in the Enterprise Zone Program. The next deadline for the state application is March 3, 2008.

The City is nominating Deloitte LLP and Subsidiaries for an Enterprise Project with a capital investment of \$61.4 million and the creation of 500 jobs. The company plans to move from Three Allen Center and Williams Tower and add 500 new jobs over the next five years. Deloitte will be leasing approximately 300,000 square feet of office space in the Heritage Building, 111 Bagby Place. Prior to Deloitte's commitment, the building had a vacancy of 500,000 s.f. or almost 50%. The local incentive that will be provided to Deloitte is streamlined permitting.

An impact analysis by the Greater Houston Partnership estimates the net benefit for the City to be approximately \$19 million over the first ten years. Construction is expected to begin within the next couple of months and completed by November 2008. Currently, the City does not participate in the Enterprise Zone Program.

cc: Marty Stein, Agenda Director  
Anna Russell, City Secretary  
Arturo Michel, City Attorney  
Deborah McAbee, Senior Assistant City Attorney

**REQUIRED AUTHORIZATION**

**F&A Director:**

**Other Authorization:**

**Other Authorization:**

*Tom Mesa*

**REQUEST FOR COUNCIL ACTION**

HCD08-16a

<b>SUBJECT: An ordinance amending First Interlocal Agreement between the City of Houston and Harris County District Attorney's Office for the administration of the Harris County Stay in School Program</b>	<b>Category</b>	<b>Page</b>	<b>Agenda Item #</b>
			17

<b>FROM (Department or other point of origin):</b> Richard S. Celli, Director Houston and Community Development Department	<b>Origination Date:</b> 2/8/08	<b>Agenda Date:</b> FEB 13 2008
--	------------------------------------	------------------------------------

<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> ALL
---	--

<b>For additional information contact:</b> Donald H. Sampley Phone: 713-868-8481	<b>Date and identification of prior authorizing Council action:</b> 01/03/07 Ordinance 07-0022
---	---

**RECOMMENDATION:**  
Approval of an ordinance amending First Interlocal Agreement between the City of Houston ("City") and Harris County District Attorney's Office for the administration of the Harris County Stay in School Program

<b>Amount and source of funding:</b> No additional funding Previous allocation: \$189,137 CDBG Grant funds	<b>F&amp;A Budget:</b>
---	------------------------

**EXPLANATION:**

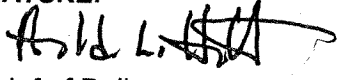
On January 3<sup>rd</sup>, 2007 Houston City Council approved an ordinance authorizing an interlocal agreement with Harris County regarding the District Attorney's Stay in School Program. The agreement term was one year with a one year option and the purpose was to allocate Community Development Block Grant funds in support of the program staffed and run by Harris County.

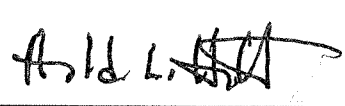
Council is now being asked to amend the interlocal agreement in order to clarify the contract beginning and ending dates, set a specific ending date for the contract and include reimbursement for mileage and training expenses. The County would like the contract years to run concurrently with the school years and would like the current contract to end on August 4, 2008 to coincide with the ending of the school year. These changes are necessary to allow the Housing Department to begin reimbursing Harris County for expenses for the program which has been operating since August 5<sup>th</sup> of 2006.

The Stay in School program brings the schools, parents, students and the JP Courts together to work to keep the student in school through education of consequences, notification to the parents and diversion agreements when necessary. The CDBG funds will pay the salary of one prosecutor in the District Attorney's Office who will work directly with the students and families who agree to participate in the program. The program has been in operation since 2002 and according to the District Attorney's Office, the program has reduced the total number of truancy hearings to significantly less than 80% of those students who could be eligible for a hearing.


**REQUIRED AUTHORIZATION**

F&A Director:	Other Authorization:	Other Authorization:
---------------	----------------------	----------------------

<b>SUBJECT:</b> Police Storefront Crisis Team Grant/16		<b>Category</b> #	<b>Page</b> 1 of 1	<b>Agenda Item</b> # 18
<b>FROM: (Department or other point of origin):</b> Houston Police Department		<b>Origination Date</b> 2/11/08		<b>Agenda Date</b> FEB 13 2008
<b>DIRECTOR'S SIGNATURE:</b> <i>MS</i>  Harold L. Hurtt, Chief of Police		<b>Council Districts affected:</b> All		
<b>For additional information contact:</b> Joseph A. Fenninger, Deputy Director Office # 713-308-1700		C. T. Davis, Sergeant 713-308-1972		<b>Date and identification of prior authorizing Council Action:</b> Ordinance #2007-508      04-25-07
<b>RECOMMENDATION: (Summary)</b> Ordinance authorizing the submission of an application for grant assistance from the Criminal Justice Division, to fund the Police Storefront Crisis Team Program/16.				
<b>Amount of Funding:</b>				<b>F &amp; A Budget:</b>
<b>CJD Funding</b> \$33,200	<b>City Match Funding</b> \$20,600	<b>City Match In-Kind</b> \$7,500	<b>Total Funding</b> \$61,300	
<b>SOURCE OF FUNDING:</b> <input checked="" type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)      General Fund 1000				
<b>SPECIFIC EXPLANATION:</b>  <p style="text-align: center;"><b><u>Police Storefront Crisis Team Grant/16</u></b></p> <p>The Victims of Crime Act (VOCA) provides federal funds to the State of Texas through the Criminal Justice Division, Office of the Governor, for implementing crime victim assistance programs. The Police Storefront Crisis Team Program provides immediate and ongoing counseling services to the victims of family violence and other crimes. The grant funds are used to hire a full time crisis counselor, travel, training, supplies and direct operating expenses. The Police Storefront Crisis Team is seeking continued funding.</p>				
cc: Arturo Michel, City Attorney Mary Stein, Agenda Director Anna Russell, City Secretary				
<b>REQUIRED AUTHORIZATION</b>				
<b>F&amp;A Director:</b>	<b>Other Authorization:</b>		<b>Other Authorization:</b>	

<b>SUBJECT:</b> Major Accessory Shop Enforcement / 16 Grant Interlocal Agreements	<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 19
<b>FROM: (Department or other point of origin):</b> Houston Police Department	<b>Origination Date</b> 2/7/08		<b>Agenda Date</b> FEB 13 2008
<b>DIRECTOR'S SIGNATURE:</b> Harold L. Hurtt, Chief of Police 	<b>Council Districts affected:</b> All		
<b>For additional information contact:</b> Joseph A. Fenninger, Deputy Director 713-308-1700 Chandra T. Davis, Sergeant 713-308-1972	<b>Date and identification of prior authorizing Council Action:</b> Ordinance 2007-509 Passed on 4/25/07		

**RECOMMENDATION: (Summary)**  
 Approve Interlocal Agreement between the City of Houston, the Department of Public Safety (DPS), the Metro Police Department and the Fort Bend County Sheriff's Office for their participation in the Major Accessory Shop Enforcement/ 16 Grant Project.

<b>No Additional Funding Required</b>	<b>F &amp; A Budget:</b> 
---------------------------------------	---

**SOURCE OF FUNDING:**       General Fund       Grant Fund       Enterprise Fund  
 Other (Specify)

**Major Accessory Shop Enforcement/ 16 Grant Interlocal Agreement**

The Houston Police Department is requesting approval of three Interlocal Agreements to complete the award process. The grant application has already been approved by city council and the agreement must be approved as a special condition of the award from the Texas Automobile Theft Prevention Authority Fund (ATPA) to fund the Major Accessory Shop Enforcement/ 16 Grant Project.

This will be the sixteenth year of funding from the ATPA for this program. The grant provides funding for personnel, contractual, travel, equipment, and supplies. The Major Accessory Shop Enforcement program was created to reduce and limit the increase of the auto theft rate in the City of Houston and Harris County area.

Currently, the Department of Public Safety (DPS) is requesting to continue participating in this program by providing one Sergeant investigator who will conduct investigations that overlap law enforcement jurisdictional lines in the State of Texas. Additionally, the Metropolitan Transit Authority Department of Police of Harris County and the Fort Bend County Sheriff's Office also wish to continue their participation in the program by providing officers to the project.

**Funding previously approved on 4/25/2007.**

<b>Budget</b>			
ATPA Funding	City Funding	In Kind	<u>TOTAL Funding</u>
\$925,344	\$530,525	\$320,979	1,776,848

cc: Arturo Michel, City Attorney  
 Marty Stein, Agenda Director  
 Anna Russell, City Secretary

**REQUIRED AUTHORIZATION**

<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
--------------------------	-----------------------------	-----------------------------



TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Contract between the City and Akin Gump Strauss Hauer & Feld LLP for representation before the United States Congress and Federal agencies		<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> <i>20</i>
<b>FROM (Department or other point of origin):</b> Ann Travis, Director, Mayor's Office of Government Affairs		<b>Origination Date</b> <i>2-7-08</i>	<b>Agenda Date</b> FEB 13, 2008	
<b>DIRECTOR'S SIGNATURE:</b> <i>Ann Travis</i>		<b>Council District affected:</b> All		
<b>For additional information contact:</b> Ann Travis, Director Government Affairs Phone: 713-247-1250		<b>Date and identification of prior authorizing Council action:</b> 1/17/07 Ord. #2007-0084 2/2/05 Ord. #2005-0105		
<b>RECOMMENDATION: (Summary)</b> That City Council adopt an ordinance approving a contract between the City of Houston and Akin Gump Strauss Hauer & Feld LLP for professional services related to representing the City before the United States Congress and Federal agencies.				
<b>Amount and Source of Funding:</b> Total Funding - \$828,000 - 3 years – General Fund (1000)		<b>F &amp; A Budget:</b>		
<b>SPECIFIC EXPLANATION:</b> The Mayor's Office of Government Affairs recommends that City Council approve a contract with Akin Gump Strauss Hauer & Feld LLP ("Akin Gump") to advocate for the City before the United States Congress and Federal agencies. The proposed contract term is two years plus a one-year renewal option, with maximum spending authority in the amount of \$828,000.  Akin Gump has provided successful federal representation for the City since February 2005. Among the firm's accomplishments, they have assisted in securing federal earmark funding for City projects; assisted the City in working with federal agencies to seek reimbursement and requisite approvals from FEMA related to Hurricane Katrina evacuees; successfully developed a strategy working with other Tier 1 cities to advocate for a larger share of interoperable communications grants; worked in coordination with other cities to oppose provision that would have preempted lawsuits against online travel companies that withhold a portion of taxes on hotel rooms; assisted the City in advocating for funding and advancing METRO projects through the federal process; facilitated meetings for Mayor with key Energy Department officials to discuss energy efficiency programs that would benefit the City; as well as meetings with the Federal Railroad Administrator and Chair of the Surface Transportation Board on rail safety and infrastructure issues.  Akin Gump will continue to assist the City by focusing on securing federal funding for priority projects including interoperable communications, parks projects, and METRO corridor improvements. The firm will also advocate for maximum funding for homeland security grants for Houston; for energy efficiency programs; for federal oversight/funding for rail safety efforts; and also will assist in working with HUD on issues related to City programs.  The City will pay the contractor \$20,000 per month plus reimbursable expenses not to exceed \$3,000 per month.				
<b>REQUIRED AUTHORIZATION</b>				<b>NDT</b>
<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>		

**REQUEST FOR COUNCIL ACTION**

TO: Mayor via City Secretary

RCA# 7724

**Subject:** Approve an Ordinance Awarding a Contract to the Best Respondent for Energy Management and Maintenance Services for the General Services Department  
S17-T22534

Category #  
4

Page 1 of 2

Agenda Item

21

**FROM (Department or other point of origin):**  
Calvin D. Wells  
City Purchasing Agent  
Administration & Regulatory Affairs Department

**Origination Date**  
January 22, 2008

**Agenda Date**  
**FEB 13 2008**

**DIRECTOR'S SIGNATURE**  
*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**  
Jacquelyn L. Nisby Phone: (713) 247-1814  
Ray DuRousseau Phone: (713) 247-1735

**Date and Identification of prior authorizing Council Action:**

**RECOMMENDATION: (Summary)**  
Approve an ordinance awarding a contract to the best respondent, Johnson Controls, Inc., for energy management and maintenance services in an amount not to exceed \$8,336,069.00 for the General Services Department.

Maximum Contract Amount: \$8,336,069.00

**F & A Budget**

\$8,336,069.00 - General Fund (1000)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance awarding a five-year contract, with two one-year options to Johnson Controls Inc. in an amount not to exceed \$8,336,069.00 for energy management and maintenance services for the General Services Department. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to provide all labor, equipment, materials, tools, supervision and transportation necessary to provide fire alarm monitoring maintenance and testing services; heating, ventilation, and air conditioning maintenance and operations; energy management; preventive maintenance to include lighting and electrical; and maintain the building management systems (Metasys) at all Houston Public Library facilities.

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws and as a result, proposals were received from TDIndustries, Ltd. and Johnson Controls, Inc. The evaluation committee consisted of five evaluators. The proposals were evaluated based on the following criteria:

- Experience and Statement of Qualifications
- Cost
- Savings
- Technical Assessment, Facility Modifications Monitoring, Management and Services
- Proposed Strategy & Operational Plan
- Financial Strength of Contractor
- Conformance to Scope of Work
- M/WBE Participation

Johnson Controls, Inc. received the highest overall score.

**REQUIRED AUTHORIZATION**

F&A Director:

Other Authorization:

Other Authorization: *MD*

Date: 1/22/2008	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Energy Management and Maintenance Services for the General Services Department S17-T22534	Originator's Initials MS	Page 2 of 2
--------------------	---	--------------------------------	-------------

**M/WBE Subcontracting:**

This RFP was issued as a goal-oriented contract with a 15% M/WBE participation level. Johnson Controls, Inc. has designated the below-named companies as its certified M/WBE subcontractors:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Ursin's Lighting LLC	Lighting	\$570,500.00	6.84%
Ampac Chemical Company	Water Treatment	\$45,500.00	0.54%
Abilities Unlimited	Labor	\$533,750.00	6.4%
Halco Life Safety Systems Inc.	Monitoring	\$101,500.00	1.22%
<b>Total</b>		<b>\$1,251,250.00</b>	<b>15.00%</b>

The Affirmative Action Division will monitor this contract.

Buyer: Murdock Smith

**Estimated Spending Authority**

<b>Department</b>	<b>FY08</b>	<b>Out Years</b>	<b>Total</b>
General Services	\$605,141.50	\$7,730,927.50	\$8,336,069.00

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

RCA# 7745

**Subject:** Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract No. C54733 for Biosolids Hauling & Disposal Services for the Public Works & Engineering Department TC-2-0495-019-13292-A2

Category #  
4

Page 1 of 1

Agenda Item

22

**FROM (Department or other point of origin):**

Calvin D. Wells  
City Purchasing Agent  
Administration & Regulatory Affairs Department

**Origination Date**

January 28, 2008

**Agenda Date**

**FEB 13 2008**

**DIRECTOR'S SIGNATURE**

*S. R. DuRousseau*

**Council District(s) affected**  
All

**For additional information contact:**

Joseph Majdalani                      Phone: (713) 641-9182  
Ray DuRousseau                        Phone: (713) 247-1735

**Date and Identification of prior authorizing Council Action:**

Ord. 2005-0314; 3/30/05 & Ord. 2003-0186; 2/19/03

**RECOMMENDATION: (Summary)**

Approve an amending ordinance to increase the maximum contract amount between the City of Houston and Synagro of Texas-CDR, Inc. from \$16,000,000.00 to \$17,200,000.00 for biosolids hauling and disposal services for the Public Works & Engineering Department.

Maximum Contract Increased by: \$1,200,000.00

**F & A Budget**

\$1,200,000.00 - Water & Sewer System Operating Fund (8300)

*George 2/8/08*

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount between the City of Houston and Synagro of Texas-CDR, Inc. from \$16,000,000.00 to \$17,200,000.00 for biosolids hauling and disposal services for the Public Works & Engineering Department.

The contract was awarded on February 19, 2003 by Ordinance No. 2003-0186 for a two-year term in the amount of \$15,000,000.00. The contract was amended on March 30, 2005 by Ordinance No. 2005-0314 to accommodate changes required by the Texas Commission on Environmental Quality and increased the maximum contract amount by \$1,000,000.00. Expenditures as of January 28, 2008 totaled \$15,998,419.65. The request for additional spending authority is attributed to increased fuel costs and landfill application fees. The additional spending authority is needed to sustain the Department until the end of the contract term on February 20, 2008. A new contract will be submitted to Council within the next two to three weeks.

The scope of work requires the contractor to provide services for the hauling and disposal of biosolids produced at the City of Houston's 40 wastewater treatment facilities. These services must meet or exceed all requirements of the Environmental Protection Agency (EPA) and the Texas Commission on Environmental Quality (TCEQ), as well as, local regulations governing these activities.

This contract was awarded with a 12% M/WBE participation goal and the contractor is currently achieving 12.86% of its goal. The Affirmative Action Division has stated that Synagro has met its goal on this contract.

Buyer: Joyce Hays

**REQUIRED AUTHORIZATION**

F&A Director:

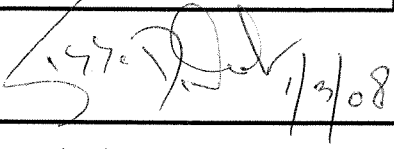





Other Authorization:

*[Signature]*

NDT 65COW 2843

Other Authorization:

*[Signature]*

<b>SUBJECT:</b> Professional Architectural Services Contract English + Associates Architects, Inc. Kendall Library Replacement / Community Center WBS No. E-000094-0002-3 WBS No. F-000673-0001-3		<b>Page</b> 1 of 2	<b>Agenda Item</b>  23
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 1/31/08	<b>Agenda Date</b> FEB 13 2008
<b>DIRECTOR'S SIGNATURE</b> Missa Z. Dadoush, P.E. 		<b>Council District(s) affected:</b> G	
<b>For additional information contact:</b> Jacquelyn L. Nisby  <b>Phone:</b> 713-247-1814		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2007-447 Dated April 4, 2007	
<b>RECOMMENDATION:</b> Approve architectural services contract and appropriate funds for the project.			
<b>Amount and Source Of Funding:</b> \$551,600.00 Public Library Consolidated Construction Fund (4507) \$137,900.00 Parks Consolidated Construction Fund (4502) \$689,500.00 Total Funding <b>Previous Funding:</b> \$99,715.00 Public Library Consolidated Construction Fund (4507)			<b>F &amp; A Budget:</b> 
<b>SPECIFIC EXPLANATION:</b> The General Services Department (GSD) recommends that City Council approve an architectural services contract with English + Associates Architects, Inc., to perform design and construction phase services for a replacement facility for the Kendall Library and a new community center, and appropriate funds for the project, including an additional appropriation of \$45,400.00 for environmental site assessment and remediation under the existing contract with Environmental Consulting Services, Inc.  On August 11 and August 23, 2006, GSD advertised a Request for Qualifications (RFQ) for three design projects for the FY07 Library Program. The RFQ contained selection criteria that ranked respondents on experience, technical approach, and quality assurance program. The Statements of Qualifications were due on September 11, 2006 and 21 firms responded. GSD formed a selection committee comprised of representatives from the Houston Public Library and GSD to evaluate the respondents. The selection committee short-listed six firms based on the advertised criteria. These firms were interviewed and the following top three firms were selected and assigned projects that best fit their qualifications: English + Associates Architects, Inc. (Kendall Library Replacement); mArchitects, LLC. (Bracewell Replacement); and James Ray Architects (Oak Forest Renovation/Addition).  English + Associates Architects, Inc. have completed a study to determine an optimal size facility for the new site.  <b>PROJECT LOCATION:</b> 609 N. Eldridge (Key Map 488G).			
<b>REQUIRED AUTHORIZATION</b>			<b>CUIC ID# 25DSGN04</b> NDT
<b>General Services Department:</b>  Wendy Teas Heger, AIA Chief of Design & Construction Division	<b>Houston Public Library:</b>  Rhea Brown Lawson, Ph.D. Director	<b>Parks and Recreation Department:</b>  Joe Turner Director	

<b>Date</b>	<b>SUBJECT:</b> Professional Architectural Services Contract English + Associates Architects, Inc. Kendall Library Replacement / Community Center WBS No. E-000094-0002-3 WBS No. F-000673-0001-3	<b>Originator's Initials</b>  VTN	<b>Page</b> 2 of 2
-------------	---	---	-----------------------

**PROJECT DESCRIPTION:** The needs of the local community have outgrown the services provided at the existing library located at 14330 Memorial Drive. This project will design a new 30,000 SF building which includes a 24,000 SF library (to replace the existing 10,500 SF library facility) and a 6,000 SF community center. The new facility will include a community center and specific areas for children, teens, adults, periodicals, public spaces, mechanical and administration along with site components and parking.

The Architect will incorporate LEED™ (Leadership in Energy and Environmental Design) credits to achieve certification.

**SCOPE OF CONTRACT AND FEE:** The contract provides for a Basic Services Fee to be paid as a lump sum and certain Additional Services to be paid on a reimbursable basis.

\$ 542,000.00	Basic Services
\$ 58,000.00	Additional Services
\$ 33,000.00	Reimbursable Expenses
<b>\$ 633,000.00</b>	<b>Total Contract Services</b>
\$ 45,400.00	Environmental Site Assessment and Remediation
\$ 11,100.00	Civic Art (1.75%)
<b>\$ 689,500.00</b>	<b>Total Funding</b>

**PREVIOUS HISTORY AND PROJECT SCOPE:** On April 4, 2007, City Council approved a Professional Services Contract with English + Associates Architects, Inc. to provide programming services for replacement of the Kendall Library on the new site. The scope of work included site feasibility studies with estimated operating and construction costs, and analyzing building configurations to determine the optimal size for the site and the needs of the community.

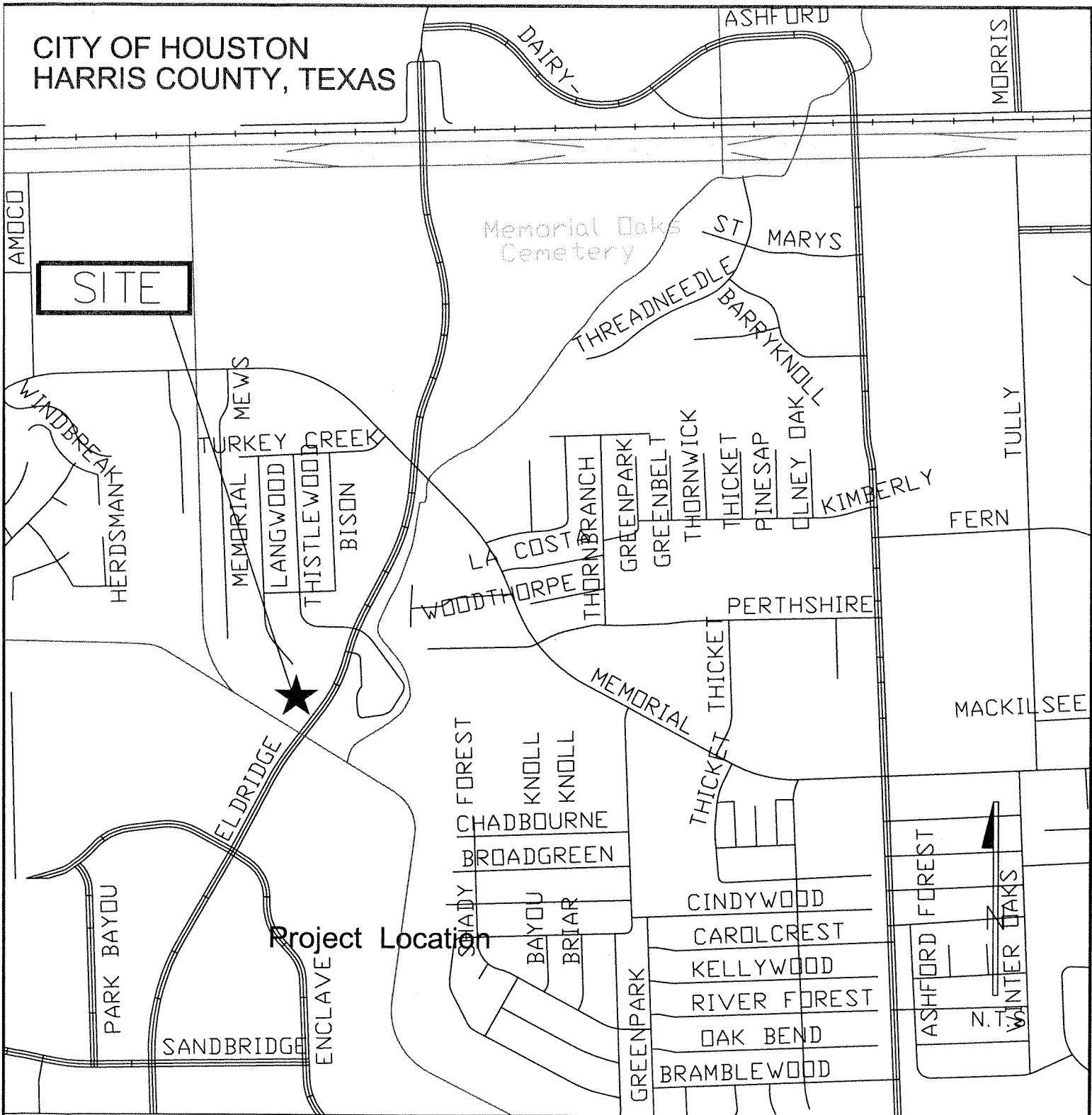
**M/WBE INFORMATION:** A MWBE goal of 24% has been established for this contract. The Architect has submitted the following certified firms to achieve the goal:

<u>Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Othon, Inc.	Civil Engineer	\$ 70,985.00	11.21
Henderson + Rogers, Inc.	Structural Engineer	\$ 57,000.00	9.00
Asakura Robinson Company, LLC	Landscape Architect	\$ 16,000.00	2.53
Tolunay-Wong Engineers, Inc.	Geotechnical Engineer	\$ 8,000.00	1.26
<b>Total</b>		<b>\$151,985.00</b>	<b>24.00%</b>

IZD:JLN:WTH:RAV:VTN:vtn

c: Marty Stein, Issa Z. Dadoush, P.E., Rhea Brown Lawson, Ph.D., Mark Ross, Wendy Teas Heger, AIA, Richard Vella, Lisa Johnson, James Tillman IV, Calvin Curtis, Esq., Jacquelyn L. Nisby, Esq., Gabriel Mussio, Mary M. Villarreal, Joseph Kurian, Venky Nagasandra, AIA, Sydney Igleheart, File E-000094-0002-3


CITY OF HOUSTON  
HARRIS COUNTY, TEXAS




KENDALL LIBRARY REPLACEMENT  
609 N. ELDRIDGE PARKWAY

<b>SUBJECT:</b> Appropriate Local Match Funds for the Construction of the West Houston Trail – Phase II Bikeway Project WBS No. N-000420-019A-4, TxDOT CSJ 0912-71-655	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 24
---	-----------------------	----------------------------

<b>From:</b> Department of Public Works and Engineering	<b>Origination Date</b> 1 - 24 - 08	<b>Agenda Date</b> FEB 13 2008
--	--	-----------------------------------

<b>Director's Signature:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> A&G
--	--

<b>For additional information contact:</b>  Reid K. Mrsny, P.E. <b>Phone:</b> (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> <table border="0"> <tr> <td>Ord. No. 95-1290</td> <td>12/6/95</td> </tr> <tr> <td>Ord. No. 99-1188</td> <td>11/03/99</td> </tr> <tr> <td>Ord. No. 01-0642</td> <td>07/03/01</td> </tr> </table>	Ord. No. 95-1290	12/6/95	Ord. No. 99-1188	11/03/99	Ord. No. 01-0642	07/03/01
Ord. No. 95-1290	12/6/95						
Ord. No. 99-1188	11/03/99						
Ord. No. 01-0642	07/03/01						

**Recommendation:** Approve an Ordinance appropriating \$639,100.00

**Amount and Source of Funding:** Appropriate \$639,100.00 from the Street and Bridge Consolidated Construction Fund No. 4506.  
*Bovette 12/12/07*

**SPECIFIC EXPLANATION:**



**PROJECT NOTICE/JUSTIFICATION:** The Houston Bikeway Program provides design and construction of approximately 334 miles of bikeways and trails in the City of Houston. To date, 290 miles of "On-street Bikeways" and "Off-street" trails" have been completed. Another 44 miles, mostly off-street trails are under design and/or construction.

The Houston Bikeway Program was implemented to develop a Citywide network of bicycle facilities projected to be integrated into an overall transportation network for the Houston area. Typically the allowable costs of a bikeway project are 80% funded by the Federal Highway Administration (FHA) under the Intermodal Surface Transportation Efficiency Act (ISTEA) and the Transportation Equity Act for the 21 Century (TEA-21) programs. The 20% local match funding is provided by both the City of Houston and Metropolitan Transit Authority (METRO). In addition to the local match, the City is responsible for paying 100% in excess of federal participation.


**DESCRIPTION/SCOPE:** The West Houston Trail Project Phase II consists of constructing an approximately 1.163 mile long and 10 feet wide reinforced concrete/asphalt Hike and Bike Trail, a bridge, retaining walls, drainage structures, lighting, signage and pavement markings. The project was split into Phase I and Phase II due to alignment and ROW issues. Construction of Phase I was completed in 2002.

**LOCATION:** The trail is generally bounded by IH 10 Katy Fwy. on the north, Buffalo Bayou on the south, Eldridge Pkwy. on the east and Langham Creek on the west. Key Map grids: 488B, 488F.

**REQUIRED AUTHORIZATION** **CUIC ID #20BB153**

<b>F&amp;A Budget:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division
--	-----------------------------	---



<b>Date</b>	<b>SUBJECT:</b> Appropriate Local Match Funds for the Construction of the West Houston Trail – Phase II Bikeway Project WBS No. N-000420-019A-4, TxDOT CSJ 0912-71-655	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
-------------	---	--	-----------------------



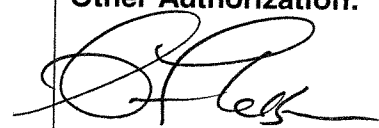
**PROJECT COST / JUSTIFICATION:** The current estimated project cost including construction, TxDOT construction management, contingencies and review costs is \$1,661,735.45. TxDOT originally approved their funding level at \$480,800.00 and have recently approved an increase to \$1,080, 800.00 due to construction price increases. With the city being responsible for 20% of the allowable costs plus any overages, the local match is estimated to be \$580,935.45. TxDOT has registered the project with the Texas Department of Licensing and Regulations (TDLR) before letting for construction in December 2007.

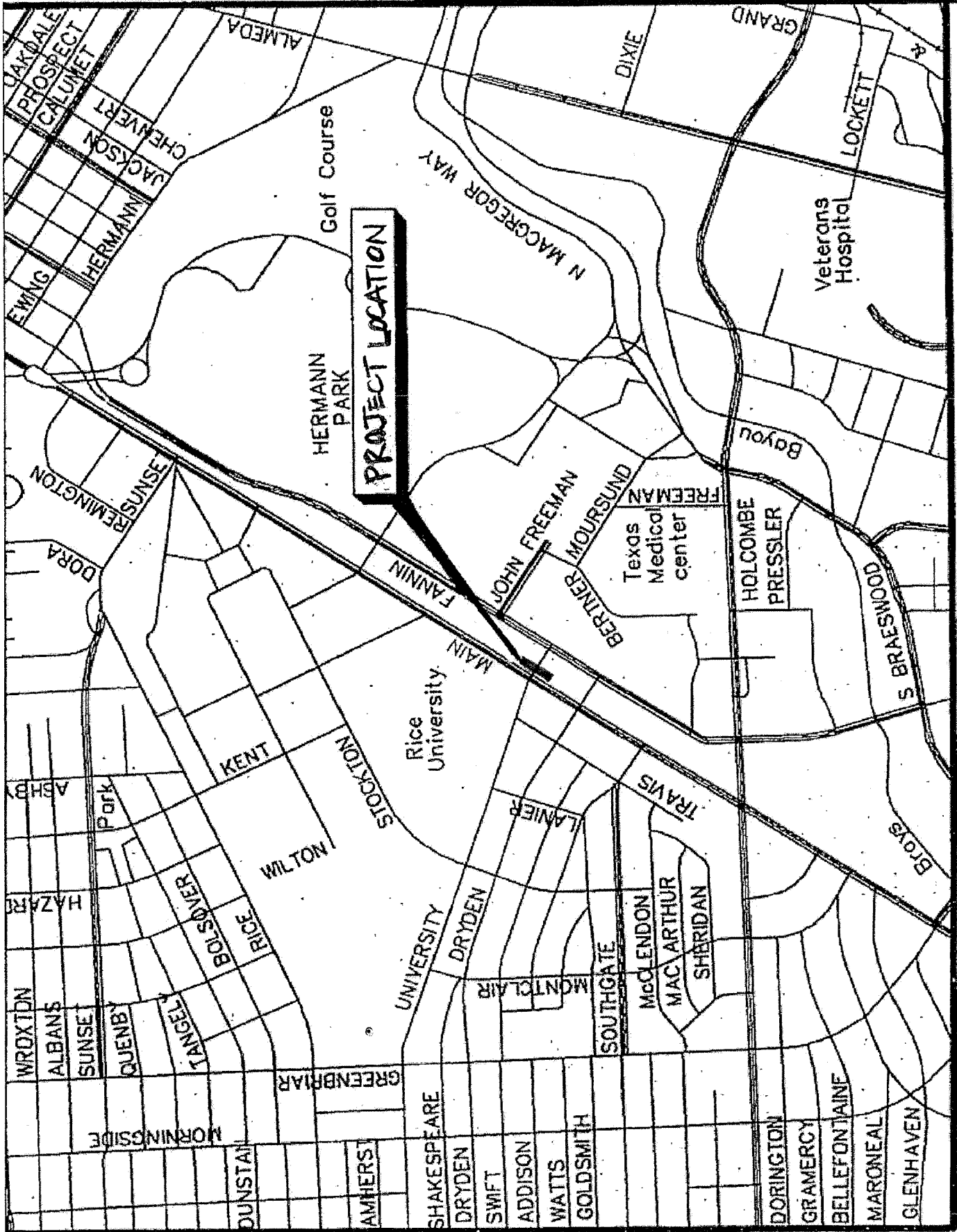
**ACTION RECOMMENDED:** Appropriate funds for City of Houston local match in the amount of \$639,100.00 to be appropriated as follows: \$580,935.45 to TxDOT for local match and \$58,164.55 for project management.

**M/WBE INFORMATION:** TxDOT will bid the projects for construction according to TxDOT M/WBE requirements.

  
MSM:DWK:RKM:MB:BB:mg  
S:\design\A-NP-DIV\BANSAL\RCA\RCA West Houston Trail 20BB153 N-000420-0019A-4.doc

- c: Marty Stein
- Daniel W. Krueger, P.E.
- Susan Brandy
- Velma Laws
- Gary Norman w/enclosures
- Craig Foster
- File No. N-000420-019A-4 (3.7)
- TDLR #EABPRJA7000362

<b>SUBJECT:</b> Developer Participation Contract between City of Houston and The Methodist Hospital for the construction of water line.  S-000802-0058-4		Page 1 of 1	Agenda Item #  25
<b>FROM: (Department or other point of origin)</b> Department of Public Works & Engineering	<b>Origination Date:</b> 2/7/08	<b>Agenda Date:</b> FEB 13 2008	
<b>Director's Signature:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> C		
<b>For additional information contact:</b> Jun Chang, P.E. <i>gc</i> (713) 837-0433	<b>Date and identification of prior authorizing Council action:</b>		
<b>Recommendation: (Summary)</b> Approve a Developer Participation Contract between the City and The Methodist Hospital to construct a 12-inch water line on Main Street and appropriate funds.			
<b>Amount &amp; Source of Funding:</b> \$48,553.79 Water & Sewer System Consolidated Construction Fund No. 8500 <div style="text-align: right;"><i>Revised 12/18/07</i></div>			
<b>Specific Explanation:</b> Article IV of Chapter 47 of the Code of Ordinances, Houston, Texas (Houston Code) includes provisions for City participation in the cost of construction of water and sewer mains by a developer. Under Section 47-164 of the Houston Code, the City and the Developer may enter into a cost-sharing agreement under which the Developer designs and constructs the mains and dedicates them to the City for 30% reimbursement of the construction cost.  The Methodist Hospital proposes to construct 660 linear feet of 12-inch water line on Main Street to serve the Methodist Outpatient Center. The estimated construction cost is \$161,845.95 (including a 5% contingency) thereby making \$48,553.79 the City of Houston's maximum contribution. Plans for the extension have been approved by the Department of Public Works and Engineering. Before payment is made to the Developer, the Department of Public Works and Engineering will inspect the lines and review the final construction cost to determine the actual amount of the City's share, which cannot exceed \$48,553.79.  JC:AMS:fr  cc: Marty Stein      Craig Foster      John Sakolosky			
<b>REQUIRED AUTHORIZATION:</b>		20JZC369 <span style="float: right;">NDT</span>	
<b>F&amp;A Budget:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Andrew F. Icken, Deputy Director Planning & Development Services	



VICINITY MAP

**TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Approving an Ordinance for a five-year Agreement between the City of Houston and Malcolm Pirnie, Inc., for Treatment Optimization and Support Services.	<b>Page</b> 1 of 2	<b>Agenda Item #</b> <span style="font-size: 2em; font-weight: bold;">26</span>
---	-----------------------	--

<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 1-31-08	<b>Agenda Date</b> FEB 13 2008
--	------------------------------------	-----------------------------------

<b>DIRECTOR'S SIGNATURE</b> <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director	<b>Council District affected:</b> All
---	--

<b>For additional information contact:</b> Leo M. Weinberg, P.E. <b>Phone:</b> (713) 837-0566	<b>Date and identification of prior authorizing Council action</b>
--	--

**RECOMMENDATION: (Summary)**  
It is recommended that City Council pass an Ordinance approving a professional services contract with Malcolm Pirnie, Inc., and allocate funds.

<b>Amount of Funding:</b> The total cost for this project is \$3,600,000 to be allocated as follows: \$500,000 for FY '08 and \$3,100,000 for the next four (4) fiscal years. <i>Revised 1/28/08</i>	<b>F &amp; A Budget:</b>
---	--------------------------

**SOURCE OF FUNDING:**     **General Fund**                       **Grant Fund**                       **Enterprise Fund**  
 **Other (Specify)**                      Water and Sewer System Operating Fund (8300)

**DESCRIPTION/SCOPE:** Under this agreement, Malcolm Pirnie, Inc. will provide professional engineering services to enhance the performance of the City's operations of existing surface water treatment plants, re-pump stations, groundwater treatment plants, and the distribution system. The services include, but are not limited to, the following:

- Evaluation and optimization of existing water treatment processes at surface water treatment plants;
- Recommendations and tests to standardize chemicals used for enhanced coagulation process;
- Recommendations of existing treatment processes at surface water treatment plants to meet future stringent regulatory requirements;
- Identifying and minimizing nitrification and blending issues in the distribution system for reducing customer complaints on color, taste and odors; and
- Developing standard operating procedures on the operations of the distribution system to improve water quality.

**LOCATION:** The project will be performed at various surface water treatment plants, re-pump stations, and groundwater treatment plants. The project is located in Key Map Grids 377W, 409N, 412S, 450L, 489B, 491Y, 496U, 528H, 571P, and 577M.

**SCOPE OF CONTRACT AND FEE:** The above scope of work is considered Basic Services contract deliverables and will be paid based on the cost of time and materials with a not-to-exceed agreed upon amount. Estimated Basic Services fee is \$3,477,200.00.

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include information technology data management and technical support to water quality events at distribution system or water treatment plant operations upset. Estimated Additional Services cost is \$122,800.00.

**REQUIRED AUTHORIZATION** CUIC ID #20DHB62

<b>F &amp; A Director</b>	<b>Other Authorization:</b> <i>Jeff Taylor</i> Jeff Taylor, Deputy Director Public Utilities Division	<b>Other Authorization:</b> <i>MA</i> <i>Dannelle H. Belhateche</i> Dannelle H. Belhateche, P.E. Senior Assistant Director
---------------------------	--	---

**Date:**

**SUBJECT:** Approving an Ordinance for a five-year Agreement between the City of Houston and Malcolm Pirnie, Inc., for Treatment Optimization and Support Services.

**Originator's  
Initials**  



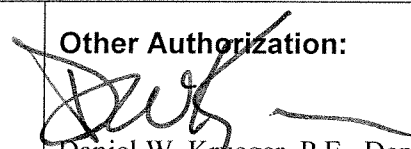

**Page**  
2 of 2

The term of this contract is five years. The total cost for this project is \$3,600,000 to be allocated as follows: \$500,000 for FY '08 and \$3,100,000 for the next four (4) fiscal years.

**M/WBE PARTICIPATION:** The M/WBE goal for the project is set at 24%. The Contractor has proposed the following firms to achieve this goal:

	<u>Name of Company</u>	<u>Description of Work</u>	<u>Amount</u>	<u>% of Contract</u>
1.	KIT Professionals, Inc.	Field Support Services	\$ 576,000.00	16%
2.	Xenco Laboratories, Inc.	Sample Analysis	\$ 252,000.00	7%
3.	The Teran Group, LLC	As-Needed Surveying Services	\$ 36,000.00	1%
		<b>TOTALS</b>	<b>\$ 864,000.00</b>	<b>24%</b>

cc: Michael S. Marcotte, P.E., DEE  
Jeff Taylor  
Dannelle H. Belhateche, P.E.  
Marty Stein  
Waynette Chan  
Gary Norman

<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City and Polytech, Inc., d/b/a PTI, Incorporated for Negotiated Storm Drainage Systems Work Orders WBS No. M-000126-0056-3		<b>Page</b> 1 of 2	<b>Agenda Item #</b> 27
<b>From: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 2/7/08	<b>Agenda Date</b> FEB 13 2008	
<b>Director's Signature:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected: (Council District Letter Only)</b> Various 		
<b>For additional information contact:</b>  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> Ordinance #: 2006-151 Dated: February 15, 2006		
<b>Recommendation: (Summary)</b> Approve an Ordinance appropriating additional funds for the Professional Engineering Services Contract with PTI, Incorporated.			
<b>Amount and Source of Funding:</b> \$150,000.00 from Drainage Improvements Commercial Paper Series F, Fund No. 4030  <del>\$275,000.00</del> Original appropriation from Drainage Improvements Commercial Paper Series F, Fund No. 49R			
<b>PROJECT DESCRIPTION/SCOPE:</b> This Contract provides for negotiated work orders to address storm drainage issues citywide.			
<b>LOCATION:</b> The project area is citywide. Locations will be determined as drainage issues are identified and Work Orders are assigned.			
<b>PREVIOUS HISTORY AND SCOPE:</b> The Contract was awarded by Council on February 15, 2006 with a two-year term with two one-year extensions. Under the terms of the Contract, the Consultant provided Project Screening (Preliminary Design), Final Design and Construction Phase Basic Services for various Local Drainage Projects. Additional funding is now required for additional nominated Local Drainage Projects.			
<b>SCOPE OF THIS SUPPLEMENT AND FEE:</b> The requested additional appropriation will accomplish the following tasks: Project Screening (Preliminary Design), Final Design and Construction Phase Basic Services as defined in each Work Order. The Basic Services and Additional Services fee for each Work Order will be defined depending on the extent of services required for each Work Order. Additional Services include, but are not limited to, site assessment, surveying, geotechnical and environmental services.			
The total cost of this supplement is \$150,000.00 to be appropriated as follows: \$135,000.00 for contract services and \$15,000.00 for project management.			
<b>M/WBE INFORMATION:</b> The M/WBE established for this project is 24%. The original contract as approved by Ordinance No. 2006-151 totals \$250,000.00. The consultant has been paid \$193,293.99 (77.3%) to date. Of this amount, \$26,028.00 (13.5%) has been paid to M/WBE sub-consultants to date.			
<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID #20DM02</b>	
<b>F&amp;A Budget:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division	

NDT

**SUBJECT:** Additional Appropriation to Professional Engineering Services  
Contract between the City and Polytech, Inc., d/b/a PTI, Incorporated  
for Negotiated Storm Drainage System Work Orders  
WBS No. M-000126-0056-3

**Originator's  
Initials**

*DSH*

**Page  
2 of 2**

**M/WBE INFORMATION CON'T:** Assuming approval of the requested additional appropriation, the contract amount will increase to \$385,000.00. The contractor proposes the following plan to meet the M/WBE goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Prior M/WBE Work		\$ 26,028.00	6.75%
2. Amani Engineering, Inc.	Land Surveying Services	\$ 22,124.00	5.75%
3. Rahaman and Associates, Inc., DBA Western Group Consultants	Surveying Services	\$ 22,124.00	5.75%
4. Atser , LP	Geotechnical Services	\$ 22,124.00	5.75%
	<b>TOTAL</b>	<b>\$ 92,400.00</b>	<b>24.00%</b>

*MSM:DWK:RKM:HJ:DM\klw*

MSM:DWK:RKM:HJ:DM\klw  
S:\design\A-sw-div\WPDATA\Bing\RCA\s\RCA PTI supp.doc

c: Marty Stein  
Susan Bandy  
Velma Laws  
Craig Foster  
File No. WBS M-000126-0056-3 (1.2)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Local Drainage Project for Drainage Ditch at Colgate, Farther Point and Pine Briar Circle WBS No. M-000126-00S9-4	Page 1 of 2	Agenda Item # <i>28</i>
---	----------------	----------------------------

<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> <i>2/7/08</i>	<b>Agenda Date:</b> FEB 13 2008
---	---	------------------------------------

<b>DIRECTOR'S SIGNATURE:</b> <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> G and I
---	--

<b>For additional information contact:</b> <i>Reid K. Mrsny</i> Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
--	---

**RECOMMENDATION: (Summary)**  
Accept low bid, award Construction Contract and appropriate funds

**Amount and Source of Funding:** Total \$759,000.00  
Drainage Improvements Commercial Paper Series F, Fund No. 4030  
*Pre/Le 01/22/08*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Local Drainage program and is required to provide drainage improvements to alleviate property erosion and stabilize drainage.

**DESCRIPTION/SCOPE:** This project consists of ditch improvements by placement of gabions and/or retaining walls. The Contract duration for this project is 210 calendar days. This project was designed by Omega Engineers, Inc.

**LOCATION:** The project area for Colgate is generally bounded by DeLeon on the north and Bellfort on the south; the project area for Farther Point is generally bounded by Westminster on the north and Buffalo Bayou on the south and the project area for Pine Briar Circle is generally bounded by Buffalo Bayou on the north and Briar Drive on the south. The projects are located in Key Map Grids 491-F & G, and 535-T.

**BIDS:** Bids were received on September 6, 2007. The four (4) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. TJ & T Enterprises, Inc.	\$665,305.00
2. Resicom, Inc.	\$668,679.75
3. Troy Construction L.L.C.	\$708,005.00
4. L. N. McKean Inc.	\$883,222.00

**REQUIRED AUTHORIZATION** CUIIC# 20DM03

<b>F&amp;A Budget:</b> <i>And SE</i>	<b>Other Authorization:</b>	<b>Other Authorization:</b> <i>Daniel W. Krueger</i> Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division
---	-----------------------------	--



<b>Date</b>	<b>Subject:</b> Contract Award for Local Drainage Project for Drainage Ditch at Colgate, Farther Point and Pine Briar Circle WBS No. M-000126-00S9-4	<b>Originator's Initials</b> <i>DSM</i>	<b>Page</b> 2 of 2
-------------	---	--	-----------------------

**AWARD:** It is recommended that this Construction Contract be awarded to TJ & T Enterprises, Inc. with a low bid of \$665,305.00 and that Addendum Number 1 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$759,000.00 to be appropriated as follows:

- Bid Amount \$665,305.00
- Contingencies \$ 33,266.00
- Engineering and Testing Services \$ 20,000.00
- Project Management \$ 40,429.00

Engineering and Testing Services will be provided by Ground Technology, Inc., under a previously approved Contract.

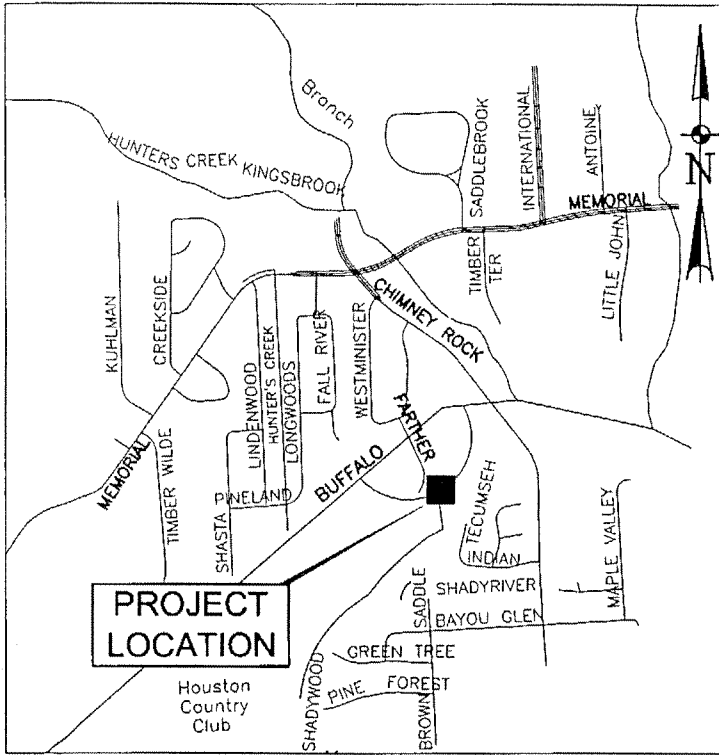
**M/WBE PARTICIPATION:** No MWBE goal is required for this project.



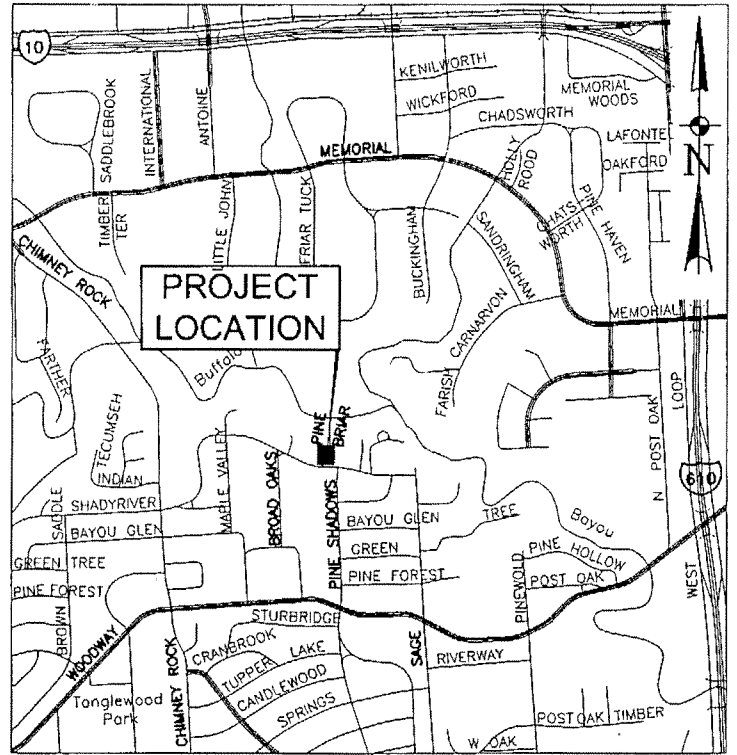
MSM:DWK:RKM:HJ:DSM:dm\klw

S:\DESIGN\A-SW-DIV\WPDATA\DIANA\COLGATFARTHERPOINTPINEBRIARCIRCLE\CA

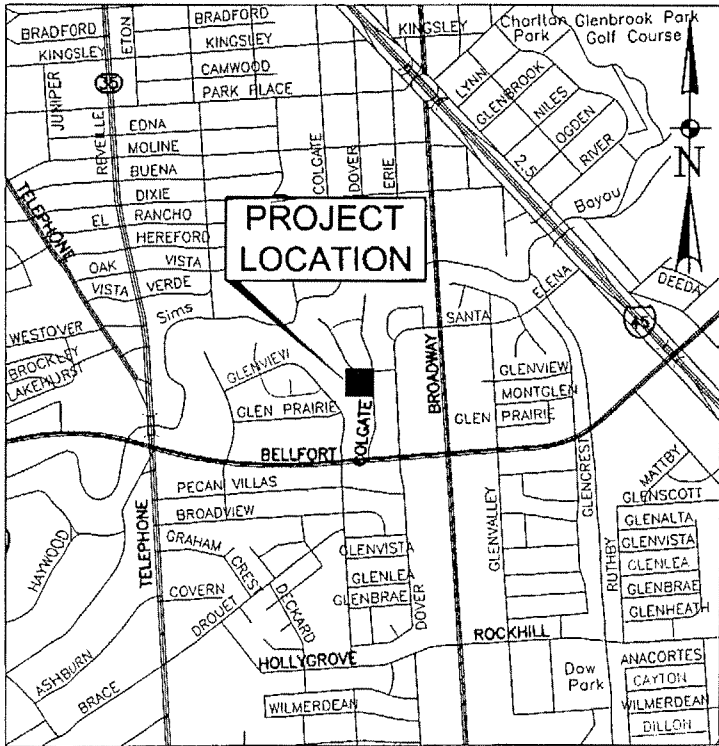
c: Marty Stein  
Susan Bandy  
Velma Laws  
Michael Ho, P.E.  
File: WBS No. M-000126-00S9-4



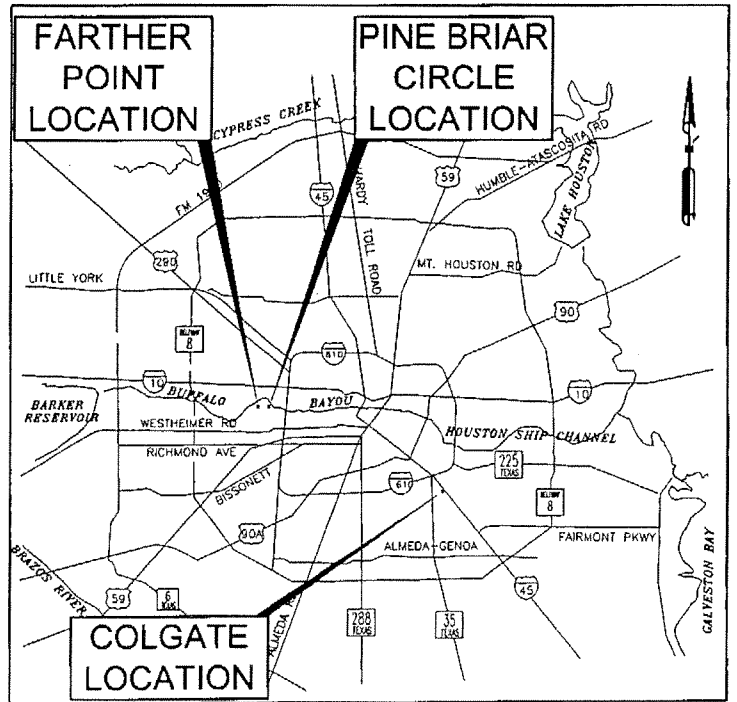
VICINITY MAP (FARTHER POINT)  
 KEY MAP 491F  
 GIMS #5157A



VICINITY MAP (PINE BRIAR CIRCLE)  
 KEY MAP 491G  
 GIMS #5157B



VICINITY MAP (COLGATE)  
 KEY MAP 535T  
 GIMS #5654C




LOCATION MAP

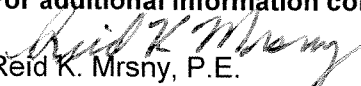
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Water Line Replacement in First Ward Section I. WBS No. S-000035-00F1-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  29
--	-----------------------	--------------------------------

<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  2-7-08	<b>Agenda Date</b>  FEB 13 2008
--	---------------------------------------	---------------------------------------

<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., DEE, Director	<b>Council District affected:</b> H <sup>JA</sup> <sup>AD</sup>
--	--

<b>For additional information contact:</b>  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
--	---

**RECOMMENDATION: (Summary)**  
Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**  
\$2,074,600.00 from the Water and Sewer System Consolidated Construction Fund No. 8500. *2/20/08 01/29/08*

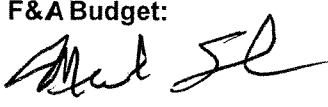
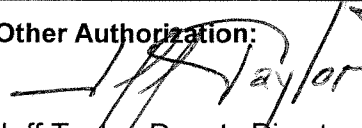
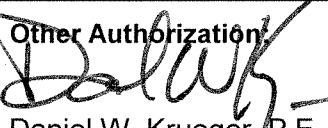
**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Water Line Replacement Program. This program is required to replace and upgrade water lines within the City to increase availability of water, improve circulation and fire protection.

**DESCRIPTION/SCOPE:** This project consists of approximately 21,620 linear feet of 4-inch, 6-inch and 8-inch diameter water lines, valves and appurtenances. The contract duration for this project is 280 calendar days. This project was designed by Cobb, Fendley & Associates / Claunch & Miller, Inc.

**LOCATION:** The project area is generally bound by IH-10 on the north, Dart Street on the south, Colorado Street on the east and Oliver Street on the west. The project is located in Key Map Grids 493 F.

**BIDS:** Bids were received on December 20, 2007. The six (6) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. ACM Contractors, Inc.	\$1,748,673.11
2. Collins Construction, LLC	\$1,821,978.77
3. Metro City Construction, L.P.	\$2,030,304.33
4. McKinney Construction, Inc.	\$2,111,816.50
5. Pace Services, LP	\$2,149,630.40
6. D. L. Elliott Enterprises, Inc.	\$2,174,201.50

<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID #20SD83</b>	<i>MDT</i>
<b>F&amp;A Budget:</b> 	<b>Other Authorization:</b>  Jeff Taylor, Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division	

Date	Subject: Contract Award for Water Line Replacement in First Ward Section I. WBS No. S-000035-00F1-4.	Originator's Initials <i>MSM</i>	Page <u>2</u> of <u>2</u>
------	---	----------------------------------	---------------------------

**AWARD:** It is recommended that this construction contract be awarded to ACM Contractors, Inc. with a low bid of \$1,748,673.11 and that no Addendum be made a part of this contract.

**PROJECT COST:** The total cost of this project is \$2,074,600.00 to be appropriated as follows:

• Bid Amount	\$1,748,673.11
• Contingencies	\$ 87,434.00
• Engineering and Testing Services	\$ 55,000.00
• Project Management	\$ 34,992.89
• Construction Management	\$ 148,500.00

Engineering and Testing Services will be provided by Rone Engineering Services, LTD. under a previously approved contract.

Construction Management Services will be provided by ESPA Corporation under a previously approved contract.

**M/WBE PARTICIPATION:** The low bidder has submitted the following proposed MBE participation of 14%, WBE participation of 5% and SBE participation of 3% to satisfy the 22% M/W/SBE goal for this project.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Central Texas Hauling	Trucking (Haul Material)	\$122,500.00	7.00%
Royal Traffic Sign Company	Traffic Control & Flagman	\$ 70,000.00	4.00%
Professional Traffic Control	<u>Signs &amp; Material</u>	<u>\$ 52,500.00</u>	<u>3.00%</u>
	<b>MBE Subtotal</b>	<b>\$245,000.00</b>	<b>14.00%</b>
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Vikki's Service & Supply	<u>Pipe Material &amp; Fittings</u>	<u>\$ 87,500.00</u>	<u>5.00%</u>
	<b>WBE Subtotal</b>	<b>\$ 87,500.00</b>	<b>5.00%</b>
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Mickie Service Company, Inc.	<u>Install &amp; Supply TS &amp; V</u>	<u>\$ 52,461.00</u>	<u>3.00%</u>
	<b>SBE Subtotal</b>	<b>\$ 52,461.00</b>	<b>3.00%</b>
	<b>TOTAL</b>	<b>\$384,961.00</b>	<b>22.00%</b>

*MSM*  
MSM:DWK:RKM:HH:SD:MHC:mhc

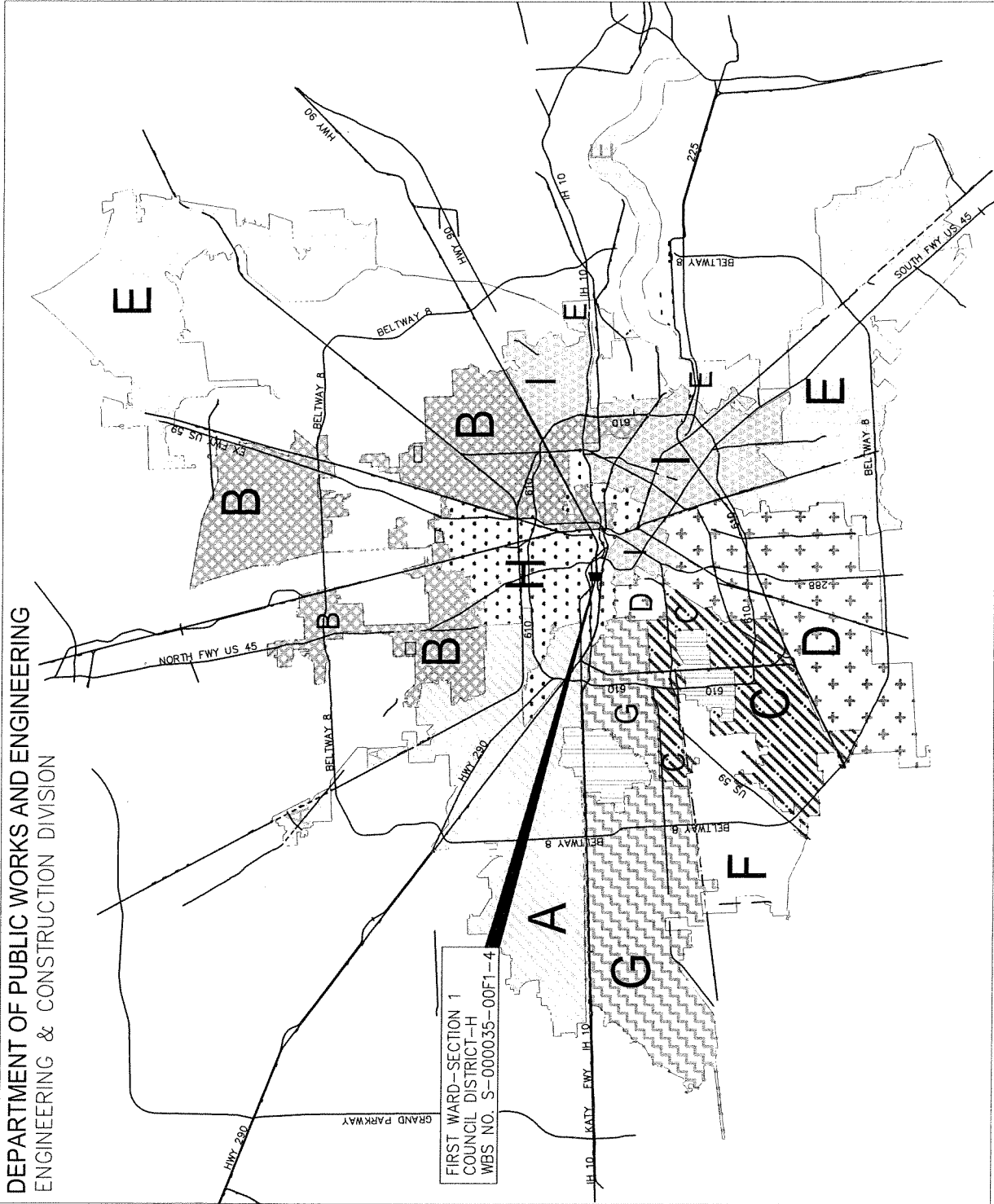
S:\design\A-WS-DIV\WPDATA\TTC56776\S-000035-00F1-3 (First Ward I)\PostBid\RCA FWI.doc

c: Marty Stein  
Velma Laws  
Susan Bandy  
Michael Ho, P.E.  
Craig Foster  
File: S-000035-00F1-4 (3.7)

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
ENGINEERING & CONSTRUCTION DIVISION



KEY MAP  
FIRST WARD-SECTION 1: 493 F



FIRST WARD-SECTION 1  
COUNCIL DISTRICT-H  
WBS NO. S-000035-00F1-4

EXHIBIT A

COUNCIL DISTRICT MAP

WATER LINE REPLACEMENT:  
FIRST WARD-SECTION 1  
COUNCIL DISTRICT-H  
WBS NO. S-000035-00F1-4


SCALE: N.T.S. DATE: 1/18/08




**CLAUNCH & MILLER, INC.**  
Engineering Consultants  
4635 Southwest Freeway, Suite 1000 • Houston, Texas 77027  
(713) 622-9264 • Fax (713) 622-9265 • www.claunchmiller.com

<b>SUBJECT:</b> Contract Award for Water Line Replacement in First Ward Section II. WBS No. S-000035-00F2-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  30
---	-----------------------	--------------------------------

<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  2-7-08	<b>Agenda Date</b>  FEB 13 2008
--	---------------------------------------	---------------------------------------

<b>DIRECTOR'S SIGNATURE:</b>   Michael S. Marcotte, P.E., DEE, Director	<b>Council District affected:</b>  H <sup>CD</sup>
--	--

<b>For additional information contact:</b>   Reid K. Mersny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
---	---

**RECOMMENDATION: (Summary)**

Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**

\$2,578,600.00 from the Water and Sewer System Consolidated Construction Fund No. 8500.

*OK*  
01/29/08

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Water Line Replacement Program. This program is required to replace and upgrade water lines within the City to increase availability of water, improve circulation and fire protection.

**DESCRIPTION/SCOPE:** This project consists of approximately 23,994 linear feet of 4-inch, 6-inch, 8-inch and 12-inch diameter water lines, valves and appurtenances. The contract duration for this project is 280 calendar days. This project was designed by Cobb, Fendley & Associates / Claunch & Miller, Inc.

**LOCATION:** The project area is generally bound by Depelchin Street on the north, Girard Street on the south, IH-10E/IH-45N on the east and Colorado Street on the west. The project is located in Key Map Grids 493 F & G.

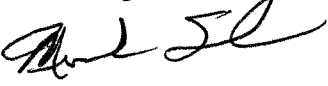
**BIDS:** Bids were received on December 20, 2007. The six (6) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. ACM Contractors, Inc.	\$2,183,362.30
2. Metro City Construction, L.P.	\$2,257,313.07
3. D. L. Elliott Enterprises, Inc.	\$2,363,386.10
4. Reliance Construction Services, L.P.	\$2,597,111.46
5. Pace Services, LP	\$2,622,762.95
6. Collins Construction, LLC	\$3,060,166.21

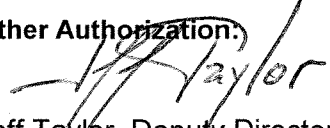
**REQUIRED AUTHORIZATION**

CUIC ID #20SD84

**F&A Budget:**



**Other Authorization:**

  
 Jeff Taylor, Deputy Director  
 Public Utilities Division

**Other Authorization:**

  
 Daniel W. Krueger, P.E., Deputy Director  
 Engineering and Construction Division

Date	Subject: Contract Award for Water Line Replacement in First Ward Section II. WBS No. S-000035-00F2-4.	Originator's Initials <i>dx</i>	Page <u>2</u> of <u>2</u>
------	--	---------------------------------	---------------------------

**AWARD:** It is recommended that this construction contract be awarded to ACM Contractors, Inc. with a low bid of \$2,183,362.30 and that no Addendum be made a part of this contract.

**PROJECT COST:** The total cost of this project is \$2,578,600.00 to be appropriated as follows:

•	Bid Amount	\$2,183,362.30
•	Contingencies	\$ 109,169.00
•	Engineering and Testing Services	\$ 60,000.00
•	Project Management	\$ 43,718.70
•	Construction Management	\$ 182,350.00

Engineering and Testing Services will be provided by HVJ Associates, Inc. under a previously approved contract. Construction Management Services will be provided by S & B Infrastructure, Ltd. under a previously approved contract.

**M/WBE PARTICIPATION:** The low bidder has submitted the following proposed MBE participation of 14%, WBE participation of 5% and SBE participation of 3% to satisfy the 22% M/W/SBE goal for this project.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Central Texas Hauling	Trucking (Haul Material)	\$152,900.00	7.00%
Royal Traffic Sign Company	Traffic Control & Flagman	\$ 87,500.00	4.00%
Professional Traffic Control	<u>Signs &amp; Material</u>	<u>\$ 65,501.00</u>	<u>3.00%</u>
	<b>MBE Subtotal</b>	<b>\$305,901.00</b>	<b>14.00%</b>

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Vikki's Service & Supply	<u>Pipe Material &amp; Fittings</u>	<u>\$109,200.00</u>	<u>5.00%</u>
	<b>WBE Subtotal</b>	<b>\$109,200.00</b>	<b>5.00%</b>

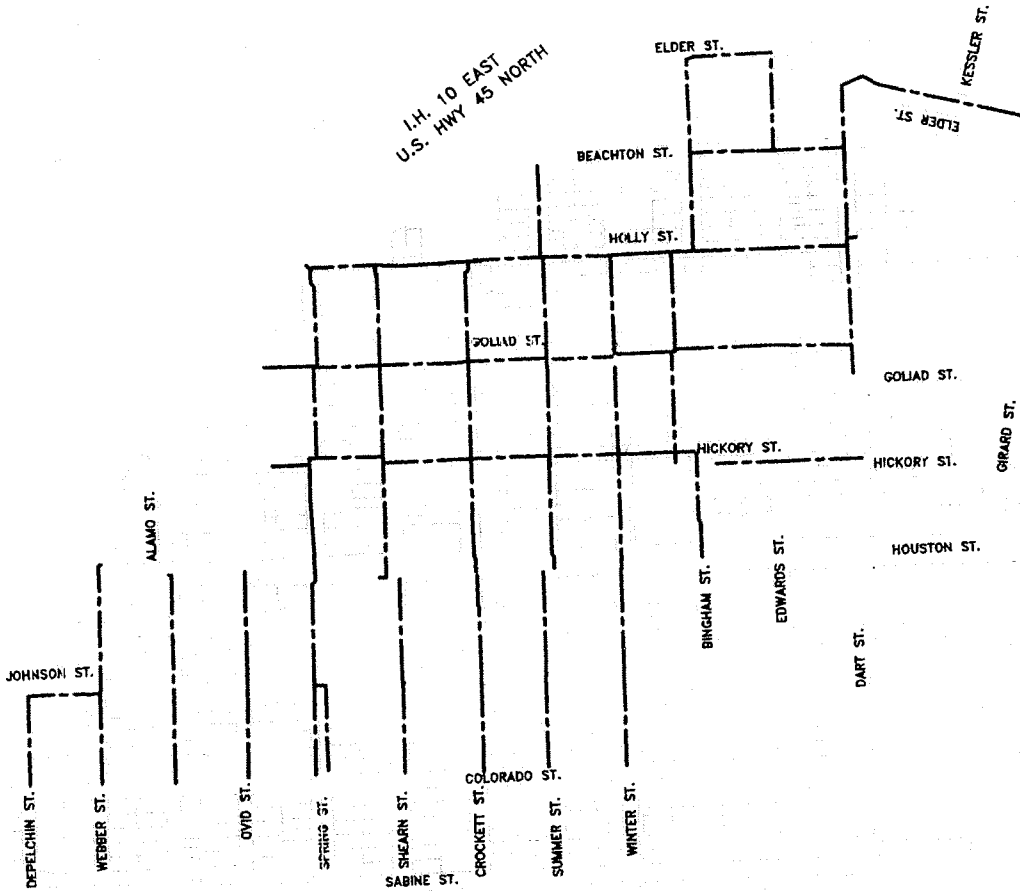
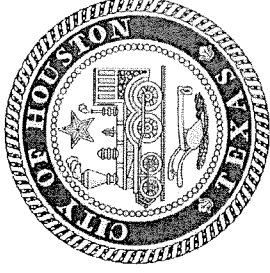
  

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Mickie Service Company, Inc.	<u>Install &amp; Supply TS &amp; V</u>	<u>\$ 65,501.00</u>	<u>3.00%</u>
	<b>SBE Subtotal</b>	<b>\$ 65,501.00</b>	<b>3.00%</b>
	<b>TOTAL</b>	<b>\$480,602.00</b>	<b>22.00%</b>

*DWK*  
MSM:DWK:RKM:HH:SD:MHC:mhc  
S:\design\A-WS-DIV\WPDATA\TTTC56776\IS-000035-00F2-3 (First Ward II)\PostBid\RCA FWII.doc

c: Marty Stein  
Velma Laws  
Susan Bandy  
Michael Ho, P.E.  
Craig Foster  
File: S-000035-00F2-4 (3.7)

DEPARTMENT OF PUBLIC WORKS & ENGINEERING  
 ENGINEERING & CONSTRUCTION DIVISION  
 WATER LINE REPLACEMENT IN FIRST WARD SECTION II  
 WBS NO. S-000035-00F2-4



NOT TO SCALE

STREET NAME	FROM	TO	SIZE (INCH)	LENGTH (FEET)
JOHNSON	DEPELCHIN	WEBBER	8	282
HICKORY	DART	END	6	132
GOLIAD	DART	END	4	38
HOLLY	DART	SPRING	6	139
			8	1988
			12	68
			12	12
			16	1843
BEACHTOWN	DART	BINGHAM	8	373
ELDER	DART	GIRARD	8	18
			16	545
ELDER	BINGHAM	EDWARDS	6	289
DART	GOLIAD	ELDER	12	483
			16	598
EDWARDS	BEACHTOWN	ELDER	6	61
			8	335
BINGHAM	HOUSTON	ELDER	6	615
			8	1164
WINTER	COLORADO	HOLLY	4	1112
			6	15
			8	1969
SUMMER	COLORADO	BEACHTOWN	6	18
			8	2109
CROCKETT	COLORADO	HOLLY	6	25
			8	1781
SHEARN	COLORADO	HOLLY	8	1588
SPRING	COLORADO	HOLLY	6	102
			8	1818
OVID	COLORADO	HOUSTON	8	711
ALAMO	COLORADO	HOUSTON	8	722
WEBBER	COLORADO	HOUSTON	8	745
DEPELCHIN	COLORADO	JOHNSON	8	320
			TOTAL	23994

EXHIBIT B

PROJECT LOCATION MAP



KEY MAP NO. 493 F,G  
 GIMS MAP NO. 5358d  
 COUNCIL DISTRICT H



**Claunch & Miller, Inc.**  
 Engineering Consultants  
 4635 Southwest Fwy., Suite 1000 Houston, Texas 77027  
 Phone (713) 622-9264 • Fax (713) 622-9266 • www.claunchmiller.com



**REQUEST FOR COUNCIL ACTION**

<b>TO:</b> Mayor via City Secretary		<b>RCA# 7460</b>	
<b>Subject:</b> Formal Bids Received for Chemicals, Lawn, Garden and Insecticide for Various Departments S32-S22193		Category # 4	Page 1 of 3  Agenda Item  <b>31</b>

<b>FROM (Department or other point of origin):</b> Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	<b>Origination Date</b> February 06, 2008	<b>Agenda Date</b> FEB 13 2008
--	--	-----------------------------------

<b>DIRECTOR'S SIGNATURE</b> <i>[Signature]</i>	<b>Council District(s) affected</b> All
---	--

<b>For additional information contact:</b> Daniel Pederson                      Phone: (713) 845-1248 Desiree Heath                         Phone: (713) 247-1722	<b>Date and Identification of prior authorizing Council Action:</b>
---	---

**RECOMMENDATION: (Summary)**  
Approve various awards, as shown below, in an amount not to exceed \$4,202,631.09 for chemicals, lawn, garden and insecticide for various departments.

Estimated Spending Authority: \$4,202,631.09	<b>F &amp; A Budget</b>
--	-------------------------

\$ 188,543.60 Water & Sewer System Operating Fund (8300) \$1,188,655.73 General Fund (1000) \$ 483,718.00 HAS Revenue Fund (8001) \$2,341,713.76 Park Special Revenue Fund (2100)
\$4,202,631.09 Total

**SPECIFIC EXPLANATION:**  
The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$4,202,631.09 for chemicals, lawn, garden and insecticide for various departments. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. These awards consist of various types of chemicals that will be used by the Houston Airport System, and the Parks & Recreation and Public Works & Engineering Departments for routine, preventive and emergency lawn maintenance and pest control at parks, gardens, golf courses and along public roadways and thoroughfares.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Thirteen prospective bidders downloaded the solicitation document on SPD's e-bidding website, and nine bids were received as detailed in the attached support document.

**Red River Specialties, Inc:** Award on its low bid meeting specifications for Group I, Item Nos. 1, 2, 6, 17 and 23 (copper sulfate crystals, algaen and spectro fungicides); Group II, Item Nos. 29, 36, 56, 57, 58, 61, 64, 70, 71, 72, 74, 76, 77 and 83 (aquathol, round up, trimec, quikpro and various herbicides); and Group V, Item Nos. 266, 267 and 268 (aquatic cleaners, wetting agents and ground covers) in an amount not to exceed \$1,340,438.00.

**Helena Chemical Company:** Award on its low bid meeting specifications for Group I, Item Nos. 4, 5, 7, 10, 12, 15, 16, 18, 20, 21 and 25 (banner, compass, cutrine plus and various fungicides); Group II, Item Nos. 27, 30, 32, 34, 37, 39, 40, 43, 45, 47, 48, 63, 67, 73, 75, 80, 85, 87, 89 and 90 (aqua-king, barricade, revolver and various herbicides); Group III, Item Nos. 92, 104, 105, 139, 162, 163, 165, 166 and 181 (nu-green, osmocote, ele-max and various fertilizers); Group IV, Item Nos. 221, 222, 223, 225, 232, 236, 238, 239, 244, 246, 248

<b>REQUIRED AUTHORIZATION</b>		
F&A Director:	Other Authorization:	Other Authorization: <i>[Signature]</i>

Date: 2/6/2008	Subject: Formal Bids Received for Chemicals, Lawn, Garden and Insecticide for Various Departments S32-S22193	Originator's Initials VD	Page 2 of 3
-------------------	---	--------------------------------	-------------

249, 251, 256, 259, 260 and 261 (amdro, sevin, chipco firestar and various insecticides); and Group V, Item Nos. 289 and 303 (cascade wetting agent, ascend root stimulator and coron liquid fertilizer) in an amount not to exceed \$1,347,979.95.

**UAP Distribution, Inc:** Award on its low bid meeting specifications for Group I, Item Nos. 3, 11, 14, 22, 24, 26; Group II, Item Nos. 28, 31, 33, 35, 38, 49, 50, 53, 54, 59, 62, 66, 69, 84 and 88 (banner maxx, liquid copper, curalan, basagran and various fungicides); Group III, Item Nos. 91, 94-103, 108-116, 118, 119, 124, 126, 127, 128, 130, 132, 133, 134, 136, 144, 145, 148, 150-153, 159, 160, 161, 164, 167, 168, 169, 171, 173, 174, 175, 189, 192, 193 and 195-220 (sulfur, sulphomag, dolomitic lime greens grade fertilizer, ele-max k-leaf, surface 820 non-ionic surfactant and clearys liquid flowable sulfur and various fertilizers); Group IV, Item Nos. 226, 228, 229 and 250, Group V, Item Nos. 265, 270, 274, 277, 280 and 283 (distance insecticide, dursban 4E liquid insecticide, fire ant bait, cleary detox, oasis xl soil surfactant and various aquatic cleaners); and Group VI, Item Nos. 287 and 305 (admiral liquid and fairway grade fertilizer with team pro emergent herbicide) in an amount not to exceed \$1,009,855.48.

**San Jacinto Environmental:** Award on its low bid meeting specifications for Group III, Item Nos. 106, 117, 122, 123, 135, 137, 177, 178 and 179 (micro life, color star, micro grow and various fertilizers); Group IV, Item Nos. 224, 235, 240, 242, 252, 253 and 254 (bacillus, organica neem oil, horticulture oil and various insecticides); Group VI, Item Nos. 284, 286, 288, 290, 292, 300 and 306 (molasses, black jack twenty one and various organic fertilizers) in an amount not to exceed \$54,550.50.

**Pro Alliance:** Award on its low bid meeting specifications for Group II, Item Nos. 42 and 51 (per-emergent and primo turf herbicides); Group III, Item Nos. 107, 129, 131, 138, 149, 154-158 and 176 (WS70 activator, root enhancers and various fertilizers); Group V, Item Nos. 262, 263, 269, 279 and 281 (bio clear, mark it colorant spray, spread R20 surfactant and various wetting agents); Group VI, Item Nos. 295, 296, 301 and 302 (accelerator conditioner, humic acid and various organic activators) in an amount not to exceed \$264,391.66.

**Tie Bids:**

Tie bids were received from UAP Distribution and Brookside Equipment Sales for Group I, Item Nos. 8 and 9 (daconil weather stik and ZN fungicides) in the amount of \$18,812.50. It is requested that City Council draw lots for these items.

Tie bids were received from Helena Chemical Company, Red River Specialties, Inc. and UAP Distribution for Group I, Item No. 19 (insignia fungicide); Group II, Item Nos. 44, 78 and 81 (monument 75WG herbicide, herbicide plateau and monument 75WG herbicide 5x5 gram packets) in the amount of \$104,473.00. It is requested that City Council draw lots for these items.

Tie bids were received from Helena Chemical Company and Red River Specialties, Inc. for Group II, Item Nos. 41 and 68 (garlon 3A and image herbicides) in the amount of \$35,250.00. It is requested that City Council draw lots for these items.

Tie bids were received from Red River Specialties, Inc. and UAP Distribution for Group II, Item Nos. 46 and 65 (plateau and oust weed killer) in the amount of \$26,880.00. It is requested that City Council draw lots for these items.

Group I, Item No. 13; Group II, Item Nos. 52, 55, 60, 79, 82 and 86; Group III, Item Nos. 93, 120, 121, 125, 140-143, 146, 147, 170, 172, 180, 182-188, 190, 191, 194 and 227; Group IV, Item Nos. 230, 231, 233, 234, 237, 241, 243, 245, 247, 255, 257, and 258; Group V, Item Nos. 264, 271, 272, 273, 275, 276, 278 and 282; and Group VI, Item Nos. 285, 291, 293, 294, 297, 298, 299 and 304 are not being awarded.

Revised

M/S

Date: 2/6/2008	Subject: Formal Bids Received for Chemicals, Lawn, Garden and Insecticide for Various Departments S32-S22193	Originator's Initials VD	Page 3 of 3  31
-------------------	--	--------------------------------	-----------------------

**M/WBE Subcontracting:**

FEB 13 2008

This bid was issued with a 3% M/WBE participation.

**Pro Alliance** has designated the below named company as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>
NCA Transport Services, Inc.	Delivery Service	\$7,932.00

**Red River Specialties, Inc.** has designated the below named companies as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Cana Tire, Inc.	Tire Service	\$20,106.57	1.5%
City Office Supply	Office Supplies	\$20,106.57	1.5%

**UAP Distribution, Inc.** has designated the below named companies as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>
City Office Supply	Office Supplies	\$30,295.66

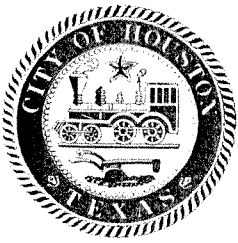
**Helena Chemical Company** has designated the below named companies as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
HAF, Inc.	Automotive Repair	\$40,439.40	3%
Burnett's Package Express	Delivery Service	\$20,219.70	1.5%

Buyer: Veronica Douglas, CPPB

**Estimated Spending Authority:**

<b>DEPARTMENTS</b>	<b>FY 2008</b>	<b>OUT YEARS</b>	<b>SUB-TOTAL</b>
PUBLIC WORKS & ENGINEERING	\$ 37,700.00	\$ 150,843.60	\$ 188,543.60
PARKS & RECREATION	\$180,000.00	\$3,350,369.49	\$3,530,369.49
HOUSTON AIRPORT SYSTEM	\$ 40,310.00	\$ 443,408.00	\$ 483,718.00
GRAND TOTAL	\$258,010.00	\$3,944,621.09	\$4,202,631.09



# CITY OF HOUSTON

Finance & Administration Department  
Strategic Purchasing Division (SPD)

## Interoffice

Correspondence

To: Kevin M. Coleman, C.P.M.  
Assistant Purchasing Agent

From: Veronica Douglas, CPPB

Date: 10/17/07

Subject: MWBE Participation Form

I am requesting a **waiver** of the MWBE Goal: Yes  No  Type of Solicitation: Bid  Proposal

I am **requesting** a MWBE goal below 11% (To be completed by SPD, and prior to advertisement): Yes  No

I am requesting a **revision** of the MWBE Goal: Yes  No  Original Goal: \_\_\_\_\_ New Goal: \_\_\_\_\_

If requesting a revision, how many solicitations were received: \_\_\_\_\_

Solicitation Number: S22193 Estimated Dollar Amount: \$2,630,937.00

Anticipated Advertisement Date: 2/23/2007 Solicitation Due Date: 3/29/2007

Goal On Last Contract: 3% Was Goal met: Yes  No

If goal was not met, what did the vendor achieve: \_\_\_\_\_

Name and Intent of this Solicitation:  
Chemicals, Lawn, Garden and Insecticides for Various Departments

Rationale for requesting a Waiver or Revision (Zero percent goal or revision after advertisement):  
(To be completed by SPD)

This solicitation was advertised with a three-percent goal. The majority of items will be direct shipped from the manufacturer to the City of Houston. There is a small opportunity for M/WBE participation. The recommended suppliers will be using City M/WBE suppliers to purchase petroleum, herbicides and delivery services to assist in meeting the three-percent established goal.

Concurrence:

[Signature]  
SPD Initiator

[Signature]  
Division Manager

[Signature]  
Robert Gallegos, Deputy Assistant Director  
\*Affirmative Action

[Signature]  
Kevin M. Coleman, C.P.M.  
Assistant Purchasing Agent

\* Signature is required, if the request is for zero percent MWBE participation, or to revise the MWBE goal.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Thirty-five prospective bidders viewed the solicitation document on SPD's e-bidding website, and nine bids were received as detailed in the attached support document.

**Red River Specialties, Inc:** Award on its low bid meeting specifications for Group I, Item Nos. 1, 2, 6, 17 and 23 (copper sulfate crystals, algaen and spectro fungicides); Group II, Item Nos. 29, 36, 56, 57, 58, 61, 64, 70, 71, 72, 74, 76, 77 and 83 (aquathol, round up, trimec, quikpro and various herbicides); and Group V, Item Nos. 266, 267 and 268 (aquatic cleaners, wetting agents & ground covers) in an amount not to exceed \$1,340,438.00.

<u>Company</u>	<u>Total Amount</u>
1. BWI	\$ 216,320.00 (Partial Bid/Unable to Extend Bid Acceptance Period)
2. Brookside Equipment Sales	\$ 872,018.00 (Partial Bid/Did Not Meet Specifications/Higher Unit Price)
3. Lesco	\$1,283,005.20 (Partial Bid/Unable to Extend Bid Acceptance Period)
<b>4. Red River Specialties, Inc</b>	<b>\$1,340,438.00</b>
5. Helena Chemical Company	\$3,613,855.00
6. UAP Distribution	\$4,432,821.97

A lower partial bid was received from BWI but they were unable to extend the bid acceptance period.

Brookside Equipment Sales bid on 8 of the 22 items. It was lower on Item Nos. 56 and 61, but did not meet specifications. Specifically, they bid a generic product. The chemical makeup of the products is not equivalent to the specifications.

A lower partial bid was received from Lesco but they were unable to extend the bid acceptance period.

**Helena Chemical Company:** Award on its low bid meeting specifications for Group I, Item Nos. 4, 5, 7, 10, 12, 15, 16, 18, 20, 21 and 25 (banner, compass, cutrine plus and various fungicides); Group II, Item Nos. 27, 30, 32, 34, 37, 39, 40, 43, 45, 47, 48, 63, 67, 73, 75, 80, 86, 87, 89 and 90 (aqua-king, barricade, revolver and various herbicides); Group III, Item Nos. 92, 104, 105, 139, 162, 163, 165, 166 and 181 (nu-green, osmocote, ele-max and various fertilizers); Group IV, Item Nos. 221-223, 225, 232, 236, 238, 239, 244, 246, 248, 249, 251, 256 and 258-261 (amdro, sevin, chipco firestar and various insecticides); and Group V, Item Nos. 289 and 303 (cascade wetting agent, ascend root stimulator and coron liquid fertilizer) in an amount not to exceed \$1,347,979.95.

<u>Company</u>	<u>Total Amount</u>
1. Brookside Equip. Sales	\$ 1,066,220.65 (Partial Bid/Higher Unit Price)
2. Lesco	\$ 1,159,644.30 (Partial Bid/Unable to Extend Bid Acceptance Period)
3. Red River Specialties, Inc	\$ 1,219,979.00 (Partial Bid/Did Not Meet Specifications/Higher Unit Price)
<b>4. Helena Chemical Company</b>	<b>\$ 1,347,979.95</b>
5. UAP Distribution	\$ 1,571,203.62
6. BWI	\$15,051,734.55

A lower partial bid was received from Lesco but they were unable to extend the bid acceptance period.

Red River Specialties, Inc bid on 38 of the 61 items. It was lower on Item Nos. 21, 25 and 32. Item No. 21 they did not bid the specified product. The chemical makeup of the product is not equivalent to the specifications. On Item Nos. 25 and 32 they did not bid the specified product. They bid a product that has the wrong analysis.

**UAP Distributor, Inc:** Award on its low bid meeting specifications for Group I, Item Nos. 3, 11, 14, 22, 24, 26, 28, 31, 33, 35, 38, 49, 50, 53, 54, 59, 62, 66, 69, 82, 84, 85, 88, 91, 94-103, 108-116, 118, 119, 124, 126-128, 130, 132-134, 136, 144, 145, 148, 150-153, 159-161, 164, 167-169, 171, 173-175, 189, 192, 193 195-220, 226, 228, 229, 250, 265, 270, 274, 277, 280, 283, 287 and 305 (fairway, primo maxx, dursban and various fungicides) in an amount not to exceed \$1,009,855.48.

<u>Company</u>	<u>Total Amount</u>
1. San Jacinto Environmental	\$ 1,925.00 (Partial Bid/Higher Unit Price)
2. Bryan Agri Products	\$ 12,899.40 (Partial Bid/Higher Unit Price)
3. Pro Alliance	\$ 22,905.00 (Partial Bid/Higher Unit Price)
4. BWI	\$ 88,582.00 (Partial Bid/Unable to Extend Bid Acceptance Period)
5. Lesco	\$ 477,030.91 (Partial Bid/Unable to Extend Bid Acceptance Period)
6. Brookside Equipment Sales	\$ 521,128.90 (Partial Bid/Higher Unit Price)
7. Helena Chemical Company	\$ 544,051.30 (Partial Bid/Did Not Meet Specifications/Higher Unit Price)
8. Red River Specialties, Inc	\$ 576,629.95 (Partial Bid/Did Not Meet Specifications)
<b>9. UAP Distribution</b>	<b>\$1,009,855.48</b>

Pro Alliance bid on 2 of the 113 items. On Item No. 28 they did not bid the specified product. They bid a product that has the wrong analysis.

A lower partial bid was received from BWI but they were unable to extend the bid acceptance period.

A lower partial bid was received from Lesco but they were unable to extend the bid acceptance period.

Helena Chemical Company bid on 28 of the 113 items. It was lower on Item Nos. 3, 24, 54, 66, 69, 102, 207, 208, 214 and 228 but did not meet specifications. Specifically on Item Nos. 3, 24, 54, 214 and 228 they did not bid the specified product. The chemical makeup of the product is not equivalent to the specifications. On Item No. 69 they bid a product that did not contain the 60% sulfonyl as specified. The chemical makeup of the product is not equivalent to the specification specified. On Item No. 102 they did not specify the product or manufacturers name. On Item No. 207 they did not bid a 50% controlled released nitrogen as specified in the specifications.

Red River Specialties, Inc bid on 27 of the 113 items. It was lower on Item Nos. 3, 24, 54, 59, 69, 228, 270, 274, 277 and 280 but did not meet specifications. Specifically, on Item No. 3 they did not bid the specified product. The chemical makeup of the product is not equivalent to the specifications. On Item Nos. 24 and 228 they did not bid the specified product. Specifically, the chemical makeup is less by weight and by active ingredients. On Item Nos. 54 and 59 they did not bid the specified product. The chemical makeup of the product is not equivalent to the specifications. On Item No. 69 they did not bid a product that contained 60% sulfonyl as specified.

**San Jacinto Environmental:** Award on its low bid meeting specifications for Group III, Item Nos. 106, 117, 122, 123, 135, 137 and 177-179 (micro life, color star, micro grow and various fertilizers); Group IV, Item Nos. 224, 235, 240, 242 and 252-254 (bacillus, organica neem oil, horticulture oil and various insecticides); Group VI, Item Nos. 284, 286, 288, 290, 292, 300 and 306 (molasses, black jack twenty one and various organic fertilizers) in an amount not to exceed \$54,550.50.

<u>Company</u>	<u>Total Amount</u>
1. BWI	\$ 1,254.00 (Partial Bid/Unable to Extend Bid Acceptance Period)
2. Lesco	\$ 3,062.60 (Partial Bid/Unable to Extend Bid Acceptance Period)
<b>3. San Jacinto Environmental</b>	<b>\$54,550.50</b>

A lower partial bid was received from BWI but they were unable to extend the bid acceptance period.

A lower partial bid was received from Lesco but they were unable to extend the bid acceptance period.

**Pro Alliance:** Award on its low bid meeting specifications for Group II, Item Nos. 42 and 51 (per-emergent and primo turf herbicides); Group III, Item Nos. 107, 129, 131, 138, 149, 154-158 and 176 (WS70 activator, root enhancers and various fertilizers); Group V, Item Nos. 262, 263, 269, 279 and 281 (bio clear, mark it colorant spray, spread R20 surfactant and various wetting agents); Group VI, Item Nos. 295, 296, 301 and 302 (accelerator conditioner, humic acid and various organic activators) in an amount not to exceed \$264,391.66.

<u>Company</u>	<u>Total Amount</u>
1. San Jacinto Environmental	\$ 7,404.00 (Partial Bid/Higher Unit Price)
2. BWI	\$ 12,840.00 (Partial Bid/Unable to Extend Bid Acceptance Period)
3. UAP Distribution	\$ 17,557.70 (Partial Bid/Higher Unit Price)

4. Helena Chemical Company	\$ 28,625.00 (Partial Bid/Higher Unit Price)
5. Brookside Equipment Sales	\$ 38,172.00 (Partial Bid/Higher Unit Price)
6. Lesco	\$ 49,399.26 (Partial Bid/Unable to Extend Bid Acceptance Period)
7. Red River Specialties, Inc	\$ 55,100.00 (Partial Bid/Did Not Meet Specifications/Higher Unit Price)
<b>8. Pro Alliance</b>	<b>\$264,391.66</b>

A lower bid was received from BWI but they were unable to extend the bid acceptance period.

A lower bid was received from Lesco but they were unable to extend the bid acceptance period.

Red River Specialties bid on 20 of the 22 items. They were lower on Item No. 281 but did not meet specifications. Specifically, the product bid contains no polymeric colorant only acid dyes.

32

FEB 13 2008

MOTION NO. 2008

MOTION by Council Member Khan that the recommendation of the Houston Airport System, relative to an Executive Search for position of Deputy Director Finance and Administration for the Houston Airport System, be adopted, and authority is hereby given for the issuance of a purchase order to Global Search Associates, LLC, in the total amount \$131,000.00 to assist the Houston Airport in searching and recruiting a qualified candidate for the position of Deputy Director of Finance and Administration.

Seconded by Council Member Garcia

On 2/6/2008 the above motion was tagged by Council Member Holm.

mla



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Approve a Purchase Order to Global Search Associates, LLC for an Executive Search for the position of Deputy Director for Finance and Administration for the Houston Airport System.		<b>Category #</b> 9	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 32##
<b>FROM (Department or other point of origin):</b> Houston Airport System		<b>Origination Date</b> December 10, 2007	<b>Agenda Date</b> FEB 13 2008 <del>FEB 06 2008</del>	
<b>DIRECTOR'S SIGNATURE:</b> <i>Am Kae J</i>		<b>Council District affected:</b> B,E,I		
<b>For additional information contact:</b> Laura Grainger Phone: 281/233-1567		<b>Date and identification of prior authorizing Council action:</b> N/A		
<b>AMOUNT &amp; SOURCE OF FUNDING:</b> \$131,000 HAS Revenue Fund (8001)		<b>Prior appropriations:</b> N/A		

*grg*  
*MB*

**RECOMMENDATION: (Summary)**  
 Approve a Purchase Order for professional services to Global Search Associates, LLC in the total amount of \$131,000 to assist the Houston Airport System in searching for and recruiting a qualified candidate for the position of Deputy Director for Finance and Administration.

**SPECIFIC EXPLANATION:**

The Houston Airport System (HAS) seeks to recruit a qualified applicant to fill the position of Deputy Director for Finance and Administration (F&A). The Deputy Director for F&A will provide direction and management in the areas of finance, human resources, procurement, and commercial development for the HAS, which employs over 1,500 individuals, and supports a \$464 million annual O&M budget and \$1.9 billion five-year capital improvement plan.

The scope of services requires Global Search Associates, LLC (Global) to provide and develop mutually agreed upon key criteria for success in the position; identify qualified and interested candidates; benchmark candidates against key criteria; present to the HAS the final candidates most likely to succeed after comprehensive in-depth field interviews are concluded; assist in negotiations for offer and possible acceptance; provide for relocation expenses if necessary; and perform reference checks and detailed background investigation on potential candidates.

Global is one of a very few search firms that has a specialized practice in serving airports worldwide, and is a member of the American Association of Airport Executives (AAAE), and a World Business Partner of Airports Council International (ACI).

*ng*

**REQUIRED AUTHORIZATION**

<b>F&amp;A Budget:</b> <i>Michelle M. Bell</i>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
---	-----------------------------	-----------------------------

<b>Date</b> December 10, 2007	<b>Subject:</b> Approve a Purchase Order to Global Search Associates, LLC for an Executive Search for the position of Deputy Director for Finance and Administration for the Houston Airport System.	<b>Originator's Initials</b>	<b>Page 2 of 2</b>
----------------------------------	--	----------------------------------	------------------------

The Mayor's Office of Affirmative Action and Contract Compliance has approved a zero percent (0%) MWDBE goal for this contract due to the specialized, technical or unique nature of the services being provided.

cc: Ms. Marty Stein  
Mr. Richard M. Vacar  
Mr. Dave Arthur  
Ms. Kathy Elek  
Mr. J. Goodwille Pierre

**Jefferson, Pat - CSC**

---

**From:** Stein, Marty - MYR  
**Sent:** Tuesday, February 05, 2008 3:27 PM  
**To:** Aizpurua, Monica - CNL; Appel, Madeleine - CTR; Brown, Chris - CNL; Douglass, Tim - CNL; Evans, Janice - CTR; Flores, Veronica - CNL; Garces, Graciana - CNL; Greenspan, Jerome - CNL; Gustavson, Stella - CNL; Haller, Karen - CNL; Hernandez, Benjamin - CNL; Jefferson, Pat - CSC; Jones, Previn - CNL; Layton, Linda - CNL; Leach, Ryan - CNL; Mattox, Damon - CNL; Moreno, Karina - CNL; Newport, Jonathan - CNL; Nobles, Shanna - CNL; Sauter, Rhonda - CNL; Trevino, Guillermo - CNL; Weesner, Sherry - CNL; Yancy, Amy - CNL  
**Cc:** Elek, Kathy - HAS; Mraovic, Aleks - HAS; Grainger, Laura - HAS; Crinejo, Marta - MYR; Kelly, Karen - MYR; Ortega, Stella - MYR  
**Subject:** AGENDA BACKUP Item #11 - Global Search Associates

-----Original Message-----

**From:** Elek, Kathy - HAS  
**Sent:** Tuesday, February 05, 2008 3:28 PM  
**To:** Stein, Marty - MYR  
**Cc:** Mraovic, Aleks - HAS; Grainger, Laura - HAS  
**Subject:** Agenda Item #11 - Global Search Associates

Marty -

The following information is provided in response to questions raised regarding Global Search Associates (aka Boyden Global) -

Boyden Global provides a candidate replacement warranty; the specific language is as follows:

"Boyden Global provides a warranty relative to each search assignment. Boyden Global guarantees any candidate hired through our assistance will continue to work for the Houston Airport System for a period of 12 months, as long as the position for which that candidate was hired does not substantially change and, provided that the candidate was interviewed and evaluated by Boyden Global. In the event a candidate hired through our assistance is 1) terminated for cause by the Houston Airport System, or 2) terminated by employee within 12 months of his/her hire date, but excluding terminations caused by death, disability, or significant change in position responsibility, change in reporting requirements or venue, or change in control of the company, Boyden Global will conduct another search to replace the individual at no cost to the Houston Airport System, other than out-of-pocket expenses."

Please let me know if you need any additional information.

Kathy Elek  
Chief Governmental Affairs Officer  
Houston Airport System  
281.233.1826 office  
713.598.1176 cell

credibility with airport professionals, which is critical when communicating career opportunities to candidates.

Boyden's Professional Fee for any search is 33 1/3% of the first year's total cash compensation (base plus any bonus, including sign-on bonus and targeted year-end bonus). Non-cash compensation, auto allowance, and pension plan contributions are not included in this fee calculation. Our minimum fee for conducting any search is \$65,000. The invoices are to be paid in thirds: 1/3 at notice to commence, 1/3 at 30 days thereafter, and the final 1/3 at presentation of final candidates or at hire, whichever event occurs first. "At hire" is defined as the time an offer is extended to a candidate and accepted by the candidate. **We are prepared to conduct this search at a fixed Professional Fee of \$65,000.**

Additionally, we charge a 15% Administrative Fee (of the Professional Fee) that covers all out-of-pocket expenses, except Boyden staff and candidate travel and videoconferencing in lieu of travel. The Administrative Fee includes items such as communications (telephone and fax), postage, report preparation, courier service, IT support, etc. and is billed at the commencement of the search and is non-refundable. **We are prepared to fix the Administrative Fee at \$6,000 for this search.**


**We propose an estimated "not to exceed" travel amount of \$10,000**, which will cover travel expenses for Boyden staff and for candidates (air fare, lodging and meals, car rental, taxi, parking, tolls, and other direct travel-related expenses) that are required for supporting the completion of the search. Videoconferencing in lieu of travel will also be included in this amount. Because we do not yet know where candidates will be venued, how many trips they might have to make etc., we can if logistics determine otherwise request approval for additional funding for staff and candidate travel.

★

Further if it is necessary to relocate the candidate you select, Boyden agrees to serve as a conduit to coordinate with and reimburse the selected candidate for relocation expenses consistent with City of Houston Policy No. 109.00, dated February 14, 1985 (Policy) as same may be modified, amended, or superseded during the time this agreement is in existence. **We propose an estimated "not to exceed" amount for relocation expenses of \$50,000**; however, should such expenses as approved by the City exceed this amount we can request approval for additional funding for this purpose. Prior to dispersing any funds under the Policy for the relocation expenses of the selected candidate for employment Boyden shall submit to the Director of Aviation or his designee (Director) copies of actual quotes or invoices from providers of such services (e.g. airlines, moving companies, lodging, meals, etc) for review and approval. The Director shall timely review such quotes or invoices to ensure they are within the parameters set forth in the Policy. Should it be determined by the Director that any such quote or invoice does not comply with the Policy, in whole or in part, he shall notify Boyden in writing and Boyden shall not disperse the funds deemed not to be in compliance with the Policy by the Director. Conversely, Boyden shall disperse funds to such candidate or employee only as approved in writing, in advance by the Director. In the event the funds dispersed is less than the "not to exceed" amount, then the remaining available funds would not be payable to Boyden.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Amendment of Chapter 40, Article XV of the Code of Ordinances.		Category #	Page 1 of 1 Agenda Item #3375
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1-31-08	Agenda Date <del>FEB 08 2008</del> FEB 13 2008
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, Director		Council District affected: All	
For additional information contact: Andrew F. Icken Phone: (713) 837- 0510 Deputy Director		Date and identification of prior authorizing Council action: None	

**RECOMMENDATION: (Summary)** It is recommended that City Council adopt an ordinance amending Article XV of Chapter 40 of the Code of Ordinances by adding a new Division 5 to provide a procedure whereby owners of property abutting an alley may petition the city to accept the alley for public purposes.

**Amount and Source of Funding:** N/A

**F&A Budget:**

**SPECIFIC EXPLANATION:**


The Public Works and Engineering Department has prepared an inventory of existing alleys which identifies approximately 130 miles of dedicated public alleys. However, approximately 5.6 miles of the alleys have been accepted as public use alleys for which public services are provided, while approximately 124.4 miles of the alleys are designated as private use alleys for which public services are not provided. Examples of public services which may be provided include drainage maintenance, pavement maintenance, signing, and other services generally associated with a public right of way.

The proposed amendment has been prepared in response to requests for the City to provide public services for existing alleys. The amendment adopts a petition process for property owners that abut the alley to request the alley be accepted by the City for public services. The application procedure is initiated through submittal of a petition to the Public Works and Engineering Department (PWE). The applicant is required to submit field surveys, title instruments, information identifying existing encroachments, and other relevant information as specified in the ordinance. Requirements for acceptance include the following:

- Meet the minimum standards set forth by PWE in the Infrastructure Design Manual for public alleys for public use.
- Remove encroachments into the alley within 30 days following acceptance by the City.
- The City is not obligated to accept any alley; determination of acceptance is determined by the City Engineer.

The ordinance states that PWE shall maintain an inventory of existing alleys within the City and such inventory shall be accessible to the public. A list of dedicated alleys that the City has accepted for public services effective January 2008 is attached to the ordinance as Exhibit A. The list will be maintained by PWE and will change as new or corrected information is submitted to PWE for the existing alleys database.

The amendments were reviewed by the Regulation, Development & Neighborhood Protection Committee on January 17, 2008. The Committee unanimously recommended the amendments for approval by City Council.

<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID #20AFI15</b>
F&A Director:	Other Authorization:  Andrew F. Icken Deputy Director Planning & Development Services	Other Authorization:

15  
~~FEB 06 2008~~

City of Houston, Texas, Ordinance No. 2008-\_\_\_\_\_

**AN ORDINANCE AMENDING CHAPTER 40 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO THE ACCEPTANCE OF EXISTING ALLEYS BY THE CITY; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

\* \* \* \* \*

**WHEREAS**, Sections 212.011 and 212.048 of the Texas Local Government Code provide that the approval of a plat by a municipality does not constitute acceptance of any proposed dedication for public use, and does not impose on the municipality any duty requiring the maintenance or improvement thereof; and

**WHEREAS**, the question of whether alleys within the City have been accepted for public use is not easily answered, and the uncertainty of status can be a source of confusion for persons owning property abutting such alleys, persons using such alleys, and persons performing utility, traffic control, and emergency services in such alleys; and

**WHEREAS**, alleys contribute to public welfare by providing additional access, areas for utility placement, and drainage, and by improving traffic congestion, and for these reasons should be encouraged; and

**WHEREAS**, it would be advisable for citizens to be able to determine the status of alleys, and whether they are for private access or public use rights-of-way; and

**WHEREAS**, it also would be advisable to provide a method by which abutting property owners could petition the City to accept an existing alley for public use; **NOW, THEREFORE**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS:**

**Section 1.** That the findings contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as a part of this Ordinance.

**Section 2.** That Division 2 of Article XV of Chapter 40 of the Code of Ordinances, Houston, Texas, is hereby amended by adding new Sections 40-342.1 and 40-342.2 that read as follows:

**"Sec. 40-342.1. Acceptance of existing alleys for public use.**

(a) *Purpose.* The purpose of this division is to provide a procedure alternative to provisions of section 40-342 of this Code whereby the owners of property abutting an alley ('*applicants*') may petition the city to accept the alley for public purposes.

(b) *Scope.* This section does not apply to:

- (1) Service drives or other routes that serve the principal purpose of providing access for a single property;
- (2) Public streets; or
- (3) Any alley that has been duly accepted by the city by any other method.

(c) *No abridgement or limitation on deed restrictions.* With respect to private individuals and entities, this section and/or the city's decision to accept and maintain an alley hereunder does not abridge or limit any current or future deed restrictions that apply to such alley or any easement or right of way adjacent to the alley.

(d) *Petition--form.* The applicants seeking city acceptance of an alley for public use shall submit to the city engineer a petition in the form promulgated therefor by the director of public works and engineering or his designee, who may revise the petition form from time to time as he deems appropriate.

(e) *Petition--number of applicants.* For the city engineer to consider such a petition, the minimum number of applicants required to sign the petition shall be as follows:

- (1) If the alley was dedicated to public use by a recorded plat or instrument, 51% of all persons owning property abutting the alley, on a block-by-block basis, between two streets; or
- (2) If the alley was not dedicated to the public by a recorded plat or separately recorded instrument, 100% of all persons owning property abutting the alley on a block-by-block basis, between two streets.

(f) *Petition—required accompaniments.* Along with the signed petition, the applicants must provide the following:

- (1) Copies of recorded instruments vesting title in all property owners abutting the alley;
- (2) If there are any city-owned signs or markers in the alley, photographs of such signs or markers;
- (3) If any fence, structure or other item of private property (other than property owned by private utilities) encroaches into the alley, the written agreement of the owner of such structure or property to move same, as required by subsection (i) of this section;
- (4) A list of city services to be provided in the alley that the applicants are requesting, if any;
- (5) Any other proof of ownership as deemed necessary by the city engineer; and
- (6) Upon request by the city engineer, a boundary and a topographic survey by a surveyor licensed to practice in the State of Texas showing improvements, easements, rights-of way, drainage, utilities, water lines, sanitary sewers, storm sewers, ditches, culverts, encroachments, and extent and type of pavement surface.

(g) *Standards.* In order to be accepted by the city, an alley must meet the standards set forth in the Infrastructure Design Manual, as promulgated and revised from time to time by the public works and engineering department, unless the city engineer determines that it is necessary or appropriate to alter or waive one or more standards with respect to a particular alley, if in the public interest to provide public access.

(h) *Acceptance.* The city is not obligated to accept any alley. The determination of whether the city will accept an alley shall be made by the city engineer, whose decision shall be final. When an application is denied, no subsequent application for acceptance of the same alley shall be eligible for consideration for at least one year, unless this limitation is waived by the city engineer for good cause.



(i) *Removal of encroachments.* The owner of any fence, structure or other item of private property (other than property owned by private utilities) that encroaches into the alley shall remove same within 30 days following acceptance of the alley by the city.

**Sec. 40-342.2. Inventory of alleys.**

The department of public works and engineering shall make reasonable efforts to maintain an inventory of alleys within the city, to determine whether such alleys are accepted for public use or are for private access, and to maintain such inventory in a form that is accessible to the public. A copy of the inventory shall be maintained on file in the office of the city engineer.”

**Section 4.** A list of the dedicated alleys that the City has accepted for maintenance and public use at the time of passage and approval of this Ordinance is attached as **Exhibit A** to this Ordinance.

**Section 5.** That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, vainness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

**Section 6.** That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its

passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

**PASSED AND ADOPTED** this the \_\_\_\_ day of \_\_\_\_\_, 2008.

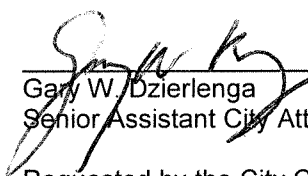

**APPROVED** this the \_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is \_\_\_\_\_.

\_\_\_\_\_  
City Secretary

APPROVED AS TO FORM:

   
\_\_\_\_\_  
Gary W. Dzierlenga  
Senior Assistant City Attorney

Requested by the City Council Committee on Regulation, Development on Neighborhood Protection

**EXHIBIT "A"**

**Houston Alleys Accepted By the City Of Houston For Maintenance**

<b>Block No. (of Parallel Streets)</b>	<b>Parallel To</b>	<b>Parallel To</b>	<b>Beginning</b>	<b>Ending</b>	<b>Length</b>	<b>Key Map</b>	<b>Date Accepted*</b>
<b>Houston Heights (3)</b>							
300 W 19th		W 20th	Rutland	Ashland	624	452V	N/A
300 W 20th		W 21th	Rutland	Ashland	639	452V	N/A
600 W 20th		W 21th	Lawerance	N Shepherd	610	452V	N/A
					<b>Total: 1873 fts, 0.35 Miles</b>		
<b>Villa del Parque (2)</b>							
N/A Carla		Normeadow	Benbrook	Lesue Ann	786	413Y	06/2005
N/A Stabler		Carla	Rittenhouse	Benbrook	954	413Y	06/2005
					<b>Total: 1740 fts, 0.33 Miles</b>		
<b>Willowick Place (2)</b>							
3000 Essex Terrace		Westgrove	Weslayan	Weslayan	1428	492S	07/1973
2700 Essex Green		Weslayan	Essex Terrace	Essex Green	293	492S	07/1973
					<b>Total: 1721 fts, 0.33 Miles</b>		
<b>Southampton (38)</b>							
2200 Bissonnet		Wroxton	Shepherd	GreenBriar	637	492Y	06/1923
2100 Bissonnet		Wroxton	Wilton	Shepherd	522	492Y	06/1923
2000 Bissonnet		Wroxton	Hazard	Hazard	468	492Z	06/1923
1900 Bissonnet		Wroxton	Kent	Hazard	468	492Z	06/1923
1800 Bissonnet		Wroxton	Ashby	Kent	468	492Z	06/1923
2200 Wroxton		Albans	Shepherd	GreenBriar	637	532C	06/1923
2100 Wroxton		Sunset	Wilton	Shepherd	522	532D	06/1923
2000 Wroxton		Albans	Hazard	Wilton	470	532D	06/1923
1900 Wroxton		Albans	Kent	Hazard	470	532D	06/1923
1800 Wroxton		Albans	Ashby	Kent	470	532D	06/1923
2200 Albans		Sunset	Shepherd	GreenBriar	637	532C	06/1923
2100 Albans		Sunset	Wilton	Shepherd	522	532C	06/1923
2000 Albans		Sunset	Hazard	Wilton	468	532D	06/1923
1900 Albans		Sunset	Kent	Hazard	468	532D	06/1923
1800 Albans		Sunset	Ashby	Kent	468	532D	06/1923
2200 Sunset		Quenby	Shepherd	GreenBriar	645	532C	06/1923
2100 Sunset		Quenby	Wilton	Shepherd	521	532D	06/1923
2000 Sunset		Quenby	Hazard	Wilton	471	532D	06/1923
1800 Sunset		Dunstan	Ashby	Kent	300	532D	06/1923
2200 Quenby		Robinhood	Shepherd	GreenBriar	705	532C	06/1923
2100 Quenby		Tangley	Wilton	Shepherd	519	532D	06/1923
2000 Quenby		Dunstan	Hazard	Wilton	469	532D	06/1923
2200 Robinhood		Tangley	Shepherd	GreenBriar	766	532C	06/1923
2301- 2319 Tangley		Dunstan	Whitney	GreenBriar	320	532C	06/1923
2200 Tangley		Dunstan	Shepherd	Whitney	486	532C	06/1923
2100 Tangley		Dunstan	Wilton	Shepherd	467	532D	06/1923
2303- 2323 Dunstan		Bolsover	Whitney	GreenBriar	437	532D	06/1923
2200 Dunstan		Bolsover	Shepherd	Whitney	464	532D	06/1923
2100 Dunstan		Bolsover	Wilton	Shepherd	520	532D	06/1923
2000 Dunstan		Bolsover	Hazard	Wilton	470	532D	06/1923

1900 Dunstan	Bolsover	Kent	Hazard	470	532D	06/1923
1800 Dunstan	Bolsover	Ashby	Kent	379	532D	06/1923
2311-2335 Bolsover	Rice	Whitney	GreenBriar	545	532C	06/1923
2200 Bolsover	Rice	Shepherd	Whitney	466	532C	06/1923
2100 Bolsover	Rice	Wilton	Shepherd	520	532D	06/1923
2000 Bolsover	Rice	Hazard	Wilton	470	532D	06/1923
1900 Bolsover	Rice	Kent	Hazard	470	532D	06/1923
1800 Bolsover	Rice	Ashby	Kent	249	532D	06/1923

**Total: 18824 fts, 3.57 Miles**

**City Park (52)**

1510- 1528 Kew Garden	Dead End			196	573J	05/2004
1534- 1550 Kew Garden	Dead End			196	573J	05/2004
11717- 11707 Chanteloup	Dead End			132	573J	05/2004
11706- 1502 Chanteloup	Dead End			81	573J	05/2004
11723- 11733 Chanteloup	Dead End			125	573J	05/2004
1503-11720 Chanteloup	Dead End			413	573J	05/2004
11739- 11807 Chanteloup	Dead End			128	573N	05/2004
11802-11820 Chanteloup	Dead End			187	573N	05/2004
11813- 11825 Chanteloup	Dead End			171	573N	05/2004
11836- 11840 Chanteloup	Dead End			147	573N	05/2004
11831- 11839 Chanteloup	Dead End			124	573N	05/2004
11902- 11917 Chanteloup	Dead End			162	573N	05/2004
11903- 11913 Chanteloup	Dead End			124	573N	05/2004
11915- 11925 Chanteloup	Dead End			125	573N	05/2004
11918- 11932 Chanteloup	Dead End			162	573N	05/2004
11927- 11937 Chanteloup	Dead End			124	573N	05/2004
11934- 11948 Chanteloup	Dead End			172	573N	05/2004
11939- 11949 Chanteloup	Dead End			124	573N	05/2004
11950- 11964 Chanteloup	Dead End			152	573N	05/2004
11951- 11957 Chanteloup	Dead End			124	573N	05/2004
1503- 1525 Nichole Woods	Dead End			235	573N	05/2004
1549- 1527 Nichole Woods	Dead End			230	573N	05/2004
1573- 1551 Nichole Woods	Dead End			227	573N	05/2004
11921-1502 Sanspereil	Dead End			182	573N	05/2004
11915- 11930 Princess Garden	Dead End			125	573N	05/2004
1610- 11916 Palcio Real	Dead End			136	572R	05/2004
1615- 1637 Nichole Woods	Dead End			227	572R	05/2004
1661-1639 Nichole Woods	Dead End			230	572R	05/2004
1663- 1685 Nichole Woods	Dead End			230	572R	05/2004
1687- 1707 Nichole Woods	Dead End			230	572R	05/2004
11754- 11764 Jelicoe	Dead End			148	572R	05/2004

**Total: 5369 fts, 1.02 Miles**

**City wide total accepted alleys length: 5.6Miles.**

There are another 21 alleys which are currently being developed. This is in City Park Section 4 & 5. .  
Once the information become available this database will be updated.

\*Date Accepted came from the Plat.

**REQUEST FOR COUNCIL ACTION**

RCA# 7783

TO: Mayor via City Secretary

**Subject:** Approve an Ordinance Awarding a Contract for Onsite Water Treatment Sludge Dewatering, Hauling & Disposal Services for the Public Works & Engineering Dept.  
S29-L22377

Category #  
4

Page 1 of 1    Agenda Item

34 | 26

**FROM (Department or other point of origin):**  
Calvin D. Wells  
City Purchasing Agent  
Administration & Regulatory Affairs Department

**Origination Date**  
January 28, 2008

**Agenda Date**  
FEB 13 2008  
~~FEB 06 2008~~

**DIRECTOR'S SIGNATURE**  
*Calvin D. Wells*

**Council District(s) affected**  
B, E

**For additional information contact:**  
Gary Norman                      Phone: (713) 837-7425  
Ray DuRousseau                Phone: (713) 247-1735

**Date and Identification of prior authorizing Council Action:**

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to Merrell Bros., Inc. in an amount not to exceed \$3,852,811.00 for onsite water treatment sludge dewatering, hauling and disposal services for the Public Works & Engineering Department.

Maximum Contract Amount: \$3,852,811.00

F & A Budget

\$3,852,811.00 - Water & Sewer System Operating Fund (8300)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract to Merrell Bros., Inc. in an amount not to exceed \$3,852,811.00 for onsite water treatment sludge dewatering, hauling and disposal services for the Public Works & Engineering Department. The City Purchasing Agent may terminate this agreement at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to provide all supervision, labor, parts, tools, materials, transportation, equipment, supplies and permits necessary to operate the onsite dewatering system, and to haul away and dispose of water treatment plant sludge at the City's Northeast Water Purification Plant. In addition, the contractor shall perform the onsite dewatering, sludge hauling, and disposal operations in compliance with all applicable statutes and regulations which shall include, but not be limited to, Federal, State, county and local regulations.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2) of the Texas Local Government Code for exempted procurements.

The Public Works and Engineering Department is in the process of assuming operation of the NEWPP from a contract operator. The proposed vendor for water treatment sludge disposal currently performs these services for the Southeast Water Purification Plant. The Affirmative Action Division approved a 0% MWBE goal for that contract, due to a lack of MWBE sub-contracting capacity.

**Funding Information**

**Estimated Spending Authority**

Department	FY08	Out Years	Total
Public Works & Engineering	\$308,666.65	\$3,544,144.35	\$3,852,811.00

Buyer: Douglas Moore

**REQUIRED AUTHORIZATION**

F&A Director:

Other Authorization:

Other Authorization:

Date: 1/22/2008	Subject: Formal Bids Received for Tree Planting Services for the Parks & Recreation Department S30-L22704	Originator's Initials RM	Page 2 of 2 7756
<p>Engineering Department for the number of trees to be competitively bid. The total number of trees is dependent upon different factors, such as location of underground utilities and linear length of roadwork, which qualified under Resolution #90-3. The policy directs that a maximum of one percent of construction costs be dedicated to landscaping and beautification on roadway and facility construction.</p>			
<p><b><u>M/WBE Subcontracting:</u></b> This invitation to bid was issued with an 11% M/WBE participation level. Statewide Tree Service, Inc. has designated the below-named company as its certified M/WBE subcontractor.</p>			
<p><u>Name</u> Land Pro, Inc.</p>	<p><u>Type of Work</u> Tree Planting</p>	<p><u>Dollar Amount</u> \$81,017.31</p>	
<p>The Affirmative Action Division will monitor this award.</p>			
<p>Buyer: Richard Morris</p>			
<p>Attachment: List of Locations</p>			



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

RCA# 7756

**Subject:** Formal Bids Received for Tree Planting Services for the Parks & Recreation Department  
S30-L22704

Category #  
4

Page 1 of 2    Agenda Item

35 27

**FROM (Department or other point of origin):**  
Calvin D. Wells  
City Purchasing Agent  
Administration & Regulatory Affairs Department

**Origination Date**  
January 22, 2008

**Agenda Date**  
FEB 13 2008  
~~FEB 06 2008~~

**DIRECTOR'S SIGNATURE**  
*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**  
Daniel Pederson                      Phone: (713) 845-1248  
Ray DuRousseau                      Phone: (713) 247-1735

**Date and Identification of prior authorizing Council Action:**  
Resolution 1990-0003; dated 01-17-1990

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to Statewide Tree Service, Inc. on its low bid in an amount not to exceed \$736,521.00 for tree planting services for the Parks & Recreation Department.

Maximum Contract Amount: \$736,521.00

**F & A Budget**

\$371,036.00 - Street & Bridge Consolidated Construction Fund (4506) Previously appropriated  
\$365,485.00 - Federal Government Grants Fund (5000)  
\$736,521.00 - Total

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance awarding a two-year contract to Statewide Tree Service, Inc. on its low bid in an amount not to exceed \$736,521.00 for tree planting services for the Parks & Recreation Department. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Twelve prospective bidders downloaded the solicitation document on SPD's e-bidding website and four bids were received as outlined below:

	<u>Company</u>	<u>Total Amount</u>
1.	Statewide Tree Service, Inc.	\$ 736,521.00
2.	Roar LLD, d/b/a Texas Landscape Company	\$ 834,821.21
3.	Bio Landscape & Maintenance, Inc.	\$ 878,382.18
4.	Crownlandscaping LLC	\$1,953,796.30

The scope of work requires the contractor to provide all labor, supervision, materials, equipment, tools and transportation necessary to furnish, deliver and plant various species of trees, such as oaks, elms, cypress, magnolias, etc., at various locations within the City (see attached list). The contractor will also be required to maintain the trees after the initial planting for a 24-month period. Maintenance includes, but is not limited to, pruning, staking, bark mulching, repairing and replacing, as necessary, the protective collars. Additionally, the contractor will be required to rake around the trees and water them as needed to ensure healthy growth and survival.

On January 17, 1990, City Council passed Resolution #90-3 adopting a policy of landscaping on City of Houston roadways and facilities construction, as determined by the Directors of the Public Works & Engineering and Parks & Recreation Departments. Each year, the Parks & Recreation Department's Greenspace Division's Urban Forestry Section receives a list of locations from the Public Works &

**REQUIRED AUTHORIZATION**

65CDW2841 MD

F&A Director:

Other Authorization:

Other Authorization:

Date: 1/22/2008	Subject: Formal Bids Received for Tree Planting Services for the Parks & Recreation Department S30-L22704	Originator's Initials RM	Page 2 of 2
--------------------	---	--------------------------------	-------------

Engineering Department for the number of trees to be competitively bid. The total number of trees is dependent upon different factors, such as location of underground utilities and linear length of roadwork, which qualified under Resolution #90-3. The policy directs that a maximum of one percent of construction costs be dedicated to landscaping and beautification on roadway and facility construction.

**M/WBE Subcontracting:**

This invitation to bid was issued with an 11% M/WBE participation level. Statewide Tree Service, Inc. has designated the below-named company as its certified M/WBE subcontractor.

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>
Party King	Labor	\$81,017.31

The Affirmative Action Division will monitor this award.

Buyer: Richard Morris

Attachment: List of Locations



## TREE PLANTING LOCATIONS

- Reed Road/Alameda-SH288
- Scott/Orem-Airport
- Ella/Pinemont-West Little York
- San Felipe/Yorktown -Chimney Rock
- Ley Road
- El Dorado/I45-Beamer
- Elysian Street Viaduct
- Thoroughfares WestPark Bridge
- Scott Street/South Acres-Orem
- Barker Cypress (N of Park Row to I-10)
- Central/Lawndale
- W. Little York Bridge over Vogel Creek
- Park Row/S.H.6 – Eldridge
- Woodway Bridge over Buffalo Bayou/Archery Range
- Acres Homes - Area 1 - W. Montgomery/Granville-Wilberforce\
- Wheatley (Ella)/Granville-Wilberforce
- Acres Home - Area 3: Victory/Virgil W. to Carver
- W. Montgomery Victory-Esther
- Acres Homes - Area 4: 1/2 esplanade Victory at Sunnyhill
- Settegast - Area 2: N. Wayside/Sexton-Attwater
- Sunnyside - Area 1: Holmes Road/Canyon – Scott
- Scott/Holmes-Bellfort
- Bellfort/Canon-Scott
- Sunnyside-Area 2: Bellfort/Cullen-Scott
- Scott/Larkspur-Bellfort
- Sunnyside - Area 3: Reed Road/W of Kish-Rosehaven
- Trinity/Houston Gardens - Area 1: Crosstimebers/Lockwood-RRX
- Lockwood/Denmakr-RRX
- Lockwood/1 esplanade N. of Crosstimbers
- Homestead/N of RRX
- Fulton/Boundary-Morris
- Lockwood/S of Market-Clinton
- Hirsch (Waco)/N of Clinton to I10
- Gregg Street South of I-10



MOTION by Council Member Clutterbuck that the following items be postponed until February 13, 2008:

36-36A-36B-36C

FEB 13 2008

- Item 34 - WRITTEN Motion by Council Member Clutterbuck to amend Item 55C below:  
I move to amend Item 55C, revisions to Chapter 45 in section 45-163 to strike the existing number 1 and in lieu of add a new number 1 that reads: "Would require a number of off-street parking spaces pursuant to Article VIII of Chapter 26 of this Code that is greater by 100 percent or more than the number of off street parking spaces provided under the current use of the parcel;"
  
- Item 34A - WRITTEN Motion by Council Member Lawrence to amend Item 55C below:  
Replace multi family residential development in Sec. 45-163 with residential development and to add the definition of Residential to Sec. 45-162 as follows:  
**Residential** shall mean pertaining to the use of land for premises that contain habitable rooms for nontransient occupancy and that are designed primarily for living, sleeping, cooking and eating therein. A premises that is designed primarily for living, sleeping, cooking and eating therein will be deemed to be residential in character unless it is actually occupied and used exclusively for other purposes. Hotels, suites hotels, motels and day care centers shall not be considered to be residential
  
- Item 34B - WRITTEN Motion by Council Member Garcia to amend Item 55C below:  
I move to modify section 45-163(3) by omitting the words "with two-way traffic."
  
- Item 34C - Ordinance Amending Chapter 45 of The Code of Ordinances, Houston, Texas, relating to high-density multi-family development on two-way, two-lane local and collector streets

Seconded by Council Member Khan and carried.

Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Adams, Sullivan, Khan, Holm, Garcia, Rodriguez, Brown, Lovell, Noriega, Green and Jones voting aye  
Nays none

PASSED AND ADOPTED this 6th of February, 2008.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is February 12, 2008.