

**CITY COUNCIL CHAMBER – CITY HALL 2nd FLOOR – TUESDAY
MARCH 25, 2008 - 2:00 P.M.**

AGENDA

3MIN 3MIN 3MIN

NON-AGENDA

2MIN 2MIN 2MIN

MR. AL VERA – 1038 Candlelight Ln. – 77018 – 713-956-9310 – Houston Media Source

MR. PAUL JOHNSON, JR. – 1723 Demaree Ln. – 77029 – 832-352-8222 – New Generation

3MIN 3MIN 3MIN

MR. JOSEPH BALLARD – 6302 Rocky Nook – Humble – TX – 77396 – 281-850-0388 – Community issues

MS. ADELE HAMILTON – 1943 Pleasantville Dr. – 77029 – 832-893-1596 – Money

MR. BRIAN CWEREN – 3311 Richmond, Ste. 205 – 77098 – 713-622-2111 – City Attorney’s Office

MR. MOHAMMAD SAN – 28702 Savannah Dr. - Spring – TX – 77381 – 832-818-2900 – Essandiar Attmadian stole my money

MR. BOB LAWRENCE – 4822 Southerland – 77092 – 713-353-5800 – H. E. R. O. (Houston Employee Relief Organization)

MR. DAVE JACOBS – 3371 Bellefontaine – 77025 – 713-858-7878 – Construction on Maroneal

MS. ANITA POTTER – 3369 Maroneal – 77025 – 713-664-9810 – Sidewalks on Maroneal Street

MR. DAVID FRADKIN – 5202 Cheena – 77096 – 713-446-8821 – Claim denied

MR. JOHN JOHNSON – 7102 Wendemere 77088 – 832-453-1900 – Retaliation by Michael Cox - Wastewater Department

MS. DEBORAH ELAINE ALLEN – Post Office Box 26325 – 77257 – No phone – Continue to repeat a brand new World

MR. REGINALD BUTLER – 2610 Ridge Hollow Dr. – 77067 – 713-550-7887 – City of Houston and Rodeo Inspector

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

MS. CAROLYN SHANNON – 2207 Triway Ln. – 77043 – 713-464-8835 – EMS bill/need help with payment

MR. JAMES BURRIS – 4905 San Jacinto - 77004 – 713-942-2522 – Veterans coming home – City of Houston needs to take care of home first

MR. STEVEN WILLIAMS – No Address – No phone – HPD March 4, Reference 99¢ Only Store on Antoine

MR. OLIVER KINCHEN – 4516 Maxey Rd. - 77007 – 281-447-4049 – Property line issues

MS. ANGELA HO – 9218 Sharpcrest – 77026 – 713-320-9067 – Bellerive High Rise

MR. ALEXANDRO MASTACHE – 2602 Westglen, No. C20 – 77063 – 832-212-5162 – Bellerive High Rise

MR. ROBERT BROUSSARD – 6200 Marienette Dr. – 77036 – 832-212-5762 – Bellerive High Rise

MS. DONNA SUTTON – 9400 Bellaire Blvd. No. 303 – 77036 – 713-779-1109 – Bellerive High Rise

MS. DAWN THORNE – 8625 Winkler, No. 3110 – 77017 – 281-706-6330 – Bellerive High Rise

PREVIOUS

1MIN. 1MIN. 1 MIN.

MR. JAMES PARTSCH GALVAN – 1611 Holman – 77004 – 713-528-2607 – I support the Ron Paul Revolution and Barack Obama



BILL WHITE
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

MAR 26 2008

March 12, 2008

COPY TO EACH MEMBER OF THE COUNCIL
CITY SECRETARY
COUNCIL MEMBER
3-12-08

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to Chapter 10, Article IX, Division V, of the Code of Ordinances, I am appointing the following individual to the Building and Standards Commission, subject to Council confirmation:

Panel 2:

Ms. Jenifer René Pool, appointment to Position B2, for a term to expire December 31, 2009.

The résumé for the appointee is attached for your review.

Sincerely,

Bill White

Bill White
Mayor

BW:CC:jsk

Attachments

cc: Mr. Gregory Mackey, chief inspector, HPD
Ms. Louella Stanley, administrative supervisor, HPD

MAR 12 2008
CITY SECRETARY



BILL WHITE
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

2

MAR 26 2008

COPY TO EACH MEMBER OF COUNCIL

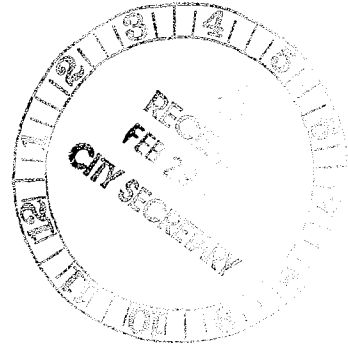
CITY SECRETARY: 3-3-08

DATE

COUNCIL MEMBER:

February 29, 2008

The Honorable City Council
City of Houston



Dear Council Members:

Pursuant to City Ordinance No. 1999-708 and of the Texas Tax Code Sec. 311 009, I am nominating the following individuals to the Reinvestment Zone Number Fifteen, City of Houston, Texas (East Downtown Zone) Board of Directors, subject to Council confirmation:

Ms. Jill Jewett, appointment to Position Three, for a term to expire July 6, 2009; and
Ms. Tina Arias Peterman, appointment to Position Five, for a term to expire July 6, 2009.

Pursuant to the bylaws of the East Downtown Redevelopment Authority, appointment of a director to the Board of Directors of this Zone will also constitute appointment of the director to the corresponding position on the Board of Directors of the Authority for the same term.

The résumés of the nominees are attached for your review.

Sincerely,

Handwritten signature of Bill White in cursive.

Bill White
Mayor

BW:CC:jsk

cc: Mr. Robert Fiederlein, special assistant to the mayor for TIRZs, w/attachments
Mr. Dan Nip, chair, Reinvestment Zone Number Fifteen and East Downtown Zone, w/attachments

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Dedication Plaque
Townwood Park
WBS No. F-504C12-0001-4

Page
1 of 1

Agenda
Item

4

FROM (Department or other point of origin):

General Services Department

Origination Date

3-14-08

Agenda Date

MAR 26 2008

DIRECTOR'S SIGNATURE:

Issa Z. Dadoush, P. E.

Issa Z. Dadoush 3/14/08

Council Districts affected: D

For additional information contact:

Jacquelyn L. Nisby Phone: 713-247-1814

Jacquelyn L. Nisby

Date and identification of prior authorizing Council action:

Motion No. 83-2736, October 5, 1983
Ordinance No. 2002-615, July 2, 2002
Ordinance No. 2007-72, January 17, 2007

RECOMMENDATION: Approve computer image for dedication plaque.

Amount and Source of Funding: N/A

F&A Budget:

SPECIFIC EXPLANATION: The General Services Department recommends that City Council pass a motion to approve a computer image for a dedication plaque (copy attached) for the Townwood Park Community Center.

PROJECT LOCATION: Townwood Park
3403 Simsbrook (572P)

PROJECT DESCRIPTION: The project involves construction of a new community center with gymnasium, new parking lot, sidewalks, trail improvements and extension, new 5-12-year-old playground, site lighting, site furnishings, grading, drainage, storm water detention improvements, landscape and irrigation.

REPRESENTATION: The plaque identifies the City of Houston elected officials and department heads who served when the project commenced as well as the individuals serving in those positions at the completion of the project.

IZD:JLN:PJG:LS:SNL:snl

Attachment

c: Marty Stein, Jacquelyn L. Nisby, James Tillman IV, Mark Ross, Dan Pederson, Lisa Johnson, File 813

REQUIRED AUTHORIZATION

CUIC ID # 25PARK24

General Services Department:

Phil Golembiewski
Phil Golembiewski, P.E.
Chief of Design & Construction Division

Parks and Recreation Department:

Joe Turner
Joe Turner
Director
for Joe Turner

4

**TOWNWOOD PARK
PARKS TO STANDARD PROGRAM
CITY OF HOUSTON**

**2002
LEE P. BROWN, MAYOR**

DISTRICT COUNCIL MEMBERS

BRUCE TATRO	DISTRICT	A
CAROL MIMS GALLOWAY	DISTRICT	B
MARK GOLDBERG	DISTRICT	C
ADA EDWARDS	DISTRICT	D
ADDIE WISEMAN	DISTRICT	E
MARK ELLIS	DISTRICT	F
BERT KELLER	DISTRICT	G
GABRIEL VASQUEZ	DISTRICT	H
CAROL ALVARADO	DISTRICT	I

COUNCIL MEMBERS AT LARGE

ANNISE D. PARKER	POSITION	1
GORDON QUAN	POSITION	2
SHELLEY SEKULA-RODRIGUEZ, M.D.	POSITION	3
MICHAEL BERRY	POSITION	4
CARROLL G. ROBINSON	POSITION	5

SYLVIA R. GARCIA	CONTROLLER
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Roy E. Wilson, Acting Director Monique McGilbra, Director M2L Associates Inc.	Parks and Recreation Department Building Services Department Landscape Architect
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**2008
BILL WHITE, MAYOR**

DISTRICT COUNCIL MEMBERS

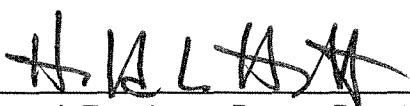
TONI LAWRENCE	DISTRICT	A
JARVIS JOHNSON	DISTRICT	B
ANNE CLUTTERBUCK	DISTRICT	C
WANDA ADAMS	DISTRICT	D
MIKE SULLIVAN	DISTRICT	E
M.J. KHAN, P.E.	DISTRICT	F
PAM HOLM	DISTRICT	G
ADRIAN GARCIA	DISTRICT	H
JAMES G. RODRIGUEZ	DISTRICT	I

COUNCIL MEMBERS AT LARGE

PETER BROWN	POSITION	1
SUE LOVELL	POSITION	2
MELISSA NORIEGA	POSITION	3
RONALD C. GREEN	POSITION	4
JOLANDA "JO" JONES	POSITION	5

ANNISE D. PARKER	CONTROLLER
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Joe Turner, Director Issa Z. Dadoush, P.E., Director Apache Services, Inc.	Parks and Recreation Department General Services Department General Contractor
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SUBJECT: Request of Injury on Duty for Police Officer Leroy U. Weaver, Employee Number 83746	Category # 3	Page 1 of	Agenda Item # 5
FROM: (Department or other point of origin): Police Department	Origination Date March 17, 2008		Agenda Date MAR 26 2008
DIRECTOR'S SIGNATURE: Harold L. Hurtt, Chief of Police 	Council Districts affected:		
For additional information contact: J. Fenninger, Deputy Director Budget & Finance 713- 308-1770	Date and identification of prior authorizing Council Action:		

RECOMMENDATION: (Summary)

Request approval for injury on duty leave extension for Officer Leroy U. Weaver

Amount of Funding: N/A	F & A Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION

Recommendation: Approve extension #1 for 117 days (936 hours) of additional leave from November 9, 2007, through March 6, 2008.

Background: On November 9, 2006, Officer Leroy Weaver alleges due to repetitive motion from riding motorcycles for eleven years he developed knots on both hands. Subsequently, Officer Weaver has undergone three surgeries and pending a fourth. Officer Weaver has also undergone extensive conservative medical treatment as well as post op-rehabilitation treatment. Officer Weaver has not been certified at maximum medical improvement at this time. Officer Weaver remains under a physician's care and remains disabled. Due to permanent restrictions, Officer Weaver has been medically separated effective March 6, 2008.




Leave Information: Officer Weaver disability began on November 10, 2006. Officer Weaver completed one year of injury on duty leave effective November 8, 2007. We request that City Council approve the recommendation to extend Officer Weaver's leave for an additional 117 days from November 9, 2007, through March 6, 2008.

cc: Anna Russell, City Secretary
 Marty Stein, Agenda Director
 L. B. Merriman, HPD Health & Safety Unit
 Human Resources Department Records

COP#08-28007

REQUIRED AUTHORIZATION

F&A Director:	Other Authorization:	Other Authorization:
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SUBJECT: Cause No. 2006-05404; <i>Frederick Morgan and Linda Morgan vs. The City of Houston</i> ; In the Civil District Court 189 th Judicial District of Harris County, Texas.		Category #	Page 1 of 2	Agenda Item # 6
FROM (Department or other point of origin): Legal Department - Defense Litigation		Origination Date 3/14/08		Agenda Date MAR 26 2008
DIRECTOR'S SIGNATURE: 		Council District affected:		
For additional information contact: L.A. Teehan Phone: 713.247.1854		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) <p style="text-align: center;">Approve the referenced settlement.</p>				
AMOUNT OF FUNDING: \$110,000.00			F&A Budget: 	
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input checked="" type="checkbox"/> Other (Specify) Fund 1004 <i>Property and Casualty Fund</i>				
SPECIFIC EXPLANATION: <p>On March 15, 2004, HPD Officer Dannell Silva Sanchez entered the intersection of 34th Street and Highway 290 east feeder road at approximately 6:00 a.m., on a red light, traveling at about 30-40 mph. Her HPD unit struck the vehicle being driven by Frederick Morgan, who was west-bound on 34th street, crossing the intersection on a green light. Officer Sanchez was faulted in the HPD accident investigation as causing/contributing to the accident by failing to use due caution before entering the intersection.</p> <p>Mr. Morgan was knocked unconscious in this accident. He complained of a bruise above his left temple where he believes he hit his head on the door jamb of his vehicle. He went to the emergency room after the accident and eventually sought treatment with a neurologist. Mr. Morgan suffered extensive brain injuries as a result of the accident. He now has considerable difficulty processing the most basic information. He has been to a vocational counselor who determined that Mr. Morgan is unemployable. Prior to the accident, he was employed as a warehouse manager for a petroleum-related import/export company, and earned approximately \$40,000.00 annually. At the time of the accident, Mr. Morgan was 57 years old.</p>				
REQUIRED AUTHORIZATION				
F&A Director: 		Other Authorization:		Other Authorization:

Date	Subject: Cause No. 2006-05404; <i>Frederick Morgan and Linda Morgan vs. The City of Houston</i> ; In the Civil District Court 189 th Judicial District of Harris County, Texas.	Originator's Initials LAT	Page <u>2</u> of <u>2</u>
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Mr. Morgan has submitted past medical bills in the amount of \$45,727.31. His treating physicians estimate he will, his lifetime, incur about \$40,000.00 in additional medical as a result of his injuries. He is claiming past lost wages of approximately \$109,895.00 and future lost wages of \$201,936, for a total of \$311,831.00 in lost income as a result of this accident.

Plaintiffs allege that Officer Sanchez's allegedly negligent operation of a motor driven vehicle was the cause of the accident made the basis of this lawsuit. A basis for liability may be Tex. Civ. Prac. & Rem Code §101.021 which states that a governmental unit in the state is liable for property damage and personal injuries arising from the operation or use of a motor vehicle. A further basis for liability may be §101.055(2) in conjunction with §546.001(2) and §546.005(2) of the Tex. Trans. Code. §101.055(2) allows an emergency vehicle to enter an intersection against a red light, but only, according to the Transportation Code, "after slowing as necessary for safe operation" §546.001(2). An operator of an emergency vehicle is further charged with the duty to operate the vehicle with "appropriate regard for the safety of all persons." §546.005(2).

RECOMMENDATION:

I recommend settlement of this lawsuit in the amount of \$110,000.00 made payable to Frederick Morgan and his attorneys, Simmons & Fletcher.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work – W. W. Webber, LLC (previously known as W. W. Webber, Inc.) for Demolition of Concourse “B” at William P. Hobby Airport (HOU), Project No. 417M (WBS Nos. A-000141-0005-4-01; Contract No. 56025).	Category # 7	Page 1 of 1	Agenda Item # 7
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FROM (Department or other point of origin): Houston Airport System	Origination Date March 17, 2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: I
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For additional information contact: Eric R. Potts <i>[Signature]</i> Phone: 281-233-1999 John S. Kahl <i>[Signature]</i> 281-233-1941	Date and identification of prior authorizing Council action: 06/16/2004 (O) 2004-638
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AMOUNT & SOURCE OF FUNDING: None Required	Prior appropriations: \$10,340,057.00 CIP No. A-0141, Airports Improvement Fund
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RECOMMENDATION: (Summary)
Pass a motion to approve the final contract amount of \$9,742,875.33 or 6.14 percent more than the original contract amount, accept work, and authorize final payment.

SPECIFIC EXPLANATION:

The Contractor, W. W. Webber, LLC has completed all the work required under their contract in the amount of \$9,178,911.65 for Demolition of Concourse “B” at William P. Hobby Airport. During construction, Houston Airport System inspected this project. The inspector was Mr. Henry P. Horelica.

The final amount of the contract, including Change Order No. 1 in the amount of \$773,416.83 and line item under runs in the amount of \$209,453.15 will be \$9,742,875.33, which is 6.14 percent more than the original contract amount. The changes were for revisions to ramp pavement.

W. W. Webber, LLC did not meet the 17.0% M/WBE goal. According to the Office of Affirmative Action and Contract Compliance, their final participation was 15.95%. The shortfall was due to contract line item under runs which reduced the scope of work originally scheduled to be performed by M/WBE companies. The Office of Affirmative Action and Contract Compliance awarded W. W. Webber, LLC a “Satisfactory” rating.

RMV:ERP:JSK

Attachments

cc: Ms. Marty Stein Ms. Velma Laws Mr. Eric R. Potts Mr. Anthony W. Hall, Jr.
 Mr. Richard M. Vacar Ms. Kathy Elek Mr. John S. Kahl Mr. John Silva
 Mr. Arturo G. Michel Mr. David Arthur Mr. Carlos Ortiz Mr. Adil Godiwalla
 Mr. Dara N. Umrigar Ms. Janice D. Woods Mr. Goodwille Pierre Ms. Marlene McClinton
 Ms. Ellen Erenbaum Mr. Aleks Mraovic Mr. Frank D. Crouch

REQUIRED AUTHORIZATION		
F&A Budget:	Other Authorization:	Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work – W. W. Webber, LLC (previously known as W. W. Webber, Inc.) for Construction of Taxi Lane “K” at Ellington Field (EFD), Project No. 626 (WBS Nos. A-000544-0001-4-01 & A-000544-0001-4-02 and AIP No. 3-48-0290-18-2006; Contract No. 4600007147).	Category # 7	Page 1 of 1	Agenda Item # <div style="text-align: right; font-size: 2em;">8</div>
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FROM (Department or other point of origin): Houston Airport System	Origination Date March 17, 2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: <i>[Handwritten Signature]</i>	Council District affected: E
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For additional information contact: Eric R. Potts <i>[Handwritten Initials]</i> Phone: 281-233-1999 John S. Kahl <i>[Handwritten Initials]</i> 281-233-1941	Date and identification of prior authorizing Council action: 10/18/2006 (O) 2006-1062
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AMOUNT & SOURCE OF FUNDING: None Required	Prior appropriations: \$ 410,069.00 CIP No. A-0544, Airports Improvement Fund <u>\$2,589,931.00</u> CIP No. A-0544 HAS FAA Grant Fund <u>\$3,000,000.00</u> TOTAL
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RECOMMENDATION: (Summary)
 Pass a motion to approve the final contract amount of \$2,764,548.26 or 1.41 percent more than the original contract amount, accept work, and authorize final payment.

SPECIFIC EXPLANATION:

The Contractor, W. W. Webber, LLC has completed all the work required under their contract in the amount of \$2,726,243.25 for construction of Taxi Lane “K” at Ellington Field. During construction, Houston Airport System inspected this project. The inspector was Mr. Edward Gordon.

The final amount of the contract, including Change Orders No. 1 & 2 in the amount of \$38,305.01 will be \$2,764,548.26, which is 1.41 percent more than the original contract amount. The changes were for the substitution of a slide gate operator with hydraulic gate operator, as well as for revisions to the communications duct bank.

W. W. Webber, LLC exceeded their 19.7% DBE goal. According to the Office of Affirmative Action and Contract Compliance, their final participation was 20.52%. The Office of Affirmative Action and Contract Compliance awarded W. W. Webber, LLC a “Satisfactory” rating.

RMV:ERP:JSK

Attachments


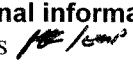


cc: Ms. Marty Stein Ms. Velma Laws Mr. Eric R. Potts Mr. Anthony W. Hall, Jr.
 Mr. Richard M. Vacar Ms. Kathy Elek Mr. John S. Kahl Mr. John Silva
 Mr. Arturo G. Michel Mr. David Arthur Mr. Carlos Ortiz Mr. Adil Godiwalla
 Mr. Dara N. Umrigar Ms. Janice D. Woods Mr. Goodwille Pierre Ms. Marlene McClinton
 Ms. Ellen Erenbaum Mr. Aleks Mraovic Mr. Frank D. Crouch

REQUIRED AUTHORIZATION		
F&A Budget:	Other Authorization:	Other Authorization:

[Handwritten Mark]

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work – W. W. Webber, LLC (previously known as W. W. Webber, Inc.), for SMGCS / Civil Site Work for the Instrument Landing System CAT III for Runway 4-22, Project No. 566B and Airfield Pavement Rehabilitation, Project No. 566, both Projects at William P. Hobby Airport (HOU) (WBS No. A-000385-0002-4-01 and AIP No. 3-48-0110-027-05; Contract No. 56420).		Category # 7	Page 1 of 2	Agenda Item # 9
FROM (Department or other point of origin): Houston Airport System		Origination Date March 17, 2008		Agenda Date MAR 26 2008
DIRECTOR'S SIGNATURE: 		Council District affected: I		
For additional information contact: Eric R. Potts  Phone: 281-233-1999 John S. Kahl  Phone: 281-233-1941		Date and identification of prior authorizing Council action: 11/03/04 (O) 2004-1120 07/06/05 (O) 2005-871		
AMOUNT & SOURCE OF FUNDING: None Required		Prior appropriations: \$29,881,000.00 CIP No. A-0385, Airports Improvement Fund \$ 250,000.00 CIP No. A-0385, Airports Improvement Fund \$30,131,000.00 TOTAL		
RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$27,328,690.09 or 0.31 percent less than the original contract amount, accept work, and authorize final payment.				
SPECIFIC EXPLANATION: The Contractor, W. W. Webber, LLC has completed all the work required under their contract in the amount of \$27,413,605.50 for SMGCS / Civil Site Work for the Instrument Landing System CAT III for Runway 4-22 and Airfield Pavement Rehabilitation both projects at William P. Hobby Airport. During construction, Houston Airport System inspected this project. The inspector was Mr. Ivory Davis. During construction, Federal Aviation Administration (FAA) performed an obstruction survey of the approaches to the runway and found numerous items that would preclude the use of the runway as a Category III Instrument Runway. These obstructions largely consisted of utility poles and trees. Since the costs for relocation of utility poles and removal of the trees was not included in the original scope of the project, the required amount had not been budgeted. Hence, in order to prevent any delays in construction, on July 6, 2005 by Ordinance No. 2005-871, Council approved Amendment No. 1 to the contract and appropriated \$250,000.00 for additional project contingency to cover the above described work. The final amount of the contract, including Change Order No. 1 in the amount of \$1,175,398.48 and line item under runs in the amount of \$1,260,313.89 will be \$27,328,690.09, which is 0.31 percent less than the original contract amount. The changes were for extra pavement saw cutting and relocation of a service road.				
REQUIRED AUTHORIZATION				
F&A Budget:		Other Authorization:		Other Authorization: 

Date March 17, 2008	Subject: Accept Work – W. W. Webber, LLC (previously known as W. W. Webber, Inc.), for SMGCS / Civil Site Work for the Instrument Landing System CAT III for Runway 4-22, Project No. 566B and Airfield Pavement Rehabilitation, Project No. 566, both Projects at William P. Hobby Airport (HOU) (WBS No. A-000385-0002-4-01 and AIP No. 3-48-0110-027-05; Contract No. 56420).	Originator's Initials JSK	Page 2 of 2
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W. W. Webber, LLC did not meet the 24.0% DBE goal on this project. According to the Office of Affirmative Action and Contract Compliance, their final participation was 23.45%. The shortfall was due to contract line item under runs which reduced the scope of work originally scheduled to be performed by DBE companies. The Office of Affirmative Action and Contract Compliance awarded W. W. Webber, LLC a “Satisfactory” rating.

RMV:ERP:JSK

Attachments


cc: Ms. Marty Stein Ms. Velma Laws Mr. Eric R. Potts Mr. Anthony W. Hall, Jr.
Mr. Richard M. Vacar Ms. Kathy Elek Mr. John S. Kahl Mr. John Silva
Mr. Arturo G. Michel Mr. David Arthur Mr. Carlos Ortiz Mr. Adil Godiwalla
Mr. Dara N. Umrigar Ms. Janice D. Woods Mr. Goodwille Pierre Ms. Marlene McClinton
Ms. Ellen Erenbaum Mr. Aleks Mraovic Mr. Frank D. Crouch


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work Spring Equipment Co., Inc. Neighborhood Solid Waste Depository WBS No. L-000043-0001-4	Page 1 of 2	Agenda Item 10
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FROM (Department or other point of origin): General Services Department	Origination Date 03-10-08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P. E. 	Council District affected: 1
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For additional information contact: Jacquelyn L. Nisby  Phone: 713-247-1814	Date and identification of prior authorizing Council action: Ordinance No. 2007-217; Dated 02-14-07
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RECOMMENDATION: Pass a motion approving the final contract amount of \$676,101.83, accept the work, and authorize final payment.

Amount and Source of Funding: No Additional Funding Required	F & A Budget:
Previous Funding: \$754,400.00 Solid Waste Consolidated Fund (4503)	

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$676,101.83 or 0.75% over the original contract amount, accept the work and authorize final payment to Spring Equipment Co., Inc. for construction services in connection with a new neighborhood Solid Waste Depository Facility for the Solid Waste Management Department (SWMD).

PROJECT LOCATION: 2240 Central Street (535L)

PROJECT DESCRIPTION: This project is the first of two new neighborhood Solid Waste Depository facilities to be built for the SWMD. The scope of work consisted of construction of reinforced retaining wall, reinforced concrete drives and storage area pavements, a masonry service building, a masonry storage building, site grading and drainage, building utilities, site lighting, pavement markings and site fencing.

CONTRACT COMPLETION AND COST: The contractor completed the project within the contract time, plus an additional 101 days approved by Change Orders. The final cost of the project, including Change Orders 1-3 is \$676,101.83, an increase of \$5,028.33 over the original contract amount.

The project design consultant and construction manager was Edwards and Kelcey Inc.

REQUIRED AUTHORIZATION NDT CUIC ID# 25CONS27

General Services Department:  Phil Golembiewski, P.E. Chief of Design & Construction Division		Solid Waste Management Department:  Harry J. Hayes Director
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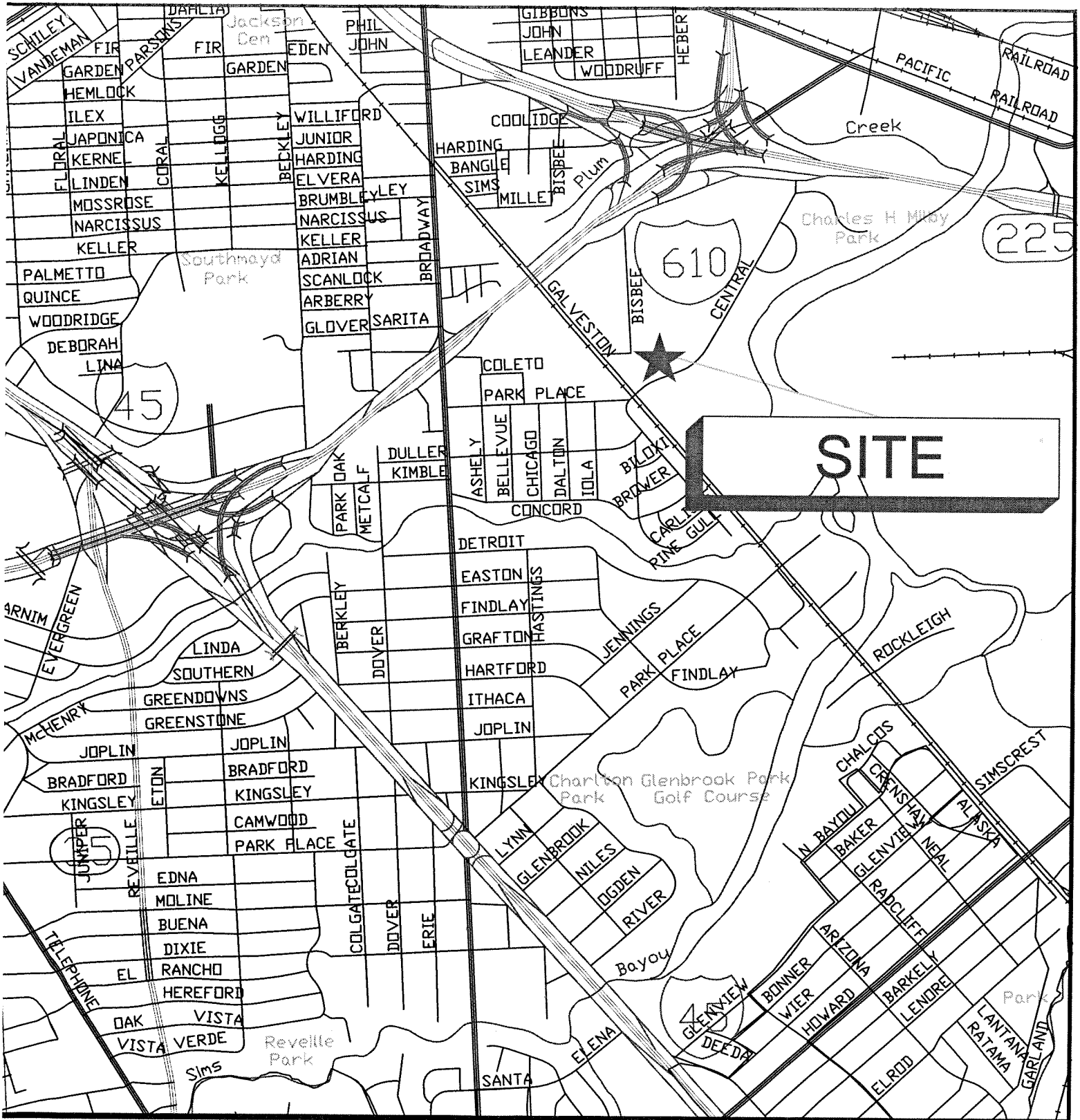
Date	Subject: Accept Work Spring Equipment Co., Inc. Neighborhood Solid Waste Depository WBS No. L-000043-0001-4	Originator's Initials KU	Page 2 of 2
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PREVIOUS CHANGE ORDERS: Change Orders 1-3 involved the excavation and removal of an apartment building foundation from the site and time extensions for inclement weather.



IZD:PJG:JLN:MCP:KU:ps

c: Marty Stein, James Tillman IV, Jacquelyn L. Nisby, Velma Laws, Kim Ngyuen, Gary Readore, Project File 1108

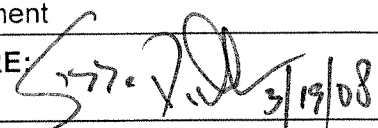



NEIGHBORHOOD SOLID WASTE DEPOSITORY

2240 CENTRAL STREET

SUBJECT: Accept Work Gilbane Building Company Looscan Branch Library Replacement WBS No. E-000095-0001-4	Page 1 of 2	Agenda Item 11
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FROM (Department or other point of origin): General Services Department	Origination Date 3-21-08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: Lisa Z. Dadoush, P.E.  3/19/08	Council District affected: G
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For additional information contact: Jacquelyn L. Nisby  Phone: 713-247-1814	Date and identification of prior authorizing Council action: Ordinance No. 2005-770; Dated June 15, 2005 Ordinance No. 2006-613; Dated June 14, 2006
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RECOMMENDATION: Pass a motion approving the final construction amount of \$5,140,737.00, accept the work, and authorize final payment.

Amount and Source of Funding: No Additional Funding Required Previous Funding: \$ 564,000.00 General Improvements Consolidated Construction Fund 441 \$ 200,000.00 Series E Commercial Paper Friends of Neighborhood Libraries Fund \$5,497,000.00 Public Library Consolidated Construction Fund 439 \$6,261,000.00 Total Funding	F & A Budget:
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SPECIFIC EXPLANATION: On June 15, 2005, City Council awarded a Design/Build Contract to Gilbane Building Company for the replacement of the Looscan Library. Gilbane submitted a Guaranteed Maximum Price (GMP) proposal for construction services in the amount of \$5,085,855.00. The General Services Department recommends that City Council approve the final construction amount of \$5,140,737.00 or 1.08% over the original construction amount, accept the work, and authorize final payment to Gilbane Building Company.

PROJECT LOCATION: 2510 Willowick (492S)

PROJECT DESCRIPTION: The scope of work involved the replacement of the existing 8,000 SF branch library with a new 20,000 SF facility.


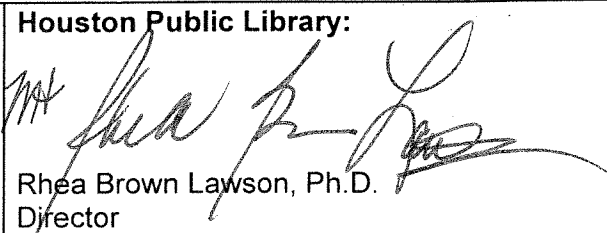
PREVIOUS HISTORY AND SCOPE: On June 14, 2006, City Council appropriated an additional \$1,691,000.00 for additional design changes that included exterior articulation and upgraded roofing and wall materials; arched windows and covered porch; upgraded shelving and furnishings; and the addition of a family restroom.

CONTRACT COMPLETION AND COST: Gilbane Building Company completed the project within the contract time, plus an additional 31 days approved by Change Order 2. The final cost of construction, including approved Change Orders 1 – 3 is \$5,140,737.00, an increase of \$54,882.00 over the original construction amount.

PREVIOUS CHANGE ORDERS: Change Order 1 constructed a wrought iron fence to border the adjacent school. Change Order 2 modified the donor paver layout, provided custom millwork, and provided additional irrigation. Change Order 3 provided a Houston Fire Department connection relocation, additional donor pavers, and enhanced lighting for the civic art.

REQUIRED AUTHORIZATION

CUIC#25CONS11

General Services Department:  Phil Golembewski, P.E. Chief of Design & Construction Division	Houston Public Library:  Rhea Brown Lawson, Ph.D. Director
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11 pg 2 Revised

R

Date	Subject: Accept Work Gilbane Building Company Looscan Branch Library Replacement WBS No. E-000095-0001-4	Originator's Initials JBW	Page 2 of 2
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MAR 26 2008

M/WBE PARTICIPATION: The M/WBE goal for this contract was 17%. Gilbane Building Company achieved 14.66% actual M/WBE participation. The Affirmative Action and Contract Compliance Division reviewed this matter and determined that Gilbane Building Company made a Good Faith Effort to utilize its subcontractors to the fullest extent possible and assigned a satisfactory rating as described in the attached correspondence. The Council Committee on Minority/Women Business Enterprise and Small Contractor Development and Contract Compliance reviewed this matter on March 24, 2008 and voted to accept the satisfactory rating and recommend it to City Council.

IZD:PJG:JLN:MCP:jb

c: Marty Stein, Velma Laws, James Tillman, Gabriel Mussio, Carter Roper, File 1108

Summary of MWDBE Activities

Project Description/#: Looscan Branch Library Replacement. E-000095-0001-4. #C57052

Prime Contractor: Gilbane Building Company

Amount of Contract: **\$5,866,333.00**

Amount of MWDBE goal with change order:

Change Orders: **\$54,881.00**

\$1,006,606.30

REVISED on 02/19/08

MWDBE Goal at award of contract: **17%**

Final Contract Amount : **\$5,921,214.00**

MWDBE actual participation: **14.33%**

**Original MWDBEs listed on RCA
& Letter of Intent**

A-Rocket Moving & Delivery, Inc.
Bennett Design Group
I. A. Naman & Associates, Inc.
Ingenium, Inc.
M2L Associates, Inc.
Ulrich Engineers, Inc.

MWDBEs Used:

A-Rocket Moving & Delivery, Inc.
Bennett Design Group
Canalco, Inc.
Chavez Services Companies, Inc.
Distrib Aire, Inc.
G & a Outsourcing, Inc.
I. A. Naman & Associates, Inc.
Ingenium, Inc.
M2L Associates, Inc.
Medina Supply, Inc.
Mesah Commissioning, Inc.
Milam & Company Painting, Inc.
MSD Building Corporation
North Houston Trucking
Ulrich Engineers, Inc.
Vetro, Inc.
The Teran Group, LLC

**List of original MWDBE, that
were not used:**

If goal was not achieved, list the amount and percentage of shortage. Briefly state the reason given by prime why goal was not achieved and why the original MWDBEs listed in the RCA were not used:

Gilbane stated that they thought two of their subcontractors, Grant Equipment, and Builders Gypsum Supply were certified with COH, but they only had State of Texas HUB certification. By the time it was discovered, it was too late to replace them.

Briefly state reason given by MWDBE why they were not used or not used to the full amount originally projected:

MWDBEs did not respond to faxes or phone calls.

Approved by:



Morris M. Scott
Contract Compliance Officer



Joseph Kurian, Division Manager
Contract Compliance Section

November 2, 2007

Date

O: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for 36-inch Water Line along Hillcroft Ave., Holly, Dunlap, and N. Braeswood Blvd. from Bissonnet to N. Braeswood Blvd. WBS No. S-000900-0089-4.

Page 1 of 1	Agenda Item # 12
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FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date 3/18/08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE:

Michael S. Marcotte, P.E., DEE, Director

Council Districts affected:
C & F

For additional information contact:

J. Timothy Lincoln, P.E.
Senior Assistant Director

Date and Identification of prior authorizing Council Action:
Ord. #04-631 dated 06/16/2004

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$5,014,115.14 which is 4.91% under the original Contract Amount, accept the Work, and authorize final payment.

Amount and Source of Funding: No additional funding required.
Total original appropriation of \$6,083,500.00: \$794,715.13 from the Street and Bridge Consolidate Construction Fund, Fund No. 437 and \$5,288,784.87 from the Water and Sewer System Consolidated Construction Fund, Fund No. 755.

F&A Budget:

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: The Surface Water Transmission Program (SWTP) consists of major improvements to distribution systems to convert from primarily groundwater to surface water in order to comply with the Harris-Galveston Coastal Subsidence District's (HGCSO) regulatory plan. The program includes transmission and distribution of surface water and associated consolidation of groundwater plants in the City.

DESCRIPTION/SCOPE: This project consisted of construction of 6,682 linear feet of 36-inch water line and 1,012 linear feet of 12-inch water line with all related appurtenances. Nathelyne A. Kennedy & Associates designed the project with 330 calendar days allowed for construction. The project was awarded to Contractor Technology, Ltd. with an original Contract Amount of \$5,272,998.90.

On June 23, 2005, the Contractor's voluntary Chapter 11 bankruptcy proceeding (reorganization) was converted to Chapter 7 (liquidation). The Legal Department advised the Department of Public Works and Engineering to close out this contract and pay the remaining contract balance to St. Paul Fire and Marine Insurance Company, the surety which bonded this project. On November 7, 2005 the takeover agreement between the City and surety company was fully executed. The surety company appointed Jalco, Inc. to complete the construction on this Contract.


LOCATION: The project area is along Hillcroft Ave., Holly, Dunlap, and N. Braeswood Blvd. from Bissonnet to N. Braeswood Blvd. The project is located in Key Map grids 531-J, N & S.


CONTRACT COMPLETION AND COST: The surety company, St. Paul Fire and Marine Insurance Company has completed the Work under the subject contract. The project was completed beyond the established completion date. Liquidated Damages in the amount of \$10,000 have been assessed and are reflected in the final payment to the surety company. The final cost of the project, including overrun and underrun of estimated bid quantities, Liquidated Damages, and previously approved Change Order Nos. 1, 2, and 4 is \$5,014,115.14, a decrease of \$258,883.76 or 4.91% under the original Contract Amount.

The decreased cost is primarily due to an underrun in Base Unit Item No. 10 – Groundwater Control for Open Construction, Base Unit Item No. 32 – Transportation and disposal of Category I Soil, Base Unit Item No. 42 – Lime (8% by dry weight), Base Unit Item No. 47 – Type A Hot Mix Asphaltic Flexible Base Course, 10-inch thick, Base Unit Item No. 100 – 36-inch Diameter Steel Water Line by Open Cut, and the work not requiring use of most Extra Unit Price Items. The decreased cost is also due to a deduction of \$18,078.45, which was assessed to the Surety Company to maintain the construction site for the safety of the general public during the bankruptcy period of the original contractor.

REQUIRED AUTHORIZATION CUIC ID# 20MZQ028

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

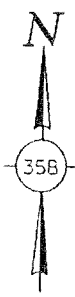
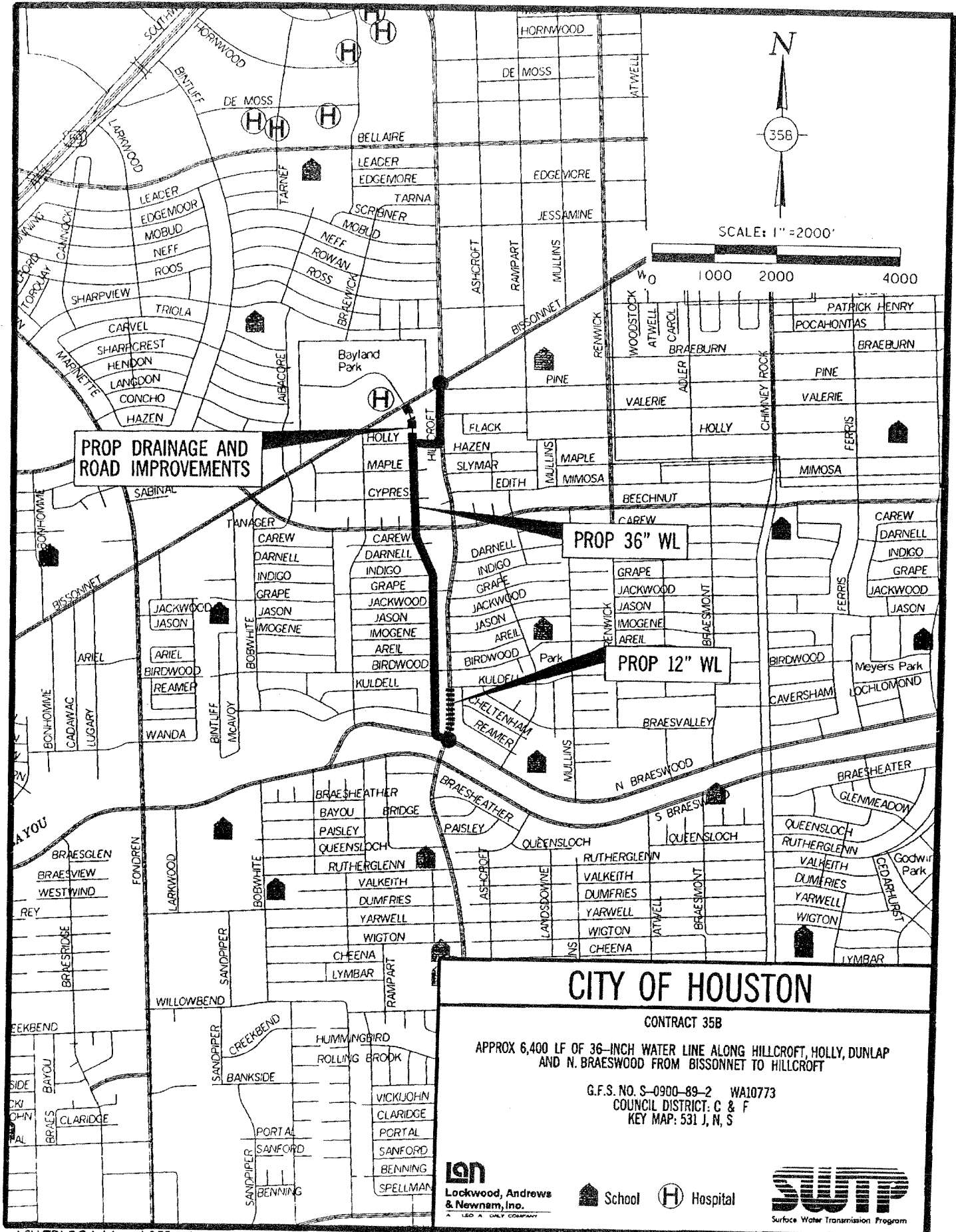
Date	SUBJECT: Accept Work for 36-inch Water Line along Hillcroft Ave., Holly, Dunlap, and N. Braeswood Blvd. from Bissonnet to N. Braeswood Blvd. WBS No. S-000900-0089-4.	Originator's Initials	Page 2 of 2
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M/WBE PARTICIPATION: The M/WBE goal for this project was 17%. According to Affirmative Action and Contract Compliance Division, the actual participation was 27.99%. The Surety's Contractor achieved an "Outstanding" rating for M/WBE Compliance.

MSM:JTL:AR:DO:mq

S:\E&C Construction\North Sector\PROJECT FOLDER\S-000900-89-3 (dunlap 36)\10773-Dunlap\21.0 Closeouts\RCA\RCA_CL-2-rev2.DOC

c: Daniel W. Krueger, P.E. Velma Laws Michael Ho, P.E Craig Foster File No. 10773 - Closeout



SCALE: 1" = 2000'

0 1000 2000 4000

PROP DRAINAGE AND ROAD IMPROVEMENTS

PROP 36" WL

PROP 12" WL

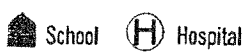
CITY OF HOUSTON

CONTRACT 35B


APPROX 6,400 LF OF 36-INCH WATER LINE ALONG HILLCROFT, HOLLY, DUNLAP AND N. BRAESWOOD FROM BISSONNET TO HILLCROFT

G.F.S. NO. S-0900-89-2 WA10773
 COUNCIL DISTRICT: C & F
 KEY MAP: 531 J, N, S

lan
 Lockwood, Andrews & Newnam, Inc.
 A LEAD & ONLY COMPANY



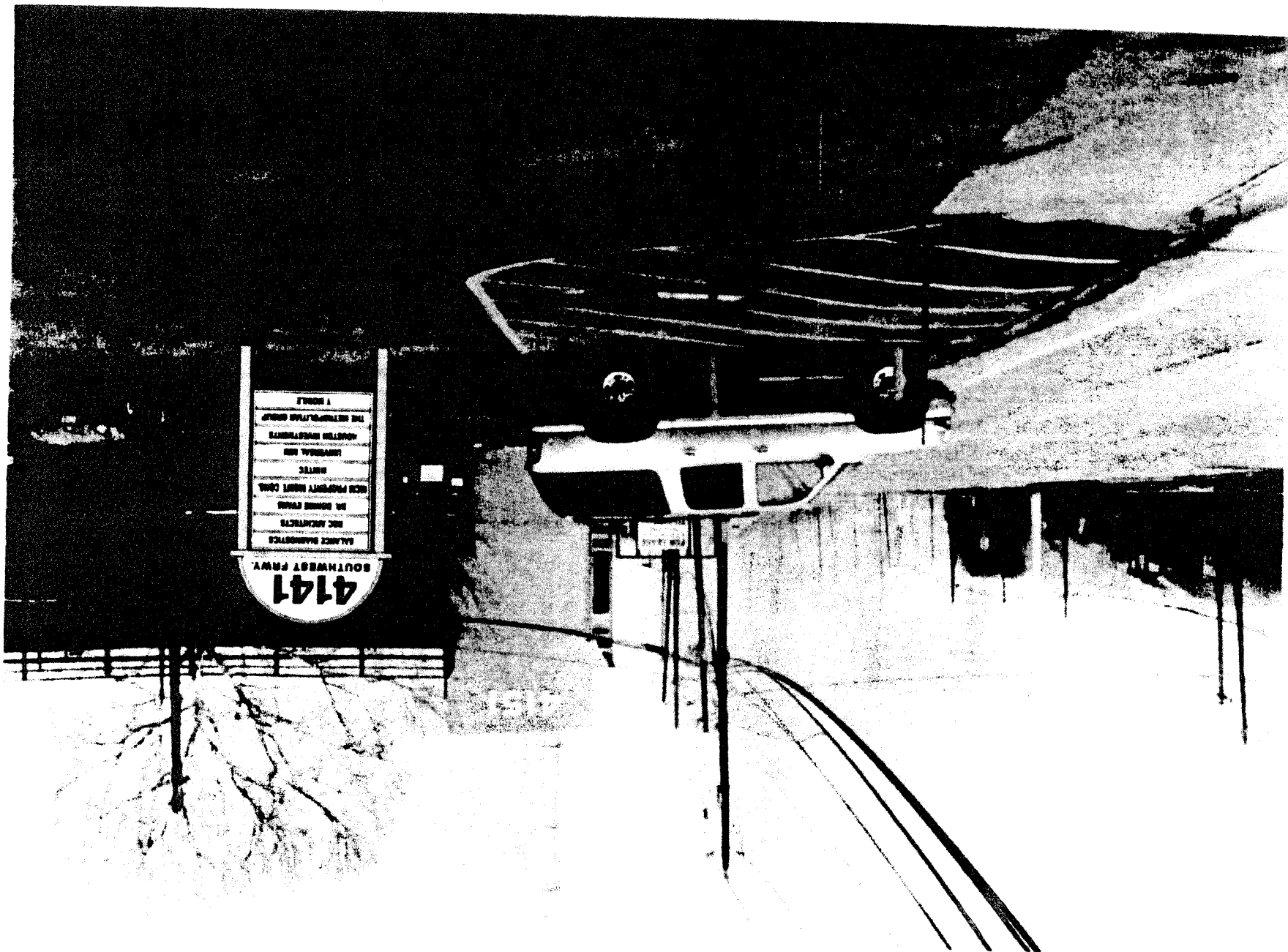
SUBJECT: Request for the abandonment and sale of ±21,760-square-foot of excess dedicated Dacoma Street right-of-way from Hurfus Street to Karbach Street, adjacent to Lot 75 of the Eureka Acres Subdivision. Parcel SY8-010		Category # 7	Page 1 of 2	Agenda Item # <i>13</i>
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date <i>3/19/08</i>		Agenda Date MAR 26 2008
DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director		Council District affected: H Key Map 451V <i>PSM for DD</i>		
For additional information contact: Nancy P. Collins <i>NP</i> Phone: (713) 837-0881 Senior Assistant Director-Real Estate		Date and identification of prior authorizing Council Action:		
RECOMMENDATION: (Summary) It is recommended City Council approve a council motion authorizing the abandonment and sale of ±21,760-square-foot of excess dedicated Dacoma Street right-of-way from Hurfus Street to Karbach Street, adjacent to Lot 75 of the Eureka Acres Subdivision. Parcel SY8-010				
Amount and Source of Funding: Not Applicable			F & A Budget:	
SPECIFIC EXPLANATION: Karen Riddle, Able Permits, 20810 Durand Oak Court, Cypress, Texas, 77433, on behalf of Pedro Arreguin, requested the abandonment and sale of ±21,760-square-foot of excess dedicated Dacoma Street right-of-way from Hurfus Street to Karbach Street, adjacent to Lot 75 of the Eureka Acres Subdivision. Pedro Arreguin, the abutting property owner, plans to use this vacant property for an on-premise sign that will adhere to all City permit requirements. This is Part One of a two-step process in which the applicant will first receive a City Council authorized council motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an ordinance effecting the abandonment and sale. The Joint Referral Committee reviewed and approved this request. Therefore, it is recommended: 1. The City abandon and sell ±21,760-square-foot of excess dedicated Dacoma Street right-of-way from Hurfus Street to Karbach Street, adjacent to Lot 75 of the Eureka Acres Subdivision ; 2. 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; 3. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the utility easement being abandoned and sold; 4. The applicant be required to: (a) cut, plug, and abandon the existing 8-inch water main in the subject street right-of-way from Karbach Street to Hurfus Street and (b) construct an 8-inch water main in the portion of Dacoma Street right-of-way to remain from Karbach Street to Hurfus Street, all at no cost to the City and under the proper permits; 5. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost for work required in Item 4 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide a LOC showing the City of Houston as beneficiary and in the amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for the transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicant's request the City will release the LOC;				
s:\dob\sy8-010.rc1.doc			CUIC #20DOB8897A	
REQUIRED AUTHORIZATION				
F&A Director:	Other Authorization:	Other Authorization: <i>Andrew F. Icken</i> Andrew F. Icken, Deputy Director Planning and Development Services Division		

Date:	Subject: Request for the abandonment and sale of ±21,760-square-feet of excess dedicated Dacoma Street right-of-way from Hurfus Street to Karbach Street, adjacent to Lot 75 of the Eureka Acres Subdivision. Parcel SY8-010	Originator's Initials 	Page <u>2 of 2</u>
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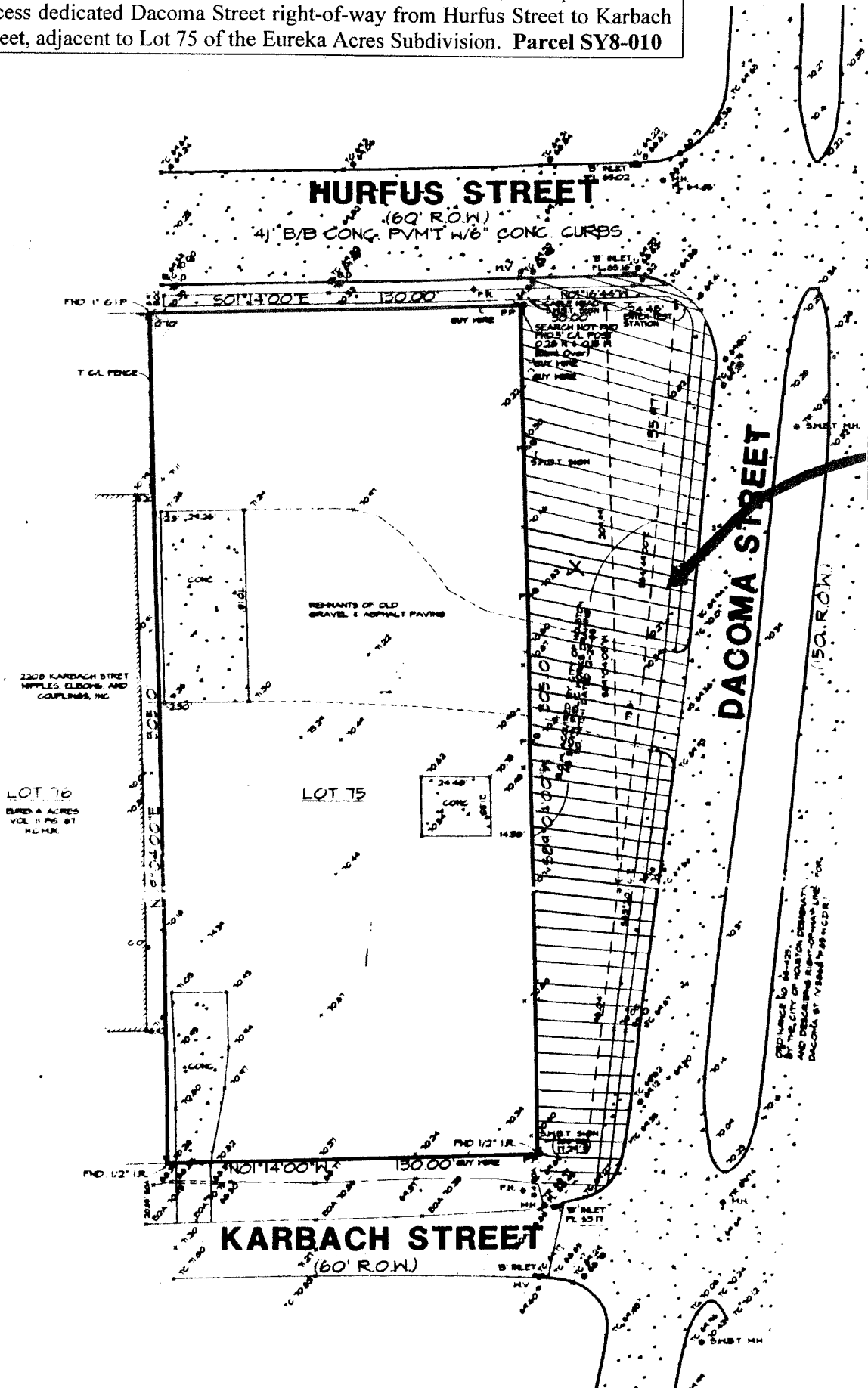
6. The Legal Department be authorized to prepare the necessary transaction documents; and,
7. Inasmuch as the value of the property interests is expected to exceed \$25,000.00, that the City Council appoint the following two independent real estate appraisers to establish the value – Michael Copland and Frank Flores.

MSM:NPC:dob

- c: Phil Boriskie
Marlene Gafrick
Arturo G. Michel
Marty Stein
Jeff Taylor



SUBJECT: Request for the abandonment and sale of $\pm 21,760$ -square-feet of excess dedicated Dacoma Street right-of-way from Hurfus Street to Karbach Street, adjacent to Lot 75 of the Eureka Acres Subdivision. **Parcel SY8-010**



Parcel SY8-010

PER ORDINANCE NO. 44-127, BY THE CITY OF HOUSTON, DEDICATED AND RESERVING THE RIGHT-OF-WAY LINE FOR DACOMA ST. TO BE 50' WIDE TO BE SHOWN ON C.D.R.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7823

Subject: Purchase of Cabs & Chassis with Utility Bodies Through the Texas Local Government Purchasing Cooperative for the Fire Department
S27-N22819-B

Category #
1 & 4

Page 1 of 1

Agenda Item

14-14A

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

Origination Date
February 25, 2008

Agenda Date
MAR 26 2008

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Karen Dupont Phone: (713) 859-4934
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$99,638.04 out of the Fleet/Equipment Acquisition Internal Services Fund (Fund 9002), and the purchase of cabs & chassis with utility bodies through the Texas Local Government Purchasing Cooperative in the amount of \$99,638.04 for the Fire Department.

Award Amount: \$99,638.04

F & A Budget

\$99,638.04 - Fleet/Equipment Acquisition Internal Services Fund (Fund 9002)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$99,638.04 out of the Fleet/Equipment Acquisition Internal Services Fund (Fund 9002). It is further recommended that City Council approve the purchase of four 9900-lb. Gross Vehicle Weight Rating, regular cab, gasoline-powered, cabs & chassis with utility bodies through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Government Purchasing Cooperative in the amount of \$99,638.04 for the Fire Department, and that authorization be given to issue purchase orders to the Texas Local Government Purchasing Cooperative contractor, Philpott Motors, Ltd. These cabs & chassis with utility bodies will be used citywide by the Department's fleet mechanics to transport repair parts, tools and equipment necessary to complete repairs on vehicles outside of the Department's maintenance facility.

Funding for the additional purchases of vehicles and equipment was made available by the transfer of \$6 million from the General Fund balance into the Fleet/Equipment Acquisition Internal Services Fund (Fund 9002), approved by City Council on December 19, 2007, Council Motion No. 2007-1253. The vehicles that are the subject of this request are included in the supplemental equipment acquisition plan.

These new trucks will meet the EPA's current emission standards for low emission vehicles. They will come with full warranties of three years or 36,000 miles on the cab & chassis and one year on the utility bodies. The life expectancy is seven years or 100,000 miles. These new trucks will replace existing Shop Nos. 28151, 28153, 28154, and 28155, 10-year-old units that have reached their life expectancy and will be sent to auction for disposition.

Buyer: Louis Reznicek
PR No. 10045498

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:


Other Authorization:


MDT

*1377
DCH*


SUBJECT: Purchase of pre-engineered building through the State of Texas Building and Procurement Commission's Contract for the Parks and Recreation Department Lee and Joe Jamail Skatepark WBS No. F-000560-0001-4	Page 1 of 1	Agenda Item 15-15A
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FROM (Department or other point of origin): General Services Department	Origination Date 3/17/08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE Issa Z. Dadoush, P.E.  3/5/08	Council District(s) affected: H
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For additional information contact: Jacquelyn L. Nisby  Phone: 713-247-1814	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Appropriate funds and authorize issuance of purchase order to Romtec, Inc. through the State of Texas Building and Procurement Commission's Contract for the Parks and Recreation Department.

Amount and Source Of Funding: \$ 118,917.06 Parks Consolidated Construction Fund (4502)	F & A Budget: 
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate \$118,917.06 and authorize issuance of a purchase order to Romtec, Inc., through the State of Texas Building and Procurement Commission's Contract for the purchase of a pre-engineered building for the Lee and Joe Jamail Skatepark.

The Lee and Joe Jamail Skatepark will be a state-of-the-art, public 30,000 square feet in-ground skatepark that will include various levels of terrain. It will be built near downtown on the banks of Buffalo Bayou. Skateboarding is the third most popular sport in the country for people 6 to 18 years old. The park is privately funded and named after Lee and Joe Jamail in appreciation of a generous gift donated by the Jamail family. The construction is underway and is being managed through the Houston Parks Board. The project will be completed early this summer and the Parks and Recreation Department will operate the park once it opens.

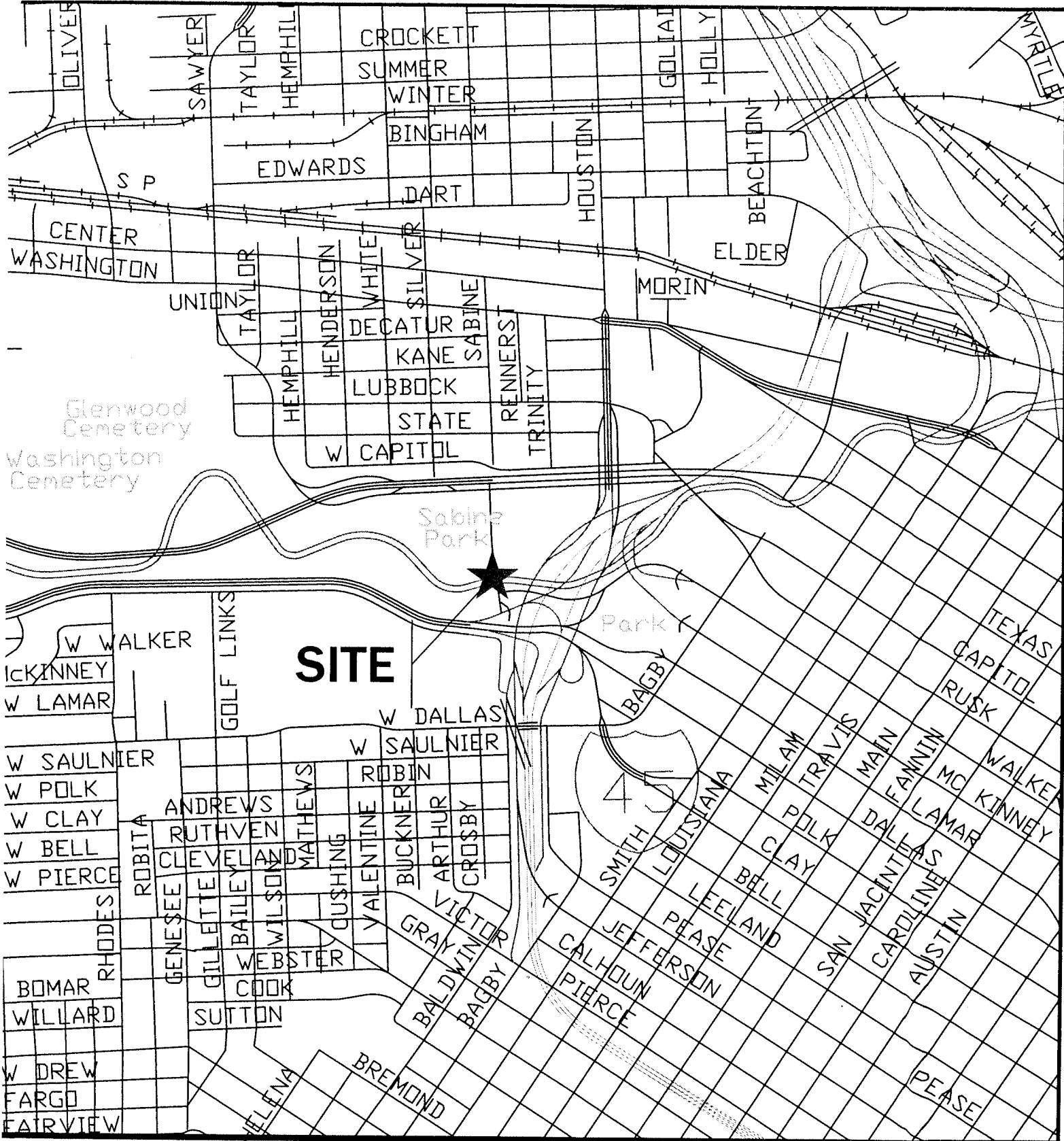
PROJECT LOCATION: 103 Sabine (493K)

PROJECT DESCRIPTION: The project consists of the purchase and delivery of a pre-engineered building to the new Lee and Joe Jamail Skatepark. The building will contain restroom facilities, a small office and a storage area. The Houston Parks Board will provide funding for installation.

IZD:PJC:JLN:LJ:CP:cp
 c: Marty Stein, Jacquelyn L. Nisby, Mark Ross, Daniel Pederson, James Tillman IV

REQUIRED AUTHORIZATION		NDT CUIC# 25PARK22
General Services Department:  Phil Golembiewski, P.E. Chief of Design & Construction Division	Houston Parks and Recreation Department:  Joe Turner Director	

12+H



PURCHASE OF PRE-ENGINEERED BUILDING THROUGH THE STATE OF TEXAS BUILDING AND
 PROCUREMENT COMMISSIONS CONTRACT FOR THE PARKS AND RECREATION DEPARTMENT:

LEE AND JOE JAMAIL SKATEPARK

103 SABINE

WBS NO. F-000560-0001-4

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7838

Subject: Formal Bids Received for Fuel Storage Tanks for the General Services Department
S23-N22753

Category #
4

Page 1 of 1

Agenda Item

16

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

Origination Date
March 17, 2008

Agenda Date
MAR 26 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 award to White-Tucker Company on its low bid in the total amount of \$123,582.36 for fuel storage tanks for the General Services Department.

Award Amount: \$123,582.36

F & A Budget

\$123,582.36 Water & Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to White-Tucker Company on its low bid in the total amount of \$123,582.36 for fuel storage tanks for the General Services Department and that authorization be given to issue a purchase order.

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

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. White-Tucker Company	\$123,582.36
2. Liberty Equipment Sales, Inc.	\$131,200.00
3. Octagon Services, Inc. dba Shelters Direct	\$164,160.00

This purchase consists of three fiberglass-reinforced polyester underground storage tanks (two 25,000-gallon and one 12,000-gallon) which will be used to store petroleum fuel at the Teague Maintenance Facility. These tanks have a life expectancy of more than fifty years and are warranted for thirty years. Additionally, these new storage tanks will increase the Department's fuel storage capacity. These tanks are essential to the maintenance and operations of the facility and are necessary to maintain compliance with the Texas Commission on Environmental Quality guidelines.

Buyer: Martin L. King

Attachment: M/WBE Zero-Percentage Goal Document approved by the Affirmative Action Division

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

MDT

SRH



CITY OF HOUSTON

Interoffice

Finance & Administration Department
Strategic Purchasing Division (SPD)

Correspondence

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

From: Tom Smyer

Date: January 10, 2008

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: N22753 Estimated Dollar Amount: \$150,000.00

Anticipated Advertisement Date: 1/18/2008 Solicitation Due Date: 2/7/2008

Goal On Last Contract: N/A Was Goal met: Yes No

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

Name and Intent of this Solicitation:
Purchase of Three Underground Storage Tanks

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

There are only two acceptable tank manufacturers, tanks shall meet certain design criteria, tanks are to be handled within guidelines set by COH and the manufacturers, tanks are to be delivered and dropped-shipped to the on-site location

Concurrence:

Tom Smyer
SPD Initiator

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

Velma Laws, Director
*Affirmative Action

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

SUBJECT: Purchase of furniture for the Department of Health and Human Services and Municipal Courts Judicial Department
WBS Nos. H-000068-0002-5, D-000105-0001-5

Page
1 of 1

Agenda
Item
17 + 17A

FROM (Department or other point of origin):
General Services Department

Origination Date
3-19-08

Agenda Date
MAR 26 2008

DIRECTOR'S SIGNATURE:
Issa Z. Dadoush, P.E. *[Signature]* 3/5/08

Council District(s) affected:
B, H

For additional information contact:
Jacquelyn L. Nisby *[Signature]* Phone: 713-247-1814

Date and identification of prior authorizing Council action:

RECOMMENDATION: Appropriate funds for the purchase of furniture for the Department of Health and Human Services and Municipal Courts Judicial Department, and authorize issuance of a purchase order in the amount of \$134,800.27 to Contract Resource Group, LLC, through the State of Texas Building and Procurement Commissioner's Contract (TXMAS).

Amount and Source of Funding:
\$150,000.00 Public Health Consolidated Construction Fund (4508)
\$ 11,863.00 General Improvements Consolidated Construction Fund (4509)
\$161,863.00 Total Appropriation

F & A Budget:
[Signature]

SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate \$161,863.00 for the purchase of office furniture for the West End Multi Service Center and courtroom pews for the Municipal Courts Annex at the North Command Center, from the vendors below.

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>PRICE</u>
Contract Resource Group, LLC (TXMAS)	Workstations, Seating, Files Heavy Duty Shelving	134,800.27
Mity-Lite, Inc. (TXMAS)	Stackable chairs and tables	15,199.73
Sauder Manufacturing Company (Informal Bid)	Courtroom Pews	<u>11,863.00</u>
TOTAL		\$161,863.00

PROJECT LOCATIONS: West End Multi Service Center Municipal Courts Annex, North Command Station
170 Heights Blvd (493E) 9455 West Montgomery (412N)

PROJECT DESCRIPTION: The office furniture will be used to furnish administrative offices, conference rooms and training rooms at the West End Multi-Service Center. The pews will be installed at the renovated Municipal Courts Annex located in the North Command Station.

Sections 271.081 - 271.083 of the Texas Local Government Code provide the legal authority for local governments to participate in the State of Texas Purchasing Program.

IZD:RIG:RAV:JLN:LL:II

c: Jacquelyn L. Nisby, James Tillman IV, Berta Mejia, Fred Maier

REQUIRED AUTHORIZATION

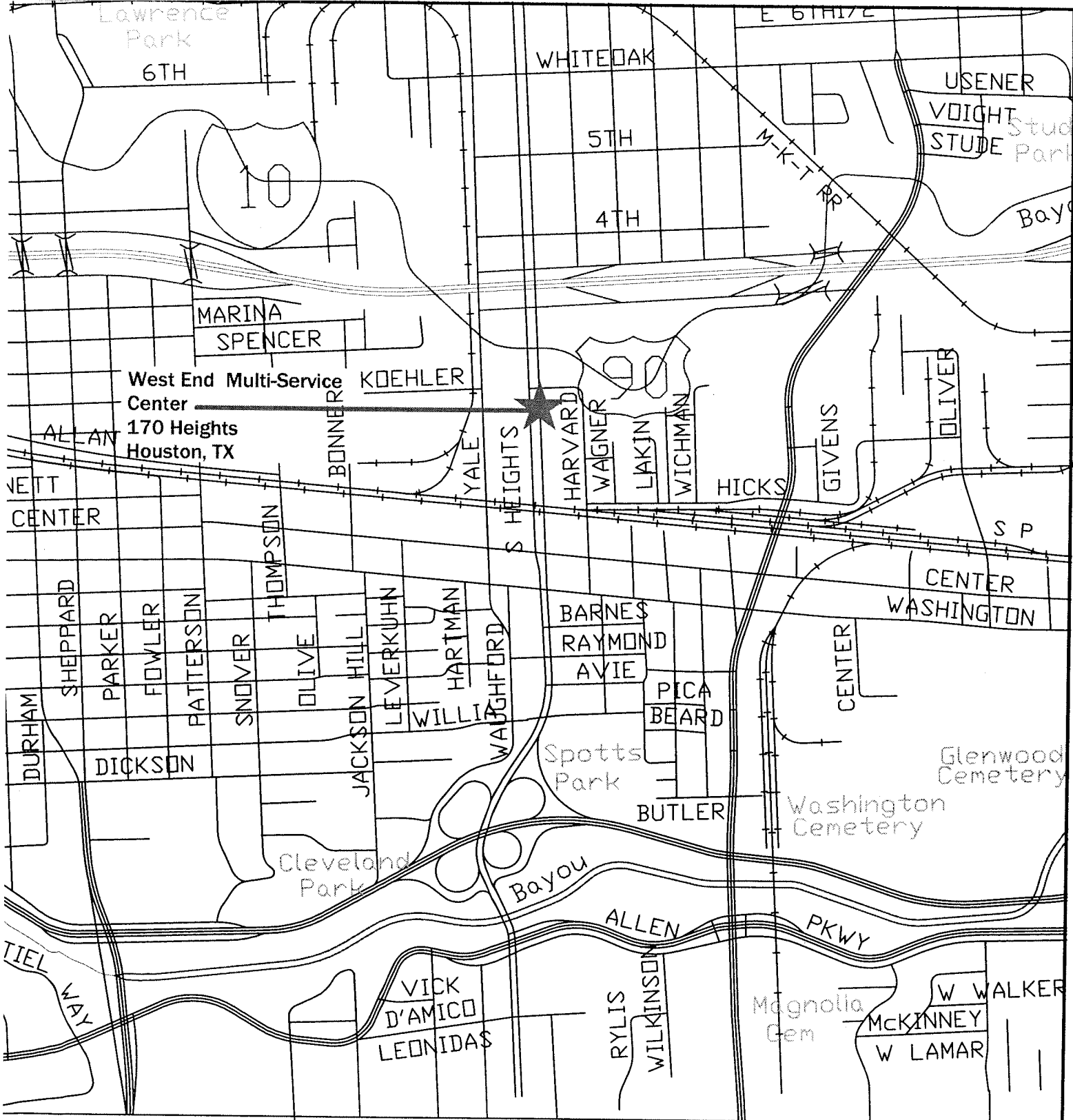
CUIC# 25DSGNL07

General Services Department:
[Signature]
Phil Golenbiewski, P.E.
Chief of Design & Construction Division

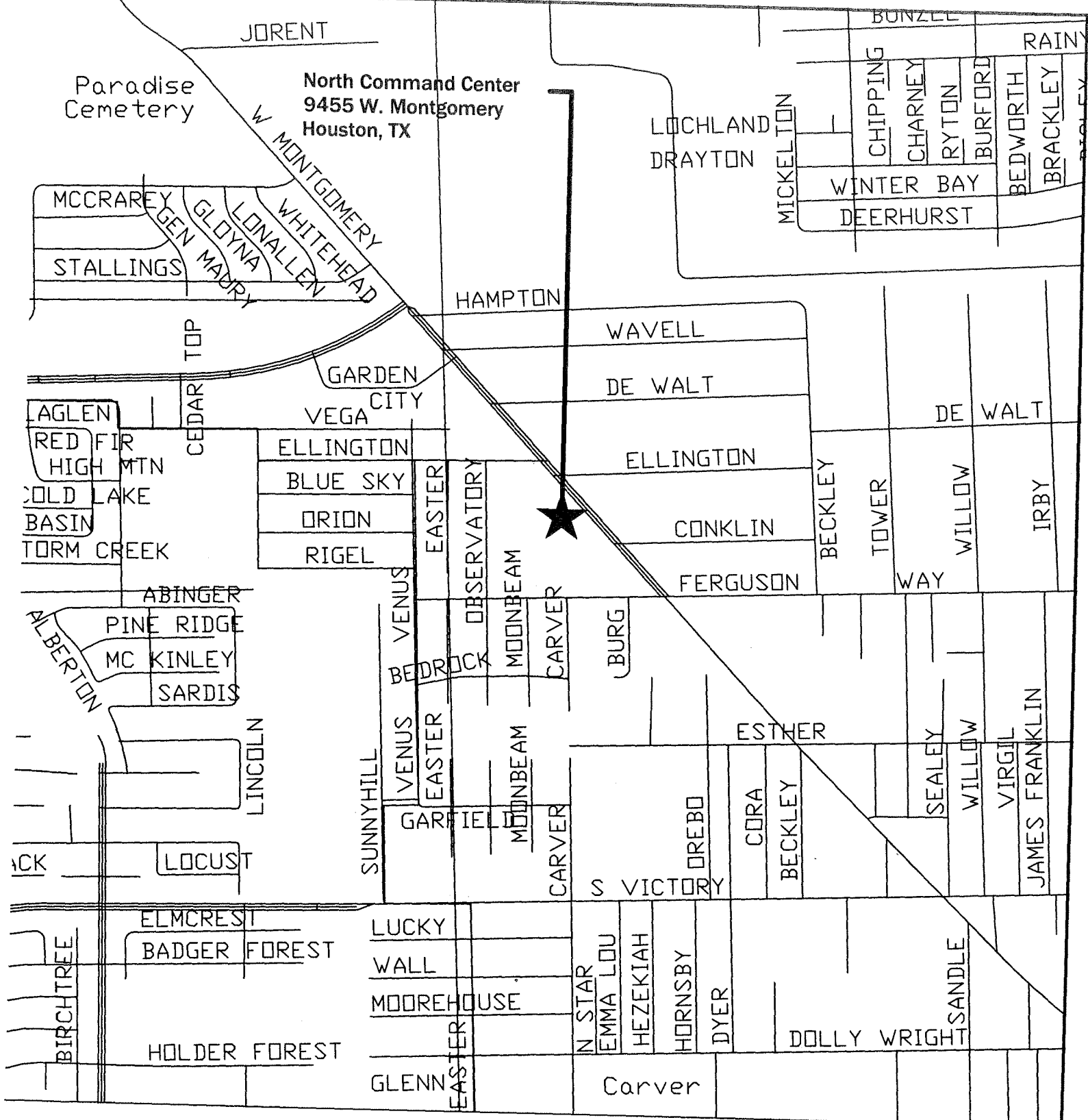
Municipal Courts Judicial Department:
[Signature]
Berta Mejia
Presiding Judge

Department of Health and Human Services:
[Signature]
Stephen L. Williams, M.ED, MPA
Director *[Signature]*

[Handwritten marks]



**West End Multi-Service Center
170 Heights (Key Map 493E)**



**Benches for Annex Court at
North Command Station
9455 W. Montgomery (Key Map 412N)**

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Appropriation of Public Library Consolidated Construction Funds for Equipment at Jones Central Library WBS No. E-000011-000 ₁₋₅ -01	Page 1 of 1	Agenda Item <i>18-18A</i>
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FROM (Department or other point of origin): Library Department	Origination Date <i>3/13/08</i>	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: Rhea Brown Lawson, Ph.D. <i>[Signature]</i>	Council District affected: All
---	--

For additional information contact: Greg Simpson Phone: 832-393-1333	Date and identification of prior authorizing council action:
--	---

RECOMMENDATION: Appropriate funds and approve purchase order for Jones Central Library

Amount and Source of Funding: \$ 1,150,000.00 Public Library Consolidated Construction Fund (4507)	F&A Budget: <i>[Signature]</i>
---	--

SPECIFIC EXPLANATION: The Library Department recommends that City Council appropriate \$1,150,000 to purchase equipment to support the new services provided as part of the renovated Jones Central Library. Furthermore, the Library Department requests approval of a purchase order to Cultural Surroundings for the purchase of library shelving, service desk and work stations.

This action will allow the Library to purchase replacement shelving for the Teen's and Children's collections; and new end panels for high visibility areas of the Adult collection. It will also allow the Library to provide a service desk at the main entrance and computer print stations at various locations around the building. This shelving, service desk and work stations will be purchased using the "buy board" contract. Additionally, the Library will purchase new information technology equipment, materials security systems, and self-check machines from the Texas DIR contract. This IT equipment will be purchased from various vendors using purchase orders of \$50,000 or less. The remaining funds will be used to purchase miscellaneous equipment and furniture by purchase order in small dollar amounts.

The following is a breakout of expected expenditures:

Library Shelving, Service Desk and Work Stations	\$ 257,810.00
Information Technology	\$ 765,685.00
<u>Furniture & Equipment</u>	<u>\$ 126,505.00</u>
Total Appropriation	\$ 1,150,000.00

*Local Government Purchasing Cooperative

PROJECT LOCATION: 500 McKinney Ave (439L)

REQUIRED AUTHORIZATION

Library Department: <i>[Signature]</i> Wendy Teas Heger, AIA Assistant Director		General Services Department: <i>[Signature]</i> James Tillman CIP Manager
---	--	---

not

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary		RCA# 7791	
Subject: Asbestos Abatement, Demolition and Site Clean-up Services for the Police Department S08-Q22770	Category # 4	Page 1 of 2	Agenda Item 19

FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	Origination Date February 13, 2008	Agenda Date MAR 26 2008
--	--	-----------------------------------

DIRECTOR'S SIGNATURE <i>Calvin D. Wells</i>	Council District(s) affected B, E, H
For additional information contact: Joseph Fenninger Phone: (713) 308-1708 Ray DuRousseau Phone: (713) 247-1735	Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve an award to Basic Industries, Inc. on its low exempt bid in the amount of \$116,008.00 and contingencies (5% for unforeseen changes within the scope of work) in the amount of \$5,800.40 for a total amount not to exceed \$121,808.40 for asbestos abatement, demolition and site clean-up services for the Police Department.

Award Amount: \$121,808.40	F & A Budget
\$121,808.40 - Dangerous Building Consolidated Fund (1801)	

SPECIFIC EXPLANATION:
The City Purchasing Agent recommends that City Council approve an award to Basic Industries, Inc. on its low exempt bid in the amount of \$116,008.00 and contingencies (5% for unforeseen changes within the scope of work) in the amount of \$5,800.40 for a total amount not to exceed \$121,808.40 for asbestos abatement, demolition and site clean-up services for the Police Department and that authorization be given to issue purchase orders as necessary. The structural integrity of these abandoned buildings is unsound; therefore, these services are needed to protect and preserve the health and safety of the residents in the areas surrounding these commercial and residential buildings.

Ten certified companies approved by City Council to perform these types of services were requested to submit a bid on this project and three companies responded as itemized below:

<u>Company</u>	<u>Total Amount</u>
1. Basic Industries, Inc.	\$116,008.00
2. LVI Facility Services, Inc.	\$149,800.00
3. Arrow Services, Inc.	\$322,354.00

The scope of work requires the contractor to provide all labor, materials, equipment, supervision and transportation necessary to provide asbestos abatement, demolition and site clean-up services. The abandoned buildings listed on Page 2 of 2 were determined to be dangerous and pose an imminent threat to the health and safety of citizens in the immediate areas. Due to the 10-day "waiting period" as required by the Texas Department of Health, this project will take approximately 80 calendar days to complete. The school principals are notified by City inspectors of current demolitions/abatements in the area.

The City will place liens against these properties to recover all costs associated with these services. Liens are paid when the property title is transferred and there is a change in ownership.

This purchase relates to public health and safety and is therefore, exempt from the competitive bid laws.

REQUIRED AUTHORIZATION		
F&A Director:	Other Authorization:	Other Authorization:

ADT

19 2008

Date:
2/13/2008

Subject: Asbestos Abatement, Demolition and Site Clean-up Services
for the Police Department
S08-Q22770

Originator's
Initials
AD

Page 2 of 2

<u>Address:</u>	<u>Council District</u>	<u>Nearest School</u>
110 Schade Lane (Main Structure)	B	Moreno Elementary
509 Mading Lane	B	Carroll Elementary
7410 Lavender #A	B	Sanderson Elementary
3411 Lee	B	Dogan Elementary
12930 Barcus	B	Woodland Acres Elementary
12222 Sol	B	Rogers Elementary
3711 Bain	B	Scott Elementary
7827 Lavender (Main Structure)	B	Easter Elementary
7827 Lavender (Detached shed)	B	Easter Elementary
7326 Fawnridge	B	Chatham Elementary
8120 Shotwell	B	Chatham Elementary
8169 Count (Bldg. #1)	B	Tidwell Elementary
8169 Count (Bldg. 2)	B	Tidwell Elementary
10613 Aldis	E	Atkinson Elementary
6701 Avenue E	H	Tijerina Elementary
3305 Delhi	H	Burrus Elementary

Buyer: A. Dunn

R

REQUEST FOR COUNCIL ACTION

RCA# 7789

TO: Mayor via City Secretary

Subject: Purchase of a Truck with an Aerial Manlift through the Texas Local Government Purchasing Cooperative for the Houston Police Department
S34-N22768-B

Category #
4

Page 1 of 1

Agenda Item

20

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

Origination Date
February 04, 2008

Agenda Date
MAR 26 2008

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Joseph Fenninger Phone: (713) 308-1708
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve the purchase of a truck with an aerial manlift through the Texas Local Government Purchasing Cooperative in the amount of \$77,000.00 for the Houston Police Department.

Award Amount: \$77,000.00

F & A Budget

\$77,000.00 - High Intensity Drug Trafficking Area Grant Fund (5000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of a truck with a 42-foot working height aerial manlift through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Government Purchasing Cooperative in the amount of \$77,000.00 for the Houston Police Department, and that authorization be given to issue a purchase order to the Texas Local Government Purchasing Cooperative contractor, Philpott Motors, Ltd. This truck and aerial manlift will be used citywide by the Department to complete installations of covert electronic pole cameras during undercover narcotics operations.

This new truck will meet the EPA's current emission standards for diesel-powered engines. The truck will come with full warranties of three years/36,000 miles on the chassis and power train, and five years/100,000 miles on the diesel engine. The aerial manlift will come with full warranties of one year on the aerial lift; three years on the hydraulic systems; and lifetime on the frame. The life expectancy of this vehicle is seven years or 100,000 miles. This unit is an addition to the Department's fleet inventory.

Buyer: Larry Benka

PR No. 10044227

REQUIRED AUTHORIZATION

NDT

F&A Director:

Other Authorization:

Other Authorization:

19

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7800

Subject: Purchase of Automated License Plate Recognition Camera Systems for the Police Department

Category #
4

Page 1 of 1

Agenda Item

21

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

Origination Date
February 21, 2008

Agenda Date
MAR 26 2008
MAR 26 2008

DIRECTOR'S SIGNATURE

MS Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Joseph Fenninger Phone: (713) 308-1708
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:
CM 2006-0624; Passed 7/5/06

RECOMMENDATION: (Summary)

Approve the purchase of seven automated license plate recognition camera systems from Pixelpushers, Inc. d/b/a Civica Software in the total amount of \$141,115.80 for the Police Department.

Award Amount: \$141,115.80

F & A Budget

[Handwritten signature]

\$141,115.80 - Federal State Local Pass Through Fund (8030) - Homeland Security Grant Fund

SPECIFIC EXPLANATION:

Background

The Request for Proposal (RFP) was issued in the first quarter of 2006 for ten automated license plate recognition systems (Systems). The best respondent to the RFP was Pixelpushers, Inc. d/b/a Civica Software. On July 5, 2006, City Council approved the award.

The Police Department has successfully piloted the ten Systems and effectively integrated the automated license plate recognition camera system with their existing surveillance systems. The Department is ready to implement phase two which will require City Council to approve the purchase of seven additional systems.

Recommendation

The City Purchasing Agent recommends that the City Council approve the purchase of seven automated license plate recognition camera systems in the total amount of \$141,115.80 for the Police Department, and that authorization be given to issue a purchase order to Pixelpushers, Inc. d/b/a Civica Software.

The scope of work requires the contractor to furnish seven cameras and corresponding software licenses. The contractor shall also be required to provide two-year maintenance service on equipment and software. These cameras will be installed on seven vehicles by HPD and will be used for the automatic scanning and interpreting of license plates, allowing the patrol officers to quickly access vital information about surrounding vehicles without requiring them to manually type in license plate numbers and request database searches. The Department will utilize these devices in and around airports, schools and high-crime areas with a particular focus on stolen vehicles, outstanding warrants, amber alert information, and vehicles with possible terrorist connections. This will increase the overall security of the patrol officers as well as the general driving public.

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

Buyer: Conley Jackson

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

MDI

2008

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7820

Subject: Purchase of Automobiles, Vans, and Pickup Trucks Through the Houston-Galveston Area Council for the Police and Fire Departments
S27-N22808-H

Category #
1 & 4

Page 1 of 1

Agenda Item

22-22A

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

Origination Date
March 04, 2008

Agenda Date
MAR 26 2008

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Joseph Fenninger Phone: (713) 308-1708
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve an ordinance authorizing the appropriation of \$1,606,731.12 out of the Fleet/Equipment Acquisition Internal Services Fund (Fund 9002), and the purchase of automobiles, vans, and pickup trucks through the Houston-Galveston Area Council (H-GAC) in the amount of \$1,550,048.64 for the Police and Fire Departments.

Award Amount: \$1,550,048.64

F & A Budget

\$1,606,731.12 - Fleet/Equipment Acquisition Internal Services Fund (Fund 9002)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$1,606,731.12 out of the Fleet/Equipment Acquisition Internal Services Fund (Fund 9002). It is further recommended that City Council approve the purchase of automobiles, vans, and pickup trucks through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$1,550,048.64 for the Police and Fire Departments, and that authorization be given to issue purchase orders to the H-GAC contractors shown below. These vehicles will be used citywide by Department personnel to conduct City business and provide services to the citizens of Houston.

Philpott Motors, Ltd.: Approve the purchase of sixty-four intermediate, four-door, hybrid-electric sedans in the amount of \$1,388,112.64.

Dallas Dodge Chrysler Jeep: Approve the purchase of four small, extended-length, gasoline-powered, cargo vans and four 3/4-ton, extended cab, diesel-powered, pickup trucks in the amount of \$161,936.00.

Funding for the additional purchases of vehicles and equipment was made available by the transfer of \$6 million from the General Fund balance into the Fleet/Equipment Acquisition Internal Services Fund (Fund 9002), approved by City Council on December 19, 2007, Council Motion No. 2007-1253. The vehicles that are the subject of this request are included in the supplemental equipment acquisition plan.

The requested appropriation out of the Fleet/Equipment Acquisition Internal Services Fund (Fund 9002) is the sum of \$1,550,048.64 for the purchase of the listed vehicles and \$56,682.48 for the purchase of vehicles and associated equipment that will be purchased in separate procurements.

These vehicles will meet the EPA's current emission standards for low emission vehicles. They will come with a full three-year/36,000-mile bumper-to-bumper warranty, and the life expectancy is seven years or 100,000 miles. For vehicle usage and replacement details, see the attached Equipment Justification Summary. The vehicles that will be replaced have reached their life expectancy and will be sent to auction for disposition.

Buyer: Louis Reznicek

Attachment: Equipment Justification Summary

REQUIRED AUTHORIZATION

(2) *NOT*

F&A Director:

Other Authorization:

Other Authorization:

2/21

**EQUIPMENT JUSTIFICATION SUMMARY
AUTOS, VANS, AND PICKUP TRUCKS
FOR POLICE AND FIRE DEPARTMENTS
S27-N22808-H/RCA 7820**

Bid Item No./ Description	Requisition No.	Qty.	Department Fleet Usage	Equipment Replacement		
				Shop No.	Age-Yrs.	Mileage
Intermediate, 4- door, Hybrid- Electric Sedans	10045022	33	Fire Department These automobiles will be used citywide by the Department's Fire Prevention and other non-emergency personnel to carry out their assigned duties.	22803	14	172,636
				22804	14	118,305
				22805	14	166,920
				22808	14	169,975
				22812	14	118,678
				22813	14	140,345
				22818	14	138,970
				22819	14	111,538
				22820	14	130,915
				22821	14	122,347
				22822	14	84,163
				22824	14	84,988
				22827	14	100,545
				22829	14	70,998
				22830	14	108,224
				22831	14	168,203
				22832	14	159,957
				22833	14	213,332
				22835	14	166,678
				22851	14	90,490
				22852	14	130,858
				22853	14	119,501
				22855	14	143,145
				23565	14	107,148
				23566	14	132,781
				23567	14	158,757
				23568	14	152,840
				23569	14	100,699
				23571	14	128,166
				23573	14	143,865
				23574	14	148,933
				23575	14	128,948
				23879	13	79,585
					10045250	31
				23142	14	96,464
				23143	14	155,505
				24038	13	110,968
				24080	12	113,735
				24110	13	120,235
				24111	13	134,734
				24550	13	114,935
				25400	12	134,778
				25843	12	182,169
				25850	12	157,800
				25851	12	166,382
				25859	12	143,081
				<u>26000</u>	12	98,283
				14 Units		

**EQUIPMENT JUSTIFICATION SUMMARY
AUTOS, VANS, AND PICKUP TRUCKS
FOR POLICE AND FIRE DEPARTMENTS
S27-N22808-H/RCA 7820**

Bid Item No./ Description	Requisition No.	Qty.	Department Fleet Usage	Equipment Replacement																																																									
Intermediate, 4-door, Hybrid-Electric Sedans (Continued)	10045250 (Continued)	31	Police Department (Continued)	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><u>Shop No.</u></th> <th style="text-align: left;"><u>Age-Yrs.</u></th> <th style="text-align: left;"><u>Mileage</u></th> </tr> </thead> <tbody> <tr><td>26007</td><td>12</td><td>202,564</td></tr> <tr><td>26048</td><td>12</td><td>173,294</td></tr> <tr><td>26086</td><td>12</td><td>93,495</td></tr> <tr><td>26857</td><td>11</td><td>153,806</td></tr> <tr><td>26901</td><td>11</td><td>79,821</td></tr> <tr><td>26907</td><td>11</td><td>94,254</td></tr> <tr><td>27532</td><td>11</td><td>86,504</td></tr> <tr><td>27533</td><td>11</td><td>84,600</td></tr> <tr><td>27534</td><td>11</td><td>114,657</td></tr> <tr><td>27536</td><td>11</td><td>81,160</td></tr> <tr><td>27541</td><td>11</td><td>86,383</td></tr> <tr><td>27543</td><td>11</td><td>86,279</td></tr> <tr><td>28711</td><td>10</td><td>91,070</td></tr> <tr><td>28797</td><td>10</td><td>154,439</td></tr> <tr><td>28825</td><td>10</td><td>166,216</td></tr> <tr><td>29297</td><td>10</td><td>111,567</td></tr> <tr><td>29864</td><td>9</td><td>142,197</td></tr> <tr><td colspan="3">17 Units</td></tr> </tbody> </table>	<u>Shop No.</u>	<u>Age-Yrs.</u>	<u>Mileage</u>	26007	12	202,564	26048	12	173,294	26086	12	93,495	26857	11	153,806	26901	11	79,821	26907	11	94,254	27532	11	86,504	27533	11	84,600	27534	11	114,657	27536	11	81,160	27541	11	86,383	27543	11	86,279	28711	10	91,070	28797	10	154,439	28825	10	166,216	29297	10	111,567	29864	9	142,197	17 Units		
<u>Shop No.</u>	<u>Age-Yrs.</u>	<u>Mileage</u>																																																											
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29864	9	142,197																																																											
17 Units																																																													
Small, Extended Length Cargo Vans	10045499	4	Fire Department These vans will be used citywide by the Department's Air Pack Shop personnel to transport air packs and face pieces between the repair and testing facility and the Department's 90 fire stations.	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><u>Shop No.</u></th> <th style="text-align: left;"><u>Age-Yrs.</u></th> <th style="text-align: left;"><u>Mileage</u></th> </tr> </thead> <tbody> <tr><td>22870</td><td>9</td><td>121,630</td></tr> <tr><td>22871</td><td>9</td><td>113,241</td></tr> <tr><td>22872</td><td>9</td><td>104,798</td></tr> <tr><td>22873</td><td>9</td><td>108,403</td></tr> </tbody> </table>	<u>Shop No.</u>	<u>Age-Yrs.</u>	<u>Mileage</u>	22870	9	121,630	22871	9	113,241	22872	9	104,798	22873	9	108,403																																										
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22872	9	104,798																																																											
22873	9	108,403																																																											
3/4-Ton, Extended Cab, Diesel-Powered Pickup Trucks	10046409	4	Police Department These trucks will be used citywide by the Department's Burglary & Theft Division's Scrap Metal Detail to respond to and conduct investigations of scrap metal-related theft incidents. These trucks may be required to transport large amounts of stolen scrap metal, electrical wiring and panels, and other items to the Department's Property Room.	Additions to the Fleet The Scrap Metal Detail is a new responsibility for the Department's Burglary & Theft Division and these vehicles are required for Officers to carry out their assigned duties.																																																									

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7811

Subject: Sole Source Purchase of a Software Upgrade for the Public Works & Engineering Department
S37-E22788

Category #
4 & 5

Page 1 of 2

Agenda Item

23

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

Origination Date
February 25, 2008

Agenda Date
MAR 26 2008

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Ogilvie Gericke Phone: (713) 837-0099
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve the sole source purchase from Azteca Systems, Inc. in an amount not to exceed \$310,916.50 to upgrade the Cityworks Work Order and Asset Management System for the Public Works & Engineering Department.

Maximum Contract Amount: \$310,916.50

F & A Budget

\$310,916.50 Water & Sewer System Operating Fund (8300) *SR 3.5.08*

SPECIFIC EXPLANATION:
The City Purchasing Agent recommends that City Council approve the sole source purchase from Azteca Systems, Inc. in an amount not to exceed \$310,916.50 to upgrade the Cityworks Work Order and Asset Management System (Cityworks) for the Public Works & Engineering Department (PW&E) and that authorization be given to issue a purchase order.

Azteca Systems, Inc. is the sole distributor, manufacturer, and supplier of the Cityworks Work Order and Asset Management System.

The Cityworks software application is the core system for managing the City's infrastructure related work orders and assets. This software is currently used to manage municipal maintenance needs by keeping track of work orders generated by various divisions within the Department including water, wastewater, street and traffic for items such as fire hydrants, manhole covers, freeway and bridge fixtures, street name signs and traffic signals.

The scope of work requires the contractor to upgrade the existing Cityworks software application by adding an interface to implement the migration of the Cityworks data from older software versions that will no longer be supported by the contractor into established geodatabases owned by the contractor. Under the terms of the agreement, the contractor will be required to provide upgrade services as follows:

1. Design & Development Phase

- Project Kickoff Meeting
- Data Model Design
- Migration Planning for Water, Wastewater & Storm
- Compile & deliver Source Materials
- Data Migration
- Build Network & QA Data
- Set up Hardware & Software on Site

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization: *[Signature]*

Other Authorization: *[Signature]*
65CDW2847B
3/08

148

208

Date: 2/25/2008	Subject: Sole Source Purchase of a Software Upgrade for the Public Works & Engineering Department S37-E22788	Originator's Initials JH	Page 2 of 2
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- Load Data on Site
- Review Data with Client
- Data Migration Acceptance

2. Deploy Phase

- System Acceptance Testing
- Begin Data Maintenance

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (7) (A) of the Texas Local Government Code for exempted procurements.

Buyer: Joyce Hays

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7802

Subject: Amend Council Motion 2008-0113, passed February 6, 2008, for Advertising Services from the Greater Houston Convention and Visitors Bureau for the Houston Police Department

Category #
4

Page 1 of 1

Agenda Item

24

FROM (Department or other point of origin):

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

Origination Date

February 04, 2008

Agenda Date

MAR 26 2008

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

Joseph Fenninger Phone: (713) 308-1708
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Amend Council Motion 2008-0113, passed February 6, 2008, to increase sending authority from \$200,000 to \$410,000, for purchase of professional advertising services from the Greater Houston Convention and Visitors Bureau for the Houston Police Department.

Maximum spending authority increased to \$410,000.00

F & A Budget

\$210,000.00 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council amend Council Motion #2008-0113, adopted February 6, 2008, to increase spending authority from \$200,000 to \$410,000, and approve the purchase of additional advertising services from the Greater Houston Convention and Visitors Bureau (GHCVB) for the Houston Police Department. The GHCVB has assisted the Department's Recruiting Program through the development and booking of radio and television advertising to promote its recruiting efforts.

By working through the GHCVB, the Houston Police Department has been able to take advantage of volume discounts in the actual purchase of radio and television time and lower fees by working through the Bureau. Ad content was developed in collaboration with the Department's recruiting team and the Mayor's Communications Office, and the ads have been successful in increasing the number of HPD applicants.

This recommendation is made pursuant to Chapter 252, Section 252.021 (a) (4) of the Texas Local Government Code for exempt procurements.

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT: Resolution assuring certain city services to the National Football League as part of a bid to host the 2012 Super Bowl.	Category #	Page 1 of 1	Agenda Item# <i>25</i>
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FROM: (Department or other point of origin): Dawn R. Ullrich, Director Department of Convention and Entertainment Facilities	Origination Date March 18, 2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: <i>Dawn Ullrich</i>	Council Districts affected: All
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For additional information contact: Stephen W. Lewis Phone: 713-853-8888	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
Approve a resolution in support of assuring certain City services to the National Football League in an effort to host the Super Bowl in 2012.

Amount of Funding: Not Applicable.	F & A Budget:
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SPECIFIC EXPLANATION:
The City of Houston is bidding to host the largest annual sporting event held in the U.S., the Super Bowl. Hosting the game and related events generates international goodwill and prestige for the host city and substantial beneficial economic impact and financial activity.

The average total economic impact of the Super Bowl on the host community over the past five years has been significant. Direct spending in the community ranges between \$120 million and \$180 million. These figures are based on 80,000 to 90,000 fans spending approximately \$1,500 to \$2,000 apiece. Nearly 60 percent of Super Bowl visitors stay in an area hotel or motel for an average of four days.

Approximately 800 million people in 190 countries watch the Super Bowl every year on television, providing the host city with free advertising exposure it could never afford to purchase.

Houston representatives are scheduled to present the City's bid to the NFL in early April 2008, seeking to have Houston named the host community for the 2012 Super Bowl. The NFL will make its designation in late May. The NFL has requested a declaration of support from the host city concerning the performance of reasonable necessary government services in connection with the Super Bowl and related official events as part of the formal bid.

City Council will be committing support services (including security, fire, police, medical emergency, traffic, and airport and public works/street maintenance) reasonably necessary to the success of the 2012 Super Bowl. The City is committing support services with the understanding that the Host Committee will reimburse the City for its actual cost for providing such services. As part of its bid, the City is also agreeing to provide the George R. Brown Convention Center as the site for the NFL Media Center, the NFL Experience and the Friday Night Party, without imposing facility rental or license fees. The City agrees not to sponsor other Super Bowl-related events two weeks prior to the Super Bowl to one week afterward.

REQUIRED AUTHORIZATION

F&A Director	Other Authorization	Other Authorization

REQUEST FOR COUNCIL ACTION

SUBJECT: Resolution assuring certain city services to the National Football League as part of a bid to host the 2012 Super Bowl.

Page 2 of 2

State law allows counties and municipalities to request the Texas Comptroller to establish an Other Events Trust Fund in connection with certain sporting events. Various incremental tax revenues (with a 6.25 times match of State tax revenues) are placed in the Other Events Trust Fund and are used toward satisfying expenses incurred for the event. If City Council approves the resolution, and if the City is designated as the site for the 2012 Super Bowl, the City Council is authorizing the City to request the Comptroller to initiate and establish an Other Events Trust Fund for the Super Bowl and related Official Events. Thereafter, City Council would be asked to approve the City's share of local matching funds (which will be matched 6.25 times by the State) and a Joinder Agreement with the Host Committee, detailing the use and expenditure of funds from the Other Events Trust Fund.

City Council is urged to approve this resolution to provide certain services in an effort to win the host role of the 2012 Super Bowl.

LH:dv
H:\RCA-Superbowl 2012.doc

GEORGE R. BROWN CONVENTION CENTER
2012 SUPER BOWL COST SUMMARY

CONTRACTOR	NFL MEDIA	NFL EXPERIENCE
ARAMARK FOOD SERVICE	\$100,000.00	\$400,000.00
ARAMARK JANITORIAL	\$61,000.00	\$123,600.00
TDI UTILITIES	\$70,800.00	\$143,800.00
TDI LABOR	\$27,100.00	\$55,000.00
SMART CITY ELECTRICAL	\$72,800.00	\$147,900.00
SMART CITY TELEPHONED/DATA	\$113,400.00	\$55,900.00
FREEMAN AUDIO VISUAL	\$73,752.00	\$147,504.00
ALLIED BARTON SECURITY	\$29,000.00	\$59,000.00
REPUBLIC PARKING	\$7,025.00	\$21,075.00
DISPLACED BUSINESS	\$33,000.00	\$67,000.00
REFUSE DISPOSAL	\$5,000.00	\$10,000.00
GRBCC OVERTIME	\$0.00	\$10,000.00
GRBCC STAFF	\$50,000.00	\$100,000.00
TOTALS	\$642,877.00	\$1,340,779.00

GENERAL LIABILITY INSURANCE (estimate covers all NFL events at the GRBCC)	\$65,000.00
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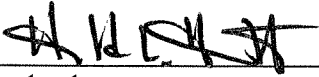
GENERAL FUND
2012 SUPER BOWL COST SUMMARY

NFL ESTIMATED COST	CITY DEPARTMENT
\$521,780.00	HOUSTON FIRE DEPARTMENT
\$1,530,433.00	HOUSTON POLICE DEPARTMENT
\$2,052,213.00	TOTALS

**HOUSTON AIRPORT SYSTEM
2012 SUPER BOWL**

	2012 ESTIMATE
EXPENSES:	
Personnel HOU	\$60,000.00
Personnel IAH	\$194,798.00
Additional Security	\$60,000.00
Supplies IAH	\$20,000.00
Supplies HOU	\$9,000.00
Supplies EFD	\$0.00
Other Rentals	\$100.00
Police	\$175,000.00
Signage	\$6,000.00
Information Technology	\$30,000.00
TOTAL	\$554,898.00

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance amending Chapter 28 of the Code of Ordinances, Houston, Texas, relating to Convenience Stores		Category	Page	Agenda Item # 26
FROM (Department or other point of origin): Houston Police Department		Origination Date: March 14, 2008	Agenda Date: MAR 26 2008	
DIRECTOR'S SIGNATURE: NO Harold L. Hurtt, Chief of Police 		Council District affected: ALL		
For additional information contact: Assistant Chief John Trevino, 713-308-1871 Jenny Bailey, Deputy Director for Policy Planning, 713-247-2546 Tracy Calabrese, Senior Assistant City Attorney, 713-437-6915		Date and identification of prior authorizing Council action:		
RECOMMENDATION: Adopt ordinance amending Chapter 28 of the Code of Ordinances, Houston, Texas, relating to Convenience Stores				
Amount and source of funding: Not applicable			F&A Budget:	
EXPLANATION: The Mayor's Task Force on Convenience Store Security reviewed numerous studies and practices of other jurisdictions and conducted a survey, a stakeholder forum, and a sample site-visit checklist study. The Task Force made recommendations based on extensive deliberations, and its full report may be accessed at http://www.houstontx.gov/mayor/press/conveniencestore.pdf . The Task Force concluded that better training of employees, more interaction between storeowners and police, and store security improvements are keys to preventing, reducing and solving convenience store crime. The proposed ordinance would require convenience stores to: <ol style="list-style-type: none"> 1. Register with HPD and post a registration compliance decal and registration statement at the store (Section 28-402); 2. Provide initial and annual safety training for all employees (Section 28-403), the initial training must take place within 90 days of ordinance effective date [Section (3)(a)(1)]; 3. Execute a trespass affidavit and post it at the store (Section 28-404); 4. Post multiple "No Loitering" and "No Trespassing" signs in English and Spanish (Section 28-405); 5. Post height strips at exits to aid in suspect identification (Section 28-405); 6. Remove obstructions (advertising, etc...) from windows and doors to increase visibility (Section 28-406); 7. Install a silent panic or holdup alarm system and post notice that system is in use (Section 28-407), effective January 1, 2010 for existing stores [Section (3)(a)(2)]; 8. Install a drop safe, establish a cash accountability policy, and post notice of limited cash availability (Section 28-408), effective January 1, 2010 for existing stores [Section (3)(a)(2)]; and 9. Maintain a color digital surveillance camera system, provide images for crime investigations, and post notice of camera use (Section 28-409), effective January 1, 2010 for existing stores [Section (3)(a)(2)]. Failure to comply with any provision is a class C misdemeanor with a fine set by a Municipal Court Judge of up to \$500 per day. Each day of noncompliance is a new offense (Section 28-410). The ordinance will be effective 30 days after passage except where otherwise noted above.				
REQUIRED AUTHORIZATION				
F&A Director:		Other Authorization:		Other Authorization:


Subject: Ordinance amending Chapter 28 of the Code of Ordinances, Houston, Texas, relating to Convenience Stores

**Originator's
Initials:**

**Page
2 of 2**

As recommended by the Task Force, HPD is establishing a Convenience Store Unit and a citywide Convenience Store Positive Interaction Program (PIP), which will facilitate communication between police officers, neighborhood stakeholders and store operators. The Task Force also recommended mandating outdoor lighting levels at stores, and a technical committee selected by the Code Enforcement Division of the Public Works and Engineering Department will address this element in a future ordinance after further study.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance amending Chapter 8 of the Code of Ordinance, Houston, Texas, relating to mobile automobile repair businesses and the licensing thereof.		Category #	Page 1 of	Agenda Item # 27
FROM (Department or other point of origin): Houston Police Department		Origination Date March 13, 2008	Agenda Date MAR 26 2008	
DIRECTOR'S SIGNATURE: MS Harold Hurtt, Chief, Houston Police Department 		Council District affected: All		
For additional information contact: Lieutenant Allan Bukowski Phone: 713-308-1440		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Approval of an ordinance amending Chapter 8 of the Code of Ordinances, Houston, Texas, relating to the operation and licensing of mobile automotive repair businesses				
Amount and Source of Funding: Not applicable			F & A Budget:	
SPECIFIC EXPLANATION: On January 17, 2008, the Regulation, Development and Neighborhood Protection Committee voted to recommend the proposed amendments to Chapter 8 of the Code of Ordinances regarding the licensing of mobile automotive repair businesses to city council for consideration and approval. The proposed amendments add the definitions of <i>mobile automotive repair</i> business and <i>mobile repair unit</i> to Section 8-16 of the Code. They also clarify that the term <i>automotive repair facility</i> includes a mobile automotive repair business. The proposed amendments also provide that if an applicant for a license is a mobile automotive repair business, the business must provide a mailing address, a physical address, and a VIN and license plate number for each vehicle the business uses for the mobile repair business. Additionally, the amendments clarify some of the requirements for obtaining a dealer's license. Further, the amendments provide that on an <i>initial</i> application for a license to conduct business at a fixed location, the applicant may provide a receipt demonstrating that he has applied for a certificate of occupancy ("CO"). However, a licensee applying for a <i>renewal</i> of a license must submit a copy of the CO. Finally, the proposed amendments provide that upon request, a mobile automotive repair business must permit a reasonable inspection of each mobile repair unit and all documentation by the chief of police or his representative. These amendments will allow HPD to regulate mobile automobile repair businesses that at this time are unregulated by the City because they generally do not conduct business at a fixed location. Therefore, HPD recommends that City Council approve the proposed amendments to Chapter 8 of the Code of Ordinances.				
REQUIRED AUTHORIZATION				
F&A Director:		Other Authorization:		Other Authorization:

Redline

Sec. 8-16. Definitions.

Automotive repair facility. Any person who engages in, conducts or carries on the public business of repairing motor vehicles or motor vehicle trailers, or both. This term includes a mobile automotive repair business.

Mobile automotive repair business. Any person who provides the services of an automotive repair facility, a retail supply dealer, or a used parts and used accessories dealer at a location determined by a vehicle owner solely from one or more mobile repair units and does not have a facility or regularly established location or place of business that is or may be used for the provision of such repair services.

Mobile repair unit. A motor vehicle used by a mobile automotive repair business to conduct repair services.

Sec. 8-52. Application generally.

(a) Every applicant for a license to engage in, conduct or carry on within the city limits any of the businesses described in section 8-16 of this Code shall make application therefor on an application form furnished by the chief of police and prescribed by the automotive board, which application shall be signed and sworn to as herein provided and shall include, among other things, the following information respecting the applicant:

- (1) Trade name of each business that the applicant has engaged in during the five-year period next preceding the filing of such application.
- (2) Address of the applicant's principal office or establishment in the city. If the applicant is a mobile automotive repair business it must provide a mailing address, a physical address if different from the mailing address, and the VIN and license plate number of each mobile repair unit used for the business.

- (3) Number and location of branch establishments, if any, maintained and operated in the city.
 - (4) Whether the applicant is the owner or lessee of the real property occupied and, if the lessee, the name of the landlord.
 - (5) Description Type of service to be provided by the business.
 - (6) If application is for a dealer's license, applicant must provide a state issued general distinguishing number, if required to have one.
 - (67) Whether the applicant has ever been convicted of a felony or of a crime involving moral turpitude, and if a partnership, the answer shall be as to all members of the partnership, and if a corporation, shall be as to all officers of the corporation.
 - (78) A statement of the method of distribution to be used. The name and mailing address of each owner or principal of the applicant and copies of the assumed-name registration if the business will be operated under an assumed name.
 - (89) If the applicant is a corporation, a copy of its charter or permit to do business certified to by the secretary of state a certificate of good standing from the Texas Secretary of State for a Texas domestic corporation or a certificate of authority to do business in Texas if a foreign corporation, along with the names and addresses of all officers and the corporation's registered agent in Texas.
 - (910) If a corporation, the names and addresses of the principal officer and of all local officers of the corporation and, if a the applicant is a partnership, the partnership registration, if any, and the names and addresses of all the general partners.
- (b) If the application is by a corporation, the same shall be signed and sworn to by a duly authorized officer thereof, if by a partnership, then by one of the general partners therein, and if by an individual, then by such individual personally.
- (c) Such application, properly filled out and executed, shall be delivered by the applicant to the chief of police or his duly authorized representative.

(d) Any person submitting an initial application pursuant to this section or an application for an amended license for a different premises as provided for in this division shall also submit a copy of either a certificate of occupancy issued by the building official or a receipt demonstrating that the applicant has applied for a certificate of occupancy for the occupancy of each structure which is to be used for the applicant's business. No such initial license shall be issued unless the applicant has submitted a copy of such a certificate of occupancy or receipt for each structure, and each certificate or receipt shows that the structure to which it appertains may be occupied for the type of business for which the application is being made.

(e) Any licensee submitting an application for the renewal of a license shall submit a copy of a certificate of occupancy issued by the building official for the occupancy of each structure which is used for the licensee's business. No such renewal license shall be issued unless the licensee has submitted a copy of such a certificate of occupancy for each structure, and each certificate shows that the structure to which it appertains may be occupied for the type of business for which the application is being made.

A copy of each certificate of occupancy or receipt submitted by an applicant or licensee pursuant to this subsection shall be deemed to be a part of the application for the license. Its submission shall also be deemed to be a representation of the applicant that the certificate is a true and correct copy of the instrument that was issued by the building official, and that is valid.

(f) The requirements of item (6) of subsection (a) and subsections (d) and (e) of this section shall not apply to an applicant or licensee that is a mobile automotive repair business.

Sec. 8-53. Applicant must have established place of business.

(a) Except as provided in subsection (b) of this section, no license shall be granted under this division to a person who does not have, or prove the bona fide intention to have forthwith upon the issuance of a license, a regular established place of business, at a definite and fixed address in the city used to offer for sale vehicles, parts or accessories by such person and which is open to reasonable inspection by the chief of police or his authorized representative.

(b) Notwithstanding the provisions of subsection (a) of this section, a mobile automotive repair business is not required to have or prove the bona fide intention to have upon the issuance of a license, a regular established place of business. However, a

mobile automotive repair business must permit a reasonable inspection of each mobile repair unit and documentation by chief of police or his authorized representative upon request. If the documentation of the mobile automobile repair unit is not available at the time an inspection is requested, the licensee must deliver the documentation to the requesting officer within 48 hours of the inspection request.

City of Houston, Texas, Ordinance No. 2008-_____

AN ORDINANCE AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO MOBILE AUTOMOBILE REPAIR BUSINESSES AND THE LICENSING THEREOF; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That Section 8-16 of the Code of Ordinances, Houston, Texas, is hereby amended by amending the definition of the term *automotive repair facility* and adding, in the appropriate alphabetical order positions, definitions of the terms *mobile automotive repair business* and *mobile repair unit*, respectively, to read as follows:

"Automotive repair facility. Any person who engages in, conducts or carries on the public business of repairing motor vehicles or motor vehicle trailers, or both. This term includes a mobile automotive repair business."

"Mobile automotive repair business. Any person who provides the services of an automotive repair facility, a retail supply dealer, or a used parts and used accessories dealer at a location determined by a vehicle owner solely from one or more mobile repair units and does not have a facility or regularly established location or place of business that is or may be used for the provision of such repair services."

"Mobile repair unit. A motor vehicle used by a mobile automotive repair business to conduct repair services."

Section 2. That Subsection (a) of Section 8-52 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"Sec. 8-52. Application generally.

(a) Every applicant for a license to engage in, conduct or carry on within the city limits any of the businesses described in section 8-16 of this Code shall make application therefor on an application form furnished by the chief of police and prescribed by the automotive board, which application shall be signed and sworn to as herein provided and shall include, among other things, the following information respecting the applicant:

- (1) Trade name of each business that the applicant has engaged in during the five-year period next preceding the filing of such application.
- (2) Address of the applicant's principal office or establishment in the city. If the applicant is a mobile automotive repair business it must provide a mailing address, a physical address if different from the mailing address, and the VIN and license plate number of each mobile repair unit used for the business.
- (3) Number and location of branch establishments, if any, maintained and operated in the city.
- (4) Whether the applicant is the owner or lessee of the real property occupied and, if the lessee, the name of the landlord.
- (5) Type of service to be provided by the business.
- (6) If application is for a dealer's license, applicant must provide a state issued general distinguishing number, if required to have one.
- (7) Whether the applicant has ever been convicted of a felony or of a crime involving moral turpitude, and if a partnership, the answer shall be as to all members of the partnership, and if a corporation, shall be as to all officers of the corporation.
- (8) The name and mailing address of each owner or principal of the applicant and copies of the assumed-name registration if the business will be operated under an assumed name.
- (9) If the applicant is a corporation, a certificate of good standing from the Texas Secretary of State for a Texas domestic corporation or a certificate of authority to do business in Texas if a foreign corporation, along with the names and addresses of all officers and the corporation's registered agent in Texas.
- (10) If a the applicant is a partnership, the partnership registration, if any, and the names and addresses of all the general partners.

(b) If the application is by a corporation, the same shall be signed and sworn to by a duly authorized officer thereof, if by a partnership, then by one

of the general partners therein, and if by an individual, then by such individual personally.

(c) Such application, properly filled out and executed, shall be delivered by the applicant to the chief of police or his duly authorized representative.

(d) Any person submitting an initial application pursuant to this section or an application for an amended license for a different premises as provided for in this division shall also submit a copy of either a certificate of occupancy issued by the building official or a receipt demonstrating that the applicant has applied for a certificate of occupancy for the occupancy of each structure which is to be used for the applicant's business. No such initial license shall be issued unless the applicant has submitted a copy of such a certificate of occupancy or receipt for each structure, and each certificate or receipt shows that the structure to which it appertains may be occupied for the type of business for which the application is being made.

(e) Any licensee submitting an application for the renewal of a license shall submit a copy of a certificate of occupancy issued by the building official for the occupancy of each structure which is used for the licensee's business. No such renewal license shall be issued unless the licensee has submitted a copy of such a certificate of occupancy for each structure, and each certificate shows that the structure to which it appertains may be occupied for the type of business for which the application is being made.

A copy of each certificate of occupancy or receipt submitted by an applicant or licensee pursuant to this subsection shall be deemed to be a part of the application for the license. Its submission shall also be deemed to be a representation of the applicant that the certificate is a true and correct copy of the instrument that was issued by the building official, and that is valid.

(f) The requirements of item (6) of subsection (a) and subsections (d) and (e) of this section shall not apply to an applicant or licensee that is a mobile automotive repair business.

Sec. 8-53. Applicant must have established place of business.

(a) Except as provided in subsection (b) of this section, no license shall be granted under this division to a person who does not have, or prove the bona fide intention to have forthwith upon the issuance of a license, a regular established place of business, at a definite and fixed address in the city used to offer for sale vehicles, parts or accessories by such person and

which is open to reasonable inspection by the chief of police or his authorized representative.

(b) Notwithstanding the provisions of subsection (a) of this section, a mobile automotive repair business is not required to have or prove the bona fide intention to have upon the issuance of a license, a regular established place of business. However, a mobile automotive repair business must permit a reasonable inspection of each mobile repair unit and documentation by chief of police or his authorized representative upon request. If the documentation of the mobile automobile repair unit is not available at the time an inspection is requested, the licensee must deliver the documentation to the requesting officer within 48 hours of the inspection request."

Section 2. 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 3. 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. _____

MNA:asw 01/17/2008

Requested by _____

L.D. File No. _____

Michael Austin
Assistant City Attorney

JA

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance amending Section 10-551 of the Code of Ordinances, Houston, Texas, relating to compliance with deed restrictions involving certain fences; with the limitation that the fence or wall as constructed must be substantial enough to require a building permit.	Category #	Page 1 of 1	Agenda Item # 28
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FROM (Department or other point of origin): LEGAL DEPARTMENT	Origination Date 3/21/08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: 	Council District affected: All
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For additional information contact: Donna Edmundson Phone: 713.437.6726 Jonathan Michaels 713.437.6720	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)

That Council adopt an Ordinance amending Section 10-551 of the Code of Ordinances, Houston, Texas, relating to compliance with deed restrictions involving certain fences; with the limitation that the fence or wall as constructed must be substantial enough to require a building permit.

Amount of Funding: None	F&A Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund

Other (Specify)

SPECIFIC EXPLANATION:

Under the current wording of Section 10-551 of the Code of Ordinances, the City's Legal Department is authorized to enforce a deed restriction that:

- (1) Affects the use to which real property may be put;
- (2) Fixes the distance that a structure must be set back from property lines, street lines, or lot lines;
- (3) Affects the size of a lot or the size, type and number of structures that may be built on the lot; or
- (4) Regulates orientation or fronting of a structure

Statutory authorization for the City's Ordinance is found in Section 212.152 of the Texas Local Government Code. That particular provision was amended by the Texas Legislature in 2003 to authorize the enforcement of other types of deed restrictions, including one that regulates the "construction of fences." Limiting the definition of a fence to a fence or wall that requires a building permit directs enforcement to only those fences or walls that are permanent or semi-permanent by design, not easily movable, and are in violation of the deed restrictions.

It is therefore recommended that the City Council amend Section 10-551 to authorize the Legal Department to enforce deed restrictions that regulate the construction of a fence, with the limitation that the fence or wall as constructed must be substantial enough to require a building permit.

REQUIRED AUTHORIZATION		
F&A Director:	Other Authorization:	Other Authorization:

City of Houston, Texas, Ordinance No. _____

AN ORDINANCE AMENDING SECTION 10-551 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO COMPLIANCE WITH DEED RESTRICTIONS INVOLVING CERTAIN FENCES ; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That Section 10-551 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 10-551. Definitions.

As used in this article the following words or phrases shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Building permit means a permit issued by the city under the provisions of the Construction Code.

City attorney means the city attorney or any assistant city attorney.

Commercial building means any building other than a single family residence.

Construction of a fence means, without limitation, the materials, location, and height of a fence.

Fence means any fence or wall that requires a building permit for construction.

Recorded restrictions means a restriction that is contained or incorporated by reference in any properly recorded plan, plat, replat or other instrument affecting a subdivision or that portion of a subdivision located inside the boundaries of the city.

Restricted subdivision means a subdivision of land or that portion of a subdivision within the city limits that is subject to recorded restrictions.

Restriction means a limitation that:

- (1) affects the character of the use to which real property, including residential and rental property, may be put;
- (2) fixes the distance that a structure must be set back from property lines, street lines, or lot lines;
- (3) affects the size of a lot or the size, type, and number of structures that may be built on the lot;
- (4) regulates orientation or fronting of a structure; or
- (5) regulates construction of a fence.

however, restrictions do not include provisions that restrict the sale, rental, or use of property on the basis of race, color, religion, sex, or national origin and do not include any restrictions that by their express provision have terminated.

Restriction suit means a lawsuit filed in a court of competent jurisdiction to enjoin or abate the violation of a recorded restriction.”

Section 2. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof have been discussed, considered and formally acted upon. The City Council further ratifies, approves, and confirms such written notice and the contents and posting thereof.

Section 3. 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 4. 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 that 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. Jonathan Michaels
Assistant City Attorney

Requested by Arturo G. Michel
The City Attorney

L.D. File No. 0300800109001

City of Houston, Texas, Ordinance No. _____

AN ORDINANCE AMENDING SECTION 10-551 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO COMPLIANCE WITH DEED RESTRICTIONS INVOLVING CERTAIN FENCES ; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That Section 10-551 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 10-551. Definitions.

As used in this article the following words or phrases shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Building permit means a permit issued by the city under the provisions of the Construction Code.

City attorney means the city attorney or any assistant city attorney.

Commercial building means any building other than a single family residence.

Construction of a fence means, without limitation, the materials, location, and height of a fence.

Fence means any fence or wall that requires a building permit for construction.

Recorded restrictions means a restriction that is contained or incorporated by reference in any properly recorded plan, plat, replat or other instrument affecting a subdivision or that portion of a subdivision located inside the boundaries of the city.

Restricted subdivision means a subdivision of land or that portion of a subdivision within the city limits that is subject to recorded restrictions.

Restriction means a limitation that:

- (1) affects the character of the use to which real property, including residential and rental property, may be put;
- (2) fixes the distance that a structure must be set back from property lines, street lines, or lot lines;
- (3) affects the size of a lot or the size, type, and number of structures that may be built on the lot;
- (4) regulates orientation or fronting of a structure; or
- (5) regulates construction of a fence.

however, restrictions do not include provisions that restrict the sale, rental, or use of property on the basis of race, color, religion, sex, or national origin and do not include any restrictions that by their express provision have terminated.

Restriction suit means a lawsuit filed in a court of competent jurisdiction to enjoin or abate the violation of a recorded restriction.”

Section 2. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof have been discussed, considered and formally acted upon. The City Council further ratifies, approves, and confirms such written notice and the contents and posting thereof.

Section 3. 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 4. 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 that 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


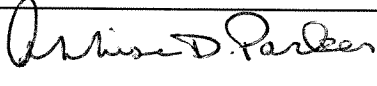
Prepared by Legal Dept. Jonathan Michaels *Jonathan Michaels*
Assistant City Attorney

Requested by Arturo G. Michel
The City Attorney

L.D. File No. 0300800109001

SUBJECT: An Ordinance Supplementing the City of Houston, Texas Master Ordinance No. 2004-299, Providing for the Issuance of Combined Utility System Revenue and Refunding Obligations and Authorizing Issuance of City of Houston, Texas, Combined Utility System First Lien Revenue and Refunding Bonds, Series 2008B and Series 2008C, Providing for the Amounts, Interest Rates, Prices, and Terms Thereof and Other Matters Relating Thereto	Category #	Page 1 of 2	Agenda Item # 29
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FROM (Department or other point of origin): Finance Department and Office of City Controller	Origination Date: March 21, 2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE:  	Council District Affected: All
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For additional information contact: Michael Shannon 713-221-0201 Jim Moncur 713-247-2950	Date and identification of prior authorizing Council action: Ord. 2004-299 April 21, 2004
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RECOMMENDATION: An Ordinance Supplementing the City of Houston, Texas Master Ordinance No. 2004-299, Providing for the Issuance of Combined Utility System Revenue and Refunding Obligations and Authorizing Issuance of City of Houston, Texas, Combined Utility System First Lien Revenue and Refunding Bonds, Series 2008B and Series 2008C, Providing for the Amounts, Interest Rates, Prices, and Terms Thereof and Other Matters Relating Thereto, in an amount not to exceed \$104 million

Amount of Funding: \$320,000	F&A Budget: 
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Source of Funding: [] General Fund [] Grant Fund [X] Enterprise Fund Combined Utility System General Purpose Fund (8305)
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SPECIFIC EXPLANATION:

The Texas Water Development Board ("TWDB") has designed and administers a program that provides below market, low-interest loans to communities for projects that meet clean water standards. This program is known as the Clean Water State Revolving Fund ("CWSRF") and is open to political subdivisions that own and operate a wastewater system. The City's Combined Utility System ("CUS") has participated in this loan program since the late 1980's. This is a normal and customary transaction, unrelated to the current credit market issues.

The CUS annually submits a list of potential projects to the TWDB to be included in the CWSRF program. After TWDB approves this list of projects, a community will submit an "application" for a future loan based on specific Tier II or Tier III projects selected from the initial project list. The CUS has two years to close the loan through the issuance of bonds that are privately placed with TWDB. By placing the bonds directly with the TWDB, the need to select underwriters is eliminated.

In the fall of 2005 a number of projects were approved by the TWDB and it is now time to privately place bonds with the TWDB for these approved projects. The Finance Working Group recommends issuing the CUS First Lien Revenue Bonds, Series 2008B (Series 2008B) and CUS First Lien Revenue Bonds, Series 2008C (Series 2008C) of which the proceeds would be used for approved projects and redemption of commercial paper for approved projects that have already incurred spending.

REQUIRED AUTHORIZATION		
F&A Director:	Other Authorization:	Other Authorization:

Date: March 21, 2008	Subject: An Ordinance Supplementing the City of Houston, Texas Master Ordinance No. 2004-299, Providing for the Issuance of Combined Utility System Revenue and Refunding Obligations and Authorizing Issuance of City of Houston, Texas, Combined Utility System First Lien Revenue and Refunding Bonds, Series 2008B and Series 2008C, Providing for the Amounts, Interest Rates, Prices, and Terms Thereof and Other Matters Relating Thereto	Originator's Initials	Page 2 of 2
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The Series 2008B bonds, in an amount not to exceed \$47 million will be qualified under Tier II funding. The Series 2008C bonds, in an amount not to exceed \$57 million will be qualified under Tier III. The closing is expected to occur in April 2008.

Fulbright & Jaworski L.L.P. will serve as Bond Counsel and Andrews Kurth LLP will act as special tax counsel. Coastal Securities, Morgan Keegan & Company Inc. and Estrada Hinojosa & Co., Inc will serve as co-financial advisors.

This item was presented to the Budget and Fiscal Affairs Committee on September 28, 2007 and reported out favorably.

Recommendation - The FWG recommends that the City proceed with this transaction.

Cc: Arturo Michel, City Attorney
Marty Stein, Agenda Director

<p>SUBJECT: An Ordinance Supplementing the City of Houston, Texas Master Ordinance No. 2004-299; Supplementing and Amending Ordinance No. 2004-300 as it relates to City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B (the "Series 2004B Bonds"); Repealing Ordinance No. 2008-214; Ratifying the Acts of the City Controller to Convert the Series 2004B Bonds from an Auction Rate Mode to a Weekly Mode and Authorizing the Mayor and City Controller to take such Actions Concerning Interest Rates, Prices, and Terms Thereof and Certain Other Matters Relating Thereto.</p>	<p>Category #</p>	<p>Page 1 of 2</p>	<p>Agenda Item # 30</p>
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<p>FROM (Department or other point of origin): Finance Department and Office of City Controller. <i>Michael Mitchell</i> <i>Thomas D. Parker</i></p>	<p>Origination Date: March 21, 2007</p>	<p>Agenda Date MAR 26 2008</p>
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<p>DIRECTOR'S SIGNATURE:</p>	<p>Council District Affected: All</p>
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<p>For additional information contact: Michael Shannon 713-221-0201 Jim Moncur 713-247-2950</p>	<p>Date and identification of prior authorizing Council action: Ord. 2004-300 April 21, 2004 Ord. 2008-214 March 12, 2008</p>
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RECOMMENDATION: An Ordinance Supplementing the City of Houston, Texas Master Ordinance No. 2004-299; Supplementing and Amending Ordinance No. 2004-300 as it relates to City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B (the "Series 2004B Bonds"); Repealing Ordinance No. 2008-214; Ratifying the Acts of the City Controller to Convert the Series 2004B Bonds from an Auction Rate Mode to a Weekly Mode and Authorizing the Mayor and City Controller to take such Actions Concerning Interest Rates, Prices, and Terms Thereof and Certain Other Matters Relating Thereto, in an amount not to exceed \$655 million.

<p>Amount of Funding: \$900,000</p>	<p>F&A Budget: <i>[Signature]</i></p>
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<p>Source of Funding: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input checked="" type="checkbox"/> Enterprise Fund</p> <p style="text-align: center;">Combined Utility System General Purpose Fund (8305)</p>
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SPECIFIC EXPLANATION:

Because of recent favorable negotiations with XL Insurance since the March 12 Council meeting, the City can now convert rather than refund the tax exempt Adjustable Rate Revenue Refunding Bonds, Series 2004B (the "Series 2004B Bonds"). Therefore, the Finance Working Group ("FWG") recommends repealing ordinance 2008-214 that allowed for refunding and recommends Council approve this ordinance enabling the conversion, which is a more cost-effective way to convert the debt.

This action will not delay our schedule. Bondholders have been notified and the conversion should price in early April 2008, with a closing shortly thereafter. This will remove the Series 2004B Bonds from the Auction Rate market, and convert them to more favorable pricing.

The City of Houston issued the \$653.4 million in Series 2004B Bonds, as Auction Rate Securities ("ARS"). As outlined in a memo to Fiscal Affairs dated February 29, 2008, the credit markets are in turmoil, with particular concern in the ARS segment. The Combined Utility System ("CUS") ARS have recently been trading at significantly higher interest rates than anticipated.

<p style="text-align: center;">REQUIRED AUTHORIZATION</p>		
<p>F&A Director:</p>	<p>Other Authorization:</p>	<p>Other Authorization:</p>

Date: March 21, 2008	An Ordinance Supplementing the City of Houston, Texas Master Ordinance No. 2004-299; Supplementing and Amending Ordinance No. 2004-300 as it relates to City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B (the " <i>Series 2004B Bonds</i> "); Repealing Ordinance No. 2008-214; Ratifying the Acts of the City Controller to Convert the Series 2004B Bonds from an Auction Rate Mode to a Weekly Mode and Authorizing the Mayor and City Controller to take such Actions Concerning Interest Rates, Prices, and Terms Thereof and Certain Other Matters Relating Thereto.	Originator's Initials	Page 2 of 2
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To mitigate the possibility of continued high interest expense, the FWG proposes converting the Series 2004B Bonds and restructuring them as Variable Rate Demand Bonds ("VRDB's"). VRDB's require a "liquidity" facility in the form of a letter of credit ("LOC") from a highly rated commercial bank or group of banks. Based on discussions with various major banks, Bank of America, NA, as Agent of a consortium that includes Dexia Credit Local, State Street Bank and The Bank of New York, was deemed to provide the best value to the City.

The FWG recommends that the CUS Series 2004B Bonds be converted through a negotiated financing with Banc of America Securities LLC, Goldman, Sachs & Co and UBS Securities LLC acting as the recommended placement and remarketing agents. Fulbright and Jaworski L.L.P. will act as bond counsel and Andrews Kurth LLP will serve as disclosure counsel. The financial advisors will be Coastal Securities, Morgan Keegan & Co., and Estrada Hinojosa. Due to the current market conditions, the CUS will be restructuring approximately \$1.4 Billion in ARS. During this period, the CUS has relied heavily on the advice and efforts of the Financial Advisors. This additional effort is beyond what was originally considered in the Financial Advisor contract. Therefore, the FWG recommends approval of a one-time restructuring fee in the amount of \$300,000.

Both refunding and conversion options were presented to the Budget and Fiscal Affairs Committee on March 4, 2008 and reported out favorably.

Recommendation – The Finance Working Group recommends the approval of this item.

Cc: Arturo Michel, City Attorney
 Mary Stein, Agenda Director

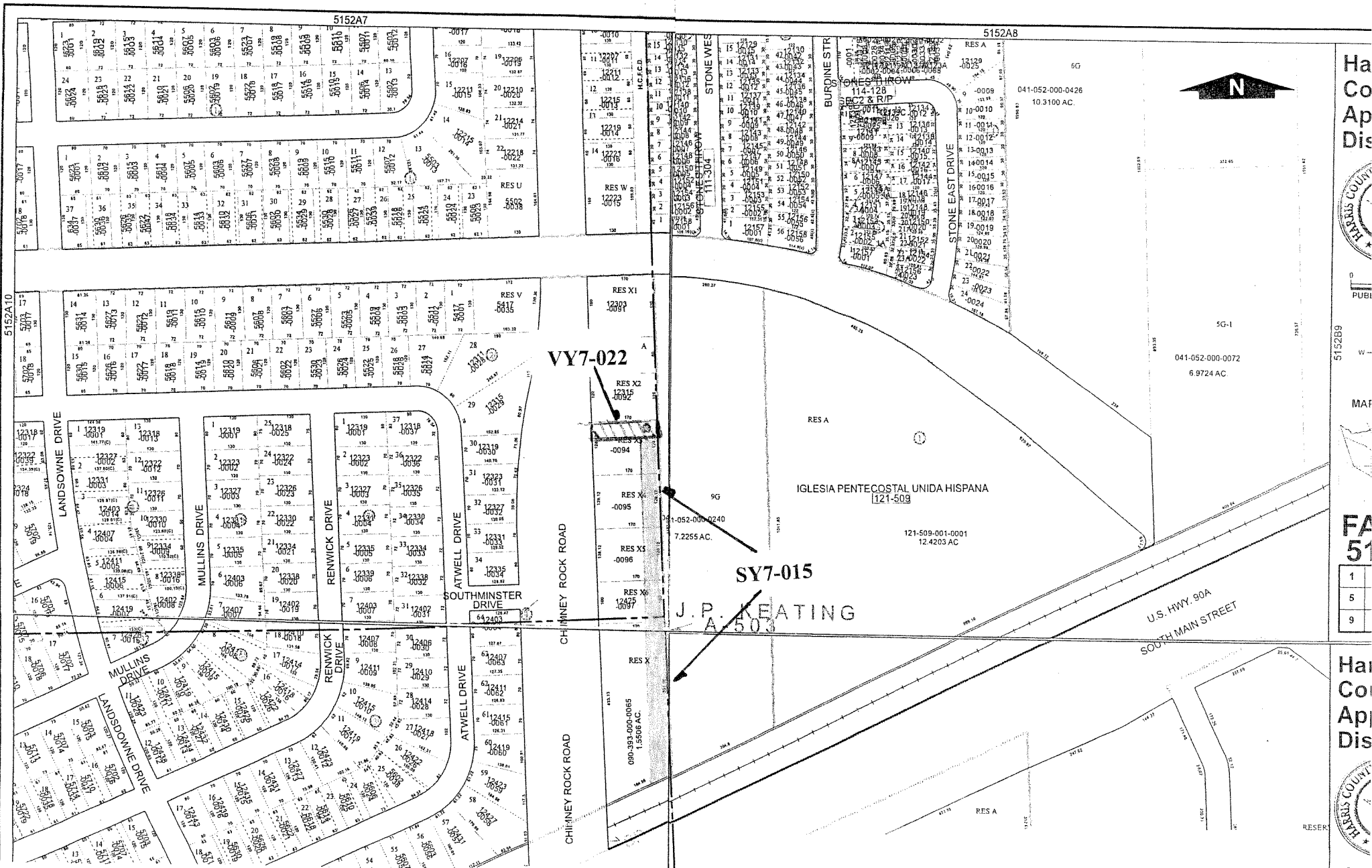
SUBJECT: Ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easements in exchange for the conveyance to the city of a 10-foot-wide utility easement, all located in Reserve X, Westbury South Replat, out of the J.P. Keating Survey and the H.T. & B.R.R. CO. Survey, A-1. Parcels SY7-015 and VY7-022		Category # 7	Page <u>1</u> of <u>2</u>	Agenda Item # 31
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 3/13/08		Agenda Date MAR 20 2008
DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director		Council District affected: C Key Map 571F <i>PSM</i>		
For additional information contact: Nancy P. Collins Phone: (713) 837-0881 <i>(mpc)</i> Senior Assistant Director-Real Estate		Date and identification of prior authorizing Council Action: C.M. 2006-0917 (10/18/06)		
RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easements in exchange for a consideration of \$8,300.00 plus the conveyance to the city of a 10-foot-wide utility easement, all located in Reserve X, Westbury South Replat, out of the J.P. Keating Survey and the H.T. & B.R.R. CO. Survey, A-1. Parcels SY7-015 and VY7-022				
Amount and Source of Funding: Not Applicable			F & A Budget:	
SPECIFIC EXPLANATION: By Council Motion 2006-0917, City Council authorized the subject transaction. Family Warehouses, Ltd. (Robert E. McGowen, Jr., and Bridget B. McGowen, General Partner), plans to reroute the easement to facilitate the construction of a commercial office building on its property at this location. Family Warehouses, Ltd. 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 Family Warehouses, Ltd.:				
Parcel SY7-015 8,336-square-foot utility easement \$10,420.00 Valued at \$1.25 per square foot				
TOTAL ABANDONMENTS			\$10,420.00	
In exchange, Family Warehouses, Ltd will pay				
Cash \$8,300.00 Plus convey to the City:				
Parcel VY7-022 1,694-square-foot utility easement \$2,120.00 (Rounded) Valued at \$1.25 per square foot				
TOTAL CASH AND CONVEYANCES			\$10,420.00	
s:\psm\sy7-015.rc2.doc			CUIC #20PSM208	
REQUIRED AUTHORIZATION				
F&A Director:	Other Authorization:	Other Authorization: <i>Andrew F. Icken</i> Andrew F. Icken, Deputy Director Planning and Development Services Division		

Date:	Subject: Ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easements in exchange for the conveyance to the city of a 10-foot-wide utility easement, all located in Reserve X, Westbury South Replat, out of the J.P. Keating Survey and the H.T. & B.R.R. CO. Survey, A-1. Parcels SY7-015 and VY7-022	Originator's Initials	Page <u>2</u> of <u>2</u>
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Therefore, it is recommended City Council approve an ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easements in exchange for a consideration of \$8,300.00 plus the conveyance to the city of a 10-foot-wide utility easement, all located in Reserve X, Westbury South Replat, out of the J.P. Keating Survey and the H.T. & B.R.R. CO. Survey, A-1.

MSM:NPC:psm

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



Abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easements in exchange for the conveyance to the city of a 10-foot-wide utility easement, all located in Reserve X, Westbury South Replat, out of the J.P. Keating Survey and the H.T. & B.R.R. CO. Survey, A-1. **Parcels SY7-015 and VY7-022**

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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 Sunny Grewal of the Interfield Group, 401 Studewood, Suite 300, Houston, Texas, 77007, on behalf of Family Warehouse, Ltd., a Colorado Limited Partnership [Flous Management, LLC (Robert E. McGowen, Jr., Manager), General Partner], for the abandonment and sale of a 10-foot-wide utility easement, located in Reserve X, Westbury South Replat, out of the J. P. Keating Survey and the H.T. & B.R.R. Co. Survey, A-1, Parcel Nos. SY7-015 and VY7-022, be adopted as follows:

1. The City abandon and sell 10-foot-wide utility easement and the attendant aerial easements in exchange for the conveyance to the City of a 10-foot-wide utility easement, all located in Reserve X, Westbury South Replat, out of the J. P. Keating Survey and the H. T. & B.R.R. CO. Survey, A-1;
2. The applicant be required to cut, plug, and abandon the 6-inch and 8-inch sanitary sewer lines within the easement to be abandoned and sold and install a backend manhole at the terminus of the remaining portion of the 8-inch sanitary sewer, all at no cost to the City and under the proper permits;
3. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the street being abandoned and sold;
4. 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;
5. The Legal Department be authorized to prepare the necessary transaction documents; and
6. Inasmuch as the value of the property interests is not expected to exceed \$25,000.00, that the value be established by staff appraisal, according to City policy.

Seconded by Council Member Alvarado and carried.

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

PASSED AND ADOPTED this 18th day of October, 2006.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is October 24, 2006.


City Secretary

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance authorizing the abandonment and sale of Look Road from Old Katy Road to Bunker Hill Road, in exchange for the conveyance to the City of a 10-foot-wide sanitary sewer easement, both out of the Thomas A. Hoskins Survey, A-342. Parcels SY6-096 and DY8-030	Category # 7	Page 1 of 2	Agenda Item # 32
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FROM (Department or other point of origin): /Department of Public Works and Engineering	Origination Date 3/18/08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director	Council District affected: A Key Map 490B 
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For additional information contact: Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director-Real Estate 	Date and identification of prior authorizing Council Action: C.M. 2006-0712 (8/9/06)
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RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing the abandonment and sale of Look Road from Old Katy Road to Bunker Hill Road, in exchange for a consideration of \$623,353.00 plus the conveyance to the City of a 10-foot-wide sanitary sewer easement, both out of the Thomas A. Hoskins Survey, A-342. **Parcels SY6-096 and DY8-030**

Amount and Source of Funding: Not Applicable	F & A Budget:
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SPECIFIC EXPLANATION:
 By Council Motion 2006-0712, City Council authorized the abandonment and sale of Look Road from Old Katy Road to Bunker Hill Road, out of the Thomas A. Hoskins Survey, A-342. Subsequent to the motion it was determined the applicant will convey to the City a 10-foot-wide sanitary sewer easement. Jim R. Smith, the abutting property owner, plans to use the subject property for commercial development

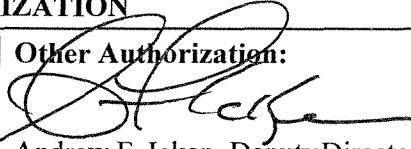
Because the construction requirements associated with this transaction will be completed after the City Council passes the abandonment ordinance, Jim R. Smith has provided a Letter of Credit (LOC) for \$172,686.00, an amount equal to the total estimated construction costs required to (a) cut, plug, and abandon an 8-inch sanitary sewer line and a 6-inch sanitary sludge line in Look Road and construct both lines in a 10-foot-wide sanitary sewer easement to be conveyed to the City, (b) cut, plug, and abandon an 8-inch water line and fire hydrants in Look Road after the Memorial City Tax Increment Reinvestment Zone (TIRZ) 17 constructs an 8-inch to 12-inch water line, storm sewer inlets, and fire hydrants in Bunker Hill Road as part of the Bunker Hill Road Widening and Pavement Project, and (c) connect and install water meters to the water line in Bunker Hill Road. If the applicant does not complete all the construction requirements within twelve months from the effective date of the ordinance, the LOC will permit the City to complete all the construction requirements in place of the applicant.


Jim R. Smith 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 Jim R. Smith:

Parcel SY6-096	
28,486-square-foot street	\$626,692.00
Valued at \$22.00 per square foot	
Asphalt street improvement	\$ 63,464.00
TOTAL ABANDONMENT AND SALE	<u>\$690,156.00</u>

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REQUIRED AUTHORIZATION		
F&A Director:	Other Authorization:	Other Authorization:  Andrew F. Icken, Deputy Director Planning and Development Services Division

Date:	Subject: Ordinance authorizing the abandonment and sale of Look Road from Old Katy Road to Bunker Hill Road, in exchange for the conveyance to the City of a 10-foot-wide sanitary sewer easement, both out of the Thomas A. Hoskins Survey, A-342. Parcels SY6-096 and DY8-030	Originator's Initials 	Page <u>2</u> of <u>2</u>
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In exchange, Jim R. Smith will pay:

Cash	\$623,353.00
Plus convey to the City:	

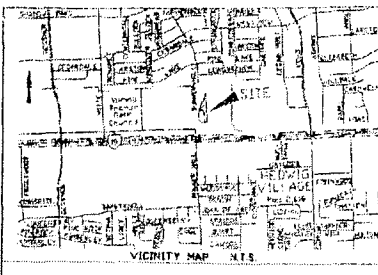
<u>Parcel DY8-030</u>	
6,073-square-foot sanitary sewer easement	\$66,803.00
Valued at \$11.00 per square foot	

TOTAL CASH AND CONVEYANCE	<u>\$690,156.00</u>
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Therefore, it is recommended City Council approve an ordinance authorizing the abandonment and sale of Look Road from Old Katy Road to Bunker Hill Road, in exchange for a consideration of \$623,353.00 plus the conveyance to the City of a 10-foot-wide sanitary sewer easement, both out of the Thomas A. Hoskins Survey, A-342.

MSM: NPC: dob

- c: Raymond D. Chong, P.E., P.T.O.E.
- Daniel W. Krueger, P.E.
- Marty Stein
- Jeff Taylor

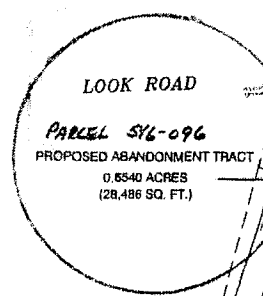


LINE	LENGTH	BEARING
1.1	16.50	S 88°23'34" W
1.2	44.61	S 90°27'33" W
1.3	33.42	S 90°15'58" W
1.4	23.34	N 45°26'32" W
1.5	61.15	N 09°42'03" E
1.6	259.57	N 14°23'04" E
1.7	48.76	S 05°29'42" E
1.8	256.50	S 14°23'04" W
1.9	56.98	S 09°42'03" E
1.10	33.95	S 45°26'32" E
1.11	43.28	N 09°15'58" E
1.12	33.69	S 88°23'34" E
1.13	16.50	S 05°29'42" E

Curves J Plus
N.C.C.P. No. 184842
September 20, 2009

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
1	1190.00	275.75	272.22	N 07°04'47" E	88°48'39"
2	1190.00	275.75	272.22	N 17°44'54" E	88°48'39"
3	1190.00	275.75	272.22	S 17°44'54" W	88°48'39"
4	1190.00	275.75	272.22	S 07°04'47" W	88°48'39"

SUBJECT: Ordinance authorizing the abandonment and sale of Look Road from Old Katy Road to Bunker Hill Road, in exchange for the conveyance to the City of a 10-foot-wide sanitary sewer easement, both out of the Thomas A. Hoskins Survey, A-342. Parcels SY6-096 and DY8-030

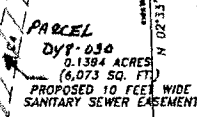


L=208.68'
R=1190.00'
Δ=10°02'51"
C LEN=208.41'
BRG= N 09°21'39" E

1-10/Dunker Hill Associates, L.P.
N.C.C.P. No. 188117
March 27, 2004

- NOTES
- This survey has been performed without the benefit of the Commitment for Title Insurance. All documents shown herein have been researched by separate survey dated August, 2008. No additional research regarding the accuracy of easements, restrictions, or other matters of record has been performed by the Surveyor.
 - All easements and building lines shown herein are according to the plat of CENTRE AT BUNKER HILL REPLIT P.O. 1 as amended File Code No. 115641 of the Harris County Map Records, which is shown herein.
 - All bearings and distances shown herein are referenced to Texas State Plane Coordinate System, Texas Central Zone, NAD 83. All distances and bearings shown herein are in metric units, and may be converted to grid values by multiplying by a scale factor 1.000015199.
 - The survey is subject to the terms, conditions and provisions of Ordinance No. 1979-01 of the City of Houston, passed March 21, 1999, and amendments thereto pertaining to the planning and reporting of all surveys and the establishment of building setback lines.
 - The subject tract is affected by restrictions of record as recorded in File Code No. 115641 and under Harris County Clerk's File No. 1027284, 1028134, 1028134, 1028134, 1028134, and 1028134.
 - The survey is subject to the terms, conditions and stipulations of a Subdivision, New Subdivision and Approval agreement filed for record under Harris County Clerk's File No. 1027284 and 1028134.
 - The proposed right-of-way alignment of Bunker Hill Road shows herein as according to the final design plan of the Dunker Hill Road widening and reconstruction project filed 01-19-10 in Long Point Drive approved by Memorial City Tax Department, Eastern District Zone No. 17 (10-2-12) and the City of Houston. Said project's Preliminary Engineering Report was prepared in the City's Technical Review Committee on April 20, 2007.
 - All values in the Actual Easement Management System (AEMS) Reference Map No. 480100451, revised July 18, 2007 (the subject property file number 02074, X-10002440), were determined to be correct by the Surveyor.

L=77.79'
R=503.87'
Δ=08°48'59"
C LEN=77.72'
BRG=N 09°58'44" E



Parcel DY8-030
0.1384 ACRES
(6,073 SQ. FT.)
PROPOSED 10 FEET WIDE
SANITARY SEWER EASEMENT

POINT OF BEGINNING
(for 0.0008 acre tract)

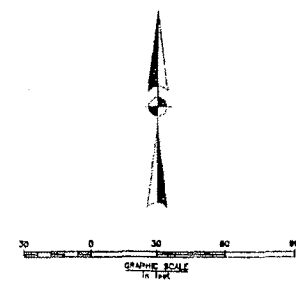
POINT OF COMMENCING
(for 0.1384 acre tract-proposed 10' sanitary sewer easement tract)
Point of Beginning for 0.8540 acre tract
Ind. 3/4" iron rod
N=13,850,838.25
E=3,068,871.71

Unrestricted Revenue "B" called 10.3786 ACRES
SOUTH 7.14
CHD TRACT TWO, LP
CALLED 15.63 ACRES
H.C.C.P. No. 102770

Tract I
15.0260 ACRES
(620,667 SQ. FT.)
L=108.71'
R=1,190.00'
Δ=05°12'27"
C LEN=108.617'
BRG=S 02°28'14" W

Unrestricted Revenue "B" called 0.0228 ACRES
SOUTH 2.34'

Unrestricted Revenue "B" called 7.0811 ACRES
Tract III
5.9869 ACRES
260,785 SQ. FT.
CHD TRACT THREE, LP
CALLED 8.4547 ACRES
H.C.C.P. No. 102770



- LEGEND:
- H.C.M.R. HARRIS COUNTY MAP RECORDS
 - H.C.D.R. HARRIS COUNTY DEED RECORDS
 - POWER POLE
 - POWER POLE CUP ANCHOR
 - PROPERTY CORNER
 - WATER METER
 - WATER VALVE
 - TELEPHONE HOOK-UP
 - TELEPHONE PFEESTAL
 - SANITARY SEWER MANHOLE
 - STORM SEWER MANHOLE
 - CALL TV FEEDBACK
 - TREE
 - GRAPE BUILT
 - SIGN
 - GAS METER
 - ELECTRICAL MAN-HOLE
 - WATER METER VAULT
 - CONDUIT
 - AREA LIGHT
 - TRAFFIC SIGNAL POLE
 - GUARD POLE
 - PYLON SIGN W/SHOPPING
 - CENTER NAME & TENANT NAME

LEGEND AT BUNKER HILL
REPLAT No. 1
File Code No. 230881 H.C.M.R.

SURVEYOR'S CERTIFICATE

To: The City of Houston and Harris County, Texas
I certify that this survey was made on the ground and completed on August 13, 2011, that this document correctly represents the facts found at the time of survey and that this professional service substantially conforms to the current Texas Society of Professional Surveyors Standards and Specifications for a Category II, Condition II Survey.

Curran R. Jordan
Registered Professional Land Surveyor No. 1948



This certification is void and this survey is null and void if this document is altered in any manner, typed or called upon by any one other than addressed above, or does not bear an original signature and seal of the Surveyor.

INTERSTATE HIGHWAY 10 (KATY FREEWAY)

MOTION by Council Member Lawrence 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 Reid C. Wilson of Wilson, Cribbs & Goren, P.C., 2500 Fannin Street, Houston, Texas, 77002, on behalf of Jim R. Smith, for the abandonment and sale of Look Road from Old Katy Road to Bunker Hill Road, out of Thomas A. Hoskins Survey, A-342, Parcel No. SY6-096, be adopted, as follows:

1. The City abandon and sell Look Road from Old Katy Road to Bunker Hill Road, out of Thomas A. Hoskins Survey, A-342;
2. The applicant be required to cut, plug, and abandon an 8-inch water line, an 8-inch sanitary sewer line, a 6-inch sanitary slug line, and storm sewer inlets in Look Road, and relocate all lines, inlets, and fire hydrants into Bunker Hill Road, at no cost to the city and under the proper permits;
3. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the street being abandoned and sold;
4. 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;
5. The Legal Department be authorized to prepare the necessary transaction documents; and
6. Sheila Stewart and John Chambless, 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 and Patrick O'Connor 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, Sekula-Gibbs, Green and Berry
voting aye
Nays none

PASSED AND ADOPTED this 9th day of August, 2006.

Pursuant to Article VI, Section 6 of the City Charter, the
effective date of the foregoing motion is August 15, 2006.



City Secretary

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

SUBJECT: Petition for the City's consent to the addition of two (2) tracts of land totaling 24.60 acres to Montgomery County Municipal Utility District No. 94 (Key Map No. 293-P)	Category #	Page 1 of 1	Agenda Item # 33
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3-19-08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE	Council District affected: "ETJ"
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For additional information contact: Jun Chang, P.E. <i>jc</i> Senior Assistant Director Phone: (713) 837-0433	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)

The petition for the addition of 24.60 acres of land to Montgomery County Municipal Utility District No. 94 be approved.

Amount of Funding: NONE REQUIRED	F & A Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund

Other (Specify)

SPECIFIC EXPLANATION:

Montgomery County Municipal Utility District No. 94 has petitioned the City of Houston for consent to add 24.60 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of Spring Creek, Rayford Road, Interstate Highway 45, Riley Fuzzel Road and FM 1314. The district desires to add 24.60 acres, thus yielding a total of 666.59 acres. The district is served by Montgomery County Municipal Utility District No. 94, 119 and 120 Regional Wastewater Treatment Plant. The other district served by this plant is Harris County Water Control Improvement District No. 92. The nearest major drainage facility for Montgomery County Municipal Utility District No. 94 is Spring Creek which flows to the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

cc: Marty Stein Marlene Gafrick Jeff Taylor Dan Krueger Jack Sakolosky
Bill Zrioka Waynette Chan Deborah McAbee Gary Norman

F & A Director	REQUIRED AUTHORIZATION Other Authorization: <i>Andrew F. Icken</i> Andrew F. Icken Deputy Director Planning & Development Services Div.	20JZC403 Other Authorization:
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CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Received
2/8/08
[Signature]

Application Accepted as Complete (to be completed by PW&E)

Application is hereby made for consent of the City of Houston to the creation/ addition of 24.60 acres to Montgomery County MUD 94 under the provisions of Chapters 49 and 54 Texas Water Code.

[Signature]
Attorney for the District

Attorney: Schwartz, Page & Harding, LLP

Address: 1300 Post Oak Boulevard, Suite 1400 Zip: 77056 Phone: 713-623-4531

Engineer: Costello, Inc.

Address: 9990 Richmond Avenue, Suite 450, North Building Zip: 77042 Phone: 713-783-7788

Owners: Midway Spring Trails Partners, LP

Address: 34 S. Wynden, Third Floor Zip: 77056 Phone: 713-629-5200

(If more than one owner, attach additional page. List all owners of property within the District)

LOCATION

INSIDE CITY OUTSIDE CITY NAME OF COUNTY (S) Montgomery
Survey Howard Decrow Abstract A-165

Geographic Location: List only major streets, bayous or creeks:

North of: Spring Creek East of: IH-45, Riley Fuzzel Road
South of: Rayford Road West of: FM 1314

WATER DISTRICT DATA

Total Acreage of District: 641.99 Existing Plus Proposed Land 666.59

Development Breakdown (Percentage) for tract being considered for annexation:

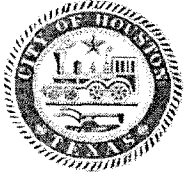
Single Family Residential 100% Multi-Family Residential 0%
Commercial 0% Industrial 0% Institutional 0%

Sewage generated by the District will be served by a : District Plant Regional Plants *

Sewage Treatment Plant Name: Montgomery County MUD 94, 119 & 120 Regional WWTP

NPDES/TPDES Permit No: TX0128295 TCEQ Permit No: WQ0014656001

* NOTE: See additional page for the District's ownership of capacity in the Harris County WCID 92 WWTP.



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 0.200

Ultimate Capacity (MGD): 1.08

Size of treatment plant site: 11.65 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: _____ MGD.

If the treatment plant is to serve other Districts or properties (i.e. regional), please indicate total permitted capacity of the plant. List all Districts served, or to be served, within the plant and their allotted capacities

(If more than two Districts – attach additional page):

Total permitted capacity: 1.08

MGD of (Regional Plant).

Name of District: Montgomery County MUD 94

MGD Capacity Allocation 0.255

or property owner(s)

Name of District: Montgomery County MUD 119

MGD Capacity Allocation 0.4125

* NOTE: See additional page for Montgomery County MUD 120 Capacity Allocation.

Water Treatment Plant Name: Water Plant No. 1

Water Treatment Plant Address: 2828 1/2 Spring Trails Bend

Well Permit No: OP03-0027D

Existing Capacity:

Well(s): 1,000 GPM

Booster Pump(s): 3,450 GPM

Tank(s): 227,500 MG

Ultimate Capacity:

Well(s): 2,000 GPM

Booster Pump(s): 3,450 GPM

Tank(s): 455,000 MG

Size of Treatment Plant Site: 1.1612

square feet/acres.

Comments or Additional Information: The construction of the second ground storage tank is underway. The District plans to construct a remote well to serve as a secondary water supply source for the District.

- Insert the following under **WATER DISTRICT DATA** on Page 2:

Name of District: Montgomery County MUD 120 MGD Capacity Allocation: 0.4125

- Insert the following under **WATER DISTRICT DATA** on Pages 1 and 2:

Sewage generated by the District will be served by a: Regional Plant

Sewage Treatment Plant Name: Harris County WCID 92 WWTP

NPDES/TPDES Permit No: TX0020974

TCEQ Permit No: 10908-001

Existing Capacity (MGD): 0.7

Ultimate Capacity (MGD): 0.7

Size of treatment plant site: 2.201 acres

Total permitted capacity: 0.7 MGD

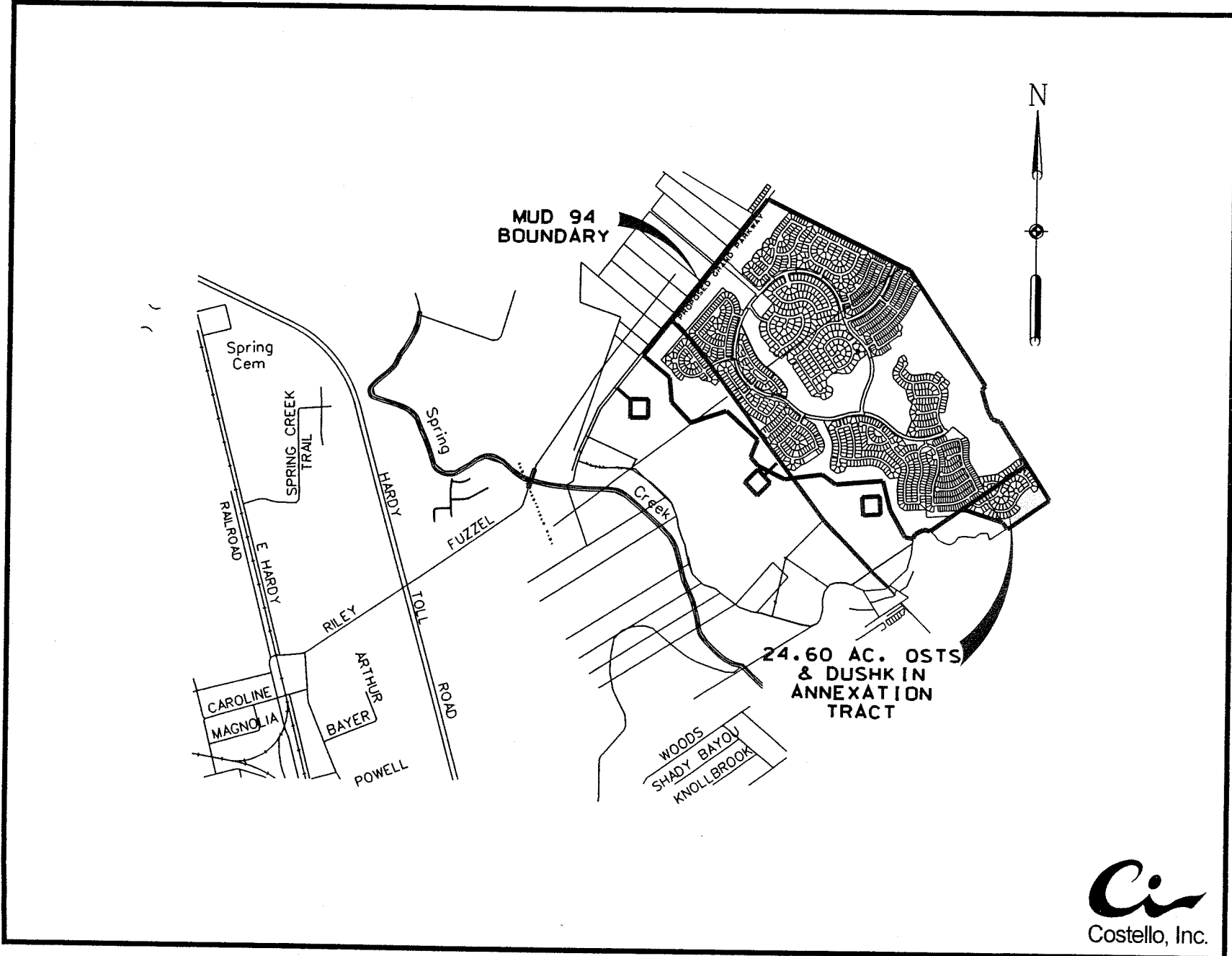
Name of District: Harris County WCID 92

MGD Capacity Allocation: 0.425

Name of District: Montgomery County MUD 94

MGD Capacity Allocation: 0.275

1/12/20



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 33.65 acres of land to Spencer Road Public Utility District (Key Map No. 408-P)	Category #	Page 1 of 1	Agenda Item # 34
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3/19/08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE <i>Michael S. Marcotte</i> 3/18/08 Michael S. Marcotte, P.E., DEE	Council District affected: "ETJ"
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For additional information contact: Jun Chang, P.E. <i>jc</i> Senior Assistant Director Phone: (713) 837-0433	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)

The petition for the addition of 33.65 acres of land to Spencer Road Public Utility District be approved.

Amount of Funding: NONE REQUIRED	F & A Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

Spencer Road Public Utility District has petitioned the City of Houston for consent to add 33.65 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of Falmouth Avenue, FM 529, Kentwick Drive and Shining Sumac Avenue. The district desires to add 33.65 acres, thus yielding a total of 716.2410 acres. The district is served by the Spencer Road Public Utility District Wastewater Treatment Plant, which is owned and operated by the district. The nearest major drainage facility for Spencer Road Public Utility District is Langham Creek which flows to South Mayde Creek then to Buffalo Bayou and finally into the Houston Ship Channel.

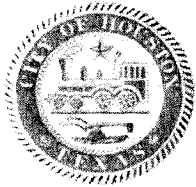
Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

cc: Marty Stein Marlene Gafrick Jeff Taylor Dan Krueger Mark Loethen
Bill Zrioka Waynette Chan Deborah McAbee Gary Norman

F & A Director	REQUIRED AUTHORIZATION Other Authorization: <i>[Signature]</i> Andrew F. Icken Deputy Director Planning & Development Services Div.	20JZC406 Other Authorization:
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CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Received
3/29/08 DJW

Application Accepted as Complete (to be completed by PW&E)

Application is hereby made for consent of the City of Houston to the creation/ addition of 33.65 acres to Spencer Road PUD under the provisions of Chapters 49 & 54, Texas Water Code.

Day Philbin
Attorney for the District

Attorney: Paul A. Philbin & Assoc., P.C.

Address: 6363 Woodway, suite 725, Houston, Texas Zip: 77057 Phone: 713-783-4120

Engineer: Nicholas N. Bailey, P.E., CLR, Inc.

Address: 7600 W. Tidwell, Suite 400, Houston, Texas Zip: 77040 Phone: 713-462-0993

Owners: Daniel P. Gordon, Trustee

Address: _____ Zip: _____ Phone: _____

(If more than one owner, attach additional page. List all owners of property within the District)

LOCATION

INSIDE CITY OUTSIDE CITY NAME OF COUNTY (S) Harris
Survey michael McCormick 1/3 League Abstract 533

Geographic Location: List only major streets, bayous or creeks:

North of: Falmouth Avenue East of: Kentwick Drive
South of: FM 529 West of: Shining Sumac Avenue

WATER DISTRICT DATA

Total Acreage of District: 682.5910 Existing Plus Proposed Land 716.2410 ✓

Development Breakdown (Percentage) for tract being considered for annexation:

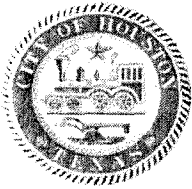
Single Family Residential 0% Multi-Family Residential 80%

Commercial 20% Industrial _____ Institutional _____

Sewage generated by the District will be served by a : District Plant Regional Plant

Sewage Treatment Plant Name: Spencer Road Wastewater Treatment Plant

NPDES/TPDES Permit No: 11472-001 TCEQ Permit No: same



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): .980

Ultimate Capacity (MGD): .980

Size of treatment plant site: 3,329 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: .980 MGD.

If the treatment plant is to serve other Districts or properties (i.e. regional), please indicate total permitted capacity of the plant. List all Districts served, or to be served, within the plant and their allotted capacities

(If more than two Districts – attach additional page):

Total permitted capacity: N/A

MGD of (Regional Plant).

Name of District: _____

MGD Capacity Allocation _____

or property owner(s)

Name of District: _____

MGD Capacity Allocation _____

Water Treatment Plant Name: Spencer Road PUD Water Plant Nos. 1,2,3

Water Treatment Plant Address: 15210 Runbell & 7945 Jackrabbit Rd & 7511 Huffmeister

Well Permit No: 2423, 3411, 4553, 5761

Existing Capacity:

Well(s): 2,137 GPM

Booster Pump(s): 5,400 GPM

Tank(s): 1,119,000 MG

Ultimate Capacity:

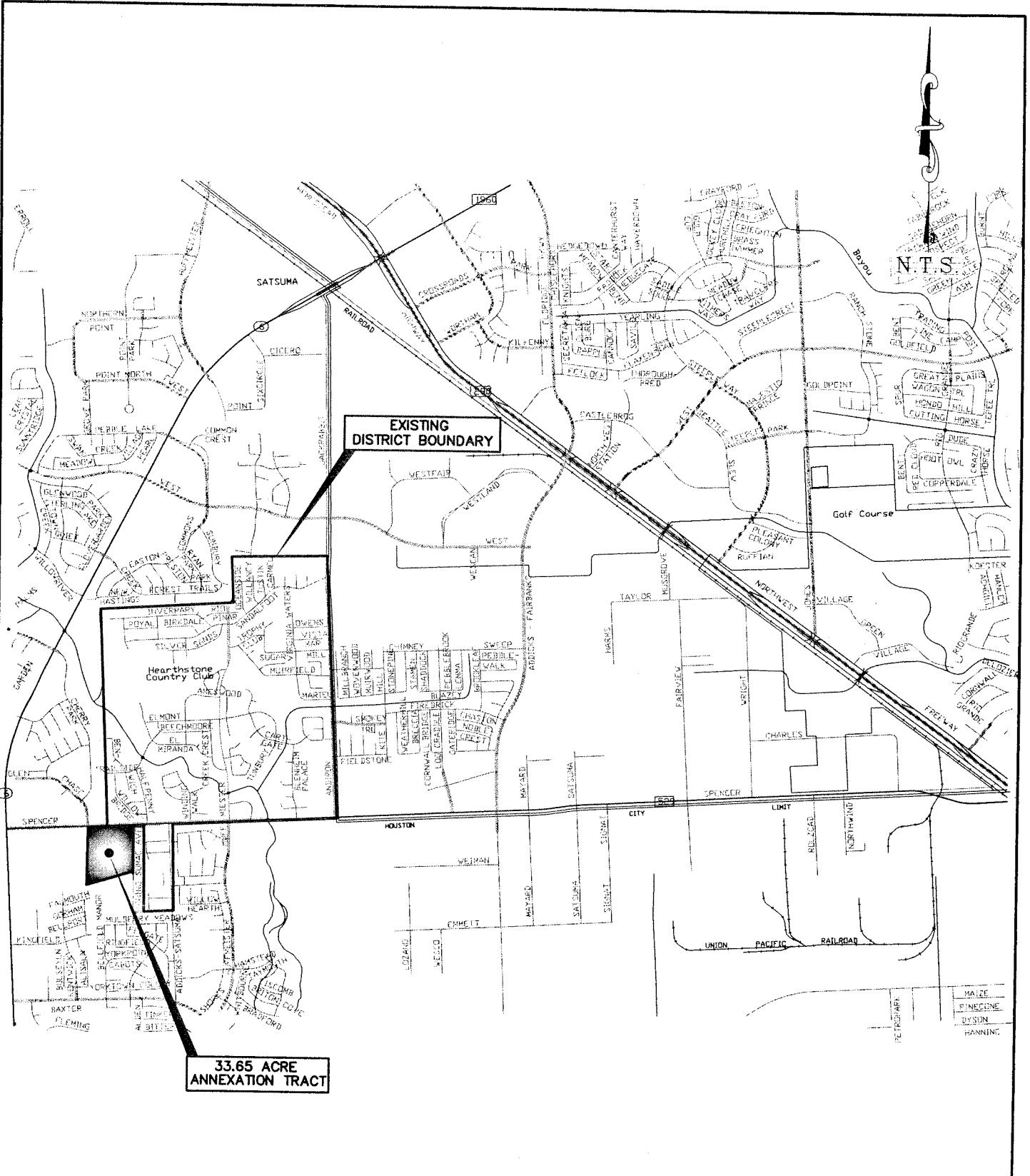
Well(s): 2,137 GPM

Booster Pump(s): 5,400 GPM

Tank(s): 1,444,000 MG

Size of Treatment Plant Site: WP # 1: 1.835 acres; WP # 2: 1.10935 acres; WP # 3: .181 acres square feet/acres.

Comments or Additional Information: _____



EXISTING DISTRICT BOUNDARY

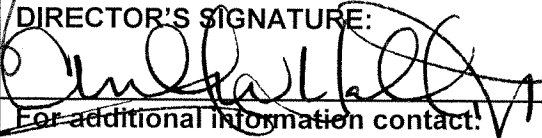
33.65 ACRE ANNEXATION TRACT

SPENCER ROAD P.U.D.

VICINITY MAP

KEY MAP PG. 408, L & P

406

SUBJECT: Approval of the Meet & Confer Agreement between HOPE (SEBA) and the City of Houston		Category # 3	Page 1 of 3	Agenda Item # 35
FROM (Department or other point of origin): Chief Administrative Officer		Origination Date March 21, 2008	Agenda Date MAR 26 2008	
DIRECTOR'S SIGNATURE: 		Council District affected: ALL		
For additional information contact: Anthony Hall or Candy Clarke Aldridge Phone: (713) 247-2577 (713) 837-9333		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Approve the first Meet and Confer Agreement between the City of Houston and the Houston Organization of Public Employees (HOPE), the Sole and Exclusive Bargaining Agent (SEBA) for municipal City employees in the Bargaining Unit.				
Amount & Source of Funding No funding at this time. Additional funds for FY08 compensation will be included in the General Appropriation Ordinance, subject to future Council approval.			Budget:	
SPECIFIC EXPLANATION: The first Meet and Confer Agreement for municipal employees is recommended for your approval. This agreement reflects the mutual commitment of the City and HOPE to deliver quality public services to all Houston residents and businesses while ensuring fair compensation for every City worker. Several milestones and events paved the way for this historical agreement. On September 1, 2005, the 79 th Texas Legislature added Chapter 146 of the Texas Local Government Code, which allows the City to have a meet and confer agreement for municipal employees with a recognized employee association. In October 2006, the City recognized HOPE, a partnership between SEIU and AFSCME, as the sole and exclusive bargaining agent for municipal employees. A few months later, the City began to meet and confer with HOPE representatives, which continued for eleven months and consisted of 44 meetings, to develop an agreement that benefits municipal employees, the City, and Houston taxpayers. The Agreement covers the Bargaining Unit, which includes all municipal employees, except department directors and Police and Fire classified employees subject to Chapter 143 of the Texas Local Government Code. It begins in the first full pay period following Council approval and the countersignature of the City Controller and runs through June 30, 2011. The estimated FY2008 cost of all compensation components is \$5,219,000. The aggregate cost for all compensation elements from implementation through FY2011 is estimated at \$179 million. The key elements of the Agreement are described as follows:				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

COMPENSATION

1. Scheduled pay programs
 - a. 3% Across-the –Board increases for the Bargaining Unit, except for Police and Fire Trainees.
 - i. FY08 – first full pay period following approval of this Agreement.
 - ii. FY10 – first full pay period following July 1, 2009.
 - iii. FY11 – first full pay period following July 1, 2010.
 - b. 1.25% Performance Pay Pools to reward employee performance, as designed by department directors
 - i. FY09 – first full pay period following July 1, 2008.
 - ii. FY10 – first full pay period following July 1, 2009.
 - iii. FY11 – first full pay period following July 1, 2010.
 - c. Increase pay of the City's lowest paid employees by establishing the minimum base pay rate as follows:
 - i. \$9.50 per hour – first full pay period following approval of this Agreement.
 - ii. \$10.00 per hour – first full pay period following September 1, 2009.
2. Remove the existing cap of 25 years on longevity pay beginning with the first full pay period following approval of this Agreement.
3. Increase the shift differential for the Second Shift from 25 cents to 50 cents per hour. Increase the shift differential for the Third Shift from 35 cents to \$1.00 per hour.
4. The City agrees to review and discuss Holiday Pay for possible revision and improvement within 90 days of approval of this Agreement.
5. The length of time an exempt employee has to take any authorized compensatory time will increase from 120 days to 180 days. If it is not taken within 180 days, then it will be paid in cash.
6. All employee compensation policies and practices currently and lawfully in effect shall not change without reasonable business justification.

BENEFITS

1. The City agrees to offer substantially the same set of health benefits as it does presently. For active City employees, the aggregate city/employee contribution ratio is 79%/21% for health care contributions, and it will be used as the contribution ratio during the term of this Agreement. In addition, the contribution for an individual active employee tier in the HMO plan will not increase more than 10% each year of the Agreement. If the annual increase in premiums is 10% or less, the City/employees will share the increase in equal percentage. Should the annual increase in premiums exceed 10% but be less than 15%, then the City will consult with HOPE and present options for the Mayor's consideration and final resolution. Should the annual increase in premiums exceed 15%, then the Agreement will be reopened to discuss economic issues.
2. Eligibility for the long-term disability plan will change from 2 years to 1 year, effective September 1, 2008.

PAID LEAVE POOLS

1. The HOPE Leave Pool (HLP) will be established for use by HOPE members on city-related union business. The contract requires an annual automatic deduction of one hour of vacation time from each employee to be deposited in HLP unless the employee signs a form opting out of such deduction during the specified opt-out period.
2. A Community Action Leave Pool will be established to allow City employees to voluntarily contribute vacation time for use by HOPE members to participate in City and HOPE-agreed community projects.

CONSULTATION

1. A Municipal Employee Consultation Committee (MECC) will be established to discuss and make recommendations to the Mayor on work-related issues, including defining what those issues will be. There will be equal representation from the City and HOPE.
2. For departments with 100 or more employees, a Department Employee Consultation Committee (DECC) will be established to discuss and make recommendations on departmental work-related for the Director's consideration. There will be equal representation from the department and HOPE representatives.
3. The City's Safety Advisory Committee and the City's Employee Wellness Advisory Committee will both have two HOPE Representatives appointed to their committees.
4. The Union will have 20 minutes to make presentations at New Employee Orientation Classes and at the in-processing of new employees.
5. The City will provide 45 days advance notice to the Union regarding any workforce changes as a result of privatization/outsourcing. In a similar manner, the City will provide a layoff notice to City employees 45 days in advance, increased from 14 days. In addition, the City and the Union will annually identify jobs that are at-risk or evolving due to new technology or job skills/requirements. Training opportunities will be identified and provided to any affected employees on a priority basis due to the above-mentioned workforce changes.

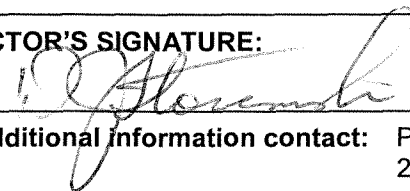
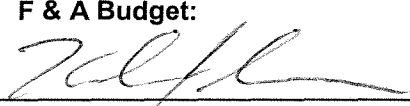
DISPUTE PROCEEDINGS

1. The City will maintain the current formal processes that employees use to redress their disputes (i.e., grievance procedure, ECRP, etc.).
2. A new dispute process for individual employees, Alternative Issue Resolution Process (AIRP), will be created for disputes that arise due to provisions in the Meet and Confer Agreement (for Article 3, paragraph 2 and articles 4, 5, 6, 7, 8, 9, 10 [excluding non-exempt comp/overtime issues and layoff appeals], 11 and 13) that are not addressed in current formal processes. The employee and/or HOPE may bring the dispute through the AIRP.
3. The Contract Dispute Procedure will be created to address any dispute that HOPE or the City has regarding the proper interpretation of any term of the Agreement, and for which a current formal process does not exist.

OTHER PROVISIONS

1. HOPE shall be allowed to post meeting notices and HOPE contact information on department bulletin boards. Department directors may allow HOPE to post membership information and other items of interest to Unit Members on departmental bulletin boards.
2. Upon HOPE's request, HOPE will receive a quarterly report with a complete list of specified municipal employee information to the extent as allowed by law.
3. The City will not, as a result of the terms of this agreement, change any current business practices.

SUBJECT: Revisions to the Master Classification Ordinance for City Employees		Category # 3	Page 1 of 1	Agenda Item # 35A
FROM (Department or other point of origin): Human Resources Department		Origination Date March 21, 2008	Agenda Date MAR 26 2008	
DIRECTOR'S SIGNATURE: <i>Candy Clarke Aldridge</i>		Council District affected: ALL		
For additional information contact: Candy Clarke Aldridge Phone: (713) 837-9333		Date and identification of prior authorizing Council action: Rev. to Ord. 90-1292 as amended by Ord. 2008-53		
RECOMMENDATION: (Summary) Approve the proposed revisions to the Master Classification Ordinance and Pay Structure to revise the pay structure and to add one job classification.				
Amount & Source of Funding None			Budget:	
SPECIFIC EXPLANATION: The Human Resources Department recommends amending the civilian pay grade structure, which establishes pay ranges for each pay grade, to reflect the compensation programs in the Meet and Confer Agreement between the City and HOPE as follows: <ul style="list-style-type: none"> * Consolidate pay grades 2 and 3 into pay grade 4 in order to maintain a pay range spread consistent with other pay grades; <ul style="list-style-type: none"> - Affects 4 job classifications: Park Maintenance Aide, Police Aide, Student Intern I and Custodian. However, does not impact their career ladders. * Increase the pay grade minimums of pay grades 4-10 to \$760 biweekly (\$9.50 per hour); * Increase the pay grade minimums of pay grades 11-40 by 3%; * Increase the pay grade maximums of pay grades 4-40 by 5%. <p>The last pay structure change was approved March 24, 2007. Master Pay Structure changes are on Exhibit B of the ordinance.</p> <p>At the request of the Parks and Recreation Department, the Human Resources Department also recommends adding the Urban Garden Manager classification, pay grade 23, to the Master Classification Ordinance (Exhibit A). The Urban Garden Manager will promote and work with community groups in the development and design of urban gardens, and will develop and provide communications and training in support of the program.</p>				
REQUIRED AUTHORIZATION				
Finance Director: <i>[Signature]</i>		Other Authorization:		Other Authorization:

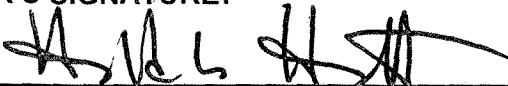
SUBJECT: Juvenile Accountability Block Grant		Category	Page 1 of 1	Agenda Item # <i>36</i>
FROM (Department or other point of origin): Dennis J. Storemski, Director Office of Public Safety and Homeland Security		Origination Date: 2/1/2008	Agenda Date MAR 26 2008	
DIRECTOR'S SIGNATURE: 		Council District affected: All		
For additional information contact: Patricia Harrington 247-1441		Date and Identification of prior authorizing Council action: 06-08-05 2005 - 733 04-18-06 2006 - 367 08-01-07 2007 - 876		
RECOMMENDATION: (Summary) Approval of an ordinance authorizing application and acceptance of subsequent Juvenile Accountability Block Grant funding from the Governor's Criminal Justice Division for the continued implementation of the Juvenile Accountability Court Program.				
Amount of Funding:		\$131,401 Grant funds \$51,578 Match		F & A Budget: 
SOURCE OF FUNDING: <input checked="" type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other				
SPECIFIC EXPLANATION:				
Background The U.S. Department of Justice provides a Juvenile Accountability Block Grant (JABG) to the Governor's Criminal Justice Division (CJD) to address juvenile offenses through accountability-based programs. These are non-competitive allocations based on an annual calculation of juvenile crime data from the Houston area. The funding supports the continued operation of the Juvenile Accountability Court Program (JACP); a collaborative initiative implemented by the Mayor's Anti-Gang Office and Municipal Courts. JACP provides an enhanced accountability system for juvenile offenders through a graduated sanctions model for Class C offenders and their parents/guardians. Program services include:				
<ul style="list-style-type: none"> • Progressive Sanctions: JACP assists judges in creating guidelines for juvenile offenders and their parents/guardians, and increases supervision over juveniles receiving alternative sentences in lieu of fines. • Support Services: Through in-take and assessment, youth offenders and their parents/guardians receive intervention through case management, and prevention and education workshops in areas such as truancy awareness, gang awareness, conflict resolution, making good choices, and parenting skills. • Enhanced Community Service: The JACP provides direct supervision and scheduled community service projects for juvenile offenders, improving compliance rates and accountability for hours of service. • Improved Coordination: JACP provides Municipal Court judges with assessments of juvenile offenders to help them determine appropriate sanctions, identify offenders who need enhanced social services, and notify other agencies such as juvenile probation and parole of possible violators. 				
Request for Council Action Applicants must submit a resolution from their governing entities authorizing submission of the application, committing the cash match, designating an authorized official to apply for, accept, reject, alter or terminate the grant; and assuring that all funds will be returned to CJD in the event of loss or misuse of awarded funds.				
REQUIRED AUTHORIZATION				
F & A Director:		Other Authorization:		Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract with LeadsOnline, LLC for On-Line Property Crimes Database Subscription Services for the Houston Police Department	Category # 9	Page 1 of 1	Agenda Item # 37
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FROM (Department or other point of origin): Harold L. Hurtt, Chief of Police Houston Police Department	Origination Date March 11, 2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: 	Council District affected: All
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For additional information contact: Ceaser Moore, Captain Phone: 713-308-0989	Date and identification of prior authorizing Council action: Ord #2007-295, March 21, 2007 and Ord #2007-1191, October 24, 2007
Approved by: Joseph A. Fenninger, Deputy Director Phone: 713-308-1708	

RECOMMENDATION: (Summary)
Approve an ordinance authorizing a contract with LeadsOnline, LLC, in an amount not to exceed \$293,520.00, for on-line property crimes database subscription services for the Houston Police Department.

Amount and Source of Funding: \$293,520.00 General Fund - 5 years (FY08 \$14,676.00 Out Years \$278,844.00)	F & A Budget:
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SPECIFIC EXPLANATION:
The Chief of Police recommends that City Council approve a five-year contract with one five-year option to renew for a total 10 year term with LeadsOnline, LLC, in an amount not to exceed \$293,520.00, for on-line property crimes database subscription services for the Houston Police Department.

City Council approved Ordinance No. 2007-295 on March 21, 2007 and Ordinance No. 2004-1191 on October 24, 2007 which revises the regulations pertaining to scrap metal businesses operating within the City of Houston. These businesses are now required to report daily transactions to the Houston Police Department using and electronic online system. This on-line investigation system allows the Houston Police Department to track items sold to scrap metal businesses and compare it to items reported stolen from construction sites, public utilities, churches, businesses and residences in the City.

In June 2007, the Houston Police Department conducted a pilot program when two contractors inquired about performing these services at no charge to the City based on the new Ordinance. Both contractors' programs were evaluated and LeadsOnline, LLC was selected as the best vendor to maintain the database for HPD. The contractor will provide an online investigation system for law enforcement agencies which identifies and tracks sales transactions from all scrap metal recycling entities. There are approximately 330 law enforcement agencies in the state of Texas sharing the information provided by scrap metal recycling entities, second-hand metal dealers and second-hand dealers via LeadsOnline, LLC.

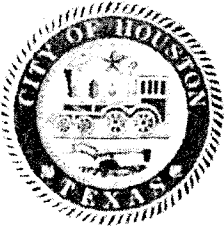
This recommendation is pursuant to Chapter 252, Section 252.022 (a) (2) of the Texas Local Government Code for exempted procurement.

Attachment: M/WBE Zero-Percentage Goal Document approved by the Affirmative Action Division.

HLH:JAF:tkc

REQUIRED AUTHORIZATION NDT

F&A Director:	Other Authorization:	Other Authorization:
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CITY OF HOUSTON
Houston Police Department

Interoffice

Correspondence

To: Velma Laws – Director
Affirmative Action Department

From: John Erdeljac – Division Manager
Houston Police Department

Date: September 24, 2007

Subject: MWBE 0% Goal Request for Tracking and Reporting of Daily Transactions Conducted by Scrap Metal Recycling Entities via an Online Investigation System for Houston Police Department

Is this to establish a goal for advertisement? NO

Goal on last contract: ZERO

Items or Scope of Bid: Electronic Recordkeeping Services for Burglary & Theft Division of Houston Police Department in accordance with Chapter 7, Code of Ordinances relating to metal recycling entities, second-hand metal dealers and second-hand dealers. These businesses will provide information directly to Leadsonline.com where law enforcement agencies will share information to track stolen materials.

The total dollar value is approximately **\$300,000.00 for a 5 year term**

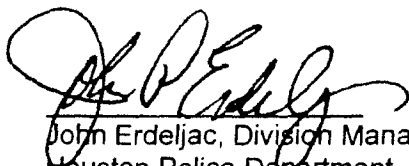
I am requesting approval of 0 % goal.

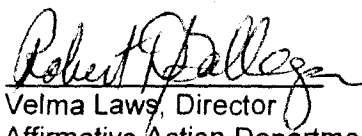
Justification:

Leadsonline.com is prohibited from subcontracting to third parties the services they provide to law enforcement. There are approximately 330 law enforcement agencies in the state of Texas sharing the information provided by metal recycling entities, second-hand metal dealers and second-hand dealers to Leadsonline.com. Part of the security and integrity pledge is based on securing the information only for law enforcement agencies to share. Due to the nature of this confidential service and to provide any accidental release of information to the citizens a third party subcontract is not acceptable.

Concur:

Approved:


John Erdeljac, Division Manager
Houston Police Department


for Velma Laws, Director
Affirmative Action Department

RECEIVED BY
HPD PROCUREMENT
07 OCT - 1 PM 1:59
HOUSTON POLICE DEPT.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

HCD 08-56

SUBJECT: An Ordinance approving an amendment to the Community Development Block Grant Funds under the 2003 Consolidated Action Plan to delete funds allocated to the Public Facilities and Improvements/Street Lights Project Activity and to increase funds allocated to the Relocation Activity.	Category # 1,2	Page 1 of 2	Agenda Item # 38
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FROM (Department or other point of origin): Richard S. Celli, Housing and Community Development Department	Origination Date February 28, 2008	Agenda Date March 26, 2008
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DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: All
For additional information contact: Marrine Thomas Phone: 713-865-9314 Or Brenda Scott 713-868-8484	Date and identification of prior authorizing council action: Ordinance No. 2006-628; June 14, 2006 Ordinance No. 2007-21; January 3, 2007

RECOMMENDATION: (Summary)
The Housing and Community Development Department recommends City Council's approval of an Ordinance amending the Community Development Block Grant Funds under the 2003 Consolidated Action Plan to delete the Public Facilities and Improvements/Street Lights Project Activity and to reallocate the funds to the Relocation Activity by the same amount.

Amount of Funding:	F&A Budget: <i>[Signature]</i>
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

The Housing and Community Development Department recommends City Council's approval of an Ordinance amending the Community Development Block Grant Funds under the 2003 Consolidated Action Plan. The details of the amendment are included in the attached Public Notice (Notice). Following is a recap of the Notice.

The 2003 Consolidated Action Plan for the Community Development Block Grant Funds is amended as follows:

- Delete the Public Facilities and Improvement/Street Lights Project Activity in the amount of \$38,500
- Increase funds allocated to the Relocation Activity in the amount of \$38,500

In accordance with HUD regulations, the City is required to amend components of the Grant Agreement when (1) an activity is added; (2) an activity is deleted; (3) a change in the scope of an activity or reallocation of funds increases or decreases the budget of an activity by more than twenty-five (25%) of the original budget; or (4) when there is a change in the purpose, location or beneficiaries of an activity. By this amendment, a Project activity is deleted and the Relocation activity is increased.

Through a Notice published in the Houston Chronicle on Thursday, February 14, 2008, the public was notified of these proposed changes. The public has thirty days to comment on these proposed changes. The comment period extends from Thursday, February 15, 2008 through Monday, March 17, 2008. Following the citizen review period, this amendment and any selected projects are being presented to City Council for approval.

Therefore, approval of an ordinance is recommended.

RC: GV/BS

cc: City Secretary
Legal Department
Mayor's Office
Finance and Administration

REQUIRED AUTHORIZATION		
F&A Director:	Other Authorization:	Other Authorization:

PUBLIC NOTICE

The City of Houston (City) is a partner in the renovation of the Old Dow Middle School that is now being renovated to promote the social, cultural and academic development of at-risk inner city youth through education in arts. The total cost of the project is approximately 4.5 Million Dollars of which the City of Houston has contributed a total of \$500,000 in **Community Development Block Grant (CDBG)** funds to date. The City is proposing to provide an additional \$500,000 in unallocated Public Facilities and Improvements/Neighborhood Facilities funds in various program years to assist in the completion of the renovation as follows:

<u>Applicant/Project</u>	<u>Project Name and Address</u>	<u>Council District (s) Impacted</u>	<u>Scope of Work</u>	<u>Amount</u>
Multicultural Educational and Counseling Through the Arts (MECA)	Neighborhood Facilities 1900 Kane Houston, Texas 77007	District H	Roof replacement and exterior improvements to facility	\$500,000

The City of Houston (City) is a partner in the renovation and conversion of the former Days Inn Hotel to a 285 unit Single Room Occupancy facility for homeless veterans. The total cost of the project is approximately 12.5 Million Dollars of which the City of Houston has contributed HOME Investment Partnerships (HOME) (\$3,534,502), CDBG (\$311,270) and Homeless and Housing Bond (Bond) (\$815,308) funds in the total amount of \$4,661,080. Harris County and Amegy Bank are also partners in this project. The City is now proposing to provide an additional \$300,000 in CDBG funds from unallocated Multifamily/Housing Acquisition/Rehabilitation/New Construction/Relocation funds in various program years to assist in the completion of the renovation as follows:

<u>Applicant/Project</u>	<u>Project Name and Address</u>	<u>Council District (s) Impacted</u>	<u>Scope of Work</u>	<u>Amount</u>
Cloudbreak, Houston, LLC	Midtown Terrace 4640 Main Street Houston, Texas 77007	District H	Acquisition, renovation and conversion of former Days Inn Hotel to an SRO	\$300,000

The City proposes reprogramming funds under CDBG grant years as follows:

- 2003 CDBG funds allocated to the Public Facilities and Improvements/Street Lights Project Activity in the amount of \$38,500 are deleted
- 2003 CDBG funds allocated to the Public Facilities and Improvements/Street Lights Project Activity are now added to the Relocation Activity which is increased by \$38,500
- 2005 CDBG funds allocated to the Public Services/Macedonia Project Activity in the amount of \$66,553.47 are deleted
- 2005 CDBG funds in the amount of \$66,553.47 deleted from the Public Services/Macedonia Project Activity are added under a new activity for Relocation
- 2007 CDBG funds allocated to the Public Services/Macedonia Project Activity in the amount of \$100,863 are deleted
- 2007 CDBG funds in the amount of \$100,863 deleted from the Public Services/Macedonia Project Activity are added under a new activity for Relocation

The public has thirty days (30 days) to comment on these proposed changes. **The thirty-day period extends from Thursday, February 14, 2007 through Monday, March 17, 2007.** Following the citizen review period, projects must be presented to City Council for approval. For additional information, please contact Brenda Scott at (713) 868-8484. You may also access the department's Website at www.houstonhousing.org for information.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION 08-LARA 4th Amend

SUBJECT: An ordinance appropriating \$2,300,000 out of the TIRZ - Affordable Housing Fund (Fund 2409) and approving and authorizing a Fourth Amendment to Land Assembly Grant Agreement between the City of Houston and the Land Assemblage Redevelopment Authority; to acquire property for affordable housing, to include payments to participating community development corporations (CDCs) and builders and certain vendors to the list of eligible costs as incurred.	Page 1 of 2	Agenda Item # 39
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FROM (Department or other point of origin): Richard Celli, Director Housing and Community Development Department	Origination Date 03-14-2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: 	Council District affected: All
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For additional information contact: Stephen Tinnermon Phone: 713-247-1307	Date and identification of prior authorizing Council action: Ordinance 2004-0800: July 28, 2004 Ordinance 2005-902: July 27, 2005 Ordinance 2005-1073: September 14, 2005 Ordinance 2006-0902: August 30, 2006
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RECOMMENDATION: (Summary)
Approval of an Ordinance approving the Fourth Amendment to Land Assembly Grant Agreement ("Fourth Amendment") between the City of Houston ("City") and the Land Assemblage Redevelopment Authority ("LARA"); appropriating \$2,300,000 out of the TIRZ Affordable Housing Fund (Fund 2409) for the purpose of enabling LARA to continue to acquire identified properties by bid or direct purchase; and to include payments to participating community development corporations (CDCs), builders and certain vendors to the list of eligible costs as incurred.

Amount of Funding: \$2,300,000	F&A Budget:
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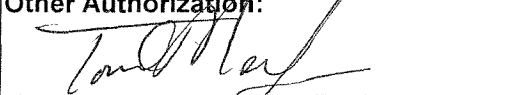
SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund
 Other (Specify) TIRZ Affordable Housing Fund No. 2409


SPECIFIC EXPLANATION: On July 28, 2004, City Council approved Ordinance No. 2004-800, which authorized the Land Assembly Acquisition Fund and authorized a Land Assembly Grant Agreement ("Agreement") between the City and LARA in the amount of \$615,000. The Agreement required that up to \$525,000 of the authorized amount be used to purchase certain designated tax delinquent properties at foreclosure auction for inclusion in the LARA initiative for affordable housing development.

On July 27, 2005, City Council approved Ordinance No. 2005-902, which authorized the First Amendment providing an addition of \$400,000 to the Land Assemblage Acquisition Fund to be paid out of the TIRZ Affordable Housing Fund for the continued purchase of designated properties, and allowing for administrative costs not to exceed fifteen percent (15%), under procedures established in the original Agreement. On September 13, 2005, City Council approved Ordinance No. 2005-1073, which authorized the Second Amendment providing an addition of \$800,000 to the Land Assemblage Acquisition Fund. A Third Amendment was approved on August 30, 2006 awarding an additional \$1,000,000 to acquire lots and support LARA operations.

The availability of additional funding through appropriations for the Project has led to major strides in land assemblage for new affordable housing efforts. To date, LARA has acquired through strike-off or direct acquisition over 850 lots. Over 350 of these lots are now available to qualified builders and community development corporations; and another fifty-five (55) lots have already been sold, with new affordable homes currently under construction or having already been built on these lots. LARA plans to acquire a total of 400 lots during the 2008 fiscal year.

REQUIRED AUTHORIZATION

F&A Director: 	Other Authorization: 	Other Authorization:
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Date: 03-14-08	Subject: An ordinance appropriating \$2,300,000 out of the TIRZ - Affordable Housing Fund (Fund 2409) and approving and authorizing a Fourth Amendment to Land Assembly Grant Agreement between the City of Houston and the Land Assemblage Redevelopment Authority; to acquire property for affordable housing, to include payments to participating community development corporations (CDCs), builders and certain vendors to the list of eligible costs as incurred.	Originator's Signature 	Page: <u>2</u> of <u>2</u>
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As an expansion to the existing program, this ordinance will authorize LARA to make payments for three additional related activities as follows: 1) make payments to participating CDCs who assist with marketing, 2) make payments to participating builders to cover the costs associated with constructing all houses so they comply with "Energy Star" standards; and 3) make payments to independent vendors who will install sprinkler systems needed to maintain approximately 2025 new trees that will be planted in the esplanades of Houston Hope neighborhoods.

Under the current LARA Request for Proposals for affordable housing, a participating CDC partnering with a selected builder is entitled to receive a \$1,250 fee when the builder purchases the lot from LARA. The CDC uses these funds to help market the house the builder will construct on the purchased lot. If the house is sold within 120 days of the construction start date, then the CDC is entitled to receive an additional \$1,250 fee. Currently, the builder pays these CDC fees. In turn, the builder is allowed to incorporate these costs into the authorized sale price of the newly constructed home. So as to help reduce the sale price of the new affordable home, this ordinance will authorize LARA to pay these fees directly to the participating CDC (using TIRZ affordable housing funds awarded through this Fourth Amendment). A total of \$250,000 is allocated under this ordinance to pay CDC fees.

This ordinance will also authorize LARA to make an \$8,000 payment to participating builders for each house constructed to industry recognized, Home Energy Rating System (HERS) "Energy Star" standards. A Payment of \$4,000 will be made when the builder acquires the lot; and the balance will be paid after the house is constructed and certified by an independent inspector as meeting "Energy Star" HERS requirements. A total of \$375,000 is allocated under this ordinance to pay builders to meet Energy Star standards in the homes they construct. The benefit of covering this cost is two-fold. First, it helps to reduce the sales price of the new affordable home; and secondly, it helps to reduce the monthly utility costs for the new low or moderate-income owner, thereby increasing the likelihood that the owner will avoid future foreclosure risks.

This ordinance authorizes LARA to pay up to \$230,000 in Affordable Housing TIRZ funds for the installation of sprinkler systems that will be needed to maintain approximately 2025 trees that will be planted in the esplanades along streets located within Houston Hope Neighborhoods. The cost of the trees will be paid with Community Development Block Grant (CDBG) funds. Tree planting and sprinkler system installation operations will be carried out by private vendors and will be overseen by the City's Parks and Recreation Department. LARA will make payments to vendors upon certification by the Department Director that the installed sprinkler systems comply with standards set by the Department. In addition to enhancing the city's overall tree canopy, the tree planting and sprinkler system installation initiative is intended to help beautify blighted areas and help attract new business development into Houston Hope neighborhoods.

Finally, a total of \$1,445,00 is allocated under this ordinance to the aforementioned Land Assembly Acquisition Fund (to support acquisition of lots). LARA agrees to make a good faith effort to ensure that not less than \$1,228,250 or 85% of the total approved amount is used for costs directly related to land purchases and land development costs, with no more than \$216,750 or 15% for administration costs. A project budget is attached. The Department recommends approval of the Ordinance.

CC: City Secretary
 Legal Department
 Mayor's Office
 City Controller

SUBJECT: An Ordinance authorizing a Contract between the City of Houston and Multicultural Education and Counseling through the Arts, (MECA) located at 1900 Kane Street, Houston, Texas 77007.		Category #	Page 1 of 1	Agenda Item # 40
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development		Origination Date 02/27/2008	Agenda Date MAR 26 2008	
DIRECTOR'S SIGNATURE: <i>Richard S. Celli</i>		Council District affected: District H		
For additional information contact: David H. Godwin Phone: 713-868-8351 Claudell Bradby Phone: 713-868-8351		Date and identification of prior authorizing Council action: 07/12/06 2006-767		
RECOMMENDATION: (Summary) City Council Ordinance authorizing a Contract between the City of Houston and MECA to provide funding for renovation work at the Historic Dow School, located at 1900 Kane Street, Houston, Texas 77007.				
Amount of Funding: \$500,000.00			F&A Budget: <i>[Signature]</i>	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify) Community Development Block Grant (CDBG) Fund 5000				
SPECIFIC EXPLANATION:				
<p>The Housing and Community Development Department (HCDD) requests approval of a Contract between the City of Houston and the Multicultural Education and Counseling through the Arts (MECA) for renovation work to be performed on the Historic Dow School located at 1900 Kane Street, Houston, Texas 77007.</p> <p>MECA is a community based non-profit organization whose mission is to promote the social, cultural and academic development of at-risk inner-city youth through education in the arts. Over 1,500 students attend MECA and more than 3,000 students participate in workshops and projects. MECA has served Houston's First Ward, Sixth Ward, Near Northside and Heights neighborhoods since 1977. It provides a variety of arts education opportunities, community performances and various cultural celebrations. MECA's 30 year presence has given families and youth a positive sense of themselves, their community and their culture. This project will ensure the continuation of MECA's acclaimed program and services and will preserve a significant historical landmark.</p> <p>The building in question is the old Dow School building, which was built in 1915 and is listed in the National Register of Historic Places. Its functional spaces include classrooms, meeting rooms, activity rooms, and an auditorium. Work to be done at the facility includes rehabilitation of the exterior enclosure systems including roof repair, historic wood window repair and replacement, new exterior doors, masonry repairs and pointing, new mechanical systems, new electrical and plumbing systems to the extent required by the new mechanical system and life safety/occupancy requirements. The cost of the work was projected to be approximately \$1,642,000.00. This project is part of a multi-phased renovation plan that will include future phases that will cost approximately \$5,044,818.00.</p> <p>The estimated cost of the project for Phase I was \$1,642,000.00 and the City of Houston provided \$500,000.00 in CDBG Grant Funds. As a result of finding hazardous materials in the facility and the requirements of the Texas Historical Commission, additional costs were incurred such as the replacement of windows and other exterior renovations.</p>				
REQUIRED AUTHORIZATION				
F&A Director:		Other Authorization:		Other Authorization: <i>NDT</i>

Date
02/27/08

Subject: An Ordinance authorizing a Contract between the City of Houston and Multicultural Education and Counseling through the Arts, (MECA) located at 1900 Kane Street, Houston, Texas 77007.

**Originator's
Initials**

Balli

Page
2 of 2

MECA is requesting an additional \$500,000.00 to complete Phase I of this renovation project. Phase II will consist of interior renovation and Phase III will include the renovation of the auditorium. The agency will raise the additional funding for the completion of the renovation project.

The Housing and Community Development Committee referred this request with a favorable recommendation on February 19, 2008. Approval of this Ordinance is recommended.

RC:DG:hb
xc: City Attorney
Mayor's Office
City Secretary
Finance and Administration

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary


Subject: Ordinance approving a Resolution authorizing application and receipt of a grant from Texas Parks and Wildlife Department for the Herman Brown Park Improvement project	Category #	Page 1 of 1	Agenda Item 41
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FROM (Department or other point of origin): Houston Parks and Recreation Department	Origination Date: March 7, 2008	Agenda Date: MAR 26 2008
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DIRECTOR'S SIGNATURE: Joe Turner, Director 	Council District(s) affected: I
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For additional information contact: Daniel Pederson, 713-845-1248 Karen Cullar, 713-845-1022	Date and Identification of prior authorizing Council Action: NA
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RECOMMENDATION: (Summary):
Adopt Ordinance approving a Resolution authorizing Parks and Recreation Department Director to apply for and receive a grant from Texas Parks and Wildlife Department (TPWD) and certifying that the matching share is readily available.

Amount and Source of Funding:	F&A Budget:
TPWD GRANT: \$1,000,000 Texas Parks and Wildlife Department MATCHING FUNDS: \$290,000 Value of donated land (Houston Parks Board) \$200,000 Reimbursement of Equipment/Projects Fund (1850) \$532,000 Park Consolidated Construction Fund (4502) \$1,022,000 Total Match	

SPECIFIC EXPLANATION:


The Houston Parks and Recreation Department (HPARD) is submitting an Urban Outdoor Recreation grant application to the Texas Parks & Wildlife Department (TPWD). HPARD is requesting \$1,000,000 in assistance for improvements at Herman Brown Park. This project will offset recreational opportunities lost to the expansion of State Highway 90. The new construction, still underway, took several soccer fields which were located in TxDOT right-of-way and separated the remaining fields from the parking lot. The highway also separates the existing playground from the park users in the area south of the new road.

The proposed project includes the acquisition of 5.27 acres adjacent to the park at 333 Mercury Dr. Houston Parks Board purchased the property in 2006 to expand Herman Brown Park and will transfer to the City of Houston. The value of the donated property will make up a portion of the required match.

Another portion of the match will come from Reimbursement of Equipment/Projects Fund which will be reimbursed with revenue from The Woodlands Regional Agreement. The remainder is budgeted in the FY2010 Park Consolidated Construction Fund.

The project scope will be in the park area accessible from the northern terminus of Mercury Road, south of Highway 90. Park improvements include a new playground, expanded parking and open space, additional picnic areas and multi-use sports fields, new trail extensions and connections to existing hike and bike trails, and pond and landscaping improvements including new trees to buffer highway noise.

REQUIRED AUTHORIZATION

F&A Director: 	Other Authorization:	Other Authorization:
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JAMES RODRIGUEZ

City Council Member, District I

March 11, 2008

Mr. Tim Hogsett, CPRP
Director, Recreation Grants Branch
Texas Parks and Wildlife Department
4200 Smith School Road
Austin, TX 78744

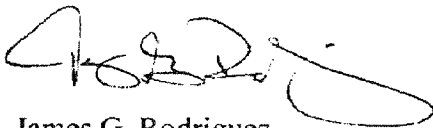
Dear Mr. Hogsett:

Please accept my full support of the proposed Herman Brown Park Improvements project and the Houston Parks and Recreation Department's Urban Outdoor Recreation Grant Application.

Herman Brown Park is a jewel in the Houston parks system and a well loved and well used park for District I. Soccer, baseball, fishing, and hiking are just some of the activities visitors enjoy in this 717-acre park and nature preserve. The proposed park improvements are very important to the community because they will restore the neighborhood's connection to the park and replace recreational opportunities lost to the construction of State Highway 90.

Thank you for considering the funding for this project and for helping to bring more outdoor recreational opportunities to the Houston area.

Sincerely,



James G. Rodriguez
Council Member, District I

Cc: Luci Correa, Houston Parks and Recreation



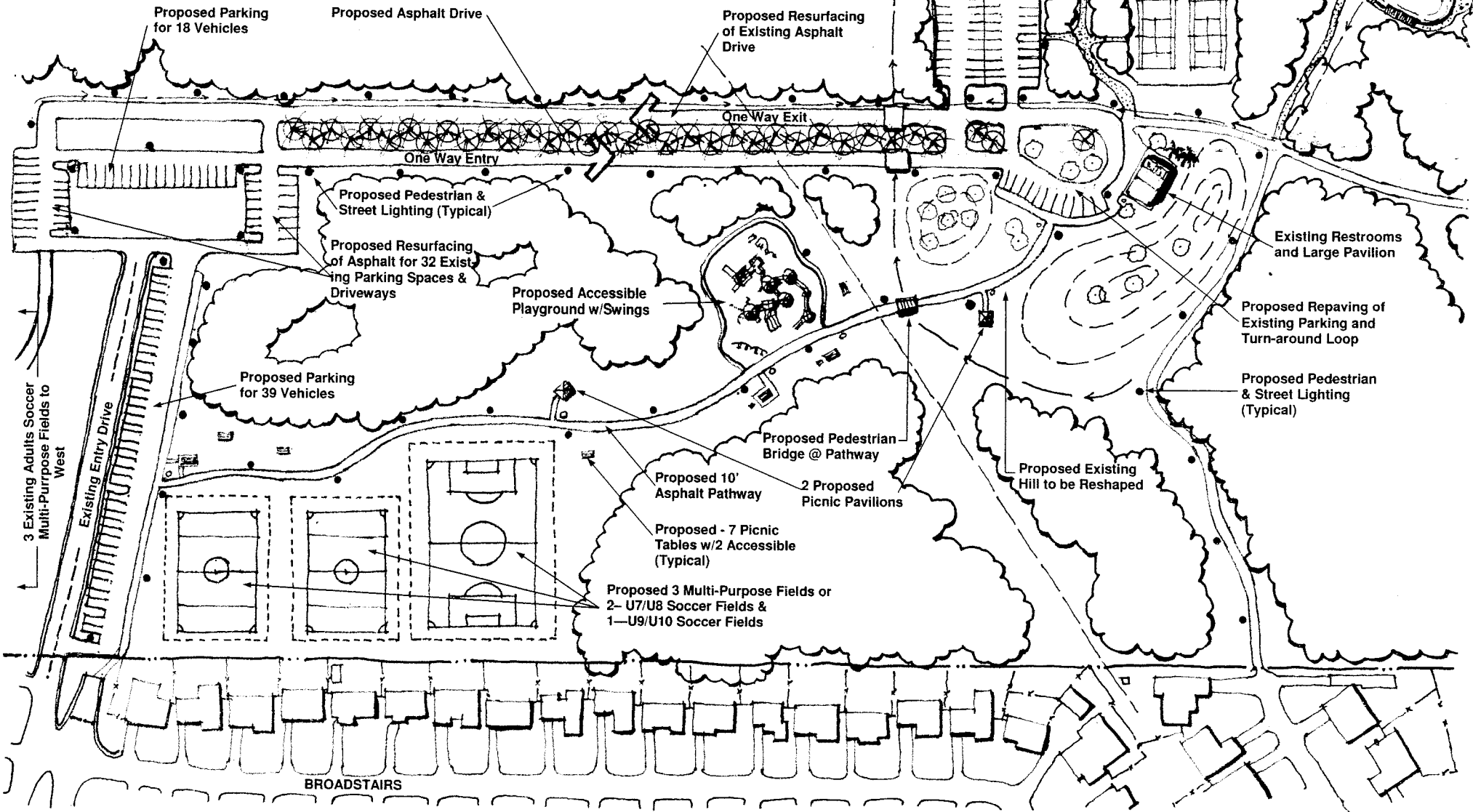
Herman Brown Park Improvements - Site Plan

City of Houston
Parks and Recreation
Department
April 1, 2008
Scale 1" = 100' North

Converted Existing Tennis Courts to Proposed Parking for 59 Vehicles

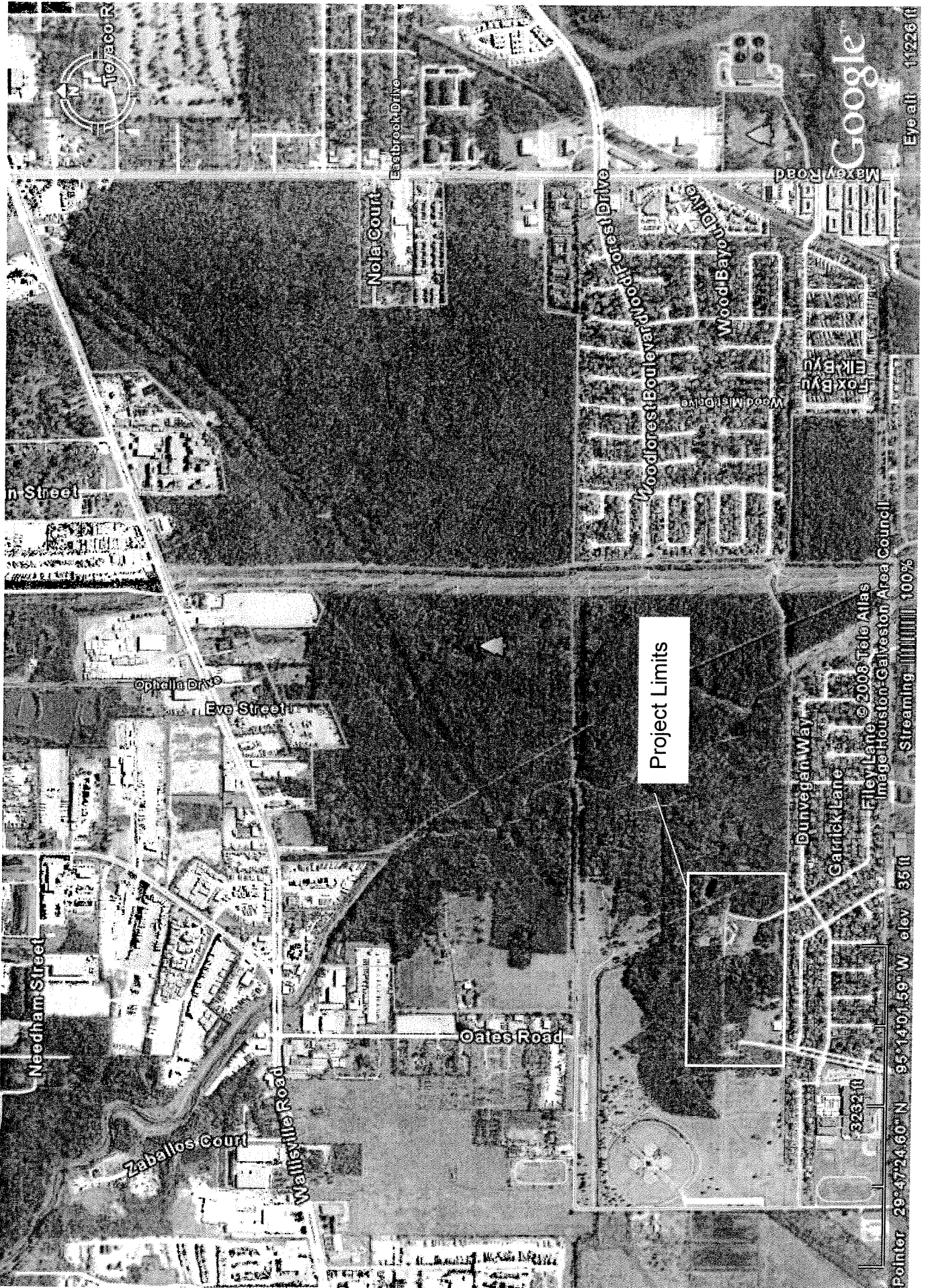
Existing Tennis Courts

Existing Lake with Proposed Improvements:
- Granite Gravel Paths
- 2 Decks for Accessibility & Site Drainage



BROADSTAIRS

HERMAN BROWN PARK IMPROVEMENTS
PROPOSED PROJECT LIMITS



REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Ordinance approving a Resolution authorizing application and receipt of a grant from Texas Parks and Wildlife Department for the Sagemont Park Indoor Recreation Project	Category #	Page 1 of 1	Agenda Item 42
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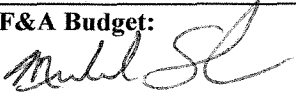
FROM (Department or other point of origin): Houston Parks and Recreation Department (HPARD)	Origination Date: June 7, 2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE  Joe Turner, Director	Council District(s) affected: E
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For additional information contact: Phone: Daniel Pederson, 713-845-1248 Phone: Karen Cullar, 713-845-1022	Date and Identification of prior authorizing Council Action: N/A
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RECOMMENDATION: (Summary):

Adopt ordinance approving a resolution authorizing Parks and Recreation Department Director to apply for and receive a grant from Texas Parks and Wildlife Department (TPWD) and certifying that the matching share is readily available.

Amount of Funding: TPWD GRANT: \$1,000,000 – Texas Parks and Wildlife Department MATCHING FUNDS: \$1,000,000 – Parks Consolidated Construction Fund (4502)	F&A Budget: 
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SPECIFIC EXPLANATION:

The Houston Parks and Recreation Department (HPARD) is submitting an Urban Indoor Recreation grant to the Texas Parks & Wildlife Department (TPWD). HPARD is requesting \$1,000,000 in assistance to build a new Community Center at Sagemont Park located at the intersection of Hughes Road and Beltway 8, just west of I-45 in southeast Houston.

The proposed project includes demolition of the existing structure, which is outdated and inadequate to serve the community. The new Community Center will be the only one of its kind in the Sagemont area (77089 zip code). There will also be a new parking lot and driveway along with perimeter site improvements.

This project will make it possible for HPARD to provide for the growing need for indoor recreation opportunities in the community.

REQUIRED AUTHORIZATION		
F&A Director:	Other Authorization:	Other Authorization:



MIKE SULLIVAN
Council Member
District E

March 4, 2008

Mr. Tim Hogsett, CPRP
Director, Recreation Grants Branch
Texas Parks and Wildlife Department
4200 Smith School Road
Austin, TX 78744

Dear Mr. Hogsett:

On behalf of the constituents of the City of Houston, Council District E, please accept my full support of the proposed Sagemont Park Indoor Recreation Project and the Houston Parks and Recreation Department's Urban Indoor Recreation Grant Application.

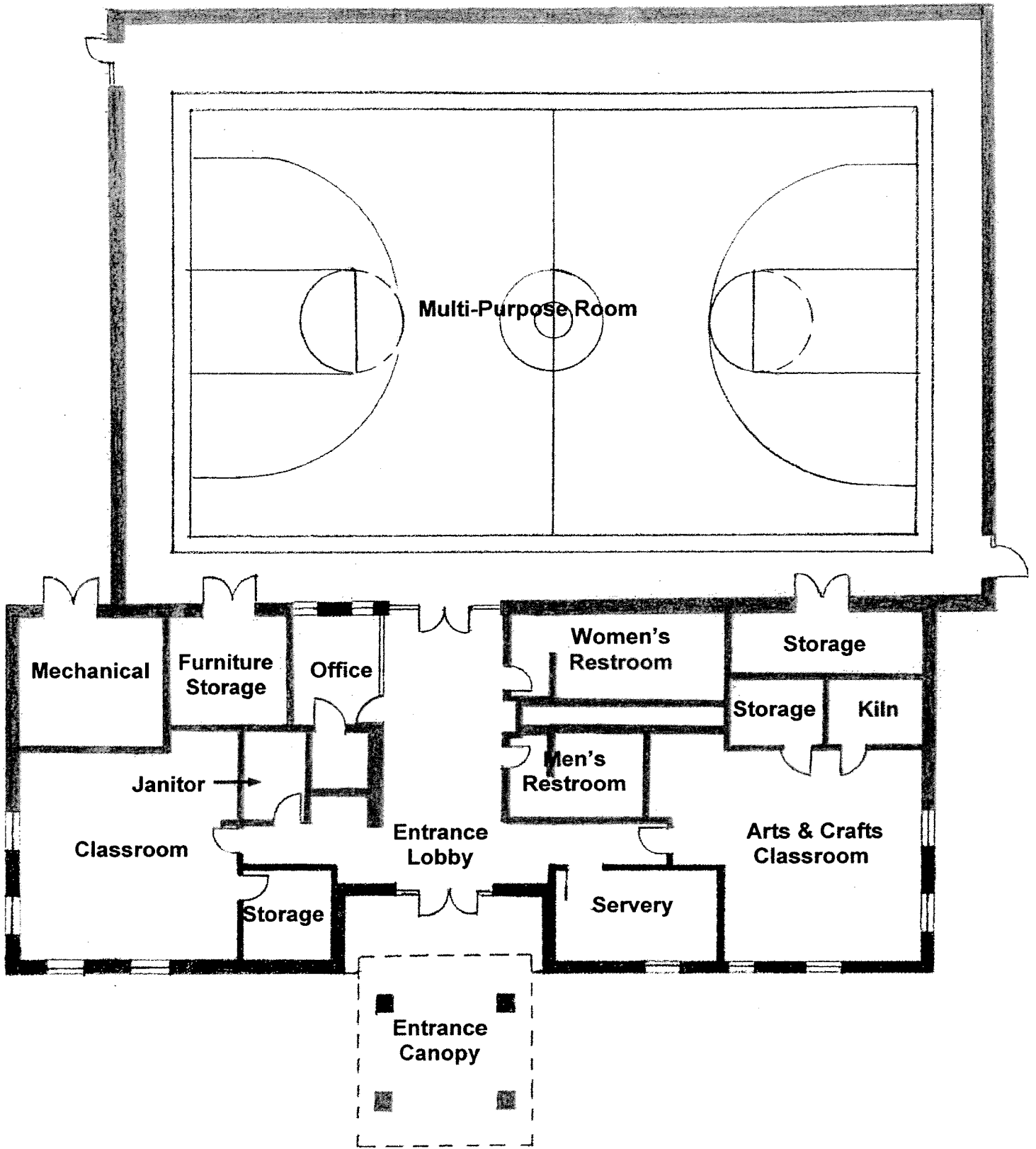
The Sagemont Community is in dire need of a new Community Center. The area has grown substantially in recent years, and growth is expected to continue. The existing center is the only facility of its kind in the area, and has proven to be sadly inadequate in the face of a swelling population. Located conveniently on the intersection of Beltway 8 and Hughes Road, a new Community Center will boast a larger number of users, drawn by the increased space and programming available.

Thank you for considering this project for funding and for helping to bring more indoor recreation opportunities to the Houston area.

Sincerely,

A handwritten signature in cursive script that reads "Mike Sullivan".

Mike Sullivan
Council Member

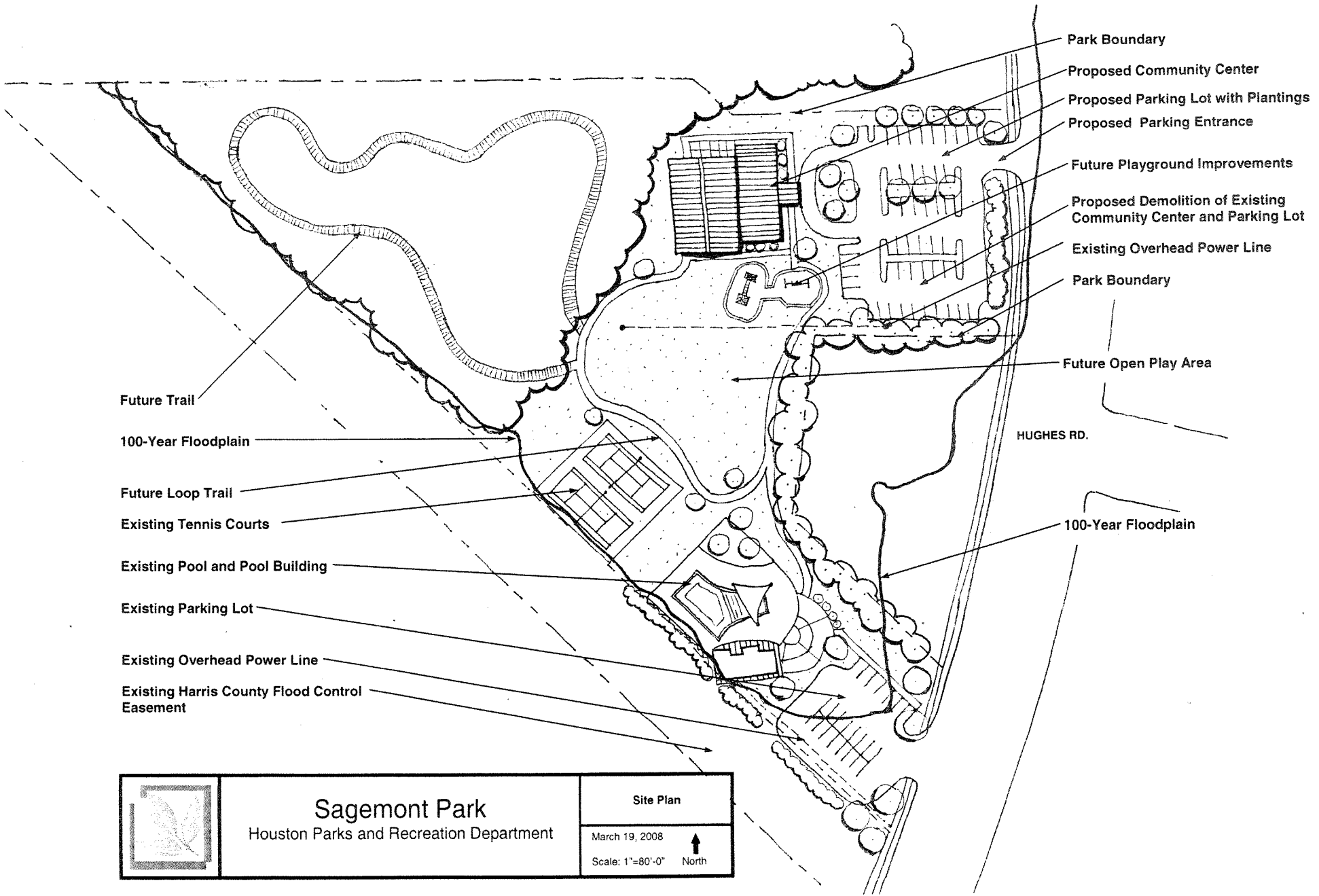


Sagemont Park
Houston Parks and Recreation Department

**Proposed Community
Center Floor Plan**

March 19, 2008

Scale: 1/16"=1'-0"



- Park Boundary
- Proposed Community Center
- Proposed Parking Lot with Plantings
- Proposed Parking Entrance
- Future Playground Improvements
- Proposed Demolition of Existing Community Center and Parking Lot
- Existing Overhead Power Line
- Park Boundary
- Future Open Play Area
- HUGHES RD.
- 100-Year Floodplain

- Future Trail
- 100-Year Floodplain
- Future Loop Trail
- Existing Tennis Courts
- Existing Pool and Pool Building
- Existing Parking Lot
- Existing Overhead Power Line
- Existing Harris County Flood Control Easement

	<h2>Sagemont Park</h2> <p>Houston Parks and Recreation Department</p>	<p>Site Plan</p> <p>March 19, 2008</p> <p>Scale: 1"=80'-0" ↑ North</p>

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Ordinance approving the First Amendment extending Revenue Contract #50257 for the operation of food and beverage concession (Smoothie King) at the Memorial Park Tennis Center.	Category #	Page 1 of 1	Agenda Item 43
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FROM (Department or other point of origin): Houston Parks and Recreation Department	Origination Date: March 5, 2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: Joe Turner, Director 	Council District(s) affected: District G
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For additional information contact: Dan Pederson, 713-845-1248 Doug Earle, 713-845-8075	Date and Identification of prior authorizing Council Action: Ordinance # 99-0347 - April 7, 1999
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RECOMMENDATION: (Summary):

The Houston Parks and Recreation Department (HPARD) recommends that City Council approve an Ordinance extending the Revenue Contract for the operation of food and beverage concessions at The Memorial Park Tennis Center (Smoothie King) for a period of six (6) months from April 15, 2008 to October 13, 2008.

Amount of Funding: No funding required	F&A Budget:
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SPECIFIC EXPLANATION:

Houston Parks and Recreation Department (HPARD) recommends that City Council approve a six (6) month extension on the Memorial Park Tennis Center Smoothie King revenue contract with the current concessionaire, RMG Inc. The current contract with Smoothie King expires on April 14, 2008.

Smoothie King has agreed to continue operating the food and beverage concessions at the Memorial Park Tennis Center for the extension period as the private concessionaire. Extending the current contract for an additional 6 months (April 15, 2008 to October 13, 2008) will allow sufficient time for the HPARD to advertise a Request for Proposal for a new contract.


During the 6-month extension period Smoothie King shall continue to remit monthly to the City the greater of 7.0% of its gross receipts or \$800.00 as stated in the original agreement.

REQUIRED AUTHORIZATION

F&A Director: NA	Other Authorization:	Other Authorization:
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SUBJECT: Approval and adoption of the City of Houston Regular Speed Zone Ordinance.	Category #	Page 1 of <u>1</u>	Agenda Item # <u>44</u>
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FROM (Traffic & Transportation): Department of Public Works and Engineering	Origination Date 3/13/08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director	Council District affected: All Districts
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For additional information contact: Sam Acheson Phone: (713) 837-0545 Traffic and Transportation Division	Date and identification of prior authorizing Council action: Ordinance #2007-1152 Adopted October 17,2007
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RECOMMENDATION: (Summary) Approve and adopt a new Regular Speed Zone Ordinance.

Amount and Source of Funding: NA	F&A Budget:
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SPECIFIC EXPLANATION:

Houston City Council adopts the City's Regular Speed Zone Ordinance on a periodic basis to establish the limits and directions for regular speed zones throughout the city. This ordinance was most recently adopted on October 17, 2007 (Ordinance #2007-1152). Attached is a listing of those changes requested by the Public Works Department.

Table 1 lists new Regular Speed Zones which have been installed and/or changed following the completion of traffic studies.

Table 2 is a listing of all Regular Speed Zones and includes the above installations and/or changes.

It is recommended that City Council approve the Regular Speed Zones dated March 2008.

Attachment(s): Table 1 only

- xc: Marty Stein, Agenda Director
- Waynette Chan
- Gary Norman
- Raymond D. Chong, P.E., PTOE
- Richard P. Smith, P.E., PTOE

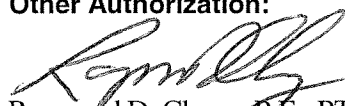
REQUIRED AUTHORIZATION		CUIC ID #20RXC20
F&A Director:	Other Authorization:	Other Authorization:  Raymond D. Chong, P.E., PTOE Deputy Director Traffic and Transportation Division

TABLE 1
CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
TRAFFIC ENGINEERING BRANCH
REGULAR SPEED ZONES CHANGES

<u>STREET:</u>	<u>ZONE LIMITS:</u>	<u>EXISTING SPEED</u>	<u>PROPOSED SPEED</u>	<u>CMD:</u>
CLEAR LAKE CITY BLVD	GALVESTON RD TO SPACE CENTER BLVD	45MPH	40MPH	E
MEMORIAL DRIVE	634 FT EAST OF SABINE TO 625 FT WEST OF BAGBY FOR EB TRAFFIC	50MPH	40MPH	D/G/H/I
W FUQUA	S POST OAK TO SOUTH SAM HOUSTON PARKWAY WEST	30MPH	40MPH	A/C/D/F
W FUQUA	SOUTH SAM HOUSTON PARKWAY WEST TO BAZEL BROOK	30MPH	35MPH	A/C/D/F
WESTVIEW DR	GESSNER TO CONRAD SAUER	30MPH	35MPH	A
WESTVIEW DR	SHADOWDALE TO WEST SAM HOUSTON PARKWAY SOUTH WEST SERVICE ROAD	30MPH	35MPH	A

TABLE 2
CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
TRAFFIC ENGINEERING BRANCH

REGULAR SPEED ZONES

<u>STREET:</u>	<u>ZONE LIMITS:</u>	<u>DIR:</u>	<u>SPEED:</u>
SECTION 1A	CITY MAXIMUM SPEEDS		
AIRLINE DRIVE	FROM THE CENTERLINE OF N. MAIN TO THE CENTERLINE OF E. CANINO	N&S	35
AIRLINE DRIVE	FROM THE CENTERLINE OF WEST RD TO THE CENTERLINE OF ALDINE BENDER	N&S	35
AIRPORT BLVD	FROM THE CENTERLINE OF THE SOUTH FREEWAY TO THE CENTERLINE OF ALMEDA RD.	E&W	45
AIRPORT BLVD	FROM A POINT 500 FT EAST OF THE CENTERLINE OF THE GULF FWY TO THE CENTERLINE OF MARTIN LUTHER KING	E&W	40
AIRPORT BLVD	FROM THE CENTERLINE OF MARTIN LUTHER KING TO THE SOUTH FWY	E&W	35
ALABONSON	FROM THE CENTERLINE OF W. LITTLE YORK TO THE NORTH CITY LIMITS	N&S	35
ALDINE BENDER ROAD	FROM THE CENTERLINE OF THE NORTH FWY TO THE CENTERLINE OF WEST HARDY	E&W	45
ALDINE BENDER ROAD	FROM THE WEST PROPERTY LINE OF JOHN F. KENNEDY BLVD TO A POINT 350 FT WEST OF THE WEST PROPERTY LINE OF VICKERY DR	E&W	45
ALDINE-WESTFIELD	FROM THE CENTERLINE OF GREENS BAYOU TO THE CENTERLINE OF JENSEN DR	N&S	35
ALDINE-WESTFIELD	FROM THE CENTERLINE OF GREENS RD TO THE CENTERLINE OF GREENS BAYOU	N&S	45

SUBJECT: An Ordinance approving and authorizing contract for legal services with Monty Partners LLP for legal representation in <i>Katherine A. Swilley v. Harold Hurtt and COH</i>	Category #	Page 1 of	Agenda Item # 45
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FROM (Department or other point of origin): Legal Department	Origination Date 02/28/08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: 	Council District affected: ALL
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For additional information contact: Arturo Michel Phone: 713 247-1155 Connie Acosta 713 247-1485	Date and identification of prior authorizing Council action: None
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RECOMMENDATION: (Summary)

That Council approve and authorize an Ordinance authorizing a contract for legal services between the City of Houston and Monty Partners LLP.

Amount of Funding: \$122,925.00 - Current Allocation \$157,925.00 - Maximum Contract Amount	F & A Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund

Other (Specify) *Property & Casualty Fund (1004)*

SPECIFIC EXPLANATION:

The City and Chief Hurtt were sued by a Police Officer who was temporarily suspended and reassigned to a different duty station following an internal investigation of misconduct. The federal lawsuit, *Katherine A. Swilley v. Harold Hurtt and the City of Houston* (Civil Action No. H-07-04357) in the United States District Court For The Southern District of Texas, Houston, Division seeks damages related to violations of P/O Swilley's first amendment and other constitutional rights and for violation of the Texas Whistleblower Statute.

The combined litigation experience of the Monty Partners firm provides resources and strategies which have proven to lead to success, in a timely and cost efficient manner.

Jacob M. Monty, Managing Partner, Monty Partners, LLP, as a very experienced trial lawyer, will bring his considerable expertise in trial strategies and acumen to defend the City and the Chief of Police through the trial on the merits of this case and entry of judgment. The contract is for a maximum amount of \$157,925.00 with the first allocation for up to \$122,925.00.

REQUIRED AUTHORIZATION			NDT
F&A Director:	Other Authorization:	Other Authorization:	

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7817

Subject: Formal Bids Received for an Internet Service Provider for the Greater Houston Transportation and Emergency Management Center (Houston TranStar), the Houston Public Library, and the IT Dept. S37-H22646

Category #
4 & 5

Page 1 of 2

Agenda Item

46

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

Origination Date
March 14, 2008

Agenda Date
MAR 26 2008

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Janis Benton Phone: (832) 393-0004
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve an ordinance awarding a contract to Phonoscope Communications, Inc. on its low bid in the amount of \$580,692.00 for an Internet service provider for the Greater Houston Transportation and Emergency Management Center (Houston TranStar), the Houston Public Library, and the Information Technology Department.

Maximum Contract Amount: \$580,692.00

F & A Budget

\$202,205.25 Central Services Revolving Fund (1002)
\$139,988.25 H.A.L.A.N. Fund (7506)
\$238,498.50 Greater Houston TranStar & Emergency Center Fund (2402)

\$580,692.00 Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, to Phonoscope Communications, Inc. on its low bid in the amount of \$580,692.00 for an Internet service provider for the Greater Houston Transportation and Emergency Management Center (Houston TranStar), the Houston Public Library, and the Information Technology 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. Twenty-five prospective bidders downloaded the solicitation document on SPD's e-bidding website, and two bids were received as outlined below:

<u>Company</u>	<u>Total Amount</u>
1. Phonoscope Communications, Inc.	\$ 580,692.00
2. AT&T	\$1,975,472.00

- In view of the price disparity between the low bidder and the alternate bidder, the Strategic Purchasing Division (SPD) contacted the owner of Phonoscope Communications, Inc. (Phonoscope) to discuss the scope of work for this project. Phonoscope's president stated and confirmed in writing that Phonoscope's standard pricing does not include a charge for local loop/transport to deliver the City's Internet service, whereas several of Phonoscope's competitors, including the high bidder, add the cost of the transport on top of the Internet pricing which drives the costs higher. Additionally, Phonoscope offered the City of Houston a discount from its rate card pricing due to the volume of bandwidth

REQUIRED AUTHORIZATION

NOT

F&A Director:

Other Authorization:

Other Authorization:

Date: 3/14/2008	Subject: Formal Bids Received for an Internet Service Provider for the Greater Houston Transportation and Emergency Management Center (Houston TranStar), the Houston Public Library, and the IT Dept. S37-H22646	Originator's Initials JH	Page 2 of 2
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requested and the savings in construction costs, as Phonoscope has previously built terminal facilities into all of the sites specified in the bid. Phonoscope's bid price also includes all design, fees, construction costs, implementation costs, reporting, management and diagnostic services associated with performing the work called for in the published specifications. Based on the aforementioned, the Departments and SPD are confident that the recommended contractor can perform the specified work for the bid price.

The scope of work requires the contractor to provide service, circuits, and supporting hardware to support Internet inquiries to Houston Transtar, Houston Public Library, and the Information Technology Department. The total cost is inclusive of all design, fees, construction costs, implementation costs, reporting, management and diagnostic services. The City's Internet service provider will use the contracted bandwidth to transfer data among routers at various locations throughout the network and support related responses from TranStar concerning flood status, hurricane status, traffic management and other public services provided by Houston TranStar, Houston Public Library and the Information Technology Department. The contractor shall provide 24/7 response time during a circuit outage. Additionally, the contract requires that the City's public safety data/connectivity receive priority during a declared emergency.

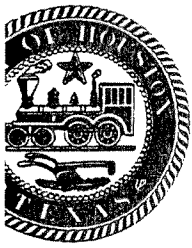
This cooperative effort between Houston TranStar, Houston Public Library, and the Information Technology Department has provided significant economies of scale towards reduced pricing and flexibility in bandwidth utilization. A strong benefit to this new contract is the ability to burst above the contracted bandwidth during an emergency at no additional cost. Assuming no increase in bandwidth, the City will realize an annual savings of \$106,680.00. This is based on the City's current cost of bandwidth, which is \$286.00 per megabit per month, and Phonoscope's bid price of \$32.00 per megabit per month. This significant cost reduction will allow the City to double its capacity and still achieve a significant cost savings. The Houton Public Library and Houston TranStar will realize significant savings vs. their current providers as well. The cost avoidance for the 5-year contract, based on projected growth, is three times the contract value.

Buyer: Joyce Hays

Attachment: M/WBE zero-percent goal document approved by the Affirmative Action Division

Estimated Spending Authority

<u>DEPARTMENT</u>	<u>FY08</u>	<u>OUT YEARS</u>	<u>TOTAL</u>
Information Technology	\$7,680.00	\$222,242.00	\$229,922.00
Houston Public Library	\$7,680.00	\$160,025.00	\$167,705.00
Houston Transtar	\$12,800.00	\$170,265.00	\$183,065.00
Total	\$28,160.00	\$552,532.00	\$580,692.00



CITY OF HOUSTON

Finance & Administration Department
Strategic Purchasing Division (SPD)

Interoffice

Correspondence

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

From: Joyce Hays

Date: February 11, 2008

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 0%

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: S37-H22646 Estimated Dollar Amount: \$414,780.00

Anticipated Advertisement Date: _____ Solicitation Due Date: _____

Goal On Last Contract: 0% Was Goal met: Yes No

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

Name and Intent of this Solicitation:
Internet Service Provider

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

The M/WBE goal should be waived for the Internet Service Provider bid as the requested services and circuits are so highly specialized, technical and unique that there appears to be no divisible work that can be subcontracted out. The core circuits that will be used consist of highly sophisticated computerized components that require a high degree of technical expertise and/or specialization which is not within the capabilities of the average computer/electronics company to repair and maintain. To conclude, referencing the Affirmative Action Department's M/WBE Directory for potential subcontractors that specialize in the required services, there were no M/WBE's that could be found.

Concurrence:

Joyce Hays
SPD Initiator

[Signature]
Division Manager

Robert Gallegos
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.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7836

Subject: Approve an Amending Ordinance to Authorize a First Amendment and Increase the Spending Authority for Contract No. 55769 for Accounts Payable Cost Recovery Services for the Finance Department

Category #
1 & 4

Page 1 of 1

Agenda Item

47

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

Origination Date
March 19, 2008

Agenda Date
MAR 26 2008

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Jim Locke Phone: (713) 837-9676
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:
Ord. 2004-207, 03/24/04; & Ord. 2005-611, 05/11/05

RECOMMENDATION: (Summary)

Approve an amending ordinance authorizing a first amendment to the contract between the City of Houston and Jefferson Wells International to extend the contract term from March 29, 2008 to March 28, 2009 and increase the maximum contract amount from \$320,000.00 to \$620,000.00 for accounts payable cost recovery services for the Finance Department.

Maximum Contract Amount Increased by: \$300,000.00

F & A Budget

\$300,000.00 General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amending ordinance authorizing a first amendment to the contract between the City of Houston and Jefferson Wells International to extend the term from March 29, 2008 to March 28, 2009 and increase the maximum contract amount from \$320,000.00 to \$620,000.00 for accounts payable cost recovery services for the Finance Department.

This contract was awarded on March 24, 2004 by Ordinance No. 2004-0207 for a four-year term, in the original contract amount of \$200,000.00. On May 11, 2005, Council approved Ordinance No. 2005-0611, increasing the maximum contract amount to \$320,000.00. This contract amendment will allow services to continue until a new contract is awarded. Jefferson Wells International has agreed to honor the original contract prices and all other terms and conditions as originally approved by City Council. 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, materials and supervision necessary to perform audits of various selected City invoices, payments, contracts, accounts and any other pertinent documents for the purpose of identifying recoveries from duplicate payments and other errors having the potential for a cash recovery or a cash credit from the contractor/vendor.

This contract was issued as a goal-oriented contract with a 15% MWBE participation level and the contractor is currently exceeding the goal.

Buyer: Joyce Hays

ESTIMATED SPENDING AUTHORITY

<u>DEPARTMENT</u>	<u>FY08</u>	<u>FY09</u>	<u>TOTAL</u>
Finance	\$75,000.00	\$225,000.00	\$300,000.00

REQUIRED AUTHORIZATION

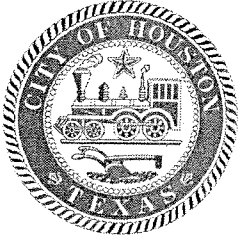
F&A Director:

Other Authorization:

Other Authorization:

ML

ML



CITY OF HOUSTON

Finance Department

Interoffice

Correspondence

To: Marty Stein
Agenda Director

From: Michelle Mitchell

Date: March 19, 2008

Subject: RCA No. 7836 for Approval of a First Amendment to Contract #C55769 for Accounts Payable Cost Recovery Services for Finance Department

The contract with Jefferson Wells International for audits of various selected invoices, payments, contracts, accounts and any other pertinent documents for the purpose of identifying recoveries from duplicate payments will expire on March 29, 2008. Resources from Jefferson Wells are also providing critical services in support of the Fiscal Year 2007 financial audit.

We recommend that the item not be tagged as the delay will cause the contract to expire. Should you require additional information regarding this request, please contact Jim Locke at 713-837-9676 or me directly at 713-221-0935.

Michelle Mitchell
Director, Finance Department



CITY OF HOUSTON
Affirmative Action and Contract Compliance
Request for Verification of MWDBE Participation

Date: March 5, 2008 **Requestor:** Joyce Hays

Prime Contractor: Jefferson Wells International

Contract/BPO: OA #4600000834 / #C55769 / TC-3-0739-10-13598

Contract Description: Account Payable Cost Recovery Services for the. F & A Department.

Prime Contract Person: Michael Grant **Phone:** (713) 860-3965

End **MWBE**

Award Date: 03/30/2004 **Date:** 03/29/2008 **Goal:** 15%

Amount Paid by City (to date): \$15,650,361.65

Scheduled MWDBE Participation: \$2,347,554.25

MWBE: Jefferson Associates, Inc.

Amount of Intent: 15%

FOR AFFIRMATIVE ACTION USE ONLY

Actual M/WDBE Dollar Amount Paid: \$6,100,000.00

M/WDBE Participation Achieved: 38.98%

To this date, Jefferson Wells has achieved the MWDBE goal on this contract.

Prepared by Daniel Hamilton
 Senior Contract Compliance Officer

Approved by Joseph Kurian
 Division Manager

March 19, 2008

Date: 3/19/08

Date: _____

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7837

Subject: Ordinance Authorizing a Service Level Agreement with BearingPoint, Inc. to provide online payment services for the Municipal Court Admin., Convention & Entertainment Facilities, Admin. and Regulatory Affairs, and Planning & Development Departments.

Category #
5

Page 1 of 1

Agenda Item

48

FROM (Department or other point of origin):

Richard Lewis
Chief Information Officer
Information Technology

Origination Date

March 11, 2008

Agenda Date

MAR 26 2008

DIRECTOR'S SIGNATURE

Richard Lewis

Council District(s) affected

All

For additional information contact:

Sahira Abdool **Phone:** (713) 247-4105
Mark Stinnett **Phone:** (832) 393-9605

Date and Identification of prior authorizing Council Action:

Ord. 2000-1033 11/21/00

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the Director, Information Technology Department, to execute a Service Level Agreement with BearingPoint, Inc., serving as service provider for the State of Texas, Department of Information Resources ("DIR"), Texas Electronic Framework ("TxOnline"), to provide online payment services.

Spending Authority:

F & A Budget

SPECIFIC EXPLANATION:

On February 15, 2001, the City entered into a two-year service level agreement ("SLA"), with four optional one-year extensions, with BearingPoint, Inc. (aka KPMG Consulting, L.L.C.) for online payment services through State of Texas Department of Information Resources' Texas Online Framework ("TexasOnline").

Since the original SLA was signed, citizens have transacted the following online business with the City:

2001-07 Average Annual TexasOnline Transaction Volumes (rounded)				
	Totals	MCAD	P&D	F&A
City Revenues	\$ 9,550,000	\$ 7,500,000	\$ 2,000,000	\$ 50,000
BearingPoint Convenience Fees	\$ 297,250	\$ 250,000	\$ 46,000	\$ 1,250
Transaction Counts	57,250	55,000	2,000	250

Note: Parking totals are included with MCAD

BearingPoint submitted a letter to the ITD Director for a fifth renewal letter, which was signed. In March, 2007, it was discovered that a fifth renewal period was not authorized by the contract. ITD began immediately to negotiate a contract, with the same terms as the original SLA, to serve as a "bridge" to a new RFP process. BearingPoint has provided the previously contracted level of service during the interim period.

During this "bridge" period, the City will develop a new RFP that should result in greater competition due to a more mature market than existing in 2001.

Under the terms of both the new and expired SLAs, all TxOnline services are paid for out of the proceeds from on-line payments. The new SLA is effective on the date of execution and shall expire on December 31, 2009 or upon 90 days notice by either party. As a result of this new SLA, the City will benefit from a reduced pricing structure, negotiated between BearingPoint and the State of Texas, that took effect on March 1, 2008.

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7860

Subject: Approve an Ordinance Awarding a Contract for Bullet-Resistant Body Armor for the Houston Police Department S17-S22852

Category #
4

Page 1 of 1

Agenda Item

49

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

Origination Date
March 20, 2008

Agenda Date
MAR 26 2008

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Joseph Fenninger Phone: (713) 308-1708
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve an ordinance awarding a contract to Armor Holdings Products, LLC., for bullet-resistant body armor in an amount not to exceed \$4,875,713.00 for the Houston Police Department.

Maximum Contract Amount: \$4,875,713.00

F & A Budget

\$4,440,668.00 - General Fund (1000)
\$ 435,045.00 - Asset Forfeiture Fund (2202)
\$4,875,713.00 - Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a five-year contract, with five one-year options to Armor Holdings Products, LLC. in the maximum contract amount of \$4,875,713.00 for bullet-resistant body armor for the Houston Police 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, supplies, tools, instrumentation, and supervision necessary to provide bullet resistant body armor and helmets for the Houston Police Department. The subcontractor is required to have the bullet resistant body armor custom fitted for each individual officer. This will allow the department to fit graduating cadets and officers due for replacement armor.

The bullet resistant body armor meets the ballistic requirements specified in the most current National Institute of Justice Standards. Additionally, the armor also passes 9mm and .357 magnum firing tests performed by independent laboratories.

M/WBE Subcontractor:

Armor Holdings Products, LLC. has designated the below-named company as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Lone Star Uniforms	Measurement and Delivery	\$390,057.04	8%

Estimated Spending Authority

Department	Fund	FY08	Out Years	Total
Police	General Fund (1000)	\$177,332.00	\$4,263,336.00	\$4,440,668.00
Police	Asset Forfeiture Fund (2202)	\$129,370.00	\$305,675.00	\$435,045.00

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

Buyer: Murdock Smith

REQUIRED AUTHORIZATION

NDT

F&A Director:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7776

Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Occupational Medical Testing Services for Various Departments
S29-T22481

Category #
4

Page 1 of 2

Agenda Item

50

FROM (Department or other point of origin):

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

Origination Date

February 21, 2008

Agenda Date

MAR 26 2008

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Karen Dupont Phone: (713) 859-4934
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to the Concentra Health Services, dba Concentra Medical Centers in an amount not to exceed \$1,205,859.00 for occupational medical testing services for various departments.

Maximum Contract Award Amount: \$1,205,859.00

F & A Budget

\$730,019.00 - General Fund (1000)
\$432,500.00 - Water & Sewer Systems Operating (8300)
\$ 43,340.00 - HAS Revenue (8001)

\$1,205,859.00 - Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options to Concentra Health Services, dba Concentra Medical Centers in an amount not to exceed \$1,205,859.00 for occupational medical testing services for various departments. 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 occupational medical testing services for all City employees who are required to work in bio-hazardous conditions and/or may have been exposed to bio-hazardous materials.

The Request for Proposal (RFP) was advertised in accordance with the requirements of the State bid laws and as a result, proposals were received from Concentra Health Services, dba Concentra Medical Centers and Hillcroft Medihealth Associates, P.A., dba MediClinic. The Evaluation Committee consisted of four evaluators. The proposals were evaluated based upon the following criteria:

- Expertise, Experience & Qualifications
- Proposed Strategy & Operational Plan
- Conformance to the RFP Requirements
- Financial Strength

Concentra Health Services, dba Concentra Medical Centers, received the highest overall score.

Attachment: M/WBE zero-percent goal document approved by the Affirmative Action Division.

Buyer: Douglas Moore

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

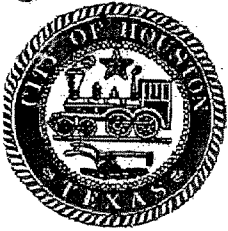
Other Authorization:

MST

Date: 2/21/2008	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Occupational Medical Testing Services for Various Departments S29-T22481	Originator's Initials DM	Page 2 of 2
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Estimated Spending Authority

Department	FY08	Out Years	Total
Fire Department	\$18,075.72	\$525,728.28	\$543,804.00
Health & Human Services	\$2,500.00	\$26,100.00	\$28,600.00
Houston Airport System	\$4,104.00	\$39,236.00	\$43,340.00
Police Department	\$10,000.00	\$139,175.00	\$149,175.00
Public Works & Engineering Department	\$26,200.00	\$406,300.00	\$432,500.00
Solid Waste Management Department	\$1,600.00	\$6,840.00	\$8,440.00
Total	\$62,479.72	\$1,143,379.28	\$1,205,859.00



CITY OF HOUSTON

Finance & Administration Department
Strategic Purchasing Division (SPD)

Interoffice

Correspondence

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

From: Douglas Moore

Date: May 21, 2007

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 0%

I am requesting a revision of the MWBE Goal: Yes No Original Goal: NA New Goal: NA

If requesting a revision, how many solicitations were received: 0

Solicitation Number: S29-T22481 Estimated Dollar Amount: \$800,000.00

Anticipated Advertisement Date: 6/15/2007 Solicitation Due Date: 7/27/2007

Goal On Last Contract: 0 Was Goal met: Yes No

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

Name and Intent of this Solicitation:
Occupational Medicine Consulting Services

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

The M/WBE goal should be waived for the Occupational Medicine Consulting Services Proposal, due to the Federal Confidential Requirements as set forth by the Health Insurance Portability and Accountability Act (HIPAA). It was determined that City employee(s) physical exams and health records must remain confidential and within the confines of the prime contractors offices only. Due to this requirement and to protect the City and the Prime Contractor from any accusations of violating this act, the M/WBE requirement shall be waived. Attached please find a brief summary of this federal requirement.

Concurrence:

Douglas Moore
SPD Initiator

L. F. [Signature]
Division Manager

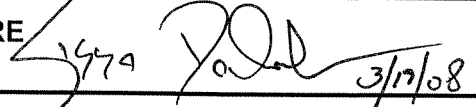
Robert D. [Signature]
FOR Velma Laws, Director
*Affirmative Action

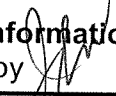
[Signature]
Kevin M. Coleman, C.P.M.
Assistant Purchasing Agent

REVISED: 11/15/2005

SUBJECT: Approve Weatherization Services Agreement and Create Residential Energy Efficiency Program (REEP) Fund Frontier Associates, LLC Weatherization of Low-Income Houses	Page 1 of 1	Agenda Item 51
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FROM (Department or other point of origin): General Services Department	Origination Date 3-17-08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE Issa Z. Dadoush, P.E.  3/17/08	Council District(s) affected: All
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For additional information contact: Jacquelyn L. Nisby  Phone: 713-247-1814	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Approve a Weatherization Services Agreement between the City of Houston and Frontier Associates, LLC, authorize the creation of the Residential Energy Efficiency Program Fund, and appropriate future revenue to be used for the purposes of the Program.

Amount and Source Of Funding: Revenue	Finance Department Budget:
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SPECIFIC EXPLANATION: The City of Houston has embarked on a Residential Energy Efficiency Program (REEP) to assist low-income residents in lowering their energy consumption and utility bills by installing energy efficiency improvements in their homes.

CenterPoint Energy has engaged the services of Frontier Associates, LLC to administer its Agencies in Action (AIA) Program. The AIA Program provides energy efficiency measures for homeowners who are at or below 125% of the federal poverty line. CenterPoint has approved the City of Houston as an agency to participate in the Program and has currently allocated \$1million to fund weatherization services for citizens in this category. Under the AIA Program, Frontier Associates, LLC will reimburse the City up to \$4,000 per home in accordance with the AIA Program guidelines.

Therefore, the General Services Department (GSD) recommends that City Council approve a Weatherization Services Agreement with Frontier Associates, LLC and create a special revenue fund for the City's Residential Energy Efficiency Program (REEP). Revenue received by GSD from Frontier Associates, LLC for weatherization services shall be deposited in the REEP Fund. The Fund will be managed by GSD and be used to pay for services, supplies and equipment related to the City's REEP Program. It is further recommended that City Council appropriate future revenue deposited into the Fund and delegate authority to the director to allocate monies for future contracts related to the program goals.

Under separate action, City Council will be requested to approve a contract with ESPA Corp. to perform inspection services for residential homes participating in the REEP Program and contracts with Payless Insulation, Inc., and Direct Energy, LP for weatherization services.

REQUIRED AUTHORIZATION CUIC IC # 25SI04 ~~NOT~~

Department of Finance:  Michelle Mitchell Director	(Empty space for signature)
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Date	SUBJECT: Approve Weatherization Services Agreement and Create Residential Energy Efficiency Program (REEP) Fund Frontier Associates, LLC Weatherization of Low-Income Houses	Originator's Initials SI	Page 2 of 2
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PROJECT DESCRIPTION: The scope of work consists of installing energy-efficiency measures including efficient lighting, ENERGY STAR refrigerators and air conditioners, solar screens, and attic and wall insulation. The City will be responsible for identifying eligible customers, validating income eligibility, performing assessments to prioritize energy efficiency improvements and facilitating installation of eligible energy efficiency measures.


IZD:JLN:SI:SI

c: Marty Stein, Jacquelyn L. Nisby, Joseph Kurian, James Tillman IV, Kim Nguyen, File 813

SUBJECT: Professional Services Contract ESPA CORP. Residential Energy Efficiency Program WBS No. P-002003-0001-4	Page 1 of 2	Agenda Item 52
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FROM (Department or other point of origin): General Services Department	Origination Date 3-24-08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE Issa Z. Dadoush, P.E. <i>[Signature]</i> 3/21/08	Council District(s) affected: All
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For additional information contact: Jacquelyn L. Nisby <i>[Signature]</i> Phone: 713-247-1814	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Approve a professional services contract and appropriate funds for the project.

Amount and Source Of Funding: \$500,000.00 TIRZ Affordable Housing Fund (2409)	Finance Department Budget:
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve and authorize a professional services contract with ESPA CORP. to perform inspection services for residential homes participating in the City's Residential Energy Efficiency Program (REEP). The REEP assists low-income residents in lowering their energy consumption and utility bills by installing energy efficiency improvements in their homes, thereby making their housing more affordable.

In early 2006, the City partnered with CenterPoint Energy to expand CenterPoint's Residential Standard Offer Program (SOP). The pilot program began in the Pleasantville community (District B). The City and CenterPoint successfully weatherized 610 homes by May 31, 2006, and reduced residents' energy consumption an average of 20% (heat adjusted numbers showed 12%). With the success of Pleasantville, the City continued its partnership and has weatherized more than 2,200 homes within five neighborhoods: Scott Terrace (District D), Lindale Park (District H), Brentwood (District D), Meredith Manor (District D) and Sunnyside (District D).

REEP would run parallel to CenterPoint's SOP, allowing for more homes to benefit from these improvements. CenterPoint adheres to guidelines established by the Public Utility Commission of Texas which targets neighborhoods with smaller, older homes and requires residents to self-certify that their annual household income is at or below 200% of the federal poverty line. REEP utilizes a neighborhood-by-neighborhood approach, which streamlines homeowner registration, increases crew utilization, and minimizes travel and material logistics; thereby reducing service delivery costs. REEP uses a combination of residential energy efficiency improvements such as air infiltration control, attic insulation, replacement of incandescent bulbs with Compact Fluorescent Lamps, and water heater insulation to reduce consumption and lower energy costs.

REQUIRED AUTHORIZATION CUIC IC # 25CONS07

Finance Department: <i>copy signed/ms</i> Michelle Mitchell Director	Housing and Community Development Department: <i>copy signed/ms</i> Richard Celli Director
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Date	SUBJECT: Professional Architectural Services Contract ESPA CORP. Residential Energy Efficiency Program WBS No. P-002003-001-4	Originator's Initials SI	Page 2 of 2
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PROJECT LOCATIONS: Denver Harbor - District H and District I
Independence Heights - District H

The City selects neighborhoods based on data provided by the Planning and Development Department that identifies neighborhoods citywide that have characteristics targeted in the Program.

PROJECT DESCRIPTION: The scope of work consists of inspecting eligible homes based on Home Energy Rating standards, producing work orders for energy efficiency measures and performing post-inspections for quality control.

SCOPE OF CONTRACT AND FEE: Under the proposed contract ESPA Corp. will perform Basic Services on additional services on a reimbursable basis.

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

<u>Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Brian Smith Construction Inspection, Inc.	Inspection	\$75,000.00	15%
PMG Project Management Group, LLC	Inspection	<u>\$75,000.00</u>	<u>15%</u>
TOTAL		\$150,000.00	30%


IZD:JLN:SF:si

c: Marty Stein, Jacquelyn L. Nisby, Joseph Kurian, James Tillman IV, Kim Nguyen, File 813

SUBJECT: Award Job Order Contract Direct Energy, LP Residential Energy Efficiency Program WBS No. P-002003-0001-4	Page 1 of 2	Agenda Item <div style="text-align: right; font-size: 2em; font-weight: bold;">53</div>
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FROM (Department or other point of origin): General Services Department	Origination Date 3 - 24 - 08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE Issa Z. Dadoush, P.E. <i>[Signature]</i> 3/21/08	Council District(s) affected: All
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For additional information contact: Jacquelyn L. Nisby <i>[Signature]</i> Phone: 713-247-1814	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Award Job Order Contract, set a maximum contract amount, and appropriate funds for the project.

Amount and Source Of Funding: Maximum Contract Amount: \$2,400,000.00 Initial Appropriation: \$ 562,500.00 Homeless and Housing Consolidated Fund (4501) \$ 437,500.00 TIRZ Affordable Housing Fund (2409) \$1,000,000.00 TOTAL	Finance Department Budget:
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SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council award a Job Order Contract to Direct Energy, LP to install energy efficiency improvements in low-income residential homes participating in the City's Residential Energy Efficiency Program (REEP). It is further recommended that City Council delegate authority to the director to approve supplemental allocations up to the maximum contract amount of \$2,400,000.00. Additional funding will be made available by supplemental allocations from reimbursements received from Center Point under its Agencies in Action (AIA) Program. The AIA Program provides energy efficiency measures for low-income homeowners.

The REEP assists low-income residents in lowering their energy consumption and utility bills by installing energy efficiency improvements in their homes, thereby making their housing more affordable. In early 2006, the City partnered with CenterPoint Energy to expand CenterPoint's Residential Standard Offer Program (SOP), which assists low-income residents. The pilot program began in the Pleasantville community (District B). The City and CenterPoint successfully weatherized 610 homes by May 31, 2006 and reduced residents' energy consumption an average of 20% (heat adjusted numbers showed 12%). With the success of Pleasantville, the City continued its partnership and has weatherized more than 2,200 homes within five neighborhoods: Scott Terrace (District D), Lindale Park (District H), Brentwood (District D), Meredith Manor (District D) and Sunnyside (District D).

REQUIRED AUTHORIZATION

CUIC IC # 25MSCL10

Department of Finance: <div style="text-align: center; font-size: 1.5em; font-weight: bold;">copy signed/ms</div> Michelle Mitchell Director	Housing and Community Development Department: <div style="text-align: center; font-size: 1.5em; font-weight: bold;">copy signed/ms</div> Richard Celli Director
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Date	SUBJECT: Award Job Order Contract Direct Energy, LP Residential Energy Efficiency Program WBS No. P-002003-0001-4	Originator's Initials SI	Page 2 of 2
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REEP would run parallel to CenterPoint's SOP, allowing for more homes to benefit from these improvements. CenterPoint adheres to guidelines established by the Public Utility Commission of Texas which targets neighborhoods with smaller, older homes and requires residents to self-certify that their annual household income is at or below 200% of the federal poverty line. REEP utilizes a neighborhood-by-neighborhood approach, which streamlines homeowner registration, increases crew utilization, and minimizes travel and material logistics; thereby reducing service delivery costs. REEP uses a combination of residential energy efficiency improvements such as air infiltration control, attic insulation, replacement of incandescent bulbs with Compact Fluorescent Lamps, and water heater insulation to reduce consumption and lower energy costs.

PROJECT LOCATIONS: Denver Harbor - District H and District I
Independence Heights -District H

The City selects neighborhoods based on data provided by the Planning and Development Department that identifies neighborhoods citywide that have characteristics targeted in the Program.

PROJECT DESCRIPTION: The scope of work consists of installing weatherization measures in eligible homes based on Home Energy Rating standards. The scope of services include installing weather-stripping to exterior doors, caulking windows, insulating water heaters, replacing light bulbs with Compact Fluorescent Lamps, and installing attic insulation.

On July 27, 2007 and August 3, 2007, GSD advertised a Request for Proposals (RFP) containing selection criteria that ranked the respondents on coefficient factors, experience, references, management plan, contractor's representative, subcontractors and suppliers, safety, and claims history. Eight firms responded: Partners of Texas, Payless Insulation, Direct Energy, Correctional Maintenance Incorporated, RHJ-JOC, Energy Savers, Harold J. Barker, and Maxwell & Banks Services. GSD evaluated the respondents and selected the top three firms. Partners of Texas (withdrew its proposal), Payless Insulation, and Direct Energy ranked first, second and third, respectively, based on the advertised criteria.

MBE/WBE/SBE INFORMATION: A MBE goal of 15%, WBE goal of 5% and SBE goal of 5% have been established for this contract. Direct Energy, LP has submitted the following certified firms to achieve the goals:

<u>Firm(MBE)</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Interstate Companies, Inc.	Insulation	\$150,000	15%
DMV Construction	In-house construction	\$100,000	10%
TOTAL		\$250,000	25%

<u>Firm(WBE)</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
K Harris Unlimited, LLC	Weatherization	\$50,000	5%

<u>Firm(SBE)</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Payless Insulation	Insulation	\$50,000	5%

IZD:JLN:SKS

c: Marty Stein, Jacquelyn L. Nisby, Joseph Kurian, James Tillman IV, Kim Nguyen, File 813

SUBJECT: Award Job Order Contract Payless Insulation, Inc., dba Payless Insulation Residential Energy Efficiency Program WBS No. P-002003-0001-4	Page 1 of 2	Agenda Item <div style="text-align: right; font-size: 2em; font-weight: bold;">54</div>
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FROM (Department or other point of origin): General Services Department	Origination Date 3-24-08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE <i>Issa Z. Dadoush</i> 3/21/08 Issa Z. Dadoush, P.E.	Council District(s) affected: All
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For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 713-247-1814	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Award Job Order Contract, set a maximum contract amount and appropriate funds for the project.

Amount and Source Of Funding: Maximum Contract Amount: \$2,400,000.00 Initial Appropriation: \$ 562,500.00 Homeless and Housing Consolidated Fund (4501) \$ 437,500.00 TIRZ Affordable Housing Fund (2409) \$1,000,000.00 TOTAL	Finance Department Budget:
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SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council award a Job Order Contract to Payless Insulation to install energy efficiency improvements in low-income residential homes participating in the City's Residential Energy Efficiency Program (REEP). It is further recommended that City Council delegate authority to the director to approve supplemental allocations up to the maximum contract amount of \$2,400,000.00. Additional funding will be made available by supplemental allocations from reimbursements received from Center Point under its Agencies in Action (AIA) Program. The AIA Program provides energy efficiency measures for low-income homeowners.

The REEP assists low-income residents in lowering their energy consumption and utility bills by installing energy efficiency improvements in their homes, thereby making their housing more affordable. In early 2006, the City partnered with CenterPoint Energy to expand CenterPoint's Residential Standard Offer Program (SOP), which assists low-income residents. The pilot program began in the Pleasantville community (District B). The City and CenterPoint successfully weatherized 610 homes by May 31, 2006 and reduced residents' energy consumption an average of 20% (heat adjusted numbers showed 12%). With the success of Pleasantville, the City continued its partnership and has weatherized more than 2,200 homes within five neighborhoods: Scott Terrace (District D), Lindale Park (District H), Brentwood (District D), Meredith Manor (District D) and Sunnyside (District D).

REQUIRED AUTHORIZATION CUIC IC # 25MSCL06

Department of Finance: <i>copy signed/ms</i> Michelle Mitchell Director	Housing and Community Development Department: <i>copy signed/ms</i> Richard Celli Director
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Date	SUBJECT: Award Job Order Contract Payless Insulation, Inc., dba Payless Insulation Residential Energy Efficiency Program WBS No. P-002003-0001-4	Originator's Initials SI	Page 2 of 2
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REEP would run parallel to CenterPoint's SOP, allowing for more homes to benefit from these improvements. CenterPoint adheres to guidelines established by the Public Utility Commission of Texas which targets neighborhoods with smaller, older homes and requires residents to self-certify that their annual household income is at or below 200% of the federal poverty line. REEP utilizes a neighborhood-by-neighborhood approach, which streamlines homeowner registration, increases crew utilization, and minimizes travel and material logistics; thereby reducing service delivery costs. REEP uses a combination of residential energy efficiency improvements such as air infiltration control, attic insulation, replacement of incandescent bulbs with Compact Fluorescent Lamps, and water heater insulation to reduce consumption and lower energy costs.

PROJECT LOCATIONS: Denver Harbor - District H and District I
Independence Heights -District H


The City selects neighborhoods based on data provided by the Planning and Development Department that identifies neighborhoods citywide that have characteristics targeted in the Program.

PROJECT DESCRIPTION: The scope of work consists of installing weatherization measures in eligible homes based on Home Energy Rating standards. The scope of services include installing weather-stripping to exterior doors, caulking windows, insulating water heaters, replacing light bulbs with Compact Fluorescent Lamps, and installing attic insulation.

On July 27, 2007 and August 3, 2007, GSD advertised a Request for Proposals (RFP) containing selection criteria that ranked the respondents on coefficient factors, experience, references, management plan, contractor's representative, subcontractors and suppliers, safety, and claims history. Eight firms responded: Partners of Texas, Payless Insulation, Direct Energy, Correctional Maintenance Incorporated, RHJ-JOC, Energy Savers, Harold J. Barker, and Maxwell & Banks Services. GSD evaluated the respondents and selected the top three firms. Partners of Texas (withdrew its proposal), Payless Insulation, and Direct Energy ranked first, second and third, respectively, based on the advertised criteria.

MBE/WBE/SBE/INFORMATION: A MBE goal of 15%, WBE goal of 5% and SBE goal of 5% have been established for this contract. Payless Insulation has submitted the following certified firms to achieve the goals:

<u>Firm (MBE)</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Fair Contractors	Remodeling, Water heaters	\$150,000	15%
<u>Firm (WBE)</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
K Harris Unlimited, LLC	Weatherization	\$50,000	5%
<u>Firm (SBE)</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Ursin Energy Efficient Light	CFL and Insulation	\$50,000	5%
Vivas Contractors, Inc.	Windows and Doors	<u>\$50,000</u>	<u>5%</u>
TOTAL		\$100,000	10%

IZD:JLN:SI:si 

c: Marty Stein, Jacquelyn L. Nisby, Joseph Kurian, James Tillman IV, Kim Nguyen, File 813

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Award Construction Manager at Risk Contract Spaw Glass Construction Corporation New Kingwood Library WBS No.E-000097-0001-4	Page 1 of 2	Agenda Item 55
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FROM (Department or other point of origin): General Services Department	Origination Date 3/24/08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: Yvonne Z. Dadoush, P. E. <i>Yvonne Z. Dadoush</i> 3/19/08	Council District affected: E
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For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 713-247-1814	Date and identification of prior authorizing Council action: Motion No. 2007-0297; March 21, 2007
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RECOMMENDATION: Award Construction Manager at Risk contract and appropriate funds for the project.

Amount and Source of Funding: \$110,000.00 Reimbursement of Equipment/Projects Fund (1850)	F&A Budget: <i>MWS</i> <i>Michelle Mitchell</i>
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council award a Construction Manager at Risk Contract to Spaw Glass Construction Corporation to provide pre-construction and construction phase services for the New Kingwood Library. The requested appropriation will fund pre-construction phase services. City Council will be requested to appropriate funds for construction phase services and approve the Guaranteed Maximum Price (GMP) under a separate RCA. It is expected that the Reimbursement of Equipment/Projects Fund will be reimbursed by The Lake Houston Tax Increment Reinvestment Zone (TIRZ No. 10), subject to future Council action.

On March 21, 2007, City Council approved a Motion delegating authority to the director of the General Services Department (GSD) to determine which alternative project delivery method provides the best value for the City for the construction of Police, Fire, Parks, Solid Waste Management, Convention and Entertainment, Library, and Health Facilities. The director determined that the Construction Manager at Risk method provides the best value for the City for this project because the contractor's input during design will produce more accurate budget estimates and enhance the quality of design.

On June 08, 2007 and June 15, 2007, GSD advertised a Request for Qualifications containing selection criteria that ranked the respondents on experience, technical approach and quality assurance program. The Statements of Qualifications were due on July 05, 2007, and nine firms responded. GSD evaluated the respondents and interviewed the four highest ranked firms. Spaw Glass Construction Corporation received the most points and offers the best value for the City based on the advertised criteria.

PROJECT LOCATION: New Kingwood Library
 2601 Bens Branch Drive
 Kingwood, Texas (Key Map 337B)

PROJECT DESCRIPTION: The construction manager will provide pre-construction services during the design phase, which include budgetary estimating, constructability and material selection. The Houston Public Library and Harris County Library will partner to facilitate the development of a vacant track of land into the new Kingwood Library. The project will design a new 30,000-square foot library that will be operated and maintained by Harris County. The facility will house approximately 150,000 traditional library materials, 70 computers for public use and seat over 160 patrons. The new library will serve residents seeking information through traditional print materials, audio-visual materials or through the internet, informational databases and programs.

REQUIRED AUTHORIZATION NOT CUIC ID # 25CONS18A

General Services Department: <i>Phil Golembiewski</i> Phil Golembiewski, P.E. Chief of Design & Construction Division	Houston Public Library: <i>Rhea Brown Lawson</i> Rhea Brown Lawson, Ph.D. Director
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Date	SUBJECT: Award Construction Manager at Risk Contract Spaw Glass Construction Corporation New Kingwood Library WBS No.E-000097-0001-4	Originator's Initials JW	Page 2 of 2
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PROJECT DESCRIPTION CONTINUED: The library will also be a meeting place for organizations and groups throughout northeast Harris County and will serve as a site for video conferencing.

The project will utilize the Leadership in Energy & Environmental Design (LEED™) Green Building Rating System for New Construction & Major Renovations (LEED-NC) Version 2.2, developed by the U.S. Green Building Council to improve occupant well-being, environmental performance and economic return of the facility. By incorporating appropriate LEED™ principals, the City of Houston will become a leader in energy efficient construction.

AWARD: It is recommended that City Council award a Construction Manager at Risk Contract to Spaw Glass Construction Corporation and appropriate funds for pre-construction phase services.

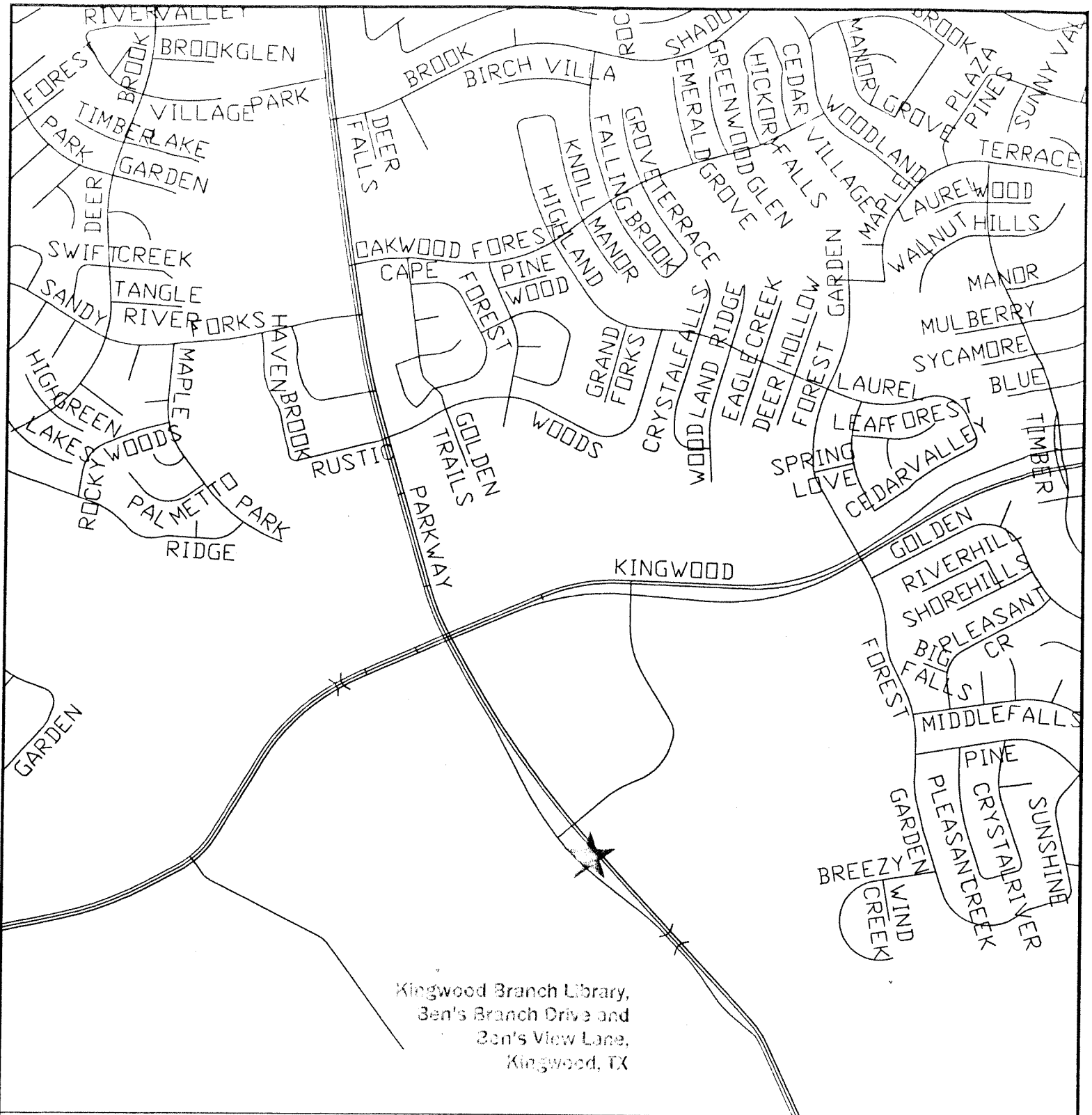
FUNDING SUMMARY:

\$ 42,500.00	Pre-Construction
\$ 17,500.00	Pre-Construction Phase Additional Services and Reimbursable Expenses
\$ 50,000.00	* Termination Fee
<hr/> \$ 110,000.00	Total Contract Services

* The contract provides for a Termination Fee to be paid to the construction manager if the City elects not to proceed with construction.


IZD:PJS:JLN:JW:

- c: Marty Stein
- Jacquelyn L. Nisby
- Michael Shannon
- Gabriel Mussio
- Velma Laws
- Rhea Brown Lawson, PhD
- Wendy Teas Heger, AIA
- File



Kingwood Branch Library
Bens Branch Dr. & Bens View Lane,
Kingwood, TX

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Architectural Services Contract Perkins + Will-CRA L.P. Midwest Police Station – District 18 WBS No. G-000120-0001-3	Page 1 of 2	Agenda Item <div style="font-size: 2em; text-align: center;">56</div>
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FROM (Department or other point of origin): General Services Department	Origination Date 3-21-08	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE Issa Z. Dadoush, P.E. 3/27/08	Council District(s) affected: C, F, G
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For additional information contact: Jacquelyn L. Nisby Phone: 713-247-1814	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Approve architectural services contract and appropriate funds for the project.

Amount and Source Of Funding: \$805,555.00 Reimbursement of Equipment/Projects Fund (1850)	F & A Budget:
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SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council approve and authorize an architectural services contract with Perkins + Will-CRA L.P. to perform design phase services for the Midwest Police Station – District 18.

GSD further recommends that City Council approve the use of Fund 1850 – Reimbursement of Equipment/ Project for this project. GSD anticipates that Fund 1850 will be reimbursed through future agreements with both Uptown and Southwest TIRZs, numbers 16 and 20 respectively. In the event an agreement is not reached, Public Improvement bonds will be used to fund the design phase of this project.

On April 27 and May 4, 2007, GSD advertised a Request for Qualifications (RFQ) for professional design services for a police station facility. The RFQ contained selection criteria that ranked respondents on experience, technical approach, and quality assurance program. The Statements of Qualifications were due on May 21, 2007 and five firms responded. GSD formed a selection committee comprised of representatives from GSD and the Houston Police Department to evaluate the respondents. The selection committee interviewed all five firms. Perkins + Will-CRA L.P. received the most points and offer the best value for the City.

PROJECT LOCATION: 7277 Regency Square (530D)

PROJECT DESCRIPTION: Police District 18 has been established to provide services to a large area of southwest Houston. The City has purchased a two-story 60,000 SF office building and an additional 12,000 SF of adjacent parking. The building was built in 1979. This project involves design and construction phase services to renovate this facility and transform it into a police station. The design will include roof, mechanical, and electrical systems replacements to

REQUIRED AUTHORIZATION CUIC # 25DSGN08

General Services Department: Phil Golembewski, P.E. Chief of Design & Construction Division	Houston Police Department: Harold Hurtt Chief of Police
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Date	SUBJECT: Professional Architectural Services Contract Perkins + Will-CRA L.P. Midwest Police Station – District 18 WBS No. G-000120-0001-3	Originator's Initials MT	Page 2 of 2
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comply with the current Energy Code, Texas Accessibility Standards, and a new sprinkler and integrated fire alarm system. The build-out of approximately 35,000 square feet will include a roll call/community meeting room, front reporting desk enclosed in a bullet resistant glass/wall, administration offices, patrol officers' work area, radio room, offices and conference room for special units, exercise room, locker rooms, showers, restrooms, and parking for patrol staff and visitors.

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.

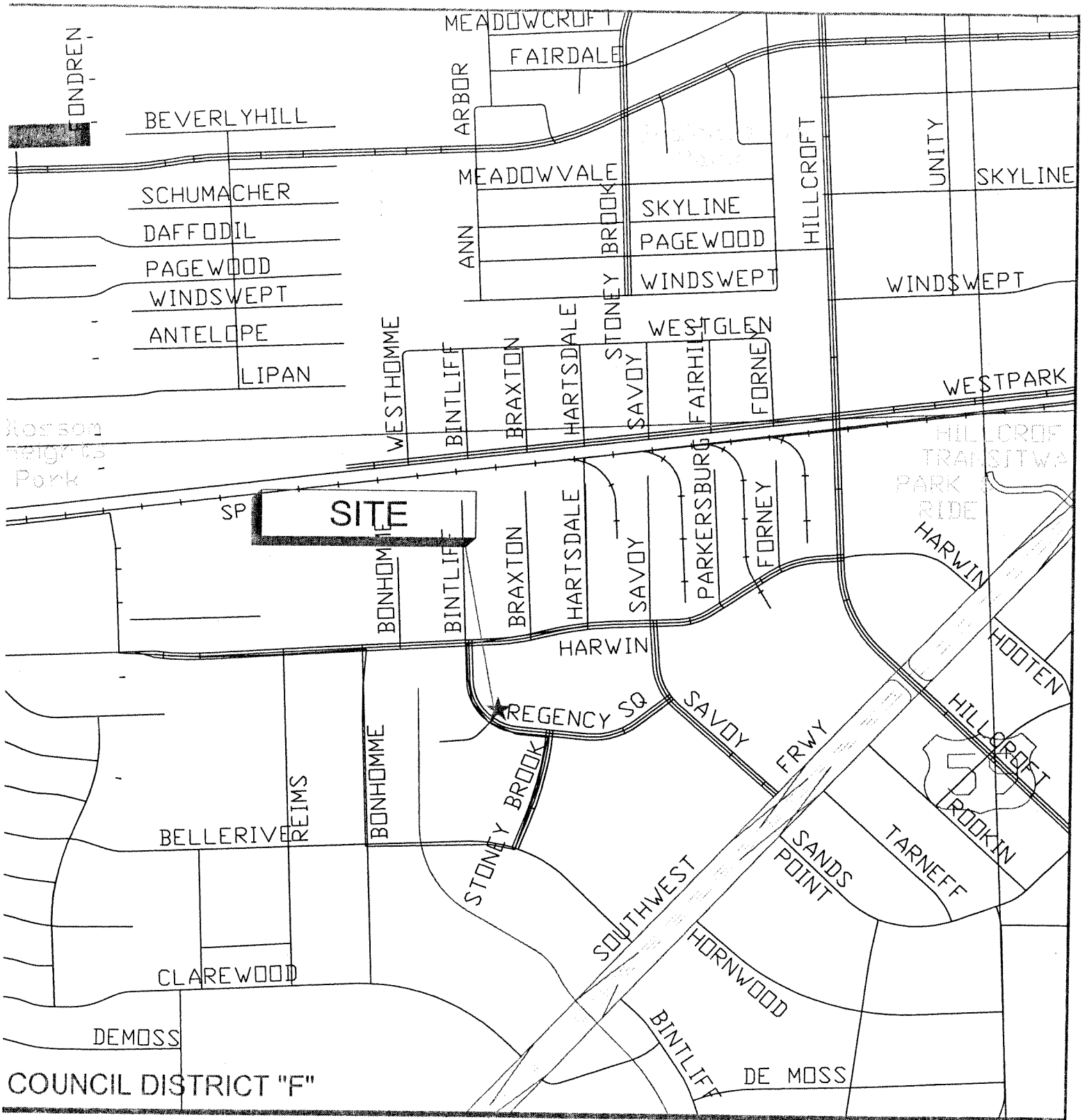
\$ 547,800.00	Basic Services Fee
\$ 218,900.00	Additional Services Fee
\$ 25,000.00	Reimbursable Expenses
\$ 791,700.00	Total Contract Services
\$ 13,855.00	Civic Art (1.75%)
\$ 805,555.00	Total Funding

M/WBE INFORMATION: A M/WBE 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>
E&C Engineers & Consultants, Inc.	MEP Engineering	\$106,500.00	13.5%
Jaymark Engineering Corporation	Structural Engineering	\$ 36,144.00	4.6%
Jaymark Engineering Corporation	Civil Engineering	\$ 14,780.00	1.9%
Planning & Development Services, Inc.,	DBA		
Knudson & Associates	Civic Landscape	\$ 41,580.00	5.3%
4B Technology Group, L.L.C.	Telecommunications	<u>\$ 35,000.00</u>	<u>4.4%</u>
TOTAL		\$234,004.00	29.6%

IZD:PJG:JLN:RAV:JT:MT:ps

c: Marty Stein, Gabriel Mussio, Kirk Munden, Joseph Kurian, Sydney Igleheart, File



Midwest Police Station District 18
 7277 Regency Square, Houston, Tx

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract for Real Property Consulting Services between W.D. Schock Co. and the City of Houston, Project 617E (WBS #A-000476-0009-2-01-01; Contract No. 4600008724)	Category #	Page 1 of 2	Agenda Item # 57
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FROM (Department or other point of origin): Houston Airport System	Origination Date March 18, 2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: <i>Am. Kae</i> <i>[Signature]</i>	Council District affected: B, E & I
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For additional information contact: Janet Schafer <i>[Signature]</i> Phone: 281.233.1796 James Valenta 281.233.1828	Date and identification of prior authorizing Council action:
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AMOUNT & SOURCE OF FUNDING: CIP A-0476.77 \$650,000.00 Arpt Syst Consolidated 2001AMT Fd (8201) <i>[Signature]</i>	Prior appropriations:
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RECOMMENDATION: (Summary)
 Enact an ordinance to approve and authorize a Contract for Real Property Consulting Services between W.D. Schock Co. and the City of Houston, and appropriate the necessary funds to finance the costs of these services.

SPECIFIC EXPLANATION:

The Houston Airport System (HAS) recommends contracting with W.D. Schock Co. (WDSCO) for assistance with real property management related to changing noise contours, federally mandated disposition of recently acquired noise abatement properties, noise complaints, law suits, and other incidental land acquisitions or tenant relocations.

WDSCO assisted HAS with its recent purchase of approximately 191 parcels of land near George Bush Intercontinental Airport/Houston (IAH) exposed to increased noise levels, as well as with the relocation of the affected occupants. WDSCO also assisted with the sound insulation work for approximately 130 units in a neighboring multi-family housing complex. Accordingly, WDSCO's extensive experience with property surrounding IAH makes it best suited to assist with the federally mandated disposition of noise related properties acquired under its management, and to serve on an on-call basis to address potential noise related issues.

In addition to providing assistance for real property issues at IAH, the WDSCO contract will also provide for on-call assistance at William P. Hobby Airport, Ellington Field, and other land owned or that may be acquired by HAS. Services to be provided by WDSCO will include:

- Property acquisition and relocation services (including any related services)
- Sales assistance for surplus properties
- Noise attenuation/mitigation
- Residential and commercial property appraisals
- Review appraisal services
- Environmental testing
- Title work
- Land surveying services
- Property management

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

Date March 18, 2008	Subject: Contract for Real Property Consulting Services between W.D. Schock Co. and the City of Houston, Project 617E (WBS #A-000476-0009-2-01-01; Contract No. 4600008724)	Originator's Initials	Page 2 of 2
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- Demolition management
- Forestry services
- GIS services
- Easement and option procurement
- Federal regulation guidance relative to airport land or property use or disposal
- Real property market research
- Noise management services
- Other services which may be authorized by the Director from time to time under individual Letters of Authorization (LOAs) deemed to be within the Contractor's expertise and capability.

Other pertinent terms of the Contract:

Term: Three (3) years

Consideration: Included in this contract is payment of \$49,995.51 for previously approved property consulting services.

Termination: The City may terminate this contract at any time during the term by providing 14 days advance written notice.

DBE Participation:

The Disadvantaged Business Enterprise (DBE) goal for this agreement is ten percent (10%) of the dollar value of the contract. The following firms have been submitted to fulfill the DBE goal for this project:

Firm	Scope of Work
Stewart Appraisal	Real Property Appraisals
LandTech Consultants, Inc.	Survey Services
HVJ Associates, Inc.	Environmental Site Assessment
Travis R. Cooper & Associates	Real Property Appraisals
Natex Corporation Architects	Architectural & Engineering Services
Charles D. Gooden Consulting Engineering, Inc.	Architectural & Engineering Services
Knudson & Associates	GIS/IT Services
Stewart Advisors	Real Property Appraisals
JoVann Appraisal Company	Real Property Appraisals
ECS	Environmental Site Assessment
Briggs Field Services	Real Estate Services

The amount of work for each proposed sub-consultant will be determined as the project progresses and the services required by each sub-consultant are further defined.

This project may be eligible for federal funding through the FAA's AIP program. Appropriate fund source adjustments will be made in the future if additional AIP funding becomes available.

RMV: JLS: JAV

cc: Ms. Marty Stein	Ms. Mary Case	Mr. Aleks Mraovic	Ms. Ellen Erenbaum
Mr. Anthony W. Hall, Jr.	Mr. Richard M. Vacar, A.A.E.	Mr. James Valenta	Mr. Carlos Ortiz
Mr. Arturo G Michel	Mr. David Arthur	Mr. J. Goodwille Pierre	Mr. Brian Rinehart
Ms. Velma Laws	Mr. Charles Wall	Ms. Kathy Elek	

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Construction contract with TJ&T Enterprises, Inc. for Wetlands Creation at Westside Mitigation Area; Project No. 586A; WBS # A-000475-0001-4-01	Category # 7	Page 1 of 2	Agenda Item # <i>58</i>
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FROM (Department or other point of origin): Houston Airport System	Origination Date February 25, 2008	Agenda Date MAR 26 2008
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DIRECTOR'S SIGNATURE: <i>Am Kahl</i>	Council District affected: All
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For additional information contact: Eric R. Potts <i>ERP</i> Phone: 281-233-1999 John S. Kahl <i>JSK</i> 281-233-1941 Adil Godiwalla 281-233-1934	Date and identification of prior authorizing Council action: N/A
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AMOUNT & SOURCE OF FUNDING: CIP No. A-0475.03.3 \$2,277,587.00 Airports Improvement Fund (8011) <i>ED</i>	Prior appropriations: N/A
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RECOMMENDATION: (Summary)

Enact an ordinance to award a construction contract to TJ&T Enterprises, Inc. in the amount of \$2,051,880.00 and appropriate the necessary funds to finance this project.

SPECIFIC EXPLANATION:

PROJECT LOCATION: Westside Mitigation Area (Key Map Nos. 442 B, C, F, G & L).

PROJECT SUMMARY: In 2002, the Houston Airport System (HAS) embarked on a construction project that consisted of creation and enhancement of 343 acres of wetlands in the Westside Mitigation Area. This was required by federal law to mitigate for the loss of 13 acres of wetlands at George Bush Intercontinental Airport/Houston caused by the construction of Runway 8L-26R. The project was completed, but over the years the earthen berms and concrete weirs at the downstream end of the wetlands began to lose their water retention capacity due to the effects of hydraulic erosion. The wetland acreage is currently in the range of 289-305 acres. This project will increase the amount of wetlands beyond the required 343 acres.

This project will replace the earthen berms and concrete weirs with new ones that are designed to better resist the effects of erosion. In addition, the scope of work will include the construction of a barbed wire fence on the west side of the mitigation area in order to prevent trespassing on the site.

The full contract term is 180 calendar days. Design and contract documents were prepared by the Houston Airport System, Planning Design & Construction Division.

BIDS DATE: Bids were received on December 13, 2007, as follows:

(1) TJ&T Enterprises, Inc. \$2,051,880.00

REQUIRED AUTHORIZATION		
F&A Budget: <i>ML SL</i>	Other Authorization:	Other Authorization: <i>MOT</i>

Date February 25, 2008	Subject: Construction contract with TJ&T Enterprises, Inc. for Wetlands Creation at Westside Mitigation Area; Project No. 586A; WBS # A-000475-0001-4-01	Originator's Initials PN	Page 2 of 2
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(2) Cravens Partners, LTD.	\$3,106,424.28
(3) Rozco Contracting Inc.	\$3,249,400.00
(4) C. E. Barker, LTD.	\$3,328,616.34
(5) Jerdon Enterprise, L.P.	\$3,455,555.55

ENGINEERING TESTING SERVICES CONTRACT: Engineering testing services will be provided by HVJ Associates, Inc. under Contract No. 53722 for \$82,075.20.

PROJECT COST: The total amount to be appropriated is as follows:

\$2,051,880.00	Construction Contract Services
\$ 102,594.00	5% Construction Contingency
\$ 82,075.20	4% Engineering and Testing Services
<u>\$ 41,037.80</u>	Overhead and Salary Recovery for City Department
\$2,277,587.00	Total Cost

DBE PARTICIPATION: The following certified firms have been submitted to fulfill the 14.0% DBE goal set for this project:

Firm	Type of Work	Amount	% of Bid
Deanie Hayes, Inc.	Stabilized Sand & Concrete	\$ 45,000.00	2.19 %
Corporate Results, Inc.	Fence	\$ 53,000.00	2.58 %
A-1 Hydro-Mulching of Texas, Inc.	Hydro-Mulch Seeding	\$ 20,000.00	0.98 %
TNL, Inc.	Diesel Fuel Supplier	\$ <u>200,000.00</u>	<u>9.75 %</u>
	Total	\$ <u>318,000.00</u>	<u>15.50 %</u>

This project is eligible for federal funding through the FAA's AIP Program. Appropriate fund source adjustments will be made in the future if additional AIP funding becomes available.

RMV:ERP:JSK:AG:PN

Attachments

cc: Ms. Marty Stein	Mr. Richard M. Vacar	Mr. Carlos Ortiz	Mr. Dara N. Umrigar
Mr. Anthony W. Hall, Jr.	Mr. Dave Arthur	Mr. Frank D. Crouch	Ms. Janice D. Woods
Mr. Arturo G. Michel	Mr. Eric R. Potts	Mr. John S. Kahl	Ms. Marlene McClinton
Ms. Velma Laws	Ms. Kathy Elek	Mr. Adil Godiwalla	Mr. J. Goodwille Pierre
Mr. Phi Nguyen	Mr. John Silva	Mr. Aleks Mraovic	

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: The Permanent Improvement of a portion of Schweikhart, and various other streets in the City of Houston, Texas, known as Topping Project No. 329

Page 1 of 1

Agenda Item # 59

FROM (Department or other point of origin):

Origination Date

Agenda Date

Department of Public Works and Engineering

3/13/08

MAR 26 2008

DIRECTOR'S SIGNATURE:

Michael S. Marcotte
Michael S. Marcotte, P.E. DEE

Council District affected: H

For additional information contact:

Reid K. Mrsny, P.E.
Senior Assistant Director

Phone: (713) 837-0452

Date and identification of prior authorizing

Council action: 1/23/80; Ordinance No. 80-130
9/17/80; Ordinance No. 80-2801

RECOMMENDATION: (Summary) Approve an ordinance amending Ordinance No. 80-2801 and correcting the assessment roll for this project.

Amount and Source of Funding: N/A

DESCRIPTION/SCOPE: This project consisted of the construction of a 40-foot wide roadway of semi-rigid base and 1 1/2 inch hot mix asphaltic concrete surfacing with concrete curb and gutter along with a 4-foot wide concrete sidewalk.

LOCATION: This project area is generally bounded by I. H. 10 East to the north, Buffalo Bayou to the south, Hirsch Road to the west and Lockwood Drive to the east. This project is located in Key Map Grid 494K.

HISTORY: This project was initiated by Ordinance 80-130 on January 23, 1980. By Ordinance No. 80-2801 dated September 17, 1980; City Council closed the Hearing on Benefits and levied the assessments.

ACTION RECOMMENDED: It is recommended that Item Nos. 73 and 74 be corrected to reflect a No Assessment and the owners, Jerry Crawford, Jr. and wife, Alzena Crawford be provided with a release of lien for both properties. Mr. and Mrs. Crawford were not properly notified of the Hearing on Benefits, which negates the validity of the paving assessment lien against their properties. Item Nos. 73 and 74 before and after corrections:

Before Correction

Item No. 73
City Tax No. 094-172-00-005-3
Lot 7 and 8, Block 23, Pinecrest Court Section 3
100 ft. @ \$16.81= \$1,681.00

After Correction

Item No.73
HCAD 061-049-023-0007
Lot 7 and 8, Block 23, Pinecrest Court Section 3
100 ft. @ No Benefit = No Assessment

Item No. 74
City Tax No. 094-172-00-003-8
Lot 4, Block 23, Pinecrest Court Section 3
66 ft. @ \$16.81 = \$1,109.46
34 ft. @ \$12.81 = \$435.54

Item No.74
HCAD 061-049-023-0004
Lot 4, Block 23, Pinecrest Court Section 3
100 ft. @ No Benefit = No Assessment

MSM:DWK:RKM:MB:MW:DH

c: Marty Stein

Craig Foster

File No.: Assessment

REQUIRED AUTHORIZATION

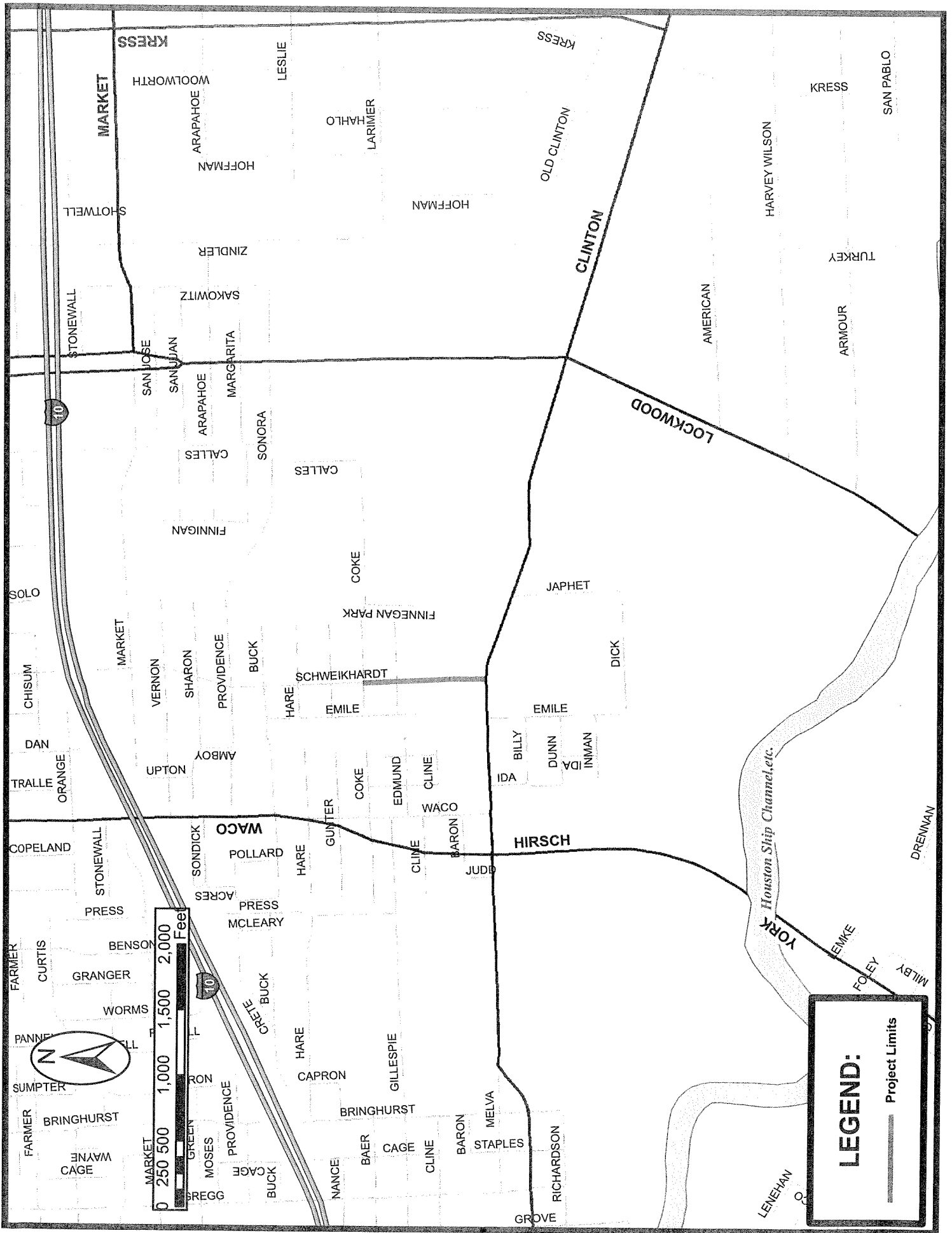
CUIC I.D. #20DH739

F&A Director:

Other Authorization:

Other Authorization:

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



LEGEND:

— Project Limits



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Engineering Services Contract between the City and Chiang, Patel & Yerby, Inc. for Intercontinental Airport Wastewater Treatment Plant Improvements. WBS No. R-000265-0060-3.

Page 1 of 2

Agenda Item #

60

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

1-31-08

Agenda Date

DIRECTOR'S SIGNATURE:

Michael S. Marcotte
Michael S. Marcotte, P.E., DEE

Council District affected:

B

For additional information contact:

Reid K. Mrsny
Reid K. Mrsny, P.E. Phone: (713) 837-0452
Senior Assistant Director

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

Approve Engineering Services Contract with Chiang, Patel & Yerby, Inc. and appropriate funds.

Amount and Source of Funding:

\$1,663,000.00 from the Water and Sewer System Consolidated Construction Fund No. 8500

See H... 01/02/08

DESCRIPTION/SCOPE: This project is part of the City's program to improve existing wastewater treatment plant (WWTP) facilities. This project consists of evaluating and upgrading Intercontinental Airport WWTP.

LOCATION: The project is located at 2450 Rankin Road. The project is located in Key Map Grid 373-H.

SCOPE OF CONTRACT AND FEE: Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II - Final Design, Phase III -Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with a not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III will be negotiated on a lump sum amount after the completion of Phase I. The negotiated maximum for Phase I Basic Services is \$269,584.00. The total Basic Services appropriation is \$1,102,000.00.

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include Surveying, Geotechnical Investigation, Reproduction and Storm Water Pollution Prevention Plans. The total Additional Services appropriation is \$410,000.00.

The total cost of this project is \$1,663,000.00 to be appropriated as follows: \$1,512,000.00 for Contract services and \$151,000.00 for project management.

REQUIRED AUTHORIZATION

CUIC# 20GK53

NOT

F&A Budget:

Michael S. Marcotte

Other Authorization:

Jeff Taylor
Jeff Taylor, Deputy Director
Public Utilities Division

Other Authorization:

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

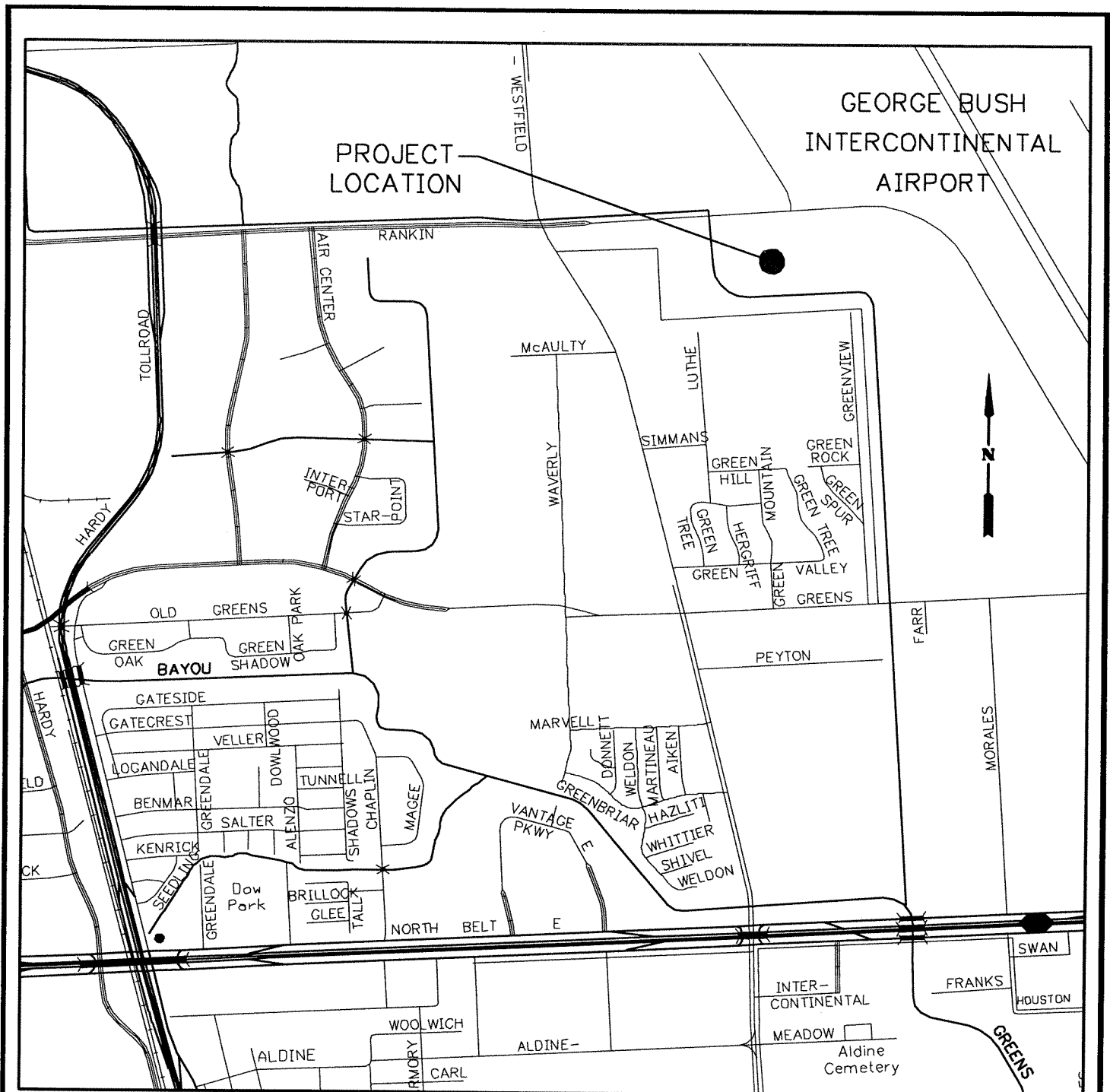
M/WBE INFORMATION: The M/WBE goal for the project is set at 24%. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Landtech Consultants, Inc.	Surveying Services	\$ 20,000.00	1.32%
2. Tolunay-Wong Engineers, Inc.	Geotechnical Services	\$ 35,000.00	2.32%
3. Kalluri Group, Inc.	Electrical Services	\$282,880.00	18.71%
4. B & E Reprographics, Inc.	Reprographics	\$ 25,000.00	1.65%
TOTAL		\$362,880.00	24.00%



MSM:DWK:RKM:EN:GK:MS:pa

- c: Marty Stein
Susan Bandy
Velma Laws
Michael Ho, P.E.
Craig Foster
File No. R-0265-60-2 (1.2)



KEY MAP: 373H, 373M
 GIMS MAP NO: 5466C

CR&Y Chiang, Patel & Yerby, Inc.
 2925 Briar Park Suite 850, Houston, TX, 77042
 (713)532-1730, Fax (713)532-1734

CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

**INTERCONTINENTAL AIRPORT
 WWTP IMPROVEMENTS
 VICINITY MAP**

WBS NO. R-000265-0060-3	CITY OF HOUSTON PM GAUHER KHAN, P.E.	
DRAWING SCALE NONE	DATE SEP 2007	SHEET NO. 1 OF 1

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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Safe Sidewalk Program J1 Work Authorization Project. W.B.S. No. N-00610A-00J1-4.

Page 1 of 2

Agenda Item #

61

FROM: (Department or other point of origin):
Department of Public Works and Engineering

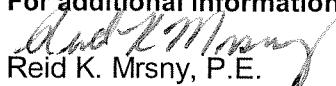
Origination Date:
3/6/08

Agenda Date:
MAR 26 2008

DIRECTOR'S SIGNATURE:

Michael S. Marcotte, P.E. DEE

Council District affected:
C, D, F, G, H, I *JA*

For additional information contact:

Reid K. Mrsny, P.E. Phone: (713) 837-0452
Senior Assistant Director

Date and identification of prior authorizing Council action:

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

Amount and Source of Funding: \$1,163,094.45 Street and Bridge Consolidated Construction Fund No. 4506.

Reid
02/05/08

PROJECT NOTICE/JUSTIFICATION: This project is part of the continuing effort by the City to construct sidewalks throughout the City of Houston to meet the needs of the citizens.

DESCRIPTION/SCOPE: This project provides for the construction of sidewalk improvements at several locations. The Contract duration for this project is 365 calendar days. This project was an In-House Design.

LOCATION: The project area is located in various areas of the City of Houston. The project is located in various Key Map Grids.

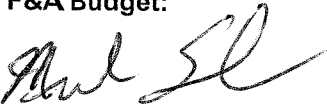
BIDS: Bids were received on January 10, 2008. The three (3) bids are as follows:

Bidder	Bid Amount
1. ACM Contractors, Inc.	\$ 971,765.00
2. Tikon Group, Inc.	\$1,062,200.00
3. CAAN Construction Services, Inc.	\$1,252,925.00

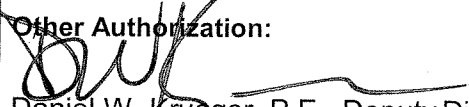
REQUIRED AUTHORIZATION

CUIC ID #20SIK04

NOT

F&A Budget:


Other Authorization:

Other Authorization:

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

AWARD: It is recommended that this construction Contract be awarded to ACM Contractors, Inc. with a low bid of \$971,765.00 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$1,163,094.45 to be appropriated as follows:

- Bid Amount \$ 971,765.00
- Contingencies \$ 48,588.25
- Engineering and Testing Services \$ 65,000.00
- Project Management \$ 77,741.20

Engineering and Testing Services will be provided by A&R Engineering and Testing, Inc. under Contract Number 55383.

M/WBE PARTICIPATION: No MWBE goal has been established for this project.

All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

MSM:DWK
MSM:DWK:RKM:MB:SK:mg

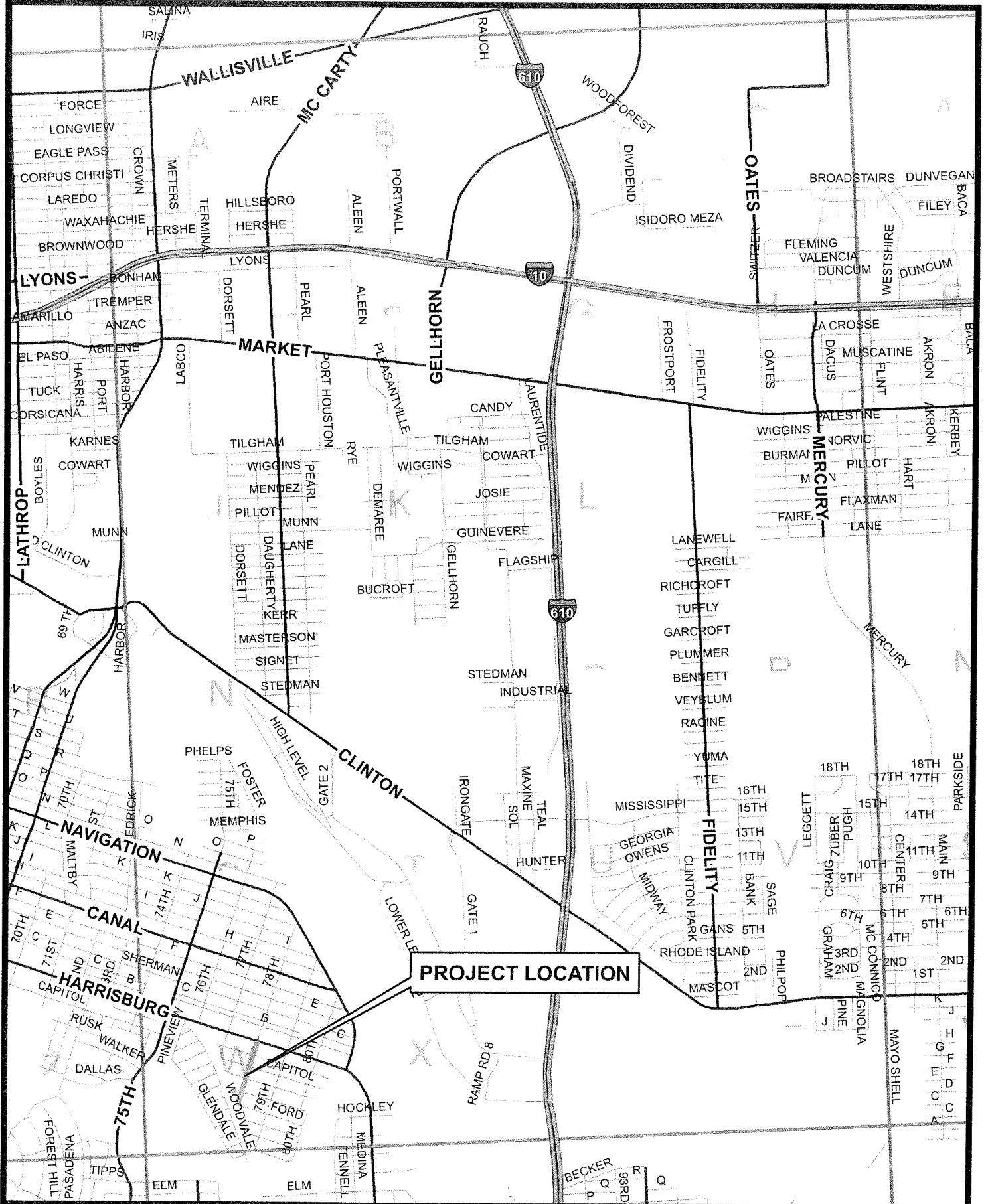
- c:** Marty Stein
Daniel W. Krueger, P.E.
Velma Laws
Waynette Chan
Timothy J. Lincoln, P.E.
Gary Norman w/enclosures
Craig Foster
Michael Ho, P.E.
File No. N-0610A-J1-3

Safe Sidewalk Program

N-00610A-00J1-3

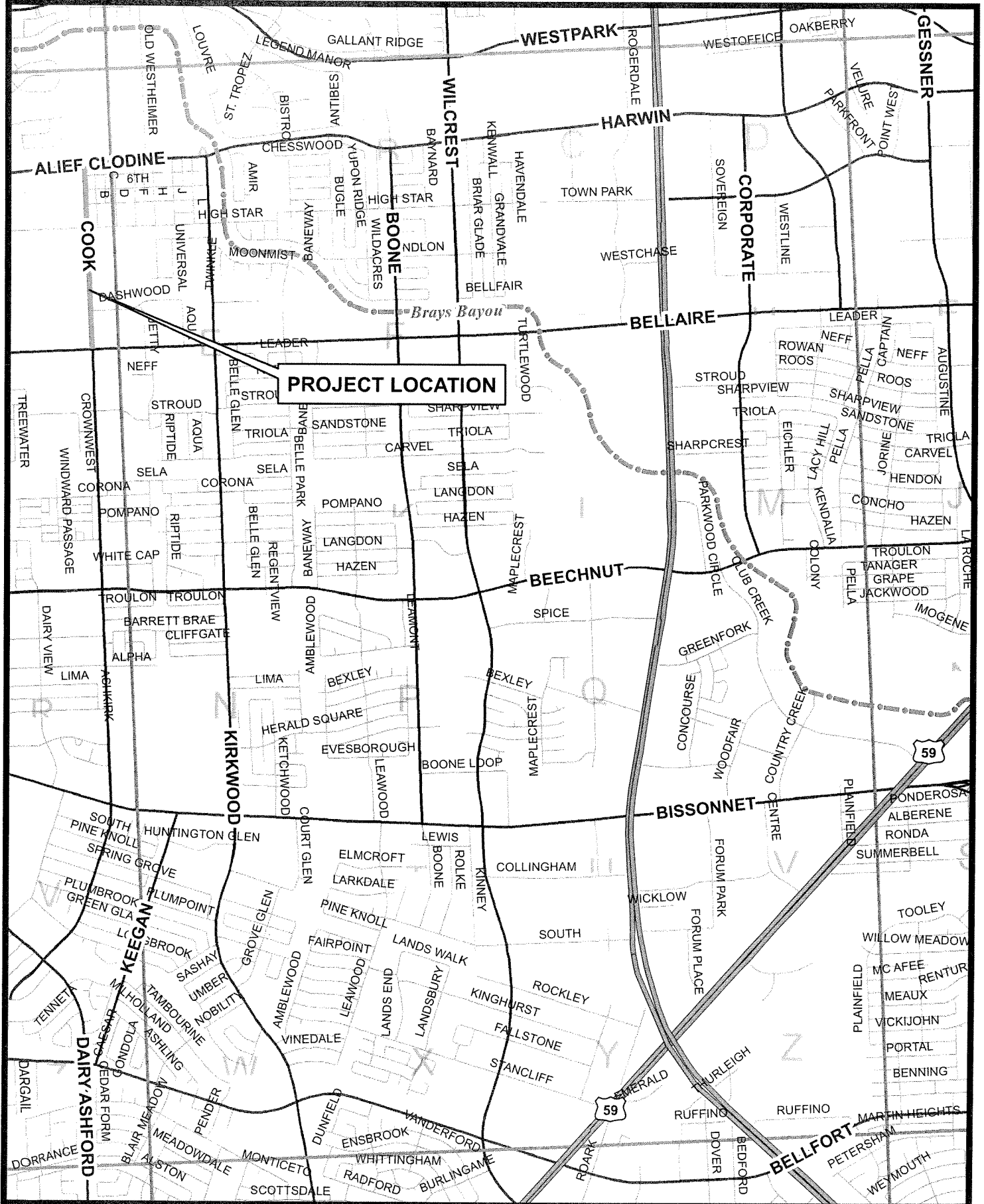
No	Description	Key Map	Council District
1	78 th St. Harrisburg to Ford	495W	I
2	Cook Rd Bellaire to Alief Clodine	529A,E	F
3	Richmond/ Gessner between two Bus Stop S W Corner.	490W	G
4	Lee High School Hillcroft/ Beverly Hill	490Z	C
5	Sharman Eastwood to Jenkins	494T	I
6	St. Emanuel St. From Police Station to Mcilhunny St.	493U	I
7	TDLR Correction G3 Project	529T,U 533D 491P 489F 493U 494P	C, D, G, H, I

KEY MAP: 495-W



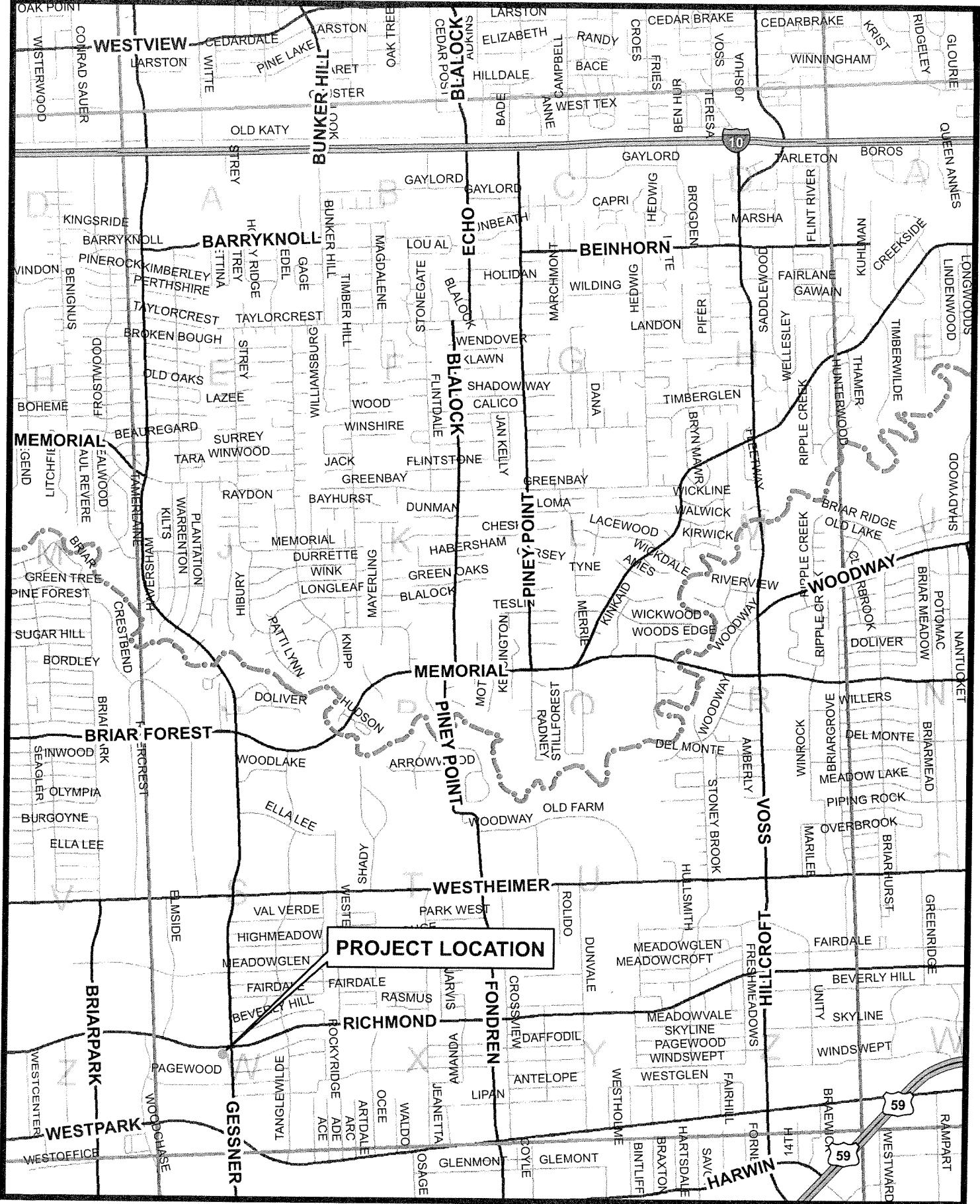
78th St. Harrisburg to Ford

KEY MAP: 529-A



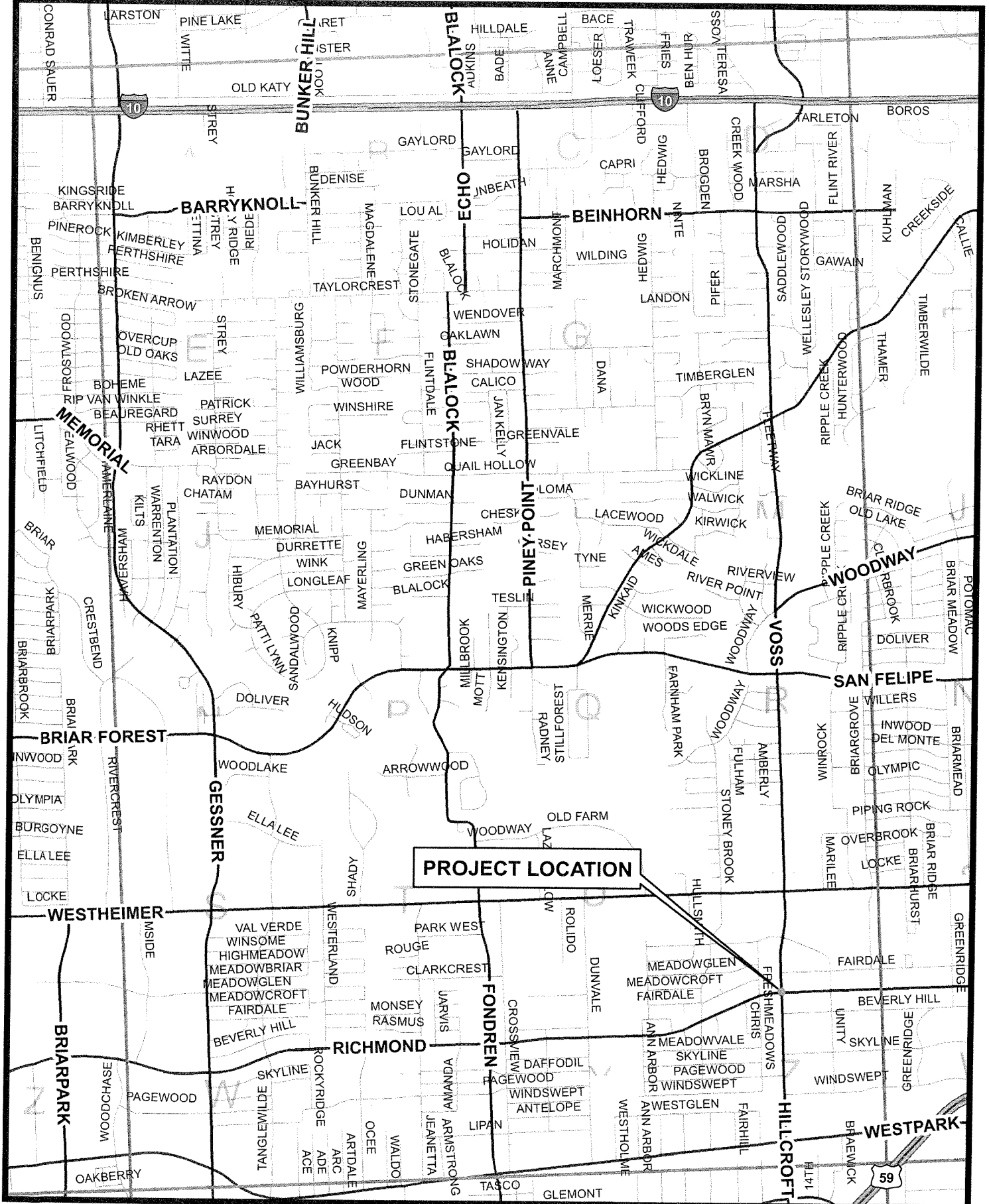
Cook Rd. Bellaire to Alief Clodine

KEY MAP: 490-W



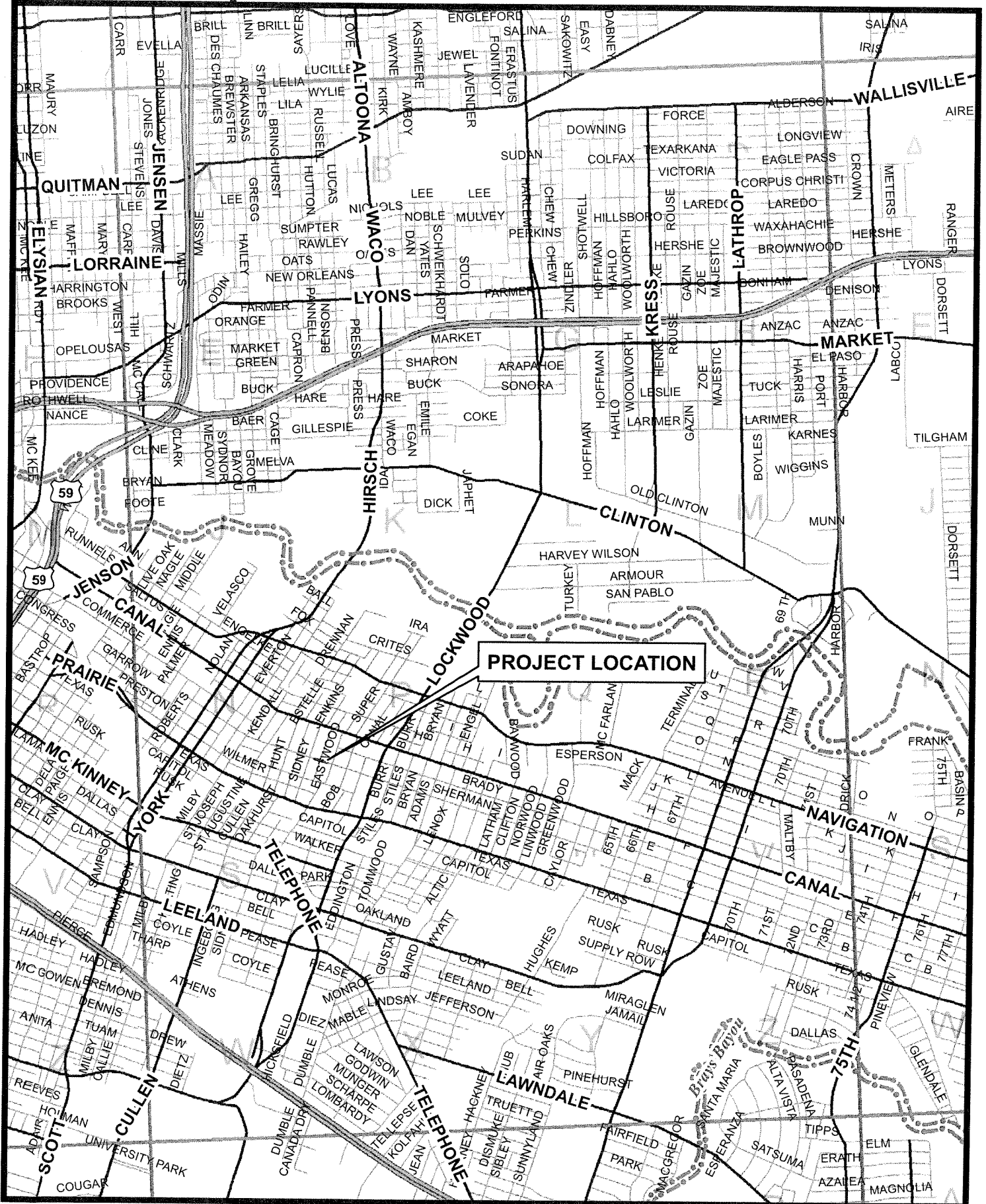
Richmond/Gessner Between Two Bus Stop SW Corner

KEY MAP: 490-Z



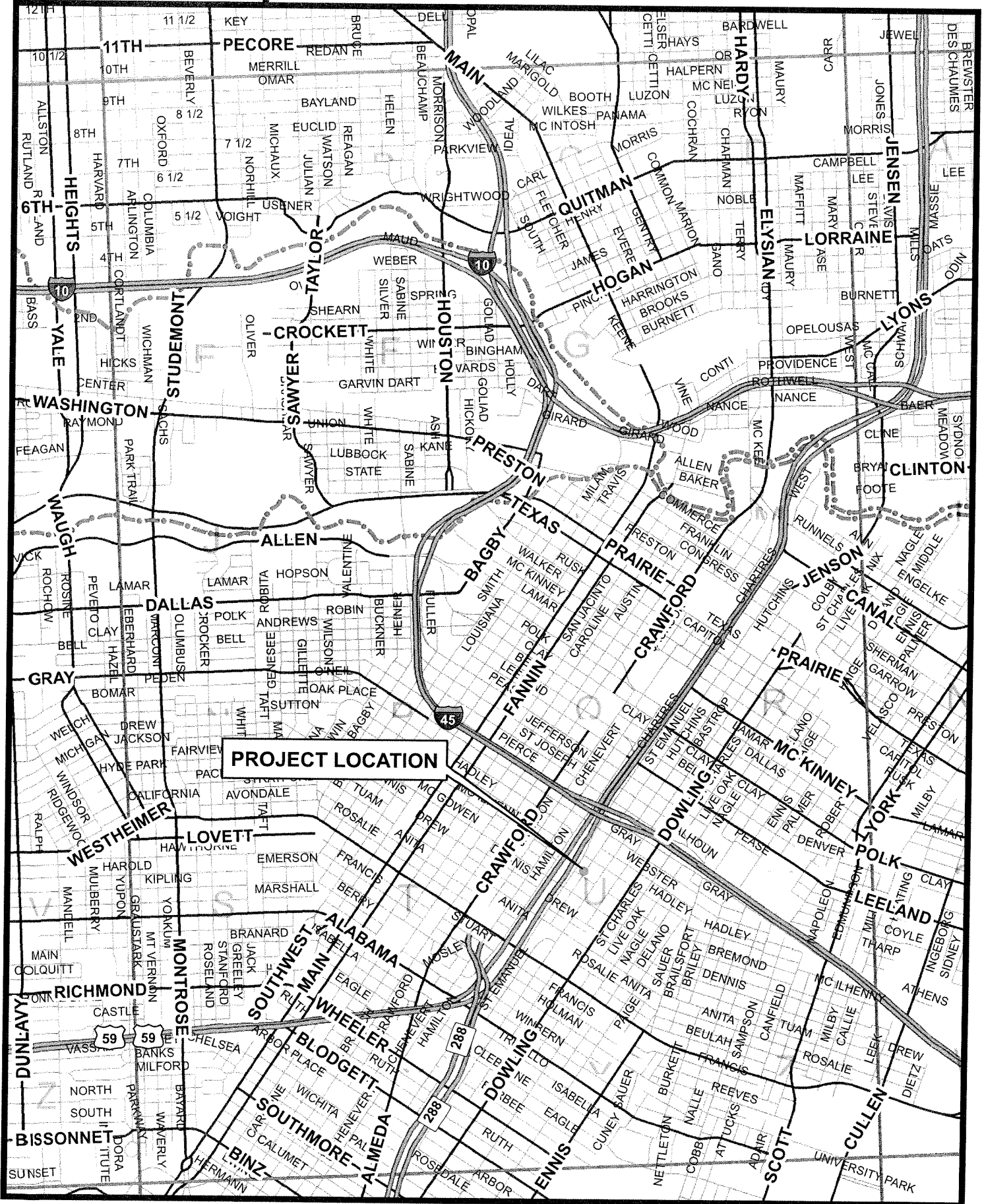
Lee High School Hillcroft/Beverly Hill

KEY MAP: 494



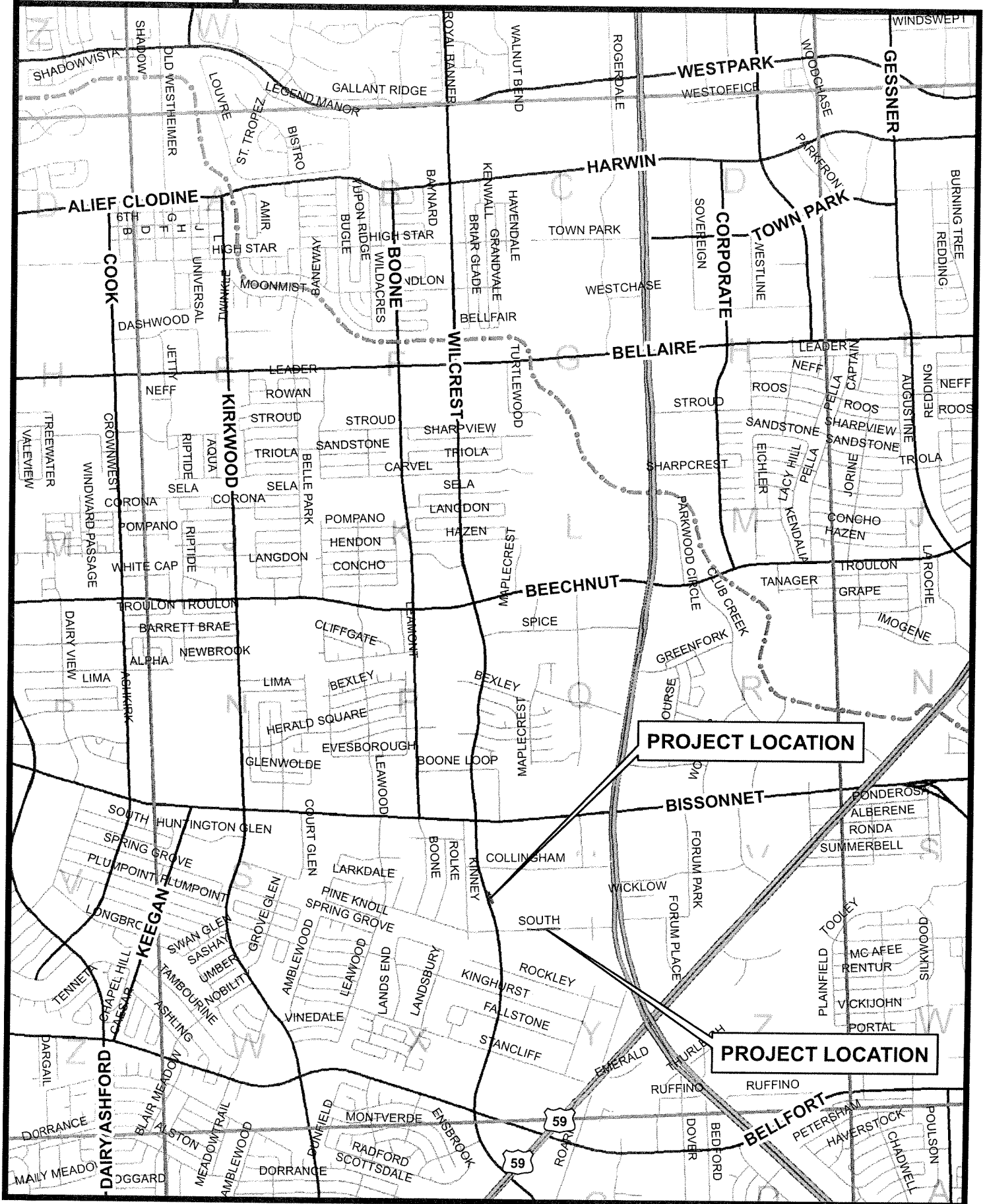
Sherman at Eastwood St. and Jenkins St.

KEY MAP: 493-U



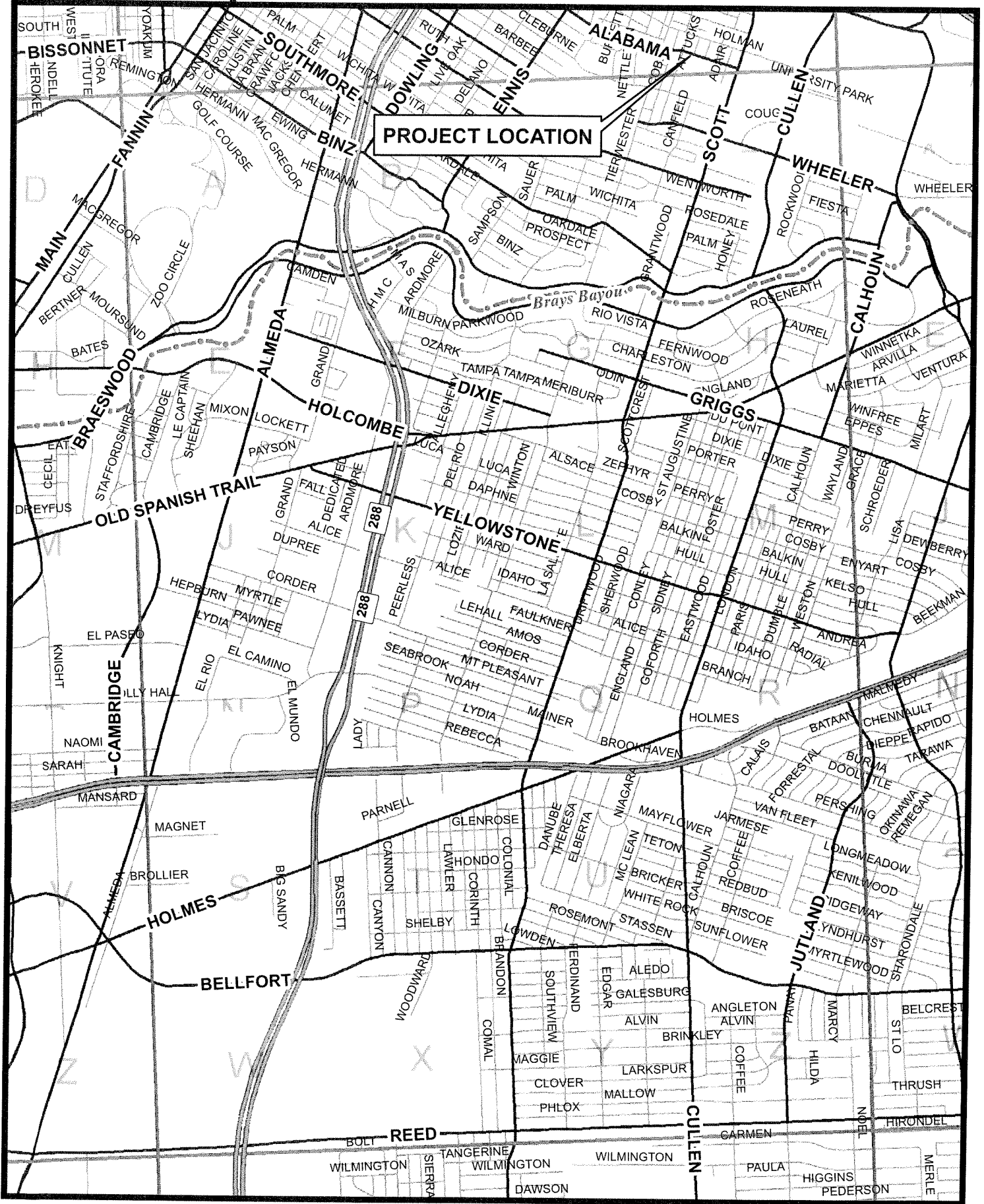
St. Emanuel St. From Police Station to McIlhenny St.

KEY MAP: 529



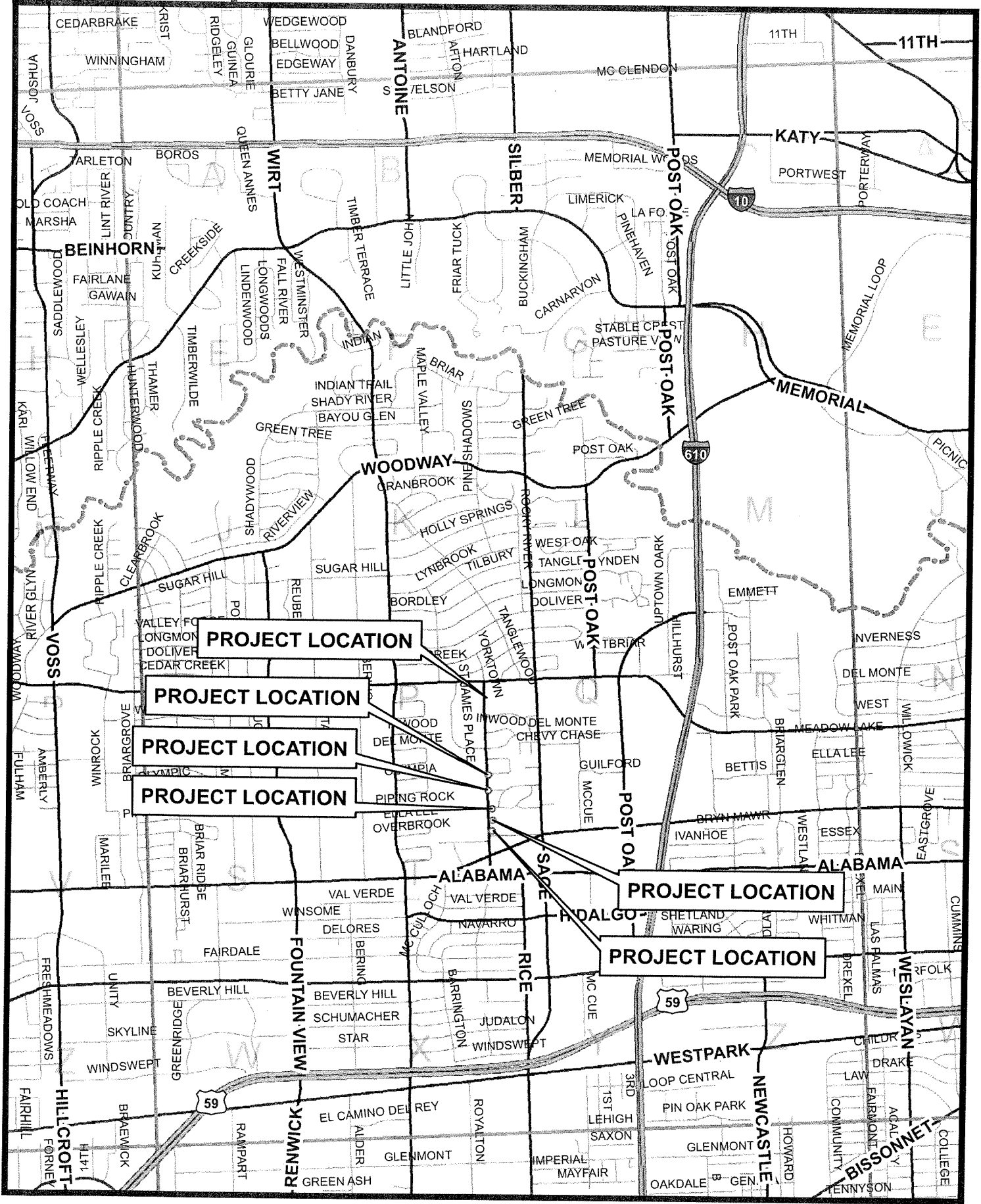
Various Project Locations

KEY MAP: 533



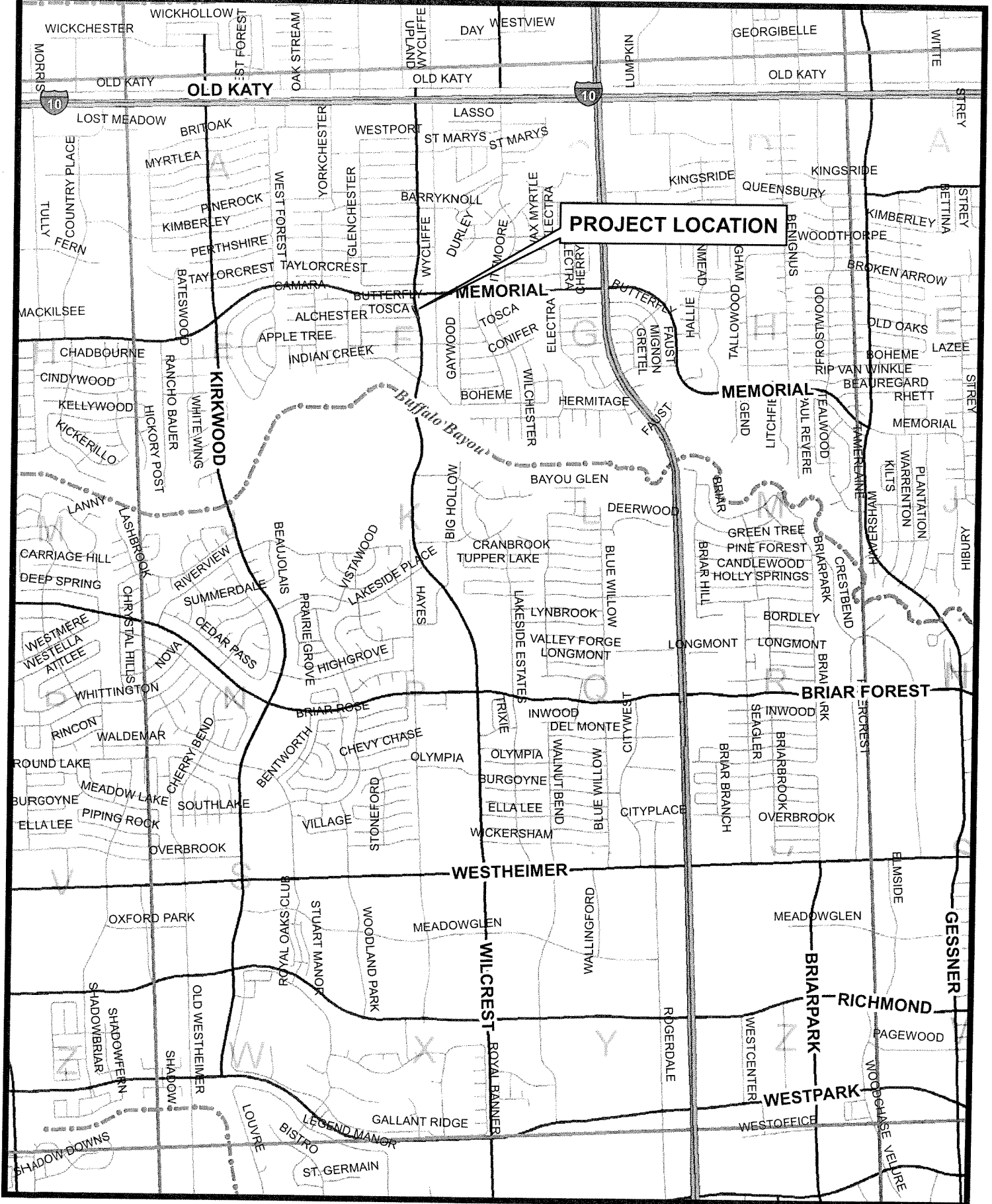
Alabama @ Passing Spaces: Sampson and Attucks

KEY MAP: 491



Various Project Locations

KEY MAP: 489



444 N. Wilcrest Dr. and Adjacent Sidewalks

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

Agenda Item#

62-63

FROM: (Department or other point of origin):

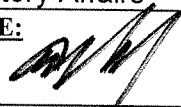
Alfred J. Moran, Director
Administration & Regulatory Affairs

Origination Date
March 7, 2008

Agenda Date

MAR 26 2008

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

For additional information contact:

Juan Olguin *JO* Phone: (713) 837- 9623
Tina Paez *TP* Phone: (713) 837- 9630

Date and identification of prior authorizing Council Action: Ord. # 2002-526 – June 19, 2002; Ord. # 2002-1166-December 18, 2002.

RECOMMENDATION: (Summary)

Approve ordinances granting Commercial Solid Waste Operator Franchises

Amount of Funding:
REVENUE

F & A Budget:

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

SPECIFIC EXPLANATION:

It is recommended that City Council approve two ordinances granting Commercial Solid Waste Operator Franchises to the following solid waste operators pursuant to Article VI, Chapter 39. The proposed Franchisees are:

1. CleanServe, Inc.
2. Troy Construction, LLC

The proposed ordinances grant the Franchisees the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, each Franchisee agrees to pay to the City an annual Franchise Fee equal to 4% of their annual gross revenue, payable quarterly. To verify Franchisee compliance with the franchise, the City has the right to inspect, and the company has the duty to maintain, required customer records during regular business hours. The franchise contains the City's standard release and indemnification, default and termination, liquidated damages and force majeure provisions. The proposed franchise terms expire on December 31, 2013.

REQUIRED AUTHORIZATION

Finance Director:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

Agenda Item#

2nd Reading

28-31

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

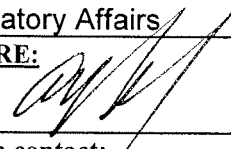
Origination Date

February 18, 2008

Agenda Date

~~MAR 13 2008~~

DIRECTOR'S SIGNATURE:



Council Districts affected:

MAR 26 2008

ALL

64 66 67

For additional information contact:

Juan Olguin Phone: (713) 837- 9623
Tina Paez Phone: (713) 837- 9630

Date and identification of prior authorizing

Council Action: Ord. # 2002-526 – June 19, 2002;
Ord. # 2002-1166-December 18, 2002.

RECOMMENDATION: (Summary)

Approve ordinances granting Commercial Solid Waste Operator Franchises

Amount of Funding:

REVENUE

F & A Budget:

SOURCE OF FUNDING:

General Fund Grant Fund Enterprise Fund Other (Specify)

SPECIFIC EXPLANATION:

It is recommended that City Council approve ~~four~~ ordinances granting Commercial Solid Waste Operator Franchises to the following solid waste operators pursuant to Article VI, Chapter 39. The proposed Franchisees are:

1. AAA Flex Pipe Cleaning Company, Inc.
2. Clean Pipe of Texas, LP
3. Evergreen Environmental Services, LLC
4. Municipal & Industrial Supply, Inc. D/B/A Hammerhead Industrial Services, Inc.


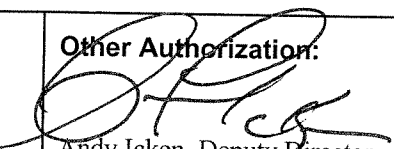
The proposed ordinances grant the Franchisees the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, each Franchisee agrees to pay to the City an annual Franchise Fee equal to 4% of their annual gross revenue, payable quarterly. To verify Franchisee compliance with the franchise, the City has the right to inspect, and the company has the duty to maintain, required customer records during regular business hours. The franchise contains the City's standard release and indemnification, default and termination, liquidated damages and force majeure provisions. The proposed franchise terms expire on December 31, 2013.

REQUIRED AUTHORIZATION

Finance Director:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: A Municipal Setting Designation ordinance prohibiting the use of designated groundwater at the Crystal Chemical site for Union Pacific Railroad Company.		Category #	Page 1 of 1	Agenda Item 68 #A
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 3-6-08	Agenda Date MAR 12 2008 MAR 26 2008	
MS DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director	Council District affected: G			
	For additional information contact: Carol A. Ellinger, P.E. <i>Call</i> Phone: (713) 837-7658 Senior Assistant Director		Date and identification of prior authorizing Council action: August 22, 2007 – 2007-0959 February 6, 2008 – 2008-0112	
RECOMMENDATION: (Summary) It is recommended that City Council adopt a Municipal Setting Designation ordinance for Union Pacific Railroad Company prohibiting the use of designated groundwater at the Crystal Chemical site and supporting issuance of an MSD by the Texas Commission on Environmental Quality.				
Amount and Source of Funding: N/A			F&A Budget:	
BACKGROUND: In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSDs), which would designate an area in which contaminated groundwater is prohibited for use as potable water. The law is administered by Texas Commission on Environmental Quality and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting the public health. On August 22, 2007, City Council approved an Ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State. This Ordinance requires that written public notice be mailed to property owners within 2,500 feet of a proposed MSD and owners/operators of potable water wells within 5 miles of a proposed MSD. In addition, a public meeting (held on 1/29/2008) and a public hearing (scheduled for 3/12/2008) are required to be held prior to City Council consideration of support.				
UNION PACIFIC RAILROAD COMPANY APPLICATION: Union Pacific Railroad Company (UPRR) is seeking an MSD for approximately 27-acres of land located at 10,200 Westpark Drive. UPRR acquired Southern Pacific Transportation Company (SPTC) who leased this property to Crystal Chemical Company (Crystal). From 1968 to 1981, a portion of this property was operated by Crystal, which produced herbicides at the site. As a result of those operations, the groundwater was impacted with arsenic. Records show that in 1981 Crystal filed for bankruptcy and abandoned the site. The Environmental Protection Agency (EPA) undertook certain cleanup measures, evaluated the site and approved a remedy for addressing the contamination. Although it did not cause the contamination, UPRR undertook responsibility for designing and implementing the remediation of the impacted soil and groundwater because it owns the land. The remediation was completed in 2003. In 2005, EPA completed a second five-year review of the site and found that the remedy is protective of human health and the environment.				
UPRR is seeking an MSD for this property to restrict the ability to access the local groundwater in order to protect the public against exposure to residual contaminants. There is a public drinking water supply system that meets state requirements that supplies or is capable of supplying drinking water to the MSD property and all properties within one-half mile of the site.				
RECOMMENDATIONS: It is recommended that City Council adopt an MSD ordinance for UPRR prohibiting the use of designated groundwater at the Crystal Chemical and supporting the issuance of an MSD by the Texas Commission on Environmental Quality.				
MSM:AFI:CAE Z:\MSD\UNION PACIFIC RAILROAD\2008-01-31 RCA - PUBLIC HEARING UPRR.DOC C: Marty Stein, Waynette Chan, Gary Norman, Ceil Price				
REQUIRED AUTHORIZATION		CUIC ID# 20CAE15		
Other Authorization:	Other Authorization:	Other Authorization:  Andy Icken, Deputy Director Planning & Development Services Division		

Municipal Settings Designation Application

2007-001-UPRC
Vicinity Map

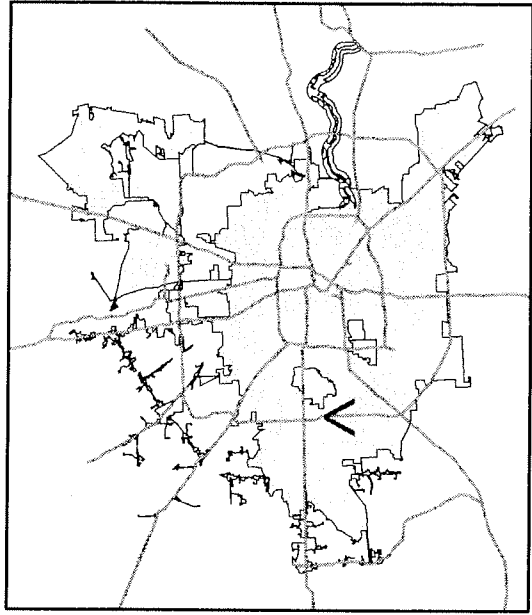
Legend

Waterways

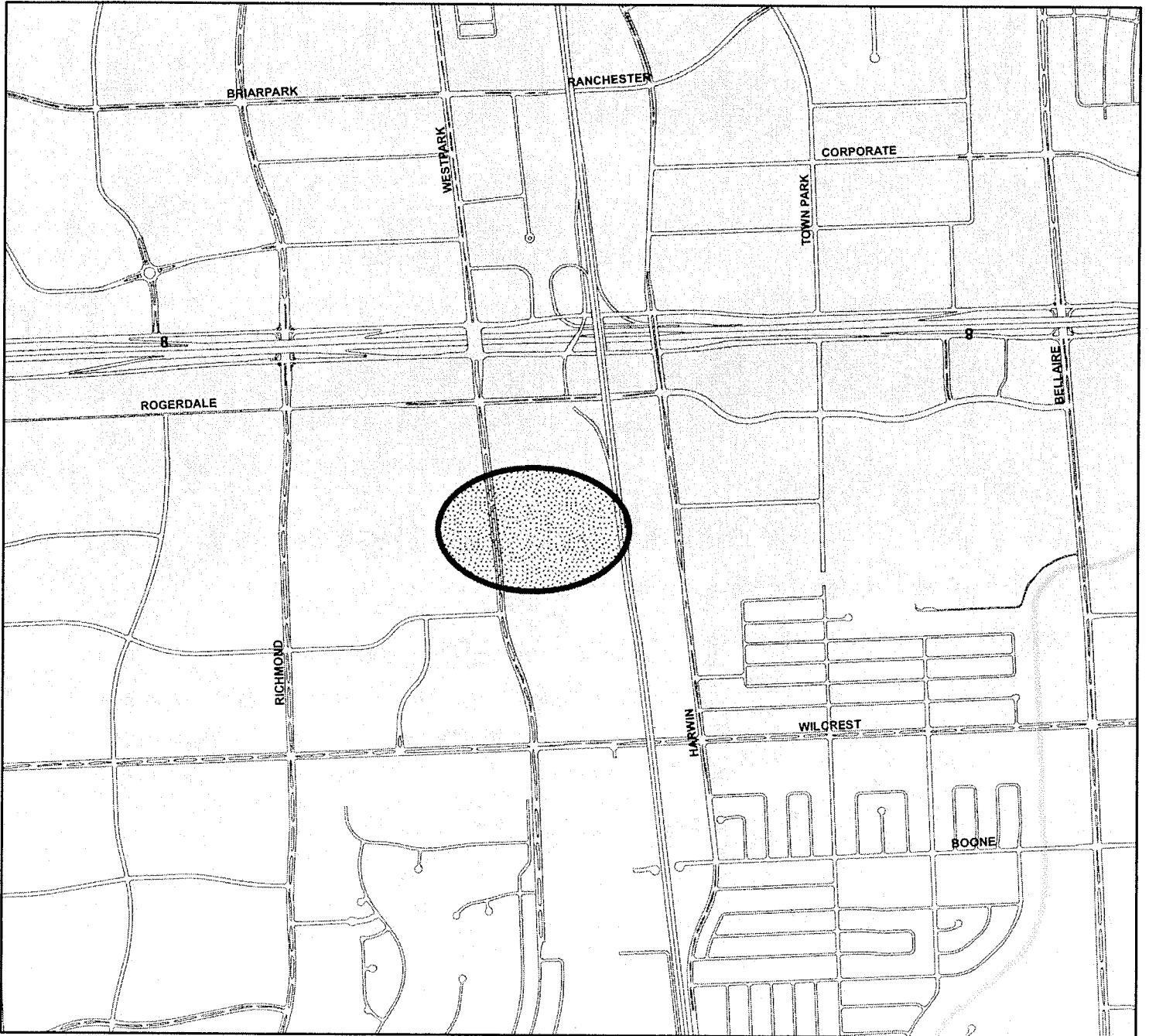
City of Houston

Application Site Location

Locational Map



This map represents the best information available to the City.
The City does not warrant its accuracy or completeness.
Field verifications should be performed as necessary.



69

MAR 26 2008

MOTION NO. 2008

MOTION by Council Member Khan that the recommendation of the Director of the General Services Department, for approval of final contract amount and acceptance of work on contract with Meridian Commercial, L.P., for Renovation of Police Stations: Central, NW, SW, & Magnolia, WBS G-000064-0001-4, be adopted, and the final contract amount of \$2,874,140.00 is hereby approved by the City Council and the work be accepted and final payment is hereby authorized.

Seconded by Council Member Lovell

Council Member Holm absent


Council Member Green absent on personal business


On 3/12/2008 the above motion was tagged by Council Members Jones and Rodriguez.

mla

SUBJECT: Accept Work Meridian Commercial, L.P. Renovation of Police Stations: Central, NW, SW, & Magnolia WBS # G-000064-0001-4	Page 1 of 2	Agenda Item <div style="border: 1px solid black; padding: 5px; display: inline-block;"> 694 </div>
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FROM (Department or other point of origin): General Services Department	Origination Date 02-28-08	Agenda Date MAR 19 2008
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DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. 	Council District(s) affected: A, C, H, I	Agenda Date MAR 26 2008
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For additional information contact: Jacquelyn L. Nisby  Phone: 713-247-1814	Date and identification of prior authorizing Council action: Ordinance No. 2005-601, dated May 11, 2005 Ordinance No. 2006-977, dated September 27, 2006 Ordinance No. 2007-254, dated February 21, 2007
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RECOMMENDATION: Pass a motion approving the final contract amount of \$2,874,140.00, accept the work, and authorize final payment.

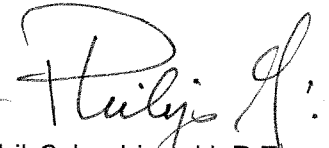

Amount and Source of Funding: No Additional Funding Required Previous Funding: \$2,585,920.00 Police Consolidated Construction Fund 435 \$ 119,200.00 Police Consolidated Construction Fund (4504) \$ 333,760.00 General Improvements Consolidated Construction Fund (4509) \$3,038,880.00 Total Funding	F & A Budget:
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$2,874,140.00 or 20.56% over the original contract amount, accept the work and authorize final payment to Meridian Commercial, L.P. for the Renovation of Police Stations – Central, Northwest, Southwest, and Magnolia.

- PROJECT LOCATIONS:**
- Central Police Station 61Riesner (493L)
 - Northwest Police Station 6000 Teague (410W)
 - Southwest Police Station 4503 Beechnut (531R)
 - Magnolia Police Station 7525 Sherman (495W)

PROJECT DESCRIPTION: This project renovated four existing police stations: Central, Northwest, Southwest, and Magnolia. The scope of work updated or replaced: electrical service, heating, cooling and ventilation systems, indoor and outdoor lighting, roofs, security fencing and parking lot and driveway resurfacing; demolished and replaced ceiling tiles and grid for asbestos abatement; acoustic tile ceiling system and light fixtures; surveyed underground plumbing lines; sealed and insulated existing supply air ductwork and plumbing piping; leveled floors for new lockers; shower upgrades; relocated A/C unit; repaired existing sewer lines, cracked and settling masonry walls; relocated office furniture; replaced water piping and wall to the men's shower area; provided ADA access to the men's restrooms and showers; abatement of ACM glazing compound and replaced exterior windows; replaced wood flooring and concrete for installation of ceramic tile; and provided additional mechanical and electrical work to comply with current building and energy codes.

REQUIRED AUTHORIZATION CUIC# 25CONS24

General Services Department:  Phil Golembiewski, P.E. Chief of Design and Construction		Houston Police Department:  Harold Hurt Chief
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Date	SUBJECT: Accept Work Meridian Commercial, L.P. Renovation of Police Stations: Central, NW, SW, & Magnolia WBS # G-000064-0001-4	Originator's Initials EWR	Page 2 of 2
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PREVIOUS HISTORY AND PROJECT SCOPE: This was a complex project due to the deteriorated condition of the 40 year old stations that were renovated while in operation. On September 27, 2006, City Council approved a First Amendment to the contract to increase the maximum contract contingency up to 10% to address unforeseen conditions that are typically inherent in the renovation of aged facilities. On February 21, 2007, City Council approved a Second Amendment to the contract to increase the maximum contract contingency up to 24% to address additional unforeseen conditions and upgrades.

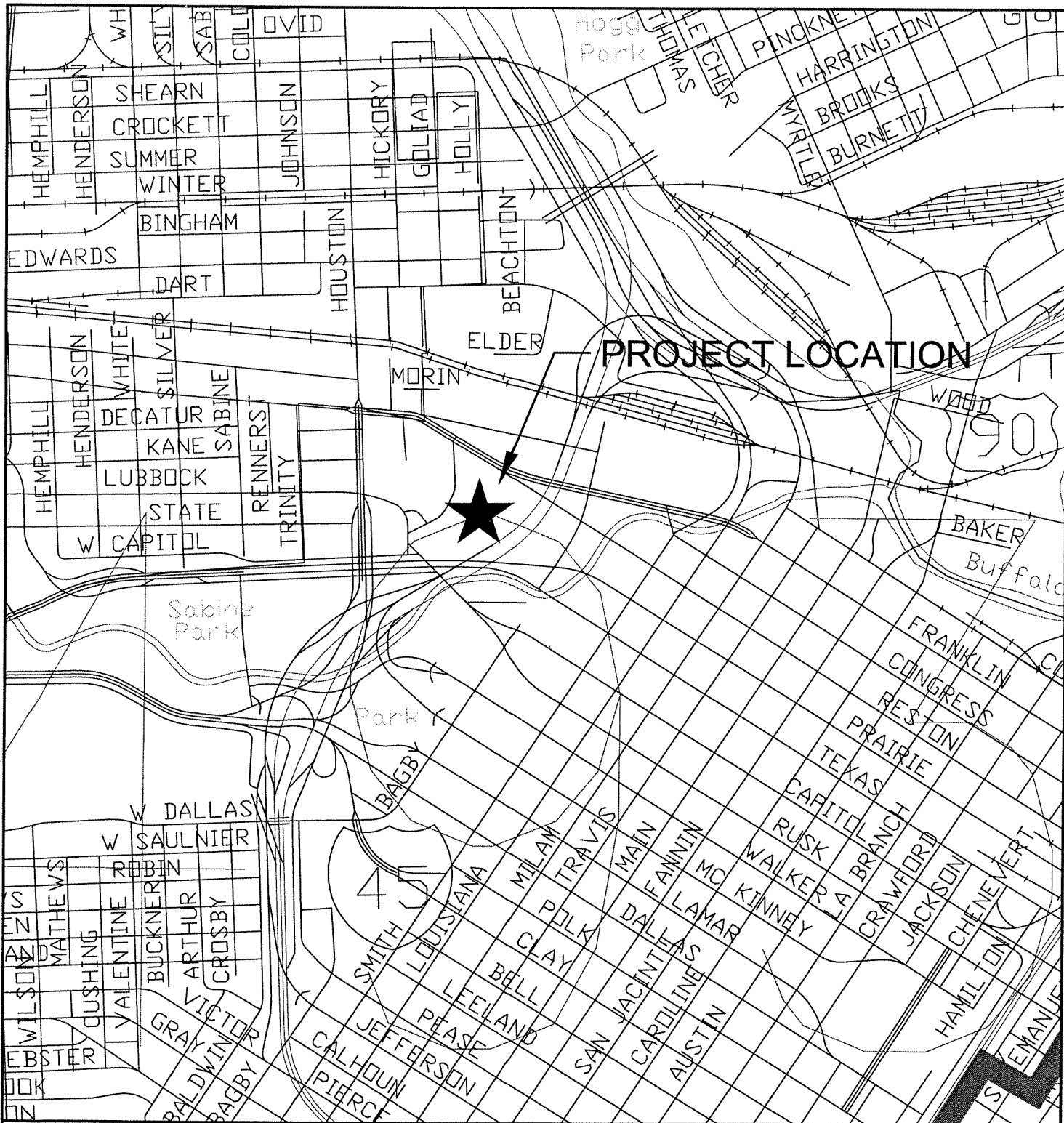
CONTRACT COMPLETION AND COST: The contractor completed the project within the contract time, plus an additional 483 days approved by Change Orders. The final cost of the project, including approved Change Orders 1 – 14 is \$2,874,140.00, an increase of \$490,140.00 over the original contract amount.

PREVIOUS CHANGE ORDERS: Change Orders 1 -14 provided the following: removed asbestos materials from various tile floors; fortification of a CMU wall during demolition; leveled a jail cell floor; removed and demolished concrete slab below asphalt paving; replaced rotted sub-floor at Central; new striping on the parking lot at Magnolia; replaced metal ceiling grids, acoustic ceiling tiles, and lay in light fixtures; accessibility modifications to multiple restrooms; furnished additional gyp-board to correctly complete showers; modified existing structural beams; provided additional electrical work to conform to City code; installed security fencing at Northwest; painted and re-glazed walls; relocated fire alarm control panel; performed mechanical, electrical, and plumbing revisions to accommodate men's shower and restrooms; replaced masonry walls; removed existing plaster ceilings and walls to accommodate new duct work; and extended General Conditions for overall project delays.

M/WBE INFORMATION: The M/WBE goal for this contract was 17%. According to the Affirmative Action and Contract Compliance Division, the contractor achieved 14.53% actual participation and was assigned an unsatisfactory 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 it to City Council with an unsatisfactory rating.

IZD:G:JLN:MCP:EWR:ps

c: Marty Stein, Phil Golembiewski, P.E., James Tillman IV, Velma Laws, Kim Nguyen, Stephen Hanner, File 1108

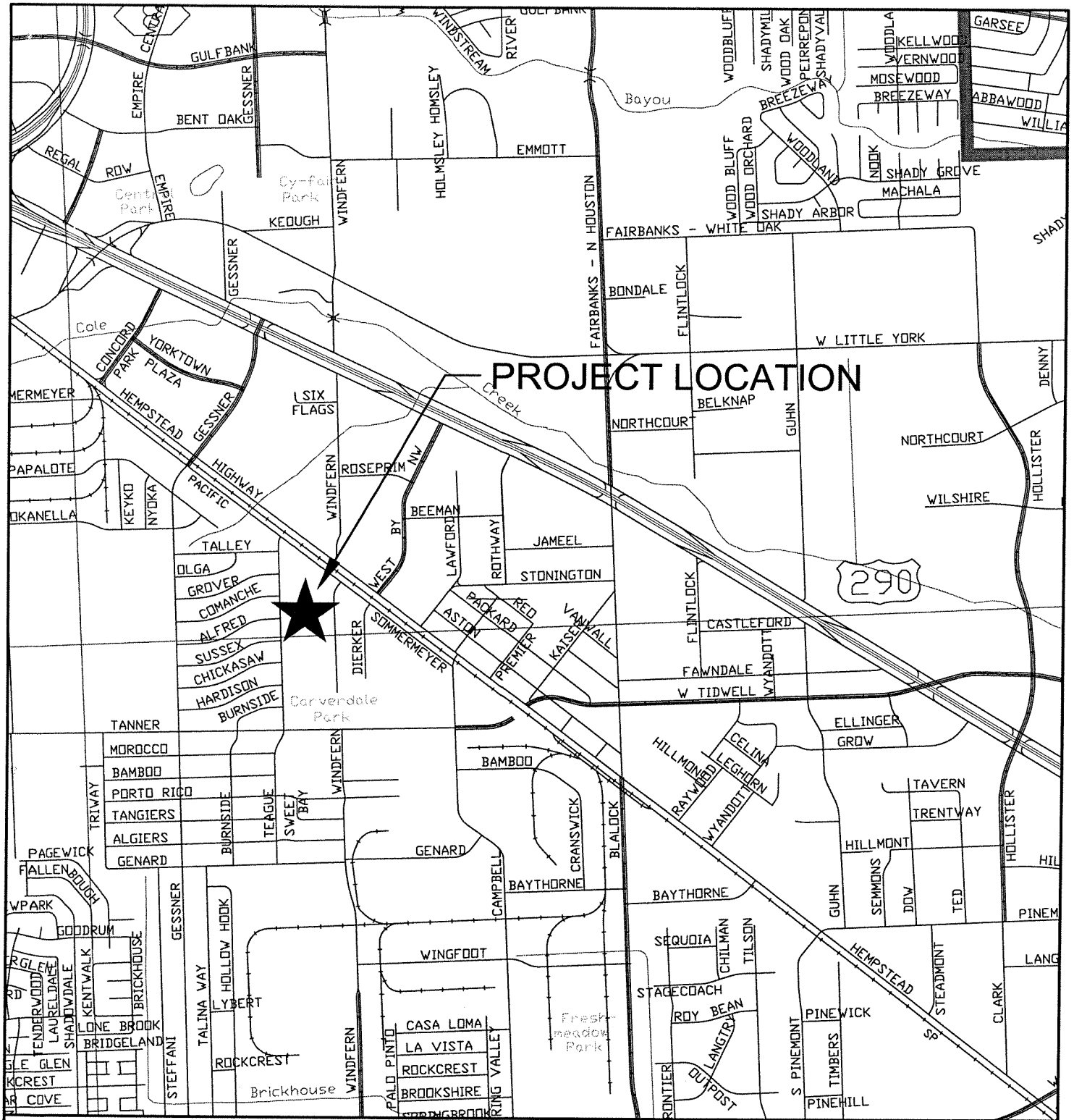


PROJECT LOCATION

**RENOVATION OF POLICE STATIONS
CENTRAL POLICE STATION**

61 RIESNER

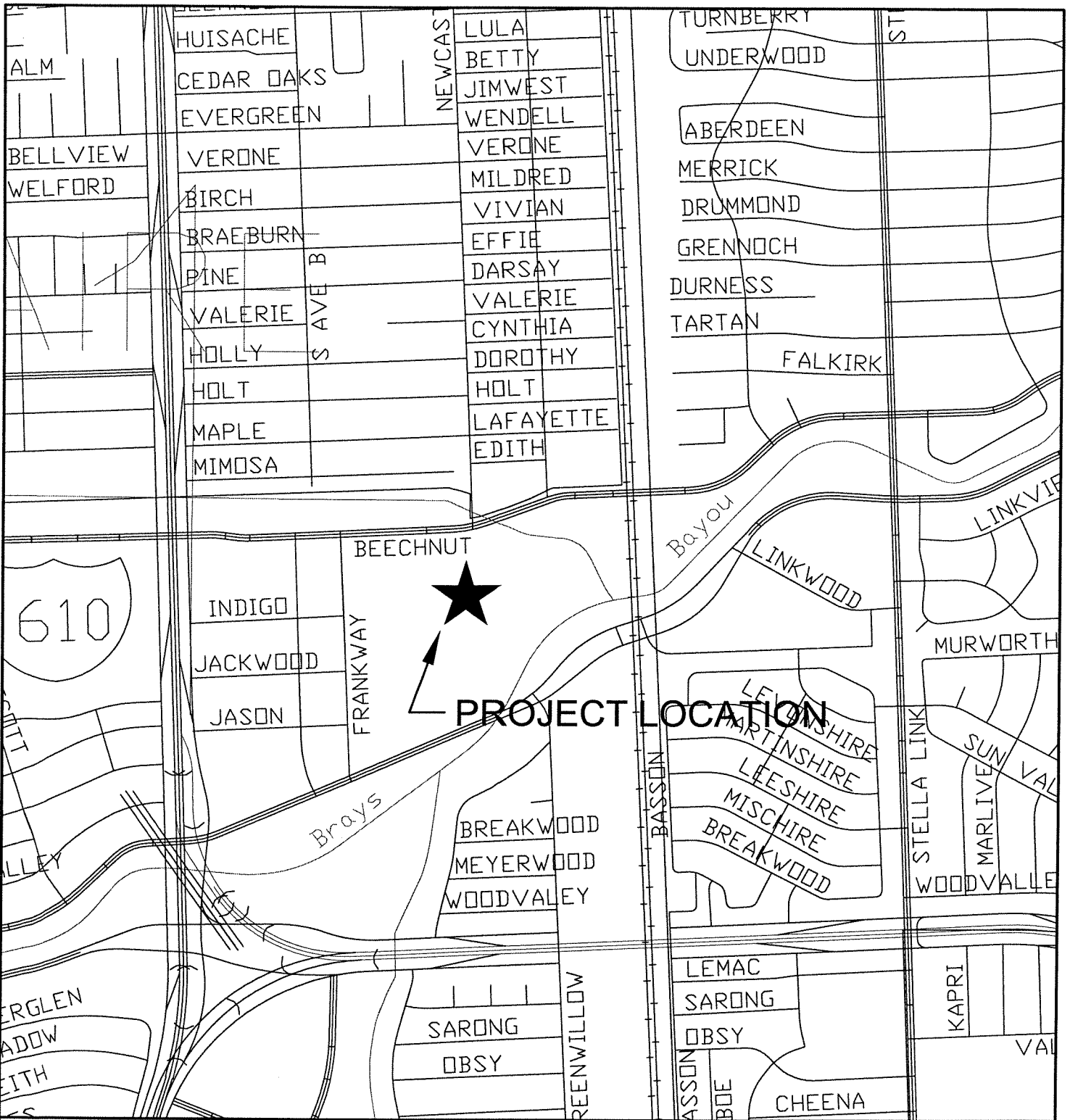
WBS NUMBER: G-000064-0001-4



RENOVATION OF POLICE STATIONS NORTHWEST POLICE STATION

6000 TEAGUE

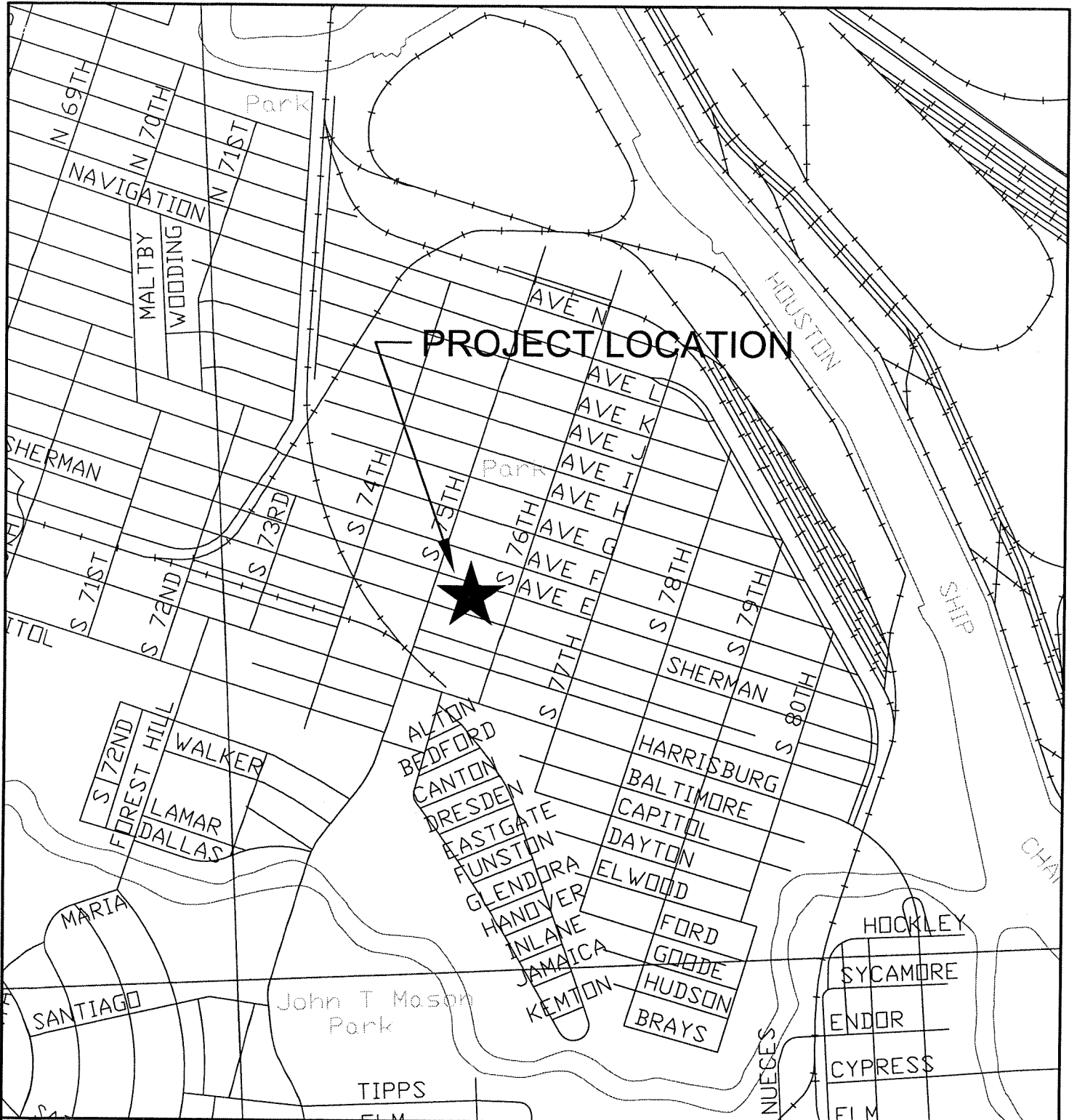
WBS NUMBER: G-000064-0001-4



RENOVATION OF POLICE STATIONS SOUTHWEST POLICE STATION

4503 BEECHNUT

WBS NUMBER: G-000064-0001-4



PROJECT LOCATION

**RENOVATION OF POLICE STATIONS
MAGNOLIA POLICE STATION**

7525 SHERMAN

WBS NUMBER: G-000064-0001-4

Summary of MWDBE Activities

Project Description/#: Renovation of Police Stations: Central, Northwest, Southwest, and Magnolia. G-000064-0001-4. #56937

Prime Contractor: Meridian Commercial, L. P.

Amount of Contract: **2,384,000.00**

Amount of MWDBE goal with change order:

Change Orders: **\$490,140.00**

\$488,603.80

MWDBE Goal at award of contract: **17%**

Final Contract Amount : **\$2,874,140**

MWDBE actual participation: **8.31%**

Original MWDBEs listed on RCA & Letter of Intent

BCK Contractors	MWDBEs Used:	List of original MWDBE, that were not used:
El Dorado Paving Company, Inc.	A-Rocket Moving & Delivery, Inc.	BCK Contractors
Energy Electric Supply, Inc.	El Dorado Paving Company, Inc.	Energy Electric Supply, Inc.
Safeco Demolition	MEK Interiors & Floors, Inc.	
Scott's Carpet & Floor Covering	Safeco Demolition	
Universal Sheet Metal, Inc.	Scott's Carpet & Floor Covering	
	Universal Sheet Metal, Inc.	

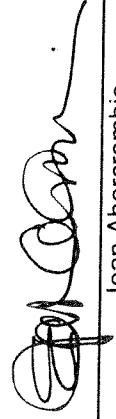
If goal was not achieved, list the amount and percentage of shortage. Briefly state the reason given by prime why goal was not achieved and why the original MWDBEs listed in the RCA were not used:

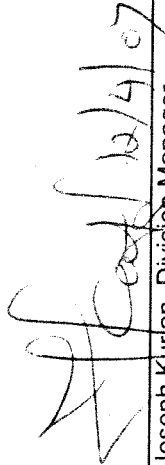
Meridian Commercial, L. P. fell short of the 17% goal by 8.69% (\$249,705.78). BCK Contractors, and Energy Electric Supply, Inc. were removed via deviation dated 10/26/07. The MWDBE firm, Energy Electric Supply was not used as Meridian did not have a contract with them, but instead, they contracted to use Energy Electric Company (now defunct) that is not a COH certified business. BCK Contractors was not certified at the time Meridian bid the project; however, Meridian neglected to replace them until the end of the contract. They filed for bankruptcy before work began.

Briefly state reason given by MWDBE why they were not used or not used to the full amount originally projected:

Scott's Carpet & Flooring was removed via deviation dated 05/06/07 because of clear evidence from the COH project manager that they did substandard work, causing Meridian to have to redo much of what Scott's had installed.

Approved by:


Jean Abercrombie
Contract Compliance Officer


Joseph Kurjan, Division Manager
Contract Compliance Section

December 3, 2007

Date

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

SUBJECT: Appropriate Funds for Construction Services Spring Equipment Company, Inc. Houston Fire Department WBS No: C-000089-0003-4	Page 1 of 1 70	Agenda Item 22
	Agenda Date MAR 18 2008 MAR 26 2008	

FROM (Department or other point of origin): General Services Department	Origination Date 2-27-08
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DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. <i>[Signature]</i> 2/18/08	Council District(s) affected: A, B, E, F, G
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For additional information contact: Jacquelyn L. Nisby <i>[Signature]</i> Phone: 713 247-1814	Date and identification of prior authorizing Council action: Ordinance No. 2007-1052; dated 9/12/2007
---	---

RECOMMENDATION: Appropriate funds for the project.

Amount and Source of Funding: \$230,230.62 Fire Consolidated Construction Fund (4500)	F&A Budget: <i>[Signature]</i>
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate \$230,230.62 to the existing citywide contract with Spring Equipment Company, Inc. for construction services for various Houston Fire Stations.

PROJECT LOCATIONS:	Fire Station No. 10 6600 Corporate (529H)	Fire Station No. 69 1102 West Beltway (489R)
	Fire Station No. 70 11410 Beamer Rd (576X)	Fire Station No. 71 15200 Space Center Blvd (618F)
	Fire Station No. 41 805 Pearl (495F)	Fire Station No. 62 1602 Seamist (452W)

PROJECT DESCRIPTION: The project will replace main driveway trench drains and parking lots, which have deteriorated due to heavy vehicle traffic.

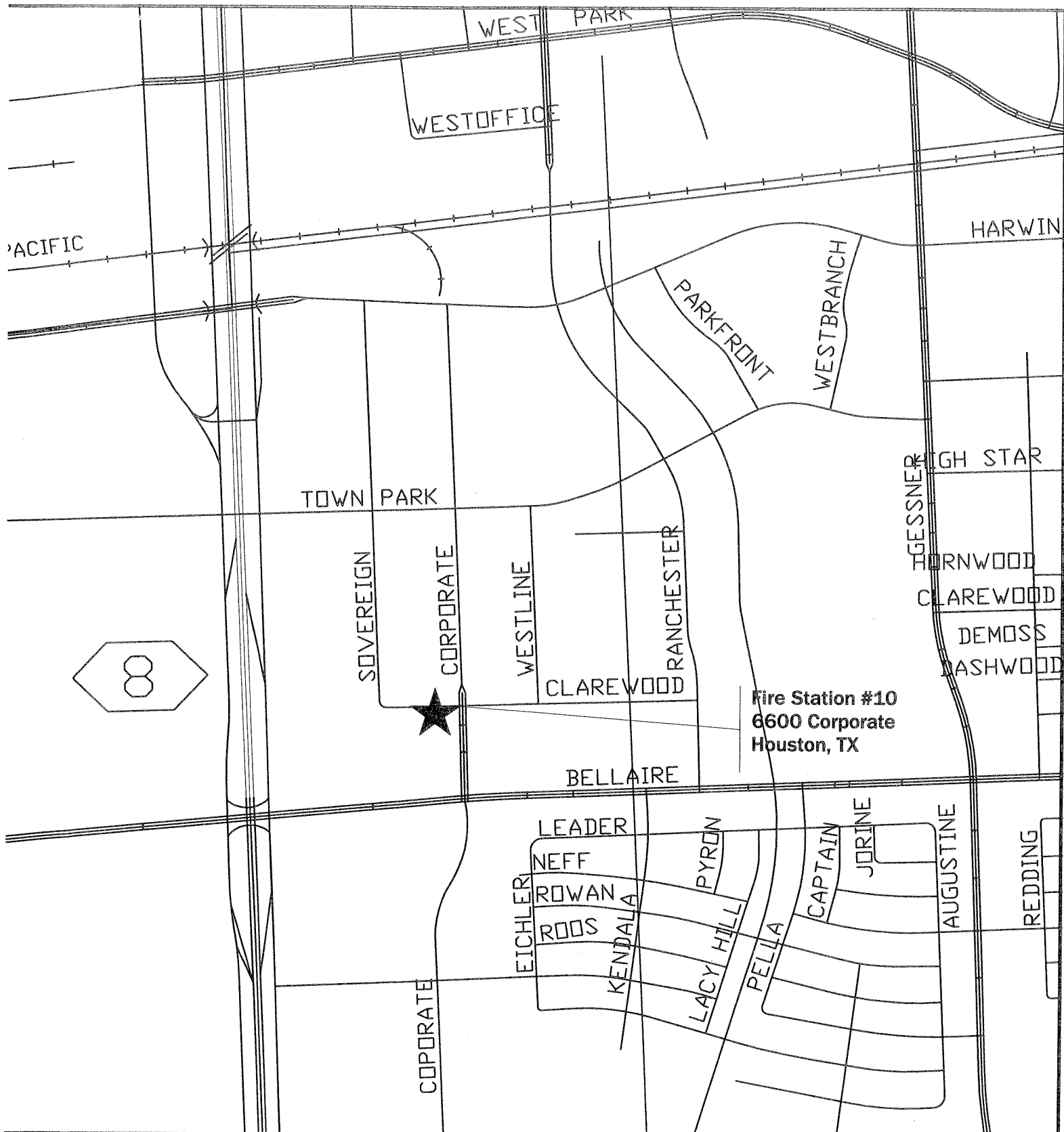
PREVIOUS HISTORY AND SCOPE: On September 12, 2007, City Council awarded a one-year contract with two one-year renewal options to Spring Equipment Company, Inc. for concrete repair services for various departments. The contract is funded through various appropriations for concrete repair services. To date, \$246,002.00 has been expended on the contract.

M/WBE and SBE INFORMATION: The M/WBE goal for this contract is 15% and the SBE goal is 5%. Due to the recent inception of the contract, through December 2007, Spring Equipment Company, Inc. has billed \$246,002.00 and has paid \$1,475.00 to certified M/WBE sub-contractors, or 1.928%.

IZD:JLN:PJG:MCP:RV:ps
 c: Marty Stein; Jacquelyn L. Nisby; Joseph Kurian; Kim Nguyen; James Tillman IV; Tom Smyer, File

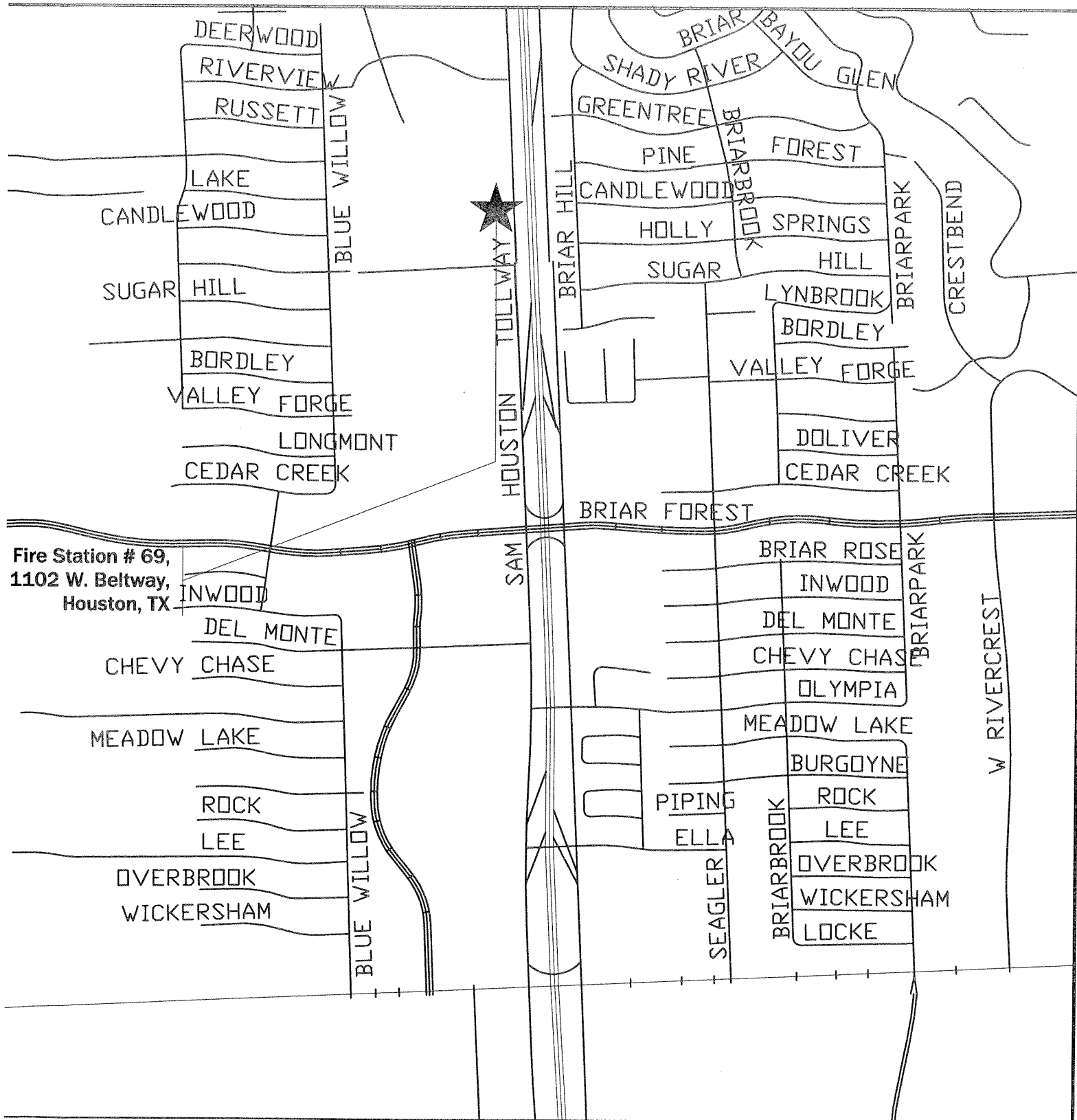
REQUIRED AUTHORIZATIONS CUIC# 25CONS25

General Services Department: <i>[Signature]</i> Phil Golembiewski, R.E. Chief of Design & Construction Division	Houston Fire Department: <i>[Signature]</i> Phil Boriskie Fire Chief
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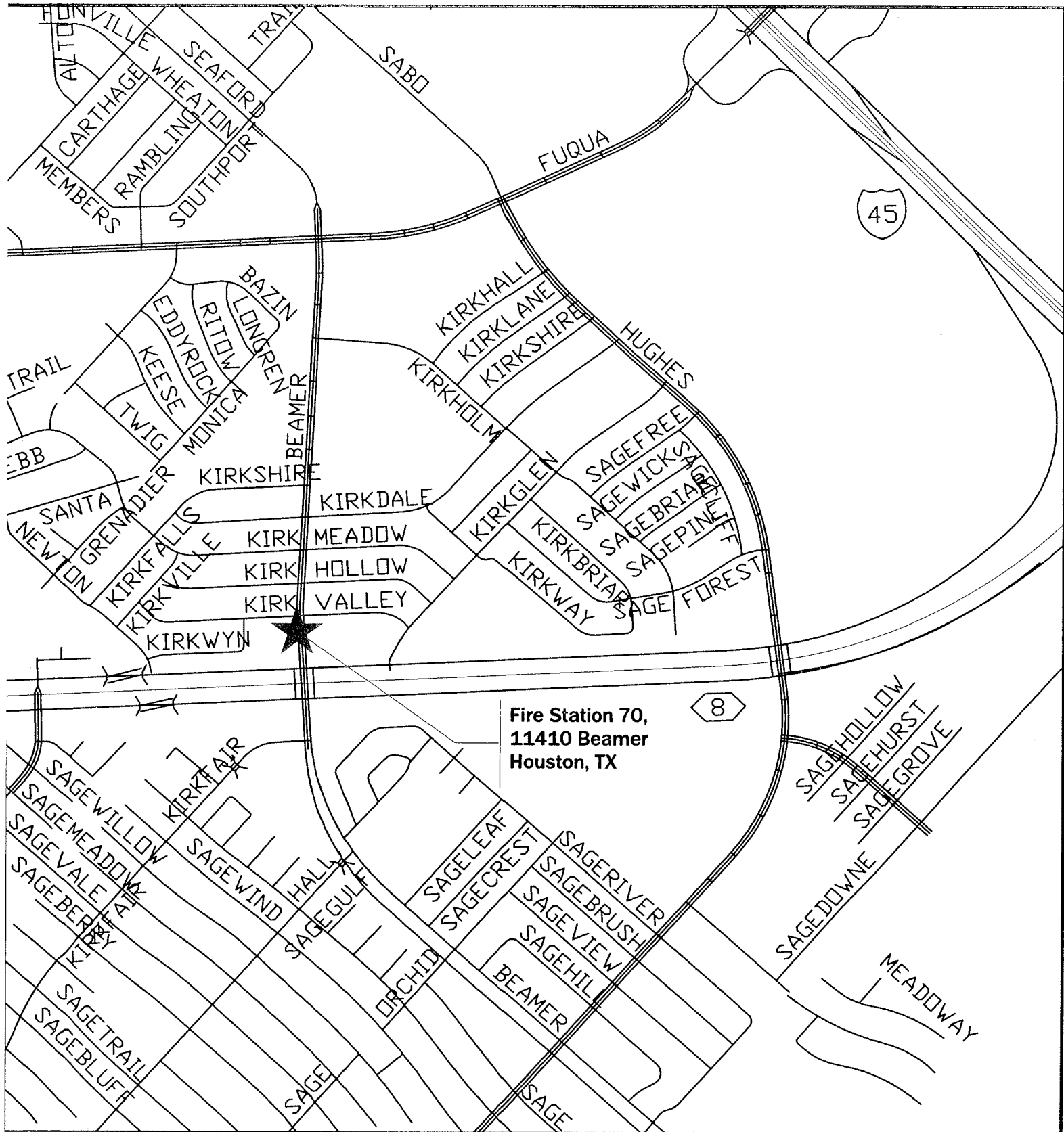


Fire Station #10
 6600 Corporate
 Houston, TX

Fire Station 10
 6600 CORPORATE
 HOUSTON , TX 77036

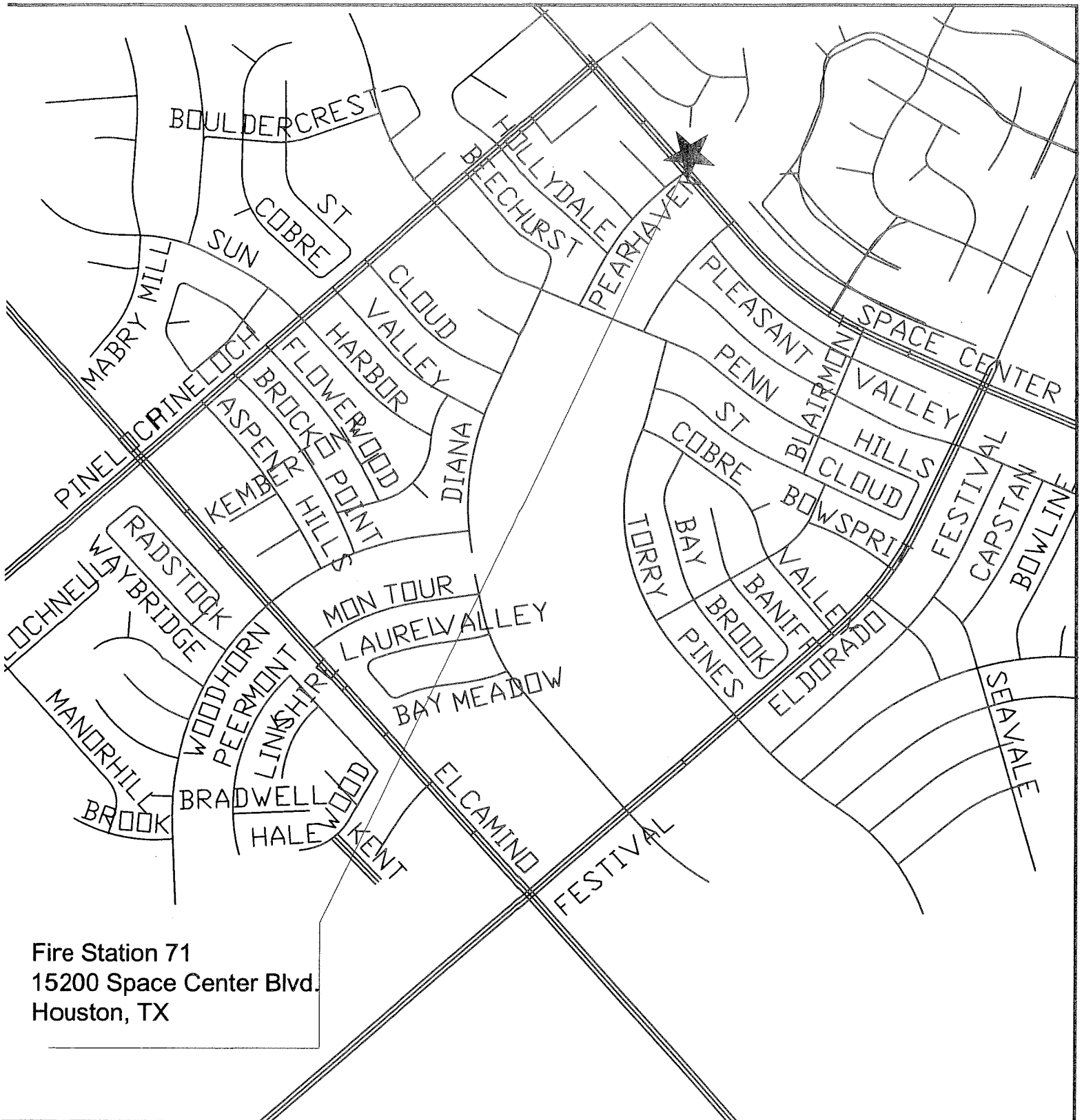


FIRE STATION # 69
1102 W. BELTWAY
Houston, TX



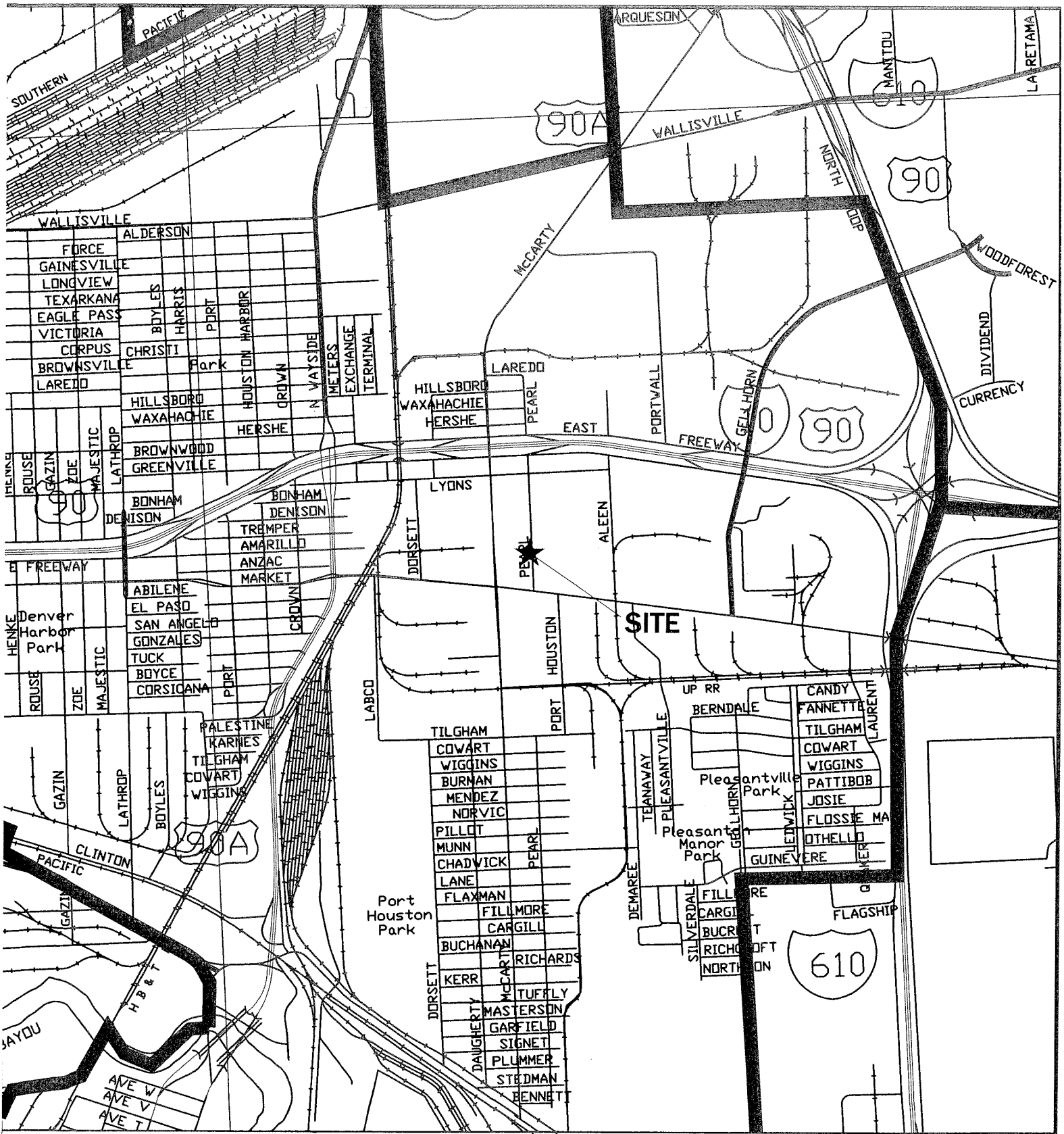
Fire Station 70,
11410 Beamer
Houston, TX

Fire Station 70
11410 Beamer
HOUSTON, TX 77089

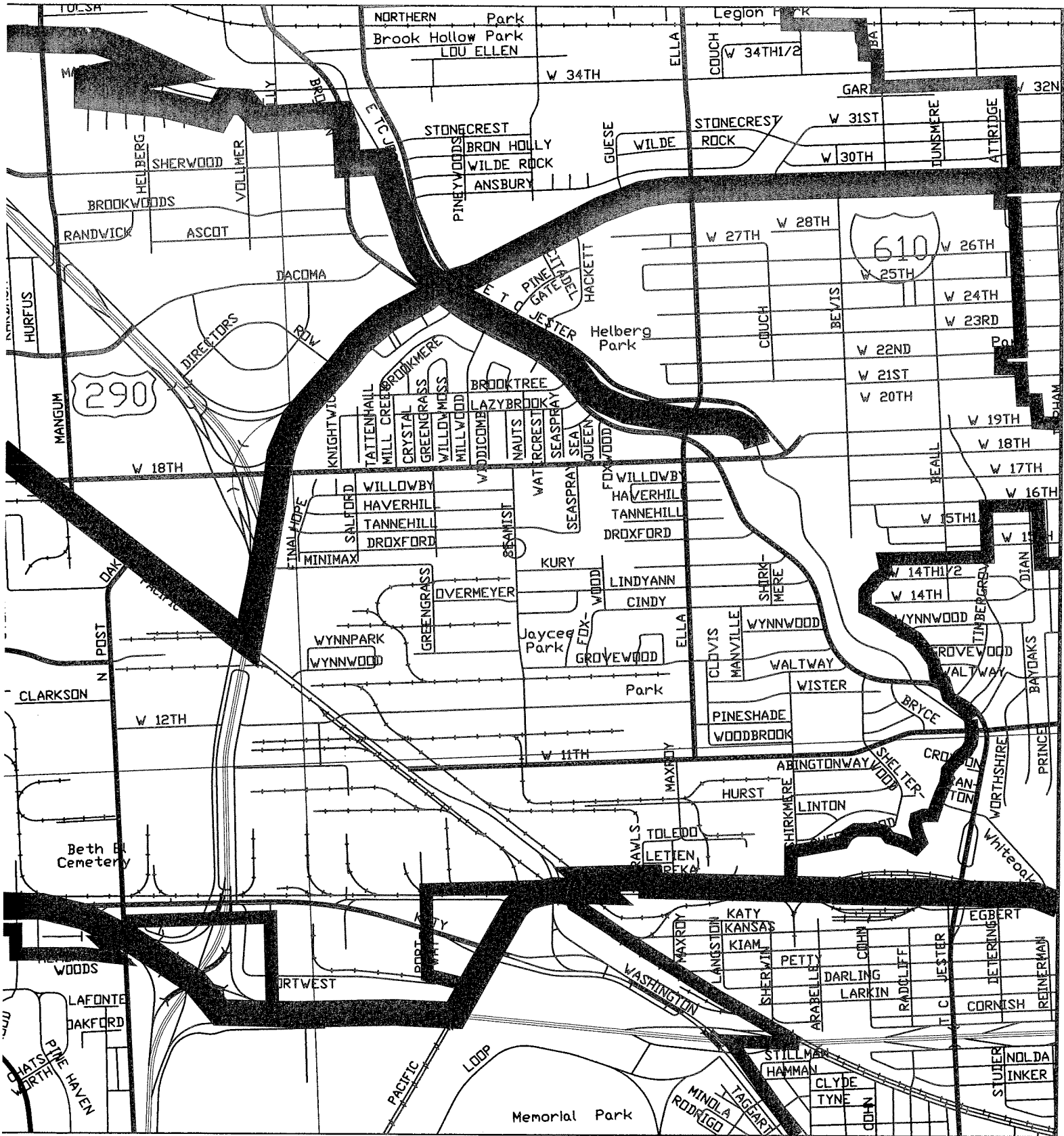


Fire Station 71
15200 Space Center Blvd.
Houston, TX

**Fire Station 71
15200 Space Center Blvd.
Houston, TX**




FIRE STATION NO. 41
 805 PEARL
 HOUSTON , TX 77029

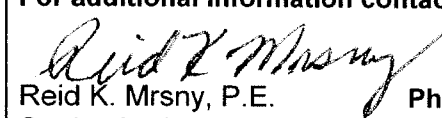


FIRE STATION NO. 62
 1602 SEAMIST
 HOUSTON , TX 77008

SUBJECT: Contract Award for Easthaven Wastewater Treatment Plant - Lift Station Replacement. W.B.S. No. R-000267-00H2-4	Page 1 of 2	Agenda Item # 71 #to
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 3/6/08	Agenda Date: MAR 13 2008 MAR 26 2008
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE	Council District affected: E MB
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For additional information contact:  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Accept low bid, award construction Contract and appropriate funds.

Amount and Source of Funding: \$2,770,600.00 Water and Sewer System Consolidated Construction Fund No. 8500. *Prote 02/08/08*

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's ongoing program to upgrade or replace its wastewater lift stations.

DESCRIPTION/SCOPE: This project consists of the replacement of Easthaven Wastewater Treatment Plant - Lift Station.

The Contract duration for this project is 365 calendar days. This project was designed by ARCADIS G&M, Inc.

LOCATION: The project area is located at 8245 Scranton Avenue. The project is located in Key Map Grid 575G.

BIDS: Bids were received on October 18, 2007. The two (2) bids are as follows:

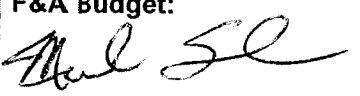


<u>Bidder</u>	<u>Bid Amount</u>
1. Peltier Brothers Construction, LTD.	\$2,398,704.00
2. George & Ezzell, Inc	\$2,626,651.00

AWARD: It is recommended that this construction Contract be awarded to Peltier Brothers Construction, LTD. with a low bid of \$2,398,704.00 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$2,770,600.00 to be appropriated as follows:

• Bid Amount	\$2,398,704.00
• Contingencies	\$ 119,940.00
• Engineering and Testing Services	\$ 60,000.00
• Project Management	\$ 191,956.00

REQUIRED AUTHORIZATION CUIC #20MAB54

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
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Engineering and Testing Services will be provided by Arias & Associates, Inc. under a previously approved contract.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed plan and has made a good faith effort to satisfy the 14% MBE goal and 5% WBE goal and 3% SBE goal for this project. This plan has been reviewed and approved by the Affirmative Action and Contract Compliance Department as a good faith effort.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Medcalf Fabrication, Inc.	Metal Fabrication	\$ 7,371.00	0.31%
2. C & B Rebar Construction, Inc.	Rebar Installation	\$ 5,250.00	0.22%
TOTAL		\$ 12,621.00	0.53%

<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Jimerson Underground, Inc.	Underground Utilities	\$473,948.00	19.76%
TOTAL		\$473,948.00	19.76%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Kossman Contracting Company. Inc.	Erosion Control	\$ 1,029.50	0.04%
TOTAL		\$ 1,029.50	0.04%

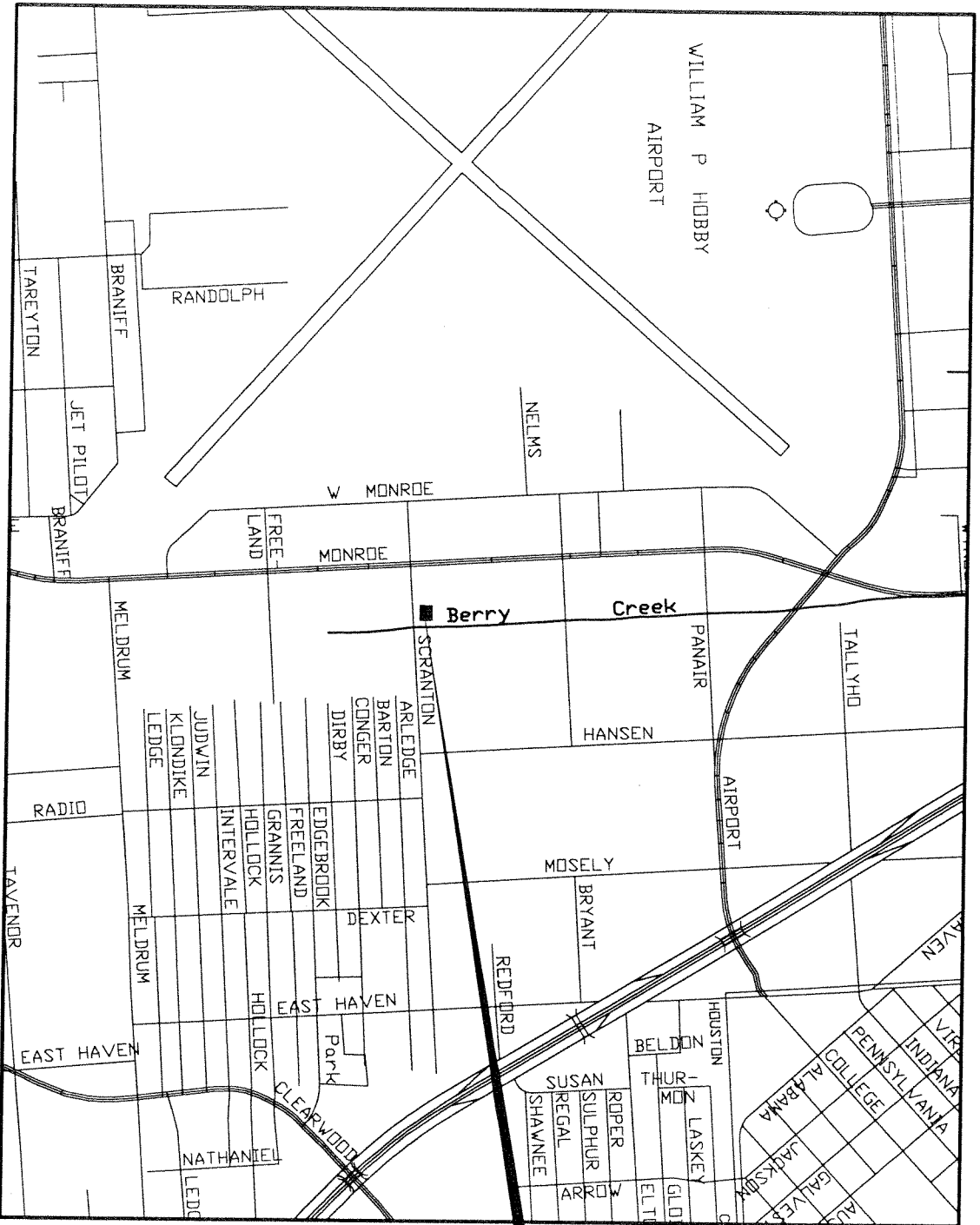
All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.



MSM:DWK:RKM:EN:MB:pa

- C: Marty Stein
 Susan Bandy
 Velma Laws
 Michael Ho, P.E.
 File R-0267-H2-3

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
ENGINEERING & CONSTRUCTION DIVISION



KEY MAP
EAST HAVEN WWT P L.S.: 575G

EAST HAVEN WWT P LIFT STATION

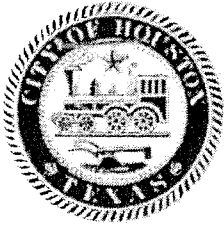
EAST HAVEN WASTEWATER TREATMENT PLANT LIFT STATION

ARCADIS
11460 Northwest
Slide 000
Houston, TX 77077
Tel: 281-487-9000 Fax: 281-488-2838
www.arcadis-us.com

CITY OF HOUSTON

LIFT STATION RENEWAL & REPLACEMENT
EAST HAVEN WWT P LIFT STATION
GFS NO.: R-0267-84-2
(FILE NO.: WW4885)

VICINITY MAP
EXHIBIT B



CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence
Affirmative Action and
Contract Compliance
Division

To: Gary Norman
Public Information Officer
Public Works & Engineering

From: Robert Gallegos *Robert D. Gallegos*
Assistant Deputy Director

Date: January 24, 2008

Subject: COH Easthaven WWTP Lift Station
Replacement
WBS Number R-000267-00F2-4
PBC Number 476

After a lengthy, detailed review and evaluation by our office, we find that the Good Faith Efforts (GFE) package submitted by Peltier Brothers on the project listed above is okay to proceed.

- Their Good Faith Efforts reflected an overall M/W/BE percentage of 20.33%
- Their individual GFE for each category is as follows: 19.76% for WBEs, 0.53% for SBEs and 0.44% for MBEs
- According to their package, Peltier Brothers mailed/faxed over 1400 requests but only received 30 legitimate responses
- Peltier Brothers sent notices to M/W/BE and associations and to M/W/BE newspapers
- Individual companies they listed are certified with the COH
- Peltier Brothers sent information to all M/W/BEs and associations affiliated with M/W/BEs
- They contacted those M/W/BE associations listed on COH's Sources of Assistance, via telephone, fax and e-mails trying to get additional M/W/BEs

Based on these findings and based on Peltier Brothers' previous M/W/BE historical data, we recommend approval of this GFE package.

01/08:47

SUBJECT: An ordinance authorizing \$3,000,000 in HOME Investment Partnership Funds for a contract between the City of Houston and Houston Area Community Development Corporation for the rehabilitation of the fifty-seven (57) single room occupancy units at 1414 Congress (SRO).

Category #	Page	Agenda Item #
72	1 of 2	3716

FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department	Origination Date: 02/12/08	Agenda Date: MAR 05 2008 MAR 19 2008 MAR 26 2008
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DIRECTOR'S SIGNATURE: 	Council District affected: District "I"
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For additional information contact: Donald Sampley Phone: (713) 868-8458	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
The Housing and Community Development Department (HCDD) recommends approval of an Ordinance authorizing \$3,000,000 in HOME Investment Partnership Funds (HOME funds) for a contract between the City of Houston and Houston Area Community Development Corporation for the rehabilitation of the fifty-seven (57) single room occupancy affordable, restricted units located at 1414 Congress, Houston, Texas 77002.

Amount of Funding: \$3,000,000	F&A Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

HOME Investment Partnership Fund

SPECIFIC EXPLANATION:

The Houston Area Community Development Corporation is a certified Community Housing Development Organization (CHDO) as defined by the U.S. Department of Housing and Urban Development (HUD). In 1994 the City of Houston funded the acquisition and rehabilitation of a 57-room Single Room Occupancy (SRO) complex located at 1414 Congress, Houston, Texas 77002. All of the units were restricted units. Funding was a part of the HOME set-aside for CHDOs. This Performance Based Loan was recently repaid using funds granted to the agency by the Main Street TIRZ for that purpose. The property has a project-based Section 8 grant that funds all 57 units. The grant is administered by the Houston Housing Authority.


Due to design and construction problems the building has experienced severe structural damage. For safety reasons, the property was vacated in October 2007 with all tenants receiving vouchers for the open market. These tenants will be allowed to return to the property upon completion of the rehabilitation. If they do not choose to do so, they will be allowed to keep their voucher without the property suffering a loss of a voucher(s). A major rehabilitation is now required for 1414 Congress (SRO).

HCDD is recommending \$3,000,000 (HOME funds) to accomplish the rehabilitation. Wells Fargo has removed its lien on the property allowing the City a first lien position. The lien will secure a 0% Performance Based Loan with a term of 15 years. All units will be restricted.

The scope of work under the rehabilitation includes: direct hard costs of \$2,115,217 (consisting of demolition; extensive concrete, masonry, and carpentry work; thermal and moisture protection; appliances; doors and windows; finishes; fire sprinkler; plumbing, mechanical/HVAC; electrical work; general conditions; labor; insurance; building permits; performance and payment bond; contingency and contractor's fees), indirect construction costs of \$466,042 (including architectural fees, engineering fees, construction management, accounting fees, surveys, tenant and building relocation expenses, etc), developer fees of \$97,366, and operating reserves of \$321,375 bring the total cost of rehabilitation to \$3,000,000.

REQUIRED AUTHORIZATION

F&A Director:	Other Authorization:	Other Authorization:
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Date 02/12/08	Subject: An ordinance authorizing \$3,000,000 in HOME Investment Partnership Funds for a contract between the City of Houston and Houston Area Community Development Corporation for the rehabilitation of the fifty-seven (57) single room occupancy units at 1414 Congress (SRO).	Originator's Initials 	Page <u>2</u> of <u>2</u>
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The HCDD recommends approval of an ordinance authorizing \$3,000,000 in HOME funds for a contract between the City of Houston and Houston Area Community Development Corporation for the rehabilitation of the fifty-seven (57) single room occupancy affordable, restricted units located at 1414 Congress, Houston, Texas 77002.

The total cost of the Development is \$3,000,000; based on the total of 57 units the cost is \$52,632 per unit.

The project is consistent with the City's Consolidated Plan to provide affordable housing for low-income families.

The Housing and Community Development Committee reviewed this item on August 14, 2007, and recommended it for favorable Council consideration.

City Council approval is recommended.

RSC:DS:jt

cc: Finance and Administration
Mayor's Office
City Secretary
Legal Department