

**AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 22, 2011 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

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

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

**ADOPT MINUTES OF PREVIOUS MEETING**

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

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

**RECONVENE**

**WEDNESDAY - FEBRUARY 23, 2011 - 9:00 A. M.**

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

**MAYOR'S REPORT** - Historic Preservation Reconsideration Results

**CONSENT AGENDA NUMBERS 1 through 31**

**ACCEPT WORK** - NUMBERS 1 through 3

1. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$20,487.50 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Underground Storage Tank Removal at Bureau of Animal Regulation and Care - 17.39% under the original contract amount - **DISTRICT B - JOHNSON**
2. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,660,811.00 and acceptance of work on contract with **D. L. MEACHAM, L.P.** for construction services at Sylvester Turner Park - 9.98% over the original contract amount **DISTRICT A - STARDIG**

**AGENDA - FEBRUARY 23, 2011 - PAGE 2**

**ACCEPT WORK** - continued

3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$881,046.46 and acceptance of work on contract with **MCKINNEY CONSTRUCTION, INC** for FY09 Water Distribution System Rehabilitation and Renewal - 28% under the original contract amount

**PROPERTY** - NUMBER 4

4. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Chris McCall, on behalf of University of Houston, Downtown, for abandonment and sale of Steam Mill Street, from San Jacinto Street ±176.99 feet to its terminus, in exchange for the conveyance to the City of a full-width utility easement, all located in North Side Buffalo Bayou, out of the John Austin Survey, A-1, Parcels SY10-030, SY10-053 and VY10-037 - **DISTRICT H - GONZALEZ**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 5 through 9A

5. **FORD AUDIO VIDEO SYSTEMS, INC** for Audio Control System Replacement Parts for the Houston Airport System - \$1,250,000.00 - Enterprise Fund
6. ORDINANCE appropriating \$1,064,620.00 out of Equipment Acquisition Consolidated Fund for the purchase of Capital Equipment for the Houston Fire Department
  - a. **STRYKER CORPORATION** - \$301,290.00, **ORR SAFETY CORPORATION** - \$527,964.00 and **CON SPACE COMMUNICATION, INC** - \$195,880.00 for Purchase of Capital Equipment for the Houston Fire Department
7. ORDINANCE appropriating \$6,996,593.37 out of Water & Sewer System Consolidated Construction Fund for Emergency Repairs to the 84" Sanitary Sewer Overflow Line at the Northside Wastewater Treatment Plant for the Public Works & Engineering Department; providing funding for Project Management and Construction Oversight Services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
  - a. **REPIPE CONSTRUCTION, LTD** for Emergency Repairs to the 84" Sanitary Sewer Overflow Line at the Northside Wastewater Treatment Plant for the Department of Public Works & Engineering \$6,406,279.40 and contingencies for a total amount not to exceed \$6,726,593.37 - Enterprise Fund - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ**
8. **INFOR GLOBAL SOLUTIONS** - \$605,440.44, **RFD & ASSOCIATES, INC** - \$1,694,195.37 and **GLOBALNET SERVICES, INC** - \$132,642.56 for Drainage Charge Customer Service System Software and Installation Services from the General Services Administration Advantage Contract, the State of Texas Procurement & Support Services Contract and the City's Master Agreement with the Texas Department of Information Resources for the Department of Public Works & Engineering - Stormwater Fund
9. ORDINANCE appropriating \$679,470.20 out of Equipment Acquisition Consolidated Fund for the Purchase of Earth Moving Equipment for Various Departments - \$729,316.78 - Enterprise Fund
  - a. **JOHN DEERE COMPANY- A Division of Deere & Company** - \$178,367.98 and **HI-WAY EQUIPMENT COMPANY** - \$615,919.00 for Purchase of Earth Moving and Street Maintenance Equipment through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for Various Departments

**ORDINANCES** - NUMBERS 10 through 31

10. ORDINANCE approving first amendment to Credit Agreement relating to City of Houston, Texas, Combined Utility System First Lien Refunding Bonds, Series 2004B-1; approving and authorizing certain officers and employees to act on behalf of the City with respect to the Series 2004B Bonds; resolving other matters incident and related thereto; authorizing a Bond Counsel Agreement; and declaring an emergency
11. ORDINANCE amending Ordinance Nos. 2009-0208, 2009-0288, 2009-0526 and 2009-0689 (original ordinances) to revise the maximum contract amount; authorizing first amendments to contracts with **RONALD L. NORSWORTHY, INC d/b/a HOME HELPERS FORT BEND** and **DINSMORE MEDICAL SYSTEMS, LLC**; and second amendments to contracts with **PERRYLEE HOME HEALTH CARE SERVICES, INC** and **THE SHELTERING ARMS, HOUSTON, TEXAS** to extend the terms of the contracts for elderly services
12. ORDINANCE amending City of Houston Ordinance No. 2010-372 to include the Neighborhood Stabilization Program - Round Three Proposed Action Plan in the 2010 Consolidated Plan, also referred to as the 2010-2014 Consolidated Plan & 2010 Action Plan; authorizing the submission of a grant application for the third round of funding for the Neighborhood Stabilization Program in the amount of \$3,389,035.00 and the acceptance of the aforementioned grant funds, if awarded **DISTRICTS A - STARDIG; B - JOHNSON; D - ADAMS; E - SULLIVAN; H - GONZALEZ and I - RODRIGUEZ**
13. ORDINANCE approving amendment to third amended and restated Strategic Partnership Agreement between the City and **CY-CHAMP PUBLIC UTILITY DISTRICT** authorized by Ordinance No. 2010-0975
  - a. ORDINANCE approving amendment to annexation for limited purposes of a certain area located within **CY-CHAMP PUBLIC UTILITY DISTRICT**, authorized by Ordinance No. 2009-1174
14. Omitted
15. ORDINANCE relating to prescribing the standards for installing fire hydrants by Public Utilities in residential areas within the City
16. ORDINANCE approving and authorizing contracts for Professional Independent Internal Audit and Consulting Services between the City of Houston and 1) **HORN SOLUTIONS, INC**, 2) **MCCONNELL & JONES, L.L.P.**, 3) **JEFFERSON WELLS INTERNATIONAL, INC**, 4) **PROTIVITI INC**, 5) **NULL-LAIRSON, P.C.**, 6) **WEAVER AND TIDWELL, L.L.P.**, 7) **MGT OF AMERICA, INC**, 8) **MFR, P.C.**, and 9) **UHY ADVISORS TX, LLC**; providing a maximum contract amount - \$3,000,000.00 - General, Enterprise and Grant Funds
17. ORDINANCE approving and authorizing Lease Agreement between the City of Houston, Texas, as Landlord, and **SOUTH CENTRAL HOUSTON ACTION COUNCIL, INC dba CENTRAL CARE COMMUNITY HEALTH CENTER, as tenant**, for space at 3315 Delano, Houston, Texas, for use as a facility to provide health care services to low-income City residents for the Health and Human Services Department - **DISTRICT I - RODRIGUEZ**
18. ORDINANCE appropriating \$28,075.00 out of Parks Consolidated Construction Fund for issuance of Purchase Order to **PAUL E. ALLEN COMPANY, INC** for Picnic Tables for Hermann Park **DISTRICT D - ADAMS**
19. ORDINANCE appropriating \$60,599.10 out of Parks & Recreation Dedication Fund and approving and authorizing issuance of Purchase Order to **PLAYCORE WISCONSIN, INC dba GAMETIME** for Purchase of Playground Equipment for Jaycee Park - **DISTRICT A - STARDIG**

**ORDINANCES** - continued

20. ORDINANCE amending License Agreement with **AMERICAN TOWERS, INC, Licensor**, and the City of Houston, Texas, Licensee, approved by Ordinance No. 2009-0881, to allow for the payment of \$20,000.00 for remediation costs associated with structural improvements to accommodate additional equipment in connection with a new Public Safety Radio System, located at 12411 Dawn, Houston, Texas
21. ORDINANCE appropriating \$3,761,243.00 out of FY11 Equipment Acquisition Consolidated Fund as an additional appropriation to the Court System Management and Resources Technology Implementation Project for the Municipal Courts Department
22. ORDINANCE amending Ordinance No. 2011-70 to expand the purposes for which funds appropriated may be expended in support of the design and implementation of the Houston Permitting Center
23. ORDINANCE approving and authorizing an agreement between the City of Houston and the **EAST ALDINE MANAGEMENT DISTRICT** for Right-of way Improvements - **DISTRICT B - JOHNSON**
24. ORDINANCE authorizing Harris County Municipal Utility District No. 407 to issue bonds for certain Recreational Facilities subject to certain terms and conditions - **DISTRICT G - PENNINGTON**
25. ORDINANCE consenting to the addition of 27.5274 acres of land to **CINCO MUNICIPAL UTILITY DISTRICT NO. 8**, for inclusion in its district
26. ORDINANCE consenting to the addition of 145.883 acres of land to **HARRIS-MONTGOMERY COUNTIES MUNICIPAL UTILITY DISTRICT NO. 386**, for inclusion in its district
27. ORDINANCE approving and authorizing the execution of an Untreated Water Supply Contract between the City of Houston and **KINDER MORGAN LIQUID TERMINALS**
28. ORDINANCE appropriating \$3,395,153.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
29. ORDINANCE appropriating \$3,010,988.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Busting Methods; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
30. ORDINANCE appropriating \$126,216.20 out of Parks Consolidated Construction Fund; awarding construction contract to **AAR INCORPORATED** for Soil Remediation, Removal and Replacement at Tony Marron Park Property; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for project management and construction oversight, and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT H - GONZALEZ**



**ORDINANCES** - continued

31. ORDINANCE No. 2011-102 passed second reading February 16, 2011  
ORDINANCE granting to **SOS LIQUID WASTE HAULERS, LTD, A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING**

**END OF CONSENT AGENDA**

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

**MATTERS HELD** - NUMBERS 32 through 40

32. **CONTINUATION OF HEARING** for **JUSTICE TRAX** to protest award to Porter Lee Corporation for Laboratory Information Management System for the Police Department  
**RECESSED BY MOTION # 2011-118, 2/16/11**  
This was Item 1 on Agenda of February 16, 2011
33. MOTION by Council Member Lovell/Seconded by Council Member Gonzalez to adopt recommendation from Director General Services Department for approval of final contract amount of \$392,745.00 and acceptance of work on contract with **ARC ABATEMENT, INC** for Asbestos Abatement at 1200 Travis Parking Garage - 4.90% over the original contract amount - **DISTRICT I - RODRIGUEZ** - **TAGGED BY COUNCIL MEMBER JONES**  
This was Item 3 on Agenda of February 16, 2011
34. MOTION by Council Member Lovell/Seconded by Council Member Gonzalez to adopt recommendation from Director General Services Department for approval of final contract amount of \$137,167.60 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Fuel System Upgrade at Solid Waste Maintenance Facilities 2.42% over the original contract amount - **DISTRICTS A - STARDIG; C - CLUTTERBUCK and H - GONZALEZ**  
**TAGGED BY COUNCIL MEMBER JONES**  
This was Item 4 on Agenda of February 16, 2011
35. ORDINANCE amending Ordinance No. 2009-1359 to increase the maximum contract amount for contract between the City and **RON SMITH & ASSOCIATES, INC** for Latent Print Support services - \$300,000.00 - General Fund - **TAGGED BY COUNCIL MEMBER JONES**  
This was Item 13 on Agenda of February 16, 2011
36. ORDINANCE amending Ordinance No. 2010-0223 (Passed by City Council on March 24, 2010) to increase the maximum contract amount; approving and authorizing first amendment to contract between the City of Houston and **BUSINESS ENTERPRISE MAPPING, INC** for Consulting Services to attain ISO 9001:2008 Certification for the Houston Police Department Emergency Communications and Property and Supply Divisions - \$35,900.00 - General Fund  
**TAGGED BY COUNCIL MEMBER JONES**  
This was Item 14 on Agenda of February 16, 2011
37. ORDINANCE approving Tri-Party Development Agreement between **BUFFALO BAYOU PARTNERSHIP, HARRIS COUNTY FLOOD CONTROL DISTRICT** and the City of Houston concerning the Greenway on Buffalo Bayou Project - **DISTRICTS D - ADAMS; H - GONZALEZ and I - RODRIGUEZ** - **TAGGED BY COUNCIL MEMBERS CLUTTERBUCK and RODRIGUEZ**  
This was Item 15 on Agenda of February 16, 2011

**MATTERS HELD** - continued

38. ORDINANCE appropriating \$175,000.00 out of Street & Bridge Consolidated Construction Fund and \$132,000.00 out of Water & Sewer System Consolidated Construction Fund and awarding contract to **SET ENVIRONMENTAL, INC** for Handling and Disposal of Hazardous Materials for Various Departments; establishing a maximum contract amount - 3 Years with two one-year options - \$2,194,454.19 - General, Enterprise and Revolving Funds

**TAGGED BY COUNCIL MEMBER JONES**

This was Item 17 on Agenda of February 16, 2011

39. ORDINANCE appropriating \$1,601,325.00 out of Parks Consolidated Construction Fund; awarding construction contract to **CARRERA CONSTRUCTION, INC** for Sagemont Park; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering and materials testing services, air monitoring services, Civic Art Program and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund and Texas Parks and Wildlife Department Fund \$1,000,000.00 - Grant Fund - **DISTRICT E - SULLIVAN**

**TAGGED BY COUNCIL MEMBER CLUTTERBUCK**

This was Item 19 on Agenda of February 16, 2011

40. ORDINANCE appropriating \$545,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RESICOM, INC** for Chemical Feed Station Repairs and Containment Walls at Dollywright, Garden Villas and Eddington Lift Stations; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - JOHNSON and I - RODRIGUEZ**

**TAGGED BY COUNCIL MEMBER JONES**

This was Item 23 on Agenda of February 16, 2011

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

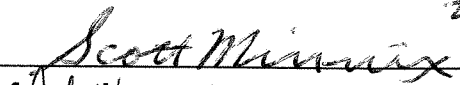
**ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER**

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

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

<b>SUBJECT:</b> Accept Work AIA General Contractors, Inc. Underground Storage Tank Removal at Bureau of Animal Regulation and Care (B.A.R.C.) WBS No. D-000073-0089-4	<b>Page</b> 1 of 1	<b>Agenda Item</b>  /
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b>	<b>Agenda Date</b> FEB 23 2011
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>2/10/11</i> 	<b>Council District affected:</b>  B
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No: 10-0681 Dated: 08-25-2010
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**RECOMMENDATION:** Pass a motion approving the final contract amount of \$20,487.50 accept the work and authorize final payment.

<b>Amount and Source of Funding:</b> No Additional Funding Required <b>Previous Funding:</b> \$41,280.00 General Improvement Consolidated Construction Fund (4509)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$20,487.50 or -17.39% below the original contract amount, accept the work and authorize final payment to AIA General Contractors, Inc. for underground storage tank removal at B.A.R.C. for the Administration and Regulatory Affairs Department.

**PROJECT LOCATION:** 2700 Evella Street  
 Houston, Texas (Key Map 454-W)

**PROJECT DESCRIPTION:** The project removed one 10,000 gallon gasoline underground storage tank (UST) along with associated lines, observation wells, manholes and other ancillary equipment. The work also included disposal of aqueous liquid, replaced concrete pavement, backfilling, waste classification and disposed of debris generated as a result of all activities.


**CONTRACT COMPLETION AND COST:** The contractor completed the project within 90 days: the original contract duration of 30 days plus 60 days approved by Change Orders. The final cost of the project, including Change Orders is \$20,487.50, a decrease of \$4,312.50 below the original contract amount.

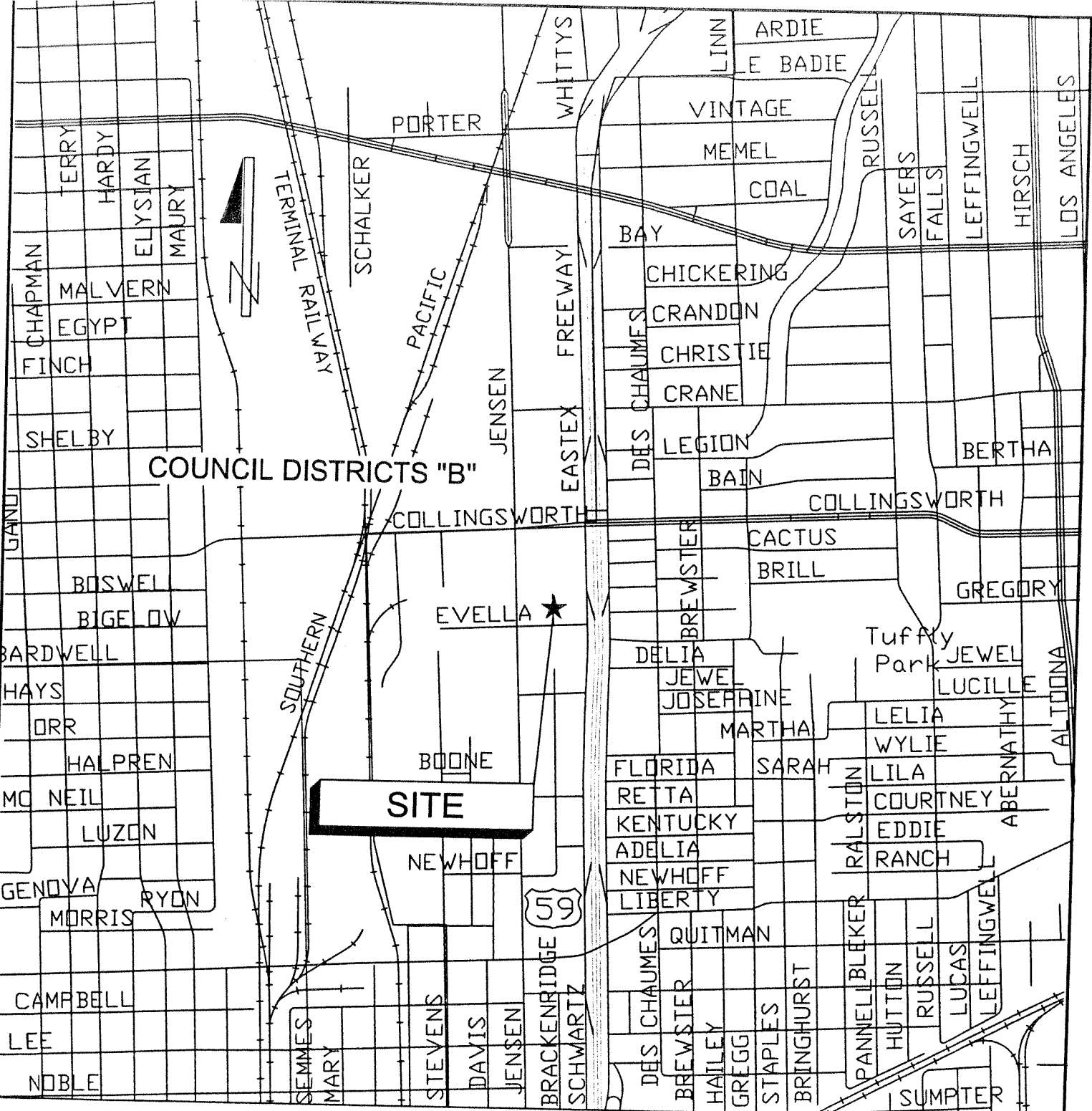
**PREVIOUS CHANGE ORDERS:** Change Orders 1 and 2 addressed unforeseen conditions related to the excavation of additional concrete pavement required to remove the UST and fuel lines, granted non-compensable time extensions, and provided credits to the contract for work not required to complete the project.

SM:HB:JLN:GM:FK:fk  
*JLN*

c: Marta Crinejo, Jacquelyn L. Nisby, Velma Laws, Calvin Curtis, Joshua Babineaux, Gabriel Mussio, Martha Leyva, File

**REQUIRED AUTHORIZATION** CUIC ID # 25GM246 *NOT*

<b>General Services Department:</b>   Humberto Bautista, P.E. City Engineer		
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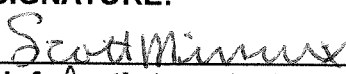


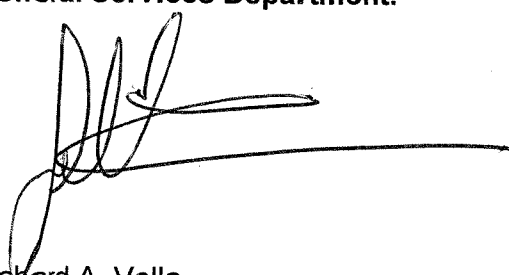



COUNCIL DISTRICTS "B"

**SITE**

59

Underground Storage Tank Removal at:  
 Bureau of Animal Regulation and Care (B.A.R.C.)  
 2700 Evella  
 Houston, TX 77026

<b>SUBJECT:</b> Accept Work D.L. Meacham, L.P. Sylvester Turner Park WBS No. F-000702-0002-4		<b>Page</b> 1 of 2	<b>Agenda Item</b>  2
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 2-14-11	<b>Agenda Date</b> FEB 23 2011
<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix 		<b>Council District affected:</b> A	
<b>For additional information contact:</b> Jacquelyn L. Nisby  Phone: 832-393-8023		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2009-795, August 26, 2009	
<b>RECOMMENDATION:</b> Pass a motion approving the final contract amount of \$1,660,811.00 accept the work, and authorize final payment.			
<b>Amount and Source of Funding:</b> No Additional Funding Required			<b>Finance Budget:</b>
<b>Previous Funding:</b>			
\$ 594,216.00 Parks Consolidated Construction Fund (4502)			
\$ 600,000.00 State – Grant Funded (5010) Texas Parks and Wildlife Department			
\$ 600,000.00 Other Government – Grant Funded (5040)			
<b>\$1,794,216.00 Total Funding</b>			
<b>SPECIFIC EXPLANATION:</b> The General Services Department recommends that City Council approve the final contract amount of \$1,660,811.00 or 9.98% over the original contract amount, accept the work and authorize final payment to D.L. Meacham, L.P. for construction services in connection with the Sylvester Turner Park for the Parks and Recreation Department.			
<b>PROJECT LOCATION:</b> 2800 W. Little York (411Z)			
<b>PROJECT DESCRIPTION:</b> The project installed a NCAA regulation baseball field with foul pole netting, field lighting, field irrigation, benches, bleachers, detention and drainage improvements; and constructed a multi-purpose building that consists of an office, restroom, and special event room.			
<b>CONTRACT COMPLETION AND COST:</b> The contractor completed the project within 362 days: the original contract time of 110 days plus 252 days approved by Change Orders. The final cost of the project, including Change Orders is \$1,660,811.00, an increase of \$150,761.00 over the original contract amount.			
Clark Condon Associates, Inc. was the design consultant and construction manager for the project.			
<b>REQUIRED AUTHORIZATION</b>		CUIC ID# 25PARK139 	
<b>General Services Department:</b>  Richard A. Vella Chief of Design & Construction Division		<b>Parks and Recreation Department:</b>  Joe Turner Director	

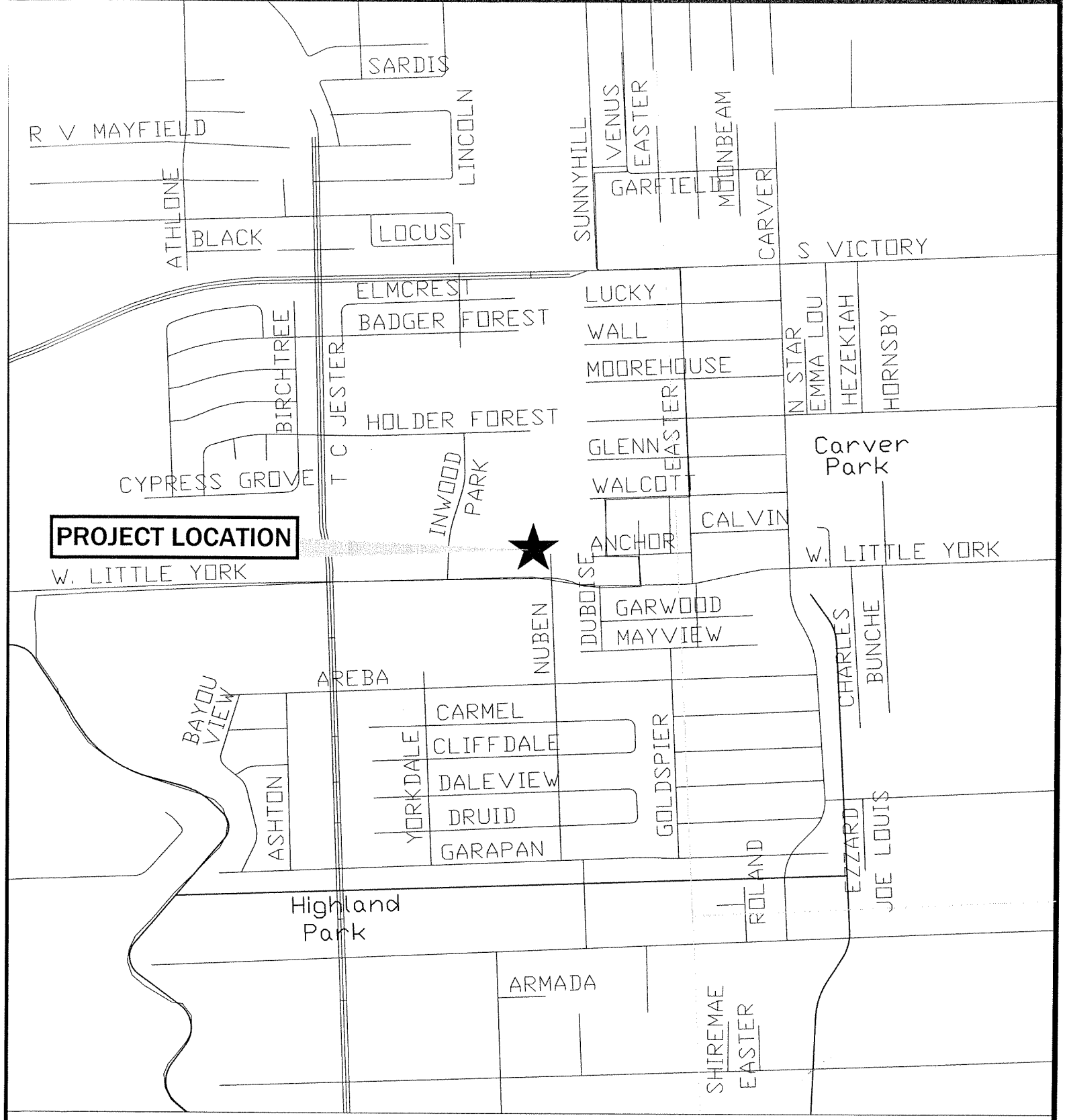
Date	<b>SUBJECT:</b> Accept Work D.L. Meacham, L.P. Sylvester Turner Park WBS No. F-000702-0002-4	<b>Originator's Initials</b> MS	<b>Page</b> 2 of 2
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**PREVIOUS CHANGE ORDERS:** Change Orders 1-4 provided additional hand sanitizers, upgraded dugout frame and roof from aluminum to galvanized, increased the bleacher size, modified the roof pitch for installation of screen windows, modified existing trail section and added catch basins, installed sill flashing at windows and concrete pad and fencing around irrigation equipment, installed concrete path to concession area, reconstructed the baseball field to meet Major League Baseball standards, and added non-compensable time for inclement weather. Additionally, there were enhancements requested by Major League Baseball which included additional exhaust and isolating fans, washer and dryer connections, restroom fixture upgrades and associated electrical wiring and plumbing modifications, flagpoles with lights and decomposed granite to bullpen areas.

**CONSTRUCTION GOALS:** The contract contained a 5% MBE goal and 5% SBE goal. According to the Affirmative Action and Contract Compliance Division, the contractor achieved 7.03% MBE participation and 30.15% SBE participation and was assigned an outstanding rating.

SM:RAV:JLN:LJ:MS:ms

c: Marty Stein, Jacquelyn L. Nisby, Richard Vella, Mark Ross, Robert Gallegos, Dan Pederson, Calvin Curtis, Morris Scott, Chris Gonzales, Kim Nguyen, Lisa Johnson, Marcus Sheppard, Gabriel Mussio, Farooq Kirmani, Martha Leyva, File 1108

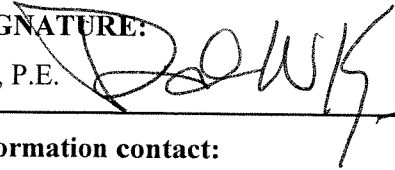


**PROJECT LOCATION**

**SYLVESTER TURNER PARK**  
**2800 West Little York**

<b>SUBJECT:</b> Accept Work for FY09 Water Distribution System Rehabilitation and Renewal, WBS No. S-000MAO-0004-4, File No. WA 10873-04	<b>Category</b>	<b>Page</b> 1 of <u>1</u>	<b>Agenda Item</b> # <u>3</u>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b> FEB 25 2011
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<b>DIRECTOR'S SIGNATURE:</b> Daniel W. Krueger, P.E. 	<b>Council District affected:</b> All
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<b>For additional information contact:</b> A. James Millage Senior Assistant Director <b>Phone:</b> (713) 641-9566	<b>Date and identification of prior authorizing Council action:</b> February 18, 2009, Ordinance No. 2009-133
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**RECOMMENDATION: (Summary)**  
Pass a motion to approve the final contract amount of \$881,046.46 or 28% under the original contract amount, accept the work, and authorize final payment.

**Amount and Source of Funding:** No additional funding is required. (Original appropriation of \$1,301,630.00 from the Water and Sewer System Operating Fund No. 8300). *DWJ 1/31/11 K.P. 1/31/2011*

**PROJECT NOTICE/JUSTIFICATION:** This project provided for the on-call repair of water lines up to 16-inches in diameter in the distribution system on an emergency basis throughout the City.

**DESCRIPTION/SCOPE:** This project consisted of the repair, improvement and/or new installation of main water lines and service lines. The main lines range in diameter up to 16 inches and the water services lines range in size from 3/4-inch to 2-inches in diameter. The project was awarded to McKinney Construction, Inc. with an original contract amount of \$1,220,600.00. The Notice to Proceed date was 04/30/09 and the project had 365 calendar days for completion.

**LOCATION:** The project was located within all Council Districts.

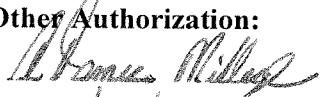
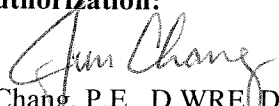
**CONTRACT COMPLETION AND COST:** The Contractor, McKinney Construction, Inc., has completed the work under the contract within the contract time with an additional 120 days approved by Change Order No. 2. The final cost of the project, including overrun and underrun of estimated bid quantities and previous approved Change Order No. 1, will be \$881,046.46 a decrease of \$339,553.54 or 28% under the original contract amount.

**M/WBE PARTICIPATION:** The M/WBE goal for this project was 22%. According to the Affirmative Action and Contract Compliance Division, the actual participation was 26.76%. The contractor was awarded an "Outstanding" rating from the Affirmative Action and Contract Compliance Division.

DWK:JC:AJM:OS:SM:TC:tc  
Attachments  
cc: Robert Gallegos      Craig Foster  
A. James Millage      Sam Lathrum      Orin Smith, P.E.  
File No. WA 10873-04

NDT

**REQUIRED AUTHORIZATION** CUIC ID# 20AJM241

<b>Finance Department:</b>	<b>Other Authorization:</b>  01/26/11	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division
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<b>SUBJECT:</b> Request for the abandonment and sale of Steam Mill Street, from San Jacinto Street ±176.99 feet to its terminus, in exchange for the conveyance to the City of a full-width utility easement, all located in North Side Buffalo Bayou, out of the John Austin Survey, A-1. <b>Parcels SY10-030, SY10-053, and VY10-037</b>	<b>Page</b> <u>1</u> of <u>2</u>	<b>Agenda Item #</b>  <span style="font-size: 2em; font-family: cursive;">4</span>
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b>  FEB 23 2011
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<b>DIRECTOR'S SIGNATURE:</b> Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> H  <b>Key Map:</b> 493M <i>sf</i>
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<b>For additional information contact:</b>  Nancy P. Collins  Phone: (713) 837-0881 Senior Assistant Director-Real Estate	<b>Date and identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)** It is recommended City Council approve a motion authorizing the abandonment and sale of Steam Mill Street, from San Jacinto Street ±176.99 feet to its terminus, in exchange for the conveyance to the City of a full-width utility easement, all located in North Side Buffalo Bayou, out of the John Austin Survey, A-1. **Parcels SY10-030, SY10-053, and VY10-037**

**Amount and Source of Funding:** Not Applicable

**SPECIFIC EXPLANATION:**


Chris McCall, One Main Street, Houston, Texas, 77002, on behalf of University of Houston, Downtown, requested the abandonment and sale of Steam Mill Street, from San Jacinto Street ±176.99 feet to its terminus, located in North Side Buffalo Bayou, out of the John Austin Survey, A-1. Signs notifying the public of the pending street abandonment application were posted for at least thirty days. University of Houston, Downtown, and Joe Dark, the abutting property owners, plan to use the subject property for parking.

This transaction is Part One of a two-step process in which the applicant will first receive a City Council authorized 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 subject to the conveyance to the City of a full-width utility easement. Therefore, it is recommended:

1. The City abandon and sell Steam Mill Street, from San Jacinto Street ±176.99 feet to its terminus, in exchange for the conveyance to the City of a full-width utility easement, all located in North Side Buffalo Bayou, out of the John Austin Survey, A-1;
2. The applicant be required to prepare a certified utility survey of the subject right-of-way to determine if any utilities are active;
3. The applicant be required to use only shell or asphalt paving, as permitted, for the proposed parking lot if any utilities within the subject right-of-way are active;
4. The applicant be required to provide a complete title report to determine any encumbrances within the subject right-of-way;
5. The applicant must not remove any bayou or park improvements or reduce the current green space within the subject right-of-way;

tj\sy10-030.rc1.doc CUIC #20TJ9103

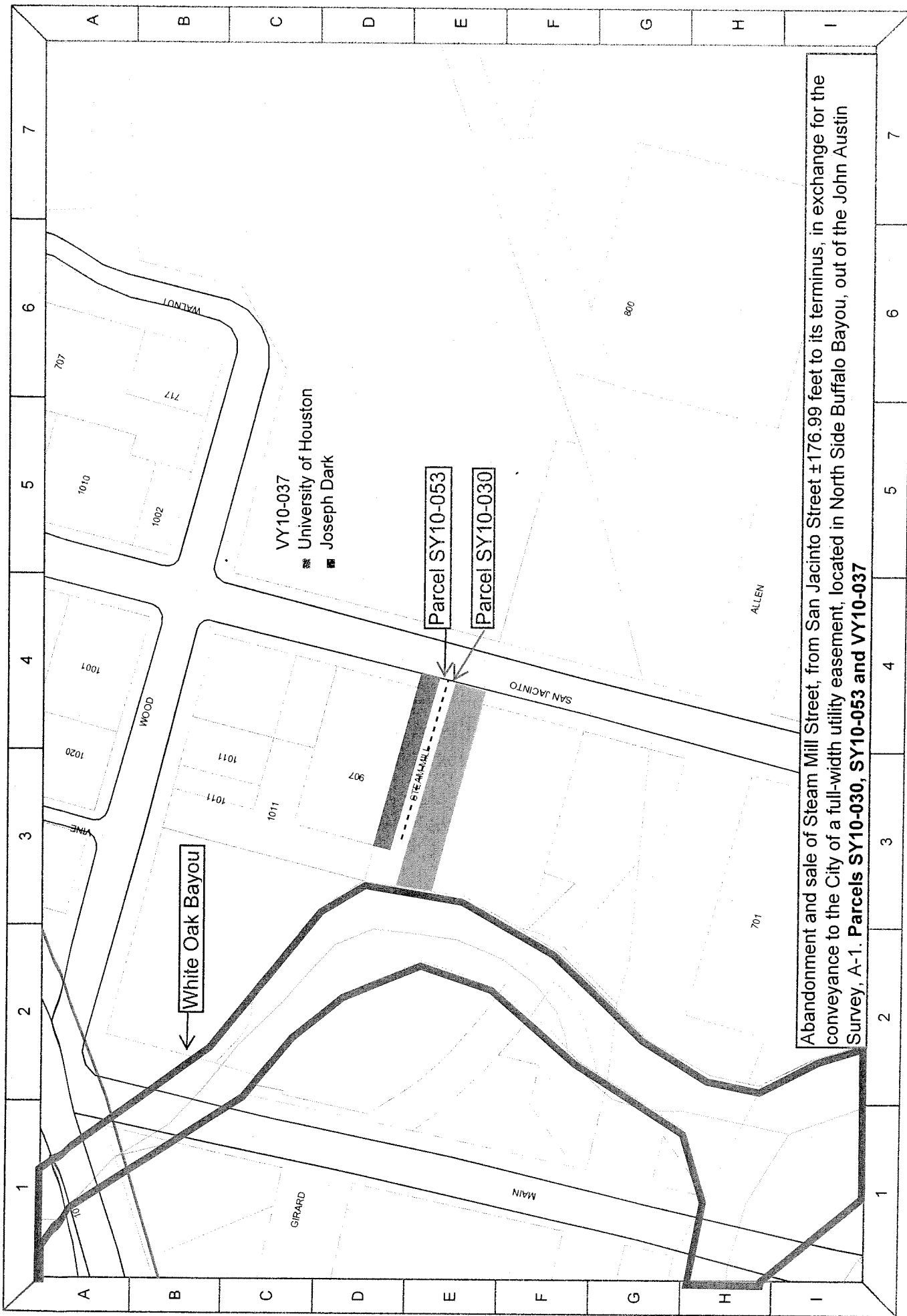
REQUIRED AUTHORIZATION		
<b>Finance Department:</b>	<b>Other Authorization:</b>	Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division

<b>Date:</b>	Request for the abandonment and sale of Steam Mill Street, from San Jacinto Street ±176.99 feet to its terminus, in exchange for the conveyance to the City of a full-width utility easement, all located in North Side Buffalo Bayou, out of the John Austin Survey, A-1. <b>Parcels SY10-030, SY10-053, and VY10-037</b>	<b>Originator's Initials</b>  	<b>Page</b> <u>2</u> of <u>2</u>
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6. 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;
7. The Legal Department be authorized to prepare the necessary transaction documents;
8. 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 and;
9. Inasmuch as the value of the City's property interest is expected to exceed \$1,000,000.00, the Director of Public Works and Engineering recommends City Council appoint the following two independent appraisers, John Chambless and Thomas A. Bazan.

DWK: NPC: tj

- c: Jun Chang, P.E., D.WRE  
Marta Crinejo  
David Feldman  
Marlene Gafrick  
Terry A. Garrison



Abandonment and sale of Steam Mill Street, from San Jacinto Street  $\pm 176.99$  feet to its terminus, in exchange for the conveyance to the City of a full-width utility easement, located in North Side Buffalo Bayou, out of the John Austin Survey, A-1. **Parcels SY10-030, SY10-053 and VY10-037**

1 inch equals 150 feet  
 01200040  
 Feet



**CITY OF HOUSTON**  
 Department of Public Works & Engineering  
 Geographic Information & Management System (GIMS)



DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY. THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS. FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 8940**

<b>Subject:</b> Formal Bids Received for Audio Control System Replacement Parts for the Houston Airport System S35-S23762	<b>Category #</b> 4	<b>Page 1 of 1</b>	<b>Agenda Item</b>  5
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<b>FROM (Department or other point of origin):</b> Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	<b>Origination Date</b>  January 20, 2011	<b>Agenda Date</b>  FEB 23 2011
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<b>DIRECTOR'S SIGNATURE</b> <i>Calvin D. Wells</i>	<b>Council District(s) affected</b> B, I
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<b>For additional information contact:</b> Dallas Evans <b>Phone:</b> (281) 230-8001 Desiree Heath <b>Phone:</b> (832) 393-8742	<b>Date and Identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)**  
Approve an award to Ford Audio Video Systems, Inc. on its low bid in an amount not to exceed \$1,250,000.00 for audio control system replacement parts for the Houston Airport System.

<b>Estimated Spending Authority:</b> \$1,250,000.00	<b>Finance Budget</b>
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\$1,250,000.00 HAS- Revenue Fund (8001)

**SPECIFIC EXPLANATION:**  
The City Purchasing Agent recommends that City Council approve an award to Ford Audio Video Systems, Inc. on its low bid in an amount not to exceed \$1,250,000.00 for audio control system replacement parts for the Houston Airport System. It is further requested that authorization be given to make purchases, as needed, for a 60-month term. This award consists of a price list, of computerize equipment which includes; but is not limited to, cord assemblies, power cards, hand held microphones, power amplifier cords, noise sensors and titan power mainframes. The replacement parts will be used in the IED 500 ACS system that controls switching and programming of the inter-terminal public address and paging systems at George Bush Intercontinental and William P. Hobby Airports.

This is a price list solicitation. The best discount which determines the low bid for a price list is the best bid received for quantities of high-use items selected as sample pricing items based on the current needs of the Department. The bid total for sample pricing items does not represent the total amount estimated to be purchased; rather, this award recommendation is for the total estimated expenditures projected over the term of the award based on the low bid submitted for representative samples.

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

<u>Company</u>	<u>Sample Pricing</u>
1. Ford Audio Video Systems, Inc.	\$16,475.55
2. LD Systems	\$18,593.84

Buyer: John Dearmon

Attachment: MWBE zero-percentage goal document approved by the Affirmative Action Division.

**ESTIMATED SPENDING AUTHORITY**

DEPARTMENT	FY2011	OUT YEARS	TOTAL
Houston Airport System	\$104,165.00	\$1,145,835.00	\$1,250,000.00

**REQUIRED AUTHORIZATION**

Finance Department:	Other Authorization:	Other Authorization:
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*MA*  
1/24

CITY OF HOUSTON  
INTEROFFICE CORRESPONDENCE

TO: Velma Laws  
Director  
Mayors Office of Affirmative Action

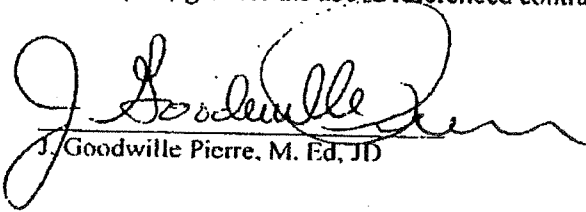
FROM: J. Goodwille Pierre  
Manager-Small Business  
Development and Contract  
Compliance  
Houston Airport System

DATE: September 30, 2010

SUBJECT: Approval of 0% Goals for Audio  
Control System Replacement Parts  
for the Houston Airport System

The Houston Airport System (HAS) requests approval from The Mayor's Office of Affirmative Action and Contract Compliance for a zero (0%) goal for the renewal of the Audio Control System Replacement Parts contract. This is a 60 month contract for an estimated \$1,250,000. These parts must be compatible with the existing HAS public announcement system. There does not appear to be any subcontractable opportunities available because all items will be drop shipped directly from the manufacturer to HAS and will be installed by HAS employees.

Because of the minimal subcontracting opportunity on this contract, any possible MWBE participation level would produce negligible MWBE participation results. Therefore, the Houston Airport System is requesting from the Mayor's Office of Affirmative Action and Contract Compliance approval of a Zero (0%) goal for the above referenced contract.

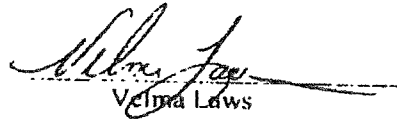
  
J. Goodwille Pierre, M. Ed, JD

Read and Approved

JGP:jvw

cc: Dallas Evans  
Julia Boutte

RECEIVED  
AACCDIRECTOR'S OFFICE

  
Velma Laws

**REQUEST FOR COUNCIL ACTION**

TO: Mayor via City Secretary

RCA# 8950

Subject: Ordinance appropriating \$1,064,620.00 from the Equipment Acquisition Consolidated Fund and authorization to purchase capital equipment to be used by the Houston Fire Department

Category #  
4

Page 1 of 2

Agenda Item

**6+6A**

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

Terry Garrison  
Fire Chief  
Fire

**Origination Date**

February 17, 2011

**Agenda Date**

FEB 23 2011

**DIRECTOR'S SIGNATURE**



**Council District(s) affected**  
All

**For additional information contact:**

Neil Depascal Phone: (713) 247-8721  
Beda Kent Phone: (713) 247-4049

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

**RECOMMENDATION: (Summary)**

The Houston Fire Department recommends that City Council appropriate \$1,064,620.00 from the Equipment Acquisition (Fund 1800) and authorize the purchase of capital equipment for use by the Houston Fire Department.

\$1,064,620.00

**Finance Budget**

FY11 Equipment Acquisition Consolidated Fund (Fund 1800)

**SPECIFIC EXPLANATION:**

The Fire Chief recommends that City Council adopt an Ordinance authorizing the appropriation of \$1,064,620.00 from the FY11 Equipment Acquisition (Fund 1800) for the purchase of Capital Equipment items for HFD as approved in the FY11 Equipment Acquisition Plan. The Appropriation Ordinance is required to provide the funding for the purchase of capital equipment that will be purchased in separate procurements utilizing current agreements or purchase order when the amounts are less than \$50,000.

Hydraulic Stretchers – This request for 30 hydraulic stretchers at \$10,043. each. The Houston Fire Department is upgrading stretchers used for transporting patients in the back of EMS units. This purchase is part of a planned conversion process of our 84 front line transport units, which consists of 57 BLS and 27 ALS units. We currently have 54 power stretchers in various units throughout the City. Converting the stretcher fleet to power stretchers will reduce associated maintenance costs and minimize the number of firefighter back injuries associated with lifting patients. The life expectancy of a power stretcher is estimated at eight to ten years. EMT's and Paramedics have given enormous positive feedback regarding their experience with the power stretchers. This purchase will be made utilizing our existing contract with Stryker Corporation. The total cost for this purchase is approximately \$301,290.


Video Laryngoscope – This request is for the purchase of 2 video laryngoscopes to be carried by our EMS Supervisors to guide placement of an airway device in persons experiencing cardiac arrest or any other type of respiratory arrest event. Utilization of this device significantly reduces the amount of time necessary to secure a patient's airway and correlates incrementally to improving the patient's chances of survival. This purchase will complete this portion of our planned conversion process for all EMS supervisors at the Captain level. The total purchase price for these items will be approximately \$20,000. which is below the \$50,000. threshold and does not require Council approval.

Self Contained Breathing Apparatus (SCBA) – This purchase consists of 117 replacement air packs at the cost of \$3,662. each, ninety 45-minute cylinders at \$763. each and thirty 60-minute cylinders at \$1,028. each in order to maintain continuous quality improvement in our fleet of SCBA. These air packs will serve as replacements for broken SCBA and allow us to systematically recall and upgrade our older SCBA to meet

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:



Other Authorization:

Date: 2/17/2011	Subject: Ordinance appropriating \$1,064,620.00 from the Equipment Acquisition Consolidated Fund and authorization to purchase capital equipment to be used by the Houston Fire Department	Originator's Initials ND	Page 2 of 2
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current NFPA standards. It will also increase our ready reserve of SCBA to maintain appropriate situational readiness in case of catastrophic incidents where a front line SCBA becomes compromised and unusable. The SCBA and air cylinders will be purchased from our contract with the Orr Safety Corporation. The total cost for this purchase is approximately \$527,964.

Posi-Check Test Bench - The test bench will be utilized for post repair testing of SCBA as required by the National Fire Protection Association (NFPA) and Texas Commission of Fire Protection (TCFP) regulations. The total purchase price for this item will be approximately \$9,526. which is below the \$50,000. threshold and does not require Council approval.

Oxygen Pump - The oxygen pump will be used for filling the small medical oxygen cylinders used to administer oxygen to patients. This item will replace the current oxygen pump, which is broken. It is more cost effective to replace this pump, since the cost to repair the current pump will be close to the replacement cost. The total purchase price for this item will be approximately \$9,960. which is below the \$50,000. threshold and does not require Council approval.

EZ COMM II Radios - This request is for the purchase of 90 radio communication units at the cost of \$1,092.00 each and 200 Boom Amp EZ COMM II voice activated system modules at the cost of \$488. each. These radios and voice activation modules will supplement our present equipment and allow for timely replacement of units that cannot be repaired. These items will be purchased from the current contract with Con Space Communications, Inc. The total expenditure for these items will be approximately \$195,880.

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 8927**

**Subject:** Approve Award for Emergency Repairs to the 84" Sanitary Sewer Overflow Line at the Northside Wastewater Treatment Plant for the Public Works and Engineering Department  
S12-E23583

Category #  
4

Page 1 of 2

Agenda Item

*7+7A*

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

**Origination Date**  
  
January 26, 2011

**Agenda Date**  
  
FEB 23 2011

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

**Council District(s) affected**  
H, I

**For additional information contact:**  
David Guernsey                      Phone: (832) 395-3640  
Ray DuRousseau                      Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing 1) the appropriation of \$6,996,593.37 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500); and 2) approve an award and allow progress payments to RePipe Construction, Ltd. on its low exempt bid in the amount of \$6,406,279.40 and contingencies (5% for unforeseen changes within the scope of work) in the amount of \$320,313.97 for a total amount not to exceed \$6,726,593.37 for emergency repairs to the 84" Sanitary Sewer Overflow Line at the Northside Wastewater Treatment Plant for the Public Works and Engineering Department.

Estimated Spending Authority: \$6,996,593.37

**F & A Budget**

\$6,996,593.37 - Water and Sewer System Consolidated Construction Fund (8500) WBS R-000019-0068-4

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance authorizing 1) the appropriation of \$6,996,593.37 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500); and 2) approve an award and allow progress payments to RePipe Construction, Ltd. on its low exempt bid in the amount of \$6,406,279.40 and contingencies (5% for unforeseen changes within the scope of work) in the amount of \$320,313.97 for a total amount not to exceed \$6,726,593.37 for emergency repairs to the 84" sanitary sewer overflow line (SSO) at the Northside Wastewater Treatment Plant for the Public Works and Engineering Department. This repair project is estimated to be completed by December 30, 2011.

The total requested appropriation includes \$150,000.00 for project management and \$120,000.00 for engineering and testing services under an existing City agreement with Terracon Consultants, Inc.

On November 30, 2010, the Northside Wastewater Treatment Plant's 144" sanitary sewer line experienced heavy raw wastewater flow which exceeded its handling capacity. The excess wastewater was diverted to the 84" SSO line as designed. However, large holes developed in the stop logs and overflowed the 84" SSO line from the active 144" line allowing the wastewater to enter the adjacent storm sewer and discharge into Buffalo Bayou posing an immediate threat to public safety and health hazard to City employees and citizens in the area. The Strategic Purchasing Division issued an emergency purchase order to address this emergency.

Informal bids were taken in accordance with the requirements of Administrative Procedures 5-2 and 5-4 and four bids were received as outlined below:

	<u>Company</u>	<u>Total Amount</u>
1.	RePipe Construction, Ltd.	\$6,406,279.40
2.	LEM Construction	\$6,737,250.00
3.	Texas Sterling	\$6,808,220.00

**REQUIRED AUTHORIZATION**

F&A Director:

Other Authorization:

Other Authorization:

*NOT*  
*9+9A*



Date: 1/26/2011	Subject: Approve Award for Emergency Repairs to the 84" Sanitary Sewer Overflow Line at the Northside Wastewater Treatment Plant for the Public Works and Engineering Department S12-E23583	Originator's Initials MK	Page 2 of 2
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The scope of work requires the contractor to provide all labor, materials, equipment, permits, insurance, supervision and transportation necessary to immediately mobilize, setup and permanently isolate the 84" SSO line, open channels, and junction boxes from the active sewer system to mitigate future sanitary sewer overflows and properly route the wastewater to the Lockwood Lift Station. The work will also include disconnecting the prohibited combined sewer system necessary to comply with the State of Texas environmental regulations.

**PAY OR PLAY PROGRAM:** The contract requires compliance with City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

**M/WBE Subcontracting:**

The contractor, RePipe Construction, Ltd., has agreed to 9.36% M/WBE and 1.69 % SBE participation level and has designated the below named companies as its certified M/WBE and SBE subcontractors:

<u>M/WBE Name</u>	<u>Type of Work</u>	<u>Amount</u>	<u>Percentage</u>
✓ Chief Solutions, Inc.	Cleaning/CCTV Services	\$199,996.58	3.12%
✓ CBL Industries, LLC.	Concrete/Asphalt Paving Services	\$199,998.95	3.12%
✓ 5M Rope & Supply, LLC.	Safety Supplies and Traffic Control Services	\$199,996.30	3.12%

<u>SBE Name</u>	<u>Type of Work</u>	<u>Amount</u>	<u>Percentage</u>
✓ Deanie Hayes, Inc.	Construction Materials	\$108,274.50	1.69%

**Total: \$708,266.33      11.05%**

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

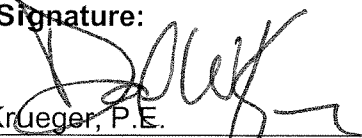
Buyer: Martin L. King  
EPO No. SPD-MLK-113010-001

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Purchase of Drainage Charge Customer Service System Software and Installation Services for the Public Works & Engineering Department	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  8
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<b>From: (Department or other point of origin):</b>  Public Works and Engineering Department	<b>Origination Date</b>	<b>Agenda Date</b>  FEB 23 2011
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected: (Council District Letter Only)</b>  All
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<b>For additional information contact:</b>  Brian Anderson (713) 371-1201 David Guernsey (832) 395-3641	<b>Date and identification of prior authorizing Council action:</b>
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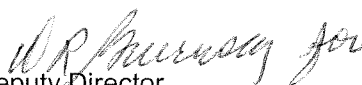

**Recommendation: (Summary)**  
 Approve the purchase of software, installation services and extended maintenance in the total amount of \$2,432,278.36 from the General Services Administration Advantage Contract, the State of Texas Procurement & Support Services Contract and the City's Master Agreement with the Texas Department of Information Resources for a Drainage Billing Customer Service System for the Public Works & Engineering Department

<b>Award Amount:</b> \$2,432,278.36	<b>Finance Budget</b>
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\$900,009.84 in FY11 – 2302 Stormwater Fund *DW 2/17/11*

**SPECIFIC EXPLANATION:**  
 The Director of Public Works & Engineering recommends that City Council approves the purchase of software, installation services and extended maintenance in the amount of \$2,432,278.36 from the General Services Administration (GSA) Advantage Contract, the State of Texas Procurement & Support Services Contract and the City's Master Agreement with the Texas Department of Information Resources and that authorization be given to issue purchase orders to the General Services Administration (GSA) Advantage Contract vendors Infor Global Solutions and GlobalNet Services, Inc, and the State of Texas Procurement & Support Services Contract and the City's Master Agreement with the Texas Department of Information Resources vendor RFD & Associates, Inc. The software, installation services and extended maintenance support services are for the Drainage Charge Customer Service System.

Chapter 47 Article XIV. Municipal Drainage Systems requires that the Director of Public Works & Engineering implement procedures and policies necessary for the administration of the drainage system and drainage charges. The Director has determined that these technology investments are necessary to facilitate an effective and efficient drainage charge, billing and verification process.

<b>REQUIRED AUTHORIZATION</b>			<b>CUIC ID 20JBR14</b>		
Finance Department	Other Authorization:   Deputy Director Susan Bandy	Other Authorization:   2.17.2011 Chief Technology Officer Oglvie Gericke			

SUBJECT: Purchase of Drainage Charge Customer Service System Software and Installation Services for the Public Works & Engineering Department

Originator's Initials

BA

Page  
2 of 3

The scope of work requires the contractors to provide the software and professional services necessary to successfully install the Drainage Charge Customer Service System. The Drainage Charge Customer Service System will facilitate a drainage charge verification and correction process that enables Public Works & Engineering to effectively notify and charge users, enable users to review the drainage charge calculations for benefited properties through an interactive online map, request a verification and correction of their drainage charges (i.e., via the web, facsimile, or mail), and request an appeal hearing via the web, phone, or mail. In addition to facilitating the administration of the drainage charge, the future expansion of this Drainage Charge Customer Service System will enable significant improvements in the administration of all Utility Customer Service (UCS) operations including customer information, billing, credit, collections, and all meter-associated services. The current 25-year old Water Customer Service System (WCIS) is the backbone for UCS operations and the limitations of this system has a direct impact on UCS customer service and billing performance. The expansion of Drainage Charge Customer Service System will enable UCS to significantly improve performance through the use of next-generation self service technology, best-practice customer service, billing, and collection operations.

The contractors were selected from U.S. General Services Administration (GSA) Advantage and the Texas Department of Information Resources that participated in the State's competitive procurement award process as outlined by the State statutes. The City of Houston has utilized these contractors for procurement in the past and were selected based upon their ability to provide the best software and installation services at the lowest competitive pricing to meet PWE's schedule in a timely manner.

**Infor Global Solutions:** For the purchase of the software and services for the installation, integration, and training of the Infor Hansen Customer Service and Case Management system the total amount of \$605,440.44.

**RFD & Associates, Inc.:** For the purchase of software and installation services of Oracle database and service oriented architecture (SOA) integration systems required to support the Drainage Charge Customer Service System in the total amount of \$1,694,195.37.

**GlobalNet Services, Inc.:** For the purchase of the software and services for the installation, integration, and training of the Google Maps Software in the total amount of \$132,642.56.

**MDBE Subcontracting:**

Infor Global Solutions has selected the following Certified MBE subcontractor based on total service related costs of \$244,848.00 and approved by the Affirmative Action Division. The requested award amount includes proprietary software, which cannot be included in the base award amount:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Jefferson Associates	Project Management	\$39,175.68	16%

**Play or Pay Program**

GlobalNet Services, Inc

The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, the contractors provide health benefits to eligible employees in compliance with City policy.

Infor Global Solutions, Jefferson Associates and RFD & Associates, Inc..

The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

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

**Out Year Funding**

FY 12	FY 13	FY 14	FY 15
Fund 2302 \$817,653.76	Fund 2302 \$231,199.57	Fund 2302 \$238,135.56	Fund 2302 \$245,279.63

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

RCA# 8923

**Subject:** Purchase of Earth Moving and Street Maintenance Equipment Through the Houston-Galveston Area Council for Various Departments S34-E23837-H

Category #  
1 & 4

Page 1 of 2

Agenda Item

9+9A

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

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

**Origination Date**

January 11, 2011

**Agenda Date**

FEB 23 2011

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**

All

**For additional information contact:**

David Guernsey Phone: (832) 395-3640  
Ray DuRousseau Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$679,470.20 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve the purchase of earth moving and street maintenance equipment through the Houston-Galveston Area Council (H-GAC) in the amount of \$1,408,786.98 for various departments.

Award Amount: \$1,408,786.98

**Finance Budget**

\$ 679,470.20 - Equipment Acquisition Consolidated Fund (Fund 1800)  
\$ 729,316.78 - PWE -Combined Utility System General Purpose Fund (Fund 8305)  
\$1,408,786.98 - Total Funding

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$679,470.20 out of the Equipment Acquisition Consolidated Fund (Fund 1800). It is further recommended that City Council approve the purchase of earth moving and street maintenance equipment through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$1,408,786.98 for various departments, and that authorization be given to issue purchase orders to the H-GAC contractors as shown below. This new equipment will be used citywide by the departments in the repair and replacement of water and wastewater utility lines, grounds keeping operations and maintenance of City bridges and streets. The equipment being purchased with funding from the Equipment Acquisition Consolidated Fund is included in the adopted Equipment Acquisition Plan.

**John Deere Company – A Division of Deere & Company:** Approve the purchase of a compact excavator, two skid steer loaders with hydraulic hammer attachments and a skid steer loader with a scrap grapple attachment in the amount of \$178,367.98.

The compact excavator will come with a full one-year/unlimited hours warranty and the life expectancy is fifteen years. The skid steer loaders will come with a full one-year/unlimited hours warranty and the life expectancy is twelve years.

**Hi-Way Equipment Company:** Approve the purchase of a telescopic boom hydraulic excavator and two vibratory rollers in the amount of \$615,919.00.

The hydraulic excavator will come with warranties of three years/4,500 hours on the complete unit and five years/6,000 hours on the diesel engine and the life expectancy is twelve years. The vibratory rollers will come with a full three-year/1,500 hour warranty and the life expectancy is fifteen years.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*MT*  
*PA*

Date: 1/11/2011	Subject: Purchase of Earth Moving and Street Maintenance Equipment Through the Houston-Galveston Area Council for Various Departments S34-E23837-H	Originator's Initials LB	Page 2 of 2
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**Doggett Heavy Machinery Service, LLC:** Approve the purchase of four backhoes with hydraulic hammer attachments in the amount of \$614,500.00.

The backhoes will come with a full seven-year/7,500 hour warranty and the life expectancy is twelve years.

This new equipment will meet the EPA's current emission standards for equipment with diesel engines. As detailed in the attached Equipment Usage Summary, the equipment that will be replaced has reached its life expectancy and will be sent to auction for disposition.

Buyer: Larry Benka

Attachment: Equipment Usage Summary

**RCA 8923  
EQUIPMENT USAGE SUMMARY  
EARTH MOVING EQUIPMENT S34-E23837-H**

Requisition Number/ Item Description	Qty	Department/Division Fleet Usage	Equipment Replacement	
10109851/Compact Excavator with 12" Rubber Track	1	Public Works & Engineering Department/ Public Utilities Division  This small excavator will be used citywide by the Department in the repair and replacement of water and wastewater utility lines in residential areas.	<u>Shop No.</u> 31619	<u>Age/Yrs</u> 10
10109647/Skid Steer Loader with Hydraulic Hammer attachment	2	Public Works & Engineering Department/ Public Utilities Division  These skid steer loaders will be used citywide by the Department's Wastewater Operations Branch to remove grit and debris from treatment plants and to load and unload grass and topsoil during grounds keeping operations.	Additions to the Fleet.  Currently, there are two of these types of skid loaders in the Department's equipment inventory and they are being utilized in other operations. There are no reserves. These additional units will allow the Department to better utilize its resources in performing maintenance operations.	
10111025/Skid Steer Loader with a Scrap Grapple attachment	1	Parks & Recreation Department  This skid steer loader will be used primary at the Lake Houston Park by the Department to move dirt, debris, broken limbs and cut trees.	Addition to the Fleet.  Currently, the Department has three similar loaders in its equipment inventory, two units are in good condition, one unit is in poor condition, and there are no reserves. These units are shared various Divisions within the Department. This additional unit is required at the Lake Houston Park to assist in the maintenance and renovation of the park to attract additional visitors and increase park revenues.	
10109545/Telescopic Boom Hydraulic Excavator	1	Public Works & Engineering Department/ Right-of-Way and Fleet Maintenance Division  This excavator will be used citywide by the Department for the repair and replacement of timber-supported bridges.	<u>Shop No.</u> 26767	<u>Age/Yrs</u> 13
10109546/Vibratory Tandem Roller	2	Public Works & Engineering Department/ Right-of-Way and Fleet Maintenance Division  These vibratory rollers will be used citywide by the Department in the repair of City streets.	<u>Shop No.</u> 19957 19960	<u>Age/Yrs</u> 18 18
10109646/Backhoe with Hydraulic Hammer attachment	4	Public Works & Engineering Department/ Public Utilities Division  These backhoes will be used citywide by the Department for the maintenance of water distribution and wastewater collection utility lines.	<u>Shop No.</u> 22952 28461 28044 28043	<u>Age/Yrs</u> 16 12 12 12

**SUBJECT:** Approve an ordinance to renew the existing letter of credit for the City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B-1.

**Category #**

**Page 1 of 1**

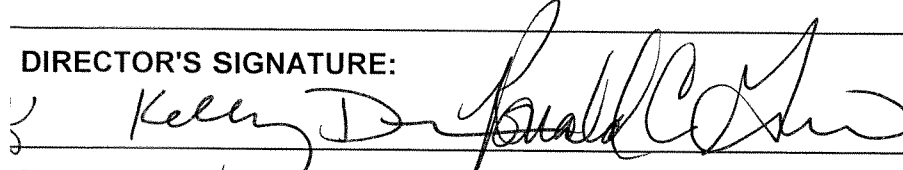
**Agenda Item# 10**

**FROM (Department or other point of origin):**  
Department of Finance and Office of the City Controller

**Origination Date:**  
2/11/2011

**Agenda Date**  
FEB 23 2011

**DIRECTOR'S SIGNATURE:**



**Council District Affected:**  
All

**For additional information contact:**

James Moncur **Phone:** 832-393-1009  
Shawnell Holman-Smith **Phone:** 832-393-3513

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

March 24, 2010 – Ordinance No. 2010-0215

**RECOMMENDATION: (Summary)**

Approve an ordinance to renew the existing letter of credit for the City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B-1 in an amount up to \$225 million.

**Amount of Funding:** Not Applicable

**Finance Budget:**

**Source of Funding:**  General Fund  Grant Fund  Other (Specify)  Enterprise Fund

**SPECIFIC EXPLANATION:**

On April 8, 2008 the CUS converted the Series 2004B Bonds, which were originally issued as auction rate securities, into variable rate demand bonds ("VRDBs"). VRDBs are long term bonds that are remarketed weekly at short term interest rates. The VRDBs have provided a cost-effective method of financing a portion of the CUS Capital Improvement Program ("CIP"). In order to be marketable, the VRDBs require a liquidity facility provided by a highly rated bank.

Currently, the letter of credit for the CUS Series 2004B-1 Bonds is scheduled to expire on April 6<sup>th</sup> 2011. Bank of America, N.A. currently provides the letter of credit and is willing to renew the current facility for the entire amount of \$225 million. The letter of credit will be renewed for a proposed term of 3 years, with a 1 year termination clause at the option of the City without penalty.

**Recommendation:**

The Finance Working Group recommends approval of this item.

**REQUIRED AUTHORIZATION**

**Finance Director:**

**Other Authorization:**

**Other Authorization:**



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

R

<b>SUBJECT:</b> An ordinance authorizing the first and second amendment to the contracts of various providers of in-home services for seniors and increasing the maximum contract amounts	<b>Category #</b>	<b>Page</b> 1 of 3	<b>Agenda Item #</b>  11
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<b>FROM (Department or other point of origin):</b> Department of Health and Human Services	<b>Origination Date</b> 2/1/2011	<b>Agenda Date</b> FEB 23 2011
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<b>DIRECTOR'S SIGNATURE:</b> <i>Stephen Z. Wilkerson</i>	<b>Council District affected:</b> All
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<b>For additional information contact:</b> Kathy Barton Telephone: 832-393-5045; Cell: 713-826-5801	<b>Date and identification of prior authorizing Council action:</b> 03-11-2009 2009-0208, 04-1-2009 2009-0288, 06-17-2009 2009-0526 and 07-29-2009 2009-0689
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**RECOMMENDATION:** An ordinance authorizing the first and second amendment to the contracts of various providers of in-home services for seniors and increasing the maximum contract amounts

<b>Amount of Funding:</b> New Maximum Contract Amount: \$25,095,000.00 Total Funding Increase: \$19,004,881.10 Federal State Local – Pass through Fund (5030)	<b>Finance Department:</b>
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**SOURCE OF FUNDING:** [ ] General Fund [ X ] Grant Fund [ ] Enterprise Fund [ ]  
Other ( Specify):

The Houston Department of Health and Human Services (HDHHS) requests City Council to approve an ordinance authorizing amendments to extend contracts with various in-home service providers from October 1, 2013 to September 30, 2014 and increase the maximum contract amounts. The providers in this request are Dinsmore Medical Systems LLC., PerryLee Home Health Care Services, Inc., Ronald L. Norsworthy, Inc, a Texas Corporation dba Home Helpers Fort Bend and Sheltering Arms, Houston, Texas. These in-home service providers were selected through a request for proposal process in 2008 to provide adult day care, caregiver respite in-home, homemaker, personal assistance, instruction and training and emergency response services, to seniors (60+) who reside in the City of Houston and Harris County. The respective contracts were approved on March 11, 2009, April 1, 2009, June, 17, 2009 and July 29, 2009. Each contract was effective on the date of countersignature and extended through September 30, 2012.

The Harris County Area Agency on Aging (HCAAA) provider contracts incur the challenge of incorporating multi-year funding periods with multiple funding sources for service provision to meet guiding policies of the Department of Aging and Disability Services (DADS) and the City. Elevated contract cap amounts provide flexibility for HCAAA to accept additional funding for additional services and continue normal operations.

We are requesting a decrease in the maximum contract amount for Dinsmore Medical Systems, because although there is a need for this service the current maximum contract far exceeds the estimated value of services for the entire term of the contract.

cc: Finance Department  
Legal Department  
Agenda Director

<b>REQUIRED AUTHORIZATION</b>		
<b>Finance Department</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>

Date 2/1/2011	<b>SUBJECT: An ordinance authorizing the first and second amendment to the contracts of various providers of In-home services for seniors and increasing their maximum contract amounts</b>	Originator's Initials	Page _2_ of _3_
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The City of Houston, as designated by DADS, has full authority and responsibility for funds and services authorized under the Title of the Older Americans Action of 1965, as amended. These funds are disbursed by the U.S. Department of Health and Human Services through the Texas Department of Aging and Disability Services and administered by the HDHHS's Harris County Area Agency on Aging.

The new cap amounts are noted below:

Contractor	Current Cap	Contract Cap Increase	New Contract Cap	Services
PerryLee Home Health Care Services	\$1,314,375.00	\$8,685,625.00	\$10,000,000.00	Caregiver respite In-home, homemaker, and personal assistance
Sheltering Arms, Houston, Texas	\$4,000,000.00	\$6,000,000.00	\$10,000,000.00	Adult day care, caregiver respite In-home, homemaker, personal assistance and instruction and training
Ronald L. Norsworthy, Inc, a Texas Corporation dba Home Helpers Fort Bend	\$575,743.90	\$4,424,256.10	\$5,000,000.00	Caregiver respite In-home, homemaker, personal assistance and emergency response services
TOTAL		\$19,109,881.10	\$25,000,000.00	

Contractor	Current Cap	Contract Cap Decrease	New Contract Cap	Services
Dinsmore Medical Systems	\$200,000.00	-\$105,000.00	\$95,000.00	Emergency response services

Units provided for each service category in FY2010 are listed below:

Service	Number of Units
Adult Day Care	8,816
Homemaker	14,148.75
Caregiver Respite In-home	43,160.25
Personal Assistance	24,658.33
Emergency Response	43
Instruction and Training	187

Units reported reflect the federal fiscal year (October 2009 through September 2010) for 2010. A unit for adult day care equals one half day, a unit for homemaker equals one hour, a unit for caregiver respite In-home equals one hour, a unit for personal assistance equals one hour, a unit of instruction and training services equals each participant, caregiver or agency and a unit for emergency response equals one month of ERS service.

Date 2/1/2011	SUBJECT: An ordinance authorizing the first and second amendment to the contracts of various providers of In-home services for seniors and increasing their maximum contract amounts	Originator's Initials	Page _2_ of _3_
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Units anticipated to be provided in FY2011:

Dinsmore Medical Systems	Emergency response services	166
Sheltering Arms, Houston, Texas	Adult Day Care	5,556
	Caregiver Respite In-home	15,628
	Homemaker	7,228
	Personal Assistance	12,020
	Instruction and Training	204
PerryLee Home Health Care Services	Caregiver respite in-home	8,125
	Homemaker	5,366
	Personal assistance	6,291
Ronald L. Norsworthy, Inc, a Texas Corporation dba Home Helpers Fort Bend	Caregiver respite in-home	980
	Homemaker	1,017
	Personal assistance	2,095
	Emergency response services	164

The contracts require compliance with the City's Pay or Play ordinance regarding health benefits for employees of City Contractors. In this case, PerryLee Home Health Care Services and Ronald L. Norsworthy, Inc, a Texas Corporation dba Home Helpers Fort Bend have elected to pay into the Contractor Responsibility Fund in compliance with City policy. Sheltering Arms Senior Services Houston, Texas Provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City Policy.

HCD11-10

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

<b>SUBJECT:</b> An ordinance amending City of Houston Ordinance No. 2010-372, passed on May 12, 2010, which approved and authorized the submission of the 2010 Consolidated Plan, which is referred to as the 2010-2014 Consolidated Plan & Action Plan (Plan) to the United States Department of Housing and Urban Development (HUD); by making a Substantial Amendment to the plan to add a new grant application for the Neighborhood Stabilization Program—NSP3; authorizing the submission of the application for NSP3 funding to HUD, and the acceptance of grant funds once approved.	<b>Category #</b>	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  12

<b>FROM (Department or other point of origin):</b> James D. Noteware Director Housing and Community Development Department	<b>Origination Date</b> 02-11-11	<b>Agenda Date</b> FEB 23 2011
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> A, B, D, E, H, I
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<b>For additional information contact:</b> David Kim Phone: (713) 868-8323	<b>Date and identification of prior authorizing Council action:</b> NA
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**RECOMMENDATION: (Summary)** An ordinance amending City of Houston Ordinance No. 2010-372, passed on May 12, 2010, which approved and authorized the submission of the 2010 Consolidated Plan, which is referred to as the 2010-2014 Consolidated Plan & Action Plan (Plan) to the United States Department of Housing and Urban Development (HUD); by making a substantial amendment to the plan to add a new grant application for the Neighborhood Stabilization Program—NSP3; authorizing the submission of the application for NSP3 funding to the HUD, and the acceptance of grant funds once approved.

<b>Amount of Funding:</b> \$3,389,035	<b>Finance Budget:</b>
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**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund


Other (Specify)      Neighborhood Stabilization Program

**SPECIFIC EXPLANATION:**  
The Housing and Community Development Department (HCDD) recommends the approval of the application and action plan (collectively, the "Application") to HUD for NSP3 funding in the amount of \$3,389,035. These funds will be used within the appropriately identified areas of greatest need, to fund the acquisition, demolition, rehabilitation and/or redevelopment of both single-family and multifamily foreclosed and/or abandoned properties. The goal of NSP is to stabilize certain neighborhoods targeted that have high numbers of foreclosed and/or abandoned properties and high concentrations of delinquent loans and subprime loans. NSP3 funds are made available to eligible jurisdictions through the Dodd-Frank Wall Street Reform and Consumer Protection Act (Dodd-Frank Act) of 2010.

HCDD, after approval by City Council authorizing the submission of the Application to HUD for NSP3 funding, plans to submit the Application to HUD in order to meet the deadline of March 1, 2011.

This award will not require the City to provide matching funds.

REQUIRED AUTHORIZATION		
<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>

<b>Date</b> <b>02/11/11</b>	An ordinance amending City of Houston Ordinance No. 2010-372, passed on May 12, 2010, which approved and authorized the submission of the 2010 Consolidated Plan, which is referred to as the 2010-2014 Consolidated Plan & Action Plan (Plan) to the United States Department of Housing and Urban Development (HUD); by making a substantial amendment to the plan to add a new grant application for the Neighborhood Stabilization Program—NSP3; authorizing the submission of the application for NSP3 funding to HUD, and the acceptance of grant funds once approved.	<b>Originator's Initials</b> 	<b>Page</b> <u>2</u> of <u>2</u>
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Total Funds and Sources: \$3,389,035  
Category of Persons: Low-Income/Very Low-Income

The grant will provide funding for:

Activity	Amount
Single Family Acquisition & Rehabilitation	\$1,713,035
Multifamily Acquisition & Rehabilitation	\$1,000,000
Demolition	\$338,000
Administration	\$338,000
<b>Total</b>	<b>\$3,389,035</b>

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 reallocation of funds increases or decreases the budget of an activity by more than twenty-five percent (25%) of the original budget; or (4) when there is a change in the purpose, scope, location or beneficiaries of an activity, or when a priority has changed or when new statutes and regulations require a new grant component to be added by substantial amendment. Herein, the NSP3 regulations required the grant application to be added the grantees 2010 Consolidated Plan by substantial amendment.

The Housing and Community Development Committee was notified of this pending Application on February 17, 2011.

The public was invited to comment on this proposed amendment to the 2010 Consolidated for the period of 15 days, from Saturday February 12, 2011 through Monday, February 28, 2011.

JN:DK:DR

City Secretary  
Mayor's Office  
Legal Department  
Finance Department

<b>SUBJECT:</b> Ordinances amending the property description included in the strategic partnership agreement and limited purpose annexation with the Cy Champ PUD		<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 13+13A
<b>FROM (Department or other point of origin):</b> Planning and Development		<b>Origination Date</b> February 8, 2011		<b>Agenda Date</b> FEB 29 2011
<b>DIRECTOR'S SIGNATURE:</b> <i>Maree K. Gayle</i>		<b>Council District affected:</b> n/a		
<b>For additional information contact:</b> Nicole Smothers Phone: 713-837-7856		<b>Date and identification of prior authorizing Council action:</b> 2009-1174, 2010-975 & 2010-976		
<b>RECOMMENDATION: (Summary)</b> That City Council pass ordinances amending the property description included in the 1) strategic partnership agreement and 2) limited purpose annexation with Cy Champ PUD, as authorized by Ordinance Nos. 2010-975 and 2009-1174, respectively.				
<b>Amount and Source of Funding:</b> N/A			<b>Finance Budget:</b>	
<b>SPECIFIC EXPLANATION:</b> On December 1, 2009, City Council approved a limited purpose annexation with Cy Champ Public Utility District ("PUD") (Ordinance No. 2009-1174). On December 1, 2010, City Council approved an amendment to the strategic partnership agreement with Cy Champ PUD (Ordinance No. 2010-975) and annexed additional territory for limited purposes (Ordinance No. 2010-976). The property description attached to Ordinance No. 2010-975, regarding the strategic partnership agreement, and Ordinance No. 2009-1174, regarding the limited purpose annexation, included some territory that neither the city nor the Cy-Champ PUD intended to include in the descriptions.  This action will correct the property descriptions and remove from the limited purpose annexation and strategic partnership agreement the territory annexed by Ordinance No. 2009-1174.  This amendment will not result in any negative economic or territorial effect on the City of Houston.  The Cy-Champ PUD board has voted on and approved a resolution amending the strategic partnership agreement, including the property descriptions, between the City and Cy-Champ PUD.  Copy: David Feldman, City Attorney Yushan Chang, Assistant City Attorney Anna Russell, City Secretary				
<b>REQUIRED AUTHORIZATION</b>				
<b>Finance Director:</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b>

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #**

**SUBJECT: APPROVE AN ORDINANCE RELATING TO PRESCRIBING STANDARDS FOR INSTALLING FIRE HYDRANTS BY PUBLIC UTILITIES IN RESIDENTIAL AREAS WITHIN THE CITY**

**Category #**

**Page 1 of 1**

**Agenda Item#**

15

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

Alfred J. Moran, Jr., Director  
Administration & Regulatory Affairs

**Origination Date**

February 9, 2011

**Agenda Date**

FEB 23 2011

**DIRECTOR'S SIGNATURE:**

**Council Districts affected:**

All

**For additional information contact:**

Tina Paez **Phone:** 713-837-9630  
Alisa Talley **Phone:** 713-837-0849

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

N/A

**RECOMMENDATION:**

Approve an ordinance relating to prescribing standards for installing fire hydrants by public utilities in residential areas within the city.

**Amount of Funding:** N/A

**ARA Budget:**

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

**SPECIFIC EXPLANATION:**

The Administration & Regulatory Affairs Department (ARA) recommends that Council adopt an ordinance relating to prescribing standards for installing fire hydrants by public utilities in residential areas within the city.

The Texas Commission on Environmental Quality (TCEQ) recently amended Rule 290.46(x) ("Public Safety Rule") to reflect changes to the Texas Health and Safety Code (THSC), Section 341.0358(b), enacted by the 81<sup>st</sup> Legislature in House Bill 3661. Pursuant to the amended legislation, the City of Houston, as the regulatory authority for public water utilities operating within the city limits, is required to adopt standards for installing fire hydrants that are adequate to protect public safety in residential areas within the city. The Public Safety Rule directs that standards must, at a minimum, conform to current American Water Works Association (AWWA) standards related to fire hydrants and the requirements of Rule 290.44(e)(6), pertaining to the location of fire hydrants. Rule 290.44(e)(6) prohibits the installation of a fire hydrant within nine feet vertically or horizontally of any wastewater main, wastewater lateral, or wastewater service line regardless of construction.

The City is required to adopt standards for installing fire hydrants adequate to protect public safety in residential areas in the city within one year of the effective date of the TCEQ rule — no later than June 10, 2011. The proposed ordinance adopts the standards and definitions contained in the Public Safety Rule as the City's Fire Hydrant Standards.

Public utilities located in residential areas within the City are required to comply with the Fire Hydrant Standards that are adopted by the City within one year of the effective date of the Ordinance.

ARA recommends that Council approve the ordinance relating to prescribing the standards for installing fire hydrants by public utilities in residential areas within the city.

**REQUIRED AUTHORIZATION**

ARA Director:

<b>SUBJECT:</b> Ordinance approving and authorizing Contracts for professional, independent internal audit and consulting services to various contractors.		<b>Category #</b>	<b>Page</b> 1 of <u>1</u>	<b>Agenda Item#</b> <u>16</u>
<b>FROM (Department or other point of origin):</b> Office of the City Controller		<b>Origination Date:</b> February 17, 2011		<b>Agenda Date:</b> FEB 23 2011
<b>DIRECTOR'S SIGNATURE:</b> <i>Ronald C. Schroeder</i>		<b>Council District Affected:</b> All		
<b>For additional information contact:</b> David Schroeder, City Auditor Phone: (832) 393-3510		<b>Date and identification of prior authorizing Council action:</b> N/A		

**RECOMMENDATION: (Summary)**

Approve and authorize an ordinance awarding professional, independent internal audit and consulting services contracts respectively to: 1) Horn Solutions, Inc., (2) McConnell & Jones L.L.P. (minority-owned), (3) Jefferson Wells International, Inc., (4) Protiviti Inc., (5) Null-Lairson P.C., (6) Weaver and Tidwell, L.L.P., (7) MGT of America, Inc. (8) MFR, P. C. (minority-owned), and (9) UHY Advisors TX LLC.

**Potential Amount of Funding:****Annual amounts, beginning in FY2011**

- \$400,000 Office of the City Controller – General Fund – 1000
- \$ 50,000 Administration and Regulatory Affairs Department – General Fund – 1000
- \$ 50,000 Housing and Community Development Department; Grant Funds
  - 5205 Katrina/Rita (\$20,000)
  - 2409 TIRZ Affordable Housing (\$20,000)
  - 5000 CDBG/Home (\$10,000)
- \$ 50,000 Houston Airport System – Enterprise Fund – 8001
- \$ 50,000 Information Technology Department – General Fund – 1000

**NOTE:** Housing requests a maximum of \$250,000 to be expended over a 5 year period inclusive of renewal periods to run consecutively with ordinance parameters, to the extent federal funds have been awarded and are available.

**Finance Budget:**

**Source of Funding:**  General Fund  Grant Fund  Enterprise Fund  Other (Specify)

**Maximum Contract Amount:** \$3,000,000

**SPECIFIC EXPLANATION:**

The Office of the City Controller, as part of its mission to provide professional, independent audit services, is requesting City Council approval for contracts for outside auditing and consulting services. The Office of the City Controller provides the Mayor, City Council and department management with independent analyses of programs, procedures, laws, regulations, contracts; the adequacy of the City's internal control structure; and safeguarding of assets.

The Office of the City Controller applies a balanced audit approach by using auditors who are City Employees and outside firms. Outside firms are used to conduct audits that may require a level of expertise not available in-house and/or items that may represent a conflict of interest. The selected firms will be used to help complete various audits in the City Controller's Annual Audit Plan and some special requests from the Departments and City Council. The FY2011 Audit Plan includes financial; performance; compliance; revenue enhancement; follow-up; Information Technology; special projects and unannounced audits. The City of Houston Enterprise Risk Assessment serves as a planning tool to help determine the best investment for audit efforts. In preparing the City Controller's Annual Audit Plan, City Council and department management's concerns and input are also considered. A Request for Qualifications and Proposals (RFQP) was prepared and published on the City of Houston, Strategic Purchasing Division website and published in the Houston Chronicle on September 15, 2010. Additionally, a Pre-Proposal Conference was held on October 5, 2010. Approximately 25 firms participated in the Pre-Proposal conference, with 15 of them responding to the RFQP with formal proposals.

The Controller's Office reviewed the proposals and ranked them based on the numerical scoring mechanism as outlined in the RFQP. Examples of the selection criteria were: quality of proposal, proposer experience, qualifications and experience of team members, MWBE participation, and propose rates. The MWBE goal for this program is 24%. As a result, Nine (9) firms were selected for participation in the contract and are therefore recommended for approval as follows:

- (1) Horn Solutions, Inc., (2) McConnell & Jones L.L.P. (minority-owned), (3) Jefferson Wells International, Inc., (4) Protiviti Inc., (5) Null-Lairson P.C., (6) Weaver and Tidwell, L.L.P., (7) MGT of America, Inc. (8) MFR, P. C. (minority-owned), (9) UHY Advisors TX LLC

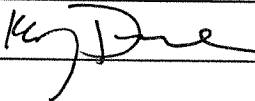
This ordinance allows a maximum of \$3,000,000 for completion of audit plans for three years plus automatic renewals of the contracts for up to two successive, one year terms; unless the City Controller gives notice that a contract will not be renewed. The contracts are subject to the annual allocation of budget funds from the Office of the City Controller, and other departments that may be a part of a collaborative audit effort.



The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. Subject to change, the contractors address this as follows:

- (1) Horn Solutions, Inc. has elected to pay into the Contractor Responsibility Fund in compliance with City policy
- (2) McConnell & Jones L.L.P. (minority-owned), provides health benefits to eligible employees in compliance with City policy.
- (3) Jefferson Wells International, Inc., provides health benefits to eligible employees in compliance with City policy.
- (4) Protiviti Inc., provides health benefits to eligible employees in compliance with City policy.
- (5) Null-Lairson P.C. provides health benefits to eligible employees in compliance with City policy.
- (6) Weaver and Tidwell, L.L.P. provides health benefits to eligible employees in compliance with City policy.
- (7) MGT of America, Inc. provides health benefits to eligible employees in compliance with City policy.
- (8) MFR, P. C. (minority-owned), provides health benefits to eligible employees in compliance with City policy.
- (9) UHY Advisors TX LLC provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

**REQUIRED AUTHORIZATION**

Finance Director: 	Other Authorization:	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Lease Agreement with South Central Houston Action Council, Inc. dba Central Care Community Health Center at 3315 Delano Street for the Department of Health and Human Services		<b>Page</b> 1 of 1	<b>Agenda Item</b>  17
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b>	<b>Agenda Date</b> FEB 23 2011
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>1/13/11</i> <i>Scott Minnix</i>	<b>Council District affected:</b> 1
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> <b>Phone:</b> 832-393-8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Approve and authorize a Lease Agreement with South Central Houston Action Council, Inc. dba Central Care Community Health Center, a Texas nonprofit corporation (Tenant), for the lease space at the Riverside Health Center at 3315 Delano Street, for the Department of Health and Human Services (DHHS).

<b>Amount and Source Of Funding:</b> Revenue	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends approval of a Lease Agreement with South Central Houston Action Council, Inc. dba Central Care Community Health Center (CCCHC), a Texas nonprofit corporation, for 5,502 square feet of lease space at the Riverside Health Center located at 3315 Delano Street, Houston, Texas. CCCHC is permitted to use the leased premises to provide primary and pediatric health care services and other health services to low-income persons on a discounted or sliding fee schedule based on federal poverty guidelines. CCCHC is required to submit to DHHS monthly and annual reports of the services provided.

The proposed lease provides for a five-year initial term with two five-year renewal options at a monthly rental of \$5,896.31 (\$1.07 psf per month/\$12.86 psf per annum) plus CCCHC's pro rata share of the estimated monthly building operating expenses, which include utilities, janitorial and security services. CCCHC will be allowed to offset its rent by the value of the health services it provides. The City recognizes these services to be a legitimate public and municipal purpose that are in the best interests of the citizens of Houston. CCCHC's monthly operating expenses for the first year of the lease will be \$47,537.28. CCCHC shall pay the City annually, any difference between the estimated operating expenses and the actual costs of operating the building.

The new lease term will commence on the date of countersignature by the City Controller. CCCHC is responsible for maintenance, taxes, and insurance.

SM:BC:JLN:RB:npb

xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby and Claudette Manning

**REQUIRED AUTHORIZATION**

CUIC ID# 25 RB 101

<b>General Services Department:</b>  <i>Forest R. Christy, Jr.</i>  Forest R. Christy, Jr. Director, Real Estate Division		<b>Department of Health and Human Services:</b>  <i>Stephen L. Williams</i>  Stephen L. Williams, M.Ed., M.P.A. Director
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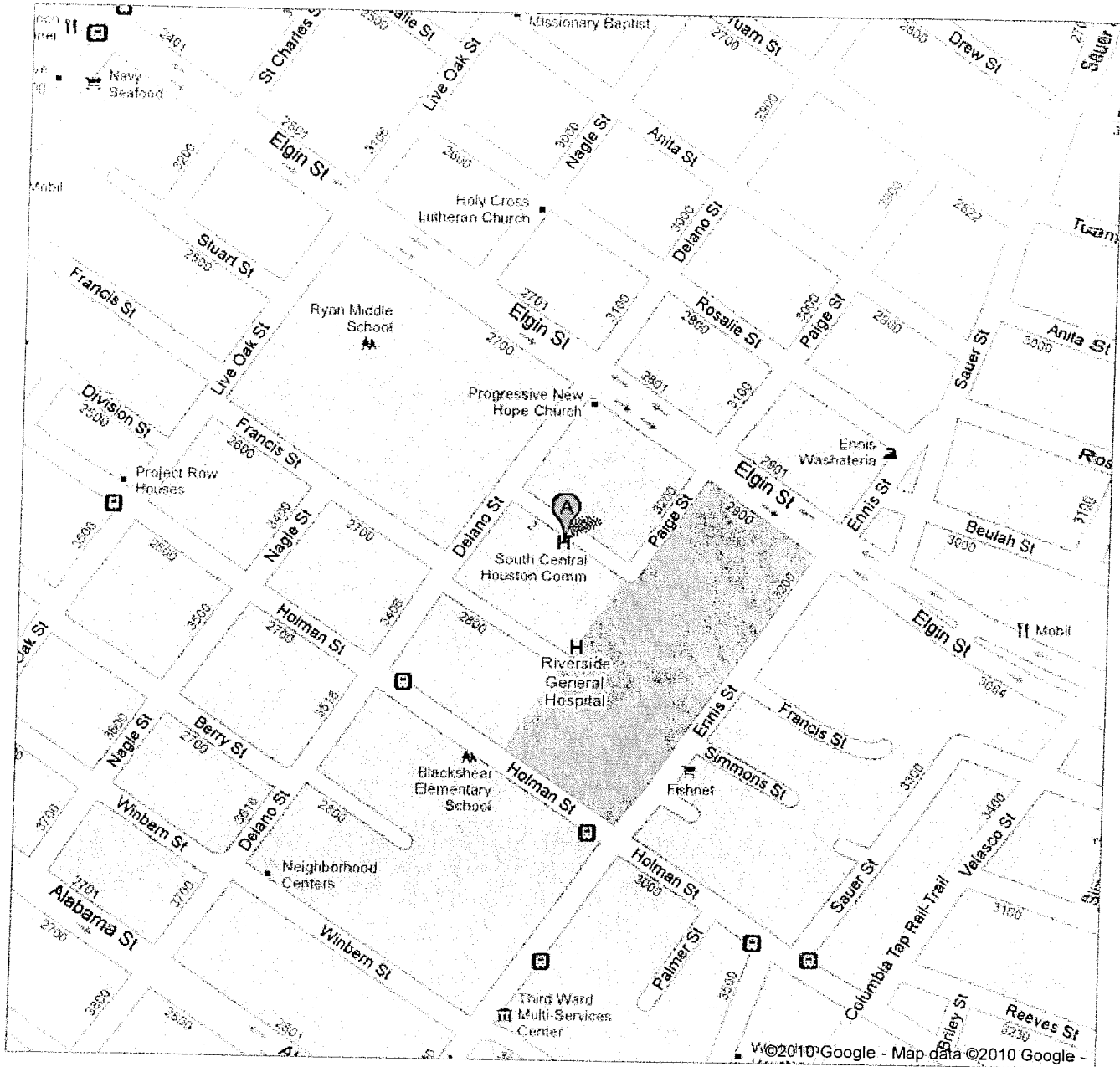
Google maps

Address 3315 Delano St  
Houston, TX 77004

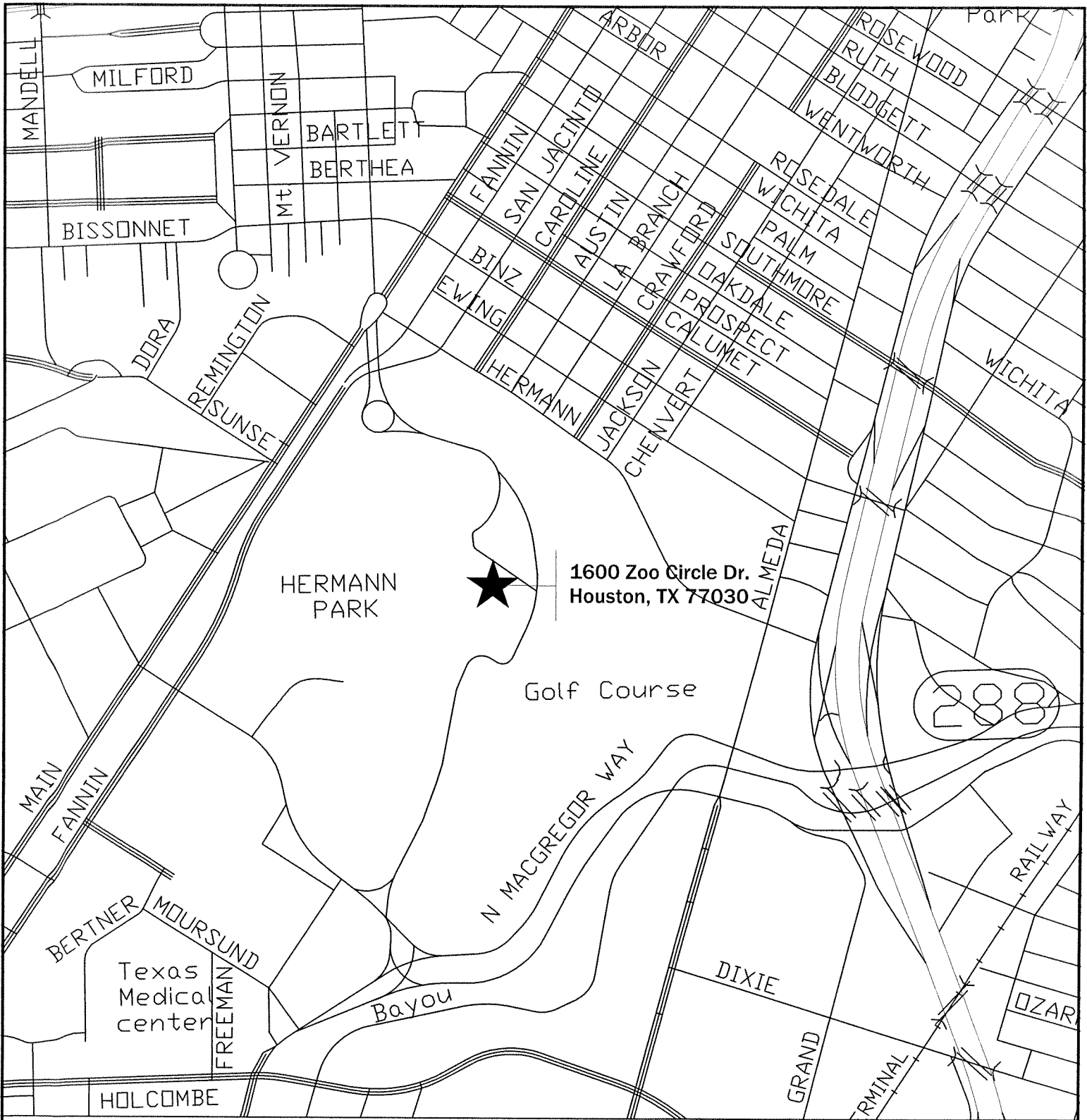
Get Google Maps on your phone



Text the word "GMAPS" to 466-453



<b>SUBJECT:</b> Appropriate Funds for Issuance of a Purchase Order to Paul E. Allen Company, Inc. for picnic tables for Hermann Park. WBS No. F-000508-0001-5		<b>Page</b> 1 of 1	<b>Agenda Item</b> 18
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 2/14/11	<b>Agenda Date</b> FEB 23 2011
<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i> 2/2/11		<b>Council District(s) affected:</b> D	
<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832 393 8023		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION:</b> Appropriate funds for the project.			
<b>Amount and Source Of Funding:</b> \$28,075.00 Parks Consolidated Construction Fund (4502)			<b>Finance Budget:</b>
<b>SPECIFIC EXPLANATION:</b> The General Services Department recommends that City Council appropriate \$ 28,075.00 to fund the issuance of a purchase order to Paul E. Allen Company, Inc. to provide picnic tables for Hermann Park for the Parks and Recreation Department.			
<b>PROJECT LOCATION:</b> 1600 Zoo Circle (Key Map 533A)			
<b>PROJECT DESCRIPTION:</b> The project includes the purchase and delivery of 15 picnic tables for the Hermann Park Lake Picnic area. These tables are constructed of heavy timber which meet the Hermann Park Conservancy's site furnishing standards.			
SM:RAV:JLN: <i>JLN</i> :LJ:RO:lj			
c: Marta Crinejo, Mark Ross, Rick DeWees, Jacquelyn L. Nisby, Calvin Curtis, Angela Jackson, Sandy Yen, Christopher Gonzales, File 813			
<b>REQUIRED AUTHORIZATION</b>			CUIC# 25PARK116 <i>MD</i>
<b>General Services Department:</b>  <i>[Signature]</i> Richard A. Vella Chief of Design & Construction Division		<b>Parks and Recreation Department:</b>  <i>[Signature]</i> Joe Turner Director	



1600 Zoo Circle Dr.  
Houston, TX 77030

HERMANN  
PARK

Golf Course

Texas  
Medical  
center

Bayou

Hermann Park  
1600 Zoo Circle Dr.  
Houston, TX 77030

<b>SUBJECT:</b> Appropriate Funds and Authorize Issuance of a Purchase Order to Playcore Wisconsin, Inc. dba Gametime through the U.S. Communities Government Purchasing Alliance for Jaycee Park for the Parks and Recreation Department. WBS No. F-000758-0001-5	<b>Page</b> 1 of 1	<b>Agenda Item</b>  19
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 2-15-11	<b>Agenda Date</b> FEB 23 2011
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<b>DIRECTOR'S SIGNATURE</b> Scott Minnix <i>Scott Minnix</i> 2/2/11	<b>Council District(s) affected</b> A
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832 393 8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Appropriate funds and authorize issuance of a purchase order in the amount of \$60,599.10 to Playcore Wisconsin, Inc. dba Gametime through the U. S. Communities Government Purchasing Alliance for the Parks and Recreation Department.

<b>Amount and Source Of Funding:</b> \$ 60,599.10 Parks and Recreation Dedication Fund (4035)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council appropriate \$ 60,599.10 and authorize the issuance of a purchase order to Playcore Wisconsin, Inc. dba Gametime through the U.S. Communities Government Purchasing Alliance to purchase playground equipment for Jaycee Park for the Parks and Recreation Department.

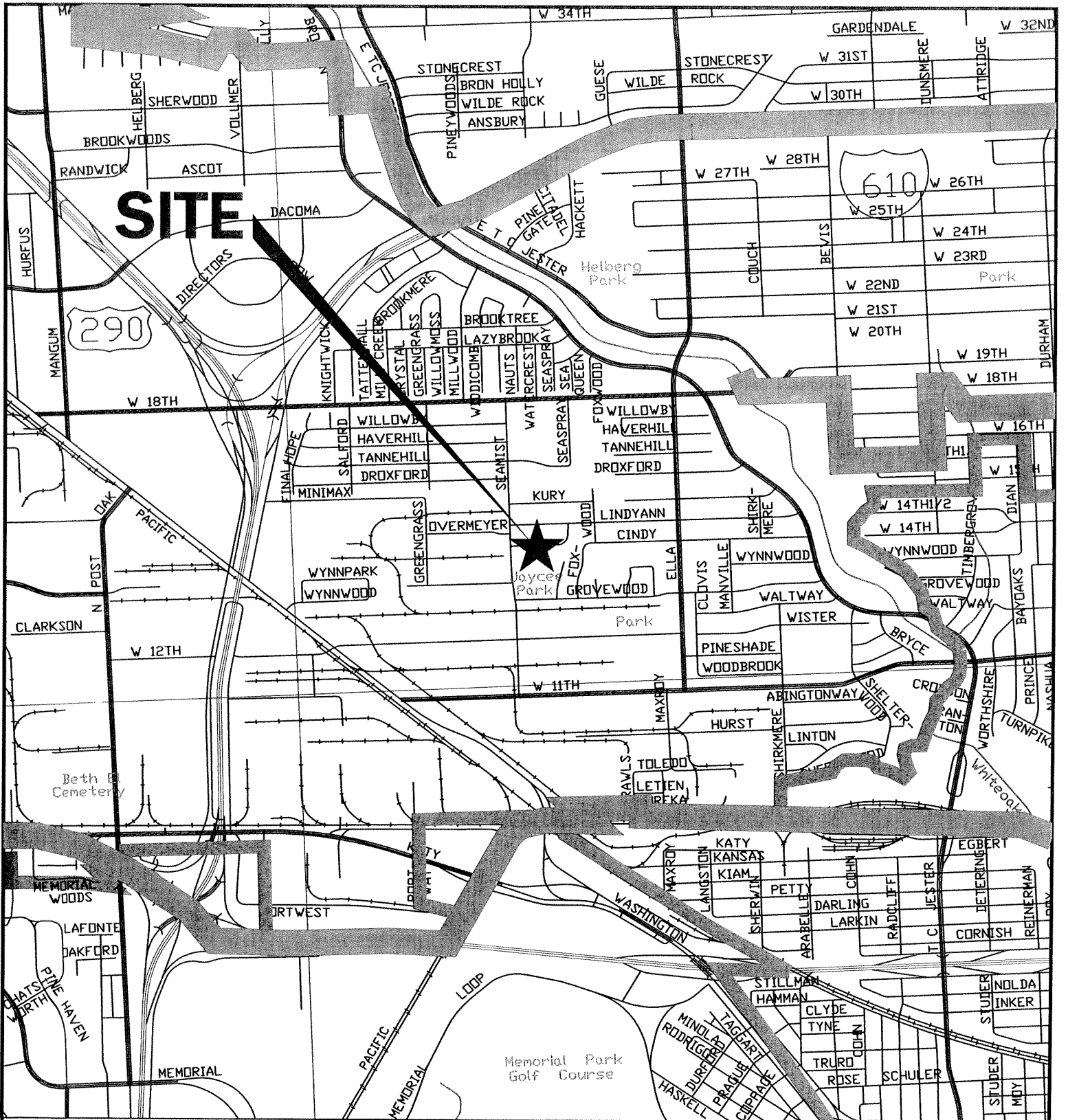
**PROJECT LOCATION:** 1300 Seamist, Key Map 452W

**PROJECT DESCRIPTION:** The project includes the purchase and delivery of a modular playground structure, climbing wall, independent playground components and engineered wood fiber fall surfacing. The equipment installation will be provided with private funds through the Houston Parks Board.

*AD*  
SM:RAV:JLN:LJ:lj  
c: Marta Crinejo, Mark Ross, Jacquelyn L. Nisby, Calvin Curtis, Angela Jackson, Sandy Yen, Christopher Gonzales, File 712

**REQUIRED AUTHORIZATION** CUIC# 25PARK143

<b>General Services Department:</b>  <i>[Signature]</i> Richard A. Vella Chief of Design & Construction Division	<b>Parks and Recreation Department:</b> <span style="float: right;">MC</span>  <i>[Signature]</i> Joe Turner Director
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Jaycee Park  
 1300 Seamist  
 Houston, TX 77008

COUNCIL DISTRICT "A"

KEY MAP NO. 452W

<b>SUBJECT:</b> First Amendment to License Agreement with American Towers, Inc. at 12411 Dawn, Houston, Texas for the Radio Communications Division of the Information Technology Department	<b>Page</b> 1 of 1	<b>Agenda Item</b> 20
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b>	<b>Agenda Date</b> FEB 23 2011
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i>	<b>Council District affected:</b> ETJ
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> <b>Phone:</b> 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2009-0881; 09/23/2009
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**RECOMMENDATION:** Approve and authorize a First Amendment to a License Agreement with American Towers, Inc. for communication tower and ground space at 12411 Dawn, Houston, Texas for the Radio Communications Division of the Information Technology Department.

<b>Amount and Source Of Funding:</b> FY2011 – \$55,215.00 Police Consolidated Construction Fund (4504) – (previously appropriated by Ordinance 2009-0713 and 2010-0648)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The City of Houston recently purchased a new radio system to replace the current outmoded Public Safety Radio system. The new radio system will have more channels, allowing radio service used by local government to serve the needs of a growing community. The new technology will be interoperable, allowing Fire, Police and Public Works to communicate more effectively with each other within the City and with other public safety entities. To facilitate this project, the Radio Communications Division of the Information Technology Department has entered into various license agreements to lease communication tower and ground space for the installation, operation and maintenance of antennas and other telecommunications equipment. It has now been determined that additional dish capacity is required to provide adequate coverage for public safety purposes.

The proposed First Amendment will allow for placement of heavier High Performance microwave dishes to replace three of the four dishes currently slated for placement on the tower. The monthly license fee will remain \$4,635.00 with an annual escalator of 3% during the license term. The City will pay \$20,000.00 for remediation costs associated with structural improvements to accommodate the additional equipment and weight on the tower. The original License Agreement commenced on September 30, 2009, for a ten-year lease term with two ten-year automatic renewal options. All other terms and conditions of the original License Agreement remain the same. The General Services Department recommends approval of a First Amendment to the License Agreement with American Towers, Inc. for additional dish capacity for the Radio Communications Division of the Information Technology Department.

SM:JLN:RB:npb

xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby, Tom Sorley

**REQUIRED AUTHORIZATION** CUIC ID# 25 RB 103

<b>General Services Department:</b> <i>Forest R. Christy, Jr.</i> Forest R. Christy, Jr., Director Real Estate Division	<b>Information Technology Department:</b> <i>Richard F. Lewis</i> Richard F. Lewis Director
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12411 Dawn Rd, Houston, TX 77067

Dawn Rd

Donna Dr

Gears Loop

W Ina Rd

© 2010 Europa Technologies

© 2010 Google

Google

Imagery Date: Jan 5, 2010

29°56'55.15" N 95°25'47.27" W elev 98 ft

Eye alt 1520 ft

R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8962

Subject: Approve an Additional Appropriation Ordinance for a new Municipal Courts Department Case Management System that is being developed by the Information Technology Department

Category # 1, 4, & 5

Page 1 of 2

Agenda Item

21

FROM (Department or other point of origin):

Richard Lewis  
Chief Information Officer  
Information Technology

Origination Date

February 11, 2011

Agenda Date

FEB 23 2011

DIRECTOR'S SIGNATURE



Council District(s) affected  
All

For additional information contact:

Mark Stinnett Phone: (832) 393-0200  
Frank Rodriguez Phone: (832) 393-0205

Date and Identification of prior authorizing Council Action:

Ord. 09-863, 10-750 passed 9/16/09, 09/22/10

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the additional appropriation of \$3,761,243.00 from the Equipment Acquisition Consolidated Fund (Fund 1800) for a new Municipal Courts Department Case Management System that is being developed by the Information Technology Department.

\$3,761,243.00 - FY11 Equipment Acquisition Consolidated Fund WBS: X-160017

Finance Budget

SPECIFIC EXPLANATION:

The Information Technology Department is currently developing a new system, the Court System Management and Technology Resources (CSMART), to manage the 1.2 million new cases processed by the Houston Municipal Courts on an annual basis. Previously City Council approved an appropriation of \$3,000,000.00 for the development of the new Courts System. The City's Chief Information Officer now recommends that Council appropriate the next segment of funding, \$3,761,243.00 from the Equipment Acquisition Consolidated Fund, for an additional contract allocation and project related costs for Houston Municipal Court Case Management System.

Background

The Information Technology Department (ITD) is developing a new application to manage the 1.2 million new cases processed annually by the Houston Municipal Courts (MCD). In October 2008, ITD, in partnership with MCD, determined that there are no "off-the-shelf" software packages that can meet Court requirements and that a custom application would have to be built. The detailed design for the new Case Management System was completed in July 2010.

CSMART will automate many of the millions of human decisions and manual actions required each year in the current case management system. CSMART will eliminate much of the manual work performed by the judges and the multiple steps involved in case resets. The new design also enhances the services provided by the Courts to defendant attorneys and bonding companies. Finally, the design defines significant improvements in the interfaces between the systems used by HPD and the new Courts System. These changes address many of the issues around warrant verification, posting bonds for individuals that have been arrested, providing timely processing of the jail dockets, and handling the subpoena process.

Over the past six months, the CSMART project team has developed a notable portion of the new application. Completed or materially in-progress at this time is the functionality required to process citations; create cases; schedule cases for the appropriate dockets; process dockets; enter judgments; process paperwork required to support judgments; and handle basic payment actions. CSMART project team members and Court personnel have worked together to conduct extensive testing of the application. In addition, citation

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Date: 2/11/2011	Subject: Approve an Appropriating Ordinance for a new Municipal Courts Department Case Management System that is being developed by the Information Technology Department	Originator's Initials FR	Page 2 of 2
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Usability testing for courtroom operations is planned for late-February with that round of testing engaging judges and court clerks to provide feedback on the System's ability to streamline operations.

#### Current Action

One key to ensuring success of the CSMART project is incremental funding milestones. Requesting funds incrementally creates high profile checkpoints during the development phase and creates accountability. We have reached such a milestone and are now asking for the next segment of funding. This RCA, if passed, will appropriate \$3,761,243.00 million which will cover approximately five months of work. Continuation of funding is essential for two reasons: 1) a break in funding will cause contractors who have been involved in development to be assigned to other projects and delay any timelines as new contractors are retrained and 2) the City is working against a hard deadline of September 2012 when we will no longer be able to use the current Courtview system at Municipal Courts.

This action was reviewed by the Budget and Fiscal Affairs committee on February 1<sup>st</sup> and it was recommended to Council for action.

#### Later Steps

Once CSMART is developed, Court personnel will conduct extensive User Acceptance Testing over a twelve week period and spend an additional eight weeks training Court personnel on the new System. Estimated cost for these activities is \$1.8 million dollars.

#### Project Budget

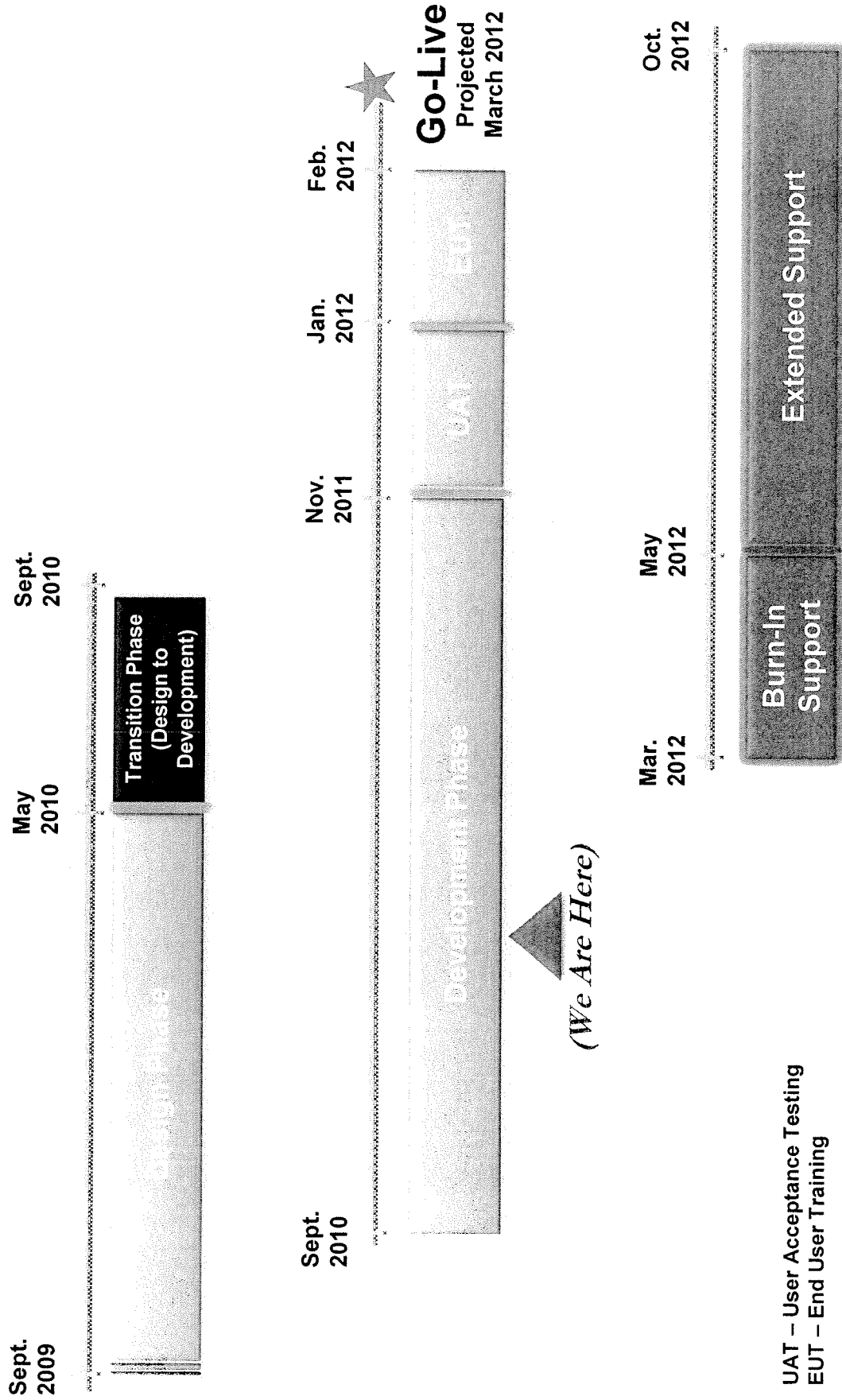
The following table provides a summary of the budget for the entire project:

Category	Detail Design Phase	Transition Phase	Development Phase	Total Design & Development	UAT & Training	Total
<i>Salary &amp; Benefits</i>	\$ 1,315,000	\$ 228,900	\$ 4,125,000	\$ 5,668,900	\$ 1,680,000	\$ 7,348,900
<i>Professional Services</i>	2,404,915	580,000	5,563,500	8,548,415	-	8,548,415
<i>Hardware / Software</i>	522,585	-	1,693,000	2,213,584	-	2,213,584
<i>Lease</i>	-	-	240,000	240,000	90,000	330,000
<i>Space Build out</i>	50,000	-	-	50,000		50,000
<i>Telecommunications</i>	8,000	2,100	33,000	43,100		43,100
<i>Furniture</i>	80,500	-	-	80,500		80,500
<i>Operating Expenses</i>	-	-	150,000	150,000	30,000	180,000
<i>Contingency</i>	-	-	1,180,500	1,180,500	-	1,180,500
<b>Project Total</b>	<b>4,381,000</b>	<b>811,000</b>	<b>12,985,000</b>	<b>18,175,000</b>	<b>1,800,000</b>	<b>19,975,000</b>
<i>Data Cleansing</i>	-	-	600,000	600,000	-	600,000
<b>Total Costs</b>	<b>\$ 4,381,000</b>	<b>\$ 811,000</b>	<b>\$ 13,585,000</b>	<b>\$ 18,775,000</b>	<b>\$ 1,800,000</b>	<b>\$20,375,000</b>

#### MWBE Participation

The Sogeti role on the project includes a goal of at least 15%. Sogeti has identified PTG and Jefferson and Associates as their partners and plans to utilize them to provide training development resources for the project.

# CSMART Project Timeline



Houston Municipal Courts

Effective, Efficient Justice

**REQUEST FOR COUNCIL ACTION**

TO: Mayor via City Secretary

RCA#

**Subject: An Ordinance Amending Ordinance #2011-70 to Expand the Purposes for Which Funds Appropriated May Be Expended in Support of the Design and Implementation of a Point of Sale, Queuing and Document Distribution Systems for the Houston Permitting Center.**

Category #

Page 1 of 1

Agenda Item

*22*

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

Alfred J. Moran, Jr., Director  
Administration & Regulatory Affairs Department

**Origination Date**

February 15, 2011

**Agenda Date**

FEB 23 2011

**DIRECTOR'S SIGNATURE**

*[Handwritten Signature]*

**Council District(s) affected**

All

**For additional information:**

Greg Damianoff  
Mark Stinnett

**Phone:**

(713) 221-0127  
(832) 393-0200

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

Ordinance #2011-70, Passed 1/26/2011

**RECOMMENDATION: (Summary)**

Approve an Ordinance amending Ordinance #2011-70 to expand the purposes for which funds appropriated may be expended in support of the design and implementation of a Point of Sale, Queuing and Document Distribution Systems for the Houston Permitting Center.

**Amount and Source of Funding:**

No additional funding required.

**Finance Budget**

**Previous Funding:**

\$550,000 - Reimbursement of Equipment/Projects Fund (1850)

\$1,510,538.00 - Reimbursement of Equipment/Projects Fund (1850)

**SPECIFIC EXPLANATION:**

The directors of the Administration & Regulatory Affairs (ARA), Public Works & Engineering (PWE) and Information Technology (ITD) departments recommend Council approve an ordinance amending Ordinance #2011-70, which Council approved on January 26, 2011.

This ordinance does not increase the required funding for this project but expands the authorized use of appropriated funds as indicated in the previous Request for Council Action, which were inadvertently excluded from Ordinance 2011-70. This amendment also corrects the prior incorrect reference to utilization of salary recovery. The previous action incorrectly referred to use of this amount for salary recovery, which is restricted to use for existing City employees.

This ordinance will amend Ordinance #2011-70 to authorize the purchase of Point of Sale, queuing and document distribution systems hardware, software, services and other miscellaneous expenses in the amount of \$721,310.00 via the City's existing contracts and its Master Agreement with the Texas Department of Information Resources (DIR) and that authorization be given to issue purchase orders as needed to the DIR Go-Direct vendors Hewlett Packard (HP) and Dell. The previously approved ordinance inadvertently excluded reference to purchase authorization for hardware.

Secondly, the ordinance will appropriately authorize \$100,000.00 for professional services under a City temporary services contract as authorized by Ordinance #2010-992. The services provided under the temporary services contract are related to systems integration analysis and application support, and will allow the City to realize \$300,772.00 from the initially proposed Sogeti USA, LLC scope of work. The previous action incorrectly referred to use of this amount for salary recovery, which is restricted to use for existing City employees.

The recommended ordinance will allow the Houston Permitting Center to meet the opening deadline of July 2011.

**REQUIRED AUTHORIZATION**

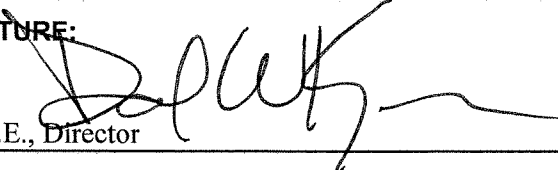
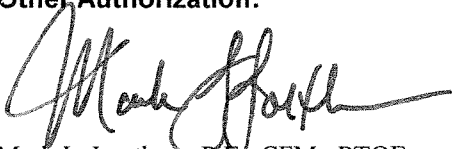

Other Authorization:

Richard Lewis, Director  
Information Technology Department

Other Authorization:

Daniel Krueger, Director  
Public Works & Engineering





Other Authorization:

<b>SUBJECT:</b> Maintenance Agreement for Right-of-Way Improvements between the City of Houston and the East Aldine Management District.		<b>Page</b> 1 of 1	<b>Agenda Item #</b> 23
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date</b>	<b>Agenda Date</b> FEB 23 2011
<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director		<b>Council District affected:</b> B <i>ca 4</i>	
<b>For additional information contact:</b> Carol E. Haddock, P.E. <i>ce Haddock</i> Phone: (832) 395-2686		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION: (Summary)</b> It is recommended that City Council pass an Ordinance authorizing a Maintenance Agreement between the City of Houston and the East Aldine Management District.			
<b>Amount and Source of Funding:</b> N/A			
<b>PROJECT NOTICE/JUSTIFICATION:</b> The East Aldine Management District (the District) was created by Texas Legislature in June of 2001 to enhance the physical, social, and economic well being of Aldine. The District, which encompasses about 14.8 sq-miles, has entered into various contracts for improvements to the public right-of-way and a maintenance agreement is required to address these improvements.			
<b>DESCRIPTION/SCOPE:</b> The District has agreed to maintain certain improvements and embellishments within the boundaries of its service area that are beyond those already covered by existing maintenance provisions of the City of Houston Code of Ordinances.			
<b>LOCATION:</b> East Aldine Management District encompasses an area located in unincorporated Harris County with the City of Houston limits extending through the Aldine-Westfield right-of-way (see attached map). The area is bounded by Little York to the south, Hardy Toll Road to the west, FM 525 to the north, and Homestead to the east. Key Map reference pages are: 413, 414, 374, and 373.			
<b>SCOPE OF THIS AGREEMENT:</b> The City, through the Municipal Code of Ordinances, requires abutting property owners to maintain improvements in the public right of way including trimming trees, controlling weeds between the private property line and the curb in the right of way, repairing sidewalks, curbs and gutters, and maintaining facilities associated with individual vault right easements. The City has agreed to allow the District to place improvements within the City right-of-way with the understanding that the District will maintain these improvements. However the District will not assume the maintenance requirements of abutting property owners. This Agreement establishes the respective duties and obligations of the District and the City of Houston concerning the ownership, operation, maintenance, repair, and replacement of these Improvements.			
<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID# 20CAE111</b>	
<b>Finance Department:</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division	<b>Other Authorization:</b>  Eric Dargan, Deputy Director Right-of-Way and Fleet Maintenance Division	

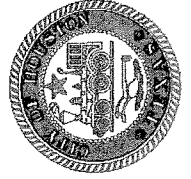
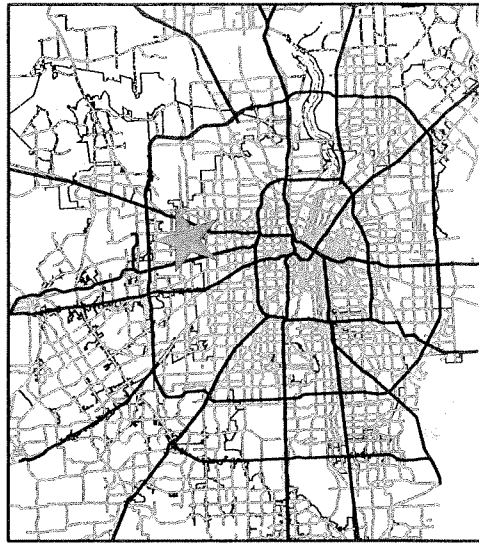


# East Aldine Management District

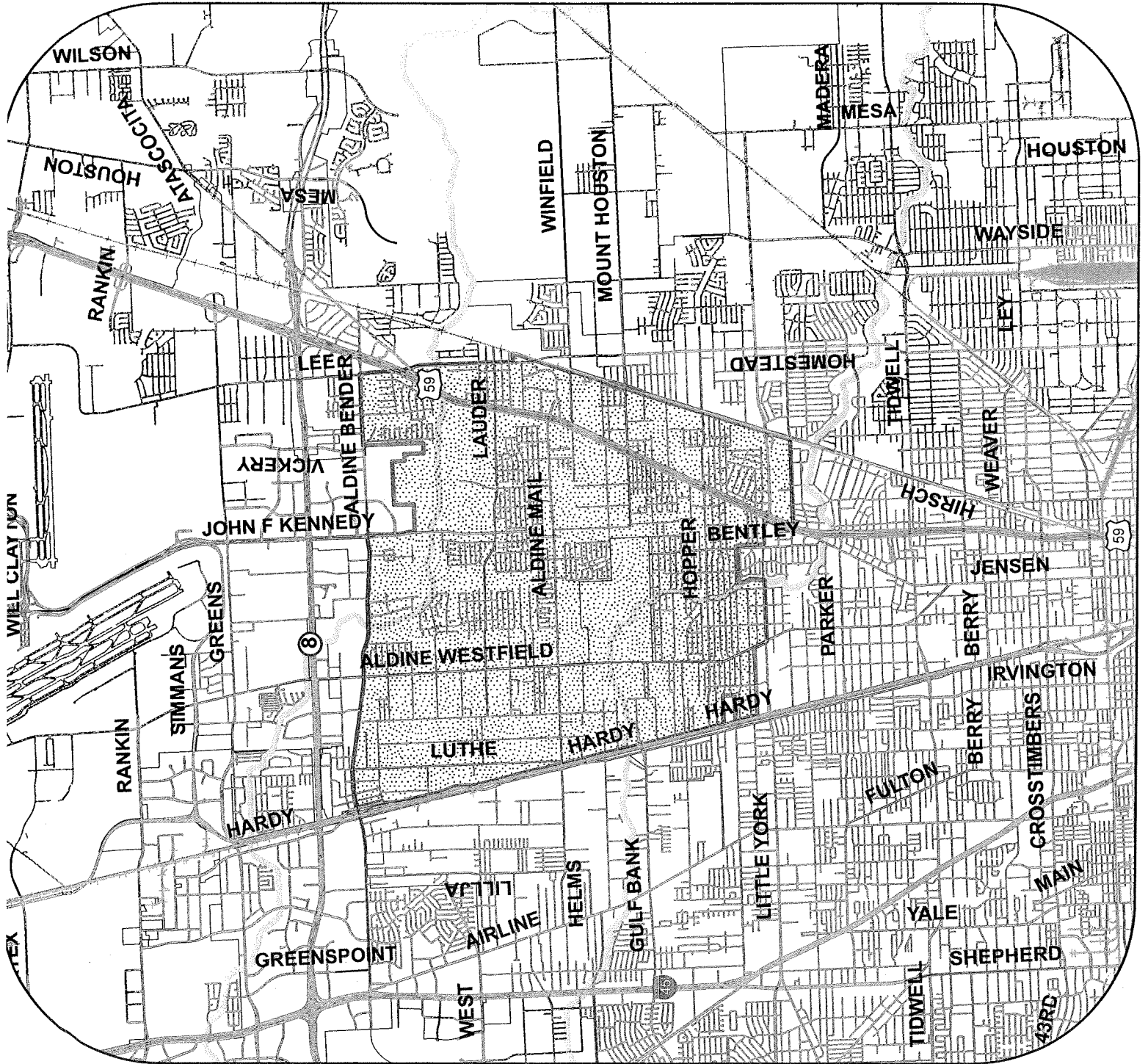
## Legend

-  Railroad
-  Major Roads
-  East Aldine District
-  City of Houston

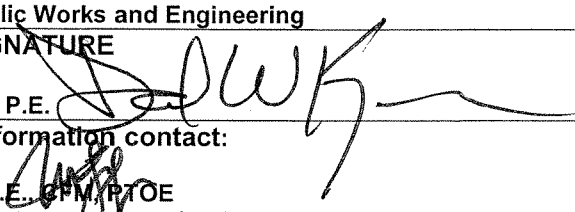

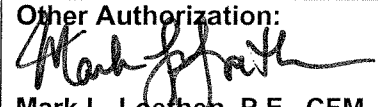
## Locational Map



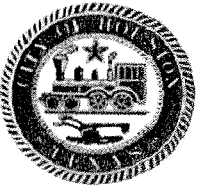
This map represents the best information available to the City. The City does not warrant its accuracy or completeness. Field verifications should be performed as necessary.



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

<b>SUBJECT:</b> Request for the City's consent to Harris County Municipal Utility District No. 407's issuance of bonds for park and recreational facilities (Key Map No. 488EJ)		Page 1 of 1	Agenda Item #  <b>24</b>
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		Origination Date	Agenda Date <b>FEB 23 2011</b>
<b>DIRECTOR'S SIGNATURE</b>  Daniel W. Krueger, P.E. 		Council District affected: "G" 	
For additional information contact:  Mark L. Loethen, P.E., CFM, PTOE Acting Deputy Director (713) 837-0724		Date and identification of prior authorizing Council action: January 19, 2005; Ordinance 2005-57	
<b>RECOMMENDATION: (Summary)</b> Approval of the request of Harris County Municipal Utility District No. 407 for the City's consent to their issuance of bonds for park and recreational facilities by amending the existing consent conditions applicable to the District.			
<b>Amount and Source of Funding:</b>  NONE REQUIRED			
<b>SPECIFIC EXPLANATION:</b>  The City of Houston, City Council, consented to the creation of Harris County Municipal Utility District No. 407 on January 19, 2005 by Ordinance No. 2005-57 which sets forth the terms and conditions upon which the district may issue bonds. The district consists of 54.1867 acres within the corporate limits of the city and is located in the vicinity of Briar Forest, Briar Hills Parkway, State Highway 6 and Forest Hills Drive.  The District has adopted a resolution requesting the City of Houston to consent to the District's issuance of bonds for parks and recreational facilities by amending the District's existing consent conditions, which do not currently allow for this. Amendments to the Texas Water Code, Texas Administrative Code and related statutes authorize certain districts to issue bonds for recreational facilities.  The consent to the issuance of bonds for park and recreational facilities will allow the District to develop and maintain recreational facilities.  The recommended conditions for the City's consent will require the District to certify that the facilities have been constructed in conformance with the City of Houston's Parks and Recreation Department (HPARD) standards, to deliver the plans and specifications for the facilities to HPARD and to report periodically to HPARD on the park and recreational facilities financed with the bonds. This consent does not obligate or require the City to accept any recreational facility, detention facility or amenity pond for ownership or maintenance.  The Department of Public Works recommends that the requested consent be granted.  Attachments  cc: Marty Stein Marlene Gafrick Jun Chang Deborah McAbee Carl Smitha			
<b>REQUIRED AUTHORIZATION</b>		20UPA86A	
Finance Department	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Acting Deputy Director Planning & Development Services Div.	Other Authorization:	





# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

**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 Recreational Facilities ~~addition of~~ XXXXXX Powers  
~~XXXX~~ to Harris County MUD No. 407 under the provisions of Sec. 54.016 and Texas Water Code.

49.4645

Attorney for the District

**Attorney: Greer Pagan, Allen Boone Humphries Robinson LLP**

Address: 3200 Southwest Freeway, Suite 2600 Zip: 77027 Phone: 713-860-6417

**Engineer: Jacobs Carter & Burgess**

Address: 5995 Rogerdale Road, Houston, Texas Zip: 77072 Phone: 281-776-2155

**Owners: Tivoli Development LP**

Address: 1400 Post Oak Blvd., Suite 1210, Houston, TX Zip: 77056 Phone: 713-627-8008

(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 Joel Wheaton Abstract 80

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

North of: Briar Forest East of: State Highway 6  
South of: Briar Hills Parkway West of: Forest Hills Drive

### WATER DISTRICT DATA

Total Acreage of District: 54.1867 Existing Plus Proposed Land N/A

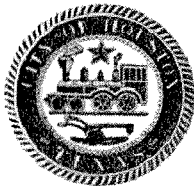
**Development Breakdown (Percentage) for tract being considered for annexation:**

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 Plant

Sewage Treatment Plant Name: City of Houston - Turkey Creek Plant

NPDES/TPDES Permit No: \_\_\_\_\_ TCEQ Permit No: \_\_\_\_\_



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): \_\_\_\_\_

Ultimate Capacity (MGD): \_\_\_\_\_

Size of treatment plant site: \_\_\_\_\_ 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: \_\_\_\_\_

MGD of (Regional Plant).

Name of District: \_\_\_\_\_

MGD Capacity Allocation \_\_\_\_\_

or property owner(s)

Name of District: \_\_\_\_\_

MGD Capacity Allocation \_\_\_\_\_

Water Treatment Plant Name: City of Houston - District 175 Plant

Water Treatment Plant Address: \_\_\_\_\_

Well Permit No: \_\_\_\_\_

### Existing Capacity:

Well(s): \_\_\_\_\_

GPM

Booster Pump(s): \_\_\_\_\_

GPM

Tank(s): \_\_\_\_\_

MG

### Ultimate Capacity:

Well(s): \_\_\_\_\_

GPM

Booster Pump(s): \_\_\_\_\_

GPM

Tank(s): \_\_\_\_\_

MG

Size of Treatment Plant Site: \_\_\_\_\_

square feet/acres.

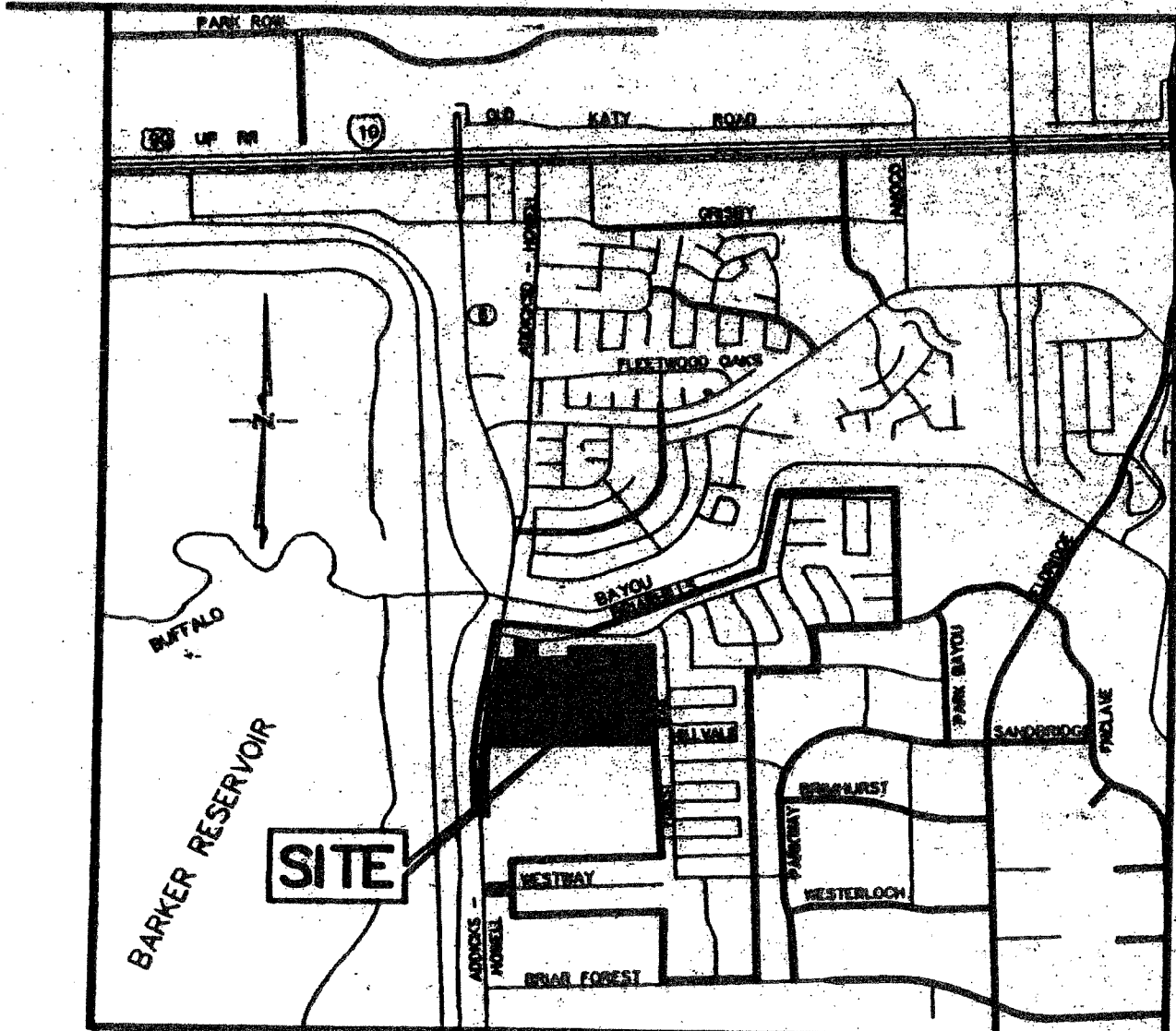
Comments or Additional Information: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

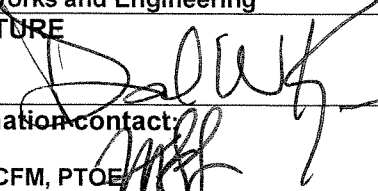

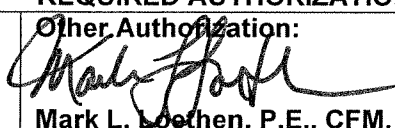
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 407

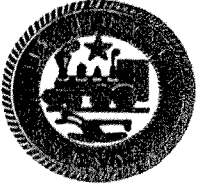
(Key Map Page No. 488EJ)



VICINITY MAP  
N.T.S.

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of five (5) tracts of land totaling 27.5274 acres to Cinco Municipal Utility District No. 8 (Key Map No. 525-G)		<b>Page</b> 1 of 1	<b>Agenda Item #</b>  25
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		<b>Origination Date</b>	<b>Agenda Date</b> FEB 23 2011
<b>DIRECTOR'S SIGNATURE</b>  Daniel W. Krueger, P.E. 		<b>Council District affected:</b> "ETJ"	
<b>For additional information contact:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director (713) 837-8724 		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION: (Summary)</b>  The petition for the addition of 27.5274 acres of land to Cinco Municipal Utility District No. 8 be approved.			
<b>Amount and Source of Funding:</b>  NONE REQUIRED			
<b>SPECIFIC EXPLANATION:</b>  Cinco Municipal Utility District No. 8 has petitioned the City of Houston for consent to add 27.5274 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 Westpark Tollway (FM 1093), Westheimer Parkway, Mason Road, and S. Barker Cypress Road. The district desires to add 27.5274 acres, thus yielding a total of 442.0544 acres. The district is served by the Cinco Ranch South Wastewater Treatment Plant. The other district served by this plant is Cinco Municipal Utility District No. 7. The nearest major drainage facility for Cinco Municipal Utility District No. 8 is Little Prong Creek which flows into 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 Jun Chang Bill Zrioka Deborah McAbee Carl Smitha			
<b>REQUIRED AUTHORIZATION</b>		<b>20UPA88</b>	
<b>Finance Department</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	<b>Other Authorization:</b>	



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

received  
1/25/11  
(Revised)

**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 27.5274 acres to Cinco MUD No. 8 under the provisions of Chapters 49 and 54 Texas Water Code.

W. Dickinson Yale, Jr.  
Attorney for the District

**Attorney:** W. Dickinson Yale, Jr.

Address: 3 East Greenway Plaza, Suite 2000, Houston Texas Zip: 77046 Phone: 713-651-0111

**Engineer:** Rick Alejo, P.E.

Address: 3100 West Alabama, Houston, Texas Zip: 77065 Phone: 713-520-9570

**Owners:** see attached list

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) Fort Bend

Survey H. Brown

Abstract A-406

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

North of: Westpark Tollway (FM 1093)

East of: Mason Road

South of: Westheimer Parkway

West of: S. Barker Cypress Road

### WATER DISTRICT DATA

Total Acreage of District: 414.527

Existing Plus Proposed Land 442.0544

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

Single Family Residential 0%

Multi-Family Residential 75%

Commercial 25%

Industrial 0%

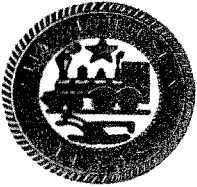
Institutional 0%

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

Sewage Treatment Plant Name: Cinco Ranch South Wastewater Treatment Plant

NPDES/TPDES Permit No: WQ0013172002

TCEQ Permit No: 13172-001



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.91

Ultimate Capacity (MGD): 0.91

Size of treatment plant site: 2.2 acres 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: 0.91MGD

MGD of (Regional Plant).

Name of District: Cinco MUD 7

MGD Capacity Allocation 0.344

or property owner(s)

Name of District: Cinco MUD 8

MGD Capacity Allocation 0.350

Water Treatment Plant Name: East Water Plant and West Water Plant

Water Treatment Plant Address: 21670 Westheimer Parkway; 24102 Cinco Ranch Blvd.

Well Permit No: 938, 939

**Existing Capacity:**

Well(s): 15,790

GPM

Booster Pump(s): 26,900

GPM

Tank(s): 5.57

MG

**Ultimate Capacity:**

Well(s): 15,790

GPM

Booster Pump(s): 32,300

GPM

Tank(s): 5.57

MG

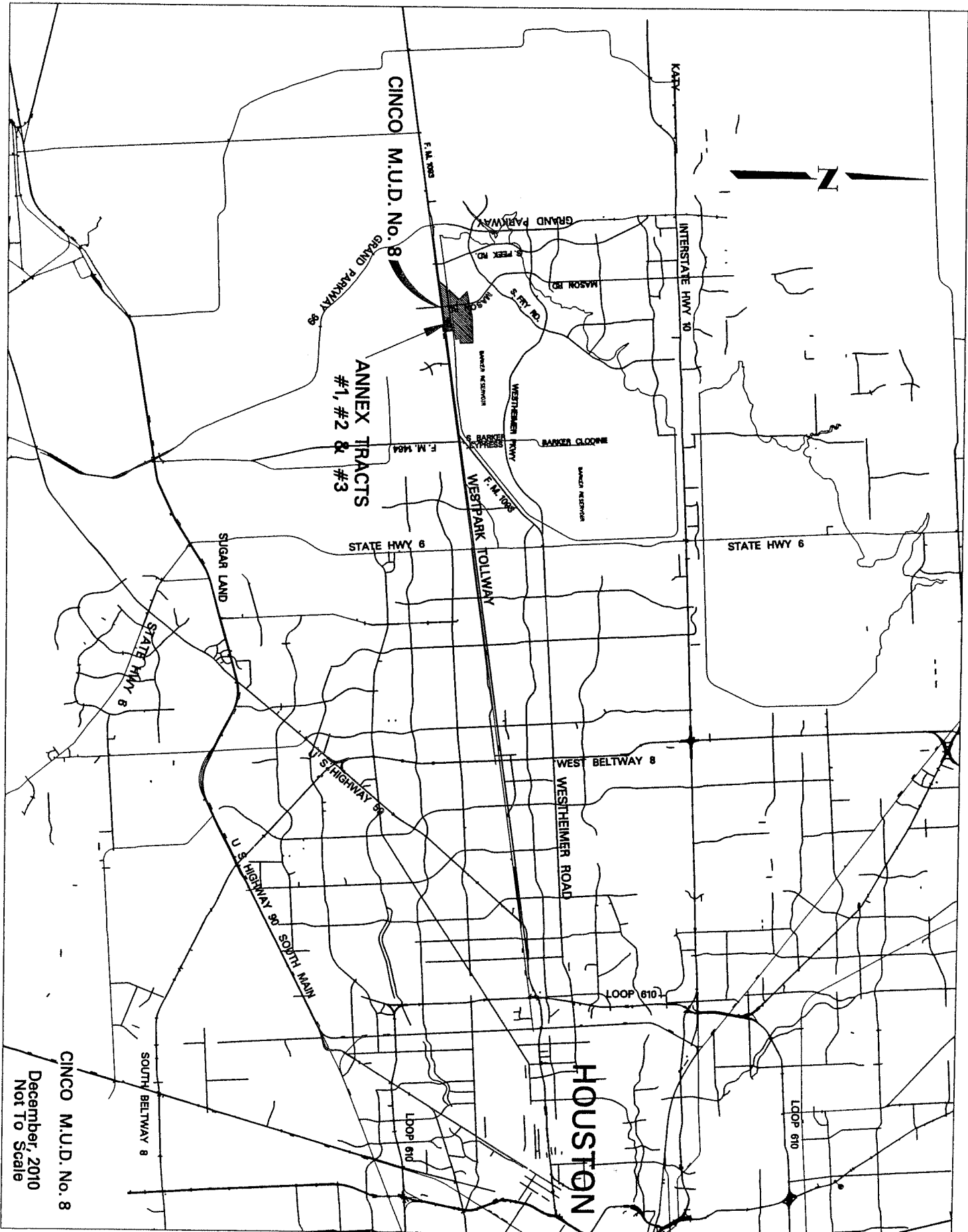
Size of Treatment Plant Site: 2.6 acres and 1.8 acres

square feet/acres.

Comments or Additional Information: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



CINCO M.U.D. No. 8  
December, 2010  
Not To Scale

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of four (4) tracts of land totaling 145.883 acres to Harris-Montgomery Counties Municipal Utility District No. 386 (Key Map No. 250-N, P)	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  <b>26</b>
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b>  FEB 23 2011
--	-------------------------	---------------------------------------

<b>DIRECTOR'S SIGNATURE</b>  Daniel W. Krueger, P.E. 	<b>Council District affected:</b> "ETJ"
--	--

<b>For additional information contact:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director (713) 837-0724 	<b>Date and identification of prior authorizing Council action:</b>
--	---

**RECOMMENDATION: (Summary)**

The petition for the addition of 145.883 acres of land to Harris-Montgomery Counties Municipal Utility District No. 386 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Harris-Montgomery Counties Municipal Utility District No. 386 has petitioned the City of Houston for consent to add 145.883 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 FM 2920, FM 2978, Woodlands Parkway and Gosling Road. The district desires to add 145.883 acres, thus yielding a total of 2,583.629 acres. The district is served by the Harris County Municipal Utility District No. 387 Sewage Treatment Plant and The Woodlands Wastewater Treatment Plants Nos. 1,2, and 3. The other districts served by these plants are The Woodlands Land Development Company, The Woodlands Municipal Utility District No. 2, Montgomery County Municipal Utility District Nos. 6, 7, 36, 39, 40, 46, 47, 60, 67, and The Woodlands Metro Center MUD. The nearest major drainage facility for Harris-Montgomery Counties Municipal Utility District No. 386 is Spring Creek which flows into the San Jacinto River and finally into Lake Houston.

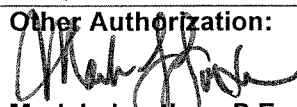
Potable water is provided by Harris County Municipal Utility District No. 387 Water Plant No. 1. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

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

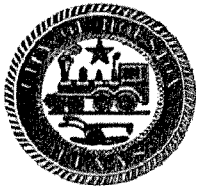
**Attachments**

cc: Marta Crinejo Marlene Gafrick Jun Chang  
Bill Zrioka Deborah McAbee Carl Smitha

**REQUIRED AUTHORIZATION 20UPA92**

<b>Finance Department</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	<b>Other Authorization:</b>
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# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

received  
1/25/11 [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 145.883 acres to Harris-Mont. Counties MUD 386 under the provisions of Chapters 49 and 54 Texas Water Code.

[Handwritten Signature]

Attorney for the District

**Attorney: Howard M. Cohen, Schwartz, Page & Harding, L.L.P.**

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

**Engineer: Chad Abram, Pate Engineers, Inc.**

Address: 13333 Northwest Freeway, Suite 300, Houston Zip: 77040 Phone: 713-462-3178

**Owners: Richard Derr, The Woodlands Land Dev. Co., L.P.**

Address: 9303 New Trails Drive, 4th Floor, The Woodlands Zip: 77381 Phone: 281-719-6110

(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 Andrew Larson Abstract A-509

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

North of: F.M. 2920 East of: F.M. 2978  
South of: Woodlands Parkway West of: Gosling Road

### WATER DISTRICT DATA

Total Acreage of District: 2437.746 Existing Plus Proposed Land 2583.629

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

Single Family Residential 48% Multi-Family Residential 10%  
Commercial 12% Industrial \_\_\_\_\_ Institutional 30%

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

Sewage Treatment Plant Name: Harris County MUD No. 387 Sewage Treatment Plant

NPDES/TPDES Permit No: N/A TCEQ Permit No: 14347-001



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.48

Ultimate Capacity (MGD): 3.0

Size of treatment plant site: 14 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: N/A 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: 3.0

MGD of (Regional Plant).

Name of District: H-M Counties MUD 386

MGD Capacity Allocation 593,775 GPD

or property owner(s)

Name of District: The Wood. Land. Dev. Co.

MGD Capacity Allocation 2,406,225 GPD

Water Treatment Plant Name: Harris Co. MUD No. 387 Water Plant No. 1

Water Treatment Plant Address: 7555 Creekside Green Drive, Spring

Well Permit No: See Addendum.

### Existing Capacity:

Well(s): 3,000 GPM

Booster Pump(s): 1-500; 7-1,100 GPM

Tank(s): 1,500,000 gal MG

### Ultimate Capacity:

Well(s): 4,200 GPM

Booster Pump(s): 13-1,100 GPM

Tank(s): 2,800,000 MG

Size of Treatment Plant Site: 9.9 acres ultimate-3 sites

square feet/acres.

Comments or Additional Information: See Addendum for information regarding Sewage Treatment

Plant and Water Treatment Plant to serve property situated in Montgomery County.

**ADDENDUM TO  
WATER DISTRICT CONSENT APPLICATION FORM**

Date: January 5, 2011  
District: Harris-Montgomery Counties Municipal Utility District No. 386  
Application: Consent to the addition of 145.8832 acres

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**Owners: The Woodlands Township, c/o Mr. Richard Derr, The Woodlands Land Development Company, L.P.**

Address: 9303 New Trails Drive, The Woodlands      Zip: 77381      Phone: 281-719-6110

**Owners: Tomball Independent School District, c/o Mr. Richard Derr, The Woodlands Land Development Company, L.P.**

Address: 9303 New Trails Drive, The Woodlands      Zip: 77381      Phone: 281-719-6110

**Owners: Lone Star College System District, c/o Mr. Richard Derr, The Woodlands Land Development Company, L.P.**

Address: 9303 New Trails Drive, The Woodlands      Zip: 77381      Phone: 281-719-6110

---

Survey George Galbraith      Abstract A-22  
James Brown      A-78

---

Water Treatment Plant Name: Harris Co. MUD No. 387 Water Plant No. 2  
Water Treatment Plant Address: 144 West Heritage Mill Circle, Tomball

---

Well Permit No.: North Harris County Regional Water Authority Aggregate Permit Nos. 146608, 146609 and 146610

---

Scwage generated by the District within Montgomery County are served by the following Regional Plants:

**Sewage Treatment Plant Name:** The Woodlands Wastewater Treatment Plant No. 1

**N.P.D.E.S. Permit No.:** TX0054186

**T.D.W.R. Permit No.:** 11401-01

**Existing Capacity:** 7.8MGD

**Ultimate Capacity:** 7.8 MGD

**Size of Treatment Plant Site:** 10.5 Acres

**Sewage Treatment Plant Name:** The Woodlands Wastewater Treatment Plant No. 2

**N.P.D.E.S. Permit No.:** TX0091715

**T.D.W.R. Permit No.:** 12597-01

**Existing Capacity:** 6.2MGD

**Ultimate Capacity:** 7.6 MGD

**Size of Treatment Plant Site:** 24.50 Acres

**Sewage Treatment Plant Name:** The Woodlands Wastewater Treatment Plant No. 3

**N.P.D.E.S. Permit No.:** TX0063461

**T.D.W.R. Permit No.:** 11658-001

**Existing Capacity:** 0.900 MGD

**Ultimate Capacity:** 0.900 MGD

**Size of Treatment Plant:** 3.69 Acres

<u>NAME OF DISTRICT OR PROPERTY OWNER(S)</u>	<u>MGD CAPACITY ALLOCATION</u>
The Woodlands MUD # 2	0.091 MGD
Montgomery County MUD # 6	1.184 MGD
Montgomery County MUD # 7	1.338 MGD
Montgomery County MUD # 36	0.693 MGD
Montgomery County MUD # 39	0.698 MGD
Montgomery County MUD # 40	0.836 MGD
Montgomery County MUD # 46	2.503 MGD
Montgomery County MUD # 47	2.632 MGD
Montgomery County MUD # 60	1.421 MGD
Montgomery County MUD # 67	1.044 MGD
The Woodlands Metro Center MUD	2.139 MGD
Harris County MUD # 386	0.319 MGD

Serving the District's property situated in Montgomery County only:

**Water Plant Name:** Water Plant No. 1

**Water Plant Address:** 11439 Slash Pine, The Woodlands

**Water Plant Name:** Water Plant No. 2

**Water Plant Address:** 6140 Shadow Bend Place, The Woodlands

**Water Plant Name:** Water Plant No. 3

**Water Plant Address:** 6698 Alden Bridge Road, The Woodlands

**Well Permit Nos.** N/A

**Existing Capacity:**

Well(s): 28,500 GPM

Addendum - Page 2

Booster Pump(s): 29,900 GPM

Tank(s): 13.5 MG

**Ultimate Capacity:**

Well(s): 30,611 GPM

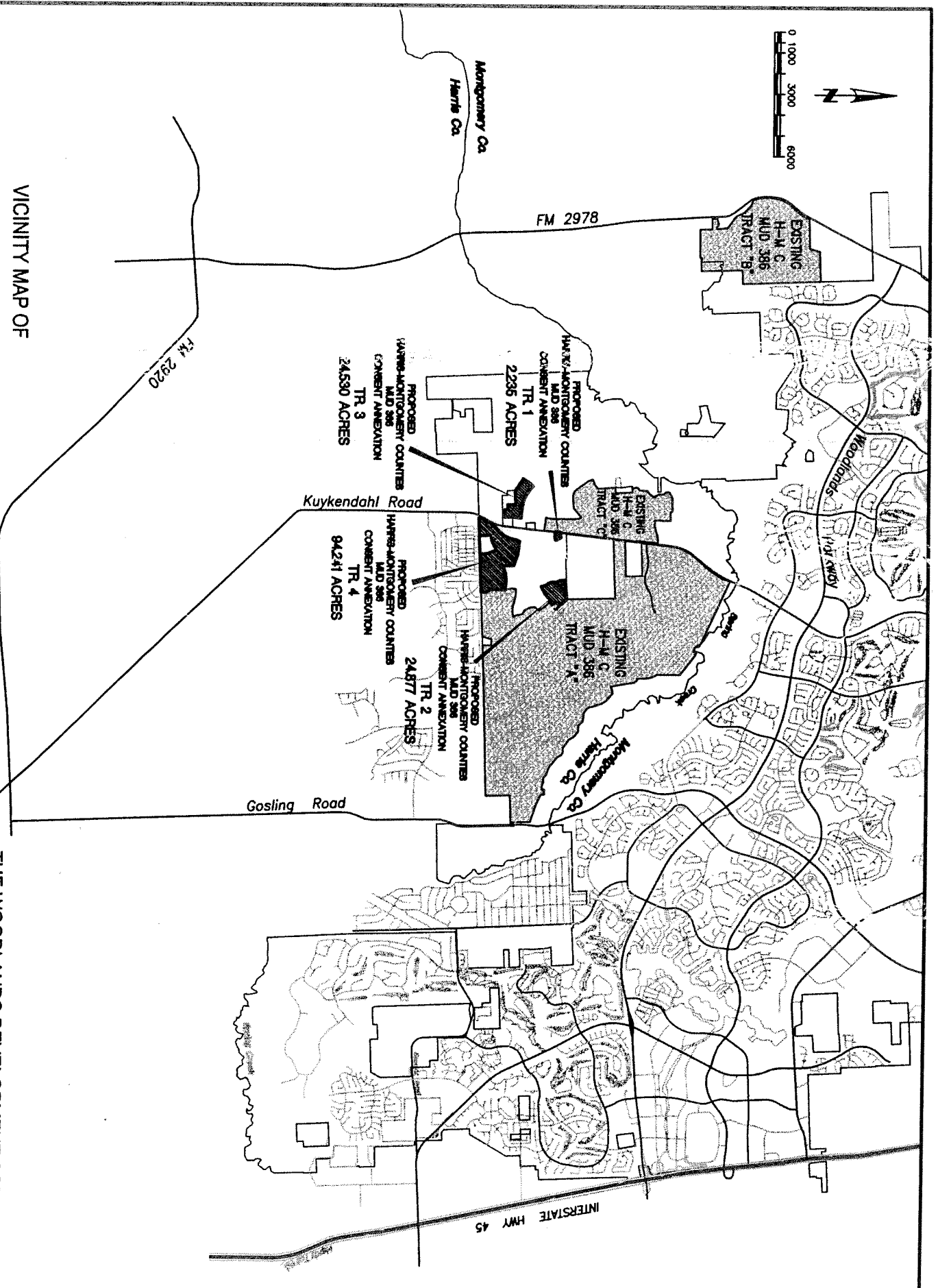
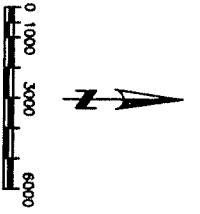
Booster Pump(s): 34,300 GPM

Tank(s): 18.0 MG

Size of Treatment Plant Site: Water Plant No. 1: 2.417 Acres  
Water Plant No. 2: 3.45 Acres  
Water Plant No. 3: 4.688 Acres

Addendum - Page 2

Addendum - Page 3



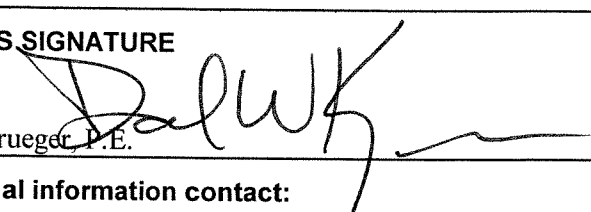
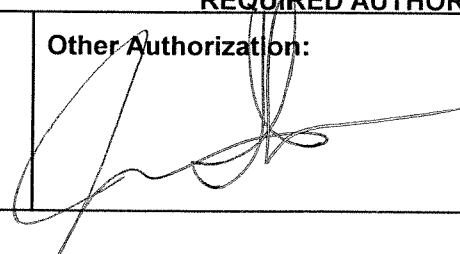
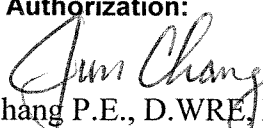
VICINITY MAP OF  
 DISTRICT BOUNDARY & CONSENT ANNEXATION  
 HARRIS-MONTGOMERY COUNTIES A.U.D. NO. 386

THE WOODLANDS DEVELOPMENT COMPANY

2201 Timberloch Place The Woodlands, Texas 77380  
 Phone: (281) 719-6100 Fax: (281) 719-6111  
 DATE: 12/2010 DRAWING NO.: HMA386-CON-1210

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

<b>SUBJECT</b> Untreated Water Supply Contract with Kinder Morgan Liquid Terminals.		<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> <i>27</i>
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date</b>	<b>Agenda Date</b> FEB 23 2011	
<b>DIRECTOR'S SIGNATURE</b> <i>Daniel W. Krueger</i>		<b>Council District affected:</b> All		
<i>copy</i> <b>For additional information contact:</b> <i>ML</i> Mark L. Loethen, P.E., CFM, PTOE (713) 837-0724	<b>Date and identification of prior authorizing Council action</b>			
<b>RECOMMENDATION: (Summary)</b> Approve an ordinance authorizing the Mayor to execute an Untreated Water Supply Contract with Kinder Morgan Liquid Terminals.				
<b>Amount and Source of Funding:</b> NO FUNDS REQUIRED; REVENUE CONTRACT FOR UNTREATED WATER.				
<b>SPECIFIC EXPLANATION:</b>  Kinder Morgan Liquid Terminals has requested to enter into a standard form Untreated Water Supply Contract for the City to supply untreated water to their facility for use in their industrial processes. This contract will charge rates for untreated water as specified in City of Houston Code of Ordinances, Section 47-85, currently \$0.5647 per thousand gallons.  The standard form contract contains a maximum daily use quantity that, if the customer exceeds by more than 10%, assesses a 5% surcharge on the consumption above the maximum. A telephone Dial-Inbound Automatic Meter Reading System allows PWE to monitor daily usage.  Kinder Morgan Liquid Terminals maximum quantity will be eighteen thousand gallons per day. Yearly revenue to the city from this contract is expected to be approximately \$3,710.00.  The untreated water will be supplied to the Kinder Morgan Liquid Terminals facility via the Trinity River water supply system which is managed by the Coastal Water Authority.  The City of Houston Utility Planning and Analysis Branch has evaluated the request and found that the water supply and delivery system is adequate to provide the requested quantities.  cc: Marta Crinejo Jun Chang, P.E. Susan Bandy				
CUIC# 20UPA90				
<b>Finance Department</b>	<b>Other Authorization:</b> <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Acting Deputy Director Planning and Development Services Division		<b>Other Authorization:</b>	

<b>SUBJECT:</b> Contract Award for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods WBS# R-000266-0151-4		<b>Page</b> 1 of 2	<b>Agenda Item #</b> 28										
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date</b>	<b>Agenda Date</b> FEB 23 2011										
<b>DIRECTOR'S SIGNATURE</b>  Daniel W. Krueger, P.E.		<b>Council District affected:</b> All											
<b>For additional information contact:</b> Jason Iken, P.E. Interim Senior Assistant Director Phone: (713) 641-9191		<b>Date and identification of prior authorizing Council action:</b> N/A											
<b>RECOMMENDATION: (Summary)</b> Accept low bid, award construction contract, and appropriate funds.													
<b>Amount and Source of Funding:</b> \$3,395,153.00 from Water and Sewer System Consolidated Construction Fund No. 8500. This project is eligible for low interest funding through the State Revolving Fund (SRF), Tier II.		W.P. 1/25/2011											
<p><b>SPECIFIC EXPLANATION:</b> This project is part of the Neighborhood Sewer Rehabilitation Program and is required to renew/replace various deteriorated neighborhood collection systems throughout the City.</p> <p><b>DESCRIPTION/SCOPE:</b> This project consists of sanitary sewer rehabilitation by sliplining and pipe bursting methods. The contract duration for this project is 540 calendar days.</p> <p><b>LOCATION:</b> The project area is generally bounded by the City Limits.</p> <p><b>BIDS:</b> Four (4) bids were received on August 12, 2010 for this project as follows:</p> <table border="1"> <thead> <tr> <th>Bidder</th> <th>Bid Amount</th> </tr> </thead> <tbody> <tr> <td>1. PM Construction &amp; Rehab, L.P.</td> <td>\$3,176,336.30</td> </tr> <tr> <td>2. Portland Utilities Construction Co., LLC.</td> <td>\$3,454,011.95</td> </tr> <tr> <td>3. Huff &amp; Mitchell, Inc.</td> <td>\$3,598,046.91</td> </tr> <tr> <td>4. North Houston Pole Line, L.P.</td> <td>\$3,750,991.25</td> </tr> </tbody> </table>				Bidder	Bid Amount	1. PM Construction & Rehab, L.P.	\$3,176,336.30	2. Portland Utilities Construction Co., LLC.	\$3,454,011.95	3. Huff & Mitchell, Inc.	\$3,598,046.91	4. North Houston Pole Line, L.P.	\$3,750,991.25
Bidder	Bid Amount												
1. PM Construction & Rehab, L.P.	\$3,176,336.30												
2. Portland Utilities Construction Co., LLC.	\$3,454,011.95												
3. Huff & Mitchell, Inc.	\$3,598,046.91												
4. North Houston Pole Line, L.P.	\$3,750,991.25												
<b>File/Project No. WW 4257-114</b>		<b>REQUIRED AUTHORIZATION</b>											
Finance Department		<b>CUIC# 20DHB341</b>											
<b>Other Authorization:</b> 		<b>Other Authorization:</b>  Jun Chang P.E., D.WRE, Deputy Director Public Utilities Division											



<b>Date</b>	<b>Subject:</b> Contract Award for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods WBS# R-000266-0151-4	<b>Originator's Initials</b>	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that this construction contract be awarded to PM Construction & Rehab, L.P., with a low bid of \$3,176,336.30.

**PROJECT COST:** The total cost of this project is \$3,395,153.00 to be appropriated as follows:

- Bid Amount \$3,176,336.30
- Contingencies \$158,816.70
- Engineering Testing Services \$60,000.00

Engineering Testing Services will be provided by Alliance Laboratories, Inc. under a previously approved contract.

**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

**M/W/SBE PARTICIPATION:** The low bidder has demonstrated a good faith effort to comply with the M/WBE goals of the Texas Water Development Board and the SBE goals of the City of Houston. The bidder has proposed an MBE participation of 12.00% and SBE participation of 9.00%.

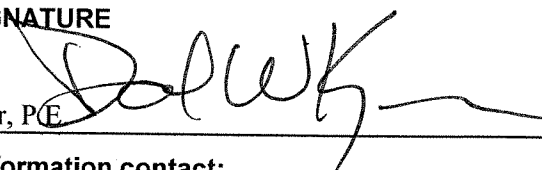
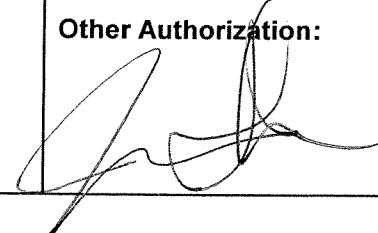

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
CBL Industries, LLC	Asphalt/Paving	\$127,053.45	4.00%
Chief Solutions, Inc.	Clean & Televised Sewer Lines	\$111,171.77	3.50%
5M Rope & Supply, LLC	Pipe, Rope, Grout & Construction Supplies	\$142,935.13	4.50%
	<b>TOTAL</b>	<b>\$381,160.35</b>	<b>12.00%</b>

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Deanie Hayes, Inc.	Aggregates & HDPE Pipe	\$95,290.09	3.00%
Standard Cement Materials, Inc.	Manhole Rehabilitation	\$127,053.45	4.00%
Gallegos & Sons Trucking	Dump Truck Services	\$63,526.73	2.00%
	<b>TOTAL</b>	<b>\$285,870.27</b>	<b>9.00%</b>

All known rights-of-way and easements required for this project have been acquired.

*JDK*  
DWK:JC:JI:DR:mf

cc: Jun Chang, P.E.  
Robert Gallegos  
File No. WW 4257-114

<b>SUBJECT:</b> Contract Award for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods WBS# R-000295-0029-4		<b>Page</b> 1 of 2	<b>Agenda Item #</b>  29										
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date</b>	<b>Agenda Date</b> FEB 23 2011										
<b>DIRECTOR'S SIGNATURE</b>   Daniel W. Krueger, P.E.		<b>Council District affected:</b> All											
<b>For additional information contact:</b>  Jason Iken, P.E. Interim Senior Assistant Director <b>Phone:</b> (713) 641-9191		<b>Date and identification of prior authorizing Council action:</b>  N/A											
<b>RECOMMENDATION: (Summary)</b> Accept low bid, award construction contract, and appropriate funds.													
<b>Amount and Source of Funding:</b> \$3,010,988.00 from Water and Sewer System Consolidated Construction Fund No. 8500. This project is eligible for low interest funding through the State Revolving Fund (SRF), Tier II. <span style="float: right;"><i>W.P. 1/25/2011</i></span>													
<p><b>SPECIFIC EXPLANATION:</b> This project is part of the Neighborhood Sewer Rehabilitation Program and is required to renew/replace various deteriorated neighborhood collection systems throughout the City.</p> <p><b>DESCRIPTION/SCOPE:</b> This project consists of sanitary sewer rehabilitation by sliplining and pipe bursting methods. The contract duration for this project is 540 calendar days.</p> <p><b>LOCATION:</b> The project area is generally bounded by the City Limits.</p> <p><b>BIDS:</b> Four (4) bids were received on June 24, 2010 for this project as follows:</p> <table border="0" style="width: 100%;"> <thead> <tr> <th style="text-align: left;"><u>Bidder</u></th> <th style="text-align: left;"><u>Bid Amount</u></th> </tr> </thead> <tbody> <tr> <td>1. PM Construction &amp; Rehab, L.P.</td> <td>\$2,810,465.10</td> </tr> <tr> <td>2. Portland Utilities Construction Co., LLC.</td> <td>\$2,886,402.50</td> </tr> <tr> <td>3. Huff &amp; Mitchell, Inc.</td> <td>\$3,209,999.38</td> </tr> <tr> <td>4. North Houston Pole Line, L.P.</td> <td>\$3,274,718.75</td> </tr> </tbody> </table>				<u>Bidder</u>	<u>Bid Amount</u>	1. PM Construction & Rehab, L.P.	\$2,810,465.10	2. Portland Utilities Construction Co., LLC.	\$2,886,402.50	3. Huff & Mitchell, Inc.	\$3,209,999.38	4. North Houston Pole Line, L.P.	\$3,274,718.75
<u>Bidder</u>	<u>Bid Amount</u>												
1. PM Construction & Rehab, L.P.	\$2,810,465.10												
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3. Huff & Mitchell, Inc.	\$3,209,999.38												
4. North Houston Pole Line, L.P.	\$3,274,718.75												
<b>File/Project No. WW 4257-117</b>		<b>REQUIRED AUTHORIZATION</b>											
Finance Department	<b>Other Authorization:</b>  	<b>Other Authorization:</b>   Jun Chang P.E., D.WRE, Deputy Director Public Utilities Division											
<b>CUIC# 20DHB338 NDT</b>													

<b>Date</b>	<b>Subject:</b> Contract Award for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods WBS# R-000295-0029-4	<b>Originator's Initials</b>	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that this construction contract be awarded to PM Construction & Rehab, L.P., with a low bid of \$2,810,465.10.

**PROJECT COST:** The total cost of this project is \$3,010,988.00 to be appropriated as follows:

- Bid Amount \$2,810,465.10
- Contingencies \$140,522.90
- Engineering Testing Services \$60,000.00

Engineering Testing Services will be provided by Raba-Kistner Consultants, Inc. under a previously approved contract.

**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

**M/WSBE PARTICIPATION:** The low bidder has demonstrated a good faith effort to comply with the M/WBE goals of the Texas Water Development Board and the SBE goals of the City of Houston. The bidder has proposed an MBE participation of 12.50% and SBE participation of 9.00%.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
CBL Industries, LLC	Asphalt/Paving	\$126,470.93	4.50%
Chief Solutions, Inc.	Clean & Televiser Sewer Lines	\$98,366.28	3.50%
5M Rope & Supply, LLC	Pipe, Rope, Grout & Construction Supplies	\$126,470.93	4.50%
	<b>TOTAL</b>	<b>\$351,308.14</b>	<b>12.50%</b>

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Deanie Hayes, Inc.	Aggregates & HDPE Pipe	\$126,470.93	4.50%
Standard Cement Materials, Inc.	Manhole Rehabilitation	\$98,366.28	3.50%
Gallegos & Sons Trucking	Dump Truck Services	\$28,104.65	1.00%
	<b>TOTAL</b>	<b>\$252,941.86</b>	<b>9.00%</b>

All known rights-of-way and easements required for this project have been acquired.

*EDF*  
DWK:JC:JI:DR:mf

cc: Jun Chang, P.E.  
Robert Gallegos  
File No. WW 4257-117

<b>SUBJECT:</b> Award Construction Contract AAR Incorporated Soil Remediation, Removal and Replacement at Tony Marron Park Property WBS No. F-000509-0074-4	<b>Page</b> 1 of 2	<b>Agenda Item</b>  <span style="font-size: 2em; font-family: cursive;">30</span>
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b>	<b>Agenda Date</b> FEB 23 2011
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix 1/21/11</i>	<b>Council District affected:</b>  H
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Award construction contract and appropriate funds for the project.

<b>Amount and Source of Funding:</b> \$126,216.20 Parks Consolidated Construction Fund (4502)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council award a construction contract to AAR Incorporated on the low bid amount of \$64,742.00 to provide construction services at Tony Marron Park Property for the Parks and Recreation Department.

**PROJECT LOCATION:** 723 North Drennan Street,  
Houston, Texas (Key Map 494-P)

**PROJECT DESCRIPTION:** The scope of work consists of excavation, removal and disposal of contaminated soil from the designated areas and backfilling with select fill material to the pre-existing grade. The work includes cutting and removal of all trees, stumps, brush, logs, hedges and other loose or projecting material or debris greater than 12 inches in height from the designated areas. The work also includes handling, transportation, storage and disposal of any contaminated soils, backfill material or other waste generated during site activities in accordance with all applicable federal, state and local regulations.

The contract duration for this project is 90 calendar days.

**BIDS:** The following three bids were received on November 18, 2010:

	<u>Bidder</u>	<u>Bid Amount</u>
1.	<b>AAR Incorporated</b>	<b>\$64,742.00</b>
2.	USA Environment, LP	\$86,200.00
3.	Pemco, Inc.	\$118,000.00

**REQUIRED AUTHORIZATION** CUIC ID # 25GM244

<b>General Services Department:</b>   Humberto Bautista, P.E. City Engineer	<b>Other Authorization:</b>	<b>Parks and Recreation Department:</b>   Joe Turner Director
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<b>Date</b>	<b>SUBJECT:</b> Award Construction Contract AAR Incorporated Soil Remediation, Removal and Replacement at Tony Marron Park Property. WBS No. F-000509-0074-4	<b>Originator's Initials</b>  GM	<b>Page</b> 2 of 2
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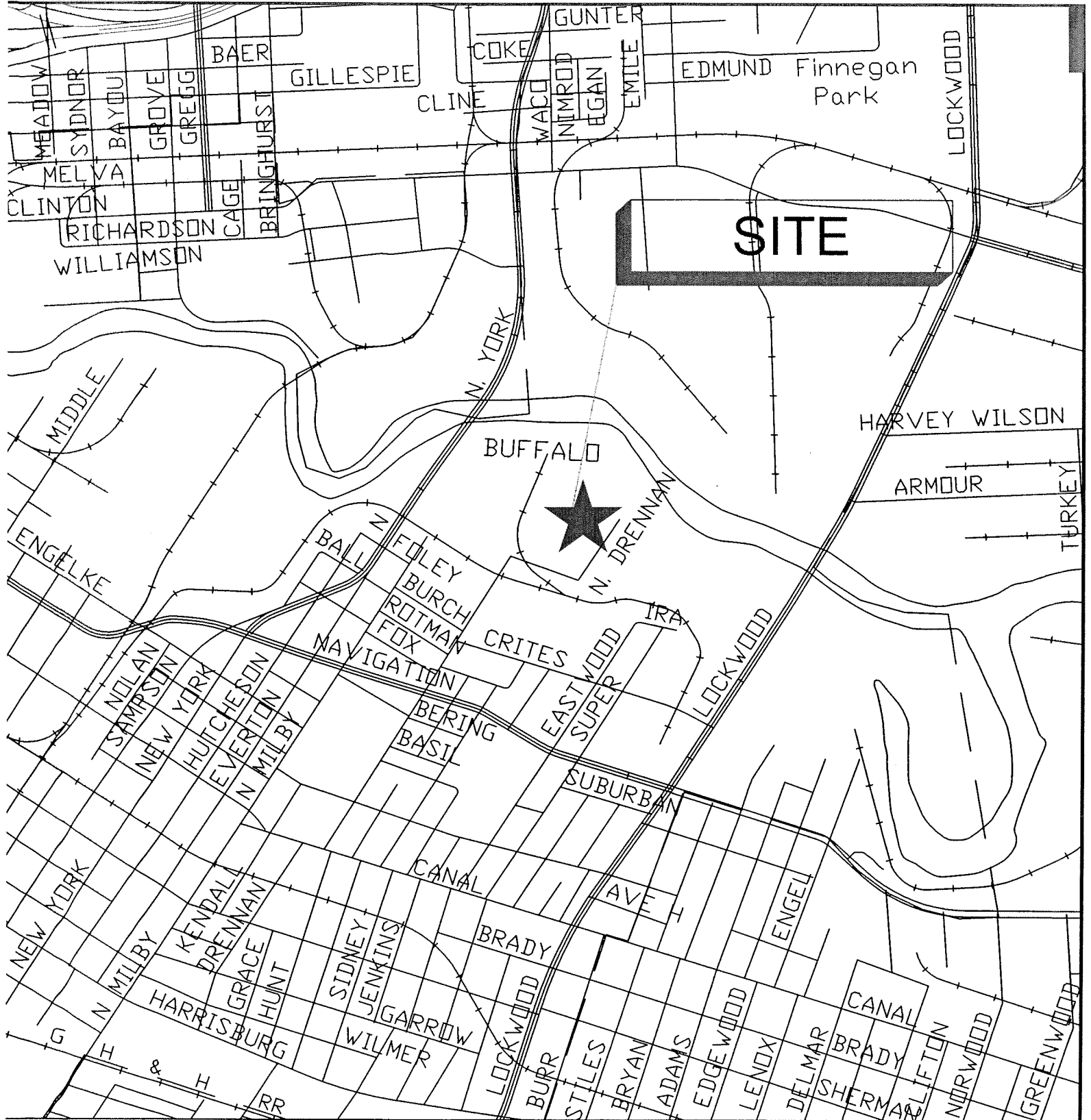
**AWARD:** It is recommended that City Council award the construction contract to AAR Incorporated and appropriate funds for the project, including an additional appropriation of \$55,000.00 for project management and construction oversight services under the existing contract with SKA Consulting, Inc., which includes, but is not limited to soil and groundwater sampling and analytical testing,

**FUNDING SUMMARY:**

\$	64,742.00	Construction Contract Services
\$	6,474.20	10% Contingency
<u>\$</u>	<u>71,216.20</u>	<b>Total Contract Services</b>
\$	55,000.00	Project Management and Construction Oversight.
<u>\$</u>	<u>126,216.20</u>	<b>Total Funding</b>

SM:HB:JLN:GM:FK:fk

- c: Marta Crinejo
- Jacquelyn L. Nisby
- Velma Laws
- Calvin Curtis
- Mark Ross
- Gabriel Mussio
- Lisa Johnson
- File



Soil Remediation, Removal and Replacement at:  
Tony Marron Park Property  
723 North Drennan St  
Houston, TX 77003

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #**

**SUBJECT:**  
Ordinance granting a Commercial Solid Waste Operator Franchise

**Category #**

**Page 1 of 1**

**Agenda Item#**

*3rd reading 31 24-29*

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

Alfred J. Moran, Director  
Administration & Regulatory Affairs

**Origination Date**

1/25/11

**Agenda Date**

~~FEB 09 2011~~

**DIRECTOR'S SIGNATURE:**

*JFO*

*final*

**Council Districts affected:**

ALL

~~FEB 10 2011~~  
FEB 23 2011

**For additional information contact:**

Juan Olguin *JFO* Phone: (713) 837- 9623  
Nikki Cooper Phone: (713) 837- 9889

**Date and identification of prior authorizing**

**Council Action:** Ord. # 2002-526 – June 19, 2002;  
Ord. # 2002-1166-December 18, 2002.

**RECOMMENDATION: (Summary)**

Approve an ordinance granting a Commercial Solid Waste Operator Franchise

**Amount of Funding:**

REVENUE

**FIN Budget:**

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

**SPECIFIC EXPLANATION:**

It is recommended that City Council approve an ordinance granting a Commercial Solid Waste Operator Franchise to the following solid waste operator pursuant to Article VI, Chapter 39. The proposed Franchisee is:

1. SOS Liquid Waste Haulers, LTD Co.

The proposed ordinance grants the Franchisee 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, the 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.

The Pay or Play Program does not apply to the Commercial Solid Waste Operator Franchise.

**REQUIRED AUTHORIZATION**

Finance Director:

32  
FEB 23 2011

MOTION NO. 2011 0118

MOTION by Council Member Jones that the hearing for Justice Trax, Inc., to protest award to Porter Lee Corporation for Laboratory Information Management System for the Police Department, be recessed and continued the following week.

Seconded by Council Member Bradford and carried.

Mayor Parker, Council Members Stardig, Clutterbuck,  
Adams, Hoang, Pennington, Gonzalez, Costello,  
Lovell, Noriega, Bradford and Jones voting aye  
Nays none  
Council Members Johnson and Rodriguez absent

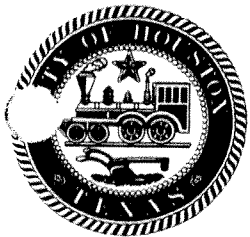
Council Member Sullivan absent on City business

PASSED AND ADOPTED this 16th day of February 2011.

Pursuant to Article VI, Section 6 of the City Charter, the  
effective date of the foregoing motion is February 22, 2011.

City Secretary





See NET for  
entire file

32

FEB 23 2011  
~~FEB 16 2011~~

# CITY OF HOUSTON Agenda

Interoffice


Legal Department

# 12-16-11

Correspondence

**PRIVILEGED AND CONFIDENTIAL  
ATTORNEY CLIENT COMMUNICATION  
ATTORNEY WORK PRODUCT**

**To:** Mayor and City Council

**From:**   
David Feldman  
City Attorney

**Date:** February 11, 2011

**Cc:** Stephen Sales  
Scott Heimberg

**Subject:** Summary of JusticeTrax Bid Protest

This hearing is necessary because JusticeTrax, Inc., an Arizona corporation, filed a complaint against the City of Houston with the United States Department of Justice ("DOJ"). The complaint concerns the Houston Police Department's selection of the Porter Lee Corporation as the best respondent to a Request for Proposals for a laboratory information management system for HPD's crime lab upgrade. The project is paid for out of a DOJ grant. Council awarded the contract to Porter Lee on June 30, 2009.

JusticeTrax was the third ranked proposer in the RFP process. It filed this protest with DOJ on December 16, 2009 – 136 days after the contract award. JusticeTrax alleges that the City did not require the successful proposer to comply with the terms of the RFP, that it did not notify JusticeTrax that it would not get the contract, and that the City had no procedure for protest by unsuccessful proposers. It asks the DOJ rescind the award, take back the grant funds, and award the contract to JusticeTrax.

The City responded that the selection process was fair and open. The RFP was publicly advertised; both written bids and oral presentations were evaluated; and the successful bidder was required to comply with the RFP terms. The agenda notice of the contract award was posted on the City's website, where JusticeTrax found the original RFP. The City has advised JusticeTrax at least three times, starting in December 2009, that its remedy is to appear before council to state its complaint.

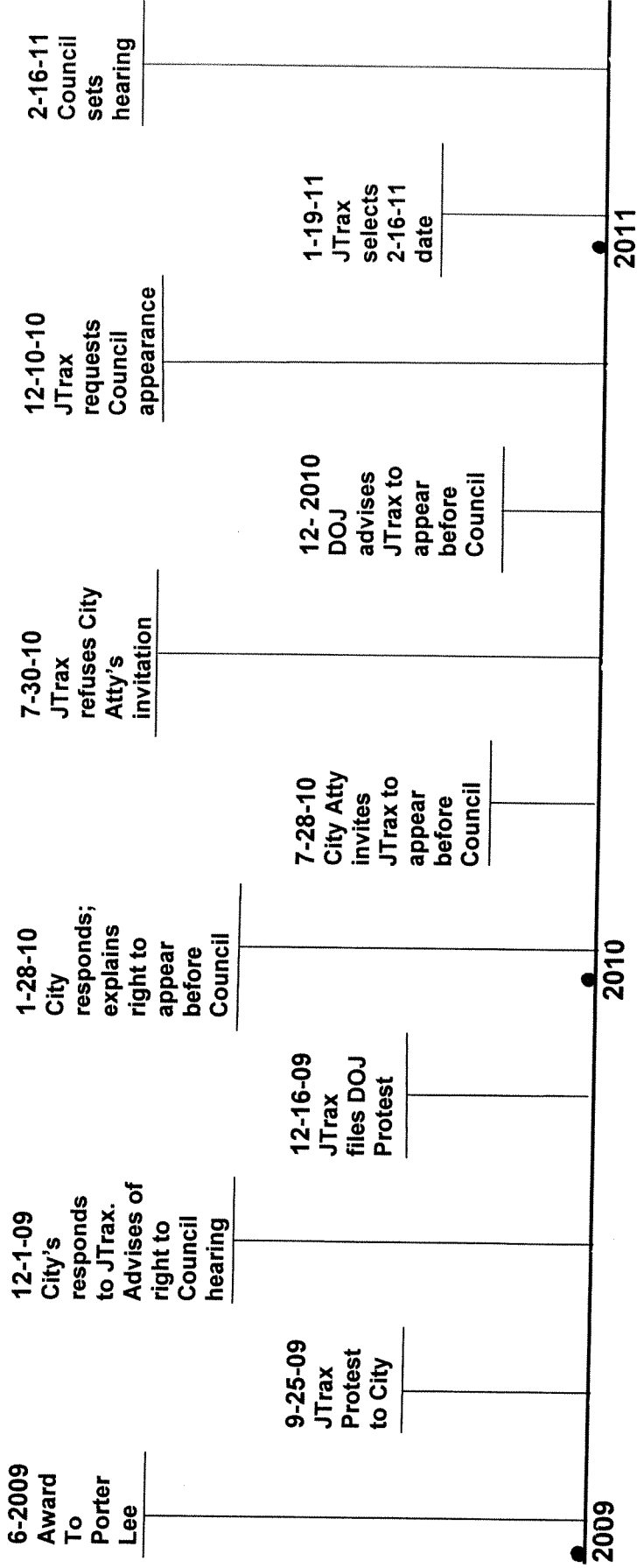
As of today, Porter Lee has completed 85 to 95% of the work on this contract, and the city has paid out \$529,418 of the total contract amount of \$ 825,390.

In December of 2010, the DOJ ruled that JusticeTrax should make its complaint to City Council in order to exhaust its administrative remedies. As a result, JusticeTrax has requested this time to appear before City Council to present its complaint as required by the DOJ. This hearing comes 555 days after the date of the contract award.

Attached to this summary are a timeline and a chronology of this case — from the advertising of the RFP to the setting of today's hearing and a notebook of correspondence between JusticeTrax and the City.

The purpose of this hearing is to permit Council to hear JusticeTrax's complaints and to ask any questions it may have to City staff from Purchasing and HPD about the process. At the conclusion of this hearing, Council may choose to (1) take no action, in which case the Porter Lee company will continue work to complete the contract; or (2) request the placement of an item on the next Council agenda to cancel the contract award to Porter Lee and refund the grant money to DOJ.

# JUSTICE TRAX TIMELINE



## CHRONOLOGY OF JUSTICE TRAX PROTEST

<u>DATE</u>	<u>DESCRIPTION</u>
5/16/08 523/08	HPD advertises for proposals to develop a computer system to manage information in the crime lab as part of its plan to bring the lab up to first class standards.
6/6/08	Proposals received.
7/2008	Evaluation committee ranks written proposals Porter Lee No. 1; Justice Trax No. 2
	Evaluation committee hears and ranks oral presentation Porter Lee No. 1; Justice Trax No. 3 Reasons for selection of Porter Lee – Contract negotiations begin
6/30/09	City Council awards contract to Porter Lee Award posted on Council Agenda on City's website Contract requires Porter Lee to configure LIMS to run on a SQL ("Sequel" as opposed to Oracle) platform
9/25/09	Justice Trax writes protest letter to City Attorney
11/20/09	City Attorney's bid committee investigates complaint and responds to Justice Trax's protest. Response includes statement that protester can make its complaint before City Council.
12/16/09	Justice Trax files protest with DOJ.
1/28/10	City's responds to DOJ complaint, reiterating right to appear before council.
7/28/10	City Attorney invites Justice Trax to appear before Council.
7/30/10	Justice Trax refuses invitation.
12/2/10	DOJ's letter advises Justice Trax that Council appearance necessary to exhaust administrative remedies.
12/10/10	Justice Trax requests Council appearance.
1/19/11	Justice Trax designates date for Council appearance.
2/16/11	Justice Trax protest set for Council hearing.

**Hearing for JusticeTrax, Inc. to protest award to Porter Lee Corporation for  
Laboratory Information Management System for the Houston Police Department**

**TABLE OF CONTENTS**

<u>DATE</u>	<u>NUMBER</u>	<u>DESCRIPTION</u>
5/6/2008	1	City of Houston Request For Proposal
5/28/2008	2	City of Houston Letter of Clarification 1
5/30/2008	3	City of Houston Letter of Clarification 2
6/2/2008	4	City of Houston Letter of Clarification 3
7/10/2009	5	City of Houston Notice to Proceed
7/13/2009	6	City of Houston Notice of Awarding Contract to Porter Lee
09/18/2009	7	Emails among Jeffrey Baucher of JusticeTrax, Calvin Wells and Douglas Moore of the City of Houston
9/25/2009	8	Protest Letter from Stephen Sale to City Purchasing Agent Calvin Wells and City Attorney Arturo Michel
10/02/2009	9	Letter from Stephen Sale to Jo Wiginton Regarding Protest Procedures
10/07/2009	10	Letter from Stephen Sale to Jo Wiginton Regarding Further Materials
10/13/2009	11	Letter from Stephen Sale to Jo Wiginton Regarding Request for Protest Procedures and Providing Further Materials
10/20/2009	12	Letter from Stephen Sale to Jo Wiginton Regarding Final Submission and Summation
10/26/2009	13	Letter from Stephen Sale to Jo Wiginton Regarding Exhaustion of Remedies and Request For Decision
11/19/2009	14	Letter from Stephen Sale to Jo Wiginton Regarding Demand For Decision
11/20/2009	15	Email from Jo Wiginton to Stephen Sale Transmitting Draft Decision
12/1/2009	16	Bid Opinion No. B2009005
12/16/2009	17	Letter from Stephen Sale to U.S. Department of Justice Re Contract Award
2/1/2010	18	Letter from Stephen Sale to U.S. Department of Justice Re Exhaustion of Administrative Remedies
2/12/2010	19	Letter from Scott Heimberg with Akin Gump to U.S. Department of Justice Re Protest of JusticeTrax
3/12/2010	20	Letter from U.S. Department of Justice to Stephen Sale Re Request For Additional Information
4/23/2010	21	Letter from Stephen Sale to U.S. Department of Justice Re Exhaustion of Administrative Remedies
6/18/2010	22	Letter from City Attorney David Feldman to Martin U. Onwu with U.S. Department of Justice Re Exhaustion of Administrative Remedies

7/21/2010	23	Letter from Stephen Sale to U.S. Department of Justice Re City's 6/18/2010 Letter on Exhaustion of Administrative Remedies
7/28/2010	24	Letter from City Attorney David Feldman to Martin U. Onwu with U.S. Department of Justice Inviting JusticeTrax to Appear Before City Council
7/30/2010	25	Letter from Stephen Sale to U.S. Department of Justice Rejecting City's 7/28/2010 Offer to Appear Before City Council
12/2/2010	26	Letter from U.S. Department of Justice to Stephen Sale Re Exhaustion of Administrative Remedies
N/A	27	Strategic Purchasing Department HPD Laboratory Information Management System Timelines and Evaluation Worksheets

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**Hearing for JusticeTrax, Inc. to protest award to Porter Lee Corporation for Laboratory Information Management System for the Houston Police Department**

Category #

Page 1 of

Agenda Item

13217

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

City Attorney's Office

**Origination Date:**  
February 11, 2011

**Agenda Date**

FEB 23 2011

~~FEB 14 2011~~

**DIRECTOR'S SIGNATURE**



**Council District(s) affected:**

**For additional information contact:** Jo Wiginton, City Attorney's Office,  
**Phone:** 832-393-6435  
 Calvin Wells, SPD, 832-393-8700  
 Timothy Oettmeier, HPD

**Date and Identification of prior authorizing Council Action:** June 30, 2009 (Ord. No. 2009-639)

**RECOMMENDATION: (Summary) Hearing for JusticeTrax, Inc. to protest award to Porter Lee Corporation for Laboratory Information Management System for the Houston Police Department.**

**Amount of Funding:** None

**Finance Budget:**

**SOURCE OF FUNDING:**

General Fund

Grant Fund

Enterprise Fund

Other (Specify)

**SPECIFIC EXPLANATION:**

JusticeTrax, Inc. ("JusticeTrax") was the third ranked proposer for a contract awarded to Porter Lee Corporation for a Laboratory Information Management System for the Houston Police Department ("Contract"). The City awarded the Contract to Porter Lee Corporation in July of 2009. The Contract is funded by the U.S. Department of Justice Office of Community Oriented Policing Services ("DOJ") Tech Grant #2005CKWXO224, ORI#TXHPD00.

On December 16, 2009, JusticeTrax, Inc. filed with the DOJ a formal protest, alleging that the City violated federal regulations in awarding the Contract to Porter Lee. The City of Houston responded to the protest by letter dated February 14, 2010, apprising both the DOJ and JusticeTrax that the City had awarded the contract after a fair and open RFP competition and that JusticeTrax had failed to exhaust its administrative remedies by failing to appear before City Council. By letter dated December 2, 2010, the DOJ informed the City that it would not review JusticeTrax's protest because JusticeTrax had not presented its case before City Council. On December 10, 2010, JusticeTrax wrote to the City requesting at least 15 minutes to speak to City Council to present its protest.

Chapter 2, Article 1, Section 2-2 of the City's Code of Ordinances allows unsuccessful proposers to speak at City Council. Additionally, City Council, by state law and City Charter, is the only entity authorized to award a contract, reverse the award, rescind the contract, or grant any other remedy associated with the contract. Because the Contract is funded entirely by a grant that the federal government may withdraw if the City does not comply with the DOJ's grant requirements, JusticeTrax must be given the opportunity to be heard. It is recommended that City Council allow JusticeTrax this hearing to present its protest to City Council.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

33

FEB 23 2011

MOTION NO. 2011

MOTION by Council Member Lovell that the recommendation of the Director of the General Services Department, for approval of final contract amount and acceptance of work on contract with ARC Abatement, Inc., for Asbestos Abatement at 1200 Travis Parking Garage, WBS No. G-000109-0002-4, be adopted, and the final contract amount of \$392,745.00 is hereby approved by the City Council and the work be accepted and final payment is hereby authorized.

Seconded by Council Member Gonzalez

Council Member Johnson absent

Council Member Sullivan absent on City business

On 2/16/11 the above motion was tagged by Council Member Jones.

cr

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work  
ARC Abatement, Inc.  
Asbestos Abatement at 1200 Travis Parking Garage  
WBS No. G-000109-0002-4

Page 1 of 1  
Agenda Item 33

FROM (Department or other point of origin):

General Services Department

Origination Date

Agenda Date

FEB 16 2011

DIRECTOR'S SIGNATURE:

Scott Minnix

*Scott Minnix*  
2/16/11

Council District affected:

1

For additional information contact:

Jacquelyn L. Nisby

Phone: 832-393-8023

Date and identification of prior authorizing Council action:

Ordinance No. 10-0301 Dated: 04/21/2010

RECOMMENDATION: Pass a motion approving the final contract amount of \$392,745.00 accept the work and authorize final payment.

Amount and Source of Funding: No Additional Funding Required.

Finance Budget:

Previous Funding:

\$473,120.00 American Recovery and Reinvestment Act of 2009 (ARRA)

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$392,745.00, or 4.90% over the original contract amount, accept the work and authorize final payment to ARC Abatement, Inc. for asbestos abatement at 1200 Travis Parking Garage for the Houston Police Department (HPD).

PROJECT LOCATION:: 1200 Travis Street, Houston, Texas (Key Map No. 493-L)

PROJECT DESCRIPTION: The project completed asbestos abatement and disposed of all fireproof insulation and associated over-spray from Parking Levels B2, B3, 2, 3, 4, 5 and 6, from up-ramps on Levels 1, 4 and 6 and down-ramps on Levels 3, 6 and 7. The work also included disposal of asbestos containing materials generated as a result of all activities.

CONTRACT COMPLETION AND COST: The contractor completed the project within the original contract duration of 180 days. The final cost of the project, including Change Order 1 is \$392,745.00 an increase of \$18,345.00 over the original contract amount.

PREVIOUS CHANGE ORDER: Change Order 1 resulted from a request by HPD to have the contractor to perform the work on weekends instead of during the week as the contract was originally bid. This change in scope required an increased work force and additional shifts to complete the project on schedule.

SM:HB:JLN:GM:MCJ:fk

c: Marta Crinejo, Jacquelyn L. Nisby, Velma Laws, Calvin Curtis, Gabriel Mussio, Martha Leyva, File.

REQUIRED AUTHORIZATION

CUIC ID # 25GM242

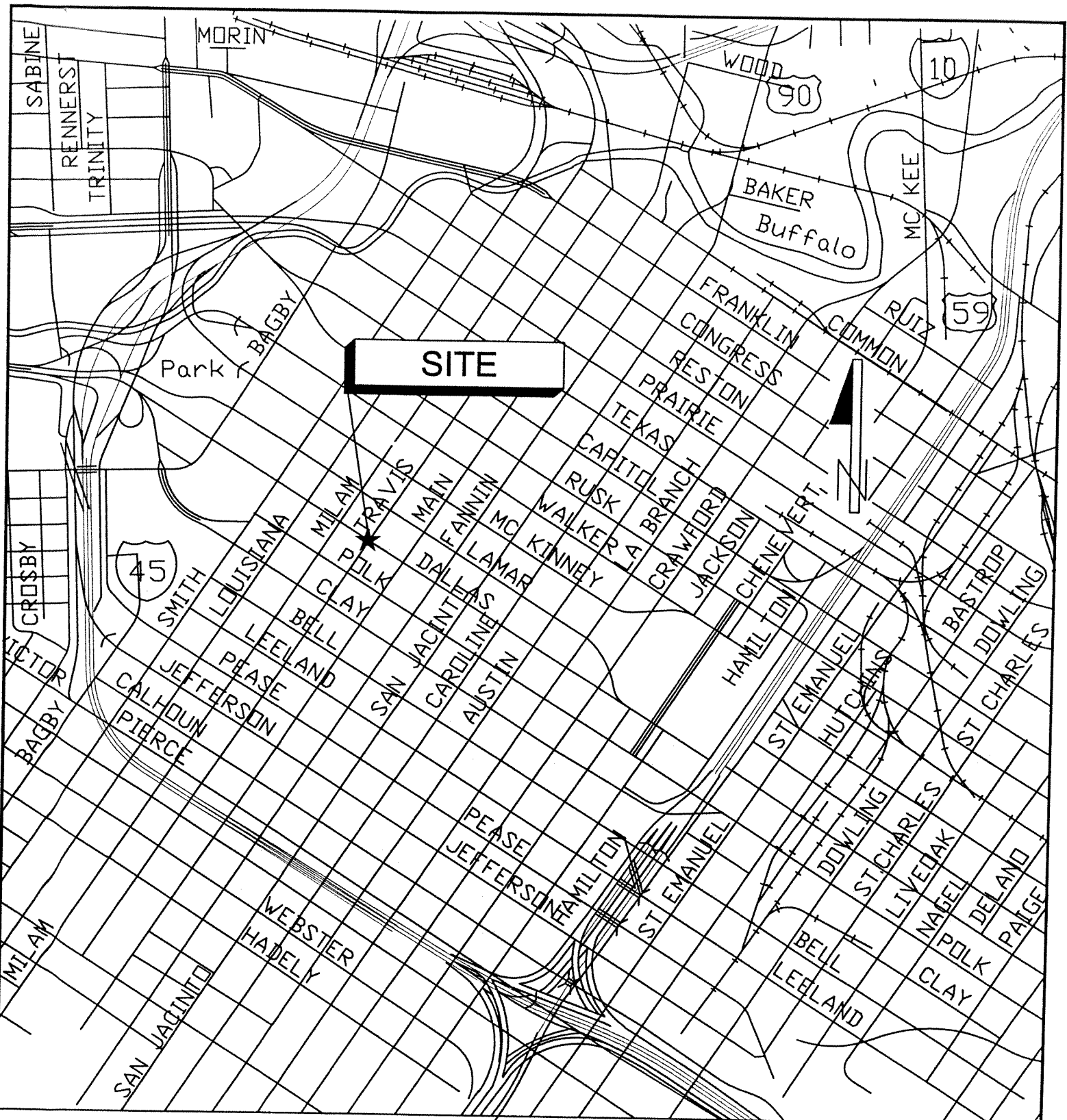
General Services Department:

*H. Bautista*

Humberto Bautista, P.E.  
City Engineer

MC





**PARKING GARAGE ASBESTOS ABATEMENT  
 1200 TRAVIS  
 HOUSTON, TX 77002**

**COUNCIL DISTRICT "I"**

**KEY MAP NO. 493 L**

34  
FEB 23 2011

MOTION NO. 2011

MOTION by Council Member Lovell that the recommendation of the Director of the General Services Department, for approval of final contract amount and acceptance of work on contract with AIA General Contractors, Inc., for Fuel System Upgrade at Solid Waste Maintenance Facilities, WBS No. L-0000NA-0008-4, be adopted, and the final contract amount of \$137,167.60 is hereby approved by the City Council and the work be accepted and final payment is hereby authorized.

Seconded by Council Member Gonzalez

Council Member Johnson absent

Council Member Sullivan absent on City business

On 02/16/2011 the above motion was tagged by Council Member Jones.

mla

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work  
AIA General Contractors, Inc.  
Fuel System Upgrade at Solid Waste Maintenance Facilities.  
WBS No. L-0000NA-0008-4

Page 1 of 1  
Agenda Item 34 #

FROM (Department or other point of origin):

General Services Department

Origination Date

Agenda Date

~~FEB 16 2011~~

DIRECTOR'S SIGNATURE:

Scott Minnix

*Scott Minnix* 2/2/11

Council Districts affected:

A, C, H

For additional information contact:

Jacquelyn L. Nisby

Phone: 832-393-8023

Date and identification of prior authorizing Council action:

Ordinance No: 10-0644 Dated: 08-11-2010

RECOMMENDATION: Pass a motion approving the final contract amount of \$ 137,167.60, accept the work and authorize final payment.

Amount and Source of Funding: No Additional Funding Required

Finance Budget:

Previous Funding:

\$140,629.65 Solid Waste Consolidated Construction Fund (4503)

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$137,167.60 or 2.42% over the original contract amount, accept the work and authorize final payment to AIA General Contractors, Inc. for the fuel system upgrade at the Solid Waste Management Department maintenance facilities.

PROJECT LOCATIONS: 1245 Judiway, Houston, Texas (Key Map 452-P) – District A  
11500 Post Oak, Houston, Texas (Key Map 571-C-) – District C  
5617 Neches, Houston, Texas, (Key Map 454-S) – District H

PROJECT DESCRIPTION: The project removed and replaced all existing fuel dispensers and pumps with new fuel dispensers and pumps at each site to match the configuration of the original gasoline and diesel lines, and connected the dispensers to the fuel management system.

CONTRACT COMPLETION AND COST: The contractor completed the project within 90 days: the original contract duration of 30 days plus 60 days approved by Change Order 1. The final cost of the project including Change Order 1 is \$137,167.60, an increase of \$3,234.60 over the original contract amount.

PREVIOUS CHANGE ORDER: Change Order 1 installed and anchored 15 impact valve clamps under the new dispensers as required by Texas Commission on Environmental Quality (TCEQ), and granted a non-compensable time extension due to the delay in delivery of the dispensers.

SM:HB:JLN:GM:FK:fk

c: Marty Stein, Jacquelyn L. Nisby, Velma Laws, Calvin Curtis, Gary Readore, Gabriel Mussio, Martha Leyva, File

REQUIRED AUTHORIZATION

CUIC ID# 25GM245

General Services Department:

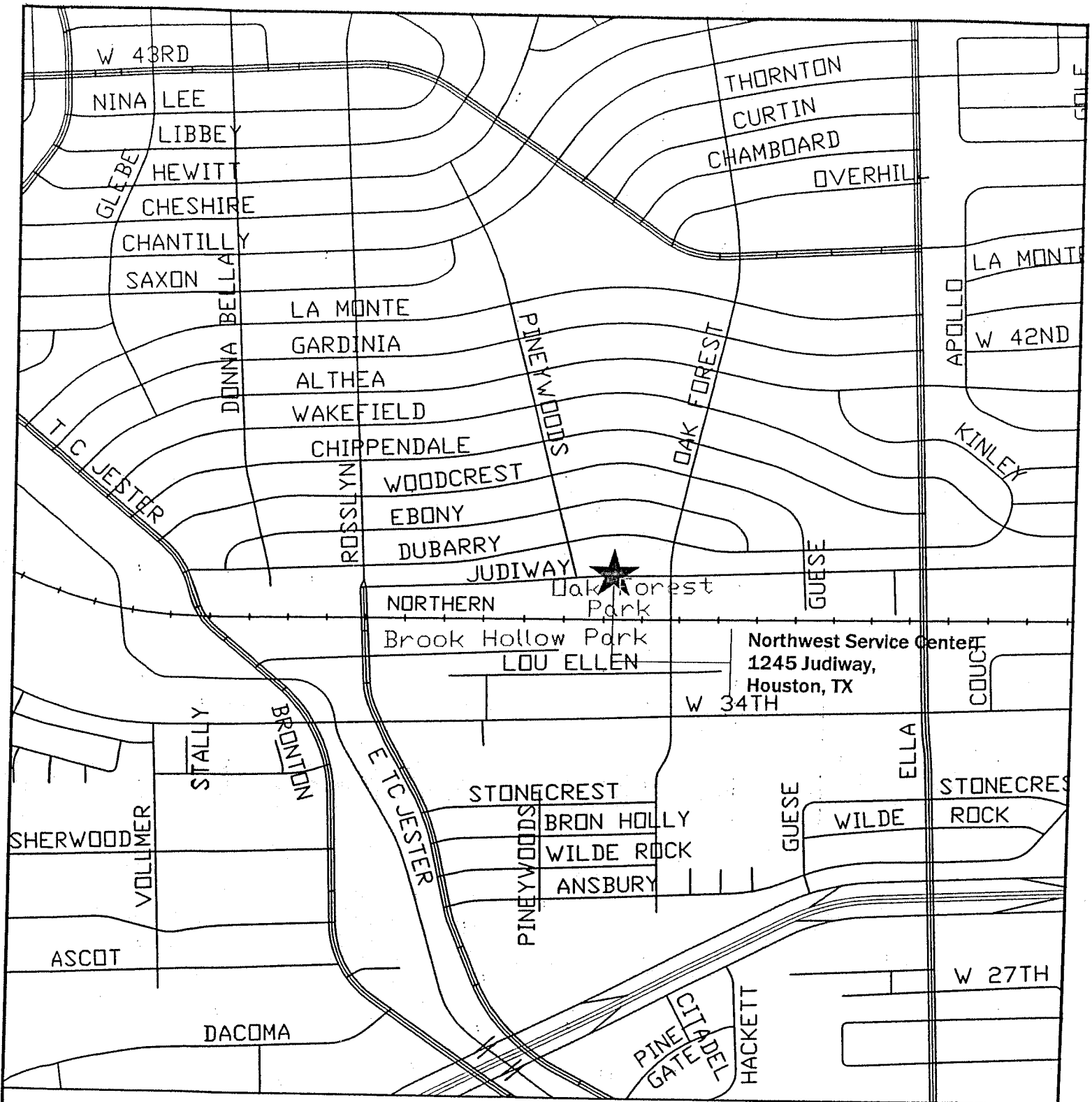
Other Authorization:

Solid Waste Management Department:

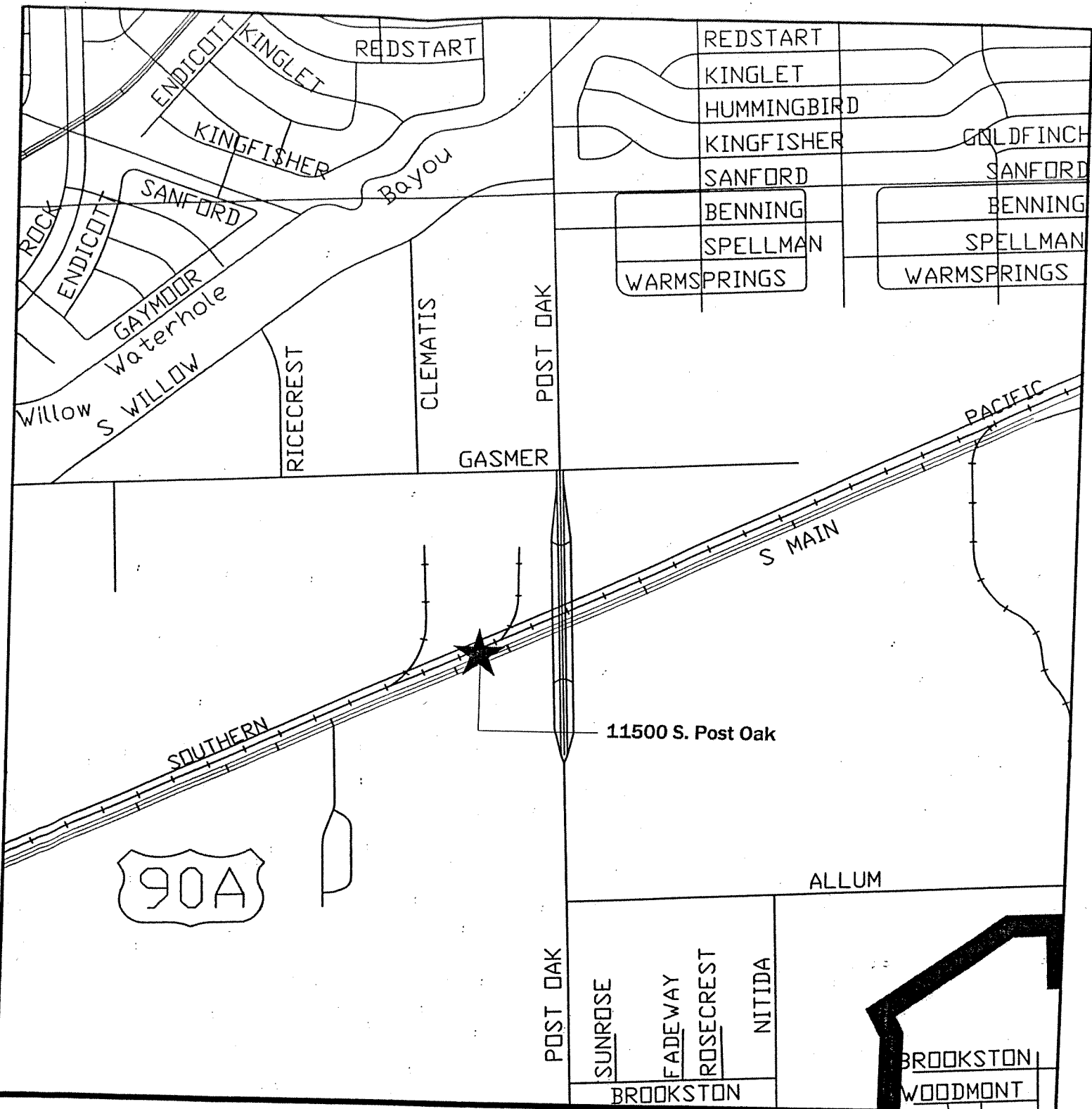
*Humberto Bautista*

Humberto Bautista, P.E.  
City Engineer

*Harry J. Hayes*  
Harry J. Hayes  
Director



**Fuel System Upgrade at**  
**Solid Waste Maintenance Facilities**  
**1245 Judiway**  
**Houston, TX 77018**



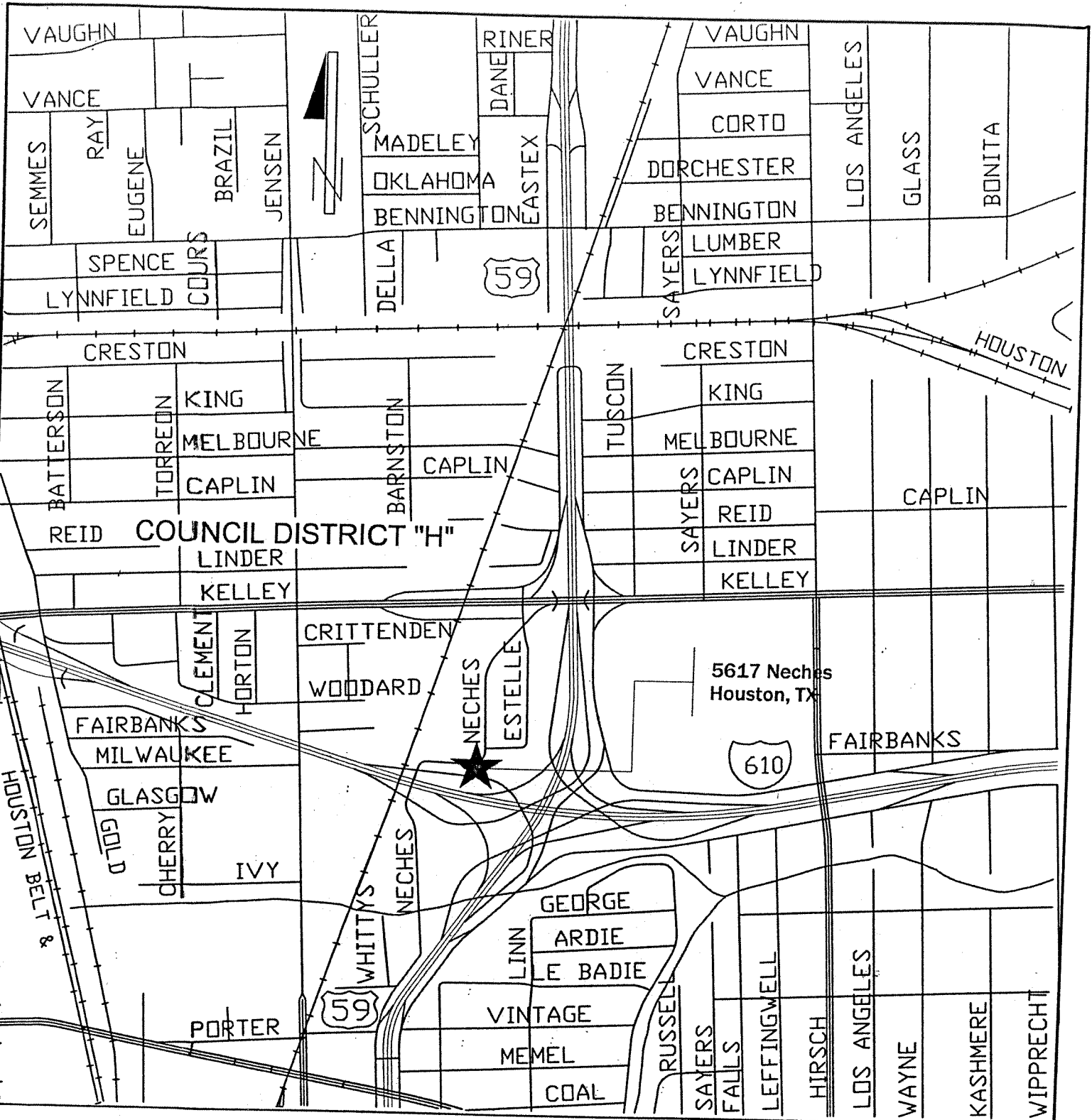
**Fuel System Upgrade at**  
**Solid Waste Maintenance Facilities**

11500 South Post Oak  
Houston, TX 77035

COUNCIL DISTRICT "C"

WBS No. L-0000NA-0008-4

KEY MAP NO. 571C




**Fuel System Upgrade at**  
**Solid Waste Maintenance Facilities**  
**5617 Neches**  
**Houston, TX 77026**

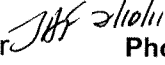
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance increasing the maximum contract amount of Professional Services Contract with Ron Smith & Associates, Inc. to provide management services to the Houston Police Department (HPD) Latent Print Processing / Comparison Unit.	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 35 / 13
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<b>FROM: (Department or other point of origin):</b> Houston Police Department	<b>Origination Date:</b>	<b>Agenda Date:</b> <del>FEB 10 2011</del>
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<b>DIRECTOR'S SIGNATURE:</b>  Charles A. McClelland, Jr., Chief of Police	<b>Council District affected:</b> All
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<b>For additional information contact:</b> Joseph A. Fenninger  CFO and Deputy Director <b>Phone:</b> 713-308-1770	<b>Date and identification of prior authorizing Council action:</b> Ordinance 2008-1233, 12/30/08; Motion 2009-0892, 12/09/09; Ordinance 2009-1359, 12/16/09; Ordinance 2010-0539, 06/30/10.
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**RECOMMENDATION: (Summary)** Adopt an ordinance increasing the maximum contract amount of the contract with Ron Smith & Associates, Inc. to provide management services to the HPD Latent Print Processing / Comparison Unit.

**Amount and Source of Funding:** \$300,000 – General Fund No. 1000  
Maximum contract amount: \$5,534,037

**Specific Explanation:**

Ron Smith & Associates, Inc. has managed the day-to-day operations of HPD's Latent Print Processing / Comparison Unit for approximately the previous two years as the department continues to work through the structural, operational, financial, and contractual issues surrounding the rebuilding of the unit.

HPD has \$878,900 in remaining funds as of January 31, 2011 on the contract and expects to use all allocated funding before the end of the FY11. The funding has been utilized at a faster than anticipated rate due to an unanticipated 426% increase in the number of cases worked when compared to the previous year. These increases came, in part, from requests from patrol officers, crime scene investigators, cold case investigators, and the District Attorney's office. This growth can be attributed to an increasing confidence in the abilities of the Identification Division, through Ron Smith & Associates, to identify criminal suspects. Further, approximately \$400,000 was redirected from the backlog and reanalysis work to cover the unexpected increase in the levels of new case work and cover the cost of training of seven in-house evidence processing personnel. Establishing an in-house capacity to process the intake of print evidence and the related case information is the first critical step toward ensuring the work is done effectively and efficiently.

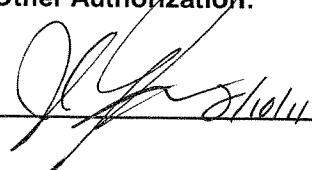
To fund the continuing work of the contract through the remainder of FY11, HPD recommends that City Council adopt an ordinance approving additional spending authority in the amount of \$300,000 and raising the maximum contract value to \$5,534,037.

This action ensures the ongoing operations of the Latent Print Processing / Comparison Unit up to, but not beyond June 30, 2011. Continued operations of these critical functions will be addressed in the FY12 budget process.

**Background Information:**

In December of 2008, City Council approved a two-year contract with Ron Smith & Associates, Inc. to provide a technical audit of the Latent Print Processing / Comparison Unit along with other units of HPD's Identification Division.

**REQUIRED AUTHORIZATION** 10TNO005 NOT

<b>Finance:</b>	<b>Other Authorization:</b> 	<b>Other Authorization:</b>
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<b>Date</b>	<b>Subject:</b> Ordinance increasing the maximum contract amount of Professional Services Contract with Ron Smith & Associates, Inc. to provide management services to the Houston Police Department (HPD) Latent Print Processing / Comparison Unit.	<b>Originator's Initials</b>	<b>Page</b> 2 of 2
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The contractor's findings confirmed that, in order to improve effectiveness and efficiency along with eliminating a growing backlog of cases, the Latent Print Processing / Comparison Unit had to be substantially overhauled. Because HPD did not have the internal expertise or capacity to perform this exercise, and having already gone through the vetting process of choosing the most experienced and qualified forensics firm to perform the audit, in December of 2009 HPD recommended and City Council approved a first amendment to the contract with Ron Smith & Associates, Inc. The contract amendment increased the maximum contract amount to \$2,902,037, allocated additional funding of \$2.33 million for FY10, and extended the contract term to December 31, 2012 plus two additional option years. The new deliverables included, but were not limited to, an assessment of the operations of all aspects of the Latent Print Processing / Comparison Unit, reanalysis and rework of violent crime cases, processing of backlog cases, continued management of daily operations, and the production of appropriate manuals and reports. FY11 funding of \$2,332,000 to continue the work was approved by City Council on June 30, 2010, raising the maximum contract value to \$5,234,037.

While providing day-to-day coverage of the Latent Print Processing / Comparison Unit, the contractor is also working to process prints from 7,100 cases through local, state, and federal databases for possible comparisons. Additionally, the contractor is attempting to complete the final work-up on prints from another 2,800 cases that have already been compared to local, state and federal databases.



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Ordinance approving the first amendment to the contract with Business Enterprise Mapping, Inc. for consulting services related to the implementation of the requisite quality management system to attain ISO 9001:2008 certification in the Houston Police Department's Emergency Communications and Property & Supply Divisions.

Page  
1 of 2

Agenda Item #

36-14

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

Houston Police Department

**Origination Date:**

**Agenda Date:**

1-18-2011


**DIRECTOR'S SIGNATURE:**

Charles A. McClelland, Jr., Chief of Police

**Council District affected:**

All

**For additional information contact:**

Joseph A. Fenninger  1/24/11  
CFO and Deputy Director Phone: 713-308-1770

**Date and identification of prior authorizing**

**Council action:** Ordinance 2010-0223; March 24, 2010

**RECOMMENDATION: (Summary)** Adopt an ordinance approving the first amendment to the contract with Business Enterprise Mapping, Inc. for consulting services to attain ISO 9001:2008 certification for the Houston Police Department's Emergency Communications and Property & Supply Divisions.

**Amount and Source of Funding:** \$35,900.00 General Fund No. 1000

**SPECIFIC EXPLANATION:**

On March 24, 2010, via Ordinance 2010-0223, City Council approved a contract with Business Enterprise Mapping, Inc. to provide consulting services to the Houston Police Department relative to the Department obtaining ISO 9001:2008 certification in the Emergency Communication Division and the Property & Supply Division. Recognized on an international level, the ISO 9001:2008 certification documents that an organization meets "best practices" standards for a wide range of business practices. Meeting these standards results in lower costs, improved efficiency and higher quality of delivered services. Further, by demonstrating a commitment to controlling costs and efficient operations, obtaining ISO 9001:2008 certification allows the department to score higher when seeking grant funds.

To date, Business Enterprise Mapping, Inc. has assisted the department in identifying and mapping 32 key work processes that are critical to the operation of each division. A total of 91 Opportunities for Improvement have been identified within these 32 processes wherein inefficiencies have been resolved, economic gains maximized, and the overall quality of services improved. Two additional steps are required for the divisions to obtain ISO 9001:2008 certification: (1) expand the services under the contract with Business Enterprise Mapping, Inc. to establish and train an in-house (HPD) audit team that ensures continuous improvement and compliance with ISO standards and also to provide support services throughout the certification process, and (2) hire a third-party auditor, independent from both the Houston Police Department and Business Enterprise Mapping, Inc., who will conduct a two-stage registration audit, followed by subsequent surveillance audits, to ensure that the divisions remain compliant with ISO 9001:2008 standards.

At the time of the original award, the department was unable to determine whether the assistance of Business Enterprise Mapping, Inc. would be required to establish an in-house ISO 9001:2008 compliance audit function. Given the complexity of conforming to and maintaining compliance with these standards, which is necessary for continued certification, the Chief of Police recommends that City Council adopt an ordinance approving the first amendment to the contract with Business Enterprise Mapping, Inc. to add an audit training and support services component to the contract in an amount of \$35,900. As described during the original award process to Business Enterprise Mapping, Inc., the independent, third-party auditor will be hired under another action at a cost of approximately \$24,000.

**REQUIRED AUTHORIZATION**

10TNC004

**Finance:**

**Other Authorization:**

**Other Authorization:**

<b>Date</b>	<b>Subject:</b> Ordinance approving the first amendment to the contract with Business Enterprise Mapping, Inc. (BEM) for consulting services related to the implementation of the requisite quality management system to attain ISO 9001:2008 certification in the Houston Police Department's Emergency Communications and Property & Supply Divisions.	<b>Originator's Initials</b>	<b>Page 2 of 2</b>
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**Pay or Play:**


The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor continuous to provide benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

**M/WBE:**

Due to the absence of M/WBE certified vendors qualified to provide these highly specialized consulting services, and in accordance with consultations with the Affirmative Action Division, no M/WBE participation goal has been established for this contract.

<b>SUBJECT:</b> Development Agreement between Buffalo Bayou Partnership, Harris County Flood Control District, and the City of Houston concerning the proposed Buffalo Bayou Project at Buffalo Bayou Park		Page of 1 <b>37</b>	Agenda Item <b>15</b>
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<b>FROM (Department or other point of origin):</b> Chief Development Officer and Parks and Recreation Department	<b>Origination Date</b> Feb. 11, 2011	<b>Agenda Date</b> Feb. 16, 2011
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<b>DIRECTOR'S SIGNATURE:</b> Andrew F. Icken 	<b>Council District affected:</b> H, I
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<b>For additional information contact:</b> Andy Icken Phone: 832-393-1064 Joe Turner Phone: 832-395-7050	<b>Date and identification of prior authorizing Council action:</b> none
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**RECOMMENDATION:** Approve a Development Agreement between Buffalo Bayou Partnership, Harris County Flood Control District and the City concerning the proposed Buffalo Bayou Project at Buffalo Bayou Park

<b>Amount and Source Of Funding:</b> none	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The City owns Buffalo Bayou Park (the "Park"), a publicly dedicated park of approximately 158 acres adjacent to Buffalo Bayou and generally between Memorial Drive on the North, Sabine Street on the East, Allen Parkway on the South, and Shepherd Drive on the West.

The Harris County Flood Control District ("HCFCD") maintains Buffalo Bayou for drainage and flood control purposes within the Park and other areas of the City.

The Buffalo Bayou Partnership, a Texas non-profit corporation ("BBP"), is a coalition of civic, environmental, governmental and business representatives, organized for the purposes of developing and facilitating improvements to the Buffalo Bayou greenway system. BBP has obtained the offer of a private performance challenge grant of \$30 million for the development, improvement, operation and maintenance of the Park, with such work being generally known as the "Buffalo Bayou Park Project" (the "Project").

The Project is being developed in four phases including (i) a Master Plan Phase which began on May 7, 2010, (ii) a Development Phase which is now contemplated, and future (iii) Construction Phase and (iv) Operating Phase, as described in more detail in the attachment. As part of the Development Phase, the City will grant rights of entry to the Park for HCFCD to undertake certain Buffalo Bayou channel reconfiguration work, and for BBP to prepare final design documents for Park improvements. The three parties also commit to work in good faith to develop definitive agreements for the future Construction Phase and Operating Phase of the Project.

The proposed Tri-Party Development Agreement sets out the rights and obligations of the City, HCFCD and BBP during the Development Phase and their intentions with regards to the future Construction Phase and Operating Phase of the Project, which are further described in the attachment. The City intends to utilize TIRZ 3 funding to fulfill the agreed maintenance needs of this project which are currently estimated to be \$2m annually – beginning in 2015. This will be updated and revised during the development phase.

The Project and the Tri-Party Development Agreement will be presented at the Neighborhood Protection Quality of Life Council Committee meeting on February 14, 2011.

Council approval of the Tri-Party Development Agreement is recommended.

**REQUIRED AUTHORIZATION**

<b>Park and Recreation Dept.:</b>  Joe Turner, Director, Parks & Recreation Department		
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**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 8896**

**Subject:** Approve an Appropriating Ordinance and Approve a Contract for the Handling and Disposal of Hazardous Materials for Various Departments  
S30-L23696

Category #  
4

Page 1 of 2

Agenda Item

38 #7

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

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

**Origination Date**

December 23, 2010

**Agenda Date**

~~December 23, 2010~~

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

David Guernsey Phone: (832) 395-3640  
Douglas Moore Phone: (832) 393-8724

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$175,000.00 from the Street & Bridge Consolidated Construction Fund (4506) and \$132,000.00 from the Water & Sewer System Consolidated Construction Fund (8500); and award a three-year contract, with two one-year options to SET Environmental, Inc. on its low bid in an amount not to exceed \$2,501,454.19 for the handling and disposal of hazardous materials for various departments.

Maximum Contract Amount: \$2,501,454.19

**Finance Budget**

- \$ 245,000.00 - General Fund (1000)
- \$ 612,500.00 - Water & Sewer System Operating Fund (8300)
- \$ 125,000.00 - Fleet Management Fund (1005)
- \$ 175,000.00 - Street & Bridge Consolidated Construction Fund (4506) WBS# N-000396-0021-4
- \$ 719,176.19 - Storm Water Fund (2302)
- \$ 132,000.00 - Water & Sewer System Consolidated Construction Fund (8500) WBS# S-000019-0071-4
- \$ 492,778.00 - HAS Revenue Fund (8001)

\$2,501,454.19 - TOTAL

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$175,000.00 from the Street & Bridge Consolidated Construction Fund (4506) and \$132,000.00 from the Water & Sewer System Consolidated Construction Fund (8500); and award a three-year contract, with two one-year options to SET Environmental, Inc. on its low bid in an amount not to exceed \$2,501,454.19 for the handling and disposal of hazardous materials for various departments. 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. Thirty prospective bidders downloaded the solicitation document from SPD's e-bidding website and six bids were received as outlined below:

	<u>Company</u>	<u>Total Amount</u>
1.	Anderson Pollution Control	\$ 563,400.81 (Partial Bid)
2.	<b>SET Environmental, Inc.</b>	<b>\$2,501,454.19</b>
3.	Oil Mop, LLC	\$2,506,945.31
4.	Eagle Construction & Environmental Services	\$3,676,868.71
5.	GI Environmental Vacuum SVC	\$3,860,338.88
6.	Philip Reclamation Services	\$7,126,342.75

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*NOT*

Date: 12/23/2010	Subject: Approve an Appropriating Ordinance and Approve a Contract for the Handling and Disposal of Hazardous Materials for Various Departments S30-L23696	Originator's Initials RM	Page 2 of 2
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The scope of work requires the contractor to provide all labor, supervision, materials, tools, and transportation necessary to contain spills; screen, remove and dispose of contaminated soils, asbestos and lead materials, drums, barrels, transformers or other containers; and all other services required in accordance with all applicable local, State and Federal laws and regulations pertaining to solid and liquid hazardous waste handling, transportation, storage and disposal.

**M/WBE Subcontracting:**

This invitation to bid was issued as a goal-oriented contract with an 11% M/WBE participation level. **SET Environmental, Inc.** has designated the below-named companies as its certified M/WBE subcontractors:

NAME	TYPE OF WORK	DOLLAR AMOUNT	PERCENTAGE
A&B Environmental Services, Inc.	Lab Testing	\$150,087.25	6%
Pulido Trucking, LP	Truck Hauling	\$ 75,043.62	3%
Channel Safety and Marine Supply, Inc.	Industrial Safety Devices	\$ 75,043.62	3%
<b>TOTAL</b>		<b>\$300,174.49</b>	<b>12%</b>

The Affirmative Action Division will monitor this contract.

**Pay or Play Program:**

The proposed contract requires compliance with the City's "Pay or Play" ordinance regarding health benefits for employees of City Contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

Buyer: Richard Morris

**ESTIMATED SPENDING AUTHORITY**

DEPARTMENT	FY 2011	OUT YEARS	TOTAL
Public Works & Engineering	\$361,190.00	\$1,602,486.19	\$1,963,676.19
Houston Airport System	\$ 49,278.00	\$ 443,500.00	\$ 492,778.00
Parks & Recreation	\$ 1,500.00	\$ 33,500.00	\$ 35,000.00
Houston Police	\$ 1,500.00	\$ 8,500.00	\$ 10,000.00
	<b>\$413,468.00</b>	<b>\$2,087,986.19</b>	<b>\$2,501,454.19</b>

**SUBJECT:** Award Construction Contract  
 Carrera Construction, Inc.  
 Sagemont Park  
 WBS No. F-000671-0001-4

Page  
1 of 2

Agenda  
Item

39 #9

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

**Origination Date**

**Agenda Date**

~~FEB 16 2011~~

**DIRECTOR'S SIGNATURE:**

Scott Minnix

*Scott D. Minnix* 1/26/11

**Council District(s) affected:**

E

**For additional information contact:**

Jacquelyn L. Nisby

**Phone:** 832-393-8023

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

**RECOMMENDATION:** Award construction contract and appropriate/allocate funds for the project.

**Amount and Source of Funding:**

\$ 1,601,325.00 Parks Consolidated Construction Fund (4502)  
 \$ 1,000,000.00 State - Grant Funded (5010) Texas Parks and Wildlife Department  
 \$ 2,601,325.00 **Total Appropriation**

**Finance Budget:**

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a construction contract to Carrera Construction, Inc. on the proposal amount of \$2,390,000.00 to provide construction services for Sagemont Park for the Houston Parks and Recreation Department.

**PROJECT LOCATION:** 11507 Hughes (576 Y)

**PROJECT DESCRIPTION:** The scope of work includes demolition and abatement of the old community center, parking lot and asphalt pad, and construction of a new community center, parking lot, plaza area, connecting walkways, left turn lane on Hughes Road for access to community center, landscaping and irrigation, and site detention.

The contract duration for this project is 339 days. M2L Associates is the design consultant and GSD is the construction manager for this project.

**PROPOSALS:** Carrera Construction, Inc. was selected through a two step process. The project was advertised in accordance with the requirements of Chapter 271 - Subchapter H of the Texas Local Government Code and contained selection criteria that ranked the respondents on building construction experience, references, contractor representatives, subcontractors and suppliers, safety, and claim history. Ten firms responded. A selection committee comprised of GSD project management ranked the respondents. Eight of the ten firms received sufficient points and were requested to submit proposals. Five of the eight firms submitted proposals. Carrera Construction, Inc. submitted the lowest proposal.

**REQUIRED AUTHORIZATION**

CUIC ID # 25PARK138

**General Services Department:**

**Parks and Recreation Department:**

*[Signature]*  
 Richard A. Vella  
 Chief of Design & Construction Division

*[Signature]*  
 Joe Turner  
 Director

NOT

**PROPOSALS CONT:** The five firms are ranked as follows:

	<u>PROPOSER</u>	<u>PRICE</u>
1	Carrera Construction, Inc.	\$2,390,000.00
2	The Gonzalez Group, LP	\$2,410,000.00
3	Times Construction, Inc.	\$2,522,000.00
4	Resicom, Inc.	\$2,641,000.00
5	Millis Development & Construction, Inc.	\$2,845,199.00

**AWARD:** It is recommended that City Council award the construction contract to Carrera Construction, Inc. and appropriate/allocate funds for the project, including an additional \$16,000.00 for air monitoring services under the existing contract with Environmental Consultants, Inc. and \$34,000.00 for engineering and materials testing services under the existing contract with Paradigm Consultants, Inc.

**FUNDING SUMMARY:**

\$ 2,390,000.00	Construction Contract Services
\$ 119,500.00	5% Contingency
<b>\$ 2,509,500.00</b>	<b>Total Contract Services</b>
\$ 41,825.00	Civic Art (1.75%)
\$ 16,000.00	Air Monitoring Services
\$ 34,000.00	Engineering and Materials Testing
<b>\$ 2,601,325.00</b>	<b>Total Funding</b>

**CONSTRUCTION GOALS:** A 14% MBE goal and 10% SBE goal have been established for this contract. The contractor has submitted the following certified firms to achieve the goals:

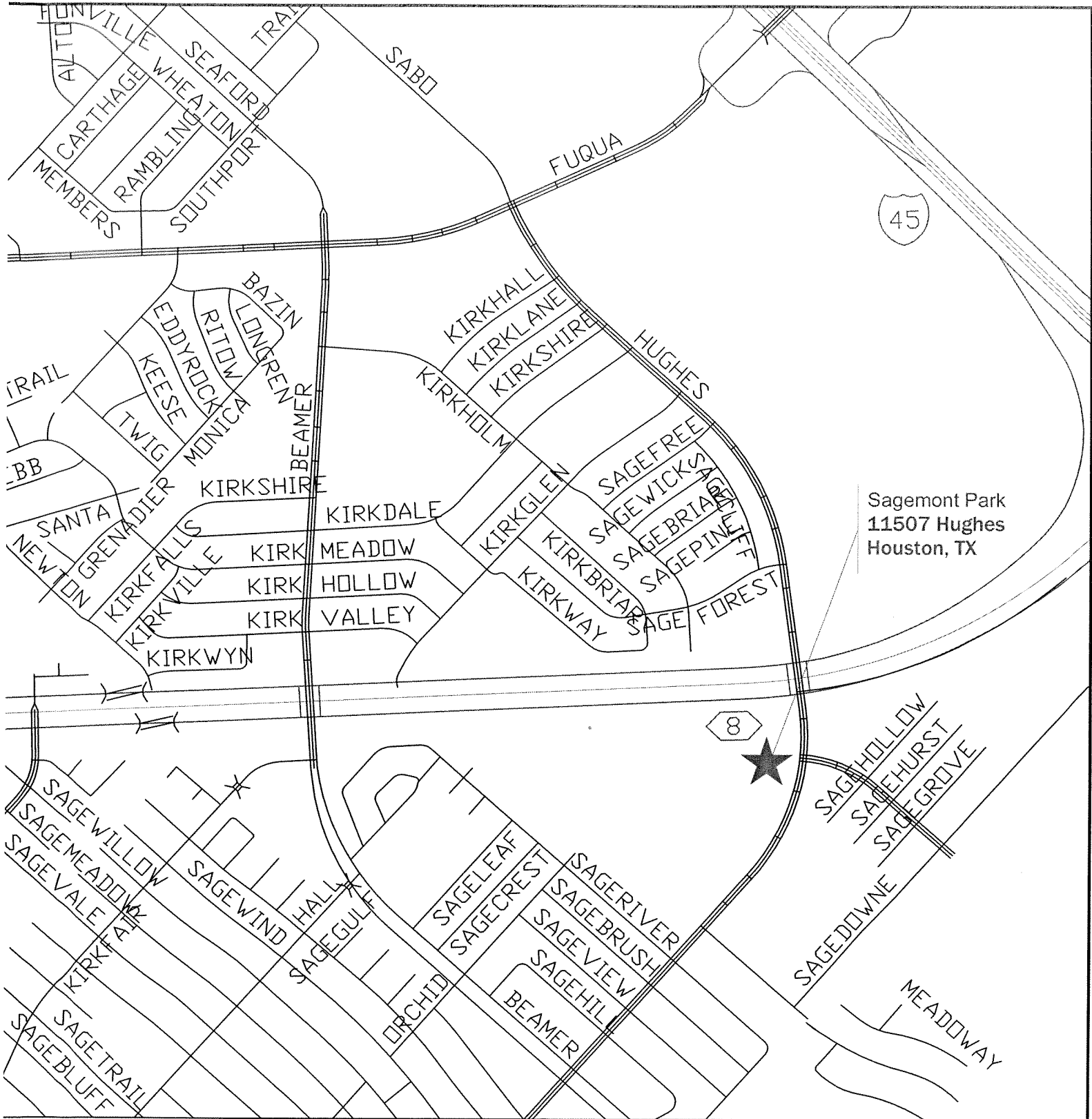
<u>FIRM (MBE)</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% OF CONTRACT</u>
Rincon Air & Heat	Mech/HVAC	\$ 375,000.00	15.69%

<u>FIRM (SBE)</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% OF CONTRACT</u>
Aztec Landscaping	Land/irrigation	\$ 96,250.00	4.03%
Saabs Construction	Masonry	\$ 77,000.00	3.22%
Above the Rim Plumbing	Plumbing	\$ 52,500.00	2.20%
Hazard Assessment	Abatement	\$ 19,700.00	.82%
<b>TOTAL</b>		<b>\$ 245,450.00</b>	<b>10.27%</b>

**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's 'Pay or Play' Ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

SM: JLN:RAV: LJ:RJO:rp  
 c: Marty Stein, Jacquelyn L. Nisby, Mark Ross, Dan Pederson, Calvin Curtis, Morris Scott, Gabriel Mussio, Chris Gonzales, Martha Leyva, Estella Espinosa, File 712



**Sagemont Park**  
 11507 Hughes  
 Houston, TX 77089

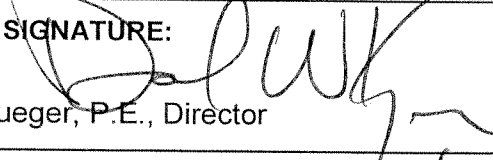


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Chemical Feed Station Repairs and Containment Walls at Dollywright, Garden Villas and Eddington Lift Stations. W.B.S. No. R-000265-0074-4.	Page 1 of 2	Agenda Item # <b>4023</b>
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b>	<b>Agenda Date:</b> <del>FEB 16 2011</del>
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> B, I <i>IMR</i>
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<b>For additional information contact:</b> <i>Ravi Kaleyatodi 1/20/11</i> Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction Contract and appropriate funds.

**Amount and Source of Funding:**  
\$545,200.00 Water and Sewer System Consolidated Construction Fund No. 8500.  
*W.P. 1/21/2011*

**PROJECT NOTICE/JUSTIFICATION:** This project is required to control operation and maintenance costs of chemical feed stations and construct chemical spill containment walls around chemical storage tanks to prevent future environmental hazard and comply with regulatory agencies requirements at the existing lift stations.

**DESCRIPTION/SCOPE:** This project consists of rehabilitation and installation of enhancements to the Chemical Feed Systems at the Dollywright, Garden Villas and Eddington Lift Stations. The Contract duration for this project is 180 calendar days. This project was designed by Chiang Patel & Yerby, Inc.

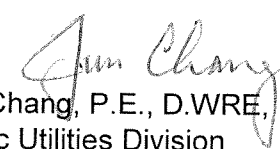

**LOCATION:** The three project areas are located as follows:

<u>Lift Station Name</u>	<u>Address</u>	<u>Key Map Grid</u>
Dollywright	1825 1/2 Dollywright	412S
Garden Villas	7375 Sims	534Z
Eddington	1425 Eddington	494T

**BIDS:** Bids were received on November 18, 2010. The six (6) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Resicom, Inc.	\$467,983.50
2. R & B Group, Inc.	\$492,360.00
3. R J Construction Company, Inc.	\$494,000.00
4. Desert Eagle, LLC (dba Panorama)	\$509,244.00
5. LEM Construction Co., Inc.	\$530,850.00
6. Industrial TX Corp.	\$538,640.00

**REQUIRED AUTHORIZATION** **CUIC ID# 20IMR66**

<b>Finance Department</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Chemical Feed Station Repairs and Containment Walls at Dollywright, Garden Villas and Eddington Lift Stations. W.B.S. No. R-000265-0074-4.	Originator's Initials  IMR	Page 2 of 2
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**AWARD:** It is recommended that this construction Contract be awarded to Resicom, Inc. with a low bid of \$467,983.50 and that Addendum Number 1 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$545,200.00 to be appropriated as follows:

- Bid Amount \$467,983.50
- Contingencies \$ 23,399.18
- Engineering and Testing Services \$ 21,000.00
- CIP Cost Recovery \$ 32,817.32

Engineering and Testing Services will be provided by Aviles Engineering Corporation under a previously approved contract.

**PAY OR PLAY PROGRAM:**

The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

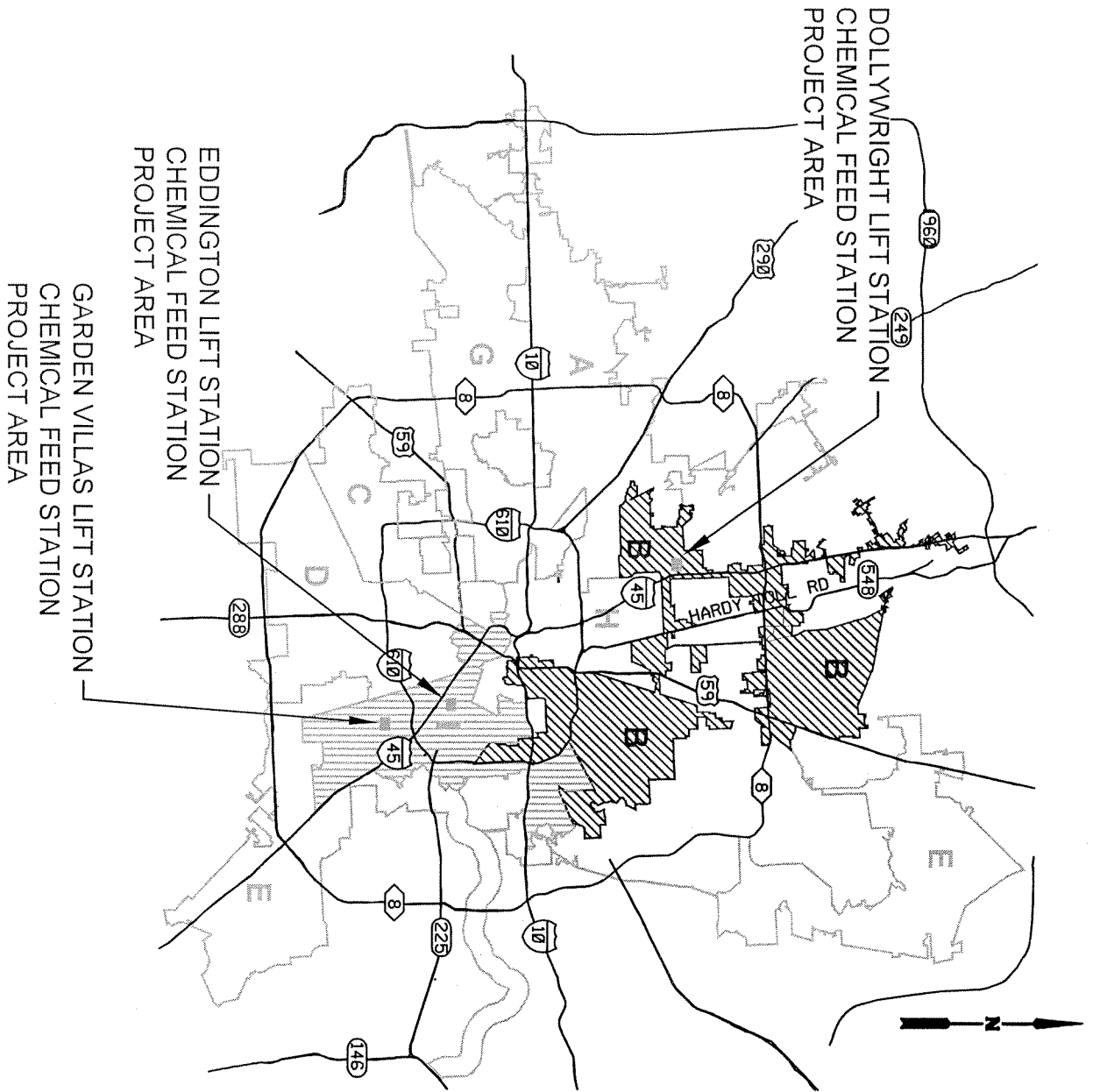
**M/WBE PARTICIPATION:** No M/WBE participation goal has been established for this project.

All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.



DWK:DRM:RK:EN:IMR:pa

c: Robert Gallegos  
Mike Pezeshki, P.E.  
File No. R-000265-0074-4



- COUNCIL DISTRICTS**
- A - BRENDA STARDIG
  - B - JARVIS JOHNSON
  - C - ANNE CLUTTERBUCK
  - D - VANANDA ADAMS
  - E - MIKE SULLIVAN
  - F - AL HOANG
  - G - OLIVER PENNINGTON
  - H - EDWARD GONZALES
  - I - JAMES G. RODRIGUEZ
- AT LARGE 1 - STEPHEN COSTELLO  
 AT LARGE 2 - SUE LOVELL  
 AT LARGE 3 - MELISSA NORIEGA  
 AT LARGE 4 - C.O. "BRAD" BRADFORD  
 AT LARGE 5 - JOLANDA "JO" JONES

**CP&Y** 2925 Briarport, Suite 850, Houston, TX, 77042  
 (713)552-1730, Fax (713)552-1734

**CITY OF HOUSTON**

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 CHEMICAL FEED STATION REPAIRS AND  
 CONTAINMENT WALLS AT THE DOLLYWRIGHT,  
 GARDEN VILLAS AND EDDINGTON LIFT STATIONS  
 PROJECT LOCATION AND  
 COUNCIL DISTRICT BOUNDARIES

WBS NO.	CITY OF HOUSTON PM
R-000265-0074-4	IRAJ M. RANJBAR, P.E.
DRAWING SCALE	DATE
NONE	JAN 2011
	SHEET NO.
	1 OF 1