

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 12, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Noriega

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 - APRIL 13, 2011 - 9:00 A. M.

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

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** relative to establishment of Council Member District Boundaries as required by Article V, Section 3 of the Charter of the City of Houston, Texas

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 29

ACCEPT WORK - NUMBERS 2 through 5

2. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,864,038.11 and acceptance of work on contract with **TRIPLE B SERVICES, L.L.P.** for Neighborhood Street Reconstruction Project 466 - 2.70% under the original contract amount - **DISTRICT G - PENNINGTON**
3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,866,168.32 and acceptance of work on contract with **TRAFFIC SYSTEMS CONSTRUCTION, INC** for North Zone Traffic Signal Construction - 7.67% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG and G - PENNINGTON**
4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,388,815.69 and acceptance of work on contract with **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods (4257-52) - 0.44% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON and H - GONZALEZ**
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$553,428.61 and acceptance of work on contract with **SPECIALIZED MAINTENANCE SERVICES, INC** for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation - 1.37% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 9A

6. **ENVISION CMOSXRAY, LLC** for Portable Digital X-Ray System from the General Services Administration Schedule 84 contract through the Cooperative Purchasing Program for the Houston Police Department - \$59,010.17 - Grant Fund
7. **HAHN EQUIPMENT CO., INC** - \$850,515.00, **JERSEY EQUIPMENT COMPANY OF HOUSTON, INC** - \$161,269.00, **JDC FLUID EQUIPMENT** - \$236,789.00, **NEWMAN REGENCY GROUP** - \$82,864.00, **PUMP SOLUTIONS, INC** - \$863,605.00, **PUMPS & EQUIPMENT OF TEXAS** - \$90,718.00 and **SMITH PUMP CO.** - \$60,266.00 for Various Types and Size Pumps for Department of Public Works & Engineering - \$2,346,026.00 - Enterprise Fund
8. ORDINANCE appropriating \$1,100,000.00 out of Street & Bridge Consolidated Construction Fund (Approved by CM 2010-0613) for Purchase of Installation Services for a WiMAX Radio System for the Public Works & Engineering Department
 - a. **CRYSTAL COMMUNICATIONS, LTD.** - \$935,301.60 and **JTS** - \$164,698.40 for Installation Services for WiMax Radio System for the Department of Public Works & Engineering
9. ORDINANCE appropriating \$763,180.00 out of Reimbursement of Equipment / Projects Fund for Stage III of the Houston Permitting Center Project (Approved by Ordinance No. 2010-0749)
 - a. **GARTEK INC** for Hardware, Software and Integration Associated with Stage III of the Houston Permitting Center Project

ORDINANCES - NUMBERS 10 through 29

10. ORDINANCE **AMENDING RULE 6 OF SECTION 2-2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to a code of conduct applicable to council members; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a repealer
11. ORDINANCE approving and authorizing submission of application for grant assistance to the Governor's Criminal Justice Division for the Juvenile Justice and Delinquency Prevention Program; declaring the City's eligibility for such grant; authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
12. ORDINANCE approving and authorizing agreement between the City of Houston and **556 LINDA VISTA, L.P.** providing a Performance Based Loan of Federal Community Development Block Grant Disaster Relief Program Funds in an amount up to \$12,500,000.00 for the rehabilitation of 488 units at a 556 unit apartment property located in the 5500 block of DeSoto Street, Houston, Texas, of which 284 units will be restricted to occupancy by households with incomes at or below 80% of area median income - **DISTRICT B - JOHNSON**
13. ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON VOLUNTEER LAWYERS PROGRAM, INC** to provide \$150,000.00 in Housing Opportunities for Persons With AIDS Funds for Legal Supportive Services - **DISTRICT I - RODRIGUEZ**
14. ORDINANCE appropriating \$65,000.00 out of Equipment Acquisition Consolidated Fund and approving and authorizing sole source contract between the City of Houston and **ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC** for an Enterprise License Agreement and related services for the Planning & Development Department; providing a maximum contract amount - 3 Years - Maximum contract amount \$2,145,000.00 - Central Service Revolving and Equipment Acquisition Consolidated Funds
15. ORDINANCE amending Ordinance No. 2007-0127 (Passed on January 31, 2007) to increase the maximum contract amount for contract between the City of Houston and **HOUMA ARMATURE WORKS HOUSTON, LLC (Formerly GHX POWER SYSTEMS, LLC)** for Electric Motor Repair Services for the Public Works & Engineering Department - \$654,593.00 - Enterprise Fund
16. ORDINANCE amending Ordinance No. 2006-0974 to increase the maximum contract amount for contract between the City of Houston and **MOTIVA ENTERPRISES LLC** for Low Emission Diesel Fuel and Unleaded Gasoline for Various Departments - \$10,500,000.00 - Central Service Revolving Fund
17. ORDINANCE amending Ordinance No. 2006-0975 to increase the maximum contract amount for contract between the City of Houston and **OIL PATCH-BRAZOS VALLEY, INC** for Fuel Transportation Services for Various Departments - \$96,000.00 - Central Service Revolving Fund
18. ORDINANCE approving and authorizing contract between the City of Houston and **AMERESCO SOLAR SOLUTIONS, INC** for Purchase and Installation of Emergency Solar Generators to designated sites - \$1,352,525.00 - American Recovery and Reinvestment Act Fund
19. ORDINANCE authorizing the sale of an easement (Parcel SY11-012) to Harris County Municipal Utility District No. 424 over a 375 square foot parcel of land in the City-owned Northeast Water Purification Plant, located in the Victor Blanco Five League Grant, A-2, Houston, Harris County, Texas, in consideration of payment of \$300.00 and other consideration to the City - **DISTRICT E - SULLIVAN**

ORDINANCES - continued

20. ORDINANCE appropriating \$746,028.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to contract between the City of Houston and **ITRON, INC** for Radio Automated Meter Reading and Fixed Network/Advanced Meter Infrastructure Systems (Approved by Ordinance No. 98-575)
21. ORDINANCE appropriating \$253,972.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to contract between the City of Houston and **BADGER METER, INC** for Water Meters and Water Meter Replacement Parts (Approved by Ordinance No. 2010-183)
22. ORDINANCE appropriating \$288,351.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **IDC, INC** for Design of Pinemont Drive: Ella Street to North Shepherd Drive; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - JOHNSON**
23. ORDINANCE appropriating \$333,484.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **GUNDA CORPORATION, L.L.C.** for Reconstruction of Wallisville Road from Lockwood to IH-610; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS B - JOHNSON and H - GONZALEZ**
24. ORDINANCE appropriating \$57,500.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LANDTECH CONSULTANTS, INC** for Street and Bridge Program Management / Technical Studies Survey for sidewalks and bikeways; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund
25. ORDINANCE approving the change of control of **NORTHLAND CABLE PROPERTIES, INC** that holds the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston pursuant to City of Houston Ordinance No. 2002-1083
26. ORDINANCE granting to **HOA VINH TRAN dba A-EVERGREEN VACUUM SERVICE, A Texas Sole Proprietorship**, 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 - **FIRST READING**
27. ORDINANCE granting to **FRANCISCO R. PADILLA dba FRP TRUCKING, A Texas Sole Proprietorship**, 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 - **FIRST READING**
28. ORDINANCE granting to **PIPELINE VIDEO INSPECTION LLC, A Foreign For-Profit Limited Liability Company**, 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 - **FIRST READING**

ORDINANCES - continued

29. ORDINANCE NO. 2011-249, passed first reading April 6, 2011
ORDINANCE granting to **DAVID R. PATTERSON d/b/a DUMPSTER DAVE, INC, A Texas Sole Proprietorship**, 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 - **SECOND READING AS AMENDED**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 30

MISCELLANEOUS

30. MOTION to set a date not less than seven days from April 20, 2011, to receive nominations for City Council Appointees to the Rebuild Houston Oversight Committee

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Hoang 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

**CITY COUNCIL CHAMBER - CITY HALL 2nd FLOOR - TUESDAY
APRIL 12, 2011 2:00PM**

AGENDA

3MIN

3MIN

3MIN

NON-AGENDA

3MIN

3MIN

3MIN

MR. WILLIAM BEAL – 5814 Overdale – 77033 – no phone – Tarzan: The Ape Man

MR. SCOTT AERSON – 5353 Deep Forest Dr., No. 604 – 77092 – 713-681-2279 – Americans with disabilities Act

MR. BARRY MANDEL – 3023 S. Braeswood – 77025 – 713-800-4708 - Thank you City of Houston Departments

MR. MARVIN PATTON – 1118 Candlelight Ln. – 77018 – 713-688-4287 – Complaint about trash bags

MR. TED ROGGEN – 101 Westcott St., No. 306 – 77007 – 713-426-2314 – Naming a City of Houston Facility for Dr. Denton Cooley

MR. MARK RODRIGUEZ – 23 Delmar St. – 77011 – 832-816-9673 – Issues with City of Houston

MRS. BLANCA RODRIGUEZ – 23 Delmar St. – 77011 – 832-816-9673 – Issues with City of Houston

MR. NOEL FREEMAN – Post Office 66656 – 77266 – 713-880-2004 – City of Houston Health Benefits

MR. BARRY ROSETTE – 5015 Fannin – 77004 – 832-483-3231 – Parking signs

PREVIOUS

1MIN

1MIN


1MIN

MS. KATIE HOLMES – 6412 Foster – 77021 – 832-889-6484 – Respect the citizens that speak at council, don't leave please

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 -713-928-2871- Impostors – C/Mayor – C/Attorneys – C/Counsel Members – Dir. C/V – are illegal immigrants W/E Protection


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Resolution establishing procedures, criteria and rules for the redrawing of City Council district lines for the 2011 redistricting		Page 1 of 1	Agenda Item #
FROM (Department or other point of origin): Legal Department		Origination Date December 28, 2010	Agenda Date JAN 12 2011
DIRECTOR'S SIGNATURE: 		Council District affected: All	
For additional information contact: David M. Feldman, City Attorney Phone: 832.393.6412		Date and identification of prior authorizing Council action: N/A	
RECOMMENDATION: (Summary) Pass resolution establishing procedures, criteria and rules for the redrawing of City Council district lines and calling public hearings to afford citizen participation in the redistricting process.			
Amount and Source of Funding: N/A			
SPECIFIC EXPLANATION: The City anticipates that the 2010 Federal Census results will show that the population of the City is 2.1 million or more and that the distribution of population among the current Council Districts is materially imbalanced. The City Charter requires that upon such determination of the City's population, the number of Council Members shall increase from 14 to 16, and the two additional members shall be designated as Council Member, District J, and Council Member, District K. The Texas Election Code requires that to be effective for an election, changes in council districts must be adopted more than three months before election day. The Resolution sets out a redistricting process that provides adequate time for public comment and Council consideration, establishes criteria to be applied as well as rules and procedures to be followed in the preparation of a redistricting plan. The Resolution calls public hearings to afford citizens an opportunity to be heard and participate in the redistricting process, complies with applicable legal requirements, and allows adequate time for submission to the Department of Justice for preclearance of the new district boundaries prior to the November 2011 general election.			
REQUIRED AUTHORIZATION			
Other Authorization:	Other Authorization:	Other Authorization:	


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Neighborhood Street Reconstruction Project 466; WBS No. N-000399-0001-4, S-000500-0071-4; R-000500-0071-4.	Category #1, 7	Page 1 of 2	Agenda Item # 
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 13 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E.	Council District affected: G 
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For additional information contact:  J. Timothy Lincoln, P.E. Senior Assistant Director Phone: (832) 395-2355	Date and identification of prior authorizing Council action: Ord. # 2008-591 dated:06/25/2008
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RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$4,864,038.11 or 2.70% under the original Contract Amount, accept the Work and authorize final payment.

Amount and Source of Funding: No additional funding required. Total (original) appropriation of \$5,839,000.00 with \$1,179,406.00 from the Water and Sewer Consolidated Construction Fund No. 8500, and \$4,659,594.00 from the Street and Bridge Consolidated Construction Fund No.4506.

PROJECT NOTICE/JUSTIFICATION: This project was part of the Neighborhood Street Reconstruction (NSR) Program. This program was required to improve the condition of residential streets to enhance mobility, pedestrian access and drainage.

DESCRIPTION/SCOPE: This project consisted of the complete reconstruction of ten neighborhood streets. The proposed improvements consisted of concrete roadway with curb and gutter, sidewalks and underground utilities. CivilTech Engineering, Inc. designed the project with 365 calendar days allowed for construction. The project was awarded to Triple B Services, L.L.P. with an original Contract Amount of \$4,999,101.91.

LOCATION: The streets included in this project are listed below.


STREET	LIMITS	KEY MAP
Del Monte	Woodway to Stoney Brook	490-V
Chevy Chase	Meadow Lake to Stoney Brook	490-V
Meadow Lake	Chevy Chase to 120' east of Stoney Brook	490-V
Burgoyne	HCFC D Easement to Stoney Brook	490-V
Piping Rock	Cul-de-sac to Stoney Brook	490-V
Ella Lee	Cul-de-sac to 120' east to Stoney Brook	490-V
Overbrook	Dead-end to Stoney Brook	490-V
Wicker Sham	Cul-de-sac to Stoney Brook	490-V
Locke Lane	Cul-de-sac to Stoney Brook	490-V
Stoney Brook	Westheimer to Woodway	490-R, V

CONTRACT COMPLETION AND COST: The Contractor, Triple B. Services, L.L.P., has completed the work under subject Contract. The project was completed with an additional 27 days approved by Change Order No. 1. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order No. 2 is \$4,864,038.11, a decrease of \$135,063.80 or 2.70% under the original Contract Amount.

REQUIRED AUTHORIZATION

20HA91

MDT

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	SUBJECT: Accept Work for Neighborhood Street Reconstruction Project 466; WBS No. N-000399-0001-4, S-000500-0071-4; R-000500-0071-4.	Originator's Initials	Page 2 of 2
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The decrease cost is a result of the difference between planned and measured quantities. This decrease is primarily the result of an underrun in various bid items, included General Items, Storm Sewer Items, Water Line Items and Wastewater Items which were not necessary to complete the project.

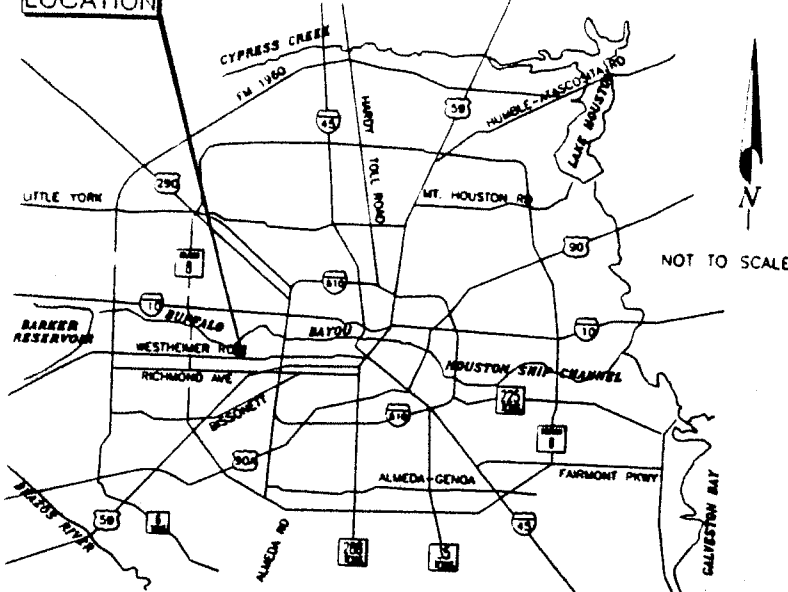
M/W/SBE PARTICIPATION: The M/W/SBE goal established for this project was 22.00%. According to Affirmative Action and Contract Compliance Division, the participation was 23.17%. Contractor's M/W/SBE performance evaluation was rated Outstanding.

DWK:DRM:JTL:JAK:WM:ha

Z:\E&C Construction\South Sector\PROJECT FOLDER\N-000399-0001-4 NSR 466\21.0 Close-Out Documentation\RCA\RCA - Closeout.doc

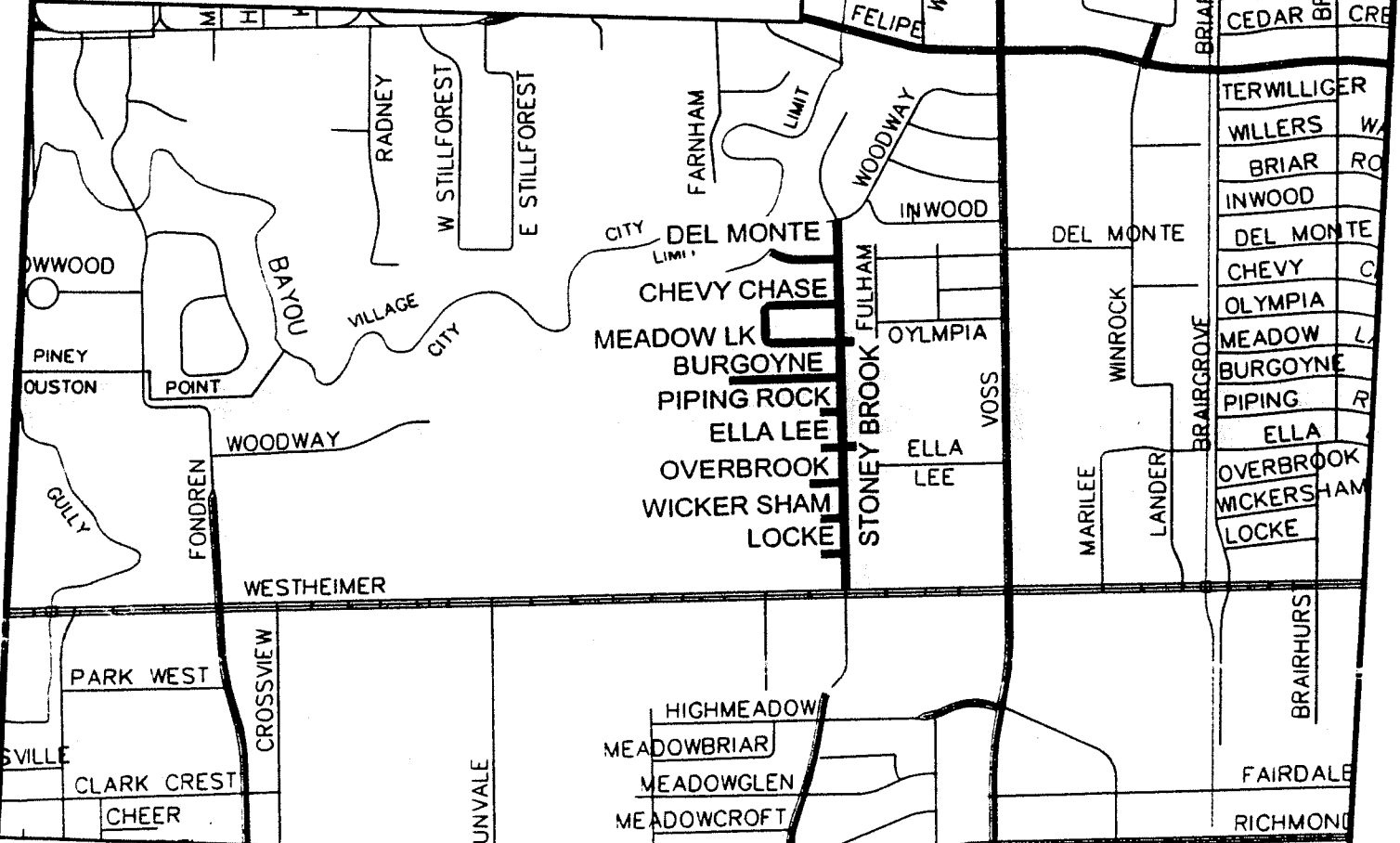
c: File No.: SB9229/21.0

PROJECT LOCATION



SCALE: 1" = 1,500'

NOT TO SCALE



CivilTech Engineering, Inc.
 11821 Telge Road
 Cypress, Texas 77429
 Tel: (281) 304-0200
 Fax: (281) 304-0210

BRIAR BEND SECTION ONE
 NSR 466

VICINITY MAP
 VICINITY MAP No. 490 V.R

DEC 2006 Job: 250043 Exhibit: 1

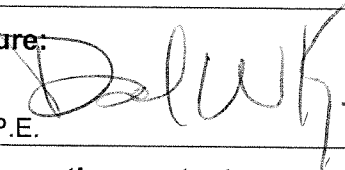

SUBJECT: Accept Work for North Zone Traffic Signal Construction WBS No. N-000650-0026-4		Page 1 of 1	Agenda Item # 3
From: (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date APR 13 2011
Director's Signature:  Daniel W. Krueger, P.E.		Council District affected: A, B, C, D, E, F, and G	
For additional information contact: Jeffrey Weatherford, P.E., PTOE Deputy Director (832) 395-2461		Date and identification of prior authorizing Council action: Ordinance #: 2007-700 Dated: 06/13/07	
Recommendation: (Summary) Pass a motion to approve the final Contract Amount of \$1,866,168.32 or 7.67% under the original Contract amount, accept the work, and authorize final payment.			
Amount and Source of Funding: No additional funding required. (Original appropriation of \$2,243,426.83 from Street & Bridge Consolidated Construction Fund No. 4506)			
PROJECT NOTICE/JUSTIFICATION: This project was necessary to improving mobility and public safety by constructing or re-constructing traffic signals to allow enhanced interconnectivity and control.			
DESCRIPTION/SCOPE: The project was awarded to Traffic Systems Construction, Inc., with an original Contract Amount of \$2,021,105.25 and 730 days allowed for constructing or re-constructing traffic signals.			
LOCATION: This project was located at various locations within Council Districts A, B, C, D, E, F, and G. (See Exhibit A)			
CONTRACT COMPLETION AND COST: The Contractor, Traffic Systems Construction, Inc. has completed the work under the subject Contract. The project was completed with an additional 730 days approved by time extensions. The final cost of the project, is \$1,866,168.32, a decrease of \$154,936.93 or 7.67% under the original Contract Amount. Previously approved Change Order No. 1 was to meet City of Houston Standards and National Electrical Code requirements.			
M/WBE PARTICIPATION: The M/WBE goal for this project was 20%. According to Affirmative Action Contract Compliance Division, the actual participation was 33.23%. The contractor was awarded an "Outstanding" rating from Affirmative Action.			
DWK:JSW:lh Attachments			
c: Susan Bandy, Robert Gallegos, Jeff Weatherford, P.E., PTOE, LaVerne Hollins-McGlothen, Morris Scott, Craig Foster			
REQUIRED AUTHORIZATION		CUIC ID# 20JSW57	
Finance Department:	Other Authorization:	Other Authorization:  Jeffrey Weatherford, P.E., PTOE Deputy Director Traffic & Transportation Division	

EXHIBIT A

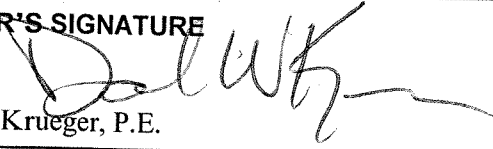
Location		Key Map	Council District
Fire Station 31	W. Grosstimbers	452 M	A
Gessner	Clay	450 E	A
Long Point	Wirt	451 T	A
Wirt	Hammerly	451 T	A
Cheeves	Little York	415 S	B
Greens Road	Way Forest	373 N	B
Little York	McGallion	413 U	B
Little York	Hirsh	414 U	B
Bissonnet	Academy	532 A	C
S. Main	W. Bellfort	532 T	C
W. Bellfort	Fondren	570 C/D	D
El Dorado	Torry Pines	618 F	E
El Dorado	Space Center	618 F	E
El Dorado	El Camino	618 K	E
North Park	Brookdale	297 S	E
Reseda	El Camino	618 P	E
Woodland Hills	North Park	296 V	E
Bissonnet	Leawood	529 T	F
Briar Forest	Eldridge	488 K	G
Edloe	Westheimer	492 T	G
Eldridge	Enclave	488 F	G
Kirby	San Felipe	492 Q	G
Kirby	Inwood	492 Q	G
Lakeside Forest	Wilcrest	489 K	G
Richmond	Walnut Bend	489 Y	G
Westheimer	Wilcrest	489 U	G
Yale	20th	452 V	H
Crockett	Sawyer	493 F	I

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods WBS# R-000266-00D2-4	Page 1 of 1	Agenda Item # 4
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 13 2011
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DIRECTOR'S SIGNATURE  Daniel W. Krueger, P.E.	Council District affected: A, B, C, D, E, G and H
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For additional information contact: Jason Iken, P.E. Interim Senior Assistant Director Phone: (713) 641-9191	Date and identification of prior authorizing Council action: Ordinance No. 2004-546, dated 06/02/2004
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RECOMMENDATION: (Summary)
Pass a motion to approve the final contract amount of \$3,388,815.69, which is 0.44% under the original contract amount, accept the work, and authorize final payment.

Amount and Source of Funding: No additional funding required. *M.P. 3/17/2011*
Original appropriation of \$3,676,233.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 755 (SAP Fund No. 8500)

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided sanitary sewer rehabilitation by sliplining and pipe bursting methods to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by sliplining and pipe bursting methods. The project was awarded to Underground Technologies, Inc. with an original contract amount of \$3,403,955.74. The Notice to Proceed date was 08/02/2004 and the project had 730 calendar days for completion.


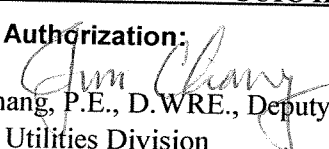
LOCATION: The project was located at various locations within Council Districts A, B, C, D, E, G and H.

CONTRACT COMPLETION AND COST: The contractor, Underground Technologies, Inc., has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$3,388,815.69, a decrease of \$15,140.05 or 0.44% under the original contract amount. Less sliplining was needed than anticipated.

MWDBE PARTICIPATION: The MWDBE goal for this project was 16.2%. According to the Affirmative Action and Contract Compliance Division, the actual participation was 27.21%. The contractor was awarded an "Outstanding" rating from Affirmative Action.

SDK
DWK:JC:JI:DR:mf
Attachments

c: Robert Gallegos

Project File 4257-52			REQUIRED AUTHORIZATION		CUIC ID# 20DHB381
Finance Department	Other Authorization: 	Other Authorization:  Jun Chang, P.E., D. WRE., Deputy Director Public Utilities Division			

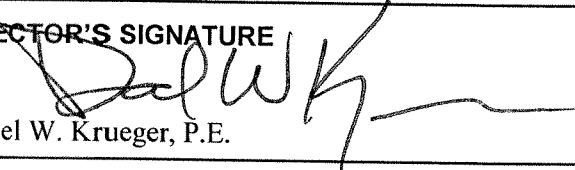
4257-52		Sanitary Sewer Rehabilitation by Sliplining &		
		Pipebursting Methods		
WBS No. R-000266-00D2-4		Underground Technologies, Inc.		
WORK ORDER	KEY MAP	Subdivision	BASIN	CD
23	449Z	WILDEWOOD FOREST SEC 2	WDP13	A
1	454U	KASHMERE GSRDENS	IB041	B
2	454U	KASHMERE GSRDENS	IB041	B
3	414W	LAKEWOOD ESTATES	IB083	B
4	414W	LANGLEY ROAD MANOR	IB083	B
5	414S,T	PINEWOOD VILLAGE SEC 4	IB083	B
6	414S,T	PINEWOOD VILLAGE	IB083	B
7	414T	PINEWOOD VILLAGE	IB083	B
10	496E,F	WOOD SHADOWS SEC2	NEP06	B
11	496F	WOOD SHADOWS SEC4	NEP06	B
21	454T	WEST HOUSTON	IB045	B
22	454G	BUCKINGHAM PLACE SEC.4	IB023	B
25	455F	CLAIRMONT PLACE SEC 1	FB022	B
26	455F	PARKHURST ESTATE SEC 2	FB022	B
29	454Y	KASHMERE GARDENS	IB021	B
34	451C	CANDLELIGHT OAKS SEC 3	NW137	B
17	492T	CRAWFORD	AS052	C
20	531F	WESTMORELAND FARMS	SW257	C
27	570C	FONDERN SW SOUTHMEADOW SEC 2	SW056	C
18	571T,X	MAYFAIR PARK	WE016	D
28	576S	KINGSPLACE SEC 1	SEP01	E
33	575V	SOUTHBRIDGE SEC 1	SE001	E
12	491K	TANGLEWOOD SEC 10	SW229	G
13	491P	TANGLEWOOD SEC 8	SW229	G
14	491K	POST OAK GARDENS	SW229	G
15	491L	TANGLEWOOD SEC9	SW229	G
16	491Q	TANGLEWOOD SEC 2	SW229	G
19	488Y	PARKHOLLOW PLACE SHOPPING CENTER SEC 4	AR004	G
30	488L	BRIARFOREST U/R	TK222	G
31	489A	NOTTINGHAM WEST SEC 3 R/P	WD010	G
8	452T	SHADY ACRES LANDING	IA049	H
9	493C	WRIGHTWOOD	IIP28	H
24	453R	RYON	II138	H
32		NOT ISSUED		

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation WBS# R-000266-0124-4	Page 1 of 1	Agenda Item # 5
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 13 2011
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DIRECTOR'S SIGNATURE  Daniel W. Krueger, P.E.	Council District affected: A, B, C, D, E, G, H and I
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For additional information contact: Jason Iken, P.E. Interim Senior Assistant Director Phone: (713) 641-9191	Date and identification of prior authorizing Council action: Ordinance No. 2008-653, dated 07/23/2008
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RECOMMENDATION: (Summary)
Pass a motion to approve the final contract amount of \$553,428.61, which is 1.37% under the original contract amount, accept the work, and authorize final payment.

Amount and Source of Funding: No additional funding required. *W.P. 3/28/11*
Original appropriation of \$602,599.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided cleaning and television inspection in support of rehabilitation to deteriorated sewer collection systems throughout the City.

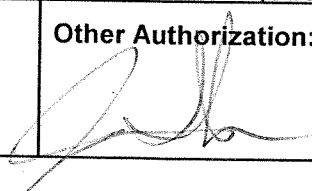
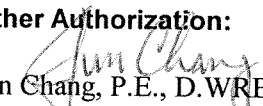
DESCRIPTION/SCOPE: This project consisted of cleaning and television inspection in support of rehabilitation. The project was awarded to Specialized Maintenance Services, Inc. with an original contract amount of \$561,126.00. The Notice to Proceed date was 11/20/2008 and the project had 730 calendar days for completion.

LOCATION: The project was located at various locations within Council Districts A, B, C, D, E, G, H and I.

CONTRACT COMPLETION AND COST: The contractor, Specialized Maintenance Services, Inc., has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$553,428.61, a decrease of \$7,697.39 or 1.37% under the original contract amount. Fewer point repairs were needed than anticipated.

MWDBE PARTICIPATION: No M/WDBE participation goal was established for this project.

DR
DWK:JC:JI:DR:mf
Attachments
c: Robert Gallegos

Project File 4277-37		REQUIRED AUTHORIZATION		CUIC ID# 20DHB382
Finance Department	Other Authorization: 	Other Authorization:  Jun Chang, P.E., D.WRE., Deputy Director Public Utilities Division		

4277-37	Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation			
WBS No. R-000266-0124-4		Specialized Maintenance Services, Inc.		
WORK ORDER	KEY MAP	Subdivision	BASIN	CD
4	450J	SPRING SHADOWS BUSS PARK SEC. 1	WDP09	A
13	450N,S	SPRINGWOOD FOREST	WDP10	A
14	450P,T	CAMPBELL WOODS	WD053	A
15	450P	CAMPBELL WOODS	WD052	A
18	492C	STANLEY PARK	IA085	A
19	370E,J,K,M,P	WILLOWBROOK MALL	WB005	A
21	450S,T	PINE VILLAGE	WD050	A
22	411T	CANDLELIGHT FOREST	WO129	A
1	452N	LAZYBROOK	IA044	A,H
2	452N,S,T,X	LAZYBROOK	IA051	A,H
7	454M,455J	ROSEDALE GARDEN SEC. 3	HS003	B
9	454Y,494C	KASHMERE GARDENS	IB034	B
11	531X,Y	WESTBURY	SW012	C
20	497R,V	WILFRAN PLACE	II181D	D
16	576S	BEVERLY HILLS	SE008	E
12	490N,J	WHISPERING OAKS	WD115	G
17	492,L,M,Q,R	RIVER OAKS	II180	G,D
3	493C,D	RYON	II110	H
5	495H	HOUSTON HARBOR	IB022	H
8	412D,Z	LITTLE YORK ANNEX	II076	H
6	493R,U,V	SSBB	SB139	I
10	495E	HOUSTON HARBOR	IB0232	I

REQUEST FOR COUNCIL ACTION

RCA# 9011

TO: Mayor via City Secretary

Subject: Purchase of a Portable Digital X-Ray System from the General Services Administration Schedule 84 Contract through the Cooperative Purchasing Program for the Houston Police Department S19-N23932

Category #
4

Page 1 of 1

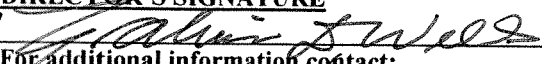
Agenda Item
6

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

Origination Date
March 25, 2011

Agenda Date
APR 13 2011

DIRECTOR'S SIGNATURE

ewj


Council District(s) affected
All

For additional information contact:
Joseph Fenninger *JF* Phone: (713) 308-1708
Ray DuRousseau *RD* Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of a portable digital x-ray system from the General Services Administration (GSA) Schedule 84 Contract through the Cooperative Purchasing Program in the total amount of \$59,010.17 for the Houston Police Department.

Award Amount: \$59,010.17

Finance Budget

\$59,010.17 - Federal State Local Pass Through Fund (Fund 5030)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of a portable digital x-ray system from the GSA Schedule 84 Contract through the Cooperative Purchasing Program in the amount of \$59,010.17 for the Houston Police Department and that authorization be given to issue a purchase order to the GSA contractor, Envision CmosXray LLC. The portable digital x-ray system will be used by HPD's Bomb Squad to obtain instant x-ray images of suspect packages or items without the delay of processing a digital or film x-ray.

This purchase consists of a system cable, imager cable, trigger switch cable, x-ray source, c-arm, imager, controller, two batteries, charger controller keys, mini DV-VCR, memory stick, mini digital video tape, charger and pelican case. This unit will come with a one-year warranty and will have a life expectancy of eight years.

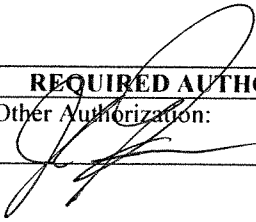
Buyer: Roy Korthals
Purchase Requisition 10125019

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

 3/25/11

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8968

Subject: Formal Bids Received for Various Types and Size Pumps for the Public Works & Engineering Department
S12-N23798

Category #
4

Page 1 of 2

Agenda Item

7

FROM (Department or other point of origin):

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

Origination Date

January 31, 2011

Agenda Date

APR 13 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 various awards, as shown below, in the total amount of \$2,346,026.00 for various types and size pumps for the Public Works & Engineering Department.

Award Amount: \$2,346,026.00

F & A Budget

\$2,346,026.00 - Combined Utility System General Purpose Fund (8305)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$2,346,026.00 for various types and size pumps for the Public Works & Engineering Department, and that authorization be given to issue purchase orders. These pumps will be used by the Department's Maintenance Management Section to transfer water, chemicals, sewage and sludge from various potable and wastewater plants, storage tanks, wet wells, clarifiers and lift stations throughout the City.

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

Hahn Equipment Co., Inc.: Award on its low bid meeting specifications for Group I - Item Nos. 1 thru 6 (Flygt Corporation Submersible Pumps) in an amount not to exceed \$850,515.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Pumps of Houston	\$ 640,766.00 (Partial Bid/Did Not Meet Specifications)
2. Hahn Equipment Co., Inc.	\$ 850,515.00
3. Integral Logistics	\$1,406,100.00

Jersey Equipment Company of Houston, Inc.: Award on its low bid meeting specifications for Group II - Item Nos. 1 thru 3 (ITT Special Purpose Pumps) in an amount not to exceed \$161,269.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Jersey Equipment Company of Houston, Inc.	\$161,269.00
2. Integral Logistics	\$392,900.00

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

708

JDC Fluid Equipment. Award on its low bid meeting specifications for Group III - Item Nos. 1 thru 3 (Chicago Wasting Pumps) in an amount not to exceed \$236,789.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Integral Logistics	\$190,000.00 (Partial Bid/Higher Unit Cost)
2. JDC Fluid Equipment	\$236,789.00

Newman Regency Group: Award on its low bid meeting specifications for Group IV - Item No. 1 (Chopper Dry Well Pump) and sole bid for Group XIII - Item No. 1 (Monoflo Pump) in an amount not to exceed \$82,864.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Newman Regency Group	\$ 82,864.00
2. Integral Logistics Corp.	\$150,800.00

Pump Solutions, Inc.: Award on its low bid meeting specifications for Group V - Item Nos. 1 thru 7 (KSB Submersible Pumps) and sole bid for Group XI - Item No. 1 (Pioneer Pump) in an amount not to exceed \$863,605.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Pump Solutions, Inc.	\$ 863,605.00
2. Integral Logistics	\$1,178,351.00

Pumps & Equipment of Texas: Award on its low bid meeting specifications for Group VI - Item No. 1 (Fairbanks Morse Pump) and its sole bid for Group XV - Item No. 1 (Fairbanks Morse Pump Rotating Assemblies) in an amount not to exceed \$90,718.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Jersey Equipment	\$44,564.34 (Did Not Meet Specifications)
2. Integral Logistics	\$87,400.00 (Partial Bid/Higher Unit Cost)
3. Pumps & Equipment of Texas	\$90,718.00

Smith Pump Co.: Award on its sole bid for Group XV - Item No. 2 (RAS Rotating Pump Assembly) in an amount not to exceed \$60,266.00.

Newman Regency Group, Pump Solutions, Inc., Pumps & Equipment of Texas and Smith Pump are the only authorized distributors of Chopper, Pioneer, Fairbanks Morse and RAS pumps and pump rotating assemblies, respectively, in the greater Houston area and surrounding counties; thus the reason for only receiving one bid each of the aforementioned brands of pumps and assemblies.

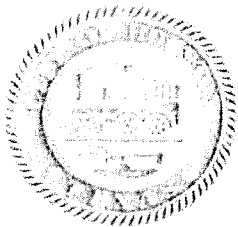
This purchase consists of various sizes and types of pumps and pump rotating assemblies. The sizes range from 2" to 12" and the horsepower from 5 to 450. The pumps and pump rotating assemblies will come with a full one-year warranty and the life expectancy is 10-15 years. These new pumps and pump rotating assemblies will replace existing 20-year-old units, which are inoperable and have exceeded their life expectancy. The old pumps and pump rotating assemblies will be stripped of salvageable parts, which will be placed in inventory and used to repair similar pumps in the Department's inventory. The unusable components will be sent to the Property Disposal Management Office for disposition.

A purchase order will be issued to Hartwell Environmental Corp. for Group VIII - Item No. 1 (Netzch Pump), and Pumps of Houston, Inc. for Group XII - Item Nos. 1 and 2 (Hydromatic Pumps) as the individual award amounts are less than \$50,000.00.

Group VII, Group IX, Group X and Group XIV will not be awarded.

Buyer: Martin L. King

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



CITY OF HOUSTON

Interoffice

Administration & Regulatory Affairs Department
Strategic Purchasing Division

To: Calvin D. Wells, Deputy Director
City Purchasing

From: Martin L. King
Sr. Staff Analyst
SPD MWBE Liaison

Date: 10/09/10

Subject: MWBE Participation Form

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

I am requesting a MWBE goal below 11% Yes No

I am requesting a revision of the MWBE Goal: Yes No Original Goal: n/a New Goal: _____

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

Solicitation Number(s): S12-N23798 Estimated Dollar Amount: \$2,253,431.00

Anticipated Advertisement Date: 10/22/10 Solicitation Due Date: 11/18/2010

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

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

Name and Intent of this Solicitation: Furnish and Deliver Pumps, Submersible; Peristaltic; Centrifugal; Hydraulic for the Public Works & Engineering Department. This solicitation is for the one-time purchase of various pumps that will replace inoperable units.

Rationale for requesting a Waiver or Revision: There is no divisible work that can be performed by an M/WBE subcontractor as these replacement pumps will be shipped directly from the OEM pump manufacturers/distributors to the designated City of Houston Public Works and Engineering Department facility or work site. These replacement pumps will be installed by City of Houston personnel on a scheduled and as needed basis.

Previous related pump replacement projects were advertised with 0% MWDBE participations.

Concurrence:

Initiator

Deputy Assistant Director

Robert Gallegos, Deputy Assistant Director
*Affirmative Action

Department Representative, PW&E 10/26/10

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

SUBJECT: Appropriating Ordinance for the Purchase of Installation Services for WiMax Radio System for the Public Works & Engineering Department.	Page 1 of 2	Agenda Item # 8 + 8A
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From: (Department or other point of origin): Public Works and Engineering Department	Origination Date	Agenda Date APR 19 2011
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Director's Signature: Daniel W. Krueger, P.E.	Council District affected: (Council District Letter Only) All
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For additional information contact: Brian Anderson (832) 393-0215 David Guernsey (832) 395-3641	Date and identification of prior authorizing Council action: CM 2010-0613, dated 8/18/10
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Recommendation: (Summary)
Approve an Appropriating Ordinance for the purchase of installation services from the State of Texas Procurement & Support Services Contract and the City's Master Agreement with the Texas Department of Information Resources in the total amount of \$1,100,000.00 for a WiMAX Radio System for the Public Works & Engineering Department.

Award Amount: \$1,100,000.00	Finance Budget 3/30/11
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\$1,100,000.00 Street & Bridge Consolidated Construction Fund 4506 WBS Element No. N-000650-0057-4

SPECIFIC EXPLANATION:
The Director of Public Works & Engineering recommends that City Council approve an ordinance authorizing the appropriation of \$1,100,000.00 out of the Street & Bridge Consolidated Construction Fund (4506) for the purchase of installation services from 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 State contract suppliers listed below in the amount of \$1,100,000.00 for installation services for a WiMax Radio System for the Public Works & Engineering Department.

City Council passed Council Motion No. 2010-0613 on 8/18/10 to purchase the equipment WiMAX Radio System equipment to be installed from the provisions of the grant from American Recovery & Reinvestment Act in the amount of \$5,000,000. Installation services are now needed to install the equipment purchased from this grant.

The scope of work requires the contractors to furnish all labor, tools, permits, miscellaneous hardware and consumables, supervision and transportation necessary to install the WiMax Radio Equipment. The WiMax Radio System will provide for radio communications to remotely monitor and make program changes to 4,000 traffic signals and school zone flasher timing plans without a technician physically visiting each device. It will also allow the Utility Customer Service personnel to remotely read 500,000 water meters. The system will also be used to reduce communication costs for PWE facilities.

The contractors were selected from the 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

REQUIRED AUTHORIZATION **CUIC ID 20JBR12 A**

Finance Department	Other Authorization: Chief Technology Officer Oglvie Gericke	Other Authorization: Deputy Director Susan Bandy
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W

NOT

8+8A

contractors for procurement in the past and they were selected based upon their ability to provide the best installation services at the lowest competitive pricing to meet PWE's schedule in a timely manner.

Crystal Communications, Ltd: For the purchase of installation services of WiMax equipment, underground conduit, miscellaneous cabling mounts, lightening arrestors and site readiness surveys in the total amount of \$935,301.60.

JTS: For the purchase of installation services of PTP Exalt ExtendAir links with dish antennas, cabling and miscellaneous hardware in the total amount of \$164,698.40.

MDBE Subcontracting:

Crystal Communications, Ltd has selected the following Certified MBE based upon \$935,301.60 and approved by the Affirmative Action Division:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Jefferson Associates	Project Management	\$261,584.00	28%

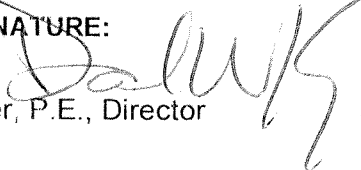



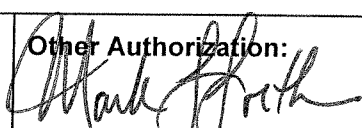
Play or Pay Program

Contractors

Crystal Communications, JTS and Jefferson Associates

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.

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.

SUBJECT: Approve Ordinance Appropriating Funds and Authorizing Purchase Orders to Various Vendors for Hardware, Software, and Integration Associated With Stage III of the Houston Permitting Center Project. WBS D-000145-0001-3-01.		Page 1 of 2	Agenda Item # 9 + 9A
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date APR 13 2011
DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director		Council District affected: 	
For additional information contact: Mark McAvoy  Division Manager Phone: 832-395-2698		Date and identification of prior authorizing Council action: Ordinance # 2010-0749; Sep. 22, 2010 Ordinance # 2011-0070; Jan. 26, 2011	
RECOMMENDATION: (Summary) Approve an Ordinance appropriating funds and approve a Motion authorizing a purchase order to Gartek, Inc. for Stage III of the Houston Permitting Center Project.			
Amount and Source of Funding: \$763,180 Reimbursement of Equipment/Projects Fund No. 1850 <i>PLA 4/5/11</i>			
DESCRIPTION/SCOPE: The Houston Permitting Center (HPC) is scheduled to open in the summer of 2011 and will combine a majority of the city's permitting operations into a single physical location at 1002 Washington Avenue (Key Map 493 L). The HPC will operate as a partnership between seven city departments and create a common gateway for customers engaging various permitting activities and development related services. Through the shared use of enterprise Point of Sale, customer queuing/routing, and document distribution software systems the HPC partners will realize operating efficiencies and cost savings. The Council previously approved monies for stages I and II of this project, which is progressing within the established budget and on schedule for a June, 2011 completion.			
SCOPE OF CONTRACT AND FEE: Expenditures initially planned but not included in the previous funding appropriations include remaining development and integration of enterprise software solutions (Point of Sale and Centralized permit printing), the hardware required to operate the enterprise software solutions, a secure credit card payment processing system, and a functional disaster recovery system. This funding request also includes line items for other modules and services to cover costs associated with expanding the enterprise software solutions to incorporate emerging line of business permitting system requirements, as well as a 10% contingency. The contingency is calculated on the combined amount of approved funds for Stages I, II, and III of the project and totals \$257,000. Through the diligent efforts of the contract project manager, the HPC project steering committee, and multiple supporting city departments the amount of funding required to deliver Stage III of the project is approximately 30% lower than originally estimated.			
REQUIRED AUTHORIZATION			20MLL61
Finance Department: Kelly Dowe, Director	Other Authorization:  Ogilvie Gericke, CTO, Assistant Director	Other Authorization:  Mark L. Loethen P.E., CFM, PTOE, Deputy Director	

Date	SUBJECT: Approve Ordinance Appropriating Funds and Authorizing Purchase Orders to Various Vendors for Hardware, Software, and Professional Services Associated With Stage III of the Houston Permitting Center Project. WBS D-000145-0001-3-01.	Originator's Initials	Page 2 of 2
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It is recommended that City Council approve an ordinance authorizing the appropriation of \$763,180.00 for Stage III of the HPC project to cover the remaining costs (\$456,180.00), additional modules and services (estimated at \$50,000.00), and related contingencies (estimated at \$257,000.00). It is further requested that City Council approve motion authorizing the issuance of a purchase order to Gartek Inc in the amount of \$115,000.00 for point of sale integration.

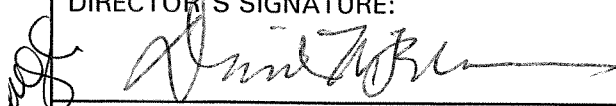
Purchase orders will also be issued to Mobius Partners, HR Green, Inc., PMAM Corporation, and Verifone Systems for hardware, software, network and data storage purchases along with related services. However, each is less than the threshold requiring City Council approval.

The total allocation required to complete stages I through IV is currently estimated at \$2,975,000, which is within the previously disclosed estimated project completion cost of \$2,760,000 to \$4,260,000. Stage IV will consist of a request to appropriate funds for the purchase of hardware, software, and services associated with implementing a customer queuing and routing system at a cost of approximately \$152,000.00.

The Reimbursement of Equipment/Projects Fund (Fund No. 1850) will be reimbursed by permitting revenue dedicated to that purpose.

M/WBE INFORMATION: The M/WBE goal for stage III of the project is set at 0%.

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.

SUBJECT: An Ordinance amending Section 2-2, Code of Ordinances, Houston, Texas, by amending Rule 6 to establish a code of conduct applicable to all Council Members, including the specification of rules of conduct and procedures to punish violations of such rules.		Page 1 of 1	Agenda Item # 10
FROM (Department or other point of origin): Legal Department		Origination Date April 8, 2011	Agenda Date APR 13 2011
DIRECTOR'S SIGNATURE: 		Council District affected: All	
For additional information contact: David M. Feldman Phone: (832) 393-6412		Date and identification of prior authorizing Council action: None	
RECOMMENDATION: (Summary) Pursuant to the action of the Committee on Ethics and Council Governance, that City Council adopt the proposed ordinance amending Section 2-2, Council Rules of Procedure, by amending Rule 6 to adopt a code of conduct that specifies rules of conduct applicable to all Council Members and provides disciplinary procedures to address the violation of such rules of conduct.			
Amount and Source of Funding: N/A			
SPECIFIC EXPLANATION: The proposed Ordinance amends Rule 6, Decorum, of Section 2-2 of the Code of Ordinances, by amending the title of Rule 6 to read "Code of Conduct" and providing new provisions:			
1. Setting forth Standards of Conduct (Part I); and			
2. Detailed procedures (Part II) to address violations of the Standards through:			
<ul style="list-style-type: none"> • The filing of a complaint; • Procedures for review of a complaint; and • Enumeration of levels of discipline to address a finding of a violation of the Standards of Conduct. 			
REQUIRED AUTHORIZATION			
Other Authorization:			

10
APR 13 2011

City of Houston, Texas, Ordinance No. 2011-_____

AN ORDINANCE AMENDING RULE 6 OF SECTION 2-2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO A CODE OF CONDUCT APPLICABLE TO COUNCIL MEMBERS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; CONTAINING A REPEALER; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, the City Council of the City of Houston aspires to at all times conduct its affairs in a manner reflecting the highest standards of integrity, honesty, and ethics; and

WHEREAS, Section 6 of Article VII of the Houston City Charter empowers the City Council, and only the City Council, to determine its own rules of procedure and to discipline its members for misconduct; and

WHEREAS, the City Council deems it appropriate to establish and implement a comprehensive code of conduct to define standards of conduct for its individual members, create a process to review alleged violations of such standards, and to establish disciplinary measures for violations of such standards; **NOW, THEREFORE**,

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

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

Section 2. That Rule 6 of the Council Rules of Procedure, which is set forth in Section 2-2 of the Code of Ordinances, Houston, Texas, is hereby amended in its entirety to read as follows:

"Rule 6. Council Member Code of Conduct

City council finds and determines that establishing rules of conduct for members of city council is conducive to the conduct of the affairs of the council as a governing body and to good governance. Furthermore, the city council alone is empowered by Article VII, Section 6 of the City Charter to establish standards of conduct for the members of city council and to assess appropriate discipline for failure to comply with those standards. Consistent with that authority, the city council hereby establishes the following standards of conduct and accompanying disciplinary procedures.

I. Standards of Conduct

Council members shall at all times conduct themselves in a manner consistent with the importance and dignity of their office. To that end, council members shall observe:

- (1) All ethical standards of conduct stated in Chapter 18 of the Code of Ordinances;
- (2) All requirements of the City Charter regarding conduct by members of city council, including specifically but not limited to Article VII, Section 4; and
- (3) All requirements of federal law, state law, the City Charter, and the Code of Ordinances regarding the duties, responsibilities, and obligations of elected officials, and all other laws regulating individual conduct.

II. Disciplinary Procedure

A. Complaints

A complaint by any council member alleging non-compliance with one or more standards of conduct by another council member shall be submitted to the mayor and shall be in writing, dated, and properly verified (a document will be considered properly verified when a notary executes it with the language—"Signed and sworn to (or affirmed) before me on (date) by (the name of the person)", and shall include:

- (1) The name and position or title of the party or parties filing the complaint (hereinafter referred to as the *complainant(s)*);
- (2) The name and position or title of the individual(s) alleged to have violated one or more standards of conduct (hereinafter referred to as the *respondent(s)*);
- (3) The nature of the alleged violation of the standards of conduct or of other law, rule, or regulation, applicable to the performance of duties or discharge of responsibilities;
- (4) The allegations that give rise to a violation of one or more of the standards of conduct, including the submission of any documentation in the possession of the complainant that

relates to the alleged violation of the standards of conduct (the complaint shall not contain innuendo, speculative assertions, or conclusory statements); and

- (5) A statement that the complainant recognizes and agrees that the complaint and all associated materials shall be confidential throughout the review process, and shall not be released to any third party by the complainant, the mayor, or any other individual privy to the information as provided herein, until such time as the matter is brought before city council.

B. Review

- (1) Not later than five days after receiving the complaint, the mayor shall forward the complaint to the respondent. Not later than ten days after receipt of the complaint by the mayor, the complaint shall be reviewed by the mayor, a member of city council designated by the complainant, and a member of city council designated by the respondent (collectively referred to as the *Review Panel*), in consultation with the city attorney; provided however, the members of council designated to serve on the Review Panel shall not participate in the review of a complaint which alleges he/she has violated one or more standards of conduct.
 - a. The Review Panel shall review the complaint and any documentation submitted therewith, and shall determine by majority vote if the evidence, when viewed as a whole, establishes reasonable cause to believe that a violation of one or more standards of conduct has occurred, and that as a consequence the complaint should be considered by city council. In making said determination the Review Panel may undertake such inquiry as the Review Panel deems appropriate and necessary. Following its review, the Review Panel shall advise the complainant and the respondent of the Panel's findings.
 - b. Upon the Review Panel's determination that the complaint should not be considered by city council, the matter is concluded.
 - c. Upon the Review Panel's determination that the complaint should be considered by city council, the

mayor shall present the complaint to city council by posting the same on an agenda of a meeting of the city council to be held not earlier than 20 days following the date of the action of the Review Panel. If the respondent so desires, he or she may file a written response with the mayor seven days prior to the date of the council meeting. In lieu of filing a response, the respondent may within the same time frame file a written request with the mayor for and shall receive a one-time extension of two weeks (or until the next available council meeting thereafter) for initial consideration of the complaint; if such an extension is requested, the period for filing a response is likewise extended.

- (2) The posted item for the agenda of the council meeting to consider the complaint shall be to "Discuss, Consider, and Possibly Take Action" regarding the complaint. At the initial council meeting, the council shall consider the complaint on its face, shall consider any response thereto, and shall hear comment or where deemed appropriate sworn testimony from the complainant(s) and from the respondent(s). Following discussion thereof, the council may determine if the complaint is sufficient or insufficient to establish a violation of the standards of conduct. If the council determines the complaint does not establish a violation of the standards of conduct, the matter is concluded.
- (3) If the council determines a violation of the standards of conduct has occurred, the council shall then determine the appropriate discipline. If the council determines the complaint may have merit, but additional information is required to make a final decision, the council may forward the matter to a future council meeting to take additional evidence and consider further action.
- (4) If the council defers action at the initial meeting at which the complaint is considered, the council shall establish a future council meeting date to resume deliberations. The council may, pursuant to Article VII, Section 5 of the City Charter summon and compel the attendance of witnesses and the production of documents necessary to the consideration of the complaint. Following consideration of additional evidence as the council shall deem appropriate, the council shall determine

if the complaint is sufficient or insufficient to establish a violation of the standards of conduct. If the council determines the complaint does not establish a violation of the standards of conduct, the matter is concluded. If the council determines a violation of the standards of conduct has occurred, the council shall then determine the appropriate discipline.

C. Discipline

- (1) Upon a finding by the city council that a respondent has violated one or more of the standards of conduct, the council may, in addition to any other action taken by any agency or tribunal, assess the discipline it deems appropriate, as listed in the following progressive order of seriousness:
 - a. Verbal Reprimand
 - b. Written Letter of Reprimand
 - c. Official Censure
 - d. Impeachment
- (2) All discipline imposed as a result of a finding that one or more of the standards of conduct have been violated shall be in addition to any other penalty or punishment that may be imposed pursuant to federal and state law or any other provision of the Code of Ordinances, Houston, Texas.

III. Implementation

Following adoption by ordinance of these standards of conduct, each current member of city council shall, within ten days of adoption, execute an acknowledgment in a form acceptable to the city attorney stating that he/she has received and read this Code of Conduct. All newly elected members of city council shall execute a similar acknowledgment at the time of their receipt of the oath of office. All acknowledgments shall thereafter be placed in the official records of the City of Houston."

Section 3. That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for

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

Section 4. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this ___ day of _____, 2011.

APPROVED this ___ day of _____, 2011.


Mayor of the City of Houston

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

City Secretary

Prepared by Legal Dept.
LWS:asw 04/11/2011
Requested by Ethics and Council Governance Committee, Council Member Mike Sullivan, Chair
L.D. File No. _____

Senior Assistant City Attorney

SUBJECT: Juvenile Justice and Delinquency Prevention Grant Application		Category	Page 1 of 1	Agenda Item # 11
FROM (Department or other point of origin): Dennis J. Storemski, Director Office of Public Safety and Homeland Security		Origination Date: 03/18/2011	Agenda Date: APR 13 2011	
DIRECTOR'S SIGNATURE: 		Council District affected: All		
For additional information contact: Patricia Harrington 832-393-0897		Date and Identification of prior authorizing Council action: NA		

RECOMMENDATION: (Summary) Approval of an ordinance authorizing application and acceptance of subsequent Juvenile Justice and Delinquency Prevention Program funding from the Governor's Criminal Justice Division.

Amount of Funding: \$55,700.00	Finance Director:
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SOURCE OF FUNDING:

- General Fund
- Grant Fund
- Enterprise Fund
- Other


SPECIFIC EXPLANATION:

Background
The Governor's Criminal Justice Division (CJD) is soliciting grant applications for juvenile justice and delinquency prevention programs during the state's fiscal year 2012 grant cycle. The purpose of the grants are to support programs that provide services to delinquent and at-risk youth from one of five priority areas developed by the Governor's Juvenile Justice Advisory Board.

Gang prevention and intervention is one of the priority areas and with approval, the Mayor's Anti-Gang Office will submit an application to fund a gang intervention specialist to provide services centered on gang involved youth, their families, as well as communities that are affected by gang activity. Services to be provided by the gang intervention specialist include individual case management of gang involved youth, skill building and support to families, incident response and mediation, community awareness and education, and information sharing.

Request for Council Action
Applicants must submit documentation from their governing entities authorizing submission of the application, designating an authorized official to apply for, accept, reject, alter or terminate the grant, and assuring that all funds will be returned to CJD in the event of loss or misuse of awarded funds.

REQUIRED AUTHORIZATION

Finance Director: 	Other Authorization:	Other Authorization:
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TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** HCD-11 Linda Vista

SUBJECT: An Ordinance authorizing an Agreement between 556 Linda Vista, LP (LVLP) and the City of Houston for CDBG Disaster Relief (CDBG-DR) funding	Category #	Page 1 of 2	Agenda Item # <i>12</i>
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FROM (Department or other point of origin): James D. Noteware, Director Housing and Community Development Department	Origination Date 04/01/11	Agenda Date APR 13 2011
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DIRECTOR'S SIGNATURE: <i>Jim Noteware by Ginger Snison, Deputy Director</i>	Council District affected: District "B"
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For additional information contact: Eta Paransky, Assistant Director Phone: 713-868-8449	Date and identification of prior authorizing Council action: NA
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RECOMMENDATION: (Summary)
The Department recommends approval of an Ordinance authorizing \$12,500,000 in CDBG-DR funding as a Zero Percent Performance Based Loan in an agreement between the City of Houston and 556 Linda Vista, LP (LVLP) to rehabilitate the Linda Vista Apartments.

Amount and Source of Funding: \$12,500,000 CDBG-DR	Finance Budget:
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SPECIFIC EXPLANATION:

The City of Houston has been awarded Community Development Block Grant (CDBG-DR) funding from the Texas Department of Housing and Community Affairs for housing activities related to the effects of Hurricane Ike. The Housing and Community Development Department (HCD) issued a Request for Proposals (RFP) to respond to the natural disaster that reduced the supply of quality affordable rental housing. The program is designed to repair hurricane damage, restore the units under the *Housing to Standard* program, and reduce the blight in target neighborhoods. Generally, 51% of the total units must benefit households with incomes at or below 80% of area median income (AMI).

556 Linda Vista, L.P. (LVLP/Borrower) is requesting \$12,500,000 to rehabilitate 488 of the 556 units at the Linda Vista apartments, a multifamily rental community located at 5500 DeSoto Street on the east side of Antoine Drive, approximately two miles north of U.S. Highway 290 in northwest Houston. The Antoine/DeSoto area was identified as a target zone for CDBG-DR dollars given the deterioration in the rental housing stock for low to moderate income families. The City has previously committed CDBG-DR funds on two other projects in the area (Hollyview and Sterling Grove) which are located immediately north of the Linda Vista apartments. The rehabilitation of these three projects (1,200 units) to quality affordable housing and the recent demolition of 403 adjacent multifamily units by the City is a testament to the City and HCD's commitment to community development and the revitalization of neighborhoods.

The ownership of LVLP is comprised of Barry Nussbaum and Bert Fornaciari. Barry Nussbaum started BNC Real Estate in 1977 and has owned and managed over 10,000 apartment units. BNC manages the day-to-day operations of the property. Bert Fornaciari is a limited partner in the project. Mr. Nussbaum and Mr. Fornaciari also own The Mint apartment community located in southwest Houston. At the Mint, BNC provides a resource center for Texans Together's model supportive services project, *Apartments as Communities* which was established to provide afterschool programs, tutoring, job skills training, internet access, and a children's library. Community activities will be planned for the residents at the Linda Vista apartments.

REQUIRED AUTHORIZATION		
Finance Director:	Other Authorization:	Other Authorization:

Date 04/01/11	Subject. An Ordinance authorizing an Agreement between 556 Linda Vista, LP (LVLP) and the City of Houston for CDBG Disaster Relief (CDBG-DR) funding	Originator's Initials <i>JN by GW</i>	Page <u>2</u> of <u>2</u>
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In 2007, LVLP purchased the property out of foreclosure and commenced renovation activities to repair the siding, roofs, and some of the interior of the units. In 2008 the property suffered Hurricane Ike damage. Due to deterioration of the project and the neighborhood, today's occupancy is only 35%. A Property Condition Assessment report has been performed to identify aspects of the property and buildings that need attention in the effort to extend the useful life of the complex for twenty years. Areas identified include stairs and railings, draft stops, electrical system, exterior siding, attic insulation, extensive interior revitalization including appliances, new water boilers, paving, perimeter fencing, smoke/fire alarm system to current code, adding ADA accessible units and routes throughout the property, and energy efficient windows, exterior doors, and HVAC systems. The final scope of work will address these issues and create a completely renovated property consistent with rehabilitation projects under construction at the Hollyview and Sterling Grove Apartments. Every effort will be made to assure that the scope of this agreement does not duplicate funds nor replace items from the prior renovation. The remaining 68 units not being rehabilitated with City provided funds will be rehabilitated by LVLP out of available cash flow, to a like condition as the City funded rehab project.

Fifty-one percent (51%) of the 556 units, or 284, will be restricted as CDBG Affordable Floating Units for a period of 10 years, and will be comprised of units of all floor-plan types distributed throughout the complex. The residents eligible to reside in these units can earn no more than 80% of Area Median Income, and rental rates will be capped at the High HOME Rents.

The City Performance Based Loan (PBL) will have an interest rate of 0% and will be forgiven at the end of the 10-year affordability term as long as the Borrower complies with all City loan agreement terms and conditions, and the property is in compliance with all HUD and City requirements. The property is subject to a first lien mortgage held by CIBC Bank with a loan balance of approximately \$8,900,000. To enhance the financial viability of Linda Vista, CIBC has agreed to eliminate principal and interest payments on their loan for the first 42 months following the execution of City Loan. While the City's loan will be inferior to the CIBC lien position, the City's LURA will prime the loan through a subordination agreement. Bert Fornaciari and Barry Nussbaum will personally guarantee the City loan until completion of the rehab construction satisfactory to the City. Further, Mr. Fornaciari will provide all of the Owner Equity in the form of \$2,260,516 in cash, as well as two Letters of Credit (LOC) for the benefit of the City in the amount of \$500,000 each, as contingencies, to cover construction cost overruns and operational shortfalls, if needed.

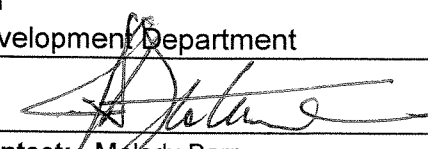
<u>Source of Funds</u>	<u>Overall Project</u>	<u>Per Unit/488</u>	<u>Per Sq. Ft.</u>
City of Houston PBL	\$12,500,000	\$25,615	\$34.35
Owner Equity and LOC's	3,260,516	\$6,681	\$8.96
Total	\$15,760,516	\$32,296	\$43
<u>Use of Funds</u>			
Hard Construction Costs	\$12,500,000	\$25,615	\$34.35
Soft Construction Costs	410,000	\$840	\$1.13
Operational Expenses	1,850,516	\$3,792	\$5.09
Owner Contingencies	1,000,000	\$2,049	\$2.75
Total	\$15,760,516	\$32,296	\$43

The City's performance based loan proceeds will be used for hard costs, relocation expenses, and work performed in association with the rehabilitation of the project that are eligible for payment under the regulations applicable to the Loan.

This project is consistent with the City of Houston Consolidated Plan to provide affordable housing for low-income families. The Department recommends approval of an agreement between the City of Houston and 556 Linda Vista, LP that will increase the number of affordable rental housing units for low-income residents. The Housing and Community Development Committee reviewed this item on September 16, 2010, and recommended it for favorable Council consideration.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

11-HVLP

SUBJECT: An Ordinance authorizing the execution of a contract between the City of Houston and Houston Volunteer Lawyers Program, Inc. for a HOPWA Supportive Services Program.		Category 1,2	Page 1 of 2	Agenda Item # 13
FROM (Department or other point of origin): James D. Noteware, Director Housing and Community Development Department		Origination Date 3/17/11	Agenda Date APR 13 2011	
DIRECTOR'S SIGNATURE: 		Council District affected: 1		
For additional information contact: Melody Barr Phone: 713-868-8329		Date and identification of prior authorizing Council action: N/A		

RECOMMENDATION: (Summary)
Approval of an ordinance authorizing the execution of a contract between the City of Houston and the Houston Volunteer Lawyers Program, Inc. for Legal and Supportive Services under the Housing Opportunities for Persons with AIDS ("HOPWA") Act.

Amount of Funding: \$150,000.00 **Finance Budget:**

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund
 Other (Specify) HOPWA Grant Fund (5000)

SPECIFIC EXPLANATION:
The Housing and Community Development Department ("HCDD") recommends approval of a contract between the City of Houston and Houston Volunteer Lawyers Program, Inc. ("HVLP") for the administration of a Housing Opportunities for Persons with AIDS ("HOPWA") grant funding Legal and Supportive Services for persons living with HIV/AIDS and their families. The Administrative Offices for HVLP are located on 712 Main Street, Houston, Texas 77002.

HVLP is a nonprofit 501(c)(3) corporation founded in 1981 to provide quality pro bono legal representation to poor and indigent individuals who would otherwise lack the economic resources or legal knowledge to obtain counsel. HVLP was established by the Houston Bar Association with the assistance of Gulf Coast Legal Foundation. Today, HVLP has a staff of 22 full-time employees and over 1,500 volunteer attorneys to provide free legal services to traditionally disenfranchised communities. HVLP has twenty years experience working with persons living with HIV/AIDS in the Houston area. HVLP's AIDS Unit has been recognized locally, statewide and nationally, and was recently one of only three programs featured in the American Bar Association's video, "Pro Bono in the AIDS Epidemic." In recent years, the AIDS Unit has assisted an average of 250 clients living with HIV/AIDS per year with legal issues related to their health status.

The mission of the AIDS Legal Project is to improve the quality of life of people living with HIV/AIDS by educating and representing clients in legal matters integral to living with their disease. The AIDS Legal Project works to help clients maintain a decent standard of living through maintenance of housing, employment, and assistance in maintaining public and disability benefits. In addition, the AIDS Legal Project provides advice and counsel in family law matters, enabling clients to maintain family unity and get out of unhealthy and abusive environments.

In its third contract with the City of Houston's HOPWA Program, HVLP is proposing to provide comprehensive legal assistance to a minimum of one-hundred and fifty (150), unduplicated households, who meet the eligibility standards set forth at 24 CFR §574.3. Furthermore, HVLP will conduct a minimum of fifteen (15) legal advice clinics at Houston-area AIDS service organizations and HOPWA-funded housing facilities. Clients will receive counsel and advice on a range of

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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NOT

Date:
3/17/11

Subject: An Ordinance authorizing the execution of a contract between the City of Houston and Houston Volunteer Lawyers Program, Inc. for a HOPWA Supportive Services Program.


**Originator's
Initials**

Page
2 of 2

civil matters related to housing and their health status, including estate planning, family law, public benefits, disability, employment and discrimination. Estate planning will include assisting clients with Last Wills and Testament, Power of Attorney, Directives to Physicians and other documents to ensure that the client's requests are carried out if and when disability, incapacity, or death occurs. Those clients requiring more extensive civil legal representation will be referred to a volunteer or staff attorney who will assist the client with reaching a resolution to his or her issue.

This agreement will provide up to \$150,000.00 in HOPWA funds for one year of funding, which is inclusive of \$37,500.00 in pre-contract services. The contract's performance period will begin on April 1, 2011 and end on December 31, 2011, with pre-contract services from December 20, 2010 – March 31, 2011. Through this agreement, Houston Volunteer Lawyers Program will provide legal supportive services to one-hundred and fifty (150), unduplicated households affected by HIV/AIDS and who meet the eligibility standards under the HOPWA program.

Total Funds and Sources:	\$150,000.00 (HOPWA)
Number of Persons to be Served:	150 households (annually)
Category of Persons:	HIV/AIDS/Low-income

This contract will provide funding for the following HOPWA activities during the 12-month period.

Category	Pre-Contract Services Amount	Annual Contract Amount	Total Contract Amount	Percent
Supportive Services	\$37,500.00	\$112,500.00	\$150,000.00	100.00%
Total	\$37,500.00	\$112,500.00	\$150,000.00	100.00%

Therefore, HCDD is requesting approval of this contract, which will provide up to \$150,000.00 in HOPWA funds for a supportive services project for low-income persons living with HIV/AIDS and their families.

This item was reviewed by the Housing Community Development Committee on December 20, 2010, and pass by unanimous vote.

JN:ab

c: City Attorney
City Secretary
Mayor's Office
Legal Department
Finance Department

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8980

Subject: Approve an Ordinance Appropriating Funds out of the Equipment Acquisition Consolidated Fund and Awarding a Sole Source Contract for an Enterprise Licensing Agreement for the Planning and Development Department S17-H23931

Category #
1 & 4

Page 1 of 2

Agenda Item

14

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

Origination Date
March 30, 2011

Agenda Date
APR 13 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Max Samfield Phone: (713) 837-7740
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance appropriating \$65,000.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and awarding a Sole Source Contract to Environmental Systems Research Institute, Inc. in an amount not to exceed \$2,145,000.00 for an enterprise license agreement and related services for the Planning and Development Department.

Maximum Contract Amount: \$2,145,000.00 (3 years)

Finance Budget

\$1,950,000.00 - EGIS Service Revolving Fund (Fund 1002)
\$ 130,000.00 - Equipment Acquisition Consolidated Fund (Fund 1800) to be appropriated in out years
\$ 65,000.00 - Equipment Acquisition Consolidated Fund (Fund 1800) FY11 WBS X-700001-0001-3-04-02

\$2,145,000.00

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance appropriating \$65,000.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and awarding a sole source contract to Environmental Systems Research Institute, Inc. (ESRI) in an amount not to exceed \$2,145,000.00 for an Enterprise License Agreement (ELA) and related services for the Planning and Development Department.

In April 2007, the Mayor signed an Executive Order authorizing the creation of a City of Houston Enterprise Geographic Information System (EGIS) to be maintained by the Planning and Development Department. The long-term goal is to create a regional Geographic Information System (GIS) environment that supports the sharing of data, GIS services and resources such as applications and programs among city departments, area governments, utilities and related agencies. Environmental Systems Research Institute, Inc. produces GIS software that is used throughout the City of Houston.

The EGIS is an analytical tool that enables city departments to transparently access, analyze, map and report citywide data. This is accomplished by making centrally stored data available to users throughout the City. The advantages of EGIS are many including lower hardware costs, better utilization of computing and storage capacities, application of universal data standards and improved data transportability. The EGIS will provide data to policy makers in a highly graphical environment and assure timely delivery of critical data to service providers, such as the Houston Emergency Center, Police and Fire Departments.

The scope of work requires the contractor to provide all labor, materials, equipment and supervision to support ELA. Additionally, the contractor will provide available services, including production, consulting, training, or royalty-based products excluded under the ELA. The ELA will provide the City with unlimited use of the current suite of ESRI software products, with only minor exceptions.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

DM

15

Date: 3/30/2011	Subject: Approve an Ordinance Appropriating Funds out of the Equipment Acquisition Consolidated Fund and Awarding a Sole Source Contract for an Enterprise Licensing Agreement for the Planning and Development Department S17-H23931	Originator's Initials MS	Page 2 of 2
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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.

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

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

Buyer: Murdock Smith III

Estimated Spending Authority

Department	FY11	Out Years	Total
Planning and Development	\$715,000.00	1,430,000.00	\$2,145,000.00



SOLE SOURCE LETTER

**Environmental Systems Research Institute, Inc. (Esri)
380 New York Street
Redlands, CA 92373
Telephone: 909-793-2853, Ext. 1-1990
Email: jricks@esri.com**

DATE: 2/17/11

TO: To Whom It May Concern

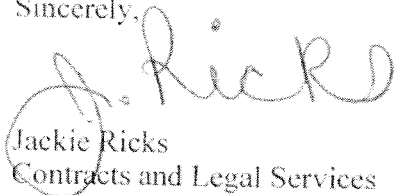
FROM: Jackie Ricks/Esri Contracts and Legal Services

RE: Sole Source Justification for Enterprise License Agreement (ELA)

This letter confirms Esri, as owner and manufacturer, is the sole source provider of all U.S. domestic Enterprise License Agreements. While some software is available through value-added resellers on a unit priced basis, Esri is the only source that can grant a right to copy and deploy software in an Enterprise License Agreement. An ELA is a bundled package for licensing software, maintenance, and Web services for redistribution within the organization. Software is provided with a special grant to copy and deploy specified quantities of capped software and unlimited quantities of software without a cap, during the term of the ELA.

If you have further questions, please feel free to call me at our Contracts and Legal Services Department at 909-793-2853, extension 1990.

Sincerely,


Jackie Ricks
Contracts and Legal Services

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8941

Subject: Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract No. 4600007396 for Electric Motor Repair Services for the Public Works and Engineering Department S28-L22019-A1

Category #
4

Page 1 of 1

Agenda Item

15

FROM (Department or other point of origin):

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

Origination Date

April 07, 2011

Agenda Date

APR 13 2011

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:

Ord. 2007-0127, 01/31/07

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the maximum contract amount from \$2,618,372.00 to \$3,272,965.00 for the contract between the City of Houston and Houma Armature Works Houston, LLC for electric motor repair services for the Public Works and Engineering Department.

Maximum Contract Amount Increased by: \$654,593.00

Finance Budget

\$654,593.00 - Water & Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that the City Council approve an amending ordinance authorizing to increase the maximum contract amount from \$2,618,372.00 to \$3,272,965.00 for the contract between the City of Houston and Houma Armature Works Houston, LLC for electric motor repair services for the Public Works and Engineering Department.

The contract was awarded on January 31, 2007 by Ordinance No. 2007-0127 for a three-year term, with two one-year options in the original amount of \$2,618,372.00. Expenditures as of February 2, 2011 totaled \$2,190,142.00. Unforeseen equipment failures and inclusion of additional facilities to the contract will cause the maximum contract amount to be reached prior to the expiration of the contract, thus the reason for the request to increase the maximum contract amount.

The scope of work requires the contractor to provide all labor, supervision, parts, materials, equipment, and the facility necessary to repair electric motors, vertical and horizontal induction or synchronous motors--ranging from 1/8 to 500 HP, and up through 600 volts. The services include disassembling, inspecting, cleaning and reconditioning, rewinding of stators, and complete rebuilding of the motors. The motors are used to operate water and wastewater plant equipment such as blowers, pumps, aerators, conveyors, air compressors and exhaust fans, and those pumps used in swimming pools, fountains, and various types of equipment located citywide.

This contract was awarded with a 8% M/WBE participation goal; Houma Armature Works Houston, LLC is currently achieving 2.3% of the required M/WBE goal. The Affirmative Action Division will continue to monitor and work with this vendor to achieve the required goal.

Buyer: Greg Hubbard

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8999

Subject: Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract No. 4600006838 for Low Emission Diesel Fuel and Unleaded Gasoline for Various Departments S12-S21165-A1

Category #
4

Page 1 of 1

Agenda Item
16

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

Origination Date
March 28, 2011

Agenda Date
APR 13 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Jacquelyn L. Nisby Phone: (832) 393-8023
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:
Ord. #06-0974 dtd. 09/20/2006

RECOMMENDATION: (Summary)
Approve an amending ordinance to increase the maximum contract amount of the contract between the City of Houston and Motiva Enterprises, LLC from \$125,000,000.00 to \$135,500,000.00 for low emission diesel fuel and unleaded gasoline for various departments.

Maximum Contract Amount Increased By: \$10,500,000.00

F & A Budget

\$10,500,000.00 - Central Service Revolving Fund (1002)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount of the contract between the City of Houston and Motiva Enterprises, LLC from \$125,000,000.00 to \$135,500,000.00 for low emission diesel fuel and unleaded gasoline for various departments. Under this contract, the contractor is required to supply, as ordered, low emission diesel fuel and unleaded gasoline. The fuel ordered under this contract is picked-up by the City's fuel transportation services contractor from the contractor's fuel loading terminals in Pasadena and Houston and transported to various large fuel storage facilities and satellite sites within the City of Houston.

This contract was awarded on September 20, 2006 by Ordinance 2006-0975 for a three-year term with two one-year options to extend, for a total five-year term in the amount of \$125,000,000.00. Expenditures, as of March 28, 2011, totaled \$116,364,787.86. Several factors occurred over the term of this contract that will cause the contract to reach the maximum contract amount, prior to the end of the contract term. The primary factors are: 1) significant increase in quantity purchased in 2008 over previous years as a result of Hurricane Ike; 2) high fuel prices through the first nine months of 2008; and 3) high fuel prices in 2011 and the expectation of continued high prices in the near term. The additional spending is expected to sustain the departments through the hurricane season and until the end of the contract term.

Attachment: M/WBE Zero Goal Percentage Goal approved by Affirmative Action.

Buyer: Martin L. King

REQUIRED AUTHORIZATION

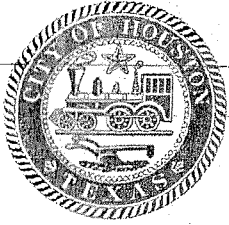
F&A Director:

Other Authorization:

Other Authorization:

MC

5



CITY OF HOUSTON

Interoffice

Finance & Administration Department
Strategic Purchasing Division (SPD)

Correspondence

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

From: Tom Smyer

Date: July 25, 2006

Subject: MWBE Participation Form

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

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

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

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

Solicitation Number: S21165 Estimated Dollar Amount: \$128 Million

Anticipated Advertisement Date: 6/16/2006 Solicitation Due Date: 7/27/2006

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

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

Name and Intent of this Solicitation:

Fuel, Low Emission Diesel and Unleaded Gasoline for Various Departments

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

The diesel fuel and unleaded gasoline will be picked up at the refinery's Houston area Fuel Rack by a City contractor and/or with City owned fuel delivery vehicles. There is no opportunity for M/WBE subcontracting.

Concurrence:

Tom Smyer
SPD Initiator

[Signature], C.P.M.
Deputy Assistant Director

[Signature]
Velma Laws, Director
*Affirmative Action

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

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8992

Subject: Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract No. 4600006853 for Fuel Transportation Services for Various Departments
S12-L22011-A2

Category #
4

Page 1 of 1

Agenda Item

17

FROM (Department or other point of origin):

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

Origination Date

March 28, 2011

Agenda Date

APR 13 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Jacquelyn L. Nisby Phone: (832) 393-8023
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

Ord. #06-0975 dtd. 09/20/06 & 10-006 dtd. 01/06/10

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the maximum contract amount of the contract between the City of Houston and Oil Patch - Brazos Valley, Inc. from \$3,319,500.00 to \$3,415,500.00 for fuel transportation services for various departments.

Maximum Contract Amount Increased By: \$96,000.00

F & A Budget

\$96,000.00 - Central Service Revolving Fund (1002)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount of the contract between the City of Houston and Oil Patch – Brazos Valley, Inc. from \$3,319,500.00 to \$3,415,500.00 for fuel transportation services for various departments. Under this contract, the contractor delivers full and partial truckloads of diesel fuel and unleaded gasoline to City fueling facilities.

This contract was awarded on September 20, 2006 by Ordinance 2006-0975 for a three-year term with two one-year options to extend, for a total five-year term in the amount of \$2,371,500.00. On January 6, 2010, Ordinance No. 2010-6 increased the maximum contract amount from \$2,371,500.00 to \$3,319,500.00; expenditures, as of March 17, 2011, totaled \$2,934,017.30. Increased delivery activities during Hurricane Ike and subsequent inclusion of delivery locations/sites to the contract, which were previously performed by City personnel using City assets, have caused the contract to reach the maximum contract amount prior to the end of the contract term. The additional spending authority is needed to sustain the departments through the hurricane season and until the end or renewal of the existing contract.

The scope of work requires the contractor to provide all labor, supervision, equipment, and certified fuel transport vehicles to transport full and partial transport loads of fuel (low emission diesel fuel and unleaded gasoline) from fuel loading terminals in Pasadena and Houston to various large fuel storage facilities and satellite sites throughout the City of Houston.

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

Attachment: M/WBE Zero Percentage Goal approved by Affirmative Action.

Buyer: Martin L. King

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

Not

SUBJECT: Award a contract to Ameresco Solar Solutions, Inc. for the purchase and installation of emergency solar generators to designated sites.	Page 1 of 2	Agenda Item 18
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FROM (Department or other point of origin): General Services Department	Origination Date	Agenda Date APR 13 2011
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DIRECTOR'S SIGNATURE: Scott Minnix 4/13/11	Council District(s) affected: All
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For additional information contact: Jacquelyn L. Nisby Phone: 832-393-8023 Andy Icken Phone: 832-393-1064	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Award a contract to Ameresco Solar Solutions, Inc. for the purchase and installation of emergency solar generators and allocate funds for the project.

Amount and Source of Funding: \$1,352,525.00 American Recovery and Reinvestment Act of 2009 (ARRA) Grant Fund (5300)	Finance Budget:
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SPECIFIC EXPLANATION: On April 29, 2010, the City of Houston was awarded a grant from ARRA funds administered and managed through the State Energy Conservation Office (SECO). The funds were awarded on a cost reimbursement basis in the amount of \$1,352,525.00 to be used for energy efficiency, renewable energy, and/or other energy initiatives. The City proposed the deployment of emergency solar generators to strategically determined staging areas. Under the terms of the grant, these generators must be deployed no later than December, 2011. The City's match of \$338,131 for the grant will be met from the costs of performing a simulated emergency; the space contributed by the City to house/utilize the generators; and City personnel time.

On July 16 and 23, 2010, the General Services Department (GSD) advertised a Request for Qualifications (RFQ) for a design/build contract with the City of Houston for the installation of solar generators at certain undetermined sites. The RFQ contained selection criteria that ranked respondents on the technical description, qualifications, schedule, references, capacity, project management, claims history, expected performance, and innovation. The Statements of Qualifications were due on August 5, 2010 and eight firms responded. A five member selection committee, comprised of representatives from GSD and the Geotechnical Research Institute (GTRI), rated the respondents. Ameresco Solar Solutions, Inc. received the highest number of points because of their innovative product named Solar Power Adaptive Container for Everyone (SPACE). This SPACE unit is made up of four major components: a 20ft. x 8ft. shipping container housing a climate controlled work/storage space; a proprietary solar rack capable of producing up to 10-15 kilowatt-hours/day (KWh) of solar power; a self-contained solar battery which can provide eight days of battery backup; and a fully integrated renewable power management system.

The intended use for these SPACE units is to provide mobile emergency power to service any number of small power consuming devices that may be needed during emergencies such as radios, outside security lights, communication equipment, portable refrigerators, battery chargers, electric wheelchairs, and other medical equipment. Other advantages of these SPACE units include the following: 1) they are resistant to vandalism; 2) they allow citizens, including the disabled, to be in a covered area, while their medical devices are being recharged; 3) they can be used as first aid stations or cooling locations during festivals or other high visibility events; and 4) they can assist in promoting the benefits and effectiveness of solar energy which can be used for educational and outreach activities.

REQUIRED AUTHORIZATION	CUIC # 25MSCL87
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General Services Department: Humberto Bautista, P.E. Assistant Director	
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SUBJECT: Award a contract to Ameresco Solar Solutions, Inc. for the purchase and Installation of emergency Solar Generators to designated sites.

**Originator's
Initials**
HB

Page
2 of 2

AWARD: Therefore, the General Services Department recommends that City Council award a contract to Ameresco Solar Solutions, Inc. and allocate funds for the project, including an additional allocation of \$77,525.00 to an existing contract with GTRI to administer the grant.

FUNDING SUMMARY:

\$1,275,000.00	Ameresco Solar Solutions, Inc.
<u>77,525.00</u>	GTRI
\$1,352,525.00	Total Allocation

PROJECT LOCATIONS: The Houston Fire Department along with the Director of Sustainability have been working to develop a strategic plan for the locations of these SPACE units to best serve the community during emergency events and also for educational purposes. The units are to be located at the sites listed on the attachment.

M/WBE PARTICIPATION: Due to the highly specialized, technical nature of the contract, no M/WBE goals have been established for this contract as described in the attached correspondence from the Affirmative Action and Contract Compliance Division.

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 will provide benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

ARRA REQUIREMENTS: The contractors will adhere to and comply with the special reporting requirements associated with this ARRA Grant as required by the Department of Energy and/or the City of Houston.

The City of Houston will adhere to and comply with the special reporting requirements associated with this ARRA Grant as required by the granting agency and/or U.S. Office of Management and Budget.

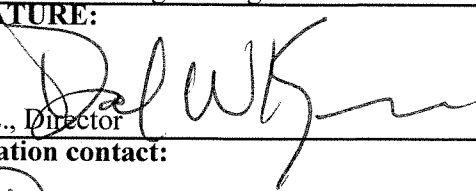




SM:HB:JLN:hb

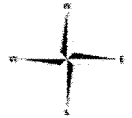
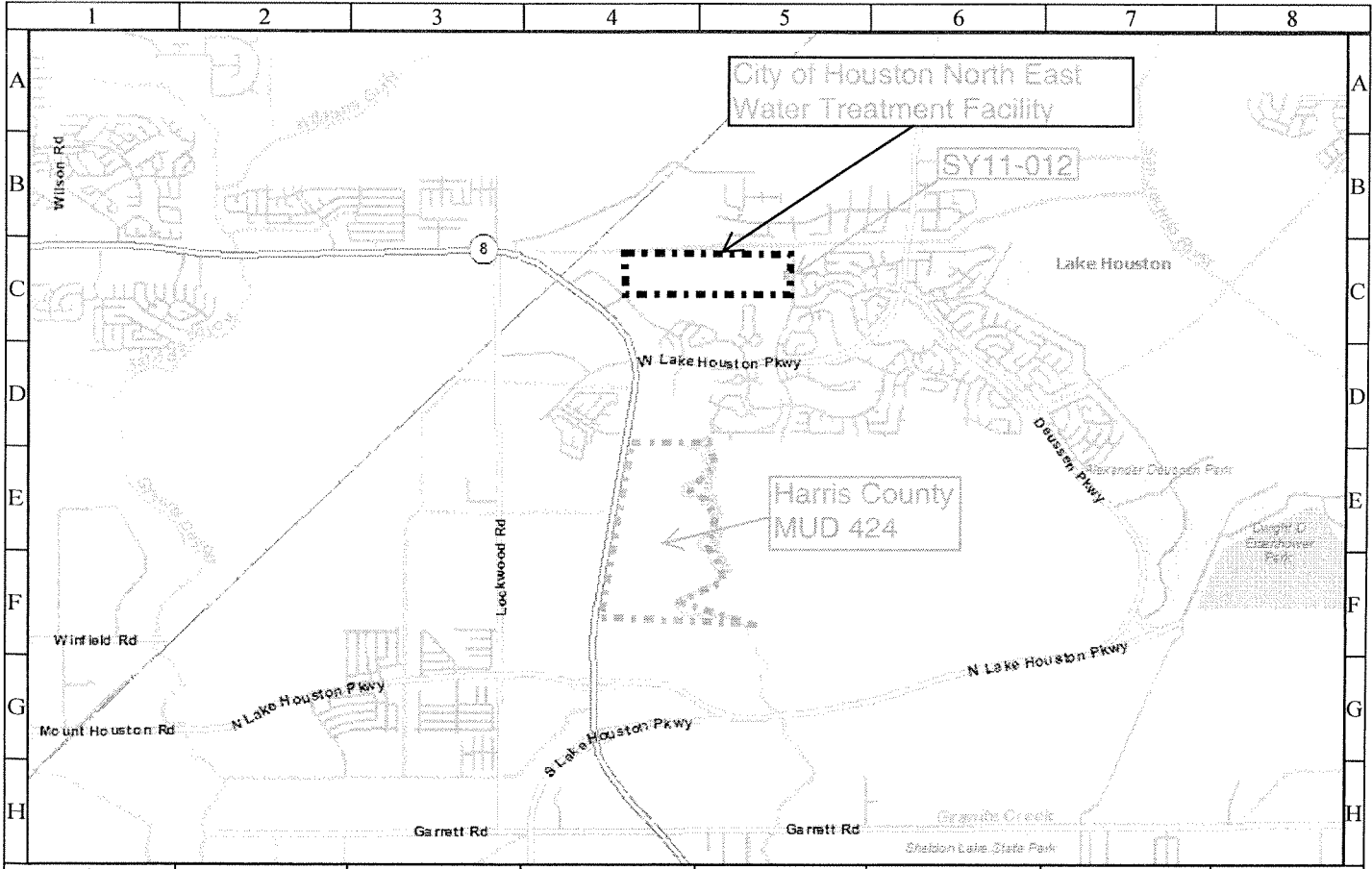
c: Marta Crinejo; Jacquelyn L. Nisby, Calvin Curtis, Laura Spanjian, Martha Leyva

SITES for Solar Generators/Container Offices

Location	Address	District
<i>Fire Station #31</i>	<i>205 W. Crosstimbers</i>	<i>H</i>
<i>Fire Station #75</i>	<i>1995 Dairy Ashford Road</i>	<i>G</i>
<i>Fire Station #80</i>	<i>16111 Chimney Rock</i>	<i>D</i>
<i>Fire Station #82</i>	<i>11250 Braesridge</i>	<i>C</i>
<i>Harbach-Ripley Neighborhood Center</i>	<i>6225 Northdale</i>	<i>I</i>
<i>Ripley House Neighborhood Center</i>	<i>4410 Navigation</i>	<i>H</i>
<i>Baker Ripley Neighborhood Center</i>	<i>6500 Rookin</i>	<i>F</i>
<i>JW Peavy Senior Center</i>	<i>3814 Market</i>	<i>B</i>
<i>Cleveland-Ripley Neighborhood Center</i>	<i>720 Fairmont Prkwy</i>	<i>E</i>
<i>Kashmere Multi-Service Center</i>	<i>4802 Lockwood</i>	<i>B</i>
<i>Acres Home Multi-Service Center</i>	<i>6719 W. Montgomery</i>	<i>B</i>
<i>Third Ward Multi-Service Center</i>	<i>3611 Ennis</i>	<i>I</i>
<i>Waltrip High School</i>	<i>1900 West 34th Street</i>	<i>A</i>
<i>Wilson Elementary</i>	<i>2100 Yupon</i>	<i>D</i>
<i>Herman Brown Park</i>	<i>289 Oates Road</i>	<i>I</i>
<i>Willow Waterhole Greenway</i>	<i>5300 Gasmer</i>	<i>C</i>
<i>Lake Houston Park</i>	<i>22031 Baptist Encampment</i>	<i>E</i>

All sites were chosen based on a combination of access to emergency services, refuge of last resort status, socio-economic representation, equal distribution throughout city, and operational, maintenance and space considerations.

SUBJECT: Sale of a 375-square-foot interconnection facilities easement, within the Northeast Water Purification Plant, out of the Victor Blanco Five League Grant, A-2. Parcel SY11-012		Page <u>1 of 1</u>	Agenda Item # <div style="text-align: right; font-size: 2em;">19</div>						
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date APR 13 2011						
DIRECTOR'S SIGNATURE: <div style="text-align: center;">  </div> Daniel W. Krueger, P.E., Director		Council District affected: E <div style="text-align: center;">  </div> Key Map: 377X							
For additional information contact: <div style="text-align: center;">  </div> Nancy P. Collins Senior Assistant Director-Real Estate Phone: (713) 837-0881		Date and identification of prior authorizing Council Action: C.M. 2010-0880 (12/15/10)							
RECOMMENDATION: (Summary) It is recommended City Council approve an Ordinance authorizing the sale of a 375-square-foot interconnection facilities easement, within the Northeast Water Purification Plant, out of the Victor Blanco Five League Grant, A-2. Parcel SY11-012									
Amount and Source of Funding: Not Applicable									
SPECIFIC EXPLANATION: By Motion 2010-0880, City Council authorized the subject transaction. Harris County Municipal Utility District (MUD) No. 424 plans to construct a water meter and reduced pressure zone (rpz) backflow prevention device (interconnection facilities) on a 24-inch water line within the City of Houston Northeast Water Treatment Facility. The water meter and the rpz backflow prevention device are required by the City of Houston Infrastructure Design Manual and Texas Commission on Environmental Quality (TCEQ), and will serve future residents within Harris County MUD No. 424. Once the devices are installed, the water meter will become property of the City and the rpz backflow prevention device, which must be serviced yearly, will remain property of the applicant. The water meter will be serviced by the City while the rpz backflow prevention device will be serviced by the applicant. Harris County MUD No. 424 has complied with the Motion requirements and has rendered payment in full. The City will sell to Harris County MUD No. 424: <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">Parcel SY11-012</td> <td></td> </tr> <tr> <td>375-square-foot interconnection facilities easement</td> <td style="text-align: right;">\$300.00</td> </tr> <tr> <td>Valued at \$.80 per square foot</td> <td></td> </tr> </table> <p>TOTAL SALE <u>\$300.00</u></p> Therefore, it is recommended City Council approve an Ordinance authorizing the sale of a 375-square-foot interconnection facilities easement, within the Northeast Water Purification Plant, out of the Victor Blanco Five League Grant, A-2. DWK: NPC: agd c: Jun Chang, P.E., D.WRE Marlene Gafrick Daniel Menendez, P.E. Marta Crinejo				Parcel SY11-012		375-square-foot interconnection facilities easement	\$300.00	Valued at \$.80 per square foot	
Parcel SY11-012									
375-square-foot interconnection facilities easement	\$300.00								
Valued at \$.80 per square foot									
agd\sy11-012.rc2.doc		CUIC #20AGD005							
REQUIRED AUTHORIZATION									
Finance Department:	Other Authorization: <div style="text-align: center;">  </div> Jun Chang, P.E., D. WRE Deputy Director Public Utilities Division	Other Authorization: <div style="text-align: center;">  </div> Mark Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division							



1 inch = 4125 feet

CITY OF HOUSTON
 Department of Public Works and 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.



Sale of a 375-square-foot water facility easement, out of the Victor Blanco Five League Grant, A-2. (Harris County MUD No. 424, Tim Austin, Partner, Allen, Boone, Humphries, Robinson, LLP)

MOTION by Council Member Lovell that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Tim Austin of Allen, Boone, Humphries, Robinson, LLP, on behalf of Harris County MUD No. 424, (John Dawson, President), for the sale of a 375-square-foot interconnection facilities easement, within the Northeast Water Purification Plant, out of the Victor Blanco Five League Grant, A-2, Parcel SY11-012, be adopted as follows:

1. The City sell a 375-square-foot interconnection facilities easement, within the Northeast Water Purification Plant, out of the Victor Blanco Five League Grant, A-2,
2. The City grant a Right of Entry to Harris County MUD No. 424 for the water meter being constructed and easement being sold;
3. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
4. The applicant be required to prepare drawings that show all public utilities (water) that are to be abandoned, relocated, and/or constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the Motion shall be attached to the plan set when it is submitted for plan review;
5. The Legal Department be authorized to prepare the necessary transaction documents; and
6. Inasmuch as the value of the property interests is not expected to exceed \$50,000.00, that the value be established by staff appraisal, according to City policy.

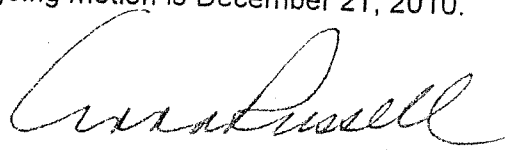
Seconded by Council Member Gonzalez and carried.

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

Council Member Noriega absent on personal business

PASSED AND ADOPTED this 15th day of December 2010.

Pursuant to Article VI, Section 6 of the City Charter, the
effective date of the foregoing motion is December 21, 2010.


City Secretary

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Appropriate Additional Funds for Radio Automated Meter Reading System (AMR) and Fixed Network/Advanced Meter Infrastructure System (AMI) Contract with Itron, Inc. for Public Works & Engineering Department.
WBS# S-000956-0002-5

Page
1 of 2

Agenda Item

20

From: (Department or other point of origin):

Daniel W. Krueger, P.E.
Director
Public Works and Engineering Department

Origination Date

Agenda Date

APR 13 2011

Director's Signature:

Council District affected:

All

For additional information contact:

Tommy McClung Phone: 713-371-1357
David Guernsey Phone: 832-395-3640

Date and identification of prior authorizing Council action:

Ord. #98-0575, passed July 15, 1998; Ord. #01-1181, passed December 19, 2001; Ord. #03-0581, passed June 18, 2003; Ord. #06-1071, passed October 24 2006; Ord. #08-0896, passed October 8, 2008; Ord. #09-0751, passed August 12, 2009; Ord.#10-790, passed October 6, 2010

RECOMMENDATION: Approve an ordinance appropriating additional funds to the Itron, Inc. contract for Radio Automated Meter Reading and Fixed Network/ Advanced Meter Infrastructure Systems.

SOURCE OF FUNDING: \$746,028.00 - 8500 Water & Sewer System Consolidated Construction Fund (8500)

Finance Department:

SPECIFIC EXPLANATION:

The Public Works and Engineering Department recommends that City Council approve an ordinance authorizing the appropriation of \$746,028.00 from the Water & Sewer System Consolidated Construction Fund (8500), to maintain and replace critical Automated Meter Reading and Fixed Network/Advanced Meter Infrastructure System Components for the Public Works & Engineering Department.

The ordinance will provide materials, equipment, software, and maintenance to assure the highest level of metering system accuracy. This includes registers, electronic endpoints, data collectors, data repeaters, and all other mechanisms required to operate a water meter reading operation. In order to ensure good customer service and protect the water and sewer revenues, this appropriation is necessary.

On July 15, 1998, City Council awarded by Ordinance No. 98-575, a five year contract in the amount of \$25,510,709.00. Since that time, the contract has been amended and extended leaving a maximum contract amount of \$64,903,350.00 with an expiration date of December 17, 2012.

The Radio Automated Meter Reading System (AMR) and Fixed Network /Advanced Meter Infrastructure System (AMI) currently employ Itron endpoints that can be read only by Itron hardware. These endpoints attach to the meters and send an electronic signal to be read. Itron comprises 90% of the Automated Meter Reading System. Itron is the sole source provider of these parts.

REQUIRED AUTHORIZATION

CUIC ID 20MW08

Finance Department

Other Authorization:

Other Authorization:

Susan Bandy, Deputy Director

NOT

KU

21

SUBJECT: SUBJECT: Appropriate Additional Funds for Radio Automated Meter Reading System (AMR) and Fixed Network/Advanced Meter Infrastructure System (AMI) Contract with Itron, Inc. for Public Works & Engineering Department.
WBS# S-000956-0002-5

Originator's Initials

mw

Page

2 of 2

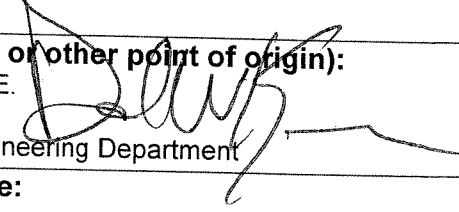
M/WDBE Subcontractor:

This contract was awarded with a 0.6% participation level with the only opportunity of MWBE participation being delivery of equipment. Itron Inc. had worked closely with the Affirmative Action Division (AAD) to incorporate a small MWBE component into the subject contract. They agreed to hire a local MWBE delivery service, Rabbit Run Delivery, to drive trucks to Minnesota and bring Itron equipment (endpoints) back to Houston. Later it was determined that it was more cost effective to have the endpoints connected to the new meters at the factory. It was determined by AAD there were no other MWBE opportunities within the scope of the automated meter reading contract.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION


SUBJECT: Appropriate Funds for Water Meters & Water Meter Replacement Parts Contract with BadgerMeter, Inc. for the Public Works & Engineering Department WBS# S-000958-0004-5	Page 1 of 1	Agenda Item <div style="text-align: center; font-size: 2em;">21</div>
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From: (Department or other point of origin): Daniel W. Krueger, P.E. Director Public Works and Engineering Department	Origination Date	Agenda Date APR 13 2011
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Director's Signature: 	Council District affected: All
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For additional information contact: Tommy McClung Phone: 713-371-1357 David Guernsey Phone: 832-395-3640	Date and identification of prior authorizing Council action: CM 2007-0923, passed September 5, 2007; CM 2010-0115, passed March 3, 2010; Ord #2010-183, passed March 3, 2010
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RECOMMENDATION: Approve an ordinance appropriating additional funding for Water Meters & Water Meter Replacement Parts for the Public Works & Engineering Department.

SOURCE OF FUNDING: \$253,972.00 - 8500 Water & Sewer System Consolidated Construction Fund (FY-11)	Finance Department: 
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SPECIFIC EXPLANATION:

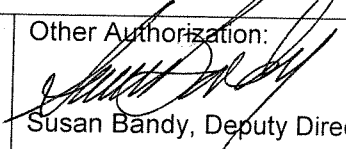
The Public Works and Engineering Department recommends that City Council approve an ordinance authorizing the appropriation of \$253,972.00 from the Water & Sewer System Consolidated Construction Fund (8500), to replace critical Automated Meter Reading and Fixed Network/Advanced Meter Infrastructure System Components for the Public Works & Engineering Department.

Badger meters and parts are used by the Utility Customer Service Division to replace water meters throughout the City for both industrial and residential water usage.

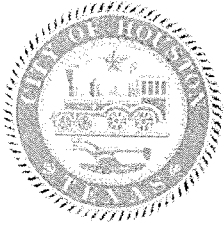
The ordinance will provide materials and equipment to assure the highest level of metering system accuracy. This includes meters and all other mechanisms required to operate a water meter reading operation. In order to ensure good customer service and protect the water and sewer revenues, this appropriation is necessary.

On September 5, 2007 City Council awarded by Council Motion 2007-0923, a five year contract in an amount not to exceed \$8,630,476.00. City Council by Ordinance No. 2010-183 approved an appropriation of \$1,200,000.00 out of the Water & Sewer System Consolidating Construction Fund (8500) and Council Motion 2010-0115 to increase the spending authority for water and water meter replacement parts awarded to Badger Meter, Inc. from \$8,630,476.00 to \$10,788,095.00.

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

REQUIRED AUTHORIZATION		CUIC ID 201MW09
Finance Department	Other Authorization:	Other Authorization:  Susan Bandy, Deputy Director

1401



CITY OF HOUSTON

Public Works & Engineering Department

Interoffice

Correspondence

To: Marty Stein
Agenda Director

From: Director Public Works &
Engineering Department

Director Affirmative Action
Division

Date: August 28, 2007

Subject: Agenda Item #8 – Water Meters
and Water Meter Replacement
Parts

Item # 8 on this week's Council Agenda is an award to Badger Meter, Inc, HD Supply Waterworks, Aqua-Metric Sales Company and Macaulay Controls Company for water meters and water meter replacement parts. CM Garcia has requested information detailing why a 0% M/WBE goal was approved for this award.

Three of the winning bids were received from suppliers located outside of the State of Texas. HD Supply Waterworks is located in the city; however, the manufacturer's representative for the product supplied is located in San Antonio. These suppliers will drop ship their products by common carrier to the City of Houston. Since the scope of services does not include a local element, there is no local M/WBE opportunity available that could perform a commercially useful function for this commodity.

The Public Works Department is responsible for the repair and maintenance of the approximately 465,000 water meters currently active within the city. Additionally, approximately 15,000 meters are added to the system per year to service new development across the city. The proposed award is crucial in order for the department to provide water and utility service in a cost effective manner.

If you should have further questions regarding this award, please call Deputy Director, Susan Bandy C.P.A., of my staff at 713-837-0282.

Michael S. Marcotte, P.E., DEE
Director, Public Works & Engineering Department

Velma Laws
Director, Affirmative Action Division

SUBJECT: Professional Engineering Services Contract between the City and IDC, Incorporated for Pinemont Drive: Ella Street to North Shepherd Drive. WBS No. N-000475-0002-3	Page 1 of 2	Agenda Item # <i>22</i>
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 13 2011
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DIRECTOR'S SIGNATURE: <i>[Signature]</i> Daniel W. Krueger, P.E.	Council District affected: A & B <i>JK</i>
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For additional information contact: <i>Ravi Kaleyatodi</i> 2/9/11 Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
An ordinance approving a Professional Engineering Services Contract with IDC, Incorporated and appropriate funds.

Amount and Source of Funding:
\$288,351.00 from the Street and Bridge Consolidated Construction Fund No. 4506. *W.P. 2/15/2011*

PROJECT NOTICE/JUSTIFICATION: This project is part of the Street & Traffic Capital Improvement project (CIP) and is necessary to meet City of Houston standards and improve traffic.

DESCRIPTION/SCOPE: This project consists of the design of approximately 6,400 linear feet of roadway widening to major thoroughfare standards. The proposed project improvements include a four-lane divided concrete roadway with curbs, an underground storm sewer system, sidewalks, street lights and necessary utilities.

LOCATION: The project area is generally bound by West Tidwell Road on the north, West 43rd Street on the south, North Shepherd Drive on the east and Ella Street on the west. The project is located in Key Map Grids 452 F, G & H.

SCOPE OF CONTRACT AND FEE: Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II - Final Design, Phase III -Construction Phase Services and Additional Services. Basic Services fee for Phase I is based on cost of time and materials with a not-to-exceed agreed upon amount. The Basic Services fee for Phase II and Phase III will be negotiated on a lump sum amount after the completion of Phase I. The appropriation requested at this time is the negotiated maximum for Phase I Basic Services of \$197,425.86.

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. These Additional Services include Technical Review Committee Presentation, Environmental Site Assessment I, Storm Water Management Model, Limited Surveying and Televising Gravity Sewers. The total Additional Services appropriation is \$53,313.72.

The total requested appropriation is \$288,351.00 to be appropriated as follows: \$250,739.58 for Contract services and \$37,611.42 for CIP Cost Recovery.

REQUIRED AUTHORIZATION		CUIC ID #20JFM15
Finance Department:	Other Authorization:	Other Authorization: <i>[Signature]</i> Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Date	SUBJECT: Professional Engineering Services Contract between the City and IDC, Incorporated for Pinemont Drive: Ella Street to North Shepherd Drive. WBS No. N-000475-0002-3	Originator's Initials JFM	Page 2 of 2
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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.

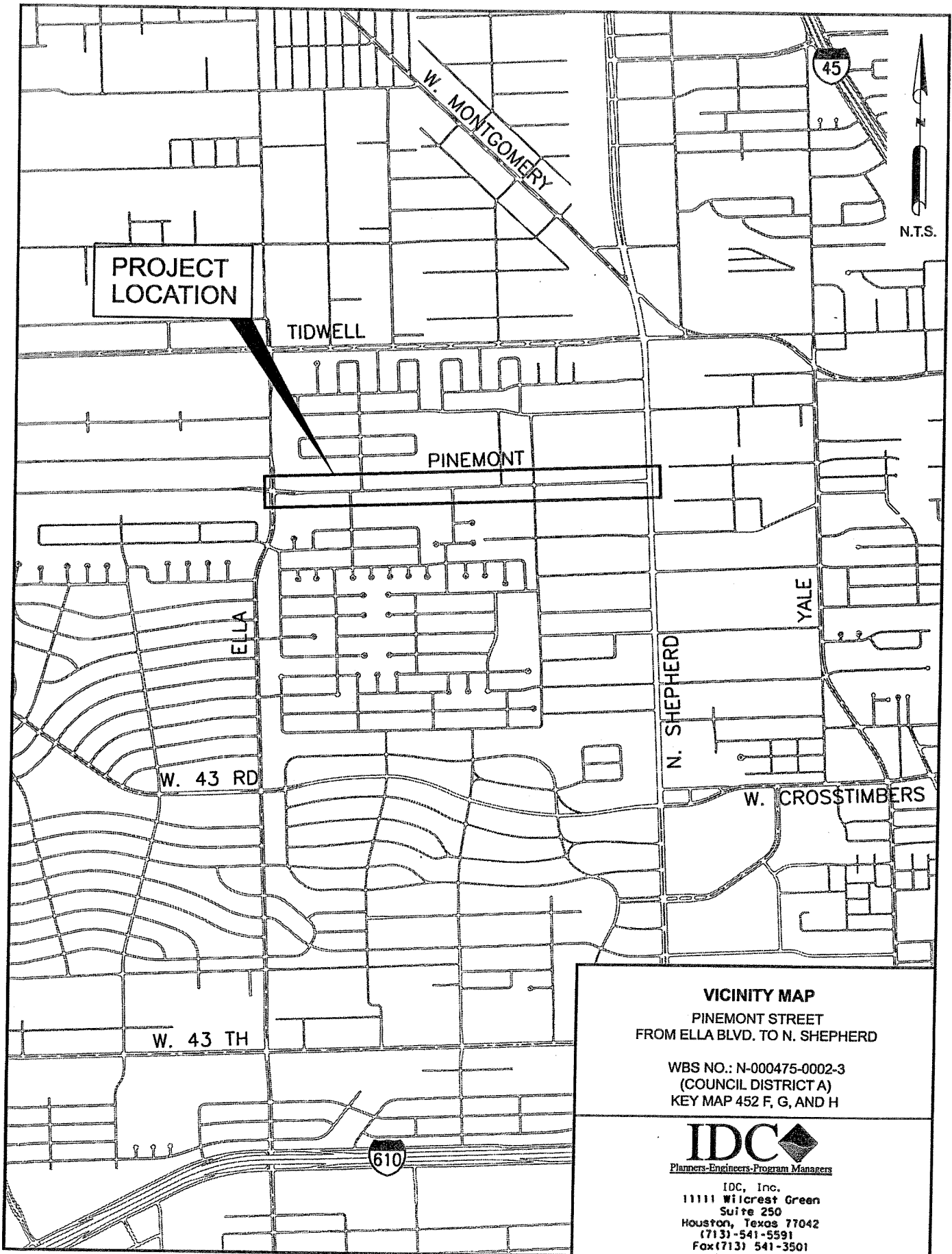
M/WBE INFORMATION: The M/WBE goal for the project is set at 24%. This RCA is for Phase I Preliminary Engineering and most of the work within this phase will be completed by the consultant with only a small percentage being completed by M/WBE firms. The remaining M/WBE goal for this project will be met within Phases II and III. The Consultant has proposed the following firms for Phase I for a goal of:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. HVJ Associates, Inc.	Environmental Site Assessment Phase I	\$3,220.00	1.28%
2. Chief Solutions, Inc.	Televise Gravity Sewers	\$18,279.00	7.29%
3. JAG Engineering, Inc.	Surveying	\$11,830.00	4.72%
4. B & E Reprographics, Inc.	Reproduction	<u>\$1,217.50</u>	<u>0.49%</u>
	TOTAL	\$34,546.50	13.78%


DWK:DRM:RK:JHK:JFM:aj

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ec: WBS No. N-000475-0002-3 (1.2 DSGN RCA Contract)




VICINITY MAP
PINEMONT STREET
FROM ELLA BLVD. TO N. SHEPHERD

WBS NO.: N-000475-0002-3
 (COUNCIL DISTRICT A)
 KEY MAP 452 F, G, AND H

IDC 
 Planners-Engineers-Program Managers

IDC, Inc.
 11111 Wilcrest Green
 Suite 250
 Houston, Texas 77042
 (713) 541-5591
 Fax (713) 541-3501

SUBJECT: Professional Engineering Services Contract between the City and Gunda Corporation, L.L.C. for Reconstruction of Wallisville Road from Lockwood to IH-610. WBS No. N-000626-0001-3		Page 1 of 2	Agenda Item # <i>23</i>
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 13 2011	
DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E.	Council District affected: B & H <i>JK</i> <i>AA</i>		
For additional information contact: <i>Ravi Kaleyatodi</i> <i>2/10/11</i> Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:		

RECOMMENDATION: (Summary)

An ordinance approving a Professional Engineering Services Contract with Gunda Corporation, L.L.C. and appropriate funds.

Amount and Source of Funding:

\$333,484.00 from the Street and Bridge Consolidated Construction Fund No. 4506 *M.P. 2/15/2011*


PROJECT NOTICE/JUSTIFICATION: This project is part of the Street & Traffic Capital Improvement project and is necessary to improve traffic circulation in the area.

DESCRIPTION/SCOPE: The project consists of the design of approximately 16,000 linear feet of roadway widening to major thoroughfare standards. The proposed project improvements include a four-lane divided concrete roadway with curbs, an underground storm sewer system, sidewalks, street lights and necessary utilities. The project will be done in segments. Segment I is from Lockwood to North Wayside and Segment II is from North Wayside to IH-610. Project design will include conceptual analysis of two grade separations at east of Lockwood Drive and east of North Wayside Drive.

LOCATION: The project area is generally bound by Lockwood on the West and IH-610 on the East. The project is located in Key Map Grids 494C, 494D, 495A, 495B and 495C.

SCOPE OF CONTRACT AND FEE: Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II - Final Design, Phase III -Construction Phase Services and Additional Services. Preliminary engineering will focus on the development of alternate phase solutions for two segments of the Wallisville Road. Preliminary engineering will develop existing and proposed right of way mapping, drainage and detention requirements, conceptual bridge layouts, cost estimates for each Phase and a report which will present findings and recommendations. Basic Services fee for Phase I is based on cost of time and materials with a not-to-exceed agreed upon amount. The Basic Services fee for Phase II and Phase III will be negotiated on a lump sum amount or reimbursable basis after the completion of Phase I. The negotiated maximum for Phase I Basic Services is \$157,660.00. The total Basic Services appropriation for this phase of the project is \$157,660.00.

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. These Additional Services include traffic study, drainage impact study, surveying and partial environmental site assessment. The total Additional Services appropriation for this phase of the project is \$132,326.00.

REQUIRED AUTHORIZATION		CUIC ID #20AZA09	<i>NOT</i>
Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

SUBJECT: Professional Engineering Services Contract between the City and Gunda Corporation, L.L.C. for Reconstruction of Wallisville Road from Lockwood to IH-610
WBS No. N-000626-0001-3

**Originator's
Initials**

**Page
2 of 2**

The total requested appropriation is \$333,484.00 to be appropriated as follows: \$289,986.00 for Contract services and \$43,498.00 for CIP Cost Recovery.

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.

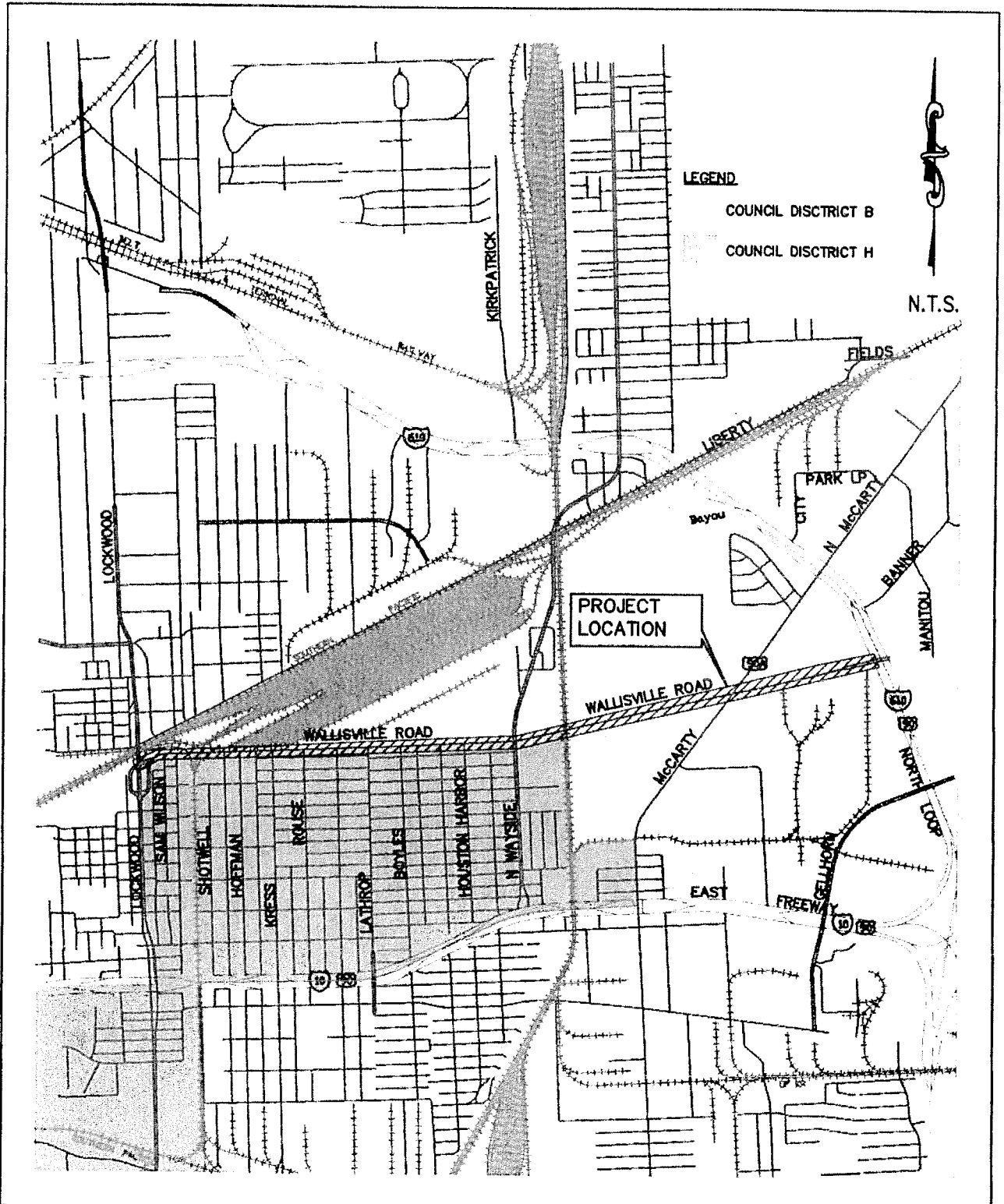
M/WBE INFORMATION: The M/WBE goal for the project is set at 24.00%. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
✓ 1. Landtech Consultants, Inc.	Land Surveying	\$7,160.00	2.47%
✓ 2. Quadrant Consultants, Inc.	Environmental Services	\$6,887.00	2.37%
✓ 3. C.J. Hensch & Associates, Inc.	Traffic Counts	\$4,250.00	1.47%
✓ 4. Chief Solutions, Inc.	Closed-Circuit TV of Storm and Sanitary	\$28,857.00	9.95%
✓ 5. B & E Reprographics, Inc.	Reproduction	\$4,000.00	1.38%
✓ 6. Zarinkelk Engineering Services, Inc.	Engineering Support	\$18,443.00	6.36%
	TOTAL	\$69,597.00	24.00%

RK JK AA
DWK:DRM:RK:JHK:AA

Z:\design\A-SB-DIV\PROJECTS\N-000626-01-3Wallisville paving from Lockwood to IH-610\RCA Design.docx

ec: WBS No. N-000626-0001-3 (1.2 DSGN RCA Contract)



G GUNDA
CORPORATION, LLC
 Engineers, Planners & Managers
 7322 Southwest Freeway, Suite 1802
 Houston, Texas 77074
 Ph: (713) 541-3530 Fx: (713) 541-0032
 TBPE Reg No. P-3531



PROJECT NAME:
WALLISVILLE PAVING
FROM LOCKWOOD
TO IH 610

SHEET TITLE:
VICINITY
MAP

DATE:
JAN., 2011

SUBJECT: Professional Engineering Services Contract between the City of Houston and Landtech Consultants, Inc. for Street and Bridge Program Management/Technical Studies Survey Services for Sidewalks and Bikeways. W.B.S. No. N-000668-0017-3	Page 1 of 1	Agenda Item # <div style="text-align: right; font-size: 2em; font-family: cursive;">24</div>
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From: (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 13 2011
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Director's Signature: Daniel W. Krueger, P.E.	Council District affected: All ju
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For additional information contact: <div style="font-family: cursive; font-size: 1.2em;">Ravi Kaleyatodi 2/7/11</div> Ravi Kaleyatodi, P.E., CRM Phone:(832)395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
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Recommendation: (Summary)
 An ordinance approving a Professional Engineering Services Contract with Landtech Consultants, Inc. and appropriate funds.

Amount and Source of Funding: \$57,500.00 from Street and Bridge Consolidated Construction Fund No. 4506. N.P. 2/8/11

PROJECT NOTICE/JUSTIFICATION: This Contract will provide surveying services on an as needed basis for sidewalk and bikeway projects that will be designed in-house.

SCOPE OF CONTRACT AND FEE: Under the terms of the Contract, the Consultant will perform Level I, Level II, and Level III Surveying Services. The consultant will prepare layouts and drawings, conduct feasibility analysis and prepare final plans for construction. The Surveying Services Fee will be computed by lump sum per foot of sidewalk and bikeway projects surveyed. Negotiations with the Consultant have resulted in an estimated total Survey Fee of \$50,000.00 Design Phase Services. There is no Additional Services Fee. The CIP Cost Recovery Fee is \$7,500.00.

The total cost of the project is \$57,500.00 to be appropriated as follows: \$50,000.00 for contract services and \$7,500.00 for CIP Cost Recovery Fee.

LOCATION: Various Locations.

M/WBE PARTICIPATION: The M/WBE goal established for this project is 24%. The Consultant proposes the following plan to meet the M/WBE goal:

Name of Firm	Work Description	Amount	% of Total Contract
Kuo & Associates, Inc.	Civil Design, Surveying	\$12,000.00	24.00%

DWK:DRM:RK:MS:SK:as
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 ec: File No. N-000668-0017 -3 (1.2 RCA)

REQUIRED AUTHORIZATION

CUIC ID #20SIK32 NOT

Finance Department:	Other Authorization:	Other Authorization: <div style="text-align: center; font-family: cursive; font-size: 1.2em;"> Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division </div>
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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: : AN ORDINANCE APPROVING THE CHANGE OF CONTROL OF NORTHLAND CABLE PROPERTIES, INC., THAT HOLDS THE RIGHT, PRIVILEGE AND FRANCHISE TO OWN, OPERATE, AND MAINTAIN A CABLE TELEVISION SYSTEM WITHIN THE CITY OF HOUSTON, PURSUANT TO CITY OF HOUSTON ORDINANCE NO. 2002-1083

Category #

Page 1 of 1

Agenda Item#

25

FROM: (Department or other point of origin):
Alfred J. Moran, Jr., Director
Administration and Regulatory Affairs Department

Origination Date

4/4/2011

Agenda Date

APR 13 2011

DIRECTOR'S SIGNATURE:

Council Districts affected:

ALL

For additional information contact:

Tina Paez

Phone: 713-837-9630

Juan Olguin

Phone: 713-837-9623

Date and identification of prior authorizing Council Action:

Ordinance # 2002-1083, 12/4/2002

RECOMMENDATION: (Summary)

Authorize an ordinance approving the change of control of Northland Cable Properties, Inc, that holds the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston, pursuant to City of Houston No. 2002-1083.

Amount of Funding: REVENUE

FIN Budget:

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

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department (ARA) recommends that Council authorize an ordinance approving the change of control of Northland Cable Properties, Inc. ("Northland"), a Washington corporation affiliated with Northland Cable Television, Inc. ("NCTV") and under the control of Northland Telecommunications Corporation ("NTC"), that holds the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston, pursuant to City of Houston No. 2002-1083.

Northland has operated its cable system in Houston since the 1990s. The company pays the City approximately \$7,000 annually in cable franchise fees, and serves residential customers in the Lakewood Heights Subdivision in Northeast Houston.

Pursuant to the terms of the Franchise, the company is required to obtain the approval of the City prior to any change in control or assignment. Northland is the holder of the franchise and has notified the City that it anticipates a change in control of Northland through restructuring the equity interests of certain of its wholly owned subsidiaries resulting in Northland becoming a wholly owned subsidiary of NCTV, which will remain a subsidiary of NTC.

The Administrative & Regulatory Affairs Department recommends that Council authorize an ordinance approving the change of control of Northland that holds the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston, pursuant to City of Houston No. 2002-1083.

REQUIRED AUTHORIZATION

FIN Director:

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#

26

FROM: (Department or other point of origin): Alfred J. Moran, Director Administration & Regulatory Affairs

Origination Date 3/31/11

Agenda Date APR 19 2011

DIRECTOR'S SIGNATURE:

Council Districts affected:

ALL

For additional information contact:

Juan Olguin 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. Hoa Vinh Trans DBA A-Evergreen Vacuum Service

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:

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#

27

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

Origination Date

4/6/11

Agenda Date

APR 13 2011

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

For additional information contact:

Juan Olguin *JFO*
Nikki Cooper

Phone: (713) 837- 9623
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. FRANCISCO R. PADILLA DBA FRP TRUCKING

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:

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#

28

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

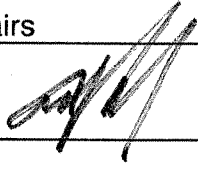
Origination Date

3/31/11

Agenda Date

APR 13 2011

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

For additional information contact:

Juan Olguin  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. Pipeline Video Inspection, LLC

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:

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#

2nd Reading as amended

29 #7

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

to correct name

Origination Date

3/31/11

Agenda Date

~~APR 06 2011~~

DIRECTOR'S SIGNATURE:



Council Districts affected:

APR 13 2011

ALL

For additional information contact:

Juan Olguin
Nikki Cooper

Phone: (713) 837- 9623

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. Dumpster Dave

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: