

AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 23, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Hoang

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 - AUGUST 24, 2011 - 9:00 A. M.

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 29

MISCELLANEOUS - NUMBERS 1 through 8

1. REQUEST from Mayor for confirmation of the appointment of **MS. CATHERINE FLOWERS** as Director of the Department of Neighborhoods

MISCELLANEOUS - continued

2. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **HARRIS COUNTY MUNICIPAL MANAGEMENT DISTRICT NO. 1 (MEMORIAL CITY MANAGEMENT DISTRICT) BOARD OF DIRECTORS**, for terms to expire June 1, 2015:
 - Position One - **MR. STEVEN W. GOSS**
 - Position Two - **MR. ALLEN TSENG**
 - Position Four - **MR. GLENN AIROLA**
 - Position Five - **MR. DAVID L. KELLEY**
 - Position Six - **MR. WILLIAM M. MOSLEY, JR.**

3. REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE HOUSTON DOWNTOWN MANAGEMENT DISTRICT**, for terms to expire June 1, 2015:
 - Position Twenty-Four - **MS. DIEDRA P. PORCHE**
 - Position Twenty-Five - **MS. IRMA GALVAN**
 - Position Twenty-Six - **MS. JERI A. BALLARD**
 - Position Twenty-Seven - **MR. REYNALDO REZA**
 - Position Twenty-Eight - **MR. THOMAS (J.T.) CHENG**
 - Position Twenty-Nine - **MS. PATTY LODEN**
 - Position Thirty - **MR. FRANK G. STAATS**

4. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON ZOO, INC BOARD OF DIRECTORS**, for terms to expire June 30, 2014:
 - Position One - **MR. TONY SANCHEZ, III**, reappointment
 - Position Two - **MS. JACQUELINE S. MARTIN**, appointment
 - Position Seven - **DR. BARBARA (BOBBI) G. SAMUELS**, appointment

5. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE MIDTOWN MANAGEMENT DISTRICT**, for terms to expire June 1, 2015:
 - Position One - **MR. ROGER NEAL**, reappointment
 - Position Two - **MR. ALAN HOOD**, reappointment
 - Position Three - **MS. KATHERINE CABANISS**, appointment
 - Position Four - **MR. HOWARD LEE**, reappointment
 - Position Five - **MR. WILLIE HIGH COLEMAN, JR.**, reappointment
 - Position Six - **MR. WILLIAM STEPHEN TILNEY**, reappointment
 - Position Seven - **MS. PAMELA NGO TRANPARK**, reappointment
 - Position Eight - **MR. F. CHARLES LEBLANC**, appointment

6. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **REINVESTMENT ZONE NUMBER FIVE CITY OF HOUSTON, TEXAS (MEMORIAL HEIGHTS ZONE) BOARD OF DIRECTORS**:
 - Position One - **MR. DARREN SABOM**, appointment, for a term to expire 12/31/2012
 - Position Two - **MS. ANN LENTS**, reappointment, for a term to expire 12/31/2011
 - Position Three - **MR. BRYAN BROWN**, appointment, for a term to expire 12/31/2012
 - Position Four - **MR. JOSE S. HERNANDEZ**, reappointment, for a term to expire 12/31/2011
 - Position Five - **MR. ALEJANDRO COLOM**, reappointment, for a term to expire 12/31/2012 and appointment to serve as Chair, for a term to expire 12/31/2011

7. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **PLANNING COMMISSION**:
 - Position Six - **MR. FERNANDO L. BRAVE**, for a term to expire 3/31/2013
 - Position Fourteen - **MR. BRANDON DUDLEY**, for a term to expire 3/31/2013
 - Position Twenty - **MR. ANTOINE BRYANT NOMA**, for a term to expire 9/30/2012

AGENDA - AUGUST 24, 2011 - PAGE 3

MISCELLANEOUS - continued

8. RECOMMENDATION from Director Solid Waste Management for approval of additional funding in the amount of \$2,000,000.00 for the Solid Waste Disposal Contract C31474 with **WASTE MANAGEMENT, INC** - General Fund

PROPERTY - NUMBERS 9 through 11

9. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tracy Youngblood, Brown & Gay Engineers, Inc., on behalf of Waughsup, LLC, (Joseph Martin, Managing Member), for abandonment and sale of a variable width sanitary sewer easement, in exchange for the conveyance to the City of a 45-foot-wide storm sewer easement, both within Block 4, Rosemont Subdivision, out of the Obedience Smith Survey, A-696, Parcels SY11-101 and LY12-003
DISTRICT D - ADAMS
10. RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel KY11-044, located at 12600 Dunlap Street, owned by Pines of Westbury, Ltd, John Quinlan, President, for the **42-INCH WATER LINE along HILLCROFT, DUBLIN, DUNLAP, MAIN, HAVILAND, MINETTA AND CANEMONT/SANDPIPER from COACH CREEK to WEST AIRPORT BOULEVARD PROJECT - DISTRICT C - CLUTTERBUCK**
11. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY8-311, located at 6445 North Freeway, owned by Cory Investments, Inc. Dave Cory, President, for the **YALE STREET IMPROVEMENTS PROJECT from Tidwell to Parker \$127,250.00 - Street & Bridge Consolidated Construction Fund - DISTRICT H - GONZALEZ**

ORDINANCES - NUMBERS 12 through 29

12. ORDINANCE **AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to School Vehicles operating as vehicles for hire
13. ORDINANCE amending Ordinance No. 2011-399 for the purpose of correcting various errors in the listing of voting precincts affecting certain single member districts; containing findings and other provisions related to the foregoing subject; containing a severability provision
14. ORDINANCE approving and authorizing release of easement previously reserved for environmental remediation purposes, in the John Austin Survey, A-1, Houston, Texas
15. ORDINANCE approving and authorizing first amendment to the contract between the City of Houston and **UNIVERSITY OF HOUSTON, on behalf of the College of Optometry (UHOC)**, in consideration for the transfer of title to the Mobil Eye Institute to UHOC and to continue to provide vision care services at various sites where individuals have difficulty accessing care
16. ORDINANCE approving and authorizing Amendment No. 8 to Lease Agreement between the City of Houston and **ARAMCO ASSOCIATED COMPANY** for certain premises at George Bush Intercontinental Airport/Houston - **DISTRICT B - JOHNSON**
17. ORDINANCE enlarging the boundaries of Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone) - **DISTRICT E - SULLIVAN**
 - a. ORDINANCE approving the third amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone); authorizing the City Secretary to distribute such plans - **DISTRICT E - SULLIVAN**

ORDINANCES - continued

18. ORDINANCE approving and authorizing an Interlocal Pilot Service Agreement for DUI/DWI Toxicology and DNA Testing between the City of Houston and **HARRIS COUNTY**; establishing a maximum contract amount - \$206,250.00 - General Fund
 - a. ORDINANCE approving and authorizing first amendment to an Interlocal Pilot Service Agreement for DUI/DWI Toxicology and DNA Testing between the City of Houston and **HARRIS COUNTY**
19. ORDINANCE approving and authorizing second amendment to contract for Delinquent Collection Services for the Municipal Courts Department between the City and **LINEBARGER, GOGGAN, BLAIR & SAMPSON, LLP** to modify certain terms of the contract
20. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all single-family residential properties within all improved single-family residential lots in the **FOREST WEST SUBDIVISION, SECTIONS 1 & 2** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
21. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all single-family residential properties within **HOLLEY TERRACE SUBDIVISION, SECTIONS 1-2, SECTION 2 REPLAT, SECTION 3 EXTENSION, and SECTION 4** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
22. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **SHARPSTOWN SUBDIVISION, SECTION 3, BLOCK 2, LOTS 24-43; BLOCK 3; BLOCK 4, LOTS 1-6 and 14-41; BLOCK 11, LOTS 1-19; BLOCK 12, BLOCK 13 and BLOCK 14, LOTS 16-23** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT F - HOANG**
23. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **SHARPSTOWN SUBDIVISION, SECTION 3, BLOCK 7, LOTS 1-20 and LOTS 22-28; BLOCKS 8-10; BLOCK 11, LOTS 20-31 and LOTS 33-38; BLOCK 14, LOTS 1-15 and 26-50; BLOCKS 15-17; BLOCK 18, LOTS 1-13; BLOCKS 19-21 and BLOCK 23** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT F - HOANG**
24. ORDINANCE appropriating \$235,000.00 out of Public Health Consolidated Construction Fund and \$262,766.91 out of General Improvement Consolidated Construction Fund as an additional appropriation; approving and authorizing a restated and amended Professional Architectural Services Contract between the City of Houston and **JACKSON & RYAN ARCHITECTS, INC** (Approved by Ordinance No. 2009-1411) for the Bureau of Animal Regulation and Care Facility Renovation and new Animal Adoption Center; providing funding for pre-construction services relating to construction of facilities financed by Public Health Consolidated Construction Fund and General Improvement Consolidated Construction Fund - **DISTRICT B - JOHNSON**
25. ORDINANCE appropriating \$3,007,300.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **INDUSTRIAL TX, CORP.** for Sims Bayou North Wastewater Treatment Plant Improvements - Blower Building; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - RODRIGUEZ**

ORDINANCES - continued

26. ORDINANCE appropriating \$3,857,768.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REPIPE CONSTRUCTION, LTD.** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (WW4258-48)
27. ORDINANCE appropriating \$2,462,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **COLLINS CONSTRUCTION, LLC** for Water Line Replacement in Alabonson Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - JOHNSON**
28. ORDINANCE granting to **DANIEL HOLDEN d/b/a MR. PUMPER SEWER 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 - **FIRST READING**
29. ORDINANCE No. 2011-690, passed second reading August 17, 2011
ORDINANCE granting to **GLOBAL WASTE SERVICES, LLC A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions
THIRD AND FINAL READING

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 30

PURCHASING AND TABULATION OF BIDS

30. RECOMMENDATION from Purchasing Agent to make the following awards for Veterinary Supplies for the Administration and Regulatory Affairs Department - \$2,485,559.55 - General Fund:
- WEBSTER VETERINARY SUPPLY, INC** - \$1,899,928.70
 - MWI VETERINARY SUPPLY** - \$294,859.90
 - TW MEDICAL VETERINARY SUPPLY CO. (BID NO. 1)** - \$153,558.60
 - MIDWEST VETERINARY SUPPLY** - \$136,354.35
- COUNCIL DRAW LOTS**
- ITEM NO. 69** (Group III) due to receiving identical bids from **TW MEDICAL VETERINARY SUPPLY CO** and **MIDWEST VETERINARY SUPPLY** in the amount of \$858.00

MATTERS HELD - NUMBERS 31 through 33B

31. WRITTEN Motion by Council Member Sullivan to amend Item 31A to require for the addition of the following:

- a. All devices, equipment, cameras, software, and related apparatus known as “red light cameras” shall be removed immediately from all city rights of ways, traffic signals, posts, and poles and/or other public locations

TAGGED BY COUNCIL MEMBER LOVELL

a. RESOLUTION regarding the litigation of matters in dispute with **AUTOMATED TRAFFIC SOLUTIONS, INC - TAGGED BY COUNCIL MEMBER LOVELL**

This was Item 13 on Agenda of August 17, 2011

32. ORDINANCE repealing Article XIX, Section 45-481 through 45-487 entitled Photographic Traffic Signal Enforcement Systems of the Code of Ordinances, Houston, Texas

TAGGED BY COUNCIL MEMBERS GONZALEZ, HOANG and LOVELL

33. WRITTEN Motion by Council Member Bradford to amend Item 33B below as follows:

Modify Section 15-176. Definitions.

Principal Place of Business means the business must be headquartered or have an established place or places of business in the incorporated limits of the city or local area, as applicable, wherein staff and equipment capable of completing at least 80% of the work required by any contract obtained from the City from which 20% or more of the entity's workforce are regularly based, and from which a substantial role of its operations is conducted. A location utilized solely as a post office box, mail drop or telephone message center or any combination thereof, with no substantial work function, shall not be construed as a principal place of business.

and

Modify Section 15-177. Hire Houston First Program – Purchases of Personal Property.

(a) *Contracts of \$100,000 or more.* In purchasing any personal property that is not affixed to real property, if the city receives one or more bids from a bidder that is a city business and whose bid is within three percent of the lowest bid price received by the city from a bidder who is not a city business, and all other relevant criteria and legal requirements have been met, the city shall ~~may~~ enter into a contract with a value of \$100,000 or more with the bidder that is a city business, as defined in this article.

~~(1) The lowest bidder; or~~

~~(2) The bidder that is a city business, as defined in this article.~~

(b) *Contracts under \$100,000.* In purchasing any personal property that is not affixed to real property, if the city receives one or more bids from a bidder that is a city business and whose bid is within five percent of the lowest bid price received by the city from a bidder who is not a city business, and all other relevant criteria and legal requirements have been met, the city shall ~~may~~ enter into a contract for an expenditure of less than \$100,000 with the bidder that is a city business, as defined in this article.

~~(1) The lowest bidder; or~~

~~(2) The bidder that is a city business, as defined in this article.~~

and

Modify Section 15-178. Hire Houston First Program – Purchases of Services.

(a) In procuring services, including construction services, the contracting department shall ~~may~~ grant a preference to a local business. In no event shall a contract for services be granted to a local business that is not within:

(1) Five percent of the lowest bidder for contracts under \$100,000; or

(2) Three percent of the lowest bidder for contracts of \$100,000 or more.

(b) In procuring architectural, engineering or land surveying services under the Professional Services Procurement Act, Tex Gov't Code, Sec. 2254.004, the contracting department shall ~~may~~, when appropriate consider the status of a provider as a local business as part of the qualifications determination.

TAGGED BY COUNCIL MEMBERS NORIEGA and STARDIG

MATTERS HELD – continued

Item 33 - continued

a. WRITTEN Motion by Council Member Costello to amend Item 33B below as follows:

Section 15-178. Hire Houston First Program – Purchases of Services.

(b) In procuring architectural, engineering or land surveying services under the Professional Services Procurement Act, Tex Gov't Code, Sec. 2254.004, the contracting department ~~will~~ may, ~~when appropriate~~ consider the status of a provider as a local business as part of the qualifications determination when specific knowledge of local conditions are deemed beneficial to a project. For purposes of this subsection, "principal place of business" means the business must be headquartered or have an established place or places of business in the incorporated limits of the city or the local area, as applicable, from which they certify that they have adequate full time staff, equipment and other resources to locally perform 80% or more of the work associated with the scope of services defined within a contact. A location utilized solely as a post office box, mail drop or telephone message center or any combination thereof, with no other substantial work function, shall not be construed as a principal place of business.

TAGGED BY COUNCIL MEMBERS NORIEGA and STARDIG

b. **ORDINANCE ADDING ARTICLE XI, HIRE HOUSTON FIRST, TO CHAPTER 15, CONTRACTS, OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to local contracting preferences
TAGGED BY COUNCIL MEMBERS NORIEGA and STARDIG

This was Item 15 on Agenda of August 17, 2011

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Jones 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
AUGUST 23, 2011 2:00 PM**

AGENDA

3MIN 3MIN 3MIN

NON-AGENDA

1MIN 1MIN 1MIN

MS. OZELL TAYLOR JOHNSON – 3337 Parkwood Dr. – 77021 – 713-748-6594 – Police reports

3MIN 3MIN 3MIN

MR. PORTER STUBBLEFIELD II – 14226 Laffite – Cypress – TX – 77429 – 832-465-3481 – The Court System

MR. DONALD LEE – 4214 Sondick – 77020 – 713-206-8779 – Vacant lot needs to be cut

DR. KEVIN SIMMS – 2524 Yorktown – 77056 – 713-703-8525 – Serious concerns in the Mayor’s Office

MS. VICTORIA BALDASSO – 6131 Stoney Brook Dr. – 77036 – 713-550-7899 – Red Light Cameras

MR. /COACH R. J. BOBBY TAYLOR - 3107 Sumpter - 77026 - FA34511 – Behavior Coward Conspiracy will hate over change

PREVIOUS

1MIN 1MIN 1MIN

MS. LINDER GATTERSON – (do not wish to give address and phone #) – Still no answer

MS. PATRICIA MARTIN - 6060 Belarbor, No. 33 – 77033 – 832-266-0049 – State of Texas, HHSC involving Federal ponzi scams



OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

1

AUG 24 2011

ANNISE D. PARKER
MAYOR

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-10-11
date

COUNCIL MEMBER: _____

August 10th, 2011

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Section 2-622 of the City of Houston Code of Ordinances, I am pleased to appoint Ms. Catherine Flowers as Director of the Department of Neighborhoods, subject to Council confirmation on the 24th. In the interim, I am appointing her the Acting Director of the department.

Ms. Flowers has done an outstanding job with the Mayor's office of Neighborhood Services and I look forward to her confirmation.

Sincerely,

Annise D. Parker
Mayor

MAP:MSC





OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

2

AUG 24 2011

ANNISE D. PARKER
MAYOR

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-10-11
date

COUNCIL MEMBER: _____

August 1, 2011

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Chapter 3810, Texas Special District Local Laws Code, and upon the recommendation of the District's Board of Directors, I am nominating the following individuals for appointment to the Harris County Municipal Management District No. 1 (Memorial City Management District) Board of Directors, subject to City Council confirmation:

- Mr. Steven W. Goss, appointment to Position One, for a term to expire June 1, 2015;
- Mr. Allen Tseng, appointment to Position Two, for a term to expire June 1, 2015;
- Mr. Glenn Airola, appointment to Position Four, for a term to expire June 1, 2015;
- Mr. David L. Kelley, appointment to Position Five, for a term to expire June 1, 2015; and
- Mr. William M. Mosley, Jr., appointment to Position Six, for a term to expire June 1, 2015.

The résumés of the nominees are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments

cc: Mr. Trey Lary, Attorney for Harris County Municipal Management
District No. 1





OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

3

AUG 24 2011

ANNISE D. PARKER
MAYOR

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-10-11
date

COUNCIL MEMBER: _____

August 8, 2011

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Chapter 3801, Texas Special District Local Laws Code, I am nominating the following individuals for reappointment to the Board of Directors of the Houston Downtown Management District, as recommended by the District's Board of Directors, subject to Council confirmation:

- Ms. Diedra P. Porche, reappointment to Position Twenty-Four, for a term to expire June 1, 2015;
- Ms. Irma Galvan, reappointment to Position Twenty-Five, for a term to expire June 1, 2015;
- Ms. Jeri A. Ballard, reappointment to Position Twenty-Six, for a term to expire June 1, 2015;
- Mr. Reynaldo Reza, reappointment to Position Twenty-Seven, for a term to expire June 1, 2015;
- Mr. Thomas (J.T.) Cheng, reappointment to Position Twenty-Eight, for a term to expire June 1, 2015;
- Ms. Patty Loden, reappointment to Position Twenty-Nine, for a term to expire June 1, 2015; and
- Mr. Frank G. Staats, reappointment to Position-Thirty, for a term to expire June 1, 2015.

The résumés of the nominees are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments

- cc: Mr. Bob Eury, Executive Director, Houston Downtown Management District
 Mr. Barron Wallace, Attorney for District
 Mr. Tim Douglass, Deputy Director, Finance Dept., City of Houston, Texas





ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

4

AUG 24 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-10-11
date

COUNCIL MEMBER: _____

August 5, 2011

The Honorable City Council
Houston, Texas

Dear Council Members:

Pursuant to the Articles of Incorporation and Bylaws of Houston Zoo, Inc., I am nominating for appointment or reappointment the following individuals to the Houston Zoo, Inc. Board of Directors, subject to Council confirmation:

- Mr. Tony Sanchez, III, reappointment to Position One, for a term to expire June 30, 2014;
- Ms. Jacqueline S. Martin, appointment to Position Two, for a term to expire June 30, 2014;
- and
- Dr. Barbara (Bobbi) G. Samuels, appointment to Position Seven, for a term to expire June 30, 2014.

Résumés of the nominees are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments

cc: Ms. Deborah Cannon, President, Houston Zoo





OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

5

AUG 24 2011

ANNISE D. PARKER
MAYOR

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-10-11
date

COUNCIL MEMBER: _____

August 3, 2011

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Chapter 3809, Texas Special District Local Laws Code, I am submitting the following recommendations provided by the Board of Directors of the Midtown Management District for appointment or reappointment to the Board, subject to Council confirmation:

- Mr. Roger Neal, reappointment to Position One, for a term to expire June 1, 2015;
- Mr. Alan Hood, reappointment to Position Two, for a term to expire June 1, 2015;
- Ms. Katherine Cabaniss, appointment to Position Three, for a term to expire June 1, 2015;
- Mr. Howard Lee, reappointment to Position Four, for a term to expire June 1, 2015;
- Mr. Willie High Coleman, Jr., reappointment to Position Five, for a term to expire June 1, 2015;
- Mr. William Stephen Tilney, reappointment to Position Six, for a term to expire June 1, 2015;
- Ms. Pamela Ngo Tranpark, reappointment to Position Seven, for a term to expire June 1, 2015;
- and
- Mr. F. Charles LeBlanc, appointment to Position Eight, for a term to expire June 1, 2015.

The résumés of the nominees are attached for your review.

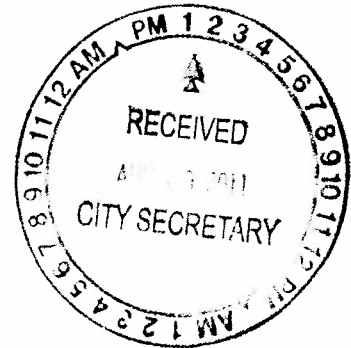
Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments

cc: Mr. Matt Thibodeaux, Executive Director, Midtown Management District
Ms. Peggy Foreman, Attorney, Midtown Management District





ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

6
AUG 24 2011

August 10, 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-10-11
date

COUNCIL MEMBER: _____

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Texas Tax Code, Chapter 311, and City of Houston Ordinance 96-1337, I am nominating the following individual for appointment to the Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone) Board of Directors, subject to Council confirmation:

- Mr. Darren Sabom, appointment to Position One, for a term to expire December 31, 2012;
- Ms. Ann Lents, reappointment to Position Two, for a term to expire December 31, 2011;
- Mr. Bryan Brown, appointment to Position Three, for a term to expire December 31, 2012;
- Mr. Jose S. Hernandez, reappointment to Position Four, for a term to expire December 31, 2011;
- Mr. Alejandro Colom, reappointment to Position Five, for a term to expire December 31, 2012; and appointment to serve as Chair, for a term to expire December 31, 2011.

Pursuant to the bylaws of the Memorial-Heights Redevelopment Authority, appointment of a member to the Board of Directors of this Zone will also constitute appointment of the appointee to the corresponding position on the Board of Directors of the Authority for the same term.

The résumé is attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachment

cc: Mr. Ralph De Leon, Division Manager, Finance and Economic Development
Department





ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

7

AUG 24 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-10-11
date

COUNCIL MEMBER: _____

August 8, 2011

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to City of Houston Code of Ordinances, Chapter 33, I am nominating the following individuals for appointment to the Planning Commission, subject to Council confirmation:

Mr. Fernando L. Brave, appointment to Position Six, for a term to expire March 31, 2013;
Mr. Brandon Dudley, appointment to Position Fourteen, for a term to expire March 31, 2013;
Mr. Antoine Bryant Noma, appointment to Position Twenty, for a term to expire September 30, 2012.

Members of the Planning Commission also serve as members of the Airport Commission. Résumés of the nominees are attached for your review.

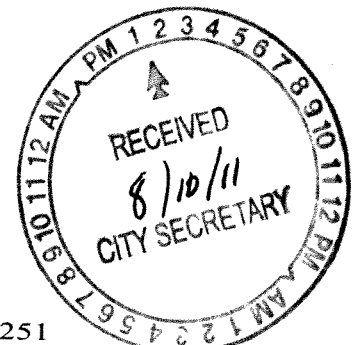
Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments

cc: Ms. Marlene Gafrick, Director, Planning and Development Department



REQUEST FOR COUNCIL ACTION

SUBJECT: Additional funding for Solid Waste Management Dept. Contract C31474A with Waste Management, Inc.	Category	Page 1 of 1	Agenda Item # 8
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FROM (Department or other point of origin): Department of Solid Waste Management	Origination Date: 8/12/2011	Agenda Date: AUG 24 2011
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DIRECTOR'S SIGNATURE: <i>Wiley Miller for</i> Harry J. Hayes, Director	Council District affected: All
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For additional information contact: Victor Ayres, Deputy Director 713-837-9131 Wiley Miller, Assistant Director 713-837-9183 Randy Tims, Division Manager 713-867-9188	Date and identification of prior authorizing Council action: Ord. 88-1547 9/21/88 Mo. 07-400 4/25/07 Ord. 91-770 5/29/91 Mo. 08-0693 9/9/08 Ord. 99-645 6/23/99 Mo. 09-0707 9/30/09
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RECOMMENDATION: Council adopt motion approving additional funding for solid waste disposal contract with Waste Management, Inc. For Funding FY12

Amount and source of funding: General Fund 1000: \$2,000,000.00	Finance Budget:
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SPECIFIC EXPLANATION:

This contract, C31474A, is one of several disposal contracts with comparable rates that the Department of Solid Waste Management maintains in order to have disposal facilities available in as many sectors of the city as possible for operational efficiency and reduced vehicle expense due to shorter travel distances. This contract renews automatically each year until its completion date of July 1, 2014, and has no maximum contract amount. Continued funding relies on an annual supplemental allocation of budgeted funds approved by City Council. Funding in the amount of \$2,000,000.00 is requested at this time.

This contract stems from four contracts with Waste Management, Inc. approved by Council in 1988 for disposal of non-putrescible solid waste at their Hardy Road, Tanner Road, Indian Paint Brush, Green Shadow and Fairbanks landfills. In 1991 Council approved an ordinance that merged the separate contracts into a single contract, and in 1999 Council approved a second amendment that adjusted the contract term, disposal rates and contractor's responsibilities. This contract is also utilized to dispose of both putrescible and non-putrescible waste at Waste Management, Inc.'s Atascocita landfill. Throughout the contract history, Council has approved supplemental allocations on an annual basis. With this proposed funding the contract total to date will be \$14,442,500.

REQUIRED AUTHORIZATION

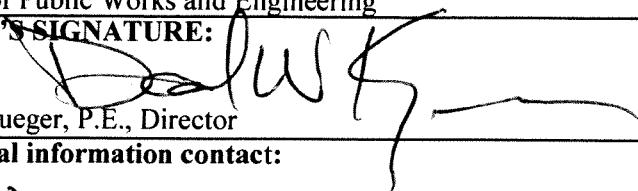
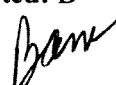
Finance Director: <i>Wiley Miller</i>	Other Authorization:	Other Authorization:
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
MST

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Request for the abandonment and sale of a variable width sanitary sewer easement, in exchange for the conveyance to the City of a 45-foot-wide storm sewer easement, both within Block 4, Rosemont Subdivision, out of the Obedience Smith Survey, A-696. Parcels SY11-101 and LY12-003	Page 1 of 2	Agenda Item # 9
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: D Key Map 493G 
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For additional information contact: D.W. Nancy P. Collins  Phone: (832) 395-3130 Senior Assistant Director-Real Estate	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary) It is recommended City Council approve a Motion authorizing the abandonment and sale of a variable width sanitary sewer easement, in exchange for the conveyance to the City of a 45-foot-wide storm sewer easement, both within Block 4, Rosemont Subdivision, out of the Obedience Smith Survey, A-696. **Parcels SY11-101 and LY12-003**

Amount and Source of Funding: Not Applicable

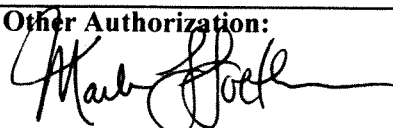
SPECIFIC EXPLANATION:
Tracy Youngblood, Brown & Gay Engineers, Inc., 10777 Westheimer, Suite 400, Houston, Texas, 77042, on behalf of Waughsup, LLC, (Joseph Martin, Managing Member), requested the abandonment and sale of a variable width sanitary sewer easement, in exchange for the conveyance to the City of a 45-foot-wide storm sewer easement, both within Block 4, Rosemont Subdivision, out of the Obedience Smith Survey, A-696. The applicant plans to utilize the subject area for development of a multi-family residential property.

This is Part One of a two-step process in which the applicant will first receive a City Council authorized Motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an Ordinance effecting the sale. The Joint Referral Committee reviewed and approved this request. Therefore, it is recommended:

1. The City abandon and sell a variable width sanitary sewer easement, in exchange for the conveyance to the City of a 45-foot-wide storm sewer easement centered over the existing 120-inch storm sewer located within the property, both within Block 4, Rosemont Subdivision, out of the Obedience Smith Survey, A-696;
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The applicant be required to (a) cut, plug, and abandon the 6-inch water line occupying a portion of the variable width sanitary sewer easement from the 8-inch water line in West Pierce Street to its terminus, and (b) relocate any existing service connections into West Pierce Street or West Gray Street. All of the foregoing items should be completed at no cost to the City and under the proper permits;

s:\bam\sy11-101.rc1.doc CUIC #20BAM9207

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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Date:	Subject: Request for the abandonment and sale of a variable width sanitary sewer easement, in exchange for the conveyance to the City of a 45-foot-wide storm sewer easement, both within Block 4, Rosemont Subdivision, out of the Obedience Smith Survey, A-696. Parcels SY11-101 and LY12-003	Originator's Initials	Page <u>2</u> of <u>2</u>
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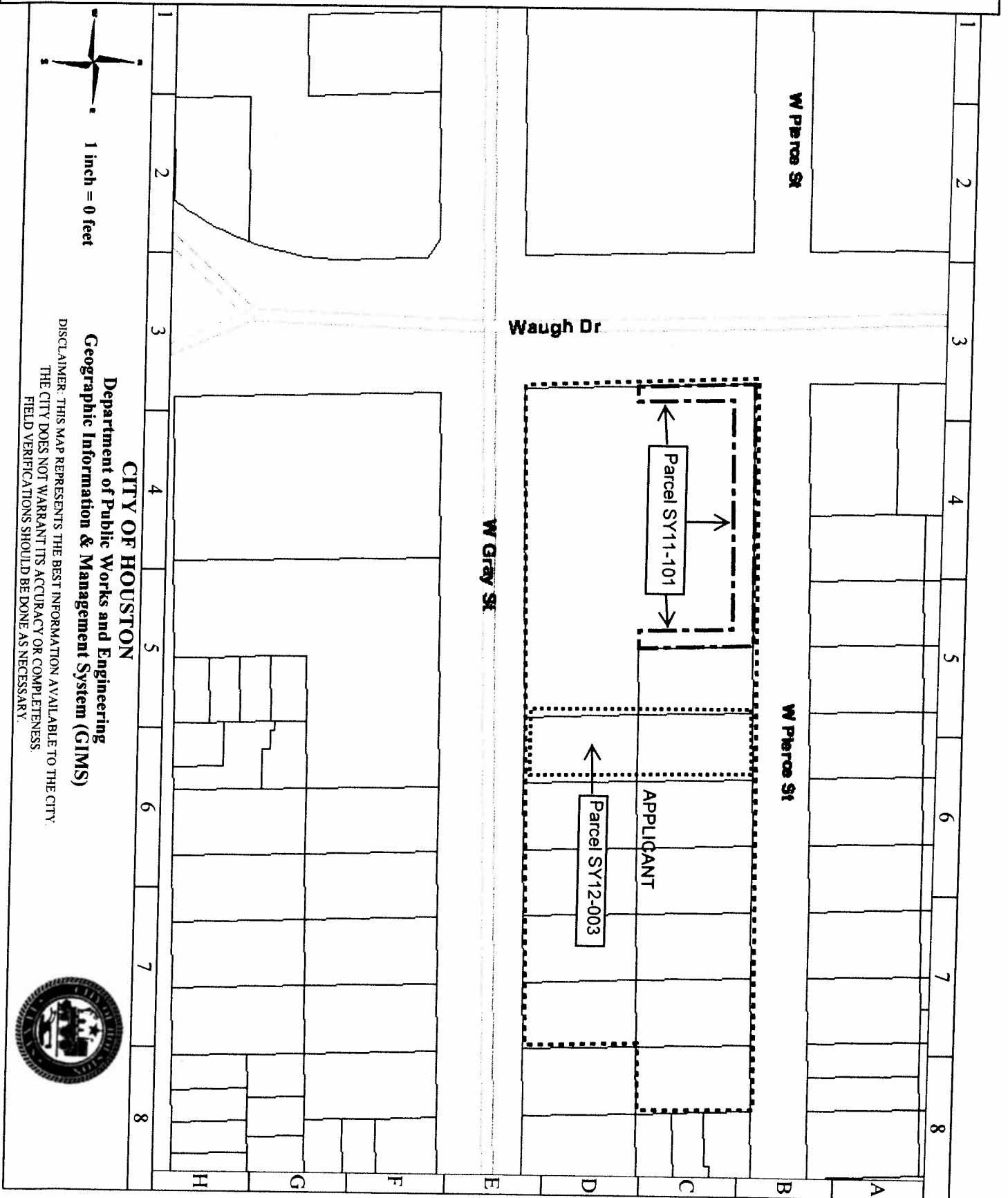
4. The applicant be required to (a) demonstrate the building foundation's zone of influence will not encroach upon the existing 120-inch storm sewer, (b) not encroach into the proposed 45-foot-wide storm sewer easement with the construction of columns or foundations, (c) not encroach into the proposed 45-foot-wide storm sewer easement at grade level with any permanent structures, and (d) provide a 17-foot minimum height clearance above the 45-foot-wide storm sewer easement;
5. The applicant be permitted to (a) place landscape and hardscape within the proposed 45-foot-wide storm sewer easement with the approval of the Office of the City Engineer, (b) construct a drive within the proposed 45-foot-wide storm sewer easement, and (c) construct a building immediately adjacent to the proposed 45-foot-wide storm sewer easement. All of the foregoing items may be implemented by the applicant at no cost to the City and under the proper permits;
6. The applicant be required to prepare drawings that show all public utilities (water line) 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;
7. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost for work required in Item 3 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide an LOC showing the City of Houston as beneficiary and in an amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for this transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicant's request the City will release the LOC;
8. The Legal Department be authorized to prepare the necessary transaction documents; and
9. Inasmuch as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value be established by Bruce Bailey, an independent appraiser appointed by the Director, Department of Public Works and Engineering.

NPC:WSB:bam

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

PARCEL MAP

SUBJECT: Abandonment and sale of a variable width sanitary sewer easement, in exchange for the conveyance to the City of a 45-foot-wide storm sewer easement, both within Block 4, Rosemont Subdivision, out of the Obedience Smith Survey, A-696. Parcels SY11-101 and LY12-003



1 inch = 0 feet

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.



<p>SUBJECT: CONDEMNATION of Parcel KY11-044, located at 12600 Dunlap Street for the 42-INCH WATER LINE ALONG HILLCROFT, DUBLIN, DUNLAP, MAIN, HAVILAND, MINETTA AND CANEMONT/SANDPIPER FROM COACH CREEK TO WEST AIRPORT BOULEVARD PROJECT. WBS S-000900-0110-2-01 OWNER: Pines of Westbury, LTD, John Quinlan, President</p>	<p>Page 1 of 2</p>	<p>Agenda Item # 10</p>
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<p>FROM: (Department or other point of origin): Department of Public Works and Engineering</p>	<p>Origination Date</p>	<p>Agenda Date AUG 24 2011</p>
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<p>DIRECTOR'S SIGNATURE: Daniel W. Krueger, P.E., Director </p>	<p>Council District affected: C Key Map 570M </p>
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<p>For additional information contact: Nancy P. Collins  Phone: (832) 395-3130 Senior Assistant Director-Real Estate</p>	<p>Date and identification of prior authorizing Council Action: Ordinance 2005-1102, passed September 21, 2005</p>
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RECOMMENDATION: (Summary)
Authority be given through Council Motion to CONDEMN Parcel KY11-044.


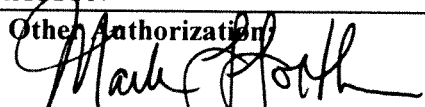
Amount and Source of Funding: No additional funding required (covered under Blanket Appropriation Ordinance 2005-1102. S-00019A-00RE-2-01 Water and Sewer System Consolidated Construction Fund 8500)

SPECIFIC EXPLANATION:
The 42-INCH WATER LINE ALONG HILLCROFT, DUBLIN, DUNLAP, MAIN, HAVILAND, MINETTA AND CANEMONT/SANDPIPER FROM COACH CREEK TO WEST AIRPORT BOULEVARD PROJECT includes the construction of a water line along an existing easement which will improve water system reliability and operational efficiencies stemming from the consolidation of groundwater pump station facilities in the south and southwestern areas of the city.

PURCHASE:
The City desires to acquire 8,488.36 square feet of improved commercial land. Condemnation is being recommended because the record owner has rejected the City's offer. The City's offer was based on an appraisal by Travis R. Cooper, CRA, an Independent Fee Appraiser. This valuation was reviewed and recommended for approval by a senior staff appraiser of this department. The breakdown is as follows:

LAND:
Parcel KY11-044 (Water Line Easement)
8,488.36 square feet @ \$2.60 PSF X 50% \$ 11,035.00®
TOTAL CONSIDERATION..... \$ 11,035.00®

REQUIRED AUTHORIZATION CUIC #20CDR30

<p>Finance Department:</p>	<p>Other Authorization:  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division</p>	<p>Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division</p>
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SUBJECT: CONDEMNATION of Parcel KY11-044, located at 12600 Dunlap Street for the 42-INCH WATER LINE ALONG HILLCROFT, DUBLIN, DUNLAP, MAIN, HAVILAND, MINETTA AND CANEMONT/SANDPIPER FROM COACH CREEK TO WEST AIRPORT BOULEVARD PROJECT.

WBS S-000900-0110-2-01

OWNER: Pines of Westbury, LTD, John Quinlan, President

Page
2 of 2

Agenda Item
#

It is recommended that authority be given through Council Motion to CONDEMN Parcel KY11-044, owned by Pines of Westbury, LTD, John Quinlan, President. This property is to be used to construct and maintain a City of Houston water transmission line. This parcel contains a 8,488.36 square foot (0.1949 acre) tract of land in the J. B. Murphy Survey, Abstract Number 581 in Harris County, Texas, and being out of an Unrestricted Reserve in Block 3 of 12,500 Hillcroft Avenue Subdivision, a subdivision as recorded under Volume 161, Page 123 of the Harris County Map Records (H.C.M.R.), being a part of a land called 15.1517 acre tract as described in special warranty deed conveyed from Patrick Alvin Hart and wife, Doris Jean Hart to Pines of Westbury, Ltd dated June 10, 1993 and recorded under Harris County Records of Real Property (H.C.C.F.) Number P293905, Film Code Number 163-41-0929, of the Official Public Records of Real Property (O.P.R.O.R.P.), Harris County, Texas and also described in Quitclaim deed from Family Affordable Housing, Community Development Corporation to Pines of Westbury, Ltd dated May 2, 2008 and recorded under H.C.C.F. Number 20080223530, Film Code Number 056-25-1261 of the Official Public Records for Real Property in said Harris County, Texas.

DWK: NPC: cr

cc: Marta Crinejo

J. B. MURPHY SURVEY, A-581



LEGENDS

- UNWELL
- WELL WITH WATER
- WELL POLE
- FENCE
- SIGN

DESCRIPTION

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SHEET NUMBER

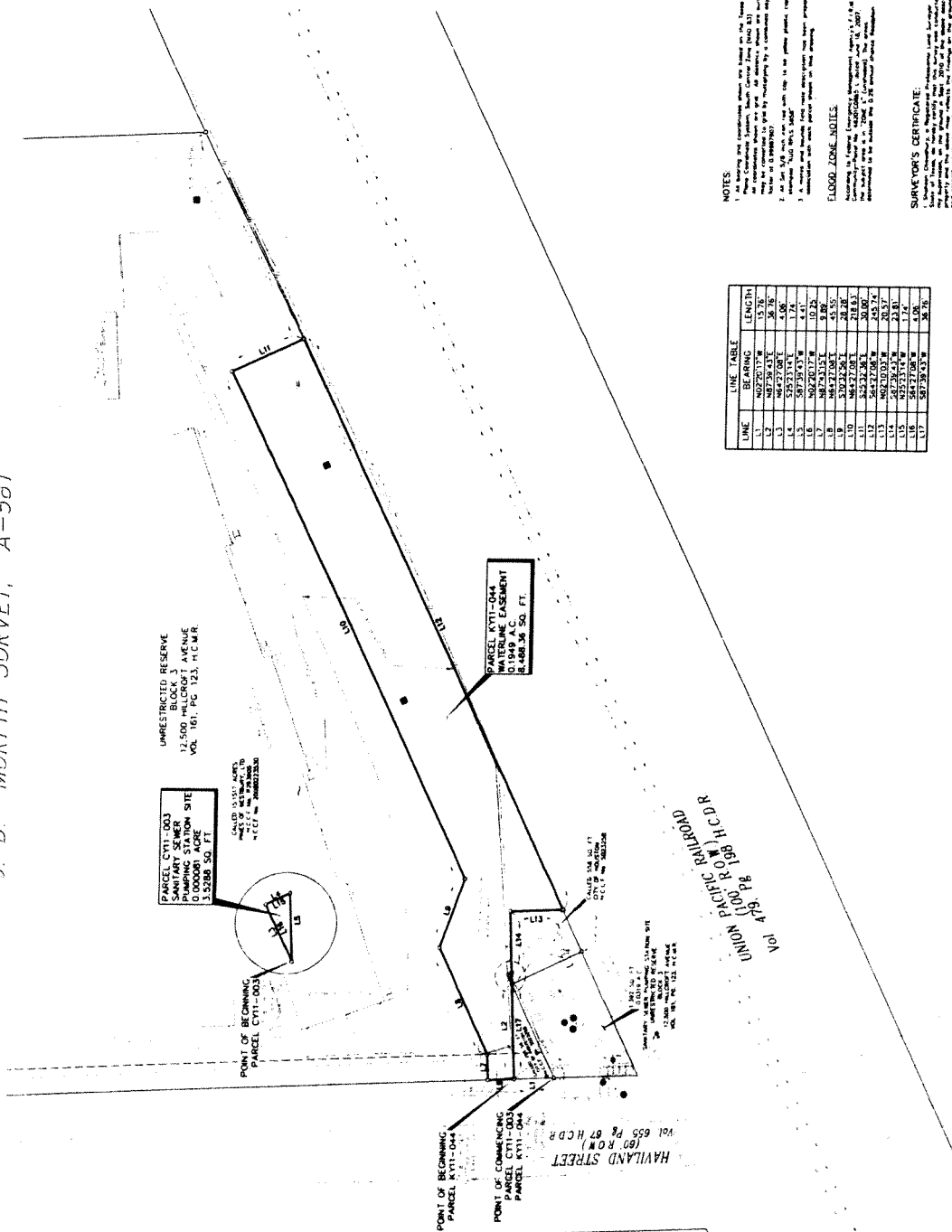
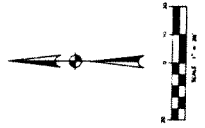
1 OF 1

SANITARY SEWER PUMPING STATION SITE ACQUISITION
PARCEL NO. C711-003
WATERLINE EASEMENT ACQUISITION
PARCEL NO. K711-044
OUT OF
J. B. MURPHY SURVEY, A-581
HARRIS COUNTY, TEXAS

KUO
& ASSOCIATES, INC.
 Consulting Engineers
 10700 Richmond Ave., Suite 113
 Houston, TX 77042
 Tel: (713) 975-7990
 Fax: (713) 975-7990
 www.kuoassociates.com

CITY OF HOUSTON
PUBLIC WORKS AND
ENGINEERING DEPARTMENT

PROJECT NO.	1300
DATE	10/18/11
PROJECT SURVEYOR	Shelton Choudhury
SCALE	AS SHOWN
DATE	10/18/11
PROJECT NO.	C711-003
PARCEL NO.	K711-044
DATE	10/18/11
PROJECT NO.	1300
DATE	10/18/11



LINE TABLE

LINE	BEARING	LENGTH
L1	N 89° 52' 17.74" E	15.75
L2	N 89° 52' 17.74" E	15.75
L3	N 89° 52' 17.74" E	4.08
L4	S 89° 52' 17.74" E	1.78
L5	N 89° 52' 17.74" E	1.78
L6	N 89° 52' 17.74" E	1.78
L7	N 89° 52' 17.74" E	1.78
L8	N 89° 52' 17.74" E	1.78
L9	N 89° 52' 17.74" E	1.78
L10	N 89° 52' 17.74" E	1.78
L11	S 89° 52' 17.74" E	1.78
L12	N 89° 52' 17.74" E	1.78
L13	N 89° 52' 17.74" E	1.78
L14	N 89° 52' 17.74" E	1.78
L15	N 89° 52' 17.74" E	1.78
L16	N 89° 52' 17.74" E	1.78
L17	N 89° 52' 17.74" E	1.78
L18	N 89° 52' 17.74" E	1.78
L19	N 89° 52' 17.74" E	1.78
L20	N 89° 52' 17.74" E	1.78

EASEMENT PARCEL AREA SUMMARY

OWNER	AREA (SQ. FT.)	AREA (SQ. FT.)	DATE
PARCEL C711-003	12,500	12,500	10/18/11
PARCEL K711-044	8,488.34	8,488.34	10/18/11
TOTAL	20,988.34	20,988.34	10/18/11

NOTES

- All bearings and coordinates shown are based on the Texas State Plane Coordinate System, North Central Zone (NAD 83).
- The survey was conducted in accordance with the Texas Surveying and Mapping Act, Chapter 81, Texas Occupations Code.
- The survey was conducted in accordance with the Texas Surveying and Mapping Act, Chapter 81, Texas Occupations Code.
- The survey was conducted in accordance with the Texas Surveying and Mapping Act, Chapter 81, Texas Occupations Code.
- The survey was conducted in accordance with the Texas Surveying and Mapping Act, Chapter 81, Texas Occupations Code.

FLOOD ZONE NOTES

The project area is located in a flood zone. The flood zone is shown on the attached flood zone map. The flood zone is shown on the attached flood zone map.

SURVEYOR'S CERTIFICATE

I, the undersigned, being a duly licensed Professional Surveyor in the State of Texas, do hereby certify that the foregoing is a true and correct copy of the original survey as shown to me by the client, and that the same is a true and correct copy of the original survey as shown to me by the client.

Shelton Choudhury
 Professional Surveyor (License No. 1300)



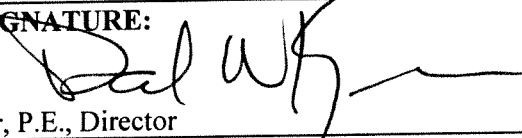

Shelton Choudhury
 Professional Surveyor (License No. 1300)


To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: PROPERTY: PURCHASE of Parcel AY8-311, located at 6445 North Freeway for the YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker). WBS N-000592-0001-2-01 Owner: Cory Investments, Inc., Dave Cory, President	Page 1 of 2	Agenda Item # 11
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: H Key Map 45210 
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For additional information contact: Nancy P. Collins Phone: (832) 395-3130  Senior Assistant Director	Date and identification of prior authorizing Council Action: Ordinance 2010-231, passed March 24, 2010
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RECOMMENDATION: (Summary)
Authority be given through Council Motion to PURCHASE Parcel AY8-311.

Amount and Source of Funding:	\$127,250.00 No additional funding required (covered under Blanket Appropriation Ordinance 2010-231 N-000663-00RE-2-01 Street and Bridge Consolidated Construction Fund 4506)
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SPECIFIC EXPLANATION:
The YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker) is a federally funded project providing for right-of-way acquisition, engineering, and construction of two 24 foot-wide concrete roadways with curbs, sidewalks, and necessary underground utilities. This transaction involves the acquisition of a 4,035 square foot street right-of-way easement located at 6445 North Freeway.

The City's offer was based on an appraisal by Michael J. Urban, MAI, SRA dated November 29, 2010. The valuation was reviewed and recommended for approval by a senior staff appraiser of this department. The breakdown is as follows:


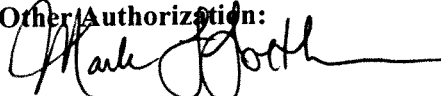
Parcel AY8-311 (Easement)


LAND	
4,035 square feet @ \$8.00 PSF	\$ 32,280.00
Improvements/Cost to Cure	\$ 92,974.00
Relocation Expenses	\$ 216.00
Total Consideration	\$ 125,470.00
Title Policy and Services	\$ 1,780.00
TOTAL AMOUNT	\$ 127,250.00

It is recommended that authority be given through Council Motion to PURCHASE Parcel AY8-311 located at 6445 North Freeway, owned by Cory Investments, Inc., Dave Cory, President for the YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker). This property acquisition is being conducted in accordance with the requirements of the Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended as well as in compliance with the applicable state law and City ordinances.

CUIC #20ELG33

REQUIRED AUTHORIZATION

Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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Date:	SUBJECT: PROPERTY: PURCHASE of Parcel AY8-311, located at 6445 North Freeway for the YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker). WBS N-000592-0001-2-01 Owner: Cory Investments, Inc., Dave Cory, President	Originator's Initials 	Page 2 of 2
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This parcel contains 4,035 square feet of land for street right-of-way being 0.093 of an acre situated in the Ashbell Smith Survey, A-726, Harris County, Texas and being a portion of Lot 8 of the Little York Annex Subdivision, a subdivision of record under Volume 95, Page 305 of the Harris County Deed Records, same being a portion of that certain called 1.399 acre tract of land conveyed to Cory Investments, Inc. by deed recorded under Harris County Clerk's File M281770 of the Official Public Records of Real Property, Harris County, Texas, according to City of Houston field notes.

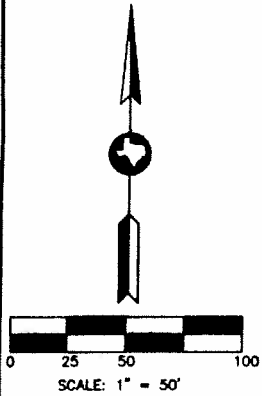
DWK:NPC:eg

Z:GUAJARDO/Yale/Relo/AY8-311 Relo RCA

cc: Marta Crinejo

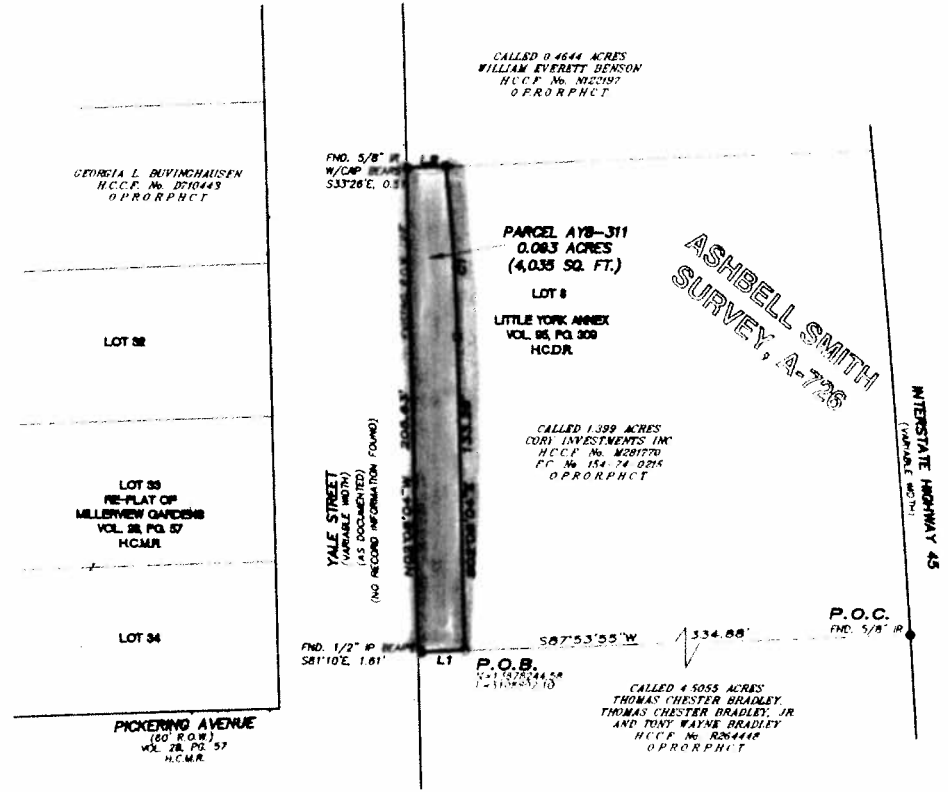
VALUATION - PARCEL AY8-311

<u>LAND (street easement):</u>	
4,035 square feet @ \$8.00	\$ 32,280.00
<u>IMPROVEMENTS:</u>	\$ 39,447.00
4,035 SF of concrete paving	
One concrete approach	
243 LF of chain link fence	
One 6 foot chain link gate	
35 pipe bollards	
3 four light poles	
Half of a motion detecting security system	
One clean water discharge tap	
COST TO CURE (improvements listed above and reconstruction)	<u>\$ 53,527.00</u>
TOTAL ACQUISITION COSTS	\$ 125,254.00
RELOCATION COSTS (relocate vehicles).....	<u>\$ 216.00</u>
TOTAL COMPENSATION	\$ 125,470.00



LEGEND

○	5/8-INCH IRON ROD WITH "GEOSOLUTIONS" CAP SET
●	MONUMENT FOUND (SIZE & TYPE NOTED)
P.O.B.	POINT OF BEGINNING
P.O.C.	POINT OF COMMENCEMENT
HCMR	HARRIS COUNTY MAP RECORDS
OPRRPHCT	OFFICIAL PUBLIC RECORDS OF REAL PROPERTY HARRIS COUNTY, TEXAS
HCDR	HARRIS COUNTY DEED RECORDS



**SURVEY OF
0.093 OF AN ACRE
OUT OF ASHBELL SMITH SURVEY
ABSTRACT NO. 726**

**CITY OF HOUSTON
PUBLIC WORKS AND
ENGINEERING DEPARTMENT**

09-05-08
DATE
[Signature]
CHIEF SURVEYOR *[Signature]* **SOUTH OF WAY SECTION**

LINE TABLE

No.	BEARING	DISTANCE
L1	S87°53'55"W	20.00'
L2	N87°53'53"E	16.79'

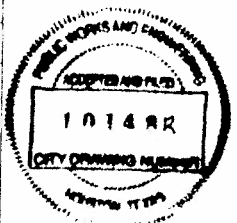
CURVE TABLE

No.	RADIUS	DELTA	LENGTH	CHORD	CHD
C1	902.00'	05°10'40"	72.48'	564°40'38"	72.40'

- NOTES**
- BEARINGS ARE BASED ON STATIC RTK GPS OBSERVATIONS HOLDING TO ARR MONUMENTS RM 050170 AND RM 050175. COORDINATES ARE RELATED TO TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE NAD83. ALL COORDINATES ARE SURFACE IN US SURVEY FEET USING A SURFACE ADJUSTMENT FACTOR OF 1.000095276.
 - ABSTRACT INFORMATION PROVIDED BY FIRST TEXAS TITLE COMPANY SURVEYOR DID NOT ABSTRACT TRACT.
 - THIS SURVEY DOES NOT PROVIDE ANY DETERMINATION CONCERNING WETLANDS FAULTLINES, TOXIC WASTE AREAS, OR ANY OTHER ENVIRONMENTAL ISSUES.
 - SQUARE FOOTAGE TOTALS SHOWN HEREON ARE BASED UPON MATHEMATICAL CLOSURES AND DO NOT NECESSARILY REPRESENT THE POSITIONAL ACCURACY OF THE BOUNDARY MONUMENTATION.
 - METES AND BOUNDS DESCRIPTION OF EVEN DATE ACCOMPANIES THIS PLAT.

Solutions, LTD
1440 Lake Front Circle, Suite #110
The Woodlands, Texas 77380
Phone: 281-681-9766 Fax: 281-681-9779

KEY MAP NO. 205-Z
PARCEL NO. AYS-311
DAIF 07/2004
CIP NO.
GPS NO. 4 7/2004 2 ACRES
C.M. NO.



REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8635

Subject: Approve an Ordinance Amending Chapter 46 of the Houston Code of Ordinances relating to School Vehicles	Category #	Page 1 of 2	Agenda Item <i>12</i>
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FROM (Department or other point of origin): Alfred J. Moran, Jr., Director Administration & Regulatory Affairs Department	Origination Date August 17, 2011	Agenda Date AUG 24 2011
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<u>DIRECTOR'S SIGNATURE</u> 	Council District(s) affected All
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For additional information contact: Tina Paez Kathryn Bruning	Date and Identification of prior authorizing Council Action: Phone: (713) 837-9630 Phone: (832) 394-9414
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RECOMMENDATION: (Summary)
Approve an Ordinance Amending Chapter 46 of the Houston Code of Ordinances relating to School Vehicles.

Amount of Funding: N/A	Finance Budget
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SOURCE OF FUNDING: N/A

SPECIFIC EXPLANATION:
The Director of the Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an Ordinance amending Chapter 46 of the Houston Code of Ordinances ("Chapter 46") relating to School Vehicles.

ARA regulates private school vehicles pursuant to Chapter 46 of the Code of Ordinances. These are not traditional school buses. Instead these are small vans, typically accommodating only up to 15 passengers. Private school vehicle operators generally provide service to those who live within a two-mile radius of schools not serviced by school district buses. In the majority of cases, these private school vehicle operators provide a very valuable service to low-income households, filling a transportation gap that allows the children in these households to attend school regularly, at a very moderate cost of \$10 to \$20 per week per child. There are currently 119 active school bus vehicle permittees operating 183 vehicles within the Houston city limits.

On December 15, 2010, City Council approved Ordinance 2010-1016, authorizing cost of service fee increases to the majority of permits and licenses issued by the City of Houston, including school bus vehicle licenses.

Section 46-289 establishes the annual school vehicle license fee, which currently may be paid in two equal partial installments on September 1 and February 1 of the permit year. Until the December 2010 omnibus fee increases, school vehicle license fees had remained unchanged since 1995. Ordinance 2010-1016 authorized the school vehicle fee to be increased **from \$70 to \$200**. An administrative fee of \$25 per transaction was also authorized. As a result of the fee increase, Council offices and ARA have received dozens of phone calls and emails from school vehicle companies expressing their displeasure with the higher fees.

On August 15, 2011, at the request of several Council Members, ARA representatives met with a group of 11 school bus operators representing the Texas Association of Private Bus Owners. The bus operators explained that the dramatic fee increase presents a hardship to operators overall, and particularly at this time of year, when repairs and maintenance expenses are highest as the school year is about to begin and the vehicles are prepared to be put back into service. At that time ARA explained that the fee increase was driven by cost of service, so the fee itself could not be reduced. However, there are options to mitigate the impact on individual operators:

- 1) Operators may pay the fees in two equal installments to lessen the cash outlay.
- 2) Section 46-289 (d) of the Ordinance allows any licensee to request a refund for any portion of the license fee in excess of 2% of gross receipts. Specifically, the Ordinance states that within 90 days following the expiration of any license year (September 1 to August 31), a licensee who has kept a record of gross receipts may apply to the

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
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copy

Date: , 8/17/11	Subject: Approve an Ordinance Amending Chapter 46 of the Houston Code of Ordinances relating to School Vehicles	Originator's Initials TP	Page 2 of 2
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Director of ARA for a refund of any portion of his total fees paid for the previous license year that exceeds 2% of the licensee's gross receipts from the operation of all licensed school vehicles.

- 3) As the hardship appears to be primarily a cash flow issue, with Council approval the licensing period could be changed to November 1 to October 31 to move the cash outlay to late October instead of August.

The industry members present at the meeting agreed unanimously that changing the licensing period, and hence the payment due date for the license fees, would substantially relieve some of financial pressure being experienced by the school bus operators.

Recommendation:

Based on the foregoing, the Administration & Regulatory Affairs Department respectfully requests City Council's approval of the recommended revisions to Chapter 46 of the Code of Ordinances.

2011 AUG 19 10 52 AM

REDLINE

Sec. 46-289. Annual license fee.

(a) There is hereby assessed an annual fee which shall be payable by each licensee on or before ~~November~~September 1 of each year, provided that the director shall alternatively allow the fee to be paid in installments, with one half due by ~~November~~September 1 and the balance by the following February 1.

(b) The amount of the fee shall be equal to \$200.00 for each licensed school vehicle having a capacity of 15 or fewer passengers, \$90.00 for each licensed school vehicle having a capacity of at least 16 but not more than 59 passengers, and \$115.00 for each school vehicle having a greater capacity. Each of the foregoing capacities shall be computed as including the driver. There shall be no fee for replacement of a vehicle with another vehicle of equivalent capacity. In the event that a license is issued after March 1, or in the event that an additional vehicle is placed into service after March 1, then an amount equal to one-half of the foregoing fees shall be payable for the balance of the annual fee period.

(c) In the event that any licensee fails to pay the fee or any installment before the applicable due date, his license shall be suspended, and no school vehicle may be operated under the license. If the fee or installment is not paid by the thirtieth day following the due date, the license shall terminate and not thereafter be subject to renewal, provided that the former license holder may apply for a new license in the manner specified in this article.

(d) The fee imposed under this section is based upon an estimate of the fee allowed pursuant to section 502.003 of the Texas Transportation Code~~by Texas Revised Civil Statutes article 6698~~ in the amount of two percent of gross receipts. Any licensee who wishes to do so may keep a record of gross receipts in the manner prescribed by regulation of the director. Within 90 days following the expiration of any license year (~~November~~September 1 to ~~October~~August 31 of the following year) a licensee who has kept a record of gross receipts in the prescribed form may apply to the director for a refund of any portion of his total fees paid under this section for the previous license year that exceeds two percent of the licensee's gross receipts from the operation of all licensed school vehicles. The refund application shall be made on a form promulgated by the director. The application shall state the amount of refund requested and shall be accompanied by copies of records maintained by the licensee in the form approved by the director. The application as well as any supplementary material required by the director must be accompanied by an affidavit signed and sworn to by or on behalf of the licensee. The licensee shall state that the application (or supplement) and all attachments thereto are correct and complete and do not omit any material item, and that the licensee either: (i) has personal knowledge of each matter affirmed, or (ii) has conducted a thorough investigation into each matter affirmed. Upon receipt of a complete and timely application, together with any required supplements, and after examining and investigating same, the

REDLINE

director shall either:

- (1) Refund or credit to the account of the licensee the amount by which the total fees paid for the previous calendar year exceed two percent of the licensee's total gross receipts for the previous calendar year; or
- (2) Deny the refund. If the refund is denied, the director shall give written notice of the reason and, upon request, shall afford the licensee an informal hearing on the matter before a disinterested hearing official.

(e) The fees provided in this section are also made expressly applicable to school bus licenses issued by ordinance and shall apply in lieu of any other fees that may be stated in the license ordinance.

Sec. 46-290. Vehicle inspection.

(a) It shall be unlawful for any person holding a school vehicle license issued under this article or a school bus license issued by ordinance to drive or cause to be driven any school vehicle while in service for the transportation of any student, unless the vehicle has been inspected as required in this section or inspected and permitted by the Texas Department of Transportation.

(b) Each vehicle shall be inspected before it is initially placed into service and thereafter during ~~October~~ August of each year by the director at such location as the director may specify. The director shall approve the vehicle if he determines that:

- (1) The vehicle has current Texas registration and required Texas vehicle inspection stickers for both safety and air quality, if applicable;
- (2) That the vehicle is marked as provided in section 46-301 of this Code;
- (3) The vehicle is in generally sound working condition with no apparent safety-related defects and has a functioning speedometer and odometer;
- (4) The vehicle has a lap or lap/shoulder seat belt for the driver and for each passenger seating space to the extent required by state law; and

REDLINE

- (5) The vehicle has no seats that have been added in excess of the manufacturer's specifications.

(c) Upon the satisfactory completion of the inspection, the director shall issue and permanently affix a certification decal to the windshield of the vehicle. In any prosecution under this section, it shall be presumed that a vehicle has not been inspected as required in this section unless it has a current and valid certification decal affixed.

(d) Replacement certification decals shall only be provided upon reinspection of the vehicle.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance containing further corrections to Exhibit A of Ord. No. 2011-399, passed June 1, 2011, which corrected Exhibit A of Ord. No. 2011-388 (the redistricting ordinance)		Category #	Page 1 of 1	Agenda Item # 13
FROM (Department or other point of origin): Planning and Development Department		Origination Date August 8, 2011		Agenda Date AUG 24 2011
DIRECTOR'S SIGNATURE: <i>Marene F. Safick</i>		Council District affected: ALL		
For additional information contact: Nicole Smothers Phone: 713-837-7856		Date and identification of prior authorizing Council action: May 18, 2011, Ord. No. 2011-388 June 1, 2011, Ord. No. 2011-399		

RECOMMENDATION: (Summary)

That the City Council approve an ordinance amending Ordinance No. 2011-399, to correct errors in Exhibit A of that ordinance, the listing of voting precincts by City Council Districts.

Amount and Source of Funding:
N/A

Finance Budget:

SPECIFIC EXPLANATION:

On May 18, 2011, City Council passed Ordinance No. 2011-388 establishing the single-member districts from which District Council Members are elected, based on the 2010 federal census (the "2011 redistricting"). On June 1, 2011, City Council passed Ordinance No. 2011-399, amending Exhibit A of Ordinance No. 2011-388 to correct a scrivener's error in the listing of voting precincts (Precinct 0509 was listed in both Districts A and F, but is located in District F only).

In working with Harris County to confirm district boundaries and streets in preparation for the City's November 2011 General Election, the Planning and Development Department has identified several more errors in Exhibit A of Ordinance No. 2011-399, including the omission of unpopulated voting precincts from the list of precincts in certain City Council districts.

The proposed Ordinance corrects the errors and omissions found in Exhibit A of Ordinance No. 2011-399, and substitutes the attached corrected Exhibit A so that precincts comprising the single-member districts are correctly identified. **The corrections do not change the boundaries of the council districts (the redistricting plan) approved by City Council on May 18, 2011.** The corrected Exhibit A to this ordinance also denotes precincts that are split across city limits, and precincts that contain no population.

The errors corrected in this ordinance are as follows:

The following precincts were omitted from the City's list of voting precincts and are now correctly listed as indicated below:

District	Precincts
A	0082, 0370, 0602, 0616, 0688, 0691, 0709, 0768, 0803, 0875, 0879, 0800, 0881, 0882
B	0388, 0457, 0742
E	0655
I	0860

The following precincts were on the City's list of voting precincts but should not have been included because they are outside the City limits:

District	Precincts
A	0116
E	0700
J	0128

The following precinct was incorrectly listed as being in District K; it is now correctly listed in District A:
0074

All the affected precincts are unpopulated.

Copy: Marta Crinejo, Agenda Director's Office
Tracy Calabrese, Legal
Attachment

David Feldman, City Attorney
Anna Russell, City Secretary

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Exhibit A

City of Houston

May 2011 Voting Precincts by Council Districts

As approved by Ordinance No. 2011-388

and amended by Ordinance No. 2011-399 and Ordinance No. 2011-_____ for the City of Houston Nov. 8, 2011 General Election

A	0043	Harris
A	0049 **	Harris
A	0050 *	Harris
A	0056	Harris
A	0074 **	Harris
A	0082 **	Harris
A	0111 **	Harris
A	0112 **	Harris
A	0113 **	Harris
A	0114 **	Harris
A	0117	Harris
A	0119 **	Harris
A	0120	Harris
A	0121 **	Harris
A	0124 **	Harris
A	0125 **	Harris
A	0126 **	Harris
A	0143 **	Harris
A	0147	Harris
A	0149 **	Harris
A	0155 **	Harris
A	0165	Harris
A	0173 **	Harris
A	0179	Harris
A	0209	Harris
A	0244 **	Harris
A	0245 **	Harris
A	0260 **	Harris
A	0262	Harris
A	0263 **	Harris
A	0264	Harris
A	0299	Harris
A	0300 **	Harris
A	0305 **	Harris
A	0310	Harris

A	0314 **	Harris
A	0323	Harris
A	0330	Harris
A	0332	Harris
A	0364 *	Harris
A	0370 **	Harris
A	0383 *	Harris
A	0398 **	Harris
A	0407	Harris
A	0424	Harris
A	0442 **	Harris
A	0443 **	Harris
A	0444	Harris
A	0445	Harris
A	0446	Harris
A	0450	Harris
A	0451 **	Harris
A	0463 *	Harris
A	0467 **	Harris
A	0468 **	Harris
A	0477 **	Harris
A	0478 *	Harris
A	0479 **	Harris
A	0480 **	Harris
A	0481 *	Harris
A	0484 **	Harris
A	0485 **	Harris
A	0486 **	Harris
A	0495 **	Harris
A	0496 **	Harris
A	0498	Harris
A	0512 **	Harris
A	0513 **	Harris
A	0515 **	Harris
A	0516 *	Harris

*Precincts that are split across city limits are indicated by **

*Precincts that can contain no population are indicated by ***

City of Houston, May 2011 Voting Precincts by Council Districts

A	0517 **	Harris
A	0518 *	Harris
A	0519 **	Harris
A	0521 **	Harris
A	0523 **	Harris
A	0548 **	Harris
A	0551 **	Harris
A	0552 **	Harris
A	0553 **	Harris
A	0577	Harris
A	0589 *	Harris
A	0592 **	Harris
A	0593 *	Harris
A	0594 *	Harris
A	0597 *	Harris
A	0601 **	Harris
A	0602 **	Harris
A	0603 **	Harris
A	0610	Harris
A	0614 **	Harris
A	0615 **	Harris
A	0616 **	Harris
A	0617 **	Harris
A	0618 **	Harris
A	0621	Harris
A	0622 **	Harris
A	0623 **	Harris
A	0624 **	Harris
A	0628 *	Harris
A	0631 **	Harris
A	0639 **	Harris
A	0640 **	Harris
A	0641 **	Harris
A	0642 **	Harris
A	0643 *	Harris
A	0648 **	Harris
A	0650 **	Harris
A	0651 **	Harris
A	0661 **	Harris
A	0666	Harris

A	0667 **	Harris
A	0668 *	Harris
A	0669 **	Harris
A	0671 **	Harris
A	0672 **	Harris
A	0678	Harris
A	0688 **	Harris
A	0689 *	Harris
A	0690 **	Harris
A	0691 **	Harris
A	0694	Harris
A	0697 **	Harris
A	0701 **	Harris
A	0707	Harris
A	0709 **	Harris
A	0712 **	Harris
A	0713 **	Harris
A	0717 **	Harris
A	0720 *	Harris
A	0723 **	Harris
A	0734 **	Harris
A	0761	Harris
A	0768 **	Harris
A	0771 **	Harris
A	0800 **	Harris
A	0803 **	Harris
A	0804 **	Harris
A	0805 **	Harris
A	0809	Harris
A	0813 **	Harris
A	0823 *	Harris
A	0828 **	Harris
A	0841 **	Harris
A	0848	Harris
A	0859	Harris
A	0861 *	Harris
A	0868 **	Harris
A	0870	Harris
A	0873 **	Harris
A	0875 **	Harris

Precincts that are split across city limits are indicated by *
 Precincts that can contain no population are indicated by **

City of Houston, May 2011 Voting Precincts by Council Districts

A	0876 **	Harris
A	0877 **	Harris
A	0878 *	Harris
A	0879 **	Harris
A	0880 **	Harris
A	0881 **	Harris
A	0882 **	Harris
A	0884 **	Harris
B	0006 **	Harris
B	0007	Harris
B	0035 *	Harris
B	0041 **	Harris
B	0042	Harris
B	0045 **	Harris
B	0047	Harris
B	0048	Harris
B	0061 *	Harris
B	0083 *	Harris
B	0101 *	Harris
B	0104	Harris
B	0106 **	Harris
B	0108 **	Harris
B	0109 *	Harris
B	0110 *	Harris
B	0115	Harris
B	0138	Harris
B	0144	Harris
B	0145	Harris
B	0150	Harris
B	0151	Harris
B	0152 *	Harris
B	0157	Harris
B	0159	Harris
B	0160	Harris
B	0161	Harris
B	0168	Harris
B	0169	Harris
B	0185	Harris
B	0186	Harris
B	0197	Harris

B	0201	Harris
B	0202	Harris
B	0205	Harris
B	0230	Harris
B	0241 **	Harris
B	0246 **	Harris
B	0252	Harris
B	0253	Harris
B	0254 *	Harris
B	0259	Harris
B	0327	Harris
B	0334 *	Harris
B	0342 *	Harris
B	0358 *	Harris
B	0363 **	Harris
B	0365	Harris
B	0366 **	Harris
B	0371	Harris
B	0373	Harris
B	0388 **	Harris
B	0396	Harris
B	0397 **	Harris
B	0399 **	Harris
B	0401	Harris
B	0405 **	Harris
B	0406	Harris
B	0409 *	Harris
B	0410	Harris
B	0411 **	Harris
B	0412	Harris
B	0423 *	Harris
B	0449	Harris
B	0452 **	Harris
B	0454	Harris
B	0455	Harris
B	0457 **	Harris
B	0464 **	Harris
B	0465 *	Harris
B	0466 **	Harris
B	0482 **	Harris

Precincts that are split across city limits are indicated by *
 Precincts that can contain no population are indicated by **

City of Houston, May 2011 Voting Precincts by Council Districts

B	0494 *	Harris
B	0497 *	Harris
B	0500 **	Harris
B	0514 **	Harris
B	0520 **	Harris
B	0528	Harris
B	0550 *	Harris
B	0562	Harris
B	0571 *	Harris
B	0576	Harris
B	0580	Harris
B	0581	Harris
B	0582	Harris
B	0583	Harris
B	0584 *	Harris
B	0585	Harris
B	0586 **	Harris
B	0587 **	Harris
B	0588 **	Harris
B	0595 **	Harris
B	0596 **	Harris
B	0606	Harris
B	0611	Harris
B	0613 **	Harris
B	0629	Harris
B	0633 **	Harris
B	0634 **	Harris
B	0656 *	Harris
B	0657 **	Harris
B	0660 **	Harris
B	0698 **	Harris
B	0705 *	Harris
B	0714 *	Harris
B	0738 *	Harris
B	0742 **	Harris
B	0747 **	Harris
B	0757 *	Harris
B	0767	Harris
B	0784	Harris
B	0794 *	Harris

B	0799 **	Harris
B	0812	Harris
B	0817	Harris
B	0840 *	Harris
B	0843 **	Harris
B	0847 **	Harris
B	0851 **	Harris
B	0854	Harris
B	0864 **	Harris
B	0865	Harris
B	0866	Harris
B	0867	Harris
B	0874 **	Harris
B	0883 *	Harris
C	0008	Harris
C	0030	Harris
C	0032	Harris
C	0033	Harris
C	0034	Harris
C	0037	Harris
C	0038	Harris
C	0039	Harris
C	0040	Harris
C	0052	Harris
C	0053	Harris
C	0054	Harris
C	0055	Harris
C	0057	Harris
C	0058	Harris
C	0059	Harris
C	0060	Harris
C	0070	Harris
C	0071	Harris
C	0073	Harris
C	0075	Harris
C	0086	Harris
C	0123	Harris
C	0137	Harris
C	0139	Harris
C	0148	Harris

Precincts that are split across city limits are indicated by *
 Precincts that can contain no population are indicated by **

City of Houston, May 2011 Voting Precincts by Council Districts

C	0175	Harris
C	0176	Harris
C	0182 **	Harris
C	0189	Harris
C	0200	Harris
C	0204	Harris
C	0222	Harris
C	0232	Harris
C	0233	Harris
C	0270	Harris
C	0281	Harris
C	0304	Harris
C	0313	Harris
C	0315	Harris
C	0316	Harris
C	0317	Harris
C	0322	Harris
C	0324	Harris
C	0350	Harris
C	0360	Harris
C	0361	Harris
C	0403	Harris
C	0447	Harris
C	0448	Harris
C	0472	Harris
C	0501	Harris
C	0505	Harris
C	0578	Harris
C	0663	Harris
C	0685	Harris
C	0710	Harris
C	0741	Harris
C	0789	Harris
C	0802	Harris
C	0808	Harris
C	0819	Harris
C	0837	Harris
D	0020	Harris
D	0021	Harris
D	0024	Harris

D	0025	Harris
D	0031	Harris
D	0068	Harris
D	0076 *	Harris
D	0077	Harris
D	0085	Harris
D	0132	Harris
D	0136	Harris
D	0140	Harris
D	0156	Harris
D	0158	Harris
D	0180	Harris
D	0193	Harris
D	0194	Harris
D	0198	Harris
D	0210	Harris
D	0219	Harris
D	0228	Harris
D	0235	Harris
D	0236	Harris
D	0237	Harris
D	0238	Harris
D	0239	Harris
D	0240	Harris
D	0243	Harris
D	0247	Harris
D	0271	Harris
D	0276	Harris
D	0288	Harris
D	0294	Harris
D	0295	Harris
D	0336	Harris
D	0355	Harris
D	0389	Harris
D	0390	Harris
D	0392	Harris
D	0402 *	Harris
D	0417 *	Harris
D	0418	Harris
D	0422	Harris

*Precincts that are split across city limits are indicated by **
*Precincts that can contain no population are indicated by ***

City of Houston, May 2011 Voting Precincts by Council Districts

D	0475 *	Harris
D	0476 *	Harris
D	0536	Harris
D	0538	Harris
D	0540	Harris
D	0545 **	Harris
D	0564	Harris
D	0573	Harris
D	0607	Harris
D	0630 *	Harris
D	0632	Harris
D	0654 **	Harris
D	0774	Harris
D	0801	Harris
D	0822	Harris
D	0842 *	Harris
D	0849	Harris
D	0858	Harris
D	0863	Harris
E	0013 **	Harris
E	0081 **	Harris
E	0092	Harris
E	0097 **	Harris
E	0098	Harris
E	0102 **	Harris
E	0141 **	Harris
E	0162 **	Harris
E	0174 **	Harris
E	0181	Harris
E	0199	Harris
E	0220 **	Harris
E	0221	Harris
E	0266	Harris
E	0280	Harris
E	0289	Harris
E	0302 **	Harris
E	0306	Harris
E	0328	Harris
E	0329	Harris
E	0340 *	Harris

E	0346 **	Harris
E	0347 *	Harris
E	0349 **	Harris
E	0351 *	Harris
E	0354 **	Harris
E	0357	Harris
E	0368 **	Harris
E	0375 **	Harris
E	0380 *	Harris
E	0381 **	Harris
E	0382 **	Harris
E	0391 *	Harris
E	0393	Harris
E	0413 **	Harris
E	0416 *	Harris
E	0459	Harris
E	0460 **	Harris
E	0469	Harris
E	0473	Harris
E	0527 **	Harris
E	0563	Harris
E	0568	Harris
E	0590	Harris
E	0598 *	Harris
E	0599 *	Harris
E	0604 *	Harris
E	0605 **	Harris
E	0612	Harris
E	0635	Harris
E	0655 **	Harris
E	0658 **	Harris
E	0659 *	Harris
E	0670	Harris
E	0674 *	Harris
E	0699	Harris
E	0715	Harris
E	0718 *	Harris
E	0719 **	Harris
E	0721	Harris
E	0724	Harris

Precincts that are split across city limits are indicated by *
 Precincts that can contain no population are indicated by **

City of Houston, May 2011 Voting Precincts by Council Districts

E	0725 *	Harris
E	0728	Harris
E	0732	Harris
E	0740 **	Harris
E	0744	Harris
E	0745	Harris
E	0746	Harris
E	0748 *	Harris
E	0750 *	Harris
E	0755	Harris
E	0758	Harris
E	0760	Harris
E	0762	Harris
E	0763	Harris
E	0764 **	Harris
E	0776 **	Harris
E	0782 *	Harris
E	0790 **	Harris
E	0791 **	Harris
E	0793 *	Harris
E	0824 *	Harris
E	0827 **	Harris
E	0845	Harris
E	0872 *	Harris
E	0885 **	Harris
E	0037 *	Montgomery
E	0046 **	Montgomery
E	0082 *	Montgomery
F	3004 *	Fort Bend
F	3005 **	Fort Bend
F	3022 *	Fort Bend
F	3032 **	Fort Bend
F	3038 **	Fort Bend
F	3043 *	Fort Bend
F	3082 **	Fort Bend
F	3083 **	Fort Bend
F	3086 **	Fort Bend
F	3095 **	Fort Bend
F	3098 **	Fort Bend
F	3099 **	Fort Bend

F	3100 **	Fort Bend
F	3101 **	Fort Bend
F	3122 *	Fort Bend
F	3130 **	Fort Bend
F	3132 **	Fort Bend
F	3133 **	Fort Bend
F	3142 **	Fort Bend
F	3143 **	Fort Bend
F	3144 **	Fort Bend
F	4126 **	Fort Bend
F	0096	Harris
F	0282	Harris
F	0283	Harris
F	0298	Harris
F	0338 *	Harris
F	0362 **	Harris
F	0400 **	Harris
F	0428 *	Harris
F	0487	Harris
F	0488	Harris
F	0503	Harris
F	0507	Harris
F	0508	Harris
F	0509 *	Harris
F	0522 **	Harris
F	0524 **	Harris
F	0547 **	Harris
F	0556	Harris
F	0557	Harris
F	0558 *	Harris
F	0559	Harris
F	0566	Harris
F	0600 **	Harris
F	0620	Harris
F	0627 *	Harris
F	0644 **	Harris
F	0646 **	Harris
F	0647 *	Harris
F	0649	Harris
F	0686	Harris

Precincts that are split across city limits are indicated by *

Precincts that can contain no population are indicated by **

City of Houston, May 2011 Voting Precincts by Council Districts

F	0751 **	Harris
F	0765	Harris
F	0772 **	Harris
F	0773 *	Harris
F	0781	Harris
F	0807	Harris
F	0814 *	Harris
F	0839	Harris
G	0095	Harris
G	0118	Harris
G	0129	Harris
G	0130	Harris
G	0135	Harris
G	0177	Harris
G	0178	Harris
G	0217	Harris
G	0227	Harris
G	0234	Harris
G	0258	Harris
G	0265 *	Harris
G	0269	Harris
G	0274 *	Harris
G	0303	Harris
G	0309	Harris
G	0312 *	Harris
G	0356	Harris
G	0385	Harris
G	0395	Harris
G	0434	Harris
G	0435	Harris
G	0436	Harris
G	0437	Harris
G	0438	Harris
G	0439	Harris
G	0440 *	Harris
G	0461	Harris
G	0483	Harris
G	0491	Harris
G	0492	Harris
G	0493	Harris

G	0499	Harris
G	0504	Harris
G	0510	Harris
G	0569	Harris
G	0570	Harris
G	0572 *	Harris
G	0625	Harris
G	0626	Harris
G	0645	Harris
G	0684	Harris
G	0706	Harris
G	0711	Harris
G	0727	Harris
G	0730	Harris
H	0001	Harris
H	0002	Harris
H	0003	Harris
H	0004	Harris
H	0005	Harris
H	0009	Harris
H	0010	Harris
H	0011	Harris
H	0044	Harris
H	0046	Harris
H	0062	Harris
H	0078	Harris
H	0079	Harris
H	0105	Harris
H	0107	Harris
H	0122	Harris
H	0153	Harris
H	0166	Harris
H	0167	Harris
H	0171	Harris
H	0184	Harris
H	0187	Harris
H	0192	Harris
H	0195	Harris
H	0196	Harris
H	0206	Harris

Precincts that are split across city limits are indicated by *
 Precincts that can contain no population are indicated by **

City of Houston, May 2011 Voting Precincts by Council Districts

H	0207	Harris
H	0212	Harris
H	0261	Harris
H	0320 *	Harris
H	0321 *	Harris
H	0325	Harris
H	0326	Harris
H	0339	Harris
H	0341	Harris
H	0344	Harris
H	0367	Harris
H	0369	Harris
H	0408 *	Harris
H	0543	Harris
H	0544	Harris
H	0560	Harris
H	0574	Harris
H	0579	Harris
H	0608 *	Harris
H	0637	Harris
H	0675	Harris
H	0676	Harris
H	0677	Harris
H	0680	Harris
H	0681	Harris
H	0683	Harris
H	0702	Harris
H	0736	Harris
H	0754	Harris
H	0775	Harris
H	0778	Harris
H	0779 *	Harris
H	0780 *	Harris
H	0787	Harris
H	0795	Harris
H	0810	Harris
H	0811	Harris
H	0833	Harris
H	0844	Harris
H	0846	Harris

H	0852	Harris
H	0856	Harris
I	0016	Harris
I	0019	Harris
I	0023	Harris
I	0026	Harris
I	0027	Harris
I	0036	Harris
I	0064	Harris
I	0065	Harris
I	0066	Harris
I	0067	Harris
I	0069	Harris
I	0072	Harris
I	0080	Harris
I	0094	Harris
I	0134	Harris
I	0142	Harris
I	0154	Harris
I	0163 **	Harris
I	0164	Harris
I	0172	Harris
I	0203	Harris
I	0208 **	Harris
I	0211	Harris
I	0218	Harris
I	0226	Harris
I	0229 **	Harris
I	0231	Harris
I	0257	Harris
I	0275	Harris
I	0285	Harris
I	0308	Harris
I	0331	Harris
I	0343	Harris
I	0353 *	Harris
I	0374	Harris
I	0376 *	Harris
I	0379	Harris
I	0526	Harris

*Precincts that are split across city limits are indicated by **

*Precincts that can contain no population are indicated by ***

City of Houston, May 2011 Voting Precincts by Council Districts

I	0530	Harris
I	0749	Harris
I	0766	Harris
I	0797	Harris
I	0798	Harris
I	0806	Harris
I	0815	Harris
I	0816	Harris
I	0818	Harris
I	0820	Harris
I	0821	Harris
I	0825	Harris
I	0831	Harris
I	0850	Harris
I	0857 **	Harris
I	0860	Harris
I	0862	Harris
I	0871	Harris
J	0133 **	Harris
J	0215 **	Harris
J	0256	Harris
J	0272	Harris
J	0284	Harris
J	0296	Harris
J	0297	Harris
J	0311	Harris
J	0335	Harris
J	0345	Harris
J	0359	Harris
J	0421	Harris
J	0425	Harris
J	0426	Harris
J	0427	Harris
J	0429	Harris
J	0430	Harris
J	0431	Harris
J	0432	Harris
J	0433	Harris
J	0489	Harris
J	0539	Harris

J	0546	Harris
J	0555	Harris
J	0565	Harris
J	0567	Harris
J	0731	Harris
J	0788	Harris
J	0826	Harris
J	0829	Harris
J	0835	Harris
J	0836	Harris
K	1134 **	Fort Bend
K	2017	Fort Bend
K	2023	Fort Bend
K	2031	Fort Bend
K	2036	Fort Bend
K	2051 *	Fort Bend
K	2052	Fort Bend
K	2055	Fort Bend
K	2056	Fort Bend
K	2116	Fort Bend
K	2123	Fort Bend
K	0014	Harris
K	0017	Harris
K	0018	Harris
K	0022	Harris
K	0131 *	Harris
K	0146	Harris
K	0216	Harris
K	0223	Harris
K	0224	Harris
K	0255	Harris
K	0286	Harris
K	0287	Harris
K	0291	Harris
K	0292	Harris
K	0293	Harris
K	0318	Harris
K	0319	Harris
K	0337 *	Harris
K	0372	Harris

Precincts that are split across city limits are indicated by *
 Precincts that can contain no population are indicated by **

K	0384	Harris
K	0453	Harris
K	0458	Harris
K	0462 *	Harris
K	0490	Harris
K	0506 **	Harris
K	0525	Harris
K	0541	Harris
K	0542	Harris
K	0554	Harris
K	0638	Harris
K	0652	Harris
K	0693	Harris
K	0722	Harris
K	0830	Harris
K	0869	Harris

*Precincts that are split across city limits are indicated by **

*Precincts that can contain no population are indicated by ***

SUBJECT: Release of obsolete environmental remediation easement previously reserved at 812 Gillette Street.	Page 1 of 1	Agenda Item 14
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FROM (Department or other point of origin): Chief Development Officer	Origination Date	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE: 	Council District(s) affected: 1
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For additional information contact: Andrew F. Icken Phone: 832-393-1064 Gary Dzierlenga Phone: 832-393-6287 Will Whitehead Phone: 832-393-8062	Date and identification of prior authorizing Council action: Ordinance No. 2005-1088 dated 9/21/2005
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RECOMMENDATION: Authorize the release of a liquid and vapor recovery system easement located at 812 Gillette Street.

Amount and Source Of Funding: N/A	Finance Budget:
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SPECIFIC EXPLANATION:

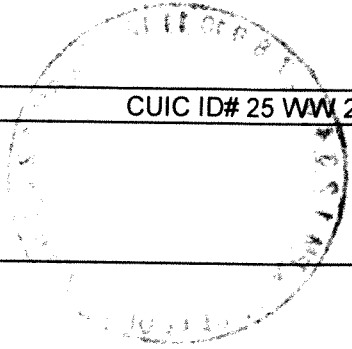
In July 2005 the City advertised a parcel of surplus property, SY5-039 located at 812 Gillette, for sale by sealed bid. The advertisement and bid documents indicated the property had an easement needed for ongoing environmental remediation of adjacent property and such easement would be released when the remediation project was complete. By Ordinance No. 2005-1088, City Council authorized the sale of the tract of land to Bellefontaine Stella Link, Ltd., and the sale was finalized in October of 2005. The conveyance deed reserved the easement around the Liquid and Vapor Recovery System in the northeast corner of the property. In 2006 the successful remediation project received a letter from the Texas Commission on Environmental Quality stating that no further corrective action is necessary at the Site. The remediation equipment was subsequently removed from the easement area. As the need for the easement no longer exists, the City Attorney has ruled that it is appropriate now to release the easement to the current owner of the underlying property in accordance with the bid documents.

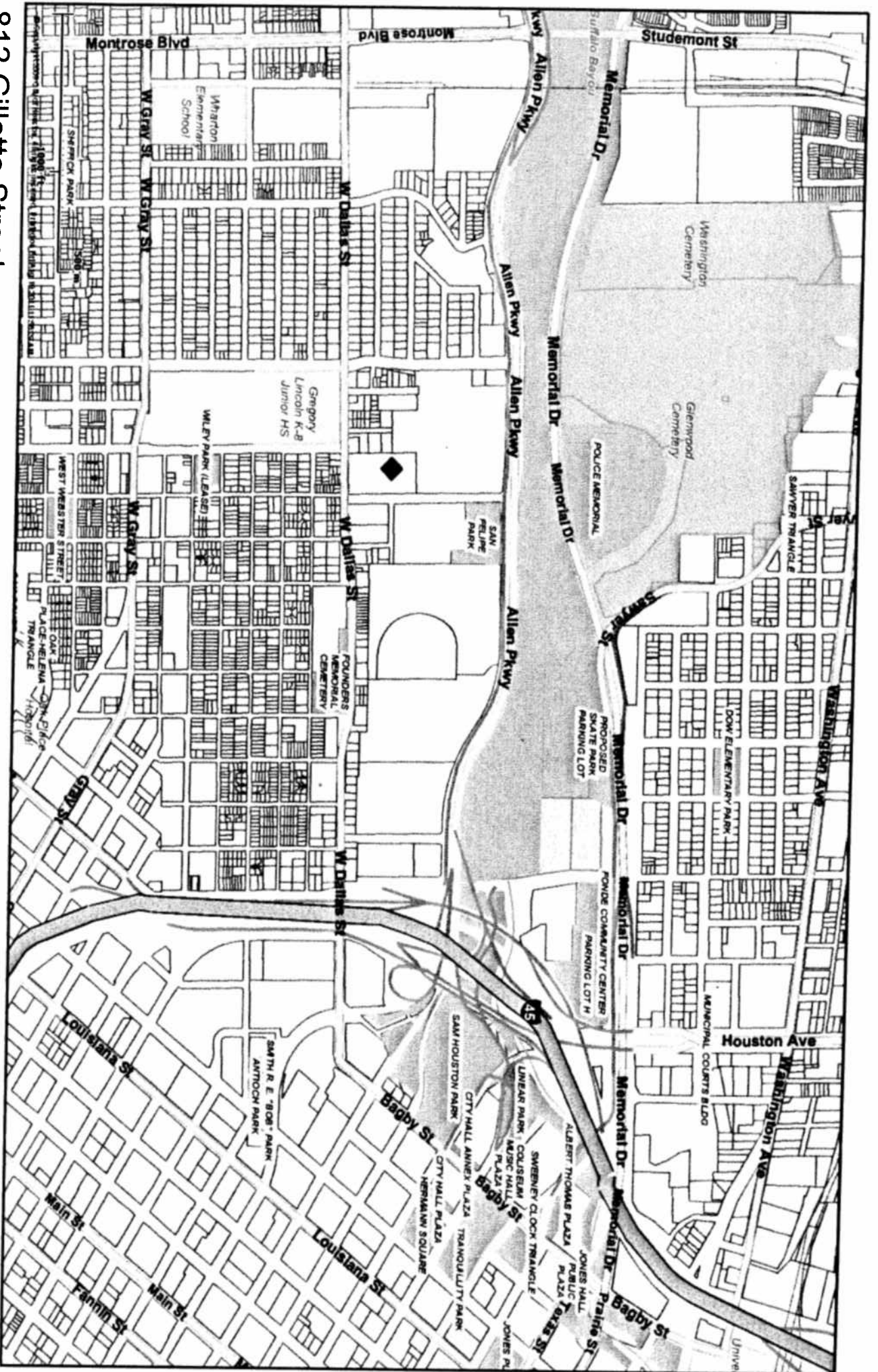
Therefore, the Administration recommends that City Council authorize the Mayor to execute and the City Secretary to attest a Release of Easement document to be filed in the Official Public Records of real property of Harris County, Texas.

SM:HB:JLN:WW:ww

REQUIRED AUTHORIZATION CUIC ID# 25 WW 21

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812 Gillette Street

Disclaimer:

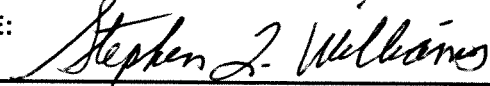
The map is only for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes and does not represent an on-the-ground survey and only represents the approximate relative location of property boundaries.



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance authorizing the first amendment to the contract between the City and The University of Houston to extend the term of the original agreement for two successive one-year renewals in consideration for the transfer of title to the Mobile Eye Institute (MEI).	Category # 9	Page 1 of 2	Agenda Item # 15
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FROM (Department or other point of origin): Houston Department of Health and Human Services	Origination Date 07/28/2011	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE: 	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 832-393-5045 ; 713-826-5801	Date and identification of prior authorizing Council action: 1-23-07; 2007-0102
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RECOMMENDATION: (Summary)
An ordinance authorizing the first amendment to the contract between the City and The University of Houston to extend the term of the original agreement for two successive one-year renewals in consideration for the transfer of title to the Mobile Eye Institute (MEI).

Amount of Funding: N/A	Finance Department:
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SOURCE OF FUNDING: [] General Fund [] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an ordinance authorizing the first amendment to a contract between the City and the University of Houston, on behalf of its College of Optometry (UHCO), to extend the term of the original agreement for two successive one-year renewals in consideration for the transfer of title to the Mobile Eye Institute (MEI). The initial lease agreement was effective February 8, 2007 and had a three year term with an option for two successive one year renewals.


Pursuant to the lease agreement, UHCO assumed all responsibility for maintenance, repair and upkeep of the MEI. The City has borne no financial obligations as a result the partnership. The amendment provides that the City of Houston transfer title of the vehicle to UHCO in exchange for continued provision of eye care services to the residents Houston for the useful life of the vehicle. In addition, UHCO will work with HDHHS to set up regular visits at City health centers, where eye care is unavailable. Also, MEI will be available in times of crisis to provide emergency eye care as part of the City crisis response.

The MEI is a 37.5 foot Airstream mobile medical specialty vehicle which was acquired by the City of Houston through a philanthropic donation following Hurricane Katrina. The vehicle is a fully functional ophthalmic dispensary for providing eye glasses and houses: 1) two fully equipped ophthalmic examination lanes, 2) diagnostic equipment for managing most ophthalmic diseases, and 3) lens fabrication equipment to produce simple eye glass prescriptions for most needs.

MEI has made over 223 trips in the service area, performed over 3,000 exams and manufactured 2,480 pairs of glasses. MEI efforts are directed to schools, federal qualified health centers and multi-service centers.


cc: Agenda Director
Legal Department
Finance Department

REQUIRED AUTHORIZATION

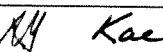

Finance Department: 	Other Authorization:	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Amendment No. 8 to Lease Agreement between the City of Houston and Aramco Associated Company – George Bush Intercontinental Airport/Houston (IAH).	Category #	Page 1 of 2	Agenda Item # 
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FROM (Department or other point of origin): Houston Airport System	Origination Date June 23, 2011	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE:  	Council District affected: B
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For additional information contact: Janet Schafer  Phone: 281/233-1796 	Date and identification of prior authorizing Council action: 05/13/80 (O) 80-948; 04/28/81 (O) 81-846; 07/27/82 (O) 82-1175; 07/22/86 (O) 86-1264; 09/06/89 (O) 89-1272; 12/19/90 (O) 90-1479; 02/16/94 (O) 94-161; 05/24/00 (O) 00-414; 08/11/04 (O) 04-846
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AMOUNT & SOURCE OF FUNDING: REVENUE: \$202,250.04 per year (\$16,854.17 monthly) 	Prior appropriations: N/A
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RECOMMENDATION: (Summary)
 Enact an ordinance approving and authorizing the execution of Amendment No. 8 to Lease Agreement between the City of Houston and Aramco Associated Company at George Bush Intercontinental Airport/Houston.

SPECIFIC EXPLANATION:

On May 13, 1980, the City approved lease agreement 20236 (Lease) with Qualitron Air Cargo, Inc. (QAC) for approximately 483,743 square feet of land (approximately 11.105 acres) (Premises) located at 16825 and 16875 John F. Kennedy Blvd., George Bush Intercontinental Airport/Houston (IAH). On April 28, 1981, the City approved Amendment No. 1 to permit QAC to increase the minimum capital investment and to extend the time for completion of improvements. On July 27, 1982, the City approved a lease assignment from QAC to Aramco Associated Company (Lessee). The assignment amended Exhibit "B" to correct an erroneous metes and bounds description, and provided that QAC would sublease a portion of the Premises from Lessee. Ordinance 82-1175 authorized the replacement of the terms and conditions of the Lease with the terms and conditions set forth in the Assignment and accompany exhibits, and which specifically provided that upon the expiration of the QAC's sublease, the use of the Premises by Lessee would no longer be that of a fixed based operator use but instead convert to use for general corporate hangar purposes only. On July 22, 1986, the City approved Amendment No. 2 to permit Lessee to sublease a portion of its Premises for the conduct of an interim air express handling business for a maximum of three years. On September 6, 1989, December 19, 1990, and February 16, 1994, City approved Amendment Nos. 3, 4, and 5 to permit Lessee to use its Premises for an air express handling business for additional periods, continuing through December 31, 1994. On May 24, 2000, the City approved Amendment No. 6 to set new rental rates. On August 11, 2004, the City approved Amendment No. 7 to extend the term of the lease in consideration of \$7,000,000.00 of additional improvements to the Premises. In accordance with the Lease, the department and Lessee are requesting new rental rates be set for years 31-40.

The pertinent terms and condition of Amendment No. 8 are as follows:

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
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Date June 23, 2011	Subject: Amendment No. 8 to Lease Agreement between the City of Houston and Aramco Associated Company – George Bush Intercontinental Airport/Houston (IAH).	Originator's Initials	Page 2 of 2
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1. **Leased Premises:** The leased premises remain unchanged, approximately 483,743 square feet (approximately 11.105 acres) of unimproved land (Leased Premises).
2. **Term:** The term will not change and will end on May 21, 2020, unless sooner terminated in accordance with the terms of the Lease.
3. **Use:** Corporate Base Operation, storage and maintenance of Lessee's aircraft.
4. **Rent:** Based on appraisal, rent for years 31 through 35 will be \$202,250.04 annually (\$16,854.17 monthly). On May 22, 2015, rent for years 36 through 40 will increase by fifteen percent.
6. **Insurance:** Lessee shall provide the required insurance in the limits as stated in the amendment.

All other terms and conditions of the Lease will remain in full force and effect.



REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Approval of an ordinance to annex additional territory into Tax Increment Reinvestment Zone Number Ten (Lake Houston Zone).

Category #

Page
1 of 1

Agenda Item#

17

FROM: (Department or other point of origin):

Origination Date

Agenda Date

AUG 24 2011

Andrew F. Icken
Chief Development Officer

DIRECTOR'S SIGNATURE:

Council Districts affected:

E

For additional information contact:

Ralph De Leon
Tim Douglass

Phone: (713) 837-9573
Phone: (713) 837-9857

Date and identification of prior authorizing Council Action:

Ord. 1997-1589, 12/17/97, Ord. 1999-0387, 04/21/99, Ord. 1999-0853, 08/11/99, Ord. 1999-0854, 08/11/99, Res. 2003-0010, 05/07/03, Ord. 2008-0337, 04/23/08

RECOMMENDATION: (Summary)

That City Council adopt an Ordinance approving an annexation of additional territory into Tax Increment Reinvestment Zone Ten (Lake Houston Zone).

Amount of Funding: No Funding Required

Finance Budget:

SOURCE OF FUNDING:

General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone) was created by Ordinance 1997-1589, adopted by City Council on December 17, 1997. City Council approved a Project Plan and Reinvestment Zone Financing Plan ("Plan") for the Zone by Ordinance 1999-0387, on April 21, 1999. Subsequently by Ordinance 1999-0854, on August 11, 1999 City Council adopted an Amended Plan and by Ordinance 1999-0853, approved a boundary enlargement for the Zone. By Resolution 2008-0337, approved on May 7, 2003, City Council created the Lake Houston Redevelopment Authority to help implement the Plan. On April 23, 2008, by Ordinance 2008-0337, City Council approved a Second Amended Plan.

It is recommended that approximately 953.5 acres be annexed into the Zone. The proposed annexation consists primarily of vacant land and unimproved public rights-of-way. Conditions within the proposed annexation could be characterized as areas which include a predominance of inadequate sidewalk and street layout, faulty lot layout in relation to accessibility and usefulness, and conditions that endanger life and property.

The proposed expansion of the TIRZ would allow the TIRZ to provide the tools necessary to reposition vacant land into commercial and residential uses through the funding of the design and construction of water, wastewater, drainage facilities, and public safety facilities.

cc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
Dave Feldman, City Attorney
Deborah McAbee, Senior Assistant City Attorney

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

Kelly D...
Finance 08/29/08

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

This description comprises of the following eleven tracts of land (Tract 1 through Tract 11) that are included.

TRACT 1

BEING a tract of land situated in the Harris County and Montgomery County, Texas and being more particularly described as follows:

(TRACT 1A-MONTGOMERY COUNTY, TEXAS)

953.3 ACRES

OUT OF

THE WILLIAM MASSEY SURVEY, ABSTRACT NO. 342,
THE MARY OWENS SURVEY, ABSTRACT NO. 405,
AND THE WILLIAM BIRCH SURVEY, ABSTRACT NO. 74,
MONTGOMERY COUNTY, TEXAS

Being 953.3 acres of land located in the William Massey Survey, Abstract No. 342, the Mary Owens Survey, Abstract No. 405 and the William Birch Survey, Abstract No. 74 situated in Montgomery County, Texas; said 953.3 acres being more particularly described by metes and bounds as follows, with all bearings referenced to the Texas State Plane Coordinate System, South Central Zone, NAD 83 (CORR, EPOCH 2002.00); all distances and coordinates are surface and may be converted to grid by multiplying by a combined adjustment factor of 0.999942565:

Beginning (N 13,956,808.19; E 3,150,591.87) at the northwest corner of a called 1.283 acre tract conveyed to Montgomery County Municipal District No. 48 as described in Montgomery County Clerk File Number (M.C.C.F. No.) 8400835 and being the called northwest corner of the William Massey Survey, Abstract No. 342, the northwest of the beginning point of Parcel "A" as described in the City of Houston Ordinance No. 95-1211 (Ordinance Annexing to the City of Houston, Texas), and the northwest corner of a called 676.80 acre tract described as Tract 2 of the boundary of the Montgomery County Municipal Utility District No. 48 as recorded under M.C.C.F. No. 8931957.

Thence, **North 87°58'55" East**, along the north line of the William Massey Survey, Abstract No. 342, pass at a distance of a distance of 250.02 feet a found 5/8-inch iron rod for the northeast corner of said called 1.283 acre tract and the northwest corner of a called 35.980 acre tract conveyed to Biltmore a found 2-1/2-inch iron pipe for the northwest corner of a called 10.706 acre tract Limited as recorded under M.C.C.F. No. 99063327, and continuing for a total distance of **751.87** feet to conveyed to Montgomery County Municipal District No. 48 as described in M.C.C.F. No. 8455148 for an angle point;

Thence, **North 88°02'59" East**, a distance of **1349.34** feet continuing along the north line of the William Massey Survey, Abstract No. 342, the said called 10.706 acre tract, and the said called Tract 2, to a found 4-inch by 4-inch concrete monument for an angle point;

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

Thence, **North 87°25'32" East**, a distance of **1955.93** feet continuing along the north line of the William Massey Survey, Abstract No. 342, the said called 10.706 acre, and the said called Tract 2, for the northeast corner of the William Massey Survey, Abstract No. 342 and being in the west line of the Mary Owens Survey, Abstract No. 405 to a point for corner;

Thence, **North 01°06'17" West**, a distance of **63.38** feet continuing along the west line of the Mary Owens Survey, Abstract No. 405, the north line of said called 10.706 acre, and the north line of said called Tract 2 to a found 1-inch iron rod for corner;

Thence, **North 88°59'21" East**, pass at a distance of 673.12 feet the northeast corner of said called 10.706 acre tract, and continuing for a total distance of **953.27** feet to a point within the northwest right-of-way line of U.S. Highway No. 59, from which a found concrete monument bears North 12°30'53" East, a distance of 344.50 feet (said monument shown on Texas Department of Transportation Map Control No. 0177, Section No. 5, Job No. 100 Sheet 14 as prepared by Halff Associates, Inc. and station as 793+01.54, 187.57 right of the Baseline of U.S. Highway No. 59);

Thence, **South 12°30'53" West**, a distance of **1514.48** feet to a point at a non-tangent curve to the right, and being the north corner of a called 0.051 acre tract in a "Judgment of Court in Absence of Object" condemnation proceeding deed as recorded under M.C.C.F. No. 2005-122961 ;

Thence, along the northwest right-of-way line of U.S. Highway No. 59 and said curve to the right, having a **radius distance of 1876.86** feet, along an **arc length of 164.06** feet, with a **central angle of 05°00'30"** and whose **chord bearing and distance bears South 10°18'33" West, 164.01** feet to a point of tangency;

Thence, **South 12°48'48" West**, continuing along the northwest right-of-way line of U.S. Highway No. 59, pass at a distance of 1109.69 feet a found TXDOT aluminum disk for the north curve return at the intersection of the north right-of-way line of Forest Center Drive, pass at a distance of 1231.41 feet to a found TXDOT aluminum disk for at the intersection of the south right-of-way line of Forest Center Drive, pass at a distance of 2085.14 feet a found TXDOT aluminum disk at the intersection of the east line of the William Massey Survey, Abstract No. 342 and the west line of the Mary Owens Survey, Abstract No. 405, pass at a distance of 2842.38 feet to a found TXDOT aluminum disk, and continuing for a total distance of **3517.52** feet to a point at the intersection of the north right-of-way line of Kellington Drive and the northwest right-of-way line of U.S. Highway No. 59;

Thence, **South 12°00'36" West**, a distance of **142.47** feet to point marking the intersection of the south right-of-way line of Kellington Drive and the northwest right-of-way line of U.S. Highway No. 59;

Thence, **South 12°48'48" West**, a distance of **135.78** feet continuing along the northwest right-of-way line of U.S. Highway No. 59 for an angle point;

Thence, **South 24°05'55" West**, a distance of **62.26** feet continuing along the northwest right-of-way line of U.S. Highway No. 59 for an angle point;

Thence, **South 12°47'17" West**, a distance of **400.01** feet continuing along the northwest right-of-way line of U.S. Highway No. 59 for an angle point;

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

Thence, **South 01°28'38" West**, a distance of **50.90** feet continuing along the northwest right-of-way line of U.S. Highway No. 59 for an angle point;

Thence, **South 12°48'48" West**, a distance of **247.21** feet continuing along the northwest right-of-way line of U.S. Highway No. 59 to a point for angle point;

Thence, **South 10°02'39" West**, a distance of **812.34** feet in the right-of-way of U.S. Highway 59 to a point;

Thence, **North 80°39'30" West**, a distance of **753.35** feet to a found 5/8-inch iron rod with cap stamped "Survcon Inc" for the northeast corner, in the north right-of-way line, of the dedication of Kingwood Drive, 120 feet width at that point, as platted per Kingwood Place Section Twelve Subdivision recorded under Cabinet D, Sheet 91-B of the Montgomery County Map Records;

Thence, **South 09°20'30" West**, a distance of **120.00** feet to a point for the southeast corner, in the south right-of-way line, of the dedication of Kingwood Drive, 120 feet width at that point, as platted per Kingwood Place Section Twelve Subdivision;

Thence, **South 80°39'30" East**, a distance of **751.87** feet to a point for corner within the northwest right-of-way line of U.S. Highway No. 59;

Thence, **South 10°02'39" West**, a distance of **915.33** feet continuing within the northwest right-of-way line of U.S. Highway No. 59 to a found 3/4-inch iron rod for an angle point;

Thence, **South 09°20'14" West**, continuing along the northwest right-of-way line of U.S. Highway No. 59, pass at a distance of 985.82 feet a found 5/8-inch iron rod with cap stamped "LJA" at the intersection of the north right-of-way line of Bentford Drive, for a total distance of **1165.82** feet to a found 5/8-inch iron rod with cap stamped "LJA" at the intersection of the south right-of-way line of Bentford Drive for an angle point;

Thence, **South 10°47'08" West**, continuing along the northwest right-of-way line of U.S. Highway No. 59, a distance of **435.17** feet for an angle point;

Thence, **South 09°21'48" West**, continuing along the northwest right-of-way line of U.S. Highway No. 59, pass at a distance of 2142.56 a found TXDOT aluminum disk and continuing for a total distance of **2427.33** feet to a point for corner;

Thence, **South 82°29'19" East**, continuing along the northwest right-of-way line of U.S. Highway No. 59, a distance of **4.00** feet to a found 5/8-inch iron rod with cap stamped "TEAM" to a point for corner;

Thence, **South 09°21'48" West**, continuing along the northwest right-of-way line of U.S. Highway No. 59, a distance of **178.27** feet to a point in the Montgomery and Harris County line as shown on Texas Department of Transportation Map State Control Map No. 0177-07-082 as prepared by Espey, Huston & Associates;

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

Thence, **South 45°12'19" West**, a distance of **1802.90** feet along the Montgomery and Harris County line to a point in the west right-of-way line of Sorters Road (variable width as the west right-of-way line described under Volume 1126, Page 362 of the Montgomery County Deed Records;

Thence, **North 11°15'12" West**, a distance of **391.36** feet along the west right-of-way line of Sorters Road for an angle point;

Thence, **North 04°22'03" West**, a distance of **294.02** feet continuing along the west right-of-way line of Sorters Road for an angle point;

Thence, **North 25°06'33" West**, a distance of **512.34** feet continuing along the west right-of-way line of Sorters Road to a found 5/8-inch iron rod for an angle point for the southeast corner of a called 1.0953 acre tract as described in M.C.C.F. No. 8927318;

Thence, **North 20°57'20" West**, continuing along the west right-of-way line of said Sorters Road and the east line of said called 1.0953 acre tract, pass at a distance of 149.01 feet (called distance 153.74 feet) and continuing for a total distance of **1016.45** feet continuing along the west right-of-way line of Sorters Road to a found 5/8-inch iron rod for the northeast corner of a called 25.6913 acre tract conveyed to River of God Church International, Inc. as recorded under M.C.C.F. No. 2001-0800805 and the southeast corner of a called 40.000 acre tract conveyed to Soldiers of the Cross Church as recorded under M.C.C.F. No. 2002-127810;

Thence, **North 20°37'57" West**, a distance of **775.13** feet continuing along the west right-of-way line of Sorters Road and the east line of said called 40.000 acre tract to a found 5/8-inch iron rod with cap for an angle point;

Thence, **North 02°43'44" West**, continuing along the west right-of-way line of Sorters Road pass at a distance of 574.95 feet a found 5/8-inch iron rod for the northeast corner of said called 40.000 acre tract and continuing for a total distance of **855.04** feet to a found 5/8-inch iron rod for the southeast corner of a called 85.472 acre tract as conveyed to Daniel Roberts Liles as recorded under M.C.C.F. No. 9311358 for an angle point;

Thence, **North 02°14'28" West**, continuing along the west right-of-way line of Sorters Road, pass at a distance of 2300.42 feet for the southeast corner of Tract 1 of the District Boundary of Montgomery County Municipal Utility District No. 48 as recorded under M.C.C.F. No. 8931957 and the southeast corner of 59.054 acre tract Exhibit B-Parcel 1 as conveyed to North Harris County College as recorded under M.C.C.F. No. 8254635, from which a found concrete monument bears North 80°46' East, a distance of 2.25 feet, and continuing for a total distance of **4281.07** feet to a found 5/8-inch iron rod with cap stamped "GS" cap for the northeast corner of Exhibit B-Parcel 1 and the north southeast corner of a called 141.899 acre Exhibit B-Parcel 2 of said North Harris County College tract for an angle point;

Thence, **North 02°18'12" West**, a distance of **121.19** feet continuing along the west right-of-way line of Sorters Road and the east line of the said called 141.899 acre tract to a point for corner;

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

Thence, **North 87°24'28" East**, departing the west right-of-way line of Sorters Road, pass at a distance of 90.00 feet the east right-of-way line of Sorter Road (additional 30 feet dedicated by Replat of Kingwood Place Section Fourteen as recorded under Cabinet E, Sheet 94-B of the Montgomery County Map Records) and continuing for a total distance of **448.12** feet to a point of curvature to the left;

Thence, said curve to the left, having a **radius distance of 340.00 feet**, along an **arc length of 0.17 feet**, with a **central angle of 00°01'43"** and whose **chord bearing and distance bears North 87°23'38" East, 0.17 feet** to a point for the southwest corner of Unrestricted Reserve "L" of Replat of Kingwood Place Section Fourteen;

Thence, **North 02°15'53" West**, a distance of **988.52** feet along the west line of said Unrestricted Reserve "L" to a found concrete monument and the northwest corner of said Unrestricted Reserve "L" and along the north line of a called 4.542 acre tract conveyed to Kellington Investments Limited as recorded under M.C.C.F. No. 99003653;

Thence, **South 88°03'09" West**, a distance of **387.14** feet along the south line of said 4.542 acre tract to a found 5/8-inch iron rod in the east right-of-way line of Sorters Road for the southwest corner of said called 4.542 acre tract;

Thence, **North 02°19'28" West**, along the east right-of-way line of Sorters Road, pass at a distance of 277.61 feet a found 5/8-inch iron rod for the northwest corner of said called 4.542 acre tract and the southwest corner of a called 14.933 acre tract as conveyed to Bitlmore Limited recorded under M.C.C.F. No. 99063327, and continuing for a total distance of **1542.24** feet to a found 5/8-inch iron rod for corner of a 30 foot additional right-of-way dedication widening of Sorters Road as shown on the Replat of Kingwood Place Section Fourteen Subdivision map and the northwest corner of said called 14.933 acre tract.

Thence, **North 87°40'32" East**, a distance of **40.00** feet along the additional right-of-way dedicated widening of Sorters Road and the north line of said called 14.933 acre tract to a point for the southwest corner of said Unrestricted Reserve "B" of said Replat of Kingwood Place Section Fourteen Subdivision;

Thence, **North 47°19'28" West**, a distance of **14.14** feet to for an angle point along the 30 foot additional right-of-way dedication widening of Sorters Road and the west line of said Unrestricted Reserve "B" for an angle point;

Thence, **North 02°19'28" West**, a distance of **1115.02** feet along the east line of Sorters Road and the west line of said Unrestricted Reserve "B" for a point of curvature to the right;

Thence, along said curve to the right, having a **radius distance of 25.00 feet**, along an **arc length of 39.26 feet**, with a **central angle of 89°58'51"** and whose **chord bearing and distance bears North 42°39'58" East, 35.35 feet** to a found 3/4-inch iron rod in the south right-of-way line of Northpark Drive;

Thence, **South 87°39'23" West**, a distance of **54.99** feet to a found 5/8-inch iron rod at the intersection of the east right-of-way line of Sorter Road and the south right-of-way line of Northpark Drive;

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

Thence, **North 02°19'28" West**, along the east right-of-way line of Sorters Road pass at a distance of 120.29 feet a found 5/8-inch iron rod at the north right-of-way line of Northpark Drive and being the southwest corner of said called 35.980 acre, and for a total distance of **261.91** feet to a found 5/8-inch iron rod for an angle point;

Thence, **North 08°44'11" West**, partially along the east right-of-way line of Sorters Road pass at a distance of 242.53 feet to a found 5/8-inch iron rod for a corner of said called 35.980 acre tract and the southwest corner of a 0.829 acre tract (called Access Road) conveyed to Montgomery County Municipal District No. 48 as described in Montgomery County Clerk File Number (M.C.C.F. No.) 8400835, and continuing for a total distance of **312.50** feet for an angle point in the William Birch Survey, Abstract No. 74 and the William Massey Survey, Abstract No. 342;

Thence, **North 02°38'49" West**, along the common line of the William Birch Survey, Abstract No. 74 and the William Massey Survey, Abstract No. 342 and the west line of said called 0.829 acre tract a distance of **755.68** feet to the POINT OF BEGINNING and containing 953.3 acres of land.

(TRACT 1B-HARRIS COUNTY, TEXAS)

16.8 ACRES
OUT OF
THE WILLIAM MASSEY SURVEY, ABSTRACT NO. 537,
AND THE MARY OWENS SURVEY, ABSTRACT NO. 611
HARRIS COUNTY, TEXAS

Being 16.8 acres of land located in the William Massey Survey, Abstract No. 537 and the Mary Owens Survey, Abstract No. 611 situated in Harris County, Texas; said 16.8 acres being more particularly described by metes and bounds as follows, with all bearings referenced to the Texas State Plane Coordinate System, South Central Zone, NAD 83 (CORS, EPOCH 2002.00); all distances and coordinates are surface and may be converted to grid by multiplying by a combined adjustment factor of 0.999942565:

Beginning (N 13,944,999.60; E 3,153,217.43) a point at the intersection of the northwest right-of-way line of U.S. Highway 59 (variable width) and the Montgomery and Harris County Line, from which a found 5/8-inch iron rod with cap stamped "TEAM" and being the northwest corner of a called 0.0443 of one acre tract (called Parcel 751 Part 2) conveyed to the State of Texas as recorded under Harris County Clerk File No. T226418 bears **North 09°21'48" West**, a distance of 178.27 feet;

Thence, **South 09°21'48" West**, along the northwest right-of-way line of U.S. Highway No. 59, a distance of **271.81** feet to a found 5/8-inch iron rod with cap stamped "TEAM" to a point for corner;

Thence, **North 82°29'19" West**, continuing along the northwest right-of-way line of U.S. Highway No. 59, a distance of **4.00** feet to a point for corner;

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

Thence, **South 09°21'48" West**, continuing along the northwest right-of-way line of U.S. Highway No. 59, a distance of **215.70 feet** to a found 5/8-inch iron rod with cap stamped "Survcon" for a non-tangent curve to the right;

Thence, continuing with the northwest right-of-way line of U.S. Highway No. 59 and said curve to the right, having a **radius distance of 2850.00 feet**, along an **arc length of 594.76 feet**, with a **central angle of 11°57'25"** and whose **chord bearing and distance bears South 19°03'37" West, 593.68 feet** to a point;

Thence, **South 37°19'47" West**, continuing along the northwest right-of-way line of U.S. Highway No. 59, a distance of **309.31 feet** to a found 5/8-inch iron rod for a point of curvature to the left;

Thence, partially along the northwest right-of-way line of U.S. Highway No. 59 and with said curve to the left, having a **radius distance of 172.50 feet**, along an **arc length of 154.58 feet**, with a **central angle of 51°20'33"** and whose **chord bearing and distance bears South 11°39'30" West, 149.46 feet** to a point intersection at the transitioning line of northwest right-of-line of U.S. Highway No. 59 the variable width of the south right-of-way of McClellan Road;

Thence, **North 81°08'19" West**, a distance of **56.63 feet** along the transition right-of-way line of U.S. Highway No. 59 and the south right-of-way of McClellan Road to a point for corner at the northeast corner of a 10 foot street dedication of McClellan Road as dedicated per Sajjad Pasha Subdivision as recorded under Film Code No. 585137 of the Harris County Map Records;

Thence, **South 01°41'07" East**, a distance of **10.25 feet** along the dedicated south right-of-way line of McClellan Road to a point for the northeast corner of Reserve "A", Block 1 of said Sajjad Pasha Subdivision;

Thence, **North 78°51'03" West**, a distance of **103.40 feet** continuing along the south right-of-way line of McClellan Road and the north line of said Reserve "A" to an angle point;

Thence, **South 87°36'48" West**, a distance of **116.65 feet** continuing along the south right-of-way line of McClellan Road and the north line of said Reserve "A" to a point for corner;

Thence, **North 02°23'12" West**, a distance **10.00 feet** continuing along the south right-of-way line of McClellan Road to a found 5/8-inch iron rod for corner;

Thence, **South 87°36'48" West**, continuing along the south right-of-way line of McClelland Road, pass at a distance of 189.93 feet a found 1-inch iron pipe for the east right-of-way line of Savell Road, pass at a distance of 249.36 feet a found 5/8-inch iron rod for the west right-of-way line of Savell Road, and continuing for a total distance of **478.99 feet** for an angle point of the intersection of the south right-of-way of McClelland Road and the west right-of-way line of Sorters Road;

Thence, **North 11°15'12" West**, along the west right-of-way line of Sorters Road, pass at a distance of 62.86 feet a found 5/8-inch iron rod and continuing for a total distance of **163.16 feet** to point intersecting the Montgomery and Harris County Line;

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

Thence, **North 45°12'19" East**, along the Montgomery and Harris County Line, a distance of **1802.90 feet** to the POINT OF BEGINNING and containing 16.8 acres of land.

(TRACT 1A AND TRACT 1B = TOTAL 970.1 ACRES)

TRACT 2

BEING a tract of land situated in the City of Houston, Harris County, Texas and being particularly described as follows:

FAWN TRACE DRIVE

Fawn Trace Drive, being a 50-foot wide public utility easement and storm sewer easement and private street, extending approximately 205 feet from the north line of Hamblen Road to the south line of Majestic Falls Drive, as shown on the plat of Deer Ridge Estates Section One Partial Replat and Extension, recorded at Film Code 391122 in the Harris County Map Records, and connecting Tract 10 Parcel 1 to Tract 10 Parcel 2, both parcels as described in City of Houston Ordinance Number 97-1589.

TRACT 3

BEING a tract of land situated in the City of Houston, Harris County, Texas and being particularly described as follows:

HAMBLEN ROAD

A portion of Hamblen Road, being an 80 foot wide right-of-way, extending approximately 411 feet from the most westerly line of the Hamblen Road Abandonment as described in deed recorded under County Clerk's File Number D879471 of the Harris County Official public Records of Real Property, connecting Tract 9A as described in City of Houston Ordinance Number 97-1589 to Tract 8 as described in City of Houston Ordinance Number 1999-853.

TRACT 4

BEING a tract of land situated in the City of Houston, Harris County, Texas and being particularly described as follows:

COTSWOLD BOULEVARD

A portion of Cotswold Boulevard, being a 100-foot wide private permanent access easement, public utility easement and storm sewer easement, as shown on the plat of Kingwood Lakes South Section One recorded at Film Code 458044 of the Harris County Map Records, said portion extending approximately 220 feet from the easterly line of a called 82.81 acre tract described as Tract 1 Kingwood Lakes South

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

Tract "A" to the westerly line of a called 113.433 acre tract described as Tract 1 Kingwood Lakes South Tract "B" in City of Houston Ordinance Number 1999-853.

TRACT 5

BEING a tract of land situated in the City of Houston, Harris County, Texas and being particularly described as follows:

PART OF RESTRICTED RESERVE "F", KINGS CROSSING SECTION TWENTY

A 50-foot wide strip of land approximately 540 feet long out of Restricted Reserve "F" of Kings Crossing Section Twenty, according to the plat thereof recorded at Film Code 359141 of the Harris County Map Records, extending from the southwest corner of said Restricted Reserve "F" to the most southerly interior corner on the north line of said Restricted Reserve "F", connecting Tract 8 to Tract 15, both tracts as described in City of Houston Ordinance Number 97-1589.

TRACT 6

BEING a tract of land situated in the City of Houston, Harris County, Texas and being particularly described as follows:

PART OF HIGH VALLEY DRIVE

A portion of High Valley drive, being a 60-foot wide right-of-way as reflected on the plat of Kings Point village Section Seven, recorded at Film Code 352116 of the Harris County Map Records, extending approximately 1800 feet from the southeasterly line of Blocks 1 and 2 of Kings Point Village Section Eight, as recorded at Film Code 353097 of the Harris County Map Records to the northwesterly line of Block 1 of said Kings Point Village Section Seven, connecting Tract 6, Parcel 1 as described in City of Houston Ordinance Number 97-1589 to Tract 6, Parcel 2 and Tract 7 as described in City of Houston Ordinance Number 97-1589.

TRACT 7

BEING a tract of land situated in the City of Houston, Harris County, Texas and being particularly described as follows:

PART OF MILLS BRANCH DRIVE

A portion of Mills Branch Drive, a variable width right-of-way, extending approximately 1880 feet southeasterly from the most northerly corner of North Kingwood Forest, as recorded at Film Code 510044 of the Harris County Map Records, to the southeasterly right-of-way line of West Lake Houston Parkway, the northwesterly portion of this strip connecting Tract 1 as described in City of Houston

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

Ordinance Number 97-1589 to Tract 2 as described in City of Houston Ordinance Number 1999-853.

TRACT 8

BEING a tract of land situated in Montgomery County, Texas and being particularly described as follows:

PART OF U.S. HIGHWAY 59 AND KINGWOOD DRIVE

A portion of U.S. Highway 59 and Kingwood Drive, being a 120-foot wide strip approximately 4300 feet long extending from the intersection of Kingwood Drive and the Harris and Montgomery County line westerly to the intersection of the west right-of-way line of U.S. Highway 59 and Kingwood Drive as dedicated per Kingwood Place Section Twelve Subdivision.

TRACT 9

BEING a tract of land situated in the City of Houston, Harris County, Texas and being particularly described as follows:

KINGWOOD DRIVE

A portion of Kingwood Drive, a variable width right-of-way, extending approximately 29,800 feet from the intersection of Kingwood Drive and the Harris and Montgomery County Line easterly across Woodland Hills Drive and West Lake Houston Parkway to the northeasterly line of Forest Garden Drive and connecting to Tract 7 as described in City of Houston Ordinance Number 1999-853.

TRACT 10

BEING a tract of land situated in the City of Houston, Harris County, Texas and being particularly described as follows:

PORTION OF A DRAINAGE EASEMENT ORIGINALLY DEDICATED TO HARRIS COUNTY MUD 4

A portion of a Drainage Easement of variable width described in an instrument recorded under County Clerk's File Number D295362 of the Harris County Official Public Records of Real Property, being that portion extending approximately 10,425 feet from the south line of Kingwood Drive southerly and then easterly to the west line of Woodland Hills Drive, including those portions of Lake Village Drive and Walnut Lane platted across said drainage easement.

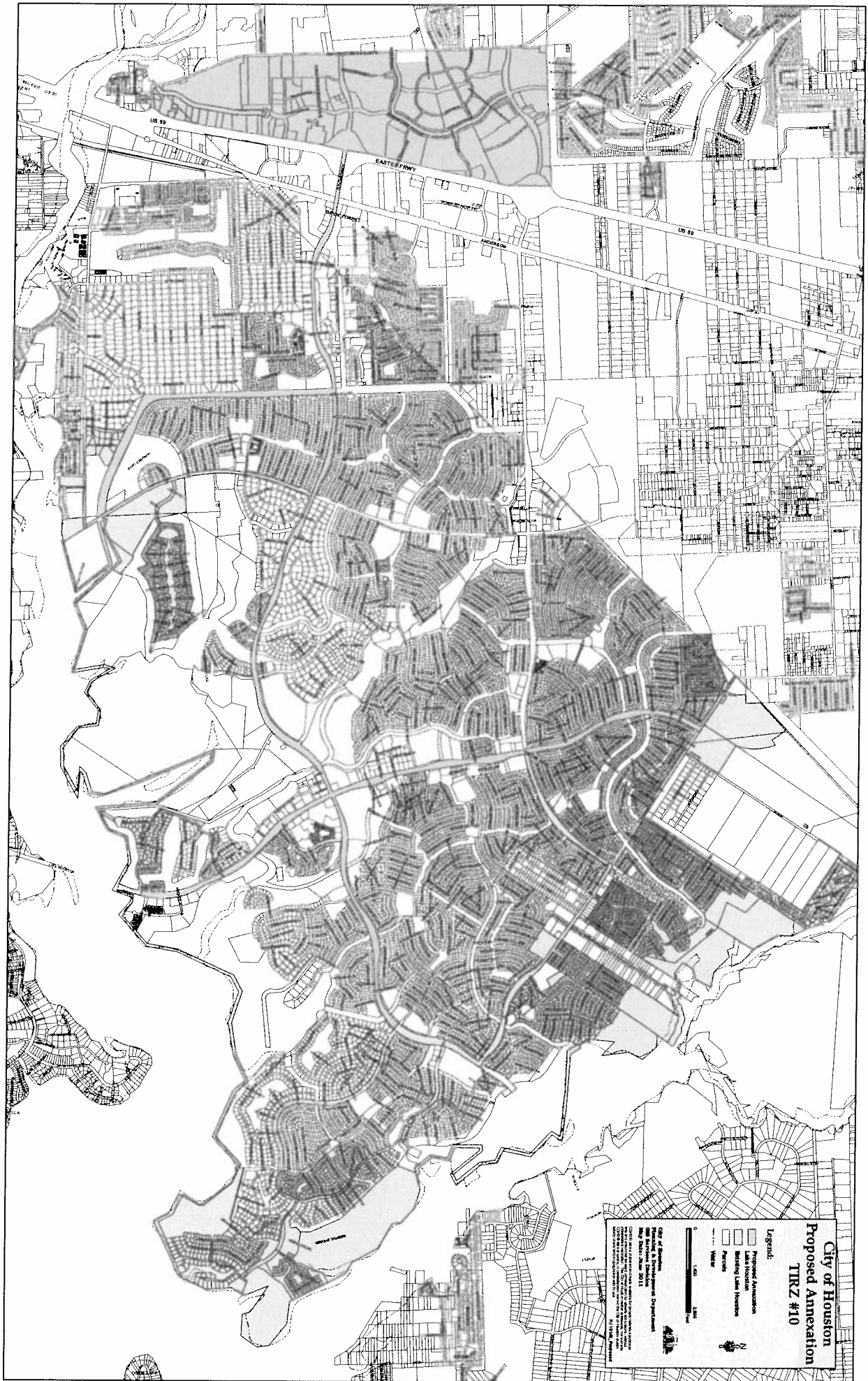
TRACT 11

BEING a tract of land situated in the City of Houston, Harris County, Texas and being particularly described as follows:

PROPOSED ANNEXATION, LAKE HOUSTON REINVESTMENT ZONE,
TAX INCREMENT REINVESTMENT ZONE NUMBER TEN,
CITY OF HOUSTON, HARRIS COUNTY, MONTGOMERY COUNTY, TEXAS

PORTION OF WEST LAKE HOUSTON PARKWAY

A portion of West Lake Houston Parkway, a variable width right-of-way, extending approximately 20,455 feet from the southerly right-of-way line of Mills Branch Drive southerly to a point approximately 120 feet south of the southerly right-of-way line of Kingwood Greens Drive South, and connecting to Tract 14 as described in City of Houston Ordinance Number 97-1589. Save and Except the portion of West Lake Houston Parkway crossed by Kingwood Drive (a distance of approximately 120 feet).



City of Houston
Proposed Annexation
TRZ #10

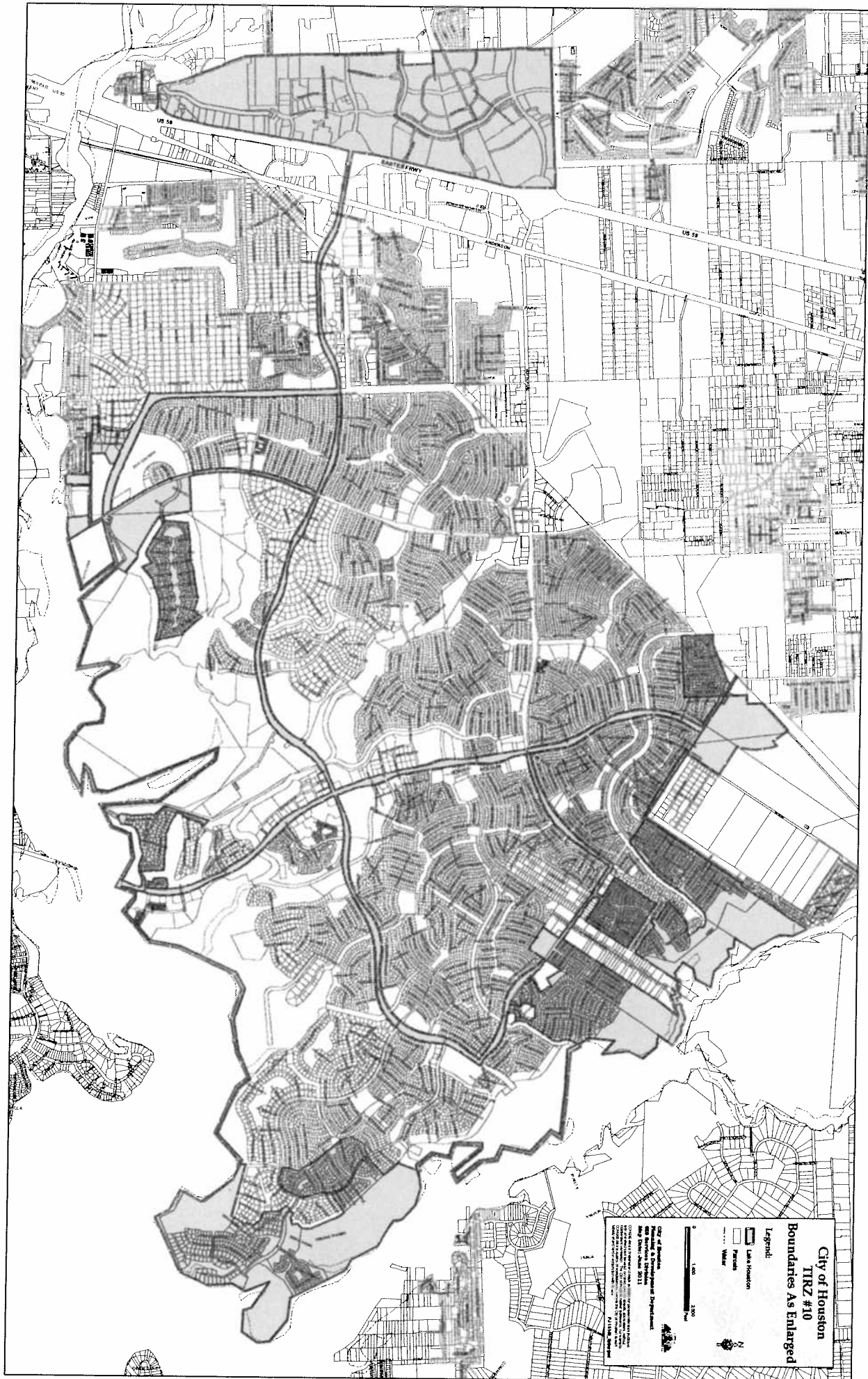
Legend:

- Proposed Annexation
- Existing Houston
- Existing/Limited Houston
- Parks
- Water

City of Houston, Department of Planning and Economic Development
 Map Date: March 2011
 City of Houston, Department of Planning and Economic Development
 1000 McKinney Street, Suite 1000, Houston, TX 77002
 Phone: 713-847-2000
 Fax: 713-847-2000

Scale: 1" = 1000'

North Arrow



City of Houston
TRZ #10
Boundaries As Enlarged

Legend:

- Lake Houston
- Freeway
- Water

0 1,000 2,000 Feet

City of Houston, Department of Transportation
400 Avenida Houston
Houston, Texas 77002
Map Date: March 2013
Map Scale: 1" = 1,000 Feet
Map Projection: NAD 83
Map Contour Interval: 5 Feet
Map Contour Elevation: 100 Feet
Map Contour Interval: 5 Feet
Map Contour Elevation: 100 Feet

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT: Ordinance approving the Third Amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Ten (Lake Houston Zone)

Category # 1

Page 1 of 1

Agenda Item #

17A

FROM: (Department or other point of origin):

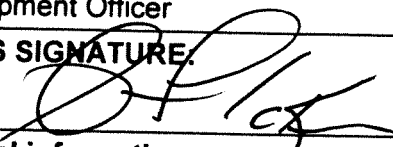
Andrew F. Icken
Chief Development Officer

Origination Date

Agenda Date

AUG 24 2011

DIRECTOR'S SIGNATURE:



Council Districts affected:
E

For additional information contact:

Ralph De Leon Phone: (713) 837-9573
Tim Douglass Phone: (713) 837-9857

Date and identification of prior authorizing Council Action:

Ord. 1997-1589, 12/17/97; Ord. 1999-387, 4/21/99;
Ord. 1999-854, 8/11/99; Ord. 1999-853, 8/11/99;
Res. 2003-10, 5/07/03; Ord. 2008-337, 4/23/08

RECOMMENDATION: (Summary)

City Council adopt an Ordinance approving an Amendment to the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Reinvestment Zone Number Ten (Lake Houston Zone)

Amount and Source of Funding: No Funding Required

Finance Budget:

Specific Explanation:

Reinvestment Zone Number Ten, City of Houston, Texas ("Zone") was created by Ordinance 1997-1589, adopted by City Council on December 17, 1997. City Council approved a Project Plan and Reinvestment Zone Financing Plan ("Plan") for the Zone by Ordinance 1999-387, on April 21, 1999. Subsequently, On August 11, 1999 by Ordinance 1999-854, City Council adopted a first amendment to the Plan and on April 23, 2008 by Ordinance 2008-337, City Council approved a second amendment to the Plan. By Resolution 2008-337, approved on May 7, 2003, City Council created the Lake Houston Redevelopment Authority to help implement the Plan.

On June 9, 2011, the Board of Directors of the Zone and the Lake Houston Redevelopment Authority approved the Third Amended Plan and forwarded the proposed amendment to the City Council for consideration.

The proposed Third Amended Plan restates the goals and objectives included in the original Plan and in the first and second amendments, including the design and construction of public infrastructure such as public streets and utility systems and the redevelopment of cultural and public facilities. The primary purpose of the Third Amended Plan is to continue providing funding of ongoing projects in the original, annexed, and the newly annexed Kingwood West areas of the Zone. Overall, non-educational project costs will increase by \$42.4 million from the second amended Plan. Projected Zone revenues are sufficient to support the projects in the Third Amended Plan.

The Administration recommends approval of the Third Amended Plan.

cc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
Dave Feldman, City Attorney
Deborah McAbee, Senior Assistant City Attorney

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

**TAX INCREMENT REINVESTMENT ZONE NUMBER TEN
CITY OF HOUSTON, TEXAS,**

LAKE HOUSTON ZONE

Third Amended
Project Plan and Reinvestment Zone Financing Plan

June 9, 2011

REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS
 LAKE HOUSTON ZONE
 Part D – Third Amended Project Plan and Reinvestment Zone Financing Plan

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Exhibit 3B – Revenue Schedule City of Houston 1999 Annexation

Exhibit 3C – Revenue Schedule City of Houston Kingwood Annexation

Exhibit 4 – Revenue Schedule Humble Independent School District

Introduction

The purpose of the Project Plan and Reinvestment Zone Financing Plan (the collectively the Parts A, B, C, and D Plans are the “Plans”) for Reinvestment Zone Number Ten, City of Houston, Texas (herein referred to as the “TIRZ”) is to set forth goals, expectations, redevelopment plans and programs needed to facilitate planned residential and commercial developments and in a manner consistent with the Kingwood Annexation Service Plan, included as an Exhibit to Ordinance 96-1115, adopted by City Council on October 23, 1996 and which annexed the area into the City of Houston. The intent of the Plans is to ensure that the improvements will result in the long-term stability and viability of the TIRZ area.

The City created the TIRZ by Ordinance No. 1997-1589, adopted by City Council on December 17, 1997, within an area covering approximately 1,426 acres, and located primarily in the vicinity of Lake Houston, and also known as Kingwood. The City adopted a Plan for the area on April 21, 1999 by Ordinance No. 1999-0387 (the “Part A Plan”). On September 11, 1999, by Ordinance 1999-0825, City Council approved an Amended Project Plan and Reinvestment Zone Financing Plan for the TIRZ (the “Part B Plan”). Subsequently, after recommendation by the TIRZ, City Council, by Ordinance 1999-0853, approved the annexation of approximately 508 additional acres into the TIRZ. The enlarged TIRZ included areas for which several property owners requested annexation including the Kingwood Lakes South, North Tract, Woodstream Forest and Riverchase Village Subdivisions; in addition several public rights-of-ways were also included in the annexed area including Mills Branch Drive, North Park Drive, Kingwood Drive and Woodland Hills Drive. The expansion area resulted in a total Zone area of approximately 1,934 acres. On April 23, 2008, by Ordinance 2008-0337, City Council adopted an Amended Project Plan and Reinvestment Zone Financing Plan for the Zone (the “Part C Plan”).

The TIRZ and the City now desire to further amend the TIRZ Project Plan and Financing Plan as further described herein (the “Part D Plan”).

Section One:

The Part A Plan: The Part A Plan covered a total of approximately 1,426 acres. The primary focus of the Part A Plan was to facilitate the design and construction of water, wastewater, and drainage facilities in order to facilitate the development of new residential and commercial properties. The area included within the boundaries of the Part A Plan included open land where such infrastructure was absent and where residential and commercial development would not occur but for the creation of the TIRZ.

The Part B Plan: The Part B Plan sought to build upon the goals previously defined in the Part A Plan and expanded the TIRZ boundaries by 508 acres. The Part B Plan further defined TIRZ functions specific to assisting in the development of undeveloped property within the TIRZ and included provisions for street reconstruction and utility system upgrades on North Park Drive from Lake Houston Parkway to Mills Branch Drive, Kingwood Drive from Willow Terrace to Mills Branch Drive; and Woodland Hills Drive south from Kingwood Drive to Hamblin Road. The Part B Plan also provided for the participation of Humble Independent School District in the TIRZ.

The Part C Plan: The Part C Plan both restated and further defined the fundamental goals and objectives identified in the Part A and Part B Plans. The Part C Plan also included provisions for the funding of a new project cost category, Cultural and Public Facilities Improvements. The new category allowed for the construction of a new larger library and the conversion of the existing library into a community center, both of which were located outside the boundaries of the TIRZ. By Ordinance 2008-037, City Council found that the library and community center, which contained multiple public meeting rooms, was an area of public assembly for the purposes of (Texas Tax Code §311.010(b)) and that the library and community center would benefit the property within the TIRZ.

Section Two:

The Part D Plan: The Part D Plan includes provisions for the 975.4 acres of the newly annexed Kingwood West area and its adjacent public rights-of-ways. Together the Parts A, B, C and D Plans will create a viable and attractive environment for new investment and redevelopment. Improvements have been identified that will enhance the community by attracting new businesses and residents to the area. The proposed Part D Plan projects include upgrades and improvements to public utility systems, public roadways and thoroughfares, and public safety facility improvements. Annexation of the Kingwood West area will provide funding for the project costs identified in Exhibit 1, Part D Plan.

Proposed Goals for Improvements in the Zone:

Public improvements proposed in the Part D Plan are in relationship to the original goals of the Zone and are as follows:

Goal 1: The creation of pedestrian-friendly, safe environments through upgrades and improvements to streets and sidewalks, with ample lighting and streetscape amenities. Streetscape enhancements are required to create an environment that will help stimulate investment in retail, residential, and commercial developments. Enhanced streetscapes components will include: sidewalks, lighting, signage, street trees, landscaping, benches and other pedestrian amenities. The reconstruction of key streets and major thoroughfares will enhance the level of service in the area. The construction of sidewalk systems including ADA complaint ramps and other treatments will improve pedestrian safety, enhance the visual environment and provide connectivity both within the community and to adjacent districts. All improvements will be integrated with the street reconstruction programs of the City of Houston, TxDOT, and other public entities. Attention will be placed on the leveraging of TIRZ monies through the funding of elements not addressed by the CIP Programs of sister agencies.

Goal 2: Cultural and Public Facilities

Increasing public and cultural facilities for the Kingwood community has emerged as an important public policy goal since the date of the Part C Plan amendment. Providing improved infrastructure, more fire, police, library, and cultural/community centers will lead to improved security and enhance the quality of life for existing and new residents and businesses.

Project Plan and Reinvestment Zone Financing Plan for the Zone.

A. Project Plan

Existing Uses of Land (Texas Tax Code §311.011(b)(1)): Map 1 attached hereto depicts the existing land and proposed uses in the Original and Annexed Areas of the Zone. The existing and proposed land uses include single-family residential, multi-family residential, commercial, office, industrial, public and institutional, transportation and utility, park and open spaces, undeveloped and agricultural production land uses.

Proposed Changes of Zoning Ordinances, Master Plan of Municipality, Building Codes, and other Municipal Ordinances (Texas Tax Code §311.011(b)(2)): All construction will be performed in conformance with the City's existing rules and regulations. There are no proposed changes to any City ordinance, master plan, or building code.

Estimated Non-Project Costs (Texas Tax Code §311.011(b)(3)) The non-project costs reflect in part costs

that the City of Houston will fund towards infrastructure improvements within the greater Kingwood area as part of its ongoing Capital Improvement Program.

Method of Relocating Persons to be Displaced, if any, as a Result of Implementing the Plan (Texas Tax Code §311.011(b)(4)): It is not anticipated that any residents will be displaced by any of the projects to be undertaken in the Zone.

B. Reinvestment Zone Financing Plan

Estimated Project Costs (Texas Tax Code §311.011(c)(1)): Exhibit 1 (attached) details the proposed public improvement and administrative project costs. The dollar amounts are approximate and may be amended from time to time by City Council. The financing costs are a function of project financing needs and will vary with market conditions from the estimates shown on Exhibit 1.

Proposed Kind, Number, and Location of all Proposed Public Works or Public Improvements to be Financed in the Zone (Texas Tax Code §311.011(c)(2)): These details are described throughout the Plan.

Economic Feasibility (Texas Tax Code §311.011(c)(3)): An economic feasibility study was completed for the Kingwood area in 1999. The study documents the economic potential in the Zone. Exhibits 2 through 4 constitute incremental revenue estimates for the Zone. The incremental revenue estimates are projected to be sufficient to cover the costs of the proposed redevelopment and infrastructure improvements in the Zone. The Plan estimates total project costs of \$152,390,490. The Zone and the City find and determine that the Part A Plan, Part B Plan, Part C Plan and Part D Plan are economically feasible.

Estimated Amount of Bond Indebtedness; Estimated Time When Related Costs or Monetary Obligations Incurred (Texas Tax Code §311.011(c)(4), §311.011(c)(5)): Issuance of notes and bonds by the Zone will occur as tax increment revenues allow. The value and timing of the issuance of notes or bonds will correlate to debt capacity as derived from the attached revenue and project schedules, as well as actual market conditions for the issue and sale of such notes and bonds.

Methods and Sources of Financing Project Costs and Percentage of Increment from Taxing Units Anticipated to Contribute Tax Increment to the Zone (Texas Tax Code §311.011(c)(6)): Methods and sources of financing include the issuance of notes and bonds, as well as collaboration with developers and other entities for grant funding and partnerships. TY 1999 was the base year for the Zone, and TY 2027 is the scheduled termination date. As outlined in Exhibits 2 through 4, at least \$92.1 million of increment is estimated to be generated by the Zone for use in funding project costs. This figure is calculated using an estimated collection rate of 95% and a City contribution of \$0.63875/\$100 of assessed valuation, and a Humble Independent School District contribution of \$1.5200/\$100 of assessed valuation.

Current Total Appraised Value of Taxable Real Property (Texas Tax Code §311.011(c)(7)): The current projected appraised value of taxable real property in the Zone, as of April 12, 2011 is \$468,096,073.

Estimated Captured Appraised Value of Zone During Each Year of Existence (Texas Tax Code §311.011(c)(8)): The estimated captured appraised value for the remaining duration of the Zone is set forth in Exhibit 2.

Zone Duration (Texas Tax Code §311.011(c)(9)): When initially created by City Council on December 17, 1997, the term of the Zone was established at 30 years.

MAPS AND EXHIBITS

Exhibit I – Project Cost Schedule

Project Cost Amendments: The following table includes the approved project cost for Parts A, B, C and the changes made to those budgets through this Part D amendment:

	Part A	Part B	Part C	Part D	Total Estimated	Costs to Date	Total Estimated
	Estimated Costs	Estimated Costs	Estimated Costs	Estimated Costs	Plan Costs	as of 06/30/10	Remaining
					Plan Costs		Plan Costs
Infrastructure Improvements:							
Public Utilities - Parts A, B and C	\$ 13,261,000	\$ 19,525,000	\$ 28,030,640	\$ -	\$ 28,030,640	\$ 17,812,418	\$ 10,218,222
Public Utilities	\$ 13,261,000	\$ 19,525,000	\$ 28,030,640	\$ -	\$ 28,030,640	\$ 17,812,418	\$ 10,218,222
Total Public Utilities - Parts A, B and C	\$ -	\$ -	\$ -	\$ 10,000,000	\$ 10,000,000	\$ -	\$ 10,000,000
Public Utilities - Part D	\$ -	\$ -	\$ -	\$ 10,000,000	\$ 10,000,000	\$ -	\$ 10,000,000
Total Public Utilities - Part D	\$ -	\$ -	\$ -	\$ 10,000,000	\$ 10,000,000	\$ -	\$ 10,000,000
Street Reconstruction - Parts A, B and C							
Street Reconstruction	\$ -	\$ 5,000,000	\$ 5,000,000	\$ -	\$ 5,000,000	\$ 2,029,000	\$ 2,971,000
Total Street Reconstruction - Parts A, B and C	\$ -	\$ 5,000,000	\$ 5,000,000	\$ -	\$ 5,000,000	\$ 2,029,000	\$ 2,971,000
Street Reconstruction - Part D	\$ -	\$ -	\$ -	\$ 20,000,000	\$ 20,000,000	\$ -	\$ 20,000,000
Street Reconstruction	\$ -	\$ -	\$ -	\$ 20,000,000	\$ 20,000,000	\$ -	\$ 20,000,000
Total Street Reconstruction - Part D	\$ -	\$ -	\$ -	\$ 20,000,000	\$ 20,000,000	\$ -	\$ 20,000,000
Total Infrastructure Improvements - Parts A, B, C and D	\$ 13,261,000	\$ 24,525,000	\$ 33,030,640	\$ 30,000,000	\$ 63,030,640	\$ 19,841,418	\$ 43,189,222
Other Project Costs:							
Cultural and Public Facilities Costs - Parts A, B and C							
Cultural and Public Facilities	\$ -	\$ -	\$ 9,100,000	\$ -	\$ 9,100,000	\$ 7,129,754	\$ 1,970,246
Total Cultural and Public Facilities - Parts A, B and C	\$ -	\$ -	\$ 9,100,000	\$ -	\$ 9,100,000	\$ 7,129,754	\$ 1,970,246
Cultural and Public Facilities Costs - Part D	\$ -	\$ -	\$ -	\$ 11,459,850	\$ 11,459,850	\$ 11,459,850	\$ -
Cultural and Public Facilities	\$ -	\$ -	\$ -	\$ 11,459,850	\$ 11,459,850	\$ 11,459,850	\$ -
Total Cultural and Public Facilities - Part D	\$ -	\$ -	\$ -	\$ 11,459,850	\$ 11,459,850	\$ 11,459,850	\$ -
Wastewater Treatment Parts A, B and C							
Wastewater Treatment	\$ -	\$ 7,000,000	\$ 7,000,000	\$ 7,000,000	\$ 7,000,000	\$ -	\$ 7,000,000
Total Wastewater Treatment - Parts A, B and C	\$ -	\$ 7,000,000	\$ 7,000,000	\$ 7,000,000	\$ 7,000,000	\$ -	\$ 7,000,000
TIRZ Creation - Parts A, B and C	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
TIRZ Creation	\$ 200,000	\$ 260,000	\$ 260,000	\$ 260,000	\$ 260,000	\$ 260,000	\$ -
Total TIRZ Creation - Parts A, B and C	\$ 200,000	\$ 260,000	\$ 260,000	\$ 260,000	\$ 260,000	\$ 260,000	\$ -
TIRZ Management - Parts A, B and C							
TIRZ Management	\$ 795,000	\$ 540,000	\$ 540,000	\$ -	\$ 540,000	\$ 636,001	\$ (96,001)
TIRZ Administration and Management	\$ 795,000	\$ 540,000	\$ 540,000	\$ -	\$ 540,000	\$ 636,001	\$ (96,001)
Total TIRZ Management - Parts A, B and C	\$ -	\$ -	\$ -	\$ 1,000,000	\$ 1,000,000	\$ -	\$ 1,000,000
TIRZ Management - Part D	\$ -	\$ -	\$ -	\$ 1,000,000	\$ 1,000,000	\$ -	\$ 1,000,000
TIRZ Administration and Management	\$ -	\$ -	\$ -	\$ 1,000,000	\$ 1,000,000	\$ -	\$ 1,000,000
Total TIRZ Management - Part D	\$ -	\$ -	\$ -	\$ 1,000,000	\$ 1,000,000	\$ -	\$ 1,000,000
Educational Project Costs - Parts A, B and C							
Design and Construction of Educational Facilities	\$ -	\$ 60,000,000	\$ 60,000,000	\$ 60,000,000	\$ 60,000,000	\$ 34,790,143	\$ 25,209,857
Total Educational Project Costs - Parts A, B, C and D	\$ -	\$ 60,000,000	\$ 60,000,000	\$ 60,000,000	\$ 60,000,000	\$ 34,790,143	\$ 25,209,857
Total Non-Educational Project Costs Parts A, B, C and D	\$ 14,266,000	\$ 32,325,000	\$ 49,930,640	\$ 49,719,850	\$ 92,390,490	\$ 39,327,023	\$ 64,523,317
PROJECT PLAN TOTAL	\$ 14,266,000	\$ 92,325,000	\$ 109,930,640	\$ 109,719,850	\$ 152,390,490	\$ 74,117,166	\$ 89,733,174

Map 1 – Proposed and Existing Land Use

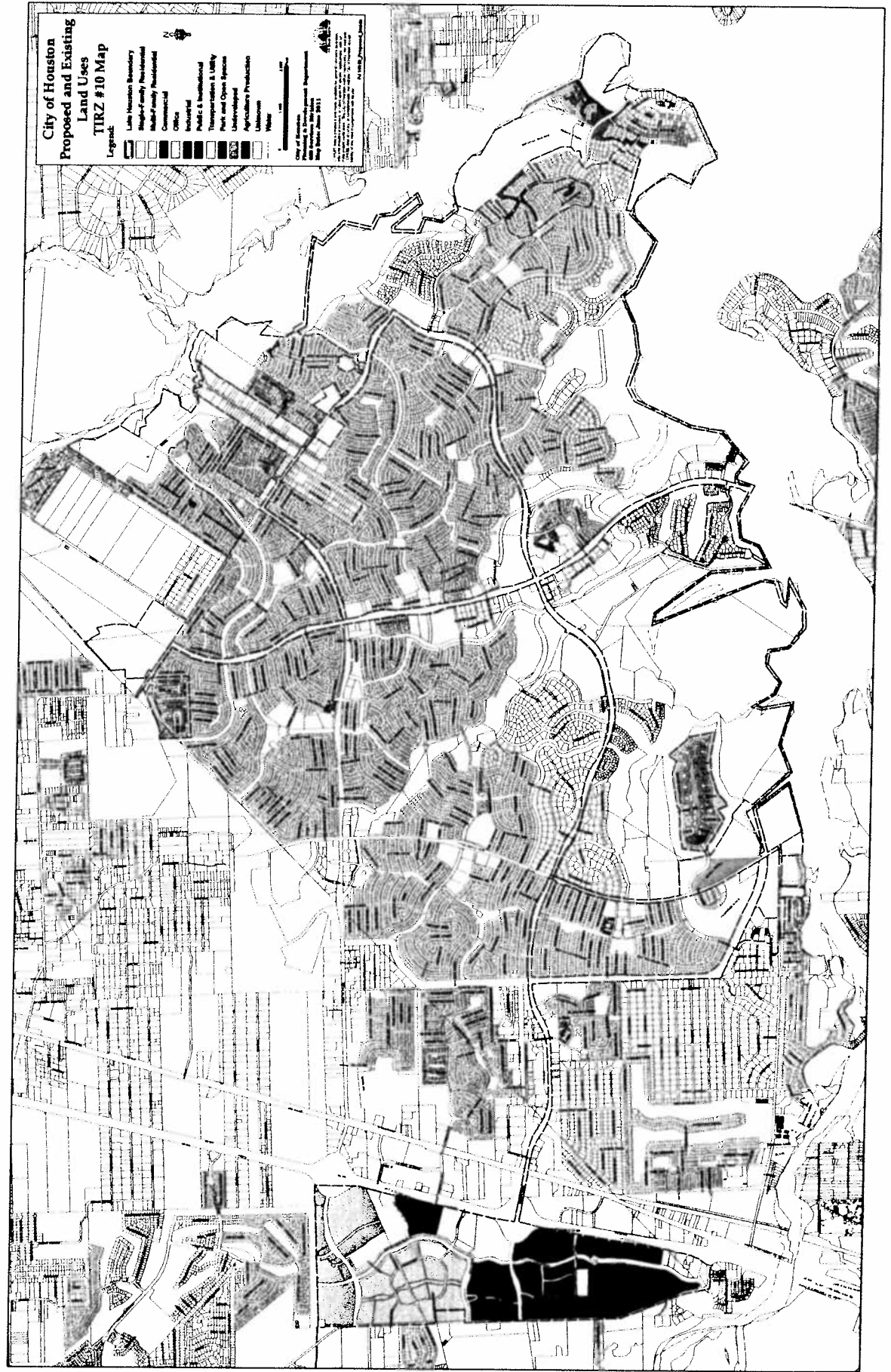


Exhibit 2 – Part D Plan Revenue Schedule
 Net Revenue All Entities

TY	Increment Revenue				Total Increment Revenue	Net Revenue (Total Increment Revenue Less Transfers)
	Original Area	1999 Annexation	Kingwood West			
2011	\$ 2,272,624	\$ 691,341	\$ 33,364	\$ 2,997,328	\$ 2,847,462	
2012	\$ 2,388,598	\$ 726,283	\$ 33,364	\$ 3,148,245	\$ 2,990,833	
2013	\$ 2,510,371	\$ 762,973	\$ 68,395	\$ 3,341,739	\$ 3,174,652	
2014	\$ 2,638,232	\$ 801,497	\$ 105,179	\$ 3,544,908	\$ 3,367,662	
2015	\$ 2,772,486	\$ 841,947	\$ 253,708	\$ 3,868,141	\$ 3,674,734	
2016	\$ 2,913,453	\$ 884,420	\$ 402,237	\$ 4,200,110	\$ 3,990,105	
2017	\$ 3,061,469	\$ 929,017	\$ 550,766	\$ 4,541,251	\$ 4,314,189	
2018	\$ 3,216,885	\$ 975,843	\$ 699,295	\$ 4,892,023	\$ 4,647,422	
2019	\$ 3,380,072	\$ 1,025,011	\$ 847,824	\$ 5,252,907	\$ 4,990,261	
2020	\$ 3,551,418	\$ 1,076,637	\$ 996,353	\$ 5,624,408	\$ 5,343,188	
2021	\$ 3,731,332	\$ 1,130,845	\$ 1,144,882	\$ 6,007,058	\$ 5,706,705	
2022	\$ 3,920,241	\$ 1,187,762	\$ 1,293,411	\$ 6,401,414	\$ 6,081,343	
2023	\$ 4,118,596	\$ 1,247,526	\$ 1,441,940	\$ 6,808,062	\$ 6,467,659	
2024	\$ 4,326,868	\$ 1,310,278	\$ 1,590,469	\$ 7,227,615	\$ 6,866,234	
2025	\$ 4,545,554	\$ 1,376,167	\$ 1,738,998	\$ 7,660,720	\$ 7,277,684	
2026	\$ 4,775,175	\$ 1,445,351	\$ 1,887,527	\$ 8,108,053	\$ 7,702,650	
2027	\$ 5,016,276	\$ 1,517,994	\$ 2,036,056	\$ 8,570,327	\$ 8,141,810	
	\$ 59,139,648	\$ 17,930,893	\$ 15,123,767	\$ 92,194,309	\$ 87,584,594	

**Exhibit 2A – Part D Plan Transfer Schedule:
All Entities**

Tax Year (1)	Original Area(2)			Increment Revenue			Kingwood West(3)			Transfers (4)			Net Revenue (Total Increment Revenue less Total Transfers)	
	City	Humble ISD	Total	1999 Annexation(2)		Total	City	City	Total	Humble ISD Educational Transfer	City Admin Fees	Total Transfers		
				City	Humble ISD									City
2011	\$ 2,272,624	\$ 6,545,747	\$ 8,818,371	\$ 691,341	\$ 1,852,244	\$ 2,543,585	\$ 33,364	\$ 2,987,328	\$ 8,397,991	\$ 11,395,320	\$ 8,397,991	\$ 149,866	\$ 8,547,858	\$ 2,847,462
2012	\$ 2,366,598	\$ 6,878,610	\$ 9,267,208	\$ 726,283	\$ 1,945,750	\$ 2,672,033	\$ 33,364	\$ 3,148,245	\$ 8,824,360	\$ 11,872,605	\$ 8,824,360	\$ 157,412	\$ 8,981,773	\$ 2,980,833
2013	\$ 2,510,371	\$ 7,228,117	\$ 9,738,487	\$ 762,973	\$ 2,043,931	\$ 2,806,904	\$ 68,995	\$ 3,341,739	\$ 9,272,048	\$ 12,613,787	\$ 9,272,048	\$ 167,087	\$ 9,439,135	\$ 3,174,652
2014	\$ 2,638,232	\$ 7,595,099	\$ 10,233,331	\$ 801,487	\$ 2,147,022	\$ 2,948,519	\$ 105,179	\$ 3,544,908	\$ 9,742,120	\$ 13,287,028	\$ 9,742,120	\$ 177,245	\$ 9,919,366	\$ 3,367,662
2015	\$ 2,772,496	\$ 7,980,430	\$ 10,752,916	\$ 841,947	\$ 2,255,266	\$ 3,097,214	\$ 253,708	\$ 3,868,141	\$ 10,235,696	\$ 14,103,837	\$ 10,235,696	\$ 193,407	\$ 10,429,103	\$ 3,674,734
2016	\$ 2,913,453	\$ 8,385,027	\$ 11,298,480	\$ 884,420	\$ 2,368,923	\$ 3,253,344	\$ 402,237	\$ 4,200,110	\$ 10,753,951	\$ 14,854,061	\$ 10,753,951	\$ 210,006	\$ 10,963,956	\$ 3,990,105
2017	\$ 3,061,469	\$ 8,809,854	\$ 11,871,323	\$ 929,017	\$ 2,488,263	\$ 3,417,280	\$ 550,766	\$ 4,541,251	\$ 11,298,118	\$ 15,639,369	\$ 11,298,118	\$ 227,063	\$ 11,525,180	\$ 4,314,189
2018	\$ 3,216,885	\$ 9,255,923	\$ 12,472,808	\$ 975,843	\$ 2,613,570	\$ 3,589,414	\$ 699,295	\$ 4,892,023	\$ 11,869,493	\$ 16,761,516	\$ 11,869,493	\$ 244,601	\$ 12,114,094	\$ 4,647,422
2019	\$ 3,380,072	\$ 9,724,285	\$ 13,104,367	\$ 1,025,011	\$ 2,745,142	\$ 3,770,153	\$ 847,824	\$ 5,252,907	\$ 12,469,438	\$ 17,722,344	\$ 12,469,438	\$ 262,645	\$ 12,732,083	\$ 4,990,261
2020	\$ 3,551,418	\$ 10,216,086	\$ 13,767,504	\$ 1,076,637	\$ 2,883,293	\$ 3,959,930	\$ 996,353	\$ 5,624,408	\$ 13,099,379	\$ 18,723,787	\$ 13,099,379	\$ 281,220	\$ 13,380,600	\$ 5,343,188
2021	\$ 3,731,332	\$ 10,732,466	\$ 14,463,798	\$ 1,130,845	\$ 3,028,351	\$ 4,159,196	\$ 1,144,882	\$ 6,007,058	\$ 13,760,818	\$ 19,767,876	\$ 13,760,818	\$ 300,353	\$ 14,061,171	\$ 5,706,705
2022	\$ 3,920,241	\$ 11,274,666	\$ 15,194,907	\$ 1,187,762	\$ 3,180,663	\$ 4,368,425	\$ 1,293,411	\$ 6,401,414	\$ 14,455,329	\$ 20,856,743	\$ 14,455,329	\$ 320,071	\$ 14,775,399	\$ 6,081,343
2023	\$ 4,118,596	\$ 11,843,975	\$ 15,962,571	\$ 1,247,526	\$ 3,340,590	\$ 4,588,116	\$ 1,441,940	\$ 6,808,062	\$ 15,184,565	\$ 21,982,626	\$ 15,184,565	\$ 340,403	\$ 15,524,968	\$ 6,467,659
2024	\$ 4,326,868	\$ 12,441,750	\$ 16,768,618	\$ 1,310,278	\$ 3,508,513	\$ 4,818,791	\$ 1,590,469	\$ 7,227,615	\$ 15,950,263	\$ 23,177,878	\$ 15,950,263	\$ 361,381	\$ 16,311,643	\$ 6,866,234
2025	\$ 4,545,554	\$ 13,069,413	\$ 17,614,968	\$ 1,376,167	\$ 3,684,832	\$ 5,069,999	\$ 1,739,998	\$ 7,660,720	\$ 16,754,245	\$ 24,414,965	\$ 16,754,245	\$ 405,403	\$ 17,137,281	\$ 7,277,684
2026	\$ 4,775,175	\$ 13,728,460	\$ 18,503,635	\$ 1,445,351	\$ 3,869,987	\$ 5,315,319	\$ 1,887,527	\$ 8,108,053	\$ 17,598,427	\$ 25,706,480	\$ 17,598,427	\$ 428,516	\$ 18,003,830	\$ 7,702,850
2027	\$ 5,016,276	\$ 14,420,459	\$ 19,436,735	\$ 1,517,894	\$ 4,064,359	\$ 5,582,354	\$ 2,036,056	\$ 8,570,327	\$ 18,484,819	\$ 27,055,145	\$ 18,484,819	\$ 460,915	\$ 18,945,734	\$ 8,141,810
	\$ 59,199,648	\$ 170,130,378	\$ 229,270,026	\$ 17,930,893	\$ 48,020,682	\$ 65,951,578	\$ 15,123,767	\$ 92,194,309	\$ 218,151,060	\$ 310,345,369	\$ 218,151,060	\$ 4,609,715	\$ 222,760,775	\$ 87,584,594

Notes:

- (1) TIRZ 10 is scheduled to terminate in Tax Year 2027
- (2) City of Houston and Humble Independent School District participate in the 1987 Original Area and the 1999 Annexed Area
- (3) Only City of Houston participates in Kingwood West
- (4) City distributes all of Humble Independent School District increment back to Humble ISD as an Educational Transfer per Ordinance 1999-912; City Admin fee is 5% of Total City of Houston Increment Revenue

**Exhibit 3 – Part D Plan
Revenue Schedule: City of Houston All Areas**

Tax Year(1)	Base Values (2)			Projected Value			Captured Appraised Value			Collection Rate (3)	Tax Rate
	Original	Kingwood West	1999 Annexation	Original	1999 Annexation	Kingwood West	Original	1999 Annexation	Kingwood West		
2011	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 382,239,867	\$ 115,167,629	\$ 109,963,410	\$ 374,518,367	\$ 113,928,849	\$ --	95.00%	0.63875
2012	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 401,351,650	\$ 120,926,010	\$ 115,461,581	\$ 393,630,350	\$ 119,686,230	\$ 5,498,171	95.00%	0.63875
2013	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 421,419,233	\$ 126,972,311	\$ 121,234,860	\$ 413,697,933	\$ 125,734,531	\$ 11,271,250	95.00%	0.63875
2014	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 442,480,194	\$ 133,320,928	\$ 139,966,973	\$ 434,768,894	\$ 132,083,146	\$ 17,332,983	95.00%	0.63875
2015	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 464,614,704	\$ 146,986,321	\$ 151,773,318	\$ 456,893,404	\$ 138,749,193	\$ 41,809,908	95.00%	0.63875
2016	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 487,845,439	\$ 154,335,637	\$ 176,250,243	\$ 480,124,139	\$ 145,748,541	\$ 66,286,633	95.00%	0.63875
2017	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 512,237,711	\$ 162,052,419	\$ 200,727,168	\$ 504,516,411	\$ 153,097,857	\$ 90,763,758	95.00%	0.63875
2018	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 537,848,597	\$ 170,155,040	\$ 225,204,093	\$ 530,128,297	\$ 160,014,639	\$ 115,240,693	95.00%	0.63875
2019	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 564,742,077	\$ 178,662,792	\$ 249,681,018	\$ 557,020,777	\$ 168,917,260	\$ 139,717,608	95.00%	0.63875
2020	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 592,978,181	\$ 187,595,632	\$ 274,157,944	\$ 585,257,881	\$ 177,425,012	\$ 164,194,534	95.00%	0.63875
2021	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 622,626,140	\$ 196,975,728	\$ 298,634,869	\$ 614,906,840	\$ 186,358,152	\$ 188,671,459	95.00%	0.63875
2022	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 653,759,547	\$ 206,824,515	\$ 323,111,784	\$ 646,038,247	\$ 195,737,948	\$ 213,148,384	95.00%	0.63875
2023	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 686,447,524	\$ 217,165,740	\$ 347,588,719	\$ 678,726,224	\$ 205,586,735	\$ 237,625,309	95.00%	0.63875
2024	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 720,769,900	\$ 228,024,027	\$ 372,085,644	\$ 713,048,600	\$ 215,927,960	\$ 262,102,234	95.00%	0.63875
2025	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 756,808,395	\$ 239,425,229	\$ 396,542,570	\$ 749,087,095	\$ 226,786,247	\$ 286,579,160	95.00%	0.63875
2026	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 794,848,815	\$ 251,396,490	\$ 421,019,495	\$ 786,927,515	\$ 239,197,449	\$ 311,056,085	95.00%	0.63875
2027	\$ 7,721,300	\$ 109,963,410	\$ 123,780	\$ 834,381,256	\$ 261,396,490	\$ 445,496,420	\$ 826,059,956	\$ 250,158,710	\$ 335,533,010	95.00%	0.63875

Tax Year(1)	Increment Revenue			City Admin (5%)	Net Revenue(Less Transfers)	
	Original	Kingwood West	Total			
						1999 Annexation
2011	\$ 2,272,624	\$ 691,341	\$ 33,364	\$ 2,997,326	\$ 149,866	\$ 2,847,462
2012	\$ 2,388,598	\$ 726,283	\$ 33,364	\$ 3,148,245	\$ 157,412	\$ 2,990,833
2013	\$ 2,510,371	\$ 762,973	\$ 68,395	\$ 3,341,739	\$ 167,087	\$ 3,174,652
2014	\$ 2,638,232	\$ 801,497	\$ 105,179	\$ 3,544,908	\$ 177,245	\$ 3,367,662
2015	\$ 2,772,496	\$ 841,947	\$ 253,708	\$ 3,868,141	\$ 193,407	\$ 3,674,734
2016	\$ 2,913,453	\$ 884,420	\$ 402,237	\$ 4,200,110	\$ 210,006	\$ 3,990,105
2017	\$ 3,061,469	\$ 929,017	\$ 550,766	\$ 4,541,251	\$ 227,063	\$ 4,314,188
2018	\$ 3,216,885	\$ 975,843	\$ 699,295	\$ 4,892,023	\$ 244,601	\$ 4,647,422
2019	\$ 3,380,072	\$ 1,025,011	\$ 847,824	\$ 5,252,907	\$ 262,645	\$ 4,990,261
2020	\$ 3,551,418	\$ 1,076,637	\$ 996,353	\$ 5,624,408	\$ 281,220	\$ 5,343,188
2021	\$ 3,731,332	\$ 1,130,845	\$ 1,144,882	\$ 6,007,059	\$ 300,353	\$ 5,706,705
2022	\$ 3,920,241	\$ 1,187,762	\$ 1,293,411	\$ 6,401,414	\$ 320,071	\$ 6,081,343
2023	\$ 4,118,598	\$ 1,247,526	\$ 1,441,940	\$ 6,808,062	\$ 340,403	\$ 6,467,659
2024	\$ 4,326,868	\$ 1,310,278	\$ 1,590,469	\$ 7,227,615	\$ 361,381	\$ 6,866,234
2025	\$ 4,545,554	\$ 1,376,167	\$ 1,738,998	\$ 7,660,720	\$ 383,036	\$ 7,277,684
2026	\$ 4,775,175	\$ 1,445,351	\$ 1,887,527	\$ 8,108,053	\$ 405,403	\$ 7,702,650
2027	\$ 5,016,276	\$ 1,517,994	\$ 2,036,056	\$ 8,570,327	\$ 428,516	\$ 8,141,810
	\$ 58,139,648	\$ 17,930,893	\$ 15,123,767	\$ 92,194,308	\$ 4,609,715	\$ 87,584,594

Notes:

- (1) TIRZ 10 is scheduled to terminate in Tax Year 2027
- (2) Original Area Base Tax Year is 1997, Annexation Base Year is 1999, Proposed Annexation Base Year is 2011
- (3) Collection Rate 95%
- (4) City distributes Total Increment less Admin Costs to the TIRZ 10

Exhibit 3A – Part D Plan
Revenue Schedule: City of Houston Original Area

Tax Year(1)	Base Value (2)	Projected Value (3)	Captured Appraised Value	Collection Rate (4)	Tax Rate	Gross Increment Revenue	Contribution Rate (5)	Increment Revenue	Admin Fee	Net Revenue
2011	\$ 7,721,300	\$ 382,239,667	\$ 374,518,367	95.00%	0.63875	\$ 2,272,624	100.00%	\$ 2,272,624	\$ 113,631	\$ 2,158,993
2012	\$ 7,721,300	\$ 401,351,650	\$ 393,630,350	95.00%	0.63875	\$ 2,388,598	100.00%	\$ 2,388,598	\$ 119,430	\$ 2,269,168
2013	\$ 7,721,300	\$ 421,419,233	\$ 413,697,933	95.00%	0.63875	\$ 2,510,371	100.00%	\$ 2,510,371	\$ 125,519	\$ 2,384,852
2014	\$ 7,721,300	\$ 442,490,194	\$ 434,768,894	95.00%	0.63875	\$ 2,638,232	100.00%	\$ 2,638,232	\$ 131,912	\$ 2,506,320
2015	\$ 7,721,300	\$ 464,614,704	\$ 456,893,404	95.00%	0.63875	\$ 2,772,486	100.00%	\$ 2,772,486	\$ 138,624	\$ 2,633,862
2016	\$ 7,721,300	\$ 487,845,439	\$ 480,124,139	95.00%	0.63875	\$ 2,913,453	100.00%	\$ 2,913,453	\$ 145,673	\$ 2,767,781
2017	\$ 7,721,300	\$ 512,237,711	\$ 504,516,411	95.00%	0.63875	\$ 3,061,469	100.00%	\$ 3,061,469	\$ 153,073	\$ 2,908,395
2018	\$ 7,721,300	\$ 537,849,597	\$ 530,128,297	95.00%	0.63875	\$ 3,216,885	100.00%	\$ 3,216,885	\$ 160,844	\$ 3,056,041
2019	\$ 7,721,300	\$ 564,742,077	\$ 557,020,777	95.00%	0.63875	\$ 3,380,072	100.00%	\$ 3,380,072	\$ 169,004	\$ 3,211,068
2020	\$ 7,721,300	\$ 592,979,181	\$ 585,257,881	95.00%	0.63875	\$ 3,551,418	100.00%	\$ 3,551,418	\$ 177,571	\$ 3,373,847
2021	\$ 7,721,300	\$ 622,628,140	\$ 614,906,840	95.00%	0.63875	\$ 3,731,332	100.00%	\$ 3,731,332	\$ 186,567	\$ 3,544,765
2022	\$ 7,721,300	\$ 653,759,547	\$ 646,038,247	95.00%	0.63875	\$ 3,920,241	100.00%	\$ 3,920,241	\$ 196,012	\$ 3,724,229
2023	\$ 7,721,300	\$ 686,447,524	\$ 678,726,224	95.00%	0.63875	\$ 4,118,596	100.00%	\$ 4,118,596	\$ 205,930	\$ 3,912,666
2024	\$ 7,721,300	\$ 720,769,900	\$ 713,048,600	95.00%	0.63875	\$ 4,326,868	100.00%	\$ 4,326,868	\$ 216,343	\$ 4,110,525
2025	\$ 7,721,300	\$ 756,808,395	\$ 749,087,095	95.00%	0.63875	\$ 4,545,554	100.00%	\$ 4,545,554	\$ 227,278	\$ 4,318,276
2026	\$ 7,721,300	\$ 794,648,815	\$ 786,927,515	95.00%	0.63875	\$ 4,775,175	100.00%	\$ 4,775,175	\$ 238,759	\$ 4,536,416
2027	\$ 7,721,300	\$ 834,381,256	\$ 826,659,956	95.00%	0.63875	\$ 5,016,276	100.00%	\$ 5,016,276	\$ 250,814	\$ 4,765,462
								\$ 59,139,648	\$ 2,956,982	\$ 56,182,666

Notes:

- (1) TIRZ 10 is scheduled to terminate in Tax Year 2027
- (2) Base Year is Tax Year 1997
- (3) Tax Year 2011 Projected Property Values: Tax Years 2012 to 2027 increase at an annual rate of growth of 5%
- (4) Collection Rate is estimated at 95%
- (5) Contribution Rate is 100%

Exhibit 3B – Part D Plan
Revenue Schedule: City of Houston 1999 Annexation

Tax Year(1)	Base Value (2)	Projected Value (3)	Captured Appraised Value	Collection Rate (4)	Tax Rate	Gross Increment Revenue	Contribution Rate (5)	Increment Revenue	Admin Fee	Net Revenue
2011	\$ 1,237,780	\$ 115,167,629	\$ 113,929,849	95.00%	0.63875	\$ 691,341	100.00%	\$ 691,341	\$ 34,567	\$ 656,774
2012	\$ 1,237,780	\$ 120,926,010	\$ 119,688,230	95.00%	0.63875	\$ 726,283	100.00%	\$ 726,283	\$ 36,314	\$ 689,969
2013	\$ 1,237,780	\$ 126,972,311	\$ 125,734,531	95.00%	0.63875	\$ 762,973	100.00%	\$ 762,973	\$ 38,149	\$ 724,824
2014	\$ 1,237,780	\$ 133,320,926	\$ 132,083,146	95.00%	0.63875	\$ 801,497	100.00%	\$ 801,497	\$ 40,075	\$ 761,422
2015	\$ 1,237,780	\$ 139,986,973	\$ 138,749,193	95.00%	0.63875	\$ 841,947	100.00%	\$ 841,947	\$ 42,097	\$ 799,850
2016	\$ 1,237,780	\$ 146,986,321	\$ 145,748,541	95.00%	0.63875	\$ 884,420	100.00%	\$ 884,420	\$ 44,221	\$ 840,199
2017	\$ 1,237,780	\$ 154,335,637	\$ 153,097,857	95.00%	0.63875	\$ 929,017	100.00%	\$ 929,017	\$ 46,451	\$ 882,566
2018	\$ 1,237,780	\$ 162,052,419	\$ 160,814,639	95.00%	0.63875	\$ 975,843	100.00%	\$ 975,843	\$ 48,792	\$ 927,051
2019	\$ 1,237,780	\$ 170,155,040	\$ 168,917,260	95.00%	0.63875	\$ 1,025,011	100.00%	\$ 1,025,011	\$ 51,251	\$ 973,760
2020	\$ 1,237,780	\$ 178,662,792	\$ 177,425,012	95.00%	0.63875	\$ 1,076,637	100.00%	\$ 1,076,637	\$ 53,832	\$ 1,022,805
2021	\$ 1,237,780	\$ 187,595,932	\$ 186,358,152	95.00%	0.63875	\$ 1,130,845	100.00%	\$ 1,130,845	\$ 56,542	\$ 1,074,302
2022	\$ 1,237,780	\$ 196,975,728	\$ 195,737,948	95.00%	0.63875	\$ 1,187,762	100.00%	\$ 1,187,762	\$ 59,388	\$ 1,128,374
2023	\$ 1,237,780	\$ 206,824,515	\$ 205,586,735	95.00%	0.63875	\$ 1,247,526	100.00%	\$ 1,247,526	\$ 62,376	\$ 1,185,150
2024	\$ 1,237,780	\$ 217,165,740	\$ 215,927,960	95.00%	0.63875	\$ 1,310,278	100.00%	\$ 1,310,278	\$ 65,514	\$ 1,244,764
2025	\$ 1,237,780	\$ 228,024,027	\$ 226,786,247	95.00%	0.63875	\$ 1,376,167	100.00%	\$ 1,376,167	\$ 68,808	\$ 1,307,359
2026	\$ 1,237,780	\$ 239,425,229	\$ 238,187,449	95.00%	0.63875	\$ 1,445,351	100.00%	\$ 1,445,351	\$ 72,268	\$ 1,373,084
2027	\$ 1,237,780	\$ 251,396,490	\$ 250,158,710	95.00%	0.63875	\$ 1,517,994	100.00%	\$ 1,517,994	\$ 75,900	\$ 1,442,095
								\$ 17,930,893	\$ 896,545	\$ 17,034,349

Notes:

- (1) TIRZ 10 is scheduled to terminate in Tax Year 2027
- (2) Base Year is Tax Year 1999
- (3) Tax Year 2011 Projected Property Values; Tax Years 2012 to 2027 increase at an annual rate of growth of 5%
- (4) Collection Rate is estimated at 95%
- (5) Contribution Rate is 100%

Exhibit 3C – Part D Plan
Revenue Schedule: City of Houston Kingwood Annexation

Tax Year(1)	Base Value (2)	Projected Value (3)	Captured Appraised Value	Collection Rate (4)	Tax Rate	Gross Increment Revenue	Contribution Rate (5)	Increment Revenue	Admin Fee	Net Revenue
2011	\$ 109,963,410	\$ 109,963,410	\$ 5,498,171	95.00%	0.63875%	\$ 33,364	100.00%	\$ 33,364	\$ 1,668	\$ 31,695
2012	\$ 109,963,410	\$ 115,461,581	\$ 5,498,171	95.00%	0.63875%	\$ 33,364	100.00%	\$ 33,364	\$ 1,668	\$ 31,695
2013	\$ 109,963,410	\$ 121,234,660	\$ 11,271,250	95.00%	0.63875%	\$ 68,395	100.00%	\$ 68,395	\$ 3,420	\$ 64,976
2014	\$ 109,963,410	\$ 127,296,393	\$ 17,332,983	95.00%	0.63875%	\$ 105,179	100.00%	\$ 105,179	\$ 5,259	\$ 99,920
2015	\$ 109,963,410	\$ 151,773,318	\$ 41,809,908	95.00%	0.63875%	\$ 253,708	100.00%	\$ 253,708	\$ 12,685	\$ 241,022
2016	\$ 109,963,410	\$ 176,250,243	\$ 66,286,833	95.00%	0.63875%	\$ 402,237	100.00%	\$ 402,237	\$ 20,112	\$ 382,125
2017	\$ 109,963,410	\$ 200,727,168	\$ 90,763,758	95.00%	0.63875%	\$ 550,766	100.00%	\$ 550,766	\$ 27,538	\$ 523,228
2018	\$ 109,963,410	\$ 225,204,093	\$ 115,240,683	95.00%	0.63875%	\$ 699,295	100.00%	\$ 699,295	\$ 34,965	\$ 664,330
2019	\$ 109,963,410	\$ 249,681,018	\$ 139,717,608	95.00%	0.63875%	\$ 847,824	100.00%	\$ 847,824	\$ 42,391	\$ 805,433
2020	\$ 109,963,410	\$ 274,157,944	\$ 164,194,534	95.00%	0.63875%	\$ 996,353	100.00%	\$ 996,353	\$ 49,818	\$ 946,535
2021	\$ 109,963,410	\$ 298,634,869	\$ 188,671,459	95.00%	0.63875%	\$ 1,144,882	100.00%	\$ 1,144,882	\$ 57,244	\$ 1,087,638
2022	\$ 109,963,410	\$ 323,111,794	\$ 213,148,384	95.00%	0.63875%	\$ 1,293,411	100.00%	\$ 1,293,411	\$ 64,671	\$ 1,228,740
2023	\$ 109,963,410	\$ 347,588,719	\$ 237,625,309	95.00%	0.63875%	\$ 1,441,940	100.00%	\$ 1,441,940	\$ 72,097	\$ 1,369,843
2024	\$ 109,963,410	\$ 372,065,644	\$ 262,102,234	95.00%	0.63875%	\$ 1,590,469	100.00%	\$ 1,590,469	\$ 79,523	\$ 1,510,946
2025	\$ 109,963,410	\$ 396,542,570	\$ 286,579,160	95.00%	0.63875%	\$ 1,738,998	100.00%	\$ 1,738,998	\$ 86,950	\$ 1,652,048
2026	\$ 109,963,410	\$ 421,019,495	\$ 311,056,085	95.00%	0.63875%	\$ 1,887,527	100.00%	\$ 1,887,527	\$ 94,376	\$ 1,793,151
2027	\$ 109,963,410	\$ 445,496,420	\$ 335,533,010	95.00%	0.63875%	\$ 2,036,056	100.00%	\$ 2,036,056	\$ 101,803	\$ 1,934,253
								\$ 15,123,767	\$ 756,188	\$ 14,367,579

Notes:

- (1) TIRZ 10 is scheduled to terminate in Tax Year 2027
- (2) Base Year is Tax Year 2011. The Base Value is an accumulation of the appraised value for all property in the proposed Kingwood Place West Development.
- (3) Projected Growth for Tax Year 2012 to Tax Year 2014 is at five percent;
Projected Growth for Tax Year 2015 to Tax Year 2027 is an incremental increase of \$14.3 million per year for 13 years
- (4) Collection Rate is estimated at 95%
- (5) Contribution Rate is 100%

Exhibit 4 – Part D Plan
Revenue Schedule: Humble Independent School District All Areas

Tax Year(1)	Base Values (2)		Captured Appraised Value		Collection Rate (3)	Tax Rate	Increment Revenue		Educational Transfers(4)	Net Revenue(Less Transfers)
	Original	1999 Annexation	Original	1999 Annexation			Original	1999 Annexation		
2011	\$ 7,723,030	\$ 1,237,780	\$ 453,306,565	\$ 128,271,772	95.00%	1.5200	\$ 6,545,747	\$ 1,852,244	\$ 8,397,991	\$ -
2012	\$ 7,723,030	\$ 1,237,780	\$ 476,358,045	\$ 134,747,249	95.00%	1.5200	\$ 6,878,610	\$ 1,945,750	\$ 8,824,360	\$ -
2013	\$ 7,723,030	\$ 1,237,780	\$ 500,562,099	\$ 141,546,501	95.00%	1.5200	\$ 7,228,117	\$ 2,043,931	\$ 9,272,048	\$ -
2014	\$ 7,723,030	\$ 1,237,780	\$ 525,976,355	\$ 148,685,715	95.00%	1.5200	\$ 7,595,099	\$ 2,147,022	\$ 9,742,120	\$ -
2015	\$ 7,723,030	\$ 1,237,780	\$ 552,661,324	\$ 156,181,889	95.00%	1.5200	\$ 7,980,430	\$ 2,255,266	\$ 10,235,696	\$ -
2016	\$ 7,723,030	\$ 1,237,780	\$ 580,680,542	\$ 164,052,873	95.00%	1.5200	\$ 8,385,027	\$ 2,368,923	\$ 10,753,951	\$ -
2017	\$ 7,723,030	\$ 1,237,780	\$ 610,100,721	\$ 172,317,405	95.00%	1.5200	\$ 8,809,854	\$ 2,488,263	\$ 11,298,118	\$ -
2018	\$ 7,723,030	\$ 1,237,780	\$ 640,991,908	\$ 180,995,165	95.00%	1.5200	\$ 9,255,923	\$ 2,613,570	\$ 11,869,493	\$ -
2019	\$ 7,723,030	\$ 1,237,780	\$ 673,427,655	\$ 190,106,812	95.00%	1.5200	\$ 9,724,295	\$ 2,745,142	\$ 12,469,438	\$ -
2020	\$ 7,723,030	\$ 1,237,780	\$ 707,485,190	\$ 199,674,041	95.00%	1.5200	\$ 10,216,086	\$ 2,883,293	\$ 13,099,379	\$ -
2021	\$ 7,723,030	\$ 1,237,780	\$ 743,245,600	\$ 209,719,633	95.00%	1.5200	\$ 10,732,466	\$ 3,028,351	\$ 13,760,818	\$ -
2022	\$ 7,723,030	\$ 1,237,780	\$ 780,794,032	\$ 220,267,503	95.00%	1.5200	\$ 11,274,666	\$ 3,180,663	\$ 14,455,329	\$ -
2023	\$ 7,723,030	\$ 1,237,780	\$ 820,219,885	\$ 231,342,767	95.00%	1.5200	\$ 11,843,975	\$ 3,340,590	\$ 15,184,565	\$ -
2024	\$ 7,723,030	\$ 1,237,780	\$ 861,617,031	\$ 242,971,795	95.00%	1.5200	\$ 12,441,750	\$ 3,508,513	\$ 15,950,263	\$ -
2025	\$ 7,723,030	\$ 1,237,780	\$ 905,084,034	\$ 255,182,273	95.00%	1.5200	\$ 13,069,413	\$ 3,684,832	\$ 16,754,245	\$ -
2026	\$ 7,723,030	\$ 1,237,780	\$ 950,724,387	\$ 268,003,276	95.00%	1.5200	\$ 13,728,460	\$ 3,869,967	\$ 17,598,427	\$ -
2027	\$ 7,723,030	\$ 1,237,780	\$ 998,646,758	\$ 281,465,329	95.00%	1.5200	\$ 14,420,459	\$ 4,064,359	\$ 18,484,819	\$ -
							\$ 170,130,378	\$ 48,020,682	\$ 218,151,060	\$ -

Notes:

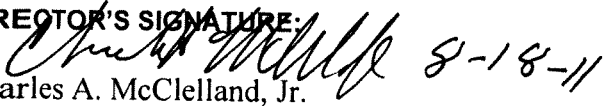
- (1) Humble Independent School District participation ends in Tax Year 2027
- (2) Base Year is Tax Year 1997 for Original Area; Base Year is Tax Year 1999 for Annexed Area
- (3) Collection Rate 95%
- (4) City distributes all of Humble Independent School District increment back to Humble ISD as an Educational Transfer per Ordinance 1999-912

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance Approving and Authorizing an Interlocal Agreement for Pilot Program between the City of Houston and Harris County for DNA and Toxicology Testing and Ordinance Approving and Authorizing a First Amendment to the same Interlocal Agreement	Category #	Page 1 of 1	Agenda Item # 18 + 18A
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FROM: (Department or other point of origin): Houston Police Department	Origination Date:	Agenda Date: AUG 24 2011
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DIRECTOR'S SIGNATURE:  Charles A. McClelland, Jr. Chief of Police	Council District affected: All
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For additional information contact: Joseph A. Fenninger <i>JAF 8/18/11</i> CFO and Deputy Director Phone: 713-308-1708	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Adopt an ordinance approving and authorizing an Interlocal Agreement for a Pilot Program between the City of Houston and Harris County for DNA and Toxicology Testing in the amount of \$206,250.00 and approving and authorizing a First Amendment to the same Interlocal Agreement.

Amount and Source of Funding: \$206,250.00 General Fund - 1000	F & A Budget:
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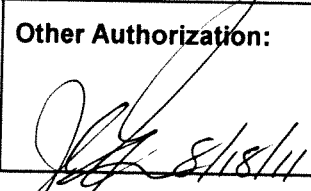
Specific Explanation:

The Houston Police Department recommends that City Council approve an ordinance authorizing an Interlocal Agreement and a First Amendment to the agreement for a pilot program between the City of Houston for the Houston Police Department Crime Lab (HPDCL) and Harris County for the Harris County Institute of Forensic Sciences (HCIFS) for DNA and toxicology testing for a period of one year in an amount not to exceed \$206,250. The goal of this pilot program is to outsource certain DNA and toxicology cases to HCIFS to further reduce backlogs in the HPD DNA and Toxicology Units. The funds for this pilot program are already contained within the Police Department's budget.

The purpose of the amendment is to specify the submission of toxicology samples and DNA samples as to: the number of toxicology samples to be submitted per period, type of container the DNA samples would be submitted in, provisions for providing internal and external audit reports, and invoices for tests conducted on toxicology samples.

Under this pilot program, the HPDCL will submit up to 25 DNA cases every 60 days to the HCIFS for forensic testing with a maximum of 150 DNA cases for the duration of this agreement. The number of toxicology cases submitted for testing will be determined by both parties to this agreement. The HCIFS will be responsible for performing DNA analysis including CODIS entry or toxicology analysis on the samples provided by the HPDCL using protocols recognized by the American Society of Crime Lab Directors/Laboratory Accreditation Board – International and providing results of testing to the HPDCL within 60 days of receipt of samples. The HCIFS will notify the submitting officer within the original 60 days of submission if additional time will be required for analysis. Testimony will be provided at no cost on toxicology cases and as per the contracted fee schedule for DNA cases.

REQUIRED AUTHORIZATION

Finance:	Other Authorization: 	Other Authorization:
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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Ordinance approving and authorizing a Second Amendment to Agreement for Collection Services between the City of Houston and LINEBARGER GOGGAN BLAIR AND SAMPSON, LLP.	Category #	Page 1 of 1	Agenda Item # 19
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FROM (Department or other point of origin): Barbara E. Hartle, Director and Presiding Judge Municipal Courts Department	Origination Date:	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE 	Council District(s) affected: All
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For additional information contact: Charlotte Booker Phone: (713) 247-4105	Date and Identification of prior authorizing Council Action: Ord. 2009-0606 (June 30, 2009); Ord. 2009-1080 (November 4, 2009)
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RECOMMENDATION: (Summary)
That City Council pass an ordinance approving and authorizing a Second Amendment to Agreement for Collection Services between the City of Houston and LINEBARGER GOGGAN BLAIR AND SAMPSON, LLP.

Amount of Funding: None	Finance Budget:
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SOURCE OF FUNDING: N/A	<input type="checkbox"/> General Fund	<input type="checkbox"/> Grant Fund	<input type="checkbox"/> Enterprise Fund
	<input type="checkbox"/> Other (Specify)		

SPECIFIC EXPLANATION:

In 2009, City Council approved an Agreement for Collection Services ("Agreement") regarding delinquent non-parking citations for the Municipal Courts Department with the law firm of Linebarger Goggan Blair and Sampson, LLP ("Linebarger"). An amendment to the Agreement, also approved by City Council in 2009, added additional duties to Linebarger's services. The 2009 Agreement, as amended, calls for Linebarger to assume collection efforts once the citation is more than 60 days past due. Additionally, pursuant to the Agreement, as amended, Linebarger agrees to assist the Municipal Courts with unanticipated costs of delivery of its core services by paying a certain lump sum assistance payment to the City for each year of the contract.

The Agreement, as amended is in effect until July, 2012, with two automatic one-year renewals possible upon the same terms and conditions. The City has negotiated with Linebarger to enhance the City's ability to benefit from collection efforts undertaken before delinquent accounts are turned over to Linebarger and to increase the amount of annual lump sum assistance received from Linebarger. Under the new terms, the City will 1) turn over for collection unpaid non-parking citations when they become more than 90 days past due, and 2) receive from Linebarger for the current year and each year through the remaining life of the agreement, including any renewal periods, an increase in the annual lump sum assistance payment, such payments to be in the amount of \$200,000 each year, effective upon approval of the Second Amendment to the Agreement by City Council, with the current year's payment being due on execution of the Second Amendment by the City.

The City will have greater opportunity to benefit from the City's collection efforts during the first weeks of an account's delinquency and will position itself to recover a 30% collection fee authorized by the Code of Criminal Procedure on non-parking citation balances more than 60 days past due but not yet turned over to Linebarger. In addition, the City will receive an additional \$125,000 or more in assistance payment from Linebarger each year, starting immediately, throughout the life of the contract.

For the reasons stated above, the Municipal Courts Department requests that City Council approve the Second Amendment to the Agreement with Linebarger.

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
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TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating all improved single-family residential lots in the Forest West Subdivision, Sections 1 & 2 as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # 20
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date July 21, 2011	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE: <i>Marlene L. Gafrick</i>	Council District affected: A
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-28-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential lots in the Forest West Subdivision, Sections 1 & 2 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Forest West Community Improvement Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Forest West Community Improvement Association. Notification was mailed to 628 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were timely filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration.

It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area.

- Attachments:
 Planning Director's Approval
 Prohibited Yard Parking Requirement Area Application
 Letter of Support
 Map of the proposed requirement area / land use

- xc: Anna Russell, City Secretary
 David M. Feldman, City Attorney
 Don Cheatham, Senior Assistant City Attorney
 Chief C.A. McClelland, HPD
 Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Prohibited Yard Parking Requirement Area No. P110402

Planning Director's Approval

Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 99.5% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Forest West Community Improvement Association has signed a letter of support.
X		<i>No valid protests were timely filed;</i> The protest period ended on June 23, 2011 with no protests being timely filed.

The Prohibited Yard Parking Requirement Area meets the criteria.

Marlene L. Gafrick 7/21/11
Marlene L. Gafrick, Date
Director



P110402

Forest West Community Improvement Association



PINFONT

Land Use

-  Non-Single Family Residential
-  Single Family Residential



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating all improved single-family residential lots in the Holley Terrace Subdivision, Sections 1 - 2, Section 2 Replat, Section 3 Extension, and Section 4 as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # 21
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date July 21, 2011	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE: <i>Marlene L. Gafrick</i>	Council District affected: A
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-28-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential lots in the Holley Terrace Subdivision, Sections 1 - 2, Section 2 Replat, Section 3 Extension, and Section 4 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Holley Terrace Civic Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Holley Terrace Civic Association. Notification was mailed to 348 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were timely filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration.

It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area.

- Attachments:
 Planning Director's Approval
 Prohibited Yard Parking Requirement Area Application
 Letter of Support
 Map of the proposed requirement area / land use

- xc: Anna Russell, City Secretary
 David M. Feldman, City Attorney
 Don Cheatham, Senior Assistant City Attorney
 Chief C.A. McClelland, HPD
 Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Prohibited Yard Parking Requirement Area No. P110401

Planning Director's Approval

Planning Director Evaluation:

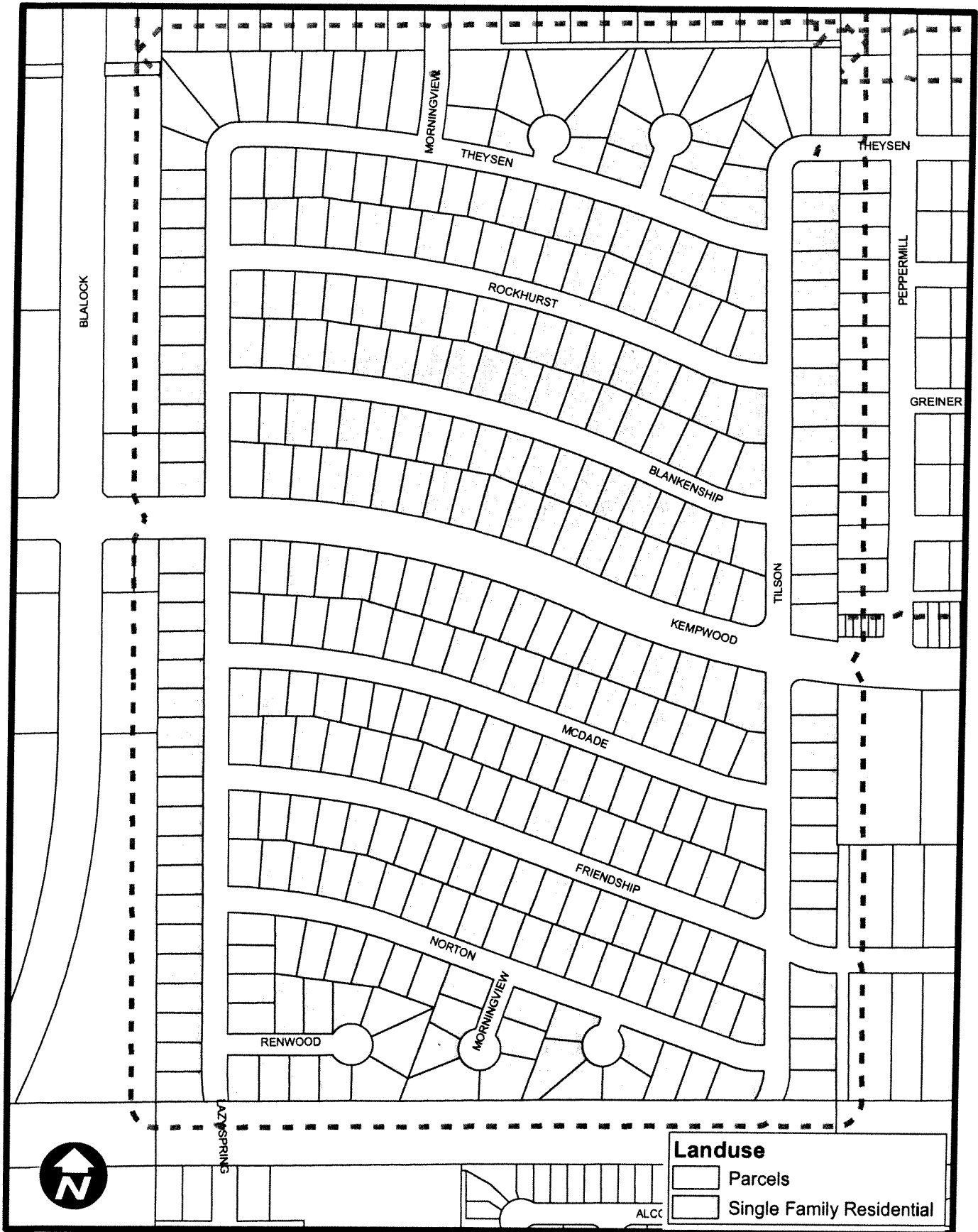
Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 100% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Holley Terrace Civic Association has signed a letter of support.
X		<i>No valid protests were timely filed;</i> The protest period ended on June 23, 2011 with no protests being timely filed.

The Prohibited Yard Parking Requirement Area meets the criteria.

Marlene L. Gafrick 7/26/11
Marlene L. Gafrick, Date

Director

P110401
Holley Terrace Civic Association
Landuse and Boundary Map



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

<p>SUBJECT: Ordinance designating certain improved single-family residential lots in the Sharpstown Subdivision, Section 3, Block 2, Lots 24 - 43; Block 3; Block 4, Lots 1 - 6 and 14 - 41; Block 11, Lots 1 - 19; Block 12; Block 13 and Block 14, Lots 16 - 23 as a Prohibited Yard Parking Requirement Area</p>	<p>Category #</p>	<p>Page 1 of _____</p>	<p>Agenda Item # 22</p>
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<p>FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department</p>	<p>Origination Date July 21, 2011</p>	<p>Agenda Date AUG 24 2011</p>
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<p>DIRECTOR'S SIGNATURE: <i>MSG</i> </p>	<p>Council District affected: F</p>
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<p>For additional information contact: Kevin Calfee Phone: 713.837.7768</p>	<p>Date and identification of prior authorizing Council action: 2009-0059, 1-28-09</p>
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RECOMMENDATION: (Summary) Approval of an ordinance designating certain improved single-family residential lots in the Sharpstown Subdivision, Section 3, Block 2, Lots 24 - 43; Block 3; Block 4, Lots 1 - 6 and 14 - 41; Block 11, Lots 1 - 19; Block 12; Block 13 and Block 14, Lots 16 - 23 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

<p>Amount and Source of Funding: NA</p>	<p>Finance Budget:</p>
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Sharpstown Civic Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Sharpstown Association. Notification was mailed to 181 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were timely filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration.

It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area.

- Attachments:
 Planning Director's Approval
 Prohibited Yard Parking Requirement Area Application
 Letter of Support
 Map of the proposed requirement area / land use

- xc: Anna Russell, City Secretary
 David M. Feldman, City Attorney
 Don Cheatham, Senior Assistant City Attorney
 Chief C.A. McClelland, HPD
 Alfred Moran, ARA

<p align="center">REQUIRED AUTHORIZATION</p>		
<p>Finance Director:</p>	<p>Other Authorization:</p>	<p>Other Authorization:</p>

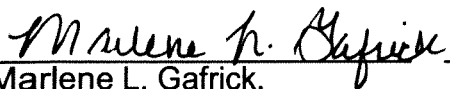
Prohibited Yard Parking Requirement Area No. P110106

Planning Director's Approval

Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>PYPRA includes five contiguous block faces;</i></p> <p>The application area contains at least five contiguous block faces.</p>
X		<p><i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i></p> <p>99.5% of the proposed application area is developed as single-family residential.</p>
X		<p><i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i></p> <p>The president of the Sharpstown Civic Association has signed a letter of support.</p>
X		<p><i>No valid protests were timely filed;</i></p> <p>The protest period ended on March 21, 2011 with no protests being timely filed.</p>

The Prohibited Yard Parking Requirement Area meets the criteria.


7/21/11
 Marlene L. Gafrick, Date
 Director

P110106
 Sharpstown Civic Association
 Landuse and Boundary Map



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating certain improved single-family residential lots in the Sharpstown Subdivision, Section 3, Block 7, Lots 1 - 20 and Lots 22 - 28; Blocks 8 - 10; Block 11, Lots 20 - 31 and Lots 33 - 38; Block 14, Lots 1 - 15 and 26 - 50; Blocks 15 - 17; Block 18, Lots 1 - 13; Blocks 19 - 21 and Block 23 as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # <div style="text-align: right; font-size: 2em;">23</div>
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date July 21, 2011	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE: 	Council District affected: F
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-28-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating certain improved single-family residential lots in the Sharpstown Subdivision, Section 3, Block 7, Lots 1 - 20 and Lots 22 - 28; Blocks 8 - 10; Block 11, Lots 20 - 31 and Lots 33 - 38; Block 14, Lots 1 - 15 and 26 - 50; Blocks 15 - 17; Block 18, Lots 1 - 13; Blocks 19 - 21 and Block 23 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Sharpstown Civic Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Sharpstown Civic Association. Notification was mailed to 328 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were timely filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration.

It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area.

- Attachments:**
- Planning Director's Approval
 - Prohibited Yard Parking Requirement Area Application
 - Letter of Support
 - Map of the proposed requirement area / land use

- xc:**
- Anna Russell, City Secretary
 - David M. Feldman, City Attorney
 - Don Cheatham, Senior Assistant City Attorney
 - Chief C.A. McClelland, HPD
 - Alfred Moran, ARA


REQUIRED AUTHORIZATION		
Finance Director:	Other Authorization:	Other Authorization:

**Prohibited Yard Parking Requirement Area No. P110105
Planning Director's Approval**

Planning Director Evaluation:

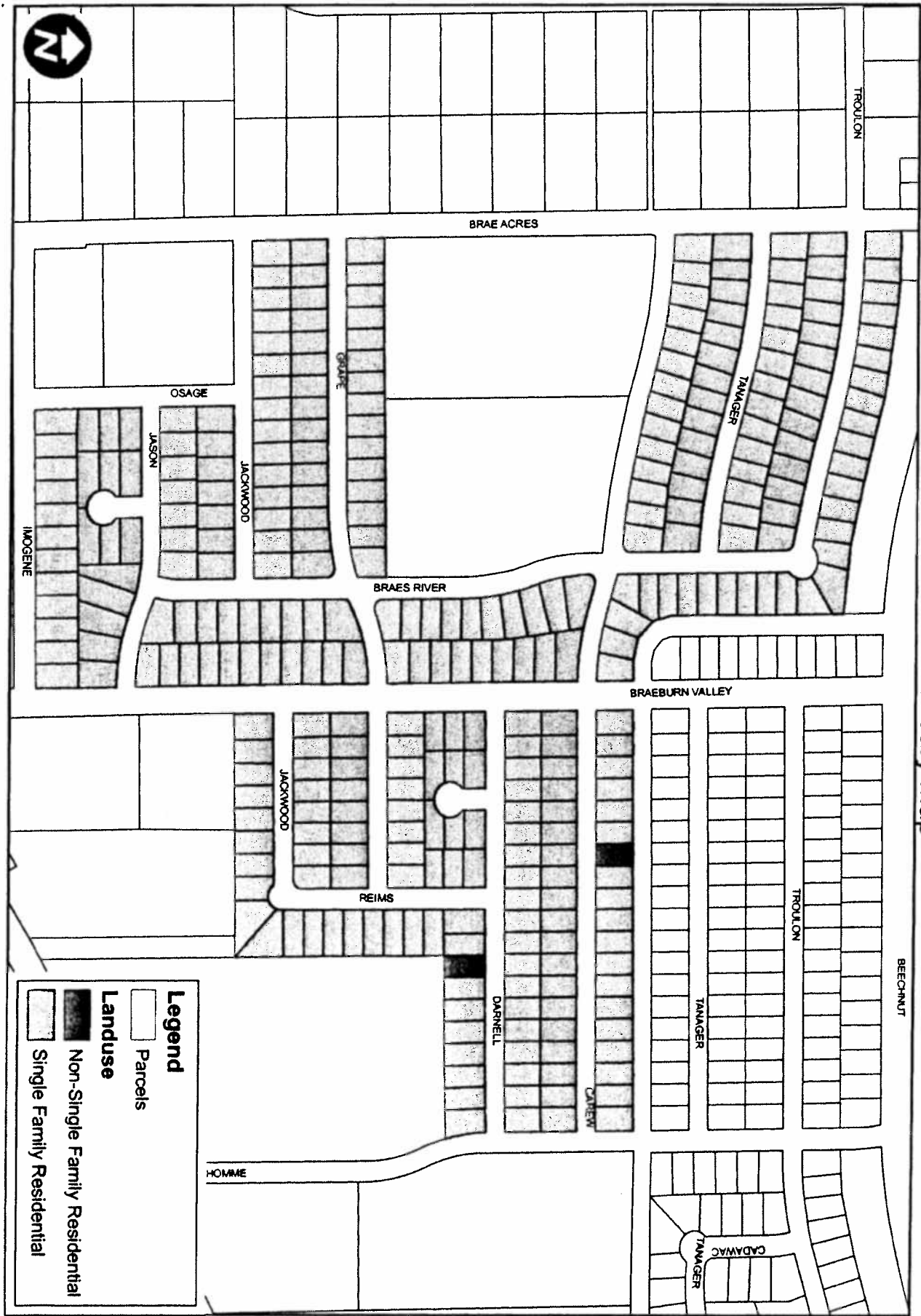
Satisfies	Does Not Satisfy	Criteria
X		<p><i>PYPRA includes five contiguous block faces;</i></p> <p>The application area contains at least five contiguous block faces.</p>
X		<p><i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i></p> <p>99.4% of the proposed application area is developed as single-family residential.</p>
X		<p><i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i></p> <p>The president of the Sharpstown Civic Association has signed a letter of support.</p>
X		<p><i>No valid protests were timely filed;</i></p> <p>The protest period ended on March 21, 2011 with no protests being timely filed.</p>

The Prohibited Yard Parking Requirement Area meets the criteria.


7/21/11

 Marlene L. Gafrick, Date
 Director

P110105
 Sharpstown Civic Association
 Landuse and Boundary Map



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Restated and Amended Professional Architectural Services Contract Jackson & Ryan Architects, Inc. Bureau of Animal Regulation and Care (BARC) Facility Renovation and New Animal Adoption Center WBS No. H-000011-0002-3	Page 1 of 2	Agenda Item <div style="text-align: right; font-size: 2em;">24</div>
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FROM (Department or other point of origin): General Services Department	Origination Date	Agenda Date AUG 24 2011
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DIRECTOR'S SIGNATURE: <i>Scott Minnix</i> 8/15/11	Council Districts affected: B
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For additional information contact: Jacquelyn L. Nisby Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No. 2009-1411 dated 12/29/09 Ordinance No. 2010-0519 dated 06/30/10
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RECOMMENDATION: Approve Restated and Amended architectural services contract and appropriate additional funds for the project.

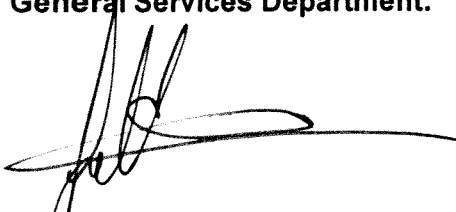

Amount and Source of Funding: \$235,000.00 – Public Health Consolidated Construction Fund (4508) <u>\$262,766.91</u> – General Improvement Consolidated Construction Fund (4509) \$497,766.91 – Total Funding Previous Funding: \$351,156.00 – Public Health Consolidated Construction Fund (4508)	Finance Budget:
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SPECIFIC EXPLANATION: On December 29, 2009, City Council approved an architectural services contract with Jackson & Ryan Architects, Inc. to perform design and construction phase services for a second kennel building adjacent to the existing South kennel building. The second kennel building was planned to reduce overcrowding, improve operational efficiencies and provide limited adoption activities. However, the City later opted to construct a new Animal Adoption Center on recently acquired City property adjacent to the BARC facilities that will include one kennel building with future expansion capabilities. The new site configuration enables the City to effectively segregate the retail aspects of BARC from the regulatory and public safety realities of the shelter. Currently adopters and fosters are required to share the same physical space with individuals who are turning in sick animals, kitten litters and puppies, or animals that may have behavioral issues.

Under the new scope of work in the Restated and Amended contract Jackson & Ryan will provide a master plan for the new site, which includes first floor renovation of the North Kennel building (Dome), and design and construction phase services for the new adoption center campus in five phases. Phase 1 includes an adoption lobby, kennels for 82 adoption dogs, detention pond (water feature), dog parks, 20 parking spaces and landscaping, and renovation of the Dome. Phase 2 includes kennels for an additional 82 adoption dogs. Phase 3 includes a facility for 97 adoption cats. Phase 4 will construct a veterinarian clinic, and possibly an administration and training center in Phase 5.

Therefore, the General Services Department recommends that City Council approve a restated and amended architectural services contract with Jackson & Ryan Architects, Inc. to perform design and construction phase services for a new animal adoption center and renovation to the existing Dome, and appropriate \$497,766.91 for Phase 1. It is further recommended that Council appropriate an additional \$15,000.00 for pre-construction phase services under the existing contract with SpawMaxwell Company.

REQUIRED AUTHORIZATION CUIC ID # 25DSGN75

General Services Department:  Richard A. Vella Chief of Design & Construction Division	Administration & Regulatory Affairs Department <i>MO</i>  Alfred J. Moran, Jr. Director
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DATE	SUBJECT: Restated and Amended Professional Architectural Services Contract Jackson & Ryan Architects, Inc. Bureau of Animal Regulation and Care (BARC) Facility Renovation and New Animal Adoption Center WBS No. H-000011-0002-3	Originator Initials VTN	Page 2 of 2
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Council will be requested to appropriate funding for the additional phases as funds become available.

SCOPE OF WORK: The new scope of work will implement the design and construction of Phase 1 of the master plan. The scope of work includes site work, sidewalks, storm water drainage, concrete paving, entry plaza, public adoption lobby, cashier/administration area, dog parks, kennels, get acquainted areas and landscaping. The Dome renovation includes demolition of existing kennels, new intake and evaluation area, support spaces for the existing veterinarian clinic, recovery area, small dogs and puppies, and new mothers' area. The design of the new building will incorporate LEED™ (Leadership in Energy & Environmental Design) credits to achieve a Certified Level.

PROJECT LOCATIONS: 3200 and 3300 Carr Street (Key Map 454W)

SCOPE OF CONTRACT AND FEE: Under the original contract, Jackson & Ryan completed Phase I design services for the second South Kennel building, which is no longer a part of the new scope of work. The remaining funds from the original appropriation and the requested appropriation will be allocated as follows:

	<u>Amount of New Scope of Work</u>	<u>Remaining Funds in the Original Appropriation</u>	<u>Requested Appropriation</u>
Basic Services Fee	\$ 495,805.00	*(\$ 137,996.34)	\$ 357,808.66
Additional Services Fee	\$ 97,080.00	(\$ 7,060.00)	\$ 90,020.00
Reimbursable Expenses	\$ 35,000.00	(\$ 61.75)	\$ 34,938.25
Total Contract Services (Jackson & Ryan)	\$ 627,885.00	(\$ 145,118.09)	\$ 482,766.91
Pre-Construction Services (SpawMaxwell Company)			\$ 15,000.00
Total Appropriation			\$ 497,766.91

*On June 30, 2010, Ordinance No. 2010-0519 reallocated \$72,414.66 for the purchase of land.

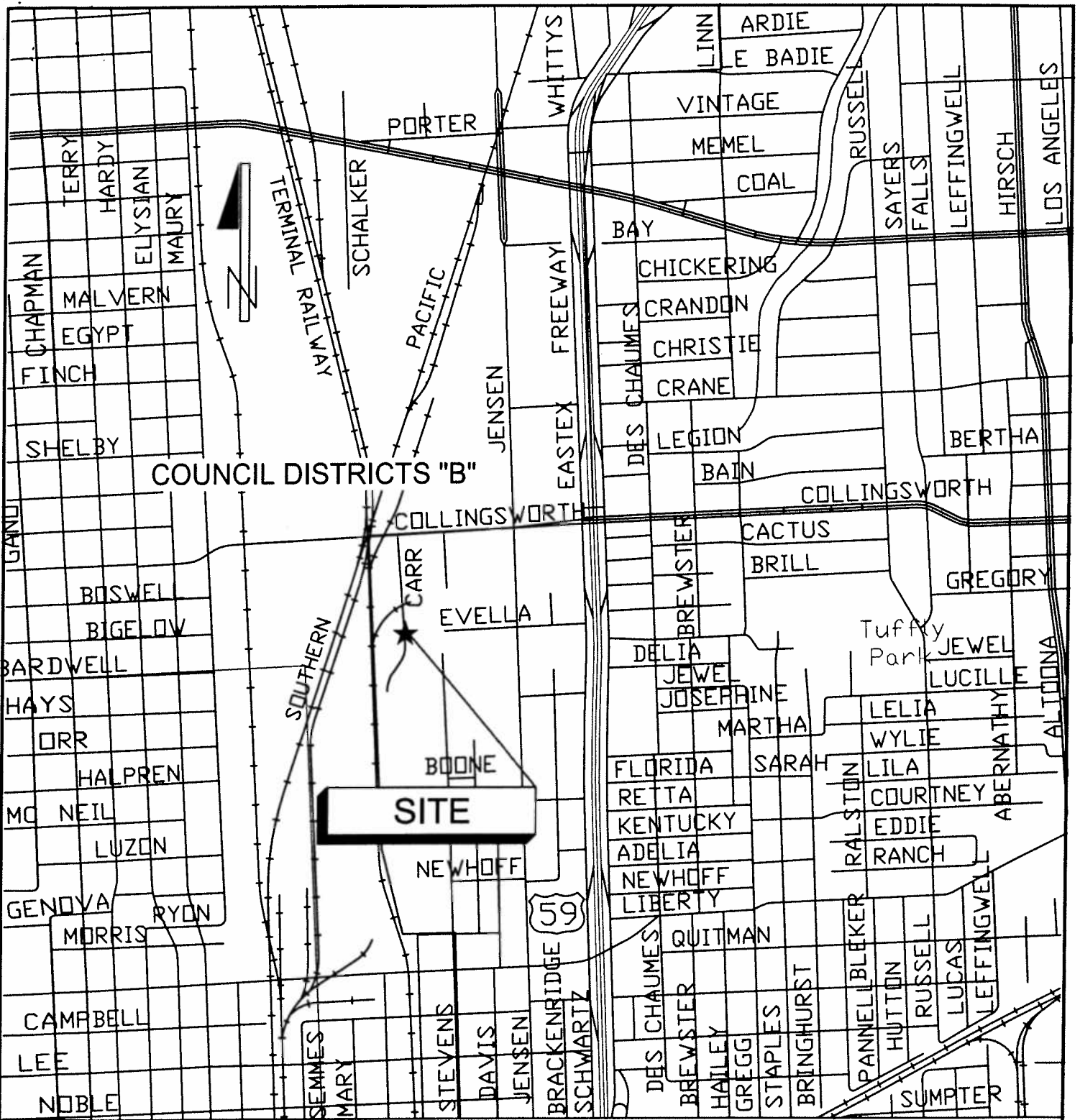
M/WBE INFORMATION: The architect achieved 19.1% participation under the original contract. A M/WBE goal of 24% has been established for the Restated and Amended Contract. The architect will utilize the following certified firms to achieve the goal:

<u>Firm Name</u>	<u>Work</u>	<u>Amount</u>	<u>% of Contract</u>
M.F. Hirsch & Associates, Inc.	Mechanical, Electrical and Plumbing Engineering Services	\$ 129,900.00	20.69%
Matrix Structural Engineers, Inc.	Structural Engineering Services	\$ 29,525.00	4.70%
Lauren Griffith, Inc.	Landscape Design Services	\$ 35,500.00	5.65%
TOTAL		\$ 194,925.00	31.04%

Attachments

SM:JLN:RAV:VTN:vtn

c: Marta Crinejo, Jacquelyn L. Nisby, Mary M. Villarreal, Greg Damianoff, Martha Leyva



Bureau of Animal Regulation and Care (BARC)

Renovation & Animal Adoption Center

3200 Carr

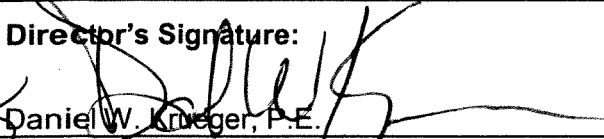
Houston, TX 77026

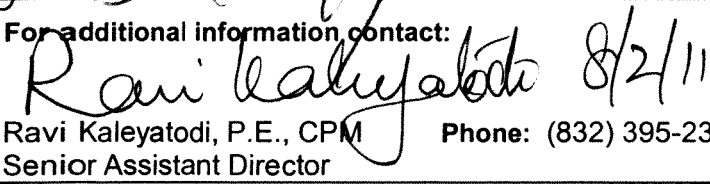
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Sims Bayou North Wastewater Treatment Plant Improvements – Blower Building. WBS No. R-000265-0072-4	Page 1 of 2	Agenda Item # 25
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date: AUG 24 2011
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Director's Signature:  Daniel W. Krueger, P.E.	Council District affected: 1
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For additional information, contact:  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action: 8/2/11
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RECOMMENDATION: (Summary)
Accept low bid, award construction Contract and appropriate funds.

Amount and Source of Funding: \$3,007,300.00 from the Water and Sewer System Consolidated Construction Fund No. 8500.
U.P. 8/11/2011

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's ongoing program to renew and replace inefficient components of existing wastewater treatment plants.

DESCRIPTION/SCOPE: This project consists of installation of two new blowers. The Contract duration for this project is 525 calendar days. This project was designed by Camp Dresser & McKee, Inc.


LOCATION: The project area is Sims Bayou North Wastewater Treatment Plant at 9500 Lawndale, Houston, TX 77012. The project is located in Key Map Grid 535H.

BIDS: Bids were received on Friday, June 23, 2011. The eight (8) bids are as follows:

Bidder	Bid Amount
1. Industrial TX Corp.	\$2,680,629.50
2. CSA Construction, Inc.	\$2,707,981.00
3. Pepper Lawson Construction, L.P.	\$2,719,000.00
4. LEM Construction Company, Inc.	\$2,778,681.00
5. Boyer, Inc.	\$2,941,313.00
6. RN Civil Construction	\$3,003,150.00
7. Bartlett Cocke General Constructors, LLC	\$3,014,867.66
8. R+B Group, Inc.	\$3,104,985.00

REQUIRED AUTHORIZATION CUIC ID #20AKH25

Finance Department:	Other Authorization:  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Sims Bayou North Wastewater Treatment Plant Improvements – Blower Building. WBS No. R-000265-0072-4	Originator's Initials 	Page 2 of 2
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AWARD: It is recommended that this construction contract be awarded to Industrial TX Corp. with a low bid of \$2,680,629.50 and Addenda Numbers 1, 2, and 3 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$ 3,007,300.00 to be appropriated as follows:

• Bid Amount	\$ 2,680,629.50
• Contingencies	\$ 134,031.48
• Engineering and Testing Services	\$ 5,000.00
• CIP Cost Recovery	\$ 187,639.02

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

PAY OR PLAY PROGRAM:

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

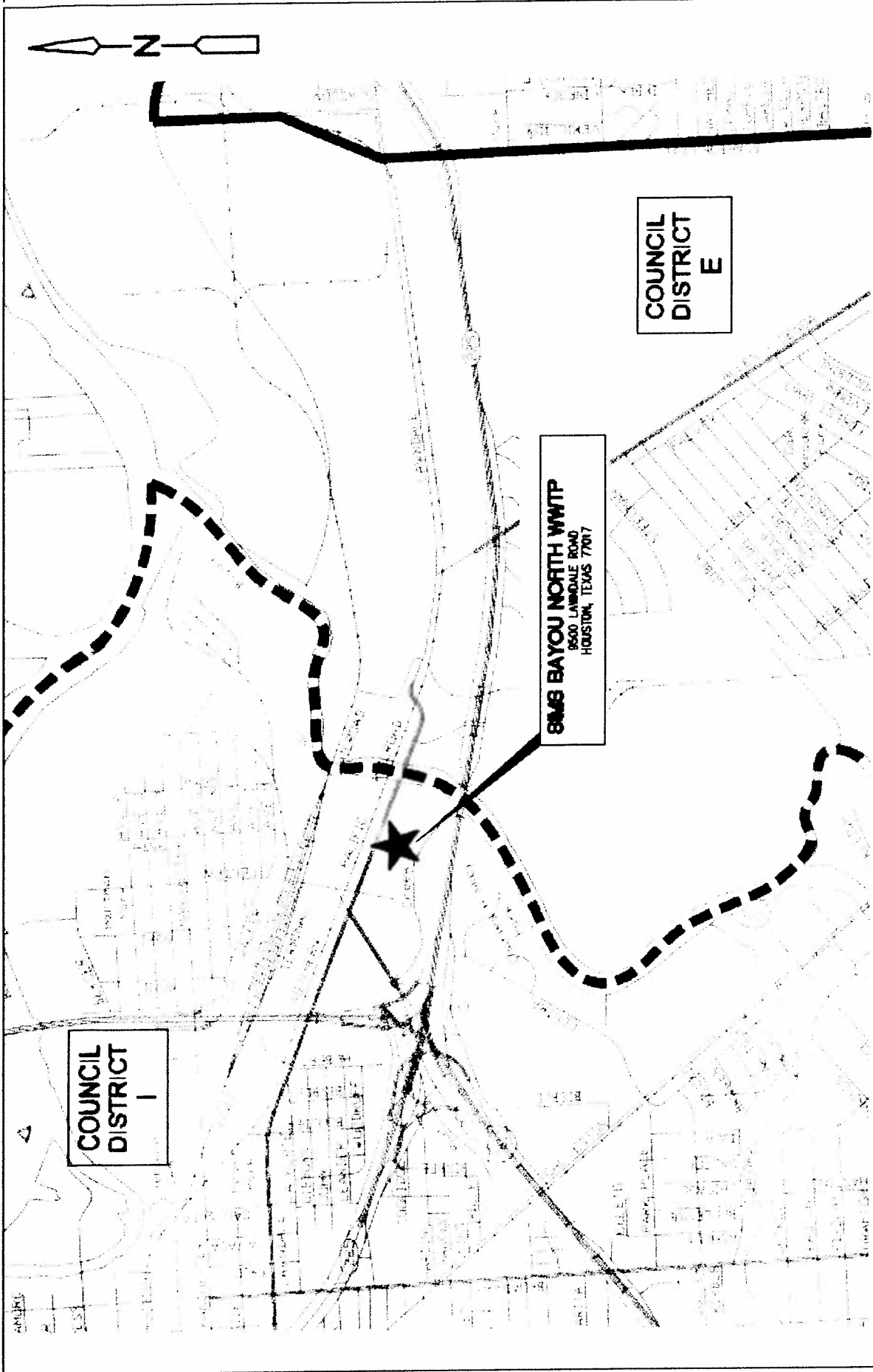
M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy 0.912% MBE and 1.497% SBE for this project. Public Works Engineering Small Business Development group has evaluated the possible goals for this project and approved 2%. This project involves purchase of two blowers, associated electrical equipments and materials which represents approximately 80% percent of the total project cost.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Energy Electric Supply, Inc.	Electrical Equipment	\$ 16,779.00	0.63%
2. Medcalf Fabrication, Inc.	Fabricator of Structured Components	\$ 7,678.00	0.29%
	TOTAL	\$ 24,457.00	0.92%
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Automation Nation, Inc.	Computer System Design	\$ 21,000.00	0.78%
2. Teague Industrial Sales & Service	Sales & Distribution of Piping Products	\$ 19,147.00	0.71%
	TOTAL	\$ 40,147.00	1.49%
		\$ 64,604.00	2.41%

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


DWK:DRM:RK:EN:BZ:AKH:pa

c: File No. R-0265-67-2



HARRIS COUNTY KEY MAP NO 535 H
 GIMS MAP NO 5655B

VICINITY MAP

LEGEND

- ★ PROJECT LOCATION
- COUNCIL DISTRICT BOUNDARY LINE
- CITY LIMIT

SIMS BAYOU NORTH
 WASTEWATER TREATMENT PLANT
 IMPROVEMENTS

WBS No: R-000265-0067-3

NOT TO SCALE

Hussain, Akhter - PWE

From: Nicholas, Brent [NicholasBW@cdm.com]
Sent: Thursday, June 16, 2011 5:58 PM
To: Hussain, Akhter - PWE
Cc: Sun, Yue
Subject: RE: Sims Bayou North WWTP BLower Building Questions R-000265-0072-4
Attachments: 100% Cost Estimates - Sims North Blower Building_NoSoundPanel&GritRemoval.pdf

Akhter,

As you know, this project is a continuation of the previous Sims Bayou North WWTP Improvements Project (constructed under GFS No.: R-000265-0056-4) and consists of installing the following major elements:

1. Two remaining integral gear single stage centrifugal 800 HP blowers in the existing Blower Building and connecting piping spools.
2. A Center – Point power company transformer to power the new blowers
3. 4.16 kV switchgear section in the existing Blower Building Electrical Room.

As mentioned in my previous email, a majority of the project cost comes from this equipment. All equipment provided will need to meet our technical specifications outlined in Division 11 thru Div. 16. This equipment typically comes from firms who do not fall under the category of MBE or SBE.

Labor cost associated with installation of the proposed equipment is a very minimum. In discussion with the current on-site Contractor who constructed the Blower Building it was stated that labor cost for this new project will be 2% or less.

Installation of the blower equipment requires critical machine alignment and installation knowledge. The Prime Contractors usually provide their own skilled labor to perform installation of this type of equipment. He went on to indicate that they are not aware of any qualified minority electrical subcontractors in the Houston area to perform specific work of installing and connection of 4,160 Volt Switchgear and equipment. Integration of the two new blowers to the existing blower control panel and plant SCADA will require a qualified Process Control System Supplier (PCSS) and Software Engineer to complete as specified and City Wastewater Operations Group SCADA qualification requirements. Review of the detailed cost estimate will indicate that labor and miscellaneous items is a small fraction of the cost of the project.

Also for your information, on the current contract, the Contractor used MBE/SBE on paving, concrete, misc. metal, pipe fabrication and misc. piping to meet his goals. However in this project there is only a couple of pipe fittings and two small panels of metal grating that will be modified. Thus, there is nowhere near not the same level of percentage participation that can be reached.

The reason these blowers were not installed in the previous project was due to City funding limitations.

Regards,

Brent W. Nicholas, P.E.
Principal Engineer

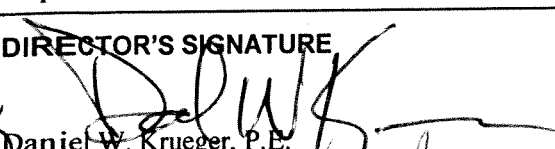
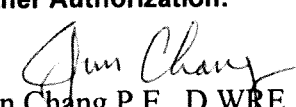
CDM, Inc.

TBPE Firm Registration No. F-3043
3050 Post Oak Blvd., STE 300
Houston, Texas 77056
713-423-7300 Office
713-423-7348 Direct
713-840-0173 FAX

From: Hussain, Akhter - PWE [mailto:Akhter.Hussain@houstontx.gov]
Sent: Thursday, June 16, 2011 9:15 AM
To: Nicholas, Brent; Sun, Yue

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method WBS# R-000295-0038-4		Page 1 of 2	Agenda Item # 26								
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date AUG 24 2011								
DIRECTOR'S SIGNATURE  Daniel W. Krueger, P.E.		Council District affected: All									
For additional information contact: Jason Iken, P.E. Interim Senior Assistant Director Phone: (832) 395-4989		Date and identification of prior authorizing Council action: N/A									
RECOMMENDATION: (Summary) Accept low bid, award construction contract, and appropriate funds.											
Amount and Source of Funding: \$3,857,768.00 from Water and Sewer System Consolidated Construction Fund No. 8500. This project is eligible for low interest funding through the State Revolving Fund (SRF), Tier III.		U.P. 8/5/2011									
SPECIFIC EXPLANATION: This project is part of the Neighborhood Sewer Rehabilitation Program and is required to renew/replace various deteriorated neighborhood collection systems throughout the City.											
DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by cured-in-place pipe method. The contract duration for this project is 540 calendar days.											
LOCATION: The project area is generally bounded by the City Limits.											
BIDS: Three (3) bids were received on May 26, 2011 for this project as follows:											
<table border="0"> <thead> <tr> <th><u>Bidder</u></th> <th><u>Bid Amount</u></th> </tr> </thead> <tbody> <tr> <td>1. RePipe Construction, LTD.</td> <td>\$3,645,493.79</td> </tr> <tr> <td>2. Reynolds Inliner, LLC</td> <td>\$4,020,113.72</td> </tr> <tr> <td>3. Insituform Technologies, Inc.</td> <td>\$4,030,693.49</td> </tr> </tbody> </table>		<u>Bidder</u>	<u>Bid Amount</u>	1. RePipe Construction, LTD.	\$3,645,493.79	2. Reynolds Inliner, LLC	\$4,020,113.72	3. Insituform Technologies, Inc.	\$4,030,693.49		
<u>Bidder</u>	<u>Bid Amount</u>										
1. RePipe Construction, LTD.	\$3,645,493.79										
2. Reynolds Inliner, LLC	\$4,020,113.72										
3. Insituform Technologies, Inc.	\$4,030,693.49										
File/Project No. WW 4258-48		REQUIRED AUTHORIZATION CUIC# 20JAI391 <i>ADT</i>									
Finance Department	Other Authorization:	Other Authorization:  Jun Chang P.E., D.WRE, Deputy Director Public Utilities Division									

Date	Subject: Contract Award for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method WBS# R-000295-0038-4	Originator's Initials	Page 2 of 2
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AWARD: It is recommended that this construction contract be awarded to RePipe Construction, LTD., with a low bid of \$3,645,493.79.

PROJECT COST: The total cost of this project is \$3,857,768.00 to be appropriated as follows:

- Bid Amount \$3,645,493.79
- Contingencies \$182,274.21
- Engineering Testing Services \$30,000.00

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

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

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

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Chief Solutions, Inc.	Clean & Televiser Sewer Lines	\$199,000.00	5.46%
CBL Industries, LLC	Asphalt/Paving	\$195,000.00	5.35%
Austin Ray Construction, LLC.	Resin Supplies	\$43,459.00	1.19%
	TOTAL	\$437,459.00	12.00%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
5M Rope & Supply, Inc.	Supplies	\$144,050.00	3.95%
Standard Cement Materials, Inc.	Manhole Rehabilitation	\$164,050.00	4.50%
Deanie Hayes, Inc.	Supplies	\$20,000.00	0.55%
	TOTAL	\$328,100.00	9.00%

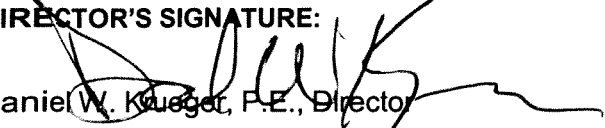
All known rights-of-way and easements required for this project have been acquired.


JDK
DWK:JC:JI:DR:mb

File No. WW 4258-48

SUBJECT: Contract Award for Water Line Replacement in Alabonson Area. WBS No. S-000035-00M5-4.	Page 1 of 2	Agenda Item # 27
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date: AUG 24 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Kueger, P.E., Director	Council District affected: CA A, B
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For additional information contact:  Ravi Kaleyatodi, P.E., GPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award construction contract and appropriate funds.

Amount and Source of Funding:
\$2,462,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *U.P. 8/5/2011*

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

DESCRIPTION/SCOPE: This project consists of approximately 34,266 linear feet of 4-inch, 6-inch, 8-inch, 12 inch and 16-inch diameter water lines, valves and appurtenances. The contract duration for this project is 300 calendar days. This project was designed by Omega Engineers, Inc.

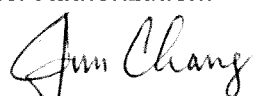

LOCATION: The project area is generally bound by HCFCD ditch on the north, West Little York on the south, Par Four on the east, and Union Pacific Rail Road on the west. The project is located in Key Map Grids 411 P, T & X.

BIDS: Bids were received on June 23, 2011. The three (3) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Collins Construction, LLC	\$2,140,156.49
2. D.L. Elliott Enterprises, Inc.	\$2,362,142.00
3. Resicom, Inc.	\$2,901,442.00

AWARD: It is recommended that this construction contract be awarded to Collins Construction, LLC with a low bid of \$2,140,156.49 and that no Addendum be made a part of this contract.

REQUIRED AUTHORIZATION CUIC ID # 20MHC06

Finance Department	Other Authorization:  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
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PROJECT COST: The total cost of this project is \$2,462,000.00 to be appropriated as follows:

- Bid Amount \$2,140,156.49
- Contingencies \$107,008.00
- Engineering and Testing Services \$65,000.00
- CIP Cost Recovery \$149,835.51

Engineering and Testing Services will be provided by Geoscience Engineering & Testing, Inc. under a previously approved contract.

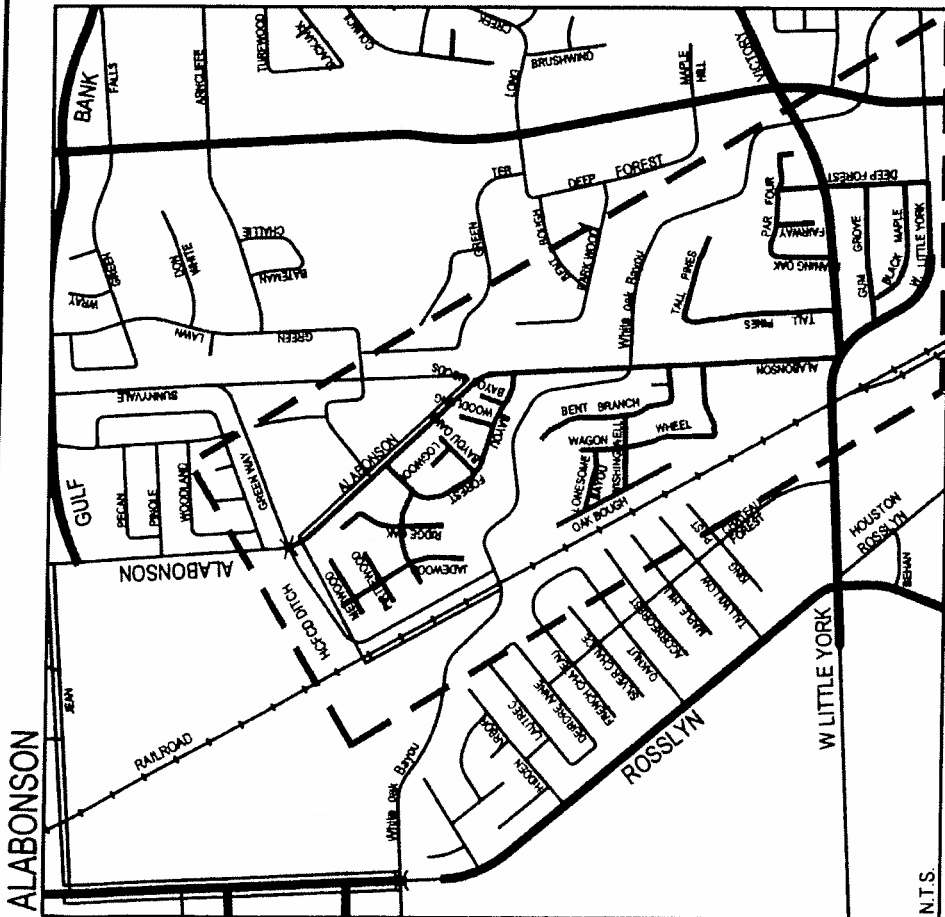
PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 11% M/WBE goal and 9% SBE goal for this project.

<u>MWBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Briones Construction & Supply, LTD.	Supplier of Construction Materials	\$117,710.00	5.50%
2. Fredith's Trucking	Hauling Services	\$64,205.00	3.00%
3. J. Ralph Watkins & Associates, Inc.	<u>General Insurance Sales/Service</u>	<u>\$53,505.00</u>	<u>2.50%</u>
	MWBE Subtotal	\$235,420.00	11.00%
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Mickie Service Company, Inc.	Installation of Water Meters, Fire Hydrants and Hot Taps	\$192,615.00	9.00%
	SBE Subtotal	\$192,615.00	9.00%
	TOTAL	\$428,035.00	20.00%


 DWK:DRM:RK:HH:MHC:SS:ss
Z:\design\A-WS-DIV\WPDATA\MHC\1800 Alabonson 1-2-3S-000035-00M5-3\POSTBID\RCA 071811.DOC

c: File No. S-000035-00M5-3 (3.7)



N.T.S.
 KEY MAP 411 P.T.X GIMS MAP NO. 5162C, 5161A
 COUNCIL DISTRICT: A & B

STREET	START	END	PROPOSED WATER LINE SIZE (IN)				TOTAL PROPOSED LENGTH (LF)
			4"	6"	12"	16"	
ALABONSON	W LITTLE YORK	MENWOOD				5598	
MENWOOD	JADEWOOD	CUL-DE-SAC	156	5	10	5583	
MENWOOD	JADEWOOD	CUL-DE-SAC			45	201	
PRITLEWOOD	JADEWOOD	CUL-DE-SAC	200		775	230	
PRITLEWOOD	JADEWOOD	CUL-DE-SAC			50	636	
JADEWOOD	FAIRWOOD	MENWOOD			581	581	
JADEWOOD	MENWOOD	END			36	36	
JADEWOOD	FAIRWOOD	CUL-DE-SAC			1026	1026	
FAIRWOOD	JADEWOOD	BAYOU FOREST			840	840	
FAIRWOOD	JADEWOOD	CUL-DE-SAC	231		40	274	
RIDGE OAK	CUL-DE-SAC	CUL-DE-SAC			1136	1136	
RIDGE OAK	LOGWOOD	CUL-DE-SAC			472	472	
BAYOU FOREST	ALABONSON	ALABONSON			1766	1766	
BAYOU OAKS	BAYOU FOREST	LOGWOOD			531	531	
BAYOU OAKS	LOGWOOD	CUL-DE-SAC			290	290	
LOGWOOD	BAYOU OAKS	CUL-DE-SAC			451	451	
WOODLONG	BAYOU FOREST	CUL-DE-SAC			842	842	
BAYOU WOODS	BAYOU FOREST	CUL-DE-SAC			409	409	
OAK BOUGH	LOMESOME	WISHING WELL			515	515	
OAK BOUGH	WISHING WELL	CUL-DE-SAC			808	808	
OAK BOUGH	LOMESOME	END			437	437	
LOMESOME	WISHING WELL	END			576	576	
WISHING WELL	OAK BOUGH	VINEWOOD			598	598	
WAGON WHEEL	LOMESOME	ALABONSON	15		1837	1852	
WAGON WHEEL	LOMESOME	CUL-DE-SAC	135	65	98	229	
WAGON WHEEL CR	WAGON WHEEL	CUL-DE-SAC	118	98		217	
VINEWOOD	ALABONSON	CUL-DE-SAC			338	338	
BENT BRANCH	CUL-DE-SAC	7030 BENT BRANCH			1574	1574	
BENT BRANCH	7030 BENT BRANCH	CUL-DE-SAC	165	20		659	
VINEWOOD CR	VINEWOOD	TALL PINES			1407	1407	
TALL PINES	W LITTLE YORK	TALL PINES			770	770	
TALL PINES	TALL PINES	CUL-DE-SAC			1322	1322	
PAR FOUR	LEANING OAK	CUL-DE-SAC			580	580	
LEANING OAK	W LITTLE YORK	PAR FOUR			819	819	
FAIRWAY CT	PAR FOUR	CUL-DE-SAC			1354	1354	
DEEP FOREST	PAR FOUR	W LITTLE YORK			1174	1174	
GUM GROVE	W LITTLE YORK	DEEP FOREST			1142	1142	
BLACK MAPLE	GUM GROVE	DEEP FOREST			2018	2018	
W LITTLE YORK	ALABONSON	DEEP FOREST			2018	2018	
	Total (LF)		1,010	219	75,436	5,583	34,268

CITY OF HOUSTON

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 WATER LINE REPLACEMENT IN
 ALABONSON AREA
 (WBS NO. S-000035-00M5-4)



MAY, 2011

OMEGA ENGINEERS, INC.
 10350 Post Tnn Place
 Houston, Texas 77034
 Tel: 281-547-9182 Fax: 281-547-9184

VICINITY MAP

REQUEST FOR COUNCIL ACTION

RCA #

TO: Mayor via City Secretary

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

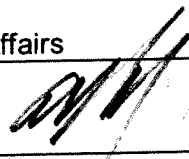
Origination Date

8/11/2011

Agenda Date

AUG 24 2011

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

For additional information contact:

Juan Olguin JFO
Kelly Schwarz

Phone: (713) 837- 9623

Phone: (713) 837- 9636

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)

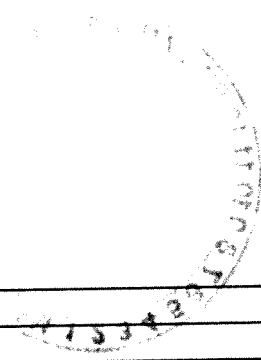
SPECIFIC EXPLANATION:

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. Daniel Holden D/B/A Mr. Pumper Sewer 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

SUBJECT:
Ordinance granting a Commercial Solid Waste Operator Franchise

Category #

Page 1 of 1

RCA #

Agenda Item#

29

44

36

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

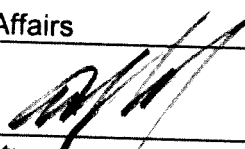
Origination Date

7/29/2011

Agenda Date

AUG 10 2011

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

~~AUG 17 2011~~

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. Global Waste Services, 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# 9074

Subject: Formal Bids Received for Veterinary Supplies for the Administration and Regulatory Affairs Department
S21-S23952

Category #
4

Page 1 of 2

Agenda Item

30

FROM (Department or other point of origin):

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

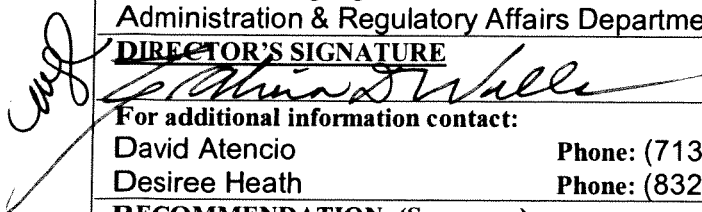
Origination Date

July 25, 2011

Agenda Date

AUG 24 2011

DIRECTOR'S SIGNATURE

mg


Council District(s) affected

All

For additional information contact:

David Encio Phone: (713) 229-7321
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve various awards, as shown below, in an amount not to exceed \$2,485,559.55 for veterinary supplies for the Administration and Regulatory Affairs Department. It is further recommended that City Council draw lots for the tie bids received for Group III, Item No. 69.

Estimated Spending Authority: \$2,485,559.55

Finance Budget

\$2,485,559.55 - BARC Special Revenue Fund (2427)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$2,485,559.55 for veterinary supplies for the Administration and Regulatory Affairs Department. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. These awards will consist of various items for cardboard pet carriers, dog leashes, veterinary drugs and pharmaceuticals, cleansers, vitamins, catheters, glass vials, assorted sized tubes, surgical masks, scalpels, disposable needles, test kits, sutures, disposable containers, tongue depressors, intravenous sets and vaccines to be used by the Department's Bureau of Animal Regulation and Care (BARC) while providing shelter and quality care to animals.

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

Webster Veterinary Supply, Inc.: Award on its low bid for Group II, Item Nos. 3, 26, 34, 44 and 46 (drugs, cleansers and injectable ketofen); Group III, Item Nos. 10, 11, 17, 19, 20, 25, 40 and 61 (syringes, masks, disposable needles, canine heartworm test kits, periosteal instrument, and ophthalmic gentamicin) and on its low bid meeting specifications for Group II, Item No. 25 (euthanasia agent); and on its sole bid for Group III, Line Item Nos. 3 and 21 (vials and detachable needles) and on its low resident bid for Group II, Line Item Nos. 32, 33, 37, 38, 39, 47, 54, 62 and 65 (veterinary drugs); Group III, Line Item Nos. 24, 26, 62, 67, and 68 (test kits and needles); and Group IV, Line Item Nos. 1 thru 4 (veterinary vaccines) in an amount not to exceed \$1,899,928.70.

MWI Veterinary Supply: Award on its low bid for Group I, Item No. 3 (cardboard pet carriers); Group II, Item Nos. 2, 5, 7, 13, 16, 17, 20, 23, 29, 30, 41, 43, 48, 50, 56, 57, 61, 67 and 68 (veterinary drugs, lidocaine, isoflurane, pain relievers, kwik stop powder, topical ointments); Group III, Item Nos. 1, 2, 8, 9, 14, 16, 22, 27, 32, 36, 49, 50, 54, 55, 63, 64 and 71 (catheters, autoclaves, gauze, scalpels, gloves, cuffed and uncuffed endotracheal tubes, sharp containers, and surgical bouffants); and on its low bid meeting specifications for

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

✓

Date: 7/25/2011	Subject: Formal Bids Received for Veterinary Supplies for the Administration and Regulatory Affairs Department S21-S23952	Originator's Initials LM	Page 2 of 2
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Group II, Line Item Nos. 6, 40, and 45 (veterinary drugs and ointments); Group III, Line Item Nos. 73, 74, and 75 (surgeon gloves and adhesive tissue bond) in an amount not to exceed \$294,859.90.

TW Medical Veterinary Supply Co. (Bid No. 1): Award on its low bid for Group I, Line Item No. 2 (flat dog leashes); Group II, Line Item Nos. 8, 9, 11, 14, 24, 35, 42, and 51 (veterinary drugs, animax ointment and mineral supplements); Group III, Line Item Nos. 12, 15, 28, 33, 35, 42, 43, 44, 46, 47, 48, 58, 59, 60, 65 and 70 (autoclaves, scalpels, grooming equipment, tongue depressors, surgical packs, disposable fecal kits, endotracheal tubes, repellent mist, gloves, veterinary drugs, and carbon dioxide) and on its low bid meeting specifications for Group II, Line Item Nos. 27 and 28 (antibiotics) and on its sole bid for Group II, Line Item Nos. 19, 49, 63 and 66 (veterinary drugs) in an amount not to exceed \$153,558.60.

Midwest Veterinary Supply: Award on its low bid for Group I, Item No.1 (braided dog leashes); Group II, Item Nos. 4, 10, 12, 15, 18 and 22 (veterinary drugs, mineral oils, and injections); Group III, Item Nos. 4, 5, 6, 13, 30, 31, 37, 38, 39, 45, 56, 57, 66, and 76 (endotracheal tubes, intravenous administering sets, sutures, microscope slides, and shoe covers) and on its low bid meeting specifications for Group II, Item No. 52 (hydrochloride capsules) in an amount not to exceed \$136,354.35.

Identical tie low bids were received for Group II, Line Item Nos. 32, 33, 37, 38, 39, 47, 54, 62 and 65; Group III, Line Item Nos. 24, 26, 62, 67 and 68; Group IV, Line Item Nos. 1 thru 4. Texas Local government Code 271.901 subsection (b) revised, states that where tie bids are received and one bidder is a resident bidder of the municipality, the resident bidder shall be awarded the bid.

A tie bid was received from TW Medical Veterinary Supply Co., and Midwest Veterinary Supply for Group III, Item No. 69 in the amount of \$858.00. It is requested that Council will draw lots for this item.

Group I, Item No. 4 and 5; Group II, Item Nos. 21, 31, 36, 53, 55, 58, 59, 60 and 64; Group III, Item Nos. 7, 18, 23, 29, 34, 41, 51, 52, 53 and 72 are not being awarded. These items will be purchased on an as needed basis.

A bid was received from Intervet Schering Plough and C Specialties but was not considered due to a material defect as previously determined by the Legal Department. Specifically, Intervet Schering Plough and C Specialties submitted its bid without an original signature.

Buyer: L. Marquez

Attachment: M/WBE zero-percent goal document approved by the Mayor's Office of Business Opportunity.

Estimated Spending Authority

DEPARTMENT	FY 2012	OUT YEARS	TOTAL
Administration and Regulatory Affairs	\$626,676.75	\$1,858,882.80	\$2,485,559.55



CITY OF HOUSTON

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

RECEIVED
AUG 25 2010

Interoffice

Correspondence

To: Calvin D. Wells, Deputy Director
City Purchasing Agent

From:

Laura A. Marquez

Date:

August 20, 2010

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: 11% New Goal: 0%

If requesting a revision, how many solicitations were received: 4

Solicitation Number: S23476/523952 Estimated Dollar Amount: \$2,179,605.99

Anticipated Advertisement Date: _____ Solicitation Due Date: _____

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

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

Name and Intent of this Solicitation:

This award is for veterinary supplies that will be used by the ARA-Bureau of Animal Regulation and Control and Police Department to administer and care for animals sheltered at BARC and those animals employed with the K9 and Mounted Patrol Units.

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

Maci Feed & Supply is a local supplier, and it uses company owned trucks to deliver items to the City departments on an as needed basis. A majority of supplies will be picked up by HPD, and all other items will be delivered by Maci Feed & Supply. Maci Feed & Supply delivery trucks are currently under manufacturer's warranty; therefore, there are no opportunities for certified MWBE in automotive repairs.

Webster Veterinary is a division of Patterson Companies, Inc. and is the nation's second largest distributor of consumable veterinary supplies, equipment and software, diagnostic products, vaccines and pharmaceuticals. The higher volume purchases of vaccines and pharmaceuticals will be shipped directly from Patterson Companies based in Sterling, Massachusetts to the City departments via common carrier (UPS/FED EX); therefore, there are no opportunities for certified MWBE in delivery/freight.

Concurrence:

SPD Initiator

Division Manager

Robert Gallegos, Deputy Assistant Director
*Affirmative Action

31
AUG 24 2011

MOTION NO. 2011

WRITTEN Motion by Council Member Sullivan to amend the proposed resolution regarding litigation of matters in dispute with American Traffic Solutions, Inc., as follows:

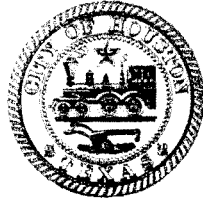
I move to amend Agenda Item #13, to require for the addition of the following:

- a. All devices, equipment, cameras, software, and related apparatus known as "red light cameras" shall be removed immediately from all city rights of ways, traffic signals, posts, and poles and/or other public locations.

Council Members Clutterbuck and Jones absent on personal business

On 8/17/11 the above motion was tagged by Council Member Lovell.

cr



MIKE SULLIVAN
Council Member
District E

For the
10/10

TO: Mayor Annise Parker
All Council Members

From: Mike Sullivan
Council Member, District E

Mike Sullivan

Date: August 17, 2011

CC: Marta Crinejo, Agenda Director

Subject: Amendment

I move to amend Agenda Item #13, to require for the addition of the following:

- a. All devices, equipment, cameras, software, and related apparatus known as "red light cameras" shall be removed immediately from all city rights of ways, traffic signals, posts, and poles and/or other public locations.

13

31A

~~AUG 17 2011~~

AUG 24 2011

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

A RESOLUTION REGARDING LITIGATION OF MATTERS IN DISPUTE WITH AMERICAN TRAFFIC SOLUTIONS, INC. ("ATS").

* * * * *

WHEREAS, On November 2, 2010, the people of Houston voted to amend the City Charter so as to prohibit the use of red light cameras to enforce state and local traffic laws ("Proposition 3"), which vote was canvassed and certified by the Houston City Council on November 15, 2010; and

WHEREAS, on November 15, 2010, the City Attorney, at the direction of the Mayor and in the exercise of the City's rights under its contract with ATS ("Contract") provided ATS with notice of termination of the Contract and instructed that the cameras be turned off; and

WHEREAS, On November 15, 2010, the City brought suit for declaratory judgment in federal court against ATS (Civil Action No. 10-cv-04545) ("ATS Suit") seeking a declaration of its rights and obligations under the Contract, as ATS disputed the City's right to terminate said Contract; and

WHEREAS, on June 17, 2011, U. S. District Judge Lynn Hughes issued an interlocutory order in the ATS Suit, ruling that the Proposition 3 election was invalid, concluding that it was an untimely effort to repeal the underlying ordinance (the "Order"); and

WHEREAS, on June 20, 2011, ATS corresponded with the City representing that if the cameras were turned back on it would seek to arrive at a mutual resolution with the City regarding the company's claim for damages under the contract, but that otherwise, its damages may be \$20 million dollars or more; and

WHEREAS, on July 6, 2011, the City sought permission to appeal Judge Hughes' Order, and the Mayor simultaneously instructed that the cameras be turned back on in order to mitigate any damages owing by the City to ATS under the Contract; and

WHEREAS, on July 8, 2011, Judge Hughes denied the City permission to appeal his Order while the ATS Suit remained pending, thereby requiring the City to obtain a final judgment on the merits before such Order could be appealed; and

WHEREAS, further court proceedings revealed that it would take months to secure such a final judgment, and the Mayor thusly instructed the City Attorney

to engage in settlement negotiations with ATS in order to bring an expeditious resolution to the ATS Suit and enable the cameras to be turned off; and

WHEREAS, settlement negotiations between the parties ensued but were unsuccessful, culminating in receipt of a formal demand dated August 8, 2011 from ATS for \$18 million dollars to settle the litigation if the cameras were to be turned off; and

WHEREAS, it was the intention of the Mayor to place such settlement demand on the August 17, 2011 City Council Agenda to enable Council to vote to accept or reject it, but with a recommendation from the Mayor that it be rejected on the grounds that it was wholly unreasonable, and that the cameras be turned off in light of same; and

WHEREAS, on August 11, 2011, ATS formally rescinded its settlement demand, apparently having become aware of the Mayor's intentions with regard to placing same on the City Council Agenda; and

WHEREAS, the Mayor now recommends that the City litigate the ATS Suit to conclusion on the merits or to reasonable settlement, and that the cameras be turned off, and remain off, in any event; and

WHEREAS, City Council believes it is appropriate to state, by resolution, its endorsement of the position of the City with regards to the litigation with ATS;
NOW, THEREFORE,

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

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

Section 2. That the City Council hereby affirms that the City litigate the ATS Suit to conclusion on the merits or to reasonable settlement (any such settlement subject to formal approval of the City Council), and that the red light cameras be turned off, and remain off, in any event, effective with the passage and approval of this Resolution.

Section 3. That following the passage and approval of this Resolution, City Council shall consider repeal of the underlying ordinance authorizing the use of red light cameras in the City of Houston.

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

PASSED AND ADOPTED this ___ day of August, 2011.


APPROVED this ___ day of August, 2011.

Mayor of the City of Houston

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

City Secretary


Prepared by Legal Department



City Attorney

Requested by Mayor Annise Parker

REQUEST FOR COUNCIL ACTION

SUBJECT: Proposed amendment of Code of Ordinances by repealing Article XIX, Chapter 45, relating to Photographic Traffic Signal Enforcement Systems (red light cameras)		Page 1 of 1	Agenda Item # <div style="border: 1px solid black; padding: 5px; display: inline-block; font-size: 2em;">32</div>
FROM (Department or other point of origin): Legal Department		Origination Date August 17, 2011	Agenda Date AUG 19 2011
DIRECTOR'S SIGNATURE: 		Council District affected: AUG 24 2011 All	
For additional information contact: David M. Feldman Phone: (832) 393-6412		Date and identification of prior authorizing Council action: Ords. 2007-985, 8/29/07; 2008-27, 1/9/08; 2010-846, 11/3/2010	
RECOMMENDATION: (Summary) Passage of an Ordinance amending the Code of Ordinances by repealing in its entirety Article XIX of Chapter 45, titled "Photographic Traffic Signal Enforcement Systems" (red light cameras).			
Amount and Source of Funding: N/A			
SPECIFIC EXPLANATION: The proposed ordinance amends the Code of Ordinance by repealing, in its entirety, Article XIX of Chapter 45, titled "Photographic Traffic Signal Enforcement Systems." Article XIX forms the basis for the City's current red light camera system and its repeal will remove the Code authority to continue that program. Section 2 of the proposed ordinance saves from repeal the provisions of Article XIX for the sole purpose of allowing the City to pursue collection of the violations of the red light camera provisions that occurred (1) prior to 12:01 a.m. on November 15, 2010, the date City Council canvassed the vote in the November 2010 election that approved the Charter amendment (codified as Section 23, Article IX, of the City Charter) AND (2) violations that occurred during the period beginning Sunday, July 24, 2011, and ending on the effective date of the proposed ordinance – 12:01 a.m on Wednesday, August 24, 2011.			
REQUIRED AUTHORIZATION			
Other Authorization:			

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

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS, BY REPEALING ARTICLE XIX, CHAPTER 45, PHOTOGRAPHIC TRAFFIC SIGNAL ENFORCEMENT SYSTEMS; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; CONTAINING A REPEALER; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That Chapter 45 of the Code of Ordinances, Houston, Texas is hereby amended by repealing Article XIX, Photographic Traffic Signal Enforcement. Systems.


Section 2. That the provisions of Article XIX of Chapter 45, which is repealed in Section 1 of this Ordinance, are saved from repeal for the limited purpose of their continuing application to any violation of said Article XIX that occurred (i) before 12:01 a.m. November 15, 2010, and (ii) during the period beginning at 12:01 a.m. July 24, 2011 and ending at 12:01 a.m. on the effective date of this Ordinance. For this purpose, a violation of Article XIX is deemed to have been committed if any element of the violation occurred during the periods defined in this Section.

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 at 12:01 a.m. on the 24th day of August, 2011.

PASSED AND APPROVED this ____ day of _____, 2011.

Mayor of the City of Houston

Prepared by Legal Dept. 

RDC:asw 08/17/2011

City Attorney

Requested by Honorable Mayor Annise D. Parker

L.D. File No. _____



C.O. "Brad" Bradford
Houston City Council Member

Interoffice

Correspondence

33

AUG 24 2011

To: Mayor Annise D. Parker
All Council Members

From: C.O. "Brad" Bradford
Council Member, At-Large 4

Date: August 17, 2011

Subject: Hire Houston First Amendment #1
**Definition of Principal Place of
Business**

As written, the proposed ordinance requires that a minimum of 20% of a company's workforce be regularly based at a place or places of business in the incorporated limits of the city or the local area, in order to be granted preferential status as a "city" or "local" business.

In order to ensure that all companies who make significant contributions to the local Houston economy, specifically by providing local jobs, have a fair chance to compete for City contracts, I propose requiring a company to have local personnel and resources that will be used to complete a minimum of 80% of the work required by any contract where the company makes a bid in order to qualify for preferential "city" or "local" status. This is a more inclusive, situation based method which will allow for greater participation by vendors and more efficient application of the preference by city departments.

I offer the following Amendment to alter the definition of *Principal Place of Business* within the proposed Hire Houston First Ordinance, Article XI, Chapter 15, Contracts, of the Code of Ordinances, Houston, Texas, Relating to Local Contracting Preferences:

Modify Section 15-176. Definitions.

Principal Place of Business means the business must be headquartered or have an established place or places of business in the incorporated limits of the city or local area, as applicable, wherein staff and equipment capable of completing at least 80% of the work required by any contract obtained from the City from which 20% or more of the entity's workforce are regularly based, and from which a substantial role of its operations is conducted. A location utilized solely as a post office box, mail drop or telephone message center or any combination thereof, with no substantial work function, shall not be construed as a principal place of business.

Respectfully submitted,

C.O. "Brad" Bradford
Houston City Council Member



C.O. "Brad" Bradford
Houston City Council Member

Interoffice

Correspondence

To: Mayor Annise D. Parker
All Council Members

From: C.O. "Brad" Bradford
Council Member, At-Large 4

Date: August 17, 2011

Subject: Hire Houston First Amendment #2
Purchases of Services

As written, the proposed ordinance contains permissive rather than mandatory language in several areas. This permissive language weakens the ordinance to the point of relegating it to the status of a mere suggestion to department directors and city purchasing agents.

In accordance with City Council's determination that in any procurement addressed by this Ordinance, local bidders offer the City the best combination of contract price and economic development opportunities, including employment of residents of the City and increased tax revenue to the City. Furthermore, in order to better achieve the stated policy of the City to place an affirmative duty on City departments to grant a preference to city and/or local businesses, it is necessary to change the permissive term may to the mandatory term shall in two sections.

I offer the following Amendment to alter the language of the proposed Hire Houston First Ordinance, Article XI, Chapter 15, Contracts, of the Code of Ordinances, Houston, Texas, Relating to Local Contracting Preferences sections 15-177 and 15-178:

Modify Section 15-177. Hire Houston First Program – Purchases of Personal Property.

(a) *Contracts of \$100,000 or more.* In purchasing any personal property that is not affixed to real property, if the city receives one or more bids from a bidder that is a city business and whose bid is within three percent of the lowest bid price received by the city from a bidder who is not a city business, and all other relevant criteria and legal requirements have been met, the city ~~shall~~ may enter into a contract with a value of \$100,000 or more with the bidder that is a city business, as defined in this article.

~~(1)The lowest bidder, or~~

~~(2)The bidder that is a city business, as defined in this article.~~

(b) *Contracts under \$100,000.* In purchasing any personal property that is not affixed to real property, if the city receives one or more bids from a bidder that is a city business and whose bid is within five percent of the lowest bid price received by the city from a bidder who is not a city business, and all other relevant criteria and legal



STEPHEN C. COSTELLO
Houston City Council At-Large Position 1

33A

AUG 24 2011

August 17, 2011

Dear Colleagues,

I move to amend Agenda Item 15 as follows:

Section 15-178. Hire Houston First Program – Purchases of services.

(b) In procuring architectural, engineering or land surveying services under the Professional Services Procurement Act, Tex. Gov't Code, Sec. 2254.004, the contracting department will ~~may, when appropriate~~ consider the status of a provider as a local business as part of the qualifications determination when specific knowledge of local conditions are deemed beneficial ~~to a project~~. For purposes of this subsection, "principal place of business" means the business must be headquartered or have an established place or places of business in the incorporated limits of the city or the local area, as applicable, from which they certify that they have adequate full time staff, equipment and other resources to locally perform 80% or more of the work associated with the scope of services defined within a contact. A location utilized solely as a post office box, mail drop or telephone message center or any combination thereof, with no other substantial work function, shall not be construed as a principal place of business.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen C. Costello", with a long horizontal flourish extending to the right.

Stephen C. Costello

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: AN ORDINANCE ADDING ARTICLE XI, HIRE HOUSTON FIRST, TO CHAPTER 15, CONTRACTS, OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO LOCAL CONTRACTING PREFERENCE		Category #	Page 1 of 1	Agenda Item 33B/15
FROM (Department or other point of origin): Carlecia D. Wright		Origination Date August 11, 2011	Agenda Date AUG 24 2011 AUG 17 2011	
DIRECTOR'S SIGNATURE: <i>Carlecia D. Wright</i>		Council District affected:		
For additional information contact: Phone:		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Adopt an ordinance relating to the granting of a preference to businesses located in the City of Houston or the eight counties in and surrounding the City.				
Amount of Funding: N/A		F & A Budget: N/A		
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund				
<input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION: Prior to 2011, Texas law allowed municipalities with a population less than 250,000 to award contracts to businesses located within the city limits, providing the bid was within three percent of the next lowest bid. This option was not available to larger cities, including the City of Houston. As part of its legislative agenda for the 82 nd legislative session, the city advocated for and secured an amendment to Texas law that would allow for local preferences in awarding business to local vendors, and thus promote economic development in the city. The recommended addition to the Code of Ordinances reflects the city's intent to spend locally when the local bidder offers the best combination of contract price and additional economic development opportunities, including the employment of residents of the city and increased tax revenue to the city. In this article, there are two categories of vendors: those located in city limits ("city businesses"), and those located in the eight-county area (Harris, Fort Bend, Montgomery, Brazoria, Galveston, Chambers, Waller and Liberty)("local businesses"). Once implemented, the ordinance will require purchases under \$50,000 to be made from local businesses, if their bids are not more than five percent greater than the lowest bid. When making purchases of personal property valued at more than \$50,000 but less than \$100,000, a city business may be given preference over a non-city business if its bid is within five percent of the lowest bidder; if over \$100,000 the bid must be within three percent. When making purchases of services valued at more than \$50,000 but less than \$100,000, a local business may be given preference over a non-local business if its bid is within five percent of the lowest bidder, if over \$100,000 the bid must be within three percent. In addition, in making procurements under the Professional Services Procurement Act for architectural, engineering, or landsurveying services, the status of a provider as a local business may be considered as part of the qualifications determination. Local preference requirements will not apply based on a determination that to do so would interfere with the City's contract needs. The Mayor's Office of Business Opportunities (MOBO) will establish the documentation necessary to establish a principal place of business in the city or local area and shall make the final determination as to eligibility as a city or local business. MOBO shall also produce semi-annual reports summarizing the dollar amount of procurements awarded to city and local businesses under this program.				

City of Houston, Texas Ordinance No. _____

AN ORDINANCE ADDING ARTICLE XI, HIRE HOUSTON FIRST, TO CHAPTER 15, CONTRACTS, OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO LOCAL CONTRACTING PREFERENCES; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * *

WHEREAS, City Council wishes to use the City spending powers in a manner that promotes fiscal responsibility and maximizes the effectiveness of local tax dollars by ensuring a portion of citizens' tax dollars remain in the local economy for economic benefit of the citizens; and

WHEREAS, City Council finds that by encouraging the local business capacity, the City will maintain an able and competitive pool of businesses from which to choose to procure goods and services; and

WHEREAS, City Council finds that awarding contracts to local vendors provides additional economic benefit for a city's citizens by keeping their tax dollars local; and

WHEREAS, City Council finds the principal place of business of a business is a relevant criterion in providing best value for the City; and

WHEREAS, City Council finds that awarding contracts to businesses located in the surrounding eight-county area, defined herein as the *local area*, benefits the City and its residents by improving employment opportunities, increasing property values, and increasing sales tax revenues; and

WHEREAS, City Council finds that the Local Government Code Sections 271.905 and 271.9051 allow the City to consider a vendor's principal place of business in awarding certain contracts; and

WHEREAS, City Council finds that there is no definition of "principal place of business" in the statutes of the State of Texas; therefore, the City adopts its own definition herein; and

WHEREAS, City Council determines that in any procurement addressed by this Ordinance, the local bidder offers the City the best combination of contract price and additional economic development opportunities, including the employment of residents of the City and increased tax revenue to the City;

WHEREAS, City Council finds that the conclusions and determinations contained herein meet the written determination required by the Local Government Code in Sections 271.905(b)(2) and 271.9051(b)(2) or as they may be amended or renumbered; and

WHEREAS, City Council desires to add Article XI to Chapter 15, Contracts, of the Code of Ordinances to create a requirement to utilize state law to create a contracting preference for local businesses; **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.

Section 2. That Chapter 15 of the Code of Ordinances, Houston, Texas, is hereby amended by adding a new Article that reads as follows:

“ARTICLE XI. HIRE HOUSTON FIRST

Sec. 15-175. Declaration of policy.

(a) It is the policy of the city to use the city's spending powers in a manner that promotes fiscal responsibility and maximizes the effectiveness of local tax dollars by ensuring a portion of citizens' tax dollars remain in the local economy for economic benefit of the citizens by utilizing all available legal opportunities to contract with city and/or local businesses.

(b) It is the policy of the city to place an affirmative duty on city departments to grant a preference to city and/or local businesses unless doing so would be clearly contrary to the best interests of the city.

(c) It is the policy of the city to achieve the policy goal in subsection (a) above by utilizing all permissible tools.

(d) Nothing in this article prohibits the city from rejecting all bids.

Sec. 15-176. Definitions.

The words and phrases defined in this section have the following meanings:

Bid means any procurement method governed by the Texas Local Government Code, Title 8 Acquisition, Sale or Lease of Property, or as it may be amended.

City business means a business with a principal place of business within the city limits.

Local area means the eight counties in and surrounding Houston city limits. The counties are Harris, Fort Bend, Montgomery, Brazoria, Galveston, Chambers, Waller and Liberty.

Local business means a business with a principal place of business in the local area.

Principal place of business means the business must be headquartered or have an established place or places of business in the incorporated limits of the city or the local area, as applicable, from which 20% or more of the entity's workforce are regularly based, and from which a substantial role in the entity's performance of a commercially useful function or a substantial part of its operations is conducted. A location utilized solely as a post office box, mail drop or telephone message center or any combination thereof, with no other substantial work function, shall not be construed as a principal place of business.

Sec. 15-177. Hire Houston First Program—Purchases of personal property.

(a) *Contracts of \$100,000 or more.* In purchasing any personal property that is not affixed to real property, if the city receives one or more bids from a bidder that is a city business and whose bid is within three percent of the lowest bid price received by the city from a bidder who is not a city business, the city may enter into a contract with a value of \$100,000 or more with:

- (1) The lowest bidder; or
- (2) The bidder that is a city business, as defined in this article.

(b) *Contracts under \$100,000.* In purchasing any personal property that is not affixed to real property, if the city receives one or more bids from a bidder that is a city business and whose bid is within five percent of the lowest bid price received by the city from a bidder that is not a city business, the city may enter into a contract for an expenditure of less than \$100,000 with:

- (1) The lowest bidder; or
- (2) The bidder that is a city business, as defined in this article.

Sec. 15-178. Hire Houston First Program—Purchases of services.

(a) In procuring services, including construction services, the contracting department may grant a preference to a local business. In no event shall a contract for services be granted to a local business that is not within:

- (1) Five percent of the lowest bidder for contracts under \$100,000; or
- (2) Three percent of the lowest bidder for contracts of \$100,000 or more.

(b) In procuring architectural, engineering or land surveying services under the Professional Services Procurement Act, Tex. Gov't Code, Sec. 2254.004, the contracting department may, when appropriate, consider the status of a provider as a local business as part of the qualifications determination.

Sec. 15-179. Hire Houston First Program—Purchases under \$50,000.

Subject to Texas Government Code §2254.004, when procuring goods or services valued at less than \$50,000 that are not the subject of a blanket purchase order or contract, the City shall select vendors and services providers with a principal place of business in the local area, provided that any such vendor's bid is no more than five percent greater than the lowest bid, in the event the lowest bid is from one other than a city business or a local business.

Sec. 15-180. Hire Houston First Program—Responsibilities and enforcement.

(a) The Mayor's Office for Business Opportunities (MOBO) shall be responsible for establishing the documentation necessary to establish a principal place of business in the city or local area. Any entity claiming to be a local business shall submit to the city a form promulgated by the MOBO, attested to by a duly authorized representative of the business. The MOBO shall make the final determination as to whether a business is a local business.

(b) Department directors shall maintain written records of all departmental actions under this program. Departments are charged with primary responsibility for monitoring their contracts for compliance with the program.

(c) The contracting or evaluating department shall award additional points to a local business in any bid based on a 'best value' evaluation.

(d) The strategic purchasing division ("SPD") and MOBO, in consultation with the legal department, are directed to provide written guidance, including guidance on best value bids, to departments for implementing this article. Such guidance shall include a preference structure that grants the highest number of points to a city business, the next higher number of points to a local business, and no points to a business located outside of the city or local area.

(e) The submission of a form pursuant to subsection (a) above found to contain false information is grounds for debarment per section 15-103(1)(c) of this Code.

(f) The MOBO shall produce semi-annual reports, commencing July 1, 2012, summarizing the dollar amount of procurements awarded to city businesses and local businesses under this program.

Sec. 15-181. Hire Houston First Program—Exceptions.

(a) This program does not apply to any contract in which the federal government participates in the form of a grant or loan, or the city acts as a conduit for federal money.

(b) This program does not apply to contracts in which the contracting department has determined that it would unduly interfere with contract needs. In cases of purchases over \$100,000, such determination shall be made in writing, expressly approved by the department director, and furnished in advance to the MOBO.

(c) In accordance with Local Government Code section 271.9051, this program does not apply to the purchase of telecommunications services or information services, as those terms are defined by 47 U.S.C. Section 153."

Sec. 15-182. Hire Houston First Program—Effective Date.

This Article shall be effective as to solicitations for procurements published on or after September 1, 2011.

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. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under the Program without further authorization from Council.

Section 5. 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 _____, 20_____.

APPROVED this _____ day of _____, 20_____.

Mayor of the City of Houston, Texas

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

City Secretary

Prepared by Legal Dept.



City Attorney

L.D. File No. _____