

**AGENDA - COUNCIL MEETING - TUESDAY - JULY 24, 2012 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

**INVOCATION AND PLEDGE OF ALLEGIANCE** - Council Member Rodriguez

**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

**NOTE: If a translator is required, please advise when reserving time to speak**

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

**RECONVENE**

**WEDNESDAY - JULY 25, 2012 - 9:00 A. M.**

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

**HEARING - 9:00 A.M.**

1. **PUBLIC HEARING** on a proposal for the City of Houston to annex certain territory in the vicinity of the Commons of Lake Houston near Kingwood Drive on the east side of Lake Houston, in Harris County, Texas - **DISTRICT E - SULLIVAN**

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 2 through 39**

**AGENDA - JULY 25, 2012 - PAGE 2**

**MISCELLANEOUS** - NUMBERS 2 through 4

2. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON COMMISSION ON DISABILITIES**, for terms to expire July 26, 2014:
  - Position Two - **MR. LOUIS J. MAHER**, appointment
  - Position Four - **MR. STEVE KOLOGINCZAK**, appointment
  - Position Six - **MS. KATHY LADELL WALTERS**, reappointment
  - Position Eight - **MR. CHARLES H. A. LADAY**, appointment
  - Position Twelve - **MS. CLAUDIA MAGALLAN**, appointment
  - Alternate Position Two - **MS. JAZMIN ALMLIE-RYAN**, reappointment
  - Alternate Position Four - **MR. CORNELIUS K. BOOKER**, appointment
3. RECOMMENDATION from Director Finance Department for approval of FY2013 Budgets submitted by the **HOUSTON ARTS ALLIANCE, THE HOUSTON MUSEUM DISTRICT ASSOCIATION, MILLER THEATRE ADVISORY BOARD, INC,** and **THEATER DISTRICT IMPROVEMENT, INC** for the support, advancement and promotion of the Arts
4. RECOMMENDATION from Director Department Public Works & Engineering to accept the July 2012 Semiannual Report and Recommendations of the Planning Commission, acting as the Capital Improvements Advisory Committee, relating to the implementation of the Water and Wastewater Impact Fees Program and to transfer revenues and interest generated by the Water and Wastewater Impact Fees in the amount of \$6,872,788.55 for Revenue Bond Debt Service as recommended in the Report

**ACCEPT WORK** - NUMBERS 5 and 6

5. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$240,220.35 and acceptance of work on contract with **MILLIS DEVELOPMENT & CONSTRUCTION, INC** for Blackhawk Park Phase III - 4.79% over the original contract amount and under the 5% contingency - **DISTRICT D - ADAMS**
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$245,966.40 and acceptance of work on contract with **REPUBLIC ELECTRIC** for LED Retrofit Traffic Signal Upgrades in Downtown, Midtown, Texas Medical Center and other various locations - 18.01% under the original contract amount - **DISTRICTS C - COHEN; D - ADAMS; E - SULLIVAN; G - PENNINGTON; H - GONZALEZ; I - RODRIGUEZ and J - LASTER**

**PROPERTY** - NUMBERS 7 through 10

7. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay the costs of Court and withdraw objections to the award in connection with eminent domain proceeding styled City of Houston v. NCNB Texas National Bank, et al., Cause No. 1002569; for acquisition of Parcel AY9-428; for the **LONG POINT RECONSTRUCTION PROJECT (Pech - Hollister) DISTRICT A - BROWN**
8. RECOMMENDATION from City Attorney to purchase Parcel AY11-124, pay the costs of Court in connection with the eminent domain proceedings styled City of Houston v. DePriest Evangelistic Baptist Church, a Texas non-profit corporation, et al., Cause No. 1011367; for the **RECONSTRUCTION OF PARKER ROAD PROJECT (HARDY TOLL ROAD - EASTEX FWY) DISTRICT B - DAVIS**

**PROPERTY** - continued

9. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Mark Kirkland, on behalf of American General Life Insurance Company and Knickerbocker Corporation (William Larry Mask, Vice President), for abandonment and sale of Wilkinson Street, from West Dallas Street north to its terminus, and West Lamar Avenue, from Wilkinson Street west  $\pm$ 203 feet, all located in the American General Center Section One Addition, out of the John Austin Survey, A-1, Parcels SY12-076A, SY12-076B and SY12-094 - **DISTRICT C - COHEN**
10. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Joe Turner, Director, City of Houston Parks & Recreation Department, for the declining of the acceptance of, rejecting, and refusing the dedication of Alvin Avenue ( $\pm$ 8,200 square feet) and Maggie Avenue ( $\pm$ 8,200 square feet), from Comal Street west to their termini into Sunnyside Park, located within the Sunnyside Extension South Subdivision, out of the B.H. Freeling Survey, Parcels IT12-005A and IT12-005B  
**DISTRICT D - ADAMS**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 11 through 13

11. ORDINANCE appropriating \$298,601.45 out of Parks Consolidated Construction Fund for purchase of Field Lighting Equipment through the Texas Local Government Purchasing Cooperative for the General Services Department - **DISTRICT E - SULLIVAN**
  - a. **MUSCO SPORTS LIGHTING, LLC** for Sports Field Lighting Equipment through the Interlocal Agreement for Cooperative Purchasing with Buyboard for the General Services Department \$295,645.00 and contingencies for a total amount not to exceed \$298,601.45 - **DISTRICT E - SULLIVAN**
12. **LEXISNEXIS RISK SOLUTIONS FL, INC** for Accurint® for Law Enforcement Investigative Services from the State of Texas Council of Competitive Government Contract for the Houston Police Department - 1 Year - \$75,600.00 - General Fund
13. **AMERICAN MECHANICAL SERVICES OF HOUSTON, LLC** to Remove, Furnish and Install a New Air-Cooled Chiller and associated equipment for the Department of Public Works & Engineering - \$159,900.00 - Enterprise Fund

**RESOLUTIONS AND ORDINANCES** - NUMBERS 14 through 39

14. RESOLUTION designating the **WALTER F. DALY HOUSE** located at 2938 Del Monte Drive and the **HELM-MCDONOUGH HOUSE** located at 2107 Looscan Lane and the **D.W. HOVEY HOUSE** located at 3395 Del Monte Drive within the City of Houston as historic landmarks - **DISTRICT G - PENNINGTON**
15. RESOLUTION amending Resolution No. 2011-31, a resolution supporting the request of a waiver of the local match requirements in the Federal Off-System Bridge Program - **DISTRICTS A - BROWN and I - RODRIGUEZ**
16. RESOLUTION supporting the City of Houston's request to place a segment of Aldine Bender/FM525 between Lee Road and US 59 on the Texas Department of Transportation's Road Log - **DISTRICT B - DAVIS**
17. ORDINANCE ordering and giving notice of a Special Election to be held on November 6, 2012, for the purpose of filling a vacancy in the office of Council Member, District E, on the Houston City Council

**RESOLUTIONS AND ORDINANCES** - continued

18. ORDINANCE amending City of Houston Ordinance No. 2011-1170 relating to the rescheduling or postponement of certain City Council meetings
19. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 12.4-foot-wide alley, from Florida Street north to its terminus, in the Fifth Ward Place Subdivision, S.M. Harris Survey, A-327, Harris County, Texas; vacating and abandoning the alley to Small Steps Nurturing Center, Inc, and Prince Complex, Inc, abutting owners, in consideration of payment to the City of \$26,334.00 and other consideration - **DISTRICT B - DAVIS**
20. ORDINANCE relating to the Retail Gas Utility Rates of Centerpoint Energy Resources Corp. d/b/a Centerpoint Energy Entex and as Centerpoint Energy Texas Gas; opening a formal Gas Utility Rate Inquiry; maintaining current rates in effect until changed
21. ORDINANCE approving and authorizing contract between the City and **RETIREMENT HORIZONS INC** for Pension Actuarial Consulting Services; providing a maximum contract amount - 2 Years with one option year - \$395,000.00 - General Fund
22. ORDINANCE amending Ordinance No. 2012-383, relating to the annexation to the City of Houston, Texas for limited purposes a certain area located within Harris County Municipal Utility District No. 168 in Harris County, Texas, imposing the Sales and Use Tax of the City of Houston in the said area, and assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter
23. ORDINANCE approving and authorizing contract with the **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY**, for the City's Air Pollution Control Program; authorizing the Director of the Houston Department of Health and Human Services or his designee to act as the City's representative for the program
24. ORDINANCE approving and authorizing Loan Agreement between the City of Houston and **APV REDEVELOPMENT CORPORATION**, to provide \$1,000,000.00 of Federal "HOME" Funds to assist with property acquisition and development of a 148 unit Affordable Housing Community, to be located in the vicinity of 4000 Wilmington, Houston, Texas - **DISTRICT D - ADAMS**
25. ORDINANCE appropriating \$57,078.45 out of Affordable Housing Fund 2409 for payment to **HARRIS COUNTY COMMUNITY SERVICES DEPARTMENT** for Harris County's Homeless Housing Program as authorized by the Interlocal Agreement approved by Ordinance No. 2011-74
26. ORDINANCE authorizing the City of Houston to submit a request to the **UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT** to borrow up to \$1,800,000.00 of Section 108 Guaranteed Loan Funds and to allocate up to \$5,550,000.00 of EDI Grant Funds to partially finance the redevelopment of the building located at 806 Main Street, Houston, Texas **DISTRICT I - RODRIGUEZ**
27. ORDINANCE approving and authorizing the submission of an application for grant assistance to the **U.S. DEPARTMENT OF JUSTICE** for the 2012 Byrne Criminal Justice Innovation Program Grant Fund; declaring the City's eligibility for such grant; authorizing the Director of the Department of Neighborhoods to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

**RESOLUTIONS AND ORDINANCES** - continued

28. ORDINANCE authorizing amendment to an Interlocal Agreement between the City of Houston and **MENTAL HEALTH and MENTAL RETARDATION AUTHORITY of HARRIS COUNTY** to increase the maximum contract amount for the Chronic Consumer Stabilization Initiative - 4 Years \$1,023,532.32 - General Fund
29. ORDINANCE establishing the south side of the 3400-3500 block of South MacGregor Way within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - ADAMS**
30. ORDINANCE establishing the south side of the 3600-3700 block of South MacGregor Way within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - ADAMS**
31. ORDINANCE consenting to the addition of 2.186 acres of land to **HARRIS-FORT BEND COUNTIES MUNICIPAL UTILITY DISTRICT NO. 5**, for inclusion in its district
32. ORDINANCE consenting to the addition of 19.810 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 249**, for inclusion in its district
33. ORDINANCE consenting to the addition of 38.8874 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 383**, for inclusion in its district
34. ORDINANCE amending Ordinance No. 2007-864 to increase the maximum contract amount between the City and the **TEXAS DEPARTMENT of INFORMATION RESOURCES** for Telecommunications Services for Various Departments
35. ORDINANCE amending Ordinance No. 2002-695, as amended, to extend the term of the contract, increase the maximum contract amount and approve and authorize second amendment to contract between the City of Houston and **PHYSIO-CONTROL, INC, Formerly known as MEDTRONIC PHYSIO-CONTROL, INC**, for Defibrillator Maintenance and Repair Service for Various Departments - \$743,408.00 - General Fund
36. ORDINANCE authorizing the purchase of part of lot one of the subdivision of lot fifteen, Holman Outlots, J.S. Holman Survey, A-323, South Side of Buffalo Bayou, Houston, Harris County, Texas (2213 and 2215 Tuam) at a price, including due diligence and closing costs, of \$230,258.00, using Texas Parks and Wildlife Department Grant Funds, for the expansion of Emancipation Park for the Parks and Recreation Department; approving a purchase and sale agreement with the owner of the land (George Saji) - **DISTRICT D - ADAMS**
37. ORDINANCE appropriating \$4,661,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **AECOM USA GROUP, INC** for services associated with the Storm Drainage Program Support (Approved by Ordinance No. 2003-1195, as amended); and as additional funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF
38. ORDINANCE appropriating \$1,150,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **DODSON AND ASSOCIATES, INC (A Walter P. Moore and Associates, Inc. Company)** for Mitigation Program for Capital Improvement Projects (Approved by Ordinance No. 2007-0815) and approving and authorizing first amendment to the contract; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

**RESOLUTIONS AND ORDINANCES** - continued

39. ORDINANCE appropriating \$1,821,840.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **CIVILTECH ENGINEERING, INC** for Memorial Drive Paving Improvements from North Kirkwood Road to North Eldridge Parkway (Approved by Ordinance No. 2009-1332); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT G - PENNINGTON**

**END OF CONSENT AGENDA**

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

**NON CONSENT AGENDA** - NUMBER 40

**MISCELLANEOUS**

40. **SET A PUBLIC HEARING DATE** for the second amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWENTY-ONE (HARDY/NEAR NORTHSIDE ZONE) - DISTRICT H - GONZALEZ**  
**HEARING DATE - WEDNESDAY - AUGUST 8, 2012 - 9:00 A.M.**

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Green 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

1  
**COUNCIL CHAMBER - CITY HALL 2<sup>nd</sup> FLOOR - TUESDAY  
JULY 24, 2012 - 2:00PM**

**NON-AGENDA**

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<u>2MIN</u>	<u>2MIN</u>	<u>2MIN</u>
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<u>3MIN</u>	<u>3MIN</u>	<u>3MIN</u>
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MR. LAWRENCE PERKINS RIGGS – 7320 N. Jensen, No. 216 – 77093 – 713-691-1123 – Issues with HPD

MR. PERK OSTREWICH – 6122 Heatherbrook – 77085 – 832-228-2621 – Police Officer falsifying Police Report

MR. JOHN CIESLEWICZ – 1250 Dubarry Ln. - 77018 – 713-9061725 – Drainage

MR. DERRELL DURDEN – 3719 Audubon Place, No. 4 – 77006 – 832-668-5662 – Wrongful boot

MR. DANIEL ARP – 8273 Park Place Blvd. – 77017 – 281-220-7542 – Logistics of Strip Clubs

MR. MICHAEL ASHMORE – 12114 Briar Forest – 77077 – 713-248-4329 – Issue with payment DRC Contract for tree cutting and removal

MR. /COACH R. J. BOBBY TAYLOR - 3107 Sumpter - 77026 - FA34511 – Behavior Coward Conspiracy my born little girl from birth

MS. MARLENE MATUTE – 4704 Walker St. – 77027 – 417-619-6481 – Strike Crisis in the City

MR. JOSEPH MOSES – 16557 Hwy 190 E – Livingston – TX – 77351 – 936-827-3298 Homeland Security

**PREVIOUS**

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<u>1MIN</u>	<u>1MIN</u>	<u>1MIN</u>
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PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – 713-928-2871 – US President JC Martial Law – declared on – City Government – HoustonTx w/TX – State

MS. RITA MITCHELL – Post Office Box 77221 – [adjustingprobe@netscape.com](mailto:adjustingprobe@netscape.com) – Astrodome Economic and Social Engine. Final Presentation

MS. ANNA ASHMORE – 7815 Windswept Ln. – 77063 – 713-953-9955 – Outrageous water bill

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

**SUBJECT:** An ordinance directing the development of a service plan and calling public hearings for the general purpose annexation of certain territory in the vicinity of Kingwood Drive on the northeast side of Lake Houston

Category #

Page 1 of 1

Agenda Item #

1

15 2012

**FROM (Department or other point of origin):**  
Planning and Development Department

**Origination Date**  
June 26, 2012

**Agenda Date**  
July 9, 2012

*Hearings 7-25 and 8/1/12*

**DIRECTOR'S SIGNATURE:**

**Council District affected:**

E

*Martina A. Zapata*

**For additional information contact:** Nicole Smothers  
Phone: 713-837-7856

**Date and identification of prior authorizing Council action:**  
N/A

**RECOMMENDATION: (Summary)**

That Council approve an ordinance directing the development of a service plan and calling public hearings for the general purpose annexation of certain territory in the vicinity of Kingwood Drive on the northeast side of Lake Houston.

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

**Finance Budget:**

**SPECIFIC EXPLANATION:**

The City has received a petition from The Commons of Lake Houston requesting that the city annex for general purposes property that is located near Kingwood Drive on the northeast side of Lake Houston. The area to be annexed consists of 148.19 acres of land owned entirely by the petitioners.

The area being considered for annexation will include 173 lots on which single family homes will be constructed with 37 of them being waterfront homes. Upon full build out, the anticipated taxable value of the property to be annexed will be approximately \$55,840,000. There are currently no residents in the area to be annexed.

The annexation process is expected to be completed in October, 2012.

This matter was heard by the Housing, Sustainable Growth and Development Committee on June 26, 2012, and the committee reported favorably on the annexation.

The suggested hearing dates are July 25, 2012 and August 1, 2012 in City Council chambers.

This item cannot be tagged.

Copy: Marta Crinejo, Agenda Director  
David Feldman, City Attorney  
Sameera Mahendru, Assistant City Attorney  
Anna Russell, City Secretary

**REQUIRED AUTHORIZATION**

**Finance Director:**

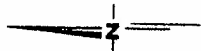
**Other Authorization:**

**Other Authorization:**

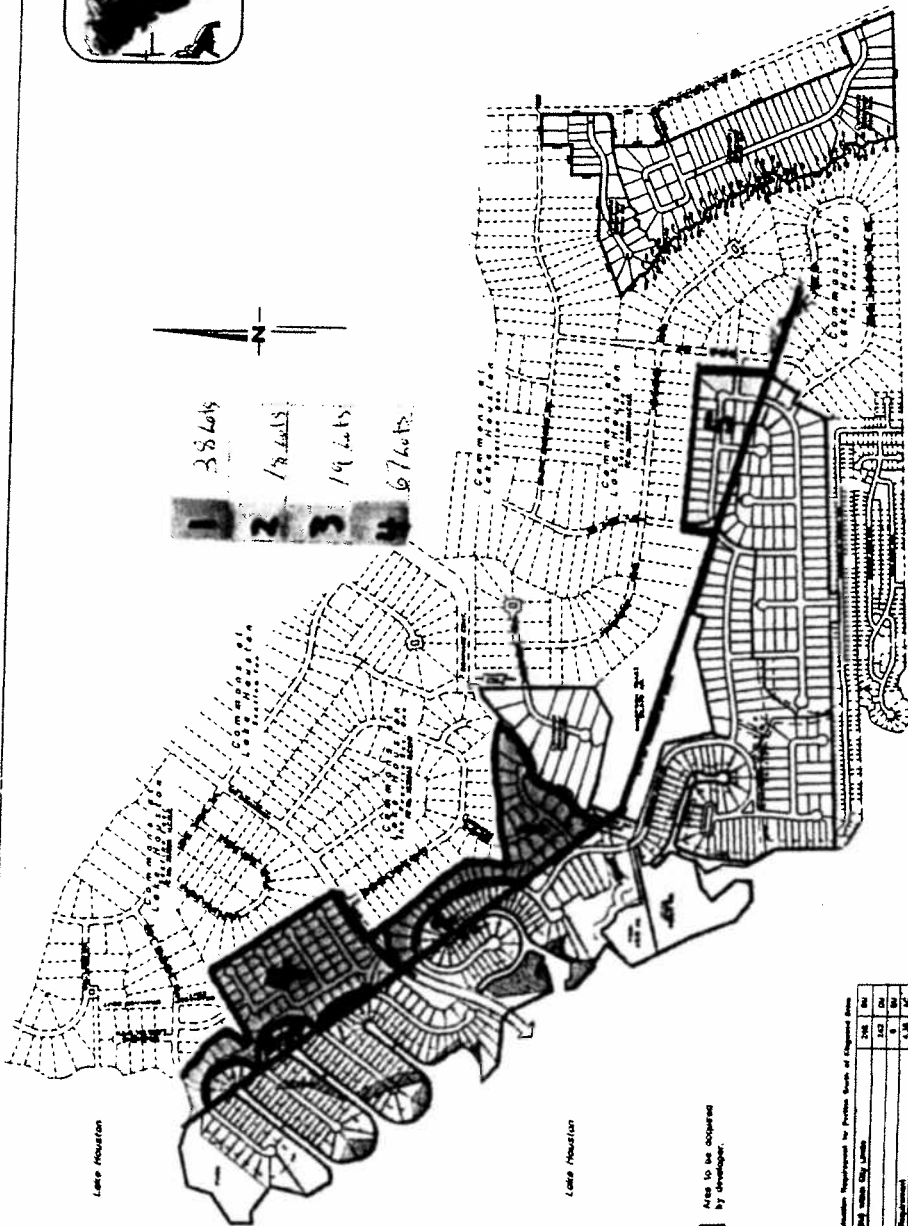




VISUALS MASS



1 38 lots  
 2 18 lots  
 3 19 lots  
 4 67 lots



Lake Houston

Lake Houston

Area to be acquired by developer.

Proposed Final Submission Requirements for Public Safety of Proposed Area

A. No. of Properties to be Acquired	206
B. No. of Properties to be Acquired by	142
C. No. of Properties to be Acquired by	64
D. Total No. of Properties to be Acquired	206
E. No. of Properties to be Acquired by	142
F. No. of Properties to be Acquired by	64

# COMMONS AT LAKE HOUSTON

BEING 787.00 ACRES OF LAND

AS SHOWN ON THE SURVEY OF THE

JAMES H. REBELL SURVEY, A-978, A-979, AND A-979

AS AMENDED BY THE

STATE OF TEXAS

THE HENNINGSEN COMPANY

DATE OF SURVEY: 1978

DATE OF AMENDMENT: 1978

SECTION 5

31 lots

1. ALL PUBLIC UTILITIES SHALL BE LOCATED WITHIN THE

2. ALL UTILITIES SHALL BE LOCATED WITHIN THE



VISUALS MASS



ANNISE D. PARKER  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

*2*

JUL 25 2012

July 11, 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 7-11-12  
date

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

The Honorable City Council  
Houston, Texas

Dear Council Members:

Pursuant to Sections 2-381 and 2-382 of the City of Houston Code of Ordinances, I am appointing or reappointing the following individuals to the Houston Commission on Disabilities, subject to confirmation by City Council:

- Mr. Louis J. Maher, appointment to Position Two, for a term to expire July 26, 2014;
- Mr. Steve Kologinczak, appointment to Position Four, for a term to expire July 26, 2014;
- Ms. Kathy LaDell Walters, reappointment to Position Six, for a term to expire July 26, 2014;
- Mr. Charles H. A. LaDay, appointment to Position Eight, for a term to expire July 26, 2014;
- Ms. Claudia Magallan, appointment to Position Twelve, for a term to expire July 26, 2014;
- Ms. Jazmin Almlie-Ryan, reappointment to Alternate Position Two, for a term to expire July 26, 2014;
- and
- Mr. Cornelius K. Booker, appointment to Alternate Position Four, for a term to expire July 26, 2014.

Résumés are attached for your review.

Sincerely,

*Annise D. Parker*

Annise D. Parker  
Mayor

AP:JC:jsk

Attachments

cc: Ms. Katherine Tipton, Interim Director of Department of Neighbourhoods  
Ms. Elaine Roberts, Division Manager of Department of Neighbourhoods



**REQUEST FOR COUNCIL ACTION**

**TO: Mayor via City Secretary**

**RCA #**

<b>SUBJECT:</b> Pass Motion Approving FY 2013 Budgets submitted by the Houston Arts Alliance, The Houston Museum District Association, Miller Theatre Advisory Board, Inc. and Theater District Improvement, Inc. for the support, advancement, and promotion of the arts.	<b>Category #</b>	<b>Page 1 of 2</b>	<b>Agenda Item#</b>  3
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<b>FROM: (Department or other point of origin):</b> Kelly Dowe Director of Finance	<b>Origination Date</b> July 18, 2012	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>for Tantri Emo</i>	<b>Council Districts affected:</b> All
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*copy*

<b>For additional information contact:</b> Minnette Boesel, Mayor's Assistant for Cultural Affairs Phone: (713)837-9593 Tantri Emo, Assistant Director- Finance Department Phone: (713)837-9845	<b>Date and identification of prior authorizing Council Action:</b> 2010-0741 Sept. 22, 2010
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**RECOMMENDATION: (Summary)**  
Pass Motion approving FY 2013 Budgets submitted by the Houston Arts Alliance, Houston Museum District Association, Miller Theatre Advisory Board, Inc. and Theater District Improvement, Inc. for the support, advancement, and promotion of the arts.

<b>Amount of Funding: 19.3% of FY 2013 Hotel Occupancy Tax Revenue: \$12,600,000.00 (Estimated)</b>	<b>Finance Department Budget:</b>
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**SOURCE OF FUNDING:**     General Fund     Grant Fund     Enterprise Fund     Other (Specify)

**SPECIFIC EXPLANATION:**  
The four arts organizations are entering year three of a three year contract to be administered by the Finance Department. The quarterly payments will be distributed to each group from the Hotel Occupancy Tax fund transferred to the City from the Houston First Corporation.

Fiscal Year 2013 marks the 35<sup>th</sup> year of the public/private partnership of the City of Houston in support of the arts in Houston. This long standing collaboration has proved highly effective in developing the nonprofit arts community and providing vital services to citizens and visitors in Houston. In the 35 years of this partnership, Houston's nonprofit arts sector has grown significantly. The many artistic offerings contribute immeasurably to the enjoyment, educational enrichment, and entertainment of Houstonians and visitors who participate in the public programs offered by Houston's galleries, museums, concert halls, theaters, lecture halls, and festivals. The variety and diversity of artistic offerings has helped to secure Houston's position as a premier arts city in Texas, the United States and the World.

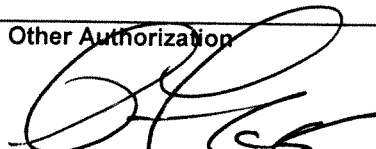
The Texas Tax Code allows municipalities to spend up to a maximum of 19.3% of Hotel Occupancy Tax (HOT) revenues for the support of the arts to promote tourism and advance the convention and hotel industry. The proposed budgets will provide ongoing support for Houston's major arts institutions as well as qualified small and mid-sized groups that express Houston's rich cultural diversity.

Each organization will receive direct quarterly payments in the percentage breakdown shown below.

Houston Arts Alliance (39.5%)

HAA will continue to administer a competitive grants program, based on a 'best practices' peer review process, to provide general operating support for a range of non-profit arts and cultural organizations, individual artists and special art projects. HAA will also administer a variety of outreach and support services including the Business Volunteer for the Arts program, Free Night of Theatre, Arts Database Management Program, Arts Incubator Program, space125gallery and Artshound.com. *HAA's management of the City's civic art program is provided through separate contracts.*

**REQUIRED AUTHORIZATION**

<b>Finance Department</b>	<b>Other Authorization</b> 	<b>Other Authorization</b>
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Date:	<b>SUBJECT:</b> Pass Motion approving the FY 2013 Budget submitted by the Houston Arts Alliance, The Houston Museum District Association, Miller Theatre Advisory Board, Inc. and Theater District Improvement, Inc. for the support, advancement, and promotion of the arts.	Originator's Initials	Page 2 of 2
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**SPECIFIC EXPLANATION (CONT'D)**

Houston Museum District Association (18%)

Marketing and tourism support for 11 museums within a 1.5 mile radius that provide rich experiences and educational resources in art, history, culture, nature and science to more than 8 million visitors annually. Members include Children's Museum of Houston, Houston Museum of Natural Science, The Jung Center, The Menil Collection, Rice University Art Gallery, Contemporary Arts Museum Houston, Holocaust Museum Houston, Houston Zoo, The Health Museum, Lawndale Art Center, and Museum of Fine Arts, Houston.

Miller Theatre Advisory Board, Inc. (16%)

Support for the only outdoor proscenium theatre in the United States that offers, totally free of charge to the public, an annual season of artistically excellent and culturally diverse performances. Annual attendance increased by 75% from 2008's 245,300 to nearly 431,000 in both 2009 and 2010. There was another dramatic increase in annual attendance in 2011 with a jump of 51,000 to a record-breaking 482,000. The Miller Theatre Advisory Board is an all-volunteer body appointed by the Mayor and confirmed by City Council.

Theater District Improvement, Inc. (24%)

Tourism marketing for the Houston Symphony, Houston Grand Opera, Houston Ballet, Alley Theatre, Theatre Under The Stars, Society for the Performing Arts and Da Camera of Houston. The 2010-11 season was outstanding with 1.7 million attendees.

City's Initiative Grant Program (2.5%)

Administered by HAA, the program provides small grants, usually ranging from \$1,000 to \$15,000, to take advantage of special programmatic opportunities.

**EXHIBIT "B-1"**  
**GROSS RECEIPT BUDGET**

**HOUSTON ARTS ALLIANCE (HAA)**

FISCAL YEAR 2013 GROSS RECEIPT BUDGET  
for City of Houston Hotel Occupancy Tax (HOT) Funding

<b>PURPOSE</b>	<b>AMOUNT</b>
Administrative Support @ 10.5%	\$ 522,581.33
HAA Programs & Grants	<u>4,454,383.67</u>
Subtotal	4,976,965.00
 City Initiative Grants	 <u>315,002.00</u>
 Total Budgeted Amount	 <u><u>\$ 5,291,967.00</u></u>

Exhibit A  
Houston Museum District Association  
Gross Receipts Budget for  
Hotel Occupancy Tax Funds  
FY 2012-2013

FY 2012-2013 Hotel Occupancy Tax funds are allocated to the Houston Museum District Association and 11 member museums for the following purposes:

<u>Purposes</u>	<u>Adopted Budget(*)</u>
To support tourism marketing efforts that include a tourism information brochure, web site and an annual open house.	<u>\$136,084.08</u>
<u>Museum tourism marketing/PR programs:</u>	<u>\$2,131,983.92</u>
Museum of Fine Arts, Houston	\$673,706.92
Houston Museum of Natural Science	\$439,188.69
The Menil Collection	\$326,193.54
Contemporary Arts Museum Houston	\$151,370.86
Children's Museum of Houston	\$151,370.86
Houston Zoo	\$ 87,411.34
Health Museum	\$ 87,411.34
Holocaust Museum Houston	\$ 87,411.34
Rice University Art Gallery	\$ 42,639.68
Lawndale Art Center	\$ 42,639.68
Jung Center	\$ 42,639.68
<u>Total</u>	<u>\$2,268,068</u>

(\*) Subject to adjustment for City of Houston final contract amount.

Miller Theatre Advisory Board, Inc.  
 FY 2013 Budget (Proposed)  
 Hotel Occupancy Tax Revenues

	<u>07/12-06/13</u>
<u>Revenue</u>	
Hotel Occupancy Tax	\$ 2,015,985
 <u>Expenses</u>	
HOT Grants/Performances & Programming Expenses	\$ 1,280,285
Miller Presents Production Expenses	\$ 195,000
Outreach/Education/Marketing	\$ 190,000
Salaries/Benefits	\$ 285,000
Insurance	\$ 14,000
Accounting Fees	\$ 15,000
Contract Services	\$ 3,000
Bank Fees/Service Charges	\$ 250
Office Supplies	\$ 4,600
Office Equipment/Furnishings	\$ 3,500
Printing	\$ 3,000
Computer HW/SW/Maintenance	\$ 4,500
Phone/Fax/Internet	\$ 4,900
Conferences	\$ 5,000
Mileage/Parking	\$ 950
Postage/Delivery	\$ 3,500
Dues/Memberships	\$ 1,500
Storage	\$ 2,000
<i>Total Expenses</i>	<u>\$ 2,015,985</u>

Please note: The Miller Theatre Advisory Board operates on a calendar-year basis; therefore, MTAB has encumbered amounts (from prior periods) in excess of the contract amount for performances through the entire Miller season (calendar year 2013).

Theater District Improvement, Inc.  
Gross Receipts Budget for  
Hotel Occupancy Tax Funds  
FY 2012-2013

FY 2012-2013 Hotel Occupancy Tax funds are allocated to the Theater District Improvement, Inc. and 7 member arts organizations for the following purposes:

The amounts indicated are estimates based on the projected HOT collections from the City of Houston.

<b><u>Theater District tourism/ marketing programs</u></b>	<b><u>Budget</u></b>
Houston Symphony	\$692,723
Theatre Under The Stars	\$409,751
Houston Grand Opera	\$615, 911
Houston Ballet	\$542,770
Da Camera of Houston	\$43,774
Society for the Performing Arts	\$110,420
Alley Theatre	\$408,631
Houston Downtown Improvement, Inc.	\$200,000
<b>Total</b>	<b>\$3,023,980</b>



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

**SUBJECT:** Acceptance of the Semiannual Report of the Capital Improvements Advisory Committee relating to the implementation of the water and wastewater impact fees program and transfer of revenues and interest generated by water and wastewater impact fees in the amount of \$6,872,788.55 to the Combined Utilities System Operating Fund (Fund #8301) for revenue bond debt service.

Page  
1 of 1

Agenda Item  
#

4

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

**Origination Date**

**Agenda Date**

Department of Public Works and Engineering

7/19/12

JUL 25 2012

**DIRECTOR'S SIGNATURE**

**Council District affected:**

*ms*  
*ms*  
Daniel W. Krueger, P.E., Director

All

**For additional information contact:**

Rudy Moreno, Jr., E.I.T., Deputy Assistant Director (832) 394-8986

**Date and identification of prior authorizing Council action:** CM 2012-0098 / 02-15-2012

**RECOMMENDATION: (Summary)**

Approval of a Motion accepting the July 2012 semiannual report of the Capital Improvements Advisory Committee relating to the implementation of the water and wastewater impact fees program and transferring impact fee revenues and interest generated by the program to the Combined Utilities System Operating Fund (Fund #8301) for revenue bond debt service as recommended in the report.

**Amount and Source of Funding:** \$6,872,788.55 (revenue)

**SPECIFIC EXPLANATION:**

Pursuant to Chapter 395 of the Local Government Code and the rules of procedures adopted by City Council, the Capital Improvement Advisory Committee (CIAC) must file semiannual reports on the implementation of the impact fee program and its supporting components. The Planning Commission, acting as the CIAC, approved the July 2012 semiannual report at its meeting on July 5, 2012. The Committee hereby now conveys the report to Council for consideration. This report contains documentation of impact fee administration from November 1, 2011 through April 30, 2012. The Committee recommends that City Council accept the report and authorize the transfer of revenues and interest generated by water and wastewater impact fees, **\$6,872,788.55**, to revenue bond debt service.

**Attachment:**

- cc: David M. Feldman, City Attorney  
Marta Crinejo, Agenda Director  
Daniel W. Krueger, P.E., Director, Public Works and Engineering  
Mark L. Loethen, P.E., CFM, PTOE, Deputy Director, Public Works and Engineering

**REQUIRED AUTHORIZATION**

20UPA166

Finance Department

**Other Authorization:**

*Mark Loethen*  
Mark L. Loethen, P.E., CFM, PTOE,  
Deputy Director  
Planning and Development Services  
Division

**Other Authorization:**

*Susan Bandy*  
Susan Bandy, CPA  
Deputy Director  
Resource Management Division

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**July 2012**

**Semiannual Report of the  
Capital Improvements Advisory  
Committee  
On Impact Fees**

**Planning Commission  
Acting as the  
Capital Improvements Advisory Committee**

**Mark A. Kilkenny, Chair**

**City of Houston  
Planning and Development Department  
Planning Services Division**

**JULY 2012 SEMIANNUAL REPORT OF THE  
CAPITAL IMPROVEMENTS ADVISORY COMMITTEE**

## ON IMPACT FEES

### A. Purpose of this Review

Cities imposing impact fees on new development must comply with Chapter 395 of the Texas Local Government Code. In accordance with Chapter 395, City Council adopted Ordinances 90-675 and 90-676 to establish procedures to administer the City's water and wastewater impact fees programs, respectively. Approval of Motion 90-0614 by the City Council appointed the Planning Commission as the Capital Improvements Advisory Committee. Under State law, the Committee is charged with the following responsibilities:

- Assisting and advising the City in adopting land-use assumptions;
- Reviewing the IFCIP and filing written comments;
- Monitoring and evaluating the implementation of the IFCIP;
- Filing semiannual reports on the progress of the plan;
- Reporting actual or perceived inequities in plan implementation or the application of impact fees; and
- Recommending updates or revisions to the plan or any impact fees

This documentation fulfills the State requirement of the semiannual report on the progress of the plan. Preparation and conveyance of this report complies with City Council Motion 90-0614 to file a report by January and July of each year. This report documents changes that occurred between the period of **November 1, 2011 and April 30, 2012**, of the 2010-2020 Impact Fees Program.

### I. FINDINGS AND RECOMMENDATIONS

The Planning Commission, acting in its capacity as the Capital Improvements Advisory Committee, finds the following for this period:

- A total of **315** single-family residence (SFR) building permit application exemptions (from paying impact fees) were granted to single-family residences below the median housing price for the City of Houston between **November 1, 2011 and April 30, 2012**. The unit cost range for considering residences below the median housing price was from **\$152,467 - \$156,058**. The range is published by the Real Estate Center at Texas A & M University. A total of **21,357** exemptions have been applied for since the ordinance was adopted in 1997.
- A total of **\$6,872,788.55** generated from revenues and interest for water and wastewater impact fees accrued in the impact fees accounts between **November 1, 2011 and April 30, 2012**, the first half of the second year of the 2010-2020 Impact Fees Program. The program has an all-time total income of **\$254,092,045.86**.

**Based on these findings, the CIAC recommends the following actions:**

- The total amount of the revenues and interest generated from water and wastewater impact fees during the reporting period in the sum of **\$6,872,788.55** should be authorized for appropriation to debt retirement.

**B. Background**

The City of Houston established an impact fees program in June 1990, and adopted updates beginning in July of 2010 in compliance with State legislative requirements. The Planning Commission, acting in the capacity of the Capital Improvements Advisory Committee, oversees the program. The program institutes a method to collect fees for new development applications for water and/or sanitary sewer service. The fees offset a portion of costs associated with capital improvements for providing water and wastewater facilities to meet the new demand.

According to State legislation, estimates of new demand and needed facilities must be based on approved land-use assumptions. Maximum chargeable impact fees, the maximum fees the City can charge, are calculated from the estimated cost of the facilities and the capacity of the system. City Council determines the impact fees collection rates, which cannot exceed the maximum chargeable fees. These are the actual rates paid by the developer upon request for service. The City applies collected fees to the cost of the capacity needed by new development for designated water and wastewater capital improvements. These capital improvements are identified in the IFCIP. (Note that the IFCIP is not the City's five year Capital Improvement Plan.)

**II. EVALUATION OF IMPACT FEE PROGRAM COMPONENTS**

**A. Land Use Assumptions**

Review of the Land Use Assumptions (LUA) consists of monitoring the following components: population and employment, and water and wastewater service units. Population and employment projections were distributed among census tracts, followed by calculation of water demand and wastewater generation for the projected growth within each census tract.

**1. Population and Employment**

Population and employment projections provide the foundation to develop forecasts of future land use. The 2010-2020 Impact Fee Program is based on population and employment projections using Traffic Analysis Zone (TAZ) data from the Houston-Galveston Area Council.

**2. Service Units**

The second method of analysis involves a comparison of service units projected in IFCIP to service units generated by actual development. Service units provide a method for converting demand from different land uses to a common unit of measure. Adopted units of measure are based on the average daily demands for a single-family residence, which are 250 gallons for water and 250 gallons for sewer in the current 2010-2020 Impact Fee Program. Service unit analysis compares prorated ten-year growth projections in service units with service units generated by actual development. The number of projected service units was calculated for each ten-year planning period.

The maximum impact fee for each service unit calculated in the IFCIP is based on the prorated cost of projects divided by the capacity of the system. For both water and wastewater, the maximum rate is not time sensitive since it was calculated as the average cost per gallon for the entire system. Without a change to project costs or capacities in that IFCIP, maximum fees per service unit will not change.

Growth projections anticipate citywide demands will increase to 217,461 service units for water and 108,384 service units for wastewater between 2010 and 2020. Using an interpolation of proportionate service unit consumption, 39,868 service units for water and 19,870 service units for wastewater were projected to be consumed through this period of the updated program (**November 1, 2011 and April 30, 2012**). Service unit data was compiled from actual permit applications and totaled for the entire service area. Actual service units generated during this 6-month period totaled 4,064 water service units and 4,176 wastewater service units for a cumulative total of 21,089 water service units and 14,213 wastewater service units (See Table 1).

Table 1 shows the percentage of actual growth slower than projected through this reporting period. With current consumption of service units only 53% for water and 72% for wastewater, significant capacity remains in these systems for new development. While actual service units are below projected levels, adjustment of projected service units for the ten-year period will have no effect on the maximum impact fees.

**TABLE 1**  
**November 1, 2011 and April 30, 2012**  
**Percent of Actual to Prorated Projected Service Units (s.u.)**

Semiannual Report	Duration (months)	Water			Wastewater		
		Prorated s.u.	Actual s.u.	%*	Prorated s.u.	Actual s.u.	%*
January 2011	4	7,255	1,471	20	3,613	1,516	42
July 2011	10	18,122	7,011	39	9,032	5,467	61
January 2012	16	28,995	17,025	59	14,451	10,037	69
July 2012	22	39,868	21,089	53	19,870	14,213	72

### 3. Impact Fees Capital Improvement Plan (IFCIP)

An update of the Impact Fees Capital Improvement Plan (IFCIP) has been performed in the 2010-2020 Impact Fee Program. The combined Water and Wastewater impact fee of \$1,643.21 per service unit has been effective since **July 1, 2011** under the program. Examination of data regarding service unit consumption from **November 1, 2011 and April 30, 2012**, indicates significant capacity remains in the water and wastewater systems to support future demand.

### 4. Maximum Chargeable Impact Fees

The maximum fees are derived by using the formula given in Chapter 395 of the Texas Local Government Code. The City of Houston has evaluated the changes in the 2010-2020 Impact Fee Program and determined that the maximum allowable fees have increased, and that the fees the City has adopted are sufficiently below the maximum as proscribed by Chapter 395.

**5. Findings:**

- The 2010-2010 Impact Fee Program has been implemented and is acceptable for continued administration through the next reporting period.
- Review of service unit data indicates excess capacity in both the water and wastewater systems sufficient to accommodate new development through the next scheduled report in January of 2011.
- Water and wastewater facilities identified in the IFCIP are adequate to meet anticipated demand through **October 31, 2012**, the end of the next reporting period.

**III. SUMMARY OF IMPACT FEE ACCOUNTS**

**A. Impact Fees Rates:**

Impact Fee rates are set by City Council in accordance with Chapter 395 of the Texas Local Government Code. A summary of the maximum allowable Impact Fees collectable and the rates adopted for the 2010-2020 Impact Fee Program is provided in Table 2. The current Water/Wastewater impact fee has been effective since **July 1, 2011** with the implementation of the 2010-2010 Impact Fee Program. The current Water/Wastewater impact fee of **\$1,643.21** per service unit for water and wastewater is **22.63%** of the maximum fees allowed by current law.

**TABLE 2**  
Maximum and Adopted Impact Fees

<b>2010-2020 Program</b>	<b><u>Wastewater</u></b>	<b><u>Water</u></b>	<b><u>Total</u></b>
Maximum Impact Fee/Residential Equivalent	<b>\$3,427.07</b>	<b>\$3,835.44</b>	<b>\$7,262.51</b>
<b>Adopted Fee</b>	<b>\$1,199.11</b>	<b>\$444.10</b>	<b>\$1,643.21</b>

**B. Current Status of Fees:**

The City maintains separate accounts for recording revenues received from water and wastewater impact fees. The funds may be expended for design and construction services, and/or retiring debt service. As of **April 30, 2012**, the City has accrued **\$254,092,045.86** since implementing the impact fees ordinances in 1990. A total of **\$247,219,257.31** has been transferred to the revenue bond debt service fund. The amount of **\$6,872,788.55** is available for transfer to the debt service fund from impact fees accounts. Table 3 provides a summary of impact fee revenues and account balances.

**TABLE 3**  
**Status of Impact Fees Accounts**

	<u>Wastewater</u>	<u>Water</u>	<u>Totals</u>
<i>1990-2000 Program</i>			
<i>Total Income</i>	\$44,115,871.05	\$19,557,816.07	\$63,673,687.12
<i>Transfers to Debt Service:</i>	\$44,115,871.05	\$19,557,816.07	\$63,673,687.12
<i>2000-2010 Program</i>			
<i>Total Income</i>	\$121,439,622.12	\$43,094,284.12	\$164,533,906.24
<i>Transfers to Debt Service</i>	\$121,439,622.12	\$43,094,284.12	\$164,533,906.24
<i>2010-2020 Program</i>			
Collections Income (7-1-2010 - 4/30/2012)	\$17,042,192.47	\$8,622,469.76	\$25,664,662.23
Interest Income (7-1-2010 - 4/30/2012)	\$148,340.08	\$71,450.19	\$219,790.27
<i>Total Income</i>	\$17,190,532.55	\$8,693,919.95	\$25,884,452.50
<i>Transfers to Debt Service:</i>	\$12,141,288.93	\$6,870,675.02	\$19,011,663.95
<i>Not Transferred to Debt Service:</i>	\$5,049,243.61	\$1,823,544.94	\$6,872,788.55
<b>All-Time Total Income (6/1/1990-4/30/2012)</b>	<b>\$182,746,025.72</b>	<b>\$71,346,020.14</b>	<b>\$254,092,045.86</b>
<b>TOTAL AVAILABLE FOR TRANSFER</b>	<b>\$5,049,243.61</b>	<b>\$1,823,544.94</b>	<b>\$6,872,788.55</b>

**C. Finding:**

- A total of \$6,872,788.55 in the impact fee requires authorization for transfer to the revenue bond debt service fund.

**IV. REVIEW OF PROGRAM IMPLEMENTATION**

**A. Analysis of Inequities**

- Implementation: The Committee finds no inequitable implementation of the plan during this reporting period.

- Application of Fees: Impact fees for water and wastewater are based on a uniform usage standard calculated in single-family residential equivalents, i.e. 250 gallons per day (gpd) for water and 250 gpd for wastewater. City Council adopted the current single-family residential equivalent unit, and a standard conversion table (Impact Fee Service Unit Equivalent Table) which applies to the types of land uses, with the implementation of the 2010-2020 Impact Fee Program on July 1, 2010.

### **B. Reporting Period Activity**

Provided by Ordinance 97-442, applicants qualify for a single-family residence (SFR) impact fee exemption as approved by the Department of Public Works and Engineering if the purchase price of the house does not exceed the latest available average of median prices for the past twelve months for single-family housing in the city as published by the Real Estate Center at Texas A&M University. The Maximum Exempt Unit Cost for the reporting period ranged from **\$152,467 - \$156,058**.

### **C. Findings:**

- The Impact Fees Program continues to be implemented in an equitable manner.
- For this reporting period, **315** exemptions from impact fees have been applied for, and **21,357** impact fee exemptions for SFR building permits have been applied for since Ordinance 97-442 was enacted in April 1997.



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work Millis Development & Construction, Inc. Blackhawk Park Phase III WBS No. F-000672-0002-4	<b>Page</b> 1 of 1	<b>Agenda Item</b> 5
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 7/18/2012	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>7/6/12</i> <i>Scott Minnix</i>	<b>Council District affected:</b> D (E)
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2011-551, Dated June 29, 2011
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**RECOMMENDATION:** The General Services Department recommends approval of final contract amount of \$240,220.35 and acceptance of work on contract with Millis Development & Construction, Inc. for Blackhawk Park Phase III - 4.79% over the original contract amount and under the 5% contingency.

<b>Amount and Source of Funding:</b> No Additional Funding Required	<b>Finance Budget:</b>
<b>Previous Funding:</b> \$262,634.00 Parks Consolidated Construction Fund (4502)	

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$240,220.35 or 4.79% over the original contract amount, accept the work and authorize final Phase III for the Parks and Recreation Department.

**PROJECT LOCATION:** 9401 Fuqua (575V)

**PROJECT DESCRIPTION:** Expanded parking lot, added security lighting, sidewalks, new landscape and irrigation systems.

**CONTRACT COMPLETION AND COST:** The contractor completed the project within 176 days: the original contract time of 90 days plus 86 days approved by Change Orders. The final cost of the project, including Change Orders, is \$240,220.35, an increase of \$10,990.00 over the original contract amount.

Clark Condon Associates, Inc. was the design consultant and construction manager for the project.

**PREVIOUS CHANGE ORDERS:** Change Orders 1-3 added wheel stops to the parking lot; painted curbs; added safety signage; removed a willow tree; repaired detention pond outlet pipe; repaired overhead door in concession building; upgraded irrigation controller and added non-compensatory days for drought conditions.

SM:RAV:JLN:LJ:MS:bo

c: Marta Crinejo, Jacquelyn L. Nisby, Calvin Curtis, Mark Ross, Luci Correa, Morris Scott, Gabriel Mussio, Lisa Johnson, Martha Leyva, Christopher Gonzales, File 1008

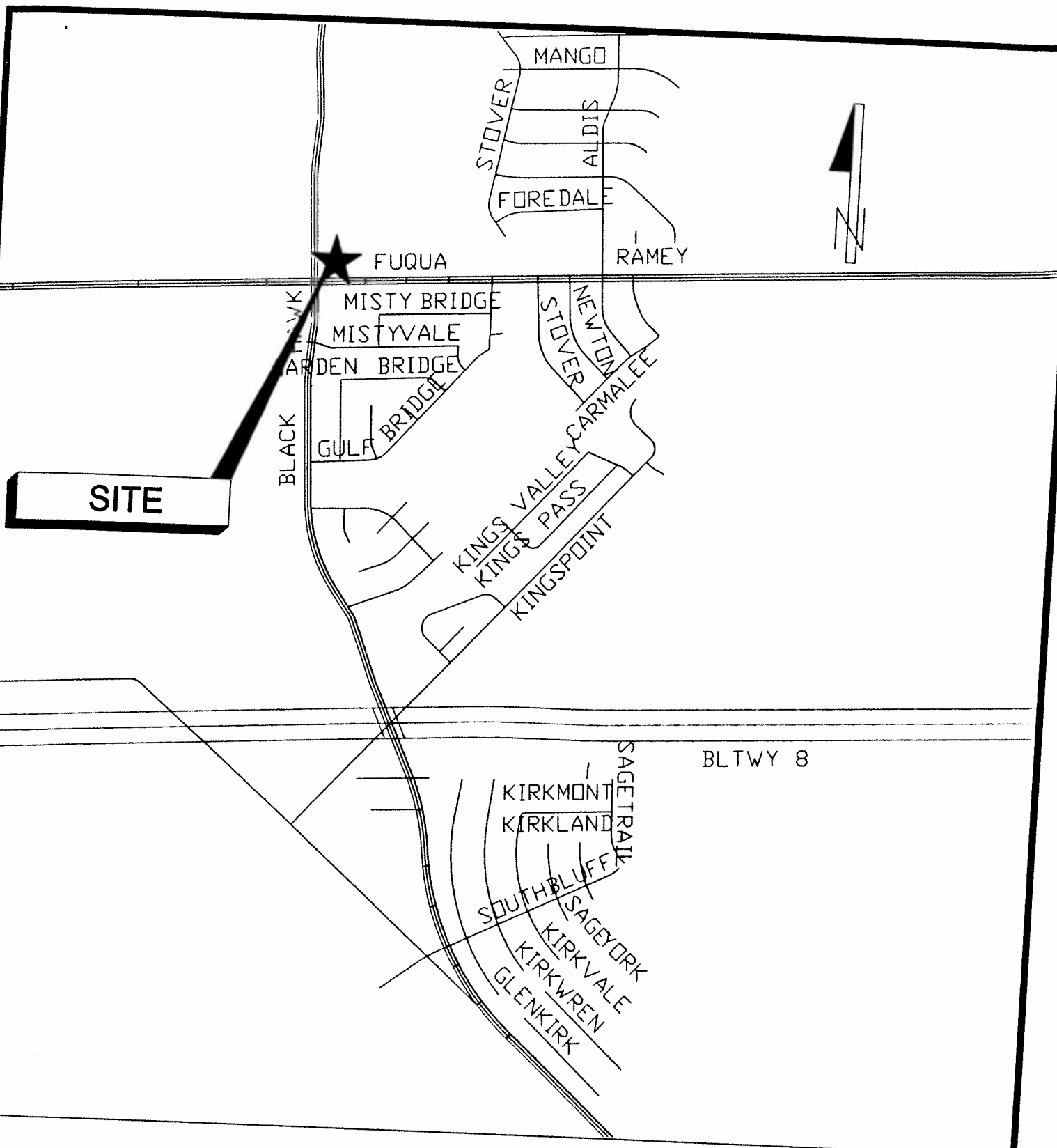
**REQUIRED AUTHORIZATION**

CUIC #25PARK179

**General Services Department:**  
*[Signature]*  
FOR  
Richard A. Vella  
Chief of Design & Construction Division

**Parks and Recreation Department:**  
*[Signature]*  
Joe Turner  
Director

NCF



**Blackhawk Park**  
 9401 Fuqua  
 Houston, TX 77075

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work for LED Retrofit Traffic Signal Upgrades in Downtown, Midtown, Texas Medical Center and other various locations; WBS No. N-000650-0024-4.	<b>Category</b> #1, 7	<b>Page</b> 1 of 1	<b>Agenda Item</b> # <i>6</i>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 7/19/12	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Daniel W. Krueger</i> Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> (D, E, F, G, H & I, C, D, E, G, H, I & J)
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<b>For additional information contact:</b> J. Timothy Lincoln, P.E. Senior Assistant Director <i>J. Timothy Lincoln</i> Phone: (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b> Ord. # 2007-0532 dated: 05/02/2007
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**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$245,966.40 or 18.01% under the original Contract Amount, accept the Work, and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$333,000.00 from Street and Bridge Consolidated Construction Fund No. 4506.

**PROJECT NOTICE/JUSTIFICATION:** This project was comprised of upgrading traffic signals at 337 intersections primarily in the Downtown, Midtown, and Texas Medical Center area to enhance their visibility and increase their useful life.

**DESCRIPTION/SCOPE:** This project consisted of retrofitting 5,901 existing traffic signal indications with new Light Emitting Diode (LED) technology, and 2,403 pedestrian signal indications with new countdown LED technology. The project also included upgrading 94 existing 8-inch signal heads with new 12-inch polycarbonate signal heads, retrofitting 6 intersections currently with Pedestrian School Bell to new Accessible Pedestrian Signals along with miscellaneous other work, including traffic control, required for the performance of this contract. The project was designed by City's Traffic and Transportation Division with 365 calendar days allowed for construction. The project was awarded to Republic Electric with an original Contract Amount of \$300,000.00. The Adjustment Factor applied to individual bid items in the Contract documents. Estimated Work Orders prices calculated by multiplying the pre-determined base unit prices in the Contract with the Adjustment Factor, and with the quantities of the work performed.

**LOCATION:** The project areas is generally bounded by Interstate Highway 10 on the north, Holcombe Blvd. on the south, US 59 on the east, and Bagby Street on the west along with various other locations throughout the City of Houston.

**CONTRACT COMPLETION AND COST:** The Contractor, Republic Electric, has completed the work under the subject Contract. The project was completed with an additional 818 days approved by Change Order No. 1. The final cost of the project, including overrun and underrun of estimated bid quantities is \$245,966.40, a decrease of \$54,033.60 or 18.01% under the original Contract Amount.

The decrease cost is a result of the difference between planned and measured quantities. This decrease is primarily the result of an underrun in various Base Unit Price Items, which were not necessary to complete the project.

**M/W/SBE PARTICIPATION:** The Contract was not a goal-oriented Contract per Art. V, Chapter 15.

DWK:DRM:JTL:SKF:JH:ha  
Z:\E&C Construction\Facilities\Projects\N-000650-0031-4 Traffic Signals CBD Reconstruction\RCA\RCA - Closeout.doc

REQUIRED AUTHORIZATION

20HA152

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b> <i>Daniel R. Menendez</i> Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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	MAIN ST	CROSS ST.	COUNCIL DIST
1	ADLA	TEXAS	
2	BAGBY	GRAY	H
3	BAGBY	TUAM	H
4	BAGBY	WEBSTER	H
5	BRAZOS	GRAY	H
6	BRAZOS	TUAM	H
7	BRAZOS	WEBSTER	H
8	BRAESWOOD S	HOLCOMBE	D
9	BRAESWOOD S	PRESSLER	D
10	CAMBRIDGE	HOLCOMBE	D
11	CAMBRIDGE	OLD SPANISH TRAIL	D
12	HOLCOMBE	BERTNER	D
13	HOLCOMBE	CAMBRIDGE	D
14	HOLCOMBE	TMC/ST DOMINIC	D
15	JACKSON	BELL	H
16	LOUISIANA	ELGIN	H
17	LOUISIANA	GRAY	H
18	LOUISIANA	HOLMAN	H
19	LOUISIANA	MCGOWEN	H
20	LOUISIANA	WEBSTER	H
21	MAIN	DRYDEN	D
22	MAIN	MHMB	D
23	MAIN	PRESSLER/GALEN	D
24	MAIN	SOUTHGATE	D
25	MAIN	UNIVERSITY	D
26	MILAM	ALABAMA	E
27	MILAM	ELGIN	E
28	MILAM	GRAY	E
29	MILAM	HOLMAN	E
30	MILAM	MCGOWEN	E
31	MILAM	WEBSTER	E
32	OLD SPANISH TRAIL	VA/MIXON	D
33	SMITH	ELGIN	H
34	SMITH	GRAY	H
35	SMITH	HOLMAN	H
36	SMITH	MCGOWEN	H
37	SMITH	WEBSTER	H
38	TRAVIS	ALABAMA	H
39	TRAVIS	ELGIN	H
40	TRAVIS	GRAY	H
41	TRAVIS	HOLMAN	H
42	TRAVIS	MCGOWEN	H
43	TRAVIS	WEBSTER	H
44	BAGBY	ELGIN	H
45	BRAZOS	ELGIN	H
46	HOLCOMBE	PRESSLER	D
47	ALMEDA	HOLCOMBE	D
48	HOLCOMBE	MD ANDERSON/PRIVATE DR	D
49	HOLCOMBE	RICHARD JV JOHNSON	D
50	HOLCOMBE	VA/RIGNESS	D
51	MAIN	MAC GREGOR	D
52	DALLAS	SHEPHERD	E
53	DALLAS	DUNLAVY	E
54	DALLAS W.	3500	E
55	CULLEN	U OF H #14	D
56	CULLEN	U OF H #13	D
57	BAY AREA BLVD.	EL CAMINO	E
58	RESEDA	EL CAMINO	E
59	RAMADA	EL CAMINO	E

	MAIN ST	CROSS ST.	COUNCIL DIST
60	SPACE CENTER BLVD.	FALCON PASS	E
61	EL DORADO	EL CAMINO	E
62	CLEAR LAKE CITY BLVD.	EL CAMINO	E
63	CLEAR LAKE CITY BLVD.	SPACE CENTER BLVD.	E
64	EL DORADO	SPACE CENTER BLVD.	E
65	BAY AREA BLVD.	SPACE CENTER BLVD.	E
66	BAY AREA BLVD.	RESEDA	E
67	BISSONNET	BONHOMME	J
68	SAN FELIPE	SAGE	G
69	AIRLINE	BURRESS	H
70	JENSEN	5200	H
71	20TH	HEIGHTS	C
72	20TH	YALE	C
73	ADLA	DALLAS	
74	ADLA	RUSK	
75	ADLA	CAPITOL	
76	ADLA	N CROSSWALK	
77	ADLA	POLK	
78	ADLA	S CROSSWALK	
79	ADLA	WALKER	
80	ALMEDA	CLEBURNE	D
81	ALMEDA	OLD SPANISH TRAIL	D
82	AUSTIN	BELL	
83	AUSTIN	CAPITOL	
84	AUSTIN	CLAY	
85	AUSTIN	COMMERCE	
86	AUSTIN	CONGRESS	
87	AUSTIN	DALLAS	
88	AUSTIN	FRANKLIN	
89	AUSTIN	JEFFERSON	
90	AUSTIN	LAMAR	
91	AUSTIN	LEELAND	
92	AUSTIN	MCGOWEN	
93	AUSTIN	MCKINNEY	D
94	AUSTIN	PEASE	
95	AUSTIN	PIERCE	
96	AUSTIN	POLK	
97	AUSTIN	PRAIRIE	
98	AUSTIN	PRESTON	
99	AUSTIN	RUSK	
100	AUSTIN	ST JOSEPH PKWY	
101	AUSTIN	TEXAS	
102	AUSTIN	WALKER	
103	BAGBY	DALLAS	
104	BAGBY	WALKER	
105	CAROLINE	CLAY	
106	CAROLINE	CONGRESS	
107	CAROLINE	FRANKLIN	
108	CAROLINE	LAMAR	
109	CAROLINE	MCGOWEN	
110	CAROLINE	MCKINNEY	D
111	CAROLINE	PIERCE	
112	CAROLINE	PRAIRIE	
113	CAROLINE	PRESTON	
114	CAROLINE	TEXAS	
115	CLAY	DALLAS	
116	CLAY	SHAW	
117	CHARTRES	COMMERCE	
118	CHARTRES	CONGRESS	

	MAIN ST	CROSS ST	COUNCIL DIST
119	CHARTRES	FRANKLIN	
120	CHARTRES	MCGOWEN	D
121	CHARTRES	PIERCE	
122	CHARTRES	CLAY/POLK	
123	CHARTRES	PRESTON	
124	CHARTRES	RUSK	
125	CHARTRES	TEXAS	
126	CHENEVERT	BELL	
127	CHENEVERT	COMMERCE	
128	CHENEVERT	ELGIN	
129	CHENEVERT	FRANKLIN	
130	CHENEVERT	LEELAND	
131	CHENEVERT	POLK	
132	CONGRESS	JACKSON	
133	CRAWFORD/ALMEDA	ALABAMA	D
134	CRAWFORD	CAPITOL	
135	CRAWFORD	COMMERCE	
136	CRAWFORD	CONGRESS	
137	CRAWFORD	DALLAS	
138	CRAWFORD	ELGIN	D
139	CRAWFORD	FRANKLIN	
140	CRAWFORD	GRAY	D
141	CRAWFORD	HOLMAN	D
142	CRAWFORD	LAMAR	
143	CRAWFORD	LEELAND	
144	CRAWFORD	MCGOWEN	D
145	CRAWFORD	PEASE	
146	CRAWFORD	PIERCE	
147	CRAWFORD	POLK	
148	CRAWFORD	PRAIRIE	
149	CRAWFORD	PRESTON	
150	CRAWFORD	ST JOSEPH PKWY	
151	CRAWFORD	TEXAS	
152	CRAWFORD	WEBSTER	D
153	FANNIN	ALABAMA	D
154	FANNIN	BELL	
155	FANNIN	CAPITOL	
156	FANNIN	CLAY	
157	FANNIN	CLEBURNE	D
158	FANNIN	COMMERCE	
159	FANNIN	CONGRESS	
160	FANNIN	DALLAS	
161	FANNIN	ELGIN	
162	FANNIN	FRANKLIN	
163	FANNIN	GRAY	D
164	FANNIN	HOLMAN	D
165	FANNIN	JEFFERSON	
166	FANNIN	LAMAR	
167	FANNIN	LEELAND	
168	FANNIN	MCGOWEN	D
169	FANNIN	MCKINNEY	
170	FANNIN	PEASE	
171	FANNIN	PIERCE	
172	FANNIN	POLK	
173	FANNIN	PRAIRIE	
174	FANNIN	PRESTON	
175	FANNIN	RUSK	
176	FANNIN	ST JOSEPH PKWY	
177	FANNIN	TEXAS	



	MAIN ST	CROSS ST.	COUNCIL DIST
178	FANNIN	WALKER	
179	FANNIN	WEBSTER	
180	FANNIN	WHEELER	
181	HAMILTON	COMMERCE	
182	HAMILTON	CONGRESS	
183	HAMILTON	FRANKLIN	
184	HAMILTON	PIERCE	
185	HAMILTON	PRESTON	
186	HAMILTON	TEXAS	
187	HAMILTON	WEBSTER	
188	HOLCOMBE	MAIN	D
189	JACKSON	COMMERCE	D
190	JACKSON	FRANKLIN	
191	JACKSON	LEELAND	
192	JACKSON	POLK	
193	LA BRANCH	ALABAMA	
194	LA BRANCH	BELL	D
195	LA BRANCH	CAPITOL	
196	LA BRANCH	CLAY	
197	LA BRANCH	COMMERCE	
198	LA BRANCH	CONGRESS	
199	LA BRANCH	DALLAS	
200	LA BRANCH	ELGIN	
201	LA BRANCH	FRANKLIN	D
202	LA BRANCH	GRAY	
203	LA BRANCH	HOLMAN	
204	LA BRANCH	LEELAND	
205	LA BRANCH	MCGOWEN	
206	LA BRANCH	PIERCE	D
207	LA BRANCH	POLK	
208	LA BRANCH	PRAIRIE	
209	LA BRANCH	PRESTON	
210	LA BRANCH	RUSK	
211	LA BRANCH	ST JOSEPH PKWY	
212	LA BRANCH	TEXAS	
213	LA BRANCH	WEBSTER	
214	LOUISIANA	BELL	D
215	LOUISIANA	CAPITOL	
216	LOUISIANA	CLAY	
217	LOUISIANA	CONGRESS	
218	LOUISIANA	DALLAS	
219	LOUISIANA/SMITH	FRANKLIN	
220	LOUISIANA	JEFFERSON	
221	LOUISIANA	LAMAR	
222	LOUISIANA	LEELAND	
223	LOUISIANA	MCKINNEY	
224	LOUISIANA	PEASE	
225	LOUISIANA	PIERCE	
226	LOUISIANA	POLK	
227	LOUISIANA	PRAIRIE	
228	LOUISIANA	PRESTON	
229	LOUISIANA	RUSK	
230	LOUISIANA	ST JOSEPH PKWY	
231	LOUISIANA	TEXAS	
232	LOUISIANA	WALKER	
233	MILAM	BELL	
234	MILAM	CAPITOL	
235	MILAM	CLAY	
236	MILAM	COMMERCE	

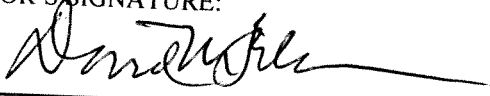
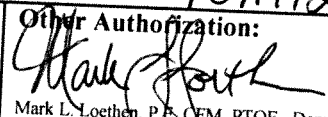
	MAIN ST	CROSS ST.	COUNCIL DIST
237	MILAM	CONGRESS	
238	MILAM	DALLAS	
239	MILAM	FRANKLIN	
240	MILAM	JEFFERSON	
241	MILAM	LAMAR	
242	MILAM	LEELAND	
243	MILAM	MCKINNEY	
244	MILAM	PEASE	
245	MILAM	PIERCE	
246	MILAM	POLK	
247	MILAM	PRAIRIE	
248	MILAM	PRESTON	
249	MILAM	RUSK	
250	MILAM	ST JOSEPH PKWY	
251	MILAM	TEXAS	
252	MILAM	WALKER	
253	SAN JACINTO	ALABAMA	
254	SAN JACINTO	BELL	D
255	SAN JACINTO	CAPITOL	
256	SAN JACINTO	CLAY	
257	SAN JACINTO	CLEBURNE	
258	SAN JACINTO	COMMERCE	D
259	SAN JACINTO	CONGRESS	
260	SAN JACINTO	DALLAS	
261	SAN JACINTO	ELGIN	
262	SAN JACINTO	FRANKLIN	D
263	SAN JACINTO	GRAY	
264	SAN JACINTO	HOLMAN	D
265	SAN JACINTO	JEFFERSON	D
266	SAN JACINTO	LAMAR	
267	SAN JACINTO	LEELAND	
268	SAN JACINTO	MCGOWEN	
269	SAN JACINTO	MCKINNEY	D
270	SAN JACINTO	PEASE	
271	SAN JACINTO	PIERCE	
272	SAN JACINTO	POLK	
273	SAN JACINTO	PRAIRIE	
274	SAN JACINTO	PRESTON	
275	SAN JACINTO	RUSK	
276	SAN JACINTO	ST JOSEPH PKWY	
277	SAN JACINTO	TEXAS	
278	SAN JACINTO	WALKER	
279	SAN JACINTO	WEBSTER	
280	SAN JACINTO	WHEELER	D
281	SMITH	BELL	D
282	SMITH	CAPITOL	
283	SMITH	CLAY	
284	SMITH	CONGRESS	
285	SMITH	DALLAS	
286	SMITH	JEFFERSON	
287	SMITH	LAMAR	
288	SMITH	MCKINNEY	
289	SMITH	PEASE	
290	SMITH	PIERCE	
291	SMITH	POLK	
292	SMITH	PRAIRIE	
293	SMITH	PRESTON	
294	SMITH	RUSK	
295	SMITH	ST JOSEPH PKWY	



	MAIN ST	CROSS ST.	COUNCIL DIST
296	SMITH	TEXAS	
297	SMITH	WALKER	
298	TRAVIS	BELL	
299	TRAVIS	CAPITOL	
300	TRAVIS	CLAY	
301	TRAVIS	COMMERCE	
302	TRAVIS	CONGRESS	
303	TRAVIS	DALLAS	
304	TRAVIS	FRANKLIN	
305	TRAVIS	JEFFERSON	
306	TRAVIS	LAMAR	
307	TRAVIS	LEELAND	
308	TRAVIS	MCKINNEY	
309	TRAVIS	PEASE	
310	TRAVIS	PIERCE	
311	TRAVIS	POLK	
312	TRAVIS	PRAIRIE	
313	TRAVIS	PRESTON	
314	TRAVIS	RUSK	
315	TRAVIS	ST JOSEPH PKWY	
316	TRAVIS	TEXAS	
317	TRAVIS	WALKER	
318	CRAWFORD	MCKINNEY	
319	CAROLINE	ST JOSEPH PKWY	
320	CHARTRES	JEFFERSON	
321	CRAWFORD	CLEBURNE	
322	HAMILTON	JEFFERSON	D
323	HAMILTON	LEELAND	
324	BAGBY	CAPITOL	
325	BAGBY	TEXAS	
326	CAROLINE	BELL	
327	CHARTRES	PEASE	
328	CHARTRES	ST JOSEPH PKWY	
329	CHARTRES	TUAM	
330	FANNIN	EAGLE	D
331	HAMILTON	GRAY	
332	HAMILTON	ST JOSEPH PKWY	D
333	HAMILTON	TUAM	
334	CHARTRES	ELGIN	D
335	HAMILTON	ELGIN	D
336	LA BRANCH	JEFFERSON	D
337	LA BRANCH	PEASE	
		TOTALS	

TO: Mayor via City Secretary

### REQUEST FOR COUNCIL ACTION

SUBJECT: Parcel AY9-428; City of Houston v. NCNB Texas National Bank, et al., Cause No. 1002569; Long Point Reconstruction Project (Pech - Hollister) WBS/CIP No. N-000674-0003-2-01; Legal Department File No. 052-1000060-012.		Page 1 of 2	Agenda Item #  7
FROM (Department or other point of origin): Legal Department - Real Estate Section David Feldman, City Attorney		Origination Date 06/26/12	Agenda Date JUL 25 2012
DIRECTOR'S SIGNATURE: 		Council District affected: "A" Helena Brown, Key Map#451S	
For additional information contact: <i>WJF</i> <u>Ondrea U. Taylor</u> Phone: 832.393.6280 (alternatively Joseph N. Quintal 832.393.6286)		Date and identification of prior authorizing Council action: 2011-1088, psd. 12/07/11; 2010-231, psd. 3/24/10; 2010-381, psd. 5/19/10	
<b>RECOMMENDATION:</b> (Summary) Authorize the City Attorney, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, pay the costs of court incurred in this matter, withdraw the City's objections to the Award of Special Commissioners and settle the case for the amount of the Award of Special Commissioners. Funding will be provided by a previously approved blanket Appropriation Ordinance.			
Amount and Source of Funding: \$69,780.89; No additional funding required. (Funds previously appropriated under Ordinance No. 2010-231 out of the Street and Bridge Consolidated Construction Fund 4506 and re-appropriated by Ordinance No. 2011-1088 into Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF). <i>W.P. 7/12/2012</i>			
<b>SPECIFIC EXPLANATION:</b> <p>The Long Point Reconstruction Project (Pech - Hollister) will improve traffic mobility, drainage and traffic congestion. The project consists of a four-lane divided concrete roadway from Pech Road to Hollister Street. The project will include raised medians, curbs, sidewalks, driveways and necessary underground utilities.</p> <p>This eminent domain proceeding involves the acquisition of a permanent easement in and to 2,052 square feet (0.0471 acre) of land for street purposes from a parent tract containing 85,321 square feet (1.95 acres). The parent tract is improved with a 12,247 square-foot, freestanding bank building owned by Bank of America N.A. The property is located at 8400 and 8430 Long Point Road. The City's taking is along the north line of Long Point Road, and the east line of Norcrest Drive. The improvements within the acquisition are limited to: concrete curbs, concrete paving, landscaping and irrigation. The City's taking will not impact the improvements situated on the remainder. The landowner accepted the City's final offer of \$56,900.00 but, due to title issues, the property could not be acquired by deed. Efforts by Public Works &amp; Engineering to resolve the title issues were unsuccessful, and the matter was referred to the Legal Department to initiate eminent domain proceedings to acquire the needed property. The Legal Department cited and served the parties as required by law, and the matter was set for a hearing before the Special Commissioners. The Legal Department retained the same appraiser utilized by Public Works &amp; Engineering in making the City's final offer, and instructed him to update his appraisal report and be prepared to testify at the Special Commissioners' hearing.</p> <p><b>City's Testimony Before the Special Commissioners:</b> \$60,300.00          (i.e. \$25.00 psf for the land being acquired; \$9,000.00 for the improvements thereon and no damages to the remainder)</p>			
h:\mark\ncnbtexasrca.wpd			
<b>REQUIRED AUTHORIZATION</b>			
Other Authorization:	Other Authorization:	Other Authorization: <i>9044258</i>  Mark L. Loethen, P.E., CFM, PTOE, Deputy Director Planning and Development Services Division, PWE	

Date  
06/26/12

SUBJECT: Parcel AY9-428; City v. NCB Texas  
National Bank, et al; Long Point Reconstruction  
Project (Pech - Hollister); LD#52-1000060-012

Originator's  
Initials  
OUT/JNQ

Page  
2 of 2

**Award of Special Commissioners: \$60,300.00.**

The "Costs of Court" are: \$187.00 filing fee; \$550.00 Service fee; \$2,250.00 Special Commissioners' fees (i.e. \$750.00 x 3); \$900.00 Publication fee; \$343.89 Court Reporter's fee; \$5,250.00 Appraiser's fee; **Total: \$9,480.89.** These "costs of court" account for the monetary difference between the amount of the Award of Special Commissioners and the total amount of funds needed herein.

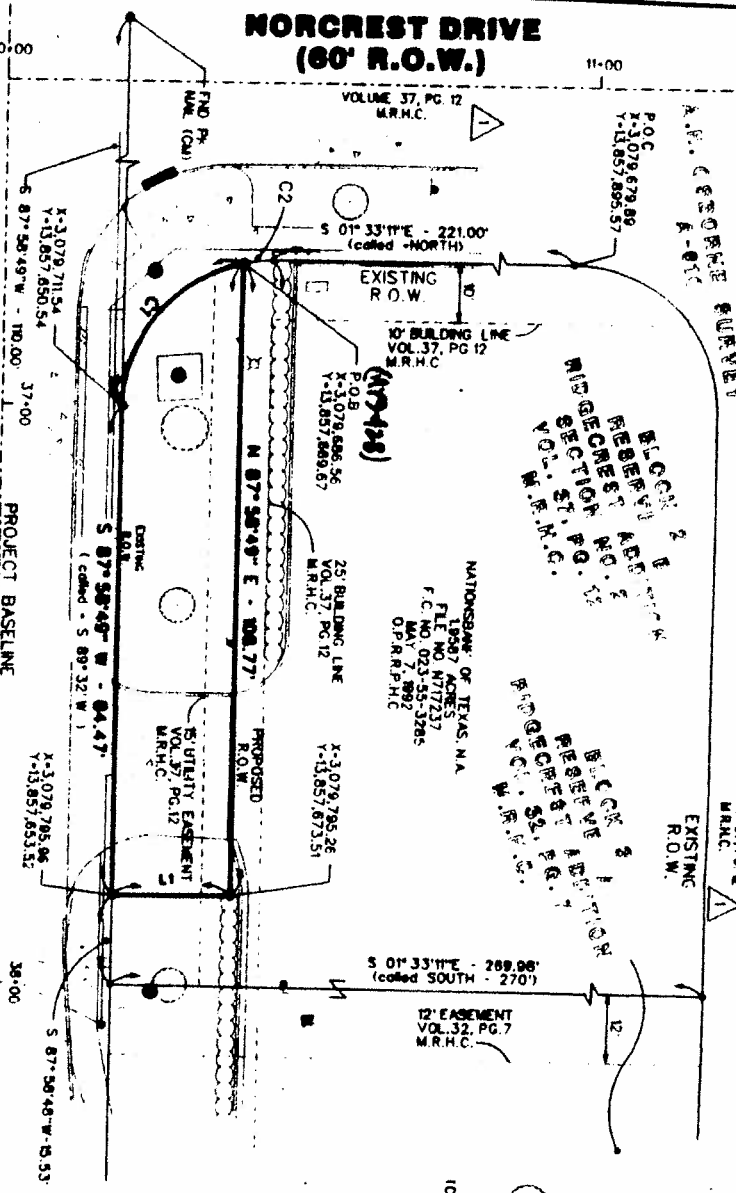
We recommend that the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, pay the costs of court incurred in this matter, withdraw the City's objections to the Award of Special Commissioners and settle the case for the amount of the Award of Special Commissioners. Funding will be provided by a previously approved blanket Appropriation Ordinance.



EXHIBIT 16  
3063

CURVE NO.	RAIUS	DELTA	LENGTH	CHORD
C1	25.00'	77°56'34"	34.03'	N 52°33'14" W - 31.47'
C2	25.00'	116°32'06"	5.03'	S 07°47'14" E - 5.02'

**HIGHCREST DRIVE**  
(60' R.O.W.)  
VOLUME 37, PG. 2  
M.R.H.C.



- NOTES:**
1. 0 INDICATES SET 5/8-INCH FROM AND 9/16" YELLOW CAP STAMPED "COM, FENOLET & ASSOCIATES", UNLESS NOTED OTHERWISE.
  2. ALL COORDINATES AND BEARINGS RECITED HEREIN ARE REFERENCED TO CITY OF HOUSTON CORN; ALL DISTANCES ARE COORDINATES AND SURFACE VALUES AND MAY BE CONVERTED TO GRID VALUES BY MULTIPLYING BY A CORRECTED SCALE FACTOR OF 0.999995.
  3. FLOODPLAIN INFORMATION: THE SUBJECT TRACT IS LOCATED IN ZONE "A", AREAS DETERMINED TO BE OUTSIDE THE 500-YEAR FLOOD PLAIN AS RELIEVED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE MAP PANEL NO. 480200000L, DATED JUNE 10, 2007.
  4. THIS SURVEY PLAT IS REFERENCED TO A METES AND BOUNDS DESCRIPTION PREPARED BY COM, FENOLET & ASSOCIATES, INC. OF FEN DATE HEREON.
  5. ALL CALL BEARINGS AND DISTANCES ARE BASED ON THE 1.947 ACRE TRACT AS SHOWN HEREON.
  6. ABSTRACTING FOR THE SUBJECT TRACT WAS PERFORMED BY POSITIVE PROPERTY SERVICES, INC., ON FEBRUARY 02, 2007 AND WITHIN THE SCOPE OF A TITLE REPORT BY COM, FENOLET & ASSOCIATES, INC., IN APRIL OF 2004. THIS SURVEY WAS PERFORMED RECORD EFFECTIVE THE PRECEDENCE WHICH ARE NOT SHOWN HEREON.

**LONG POINT DRIVE (R.O.W. VARIES)**  
PROJECT BASELINE  
AND RECORDATION FOUND

*Shut 2/15/24*

LINE TABLE

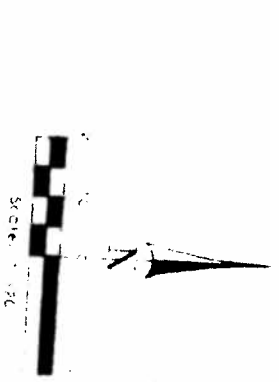
LINE	BEARING	DISTANCE
L1	S 02° 07'11" E	20.00'

EXISTING	TAKING	REMAINING
0.0687 ACRE	0.0471 ACRE	0.0216 ACRE
41,781 SQ.FT.	2,062 SQ.FT.	39,700 SQ.FT.

PACEL AY9-428  
SHOWING PROPERTY OF  
NATIONS BANK OF TEXAS, N.A.

**LEGEND**

- MANHOLE
- POWER POLE
- LIGHT POLE
- WATER VALVE
- WATER METER
- INLET
- GRATE INLET
- TREE
- SIGN
- GAS LINE MARK
- SPRINKLER
- CONTRIBUTOR



**SURVEYOR'S CERTIFICATION**

I, IN PROFESSION, GRANT THE PLAT REPRESENTS THE FACTS FOUND ON THE GROUND BEING THE COURSE OF A SURVEY CONDUCTED UNDER MY SUPERVISION ON FEBRUARY 23, 2007, AND THAT THIS SURVEY REPRESENTS THE CURRENT TRUTH AND BEST INTEREST OF THE CLIENT. I HAVE NOT BEEN AFFECTED BY ANY INTEREST OR PERSONAL OR BUSINESS INTEREST OF ANY PARTY.

STATE OF TEXAS, COUNTY OF HARRIS, CITY OF HOUSTON, ENGINEER'S CERTIFICATE NO. 17082-2017



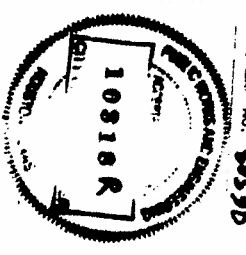
**CITY OF HOUSTON**  
PUBLIC WORKS AND  
ENGINEERING DEPARTMENT

APPROVAL: *[Signature]*  
DATE: *02/20/09*  
CHIEF SURVEYOR: *[Signature]*  
RIGHT OF WAY SECTION

KEY MAP NO. 4515  
GINS MAP NO. 5059D

SCALE: 1"=20'  
DATE: 04/30/2006

PLACEL NO. AY9-428  
GINS NO. AY967100033



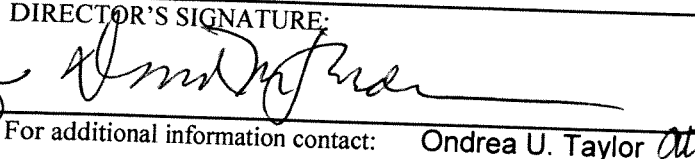
FILE NO.  
SHEET 1 OF 1

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Parcel AY11-124; City of Houston v. DePriest Evangelistic Baptist Church, a Texas non-profit corporation, et al., Cause No. 1011367; Reconstruction of Parker Road Project (Hardy Toll Road - Eastex Fwy.) WBS/CIP No. N-000708-0001-2-01; Legal Department File No. 052-1100030-014.		Page 1 of 1	Agenda Item #  8
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FROM (Department or other point of origin): Legal Department - Real Estate Section David Feldman, City Attorney	Origination Date 06/22/12	Agenda Date JUL 25 2012
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DIRECTOR'S SIGNATURE:  DFM	Council District affected: B
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For additional information contact: <b>Ondrea U. Taylor</b> <i>OUT</i> Phone: 832.393.6280 (alternatively Joseph N. Quintal 832.393.6286)	Date and identification of prior authorizing Council action: 2011-1088, psd. 12/07/11; 2010-497, psd. 6/23/10; 2011-1148, psd. 12/14/11
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RECOMMENDATION: (Summary)

Authorize the City Attorney, by Motion, to purchase the needed property for \$53,015.00 and pay the costs of court incurred by the City in filing the eminent domain matter. Funding will be provided by a previously approved blanket Appropriation Ordinance.

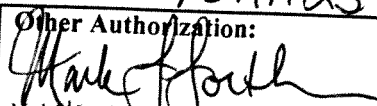
Amount and Source of Funding:  
\$53,652.00; No additional funding required. (Funds previously appropriated under Ordinance No. 2010-497 out of the Street and Bridge Consolidated Construction Fund 4506 and re-appropriated by Ordinance No. 2011-1088 into Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF). *M.P. 7/11/2012*

SPECIFIC EXPLANATION:  
The Reconstruction of Parker Road Project (Hardy Toll Road - Eastex Frwy.) will provide for right-of-way acquisition, engineering and construction of two 24 foot-wide concrete roads with curbs, sidewalks and necessary underground utilities. These improvements will upgrade the existing roadway to major thoroughfare standards.

This eminent domain proceeding involves the acquisition of a permanent easement in and to 1,868 square feet (0.0429 acre) of land for street purposes. The landowner's representative initially accepted the City's final offer of \$53,015.00 to purchase the needed property, but later rescinded the acceptance. Efforts by Public Works & Engineering to negotiate the purchase failed, and the matter was referred to the Legal Department to initiate eminent domain proceedings to acquire the needed property. The Legal Department filed an eminent domain proceeding, but before the Legal Department could cite and serve the parties as required by law, the landowner's representative contacted the Legal Department, and agreed to convey the property, by deed, to the City of Houston for \$53,015.00 or the amount of the City's final offer. The Legal Department dismissed the referenced eminent domain proceeding, and initiated this process to acquire the property by deed.

The "Costs of Court" are: \$187.00 filing fee; \$450.00 Special Commissioners' fees (i.e. \$150.00 x 3) **Total: \$637.00.** These "costs of court" account for the monetary difference between the purchase price and the total amount of funds needed herein.

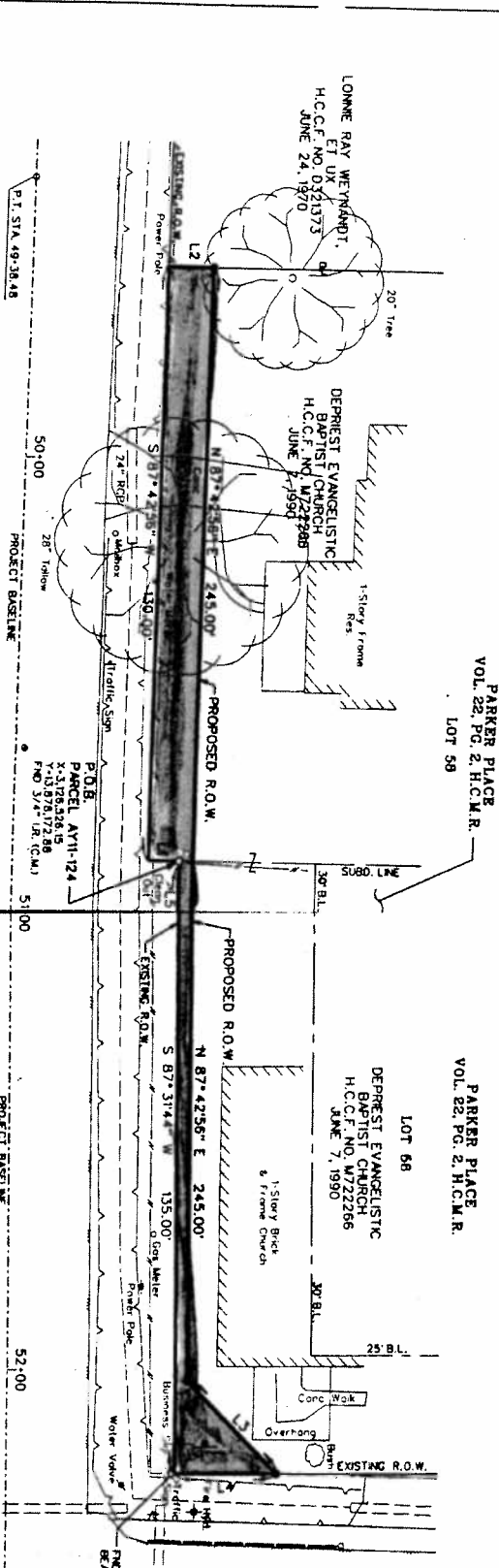
We recommend that the City Attorney be authorized, by Motion, to purchase the property for \$53,015.00 and pay the costs of court incurred by the City in filing the eminent domain matter. Funding will be provided by a previously approved blanket Appropriation Ordinance.

h:\mark\depriestrca.wpd		
<b>REQUIRED AUTHORIZATION</b>		
Other Authorization:	Other Authorization:	Other Authorization:  Mark E. Loethen, P.E., CFM, PTOE, Deputy Director Planning and Development Services Division, PWE



**E. JOHNSON SURVEY  
ABSTRACT 1082**

**E. JOHNSON SURVEY  
ABSTRACT 1082**



○ FOUND MONUMENT  
● SET  
▲ SET  
△ SET  
▽ SET  
◆ SET

○ FOUND MONUMENT  
● SET NOTED  
▲ SET NOTED  
△ SET NOTED  
▽ SET NOTED  
◆ SET NOTED  
UNLESS OTHERWISE NOTED

LEGEND / ABBREVIATIONS

1 HERBY C  
ON THE CRT  
THIS PLAT  
THE TIME C



LEO M. DELREGIO  
REGISTERED  
TEXAS SURVEYOR



S. 70° 59' 08" W - 213.80'  
KEY MAP NO.  
PARCEL NO. 4

84482-PL17

LINE	BEARING	DISTANCE
L1	S 02° 17' 05" E	6.95'
L2	N 02° 17' 05" W	9.95'
L5	S 87° 31' 44" W	135.00'

EXISTING	TAKING	REMAINING
0.7885 ACRE	0.0429 ACRE	0.7886 ACRE
33,518 SQ. FT.	1,869 SQ. FT.	31,850 SQ. FT.

LINE	BEARING	DISTANCE
L3	N 42° 43' 33" E	28.29'
L4	S 02° 15' 50" E	22.56'

EXISTING	TAKING	REMAINING
0.7885 ACRE	0.0429 ACRE	0.7886 ACRE
33,518 SQ. FT.	1,869 SQ. FT.	31,850 SQ. FT.

DATE	FILE NO.	SHEET
8/17/20		2 OF

NOTES:  
1. ALL COORDINATES AND BEARINGS SHOWN ARE REFERENCED TO THE TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83 (CONRS).  
2. ALL DISTANCES ARE SURFACE AND MAY BE CONVERTED TO HORIZONTAL BY A SCALE FACTOR OF 0.9999965.  
3. THIS SURVEY IS ACCOMPANIED BY A SEPARATE METES AND BOUNDS DESCRIPTION OF EYEN SURVEY DATE (AUG. 12, 2010).

PARKER ROAD  
(WIDTH VARIES PER VOL. 711, PG. 18, H.C.M.R., VOL. 22, PG. 2, H.C.M.R., VOL. 26, PG. 48, H.C.M.R.)

P.O.B. TO COH MC  
S 70° 59' 08"

PARKER ROAD  
(WIDTH VARIES PER VOL. 711, PG. 18, H.C.M.R., VOL. 22, PG. 2, H.C.M.R., VOL. 26, PG. 48, H.C.M.R.)

P.O.B. TO COH MON. NO. 5461-0814  
S 70° 59' 08" W - 213.80'

PARCEL AV11-124  
DEPREST EVANGELISTIC BAPTIST CHURCH

DATE: 8/17/20  
FILE NO.  
SHEET 2 OF

<b>SUBJECT:</b> Request for the abandonment and sale of Wilkinson Street, from West Dallas Street north to its terminus, and West Lamar Avenue, from Wilkinson Street west ±203 feet, all located in the American General Center Section One Addition, out of the John Austin Survey, A-1. <b>Parcels SY12-076A, SY12-076B, and SY12-094</b>	<b>Page</b> <u>1</u> of <u>2</u>	<b>Agenda Item #</b>  <span style="font-size: 2em; font-family: cursive;">9</span>
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  <span style="font-size: 1.5em; font-family: cursive;">7/19/12</span>	<b>Agenda Date</b>  JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> Daniel W. Kraeger, P.E., Director	<b>Council District affected:</b> C
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<b>For additional information contact:</b>  Nancy P. Collins <span style="font-size: 1.5em; font-family: cursive;">NPO</span> Phone: (832) 395-3130 Senior Assistant Director-Real Estate	<b>Key Map:</b> 493J
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**RECOMMENDATION: (Summary)** It is recommended City Council approve a motion authorizing the abandonment and sale of Wilkinson Street, from West Dallas Street north to its terminus, and West Lamar Avenue, from Wilkinson Street west ±203 feet, all located in the American General Center Section One Addition, out of the John Austin Survey, A-1. **Parcels SY12-076A, SY12-076B, and SY12-094**

<b>Amount and Source of Funding:</b> Not Applicable	
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**SPECIFIC EXPLANATION:**


Mark Kirkland, 12012 Wickchester Lane, Suite 500, Houston, Texas, 77079, on behalf of American General Life Insurance Company and Knickerbocker Corporation (William Larry Mask, Vice President), requested the abandonment and sale of Wilkinson Street, from West Dallas Street north to its terminus, and West Lamar Avenue, from Wilkinson Street west ±203 feet, all located in the American General Center Section One Addition, out of the John Austin Survey, A-1. Signs notifying the public of the pending street abandonments application were posted for at least thirty days. American General Life Insurance Company and Knickerbocker Corporation, the abutting property owners, plan to construct a multi-family residential complex in the location of the subject streets.

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

1. The City abandon and sell Wilkinson Street, from West Dallas Street north to its terminus, and West Lamar Avenue, from Wilkinson Street west ±203 feet, all located in the American General Center Section One Addition, out of the John Austin Survey, A-1;
2. The applicants be required to: (a) cut, plug, and abandon the 6-inch water line in West Lamar Street, where it intersects with the 8-inch water line in Eberhard Street to the 8-inch water line at the corner of West Dallas Street and Wilkinson Street; (b) remove the two fire hydrants in West Lamar Street and in Wilkinson Street; (c) construct a new 8-inch water line, from which the applicant must take service, at the intersection of the 8-inch water line in Eberhard Street to the west property line of Lot 11, Block 4, within Laurel Park Addition; (d) cut, plug, and abandon the two sanitary sewer lines in Wilkinson Street or construct a back end manhole at West Dallas Street and convert the line to private service; and (e) pay the depreciated value of the water main and sanitary sewer line. All of the above work is to be done at no cost to the City and under the proper permits;
3. The applicants be required to eliminate the public street appearance of Wilkinson Street along the north side of West Dallas Street;
4. The applicants be required to prepare drawings that show the public utilities (water and sanitary sewer) 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;

tj\sy12-076rc1.doc	CUIC #20TJ9276
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<b>REQUIRED AUTHORIZATION</b>		
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division

<b>Date:</b>	<b>Subject:</b> Request for the abandonment and sale of Wilkinson Street, from West Dallas Street north to its terminus, and West Lamar Avenue, from Wilkinson Street west ±203 feet, all located in the American General Center Section One Addition, out of the John Austin Survey, A-1. <b>Parcels SY12-076A, SY12-076B, and SY12-094</b>	<b>Originator's Initials</b>  	<b>Page</b> <u>2</u> of <u>2</u>
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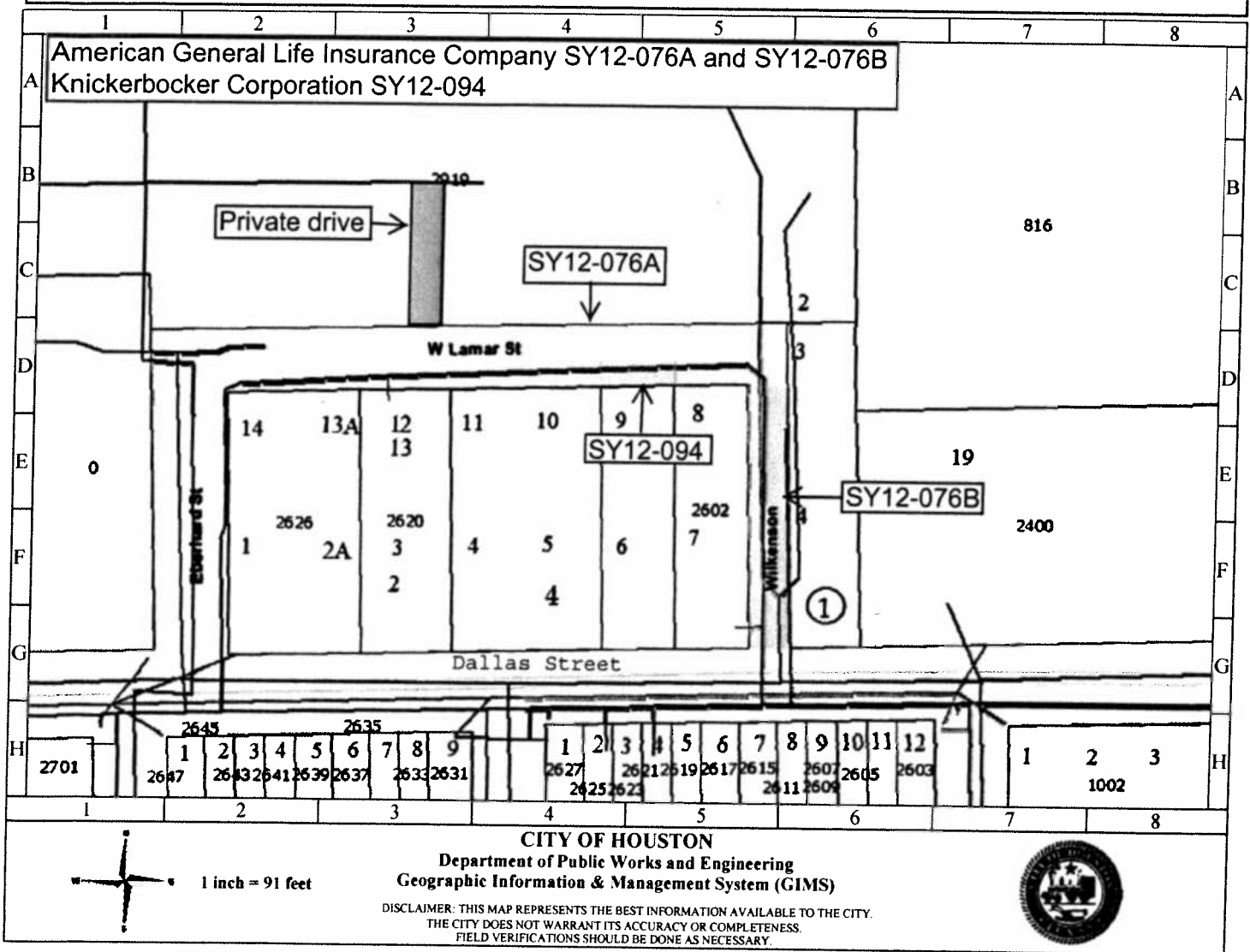
5. The applicants be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
6. The applicants be required to obtain a letter of no objection from each of the privately owned utility companies for the subject property being abandoned and sold;
7. The Legal Department be authorized to prepare the necessary transaction documents; and
8. 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 Malcolm Willey, an independent appraiser appointed by the Director of Public Works and Engineering.

DWK: NPC:tj

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

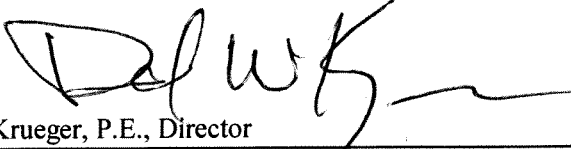


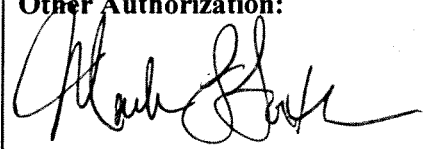


Abandonment and sale of Wilkinson Street, from West Dallas Street north to its terminus, and West Lamar Avenue, from Wilkinson Street west ±203 feet, all located in the American General Center Section One Addition, out of the John Austin Survey, A-1. **Parcels SY12-076A, SY12-076B, and SY12-094**

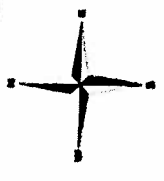
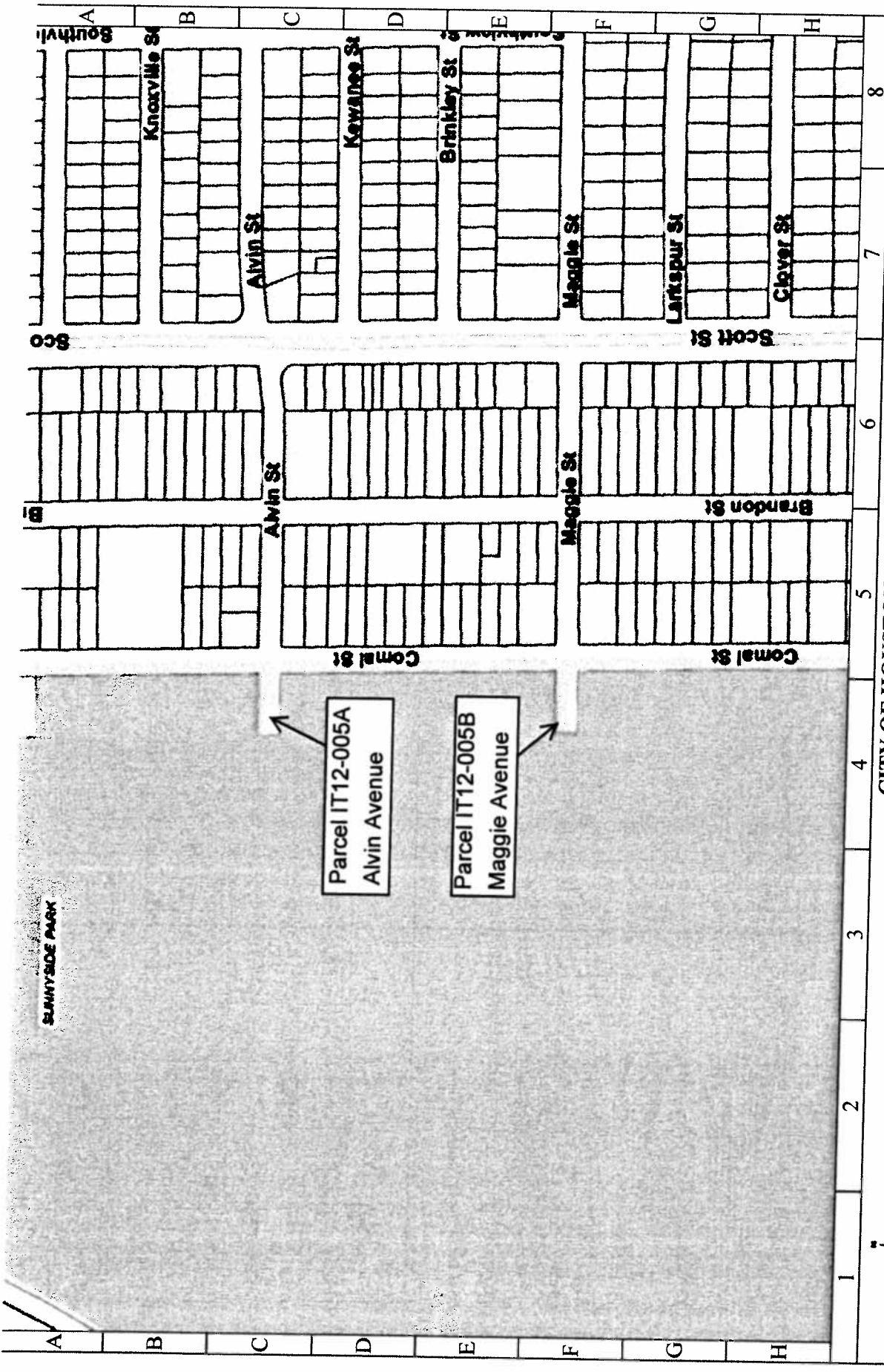


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Request for a Motion declining the acceptance of, rejecting, and refusing the dedication of Alvin Avenue (±8,200 square feet) and Maggie Avenue (±8,200 square feet), from Comal Street west to their termini into Sunnyside Park, located within the Sunnyside Extension South Subdivision, out of the B.H. Freeling Survey. <b>Parcels IT12-005A and IT12-005B</b>		<b>Page</b> <u>1</u> of <u>1</u>	<b>Agenda Item #</b>  10
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		<b>Origination Date</b>  7/19/12	<b>Agenda Date</b>  JUL 25 2012
<b>DIRECTOR'S SIGNATURE:</b>   Daniel W. Krueger, P.E., Director		<b>Council District affected: D</b>  <b>Key Map: 533X</b>  DO	
<b>For additional information contact:</b>   Nancy P. Collins Phone: (832) 395-3130 Senior Assistant Director-Real Estate		<b>Date and identification of prior authorizing Council Action:</b>	
<b>RECOMMENDATION: (Summary)</b> It is recommended City Council approve a Motion declining the acceptance of, rejecting, and refusing the dedication of Alvin Avenue (±8,200 square feet) and Maggie Avenue (±8,200 square feet), from Comal Street west to their termini into Sunnyside Park, located within the Sunnyside Extension South Subdivision, out of the B.H. Freeling Survey. <b>Parcels IT12-005A and IT12-005B</b>			
<b>Amount and Source of Funding:</b> Not Applicable			
<b>SPECIFIC EXPLANATION:</b> Joe Turner, Director, City of Houston Parks and Recreation Department (PARC), requested the abandonment and sale of Alvin Avenue (±8,200 square feet) and Maggie Avenue (±8,200 square feet), from Comal Street west to their termini into Sunnyside Park, located within the Sunnyside Extension South Subdivision, out of the B.H. Freeling Survey. The street rights-of-way were dedicated to the City by the Sunnyside Extension South Subdivision plat, dated September 17, 1945. Since the street rights-of-way were never opened, were never used for utility purposes, and no future need for this property as street rights-of-way is anticipated by the City, the Joint Referral Committee determined the request meets the criteria for non-acceptance. The request will be processed accordingly. PARC plans to incorporate the street rights-of-way being non-accepted into Sunnyside Park.  Therefore, it is recommended City Council approve a Motion declining the acceptance of, rejecting, and refusing the dedication of Alvin Avenue (±8,200 square feet) and Maggie Avenue (±8,200 square feet), from Comal Street west to their termini into Sunnyside Park, located within the Sunnyside Extension South Subdivision, out of the B.H. Freeling Survey.  DWK:NPC:dob  c: Marta Crinejo David Feldman Marlene Gafrick Terry A. Garrison Daniel Menendez, P.E Jeffrey Weatherford, P.E., PTOE			
s:\dob\it12-005.rcl.doc		CUIC #20DOB9293	
<b>REQUIRED AUTHORIZATION</b>			
<b>Finance Department:</b>	<b>Other Authorization:</b>   Joe Turner Director Parks and Recreation Department	<b>Other Authorization:</b>   Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division	

**SUBJECT:** Request for a Motion declining the acceptance of, rejecting, and refusing the dedication of Alvin Avenue (+/- 8,200 square feet) and Maggie Avenue (+/- 8,200 square feet), from Comal Street west to their termini into Sunnyside Park, located within the Sunnyside Extension South Subdivision, out of the B.H. Freeling Survey. Parcels IT12-005A and IT12-005B



1 inch = 342 feet

**CITY OF HOUSTON**

**Department of Public Works and Engineering**  
**Geographic Information & Management System (GIMS)**



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

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9417**

**Subject:** Purchase of Sports Field Lighting Equipment Through the Texas Local Government Purchasing Cooperative for the General Services Department  
S19-E24321

Category #  
4

Page 1 of 1

Agenda Item

*11-11A*

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

**Origination Date**  
June 21, 2012

**Agenda Date**  
JUL 25 2012

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

**Council District(s) affected**  
E

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

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

*Cue*

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$298,601.45 out of the Parks Consolidated Construction Fund (Fund 4502) and approve the purchase of sports field lighting equipment through the Texas Local Government Purchasing Cooperative (Buyboard) in the amount of \$295,645.00 and contingencies (1% for unforeseen changes within the scope of work) in the amount of \$2,956.45 for a total amount not to exceed \$298,601.45 for the General Services Department.

Award Amount: \$298,601.45

**Finance Budget**

\$298,601.45 - Parks Consolidated Construction Fund (4502) WBS-F-000704-0001-4

**SPECIFIC EXPLANATION:**

The Director of the General Services Department and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of \$298,601.45 out of the Parks Consolidated Construction Fund (Fund 4502) and approve the purchase of sports field lighting equipment through the Interlocal Agreement for Cooperative Purchasing with Buyboard in the amount of \$295,645.00 and contingencies (1% for unforeseen changes within the scope of work) in the amount of \$2,956.45 for a total amount not to exceed \$298,601.45 for the General Services Department, and that authorization be given to issue a purchase order to the Buyboard contractor, Musco Sports Lighting, LLC.

The scope of work requires the construction contractor to provide all labor, tools, materials, equipment, supplies, supervision and transportation necessary to furnish and install six 70' galvanized steel light poles, including pre-cast concrete bases, pole length wire harnesses, eighty 1,500-watt light fixtures and three 1,000-watt security light fixtures. The light poles and associated equipment will be installed on Lacrosse fields 1 and 2 at the Sylvan Rodriguez Park, located at 1201 Clear Lake City Blvd. The contractor will install two poles each on fields 1 and 2; each pole will have installed thereon ten 1,500-watt light fixtures. The two light poles that will be installed between the two Lacrosse fields will have twenty 1,500-watt light fixtures installed thereon. The three 1,000-watt security fixtures will be installed strategically on three of the poles that are being installed. The field lighting equipment will come with a twenty-five year warranty for labor and materials and the life expectancy is thirty years.

**Hire Houston First:**

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Interlocal or Cooperative Purchasing Agreement for this purchase.

Buyer: Roy Korthals

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*W*

*9X*

*11A*

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9457**

**Subject:** Approve the Purchase of Accurint® for Law Enforcement Investigative Services from the State of Texas Council of Competitive Government (CCG) Contract for the Houston Police Department/ S23-E24342

Category #  
4

Page 1 of 1

Agenda Item

12

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

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

**Origination Date**

July 12, 2012

**Agenda Date**

JUL 25 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*  
For additional information contact:  
Joseph A. Fenninger *JAF 7/13/12* Phone: (713) 308-1708  
Douglas Moore Phone: (832) 393-8724

**Council District(s) affected**  
All

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

**RECOMMENDATION: (Summary)**

Approve the purchase of Accurint® for Law Enforcement Investigative Services from the State of Texas Council of Competitive Government Contract in the total amount of \$75,600.00 for the Houston Police Department.

Award Amount: \$75,600.00

**Finance Budget**

\$75,600.00 - General Fund (1000) - (1 yr subscription)

**SPECIFIC EXPLANATION:**

The Police Chief of the Houston Police Department and the City Purchasing Agent recommend that City Council approve the purchase of Accurint® for Law Enforcement Investigative Services from the State of Texas Council of Competitive Government (CCG) Contract in the total amount not to exceed \$75,600.00 for the Houston Police Department (HPD) and that authorization be given to issue purchase orders, as necessary, to the State of Texas contractor, LexisNexis Risk Solutions FL, Inc.

The HPD Criminal Intelligence Division utilizes the Accurint® for Law Enforcement Investigative Services subscription to obtain information to enhance criminal investigations, and provide timely and comprehensive intelligence. Moreover, the Accurint® for Law Enforcement Investigative Services provides access to real-time information from multiple data sources, including but not limited to the following information:

- Multiple persons locators
- Multiple telephone sources
- Assets, including motor vehicles, watercraft and aircraft
- Professional licenses
- Death records
- Advanced Sex Offender Information

The services will be utilized by 105 users and will be accessed through a secured link with data encryption, password protection and data cloaking to hide the gathered information from the contractor's operating system personnel. The monthly cost for the services is \$6,300.00.

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

**Hire Houston First:**

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Interlocal Agreement for this purchase.

Buyer: Roy Breaux

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*[Signature]*  
7/13/12

110

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9408**

**Subject:** Formal Bids Received to Remove, Furnish and Install a New Air-Cooled Chiller and Associated Equipment for the Public Works and Engineering Department  
S50-C24246

Category #  
4

Page 1 of 2


Agenda Item

13

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

**Origination Date**  
June 18, 2012

**Agenda Date**  
JUL 25 2012

**DIRECTOR'S SIGNATURE**  


**Council District(s) affected**  
F

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

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

**RECOMMENDATION: (Summary)**

Approve an award to American Mechanical Services of Houston, LLC on its low bid in an amount not to exceed \$159,900.00 to remove an existing air cooled chiller and furnish and install a new air-cooled chiller and associated equipment for the Public Works and Engineering Department.

Awarded Amount: \$159,900.00

**Finance Budget**

\$159,900.00 - Combined Utility System General Purpose Fund (8305)

**SPECIFIC EXPLANATION:**

The Director of the Public Works and Engineering Department and the City Purchasing Agent recommend that City Council approve an award to American Mechanical Services of Houston, LLC on its low bid in an amount not to exceed \$159,900.00 to remove an existing air cooled chiller and furnish and install a new air-cooled chiller and associated equipment for the Public Works and Engineering Department and that authorization be given to issue a purchase order. The 215-ton air cooled chiller that provides chilled water for the air conditioning system at the Department's Wastewater Operations Branch Laboratory at 10500 Bellaire Blvd is 13-years-old and in poor condition; i.e., the compressors are burnt and the condenser coils are corroded. Therefore, it is essential that the chiller at the laboratory facility be replaced as soon as possible. It is essential that the temperature in the laboratory be maintained at optimum level to insure the accuracy of the chemical analyses performed therein.

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

<u>Company</u>	<u>Total Amount</u>
1. American Mechanical Services of Houston, LLC	\$159,900.00
2. Rincon Air & Heat Co., LLC	\$165,555.00
3. Gowan, Inc.	\$175,302.00
4. RDI, Mechanical, Inc.	\$220,000.00

The scope of work requires the construction contractor to provide all labor, equipment, materials, supervision and transportation necessary to remove and properly dispose of the existing 215 ton, air cooled chiller and associated equipment and furnish and install a new 225 ton, air cooled chiller and associated equipment at the Wastewater Operations Branch's laboratory facility. Materials and workmanship for this project are warranted for five years and the life expectancy is 20 years. The contractor shall have 120 calendar days to complete all work associated with and required after receipt of the written notice to proceed.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

100

Date: 6/18/2012	Subject: Formal Bids Received to Remove, Furnish and Install a New Air-Cooled Chiller and Associated Equipment for the Public Works and Engineering Department S50-C24246	Originator's Initials AL	Page 2 of 2
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**Hire Houston First:**

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor does not meet the requirements of Hire Houston First; no Hire Houston First firms were within three percent.

**M/WBE Subcontracting:**

This invitation to bid was issued as a goal-oriented contract with an 11% M/WBE participation level. American Mechanical Services of Houston, LLC has designated the below-named companies as its M/W subcontractors.

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Bevco Company, Inc.	Equipment / Labor	\$17,589.00	11%

The Mayor's Office of Business Opportunity will monitor this contract.

**Pay or Play Program:**

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

Buyer: Art Lopez

Reso

<b>SUBJECT:</b> Approval of a resolution designating three Landmarks in accordance with Chapter 33, Code of Ordinances	<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 14
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<b>FROM (Department or other point of origin):</b> Planning and Development	<b>Origination Date</b> June 27, 2012	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Maureen R. Hagrick</i>	<b>Council District affected:</b> G
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<b>For additional information contact:</b> Courtney Spillane Phone: (713) 837-7894	<b>Date and identification of prior authorizing Council action:</b> N/A
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**RECOMMENDATION: (Summary)**  
Approval of a resolution designating three Landmarks

<b>Amount and Source of Funding:</b> N/A	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:**  
A property owner of the Houston Archaeological and Historical Commission may initiate an application for the designation of a Landmark. These applications for Landmark designation were initiated by the owners.  
  
A public hearing was held by the Houston Archaeological and Historical Commission and there were no objections to the designations. The Houston Archaeological and Historical Commission determined that the applications satisfied applicable criteria of the ordinance and unanimously recommended approval of the Landmark designations.

	LANDMARK NAME/ADDRESS:	INITIATED BY:	COUNCIL DISTRICT:	HAHC HEARING:
1	Walter F. Daly House 2938 Del Monte Drive	Owner	G	5-17-2012
2	Helm-McDonough House 2107 Looscan Lane	Owner	G	5-17-2012
3	D.W. Hovey House 3395 Del Monte Drive	Owner	G	5-17-2012

Attachments: Applications and Staff Reports

- xc: Minnette Boesel, Mayor's Assistant for Cultural Affairs
- David M. Feldman, City Attorney
- Deborah McAbee, Land Use Division, Legal Department
- C.A. McClelland, Chief, Police Department
- Terry A. Garrison, Chief, Fire Department

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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## LANDMARK DESIGNATION REPORT

**LANDMARK NAME:** Walter F. Daly House

**OWNERS:** Charlie and Sharon Bryan

**APPLICANTS:** Same

**LOCATION:** 2938 Del Monte Drive – River Oaks

**AGENDA ITEM:** II.C

**HPO FILE NO:** 12L264

**DATE ACCEPTED:** Feb-6-2012

**HAHC HEARING:** May-17-2012

### SITE INFORMATION

Lot 13, Block 32, River Oaks Sec. 1, City of Houston, Harris County, Texas. The site includes a two-story, brick residence.

**TYPE OF APPROVAL REQUESTED:** Landmark Designation

### HISTORY AND SIGNIFICANCE SUMMARY

The Walter F. Daly House, built circa 1929 on Del Monte Drive in River Oaks, was designed by architect Charles Oliver for the Russell Brown Company. The Russell Brown Company was a prolific builder and designer of new houses in Houston's affluent neighborhoods from 1902 until the early 1940s. After 10 years with the Russell Brown Company, Charles Oliver worked as the in-house architect of the River Oaks Corporation from 1926 to 1932, when he left to start his own practice. Oliver designed over 75 homes in River Oaks in a variety of styles, and had an enormous impact on the character of the neighborhood. The Daly House is an example of the Tudor Revival style and is faced with brick, stone, stucco and wood.

Early occupants of the house were Walter F. Daly, a cotton broker, and Charles Simpson, vice president of the Rogers Galvanizing Company. Lodwich and Madaline Bolin purchased the house in 1948 and lived in the house for 44 years. Mr. Bolin was a vice president at Brown and Root, Inc, and endowed two chairs at Baylor College of Medicine.

The Walter F. Daly House meets Criteria 1, 3, 4, and 6 for Landmark designation.

### HISTORY AND SIGNIFICANCE

#### *Charles Oliver*

The home at 2938 Del Monte Drive was designed by noted Houston architect, Charles Oliver for the Russell Brown Company. Mr. Oliver was born in 1894 and was a native of Arkansas. By 1920, he was an architect in Dallas. He worked for the Russell Brown Company in Dallas, which constructed many stylish homes in Dallas and Houston during the first quarter of the 20th century. For the Russell Brown Company, he designed 3205 Del Monte and 3217 Del Monte, and 3223 Chevy Chase in River Oaks.

Oliver worked for the Russell Brown Company from 1916 until 1926, when he was hired away by the River Oaks Corporation. Oliver was the in-house architect for the River Oaks Corporation from 1926 to 1932, when he left to start his own practice. Over that period, Oliver would design 75 homes in the River Oaks neighborhood in many styles including Georgian, Tudor, Dutch Colonial, Mediterranean and Norman. By 1930, he was living in a Mediterranean-style home on Pelham Drive

# CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

in River Oaks with his wife Eloise and their children. Some of his most distinctive homes were Mediterranean style homes, of which approximately six are still standing in River Oaks. Oliver had an enormous impact on the character of the neighborhood. Through the River Oaks Card File and other sources, the following have been identified as Oliver homes in River Oaks:

- 981 Kirby Dr.
- 1059 Kirby Dr.
- 1407 Kirby Dr, 1930
- 1528 Kirby Dr, 1927-28
- 1708 River Oaks Blvd.
- 1827 Kirby Drive, 1927-28
- 1903 Bellmeade Rd, 1926 (Mediterranean)
- 1904 Bellmeade Rd
- 1915 Bellmeade Rd
- 1925 Bellmeade, 1928
- 2007 River Oaks Blvd, 1929 (home of Mike Hogg, developer of River Oaks)
- 2105 Brentwood Dr
- 2109 Inwood Dr
- 2116 Del Monte Dr
- 2121 Inwood Dr
- 2136 Inwood Dr
- 2141 Pine Valley, c. 1930 (Tudor)
- 2146 Stanmore Dr
- 2147 Inwood Dr
- 2149 Pine Valley Dr
- 2159 Pelham Dr
- 2164 Troon Road
- 2169 Troon Road
- 2192 Troon Road
- 2202 Stanmore Dr.
- 2203 Brentwood Dr, 1925 (Mediterranean)
- 2217 Troon Road
- 2224 Looscan Lane
- 2228 Chilton Road
- 2408 Stanmore Dr
- 2438 Pelham Dr
- 2454 Pine Valley Dr
- 2504 Pelham Dr, c. 1929 (Norman)
- 2508 Pelham Dr, 1927 (Charles Oliver's family home)
- 2517 Del Monte Dr
- 2530 Stanmore Dr
- 2915 Chevy Chase Dr
- 2938 Del Monte Dr
- 2970 Lazy Lane, 1934 (as consulting architect to James C. Mackenzie with Birdsall Briscoe)
- 3015 Del Monte, c. 1929 (Tudor)
- 3108 Locke Lane
- 3108 Reba Dr
- 3205 Del Monte Dr
- 3214 Inwood Dr
- 3217 Del Monte Dr
- 3219 Reba Dr
- 3223 Chevy Chase Dr, c. 1934 (Mediterranean)
- 3229 Del Monte Dr
- 3230 Del Monte Dr
- 3235 Locke Lane
- 3238 Locke Lane
- 3245 Reba Dr
- 3250 Locke Lane
- 3257 Huntingdon Place
- 3257 Reba Dr
- 3262 Reba Dr
- 3263 Huntingdon Place
- 3315 Del Monte Dr
- 3330 Del Monte Dr
- 3358 Inwood Dr, 1930
- 3372 Del Monte Dr
- 3394 Chevy Chase, c. 1928
- 3428 Chevy Chase Dr.

Although the Daly House is recorded as being the design of Charles Oliver for the Russell Brown Company in the River Oaks files, it appears to have been built after Oliver had changed employment

to the River Oaks Corporation. A date of 1929 is set as the construction date, based on the move of the Daly family to the home in 1930 and a scrap of the Houston Chronicle dated December 15, 1929 and found by the current owners behind the original vanity mirror.

### *Russell Brown Company*

Another major architectural contributor to the character of River Oaks and other affluent Houston neighborhoods was the firm of Russell Brown Company, a Houston-based architectural design and construction company. It was chartered in 1906 by Russell Brown, who was born on December 12, 1875, in Taylor, Texas, and came to Houston in 1902. The company was a prolific builder and designer of new houses in Houston from 1902 until the early 1940s. Brown expanded his operations by opening branch offices in Dallas in 1916, San Antonio in 1922, and Los Angeles in 1923.

The Russell Brown Company provided architectural services (although Brown himself was not an architect) in addition to construction services. The firm specialized in house design and construction, and also designed several commercial buildings in Houston in the 1920s and 1930s, such as the first Jefferson Davis Hospital and the Schlumberger Building, as well as the six-story Guaranty State Bank and Simpson Office Building in Ardmore, Oklahoma in 1917.

The firm was very active in Houston from the 1910s until World War II. His houses were known to be of the first quality in design and materials. The Russell Brown Company constructed numerous houses in the Avondale, Westmoreland, Montrose, Boulevard Oaks, and River Oaks neighborhoods in Houston and in the Dallas subdivision of Munger Place. The company was the general contractor of such notable Houston houses as the William S. Farish House in Shadyside (1925) and the Cleveland Sewall House in River Oaks (1926, N.R. and COH Protected Landmark). Brown's own house was in Westmoreland. Among the architects who worked at various times for the Russell Brown Company in Houston were A. N. Dawson, Charles W. Oliver, Mike Mebane, and Gonzalo Ancira. In an indication of the quality of the Russell Brown architects, the River Oaks Corporation hired one of Russell Brown's architects, Charles Oliver, as in-house architect in 1926.

Additional information on the Russell Brown Company comes from a company brochure published circa 1936 which notes the following:

"The restful harmony and careful designing, the elegance imparted by graceful simplicity marks the difference between Russell Brown Company homes and the regular run of places so often built."

Russell Brown retired from the building business in the mid 1940s. He lived out his retirement at his ranch near Juliff, Texas, south of Houston, where he died in 1963.

### *Walter F. and Nellie Daly*

Walter F. Daly was born in Memphis c. 1873. At the time of his death in 1941, he had lived in Houston for 18 years and worked as a cotton broker, owning the firm W.F. Daly and Son. He and his family spent much of his life in Waco, Texas. He was a member of the Presbyterian Church. His death was marked on the front page of the Houston Chronicle on June 19, 1941.

The Dalys moved to River Oaks in 1930 from 3516 Garrott Street in Montrose. (That home still stands and is part of the Westmoreland Historic District). Their unmarried adult children, Amanda and Morgan, lived with them in the house. The home was sold by his daughter in February 1943 to

# CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

Mr. and Mrs. Charles L. Simpson. It does not appear that the Daly family stayed long in Houston after that.

## *Charles L. Simpson*

Mr. Simpson worked as the Vice President and general manager of the Rogers Galvanizing Company. In this Houston Chronicle article the house, with an accompanying pictures was thus described:

*Mr. and Mrs. Charles L. Simpson purchased this well-appointed English home at 2938 Del Monte in River Oaks during the week for \$26,000. It has a site 120 x 180 feet. The floor plan includes three bedrooms, two screened porches, two baths, and a powder room. The place has attic ventilation and a central heating plant. Mr. Simpson is vice president of the Rogers Galvanizing Company. The seller was Amanda C. Daly.*

## *Lodwick T. and Madaline G. Bolin*

The Simpson family did not stay long in the house, selling it to the Bolin family by 1948. Mr. Bolin was a Vice-President at Brown and Root, Inc. He was born in 1899 in Brazoria County, graduated from Houston's Central High School, and attended Texas A&M University. He died on August 2, 1980. He endowed two chairs at Baylor College of Medicine. Madaline Elba Goforth Bolin was born in 1904. Mrs. Bolin lived in the house until her death on November 14, 1992. The house sold to the current owners in 1993.

## **ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY**

The Daly House is 4,691 square feet and sited facing North on a 21,240 square foot lot. The home is executed in a Tudor Revival style, is two-stories tall and is faced with brick and stone with stucco and wood elements. Multiple intersecting front gables are placed under a tall side gabled main roof.

The house's front façade is four bays wide. The west bay of the house is a two story bay that projects forward from the main façade and terminates in a front facing gable roof. This bay is faced with brick. The first floor façade features a tri-part casement metal window, divided by wood, and capped with a brick lintel of vertically placed bricks. The second floor façade features a four-part casement metal window, divided by wood and capped with a brick lintel of vertically placed bricks. Each window features eight rectangular panes of glass. Diagonally placed bricks that parallel the roof line and terminate in a straight line decorate the façade.

The next bay is also two-story and feature the entrance to the home. It also projects from the main part of the house but is slightly set back from the west bay. The first floor facade is faced in stone and the second floor façade is faced with half-timbering decoration. The front door is an arched batten wood door with a glazed rectangular window. The door is deeply inset from the stone façade. On the second story, there is decorative half timbering detail with a tri-part casement window of diagonal panes of leaded glass. The peak of the front gable roof is slightly shorter than the west bay.

Moving east, the next bay of the house is set back from the entrance bay. It is faced with brick and is under a side gabled roof with a slight overhang. The first floor façade of this bay features a four-part casement windows of rectangular panes of glass, capped with a brick lintel of vertically placed

bricks. Above this window on the second floor is a four-part casement metal window, divided by wood and capped with a brick lintel of vertically placed bricks. A tall brick chimney is placed at the end of this bay.

The east bay of the house is set back again, and features a larger tri-part fixed pane windows on the first floor façade. This was probably an enclosed porch of some kind. Above are two paired casement windows set directly under the overhanging eaves. A tall chimney terminates the house.

The current owners have lived in the house since 1993, and have preserved the house in exceptional condition.

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*Houston Chronicle*, February 7, 1943.

Houston City Directories

“Walter F. Daly, retired cotton broker, Expires,” *Houston Chronicle*, June 19, 1941.

*The information and sources provided by the applicant for this application have been reviewed, verified, edited and supplemented with additional research and sources by Diana DuCroz, Planning and Development Department, City of Houston.*

## **APPROVAL CRITERIA FOR PROTECTED LANDMARK DESIGNATION**

The HAHC shall review each application for designation of a protected landmark that is included in an application for designation of a landmark at the same time and in the same manner as it reviews and considers the application for a landmark. The HAHC and the Planning Commission, in making recommendations with respect to a protected landmark designation, and the City Council, in making a designation, shall consider whether the building, structure, site, or area meets at least three of the criteria in Section 33-224, or one of the criteria in Section 33-229, as follows:

**S    NA**

**S - satisfies    NA - not applicable**

Meets at least three of the following (Sec. 33-229(a)(1):

- (1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation;
- (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event;
- (3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation;
- (4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city;

# CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

- (5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood;
- (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation;
- (7) Whether specific evidence exists that unique archaeological resources are present;
- (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride.

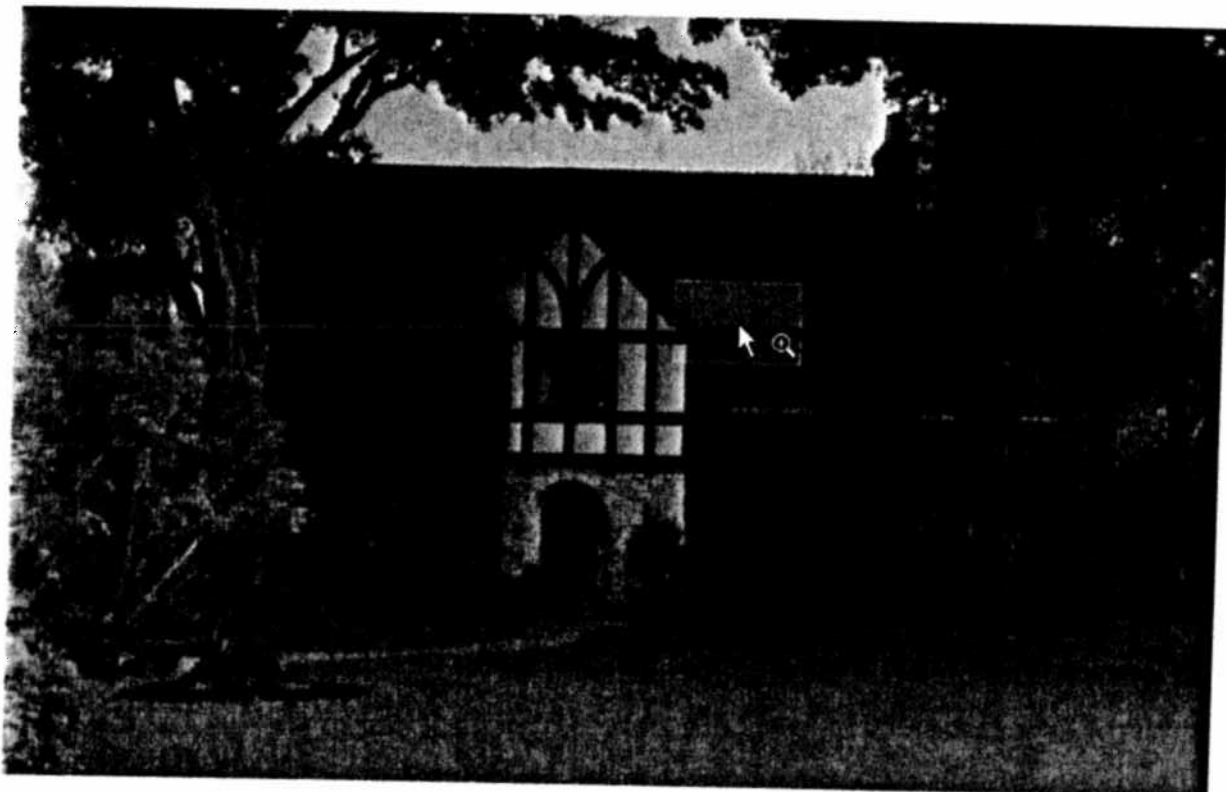
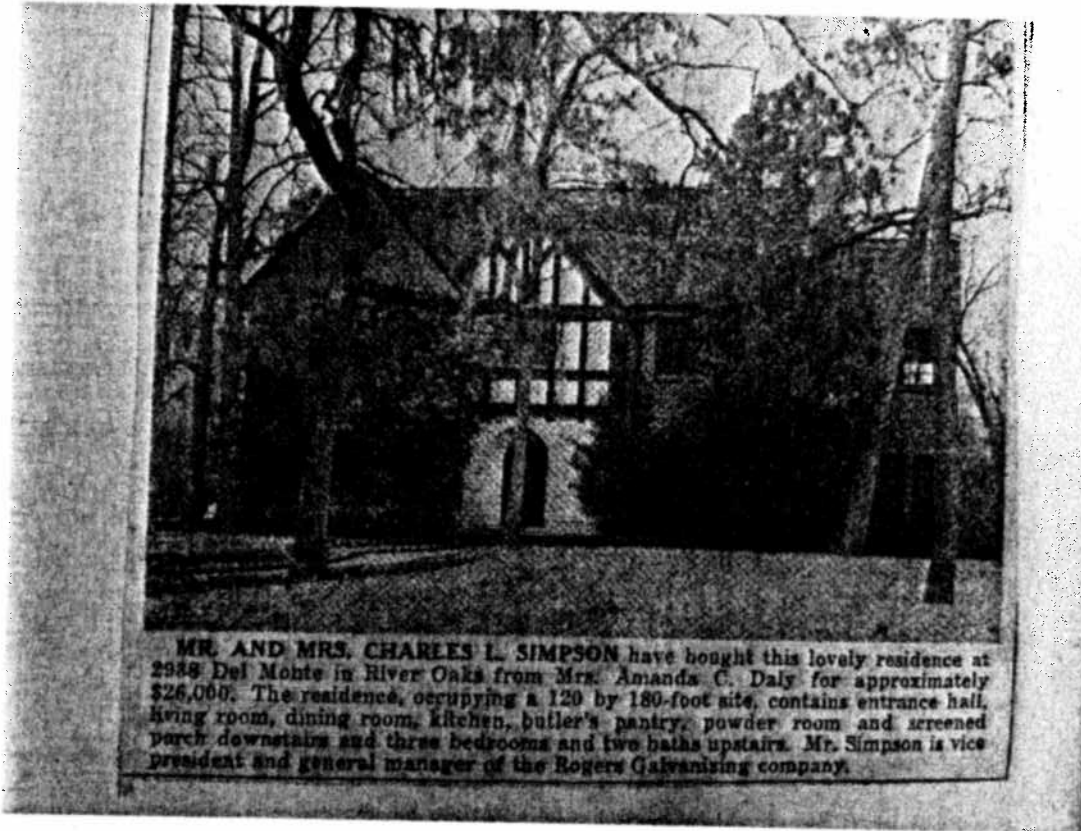
**AND**

- (9) If less than 50 years old, or proposed historic district containing a majority of buildings, structures, or objects that are less than 50 years old, whether the building, structure, object, site, or area is of extraordinary importance to the city, state or nation for reasons not based on age (Sec. 33-224(b)).

**STAFF RECOMMENDATION**

Staff recommends that the Houston Archaeological and Historical Commission recommend to City Council the Landmark Designation of the Walter F. Daly House at 2938 Del Monte Drive.

## EXHIBIT A - PHOTOS

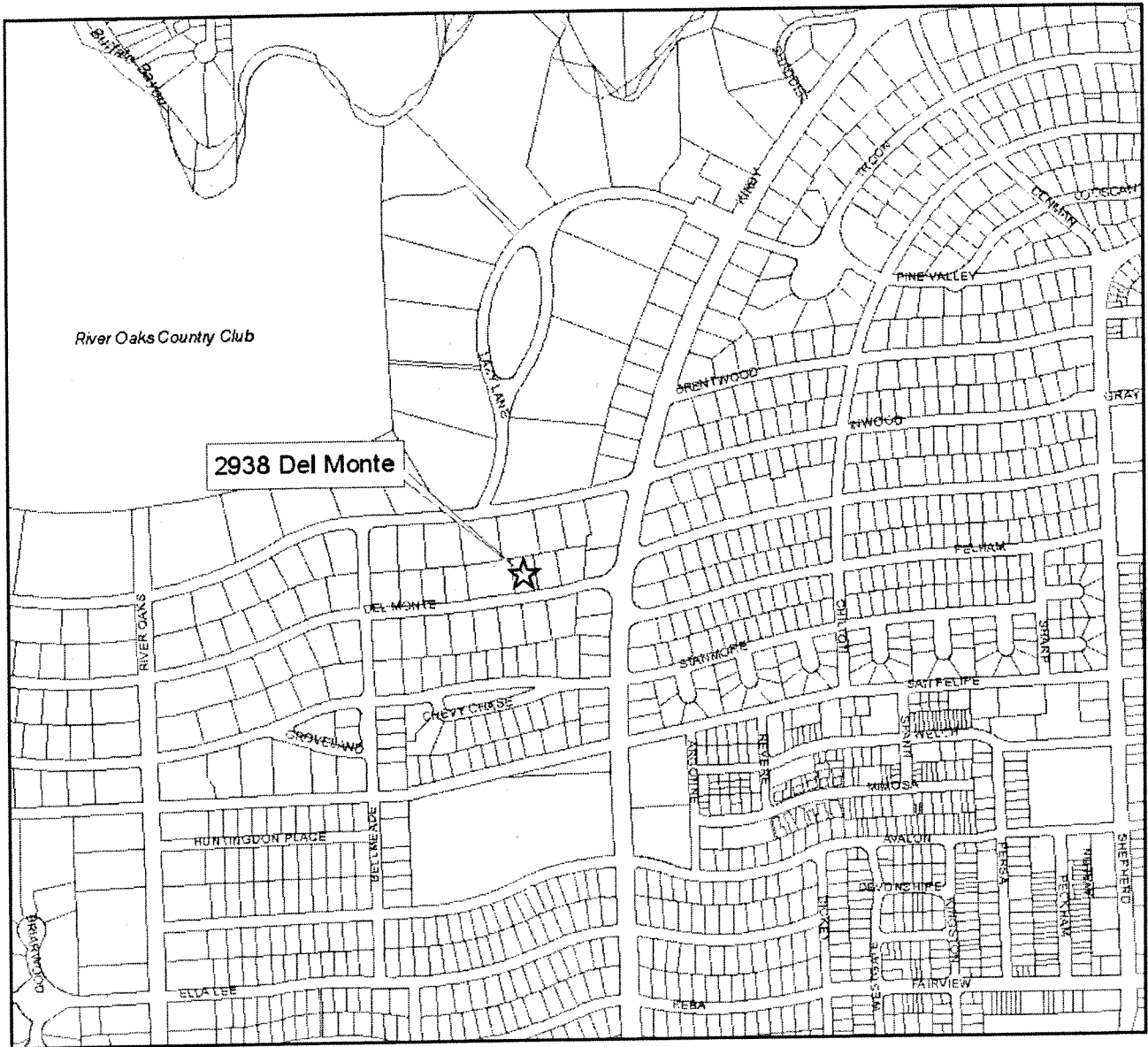


# CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

## EXHIBIT B - SITE LOCATION MAP





# CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

## LANDMARK DESIGNATION REPORT

**LANDMARK NAME:** Helm-McDonough House

**OWNERS:** Audrey and Brandon Cochran

**APPLICANTS:** Same

**LOCATION:** 2107 Looscan Lane – River Oaks

**AGENDA ITEM:** II.b

**HPO FILE NO:** 12L265

**DATE ACCEPTED:** 2-9-2012

**HAHC HEARING:** 5-17-2012

**SITE INFORMATION:** Lot 10, Block 50, River Oaks Section 3, City of Houston, Harris County, Texas. The site includes a historic two-story, brick and shingle clad residence.

**TYPE OF APPROVAL REQUESTED:** Landmark Designation

### HISTORY AND SIGNIFICANCE SUMMARY

The Helm-McDonough House was designed in the Colonial Revival style by Louis A. Glover in 1937. In 1907, Louis began working for his father, architect Frank Glover. By 1911 Frank Glover renamed the firm, *F.S. Glover and Son, Architects*. Louis Glover later designed several significant buildings in Houston including, the Julia Ideson Building of the Houston Public Library, Lamar Senior High School, John H. Reagan High School, James W. Deady Junior High School, and Charles H. Milby Senior High School.

The Helm-McDonough House was built for Mrs. Annie Dickson of Galveston. Mrs. Dickson sold it to Shirley and Justas Helm in September 1938. Shirley Helm was a prominent Houston attorney and a founding member of the Texas Trial Lawyers Association. Justa Cartwright-Helm was a descendent of the Cartwright family, a Texas pioneer family that originally settled in San Augustine County. Mr. and Mrs. Helm lived in the house until 1947 when they sold it to Mr. and Mrs. Jack McDonough. The McDonoughs remained in the house until their deaths in 1979 and 1985.

The Helm-McDonough House meets Criteria 1, 4, and 6 for Landmark designation.

### HISTORY AND SIGNIFICANCE

#### *Shirley and Justa Helm*

Shirley Helm was born on August 8, 1905 in Houston. He graduated from Central High School, Rice Institute, and University of Virginia's School of Law. In 1928 he moved to Houston to practice law. In 1943 he partnered with Albert Jones to form their own firm, Helm and Jones. At the time of his death he was the Senior Partner of Helm, Pletcher, Hogan, Bowen and Saunders. He was a founding member of the Texas Trial Lawyers Association, and was active with the American Bar Association and the International Society of Barristers. He was a member of St. John the Divine.

Justa Cartwright-Helm was born in San Antonio on July 2, 1909 and raised in Beaumont, Texas. She descended from the Cartwright family, a Texas pioneer family that originally settled in San

# CITY OF HOUSTON

## Archaeological & Historical Commission

## Planning and Development Department

Augustine County, Texas. She studied two years at Principia Junior College in St. Louis and graduated from the University of Texas. She died in 1995.

The Cartwright family arrived in Texas in the spring of 1820. They settled in what is now San Augustine County in East Texas. The Cartwrights began to acquire land holdings during the Republic era and continued to purchase land throughout the nineteenth century. In addition they conducted business operations in San Augustine, including cotton plantations, livestock, and agriculture.

The Helms purchased the house from Mrs. Annie Dickson in 1938. The sale of the house to the Helms was reported in both the *Houston Chronicle* and the *Houston Post* on September 18, 1938. From the *Houston Post* article:

Mr. and Mrs. Shirley M. Helm have purchased an attractive two-story, brick veneer residence at 2107 Looscan Lane in River Oaks from Mrs. Annis A. Dickson of Galveston. Louise A. Glover was the architect for the residence. The home, situated on a lot 70X150 feet in size, contains three bedrooms, two baths and a downstairs lavatory. The consideration for the residence was \$12,750. Mr. Helm is an attorney.

The December 1938 edition of *River Oaks Magazine* reported, "Mr. and Mrs. Shirley Helm are living in their new home at 2107 Looscan Lane. Mr. Helm is an attorney with the firm of Allen, Helm and Jacobs." The Helms lived in the house until 1947, when they moved to 1547 Kirby Drive, a larger house designed by Salisbury & McHale and built by developer R.H. Pentz.

### *Jack and Maydee McDonough*

The Helms sold the house in 1947 to Jack and Maydee McDonough. Jack McDonough was born in Beaumont, Texas on March 31, 1904. By 1930 he and his wife were living in Houston on Castle Court and he worked in the oil business. Mr. McDonough was a department manager of Superior Oil where he remained until his retirement. Maydee Pedigo McDonough was also born in Beaumont, Texas in 1906. She attended Ward-Belmont College in Nashville (which later became Harpeth Hall) and graduated from the University of Texas in 1926. She died March 20, 1979. Jack McDonough remained in the house until his death on December 25, 1985.

### *Louis A. Glover*

Louis Antonio Glover was born in 1884 and raised in nearby Harrisburg, Texas, the son of architect Frank S. Glover. Frank Glover was born in Texas in the 1850s and his firm was well established in Houston by the beginning of the 20<sup>th</sup> century. As early as 1907 Louis was working as a draftsman at his father's firm. In 1909, Frank S. Glover was given the charge to reconstruct the Colorado County Courthouse in Columbus, Texas after a hurricane damaged it. This project gave Louis A. Glover more experience and by 1911 the firm name was changed to F.S. Glover and Son, Architects. From that point on Louis A. Glover's occupation is listed as *architect* in the City Directories. Louis Glover died in 1959. At the time of his death, he was a member of Trinity Episcopal Church and the American Institute of Architects.

Louis Glover designed several significant buildings in Houston including,

# CITY OF HOUSTON

**Archaeological & Historical Commission**

**Planning and Development Department**

- Julia Ideson Building of the Houston Public Library, 1926 (with Cram and Ferguson and William Ward Watkin)
- Lamar Senior High School, 1937 (with John F. Staub, Kenneth Franzheim, Lamar Q. Cato, and Harry D. Payne.
- John H. Reagan High School, 1926 (with John Staub)
- James W. Deady Junior High School, 1928
- Charles H. Milby Senior High School, 1926

The River Oaks plan library shows that Glover designed the houses at 2140 Stanmore and 2260 Pine Valley, in addition to 2107 Looscan. Both houses still stand. The T.G.C.A. Monthly bulletin indicates that Louis Glover also designed an apartment building at 1930 W. Walker Street in 1930.

## **ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY**

The Helm-McDonough House is a Colonial Revival style house and is representative of the late 1930s. It is facing northwest on curved Looscan Drive. The house is 2,899 square feet on a 9,312 square foot lot. The house is one bay wide under a side gabled roof.

The house is faced with brick on the first story and shingle siding on the second story. The shingle second story slightly overhangs the first story in a Garrison Colonial motif, which was popular during the time period. The entrance is located on the north part of the front façade. The door is a simple wood and glass door with wood trim. There is a small shed porch roof featuring decorative hood brackets. A 6-over-6 wood sash window is located above the door on the second story. Two 9-over-9 wood sash windows complete the first story front façade; with two 6-over-6 wood sash windows complete the second floor front façade. All windows have shutters. The side gabled roof slightly overhangs the second story and there is a tall brick chimney on the southern (side) façade of the house.

# CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

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"Obituary for Louis A. Glover." *Houston Chronicle*, July 29, 1957.

"Obituary for Shirley Nelm." *Houston Chronicle*, November 8, 1986.

"Shirley Helm Buys Home on Looscan." *Houston Post*, September 18, 1938.

T.G.C.A. Monthly Bulletin, 1930.

Various sources from ancestry.com

*The information and sources provided by the applicant for this application have been reviewed, verified, edited and supplemented with additional research and sources by Courtney Spillane, Planning and Development Department, City of Houston.*



# CITY OF HOUSTON

**Archaeological & Historical Commission**

**Planning and Development Department**

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**STAFF RECOMMENDATION:**

Staff recommends that the Houston Archaeological and Historical Commission recommend to City Council the Landmark Designation of the Helm-McDonough House at 2107 Looscan Lane.

# CITY OF HOUSTON

Archaeological & Historical Commission

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## EXHIBIT A

Helm-McDonough House

2107 Looscan Lane



# CITY OF HOUSTON

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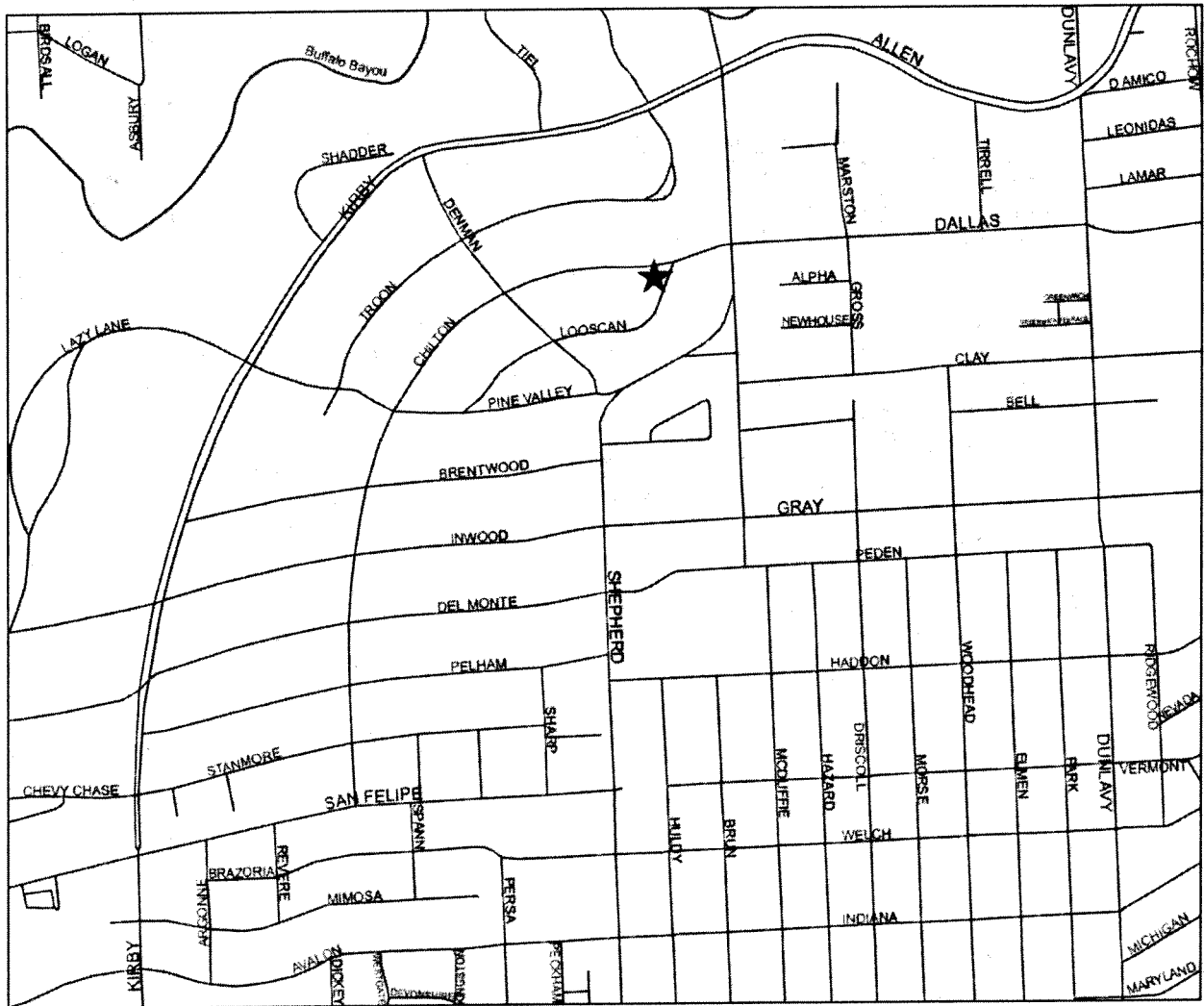
## EXHIBIT B

### SITE LOCATION MAP

Helm-McDonough House

2107 Looscan Lane

NOT TO SCALE





# CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

## LANDMARK DESIGNATION REPORT

**LANDMARK NAME:** D.W. Hovey House

**AGENDA ITEM:** II.a

**OWNERS:** Lizinka Mosley Benton

**HPO FILE NO:** 12LM263

**APPLICANTS:** Same as Owner

**DATE ACCEPTED:** 1-31-2012

**LOCATION:** 3395 Del Monte Drive - River Oaks

**HAHC HEARING:** 5-17-2012

**SITE INFORMATION:** Lot 1, Block 8, River Oaks Country Club Estate, City of Houston, Harris County, Texas. The site includes a three-story, brick clad, residence.

**TYPE OF APPROVAL REQUESTED:** Landmark Designation

### HISTORY AND SIGNIFICANCE SUMMARY

The D.W. Hovey House was designed and built by Alfred and Ivan Greer as a speculative house in 1937. The Greers designed and built numerous houses in River Oaks. The D.W. Hovey House was designed in the Colonial Revival style. Its most prominent Colonial Revival details include a full height semicircular portico anchored by two full-height fluted columns, pilasters topped with simple Doric caps, a wide entablature above the columns, front door surrounded by an elliptical fanlight and sidelights.

The first occupants, Dana Hovey and his family, moved into the house in early 1938. During his career, Mr. Hovey served as president of the Independent Refining Association and worked with Danaho Oil and Refinery Company. The house was later owned by Jake and Olive Hershey. Mr. Hershey created the largest commercial barge line in the world, American Commercial Barge Line, and was a leading organizer and promoter of a national transportation system. He was also a longtime member and leader of many environmental conservation organizations. He co-founded the Jacob and Therese Hershey Foundation, a charity dedicated to the preservation and conservation of the environment. He was an incorporator of the Galveston Bay Foundation and one of the organizers of the Society for the Performing Arts. At his death in 2000 he was a member emeritus of the Texas Philosophical Society, the Galveston Bay Foundation and a director of the Houston Society for the Prevention of Cruelty to Animals.

Subsequent owners were Sid and Kathleen Smith. Mr. Smith was President of Napco Paint Company from 1959-1963. He then joined the commercial real estate company, W.A. Horne, which became The Horne Company, and he later founded McDade, Smith & Gould.

The D.W. Hovey House meets Criteria 1, 3, 4, and 6 for Landmark designation.

### HISTORY AND SIGNIFICANCE

*Dana W. Hovey*

Dana W. Hovey purchased the house at 3395 Del Monte in 1938 for \$41,000. The *Houston Press* reported the sale on February 12, 1938:

# CITY OF HOUSTON

## Archaeological & Historical Commission

## Planning and Development Department

"Mr. and Mrs. D.W. Hovey have bought the newly completed home at 3395 Del Monte Drive, River Oaks, for \$41,000. The building faces north on a 127 by 180-foot beautifully wooded lot. Colonial style details are followed in exterior and interior. A third floor provides storage and a reception room. Mr. Hovey is vice president of the Republic Oil refining Company."

Hovey was born on November 6, 1891 in Olean, New York. He served in World War I and came to Houston from Pittsburg around the age of 42. He remained in the oil industry his entire career and his obituary described him as "very active in the oil business." He owned the house at 3395 Del Monte until 1951. During his career, he served as president of the Independent Refining Association and worked with Danaho Oil and Refinery Company. He died at the age of 90 and his obituary lists membership in St. Martin's Episcopal Church, the Masonic Caddo Ledge of Shreveport, and the Republican National Committee.

### *Jake Hershey and Olive Duncan Hershey*

Jacob "Jake" Wilbur Hershey and his wife Olive Duncan Hershey purchased the house in 1951. At the time the Hersheys were residing at 2246 Del Monte and Jake was the Vice President and Sales Manager of Commercial Petroleum and Transport Company. Mr. Hershey was born December 13, 1912 in Harrisburg, Pennsylvania to Eli Nissley Hershey and Carrie Mann Hershey. Mr. Hershey attended Harrisburg Academy, Phillips Academy and graduated in 1934 from Yale University with a degree in applied economic science. In 1942, he began working with a small barge line on the Gulf Intracoastal Waterway. Over the next three decades, Mr. Hershey expanded the company until it became the world's largest commercial barge line, American Commercial Barge Line (ACBL). He served as Chairman of the Board and Chief Executive Officer of ACBL.

Mr. Hershey remained in the transportation and inland marine industry for life. He held many positions in public and industry organizations, including directorships in the Transportation Association of America, Chairman of the Transportation Center at Northwestern University, President of the National Waterways Conference, and United States delegate to the Permanent International Association of Navigation Congresses. He was an incorporator of the Galveston Bay Foundation and one of the organizers of the Society for the Performing Arts. At his death he was a member emeritus of the Texas Philosophical Society and the Galveston Bay Foundation, a director of the Houston Society for the Prevention of Cruelty to Animals, as well as adviser for the Trust for Public Land.

Jake and Olive Hershey divorced in the 1950s and Mrs. Hershey remained in the home until 1963. When she died on August 3, 1993 she resided at 3865 Chevy Chase. Following his divorce from Olive Hershey, Jake Hershey married Therese "Terry" Tarlton and joined her in numerous environmental pursuits. They founded the Jacob and Therese Hershey Foundation dedicated to the preservation and conservation of natural areas and the establishment of parks and care facilities for animals and birds. He died April 20, 2000.

### *Sid and Kathleen Smith*

The next owners of the house were Sidney Val Smith and his wife Kathleen Dorrance Smith, who lived there from 1963 until 1979. Mr. Smith was born in 1922 in Bryan, Texas. Following

# CITY OF HOUSTON

## Archaeological & Historical Commission

## Planning and Development Department

service in World War II, where he commanded a prisoner of war camp during the Nuremberg Trials, he graduated from Texas A&M and began his career in the paint business. He became President of Napco Paint Company from 1959-1963. He then joined the commercial real estate company, W.A. Horne, which became The Horne Company, and he later founded McDade, Smith & Gould, a real estate brokerage firm. Mr. Smith was named to the *Houston Business Journal's* Heavy Hitters Hall of Fame; Mr. Smith and his partner William McDade are two of only seven members in this prestigious club. He served on the boards of St. Luke's Hospital, the Salvation Army, St. John's School, Episcopal High School Coronado Club and the Bayou Club. He was a member of St. John the Divine. He died on December 13, 2005.

### *Ivan H. and Alfred W. Greer*

The developer Ivan H. Greer designed and built numerous houses in River Oaks, including:

- 2128 Brentwood
- 3754 Chevy Chase (demolished)
- 3801 Chevy Chase
- 3459 Ella Lee
- 3635 Ella Lee
- 1944 Larchmont
- 3412 Meadow Lake
- 3755 Olympia
- 3655 Piping Rock
- 2184 Troon (City of Houston Landmark).

Ivan sometimes worked in partnership with his father, Alfred W. Greer, as is the case with the Hovey House.

### **ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY**

3395 Del Monte has a square footage of 5,951 and sits on a lot of 22,626 square feet. The house is sited in the middle of the lot and faces north. It is a large house with elements of the Colonial Revival style.

Colonial Revival, a style popular in the United States between 1890 and 1935. The Colonial Revival style resulted from a rejection of the Queen Anne Revival style, and a desire to return to a more "traditional" American building type. The style took on added popularity with the restoration of Colonial Williamsburg in the 1920s. This style draws from the simple building forms typical of early American colonial structures, and elements of classical or Georgian architecture. It is closely related to the Neoclassical Revival and Georgian Revival styles. Colonial Revival residential structures are typically one or two stories, with hipped or gabled roofs and symmetrical facades. The entryway or porch is the primary focus, often highlighted with a decorative crown or pediment. Other areas of elaboration are the cornice and windows.

The house has a three-part plan with a large central bay and two dependent two-story wings set back from the front façade on either side of the central bay.

The central bay contains an entrance in the center, detailed with a full height semicircular portico anchored by two full-height fluted columns tipped with acanthus leaf detailing, and two pilasters topped with simple Doric caps. A wide entablature sits above the columns and an iron railing

# CITY OF HOUSTON

**Archaeological & Historical Commission**

**Planning and Development Department**

finishes the portico. The central entrance consists of a wood paneled and glass front door surrounded by an elliptical fanlight and sidelights featuring leaded glass. The entire door is flanked by a brick arch. A stone keystone sits in the center of the arch. To either side of the front door are two 6-over-12 full-length wood sash windows. An entablature of vertically placed bricks and a stone keystone decorates each of these windows. Above the front door on the second story façade is a 6-over-6 wood sash window with an iron balconet. To either side of this window are two 6-over-6 wood sash windows, placed directly over the first floor windows. All windows in the central bay have working shutters. The roof is a steeply pitched side gabled roof with stone parapets on either end. The pitch of the roof allows for a full third story below. Three dormer windows clad in wood with triangular pediments punctuate the roof. The dormer windows are 6-over-6 wood sash windows of a smaller dimension than the windows on the second story. A wide entablature with dentil molding runs under the roof and just above the second story windows. Two brick chimneys on each end of the central bay terminate the roof.

The east wing of the house features a ribbon of three 6-over-6 wood sash windows on the first story and the same on the second story. A side gabled roof with a stone parapet tops this wing.

The west wing of the house also features a ribbon of three 6-over-6 wood sash windows on the first story and the same on the second story. A side gabled roof with a stone parapet tops this wing. To the west of this wing is a one-story addition of a 6-over-6 wood sash window with working shutters. Above the window is a band of stone that goes around this addition. A flat roof with a brick parapet caps this addition.

The house is virtually unchanged from its construction except for a modification to the west wing of the house, which has been altered to mirror the east wing and the addition of a further one-story addition to the west of this wing. Originally, the west wing had two 6-over-6 sash windows on the second floor and two 6-over-6 windows on the first floor. And, there was no one-story addition.

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# CITY OF HOUSTON

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**Planning and Development Department**

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Handbook of Texas Online.

Johnston, Marguerite, Houston: The Unknown City 1836-1946, Texas A&M University Press, College Station, 1991.

McAlester, Virginia and Lee, Field Guide to American Houses, Alfred A. Knopf, New York, 1984.

*The information and sources provided by the applicant for this application have been reviewed, verified, edited and supplemented with additional research and sources by Courtney Spillane, Planning and Development Department, City of Houston.*

# CITY OF HOUSTON

## APPROVAL CRITERIA FOR LANDMARK DESIGNATION

### Sec. 33-224. Criteria for designation

(a) The HAHC, in making recommendations with respect to designation, and the city council, in making a designation, shall consider one or more of the following criteria, as appropriate for the type of designation:

**S**    **NA**                                **S - satisfies**    **D - does not satisfy**    **NA - not applicable**

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- (1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation;
- (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event;
- (3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation;
- (4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city;
- (5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood;
- (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation;
- (7) Whether specific evidence exists that unique archaeological resources are present;
- (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride.

**AND**

- (9) If less than 50 years old, or proposed historic district containing a majority of buildings, structures, or objects that are less than 50 years old, whether the building, structure, object, site, or area is of extraordinary importance to the city, state or nation for reasons not based on age (Sec. 33-224(b)).

# CITY OF HOUSTON

**Archaeological & Historical Commission**

**Planning and Development Department**

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**STAFF RECOMMENDATION:**

Staff recommends that the Houston Archaeological and Historical Commission recommend to City Council the Landmark Designation of the D.W. Hovey House at 3395 Del Monte Drive.

# CITY OF HOUSTON

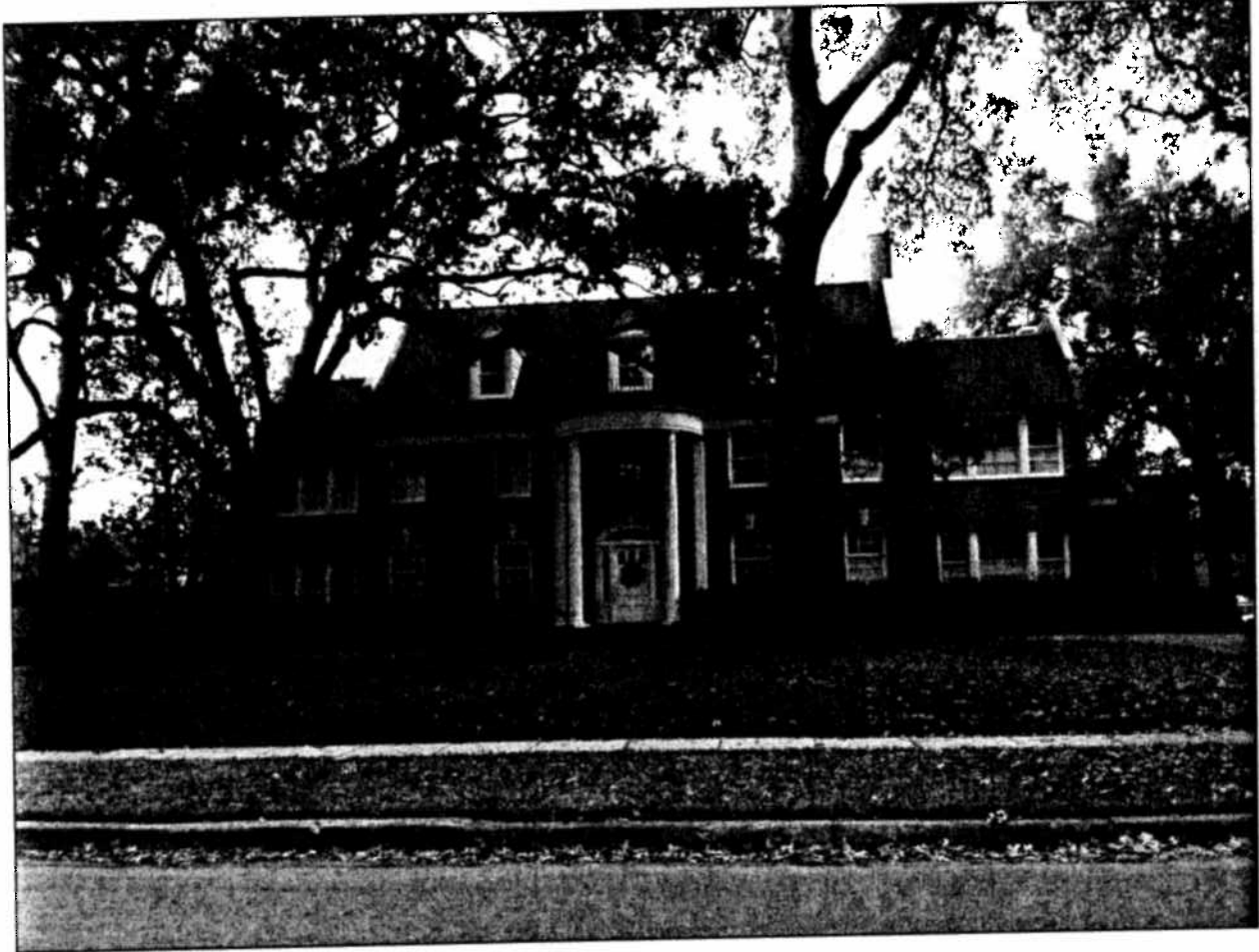
Archaeological & Historical Commission

Planning and Development Department

## EXHIBIT A

D.W. Hovey House

3395 Del Monte Drive





# CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

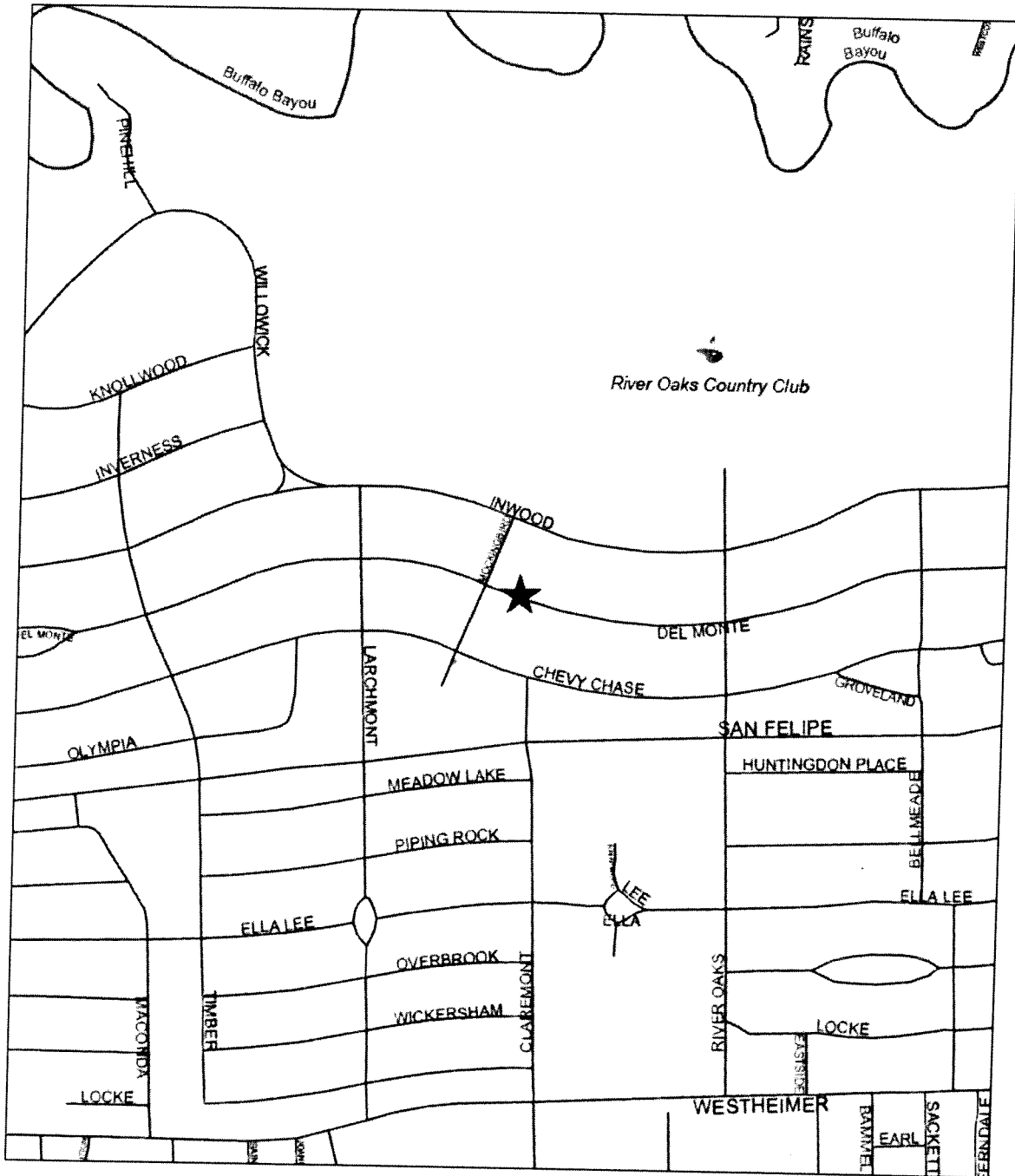
## EXHIBIT B

### SITE LOCATION MAP

D.W. Hovey House

3395 Del Monte Drive

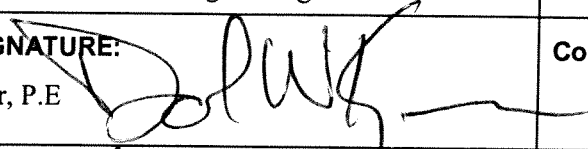
NOT TO SCALE




*Reso*

<b>SUBJECT:</b> An amendment to Resolution No. 2011-0031 Waiver of Local Match Participation for the Federal Off-System Bridge Program administered by the Texas Department of Transportation; WBS No. N-001320-0013-3.	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  15
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  7/19/12	<b>Agenda Date</b>  JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> A & I
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<b>For additional information/contact:</b>  Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (832) 395-2326	<b>Date and identification of prior authorizing Council action:</b> Resolution No. 2011-0031 Date: 12/7/2011
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**RECOMMENDATION: (Summary)**  
 Approve an amendment to Resolution No. 2011-0031, supporting the City of Houston's request for a Waiver of the Local Match Participation Requirements for the Federal Off-System Bridge Program.

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

**SPECIFIC EXPLANATION:** The Federal Off-System Bridge Program is administered by the Texas Department of Transportation (TxDOT) to replace or rehabilitate structurally deficient and functionally obsolete bridges located on public roads and streets not located on the designated state highway system. Under this Program, the usual fund participation ratio for projects is 80 percent federal, 10 percent state and 10 percent local government.


The Texas Administrative Code, Title 43, Section 15.55 provides that under specified conditions, the 10 percent local government match requirement may be waived on this project if the local government performs an equivalent dollar amount of structural improvement work on another deficient bridge within its jurisdiction (Equivalent-Match Projects).

City Council approved Resolution #2011-0031 on 12/7/2011 supporting a request for the waiver of the local match required respective to the Federal Off – System Bridge Program. The original Resolution supported a request for a waiver of the local match requirements of the Program in return for the City agreeing to perform structural improvement work on other deficient bridges within the City's roadway system.

Subsequent to its approval by City Council, TXDOT requested a revision to the Resolution language to include specific information regarding the affected bridges. While the proposed amended Resolution includes the requested language, the original function of the Resolution is unchanged.

The Texas Transportation Commission approved Minute Order No. 112696, dated May 26, 2011 for the reconstruction of the bridge listed below under the Off-System Bridge Replacement Program, hereinafter, referred to as "Participation Waived" Project.

**REQUIRED AUTHORIZATION** CUIC ID # 20TAA87

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>   Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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<b>Date</b>	<b>SUBJECT:</b> An amendment to Resolution No. 2011-0031 Waiver of Local Match Participation for the Federal Off-System Bridge Program administered by the Texas Department of Transportation; WBS No. N-001320-0013-3.	<b>Originator's Initials</b> TAA 7C	<b>Page</b> <u>2</u> of <u>2</u>
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<i>Bridge</i>	<i>Key Map No.</i>	<i>NBI Structure No.</i>	<i>Control Section Job No.</i>	<i>Council District</i>
Hollister Road at Proetzel's Branch	450V	12-102-0-B32273-204	0912-72-284	A

Based on field investigations, Public Works & Engineering has identified the following bridge as an appropriate candidate for replacement under this Program.

<i>Location</i>	<i>Key Map No.</i>	<i>Council District</i>
7200 Cowart	495J	I

The City proposes to replace an existing deficient 1 span bridge with a single barrel concrete box culvert crossing, which will cost approximately \$100,000.00. The local match participation required for the reconstruction of the Participation-Waived bridge is \$35,937.00.

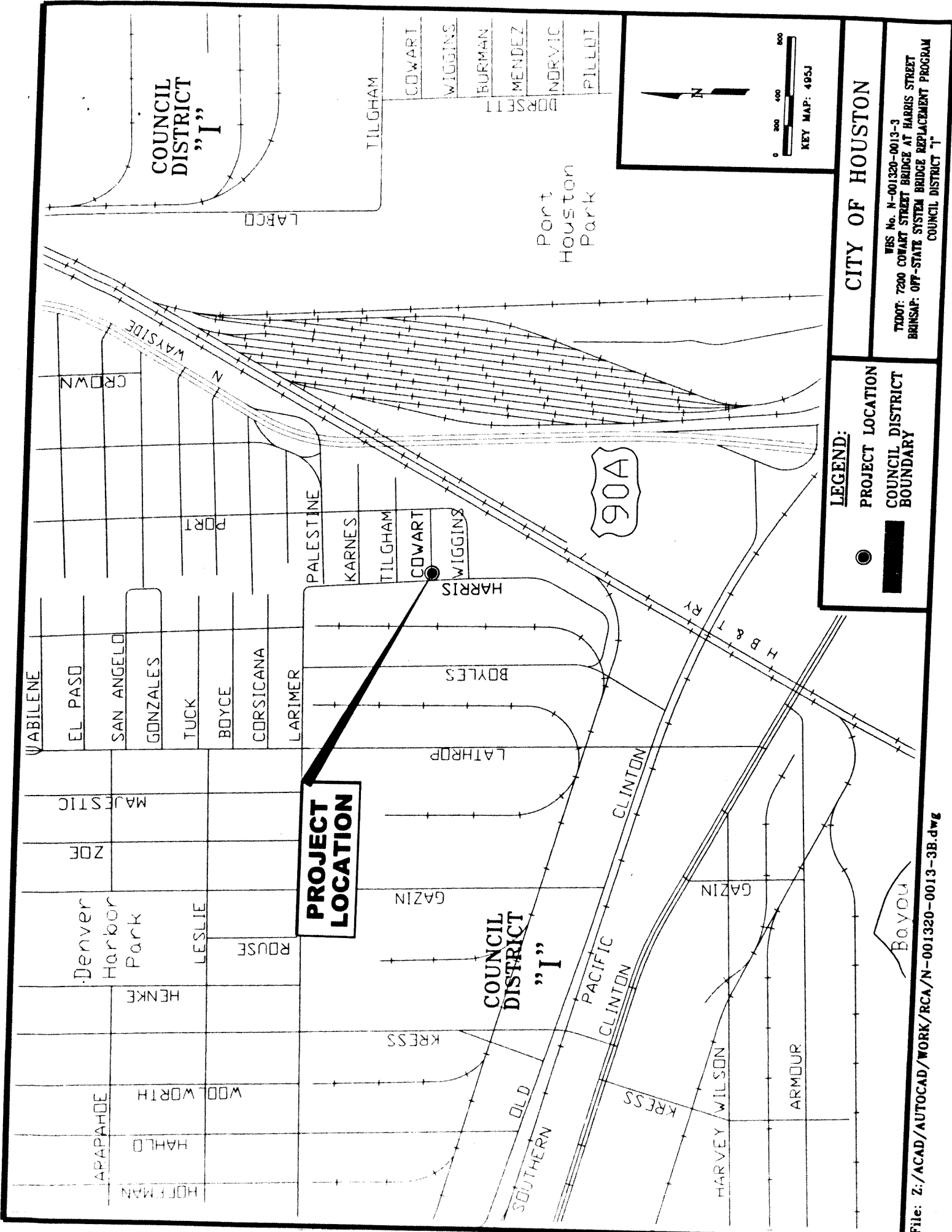
This resolution requests the State's consideration of waiving the local match participation on the Participation-Waived Off-System Bridge by utilizing funds expended in the Bridge Rehabilitation/Replacement Program under the City's Capital Improvement Plan.

**ACTION RECOMMENDED:** It is recommended that City Council approve an amendment to Resolution No. 2011-0031 supporting the Waiver of Local Match Participation Requirements for the Federal Off-System Bridge Program.

*in file see PKC DWW ERY*  
DWK:DRM:RK:TAA:PKC:DWW:ERY

Z:\constr\A-SB-DIV\Design\TxDOT\Projects\0912-72-904 Hollister Rd @ Proetzels Branch\RCA\Amendment-Resolution1 RCA.DOC

c: File – TxDOT – Hollister Road at Proetzel's Branch  
Eric Dargan

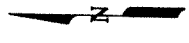
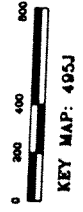


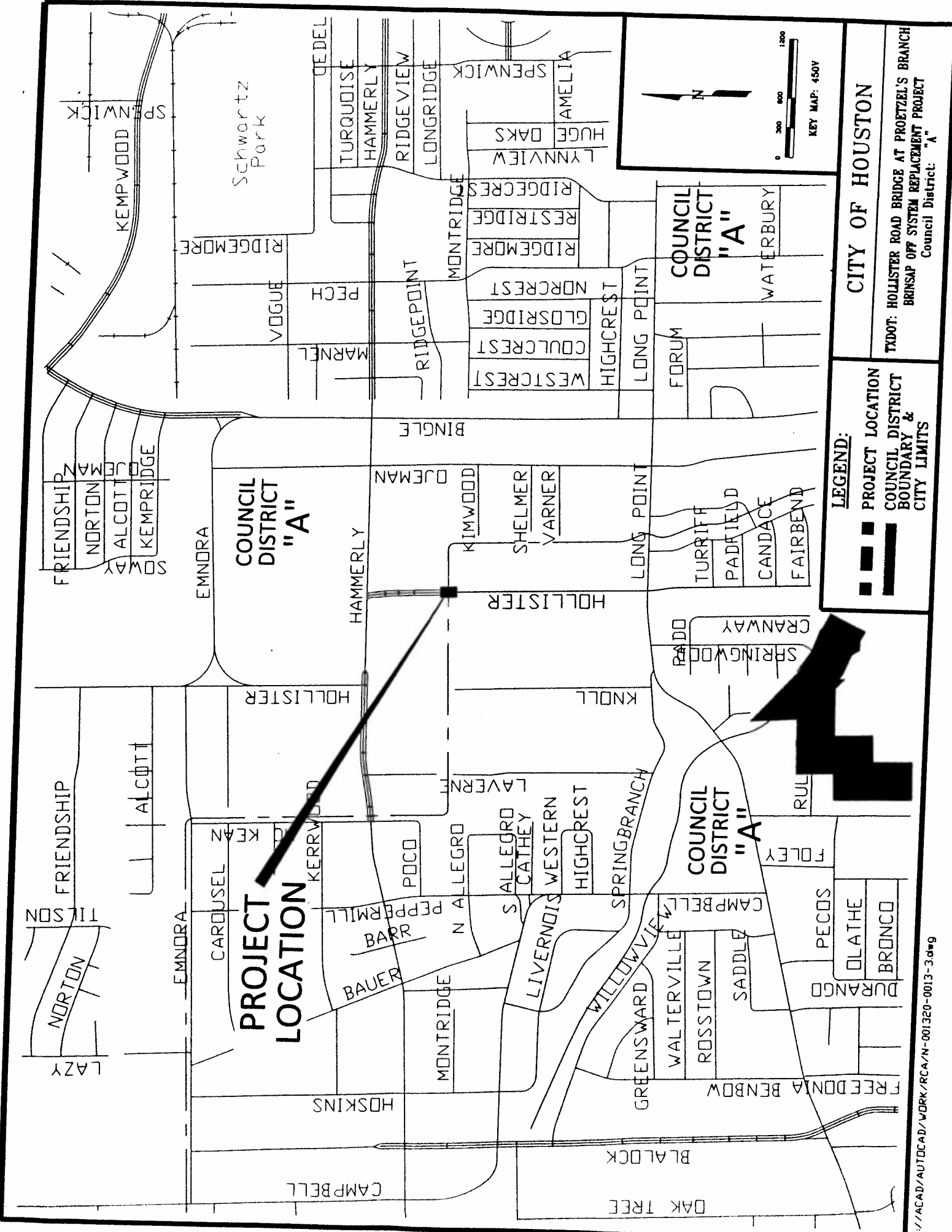
**PROJECT LOCATION**

**LEGEND:**  
 PROJECT LOCATION  
 COUNCIL DISTRICT BOUNDARY

**CITY OF HOUSTON**

WBS No. N-001320-0013-3  
 T2007: 7200 COWART STREET BRIDGE AT HARRIS STREET  
 BRINSAP: OFF-STATE SYSTEM BRIDGE REPLACEMENT PROGRAM  
 COUNCIL DISTRICT "I"



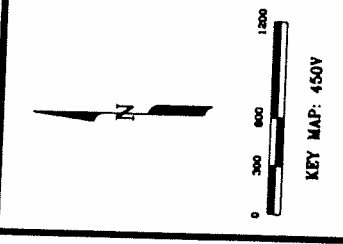


**LEGEND:**

- PROJECT LOCATION
- ▬ COUNCIL DISTRICT BOUNDARY &
- ▬ CITY LIMITS

**CITY OF HOUSTON**

TxDOT: HOLLISTER ROAD BRIDGE AT PROETZEL'S BRANCH  
 BRINSAP OFF SYSTEM REPLACEMENT PROJECT  
 Council District: "A"



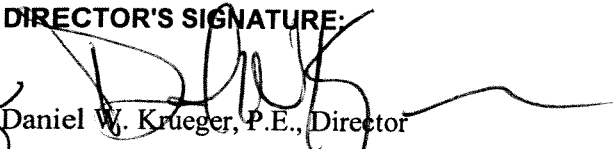
**PROJECT LOCATION**

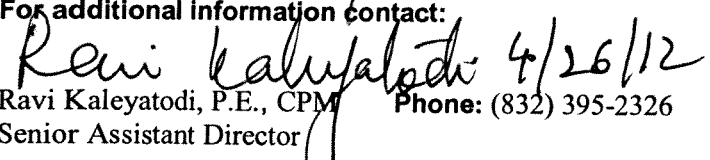
**COUNCIL DISTRICT "A"**

**COUNCIL DISTRICT "A"**

<b>SUBJECT:</b> Aldine Bender/FM 525 from Lee Road to US 59.	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  16
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 7/19/12	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> B
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> N/A
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**RECOMMENDATION: (Summary)**  
Pass a resolution supporting the City of Houston's request to place a segment of Aldine Bender/ FM 525 between Lee Road and US 59 on the Texas Department of Transportation's (TxDOT) Road Log.

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

**PROJECT NOTICE/JUSTIFICATION:** The State, in cooperation with the City of Houston desires to take Aldine Bender/FM525, between Lee Road and US 59, back onto the State highway system so the State can remove the bottleneck by widening the road and redesignate the road as Aldine Bender/FM 525 business. Also, this will leave the segment of Lee Road/Aldine Bender/FM 525 on the State System with the FM 525 designation.

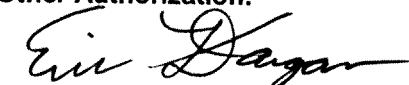

The Department of Public Works and Engineering supports the State's request and recommends that City Council approve a resolution placing this segment of Aldine Bender/FM 525 between Lee Road and US 59 on Texas Department of Transportation's Road Log.

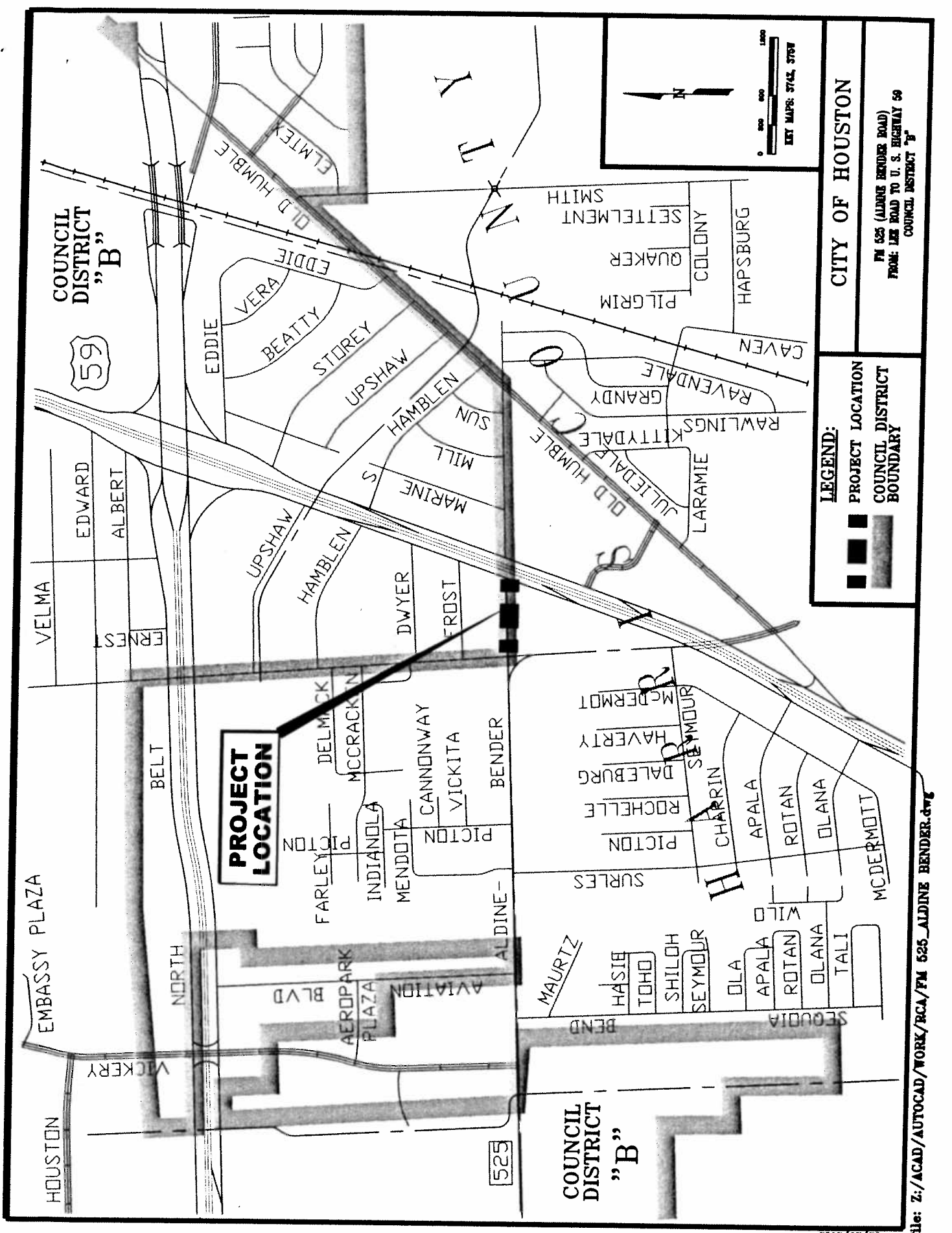
**LOCATION:** The project is on Aldine Bender/FM 525 from Lee Road to US 59 in Key Map Grids 374 Z and 375W.

  
DWK:DRM:RK:TAA:PKC:DWW:ERJ  
Z:\constr\A-SB-DIV\Interagency\TxDOT Projects\1005-01-040\Agreement-RCA\Aldine Bender Road\FM 525 Lee Rd TO US 59- Resolution-RCA.docx



c: File: TxDOT – Aldine Bender/FM 525 Project  
Mark L. Loethen, P.E., PTOE, CFM

**/REQUIRED AUTHORIZATION** CUIC ID #20TAA90

<b>Finance Department:</b>	<b>Other Authorization:</b>  Eric K. Dargan, Deputy Director Street and Drainage Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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**LEGEND:**

-  PROJECT LOCATION
-  COUNCIL DISTRICT BOUNDARY

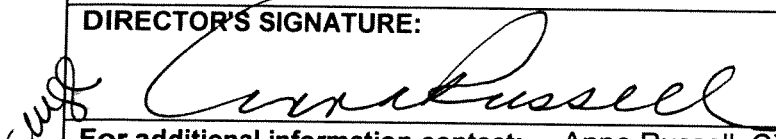
CITY OF HOUSTON

FM 525 (ALDINE BENDER ROAD)  
 FROM I-10 ROAD TO U. S. HIGHWAY 59  
 COUNCIL DISTRICT "B"

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

<b>SUBJECT:</b> Ordinance calling a Special Election to be held on November 6, 2012, to fill a vacancy in the office of Council Member, District E		<b>Page</b> 1 of 1	<b>Agenda Item</b> #  17
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<b>FROM (Department or other point of origin):</b>  City Secretary	<b>Origination Date</b> July 18, 2012	<b>Agenda Date</b>  JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b>  E
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<b>For additional information contact:</b> Anna Russell, City Secretary Phone: 832.393.1100	<b>Date and identification of prior authorizing Council action:</b>  N/A
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**RECOMMENDATION: (Summary)**  
That City Council pass an ordinance calling a special election to fill a vacancy in the office of Council Member, District E.

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

**SPECIFIC EXPLANATION:**  
The proposed ordinance calls a special election to be held on November 6, 2012, to fill a vacancy in the office of Council Member, District E, resulting from Council Member Mike Sullivan's resignation. The Texas Local Government Code requires that under the current circumstances, a special election be held to fill the vacancy at the next uniform election date, November 6, 2012.

The City will conduct the election jointly with other governmental entities holding elections on November 6, 2012.


Although the filing period to file an application for a place on the ballot begins July 24, 2012, an application may not be filed before the City Council orders the election to fill the vacancy. Election Code Sec. 201.054(d).

The last day for a candidate to file an application for a place on the ballot is August 23, 2012.

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



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

<b>SUBJECT:</b> Ordinance amending Ordinance 2011-1170 related to the City Council Meeting for the week of August 13 <sup>th</sup> through the 17 <sup>th</sup> .		<b>Agenda Item #</b>  18
<b>FROM (Department or other point of origin):</b> Mayor's Office	<b>Origination Date</b> 7/19/12	<b>Agenda Date</b> JUL 25 2012
<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b>  All	
<b>For additional information contact:</b> Marta Crinejo, Agenda Director Phone: 832.393.1091	<b>Date and identification of prior authorizing Council action:</b> Ord 2011-1170	
<b>RECOMMENDATION: (Summary)</b> Ordinance amending Ordinance 2011-1170 related to the City Council Meeting for the week of August 13 <sup>th</sup> through the 17 <sup>th</sup> .		
<b>Amount and Source of Funding:</b> N/A	<b>Finance Budget:</b>	
<b>SPECIFIC EXPLANATION:</b>  In order to comply with election law, and to allow for a tag week when Council considers the ballot language for the November 2012 election, City Council is asked to amend Ordinance 2011-1170 which was passed on December 14 <sup>th</sup> , 2011, to reinstate the August 14 <sup>th</sup> and 15 <sup>th</sup> Council meeting.  The specific amendment requested is to delete Section 7 of Ordinance 2011-1170 in its entirety.  Council approval of this amendment is requested.		
<b>Other Authorization</b>		<b>Other Authorization</b>


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance authorizing the abandonment and sale of a ±12.4-foot-wide alley, from Florida Street north to its terminus, within the Fifth Ward Place Subdivision, out of the S.M. Harris Survey, A-327. <b>Parcels SY12-017 and SY12-018</b>	<b>Page</b> <u>1 of 1</u>	<b>Agenda Item #</b>  19
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b> 7/19/12	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected: B</b>  Key Map 494A 	
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<b>For additional information contact:</b>  Nancy P. Collins  Phone: (832) 395-3130 Senior Assistant Director-Real Estate	<b>Date and identification of prior authorizing Council Action:</b>  C.M. 2011-0891 (12/07/11)	
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**RECOMMENDATION: (Summary)** It is recommended City Council approve an ordinance authorizing the abandonment and sale of a ±12.4-foot-wide alley, from Florida Street north to its terminus, within the Fifth Ward Place Subdivision, out of the S.M. Harris Survey, A-327. **Parcels SY12-017 and SY12-018**

<b>Amount and Source of Funding:</b> Not Applicable	
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**SPECIFIC EXPLANATION:**  
By Motion 2011-0891, City Council authorized the abandonment and sale of a ±12.4-foot-wide alley, from Florida Street north to its terminus, within the Fifth Ward Place Subdivision, out of the S.M. Harris Survey, A-327. Small Steps Nurturing Center, Inc., and Prince Complex, Inc., the abutting property owners, plan to replat the subject alley and its abutting properties into one reserve to facilitate the construction of a new educational facility.

Small Steps Nurturing Center, Inc., and Prince Complex, Inc., have completed the transaction requirements, have accepted the City's offer, and have rendered payment in full.

The City will sell to Small Steps Nurturing Center, Inc., and Prince Complex, Inc., respectively:

<b>Parcel SY12-017</b>	
4,337-square-foot alley	\$23,853.50
Valued at \$5.50 per square foot	
<b>Parcel SY11-018</b>	
451-square-foot alley	\$2,480.50
Valued at \$5.50 per square foot	
<b>TOTAL ABANDONMENT AND SALE</b>	<b><u>\$26,334.00</u></b>

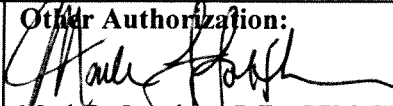
Therefore, it is recommended City Council approve an ordinance authorizing the abandonment and sale of a ±12.4-foot-wide alley, from Florida Street north to its terminus, within the Fifth Ward Place Subdivision, out of the S.M. Harris Survey, A-327.

DWK:NPC:tj

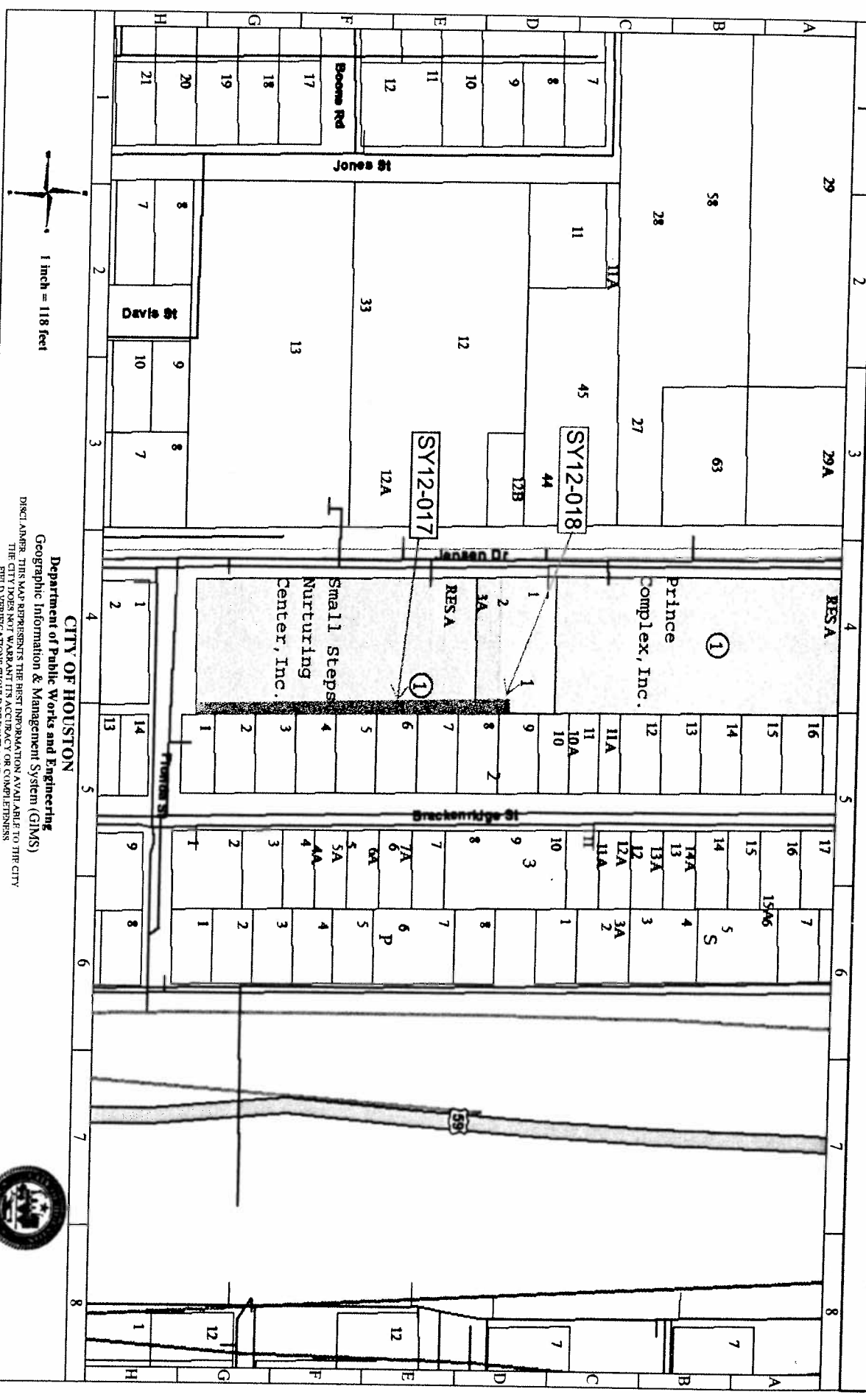
- c: Marta Crinejo
- Marlene Gafrick
- Daniel Menendez, P.E.
- Jeffrey Weatherford, P.E., PTOE

tj\sy12-017.rc2.doc	CUIC #20TJ025
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REQUIRED AUTHORIZATION

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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Abandonment and sale of a ±12.4-foot-wide alley, from Florida Street north to its terminus, Fifth Ward Place Subdivision, out of the S.M. Harris Survey, A-327. Parcels SY12-017 and SY12-018



1 inch = 118 feet

**CITY OF HOUSTON**  
 Department of Public Works and Engineering  
 Geographic Information & Management System (GIMS)  
 DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.  
 THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS.  
 FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA#**

**Subject:** AN ORDINANCE RELATING TO THE RETAIL GAS UTILITY RATES OF CENTERPOINT ENERGY ENTEX; INITIATING A FORMAL GAS UTILITY RATE INQUIRY; MAINTAINING CURRENT RATES IN EFFECT UNTIL CHANGED

Category #

Page 1 of 1

Agenda Item

20

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

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

**Origination Date**

July 17, 2012

**Agenda Date**

JUL 25 2012

**DIRECTOR'S SIGNATURE**

**Council District(s) affected**

All

**For additional information contact:**

Tina Paez Phone: (713) 837-9630  
Alisa Talley Phone: (713) 837-0849

**Date and Identification of prior authorizing Council Action: N/A**

**RECOMMENDATION: (Summary)**

Adopt an ordinance relating to the retail gas utility rates of CenterPoint Energy Entex; initiating a formal gas utility rate inquiry; maintaining current rates in effect until changed.

**Amount of Funding:** N/A

**ARA Budget**

**SOURCE OF FUNDING:** N/A

**SPECIFIC EXPLANATION:**

The Director of the Administration & Regulatory Affairs Department (ARA) recommends that Council adopt an ordinance relating to the retail gas utility rates of CenterPoint Energy Resources Corp. D/B/A CenterPoint Energy Entex, and CenterPoint Energy Texas Gas (CenterPoint); initiating a formal gas utility rate inquiry; and maintaining current rates in effect until changed. CenterPoint provides natural gas distribution services in the Houston metropolitan area. CenterPoint serves approximately 396,000 Houston customers including 370,000 residential, 24,000 small general service and 2,300 large volume customers.

The City exercises exclusive original jurisdiction over the rates, operations and services of CenterPoint under the provisions of the Gas Utility Regulatory Act (GURA) for customers within city limits. As municipal regulator, the City has an obligation to balance the interests of the public utility as well as the customers. Customers are entitled to receive safe, adequate and reliable utility services at *just and reasonable rates*. Public utilities are entitled to have a *reasonable opportunity* to recover their reasonable and necessary cost of providing utility service and to *earn a fair return on their investment*. A utility may not earn more than a *fair return* on the adjusted value of the invested capital.

On March 30, 2012, CenterPoint filed an annual earnings monitoring report (EMR) with the City. ARA performed a preliminary review of the EMR and the Company's U.S. Securities and Exchange Commission filings (including quarterly and annual financial reports.) Based on this preliminary review, ARA believes the company may be significantly overearning, which raises questions regarding the reasonableness of the gas utility rates paid by Houston customers.

Under GURA, if the City believes the utility's existing rates are not just and reasonable, the City's governing body may vote to initiate a rate inquiry. The City may require the utility to submit information necessary to make a reasonable determination of rate base, expenses, investment and rate of return in the city to ensure that the utility's rates are fair, just and reasonable. Based on this inquiry, if the City determines rates are unreasonable, the utility may then be required to file a rate package, and ultimately the City may determine a reduction of rates is in order. The utility has the burden of proving its existing rates are just and reasonable.

Utility experts will be engaged to assist with the inquiry and rate review. The City Attorney's Office has advised ARA that the majority of these costs are reimbursable to the City as rate case expenses.

It is in the best interests of CenterPoint customers within Houston that the City initiate a rate inquiry to determine whether the gas rates being charged by CenterPoint are just and reasonable. Therefore, ARA recommends that Council adopt an ordinance relating to the retail gas utility rates of CenterPoint Entex, opening a formal gas utility rate inquiry, and maintaining current rates in effect until changed.

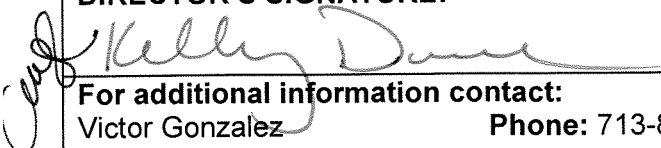
**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

**REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Contract between the City of Houston and Retirement Horizons Inc. for pension actuarial services		<b>Page 1 of 1</b>	<b>Agenda Item #</b> 21
<b>FROM (Department or other point of origin):</b> Finance Department		<b>Origination Date:</b> 7/19/12	<b>Agenda Date:</b> JUL 25 2012
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b> All	
<b>For additional information contact:</b> Victor Gonzalez <b>Phone:</b> 713-837-9892		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION:</b> Approve and authorize the Pension Actuarial Services Agreement between the City and Retirement Horizons Inc. for pension actuarial audits and related studies.			
<b>Amount and source of funding:</b> Initial allocation of \$100,000 \$395,000 General Fund maximum contract amount      Fund (1000)		<b>Finance Budget</b>	
<b>SPECIFIC EXPLANATION:</b>  RHI was contracted in early 2008 through a competitive RFP process to assist in the independent actuarial audits of each of the three retirement systems sponsored by the City of Houston (Houston Firefighter's Relief and Retirement fund, Houston Police Officers' Pension System and Houston Municipal Employees Pension System). While the City did not obtain the data necessary to fully complete these audits, RHI has been able to create actuarial models for each of the three pension systems that provided the basis for further pension sustainability modeling.  The City's Long-Range Financial Management Task Force, formed by a Council Amendment to the FY2012 budget ordinance, repeatedly requested more information on the sustainability of the City's three pension systems than the pensions are willing to provide. The Task Force recognized that a full understanding of the pension systems and plans is critical in solving the City's long-range financial issues. Study of these issues was also requested by Council in June 2012 in FY2013 Budget Amendment 1.01. Retirement Horizons is uniquely qualified for this task due to their previous work in modeling the City's three pension systems.  The scope of work includes: <ul style="list-style-type: none"> <li>• Performing independent actuarial audits as required by law.</li> <li>• Independent replication of actuarial valuations performed by the retirement systems.</li> <li>• Analysis of alternative actuarial assumptions and methods.</li> <li>• Study of possible plan design alternatives that could improve the sustainability and affordability of the pensions systems.</li> <li>• Actuarial analysis and consulting support for pension negotiations.</li> <li>• Study of proposed changes in financial accounting pronouncements.</li> <li>• Data editing and consolidation of information not supplied according to RHI format.</li> <li>• Attendance at meetings as requested by the City.</li> </ul> The scope also includes consultation with the City regarding the results of the independent audits or considerations of proposed plan design and assumption changes. The administration would like to retain RHI for said services under a two-year contract with a one year renewal option. In order to move forward now, the Contingency line item in General Government will be the source of funding for this contract.			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>	

<b>SUBJECT:</b> Ordinance amending Ordinance No. 2012-383	<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 22
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<b>FROM (Department or other point of origin):</b> Planning and Development	<b>Origination Date</b> 7/5/12	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Marene K. Gofnick</i>	<b>Council District affected:</b> ETJ
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<b>For additional information contact:</b> Nicole Smothers Phone: 713-837-7856	<b>Date and identification of prior authorizing Council action:</b> May 2, 2012; Ordinance No. 2012-383
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**RECOMMENDATION: (Summary)**  
That Council pass an Ordinance amending Ordinance No. 2012-383

<b>Amount and Source of Funding:</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:**  
On May 2, 2012 City Council approved Ordinance No. 2012-383 regarding the limited purpose annexation of territory located within Harris County Municipal Utility District No. 168. The copy of the Ordinance that was submitted to Council and approved on that date included two pages marked page 3 of the Ordinance and there was no page marked page 2 of the Ordinance. This action will correct the Ordinance to reflect the proper pages as they were meant to be included.

Copy: Mara Crinejo, Agenda Director  
Anna Russell, City Secretary  
David Feldman, City Attorney  
Sameera Mahendru, Assistant City Attorney

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> An ordinance approving and authorizing a contract with the Texas Commission on Environmental Quality (TCEQ) for the City's air pollution control program	<b>Category #</b> 9	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 23
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<b>FROM (Department or other point of origin):</b> Houston Department of Health and Human Services	<b>Origination Date</b> 06/27/2012	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Celina Jansa Ridge</i>	<b>Council District affected:</b> ALL
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<b>For additional information contact:</b> Kathy Barton Telephone: 832-393-5045, 713-826-5801	<b>Date and identification of prior authorizing Council action:</b> 09-09-03;03-0814; 08-24-05; 05-1008; 08-01-07; 07-87006-17-09; 09-0525; 08-16-2011;2011-704
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**RECOMMENDATION: (Summary)**  
Approval of an ordinance approving and authorizing a contract with the Texas Commission on Environmental Quality (TCEQ) for the City's air pollution control program

<b>Amount of Funding:</b> Total Grant Funding Amount: \$853,493.17 Fund 5030 Federal State Local – Pass Through Fund	<b>Finance Department:</b>
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**SOURCE OF FUNDING:** [ ] General Fund [X] Grant Fund [ ] Enterprise Fund [ ] Other (Specify)

**SPECIFIC EXPLANATION:**  
The Houston Department of Health and Human Services (HDHHS) requests City Council approval and authorization of a contract with the Texas Commission on Environmental Quality (TCEQ) from date of countersignature through August 31, 2013 which may be extended by notice of TCEQ for up to 90 days during which the parties may agree on a written amendment to extend the contract for a longer period. This continuation contract is for the City's Bureau of Air Quality Control for air monitoring activities. The total amount of the agreement is \$ 853,493.17.

HDHHS also requests City Council to authorize the Director to 1) apply for, accept and expend all subsequent supplemental awards, if any, pertaining to comparable grants offered by TCEQ during the entire project period, and 2) to sign any future contracts relating to this grant with the approval of the City Attorney, when needed.

This contract requires the City to provide a full service air-monitoring program that includes providing ambient air monitoring for criteria pollutants, particulates and providing required reports. The contract funds are intended to reimburse the City for costs incurred in operating the monitoring stations and collecting air quality data.

HDHHS' Bureau of Air Quality Control (BAQC) enforces TCEQ and Environmental Protection Agency (EPA) rules and regulations within Houston city limits. BAQC maintains and operates an ambient air-monitoring network collecting air quality data for National Ambient Air Quality Standards (NAAQS) criteria pollutants that meets EPA quality assurance standards. The current network consists of 10 continuous monitoring stations and five particulate samplers.

The data collected is used to determine compliance with the NAAQS, track air quality trends, provide information when investigating industrial upset episodes and is used by TCEQ in modeling to identify needed ozone control strategies. The data is also used to provide the public with timely Ozone Warnings and Air Quality Index information.

cc: Finance Department  
Legal Department  
Agenda Director

REQUIRED AUTHORIZATION

<b>Finance Department</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION 12 - Wilmington

<b>SUBJECT:</b> An Ordinance authorizing a \$1,000,000 Loan Agreement between the City of Houston and APV Redevelopment Corporation to demolish and reconstruct the Wilmington House apartment complex.	<b>Category #</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b> 24
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<b>FROM (Department or other point of origin):</b> Neal Rackleff, Director Housing and Community Development	<b>Origination Date</b> 7/2/2012	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Neal Rackleff</i>	<b>Council District affected:</b> District D
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<b>For additional information contact:</b> Eta Paransky Phone: 713-868-8449	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:**  
The Department recommends approval of an Ordinance authorizing a \$1,000,000 Loan Agreement between the City of Houston and APV Redevelopment to demolish and reconstruct the Wilmington House apartment complex.

<b>Amount of Funding:</b> \$1,000,000.00	<b>Finance Budget:</b>
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**SOURCE OF FUNDING**     General Fund     Grant Fund     Enterprise Fund  
HOME Investment Partnership Fund

**SPECIFIC EXPLANATION:**

The existing 108 unit Wilmington House Apartments is a Houston Housing Authority community that has reached the end of its productive life. The property will be demolished, and in its place the borrower will construct a 3-story, energy efficient, multifamily property containing 148 units. The new property will include a 5,000 SF community room to be used for after school programs and other social services for the tenants. The property is located in the Sunnyside neighborhood, approximately two miles southeast of the intersection of Highway 288 and the South 610 Loop.

The Borrower expects 50% of current residents (+/- 50 units) to return to the new property, with the remaining units to be leased to a combination of voucher recipients and low/moderate income families.

An HHA Affiliate will be the borrower in the transaction. HHA owns and operates approximately 25 low-income housing communities in the city of Houston.

The Housing and Community Development Department recommends providing a \$1 million performance-based loan of federal HOME funds for this \$16.5 million project. In return for this gap financing, the City will specifically restrict 11 assisted units, consisting of 8 units restricted to tenants earning less than 60% of AMI and 3 units restricted to tenants earning less than 50% AMI. This loan will have a 20-year affordability period.

Sources of Funds:

4% Tax Credit equity	\$ 5,442,376
GLO Loan	3,950,050
City of Houston/Home Funds	1,000,000
4% Homeless Bonds	<u>6,165,324</u>
<b>Total Sources of Funds</b>	<b>\$16,557,750</b>

This project is consistent with the City of Houston's Consolidated Plan to create affordable housing units for low/moderate income residents. The City's participation in the project will contribute to the goal of providing quality, affordable rental housing units in the Houston area.

The Housing, Sustainable Growth and Development Committee reviewed this item on May 15, 2012.

The Department recommends approval of an agreement between the City and APV Redevelopment Corporation.

NR:EP:JN:SS

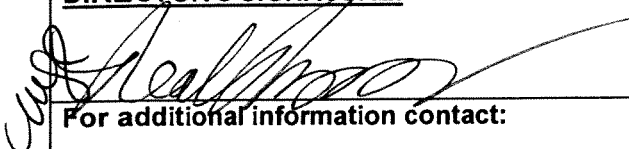
cc: CSC, CTR, FIN, LGL, MAO

**REQUIRED AUTHORIZATION**

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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**REQUEST FOR COUNCIL ACTION**

<b>TO: Mayor via City Secretary</b>		<b>RCA #</b>	
<b>SUBJECT:</b> Ordinance appropriating \$57,078.45 out of Affordable Housing Fund 2409 for payment to Harris County Community Services Department for Harris County's Homeless Housing Program		<b>Category #</b>	<b>Page 1 of 1</b>
			<b>Agenda Item#</b>  25
<b>FROM: (Department or other point of origin):</b> Neal Rackleff Director, Housing & Community Development Department		<b>Origination Date</b>  7/19/12	<b>Agenda Date</b>  JUL 25 2012
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council Districts affected:</b>	
<b>For additional information contact:</b> Deborah McAbee                      Phone: 832-393-6321		<b>Date and identification of prior authorizing Council Action:</b> Ord. 2012-590, 6/27/12; Ord. 2011-74, 2/02/11; Ord. 99-488, 5/19/99	
<b>RECOMMENDATION: (Summary)</b> City Council approve an ordinance appropriating \$57,078.45 out of Affordable Housing Fund 2409 for payment to Harris County Community Services Department for Harris County's Homeless Housing Program			
<b>Amount of Funding:</b> \$57,078.45			
<b>SOURCE OF FUNDING:</b> <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input checked="" type="checkbox"/> Other (Specific) \$57,078.45 from Affordable Housing Fund 2409			
<b>SPECIFIC EXPLANATION:</b>  The appropriation of \$57,078.45 results from a prior appropriation, pursuant to Ordinance No. 2012-590 on June 27, 2012, of Harris County's tax increment generated in TIRZ No. 15, East Downtown Zone, into TIRZ Affordable Housing Fund 2409. However, the amount of \$57,078.45 should have been paid to Harris County's Community Services Department for Harris County's homeless housing program as authorized and agreed in the Interlocal Agreement among the City, Harris County, TIRZ No. 15, and the East Downtown Redevelopment Authority approved by Ordinance No. 2011-74 (the "Agreement"). The City's Housing and Community Development Department, which is authorized by Ordinance No. 99-488 to appropriate funds out of the Fund 2409 for low-income housing purposes, therefore requests City Council to approve the appropriation of \$57,078.45 for payment to Harris County for use in its homeless housing program as set forth and agreed by the parties in the Agreement.			
cc:    Marta Crinejo, Agenda Director Anna Russell, City Secretary David Feldman, City Attorney Deborah McAbee, Senior Assistant City Attorney			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>	

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> An Ordinance authorizing the City of Houston to submit an application to the U.S. Department of Housing and Urban Development ("HUD") for a \$1,800,000 Section 108 loan and \$5,550,000 in EDI grant funds for the acquisition and redevelopment of the vacant historic Samuel F. Carter building.	<b>Category #</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b> 26
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<b>FROM</b> Neal Rackleff, Director Housing and Community Development	<b>Origination Date</b> 7/18/12	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> District I
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<b>For additional information contact:</b> Eta Paransky Phone: 713-868-8449	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:**  
Approval of an Ordinance authorizing the City of Houston to submit an application to the U.S. Department of Housing and Urban Development ("HUD") for a \$1,800,000 Section 108 loan and \$5,550,000 in EDI grant funds for the acquisition and redevelopment of the vacant historic Samuel F. Carter building.

<b>Amount of Funding:</b> \$1,800,000 Section 108 Loan / \$5,550,000 EDI funds	<b>Finance Budget:</b>
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**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund  
Section 108 Loan Funds / EDI Grant Funds

**SPECIFIC EXPLANATION:**

The Department recommends support for the redevelopment of the vacant Samuel F. Carter building (constructed in 1910), located at 806 Main in downtown Houston. The renovation of this historic structure into an operating hotel will contribute to the continued revitalization of our urban core. The owner has indicated the operation of the hotel will create 177 jobs, including at least 150 permanent jobs for low to moderate income citizens. This property is located at the southeast corner of Main and Rusk, at the intersection of two light rail lines which will provide excellent access to low cost transit.

The City, pursuant to an agreement with the U.S. Department of Housing and Urban Development, has the authority to borrow Section 108 Guaranteed loan funds and utilize Economic Development Initiative grant funds for Special Economic Development activities. HCDD is requesting approval to submit an application to the U.S. Department of Housing and Urban Development ("HUD") for a \$1,800,000 Section 108 loan and \$5,550,000 in EDI grant funds to make a loan to the owner for the acquisition and redevelopment of the vacant historic Samuel F. Carter building. Upon submission to, and approval by HUD, the City must execute a funding agreement with HUD and execute loan documents with the owner. Approval for these documents will be presented to City Council at a later date.

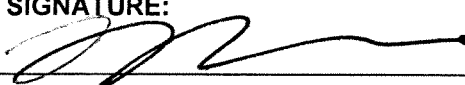
806 Main Hotel, LLC is requesting a \$7,350,000 interest bearing loan repayable to the City of Houston. This represents approximately 10% of the \$73 million total project cost. Other sources include approximately \$31 million of owner equity and \$35 million in bank debt. The property will be operated as a JW Marriott Hotel. Current market studies for downtown Houston Central Business District indicates that there is increased demand for a hotel of this caliber.

806 Main Hotel, LLC is an entity controlled by Pearl Hospitality, who has owned and/or operated 4 hotel properties in Texas. Pearl has renovated several historic properties and has been awarded the prestigious Connie award twice in two years for management of their Embassy Suites hotel. The principals of Pearl Hospitality will personally guarantee the completion of the property. Pearl Hospitality will be working with non-profits in the area to offer employment opportunities.

NR:EP:LC:RB

cc: CSC, CTR, FIN, LGL, MAO

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

<b>SUBJECT:</b> Byrne Criminal Justice Innovation Program Grant Application		<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 27
<b>FROM (Department or other point of origin):</b> Katherine Tipton, Director Department of Neighborhoods		<b>Origination Date:</b> 06/11/2012	<b>Agenda Date</b> JUL 25 2012	
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b> J		
<b>For additional information contact:</b> Patricia Harrington (832) 393-0897		<b>Date and Identification of prior authorizing Council action:</b> N/A		

**RECOMMENDATION: (Summary)** Approval of an ordinance authorizing application and acceptance of subsequent FY2012 Byrne Criminal Justice Innovation Program (BCJI) grant funding from the U.S. Department of Justice.

<b>Amount of Funding:</b> \$999,994 Grant Revenue Requested	<b>Finance Director:</b>
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**SOURCE OF FUNDING:**

- General Fund
- Grant Fund – U.S. Department of Justice
- Enterprise Fund
- Other

**SPECIFIC EXPLANATION:**

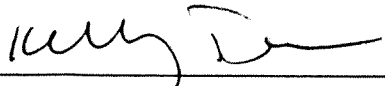
The Mayor's Anti-Gang Office is seeking grant funding from the U.S. Department of Justice through its FY2012 solicitation for the Byrne Criminal Justice Innovation Project (BCJI). As part of the federal Neighborhood Revitalization Initiative, BCJI is a community-based strategy that aims to control and prevent violent crime, drug abuse, and gang activity in designated high crime neighborhoods across the country, providing funding to support partnerships between law enforcement agencies and community-based organizations that balance targeted enforcement with prevention, intervention, and neighborhood restoration services.

The Neighborhood Revitalization Initiative aligns programs across several federal departments to assist local jurisdictions in developing strategies to coordinate and leverage resources to address issues that distress neighborhoods. In 2010, the Gulfton community was selected as a Promise Neighborhood by the U.S. Department of Education through an application submitted by Neighborhood Centers. Promise Neighborhoods support projects that create a comprehensive continuum of education programs and community supports that will improve the educational and developmental outcomes of children and youth from birth to college to career. Recognizing that public safety is necessary to this continuum, Neighborhood Centers and the Mayor's Anti-Gang Office collaborated to develop the BCJI application.

If awarded, as required by the guidelines of the solicitation, the 36 month project will begin with the formation of a coalition of cross-sector community partners who will participate in a 12 month, in-depth assessment of the area's crime issues through data collection and analysis, preparation of an assessment report of key findings, and development of an implementation plan of prevention, intervention, suppression, and community engagement and revitalization activities that will be carried out during the remaining 24 months of the project.

**Request for Council Action**  
As a requirement of the application process, this Request for Council Action approves the application submission and acceptance of subsequent funds.

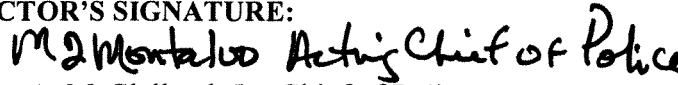
**REQUIRED AUTHORIZATION**


<b>Finance Director:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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**TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Ordinance Authorizing an Amendment to an Interlocal Agreement between the City of Houston and the Mental Health and Mental Retardation Authority of Harris County and Increasing the Maximum Contract amount for the Chronic Consumer Stabilization Initiative	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  28
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<b>FROM: (Department or other point of origin):</b> Houston Police Department	<b>Origination Date:</b> 7/19/12	<b>Agenda Date:</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Charles A. McClelland, Jr., Chief of Police	<b>Council District affected:</b> All
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<b>For additional information contact:</b> Joseph A. Fenninger  CFO and Deputy Director Phone: 713-308-1708	<b>Date and identification of prior authorizing Council Action:</b> June 8, 2011, Ordinance #2011-0441
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**RECOMMENDATION: (Summary)** Adopt an Ordinance amending an Interlocal Agreement between the City of Houston and the Mental Health and Mental Retardation Authority of Harris County and increasing the maximum contract amount to \$1,157,65.32 for the Chronic Consumer Stabilization Initiative

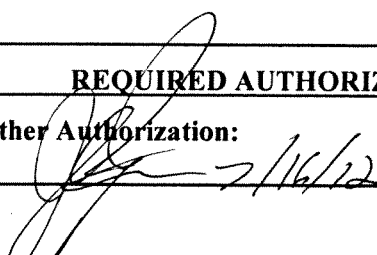
**Amount and Source of Funding:**      **Initial Allocation: \$134,118.00**  
    **Additional Allocation: \$1,023,532.32**  
    **Maximum Contract Amount: \$1,157,650.32**

**FY2013 Funding - \$255,883.08 Fund 1000**

**SPECIFIC EXPLANATION:**

On June 8, 2011, City Council approved an interlocal agreement between the Houston Police Department (HPD) and the Mental Health and Mental Retardation Authority of (MHMRA) of Harris County for implementation of the Chronic Consumer Stabilization Initiative (CCSI). The CCSI provides intensive home and community-based crisis intervention services to adults with mental illness utilizing a "wraparound model" that engages family and community support to assist with early identification of trigger behaviors, treatment compliance and human services delivery. The current agreement funds two case managers from MHMRA. The amended agreement will pay for two additional case managers for four years in accordance with budget amendment 13.04 as approved by council.

The two case managers currently make approximately 500 scheduled contacts with 30 mental health consumers that have been identified by the HPD Mental Health Unit. These consumers are chosen based on the frequency and duration of their interactions with HPD. The CCSI has decreased the number of interactions between clients and HPD by approximately 53%, admissions to the Neuropsychiatric Center by 21% and admissions to the Harris County Psychiatric Center by 51%. The addition of two new case managers should bring a minimum of 30 more mental health consumers into treatment compliance and lead to even greater reductions in encounters with area law enforcement.

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

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

<b>SUBJECT:</b> Ordinance designating the 3400-3500 block of South MacGregor Way, south side, between Del Rio Street and Rio Vista Avenue as a Special Minimum Lot Size Area	<b>Category #</b>	<b>Page 1 of _____</b>	<b>Agenda Item #</b> 29
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<b>FROM (Department or other point of origin):</b> Marlene L. Gafrick, Director Planning and Development Department	<b>Origination Date</b> 5/18/2012	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Marlene L. Gafrick</i>	<b>Council District affected:</b> D
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<b>For additional information contact:</b> Kevin Calfee Phone: 713.837.7768	<b>Date and identification of prior authorizing Council action:</b> N/A
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**RECOMMENDATION:** (Summary) Approval of an ordinance designating the 3400-3500 block of South MacGregor Way, south side, between Del Rio Street and Rio Vista Avenue as a Special Minimum Lot Size Area, pursuant to Chapter 42 of the Code of Ordinances.

<b>Amount and Source of Funding:</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** In accordance with Section 42-194 of the Code of Ordinances, the property owner of Lot 4, Block 54, of the Riverside Terrace Section 10 Subdivision initiated an application for the designation of a special minimum lot size area. The application includes written evidence of support from the owners of 54% of the area. Notification was mailed to the thirteen (13) property owners indicating that the special minimum lot size area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

It is recommended that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 16,675 sf.

**Attachments:** Planning Director's Approval, Special Minimum Lot Size Application, Evidence of support, Map of the area

- xc: Marta Crinejo, Agenda Director  
Anna Russell, City Secretary  
David M. Feldman, City Attorney  
Deborah McAbee, Land Use Division, Legal Department

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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## Special Minimum Lot Size Area No. 339

### Planning Director's Approval

Planning Director Evaluation:

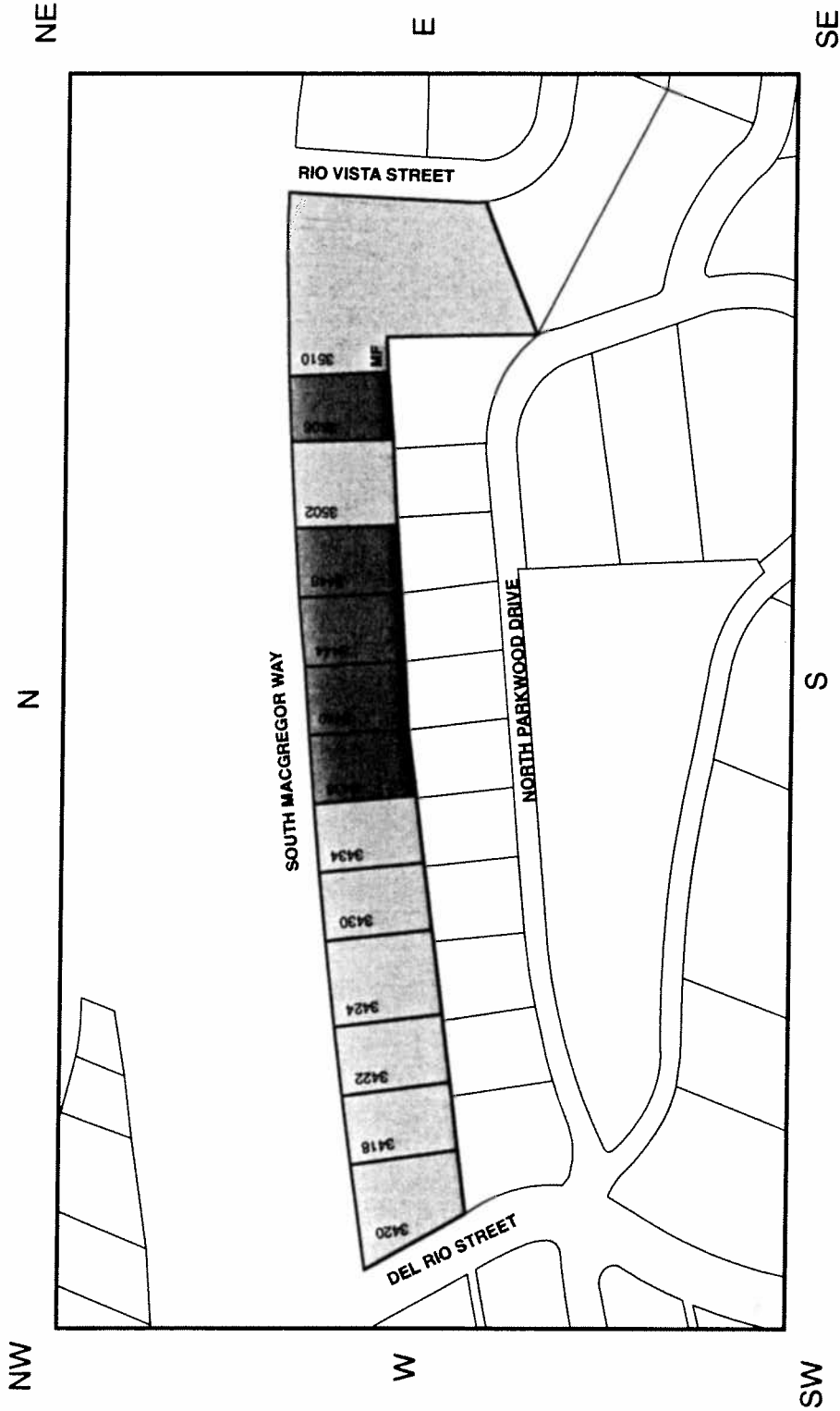
Satisfies	Does Not Satisfy	Criteria
X		<p><i>SMLSA includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 3400-3500 block of South MacGregor Way, south side.</b></p>
X		<p><i>At least 60% of the proposed SMLSA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>72% of the proposed application area is developed with not more than two SF residential units per property.</b></p>
X		<p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 54% of the SMLSA.</b></p>
X		<p><i>Establishment of the SMLSA will further the goal of preserving the lot size character of the area; and,</i></p> <p><b>A minimum lot size of 16,675 sq ft exists on eight (8) lots in the blockface.</b></p>
X		<p><i>The proposed SMLSA has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in 1937. The houses originate from the 1930's. The establishment of a 16,675 sf minimum lot size will preserve the lot size character of the area.</b></p>
<p><i>The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.</i></p> <p><b>Eight (8) out of thirteen (13) lots (representing 72.5% of the application area) are at least 16,675 square feet in size.</b></p>		

**The Special Minimum Lot Size Area meets the criteria.**

Marlene L. Gafrick  
Marlene L. Gafrick, Director



5/18/12  
Date

# RIVERSIDE TERRACE SECTION 10



16,675sf Special Minimum Lot Size  
MAP/SKETCH

SMLSA No. 339

-  Properties that meet the 16,675sf Special Minimum Lot Size
-  Properties less than the 16,675sf Special Minimum Lot Size
- MF** Multi Family
- COM** Commercial
- VAC** Vacant
- EXC** Excluded

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

<b>SUBJECT:</b> Ordinance designating the 3600-3700 block of South MacGregor Way, south side, between Rio Vista and Scott Street as a Special Minimum Lot Size Area	<b>Category #</b>	<b>Page 1 of</b> _____	<b>Agenda Item #</b> <i>30</i>
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<b>FROM (Department or other point of origin):</b> Marlene L. Gafrick, Director Planning and Development Department	<b>Origination Date</b> 5/18/2012	<b>Agenda Date</b> JUL 25 2012
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*copy* **DIRECTOR'S SIGNATURE:** *Marlene L. Gafrick*

<b>For additional information contact:</b> Kevin Calfee Phone: 713.837.7768	<b>Council District affected:</b> D	<b>Date and identification of prior authorizing Council action:</b> N/A
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**RECOMMENDATION: (Summary)** Approval of an ordinance designating the 3600-3700 block of South MacGregor Way, south side, between Rio Vista Avenue and Scott Street as a Special Minimum Lot Size Area, pursuant to Chapter 42 of the Code of Ordinances.

<b>Amount and Source of Funding:</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** In accordance with Section 42-194 of the Code of Ordinances, the property owner of of Track 12, Block 70, of the Riverside Terrace Section 13 Subdivision initiated an application for the designation of a special minimum lot size area. The application includes written evidence of support from the owners of 79% of the area. Notification was mailed to the twelve (12) property owners indicating that the special minimum lot size area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

It is recommended that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 17,800 sf.

**Attachments:** Planning Director's Approval, Special Minimum Lot Size Application, Evidence of support, Map of the area

**xc:** Marta Crinejo, Agenda Director  
Anna Russell, City Secretary  
David M. Feldman, City Attorney  
Deborah McAbee, Land Use Division, Legal Department

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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## Special Minimum Lot Size Area No. 338

### Planning Director's Approval

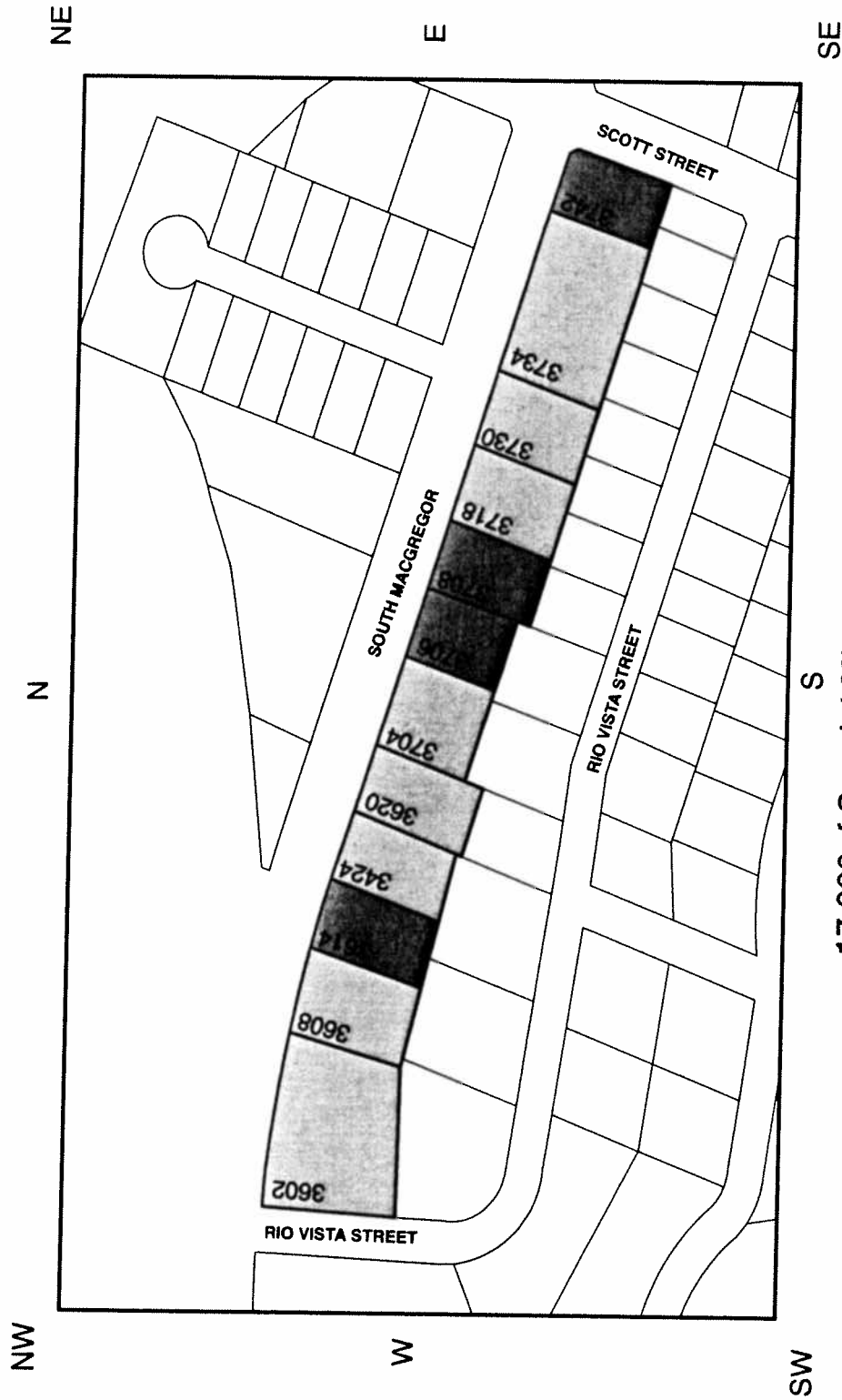
Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>SMLSA includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 3600-3700 block of South MacGregor Way, south side.</b></p>
X		<p><i>At least 60% of the proposed SMLSA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>100% of the proposed application area is developed with not more than two SF residential units per property.</b></p>
X		<p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 79% of the SMLSA.</b></p>
X		<p><i>Establishment of the SMLSA will further the goal of preserving the lot size character of the area; and,</i></p> <p><b>A minimum lot size of 17,800 sq ft exists on eight (8) lots in the blockface.</b></p>
X		<p><i>The proposed SMLSA has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in 1937. The houses originate from the 1930's. The establishment of a 17,800 sf minimum lot size will preserve the lot size character of the area.</b></p>
<p><i>The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.</i></p> <p><b>Eight (8) out of twelve (12) lots (representing 75.4% of the application area) are at least 17,800 square feet in size.</b></p>		

**The Special Minimum Lot Size Area meets the criteria.**


  
 Marlene L. Gafrick, Director / Date



# RIVERSIDE TERRACE SECTION 10 & 13



17,800sf Special Minimum Lot Size

MAP/SKETCH

SMLSA No. 338

-  Properties that meet the 17,800sf Special Minimum Lot Size
-  Properties less than the 17,800sf Special Minimum Lot Size
- MF** Multi Family
- COM** Commercial
- VAC** Vacant
- EXC** Excluded

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 2.186 acres of land to Harris-Fort Bend Counties Municipal Utility District No. 5 (Key Map No. 485-J & N)	Page 1 of 1	Agenda Item #  <b>31</b>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	Origination Date <b>7/19/12</b>	Agenda Date <b>JUL 25 2012</b>
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<b>DIRECTOR'S SIGNATURE</b> <i>Daniel W. Krueger</i> Daniel W. Krueger, P.E.	Council District affected: "ETJ"	
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<b>For additional information contact:</b> <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	Date and identification of prior authorizing Council action:
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**RECOMMENDATION: (Summary)**

The petition for the addition of 2.186 acres of land to Harris-Fort Bend Counties Municipal Utility District No. 5 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Harris-Fort Bend Counties Municipal Utility District No. 5 has petitioned the City of Houston for consent to add 2.186 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Green Busch Road, Buffalo Bayou and Westheimer Parkway. The district desires to add 2.186 acres, thus yielding a total of 454.1740 acres. The district is served by the Harris-Fort Bend Counties Municipal Utility District No. 5 Wastewater Treatment Plant. The other district served by this plant is Harris-Fort Bend Counties Municipal Utility District No. 1. The nearest major drainage facility for Harris-Fort Bend Counties Municipal Utility District No. 5 is Buffalo Bayou which flows into the Houston Ship Channel.

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

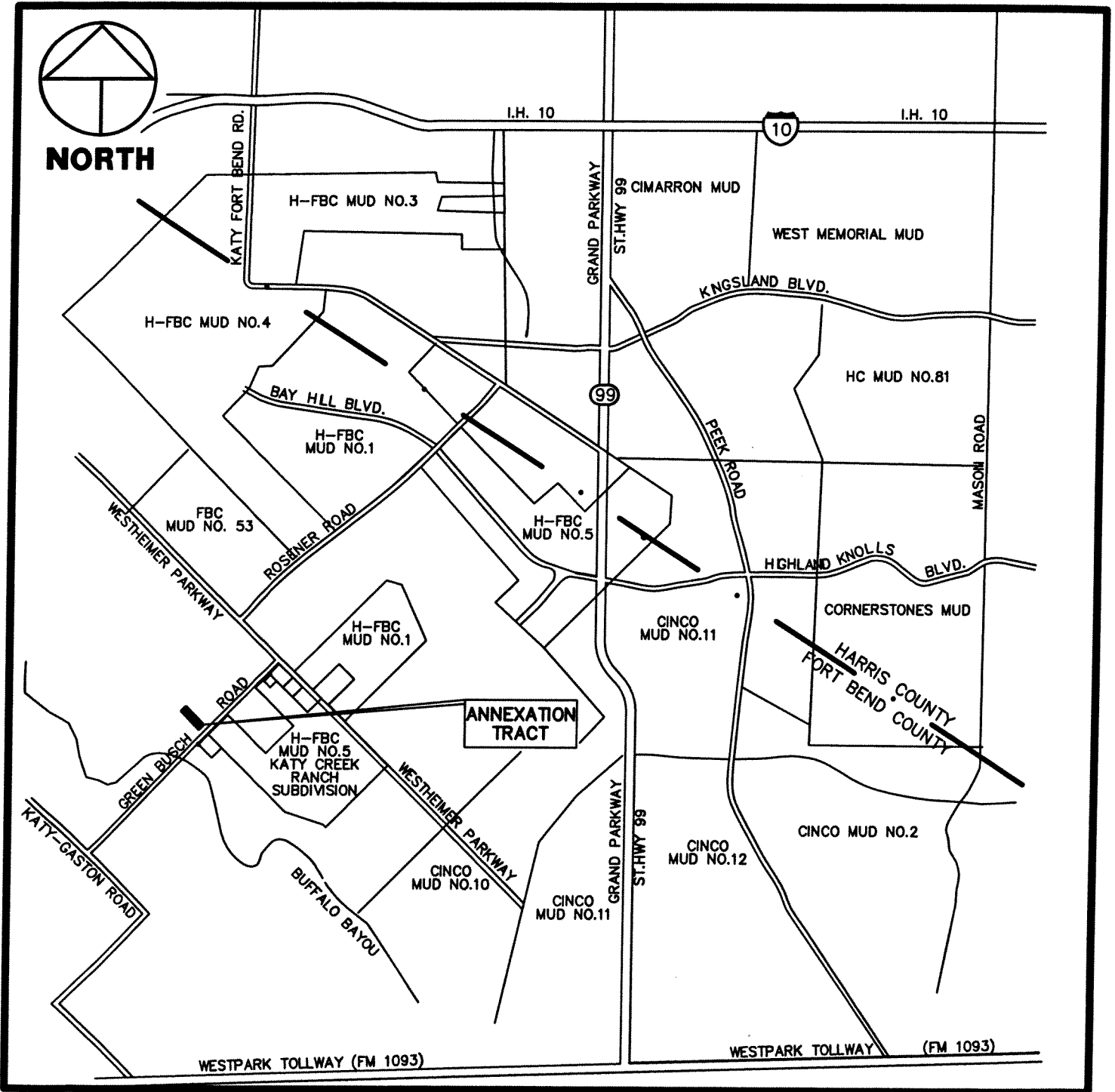
The Utility District Review Committee recommends that the subject petition be approved.

**Attachments**

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

**REQUIRED AUTHORIZATION 20UPA161**

Finance Department	Other Authorization: <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	Other Authorization:
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**KATY, FORT BEND COUNTY, TEXAS**

**VICINITY MAP**

**NOT-TO-SCALE**

KEY MAP 485J&N



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

**received**  
6/14/12

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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 2.186 acres to Harris-Fort Bend MUD No. 5 under the provisions of Chapter 49 Texas Water Code.

Attorney for the District

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

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

**Engineer: John Van De Wiele, Van De Wiele & Vogler, Inc.**

Address: 2925 Briarpark, Suite 275, Houston, Texas Zip: 77042 Phone: 713-782-0042

**Owners: McMordie Enterprises, Inc.**

Address: 23018 Enchanted Landing Lane Zip: 77494 Phone: 832-567-5678

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

### LOCATION

INSIDE CITY  OUTSIDE CITY

Survey Stephen Habermacher

NAME OF COUNTY (S) Fort Bend County  
Abstract 189

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

North of: Green Busch Road

East of: Buffalo Bayou

South of: Westheimer Parkway

West of: Green Busch Road

### WATER DISTRICT DATA

Total Acreage of District: 451.988

Existing Plus Proposed Land 454.174

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

Single Family Residential 0%

Multi-Family Residential 0%

Commercial 100%

Industrial 0%

Institutional 0%

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

Sewage Treatment Plant Name: Harris-Fort Bend Counties MUD No. 5 WWTP

NPDES/TPDES Permit No: WQ0013775001

TCEQ Permit No: 13775-001



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.95

Ultimate Capacity (MGD): 0.995

Size of treatment plant site: 4.422 square feet/acres.

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

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

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

Total permitted capacity: 0.995

MGD of (Regional Plant).

Name of District: Harris-Fort Bend MUD No1  
or property owner(s)

MGD Capacity Allocation 0.3886

Name of District: Harris-Fort Bend MUD No5

MGD Capacity Allocation 0.6114

Water Treatment Plant Name: Water Plant No. 1 & Water Plant No. 2

Water Treatment Plant Address: 24235 Roesner Road; 3507 1/2 Greenbusch

Well Permit No: 16182 and 16183

**Existing Capacity:**

Well(s): 2,400

GPM

Booster Pump(s): 7,450

GPM

Tank(s): 1.05

MG

**Ultimate Capacity:**

Well(s): 2,400

GPM

Booster Pump(s): 7,450

GPM

Tank(s): 1.05

MG

Size of Treatment Plant Site: WP1 - 1.647; WP2 - 1.060

square feet/acres.

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

\_\_\_\_\_

## Special Minimum Lot Size Area No. 338

### Planning Director's Approval

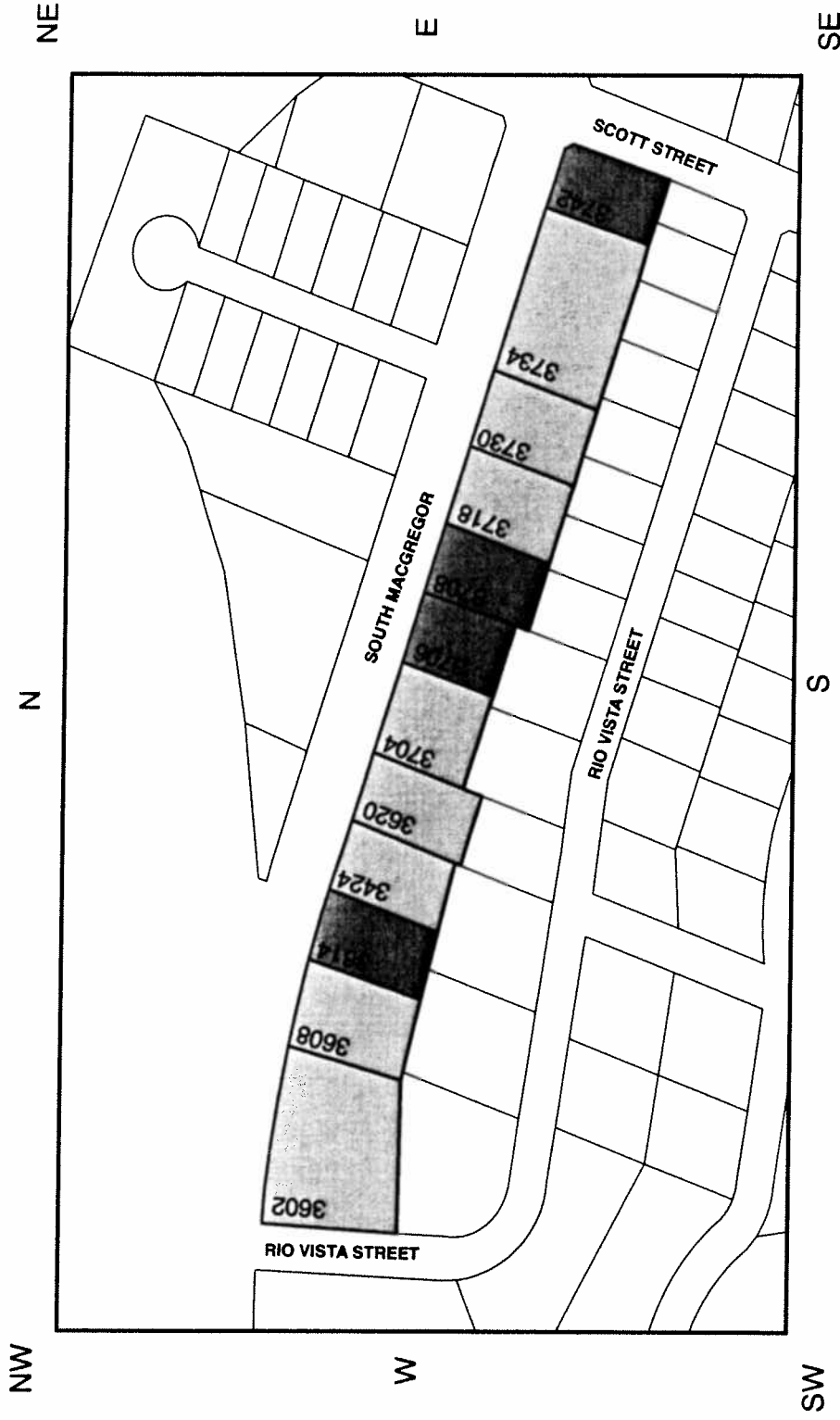
Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>SMLSA includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 3600-3700 block of South MacGregor Way, south side.</b></p>
X		<p><i>At least 60% of the proposed SMLSA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>100% of the proposed application area is developed with not more than two SF residential units per property.</b></p>
X		<p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 79% of the SMLSA.</b></p>
X		<p><i>Establishment of the SMLSA will further the goal of preserving the lot size character of the area; and,</i></p> <p><b>A minimum lot size of 17,800 sq ft exists on eight (8) lots in the blockface.</b></p>
X		<p><i>The proposed SMLSA has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in 1937. The houses originate from the 1930's. The establishment of a 17,800 sf minimum lot size will preserve the lot size character of the area.</b></p>
<p><i>The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.</i></p> <p><b>Eight (8) out of twelve (12) lots (representing 75.4% of the application area) are at least 17,800 square feet in size.</b></p>		

**The Special Minimum Lot Size Area meets the criteria.**



  
 Marlene L. Gafrick, Director / Date

# RIVERSIDE TERRACE SECTION 10 & 13



17,800sf Special Minimum Lot Size  
MAP/SKETCH

SMLSA No. 338

-  Properties that meet the 17,800sf Special Minimum Lot Size
-  Properties less than the 17,800sf Special Minimum Lot Size
- MF** Multi Family
- COM** Commercial
- VAC** Vacant
- EXC** Excluded



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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 19.810 acres of land to Harris County Municipal Utility District No. 249 (Key Map No. 292-Y)	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  32
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b> 7/5/12	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE</b> <i>Daniel W. Krueger</i> Daniel W. Krueger, P.E.	<b>Council District affected:</b> "ETJ"
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<b>For additional information contact:</b> <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**

The petition for the addition of 19.810 acres of land to Harris County Municipal Utility District No. 249 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Harris County Municipal Utility District No. 249 has petitioned the City of Houston for consent to add 19.810 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Spring Meadow Drive, Lemm Gully, Cypresswood Drive and Hardy Road. The district desires to add 19.810 acres, thus yielding a total of 497.7980 acres. The district is served by the Harris County Municipal Utility District No. 249 Wastewater Treatment Plant, which is owned and operated by the district. The nearest major drainage facility for Harris County Municipal Utility District No. 249 is Cypress Creek which flows into Spring Creek and then to the San Jacinto River and finally into the Houston Ship Channel.

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

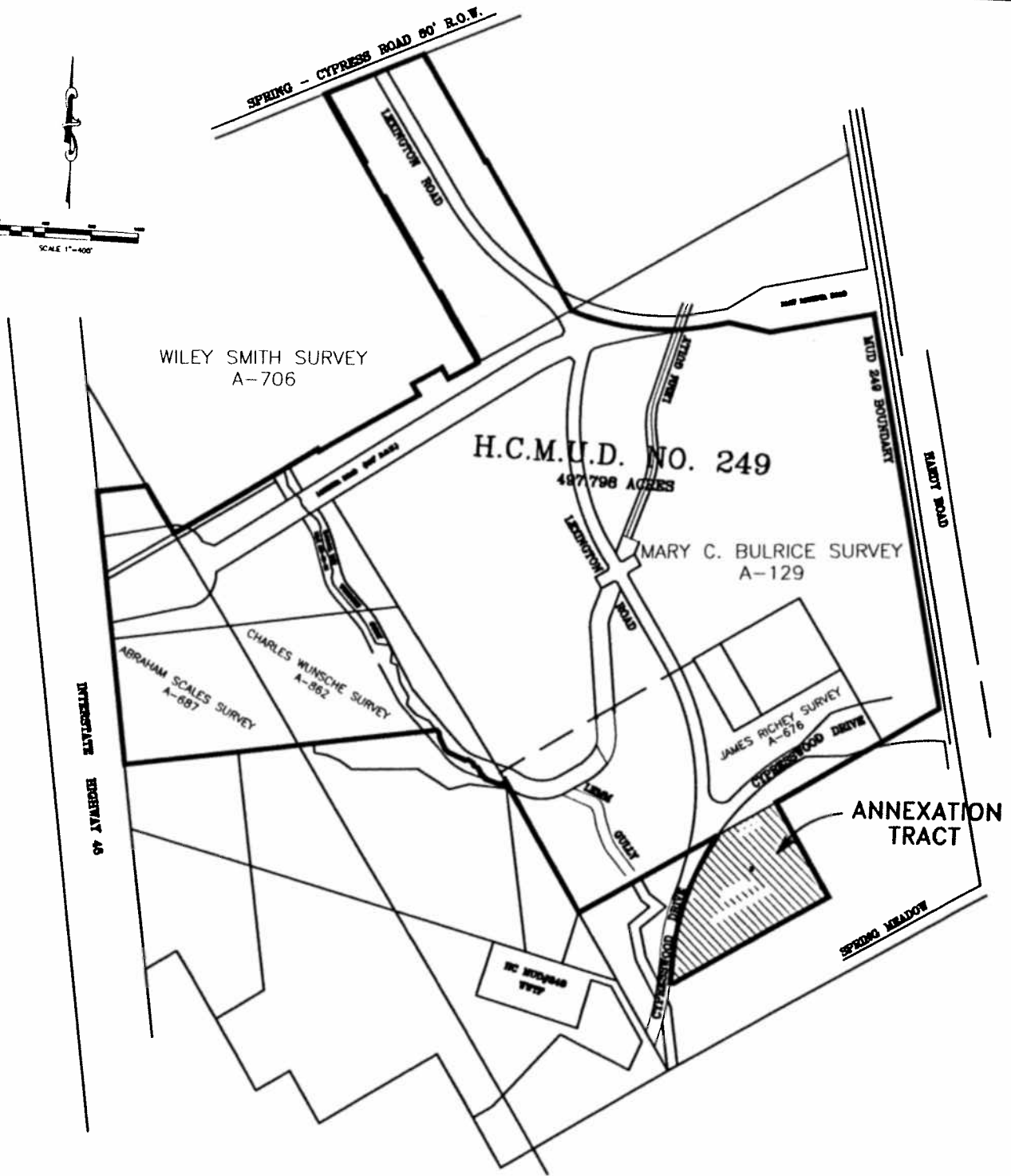
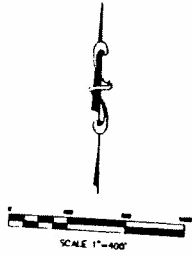
The Utility District Review Committee recommends that the subject petition be approved.

**Attachments**

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

**REQUIRED AUTHORIZATION 20UPA159**

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



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

received  
6/13/15  
[Signature]

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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 19.810 acres to HC MUD No. 249 under the provisions of Chapters 49 & 54 of the Texas Water Code.

*[Signature]*  
Attorney for the District

**Attorney: Christopher T. Skinner**

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

**Engineer: Langford Engineering**

Address: 1080 West Sam Houston Parkway N. Zip: 77043 Phone: 713-461-3530  
Suite 200

**Owners: Bringing Hope, Inc. d/b/a Home of Hope-Texas, Inc.**

Address: P.O. Box 60385, Houston, Texas Zip: 77205 Phone: 832-266-8070

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

### LOCATION

INSIDE CITY  OUTSIDE CITY  NAME OF COUNTY (S) Harris  
Survey James Richey Abstract 676

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

North of: Spring Meadow Drive East of: Lemm Gully  
South of: Cypresswood Drive West of: Hardy Road

### WATER DISTRICT DATA

Total Acreage of District: 477.988 Existing Plus Proposed Land 497.798

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

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

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

Sewage Treatment Plant Name: Harris County M.U.D. 249

NPDES/TPDES Permit No: 13765-001 TCEQ Permit No: \_\_\_\_\_



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.80

Ultimate Capacity (MGD): 0.80

Size of treatment plant site: 337,590/7.75 square feet/acres.

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

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

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

Total permitted capacity: 0.80

MGD of (Regional Plant).

Name of District: Harris County W.C.I.D 110

MGD Capacity Allocation 0.216

or property owner(s)

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

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

Water Treatment Plant Name: Harris County M.U.D. 249 Water Plant 1

Water Treatment Plant Address: 0 East Louetta Road

Well Permit No: 6061501

**Existing Capacity:**

Well(s): 1,500

GPM

Booster Pump(s): 3,600

GPM

Tank(s): 0.62

MG

**Ultimate Capacity:**

Well(s): 1,500

GPM

Booster Pump(s): 3,600

GPM

Tank(s): 0.62

MG

Size of Treatment Plant Site: 61,990/1.423

square feet/acres.


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

\_\_\_\_\_

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 38.8874 acres of land to Harris County Municipal Utility District No. 383 (Key Map No. 289-Y, Z)	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  <span style="font-size: 2em; float: right;">33</span>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 7/19/12	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> "ETJ"
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<b>For additional information contact:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**

The petition for the addition of 38.8874 acres of land to Harris County Municipal Utility District No. 383 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Harris County Municipal Utility District No. 383 has petitioned the City of Houston for consent to add 38.8874 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Spring Cypress, Huffsmith-Kohrville, Boudreaux and Stuebner-Airline. The district desires to add 38.8874 acres, thus yielding a total of 822.2141 acres. The district is served by the Gleannloch Farms Wastewater Treatment Plant. The other district served by this plant is Harris County Municipal Utility District No. 367. The nearest major drainage facility for Harris County Municipal Utility District No. 383 is Willow Creek which flows to Cypress Creek and then into Spring Creek then into the San Jacinto River and finally into Lake Houston.

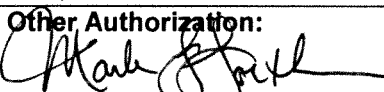
Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their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

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

**Attachments**

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

**REQUIRED AUTHORIZATION      20UPA160**

<b>Finance Department</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	<b>Other Authorization:</b>
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— PROPOSED H.C.M.U.D. NO. 383  
DISTRICT BOUNDARY  
822,2141 AC.

■ HARRIS CO. M.U.D. 383  
ANNEXATION TRACT  
38,8874 AC.

HUFFSMITH - KOHRVILLE

BOUDREAU ROAD

BOUDREAU ROAD

STUEBNER - AIRLINE ROAD

CRESCENT CLOVER DR.

H.C.M.U.D. NO. 383  
822,2141 ACRES



NORTHPOINTE BLVD

LACEY ROAD

GLEANNLOCH FOREST DRIVE

CHAMPION FOREST DRIVE

BURLINGTON & ROCK ISLAND RAILROAD

GLEANNLOCH LAKES BLVD.

SPRING - CYPRESS ROAD

HUFFSMITH - KOHRVILLE

STATE HIGHWAY 249



Engineering and Surveying  
9990 Richmond Avenue, Suite 450  
North Building  
Houston, Texas 77042  
(713) 783-7788 (713) 783-3580, Fax

VICINITY MAP OF  
HARRIS COUNTY  
MUNICIPAL UTILITY DISTRICT  
NO. 383

DRAWN BY: JBM	DATE: MAY 30, 2012	SCALE: 1"=2000
CHECKED BY: MA	JOB NO: 2005011-213	MUD383VICINITY ANNEX 6.DGN

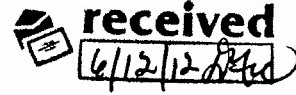
204PA162



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 38.8874 acres to Harris County MUD No. 383 under the provisions of Chapters 49 and 54 Texas Water Code.

Attorney for the District

**Attorney: Adisa Harrington, Allen Boone Humphries Robinson LLP**

Address: 3200 Southwest Freeway, Suite 2600, Houston, TX Zip: 77027 Phone: 713-860-6400

**Engineer: Costello, Inc.**

Address: 9990 Richmond Ave., Suite 450, N Bldg., Houston, TX Zip: 77042 Phone: 713-783-7788

**Owners: RH of Texas Limited Partnership**

Address: c/o Ryland Homes, 5353 W. Sam Houston Pkwy N., Suite 100, Houston, TX Zip: 77041 Phone: 713-856-2872

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

### LOCATION

INSIDE CITY  OUTSIDE CITY  NAME OF COUNTY (S) Harris  
Survey Richard T. Blackburn Abstract 168

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

North of: Spring-Cypress East of: Huffsmith-Kohrville  
South of: Boudreaux West of: Stuebner-Airline

### WATER DISTRICT DATA

Total Acreage of District: 783.3267 Existing Plus Proposed Land 822.2141

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

Single Family Residential 100% Multi-Family Residential \_\_\_\_\_  
Commercial \_\_\_\_\_ Industrial \_\_\_\_\_ Institutional \_\_\_\_\_

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

Sewage Treatment Plant Name: Gleannloch Farms Wastewater Treatment Plant

NPDES/TPDES Permit No: TPDES WQ0013875002 TCEQ Permit No: EPA ID No. TX0115983



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.99

Ultimate Capacity (MGD): 1.50

Size of treatment plant site: 217,800 SF / 5.00 Ac square feet/acres.

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

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

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

Total permitted capacity: 1.50

MGD of (Regional Plant).

Name of District: HCMUD No. 383

MGD Capacity Allocation 0.93

or property owner(s)

Name of District: HCMUD No. 367

MGD Capacity Allocation 0.57

Water Treatment Plant Name: HCMUD's No. 367 and 383 Plants No. 1 & 2

Water Treatment Plant Address: 9425 Swansea Bay Dr. and 9222 1/2 Northpoint Blvd.

Well Permit No: 153126 - Wells No. 5828 & 8815

**Existing Capacity:**

Well(s): 2,350 / 880

GPM

Booster Pump(s): 8,500 / 3,183

GPM

Tank(s): 0.920 / .0345

MG

**Ultimate Capacity:**

Well(s): 2,350 / 880

GPM

Booster Pump(s): 11,900 / 6,583

GPM

Tank(s): 1.380 / 0.805

MG

Size of Treatment Plant Site: 101,284/2.3 & 46,753/1.07

square feet/acres.

Comments or Additional Information: See attached



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9459**

**Subject:** Approve an Amending Ordinance to Increase the Maximum Contract Amount and Authorize a Second Amendment to Contract No. 4600008074 for Telecommunication Services for Various Departments\S17-H22536-A2

Category #  
4 & 5

Page 1 of 1

Agenda Item

34

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

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

**Origination Date**

July 16, 2012

**Agenda Date**

JUL 25 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**

All

**For additional information contact:**

Charles T. Thompson Phone: (832) 393-0082  
Douglas Moore Phone: (832) 393-8724

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

Ord. No. 2007-0864, Ord No. 2009-0077

**RECOMMENDATION: (Summary)**

Approve an amending ordinance 1) to increase the maximum contract amount from \$15,000,000.00 to \$16,500,000.00; and 2) authorize a second amendment to the contract between the City of Houston and the Texas Department of Information Resources to extend the contract term from August 10, 2012 to August 31, 2013 for telecommunication services for various departments.

Maximum Contract Amount Increased by: \$1,500,000.00

**Finance Budget**

\$16,500,000.00 - New Maximum Contract Amount (Various funds for various departments)

**SPECIFIC EXPLANATION:**

The Director of the Information Technology Department (ITD) and the City Purchasing Agent recommend that City Council approve an amending ordinance 1) to increase the maximum contract amount from \$15,000,000.00 to \$16,500,000.00; and 2) authorize a second amendment to the contract between the City of Houston and the Texas Department of Information Resources (DIR) to extend the contract term from August 10, 2012 to August 31, 2013 for telecommunication services for various departments.

This agreement was passed and approved by City Council on August 1, 2007, by Ordinance No. 2007-0864 for a three-year term, with two one-year options, in the original amount of \$653,200.00; on February 4, 2009, by Ordinance No. 2009-0077, City Council passed and approved additional funds to increase the contract amount from \$653,200.00 to \$15,000,000.00. Expenditures as of July 16, 2012 totaled \$11,193,696.32. ITD has assessed that the current specifications and pricing structure do not fully address the expanding citywide business requirements and therefore, additional time is needed to allow ITD to establish a new telecommunications contract that will meet the overall objective of the City. The additional funds and contract extension shall allow for a continuation of telecommunication services citywide until a new contract is established.

The scope of work requires DIR to provide all labor, materials, equipment and supervision necessary to provide the City with long distance, 1-800 services, language lines, and calling cards.

The contract authority is provided by the Texas Government Code, Chapter 791, Inter-local Cooperation Act as applicable, and Title 10, Subtitle D, Chapter 2170, "Telecommunications Services." Participation in the state programs has enabled the City to take advantage of the volume discounts extended to the state.

**Hire Houston First:**

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Inter-local Agreement for this purchase.

Buyer: Murdock Smith III

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

M

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9373**

**Subject:** Approve an Amending Ordinance to Increase the Maximum Contract Amount and to Authorize a Second Amendment to Contract No. 4600000676 for Defibrillator Maintenance and Repair Services for Various Departments / S39-L13278-A2

Category #  
4

Page 1 of 1

Agenda Item

35

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

**Origination Date**  
July 17, 2012

**Agenda Date**  
JUL 25 2012

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

**Council District(s) affected**  
All

**For additional information contact:**  
Neil Depascal Phone: (832) 394-6755  
Douglas Moore Phone: (832) 393-8724

**Date and Identification of prior authorizing Council Action:**  
Ord. 2002-0695, 07/31/02; Ord. 2007-0878, 08/01/07

**RECOMMENDATION: (Summary)**

Approve an amending ordinance to increase the maximum contract amount from \$2,998,318.00 to \$3,741,726.00, and authorize a second amendment to the contract between the City of Houston and Physio-Control, Inc. (formerly known as Medtronic Physio-Control Corporation), to extend the contract term from August 8, 2012 to June 30, 2015 for Automatic External Defibrillator maintenance and repair services for various departments.

Maximum Contract Amount Increased by: \$743,408.00

**Finance Budget**

\$743,408.00 - General Fund (1000)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount from \$2,998,318.00 to \$3,741,726.00, and authorize a second amendment to the contract between the City of Houston and Physio-Control, Inc. (formerly known as Medtronic Physio-Control Corporation), to extend the contract term from August 8, 2012 to June 30, 2015 for Automatic External Defibrillator (AED) maintenance and repair services for various departments.

This contract was awarded on July 31, 2002 by Ordinance No. 2002-695 for a five-year term in the original amount of \$1,472,043.00, and later amended on August 1, 2007 by Ordinance No. 2007-878 to increase the maximum contract amount by \$1,526,275.00 and extend the contract term to August 7, 2012. Expenditures as of July 17, 2012 were \$2,298,989.52.

The purpose of this amendment is to allow two existing defibrillator and defibrillator maintenance and services contracts to expire simultaneously before having them collectively renewed under one solicitation/agreement at the conclusion of this contract term. The amendment shall also allow for modest increases to the percentage discount on price lists and price rates for the annual inspection and repair services. The additional funds and contract extension shall sustain the departments until a new contract is established.

These portable, self-contained, battery-operated defibrillators are designed for use by first responders in cardiac emergencies. Moreover, the AEDs detect potential life-threatening cardiac rhythm in patients. The existing inventory of 20 Lifepak® CR+, 84 Lifepak® 12, 462 Lifepak® 500, and 12 Lifepak® 1000 units are placed in ambulances, engine and ladder trucks, and have been placed strategically throughout City facilities within high-traffic public access areas. The scope of work requires the contractor to provide all labor, materials, tools, supervision, replacement parts, supplies, and expendable items necessary to provide annual inspection, maintenance, remedial repair, and calibration services for AEDs. Additionally, the contractor is required to maintain and service Lifepak® CR+, Lifepak® 15, Lifepak® 12, Lifepak® 500 and Lifepak® 1000 AEDs in strict accordance with the manufacturer's standards and FDA requirements.

Attachment: M/WBE Zero-Percentage Goal Document approved by the Mayor's Office of Business Opportunity.

Buyer: Greg Hubbard

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

City of Houston



Administration & Regulatory Affairs

# CITY OF HOUSTON

Administration & Regulatory Affairs Department  
Strategic Purchasing Division

MAY 14 2012

## OBO

Correspondence

## Interoffice

To: Office of Business Opportunity

From:

Date: May 17, 2012

Subject: MWBE Participation Form

I am requesting a waiver of the MWBE Goal: Yes  No

Type of Solicitation: ITB Bid  Proposal

I am requesting a MWBE goal below 11%.

Yes  No  0%

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

Original Goal: 0% New Goal: 0%

If requesting a revision, how many solicitations were received: N/A

Solicitation Number(s): S39-L13278-A2

Dollar Amount: \$743,408.00

Anticipated Advertisement Date: N/A

Solicitation Due Date: N/A

Goal On Last Solicitation: 0%

Was Goal met: Yes  No

If goal was not met, what did the vendor achieve: N/A

Name and Intent of this Solicitation:

S39-L13278-A2, Amendment for Automatic External Defibrillators (AEDs) for Various Departments.

### Rationale for requesting a Waiver or Revision:

This is a maintenance and repair service contract for medical-based defibrillators. These are portable, battery-operated defibrillators used by first responders in cardiac emergencies. Physio-Control, Inc. does not utilize the services of any authorized resellers in the sale of these copyright products (LIFEPAK and RELI devices, LIFEENET Data Management Solutions, the LUCAS Chest Compression System, and Factory-Authorized inspection, upgrades and repair services. Therefore, it is recommended to continue to classify this MWBE subcontracting goal as being waived for this Sole Source Contract--the same Contract that was formerly approved by the Affirmative Action Division in Yr-2002 and in Yr-2007.

Concurrence:

*Gregory Blackman*  
SPD Initiator

*Douglas Duro*  
Division Manager/SPD

*Marsha & Murray*  
Marsha Murray, Assistant Director  
\*Office of Business Opportunity

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



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Purchase and Sale Agreement between George Saji, (Seller) and the City of Houston (Purchaser) for the purchase of 15,717 square feet of land located at 2213 and 2215 Tuam Street, Houston, Harris County, Texas for the Houston Parks and Recreation Department.

Page  
1 of 1

Agenda Item

36

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

**Origination Date**  
7/19/12

**Agenda Date**  
JUL 25 2012

Call

**DIRECTOR'S SIGNATURE:**

Scott Minnix *Scott Minnix 7/19/12*

**Council District affected:** D

**For additional information contact:**  
Jacquelyn L. Nisby Phone: 832-393-8023

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

**RECOMMENDATION:** Approve a Purchase and Sale Agreement between George Saji (Seller) and the City of Houston (Purchaser) for the purchase of 15,717 square feet of land located at 2213 and 2215 Tuam Street, Houston, Harris County, Texas for the Houston Parks and Recreation Department.

**Amount and Source Of Funding:**  
\$230,258.00 State - Grant Funded (5010) Texas Parks and Wildlife Grant

**Finance Budget:**

**SPECIFIC EXPLANATION:** The General Services Department recommends approval of a Purchase and Sale Agreement with George Saji (Seller), and the City of Houston (Purchaser), for the purchase of 15,717 square feet of land located at 2213 and 2215 Tuam Street, for a purchase price of \$220,038.00 plus additional expenses of \$10,220.00 for the Houston Parks and Recreation Department (HPARD).

HPARD desires to purchase this land to create additional parking space for nearby Emancipation Park, which currently has limited parking space for community events. This expansion will enhance and increase the park's usage, as well as be an overall added benefit which the City will reap for years to come.

The following is a breakdown of expected costs:

\$220,038.00	Purchase Price
\$5,000.00	Environmental Phase I
\$3,000.00	Survey
<u>\$2,220.00</u>	Estimated Closing Costs
<b>\$230,258.00</b>	<b>TOTAL</b>

SM:HB:JLN:RG:rdg

xc: Marta Crinejo, Jacquelyn L. Nisby, Anna Russell, Renissa Garza Montalvo, Lisa Johnson

REQUIRED AUTHORIZATION

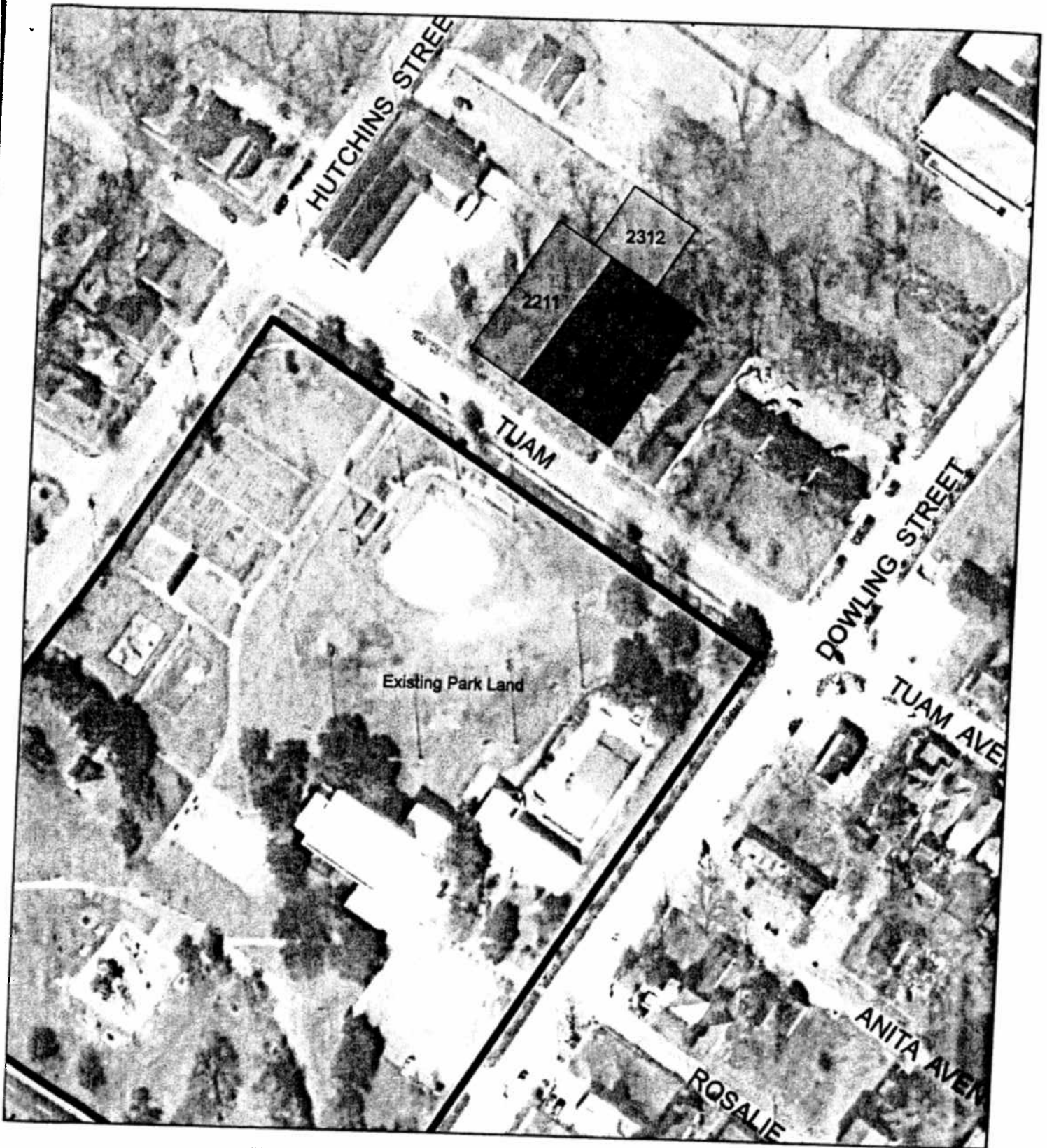
CUIC ID# 25 RG 11

**General Services Department:**




**Houston Parks and Recreation Department:**

Humberto Bautista, P.E.  
Assistant Director

Joe Turner  
Director



## Emancipation Park Expansion

-  2211 TUAM ST
-  2213 TUAM ST
-  2215 TUAM ST



0 25 50 100 150 200  
Feet

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City and AECOM USA Group, Inc. for Services Associated with the Storm Drainage Program Support WBS Nos. M-000126-0076-3; M-000220-0003-3; M-000247-0002-3; M-000261-0001-3; M-000263-0001-3; M-000285-0001-3; M-000289-0001-3

Page 1 of 3

Agenda Item #

PR

37

**FROM (Department or other point of origin):**  
Department of Public Works and Engineering

**Origination Date**

7/19/12

**Agenda Date**

JUL 25 2012

**Director's Signature:**

*[Handwritten Signature]*  
Daniel W. Krueger, P.E., Director

**Council District affected:**  
All

**For additional information contact:**

*[Handwritten Signature]* 7/5/12  
Ravi Kaleyatodi, P.E., CPM  
Senior Assistant Director  
Phone: (832) 395-2326

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

- Ord. No. 2003-1195; 12-03-03
- Ord. No. 2005-0442; 04-27-05
- Ord. No. 2006-0498; 05-17-06
- Ord. No. 2007-0026; 01-03-07
- Ord. No. 2008-0013; 01-03-08
- Ord. No. 2008-1007; 11-12-08
- Ord. No. 2009-1163; 12-02-09
- Ord. No. 2010-0391; 05-19-10
- Ord. No. 2010-0929; 12-01-10
- Ord. No. 2011-0992; 11-16-11

**RECOMMENDATION: (Summary)**

Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with AECOM USA Group, Inc.

**Amount and Source of Funding:** \$4,661,000.00 from Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF. Original (previous) appropriations of \$11,383,080.24 from Storm Sewer Consolidated Construction Fund No. 436 and subsequent additional appropriations of \$9,425,000.00 from Drainage Improvements Commercial Paper Series F, Fund No. 49R and \$21,598,000.00 from the Drainage Improvements Commercial Paper Series F, Fund No. 4030.

**PROJECT NOTICE/JUSTIFICATION:** This contract supports execution of the Storm Drainage Capital Improvement Program (CIP). This appropriation will provide for program management, engineering design services, and technical design and analysis support for citywide storm sewer projects to reduce structural flooding.

**DESCRIPTION/SCOPE:** The Storm Drainage Program Support (SDPS) (formerly known as Storm Water Management Program) is a multi-phased, multi-tasked engineering services program tasked with assisting the City with implementation of drainage improvements to reduce the risk of structural flooding. Per task orders to be issued under the contract, SDPS will manage design activities of certain CIP projects that alleviate the risk of structural flooding including any required impact mitigation measures. In addition, SDPS will provide technical support and hydraulic and hydrologic analysis as assigned, coordinate planned drainage improvement projects with the Harris County Flood Control District, Harris County Engineering Department, Texas Department of Transportation, and Metropolitan Transit Authority. SDPS will also maintain an internet website specifically designed to inform the general public regarding technical information related to drainage in Houston and the activities that have been and are currently being implemented, designed and planned for the City's drainage improvements projects.

**LOCATION:** Various locations citywide.

**REQUIRED AUTHORIZATION**

CUIC ID# 20RDP04

Finance Department:

Other Authorization:

Other Authorization:

*[Handwritten Signature]*  
Daniel R. Menendez, P.E. Deputy Director  
Engineering and Construction Division



<b>Date</b>	<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City and AECOM USA Group, Inc. for Services Associated with the Storm Drainage Program Support WBS Nos. M-000126-0076-3; M-000220-0003-3; M-000247-0002-3; M-000261-0001-3; M-000263-0001-3; M-000285-0001-3; M-000289-0001-3	Originator's Initials  PR	Page 2 of 3
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**PREVIOUS HISTORY AND SCOPE:** City Council approved the original contract on December 3, 2003, Ordinance Number 2003-1195 with J. F. Thompson Inc. currently known as AECOM USA Group, Inc. Under this contract, the consultant has completed the following:

- Migrated the Comprehensive Drainage Plan into the Geographic Information System database.
- Provided technical support to City staff related to the National Flood Insurance Program's Community Rating System and Floodplain Management.
- Completed nine (9) Phase II - Final Designs for projects in the Texas Medical Center, thirty (30) Phase I – Preliminary Engineering Reports and twenty-two (22) Phase II – Final Designs for projects in citywide neighborhoods.
- Provided hydrologic and hydraulic studies and technical support services.
- Provided construction management services.
- Maintained a website for public outreach and project status reporting.
- Administered FEMA grants and reporting.

Additional funds are needed to provide continued management, design services, and technical support services for the storm water projects.

**SCOPE OF THIS CONTRACT AND FEE:** The requested additional appropriation will provide continuous program management, design services and technical and planning support services for the storm water projects. In addition to the above, this contract will provide project engineering efforts for the following specific projects:

<u>WBS No.</u>	<u>Project</u>	<u>District</u>	<u>Key Map</u>
M-000126-0076-3	Local Drainage Project Design	All	All
M-000247-0002-3	Yorkshire Drainage & Paving, Ph III	G	489
M-000261-0001-3	Buffalo Bayou Detention Basin, Ph I & II	G	489
M-000263-0001-3	Sherwood Forest Drainage & Paving, Ph II & III	G	489
M-000285-0001-3	Garden Oaks & Shepherd Forest, Ph II & III	A,H	452
M-000289-0001-3	Minnetex Place & Almeda Genoa Place, Ph II & III	D	573 & 574

The proposed budgeted funding allocation for the aforementioned support services is outlined below:

•	Program Management	\$1,386,697.00
•	Technical Support	\$ 476,938.00
•	Engineering Design Services	<u>\$2,611,000.00</u>
	<b>Total</b>	<b>\$4,474,635.00</b>

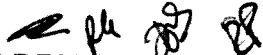
The total requested appropriation is \$4,661,000.00 to be appropriated as follows: \$4,474,635.00 for contract services and \$186,365.00 for CIP cost recovery.

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

<b>Date</b>	<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City and AECOM USA Group, Inc. for Services Associated with the Storm Drainage Program Support WBS Nos. M-000126-0076-3; M-000220-0003-3; M-000247-0002-3; M-000261-0001-3; M-000263-0001-3; M-000285-0001-3; M-000289-0001-3	Originator's Initials  PP	Page 3 of 3
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**M/WBE INFORMATION:** The M/WBE goal established for the Contract is 24%. The original Contract and its subsequent appropriations total \$40,258,243.24. The consultant has been paid \$36,063,810.12 (89.58%) to date. Of this amount, \$10,126,422.23 (28.08%) has been paid to M/WBE sub-consultants. Assuming approval of the requested additional appropriation, the contract amount will increase to \$44,732,878.24, and the contractor proposes the following program to meet the M/WBE goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Prior M/WBE Work	-	\$10,126,422.23	22.64%
KIT Professionals, Inc.	Project Engineering	270,000.00	0.60%
CivilTech Engineering, Inc.	Civil Engineering	100,000.00	0.22%
Other	Civil Engineering	<u>239,468.55</u>	<u>0.54%</u>
	Total	\$ 10,735,890.78	24.00%

  
DWK:DRM:RK:DPS:RDP:klw

Z:\design\A-sw-div\WPDATA\100 - STM ENGR PROJECTS\SWMP (M-0220-1) SWMP - DXX\_CXX\1.2 RCA\#11 FY12 RCA - Additional Design Appropriation\SDPS FY12 RCA #11 04\_23\_12.doc

c: WBS No. M-000220-0003-3 (ROC)

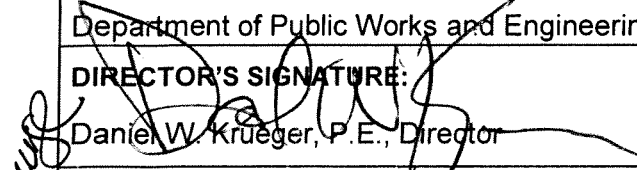


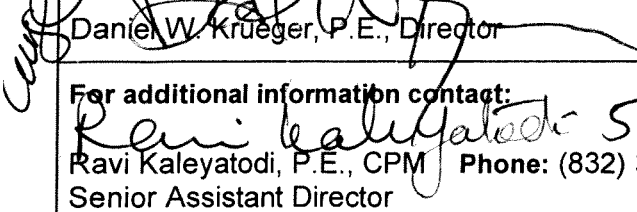
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> First Amendment and Additional Appropriation to Professional Engineering Services Contract between the City and Dodson and Associates, Inc. (a Walter P. Moore and Associates, Inc. Company) for Mitigation Program for Capital Improvement Projects. WBS No. M-000296-0001-3	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  38
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 7/19/12	<b>Agenda Date:</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> All
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> Ord. No. 2007-0815; Dated July 3, 2007 Ord. No. 2010-0167; Dated February 24, 2010
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**RECOMMENDATION: (Summary)**  
Approve First Amendment to Professional Engineering Services Contract with Dodson and Associates, Inc. (a Walter P. Moore and Associates, Inc., Company) and appropriate additional funds.

**Amount and Source of Funding:** \$1,150,000.00 from Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF.  
Original and subsequent additional appropriations of \$846,465.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030. *W.P. 5/16/2012*

**PROJECT NOTICE/JUSTIFICATION:** This amendment and additional appropriation are required to continue preliminary engineering related to regional/sub-regional detention as part of drainage and paving improvements citywide.

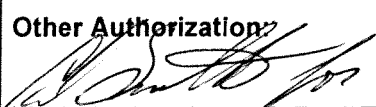

**DESCRIPTION/SCOPE:** This amendment modifies the original scope of services to allow professional engineering services and technical support on a negotiated work order basis. It also updates the Schedule D Maximum Hourly Rates. This amendment and additional appropriation provide mitigation requirement reports and technical support for the design and construction of regional/sub-regional detention basins. Detention is required to mitigate the hydraulic impact of increased storm water run-off from drainage and paving improvement projects into receiving storm sewer systems, ditches, channels, and bayous.

**LOCATION:** The project location, limits, and scope of work will be established and defined by each work order.

**PREVIOUS HISTORY AND SCOPE:** The original Contract was approved by Council on July 3, 2007 under Ordinance No. 2007-0815. Subsequent appropriation (First Supplement) was approved by Council on February 24, 2010 under Ordinance No. 2010-0167. Under this contract, the Consultant has completed the following preliminary engineering work:

- Developed a sub-regional detention master plan for the White Oak Bayou East/Vogel Creek, White Oak Bayou West, Halls Bayou, Hunting Bayou, and Sims Bayou watersheds based on the ten-year Capital Improvement Plan for drainage and paving improvement projects.

**REQUIRED AUTHORIZATION** CUIC ID# 20RRA09 NOT

Finance Department	<b>Other Authorization:</b>  Mark L. Loethen, P.E., PTOE, CFM, Deputy Director Planning and Development Services	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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<b>Date</b>	<b>SUBJECT:</b> First Amendment and Additional Appropriation to Professional Engineering Services Contract between the City and Dodson and Associates, Inc. (a Walter P. Moore and Associates, Inc. Company) for Mitigation Program for Capital Improvement Projects. WBS No. M-000296-0001-3	<b>Originator's Initials</b>	<b>Page 2 of 2</b>
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**PREVIOUS HISTORY AND SCOPE: (continued)**

- Prepared a technical white paper recommending Best Management Practices for detention basin operation and maintenance.
- Prepared a technical white paper recommending regional mitigation methodologies for the City of Houston.
- Determined the applicability of Low Impact Development for certain drainage improvement projects.
- Determined detention required to mitigate West Little York paving and drainage improvements in the White Oak Bayou/Vogel Creek watershed (First Supplement).
- Determined detention required to mitigate Airline/Fulton paving and drainage improvements in the White Oak Bayou/Ward Gully watershed (First Supplement).
- Determined detention required to mitigate Parker paving and drainage improvements in the Halls Bayou watershed (First Supplement).

**SCOPE OF THIS AMENDMENT AND FEE:** Under the terms of the contract the Consultant will perform Basic and Additional Services for Phase I – Preliminary Design and Technical Support as defined by the work order. The Basic and Additional Services Fee for each work order will be negotiated based on the scope or service required and will be paid on a reimbursable basis with authorization not-to-exceed the agreed upon amount.

The total cost of this project is \$1,150,000.00 to be appropriated as follows: \$1,000,000.00 for Contract Services and \$150,000.00 for CIP Cost Recovery.

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

**M/WBE PARTICIPATION:** Due to the complexity, scope and relative size of project, there are very limited opportunities to engage MWBE firms in this study. An MWBE goal of 10% was agreed upon for this project; however, Dodson & Associates, Inc. intends to exceed this amount. The original contract amount and subsequent appropriations increased the total contract to \$769,460.00. The consultant has been paid \$764,896.74 (99.41%) to date. Of this amount \$67,434.10 (8.82%) was paid to M/WBE sub-consultants. Assuming approval of the Amendment and requested appropriation, the contract amount will increase to \$1,769,460.00. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Prior MWBE Commitment	---	\$ 67,434.10	3.81%
Grounds Anderson, LLC	Hydrologic Support	\$ 50,000.00	2.83%
Landtech, Inc.	Surveying	\$ 50,000.00	2.83%
Berg-Oliver Associates, Inc.	Environmental Services and Data Collection	\$ 20,000.00	1.13%
Asakura Robinson Company LLC	Landscape Architecture	\$ 10,700.00	0.60%
<b>TOTAL</b>		<b>\$ 198,134.10</b>	<b>11.20%</b>


  
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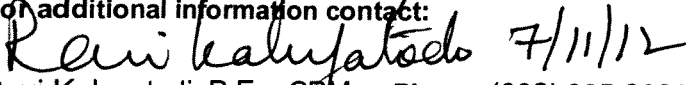
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c: File: M-000296-0001-3 (1.2 RCA)

<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City of Houston and CivilTech Engineering, Inc. for Memorial Drive Paving Improvements from North Kirkwood Road to North Eldridge Parkway. WBS No. N-000798-0001-3	Page 1 of 2	Agenda Item #  39
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 7/19/12	<b>Agenda Date</b> JUL 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> G MD JK
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<b>For additional information contact:</b>  7/11/12 Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> Ordinance 2009-1332; Date 12/16/2009
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**RECOMMENDATION: (Summary)**  
Approve an Ordinance appropriating additional funds for Engineering Services Contract with CivilTech Engineering, Inc.


**Amount and Source of Funding:**  
\$1,821,840.00 Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF. *M.P. 7/12/2012*  
Original (previous) appropriation of \$808,871.70 from Street & Bridge Consolidated Construction Fund No. 4506.

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

**DESCRIPTION/ SCOPE:** This project consists of the design of approximately 11,000 linear feet of roadway widening to major thoroughfare standards. The proposed project improvements include a four-lane divided concrete roadway with medians, continuous bike lane, sidewalks, curbs and gutters, improved intersections with turn lanes, improved drainage storm sewer system, traffic signals, street lighting and necessary underground utilities.

**LOCATION:** The project area is generally bound by IH-10 on the north, Briarforest on the south, North Kirkwood on the east and North Eldridge Parkway on the west. The project is located in Key Map Grids 488G, H and 489E.

**PREVIOUS HISTORY AND SCOPE:** The original Contract was approved on December 16, 2009 by Ordinance No. 2009-1332. The scope of services under the original contract consisted of Phase I - Preliminary Design, Phase II - Final Design, Phase III - Construction Phase services and various additional services. Basic Services Fee for Phase I is based on cost of time and materials with a not-to-exceed agreed upon amount. Additional Services were paid either as lump sum or on a reimbursable basis. Under this contract the consultant has completed 100% Phase I Preliminary Design and Additional Services.

REQUIRED AUTHORIZATION <span style="float: right;">CUIC ID #20MR83</span>		
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Date	SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City of Houston and CivilTech Engineering, Inc. for Memorial Drive Paving Improvements from North Kirkwood Road to North Eldridge Parkway. WBS No. N-000798-0001-3	Originator's Initials	Page 2 of 2
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**SCOPE OF THIS SUPPLEMENT AND FEE:** The additional funds are necessary to complete Phase II - Final Design, Phase III - Construction Phase services and various additional services. The Basic Services fees for Phase II and Phase III is negotiated on a lump sum amount. The negotiated maximum amount for Phase II Services is \$764,963.00 and Phase III Basic Services is \$184,525.00.

The supplement also includes certain additional services to be paid either as lump sum or on a reimbursable basis. The Additional Services will include Environmental Site Assessment Phase I and II and Core permitting, updated parcel maps, updated topographical survey information, geotechnical soil testing, SWPPP, street lighting, reproductions and review progress meetings for TxDot to meet state requirements, traffic control plans, traffic signal design, traffic access management study, tree mitigation and landscaping. The total Additional Services is \$634,716.10.

The total cost of this project is \$1,821,840.00 to be appropriated as follows: \$1,584,204.10 for Contract services and \$237,635.90 for CIP Cost Recovery.

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

**M/WBE INFORMATION:** The M/WBE goal established for the project is 24%. The original contract amount approved was a total of \$735,337.70. The consultant has been paid \$700,432.68(95.25%) to date. Of this amount \$269,041.56(38.41%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested Additional Appropriation, the contract amount will be increased to \$2,319,541.80.

Name of Firms	Work Description	Amount	% of Contract
1. Prior MWBE Work	Various Services		
2. Rahaman and Associates, Inc., DBA Western Group Consultants	SWIS Survey, Update Parcel Maps and Topographical Survey Information	\$269,041.56	11.60%
		\$21,410.00	0.92%
3. Chief Solutions, Inc.	CCTV Storm Sewers	\$13,185.00	0.57%
4. Berg-Oliver Associates, Inc.	Environmental Services	\$53,708.44	2.32%
5. KIT Professionals, Inc., DBA KIT Professionals, Inc.	Traffic Study, Traffic, Impact Analysis, SWPPP and Signals	\$250,500.00	10.80%
6. DAE & Associates Ltd., DBA Geotech Engineering & Testing	Geotechnical Soil Testing	\$60,185.19	2.59%
7. B & E Reprographics, Inc.	Reproduction	\$15,000.00	0.65%
<b>TOTAL</b>		<b>\$683,030.19</b>	<b>29.45%</b>

  
DWK:DRM:RK:JHK:MR

Z:\design\A-sw-div\WPDATA\MR\N-000798-0001-3 Memorial CivilTech\PhaseII\Memorial Add.Appdocx.docx

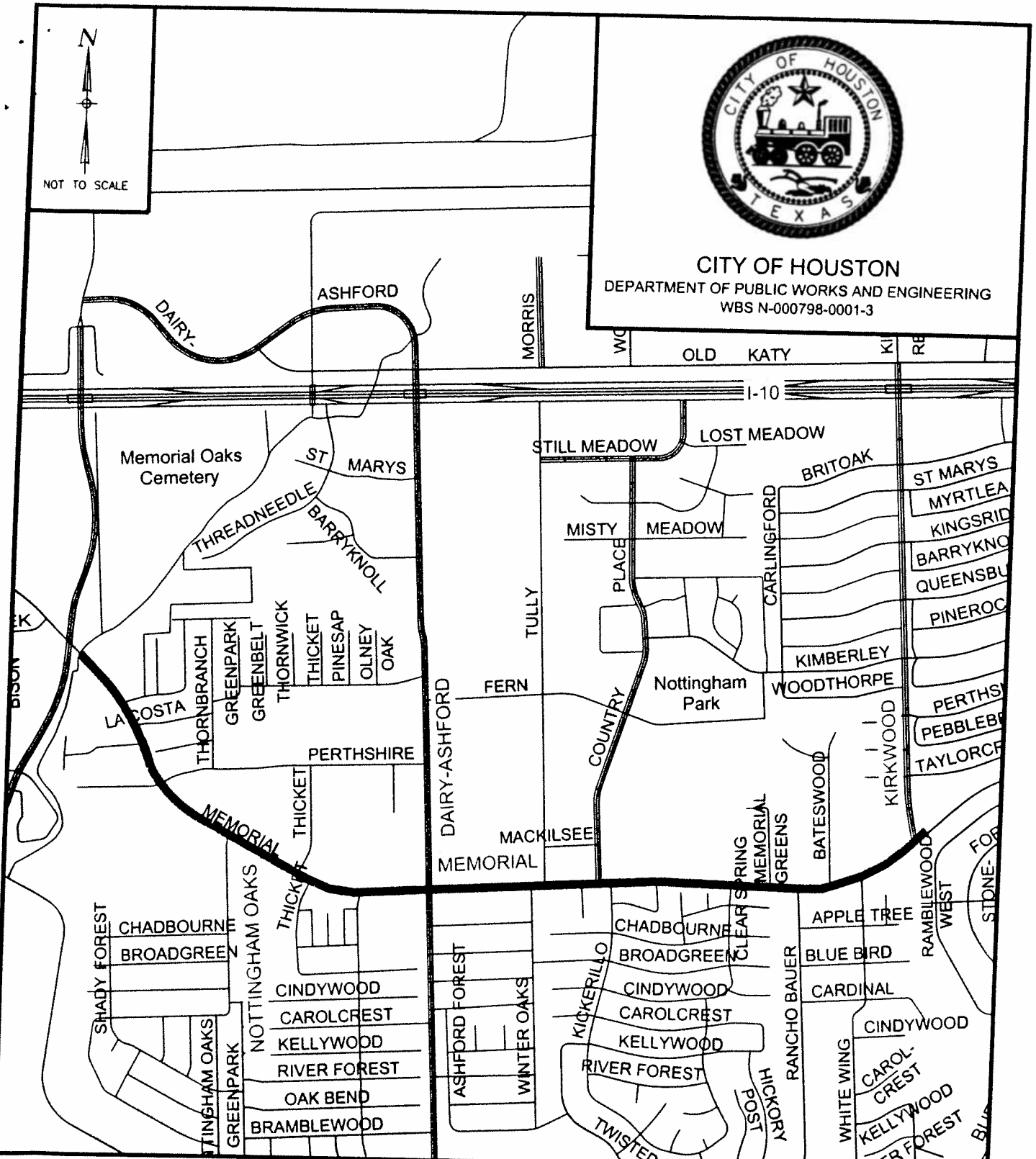
C WBS No. N-000798-0001-3 (1.2 AA RCA\_20MR83)



NOT TO SCALE



CITY OF HOUSTON  
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
WBS N-000798-0001-3



**MEMORIAL DRIVE  
PAVEMENT IMPROVEMENTS  
KIRKWOOD TO N. ELDRIDGE  
VICINITY MAP**  
COUNCIL DISTRICT G  
KEY MAP NO. 488 G,H & 489 E

**CivilTech  
Engineering, Inc.**

11821 Teige Road  
Cypress, Texas 77429  
(281) 304-0200 Fax (281) 304-0210  
Registration No. F-382

**REQUEST FOR COUNCIL ACTION**

**TO: Mayor via City Secretary**

**RCA #**

**SUBJECT:** Motion setting a public hearing date for the second amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Twenty-One (Hardy/Near Northside Zone).

**Category #**

**Page**  
1 of 1

**Agenda Item#**

40

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

Andrew F. Icken  
Chief Development Officer

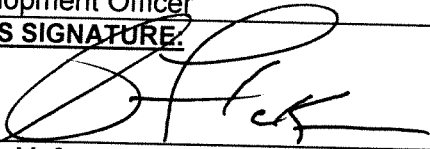
**Origination Date**

7/19/12

**Agenda Date**

JUL 25 2012

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

H

**For additional information contact:**

Ralph De Leon

**Phone:** (832) 393-0985

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

Ord. No. 2008-1212, 12/30/08; Ord. No. 2009-1272, 12/09/09

**RECOMMENDATION: (Summary)**

Set a public hearing date for the second amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Twenty-One (Hardy/Near Northside Zone).

**Amount of Funding:** No Funding Required

**SOURCE OF FUNDING:**

General Fund     Grant Fund     Enterprise Fund  
 N/A

**SPECIFIC EXPLANATION:**

The Board of Directors of Reinvestment Zone Number Twenty-One (Hardy/Near Northside Zone) approved the second amendment to the Project Plan and Financing Plan for the Zone on July 9, 2012 and has transmitted a proposed Second Amended Project Plan and Reinvestment Zone Financing Plan (the "Amended Plan") for City Council's consideration.

Pursuant to Texas Tax Code Section 311.011(e), a public hearing must be held prior to a municipality adopting an Ordinance approving the Amended Plan. The Administration recommends setting a public hearing date on August 8, 2012.

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

**REQUIRED AUTHORIZATION**

**Other Authorization:**

**Other Authorization:**

**Other Authorization:**