

**AGENDA - COUNCIL MEETING - TUESDAY - SEPTEMBER 11, 2012 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

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

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

**ADOPT MINUTES OF PREVIOUS MEETING**

**ORDINANCE**

1. ORDINANCE amending Section 7 of Ordinance No. 2012-0694 to shorten certain ballot language in connection with a Special Election ordered by such Ordinance to be held on November 6, 2012, for the purpose of submitting to the qualified voters of the City of Houston, Texas, a proposition to update the City Charter

**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 - SEPTEMBER 12, 2012 - 9:00 A. M.**

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

**9:00 A.M. - REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 2 through 48**

**MISCELLANEOUS** - NUMBERS 2 through 6

2. CONFIRMATION of the appointment of the following to the **HOUSTON ARCHAEOLOGICAL AND HISTORICAL COMMISSION BOARD OF DIRECTORS**, for two year terms that will end March 1, 2014:  
Position 10 - **ANN COLLUM**  
Position 12 - **CHARLES STAVA**
3. CONFIRMATION of the appointment of the following to the **ANIMAL ADVISORY COMMITTEE BOARD OF DIRECTORS**, for the remainder of a two year term that will end December 31, 2013:  
Position One - **DR. TAFFI TIPPIT**  
Position Two - **DR. CHRIS SOUDERS**  
Position Three - **KAPPY MUENZER**  
Position Four - **NEIL SACKHEIM**
4. RECOMMENDATION from Director Planning & Development Department to approve amendments to the 2011 Major Thoroughfare and Freeway Plan (MTFP) and authorize publication of the 2012 MTFP in map form
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of payment of FY 2013 Membership dues for the Water Research Foundation - \$255,378.15 Enterprise Fund
6. RECOMMENDATION from Director Department of Public Works & Engineering to provide final approval of Speed Cushions in the Huntington Village Subdivision - **DISTRICT F - HOANG**

**PROPERTY** - NUMBERS 7 through 15

7. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay the costs of Court in connection with eminent domain proceeding styled City of Houston v. Hardwood Lumber Company, a Texas Corporation, et al., Cause No. 1010160; for acquisition of Parcel AY10-146; for the **MKT SPUR HIKE & BIKE TRAIL PROJECT - DISTRICT C - COHEN**
8. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay the costs of Court in connection with eminent domain proceeding styled City of Houston v. Sanhedrin II, L.P., et al., Cause No. 1008877; for acquisition of Parcel LY11-011; for the **MITIGATION PROGRAM OF CAPITAL IMPROVEMENT PROJECTS - Parker Road Reconstruction/Greens Bayou and Halls Bayou and related tributaries - DISTRICT B - DAVIS**
9. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Brian Hollingsworth, on behalf of Targa Downstream LLC, [Targa Resources (Norm L. Winter, Assistant Vice President), General Partner], for sale of a ±50-foot-wide subsurface pipeline easement within the East Water Purification Plant, within Tracts 4, 36B, 36C, 36D and 36H, out of the Harris and Wilson Survey, A-31 and/or the Ezekial Thomas Survey, A-73, Parcel SY12-007

**PROPERTY** - continued

10. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Christopher Browne of EHRA, on behalf of Claude Anello, for abandonment and sale of two 15-foot-long prescriptive utility easements in the location of former La Grange Street and former Hickory Street, from the east right-of-way line of Bingle Road east 15 feet, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the 72-inch storm sewer line located in former Lumberdale Street, all located in the Rosslyn Addition, out of the James Bay Survey, Parcels SY12-073, SY12-074, SY12-075, LY12-016 and LY12-018 - **DISTRICT C - COHEN**
11. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Levinson Alcoser Associates, LP., on behalf of Houston Armature Works, Inc., (James Woolley, President), for abandonment and sale of Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S. M. Williams Survey, A-87, Parcel SY12-053 - **DISTRICT H - GONZALEZ**
12. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Mary Lou Henry, TBG, Inc, on behalf of Central Park West, L.P. (David W. Hightower, Executive Vice President), for abandonment and sale of Jordan Road, from Interstate 10 north to the southern right-of-way line of proposed Park Row Boulevard, in exchange for the conveyance to the City of: (1) a 40-foot-wide fee-owned parcel of land from the southern right-of-way line of proposed Park Row Boulevard south to the northern property line of the fee-owned City of Houston parcel of land and (2) two rights-of-way for the construction and widening of Jordan Road from the north right-of-way line of proposed Park Row Boulevard north to the northern property line of the applicant's property, all located in the Joel Wheaton Survey, A-80, Parcels SY13-007, SY13-016, AY13-072A, AY13-072B and CY13-002 - **DISTRICT A - BROWN**
13. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY11-060, located at 1826 Parker Road, owned by Jose R. De La Rosa, for **the PARKER ROAD PAVING AND DRAINAGE PROJECT from Hardy Toll Road to US/59 Eastex Freeway \$76,022.00** - **DISTRICT B - DAVIS**
14. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Brian Baca, on behalf of Celestina Garza and Yesenia Ramos, declining the acceptance of, rejecting, and refusing the dedication of Treadway Street, from DeBoll Street north to its terminus, located within the Elmwood Addition, Parcel SY12-098 - **DISTRICT H - GONZALEZ**
15. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Leopoldo H. Mata, on behalf of Jose M. Ortega and Norma L. Ortega, declining the acceptance of, rejecting, and refusing the dedication of Softwind Lane, from Porto Rico Road south to its terminus, located within the Carverdale Section 7 Subdivision, out of the Alex Area Survey, A-99, Parcel SY12-095 **DISTRICT A - BROWN**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 16 and 17

16. **MOODY BROS., INC** for Emergency Repair of Chlorine Gas Lines for the Department of Public Works & Engineering - \$239,000.00 - Enterprise Fund
17. APPROVE spending authority in an amount not to exceed \$1,787,400.00 for Rental of Various Types of Construction Equipment through the Master Intergovernmental Cooperative Purchasing Agreement with U. S. Communities for the Department of Public Works & Engineering, on award to **HERTZ EQUIPMENT RENTAL CORPORATION** - Enterprise and Dedicated Drainage & Street Renewal Funds

**ORDINANCES** - NUMBERS 18 through 48

18. ORDINANCE supplementing the City of Houston, Texas Master Ordinance No. 2004-299; providing for the issuance of the City of Houston, Texas, Combined Utility System First Lien Revenue Bonds, Series 2012E, providing for the amounts, interest rates, prices, and terms thereof and other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds and matters incident thereto; authorizing the defeasance, final payment, and discharge of Certain Combined Utility System Commercial Paper Notes; authorizing a Co-Bond Counsel Agreement, authorizing execution and delivery of a Paying Agent/Registrar Agreement; and declaring an emergency
19. ORDINANCE appropriating \$343,761.22 out of Tax Increment Funds for Reinvestment Zone Number One, City of Houston, Texas (Lamar Terrace Zone), Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone), Reinvestment Zone Number Three, City of Houston, Texas (Main Street/Market Square Zone), Reinvestment Zone Number Four, City of Houston, Texas (Village Enclaves Zone), Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone), Reinvestment Zone Number Seven, City of Houston, Texas (Old Spanish Trail/Alameda Corridors Zone), Reinvestment Zone Number Eight, City of Houston, Texas (Gulfgate Zone), Reinvestment Zone Number Nine, City of Houston, Texas (South Post Oak Zone), Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone), Reinvestment Zone Number Eleven, City of Houston, Texas (Greater Greenspoint Zone), Reinvestment Zone Number Twelve, City of Houston, Texas (City Park Zone), Reinvestment Zone Number Thirteen, City of Houston, Texas (Old Sixth Ward Zone), Reinvestment Zone Number Fourteen, City of Houston, Texas (Fourth Ward Zone), Reinvestment Zone Number Fifteen, City of Houston, Texas (East Downtown Zone), Reinvestment Zone Number Sixteen, City of Houston, Texas (Uptown Zone), Reinvestment Zone Number Seventeen, City of Houston, Texas (Memorial City Zone), Reinvestment Zone Number Eighteen, City of Houston, Texas (Fifth Ward Zone), Reinvestment Zone Number Nineteen, City of Houston, Texas (Upper Kirby Zone), Reinvestment Zone Number Twenty, City of Houston, Texas (Southwest Houston Zone), Reinvestment Zone Number Twenty-one, City of Houston, Texas (Hardy/Near Northside Zone), and Reinvestment Zone Number Twenty-two, City of Houston Texas (Leland Woods Zone) for administrative expenses, payment of Project Costs, Payment to Houston Independent School District, and payments to certain redevelopment authorities as provided herein
20. ORDINANCE authorizing the Mayor to accept funding in an amount not exceeding \$1,610,795.00 by executing an Other Transaction Agreement by and between the Department of Homeland Security Transportation Security Administration for the Design of Explosive Detection Upgrades at George Bush Intercontinental Airport/Houston - **DISTRICT B - DAVIS**
21. ORDINANCE authorizing the Mayor to accept funding in an amount not exceeding \$250,000.00 by executing an Other Transaction Agreement by and between the Department of Homeland Security Transportation Security Administration for the Design of Explosive Detection Upgrades at William P. Hobby Airport - **DISTRICT I - RODRIGUEZ**
22. ORDINANCE authorizing the sale of a 20-inch-wide pipeline easement across Ellington Airport and the Metro Central Water Plant Site to DCP Sand Hills Pipeline, LLC for a price of \$523,311.17; authorizing an easement conveyance - **DISTRICT E - SULLIVAN**
23. ORDINANCE approving and authorizing contract between the City of Houston and **CATHEDRAL HEALTH AND OUTREACH MINISTRIES**, in the amount of \$51,839.00 in Below Market Interest Rate Funds for the provision of Homeless Services in connection with the Texas Homeless Housing and Services Program - **DISTRICTS D - ADAMS and I - RODRIGUEZ**

**ORDINANCES** - continued

24. ORDINANCE approving and authorizing a first amendment to contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON**, providing up to \$189,300.00 in additional Community Development Block Grant Funds for the continuing implementation, oversight and delivery of a Child Care Program
25. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON**, providing up to \$207,818.00 in additional Community Development Block Grant Funds for the implementation, oversight and delivery of a Juvenile Delinquency Prevention Program
26. ORDINANCE approving and authorizing amended and restated Hermann Park Concession Agreement between the City of Houston and the **BSL CORPORATION** for Operation and Management of the Hermann Park Golf Course - **DISTRICT D - ADAMS**
27. ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on: proposed amendments to the Strategic Partnership Agreements between the City of Houston and Cypress Forest Public Utility District and Harris County Municipal Utility District No. 468 and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in Harris County; proposed Strategic Partnership Agreements between the City of Houston and Harris County Municipal Utility District No. 118, Fort Bend County Municipal Utility District No. 133 and Cornerstones Municipal Utility District and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in Harris and Fort Bend Counties; proposed amendments to Strategic Partnership Agreements between the City of Houston and Harris County Municipal Utility District No. 221 and Harris County Municipal Utility District No. 53 and on proposals for the City of Houston to annex for limited purposes certain territory located within and in the vicinity of such districts in Harris County; Proposed Strategic Partnership Agreements between the City of Houston and Montgomery County Municipal Utility District No. 119, Harris County Municipal Utility District No. 239, Harris County Municipal Utility District No. 374, West Harris County Municipal Utility District No. 11, Northwest Harris County Municipal Utility District No. 24, Harris County Fresh Water Supply District No. 47 and Northwest Harris County Municipal Utility District No. 32, and West Harris County Municipal Utility District No. 2 and on proposals for the City of Houston to annex for limited purposes certain territory located within and in the vicinity of such districts in Harris and Montgomery Counties; proposals for the City of Houston to impose the City of Houston's Sales and Use Tax in such territory; providing for the publication of notice of such hearings

**HEARING DATES - WEDNESDAY - 9:00 A.M. - OCTOBER 10 and 17, 2012**

28. ORDINANCE amending Ordinance No. 2009-592 (Passed on June 24, 2009) to increase the maximum contract amount for contract between the City of Houston and **T2 SYSTEMS, INC** for Parking Citation Management Information System for the Administration & Regulatory Affairs Department - \$378,712.51 - Special Revenue Fund
29. ORDINANCE awarding contract to **SIDDONS-MARTIN EMERGENCY GROUP, LLC** for Pierce/Oshkosh Fire Truck Repair Services for the Fleet Management Department; providing a maximum contract amount - 3 Years with two one-year options - \$733,275.00 - Fleet Management Fund
30. ORDINANCE approving and authorizing an agreement between the City of Houston and **TEXAS FOREST SERVICE** for Training Courses for the Office of Emergency Management - \$80,980.00 Grant Fund

**ORDINANCES** - continued

31. ORDINANCE awarding contract to **KATHY HAGAN dba MUD INSTRUMENTS** for Water Meter Instrumentation Calibration & Repair Services for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$219,375.00 Enterprise Fund
32. ORDINANCE approving and authorizing Lease Agreement between **7100 NORTH LOOP EAST, INC., as Landlord**, and the City of Houston, Texas, as Tenant, for office and warehouse space located at 7100 North Loop East, Houston, Texas - **DISTRICT H - GONZALEZ**
33. ORDINANCE approving and authorizing first amendment to Lease Agreement between **BEECHNUT SHOPPING CENTER, LP., A Texas Limited Partnership, as Landlord**, and the City of Houston, Texas, as Tenant, for approximately 6,300 square feet of leased space at 12660 Beechnut Street, Houston, Harris County, Texas - **DISTRICT F - HOANG**
34. ORDINANCE authorizing second amendment to Communication Equipment License between **HINES REIT 2800 POST OAK LP, Licensor**, and the City of Houston, Texas, Licensee, to allow for the continued operation of Communication Receivers and associated equipment at 2800 Post Oak Boulevard, Houston, Texas, in connection with the Public Safety Radio System \$155,480.40 - General Fund - **DISTRICT G - PENNINGTON**
35. ORDINANCE appropriating \$245,000.00 out of Woodlands Regional Participation Fund as an additional appropriation for the Professional Landscape Architectural Services Task Order Contract with **SWA GROUP** (Approved by Ordinance No. 2008-1015) - **DISTRICT E - SULLIVAN**
36. ORDINANCE appropriating \$700,484.00 out of Parks Consolidated Construction Fund, awarding construction contract to **HASSELL CONSTRUCTION COMPANY, INC** for Sylvan Rodriguez Park; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for construction management, engineering testing services, Civic Art Program, and contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund - **DISTRICT E - SULLIVAN**
37. ORDINANCE appropriating \$1,308,859.00 out of Solid Waste Consolidated Construction Fund, awarding construction contract to **TEAL CONSTRUCTION COMPANY** for 9003 N. Main Building C Renovation; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering and testing services, Civic Art Program, IT Equipment Purchase, and contingencies relating to construction of facilities financed by the Solid Waste Consolidated Construction Fund - **DISTRICT H - GONZALEZ**
38. ORDINANCE approving and authorizing an agreement between the City of Houston and **HARRIS COUNTY TOLL ROAD AUTHORITY** for the Reconstruction of Collingsworth Grade Separation from Hardy Street to Stevens Street - **DISTRICTS B - DAVIS and H - GONZALEZ**
39. ORDINANCE approving and authorizing an agreement between the City of Houston and **HARRIS COUNTY TOLL ROAD AUTHORITY** for the Reconstruction of Quitman Grade Separation from Hardy Street to Stevens Street - **DISTRICTS B - DAVIS and H - GONZALEZ**

**ORDINANCES** - continued

40. ORDINANCE appropriating \$90,200.00 out of Metro Projects Construction DDSRF and approving and authorizing an Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for Voluntary Utility Relocation Contributions Off-System Improvement Projects for Keegans Bayou Trail; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction Fund DDSRF **DISTRICTS F - HOANG and K - GREEN**
41. ORDINANCE consenting to the addition of 54.5980 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 57**, for inclusion in its district
42. ORDINANCE consenting to the addition of 19.27 acres of land to **KLEIN PUBLIC UTILITY DISTRICT**, for inclusion in its district
43. ORDINANCE consenting to the addition of 22.1799 acres of land to **MEMORIAL HILLS UTILITY DISTRICT**, for inclusion in its district
44. ORDINANCE approving and authorizing amendment to Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the Wi-Max Radio System (Approved by Ordinance No. 2010-0059)
45. ORDINANCE appropriating \$819,752.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **KLOTZ ASSOCIATES, INC** for services associated with the Design of Storm Sewer Improvements to Shepherd Drive: Buffalo Bayou to Westheimer (River Oaks) (Approved by Ordinance No. 2007-0596, as amended) - **DISTRICTS C - COHEN and G - PENNINGTON**
46. ORDINANCE appropriating \$500,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **GUNDA CORPORATION, L.L.C.** for Pre-Engineering of Street and Paving Improvements (Approved by Ordinance No. 2012-0229)
47. ORDINANCE appropriating \$500,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **PIERCE GOODWIN ALEXANDER & LINVILLE, INC** for Pre-Engineering of Street and Paving Improvements (Approved by Ordinance No. 2012-0246)
48. ORDINANCE appropriating \$123,750.00 out of Metro Projects Construction DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **JONES AND CARTER, INC** for Beechnut Rehabilitation from Wilcrest to Kirkwood Road (Approved by Ordinance No. 2006-0152, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF **DISTRICTS F - HOANG and J - LASTER**

**END OF CONSENT AGENDA**

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

**MATTERS HELD** - NUMBER 49

49. ORDINANCE approving the change of control of **CEQUEL III COMMUNICATIONS I, LLC dba SUDDENLINK COMMUNICATIONS** that holds the right, privilege and franchise to own, operate and maintain a Cable Television System within the City of Houston, pursuant to City of Houston, Texas Ordinance No. 2003-621 - **DISTRICT E - SULLIVAN**

**TAGGED BY COUNCIL MEMBER SULLIVAN**

This was Item 19 on Agenda of August 29, 2012

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



**COUNCIL CHAMBER - CITY HALL 2<sup>nd</sup> FLOOR - TUESDAY  
SEPTEMBER 11, 2012 - 2:00PM**

**NON-AGENDA**

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2MIN

2MIN

2MIN

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MR. MITCHELL WANG – 9889 Bellaire Blvd. – 77099 – 713-818-4612 – Appreciation of Reconsidering the expansion of Bellaire Blvd.

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3MIN

3MIN

3MIN

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MR. JOSE GARZA – 3327 N Mason Dr. – Katy – TX – 77449 – 832-315-4510 – Police issue

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

MS. BARBARA GARVIN – 1802 W. 14<sup>th</sup> – 77008 – 281-300-6043 – Ovarian Cancer

MS. PATRICIA MALLARD – 9726 Guest – 77078 – 713-631-7910- Assistance with Ike repairs

MS. KECHINEYERE AZAGA – 2901 Fulton, No. 547 – 77009 – 713-230-0228 – Legal matter

MR. WILLIAM BEAL – 4718 Boicewood – 77016 – no phone – Superman speaks to NYSE; CEO  
Duncan L. Niederauer

MR. HENRY BROWNLOW – 2510 Trout – 77093 – 281-697-0487 – Police harassment

**PREVIOUS**

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1MIN

1MIN

1MIN

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PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – 713-928-2800 - US  
President JC Martial Law – declared on – City Government – HoustonTx w/TX – State

<b>SUBJECT:</b> An ordinance amending Section 7 of Ordinance No. 2012-0694 to simplify ballot language for the November 6, 2012, Charter amendment election ("Election") ordered by such Ordinance.		Page 1 of 1	Agenda Item # /
<b>FROM (Department or other point of origin):</b>  Legal		<b>Origination Date</b> August 30, 2012	<b>Agenda Date</b>  SEP 12 2012
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b>  All	
For additional information contact: David M. Feldman Phone: 832.393.6416		<b>Date and identification of prior authorizing Council action:</b> Ord. No. 2012-0694, 08/08/2012	
<b>RECOMMENDATION: (Summary)</b> That Council pass an ordinance amending Section 7 of Ordinance No. 2012-0694 to simplify and shorten the ballot language for Proposition 1 to be submitted to the voters of the city at the Election.			
<b>Amount and Source of Funding:</b> N/A			
<b>SPECIFIC EXPLANATION:</b>  On August 8, 2012, City Council passed Ordinance No. 2012-0694 (the "Ordinance") ordering the Election for the purpose of submitting to the voters of the City a proposition (Proposition 1) to amend the City's Charter by repealing various provisions identified by the Legal Department as obsolete or having been superseded by state or federal law, the overall purpose being to modernize and update the Charter.  Because the ballot must appear in English, Spanish, Vietnamese and Chinese (Mandarin) in Harris County and in English and Spanish in Fort Bend and Montgomery Counties, the election officials in all three counties have advised the Legal Department that the ballot language proposed for Proposition 1 in Section 7 of the Ordinance is too long for the eSlate software to tolerate. Further, these officials are faced with a federally-mandated deadline of September 22, 2012, to mail completed ballots to the military and other overseas voters.  In response, the Legal Department has developed briefer and simpler ballot language for Proposition 1 that should resolve the ballot language problem with the voting equipment while preserving the simplicity and clarity of the proposition submitted to the voters. The proposed ordinance embodies these changes without altering the proposition or increasing the likelihood of voter confusion.  Due to the time constraints noted above, the proposed ordinance may not be tagged.			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>			

MAYOR'S OFFICE  
HOUSTON, TEXAS

\_\_\_\_\_, 2012

To the Honorable City Council of the City of Houston, Texas:

In accordance with the provisions of Article VII, Section 7 of the Charter of the City of Houston, I submit and introduce to you the Ordinance set out below with the request that it be passed finally on the date of its introduction. There exists a public emergency requiring such action and I accordingly request that you pass the same if it meets with your approval.

\_\_\_\_\_  
Mayor, City of Houston, Texas

**City of Houston Ordinance No. 2012-\_\_\_\_\_**

**AN ORDINANCE AMENDING SECTION 7 OF ORDINANCE NO. 2012-0694 TO SHORTEN CERTAIN BALLOT LANGUAGE IN CONNECTION WITH A SPECIAL ELECTION ORDERED BY SUCH ORDINANCE TO BE HELD ON NOVEMBER 6, 2012, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF HOUSTON, TEXAS, A PROPOSITION TO UPDATE THE CITY CHARTER; CONTAINING FINDINGS AND OTHER PROVISIONS RELATED TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the City Council of the City of Houston, Texas (the "City"), with the assistance of the City attorney, identified a number of provisions in the City Charter that are obsolete, outdated, or have been superseded by state and/or federal law; and

**WHEREAS**, in an effort to begin to bring the City Charter forward into the 21<sup>st</sup> Century, the City Council desires to present Charter amendments to Houston voters to repeal the identified obsolete and/or superseded Charter provisions; and

**WHEREAS**, on August 8, 2012, the City Council adopted Ordinance No. 2012-0694 calling a special election for Tuesday, November 6, 2012, to be conducted on the City's behalf by Harris, Montgomery, and Fort Bend Counties in conjunction with other elections, to present to the voters of Houston for their consideration the referenced Charter amendments; and

**WHEREAS**, the City Council desires to amend Section 7 of said Ordinance No. 2012-0694 to shorten the ballot language for the proposed Charter amendments to assist the election officials of Harris, Montgomery, and Fort Bend Counties in their efforts to conform the ballot language to the limited space available on voting machines and paper ballots; **NOW, THEREFORE**,

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

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

**Section 2.** That Section 7 of Ordinance No. 2012-0694, adopted August 8, 2012, shall be and is hereby amended to read as follows:

**“Section 7.** That the City Secretary is hereby authorized and directed to have prepared and provided the ballots for the Election and any other necessary supplies and services not provided for under the terms of the election services contracts to be entered into between the City and Harris, Fort Bend, and Montgomery Counties in accordance with the provisions of the Texas Election Code and other applicable law. On such ballots shall appear a proposition corresponding to the proposed charter amendments set forth above in Section 2 of this Ordinance (the ‘Proposition’), with provision on such ballots to vote ‘Yes’ or ‘No’ on the proposition as follows:

**PROPOSITION NO. 1  
CHARTER AMENDMENT PROPOSITION**

**[Relating to amending the Charter of the City of Houston by repealing (removing) language that is obsolete or has been superseded by state and/or federal law.]**

*Shall the Charter of the City of Houston be amended by repealing (removing) language that is obsolete or has been superseded by other law: Article I, Section 2-a, annexation of territory; Article I, Section 2-b, extension of city boundaries; Article II, Sections 14 and 14a, operation of the Houston Independent School District; Article II, Section 16, paragraph 10, regulation of the price of goods; Article II, Section 16, paragraph 15, which authorizes unequal treatment of the disabled; and Article IX, Section 10, exemption of city employees from jury duty?”*

**Section 3.** That if any portion or portions of the Proposition are determined, found or held to be violative of any provision of any state or federal constitution, statute, law, code or regulation, then it is the intention of the City Council that the remainder of such Proposition, if sufficient for the intended purpose and in accordance with applicable law, shall be severable from the portion deemed, found or held to be violative of any applicable law.

**Section 4.** That if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void, invalid, or unenforceable, neither the remaining portions of this Ordinance nor their application to other persons or sets of circumstances shall be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness, invalidity or unenforceability of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

**Section 5.** That the City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall Annex of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally

AmdOrdCallChrElec #6, 8-30-12 obso prop (4) (2)


acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

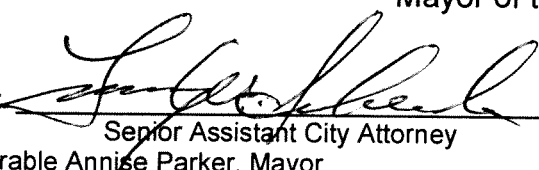
**Section 6.** That there exists a public emergency requiring this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor;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

**PASSED AND ADOPTED this \_\_\_ day of \_\_\_\_\_, 2012.**

**APPROVED this \_\_\_ day of \_\_\_\_\_, 2012.**

\_\_\_\_\_  
Mayor of the City of Houston

 Prepared by Legal Dept  
LWS:asw 08/29/2012  
Requested by the Honorable Annise Parker, Mayor  
L.D. File No.

  
Senior Assistant City Attorney

2  
SEP 12 2012

MOTION NO. 2012 0666

MOTION by Council Member Laster that nominations for Positions 10 and 12 of the Houston Archaeological and Historical Commission Board of Directors, for a two-year term that will end March 1, 2014, be closed.

Seconded by Council Member Gonzalez and carried.

Mayor Parker, Council Members Davis, Cohen, Sullivan, Hoang, Gonzalez, Rodriguez, Laster, Green, Costello, Burks, Noriega, Bradford and Christie voting aye  
Nays none

Council Members Brown, Adams and Pennington absent on personal business

PASSED AND ADOPTED this 29th day of August 2012.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is September 4, 2012.

City Secretary

Council Member Rodriguez nominated Ann Collum to Position 10; and Council Member Cohen nominated Charles Stava to Position 12.

3  
SEP 12 2012

MOTION NO. 2012 0667

MOTION by Council Member Burks that nominations for appointments, for Positions One through Four of the Animal Advisory Committee Board of Directors, for the remainder of a two year term that will end December 31, 2013, be closed.

Seconded by Council Member Noriega and carried.

Mayor Parker, Council Members Davis, Cohen, Sullivan, Hoang, Gonzalez, Rodriguez, Laster, Green, Costello, Burks, Noriega, Bradford and Christie voting aye  
Nays none

Council Members Brown, Adams and Pennington absent on personal business

PASSED AND ADOPTED this 29th day of August 2012.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is September 4, 2012.

City Secretary

Council Member Christie nominated Dr. Taffi Tippit to Position One;  
Council Member Gonzalez nominated Dr. Chris Souders to Position Two;  
Council Member Cohen nominated Kappy Muenzer to Position Three; and  
Council Member Noriega nominated Neil Sackheim to Position Four.



TO: Mayor via City Secretary    REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Amendments to the 2011 Major Thoroughfare and Freeway Plan (MTFP)	<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 4
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<b>FROM (Department or other point of origin):</b> Planning and Development	<b>Origination Date</b> Aug 30, 2012	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Martine N. Dajic</i>	<b>Council District affected:</b> D, K
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<b>For additional information contact:</b> Michael Kramer Phone: 713-837-7781	<b>Date and identification of prior authorizing Council action:</b> 09/14/2011; Motion 2011-0730
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**RECOMMENDATION: (Summary)**  
Approve a motion adopting the amendments to the 2011 Major Thoroughfare and Freeway Plan (MTFP) and authorize publication of the 2012 MTFP in map form.

<b>Amount and Source of Funding:</b> NA	<b>Finance Budget:</b> NA
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**SPECIFIC EXPLANATION:**

Chapter 33-25 of the Code of Ordinances requires that each year, the Planning Commission prepare and submit to the City Council a Major Thoroughfare and Freeway Plan (MTFP). The MTFP identifies corridor alignments and sets right-of-way requirements for major roadways in the City and extraterritorial jurisdiction (ETJ). The Commission may consider amendments to any portion of the MTFP for deleting, realigning or reclassifying streets designated on the plan or adding one or more streets to the plan. An amendment approved by the Commission is not effective until approved by City Council.

Two types of applicants for MTFP amendments were considered by the Commission and are identified by:  
Government - amendments requested by governmental agencies including City of Houston; and  
Private Sector - amendments requested by the private sector among which included individuals, civic associations, and developers.

This year, applications were accepted from February through March 15, 2012. Notification letters were mailed to the affected property owners informing them of an Open House on July 10, 2012 at the Metropolitan Multi-Service Center and the Planning Commission's public hearing meeting on July 26, 2012.

On August 16, 2012, the Planning Commission recommended that City Council approve amendments to the 2011 MTFP. Attachment no. 1 provides a description of the recommended amendments. Attachment no. 2 depicts the general location of each recommended change.

City Council approval will authorize publication of the 2012 MTFP in map form.

cc: Marta Crinejo, Agenda Director  
David M. Feldman, City Attorney  
Anna Russell, City Secretary  
Daniel W. Krueger, P.E., Director, Public Works and Engineering

**REQUIRED AUTHORIZATION**

<b>F &amp; A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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*copy*

*22*

*11*

**2012 MAJOR THOROUGHFARE AND FREEWAY PLAN**  
**(Amendments to the 2011 MTFP)**

On August 16, 2012, the Planning Commission recommended that City Council adopt the changes, recommended with the regular 2012 Major Thoroughfare and Freeway Plan (MTFP) Amendment cycle, to the 2011 MTFP. Eight (8) amendments, listed below, reflect changes that will require alterations to the 2011 MTFP. The location of each amendment is illustrated on the map included as Attachment 2.

**2012 Major Thoroughfare and Freeway Plan Amendments**

<b>Amendment Name</b>	<b>Jurisdiction</b>	<b>District/Precinct</b>	<b>Applicant</b>
<b>Kirby Drive</b>	City of Houston & ETJ, Harris County	Council Dist. D, K Harris Co. Pct. 1	Metropolitan Transit Authority of Harris County (METRO) (Government)

***Planning Commission action:***

APPROVED the reclassification of existing and proposed alignment of major thoroughfare Kirby Drive between Fannin and the City of Houston ETJ from a designated 100-foot Major Thoroughfare (T-4-100) to 120-foot Principal Thoroughfare (P-4-120)

<b>Kirby Drive</b>	City of Houston, Harris County	Council Dist. K Harris Co. Pct. 2	Planning & Development Department (Government)
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***Planning Commission action:***

APPROVED the reclassification of Kirby Drive between IH 610 South and Fannin Street from a designated 100-foot Major Thoroughfare (T-4-100) to Principal Thoroughfare (P-4-100)

<b>Bartlett Road/Cane Island Parkway</b>	ETJ, Waller County	Waller Co. Pct. 4	Waller County (Government)
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***Planning Commission action:***

APPROVED the

1. Realignment of Bartlett Road south of Morton Road to align with proposed Cane Island Parkway as a major thoroughfare within City of Houston's ETJ.
2. Addition of Bartlett Road between FM 529 and Clay Road as a major thoroughfare to the MTFP.
3. Realignment of Pitts Road, south of Morton Road to make a T-intersection with Bartlett Road.
4. Realignment of major thoroughfare Franz Road west of proposed major thoroughfare Pitts Road, approximately 200' south of its current location to align with existing Franz Road in City of Katy.

<b>Schlipf Road</b>	ETJ, Waller County	Waller Co. Pct. 4	Waller County (Government)
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***Planning Commission action:***

APPROVED the realignment of major thoroughfare Schlipf Road approximately 600' east of its current alignment south of Franz Road.

<b>Franz Road</b>	ETJ, Waller County	Waller Co. Pct. 4	Waller County (Government)
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***Planning Commission action:***

APPROVED the realignment of major thoroughfare Franz Road approximately 1600' north of its current alignment between Bartlett Road and FM 2855.

Amendment Name	Jurisdiction	District/Precinct	Applicant
<b>Flukinger Road and James R. Muse Parkway</b>	ETJ, Waller County	Waller Co. Pct. 3	Waller County (Government)
<b>Planning Commission action:</b>			
<u>APPROVED</u> the addition of Flukinger Road and James R. Muse Parkway within City of Houston's ETJ, as a major thoroughfare between US 290 Business/Hempstead Highway and Cameron Road.			
<b>Blinka Road</b>	ETJ, Waller County	Waller Co. Pct. 3	Waller County (Government)
<b>Planning Commission action:</b>			
<u>APPROVED</u> the realignment of unnamed north - south major thoroughfare along existing Blinka Road			
<b>Owens Road</b>	ETJ, Waller County	Waller Co. Pct. 3	Waller County (Government)
<b>Planning Commission action:</b>			
<u>APPROVED</u> the addition of Owens Road within City of Houston's ETJ, as a major thoroughfare between FM 362 and James R Muse Parkway.			

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

<b>SUBJECT:</b> Approval of payment of FY 2013 Membership dues for the Water Research Foundation.	<b>Category #</b> 1	<b>Page</b> 1	<b>Agenda Item #</b> 5
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE</b> <i>[Signature]</i> Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> All
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<b>For additional information contact:</b> Yvonne W. Forrest Senior Assistant Director <b>Phone:</b> (832) 395-2847	<b>Date and identification of prior authorizing Council action</b> 10-12-11 – Motion No. 2011-0772
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**RECOMMENDATION: (Summary)**  
That City Council approve payment of FY 2013 Membership dues to the Water Research Foundation.

<b>Amount and Source of Funding:</b> \$255,378.15 - Water and Sewer System Operating Fund (8300)	<b>Finance Department:</b> 8/22/12 <i>[Signature]</i>
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**SPECIFIC EXPLANATION:**

**BACKGROUND:** The Water Research Foundation is a member-supported, international nonprofit 501(c)3 organization. Formed in 1966, they are the nation's only research foundation devoted to drinking water research and governed by water utilities.

**PURPOSES:** The City of Houston, along with other member utilities, asks the Water Research Foundation to solicit research proposals on identifying the best available technology, such as granular activated carbon, membrane technology, ion exchange and alternate disinfectants for the removal of contaminants which have been identified as candidates for regulation or which are being proposed for regulation. The foundation also adopts research projects that deal with the study of new technologies which could help treatment plants operate more efficiently and economically or for research which could evaluate the risks and/or cost benefits associated with regulating certain contaminants.

The program is international in scope and the results will benefit all water utilities, including the City of Houston and its customers. The primary benefit that they offer to the City of Houston, and to all utility subscribers, is participation in a centralized research program that is directed by and conducted on behalf of the drinking water community.

As a result of the program, the drinking water community has realized savings of millions of dollars annually; The Foundation has demonstrated the value of an industry-sponsored research program that benefits the drinking water community and the customer.

**BENEFITS:** As a member of the Water Research Foundation, the City of Houston will receive research on today's most complex challenges. With the long list of proposed regulations now facing the water industry in the short term, this membership will continue to play a vital role in ensuring that the City of Houston is ready to meet these regulations in an efficient and timely manner.

**DUES:** Annual subscription cost is determined by the volume of water treated by the City of Houston multiplied by our subscription rate of \$2.25 per million gallons minus water sold to other utilities and minus any unmetered water. This calculation has yielded a subscription amount of \$255,378.15

**REQUIRED AUTHORIZATION**

CUIC ID #20YWF23

<b>Finance Department</b>	<b>Other Authorization:</b> <i>[Signature]</i> Yvonne W. Forrest Senior Assistant Director	<b>Other Authorization:</b> <i>[Signature]</i> Jun Chang, P.E., D.WRE, Deputy Director, Public Utilities Division
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<b>SUBJECT:</b> A Motion providing final approval of Speed Cushions in the Huntington Village subdivision.	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 6
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> F
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<b>For additional information contact:</b> Gary Drabek, Senior Project Manager Phone: (832) 395-2997	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)** Adopt a Motion providing final approval of the Speed Cushions in the Huntington Village subdivision.

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

**SPECIFIC EXPLANATION:** The Huntington Village Civic Association initiated a Neighborhood Traffic Management Program (NTMP) project to mitigate speeding problems throughout the neighborhood. In accordance with City of Houston Code of Ordinances, Chapter 45, Article XV, the first public meeting was held on September 8, 2010 to notify and explain the program to property owners and residents. Afterwards, a traffic study was conducted which measured the 85th percentile speeds along streets throughout the study area and documented a speeding issue. Based on the speed data and general conditions of the study area arrangement, a concept traffic mitigation plan was developed in accordance with Section 45-369 of the City of Houston Code of Ordinances. The concept plan was presented to the neighborhood at the second public meeting held on January 19, 2011 which was followed by a 14 day comment period.

Based on input from the community, PWE recommended and installed a modified speed cushion plan then conducted a series of traffic counts to determine the effectiveness. On March 19, 2012 a third public meeting was held to present the results of the traffic study comparing the conditions before and after the installation of the temporary devices which followed by a 14 day comment period.

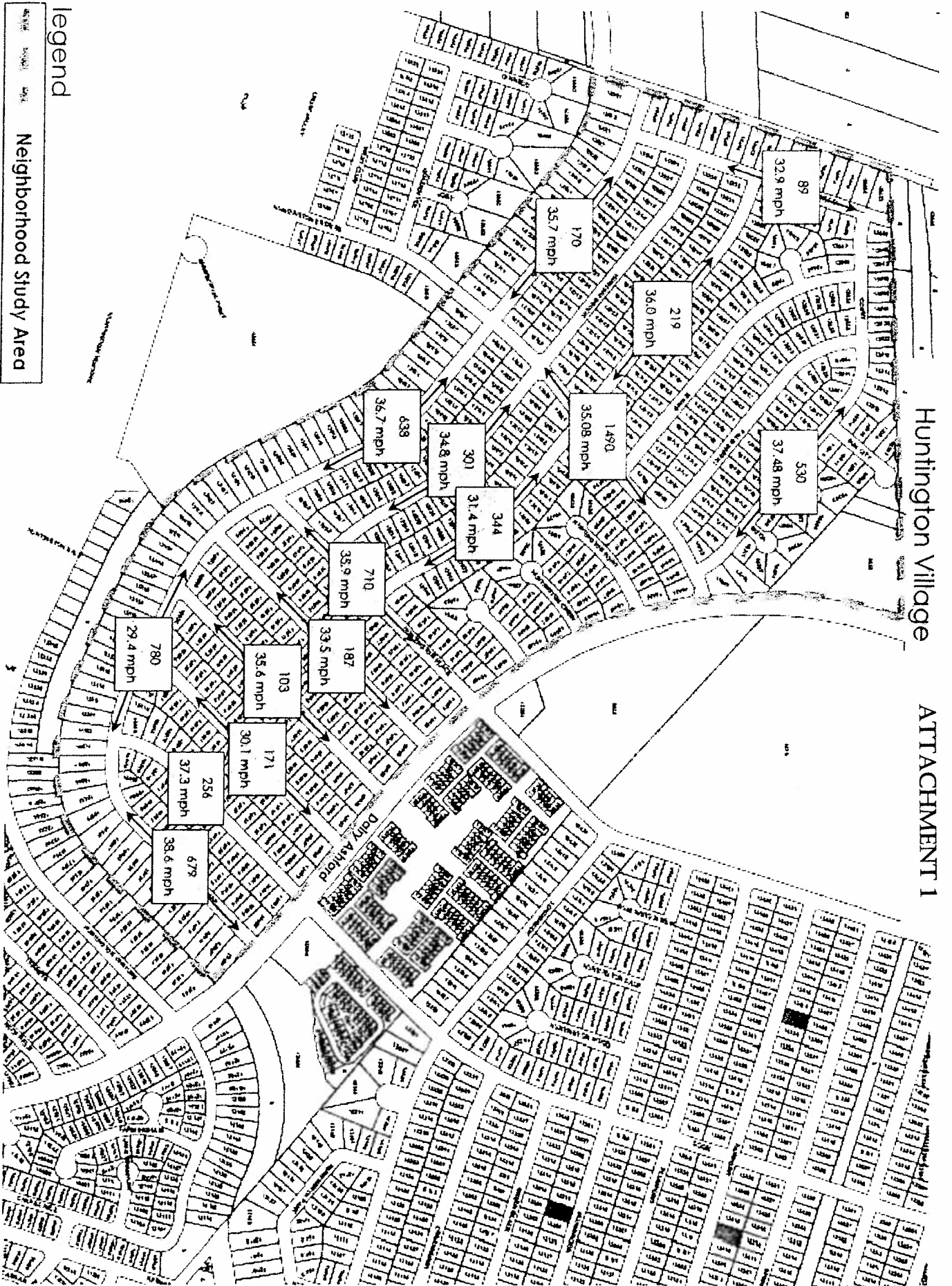
In summary, based on the results of the traffic study and the consensus of public opinion supporting the installation of the speed cushions, PWE recommends City Council adopt a Motion approving the traffic calming devices as permanent in accordance with the City Code of Ordinances.

**REQUIRED AUTHORIZATION** **CUIC ID # 20JSW76**

<b>Finance Department:</b>	<b>Other Authorization:</b>  J. Michael Ereti, P.E. Assistant Director Traffic Operations Division 09-04-12	<b>Other Authorization:</b>  Jeffrey Weatherford, P.E., PTOE Deputy Director Traffic Operations Division
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Huntington Village

ATTACHMENT 1



Legend

Neighborhood Study Area

Huntington Village

ATTACHMENT 2



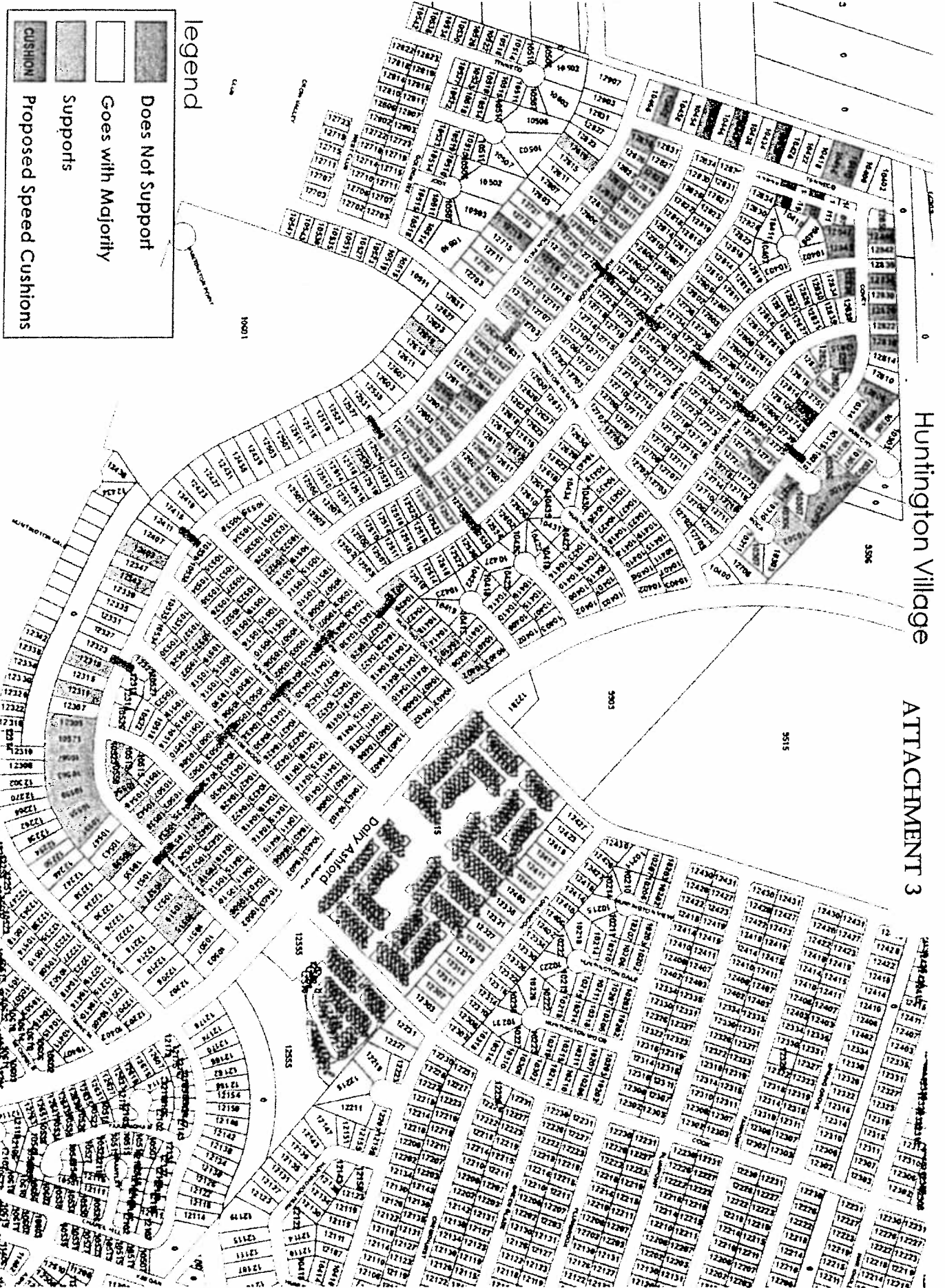
Legend

Proposed Speed Cushions







Huntington Village

ATTACHMENT 3



legend

	Does Not Support
	Goes with Majority
	Supports
	Proposed Speed Cushions



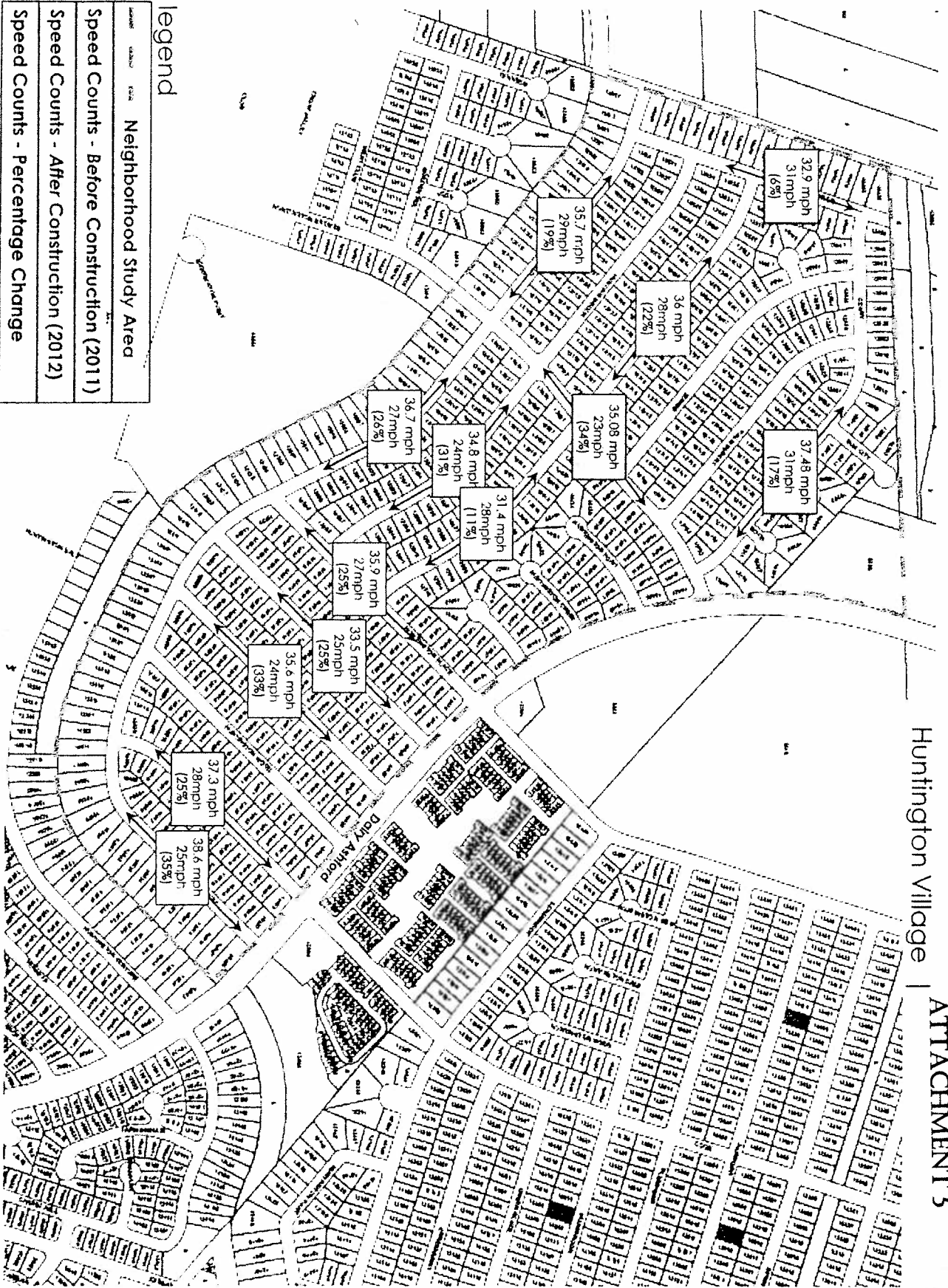
Huntington Village ATTACHMENT 4



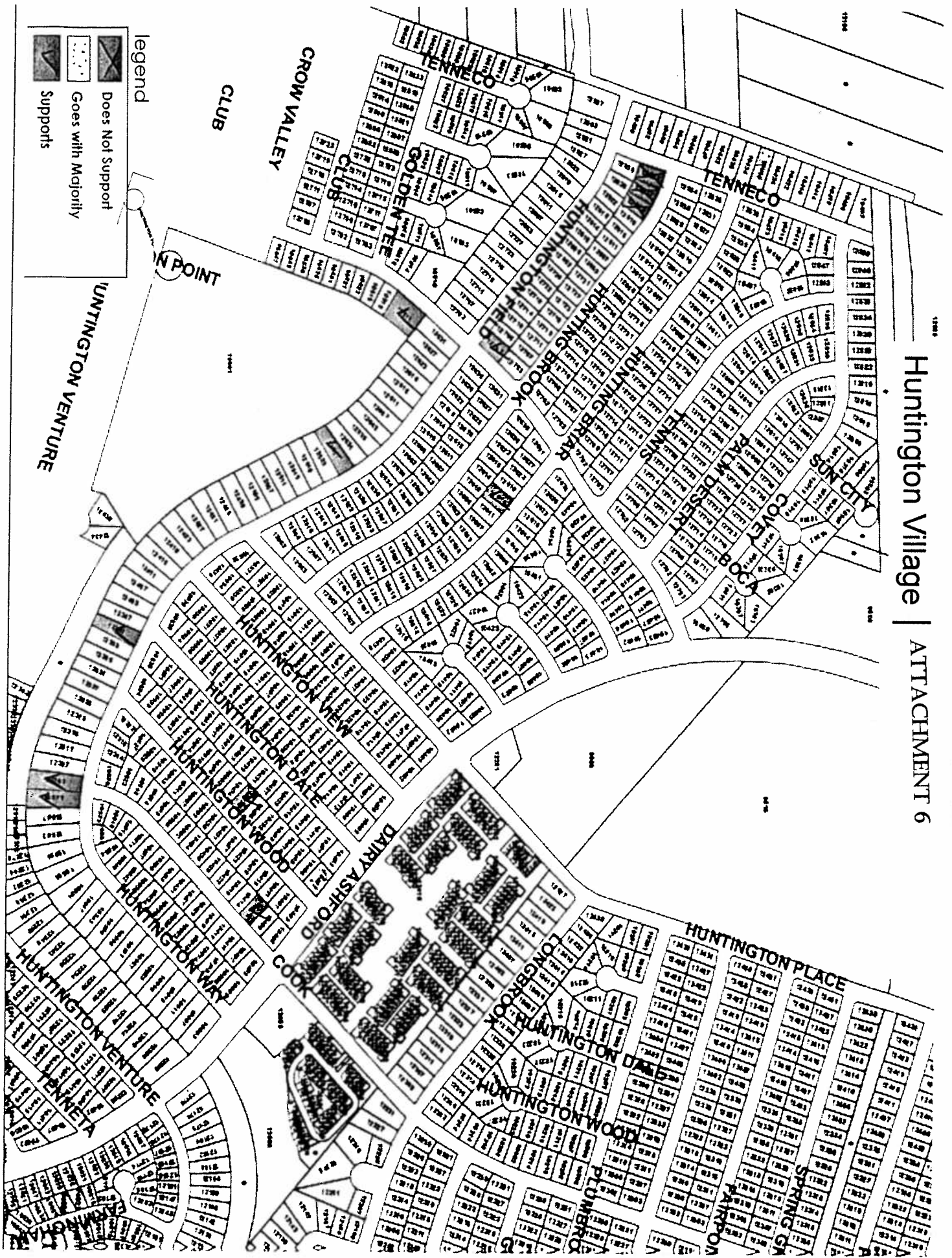
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Proposed Speed Cushions

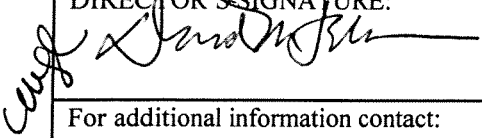
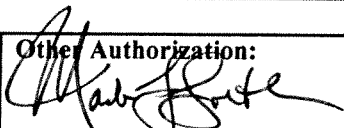


Huntington Village | ATTACHMENT 6



Legend  
Does Not Support  
Goes with Majority  
Supports

**REQUEST FOR COUNCIL ACTION**

SUBJECT: Parcel AY10-146; City of Houston v. Hardwood Lumber Company, a Texas corporation, et al., Cause No. 1010160; MKT Spur Hike & Bike Trail Project; WBS/CIP No. N-000420-0030-2-01; Legal Department File No. 052-0600044-004.		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 08/16/12	Agenda Date  SEP 12 2012
DIRECTOR'S SIGNATURE: 		Council District affected:  "C" Ellen Cohen, Key Map#493A	
For additional information contact: <b>Ondrea U. Taylor</b> <i>UT</i> Phone: 832.393.6280 <i>DPA</i> (alternatively Joseph N. Quintal 832.393.6286)		Date and identification of prior authorizing Council action: 2011-1150, psd 12/14/11; 2007-0655, psd. 6/6/07; 2011-1149, psd. 12/14/11	
<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 and pay the costs of court incurred in this matter. Funding will be provided by a previously approved blanket Appropriation Ordinance.			
Amount and Source of Funding: \$150,709.00; No additional funding required. (covered under Blanket Appropriation Ordinances 2007-655 and 2011-1150 out of the Street and Bridge Consolidated Construction Fund 4506) <i>U.P. 9/4/2012</i>			
<b>SPECIFIC EXPLANATION:</b>  The MKT Spur Hike & Bike Trail Project is part of the Hike & Bike Trail Program. The program will provide for the design, acquisition and construction of Hike & Bike Trails throughout the City. Projects are identified through the City of Houston Bikeway Masterplan. The program provides an alternative route of travel for bicyclists and/or hikers away from street traffic. Various trails will encourage an alternative method of commuting within the City.  This eminent domain proceeding involves the acquisition of a permanent easement in and to 19,271 square feet (0.4424 acre) of land for hike & bike purposes. The parent tract contains 4.466 acres of land, and is improved with various warehouse/storage buildings being utilized in conjunction with the landowner's ongoing proprietary interest (i.e. Clark's Hardwood Lumber Company). The property is located at 700 East 5 1/2 Street and is owned by Hardwood Lumber Company, a Texas corporation. The City's partial taking is on the south side of the whole property some of which severely slopes towards White Oak Bayou and is also encumbered with an Harris County Flood Control District easement. The City's taking will not impact the warehouse/storage facilities situated on the property. The only improvement situated within the acquisition is 86 linear feet of chain link fencing with a barbed wire topper. The landowner rejected the City's final offer of \$64,796.00 to purchase the needed property and submitted several counter-offers. The landowner requested an even exchange of City owned property (i.e. 5 1/2 Street & Reserve Street) for the property currently needed for the hike & bike trail. Alternatively, the landowner submitted a counter-offer of \$610,799.00 which he alleges is consistent with Harris County Appraisal District's land valuation for the property. Both counter-offers were reviewed and rejected by Public Works & Engineering. Further efforts by Public Works & Engineering to negotiate the purchase were unsuccessful. The landowner retained legal counsel and the matter was referred to the Legal Department to initiate eminent domain proceedings to acquire the needed property.			
h:\mark\hardwoodrca.wpd		REQUIRED AUTHORIZATION	
Other Authorization:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E. CFM, PTOE, Deputy Director Planning and Development Services Division, PWE	

Date 08/16/12	SUBJECT: Parcel AY10-146; City v. Hardwood Lumber Co., et al; MKT Spur Hike & Bike Trail Project; LD#52-0600044-004	Originator's Initials OUT/JNQ	Page 2 of 2
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The Legal Department cited and served the parties as required by law, and the matter was set for a Special Commissioners' Hearing. The Legal Department retained the same appraiser utilized by Public Works & Engineering in making the City's final offer, and instructed him to update his appraisal report and be prepared to testify at the hearing. The land values in the appraisal reports differ based on the land's proximity to the bayou, and whether or not the land is within the existing Harris County Flood Control District easement.

**City's Testimony Before the Special Commissioners: \$65,742.00**

(i.e. 1,075 sf x \$35.00 psf + 6,085 sf x \$35.00 psf x 10% + 12,111 x \$35.00 x 1%; \$2,580.00 for the fencing improvements located thereon and no damages to the remainder)

**Landowner's Testimony Before the Special Commissioners: \$400,000.00**

(i.e. \$1,075 sf x \$45.00 psf + 6,269 sf x \$45.00 x 50% + 11,927 sf x \$45.00 x 10%; \$2,853.00 for the fencing improvements located thereon; \$154,048.00 as damages to the remainder)

**Award of Special Commissioners: \$145,147.00.**

Both the City and the landowner filed Objections to Award of Special Commissioners and the matter was placed on the Court's trial docket.

The "**Costs of Court**" are: \$187.00 filing fee; \$225.00 Service fee; \$1,950.00 Special Commissioners' fees (i.e. \$650.00 x 3); \$3,200.00 Appraiser's fee; **Total: \$5,562.00.** 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 and pay the costs of court incurred in this matter. Funding will be provided by a previously approved blanket Appropriation Ordinance.

# JOHN AUSTIN SURVEY, A-1

GRANBERRY ST. (60' R.O.F.)  
(REL. 602, PG. 54, H.C.P.R.)

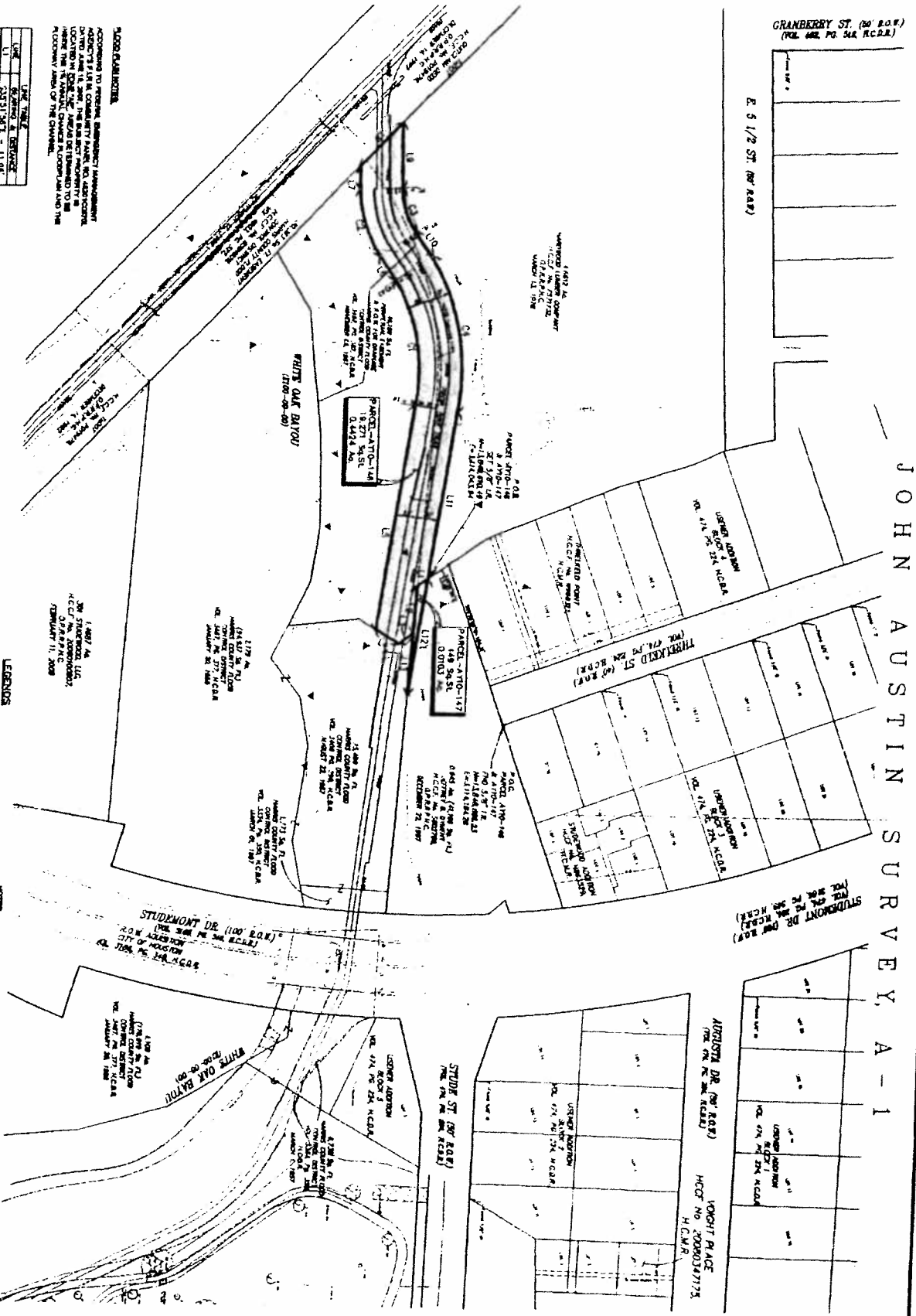
E. 5 1/2 ST. (60' R.O.F.)

STUDMONT DR. (60' R.O.F.)  
(REL. 604, PG. 56, H.C.P.R.)

ADRIANA DR. (60' R.O.F.)  
(REL. 605, PG. 57, H.C.P.R.)

YORCH PLACE  
H.C.P.R. NO. 2008034773

STUDE ST. (60' R.O.F.)  
(REL. 606, PG. 58, H.C.P.R.)



**3.000' PARALLEL**

ACCORDING TO THE RECORD SUBSEQUENTLY AMENDMENTS MADE TO THE ORIGINAL SURVEY AND AS THE LOCATION OF THE BAYOU CHANNEL HAS CHANGED SINCE THE ORIGINAL SURVEY, THE CHANNEL IS LOCATED WHERE SHOWN BY THE RECORDS AND NOT THE ORIGINAL CHANNEL LOCATION.

LINE	BEARING	DISTANCE
1	S 88° 12' 30" W	1.000
2	S 88° 12' 30" W	1.000
3	S 88° 12' 30" W	1.000
4	S 88° 12' 30" W	1.000
5	S 88° 12' 30" W	1.000
6	S 88° 12' 30" W	1.000
7	S 88° 12' 30" W	1.000
8	S 88° 12' 30" W	1.000
9	S 88° 12' 30" W	1.000
10	S 88° 12' 30" W	1.000
11	S 88° 12' 30" W	1.000
12	S 88° 12' 30" W	1.000
13	S 88° 12' 30" W	1.000

CLASS	AREA (SQ. FT.)	PERCENT	COORDINATE	CHORD	CHORD BEARING	CHORD DIST.
C1	113.56	1.24	117.78	12.15	S 88° 12' 30" W	12.15
C2	120.00	1.32	124.17	12.15	S 88° 12' 30" W	12.15
C3	80.00	0.88	84.17	12.15	S 88° 12' 30" W	12.15
C4	113.56	1.24	117.78	12.15	S 88° 12' 30" W	12.15

- LEGENDS**
- 1. 1/4" = 100' (Vertical Scale)
  - 2. 1/4" = 100' (Horizontal Scale)
  - 3. 1/4" = 100' (Diagonal Scale)
  - 4. 1/4" = 100' (Curved Scale)
  - 5. 1/4" = 100' (Circular Scale)
  - 6. 1/4" = 100' (Elliptical Scale)
  - 7. 1/4" = 100' (Parabolic Scale)
  - 8. 1/4" = 100' (Hyperbolic Scale)
  - 9. 1/4" = 100' (Spiral Scale)
  - 10. 1/4" = 100' (Helical Scale)
  - 11. 1/4" = 100' (Conical Scale)
  - 12. 1/4" = 100' (Cylindrical Scale)
  - 13. 1/4" = 100' (Spherical Scale)
  - 14. 1/4" = 100' (Ellipsoidal Scale)
  - 15. 1/4" = 100' (Hyperboloidal Scale)
  - 16. 1/4" = 100' (Spheroidal Scale)
  - 17. 1/4" = 100' (Ellipsoidal Scale)
  - 18. 1/4" = 100' (Hyperboloidal Scale)
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  - 21. 1/4" = 100' (Hyperboloidal Scale)
  - 22. 1/4" = 100' (Spheroidal Scale)
  - 23. 1/4" = 100' (Ellipsoidal Scale)
  - 24. 1/4" = 100' (Hyperboloidal Scale)
  - 25. 1/4" = 100' (Spheroidal Scale)

**NOTES**

1. All bearings and distances are as shown on this plan.

2. All distances are in feet and inches.

3. All bearings are in degrees, minutes and seconds.

4. All corners are marked with iron pins.

5. All monuments are marked with iron pins.

6. All monuments are marked with iron pins.

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25. All monuments are marked with iron pins.

**STATE OF TEXAS**

**CITY OF HOUSTON**

**PUBLIC WORKS AND ENGINEERING DEPARTMENT**

**APPROVED:** \_\_\_\_\_

**DATE:** \_\_\_\_\_

**PROJECT NO.:** \_\_\_\_\_

**SCALE:** 1/4" = 100'



WET PALS TO GRANTS  
THE TRAIL EXHIBITS  
BEING A 0.4424 ACRE (19,271 sq. ft.)  
HANDWOUND LUMBER COMPANY TRACT  
RECORDED IN THE  
H.C.P.R. NO. 57732 OF O.P.R.P.H.C.  
PARCEL A10-147  
BEING A 0.0103 ACRE (449 sq. ft.)  
PARCEL OUT OF  
ESTERY & DANENT TRACT  
RECORDED IN THE  
H.C.P.R. NO. 5802798 OF O.P.R.P.H.C.  
SUBDIV. IN  
THE JOHN AUSTIN SURVEY,  
Harris County, Texas

**KUO**

12000 West Loop South, Suite 200  
Houston, Texas 77042  
Tel: (713) 865-1200  
Fax: (713) 865-1201

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

**APPROVED:** \_\_\_\_\_

**DATE:** \_\_\_\_\_

**PROJECT NO.:** \_\_\_\_\_

**SCALE:** 1/4" = 100'

**PROJECT NO.:** \_\_\_\_\_

**SCALE:** 1/4" = 100'



REQUEST FOR COUNCIL ACTION

SUBJECT: Parcel LY11-011; City of Houston v. Sanhedrin II, L.P., et al., Cause No. 1008877; Mitigation Program for Capital Improvement Projects - Parker Road Reconstruction/Greens Bayou, and Halls Bayou and related tributaries; WBS/CIP No. M-000296-3004-2-01; Legal Department File No. 055-1100012-002.	Page 1 of 2	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 08/13/12	Agenda Date  SEP 12 2012
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DIRECTOR'S SIGNATURE: 	Council District affected:  "B" Jerry Davis, Key Map#414W
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For additional information contact: <b>Ondrea U. Taylor</b> <i>cut</i> Phone: 832.393.6280 (alternatively Joseph N. Quintal 832.393.6286)	Date and identification of prior authorizing Council action: 2012-0521, psd. 05/30/12; 2011-1147, psd. 12/14/11;
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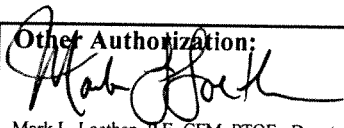
**RECOMMENDATION:** (Summary)  
 That the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court and pay the costs of court incurred in this matter. Funding will be provided by a previously approved blanket Appropriation Ordinance.

**Amount and Source of Funding:**  
 \$881,537.00; No additional funding required. (Funds previously appropriated under Ordinance No. 2012-0521 out of Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF). *M.P. 9/4/2012*

**SPECIFIC EXPLANATION:**  
 The Mitigation Program for Capital Improvement Projects will provide for the right-of-way acquisition, design and construction of detention basins. This includes analyzing the feasibility of providing detention for mitigation of impacts due to City of Houston projects, existing infrastructure limited areas, and potential development. Preliminary engineering for regional detention projects for Halls, Little White Oak, Hunting, Sims and White Oak Bayous. The City constructs many projects that require determination and mitigation of impacts. Designing and contracting on a regional or sub-regional basis for multiple projects would reduce up-front and long term maintenance costs at multiple sites.

This eminent domain proceeding involves the fee simple acquisition of 9.130 acres (397,726 sf) of effectively vacant land located at the corner of Jensen Drive and Parker Road for a detention pond. The acquisition involves the entire property located at 10201 Jensen Drive and owned by Sanhedrin II, L.P., a Texas limited partnership. The landowner's representative rejected the City's final offer of \$855,111.00 (i.e. \$2.15 psf) to purchase the needed property and submitted several counter-offers. The landowner's representative wanted the City to reduce the size of the detention pond and allow him to retain ownership of 1.5 acres or approximately 66,000 s.f. of the subject property for his own development purposes. Alternatively, he felt the City's value for the property was too low and offered to convey the entire subject property for \$1,193,178.00 (i.e. \$3.00 psf). Subsequent efforts by Public Works & Engineering to negotiate the purchase were unsuccessful and the matter was referred to the Legal Department to initiate eminent domain proceedings to acquire the property.

The Legal Department cited and served the parties as required by law and the matter was set for a Special Commissioners' Hearing. The Legal Department retained a different appraiser to value the property and testify at the hearing.

h:\mark\sanhedrinrca4.wpd <span style="float:right"><b>REQUIRED AUTHORIZATION</b></span>		
Other Authorization:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E. CFM, PTOE, Deputy Director Planning and Development Services Division, PWE

Date 08/14/12	SUBJECT: Parcel LY11-011; City v. Sanhedrin II, LP, et al; Mitigation for Capital Improvement Projects WBS# M-000296-3004-2-02; LD#55-1100012-002	Originator's Initials OUT/JNQ	Page 2 of 2
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The landowner's representative retained legal counsel and employed his own appraiser to value the property and testify at the Special Commissioners' Hearing.

**City's Testimony Before the Special Commissioners: \$795,452.00**

(i.e. \$2.00 psf for the land being acquired, no improvements thereon or damages thereto)

**Landowner's Testimony Before the Special Commissioners: \$1,491,000.00**

(\$3.75 psf for the land being acquired, no improvements thereon or damages thereto)

**Award of Special Commissioners: \$870,000.00**

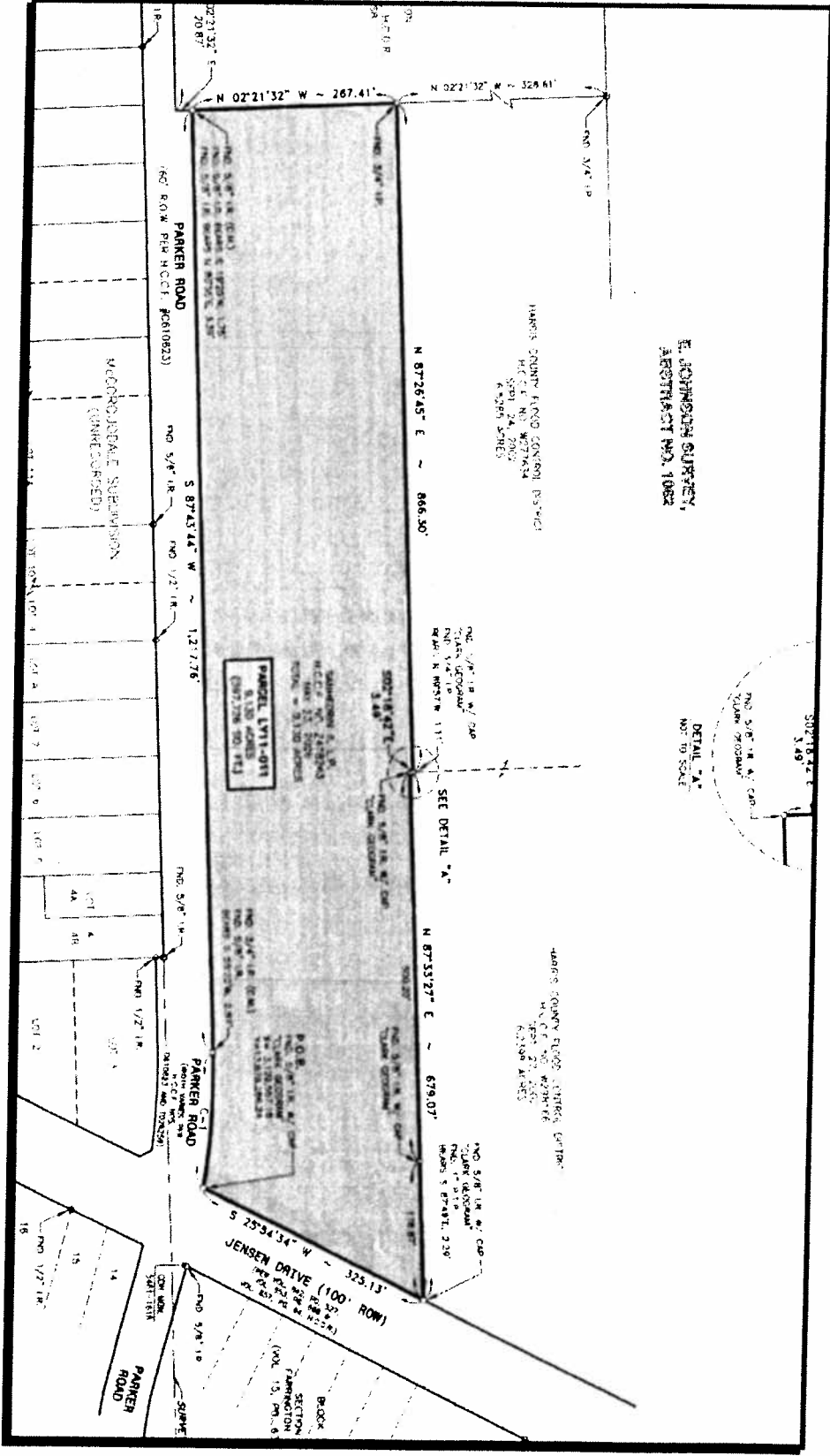
Both the City and the landowner filed their respective objections to the amount of the Award of Special Commissioners and the matter has been placed on the Court's jury trial docket.

The "**Costs of Court**" are: \$187.00 filing fee; \$225.00 Service fee; \$3,600.00 Special Commissioners' fees (i.e. \$1,200.00 x 3); \$7,525.00 Appraiser's fee; **Total:** \$11,537.00. These "costs of court" account for the monetary difference between the amount of the Award 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 and pay the costs of court incurred in this matter. Funding will be provided by a previously approved blanket Appropriation Ordinance.






PROJECT MAP / SURVEY



<b>SUBJECT:</b> Request for the sale of a ±50-foot-wide subsurface pipeline easement within the East Water Purification Plant, within Tracts 4, 36B, 36C, 36D, and 36H, out of the Harris and Wilson Survey, A-31 and/or the Ezekial Thomas Survey, A-73. <b>Parcel SY12-007</b>	Page <u>1</u> of <u>1</u>	Agenda Item # 9
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> Not Applicable <b>Key Map:</b> 496U 
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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>
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**RECOMMENDATION: (Summary)** It is recommended City Council approve a Motion authorizing the sale of a ±50-foot-wide subsurface pipeline easement within the East Water Purification Plant, within Tracts 4, 36B, 36C, 36D, and 36H, out of the Harris and Wilson Survey, A-31 and/or the Ezekial Thomas Survey, A-73. **Parcel SY12-007**

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

**SPECIFIC EXPLANATION:**  
 Brian Hollingsworth, Gullett & Associates, Inc., 7705 South Loop East, Houston, Texas, 77012, on behalf of Targa Downstream LLC, [Targa Resources (Norm L. Winter, Assistant Vice President), General Partner], requested the sale of a ±50-foot-wide subsurface pipeline easement within the East Water Purification Plant, within Tracts 4, 36B, 36C, 36D, and 36H, out of the Harris and Wilson Survey, A-31 and/or the Ezekial Thomas Survey, A-73. Targa Downstream LLC, the applicant, plans to construct four bundled 12-inch liquid propane gas pipelines parallel to five existing pipelines in easements that are owned and operated by the applicant. Since the pipelines will be located within the City of Houston East Water Purification Plant (Plant), approvals were obtained from the Engineering and Construction Division and the Public Utilities Division, Department of Public Works and Engineering. It was determined the pipelines will not affect operations at the Plant. The Plant is located within the City of Galena Park on City of Houston fee-owned land near City of Houston Council District E.

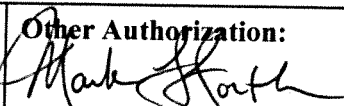
This is Part One of a two-step process in which the applicant will first receive a City Council authorized Motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works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

1. The City sell a ±50-foot-wide subsurface pipeline easement within the East Water Purification Plant, within Tracts 4, 36B, 36C, 36D, and 36H, out of the Harris and Wilson Survey, A-31 and/or the Ezekial Thomas Survey, A-73;
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The Legal Department be authorized to prepare the necessary transaction documents; and,
4. Inasmuch as the value of the property interests is not expected to exceed \$1,000,000.00, that the value be established by Michael Urban, an independent appraiser appointed by the Director of Public Works and Engineering.

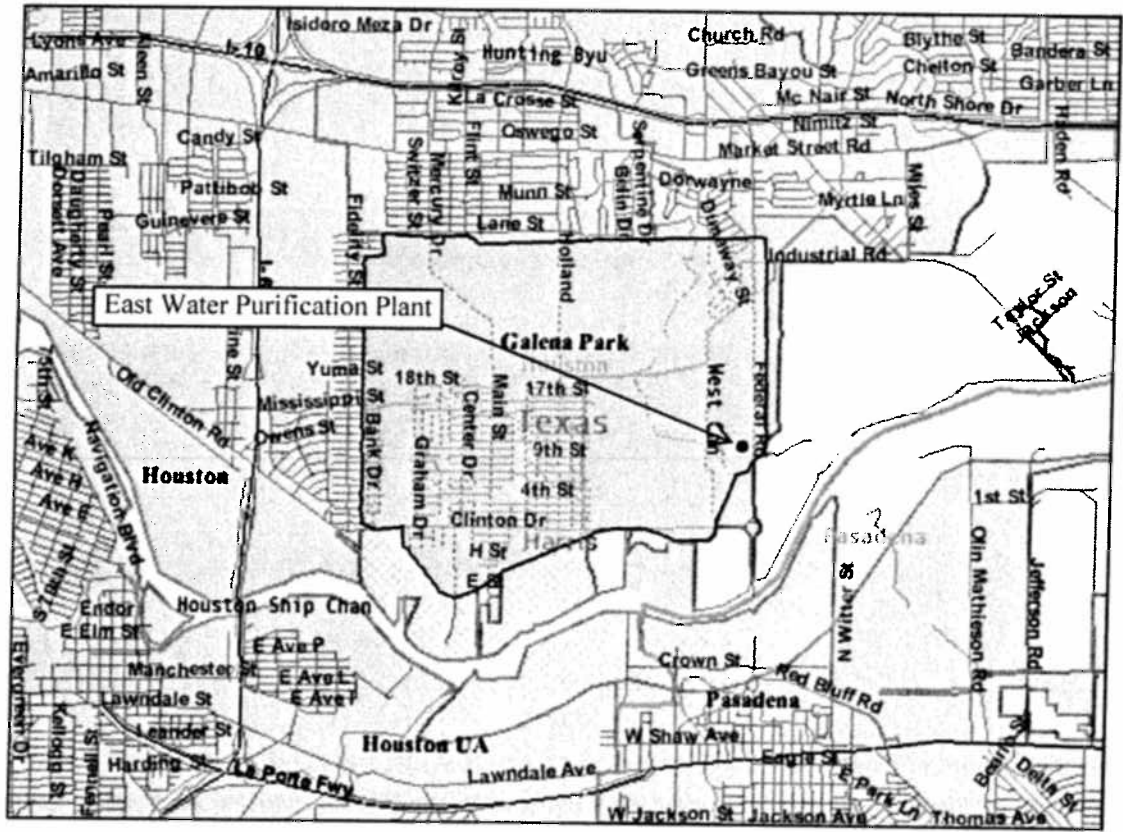
DWK:NPC:dob  
 c: Jun Chang, P.E., D.WRE                      Marlene Gafrick  
       Marta Crinejo                                      Terry A. Garrison  
       David Feldman                                    Daniel Menendez, P.E

s:\dob\sy12-007.rcl.doc CUIC #20DOB9228

**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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The East Water Purification Plant is located within the City of Galena Park on City of Houston fee-owned land.



**SUBJECT:** Request for the sale of a ±50-foot-wide subsurface pipeline easement within the East Water Purification Plant, within Tracts 4, 36B, 36C, 36D, and 36H, out of the Harris and Wilson Survey, A-31 and/or the Ezekial Thomas Survey, A-73. Parcel SY12-007

<p><b>SUBJECT:</b> Request for the abandonment and sale of two 15-foot-long prescriptive utility easements in the location of former La Grange Street and former Hickory Street, from the east right-of-way line of Bingle Road east 15 feet, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the 72-inch storm sewer line located in former Lumberdale Street, all located in the Rosslyn Addition, out of the James Bay Survey. <b>Parcels SY12-073, SY12-074, SY12-075, LY12-016, and LY12-018</b></p>	<p>Page <u>1 of 2</u></p>	<p>Agenda Item #  10</p>
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<p><b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering</p>	<p><b>Origination Date</b>  9/6/12</p>	<p><b>Agenda Date</b>  SEP 12 2012</p>
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<p><b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director</p>	<p><b>Council District affected:</b> C  <b>Key Map:</b> 451A </p>
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<p><b>For additional information contact:</b>  Nancy P. Collins  Phone: (832) 395-3130 Senior Assistant Director-Real Estate</p>	<p><b>Date and identification of prior authorizing Council Action:</b></p>
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**RECOMMENDATION: (Summary)** It is recommended City Council approve a motion authorizing the abandonment and sale of two 15-foot-long prescriptive utility easements in the location of former La Grange Street and former Hickory Street, from the east right-of-way line of Bingle Road east 15 feet, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the 72-inch storm sewer line located in former Lumberdale Street, all located in the Rosslyn Addition, out of the James Bay Survey. **Parcels SY12-073, SY12-074, SY12-075, LY12-016, and LY12-018**

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

**SPECIFIC EXPLANATION:**

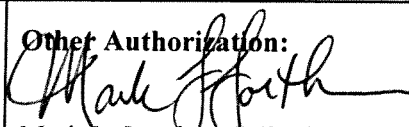
Christopher Browne of EHRA, 10555 Westoffice Drive, Houston, Texas, 77024, on behalf of Claude Anello, requested the abandonment and sale of two 15-foot-long prescriptive utility easements in the location of former La Grange Street and former Hickory Street, from the east right-of-way line of Bingle Road east 15 feet, both located in the Rosslyn Addition, out of the James Bay Survey. Claude Anello, the abutting property owner, plans to construct a retail, office, and/or warehouse complex in the location of the subject streets.


This transaction is Part One of a two-step process in which the applicant will first receive a City Council authorized motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an Ordinance effecting the abandonment and sale. The Joint Referral Committee reviewed and approved this request subject to the conveyance to the City of a 25-foot-wide storm sewer easement centered over the 72-inch storm sewer line located in former Lumberdale Street. Therefore, it is recommended:

1. The City abandon and sell two 15-foot-long prescriptive utility easements in the location of former La Grange Street and former Hickory Street, from the east right-of-way line of Bingle Road east 15 feet, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the 72-inch storm sewer line located in former Lumberdale Street, all located in the Rosslyn Addition, out of the James Bay Survey;
2. The applicant be required to cut, plug, and abandon the 8-inch sanitary sewer lines in former La Grange Street and former Hickory Street, from their respective termini to the 15-inch sewer line in Bingle Road. Any service connections must be relocated into Bingle Road. All of the above work is to be done at no cost to the City and under the proper permits;
3. The applicant be required to prepare drawings that show all public utilities (sanitary sewers) 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\sy12-058rc1.doc CUIC #20TJ9267

**REQUIRED AUTHORIZATION**

<p><b>Finance Department:</b></p>	<p><b>Other Authorization:</b></p>	<p><b>Other Authorization:</b>  Mark B. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division</p>
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<b>Date:</b>	<b>Subject:</b> Request for the abandonment and sale of two 15-foot-long prescriptive utility easements in the location of former La Grange Street and former Hickory Street, from the east right-of-way line of Bingle Road east 15 feet, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the 72-inch storm sewer line located in former Lumberdale Street, all located in the Rosslyn Addition, out of the James Bay Survey. <b>Parcels SY12-073, SY12-074, SY12-075, LY12-016, and LY12-018</b>	<b>Originator's Initials</b>  	<b>Page</b> <u>2</u> of <u>2</u>
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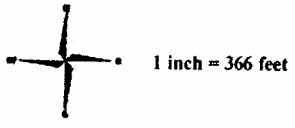
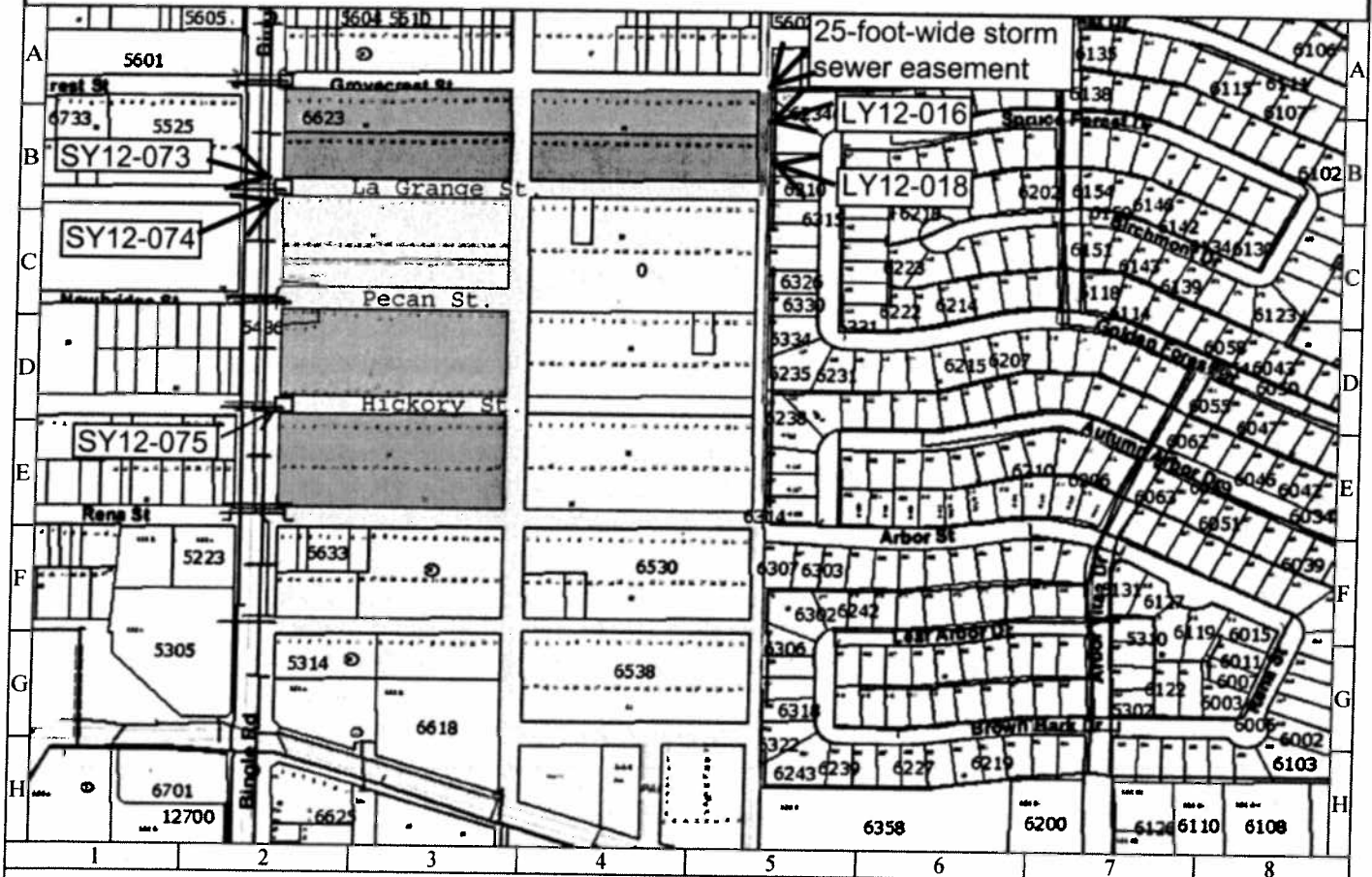
4. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost for work required in Item 2 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide an LOC showing the City of Houston as beneficiary and in an amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for this transaction. The Director of PWE or his designee may authorize one extension of the LOC which may be less than but not longer than twelve months, if the applicant has received approved permits and commenced construction of the work required in Item 2 above within the initial term of the LOC. Should the conditions of the LOC not be satisfied upon expiration of the LOC, a recommendation will be submitted to the City Council to rescind the ordinance that abandoned the City's property interest(s). All funds paid by the applicant will be forfeited. If the applicant wishes to pursue the transaction in the future, the process must begin anew. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicant's request the City will release the LOC;
5. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
6. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the prescriptive utility easements 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 \$50,000.00, that the value be established by staff appraisal, according to City policy.

DWK: NPC: tj

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

- Frederick H. Walschburger SY12-072 & LY12-016
- Magnolia Lockfield LP SY12-073 & LY12-018
- Claude Jones Company LLC SY12-074
- Claudine Anello SY12-075

**Abandonment and sale of two 15-foot-long prescriptive utility easements in the location of former La Grange Street and former Hickory Street, from the east right-of-way line of Bingle Avenue east 15 feet, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the 72-inch storm sewer line located in former Lumberdale Street, all located in the Rosslyn Addition, out of the James Bay Survey. Parcels SY12-073, SY12-074, SY12-075, LY12-016, and LY12-018**



**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.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Request for the abandonment and sale Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S.M. Williams Survey, A-87. Parcel SY12-053

Page 1 of 1 Agenda Item # 11

**FROM (Department or other point of origin):** Department of Public Works and Engineering  
**Origination Date:** 9/6/12  
**Agenda Date:** SEP 12 2012

**DIRECTOR'S SIGNATURE:** Daniel W. Krueger, P.E., Director *[Signature]*  
**Council District affected:** H *[Signature]*  
Key Map 494U

*CLUP*

**For additional information contact:** Nancy P. Collins *[Signature]* Phone: (713) 837-0881  
Senior Assistant Director-Real Estate

**RECOMMENDATION: (Summary)** It is recommended City Council approve a Motion authorizing the abandonment and sale Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S.M. Williams Survey, A-87. Parcel SY12-053

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

**SPECIFIC EXPLANATION:** Levinson Alcoser Associates, LP., 1177 West Loop South, Suite 900, Houston, Texas, 77027, on behalf of Houston Armature Works, Inc., (James Woolley, President), requested the sale of Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S.M. Williams Survey, A-87. Houston Armature Works, Inc., the abutting owner, plans to utilize the subject area for parking and staging for existing operation of the business.

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

1. The City abandon and sell Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S.M. Williams Survey, A-87;
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The applicant be required to (a) eliminate the public street appearance of Texas Avenue to be abandoned and sold and (b) complete all of the foregoing items at no cost to the City and under the property permits;
4. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the street right-of-way being sold;
5. The Legal Department be authorized to prepare the necessary transaction documents; and
6. 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 Julie Allbright, an independent appraiser appointed by the Director, Department of Public Works and Engineering.

DWK:NPC:bam

c: Marta Crinejo  
David M. Feldman  
Marlene Gafrick  
Terry A. Garrison  
Daniel Menendez, P.E.  
Jeffrey Weatherford, P.E., PTOE

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CUIC #20BAM9266

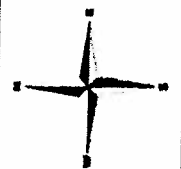
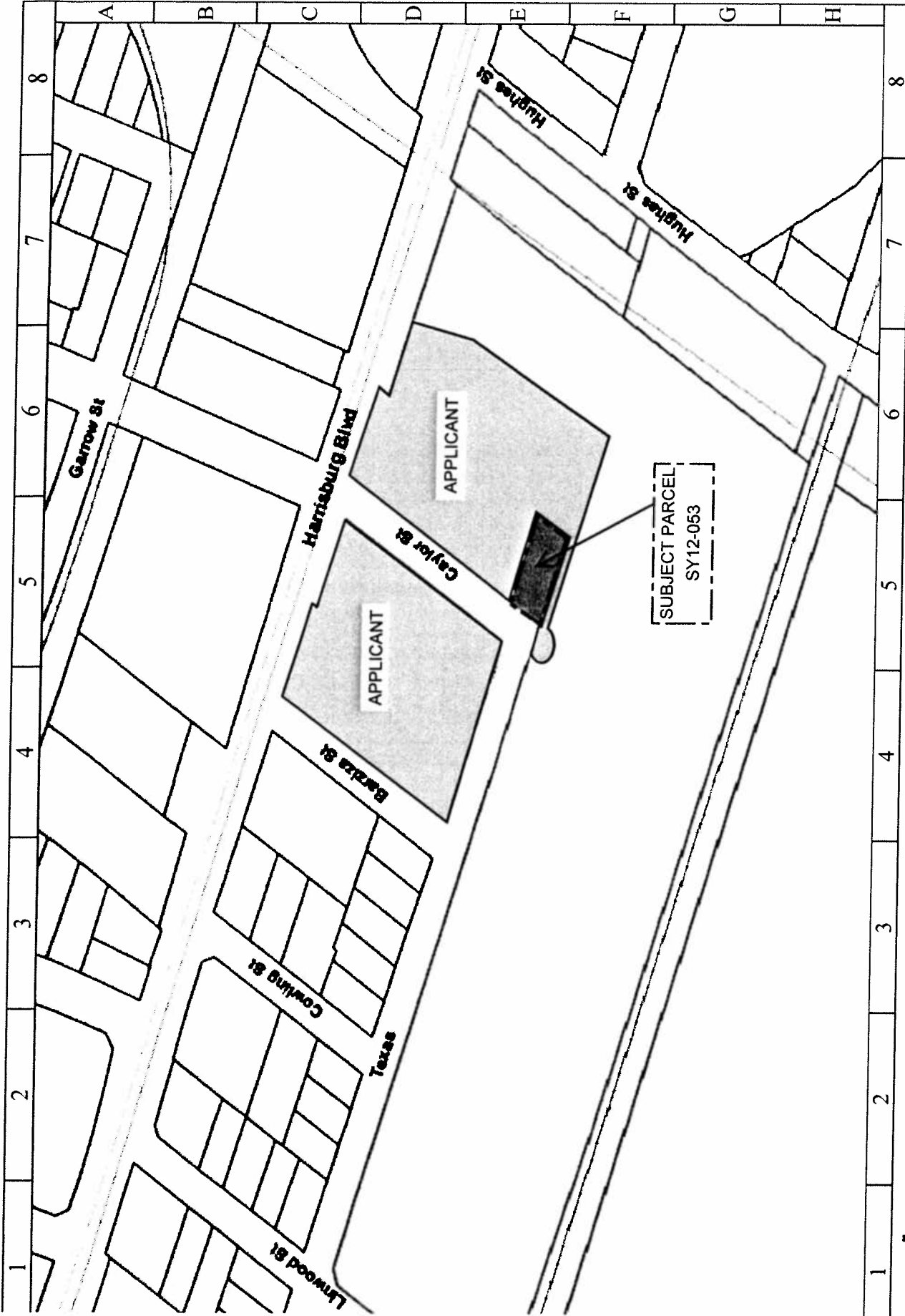
REQUIRED AUTHORIZATION

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b> <i>[Signature]</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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SUBJECT: Abandonment and sale of Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S.M. Williams Survey, A-87, Parcel SY12-053

PARCEL MAP



1 inch = 200 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.



<b>SUBJECT:</b> Abandonment and sale of Jordan Road, from Interstate 10 north to the southern right-of-way line of proposed Park Row Boulevard, in exchange for the conveyance to the City of: (1) a 40-foot-wide fee-owned parcel of land from the southern right-of-way line of proposed Park Row Boulevard south to the northern property line of the fee-owned City of Houston parcel of land and (2) two rights-of-way for the construction and widening of Jordan Road from the north right-of-way line of proposed Park Row Boulevard north to the northern property line of the applicant's property, all located in the Joel Wheaton Survey, A-80. <b>Parcels SY13-007, SY13-016, AY13-072A, AY13-072B, and CY13-002</b>	Page <u>1</u> of <u>2</u>	Agenda Item #  12
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected: A</b> JJ
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<b>For additional information contact:</b> Nancy P. Collins  Phone: (832) 395-3130 Senior Assistant Director-Real Estate	<b>Key Map: 448X</b>  <b>Date and identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)** It is recommended City Council approve a Motion authorizing the abandonment and sale of Jordan Road, from Interstate 10 north to the southern right-of-way line of proposed Park Row Boulevard, in exchange for the conveyance to the City of: (1) a 40-foot-wide fee-owned parcel of land from the southern right-of-way line of proposed Park Row Boulevard south to the northern property line of the fee-owned City of Houston parcel of land and (2) two rights-of-way for the construction and widening of Jordan Road from the north right-of-way line of proposed Park Row Boulevard north to the northern property line of the applicant's property, all located in the Joel Wheaton Survey, A-80. **Parcels SY13-007, SY13-016, AY13-072A, AY13-072B, and CY13-002**

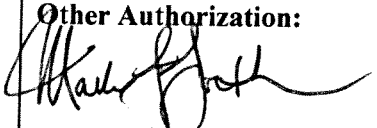
**Amount and Source of Funding:** Not Applicable


**SPECIFIC EXPLANATION:**  
 Mary Lou Henry, TBG, Inc., 3050 Post Oak Boulevard, Suite 1100, Houston, Texas 77056, on behalf of Central Park West, L.P. (David W. Hightower, Executive Vice President), requested the abandonment and sale of Jordan Road, from Interstate 10 north to the southern right-of-way line of proposed Park Row Boulevard, in exchange for conveyance to the City of a 40-foot-wide fee-owned parcel of land, all located in the Joel Wheaton Survey, A-80. Central Park West, L.P., one of the abutting property owners, plans to construct a commercial development in the location of the subject street. Harris County Flood Control District (HCFCD), the other abutting owner, has agreed to the abandonment and sale of the subject street. Signs notifying the public of the pending street abandonment application were posted for at least thirty days.

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

p:\tp\sy13-007.rcal.doc CUIC #20TP9306

**REQUIRED AUTHORIZATION**

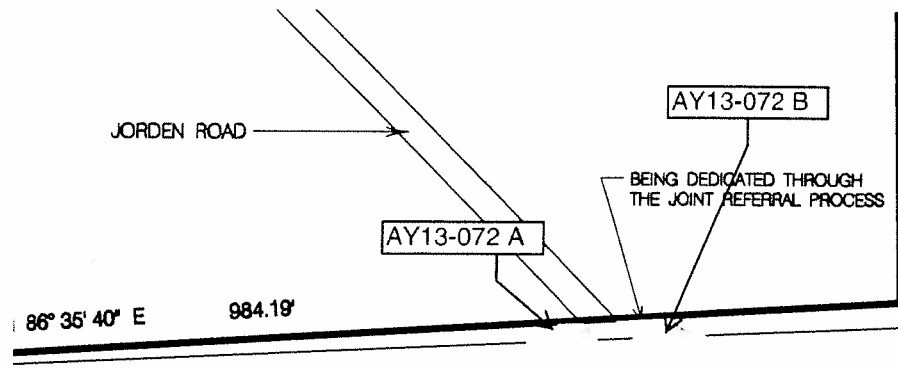
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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<b>Date:</b>	<b>Subject:</b> Request for the abandonment and sale of Jordan Road, from Interstate 10 north to the southern right-of-way line of proposed Park Row Boulevard, in exchange for the conveyance to the City of: (1) a 40-foot-wide fee-owned parcel of land from the southern right-of-way line of proposed Park Row Boulevard south to the northern property line of the fee-owned City of Houston parcel of land and (2) two rights-of-way for the construction and widening of Jordan Road from the north right-of-way line of proposed Park Row Boulevard north to the northern property line of the applicant's property, all located in the Joel Wheaton Survey, A-80. <b>Parcels SY13-007, SY13-016, AY13-072A, AY13-072B, and CY13-002</b>	<b>Originator's Initials</b>  	<b>Page</b> <u>2</u> of <u>2</u>
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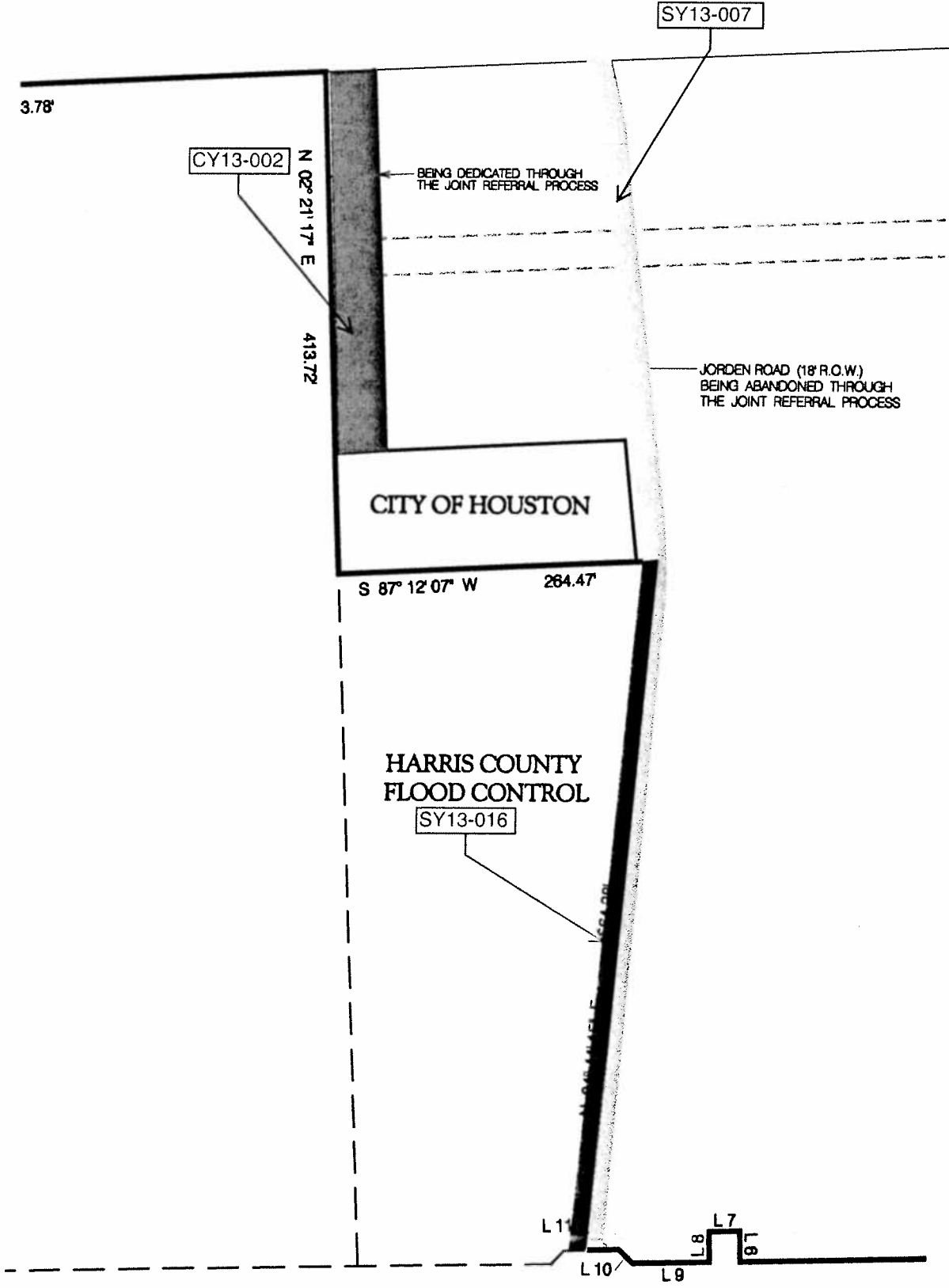
1. The City abandon and sell Jordan Road, from Interstate 10 north to the southern right-of-way line of proposed Park Row Boulevard, in exchange for the conveyance to the City of: (1) a 40-foot-wide fee-owned parcel of land from the southern right-of-way line of proposed Park Row Boulevard south to the northern property line of the fee-owned City of Houston parcel of land and (2) two rights-of-way for the construction and widening of Jordan Road from the north right-of-way line of proposed Park Row Boulevard north to the northern property line of the applicant's property, all located in the Joel Wheaton Survey, A-80.
2. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the right-of-way being abandoned and sold;
3. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
4. The Legal Department be authorized to prepare the necessary transaction documents; and
5. 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 George Coleman, an independent appraiser appointed by the Director of Public Works and Engineering.

DWK:NPC:tp

- 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



**PARCEL MAP**  
 Abandonment and sale of Jordan Road, from Interstate 10 north to the southern right-of-way line of proposed Park Row Boulevard, in exchange for the conveyance to the City of: (1) a 40-foot-wide fee-owned parcel of land from the southern right-of-way line of proposed Park Row Boulevard south to the northern property line of the fee-owned City of Houston parcel of land and (2) two rights-of-way for the construction and widening of Jordan Road from the north right-of-way line of proposed Park Row Boulevard north to the northern property line of the applicant's property, all located in the Joel Wheaton Survey, A-80. **Parcels SY13-007, SY13-016, AY13-072A, AY13-072B, and CY13-002**

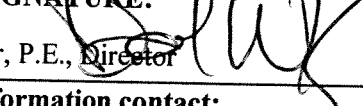
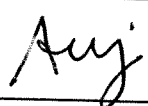



To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

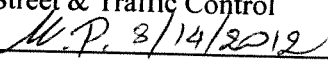
<b>SUBJECT: PROPERTY: PURCHASE</b> of Parcel AY11-060, located at 1826 Parker Road for the PARKER ROAD PAVING AND DRAINAGE PROJECT (from Hardy Toll Road to US/59 Eastex Freeway) WBS N-000708-0001-2-01 Owner: Jose R. De La Rosa	<b>Page</b> 1 of <u>1</u>	<b>Agenda Item #</b>  13
	<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	

<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b> Daniel W. Krueger, P.E., Director 	<b>Council District affected:</b> B Key Map 413Z 
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<b>For additional information contact:</b> Nancy P. Collins Phone: (832) 395-3130  Senior Assistant Director – Real Estate Planning and Development Services Division	<b>Date and identification of prior authorizing Council Action:</b> Ordinance 2008-0701, passed 8/6/2008 Ordinance 2011-1088, passed 12/7/2011
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**RECOMMENDATION: (Summary)**  
Authority be given through Council Motion for the PURCHASE of Parcel AY11-060.

**Amount and Source of Funding:** \$76,022.00  
No additional funding required (Funds were previously appropriated under Blanket Appropriation Ordinance 2008-0701, N-00663A-00RE-2-01 out of the Street and Bridge Consolidated Construction Fund 4506 and re-appropriated by Ordinance 2011-1088 into Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF) 

**SPECIFIC EXPLANATION:**  
The PARKER ROAD PAVING AND DRAINAGE PROJECT (from Hardy Toll Road to US 59/Eastex Freeway) provides for the right-of-way acquisition, design and construction of a four-lane divided concrete roadway with storm drainage, curbs, sidewalks, driveways, street lighting, traffic control, and necessary underground utilities. This transaction involves the acquisition of 707 square feet located at 1826 Parker Road.

The City desires to acquire 707 square feet in easement out of land improved with a single family residence. The City's offer was based on an appraisal by Samuel Jarrett, Jr. The valuation was reviewed and recommended for approval by a senior staff appraiser of this department. The breakdown is as follows:


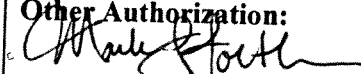
Parcel AY11-060 (Easement)	
707 square feet @ \$4.50 PSF .....	\$ 3,182.00
Improvements and Damages .....	\$ 71,340.00
Total Consideration .....	\$ 74,522.00
Title Policy and Services .....	\$ 1,500.00
TOTAL AMOUNT.....	\$ 76,022.00

It is recommended that authority be given through Council Motion to PURCHASE Parcel AY11-060 located at 1826 Parker Road, owned by Jose R. De La Rosa, for the PARKER ROAD PAVING AND DRAINAGE PROJECT (from Hardy Toll Road to US/59 Eastex Freeway). Parcel AY11-060 is a tract of land containing 707 square feet of land out of Lot 102, Block 6, Wellington Place, recorded in Volume 14, Page 62 of the Harris County Map Records. Said 707 square feet of land also being out of the same property described in a deed dated May 12, 2009 from Peter Pellerin to Jose R. De La Rosa, recorded under Harris County Clerk's File 20090205339; situated in the H. & T. C. R. R. Company Survey, Section 1, Block 1, Abstract No. 449, Harris County, Texas, according to City of Houston field notes.

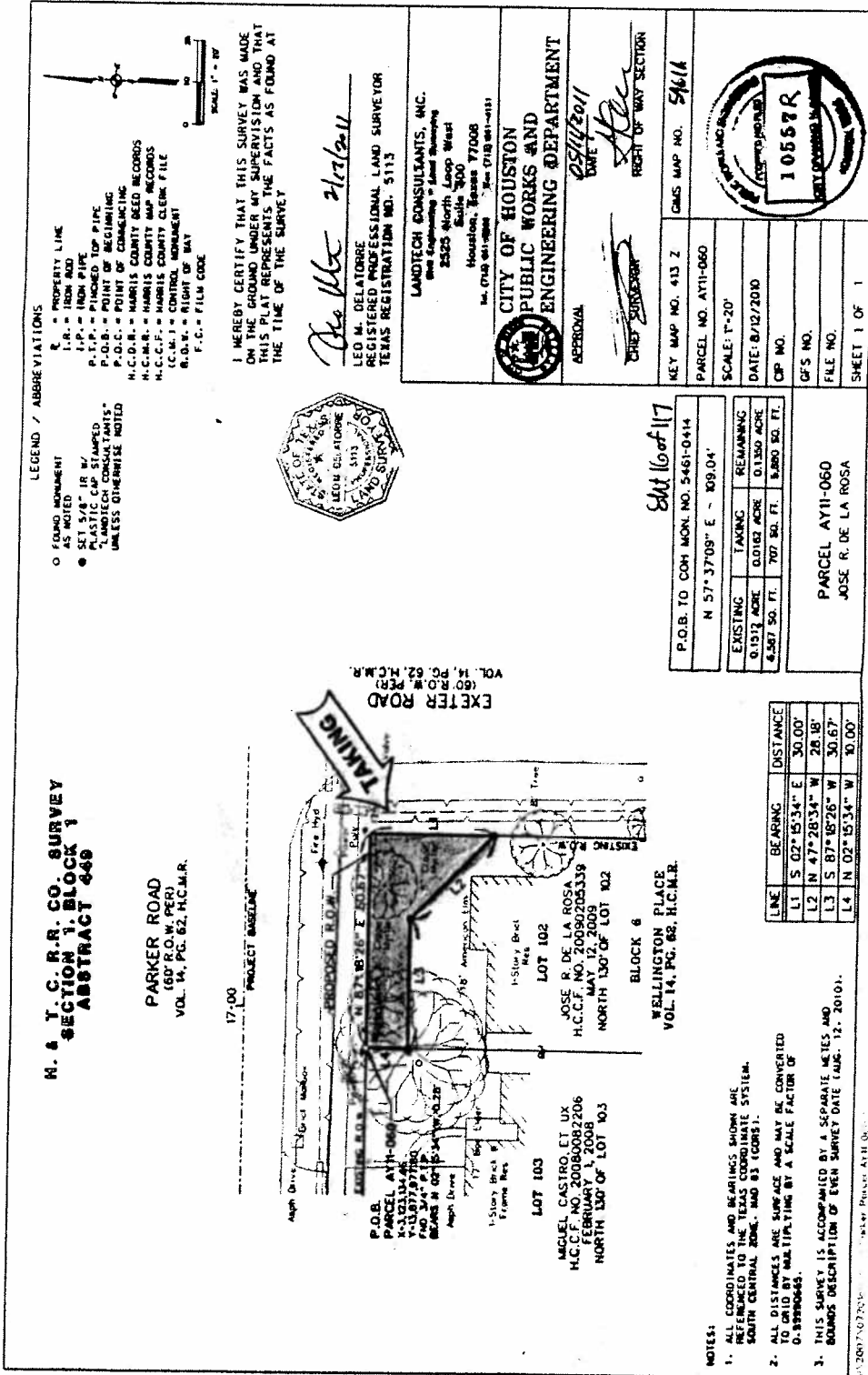
DWK:NPC:auj  
cc: Marta Crinejo

CUIC #20AUJ02

REQUIRED AUTHORIZATION

<b>Finance Department:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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SURVEY OF SUBJECT TRACT



**SUBJECT:** Request for the non-acceptance of Treadway Street, from DeBoll Street north to its terminus, located within the Elmwood Addition. Parcel SY12-098

Page  
1 of 1

Agenda Item #

14

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

Origination Date

Agenda Date

Department of Public Works and Engineering

9/6/12

SEP 12 2012

**DIRECTOR'S SIGNATURE:**

*Handwritten signature of Daniel W. Krueger*

Council District affected: H

Daniel W. Krueger, P.E., Director

Key Map 453F *JS*

**For additional information contact:**

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

Nancy P. Collins *mpc* Phone: (832) 395-3130  
Senior Assistant Director-Real Estate

**RECOMMENDATION: (Summary)** It is recommended City Council approve a motion declining the acceptance of, rejecting, and refusing the dedication of Treadway Street, from DeBoll Street north to its terminus, located within the Elmwood Addition. Parcel SY12-098

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

**SPECIFIC EXPLANATION:**

Brian Baca, 812 Cordell Street, Houston, Texas 77009, on behalf of Celestina Garza and Yesenia Ramos, two of the abutting property owners, requested the abandonment and sale of Treadway Street, from DeBoll Street north to its terminus, located within the Elmwood Addition. The street was never paved or used for utility purposes. Further, the City has identified no future need for this street. Celestina Garza and Yesenia Ramos, the property owners, plan to use the subject property as parking for a proposed auto repair shop. The other abutting property owner has been notified of Brian Baca's request. The Joint Referral Committee reviewed the request and determined the request could be processed as a non-acceptance.

Therefore, it is recommended City Council approve a motion declining the acceptance of, rejecting, and refusing the dedication of Treadway Street, from DeBoll Street north to its terminus, located within the Elmwood Addition.

NPC:WSB:tj

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

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CUIC #20TJ9292

**REQUIRED AUTHORIZATION**

**Finance Department:**

**Other Authorization:**

**Other Authorization:**

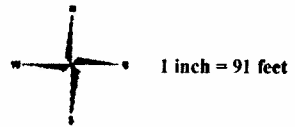
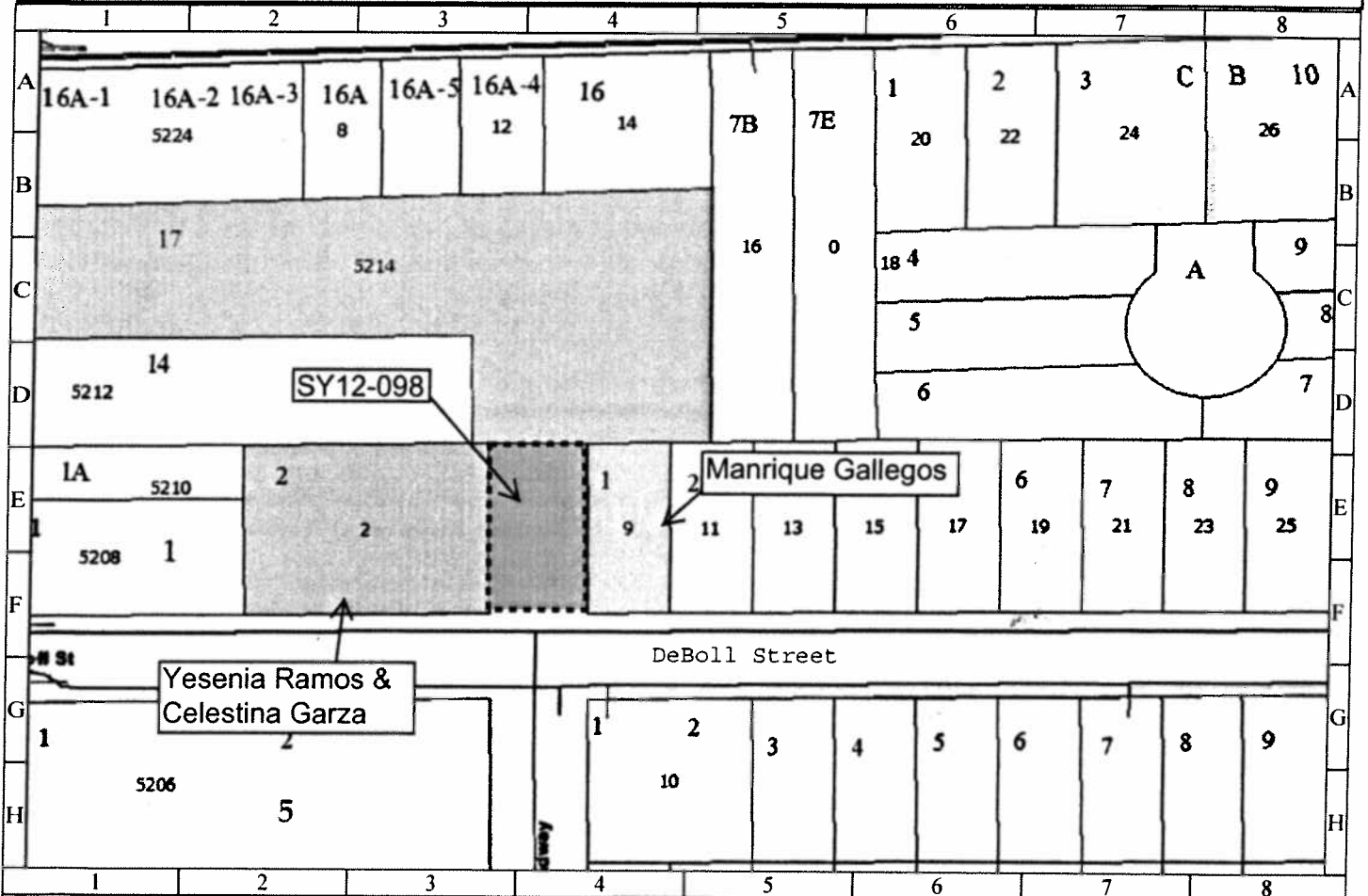
*Handwritten signature of Mark L. Loethen*

Mark L. Loethen, P.E., CFM, PTOE

Deputy Director

Planning and Development Services Division

**Non-acceptance of Treadway Street, from DeBoll Street north to its terminus, located within the Elmwood Addition. Parcel SY12-098**



**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.



**SUBJECT:** Request for a Motion declining the acceptance of, rejecting, and refusing the dedication of Softwind Lane, from Porto Rico Road south to its terminus, located within the Carverdale Section 7 Subdivision, out of the Alex Area Survey, A-99. Parcel SY12-095

Page  
1 of 1

Agenda Item #

15

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

Origination Date

Agenda Date

Department of Public Works and Engineering

9/6/12

SEP 12 2012

**DIRECTOR'S SIGNATURE:**

Council District affected: A

Daniel W. Krueger, P.E., Director

Key Map 450B

**For additional information contact:**

Date and identification of prior authorizing Council Action:

Nancy P. Collins Phone: (832) 395-3130  
Senior Assistant Director-Real Estate

**RECOMMENDATION: (Summary)** It is recommended City Council approve a Motion declining the acceptance of, rejecting, and refusing the dedication of Softwind Lane, from Porto Rico Road south to its terminus, located within the Carverdale Section 7 Subdivision, out of the Alex Area Survey, A-99. Parcel SY12-095

**Amount and**

**Source of Funding:** Not Applicable

**SPECIFIC EXPLANATION:**

Leopoldo H. Mata, 14619 Leacrest Drive, Houston, Texas, 77049, on behalf of Jose M. Ortega and Norma L. Ortega, requested the abandonment and sale of Softwind Lane, from Porto Rico Road south to its terminus, located within the Carverdale Section 7 Subdivision, out of the Alex Area Survey, A-99. Softwind Lane was dedicated to the City by the Carverdale Section 7 Subdivision Plat, recorded November 7, 1957, Harris County Clerk's Office. Softwind Lane has never been paved or used for utility purposes. Further, the City has identified no future need for this street. Jose M. Ortega and Norma L. Ortega plan to use Softwind Lane as green space for their abutting single family residence. Since the east right-of-way line of Softwind Lane is the eastern boundary line of the Carverdale Section 7 Subdivision Jose M. Ortega and Norma L. Ortega are the sole abutting property owners with a property interest in and access to Softwind Lane. The Joint Referral Committee reviewed the request and determined the request could be processed as a non-acceptance.

Therefore, it is recommended City Council approve a Motion declining the acceptance of, rejecting, and refusing the dedication of Softwind Lane, from Porto Rico Road south to its terminus, located within the Carverdale Section 7 Subdivision, out of the Alex Area Survey, A-99.

DWK:NPC:bam

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

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20BAM9294

REQUIRED AUTHORIZATION

**Finance Department:**

**Other Authorization:**

**Other Authorization:**

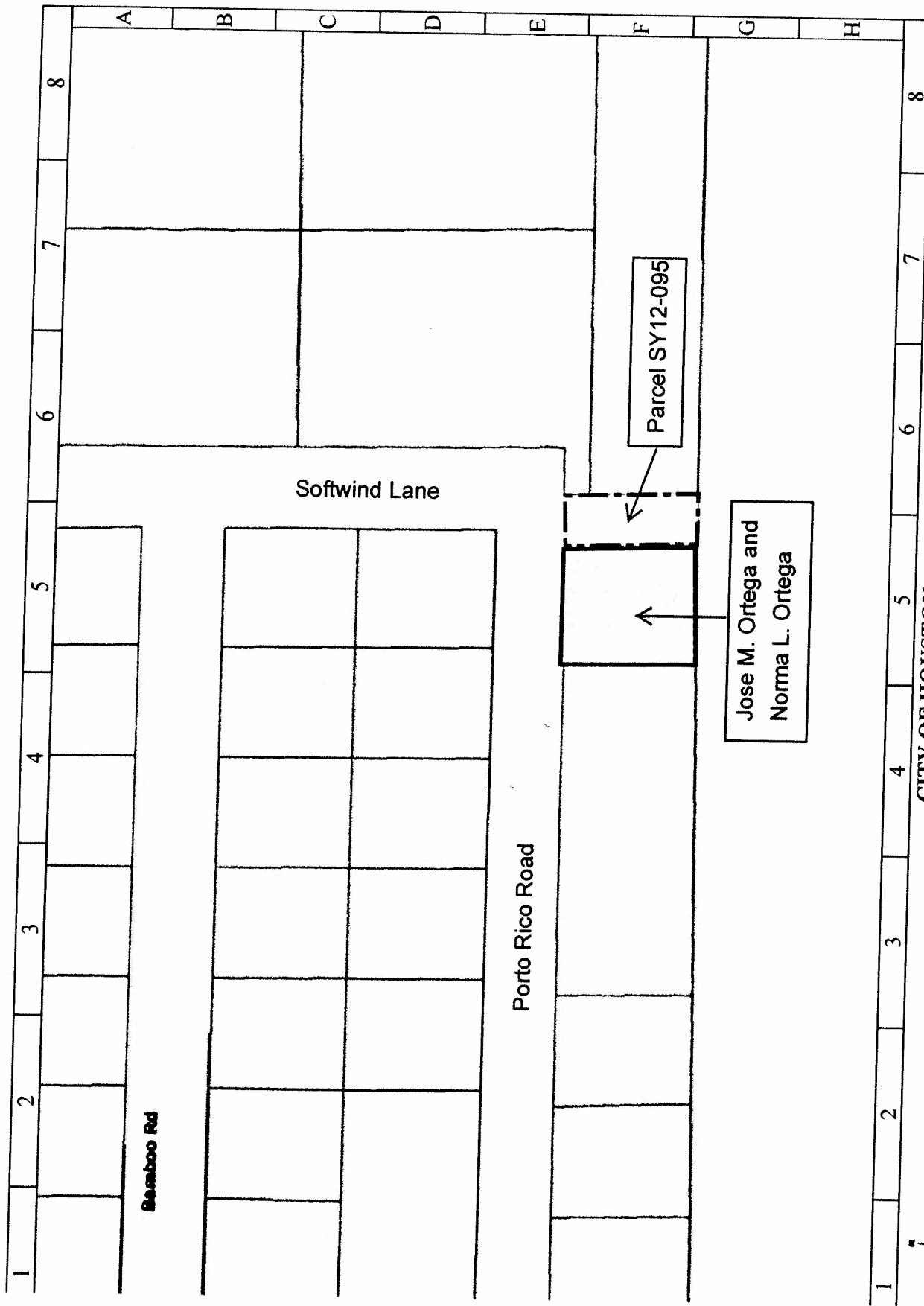
*Mark L. Loethen*  
Mark L. Loethen, P.E., CFM, PTOE  
Deputy Director

Planning and Development Services Division



Subject: Non-acceptance of Softwind Lane, from Porto Rico Road south to its terminus, located within the Carverdale Section 7 Subdivision, out of the Alex Area Survey, A-99. Parcel SY12-095

PARCEL MAP



1 inch = 96 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**

**RCA# 9444**

**TO:** Mayor via City Secretary

**Subject:** Emergency Repair of Chlorine Gas Lines for the Public Works & Engineering Department  
S12-E24376

Category #  
4

Page 1 of 1

Agenda Item  
  
16

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

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

**Origination Date**

August 13, 2012

**Agenda Date**

SEP 12 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**

All

**For additional information contact:**

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

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

**RECOMMENDATION: (Summary)**

Approve payment to Moody Bros., Inc. in the total amount of \$239,000.00 for the emergency repair of chlorine gas lines for the Public Works & Engineering Department.

Payment Amount: \$239,000.00

**F & A Budget**

\$239,000.00 - PW&E Water & Sewer System Operating Fund (Fund 8300)

**SPECIFIC EXPLANATION:**

The Director of the Public Works & Engineering Department and the City Purchasing Agent recommend that City Council approve payment to Moody Bros., Inc. in the total amount of \$239,000.00 for the emergency repair of chlorine gas lines for the Public Works and Engineering Department.

On March 20, 2012, the Department's Drinking Water Operations Branch (DWOB) began experiencing chlorine feed problems at the East Water Purification Plant (EWPP). Initially, a minor leakage of chlorine gas was found along the exterior piping. Upon further inspection, it was determined that the chlorine distribution system gas lines, including all associated instrumentation, valves and fittings, that feed chlorine gas from 1 and 3-ton chlorine cylinders and the 90-ton chlorine rail car offloading station were in immediate need of replacement. The fatigued chlorine piping system gas lines greatly increased the risk of poisonous chlorine gas being released into the air, posing an immediate health and safety risk to the public and City employees. A chlorine feed failure would also completely halt daily EWPP operations, lowering potable drinking water pressure and distribution city-wide, which would be out of compliance with Federal and State Regulations. The Strategic Purchasing Division issued an emergency purchase order on March 21, 2012 to Moody Bros., Inc. to address the emergency.

The scope of work required the contractor to provide all labor, materials, equipment, permits, insurance, bonds, supervision and transportation necessary to immediately mobilize and secure the worksites prior to removing and replacing the liquid gaseous chlorine piping. The contractor's responsibilities included, but were not limited to replacing the chlorine delivery systems' 1" carbon steel gas lines, pressure switches, gauges, transmitters, hose assemblies, fittings, isolation valves and expansion chambers. The contractor also pressure tested the chlorine delivery systems to Chlorine Institute standards.

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

Buyer: Martin L. King

**REQUIRED AUTHORIZATION**

F&A Director:

Other Authorization:

Other Authorization:

*MO*

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9368**

**Subject:** Approve Rental of Various Types of Construction Equipment through the Master Intergovernmental Cooperative Purchasing Agreement with U.S. Communities for the Public Works & Engineering Department/S44-E24273

Category #  
4

Page 1 of 2

Agenda Item

17

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

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

**Origination Date**

August 03, 2012

**Agenda Date**

SEP 12 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

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

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

**RECOMMENDATION: (Summary)**

Approve spending authority in an amount not to exceed \$1,787,400.00 to rent various types of construction equipment through the Master Intergovernmental Cooperative Purchasing Agreement with U.S. Communities for the Public Works & Engineering Department.

Estimated Spending Authority: \$1,787,400.00

**Finance Budget**

\$1,755,400.00 PWE-Water & Sewer System Operating Fund (8300)  
\$ 32,000.00 PWE-Dedicated Drainage & Street Renewal Fund (2310)

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\$1,787,400.00 - Total

**SPECIFIC EXPLANATION:**

The Director of the Public Works and Engineering Department and the City Purchasing Agent recommends that City Council approve spending authority in an amount not to exceed \$1,787,400.00 to rent various types of construction equipment through the Master Intergovernmental Cooperative Purchasing Agreement (MICPA) with U.S. Communities to address the emergency repair of water line breaks throughout the City for the Public Works & Engineering Department; and that authorization be given to issue purchase orders, as needed, to the U.S. Communities Lead Public Agency contractor, Hertz Equipment Rental Corporation. The spending authority is expected to sustain the department for approximately 21 months (through the end of the contract term, March 31, 2014).

The various types of construction equipment that will be rented on an "as needed" basis, include, but are not limited to the following: bobcats, forklifts, trash pumps, excavators, backhoes, skid steer loaders, articulating boom lifts, arrow boards, vibratory plate compactors and trucks. The aforementioned construction equipment will be utilized to supplement the City's fleet of construction equipment during this period.

Under the MICPA with U.S. Communities, the contractor will provide various types of rental equipment to the Public Works & Engineering Department. The utilization of the MICPA allows the City to leverage existing U.S. governmental contracts with over 38,000 participating agencies with an estimated purchasing power of \$1.5 billion annually. Moreover, the City will receive the most favored nation rate.

The City is eligible to participate in the U.S. Communities Purchasing Alliance as set out in Section 791.011 of the Government Code and such purchases satisfy State bid laws as set out in Section 791.025 of the Government Code.

**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 a Cooperative Purchasing Agreement for this purchase.

Buyer: Douglas Moore

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*MA*

Date:  
8/3/2012

Subject: Approve Rental of Various Types of Construction  
Equipment through the Master Intergovernmental Cooperative  
Purchasing Agreement with U.S. Communities for the Public Works  
& Engineering Department/S44-E24273

Originator's  
Initials  
JT

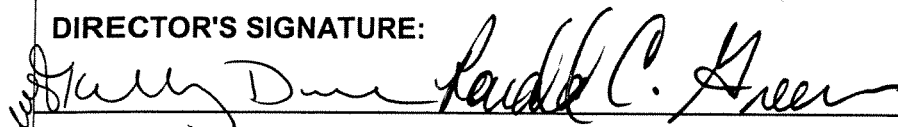
Page 2 of 2

**Estimated Spending Authority**

<b>Department</b>	<b>Fund</b>	<b>FY13</b>	<b>Out Years</b>	<b>Total</b>
Public Works & Engineering	2310	\$ 32,000.00	\$ 0.00	\$ 32,000.00
Public Works & Engineering	8300	\$ 309,880.00	\$1,445,520.00	\$1,755,400.00
<b>Grand Total</b>		<b>\$ 341,880.00</b>	<b>\$1,445,520.00</b>	<b>\$1,787,400.00</b>

<b>SUBJECT:</b> Approve an ordinance supplementing the City of Houston, Texas Master Ordinance authorizing the issuance of City of Houston, Texas Combined Utility System First Lien Revenue Refunding Bonds, Series 2012E.	<b>Category #</b>	<b>Page</b> 1 of <u>1</u>	<b>Agenda Item#</b> <u>18</u>
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<b>FROM (Department or other point of origin):</b> Department of Finance and Office of the City Controller	<b>Origination Date:</b> 8/29/2012	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District Affected:</b> All
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<b>For additional information contact:</b> Jennifer Olenick Shawnell Holman	<b>Phone:</b> 832-393-9112 <b>Phone:</b> 832-393-3513	<b>Date and identification of prior authorizing Council action:</b> Resolution 2011-8
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**RECOMMENDATION: (Summary)** Approve an ordinance authorizing the City of Houston Combined Utility System First Lien Revenue Refunding Bonds, Series 2012E, in an amount not to exceed \$50 million. These bonds will be privately placed with the Texas Water Development Board.

<b>Amount of Funding:</b> Not Applicable	<b>Finance Budget:</b>
--	------------------------

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

**SPECIFIC EXPLANATION:**

The Texas Water Development Board ("TWDB") operates a program that provides below market, low-interest loans to applicants to assist in meeting clean water needs of communities. This program is known as the Clean Water State Revolving Fund ("CWSRF") and is open to political subdivisions that own and operate a wastewater system. The City's Combined Utility System ("CUS") has participated in this program since the late 1980's. The City of Houston Combined Utility System First Lien Revenue Bonds, Series 2012E will be issued in an amount not to exceed \$50 million.

The FWG recommends that the City issue the CUS Series 2012E Bonds with the proceeds to be used to fund approved projects, a reserve fund, costs of issuance and refund commercial paper. The application to TWDB for this loan was approved by City Council Resolution on March 30, 2011.

The CUS Series 2012E Bonds will be privately placed with the TWDB, which eliminates the need for underwriters. The closing is expected to occur in late September 2012. Fulbright & Jaworski are recommended as bond counsel along with Edgardo E. Colon, P.C. as co-bond counsel.

This transaction was presented to Budget & Fiscal Affairs Committee on July 2<sup>nd</sup> 2012.

**Recommendation:**

The Finance Working Group recommends the approval of this item.

**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

**SUBJECT:** Ordinance appropriating \$343,761.22 in tax increment revenue payments made by Harris County Hospital District ("HCHD") and Harris County Port Authority ("HCPA") and Interest Revenue from the various Tax Increment Reinvestment Zone ("TIRZ") Funds and authorizing the transfer of tax increment revenues to the City of Houston ("City") for administration costs, to Houston Independent School District ("HISD"), and to the various Redevelopment Authorities pursuant to the Tri-Party Agreements and Interlocal Agreements with Harris County, HISD and the TIRZs.

**Category # 1**

**Page 1 of 1**

**Agenda Item #**

19

**FROM: (Department or other point of origin):**  
Andrew F. Icken  
Chief Development Officer


**Origination Date**

9/6/12

**Agenda Date**

SEP 12 2012

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

**For additional information contact:**

Ralph De Leon

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

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

**RECOMMENDATION: (Summary)**

That Council approve an ordinance appropriating \$343,761.22 in tax increment revenue payments made by HCHD, HCPA, and Interest Revenue and authorizing the transfer of tax increment revenue from the various TIRZ Funds, to various Redevelopment Authorities, HISD, and the City pursuant to Tri-Party and Interlocal Agreements.

**Amount of Funding:** \$ 343,761.22

**Source of Funding:** ) [ ] General Fund [ ] Grant Fund [ ] Enterprise Fund [ X ] Other (Specify)  
\$ 343,761.22 to various TIRZ Funds (see attached spreadsheet).

**Specific Explanation:**

The appropriation of \$ 343,761.22 results from tax increment revenue from Harris County Hospital District, Harris County Port Authority, and Interest Revenue.

As set forth in the attached analysis:

- \$337,032.32 will be paid to the various redevelopment authorities pursuant to Tri-Party Agreements and Interlocal Agreements;
- \$6,728.90 will be transferred to the General Fund for TIRZ Administration costs;
- \$22,323.16 will be paid to HISD for FY12 Interest.

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:**

Harris County Hospital District - TY2011 Increment  
Harris County Port Authority - TY2011 Increment  
FY12 TIRZ Interest Distribution

#	TIRZ Name	Jurisdiction Code New/Old	Fund #	Increment	Interest	City Admin. Fee Transfer to Fund 1000	Total Increment Amount Due to Redev. Auth.	Payee
<b>Harris County - Hospital District</b>								
3.	Main St./Market Square	280/267	7551	\$ 122,718.00		6,135.90	\$ 116,582.10	Main Street/Market Square RA
<b>Harris County - Port Authority</b>								
3.	Main St./Market Square	280/267	7551	\$ 11,860.00		593.00	11,267.00	
1.	Lamar Terrace		7512	-	\$ 5,619.87	-	\$ 5,619.87	St. George Place RA
2.	Midtown		7550	-	\$ 26,085.09	-	\$ 26,085.09	Midtown RA
3.	Main St./Market Square		7551	-	\$ 18,731.74	-	\$ 18,731.74	Main Street/Market Square RA
4.	Village Enclave		7552	-	\$ 22,323.16	-	\$ 22,323.16	<b>Special Pay Instruction #1</b>
5.	Memorial Heights		7553	-	\$ 4,209.91	-	\$ 4,209.91	Memorial Heights RA
6.	Eastside		7554	-	\$ -	-	\$ -	No payment.
7.	OST/Alameda		7555	-	\$ 9,428.53	-	\$ 9,428.53	OST Alameda RA
8.	Gulfgate		7556	-	\$ 1,772.12	-	\$ 1,772.12	Gulfgate RA
9.	South Post Oak		7557	-	\$ 1,256.28	-	\$ 1,256.28	South Post Oak RA
10.	Lake Houston		7558	-	\$ 43,675.66	-	\$ 43,675.66	<b>Special Pay Instructions #2</b>
11.	Greater Greenspoint		7559	-	\$ 10,758.58	-	\$ 10,758.58	Greater Greenspoint RA
12.	City Park		7560	-	\$ 1,047.51	-	\$ 1,047.51	City Park RA
13.	Old Sixth Ward		7561	-	\$ 1,926.95	-	\$ 1,926.95	Old Sixth Ward RA
14.	Fourth Ward		7562	-	\$ 5,478.73	-	\$ 5,478.73	Fourth Ward RA
15.	East Downtown		7563	-	\$ 3,161.71	-	\$ 3,161.71	East Downtown RA
16.	Uptown		7564	-	\$ 28,192.58	-	\$ 28,192.58	Uptown Development Authority
17.	Memorial City		7565	-	\$ 9,155.81	-	\$ 9,155.81	Memorial City RA
18.	Fifth Ward		7566	-	\$ 683.69	-	\$ 683.69	Fifth Ward RA
19.	Upper Kirby		7567	-	\$ 9,370.90	-	\$ 9,370.90	Upper Kirby RA
20.	Southwest Houston		7568	-	\$ 5,966.79	-	\$ 5,966.79	Southwest Houston RA
21.	Hardy/Near Northside		7569	-	\$ 319.89	-	\$ 319.89	Hardy Place RA
22.	Leland Woods		7570	-	\$ 17.72	-	\$ 17.72	Leland Woods RA
<b>Total</b>				<b>\$ 134,578.00</b>	<b>\$ 209,183.22</b>	<b>\$ 6,728.90</b>	<b>\$ 337,032.32</b>	

**Special Pay Instructions #1**  
Houston Independent School District

**Special Pay Instructions #2**

Payments are for project costs, developer reimbursements, and debt service; invoices submitted at a later date and paid by Economic Development (in house)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance approving Other Transaction Agreement (OTA) between the Transportation Security Administration (TSA) and the Houston Airport System (HAS) and authorizing the Mayor to accept OTA funding for Project No. 689 at George Bush Intercontinental Airport/Houston (IAH).

Category #2

Page 1 of 1

Agenda Item # 20

FROM (Department or other point of origin): Houston Airport System

Origination Date September 6, 2012

Agenda Date SEP 12 2012

DIRECTOR'S SIGNATURE: *Kae*

Council District affected: B

For additional information contact:

Carl Newman Phone: 281-230-3018 *SI*  
Mark Bull Phone: 281-230-3107 *hf*

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

AMOUNT & SOURCE OF FUNDING:

\$1,610,795 Transportation Security Administration (TSA)  
Other Transaction Agreement (OTA) Funds *PL*

Prior appropriations: N/A

RECOMMENDATION: (Summary)

Enact an Ordinance approving Other Transaction Agreement (OTA) between the Transportation Security Administration (TSA) and the Houston Airport System (HAS) and authorizing the Mayor to accept OTA funding in an amount not to exceed \$1,610,795 for Project No. 689, Checked Baggage Recapitalization Screening Design and Preconstruction Services Project at George Bush Intercontinental Airport/Houston (IAH).

SPECIFIC EXPLANATION:

The Transportation Security Administration (TSA) has tentatively approved Other Transaction Agreement (OTA) funds for Checked Baggage Recapitalization Screening Design and Preconstruction Services Project at George Bush Intercontinental Airport/Houston, (IAH). The Houston Airport System (HAS) is requesting approval of an OTA and authorization for the Mayor to accept OTA funds, if they become available, in an amount not to exceed \$1,610,795.

The OTA is for Project 689, which consists of design and preconstruction services for removal of Explosive Detection System (EDS) equipment identified by TSA for replacement and installation of new EDS equipment within the airport terminal complex. The specific improvements consist of replacement, on a one-for-one basis, of sixteen (16) EDS machines serving Terminals C and E, and consolidation of four (4) Checked Bag Resolution Areas (CBRA) into a single CBRA. This particular OTA will reimburse HAS for costs of design and preconstruction services, while a separate OTA for reimbursement of construction services costs will be presented to Council at a later date.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance approving Other Transaction Agreement (OTA) between the Transportation Security Administration (TSA) and the Houston Airport System (HAS) and authorizing the Mayor to accept OTA funding for Project No. 690 at William P. Hobby Airport (HOU)	<b>Category</b> #2	<b>Page</b> 1 of 1	<b>Agenda Item</b> # 21
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<b>FROM (Department or other point of origin):</b> Houston Airport System	<b>Origination Date</b> September 6, 2012	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Kae</i> <i>Maree</i>	<b>Council District affected:</b> I
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<b>For additional information contact:</b> Perry Miller Phone: 713-641-7701 Edward Cavazos Phone: 713-845-6990	<b>Date and identification of prior authorizing Council action:</b> N/A
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<b>AMOUNT &amp; SOURCE OF FUNDING:</b> \$ 250,000.00 Transportation Security Administration (TSA) Other Transaction Agreement (OTA) Funds	<b>Prior appropriations:</b> N/A
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**RECOMMENDATION: (Summary)**  
 Enact an Ordinance approving Other Transaction Agreement (OTA) between the Transportation Security Administration (TSA) and the Houston Airport System (HAS) and authorizing the Mayor to accept OTA funding in an amount not to exceed \$250,000.00 for Project No. 690, Checked Baggage Recapitalization Screening Design and Preconstruction Services Project at William P. Hobby Airport (HOU).

**SPECIFIC EXPLANATION:**  
 The Transportation Security Administration (TSA) has tentatively approved Other Transaction Agreement (OTA) funds for Checked Baggage Recapitalization Screening Design and Preconstruction Services Project at William P. Hobby Airport (HOU). The Houston Airport System (HAS) is requesting approval of an OTA and authorization for the Mayor to accept OTA funds, if they become available, in an amount not to exceed \$250,000.00.

This project consists of design and preconstruction services for the removal of Explosive Detection System (EDS) equipment identified by TSA for replacement and installation of new EDS equipment within the airport terminal. This recapitalization effort will replace three (3) EDS machines, with minimal modifications required to the Baggage Handling System (BHS) in order to install the new equipment. In addition, primary screening Explosive Trace Detection equipment, identified by TSA for replacement, will be exchanged on a one-for-one basis. This particular OTA is for design and preconstruction services, while a separate OTA for construction services will be presented to Council for approval at a later date.

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

<b>SUBJECT:</b> Sale and conveyance of a 20-inch wide pipeline easement across Ellington Airport (SY12-103A) and the Metro Central Water Plant Site (SY12-103B).	<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> Houston Airport System	<b>Origination Date</b> September 6, 2012	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>[Signature]</i>	<b>Council District affected:</b> E
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<b>For additional information contact:</b> Janet Schafer Phone: 281.233.1796 Ian Wadsworth <i>INW</i> 281.233.1682	<b>Date and identification of prior authorizing Council action:</b> N/A
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<b>AMOUNT &amp; SOURCE OF FUNDING:</b> Revenue: \$517,023.17 - Houston Airport System \$ 6,288.00 - Public Works and Engineering Department \$523,311.17 - Total <i>KR</i>	<b>Prior appropriations:</b> N/A
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**RECOMMENDATION: (Summary)** Approve the sale and conveyance of a 20-inch wide pipeline easement across Ellington Airport and Public Works and Engineering Department's Metro Central Water Plant Site to DCP Sand Hills Pipeline, LLC out of a tract of land out of the Luke Hemenway Survey, A-800 and the August Whitlock Survey, A-798, Harris County, Texas.

**SPECIFIC EXPLANATION:**  
DCP Sand Hills Pipeline, LLC (DCP) is constructing a 720-mile long, common carrier pipeline across portions of the state of Texas to carry natural gas products to refineries in Mont Belvieu, Texas. A portion of the pipeline route is located along the east side of State Hwy. 3 with 5,854.90 linear feet along Ellington Airport's (EFD) frontage and 80.30 linear feet along the City of Houston's Metro Central Water Plant's (Metro Central) frontage (Key Map 577X and 617C). An abutting pipeline corridor within the Union Pacific Railroad right-of-way is at capacity and as a result DCP seeks to acquire a parallel 20-inch wide permanent easement on EFD and Metro Central land. The 20-inch wide pipeline easement will allow for a 50-foot wide non-exclusive right of access for future repairs and service to the pipeline and a 90-foot wide temporary construction easement on only the EFD portion of the easement.

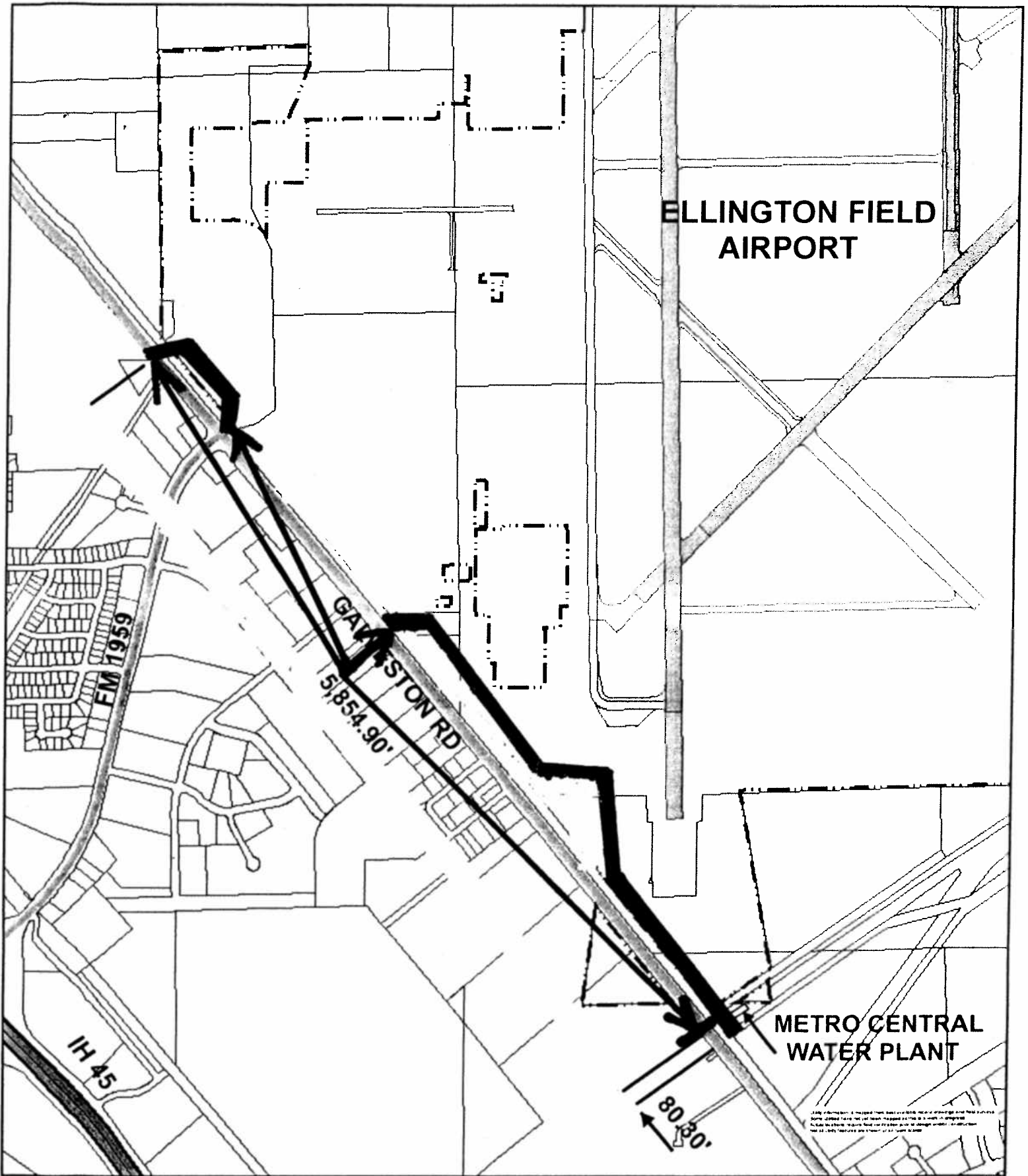
A professional appraiser under contract with the City determined the easement values. At these appraised values, the Houston Airport System (HAS) will receive \$517,023.17 for the easement across EFD and the Public Works and Engineering Department (PWE) will receive \$6,288.00 for the easement across Metro Central. DCP agrees with the valuation of the easement and has tendered payment for the easement to the City.

HAS and PWE determined that establishment of the easement will pose no adverse impact to EFD and Metro Central and operation of the pipeline is compatible with airport and water plant operations. No construction or disruption of the surface will occur on the Metro Central property.

HAS and PWE recommend that City Council approve the sale and conveyance of the 20-inch wide pipeline easement to DCP Sand Hills Pipeline, LLC.

REQUIRED AUTHORIZATION

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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REQUESTED BY: JAMES VALENTA  
 ASIS PROJ MOR: BILL ZRIONKA  
 AUTHOR: KHANH V. LE  
 CHECK BY: JOE D CAUOLLO  
 PRINT DATE: 8/28/2012  
 FILE NAME: Z:\ASIS\_Projects\EFD\Valenta\Pipeline Pipeline EFD and Metro Central Water Plant Site.mxd

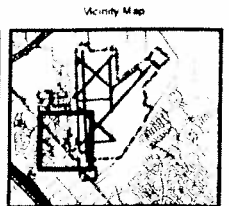
**Legend**

- Proposed Alignment
- EFD Property Boundary

0 125 250 500 750 1,000 Feet

ELLINGTON AIRPORT

Proposed 20" Pipeline  
EFD and Metro Central Water Plant Site



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

12-HHSP-CHOM -BMIR

**SUBJECT:** An Ordinance authorizing a Contract between the City of Houston and Cathedral Health and Outreach Ministries (CHOM) providing \$51,839.00 in State Below Market Interest Rate Funds to provide essential services to formerly incarcerated homeless women.

<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  23
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**FROM:**  
Neal Rackleff, Director  
Housing and Community Development

<b>Origination Date</b> 08/21/2012	<b>Agenda Date</b> SEP 12 2012
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**DIRECTOR'S SIGNATURE:**  
*Neal Rackleff*

**Council District affected:**  
Districts D & I

**For additional information contact:** Melody Barr  
Phone: 713-868-8329

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

**RECOMMENDATION:** Approval of an Ordinance authorizing a Contract between the City of Houston and Cathedral Health and Outreach Ministries in the amount of \$51,839.00 to provide essential services to formerly incarcerated homeless women.

<b>Amount of Funding:</b> \$51,839.00	<b>Finance Budget:</b>
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**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund

Homeless Housing and Services Program Fund – Below Market Interest Rate

**SPECIFIC EXPLANATION:**

The Housing and Community Development Department (HCDD) recommends approval of a contract between the City of Houston and Cathedral Health and Outreach Ministries (CHOM) to provide needed supportive services to the homeless. Specifically, these funds will support Brigid's Hope Program, a transitional housing program aimed at reducing the number of women returning to the criminal justice system by giving the clients the tools needed to secure a safe, self-sufficient and productive life. CHOM plans to service 13 women at any given time.

Women who are enrolled in this program will receive services for seven (7) months which includes: mentoring, life skills development, group therapy, individual therapy, transition planning and coordination of resources.

The following chart represents a breakdown of the proposed expenditures:

BUDGET CATEGORY	BUDGET AMOUNT	TOTAL CONTRACT AMOUNT
Program Supplies	\$ 5,639.00	\$ 5,639.00
Therapist (Contract)	\$ 9,800.00	\$ 9,800.00
Program Manager	\$ 36,400.00	\$ 36,400.00
<b>TOTAL BUDGET</b>	<b>\$ 51,839.00</b>	<b>\$51,839.00</b>

The Housing and Community Development Department recommends approval of this Contract between the City of Houston and CHOM to provide funding for these services. The contract period will be from September 1, 2012 – February 28, 2013; with pre-contract services from August 1-31<sup>st</sup>.

This item was presented to the Housing, Sustainable Growth and Development Committee on March 20, 2012.

NR:RB:MB:PAB

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

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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HCD-12-116

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

06-05-12 CHILD CARE - AMENDMENT

SUBJECT: An Ordinance authorizing an \$189,300 contract amendment between the City of Houston and the Child Care Council of Greater Houston for the administration and operation of the Child Care Program.

Category	Page	Agenda Item
	1 of 1	# 24

FROM: Neal Rackleff, Director  
Housing and Community Development

Origination Date	Agenda Date
06/05/12	SEP 12 2012

DIRECTOR'S SIGNATURE: *Neal Rackleff*

Council District affected:	Date and identification of prior authorizing Council action:
All	Ord.#2012-0077; 1/25/12

For additional information contact: Melody Barr  
Phone: 713-868-8329

RECOMMENDATION: Approval of an Ordinance authorizing a contract amendment between the City of Houston and the Child Care Council of Greater Houston, increasing funding by \$189,300 to operate a Child Care Program.

Amount of Funding:	Finance Budget:
\$189,300.00	

SOURCE OF FUNDING: [ ] General Fund [X] Grant Fund [ ] Enterprise Fund  
Community Development Block Grant (CDBG)

SPECIFIC EXPLANATION:

The Housing and Community Development Department (HCDD) requests approval of an amendment to the Child Care Program contract between the City of Houston and the Child Care Council of Greater Houston (CCC). This contract amendment will increase the total CDBG allocation by \$189,300 - from \$478,155 to \$667,455.

On January 25, 2012, City Council approved a contract between the City of Houston and CCC, which provided funding for the administration of the City of Houston's Child Care Program. The Child Care Program provides quality child care services and positive parenting training for low and moderate income families who are working, in job training, or seeking employment.

The initial funding of the contract provided for program costs for 12 months, beginning from August 1, 2011, through July 31, 2012. HCDD is currently conducting a Request for Proposals (RFP) for administration of the Child Care Program, with the successful respondent beginning services on January 1, 2013. This extension and amendment will allow CCC to continue operating through the RFP process without a gap in services to the community. The Child Care Program contract was extended by HCDD to December 31, 2012. This amendment provides an additional \$189,300 to fund Child Care Program activities during the extension period.

The funding will provide services to 81 families.

This item was presented to the Housing, Sustainable Growth and Development Committee on July 30, 2012.

NR:RB:MB:RLJ

- cc: City Secretary
- Legal Department
- Finance Department
- Mayor's Office

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:

HCD-12-106

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

06-05-12 JUVENILE - AMENDMENT

**SUBJECT:** An Ordinance authorizing a \$207,818 contract amendment between the City of Houston and the Child Care Council of Greater Houston for the administration and operation of the Juvenile Delinquency Prevention Program.

Category	Page 1 of 1	Agenda Item #
		25

**FROM:**  
Neal Rackleff, Director  
Housing and Community Development

**Origination Date**  
06/05/12  
**Agenda Date**  
SEP 12 2012

**DIRECTOR'S SIGNATURE:**  
*Neal Rackleff*

**Council District affected:**  
All

**For additional information contact:** Melody Barr  
Phone: 713-868-8329

**Date and identification of prior authorizing Council action:** Ord.#2012-0078; 1/25/12

**RECOMMENDATION:** Approval of an Ordinance authorizing a contract amendment between the City of Houston and the Child Care Council of Greater Houston, increasing funding by \$207,818 to operate a Juvenile Delinquency Prevention Program.

**Amount of Funding:** \$207,818.00  
**Finance Budget:**

**SOURCE OF FUNDING:** [ ] General Fund [X] Grant Fund [ ] Enterprise Fund

Community Development Block Grant (CDBG)

**SPECIFIC EXPLANATION:**

The Housing and Community Development Department (HCDD) requests approval of an amendment to the Juvenile Delinquency Prevention contract between the City of Houston and the Child Care Council of Greater Houston (CCC). This contract amendment will increase the total CDBG allocation by \$207,818 - from \$498,762 to \$706,580.

On January 25, 2012, City Council approved a contract between the City of Houston and CCC, which provided funding for the administration of the City of Houston's Juvenile Delinquency Prevention Program. The Juvenile Delinquency Prevention Program provides services and opportunities for youths who are pre-delinquent or status offenders.

The initial funding of the contract provided for program costs for 12 months, from August 1, 2011, through July 31, 2012. HCDD is currently conducting a Request for Proposals (RFP) for administration of the Juvenile Delinquency Prevention Program, with the successful respondent beginning services on January 1, 2013. This extension and amendment will allow CCC to continue operating through the RFP process without a gap in services to the community. The Juvenile Delinquency Prevention Program contract was extended by HCDD to December 31, 2012. This amendment provides an additional \$207,818 to fund Juvenile Delinquency Prevention Program activities during the extension period.

The funding will provide services to 1,472 youths.

This item was presented to the Housing, Sustainable Growth and Development Committee on July 30, 2012.

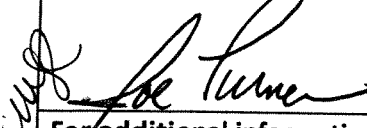
NR:RB:MB:RLJ

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

**REQUIRED AUTHORIZATION**

**Finance Director:** \_\_\_\_\_ **Other Authorization:** \_\_\_\_\_ **Other Authorization:** \_\_\_\_\_

**REQUEST FOR COUNCIL ACTION**

<b>TO:</b> Mayor via City Secretary			
<b>SUBJECT:</b> Ordinance approving restated and amended concession agreement with BSL Golf Corp. for Hermann Park Golf Course		Category #	Page 1 of 1
			Agenda Item <b>24</b>
<b>FROM (Department or other point of origin):</b> Houston Parks and Recreation Department		<b>Origination Date:</b> August 28, 2012	<b>Agenda Date</b> SEP 12 2012
<b>DIRECTOR'S SIGNATURE:</b>   Joe Turner, Director		<b>Council District(s) affected:</b>  D	
<b>For additional information contact:</b>	Luci Correa, 832-395-7057 Rick Dewees, 713-284-8555	<b>Date and Identification of prior authorizing Council Action:</b> March 1989, 20 Ordinance No. 89-293; January 24, 1993 Ordinance No. 93-1655; December 2, 1997 Ordinance No. 97-1253; April 12, 2006 Ordinance No. 06-0338	
<b>RECOMMENDATION (Summary):</b> An Ordinance approving and authorizing an amended and restated concession agreement and contract extension with BSL Golf Corp. for the management and operation of the Hermann Park Golf Course.			
<b>Amount and Source of Funding:</b>  Not applicable		<b>Finance Budget:</b>	
<b>SPECIFIC EXPLANATION:</b>			
<p>The Houston Parks and Recreation Department recommends approval of a restated and amended concession agreement with BSL Golf Corp. for the management and operation of Hermann Park Golf Course. The Course consists of one 18-hole golf course with pro shop, clubhouse, pro shop sales area, storage areas, restrooms, changing rooms, cart charging/storage garage, driving range building, netting, lighting and maintenance service facilities and parking lot.</p> <p>The current Hermann Park Golf Course Concession Agreement was originally executed in 1989 and has been amended four times. It is scheduled to terminate in March 2014. This proposed Amended and Restated Agreement includes relevant parts of the original agreement and amendments, and extends the concession agreement to terminate March 2019. The new agreement also updates insurance requirements, updates standards of maintenance, and establishes rental rates for use of clubhouse. There will be no change to currently approved greens fees.</p> <p>The new agreement increases the minimum annual revenue to the Department from \$100,000 to \$150,000. Additionally the concessionaire agrees to add \$448,754 in new improvements including 800 trees, expansion of the driving range, new lighting, and new netting.</p> <p>BSL Golf Corp. is a partner in good standing. The company has responded appropriately to all audit issues, is up to date on all payments for interest savings, and is committed to completing the approved payment schedule. The company also recently purchased all new electric golf carts and replaced the clubhouse carpet without contractual requirement.</p> <p>Details of this new agreement contract were presented to the Council Quality of Life Committee on August 27, 2012.</p>			
<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>	

<b>SUBJECT:</b> Ordinance calling Hearings for Proposed Strategic Partnership Agreements with certain utility districts in the Houston area		<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 27												
<b>FROM (Department or other point of origin):</b> Planning and Development		<b>Origination Date</b> September 5, 2012		<b>Agenda Date</b> September 12, 2012												
<b>DIRECTOR'S SIGNATURE:</b> <i>Madeira R. Hafrick</i>		<b>Council District affected:</b> ETJ														
<b>For additional information contact:</b> Nicole Smothers Phone: 713-837-7856		<b>Date and identification of prior authorizing Council action:</b>														
<b>RECOMMENDATION: (Summary)</b> It is recommended that City Council pass the Ordinance calling Hearings on proposed Strategic Partnership Agreements with certain utility districts in the Houston area.																
<b>Amount and Source of Funding:</b> N/A			<b>Finance Budget:</b>													
<b>SPECIFIC EXPLANATION:</b> In 1999, the State Legislature gave the City of Houston the right to enter into Strategic Partnership Agreements with utility districts. Such agreements allow the City to annex all or part of these districts for limited purposes. The City can then levy a sales tax and provide specified, limited services to the area. The City cannot levy a property tax in areas annexed for limited purposes.  The hearings called by this ordinance are for agreements, or amendments to existing agreements, with the following Utility Districts:  <b>New Agreements:</b> <table border="0"> <tr> <td>Cornerstones MUD</td> <td>Montgomery County MUD No. 119</td> </tr> <tr> <td>Fort Bend MUD No. 133</td> <td>Northwest Harris County MUD No. 24</td> </tr> <tr> <td>Harris County FWSD No. 47</td> <td>Northwest Harris County MUD No. 32</td> </tr> <tr> <td>Harris County MUD No. 118</td> <td>West Harris County MUD No. 2</td> </tr> <tr> <td>Harris County MUD No. 239</td> <td>West Harris County MUD No. 11</td> </tr> <tr> <td>Harris County MUD No. 374</td> <td></td> </tr> </table> <b>Amendments to existing Agreements:</b> Cypress Forest PUD (Amendment 1) Harris County MUD No. 53 (Amendment 1) Harris County MUD No. 221 (Amendment 2) Harris County MUD No. 468 (Amendment 1)					Cornerstones MUD	Montgomery County MUD No. 119	Fort Bend MUD No. 133	Northwest Harris County MUD No. 24	Harris County FWSD No. 47	Northwest Harris County MUD No. 32	Harris County MUD No. 118	West Harris County MUD No. 2	Harris County MUD No. 239	West Harris County MUD No. 11	Harris County MUD No. 374	
Cornerstones MUD	Montgomery County MUD No. 119															
Fort Bend MUD No. 133	Northwest Harris County MUD No. 24															
Harris County FWSD No. 47	Northwest Harris County MUD No. 32															
Harris County MUD No. 118	West Harris County MUD No. 2															
Harris County MUD No. 239	West Harris County MUD No. 11															
Harris County MUD No. 374																
In each of these Districts the sales taxes collected in the areas will be divided evenly between the City and the District. The City is only annexing commercial property and undeveloped land. There is no population located in these territories proposed to be annexed for limited purposes.  The hearings will be held on October 10, 2012 and October 17, 2012 in City Council chambers.																
cc: Marta Crinejo David Feldman Sameera Mahendru Kelly Dowe																
<b>REQUIRED AUTHORIZATION</b>																
<b>Finance Director:</b>		<b>Other Authorization:</b>	<b>Other Authorization:</b>													

8/11



# Strategic Partnership Agreement : September 2012

Major Highways

Major Streets

A

B

C

D

E

F

G

H

I

J

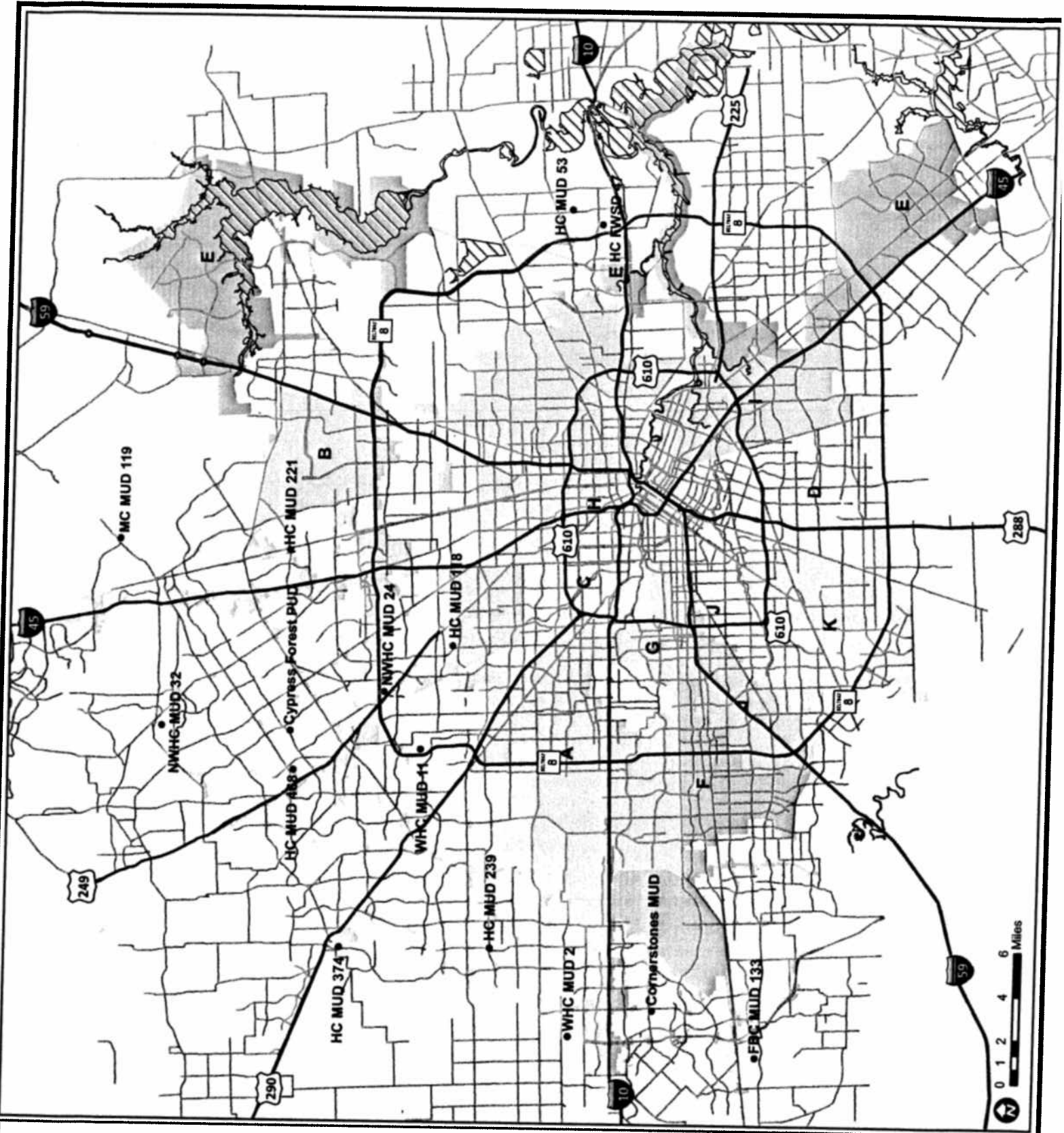
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Source: City of Houston GIS Database  
Date: September 4, 2012

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



**PLANNING & DEVELOPMENT DEPARTMENT**



**REQUEST FOR COUNCIL ACTION**

RCA# 9469

**TO:** Mayor via City Secretary

**Subject:** Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract No.4600010557 (Formerly Contract No. 4600009720) for the Parking Citation Management Information System for the Administration & Regulatory Affairs Department S17-T23907-A1

Category #  
4

Page 1 of 1

Agenda Item

28

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

Alfred Moran  
Director  
Administration & Regulatory Affairs Department

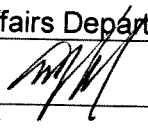
**Origination Date**

August 22, 2012

**Agenda Date**

SEP 12 2012

**DIRECTOR'S SIGNATURE**



**Council District(s) affected**

All

**For additional information contact:**

Don Pagel Phone: (713) 837-7656  
Douglas Moore Phone: (832) 393-8724

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

*Case*

**RECOMMENDATION: (Summary)**

Approve an amending ordinance to increase the maximum contract amount from \$1,514,850.05 to \$1,893,562.56 for the contract between the City of Houston and T2 Systems, Inc., for the parking citation management information system for the Administration & Regulatory Affairs Department.

Maximum Contract Amount Increased by: \$378,712.51

**Finance Budget**

\$378,712.51 - Parking Management Operating Fund (8700)

**SPECIFIC EXPLANATION:**

The Director of the Administration & Regulatory Affairs Department recommends that City Council approve an amending ordinance to increase the maximum contract amount between the City of Houston and T2 Systems, Inc. from \$1,514,850.05 to \$1,893,562.56 for the parking citation management information system (PCMIS) for the Administration & Regulatory Affairs Department (ARA). The ARA Director may terminate this contract at any time upon 30-days written notice.

The contract was awarded on June 24, 2009 by Ordinance No. 2009-592 for a five-year term, with two one-year options in the original amount of \$1,514,850.05. Expenditures as of August 15, 2012 totaled \$1,492,751.60. The increase to the maximum contract amount is necessary to allow the contractor to implement additional functionality enhancements to the PCMIS. The additional features will automate several accounts receivable collection processes which are currently performed manually by Parking Management Division (PMD) staff. The PCMIS enhancements shall include: interactive voice response (IVR) and pay-by-phone capabilities; National Change of Address registry interface, which will automatically update cited citizens' mailing addresses and improve notice submittals; automatically generate and send cited citizens reminder notices; and performs automated updates for all citations. Implementation of the features described above will improve both PMD's cash collection cycle and employee productivity.

The scope of work requires the contractor to provide all supervision, labor, tools, software and supplies to implement the system. The contractor will integrate the parking citation issuance, processing, adjudication and permitting functions, and the associated on-street parking activities, including electronic documentation of meter maintenance into a unified, comprehensive and cost-effective user-oriented system. The contractor is also required to provide training and annual maintenance for the handheld units and the parking system.

This contract was awarded with an 11% M/WBE participation goal; T2 Systems, Inc. is currently achieving 21.41% of the required M/WBE goal. The Mayor's Office of Business Opportunity will continue to monitor this contract to ensure maximum M/WBE participation.

Buyer: Murdock Smith III

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

NTA

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9390**

**Subject:** Approve an Ordinance awarding a Contract for Pierce/Oshkosh Fire Truck Repair Services for the Fleet Management Department/S44-L24232

Category #  
4

Page 1 of 2

Agenda Item

29

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

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

**Origination Date**

July 24, 2012

**Agenda Date**

SEP 12 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*  
*Calvin D. Wells*

**Council District(s) affected**

All

**For additional information contact:**

Kenneth Hoglund Phone: (832) 393-6901  
Douglas Moore Phone: (832) 393-8724

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

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to Siddons-Martin Emergency Group, LLC, on its sole bid in an amount not to exceed \$733,275.00 for Pierce/Oshkosh fire truck repair services for the Fleet Management Department.

Maximum Contract Amount: \$733,275.00

**Finance Budget**

\$733,275.00 - Fleet Management Fund (1005)

**SPECIFIC EXPLANATION:**

The Director of the Fleet Management Department and the City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, to Siddons-Martin Emergency Group, LLC, on its sole bid in an amount not to exceed \$733,275.00 for Pierce/Oshkosh fire truck repair services for the Fleet Management Department (FMD). The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Four prospective bidders viewed the solicitation document on SPD's e-bidding website and one bid was received. Prior to issuing the invitation to bid (ITB), Pierce Manufacturing, Inc. provided the City with a letter indicating that Siddons-Martin Emergency Group, LLC is the only authorized supplier of Pierce/Oshkosh fire truck after-market parts and service provider for the state of Texas. However, an ITB was issued by the Strategic Purchasing Division (SPD) to ensure that there were no other companies capable of bidding on the solicitation.

The scope of work requires the contractor to provide all supervision, labor, materials, supplies, tools, equipment and transportation necessary to provide turnkey repair services for Pierce/Oshkosh fire trucks for FMD. Moreover, the contractor will be required to repair Pierce/Oshkosh fire trucks equipment malfunctions to include mechanical repairs, and any other repair service or alteration that may be deemed necessary; due to vehicle accidents and/or normal wear and tear. Finally, the City currently has eight Pierce and four Oshkosh fire trucks in its fleet.

**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.

**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.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

*Calvin D. Wells* FMD

Other Authorization:

NDT



# CITY OF HOUSTON

## Interoffice

Fleet Management Department

Correspondence

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

**From:** Larry Benka, Contract Administrator  
Fleet Management Department

**Date:** October 27, 2011

**Subject:** MWBE Participation Form

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

I am requesting a MWBE goal below 11% Yes  No

I am requesting a revision of the MWBE Goal: Yes  No  Original Goal: \_\_\_\_\_ New Goal: 0%

If requesting a revision, how many solicitations were received: \_\_\_\_\_

Solicitation Number: To be assigned Estimated Dollar Amount: \$300,000.00

Anticipated Advertisement Date: 02/2012 Solicitation Due Date: 02/2012

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

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

Name and Intent of this Solicitation: Automotive, Pierce Fire Truck Replacement Parts and Repair Services

**Rationale for requesting a Waiver or Revision:**

The parts will be drop shipped directly from the manufacturer to the vendor, therefore there is no potential for MWBE participation. The existing vendor, Martin Apparatus, Inc. is the sole distributor of Pierce Fire truck replacement parts and services for the Greater Houston area and surrounding counties.

Concurrence:

Larry Benka  
Larry Benka, Contract Administrator  
Fleet Management Department

Jennifer Johnson  
Jennifer Johnson, Deputy Assistant Director  
Fleet Management Department

Approved:

Robert Gallegos  
Robert Gallegos, Assistant Director  
\*Office of Business Opportunity

\*Signature is required if the request is three percent or less MWBE participation, or to revise the MWBE goal

PIERCE MANUFACTURING INC.

AN OSHKOSH TRUCK CORPORATION COMPANY • ISO 9001 CERTIFIED

2600 AMERICAN DRIVE

POST OFFICE BOX 2017

APPLETON, WISCONSIN 54912-2017

920-832-3000 • FAX 920-832-3208



August 11, 2011

To whom it may concern,

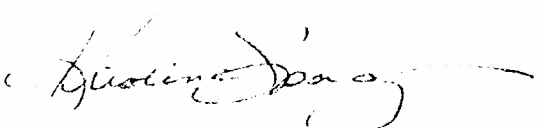
Since 1917, Pierce Manufacturing has provided the finest fire apparatus in the industry. The quality of our products and services are our number one priority.

In order to provide you with the personalized level of service you deserve, Pierce Manufacturing has established a widespread network of authorized dealers throughout the country. Siddons-Martin Emergency Group is the Pierce authorized dealership in Texas, Louisiana, and New Mexico. They are the sole source for Pierce parts and warranty service in these states and are extremely qualified to provide you with the service you have come to expect from Pierce Manufacturing, Inc.

Siddons-Martin Emergency Group is also the authorized sole source parts distributor for after-market service and support for the Oshkosh Airport product line within the states of Texas, Louisiana, and New Mexico. Please contact them directly for any requests concerning both product lines. Siddons-Martin Emergency Group can provide you parts and labor for any of these apparatus at the quality you deserve.

If you have any questions or concerns regarding this or any other issue, please call us at 1-888-YPIERCE.

Regards,



Kristina Spang

Sr. Customer Parts support & After-market Purchasing Manager

Pierce Apparatus, Medtec Ambulance, and Airport Products

Pierce Manufacturing, Inc.

An Oshkosh Corporation Company \* ISO Certified

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9399**

**Subject:** Approve an Ordinance Authorizing the Execution of an Interlocal Agreement for Training Courses for the Office of Emergency Management.  
S19-E24309

Category #  
4

Page 1 of 2

Agenda Item

30

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

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

**Origination Date**

August 14, 2012

**Agenda Date**

SEP 12 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Sharon Nalls Phone: (713) 884-4556  
Ray DuRousseau Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the execution of an Interlocal Agreement with the Texas Forest Service in an amount not to exceed \$80,980.00 for training courses for the Office of Emergency Management.

Award Amount: \$80,980.00

**Finance Budget**

\$80,980.00 - Federal State Local - Pass Through Fund (5030) - Homeland Security Grant Fund

**SPECIFIC EXPLANATION:**

The Office of Emergency Management and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the execution of an Interlocal Agreement with the Texas Forest Service for training courses and that authorization be given to issue a purchase order to the Texas Forest Service in an amount not to exceed \$80,980.00.

The Texas Forest Service shall provide to the City's first responders eleven Department of Homeland Security (DHS) approved all-hazard position specific courses. The courses that will be taught are listed below and will be used to train first responders who hold the same position as the title of the courses.

- **All-Hazard Incident Commander.** This is a 40-hour course designed to provide State, tribal, and local-level emergency management and response personnel with a robust understanding of the duties, responsibilities and capabilities of an effective Incident Commander on an All-Hazard Incident Management Team.
- **All-Hazard Operations Section Chief.** This is a 32-hour course designed to provide State, tribal, and local-level emergency management and response personnel with a robust understanding of the duties, responsibilities and capabilities of an effective Operations Section Chief on an All-Hazards Incident Management Team.
- **All-Hazard Planning Section Chief.** This is a 32-hour course designed to provide State, tribal, and local-level emergency management and response personnel with a robust understanding of the duties, responsibilities and capabilities of an effective Planning Section Chief on an All-Hazards Incident Management Team.
- **All-Hazard Situation Unit Leader.** This is a 32-hour course designed to help emergency management and response personnel establish the essential core competencies required for performing the duties of the Situation Team Leader during an all-hazards incident.
- **All-Hazard Resource Unit Leader.** This is a 32-hour course designed to provide an overview of unit leader responsibilities, the planning section and the planning process to contextualize the resource unit for students unfamiliar with the planning process.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

Date: 8/14/2012	Subject: Approve an Ordinance Authorizing the Execution of an Interlocal Agreement for Training Courses for the Office of Emergency Management. S19-E24309	Originator's Initials RK	Page 2 of 2
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- **All-Hazard Logistics Section Chief.** This is a 40-hour course designed to provide State, tribal and local-level emergency management and response personnel with a robust understanding of the duties, responsibilities and capabilities of an effective Logistics Section Chief on an All-Hazards Incident Management Team.
- **All-Hazard Supply Unit Leader.** This is a 32-hour course designed to help attendees establish the essential core competencies required for performing the duties of the Supply Unit Leader in an all-hazards incident.
- **All-Hazard Communications Unit Leader.** This is a 32-hour course designed to help participants establish the essential core competencies required for performing the duties of the Communications Unit Leader in an all-hazards incident.
- **All-Hazard Finance Unit Leader.** This is a 24-hour course designed to help students establish the essential core competencies required for performing the duties of the finance/administration unit leader in an all-hazards incident. The course is designed to enable students to perform as any of the four finance/administration unit leaders (time unit leader, procurement unit leader, compensation and claims unit leader and cost unit leader).
- **All-Hazard Liaison Officer.** This is a 16-hour course designed to provide State, tribal, and local-level emergency management and response personnel with a robust understanding of the duties, responsibilities and capabilities of an effective Liaison Officer on an All-Hazards Incident Management Team.
- **All-Hazard Finance Administration Section Chief.** This is a 24 hour course designed to meet a portion of the training needs in the finance section organization. Topics include: pre-dispatch and response, organization and operation of the finance function and demobilization during an emergency incident.

All Texas Forest Service instructors meet or exceed the requirements defined by DHS and the National Integration Center (NIC) for all-hazard position specific courses.

Buyer: Roy Korthals  
Purchase Requisition 10149123



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9279**

**Subject:** Approve an Ordinance Awarding a Contract for Water Meter Instrumentation, Calibration and Repair Services for the Public Works and Engineering Department/S37-L24255

Category #  
4

Page 1 of 2

Agenda Item

31

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

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

**Origination Date**

July 12, 2012

**Agenda Date**

SEP 12 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

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

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

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to Kathy Hagan d/b/a Mud Instruments on its low bid in an amount not to exceed \$219,375.00 for water meter instrumentation, calibration and repair services for the Public Works and Engineering Department.

Maximum Contract Amount: \$219,375.00

**Finance Budget**

\$219,375.00 - Water & Sewer System Operating Fund (8300)

**SPECIFIC EXPLANATION:**

The Director of the Public Works and Engineering Department and the City Purchasing Agent recommend that City Council approve an ordinance awarding a three-year contract, with two one-year options to Kathy Hagan d/b/a Mud Instruments on its low bid in an amount not to exceed \$219,375.00 for water meter instrumentation, calibration and repair services for the Public Works and Engineering Department (PWE). The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

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

**Company**

1. Kathy Hagan d/b/a Mud Instruments
2. Wingo Service Company, Inc.
3. M. E. Simpson Company, Inc.

**Total Amount**

\$219,375.00  
\$255,375.00  
\$450,000.00

The scope of work requires the contractor to provide all supervision, labor, parts, tools, materials, transportation, equipment, supplies and facilities necessary to provide preventive maintenance service and demand service to the surface water system. Furthermore, the contractor may be required to perform demand service calibration checks or witness calibrations for effluent meters, sub-meters, and/or City of Houston meter installations. In addition, the contractor may be required to perform demand service flow tests to fire service lines using ultrasonic meters or other flow detection devices.

**M/WBE Subcontracting:**

This invitation to bid was issued as a goal-oriented contract with a 12% M/WBE participation level. Kathy Hagan d/b/a Mud Instruments has designated the below-named company as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>
Energy Electric Supply, Inc.	Instruments & Electrical Equipment	\$26,325.00

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

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

NDT



Date: 7/12/2012	Subject: Approve an Ordinance Awarding a Contract for Water Meter Instrumentation, Calibration and Repair Services for the Public Works and Engineering Department/S37-L24255	Originator's Initials JH	Page 2 of 2
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**Pay or Play Program:**

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

**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 meets the requirements of Hire Houston First.

**Estimated Spending Authority**

Department	FY2013	Out Years	Total
Public Works & Engineering	\$43,875.00	\$175,500.00	\$219,375.00

Buyer: Joyce Hays

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

**SUBJECT:** Lease Agreement between 7100 North Loop East, Inc., (Landlord) and the City of Houston (Tenant) at 7100 North Loop East, Houston, Texas for the Office of the City Secretary  
**Page** 1 of 2  
**Agenda Item** 32

**FROM (Department or other point of origin):** General Services Department  
**Origination Date** 9/6/12  
**Agenda Date** SEP 12 2012

**DIRECTOR'S SIGNATURE:** Scott Minnix *Scott Minnix 8/8/12*  
**Council District affected:** H

**For additional information contact:** Jacquelyn L. Nisby Phone: 832-393-8023  
**Date and identification of prior authorizing Council action:**

**RECOMMENDATION:** Approve and authorize a Lease Agreement between 7100 North Loop East, Inc. (Landlord) and the City of Houston (Tenant) at 7100 North Loop East, Houston, Texas for the Office of the City Secretary.

**Amount and Source Of Funding:**  
**General Fund:**  
 \$648,000 Rent  
 \$107,063 Estimated Operating Expenses  
**\$755,063 Total**

**Finance Budget:**

**SPECIFIC EXPLANATION:** The General Services Department recommends approval of a Lease Agreement with 7100 North Loop East, Inc. (Landlord) for approximately 6,000 square feet of lease space at 7100 North Loop East, Houston, Texas for the Office of the City Secretary (OCS). OCS will use the leased space to provide archival storage for the official documents and records of the governing body. These records must be in the care and custody of the City Secretary to certify to such records; therefore no outside storage companies are used. Records are available from 1840 to present. OCS's current lease at 2015 White Street expires on November 30, 2012.


The proposed Lease Agreement provides for a ten-year base term with two five-year renewal options at the then prevailing market rate. The new lease term will commence on December 1, 2012 and will expire on November 30, 2022.

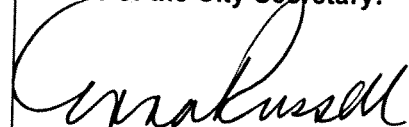
The total monthly rental payment includes the base rent and OCS's pro rata share of operating expenses as follows:

Lease Year	Base Rent PSF/YR	Operating Expense PSF/YR	Total PSF/YR	Average Monthly Payment	Annual Payment
Year 1	\$10.32	\$1.56	\$11.88	\$5,940	\$71,280
Year 2	\$10.32	\$1.60	\$11.92	\$5,961	\$71,537
Year 3	\$10.56	\$1.65	\$12.21	\$6,105	\$73,266
Year 4	\$10.56	\$1.70	\$12.26	\$6,130	\$73,563
Year 5	\$10.80	\$1.75	\$12.55	\$6,276	\$75,309
Year 6	\$10.80	\$1.80	\$12.60	\$6,302	\$75,624
Year 7	\$11.04	\$1.86	\$12.90	\$6,449	\$77,389
Year 8	\$11.04	\$1.91	\$12.95	\$6,477	\$77,724
Year 9	\$11.28	\$1.97	\$13.25	\$6,626	\$79,508
Year 10	\$11.28	\$2.03	\$13.31	\$6,655	\$79,863
					<b>\$755,063</b>

**REQUIRED AUTHORIZATION**

CUIC ID# 25 RB 136

**General Services Department:**  
  
 Humberto Bautista, P.E.  
 Assistant Director

**Office of the City Secretary:**  
  
 Anna Russell  
 City Secretary

<b>Date</b>	<b>SUBJECT:</b> Lease Agreement between 7100 North Loop East, Inc., (Landlord) and the City of Houston (Tenant) at 7100 North Loop East, Houston, Texas for the Office of the City Secretary	<b>Originator's Initials</b> RB	<b>Page</b> 2 of 2
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The Landlord will, at its sole cost and expense, build-out the lease space to meet the requirements of the OCS.

The Landlord is responsible for maintaining the building.

SM:HB:JLN:RB:npb

xc: Marta Crinejo, Anna Russell, Jacquelyn L. Nisby

**SUBJECT:** First Amendment to Lease Agreement with Beechnut Shopping Center, LP at 12660 Beechnut Street, Suite 180, for the Women, Infants and Children Nutrition Program of the Department of Health and Human Services

Page 1 of 1  
Agenda Item 33

**FROM (Department or other point of origin):** General Services Department  
**Origination Date:** 9/6/12  
**Agenda Date:** SEP 12 2012

**DIRECTOR'S SIGNATURE:** Scott Minnix *Scott Minnix* 8/27/12  
**Council District affected:** F

**For additional information contact:** Jacquelyn L. Nisby Phone: 832-393-8023  
**Date and identification of prior authorizing Council action:** Ordinance No. 2007-0164; February 7, 2007

**RECOMMENDATION:** Approve and authorize First Amendment to Lease Agreement with Beechnut Shopping Center, LP (Landlord) for the lease space at 12660 Beechnut Street, Suite 180, for the Women, Infants and Children (WIC) Nutrition Program of the Department of Health and Human Services (DHHS).

**Amount and Source of Funding:** Federal State Local – Pass Through Fund (5030) – WIC Grant \$1,436,022.00 Initial Base Term  
**Finance Budget:**

**SPECIFIC EXPLANATION:** The General Services Department recommends approval of a First Amendment to Lease Agreement with Beechnut Shopping Center, LP (Landlord) for 6,300 square feet of space at 12660 Beechnut Street, Suite 180, Houston, Texas. DHHS has utilized this lease space to administer its WIC Program since 2007. DHHS desires to amend the lease to increase the amount of square footage of the leased premises from 4,200 sf to 6,300 sf; further extend the term of the Lease; establish an additional monthly rental for the additional 2,100 sf of space; and provide for the Landlord's build-out of the additional space, at its sole cost and expense, in accordance with the requirements of DHHS.

The original lease term was to expire June 30, 2012, that has a monthly rental of \$8,652.00. DHHS has extended the original lease on a month to month term, commencing July 1, 2012, at the same monthly rental until the Landlord has substantially completed the build-out of the additional space. The amended lease term will commence on the date the Certificate of Occupancy is signed by the City and expire ten years from the Occupancy Date.


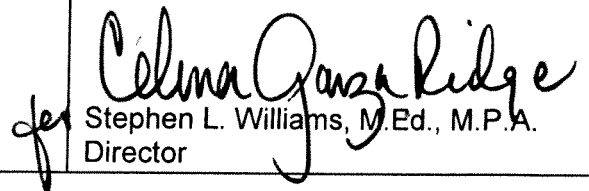
The monthly payment for the entire leased space is as follows:

Year	Monthly Payment	Annual Payment
Year 1 - 3	\$11,009.25	\$132,111.00
Year 4 - 6	\$11,534.25	\$138,411.00
Year 7 - 8	\$11,796.75	\$141,561.00
Year 9 - 10	\$12,059.75	\$144,711.00

All other terms and conditions of the original lease remain the same.

SM:HB:JLN:RB:npb  
 xc: Marta Crinejo, Jacquelyn L. Nisby, Anna Russell and Claudette Manning

REQUIRED AUTHORIZATION CUIC ID# 25 RB 137

<p><b>General Services Department:</b></p>  Humberto Bautista, P.E. Assistant Director		<p><b>Department of Health and Human Services:</b></p>  Stephen L. Williams, M.Ed., M.P.A. Director
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Second Amendment to Communications Equipment License with Hines REIT 2800 Post Oak L.P. at Transco Tower, for the Radio Communications Divisions of the Information Technology and Houston Police Departments	<b>Page</b> 1 of 1	<b>Agenda Item</b> <i>34</i>
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> <i>9/6/12</i>	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>6/8/12</i> <i>Scott Minnix</i>	<b>Council District affected:</b> G
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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. 1999-330; April 7, 1999 Ordinance No. 2003-90; January 29, 2003
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**RECOMMENDATION:** Approve and authorize a Second Amendment to Communications Equipment License between Hines REIT 2800 Post Oak L.P., (Licensor) and City of Houston (Licensee) for space at Transco Tower for the Radio Communications Divisions of the Information Technology and Houston Police (HPD) Departments.

<b>Amount and Source Of Funding:</b>  <b>General Fund (1000)</b> \$155,480.40 Initial Base Term	<b>Finance Budget</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends approval of a Second Amendment to Communications Equipment License with Hines REIT 2800 Post Oak L.P., (Licensor), allowing HPD to continue to operate six voice communication receivers and associated equipment at Transco Tower, 2800 Post Oak Boulevard, Houston, Texas. HPD has utilized this site since September 1995. The height of Transco Tower makes it ideal for expanding the range of HPD's radio signal coverage areas.

The current monthly rental is \$2,591.34 and the existing license expires on November 30, 2012. The City successfully negotiated the same monthly rental rate for the renewal by agreeing to an early renewal term. The proposed Second Amendment extends the term of the license for five-years at the same monthly rate. The new license term will commence on December 1, 2012 and expire on November 30, 2017. The City may terminate the license, upon ninety days written notice to the Licensor, prior to the effective date of the termination.

All other terms and conditions of the amended license remain the same.

SM:HB:JLN:RB:npb

xc: Marta Crinejo Jacquelyn L. Nisby, Anna Russell and Tom Sorley

REQUIRED AUTHORIZATION

CUIC ID# 25 RB133

<b>General Services Department:</b>  <i>Humberto Bautista</i> Humberto Bautista, P.E. Assistant Director	<b>Houston Police Department:</b> <i>SM</i>  <i>Charles A. McClelland, Jr.</i> Charles A. McClelland, Jr. Chief	<b>Information Technology Department:</b>  <i>Charles T. Thompson</i> Charles T. Thompson Director
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<b>SUBJECT:</b> Appropriate Additional Funds to the Professional Landscape Architectural Services Task Order Contract with SWA Group for Lake Houston Park WBS No. F-000695-0002-3	<b>Page</b> 1 of 2	<b>Agenda Item</b>  35
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE</b> Scott Minnix <i>Scott Minnix</i> 8/15/12	<b>Council District(s) affected:</b> ETJ/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. 2008-1015; dated 11/12/2008 Ordinance No. 2009-1111; dated 11/10/2009 Ordinance No. 2011-0886; dated 10/19/2011
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**RECOMMENDATION:** Appropriate additional funds for the project.

<b>Amount and Source Of Funding:</b> Maximum Contract Amount: \$950,000.00 <b>\$ 245,000.00</b> Woodlands Regional Participation Fund (2425) <b>Previous Funding:</b> \$ 399,877.50 Reimbursement of Equipment/Projects Fund (1850) \$ 304,200.00 Woodlands Regional Participation Fund (2425) <b>\$ 704,077.50 Total Appropriation</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council appropriate an additional amount of \$245,000.00 to the professional landscape architectural services task order contract with SWA Group to perform additional landscape architectural services for the Lake Houston Park Master Plan implementation for the Parks and Recreation Department.

**PROJECT LOCATION:** 25840 FM 1485 (257P)

**PROJECT DESCRIPTION:** The scope of work includes additional design services for a new bridge over Peach Creek, additional cabins, additional tent platforms and a new restroom/shower facility on the west side of the existing lake. Other design services include topography surveying, hydraulic and hydrology services, geotechnical services and environmental engineering services.

**PREVIOUS HISTORY AND PROJECT SCOPE:** On November 12, 2008, City Council approved a professional landscape architectural services task order contract with SWA Group to begin design services for improvements to Lake Houston Park, identified in the Master Plan and appropriated \$399,877.50. On November 10, 2009, City Council approved an additional appropriation of \$244,200.00 to continue design services for the master plan improvements. On October 19, 2011, City Council approved a First Amendment to the contract that extended the contract term to June 30, 2014; increased the maximum contract amount; and appropriated an additional sum of \$60,000.00 for construction services, environmental/archeological and design services for future archery range, utility modifications and electrical upgrades to the existing dining hall.

**REQUIRED AUTHORIZATION** CUIC ID# 25PARK181 *1405*

<b>General Services Department:</b>  Richard A. Vella Chief of Design & Construction Division	<b>Parks and Recreation Department:</b>  Joe Turner Director
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<b>Date</b>	<b>SUBJECT:</b> Appropriate Additional Funds to the Professional Landscape Architectural Services Task Order Contract with SWA Group for Lake Houston Park WBS No. F-000695-0002-3	<b>Originator's Initials</b> CP	<b>Page</b> 2 of 2
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**PREVIOUS HISTORY AND PROJECT SCOPE (CONT):** To date, SWA Group has completed design services for a new entrance drive, guard house, ten miles of crushed concrete roadways, installation of two vehicular bridges, a canoe launch, four cabins, two screened A-frame tent platforms, site utilities, five acre lake, five acre lake expansion, archery range, and approximately seven miles of hiking and riding trails.

**M/WBE PARTICIPATION:** The original contract and this additional appropriation have a 24% M/WBE goal. To date, SWA Group has achieved 33.06% M/WBE participation.

SM:RAV:JLN:LJ:cfp

c: Marta Crinejo, Jacquelyn L. Nisby, Calvin Curtis, Mark Ross, Morris Scott, Luci Correa, Lisa Johnson, Christopher Gonzales, Martha Leyva, File 406

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Award Construction Contract Hassell Construction Company, Inc. Sylvan Rodriguez Park WBS No. F-000704-0001-4	<b>Page</b> 1 of 2	<b>Agenda Item</b> 36
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 8/23/12	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i> 8/10/12	<b>Council District affected:</b> 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>
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**RECOMMENDATION:** Award construction contract and appropriate funds for the project.

<b>Amount and Source of Funding:</b> \$700,484.00 Parks Consolidated Construction Fund (4502)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council award a construction contract to Hassell Construction Company, Inc., on its low bid amount of \$614,850.00 to provide construction services for Sylvan Rodriguez Park for the Parks and Recreation Department. The apparent low bidder, DP Topco, LLC., was declared non-responsive due to an insufficient bid bond.

**PROJECT LOCATION:** 1201 Clear Lake City Blvd. (617G)

**PROJECT DESCRIPTION:** The scope of work consists of construction of a new concrete parking lot for the existing sports fields, parking lot lighting, installation of electrical service, construction of new multi-purpose practice field, detention area, concrete sidewalks, and associated landscape and irrigation.

The contract duration for this project is 120 calendar days. Clark Condon Associates, Inc. is the design consultant and construction manager for the project.

**BIDS:** The following six bids were received on May 10, 2012:

<u>Bidder</u>	<u>Bid Amount</u>
1. DP Topco, LLC.	\$599,000.00 (non-responsive)
2. Hassell Construction Company, Inc.	\$614,850.00
3. Jerdon Enterprise, L.P.	\$720,720.20
4. Speciality Construction	\$761,650.30
5. P2MG, LLC.	\$874,000.00
6. Carrera Construction, Inc.	\$876,000.00

**REQUIRED AUTHORIZATION** CUIC ID # 25PARK182

**General Services Department:**

*Richard A. Vella*

Richard A. Vella  
 Chief of Design & Construction Division

**Parks and Recreation Department:**

*Joe Turner*

Joe Turner  
 Director

NOT



<b>Date</b>	<b>SUBJECT:</b> Award Construction Contract Hassell Construction Company, Inc. Sylvan Rodriguez Park WBS No. F-000704-0001-4	<b>Originator's Initials</b> CP	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that City Council award the construction contract to Hassell Construction Company, Inc., and appropriate funds for the project, including additional appropriations of \$26,131.62 for construction management services under the existing contract with Clark Condon Associates, Inc., and \$18,000.00 for engineering and materials testing services under a purchase order to HVJ Associates, Inc.

**FUNDING SUMMARY:**

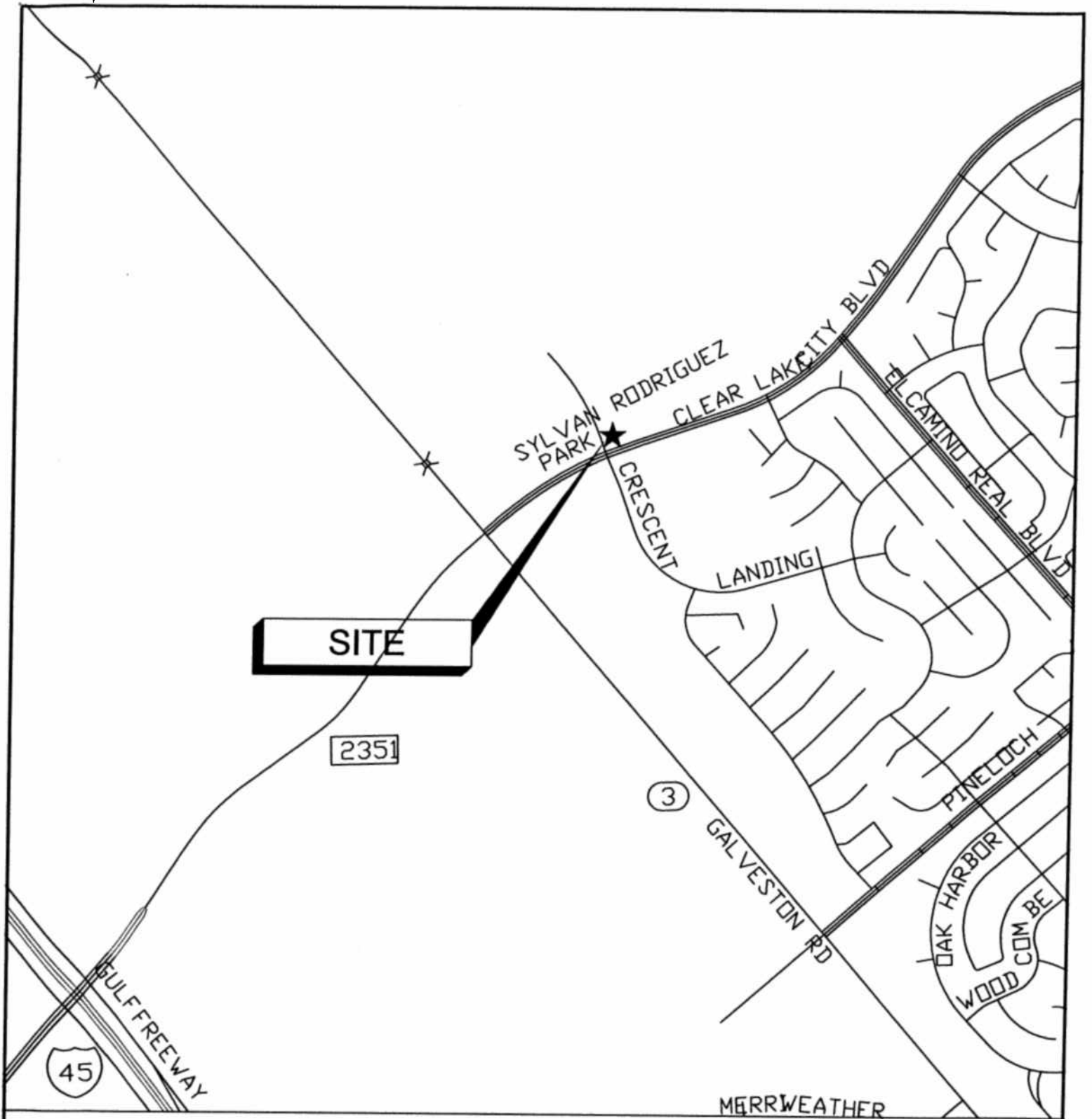
\$ 614,850.00	Construction Contract Services
\$ 30,742.50	5% Contingency
<u>\$ 645,592.50</u>	<b>Total Contract Services</b>
\$ 26,131.62	Construction Management Service
\$ 18,000.00	Engineering Testing
\$ 10,759.88	Civic Art (1.75%)
<u>\$ 700,484.00</u>	<b>Total Funding</b>

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

**HIRE HOUSTON FIRST:** The proposed contract requires compliance with the City's 'Hire Houston First' Ordinance that promotes economic opportunities for Houston businesses and supports job creation. In this case, the proposed contractor meets the requirements of Hire Houston First.

SM:RAV:JLN:LJ:CFP:cfp

c: Marta Crinejo, Jacquelyn L. Nisby, Mark Ross, Morris Scott, Christopher Gonzales, Calvin Curtis, Luci Correa, Gabriel Mussio, Lisa Johnson, Martha Leyva, File 712



Sylvan Rodriguez Park  
3725 Fulton  
Houston, TX 77062

COUNCIL DISTRICT "E"

WBS No. F-000704-0001-4

KEY MAP NO. 617H

TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Award Construction Contract Teal Construction Company 9003 N. Main Building C Renovation WBS No. L-000054-0001-4	<b>Page</b> 1 of 2	<b>Agenda Item</b> 37
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 8/29/12	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i>	<b>Council District affected:</b> H
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Award construction contract and appropriate funds for the project.

<b>Amount and Source of Funding:</b> \$1,308,859.00 Solid Waste Consolidated Construction Fund (4503)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a construction contract to Teal Construction Company on the proposal amount of \$1,125,950.00 to provide construction services for the 9003 N. Main Building C Renovation for the Solid Waste Management Department. GSD is requesting a 10% contingency to address the increased potential for unforeseen conditions that may impact this renovation of an existing structure.

**PROJECT LOCATION:** 9003 N. Main Street (453J)

**PROJECT DESCRIPTION:** The scope of work is for the renovation of an existing 7,700 square foot warehouse building. The building will be deconstructed down to structure and rebuilt as a new administration building. The work includes but is not limited to exterior cladding, interior construction and finishes, HVAC, electrical and plumbing work.

The contract duration for this project is 245 calendar days. Rey de la Reza Architects, Inc. is the design consultant for this project.

**PROPOSALS:** On March 23 and March 30, 2012, GSD advertised a Request for Competitive Sealed Proposals (CSP) for construction services for the 9003 N. Main Building C Renovation. The CSP contained selection criteria that ranked respondents on experience, references, project management, contractor responsibility, years in business, safety, and claims history. The Statements of Qualifications were due on April 12, 2012, and four firms responded. GSD evaluated the respondents and all of the firms received sufficient points and were requested to submit proposals. Three of the four firms submitted proposals. Teal Construction Company submitted the lowest proposal and offers the best value for the City based on the advertised criteria.

The three proposers are ranked as follows:

- | <b>Rank</b> | <b>PROPOSER</b>                    |
|-------------|------------------------------------|
| 1           | Teal Construction Company          |
| 2           | Hassell Construction Company, Inc. |
| 3           | Times Construction, Inc.           |

**REQUIRED AUTHORIZATION**      CUIC ID # 25CONS206      MDT

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

**Solid Waste Management Department:**  
*[Signature]*  
Harry J. Hayes  
Director

<b>Date:</b>	<b>Subject:</b> Award Construction Contract Teal Construction Company 9003 N. Main Building C Renovation WBS No. L-000054-0001-4	<b>Originator's Initials</b> ON	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that City Council award the construction contract to Teal Construction Company and appropriate funds for the project including additional appropriations of \$41,541.00 for data and telecom equipment purchase through the Texas Department of Information Resources (DIR) and \$9,068.87 for a one time purchase order to Kenall Inc. for engineering/material testing services.

**FUNDING SUMMARY:**

\$ 1,125,950.00	Construction Contract
\$ 112,595.00	Contingency (10%)
<b>\$ 1,238,545.00</b>	<b>Total Contract Services</b>
\$ 19,704.13	Civic Art (1.75%)
\$ 9,068.87	Engineering/Material Testing
\$ 41,541.00	IT Equipment Purchase
<b>\$ 1,308,859.00</b>	<b>Total Appropriation</b>

**MBE/SBE INFORMATION:** A 15% MBE goal and 10% SBE goal have been established for this contract. Teal Construction Company has submitted the following certified firms to achieve the goal:

<u>FIRM (MBE)</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% of CONTRACT</u>
Gonzales Commercial Electric Corporation	Electrical	\$ 173,353.00	15.4%

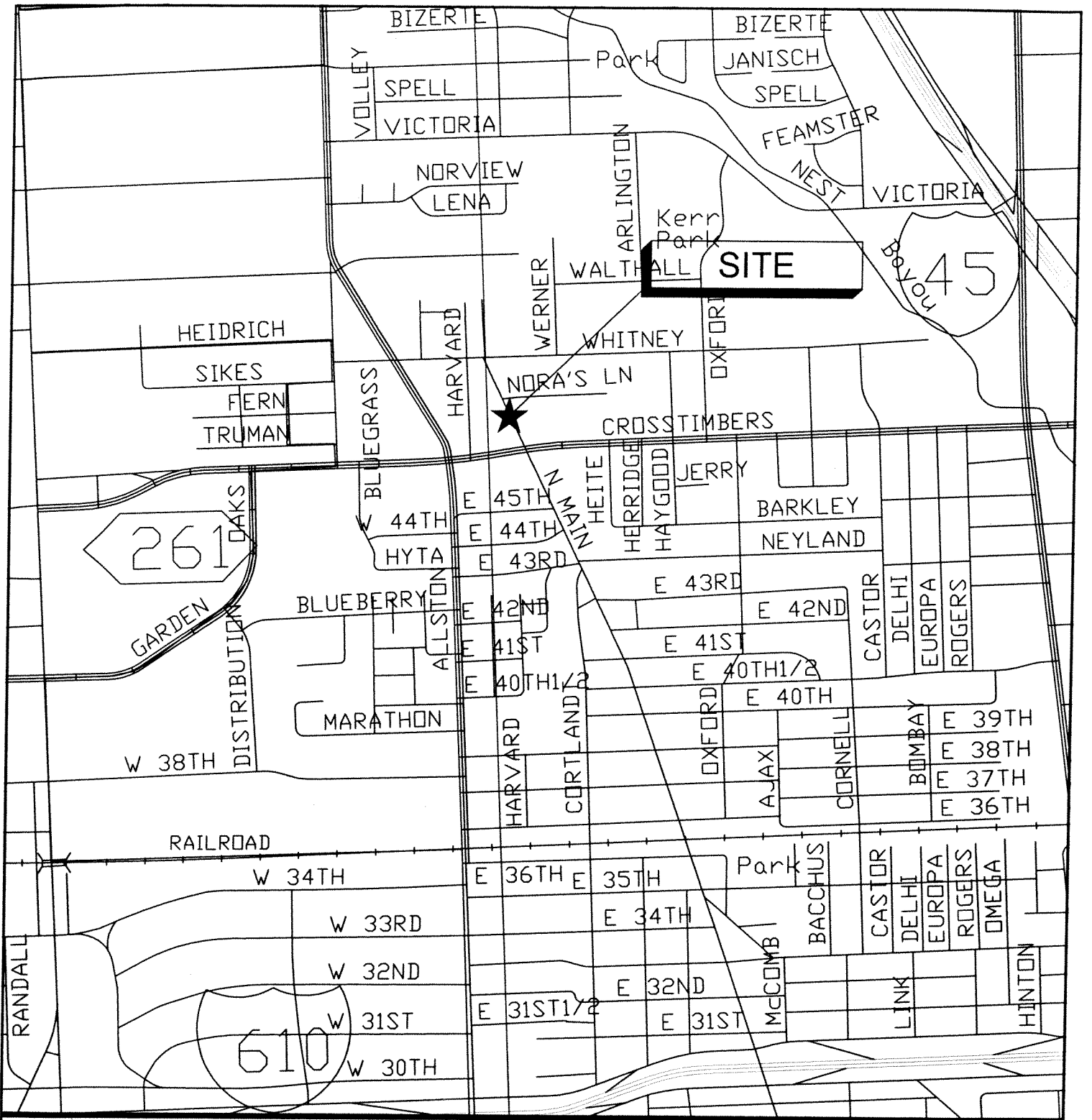
<u>FIRM (SBE)</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% of CONTRACT</u>
S & S Masonry II, LLC	Masonry	\$ 5,175.00	0.5%
Emery-Wall Decorating, Inc.	Painting	\$ 14,497.00	1.3%
A.R. Mechanical	HVAC	\$ 94,700.00	8.4%
	<b>TOTAL SBE</b>	<b>\$ 114,372.00</b>	<b>10.2%</b>

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

**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.

SM: JLN:RAV:ON:on

c: Marta Crinejo, Jacquelyn L. Nisby, Christopher Gonzales, Gary Readore, Calvin Curtis, Gabriel Mussio, Morris Scott, Martha Leyva, File



MAIN BUILDING 'C' RENOVATION

9003 N. MAIN ST  
HOUSTON, TX 77022

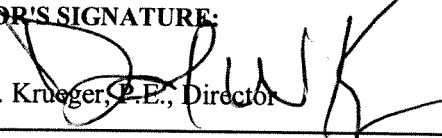
COUNCIL DISTRICT "H"

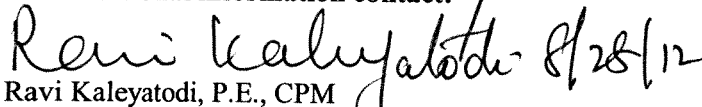
WBS No. L-000054-0001-4

KEY MAP NO. 453J

<b>SUBJECT:</b> Agreement between the City of Houston and Harris County Toll Road Authority (HCTRA) for the Reconstruction of Collingsworth Grade Separation from Hardy Street to Stevens Street; WBS No. N-000700-0002-3	<b>Agenda Item #</b>	<b>Page</b> 1 of <u>2</u>  38
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> B & H
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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> N/A
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**RECOMMENDATION: (Summary)** Adopt an ordinance approving and authorizing an Agreement between the City of Houston and Harris County Toll Road Authority.

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


**PROJECT NOTICE/JUSTIFICATION:** Harris County Toll Road Authority (HCTRA) desires to reconstruct Collingsworth Drive in connection with the extension of the Hardy Toll Road at IH610 from its current terminus to connect with US59/IH10 interchange near downtown Houston. This extension will provide access between Hardy Toll Road and the downtown area, improving mobility, air quality due to the result of traffic congestion mitigation, and eliminating the at-grade crossing at Union Pacific Railroad (UPRR).

**DESCRIPTION/SCOPE:** This project consists of the construction of a four lane undivided bridge overpass. The project will also include a one-way access road with U-turns at the railroad for access to the adjacent properties, all appurtenances, including signalization and necessary underground utilities.

**LOCATION:** The project is located on Collingsworth Drive between Jensen Drive and Maury Street. It is located approximately 2.4 miles northeast of the downtown area in Key Map Grid 453Z and 454W.

**SCOPE OF THIS AGREEMENT:** HCTRA seeks to enter into an Agreement with the City of Houston for the construction of Collingsworth Drive between Jensen Drive and Maury Street. Under the terms of the Agreement, HCTRA shall design, construct, and fund one hundred percent (100%) toward the design and construction costs of the project. HCTRA shall be responsible for acquiring all necessary Right-of-way and administering the construction contract. Upon acceptance by the City of Houston of the completed project, the City shall assume full ownership of and responsibility for the maintenance and preparation of the project.

**REQUIRED AUTHORIZATION** CUIC ID #20TAA51

<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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**Date**

**SUBJECT:** Agreement between the City of Houston and Harris County Toll Road Authority (HCTRA) for the Reconstruction of Collingsworth Grade Separation from Hardy Street to Stevens Street;  
WBS No. N-000700-0002-3

**Originator's  
Initials  
TAA**

**Page  
2 of 2**

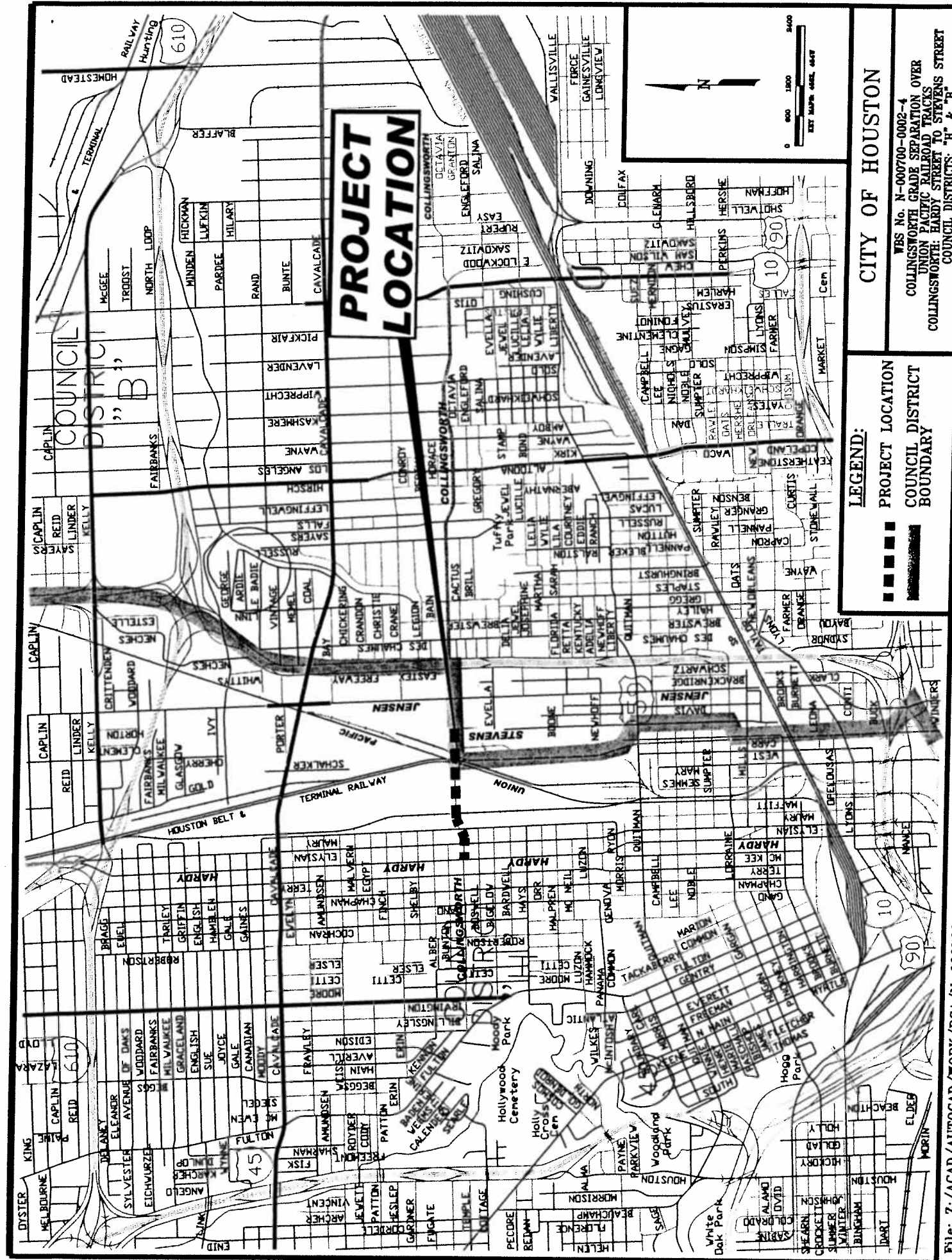
**ACTION RECOMMENDED:** It is recommended that the City Council adopt an ordinance approving and authorizing an Agreement between the City of Houston and Harris County Toll Road Authority.

*DRM* *RR* *PKC* *DWW* *ERJ*

DWK:DRM:RR:TAA:PKC:DWW:ERJ

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c: File: HCTRA – Collingsworth Drive Grade Separation



# PROJECT LOCATION

- LEGEND:**
- █ PROJECT LOCATION
  - ▬ COUNCIL DISTRICT BOUNDARY
  - ▬ CITY OF HOUSTON BOUNDARY

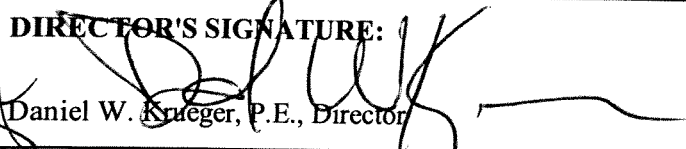
## CITY OF HOUSTON

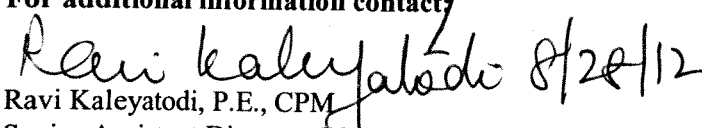
WBS No. N-000700-0002-4  
 COLLINGSWORTH GRADE SEPARATION OVER  
 UNION PACIFIC RAILROAD TRACKS  
 COLLINGSWORTH: HARDY STREET TO STEVENS STREET  
 COUNCIL DISTRICTS: "H" & "B"



<b>SUBJECT:</b> Agreement between the City of Houston and Harris County Toll Road Authority (HCTRA) for the Reconstruction of Quitman Grade Separation from Hardy Street to Stevens Street; WBS No. N-000727-0001-3	<b>Agenda Item #</b>	<b>Page 1 of 2</b>  39
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> B & H See
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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> N/A
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**RECOMMENDATION: (Summary)** Adopt an ordinance approving and authorizing an Agreement between the City of Houston and Harris County Toll Road Authority.

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


**PROJECT NOTICE/JUSTIFICATION:** Harris County Toll Road Authority (HCTRA) desires to reconstruct Quitman Street in connection with the extension of the Hardy Toll Road at IH610 from its current terminus to connect with US59/IH10 interchange near downtown Houston. This extension will provide access between Hardy Toll Road and the downtown area, improving mobility, air quality due to the result of traffic congestion mitigation, and eliminating the at-grade crossing at Union Pacific Railroad (UPRR).

**DESCRIPTION/SCOPE:** This project consists of the construction of a four lane undivided bridge overpass. The project will also include a one-way access road with U-turns at the railroad for access to the adjacent properties, all appurtenances, including signalization and necessary underground utilities.

**LOCATION:** The project is located on Quitman Street from Hardy Street to Stevens Street. It is located approximately 2.4 miles northeast of the downtown area in Key Map Grid 493D and 494A.

**SCOPE OF THIS AGREEMENT:** HCTRA seeks to enter into an Agreement with the City of Houston for the construction of Quitman Street from Hardy Street to Stevens Street. Under the terms of the Agreement, HCTRA shall design, construct, and fund one hundred percent (100%) toward the design and construction costs of the project. HCTRA shall be responsible for acquiring all necessary Right-of-way and administering the construction contract. Upon acceptance by the City of Houston of the completed project, the City shall assume full ownership of and responsibility for the maintenance and preparation of the project.

**REQUIRED AUTHORIZATION** **CUIC ID #20TAA52**

<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> Agreement between the City of Houston and Harris County Toll Road Authority (HCTRA) for the Reconstruction of Quitman Grade Separation from Hardy Street to Stevens Street; WBS No. N-000727-0001-3	<b>Originator's Initials</b> TAA <i>Ica</i>	<b>Page</b> <u>2</u> of <u>2</u>
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**ACTION RECOMMENDED:** It is recommended that the City Council adopt an ordinance approving and authorizing an Agreement between the City of Houston and Harris County Toll Road Authority.

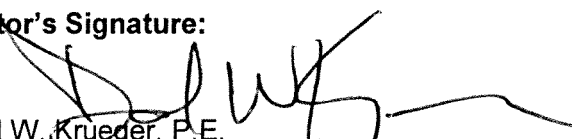

*[Handwritten initials: MS, MC, ERA]*  
DWK:DRM:RK:TAA:PKC:DWW:ERJ

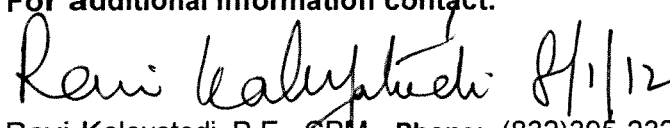
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c: File: HCTRA – Quitman Grade Separation

<b>SUBJECT:</b> Advance Funding Agreement for Voluntary Utility Relocation Contributions Off-System Improvement Projects between the City and Texas Department of Transportation (TxDOT) for Keegans Bayou Trail. WBS No. N-000420-0025-4, TxDOT CSJ 0912-71-631	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  40
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<b>From: (Department or Other Point of Origin)</b>  Department of Public Works and Engineering	<b>Origination Date</b>  9/6/12	<b>Agenda Date</b>  SEP 12 2012
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> F, K 
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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> Ordinance No. 2002-0809 Dated: 08/28/2002 Ordinance No. 2005-0575 Dated: 05/04/2005 Ordinance No. 2008-0607 Dated: 06/25/2008 Ordinance No. 2012-0277 Dated: 04/04/2012
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**RECOMMENDATION:** Adopt an ordinance approving and authorizing an Advance Funding Agreement and appropriate funds.

**Amount and Source of Funding:** \$90,200.00 from Fund 4040 – METRO Projects Construction DDSRF.  
*M.P. 8/15/2012*


**SPECIFIC EXPLANATION:** This project is part of the Houston Bikeway Program. It consists of the design and construction of Keegans Bayou Trail. TxDOT administers the funds for this project which are split 80% federal and 20% local match for construction. The Keegans Bayou Trail Project is funded by the Intermodal Surface Transportation Efficiency Act, Congestion Mitigation and Air Quality Program. In addition to the local match, the City is responsible for paying 100% of the costs in excess of federal participation.

This request is to appropriate additional funds for a force account to the City's share of the local match. The force account includes all utility relocation work for the project and the fund is part of the construction estimate and payable 100% by the City. The project is currently scheduled to let for construction in August 2012.

**PREVIOUS HISTORY:** On August 28, 2002 by Ordinance No. 2002-0809, City Council approved the Advanced Funding Agreement with TxDOT and appropriated \$18,000.00 for TxDOT review costs. On May 4, 2005 by Ordinance No. 2005-0575, City Council approved the revised funding agreement to allow for the change in language in some parts of the agreement. On June 25, 2008 by Ordinance No. 2008-0607, City Council approved Amendment One which increased federal participation thus reducing the City's local match. On April 4, 2012 by Ordinance 2012-0277, City Council approved the Local Match for project construction.

**DESCRIPTION/SCOPE:** The project consists of the design and construction of approximately 4.08 miles of a 10 feet wide reinforced concrete trail, two new bridges, four under crossings, four on street crossings, accessibility ramps, turn around, striping, retaining walls, associated hydraulic structures, electrical and landscaping. The utility relocation will consist of the following: Force Main, Phonoscope Down Guys, CenterPoint Poles and Down Guys, Underground Services Riser, and the cost of a Flood Plain Permit.

**REQUIRED AUTHORIZATION** **CUIC ID #20MHS128**

<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> Advance Funding Agreement for Voluntary Utility Relocation Contributions Off-System Improvement Projects between the City and Texas Department of Transportation (TxDOT) for Keegans Bayou Trail. WBS No. N-000420-0025-4, TxDOT CSJ 0912-71-631	<b>Originator's Initials</b> <i>MHS</i>	<b>Page</b> <b>2 of 2</b>
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**LOCATION:** This project is generally bound by Bissonnet on the north, West Belfort on the south, South Gessner on the east, and South Kirkwood on the west. Key Map Grids 529W, X, and 530W,S and T.

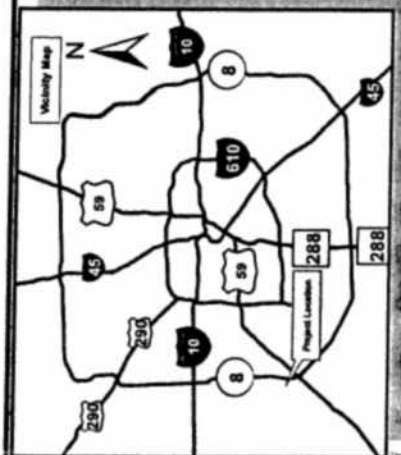
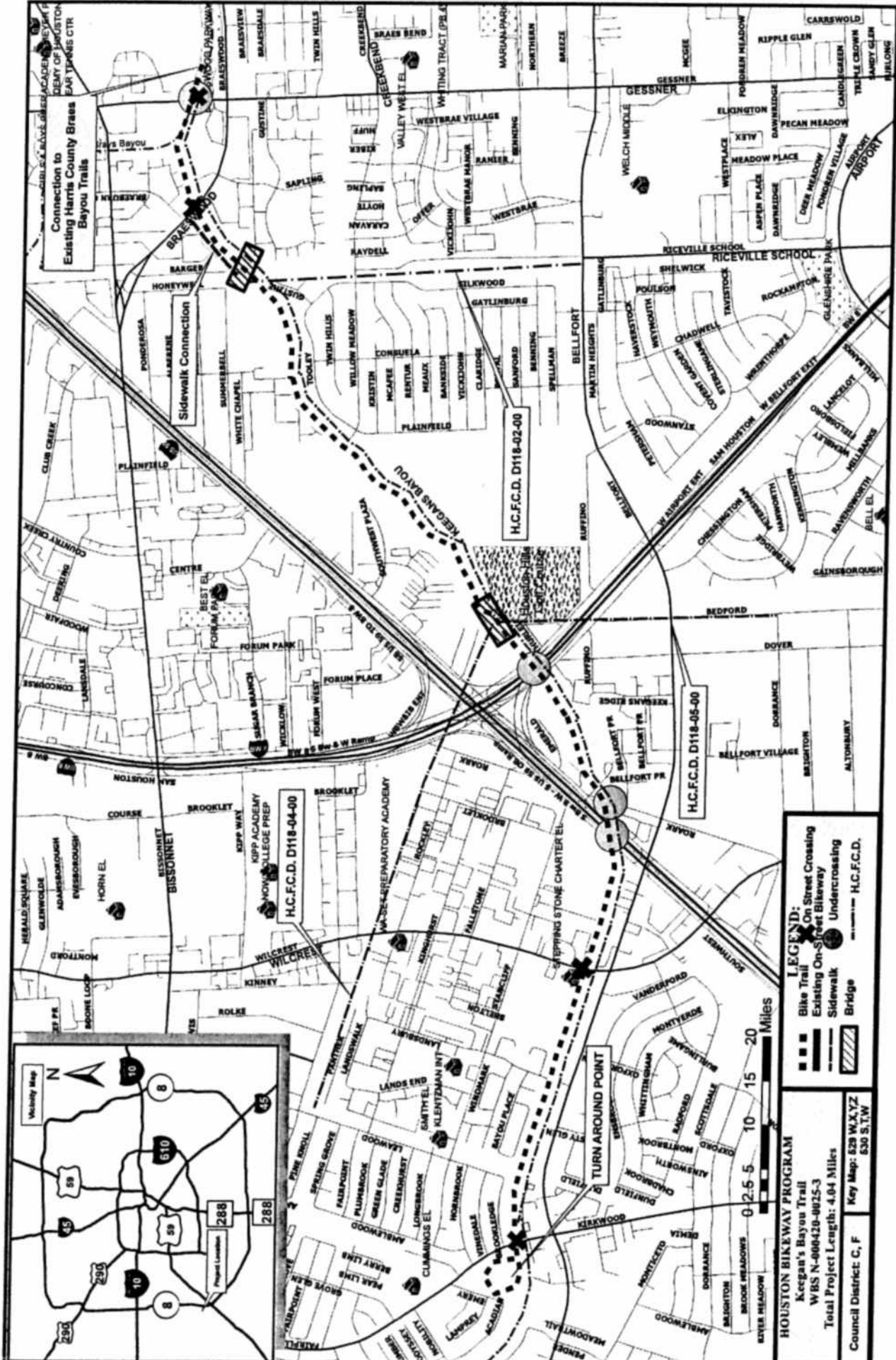
**PROJECT COST:** The current estimated cost of the utility relocation is \$84,316.48 along with \$5,883.52 for CIP Cost Recovery for a total of \$90,200.00.

**ACTION RECOMMENDED:** Adopt an ordinance approving and authorizing an Advance Funding Agreement and appropriate funds.

*MHS*  
 DWK:DRM:RK:MS:MHS:mg

Z:\design\A-NP-DIV\Bikeway Files\Maher\N-0420-25 Keegans Bayou Trail\1.0 Design Contract\1.2 RCA\Agreement\20MHS128.doc revised 07232012.doc

c: File No. N-000420-0025-4 (1.2 RCA)



- LEGEND:**
- Bike Trail
  - On Street Crossing
  - Existing On-Street Bikeway
  - Sidewalk
  - Bridge

**HOUSTON BIKEWAY PROGRAM**  
 Keegan's Bayou Trail  
 WBS N-000-020-0025-3  
 Total Project Length: 4.04 Miles  
 Council District: C, F  
 Key Map: 629 W.X.7Z  
 630 S.T.W



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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 54.5980 acres of land to Fort Bend County Municipal Utility District No. 57 (Key Map No. 484-T, W & X)	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  41
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 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 54.5980 acres of land to Fort Bend County Municipal Utility District No. 57 be approved.

**Amount and Source of Funding:**  
NONE REQUIRED

**SPECIFIC EXPLANATION:**

Fort Bend County Municipal Utility District No. 57 has petitioned the City of Houston for consent to add 54.5980 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 Cinco Ranch Boulevard, FM 1463, Roesner Road, and Katy-Gaston Road. The district desires to add 54.5980 acres, thus yielding a total of 638.3688 acres. The district is served by the Fort Bend County Municipal Utility District No. 57 Wastewater Treatment Plant. The other district served by this plant is Fort Bend County Municipal Utility District No. 156. The nearest major drainage facility for Fort Bend County Municipal Utility District No. 57 is Little Prong Creek which flows into Buffalo Bayou and finally into the Houston Ship Channel.

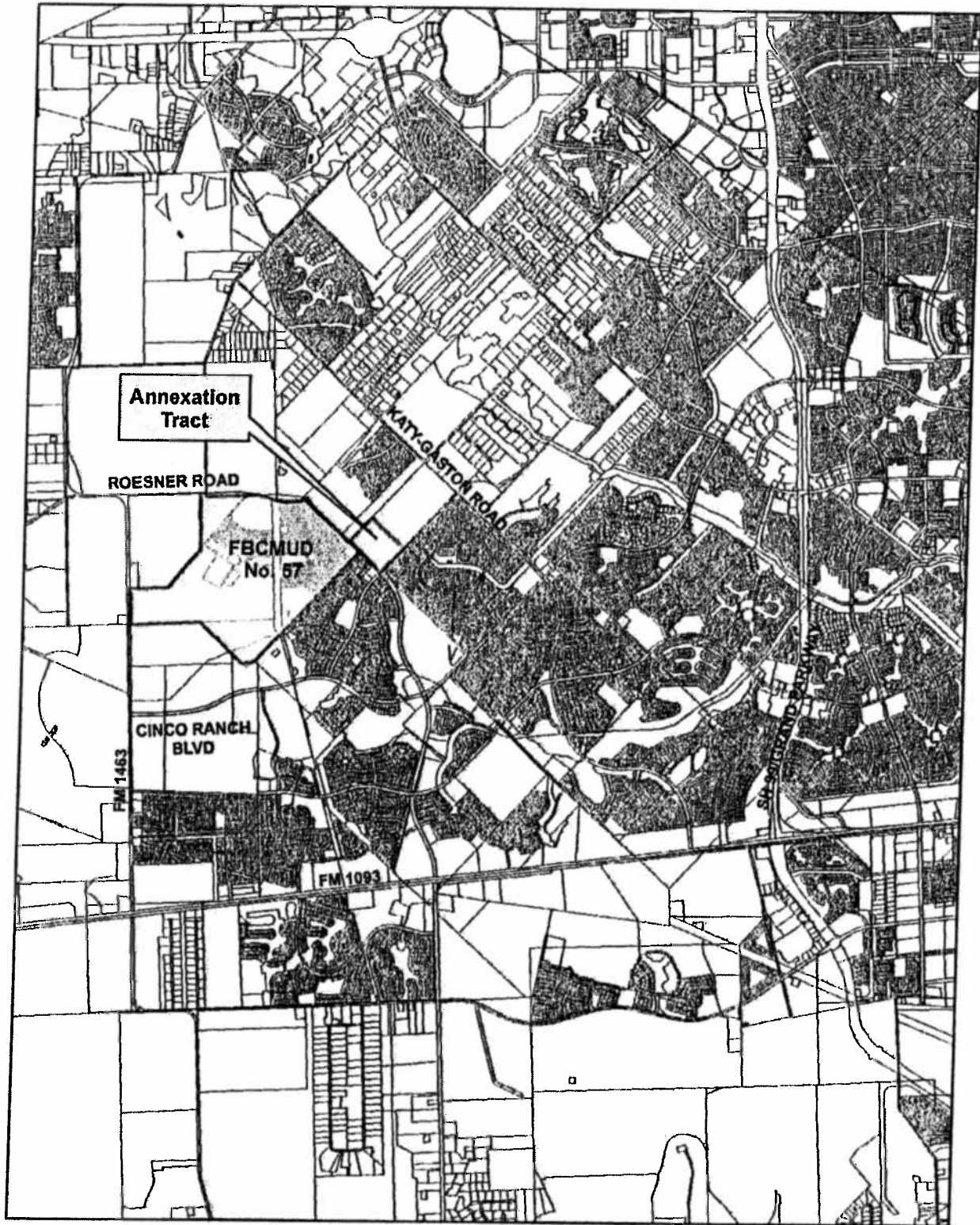
Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their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

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

**Attachments**

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

<b>REQUIRED AUTHORIZATION</b>		20UPA173
<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>



Annexation Tract

ROESNER ROAD

FBCMUD No. 57

CINCO RANCH BLVD

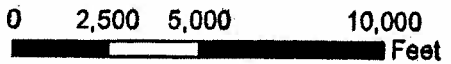
FM 1463

FM 1093

Path: L:\scorp-01\Survey\asub\hba\FBCMUD57-Vicinity\FBCMUD57-Vicinity-1.dwg



1 inch = 5,000 feet



VICINITY MAP  
LOCATION MAP  
FORT BEND COUNTY MUD No. 57

**Benchmark Engineering Corporation**

Consulting Engineers-Planners-Surveyors  
2401 Fountain View Drive, Suite 500  
Houston, Texas 77057 U.S.A. (713)-268-9930  
Job No. 02060-01 Date: June, 2012

20 UPA 173

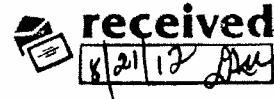




# CITY OF HOUSTON



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 54.5980 acres to Fort Bend County Municipal Utility District No. 57 under the provisions of Chapters 49 and 54 of the Texas Water Code.

*Katie [Signature]*  
Attorney for the District

**Attorney:** Allen Boone Humphries Robinson LLP

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

**Engineer:** Benchmark Engineering Corporation

Address: 2401 Fountain View, Suite 500 Zip: 77057 Phone: 713-266-9930

**Owners:** Taylor Morrison of Texas, Inc.

Address: 5353 W. Sam Houston Pkwy. N., Suite 190 Zip: 77041 Phone: 281-598-3035

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

### LOCATION

INSIDE CITY  OUTSIDE CITY   
NAME OF COUNTY (S) Fort Bend  
Survey Morris and Cummings Survey Abstract 295

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

North of: Cinco Ranch Boulevard East of: FM 1463  
South of: Roesner Rd. West of: Katy-Gaston Rd.

### WATER DISTRICT DATA

Total Acreage of District: 583.7708 Existing Plus Proposed Land 638.3688

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

Single Family Residential 100 Multi-Family Residential 0

Commercial 0 Industrial 0 Institutional 0

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

Sewage Treatment Plant Name: Fort Bend County MUD No. 57 Wastewater Treatment Plant

NPDES/TPDES Permit No: WQ0014519001 TCEQ Permit No: N/A





# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.3

Ultimate Capacity (MGD): 0.9

Size of treatment plant site: 3.469 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: 0.9

MGD of (Regional Plant).

Name of District: FBCMUD No. 57

MGD Capacity Allocation .7065

or property owner(s)

Name of District: FBCMUD No. 156

MGD Capacity Allocation .1935

Water Treatment Plant Name: Fort Bend County Municipal Utility District No. 57 Water Plant

Water Treatment Plant Address: 3562 1/2 Junction Bend; Katy, TX 77494

Well Permit No: 17021

### Existing Capacity:

Well(s): 1,600

GPM

Booster Pump(s): 4,000

GPM

Tank(s): 320,000

MG

### Ultimate Capacity:

Well(s): 1,600

GPM

Booster Pump(s): 5,400

GPM

Tank(s): 640,000

MG

Size of Treatment Plant Site: 1.42 acres

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 19.2700 acres of land to Klein Public Utility District (Key Map No. 331-C & D)	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  42
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 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 19.2700 acres of land to Klein Public Utility District be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Klein Public Utility District has petitioned the City of Houston for consent to add 19.2700 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 Cypress Creek, Kuykendahl Road, Louetta Road and Interstate Highway 45. The district desires to add 19.2700 acres, thus yielding a total of 389.7100 acres. The district is served by the Ponderosa Joint Powers Agency Sewage Treatment Plant. The other districts served by this plant are Harris County Water Control and Improvement District Nos. 91 and 132, Westador Municipal Utility District, Ponderosa Forest Utility District, Cypresswood Utility District, Harris County Municipal Utility District No. 275. The nearest major drainage facility for Klein Public Utility District is Cypress Creek which flows into Spring Creek and then to the San Jacinto River and finally into Lake Houston.

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

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

**Attachments**

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

**REQUIRED AUTHORIZATION**

20UPA167

Finance Department

Other Authorization:

  
Mark L. Loethen, P.E., CFM, PTOE  
Deputy Director

Mark L. Loethen, P.E., CFM, PTOE  
Deputy Director

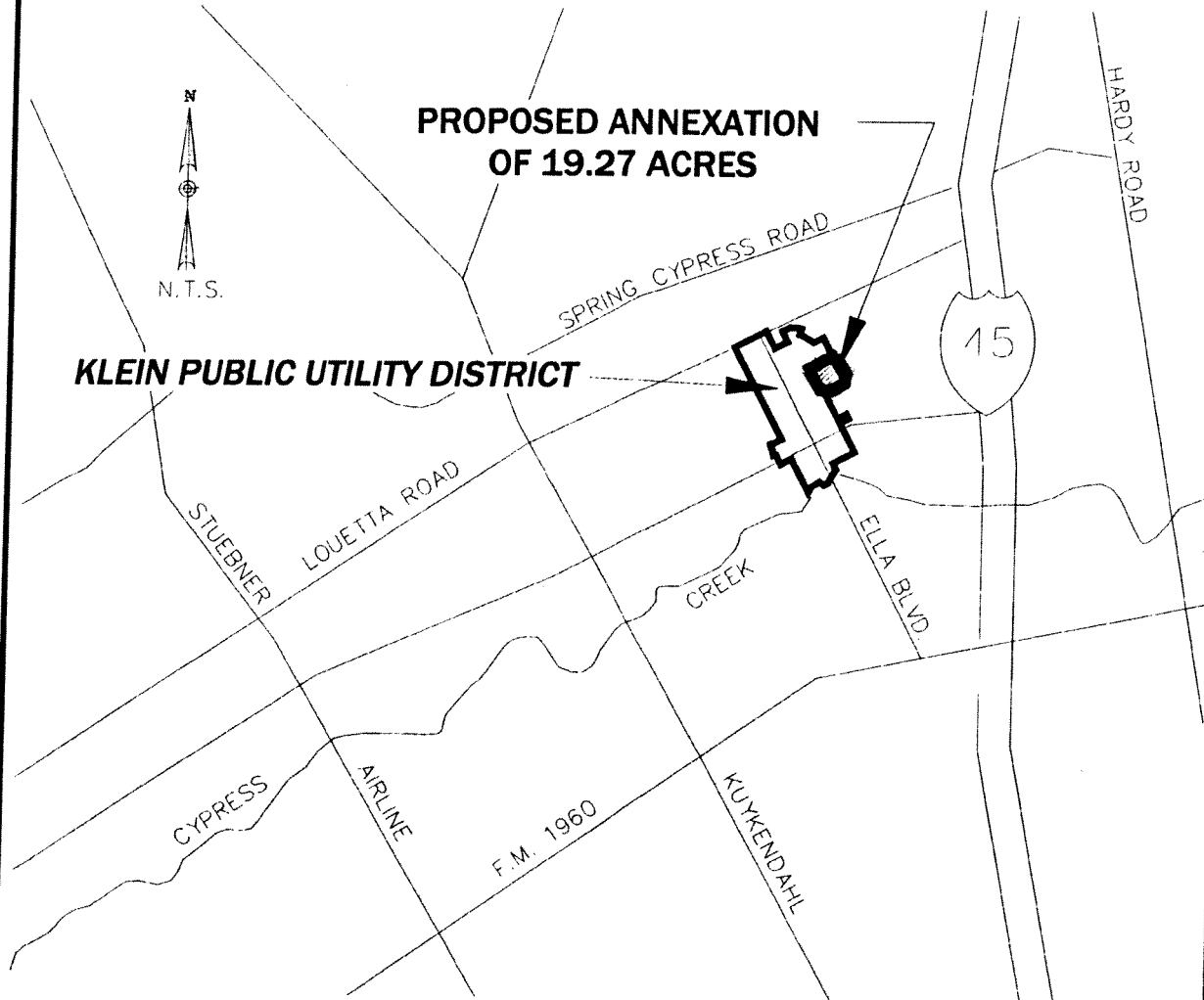
Planning & Development Services Div.

Other Authorization:

42

# KLEIN PUBLIC UTILITY DISTRICT HARRIS COUNTY, TEXAS

PROPOSED ANNEXATION OF 19.27 ACRES OF LAND  
(KEY MAP PAGE NO. 331-C&D)



## VICINITY MAP

N.T.S.

PREPARED BY



616 FM 1960 W., SUITE 250  
HOUSTON, TEXAS 77090  
(281) 350-7027  
(281) 350-7035 FAX  
WWW.AEIENGINEERING.COM

REGISTRATION No. F-1697

JUNE 2012

AEI JOB NO. 137-032-003

P:\137\137 DISTRICT\DISTRICT BOUNDARY\VICINITY.dwg Jun 08, 2012-11:02am riswon

201206107



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

received  
7/25/12

**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 19.2700 acres to Klein Public Utility District under the provisions of Chapter 49 Texas Water Code.

Attorney for the District

**Attorney: Ross J. Radcliffe**

Address: 1001 McKinney, Suite 1000, Houston, TX Zip: 77002-6424 Phone: 713-237-1221

**Engineer: Michael Kurzy**

Address: 616 FM 1960 West, Suite 250, Houston, TX Zip: 77090 Phone: 381-350-7027

**Owners: Peramco, Inc.**

Address: 10497 Town & Country Way #430, Houston, TX Zip: 77024 Phone: 713-467-6868

(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 Daniel Harmon Survey Abstract 315

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

North of: Cypress Creek East of: Kuykendahl Road  
South of: Louetta Road West of: Interstate Highway 45

### WATER DISTRICT DATA

Total Acreage of District: 370.4400 Existing Plus Proposed Land 389.7100

**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: Ponderosa Joint Powers Agency

NPDES/TPDES Permit No: TX0046761 TCEQ Permit No: WQ0011081001



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 4.87

Ultimate Capacity (MGD): 6.00

Size of treatment plant site: 17.91 ~~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: 4.87

MGD of (Regional Plant).

Name of District: Harris County WC&ID 132

MGD Capacity Allocation 0.700

or property owner(s)

Name of District: Westador MUD

MGD Capacity Allocation 0.909

Water Treatment Plant Name: Klein PUD Water Supply Plant

Water Treatment Plant Address: 3330 Cypresswood Drive Spring, TX 77388

Well Permit No: 2943

### Existing Capacity:

Well(s): 1,196

GPM

Booster Pump(s): 3,000

GPM

Tank(s): 510,000

MG

### Ultimate Capacity:

Well(s): 1,196

GPM

Booster Pump(s): 3,000

GPM

Tank(s): 510,000

MG

Size of Treatment Plant Site: 0.6838

square feet/acres.

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

\_\_\_\_\_

\_\_\_\_\_



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 4.87

Ultimate Capacity (MGD): 6.00

Size of treatment plant site: 17.91 ~~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: 4.87

MGD of (Regional Plant).

Name of District: Ponderosa Forest UD

MGD Capacity Allocation 1.319

or property owner(s)

Name of District: Cypresswood UD

MGD Capacity Allocation 0.728

Water Treatment Plant Name: Klein PUD Water Supply Plant

Water Treatment Plant Address: 3330 Cypresswood Drive Spring, TX 77388

Well Permit No: 2943

### Existing Capacity:

Well(s): 1,196 GPM

Booster Pump(s): 3,000 GPM

Tank(s): 510,000 MG

### Ultimate Capacity:

Well(s): 1,196 GPM

Booster Pump(s): 3,000 GPM

Tank(s): 510,000 MG

Size of Treatment Plant Site: 0.6838

square feet/acres.

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

\_\_\_\_\_

\_\_\_\_\_



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 4.87

Ultimate Capacity (MGD): 6.00

Size of treatment plant site: 17.91 ~~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: 4.87

MGD of (Regional Plant).

Name of District: Harris County MUD 275

MGD Capacity Allocation 0.364

or property owner(s)

Name of District: Harris County WC&ID 91

MGD Capacity Allocation 0.400

Water Treatment Plant Name: Klein PUD Water Supply Plant

Water Treatment Plant Address: 3330 Cypresswood Drive Spring, TX 77388

Well Permit No: 2943

**Existing Capacity:**

Well(s): 1,196 GPM

Booster Pump(s): 3,000 GPM

Tank(s): 510,000 MG

**Ultimate Capacity:**

Well(s): 1,196 GPM

Booster Pump(s): 3,000 GPM

Tank(s): 510,000 MG

Size of Treatment Plant Site: 0.6838

square feet/acres.

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

\_\_\_\_\_

\_\_\_\_\_



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 4.87

Ultimate Capacity (MGD): 6.00

Size of treatment plant site: 17.91 ~~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: 4.87

MGD of (Regional Plant).

Name of District: Klein PUD

MGD Capacity Allocation 0.450

or property owner(s)

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

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

Water Treatment Plant Name: Klein PUD Water Supply Plant

Water Treatment Plant Address: 3330 Cypresswood Drive Spring, TX 77388

Well Permit No: 2943

### Existing Capacity:

Well(s): 1,196 GPM

Booster Pump(s): 3,000 GPM

Tank(s): 510,000 MG

### Ultimate Capacity:

Well(s): 1,196 GPM

Booster Pump(s): 3,000 GPM

Tank(s): 510,000 MG

Size of Treatment Plant Site: 0.6838

square feet/acres.

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

\_\_\_\_\_

\_\_\_\_\_

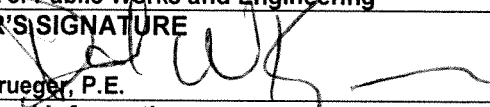


**TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Petition for the City's consent to the addition of two (2) tracts of land totaling 22.1799 acres to Memorial Hills Utility District (Key Map No. 333-J)	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  43
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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*copy*

<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 22.1799 acres of land to Memorial Hills Utility District be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Memorial Hills Utility District has petitioned the City of Houston for consent to add 22.1799 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 Richey Road, Hardy Toll Road, FM 1960 and Aldine Westfield. The district desires to add 22.1799 acres, thus yielding a total of 448.0375 acres. The district is served by the Memorial Hills Utility District Wastewater Treatment Plant. The nearest major drainage facility for Memorial Hills Utility District is Cypress Creek which flows into Spring Creek and then to the San Jacinto River and finally into Lake Houston.


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

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

**Attachments**

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

**REQUIRED AUTHORIZATION      20UPA172**

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



Department of Public Works and Engineering  
Water District Consent Application Form

**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 22.1799 acres to Memorial Hills UD under the provisions of 49 and 54, Texas Water Code.

Attorney for the District

**Attorney: J. Davis Bonham, Jr.**

Address: 1100 Louisiana St., Suite 400, Houston, Texas Zip: 77002 Phone: 713/652-6500

**Engineer: Jeff Vogler, P.E.**

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

**Owners: See Attached**

Address: \_\_\_\_\_ Zip: \_\_\_\_\_ Phone: \_\_\_\_\_

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

### LOCATION

INSIDE CITY  OUTSIDE CITY  NAME OF COUNTY (S) Harris  
Survey Allen McCasland Abstract 575

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

North of: Richey Road East of: Hardy Toll Road

South of: FM 1960 West of: Aldine Westfield

### WATER DISTRICT DATA

Total Acreage of District: 425.8576 Current Existing Plus Proposed Land 448.0375

**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: Memorial Hills Utility District

NPDES/TPDES Permit No: WQ0011044001 TCEQ Permit No: WQ0011044001



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.375 MGD

Ultimate Capacity (MGD): 0.50 MGD

Size of treatment plant site: 2.5 acres square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.50 MGD.

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

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

Total permitted capacity: N/A

MGD of (Regional Plant).

Name of District: N/A

MGD Capacity Allocation N/A

or property owner(s)

Name of District: N/A

MGD Capacity Allocation N/A

Water Treatment Plant Name: See Comment A Below

Water Treatment Plant Address: 2301 Briarcreek, Houston, Texas 77073

Well Permit No: 135858 and 135859

**Existing Capacity:**

Well(s): 1,296

GPM

Booster Pump(s): 2,150

GPM

Tank(s): 0.42

MG

**Ultimate Capacity:**

Well(s): 2,000

GPM

Booster Pump(s): 3,150

GPM

Tank(s): 0.42

MG

Size of Treatment Plant Site: 0.57 acres

square feet/acres.

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

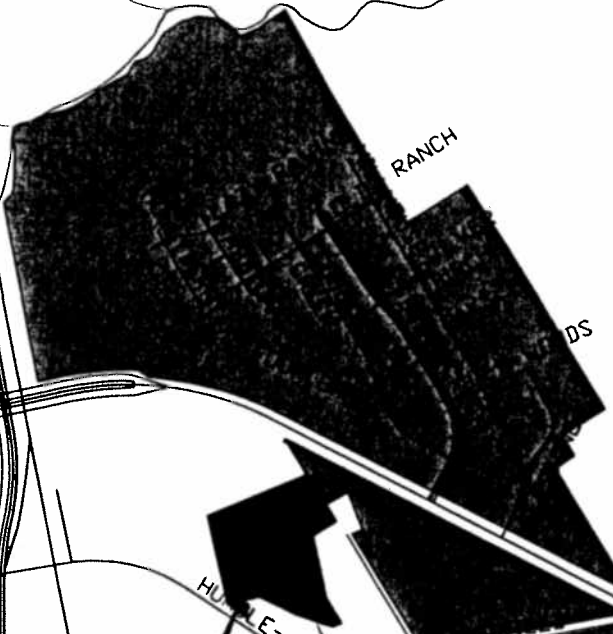
A - Memorial Hills Utility District Water Production Facility

CYPRESS CREEK



ALDINE WESTFIELD

TREASCHWIG



RANCH

DS

INERNESS

FOREST

FM 1960

"TRACT 10"  
19.1160 ACRES  
(TO BE ANNEXED)

"TRACT 11"  
3.0639 ACRES  
(TO BE ANNEXED)

WESTFIELD LP

H AND R

TRAVICK

WOODCREEK

WOODCREEK GLEN

HUM

WOODCREEK ALDINE

TU

HARDY TOLLROAD

WOODED PINE

EAGLECREST

CARRIAGE PARK

CANDLERIDGE POINT

HARDY

HIGH AND HOLLOW

GREY MOUNTAIN

STONE MOUNTAIN

NORTHCREEK

HARVEST

AMBER GLEN

TRELLIS

ROSEHEATH

THORNE CREEK

HILL CREST

TURKEY

TURKEY

WESTFIELD

W THORNE

DIL CENTER  
BLACK GOLD

E RICHEY

SHY GLEN

GROVEDALE

WEST

RICHEY

### MEMORIAL HILLS UTILITY DISTRICT

*VantDeWiele & Vogler Incorporated*  
 Consulting Engineers  
 2925 Briarpark, Suite 210  
 Houston, Texas 77042-3118  
 713/782-0088  
 www.vandewiele-eng.com  
 Texas Professional Engineering Firm Registration No. F118

JOB No. 04000-000-0-05T

DATE: FEBRUARY 21, 2012

F:\04000\000-0\CAD\mudames.LOC MAP 2-21-12.dgn  
8/7/2012 2:38:49 PM

**EXHIBIT A**

**MEMORIAL HILLS UTILITY DISTRICT**

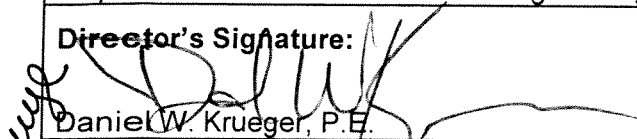
**WATER DISTRICT CONSENT APPLICATION FORM**

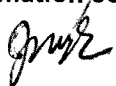
Addition of 22.1799 acres

<b>Owner</b>	<b>Owner's Address</b>	<b>Acreage of Tract</b>	<b>Survey</b>	<b>Abst</b>	<b>Geographic Location of Property (List only major streets, bayous and creeks)</b>
Quality Resorts LP	10575 Westoffice Dr. Houston, Texas 77042 (713) 464-6944	19.1160	Allen McCasland	575	South of FM 1960 West of Aldine Westfield North of Richey Road East of Hardy Toll Road
GRDM Management, LLC	10575 Westoffice Dr. Houston, Texas 77042 (713) 464-6944	3.0639	Allen McCasland	575	South of FM 1960 West of Aldine Westfield North of Richey Road East of Hardy Toll Road

<b>SUBJECT:</b> Approve an Ordinance Authorizing a First Amendment to the Advance Funding Agreement between the City and Texas Department of Transportation (TxDOT) for the Wi-Max Radio System. WBS No. N-000650-0057-4	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  44
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b>  ALL
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<b>For additional information contact:</b>  Michael Ereti, P.E.  <b>Phone:</b> (832) 395-3008	<b>Date and identification of prior authorizing Council action:</b>  Ordinance No. 2010-0059; Passed January 27, 2010 Motion No. 2010-0613; Passed August 18, 2010
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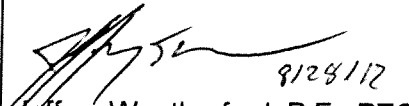
**RECOMMENDATION: (Summary)**  
That City Council approves an Ordinance authorizing a First Amendment to the existing Advance Funding Agreement with TxDOT to extend the term date from two years to three years for the completion of the Wi-Max radio system.

**Amount and Source of Funding:** No Additional Funding Required.

**SPECIFIC EXPLANATION:** The Director of Public Works & Engineering Department recommends that City Council approve and authorize an Ordinance amending the Advance Funding Agreement between the City and TxDOT. The agreement is nearing expiration; therefore, TxDOT is requesting an amendment to the original agreement to extend the term date from two years to three years, with all equipment purchased, installed and operational within the Wi-Max radio system and the Wi-Max radio system must be completed and operational to the satisfaction of the State within three years of purchase date.

On January 27, 2010 City Council approved an Advance Funding Agreement with TxDOT under Ordinance No. 2010-0059 allowing the City of Houston to accept a grant through the Texas Department of Transportation under the American Recovery & Reinvestment Act (ARRA) in the amount of \$5,000,000.00 to provide a city-wide transportation communications system. On August 18, 2010 City Council approved a Motion to purchase equipment, hardware, software, and licenses for the Wi Max Radio System under Motion 2010-0613. The Wi-Max Radio System provides communications to make changes to timing plans without a field technician physically visiting each device. The system provides remote diagnostics and automatically notifies City staff located at Transtar, 6922 Old Katy Road when a problem occurs. This will increase staff efficiency and enable Traffic Operations Division to react to mobilization issues more rapidly.

**REQUIRED AUTHORIZATION** CUIC ID # 20JSW77

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>   8/28/12 Jeffrey Weatherford, P.E., PTOE Deputy Director Traffic Operations Division
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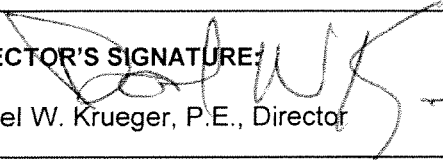
TO: Mayor via City Secretary


REQUEST FOR COUNCIL ACTION

REVISED

<b>SUBJECT:</b> Fourth Additional Appropriation to Professional Engineering Services Contract between the City and Klotz Associates, Inc. for Professional Engineering Services associated with the design of Storm Sewer Improvements to Shepherd Drive: Buffalo Bayou to Westheimer (River Oaks) WBS No. M-000267-0001-3	Page 1 of 2	Agenda Item #  45
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 9/11/12	<b>Agenda Date:</b> SEP 19 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> C, G
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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> Ordinance #: 2007-0596, Dated: 05/16/2007 Ordinance #: 2008-0809, Dated: 09/10/2008 Ordinance #: 2010-0062, Dated: 01/27/2010 Ordinance #: 2011-0893, Dated: 10/19/2011
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**RECOMMENDATION: (Summary)**

Approve an Ordinance appropriating additional funds for Professional Engineering Services Contract with Klotz Associates, Inc.

**Amount and Source of Funding:**  
 → \$819,752.00 from Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF. *M.P. 9/11/2012*  
 Original and subsequent additional appropriations of \$3,449,740.00 from Drainage Improvement Commercial Paper Series F, Fund 4030.

**DESCRIPTION/SCOPE:** This project is required to provide professional engineering services for the design of the drainage system improvements to reduce the risk of structural flooding in the project area.


→ **LOCATION:** This project is generally located within the bounds described by HCFCD #W100-00-00 to the north, Westheimer Road on the south, McDuffie to the east, and Shepherd Drive on the west. Key Map Grids 492 L, M, Q, R, and U.

**PREVIOUS HISTORY AND SCOPE:** The Original Contract was approved by the City Council on May 16, 2007, under Ordinance No. 2007-0596. Subsequent appropriation (first supplement) was approved by the City Council on September 10, 2008, under Ordinance No. 2008-0809, and second supplement was approved by the City Council on January 27, 2010 under Ordinance No. 2010-0062. A third supplement was approved by the City Council on October 19, 2011 under Ordinance 2011-0893. Under this original contract and subsequent supplements, the consultant has completed the following:

**Original Contract**

Project	WBS No.	Task Performed	Key Map
Airline Drive	M-000284-0001-3	Preliminary Engineering Report	413P, T, X, Y, and 453B and C
Shepherd Drive	M-000267-0001-3	Preliminary Engineering Report	492L, M, Q, and R
Rampart Street	M-000265-0001-3	Preliminary Engineering Report	531A,B,E,F,J,K,N,P,S and T

**REQUIRED AUTHORIZATION CUIC# 20MMM01R**

<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> Fourth Additional Appropriation to Professional Engineering Services Contract between the City and Klotz Associates, Inc. for Professional Engineering Services associated with the design of Storm Improvements to Shepherd Drive: Buffalo Bayou to Westheimer (River Oaks) WBS No. M-000267-0001-3	<b>Originator's Initials</b>	<b>Page</b> 2 of 2
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**PREVIOUS HISTORY AND SCOPE continued:**

**First Supplement**

<b>Project</b>	<b>WBS No.</b>	<b>Task Performed</b>	<b>Key Map</b>
Shepherd Drive	M-000267-0001-3	Phase II Services	492L, M, Q, and R

**Second Supplement**

<b>Project</b>	<b>WBS No.</b>	<b>Task Performed</b>	<b>Key Map</b>
Airline Drive Segment 1	M-000284-0001-3	Phase II and Phase III Services	413P, T, X, Y, and 453B, C
Airline Drive Segment 2	M-000284-0002-3	Phase II and Phase III Services	413P, T, X, Y, and 453B, C

**Third Supplement**

<b>Project</b>	<b>WBS No.</b>	<b>Task Performed</b>	<b>Key Map</b>
Rampart Street	M-000265-0001-3	Phase II and Phase III Services	413P, T, X, Y, and 453B and C

**SCOPE OF THIS SUPPLEMENT AND FEE:** The requested fourth additional appropriation will accomplish the following tasks: Final Design (Phase II) and Construction Phase Services (Phase III) for realignment of Storm Sewer along Shepherd Drive. The Basic Services Fee, computed by the level of effort, totals \$386,855.00 and is to be paid as lump sum. The Additional Services currently anticipated includes, but are not limited to, surveying, geotechnical investigation, environmental services, traffic control plans and Hydraulic Impact Study. The budgeted Additional Services Fee is \$325,897.00.

The total cost of this supplement is \$819,752.00 to be appropriated as follows: \$740,100.00 for contract services and \$79,652.00 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:** The M/WBE goal established for this project is 24%. The original contract amount and subsequent appropriations increased the contract total to \$3,117,678.00. The consultant has been paid \$1,502,336.47(48.19%) to date. Of this amount, \$594,081.69 (39.54%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested appropriation, the contract amount will increase to \$3,830,430.00 The Consultant proposes the following plan to meet the M/WBE goal:

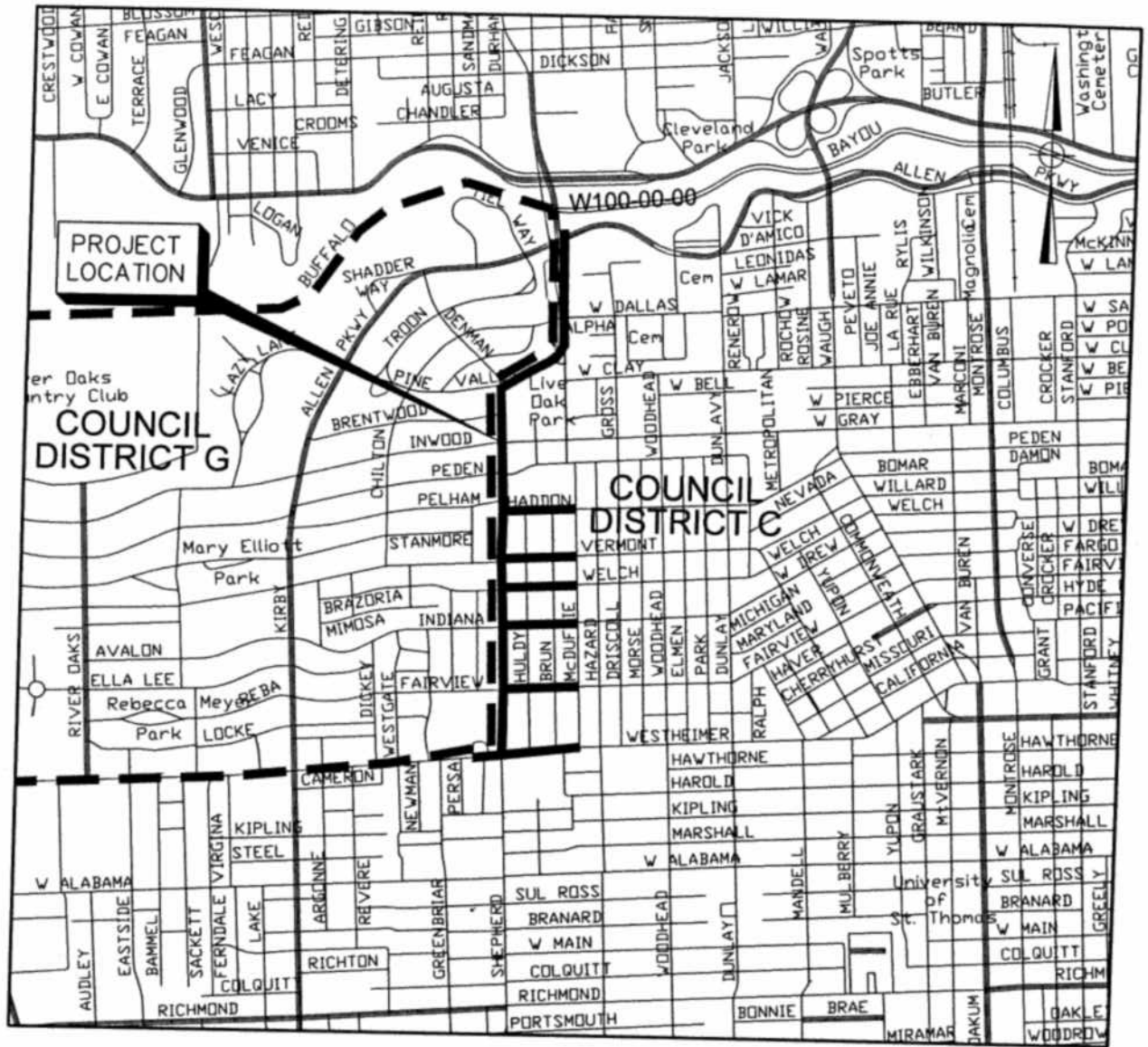
<b><u>Name of Firms</u></b>	<b><u>Work Description</u></b>	<b><u>Amount</u></b>	<b><u>% of Contract</u></b>
1. Prior M/WBE Commitment		\$ 753,866.39	19.68%
2. ISANI Consultants, LLP	Engineering Services	\$ 100,000.00	2.61%
3. CivilTech Engineering, Inc.	Engineering Services	\$ 100,000.00	2.61%
4. Kuo & Associates, Inc.	Land Surveying Services	\$ 14,566.00	0.38%
5. HVJ Associates, Inc.	Geotechnical Services	\$ 17,746.00	0.46%
6. Berg-Oliver Associates, Inc.	Environmental Services	\$ 9,300.00	0.24%
	<b>TOTAL</b>	<b>\$ 995,478.39</b>	<b>25.98%</b>

DWK:DRM:RK:DPS:MMM:klw

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c: File: WBS M-000267-0001-3





**VICINITY MAP**

KEY MAP No. 492M, Q, R, U & V  
 GIMS MAP No. 5257b, 5256b,  
 5356a, 5357a, 5357c  
 COUNCIL DISTRICTS: C & G

**klotz associates**

1180 Dairy Ashford, Suite 500  
 Houston, Texas 77078  
 T 281.589.7257 F 281.589.7309  
 houston.office@klotz.com  
 Texas PE Firm Reg. # F-929

VICINITY MAP

CITY OF HOUSTON  
 SHEPHERD DRIVE  
 STORM SEWER IMPROVEMENTS

WBS No: M-000267-0001-3

SCALE: NTS

DATE: 5/30/2012

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City of Houston and Gunda Corporation, LLC. for Pre-Engineering of Street and Paving Improvements. WBS No. N-000100-0002-3	<b>Page</b> 1 of 2	<b>Agenda Item #</b> <i>46</i>
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<b>From: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>Director's Signature:</b> <i>[Signature]</i> Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> ALL <i>[initials]</i>
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<b>For additional information contact:</b> <i>[Signature]</i> Carol Ellinger Haddock, P.E. Phone: (832) 395-2686 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> Ordinance #: 2012-0229 Dated: 03/21/2012 <i>JKC</i>
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**Recommendation: (Summary)**  
Approve an Ordinance appropriating additional funds for a Professional Engineering Services Contract with Gunda Corporation, LLC.

**Amount and Source of Funding:**  
\$500,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042. *U.P. 8/31/2012*  
Original (previous) appropriation of \$575,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Street, Drainage and Paving Capital Improvement Plan (CIP) and is required to provide professional engineering services to support development of candidate projects for programming in future years. Pre-Engineering is performed, to investigate, verify, and define paving and drainage construction/reconstruction projects.

**DESCRIPTION/SCOPE:** This contract is to perform pre-engineering of street, drainage and paving improvements. Developing specific detailed projects to address the identified highest needs will provide candidate projects with both costs and benefits defined for citywide comparison and ranking for implementation.

**LOCATION:** The project location and limits will be established by the work order.

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original contract on March 21, 2012 under Ordinance No. 2012-0229. The scope of services consisted of the execution of pre-engineering services and preparation of an engineering report. The pre-engineering services is to develop specific detailed solutions to address highest needs areas and to define the candidate projects with detailed scopes, cost estimates and benefits. Under this contract, twelve highest needs areas were assigned to the consultant for FY13. The consultant has been performing pre-engineering services on three highest needs areas following the three step process (Define Problem, Develop and Prioritize Alternative Solutions and Develop Candidate Projects) and this additional funding will allow completion of all twelve needs areas planned for FY13.

**REQUIRED AUTHORIZATION** CUIC ID #20IPB035

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b> <i>[Signature]</i> Mark L. Loethen, P.E., CFM, PTOE, Deputy Director Planning & Development Services Division
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**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City of Houston and Gunda Corporation, LLC. for Pre-Engineering of Street and Paving Improvements.  
WBS No. N-000100-0002-3

**Originator's  
Initials**

JK

**Page  
2 of 2**

The amount appropriated in the original contract was not planned to cover all FY13 needs areas. Additional funds were planned for and are needed for the consultant to complete pre-engineering services for the remaining nine highest needs areas identified for FY13 investigation.

**SCOPE OF THIS SUPPLEMENT AND FEE:** The scope of services for the requested appropriation is unchanged from the original contract. The requested additional appropriation will allow the consultant to complete pre-engineering services for the remaining nine assigned highest needs areas for FY13. Pre-Engineering Design Services and Additional Services fees will be negotiated on a reimbursable basis with a not-to-exceed agreed upon amount based on the scope of the work order. The total Pre-Engineering Design Services and Additional Services Fee under the additional appropriation is \$500,000.00.

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

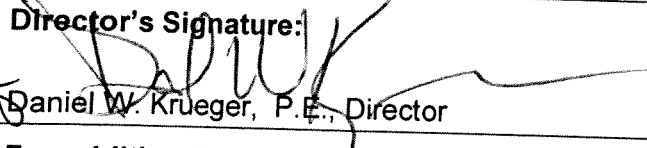
**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24%. The original contract amount is \$575,000.00. The consultant has not submitted any invoice to date. The consultant has proposed the following firms to achieve this goal. Assuming approval of the requested additional appropriation the contract amount will increase to \$1,075,000.00.

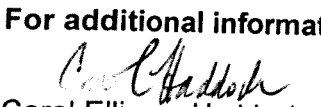
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. CJ Hensch & Assoc., Inc.	Traffic Counts	\$ 38,000.00	3.50%
2. Civiltech Engineering, Inc.	Drainage Engineering	\$185,000.00	17.20%
3. Quadrant Consultants, Inc.	Environmental Engineering	\$ 30,000.00	2.80%
4. B&E Reprographics	Reproduction	\$ 5,000.00	0.50%
	<b>TOTAL</b>	<b>\$258,000.00</b>	<b>24.00%</b>

  
c: MLL:CEH:JAR:eb

<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City of Houston and Pierce Goodwin Alexander & Linville, Inc. (PGAL) for Pre-Engineering of Street and Paving Improvements. WBS No. N-000100-0003-3	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  47
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<b>From: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/6/12	<b>Agenda Date</b> SEP 12 2012
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> ALL C4A
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<b>For additional information contact:</b>  Carol Ellinger Haddock, P.E. Phone: (832) 395-2686 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>  Ordinance #: 2012-0246 Dated: 03/21/2012
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**Recommendation: (Summary)**  
Approve an Ordinance appropriating additional funds to a Professional Engineering Services Contract with Pierce Goodwin Alexander & Linville, Inc.

**Amount and Source of Funding:**  
\$500,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042. *U.P. 8/31/2012*  
Original (previous) appropriation of \$575,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042.

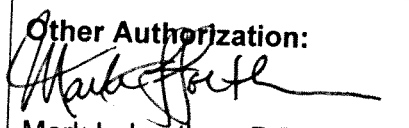
**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Street, Drainage and Paving Capital Improvement Plan (CIP) and is required to provide professional engineering services to support development of candidate projects for programming in future years. Pre-Engineering is performed, to investigate, verify, and define paving and drainage construction/reconstruction projects.

**DESCRIPTION/SCOPE:** This contract is to perform pre-engineering of street, drainage and paving improvements. Developing specific detailed projects to address the identified highest needs will provide candidate projects with both costs and benefits defined for citywide comparison and ranking for implementation.

**LOCATION:** The project location and limits will be established by the work order.

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original contract on March 21, 2012 under Ordinance No. 2012-0246. The scope of services consisted of the execution of pre-engineering services and preparation of an engineering report. The pre-engineering services is to develop specific detailed solutions to address highest needs areas and to define the candidate projects with detailed scopes, cost estimates and benefits. Under this contract, thirteen highest needs areas were assigned to the consultant for FY13. The consultant has been performing pre-engineering services on three highest needs areas following the three step process (Define Problem, Develop and Prioritize Alternative Solutions and Develop Candidate Projects) and this additional funding will allow completion of all thirteen needs areas planned for FY13.

**REQUIRED AUTHORIZATION** CUIC ID #20IPB036

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE, Deputy Director Planning & Development Services Division
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**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City of Houston and Pierce Goodwin Alexander & Linville, Inc. (PGAL) for Pre-Engineering of Street and Paving Improvements. WBS No. N-000100-0003-3

**Originator's Initials**

JAC

**Page 2 of 2**

The amount appropriated in the original contract was not planned to cover all FY13 needs areas. Additional funds were planned for and are needed for the Consultant to complete pre-engineering services for the remaining ten highest needs areas identified for FY13 investigation.

**SCOPE OF THIS SUPPLEMENT AND FEE:** The scope of services for the requested appropriation is unchanged from the original contract. The requested additional appropriation will allow the consultant to complete pre-engineering services for the remaining ten assigned highest needs areas for FY13. Pre-Engineering Design Services and Additional Services fees will be negotiated on a reimbursable basis with a not-to-exceed agreed upon amount based on the scope of the work order. The total Pre-Engineering Design Services and Additional Services Fee under the additional appropriation is \$500,000.00.

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

**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24%. The original contract amount is \$575,000.00. The consultant has been paid \$66,114.47 (11.50%) to date. Of this amount \$13,736.25 (20.77%) has been paid to M/WBE sub-consultants to date. The consultant has proposed the following firm to achieve this goal. Assuming approval of the requested additional appropriation the contract amount will increase to \$1,075,000.00.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Prior MWBE Work	Drainage Engineering	\$ 13,736.25	1.28%
1. Isani Consultant	Drainage Engineering	\$244,263.75	22.72%
	<b>TOTAL</b>	<b>\$258,000.00</b>	<b>24.00%</b>

  
c: MLL:CEH:JAR:eb

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City of Houston and Jones and Carter, Inc. for Beechnut Rehabilitation from Wilcrest to Kirkwood Road. WBS No. N-000765-0001-3

Page 1 of 2

Agenda Item # 48

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

**Origination Date**

**Agenda Date**

Department of Public Works and Engineering

9/6/12

SEP 12 2012

**DIRECTOR'S SIGNATURE:**

**Council District affected:**

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

F & J

JK

**For additional information contact:**

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

*Ravi Kaleyatodi 8/28/12*

Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326  
Senior Assistant Director

Ordinance No. 2006-0152 ; Date 02/15/2006  
Ordinance No. 2007-0762 ; Date 06/27/2007  
Ordinance No. 2007-0763 ; Date 06/27/2007  
Ordinance No. 2010-0256 ; Date 04/07/2010

**RECOMMENDATION: (Summary)**

Approve an Ordinance appropriating additional funds for Professional Engineering Services Contract with Jones and Carter, Inc.

**Amount and Source of Funding:** \$123,750.00 from Fund No. 4040 METRO Projects Construction DDSRF. Original  
(Previous) appropriation of \$550,700.00 from the Street and Bridge Consolidated Construction Fund No. 437 and  
\$1,205,150.00 from the Street and Bridge Consolidated Construction Fund No. 4506. *8/28/2012*

**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 as well as improve traffic circulation, mobility, and drainage in the service area. Deterioration of existing pavement and future traffic volume requires that the roadway be reconstructed.

**DESCRIPTION/SCOPE:** This project consists of the design of approximately 7,300 linear feet of four lane concrete divided roadways, improved drainage with curbs, rehabilitated storm sewers, new inlets to mitigate street flooding, sidewalks, street lights, and necessary underground utilities on Beechnut from Wilcrest to Kirkwood Boulevard.

**LOCATION:** The project is generally bounded by Bellaire on the north, Bissonnet on the south, Wilcrest on the east, and Kirkwood on the west. The project is located in Key Map Grids 529N, P and Q.

**PREVIOUS HISTORY AND SCOPE:** The scope of services under the original contract consisted of assignments in multiple years. The original contract was approved by Council on February 15, 2006 by Ordinance 2006-0152 for the Sabo Road and Kingspoint Street Paving Project. On June 27, 2007, by Ordinance Number 2007-0762 Council approved a supplement and appropriated additional funds for Phase II and III Basic Services and certain Additional Services for the Sabo Road and Kingspoint Street Project. On June 27, 2007, by Ordinance Number 2007-0763 Council approved an amendment adding the Beechnut Paving Project and appropriated additional funds for Phase I Preliminary Design Services. On April 7, 2010, by Ordinance Number 2010-0256 additional funds were appropriated to complete Phase II and III Final Design Services for the Beechnut project. Under these appropriations the consultant has completed 100% of the Sabo Road and Kingspoint Street Project and 90% of the Final Design of the Beechnut project.

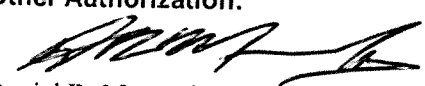
REQUIRED AUTHORIZATION


CUIC ID #20MAC69

Finance Department:

Other Authorization:

Other Authorization:

  
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 of Houston and Jones and Carter, Inc. for Beechnut Rehabilitation from Wilcrest to Kirkwood Road. WBS No. N-000765-0001-3	<b>Originator's Initials</b> 	<b>Page</b> <u>2</u> of <u>2</u>
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**SCOPE OF THIS SUPPLEMENT AND FEE:** As approved by Houston Galveston Area Council (HGAC) in October, 2011, the Beechnut Project was added to the amendment of the 2011-2014 Transportation Improvement Program (TIP) to receive Federal Funding in the amount of \$5.9 million (80% of estimated construction cost). This appropriation is necessary to provide \$67,254.50 in additional Basic Services funds for assessment, coordination, lanes, and to update plans and specs to TxDOT requirements. This supplement also includes additional services to be paid on a reimbursable basis with a not-to-exceed amount of \$40,353.50 for revision of traffic control plans, additional reproduction and interagency coordination thru final design and construction phases.

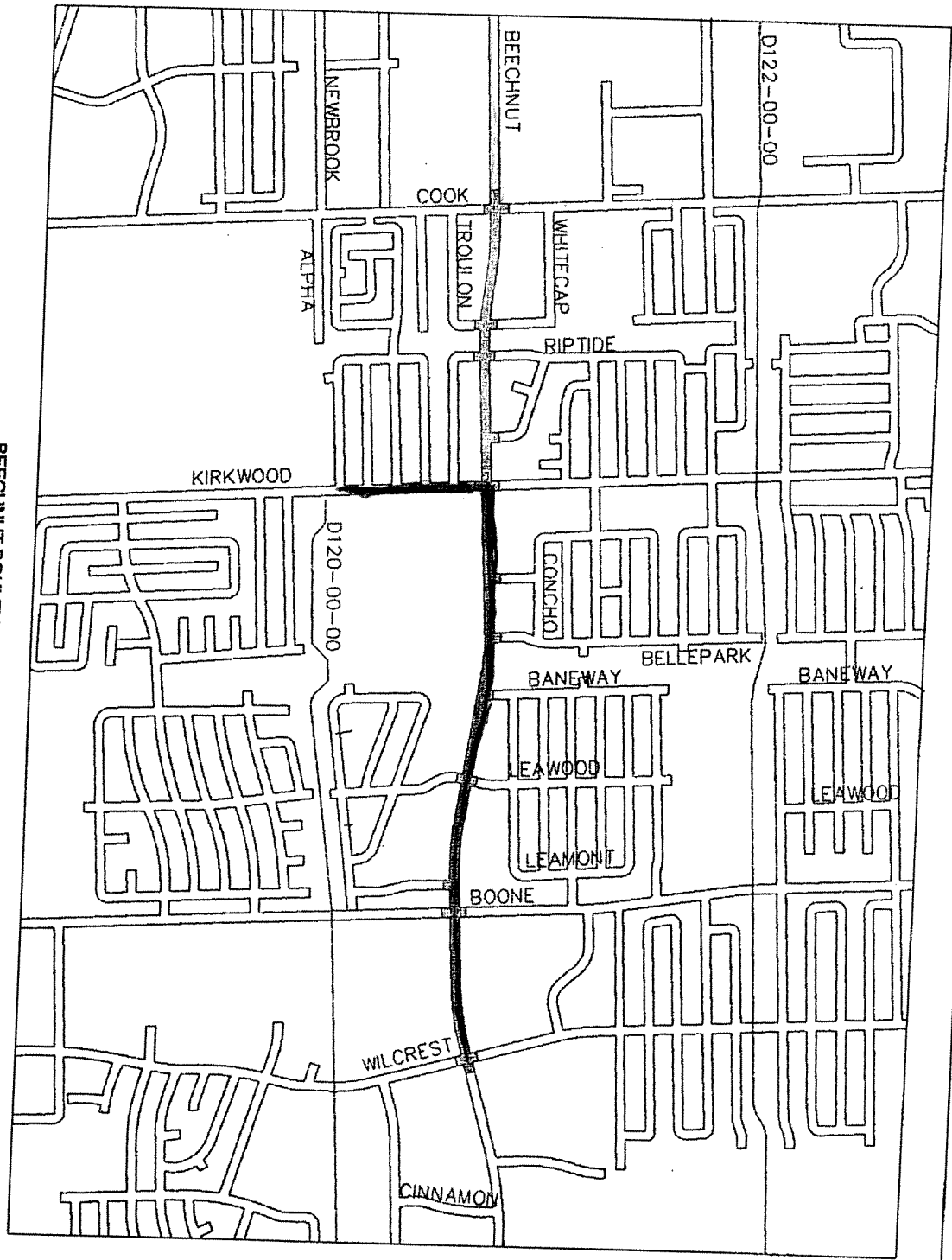
The total requested appropriation is \$123,750.00 to be appropriated as follows: \$107,608.00 for contract services and \$16,142.00 for CIP Cost Recovery.

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

**M/WBE PARTICIPATION:** The M/WBE goal established for this project is 24%. The original contract and subsequent appropriation increased the contract total to \$1,543,184.92. The consultant has been paid \$1,355,228.91 (87.82 %) to date. Of this amount, \$301,013.42 (22.21%) has been paid to M/WBE sub-consultants. Assuming approval of the requested appropriation, the contract amount will increase to \$1,650,792.92. The consultant proposes the following plan to meet the MWBE goal:

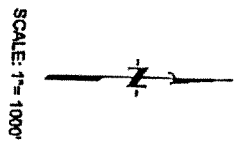
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Prior M/WBE Commitment	Various Services	\$389,340.42	23.59%
2. AIA Engineers, Ltd.	Traffic Control Plan	<u>\$23,476.00</u>	<u>1.42%</u>
Total		\$412,816.42	25.01%

  
 DWK:DRM:RK:JHK:SAB:MC  
 Z:\design\A-NP-DIV\MEC-1\Project Files\N-0765 Beechnut Amendment II RCA I-14-10 .DOC  
 c: File : WBS No. N-000765-0001-3



BEECHNUT BOULEVARD REHABILITATION -  
PROJECT LIMITS

JC JONES & CARTE R, Inc  
ENGINEERS • PLANNERS • SURVEYORS





**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA#**

**Subject:** AN ORDINANCE APPROVING THE CHANGE OF CONTROL OF CEQUEL III COMMUNICATIONS I, LLC DBA SUDDENLINK COMMUNICATIONS THAT HOLDS THE RIGHT, PRIVILEGE AND FRANCHISE TO OWN, OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM WITHIN THE CITY OF HOUSTON, PURSUANT TO CITY OF HOUSTON, TEXAS ORDINANCE NO. 2003-621

Category #

Page 1 of 1

Agenda Item

49 #9

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

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

**Origination Date**

August 16, 2012

**Agenda Date**

~~AUG 29 2012~~  
SEP 13 2012

**DIRECTOR'S SIGNATURE**

**Council District(s) affected**  
District E

**For additional information contact:**

Tina Paez Phone: (713) 837-9630  
Juan Olguin Phone: (713) 837-9623

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

Ord. 2003-621 (6-25-2003), Ord. 2002-458 (6-12-2002), Ord. 98-15 (1-28-1998)

**RECOMMENDATION: (Summary)**

Authorize an ordinance approving the change of control of Cequel III Communications I, LLC dba Suddenlink Communications that holds the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston, pursuant to City of Houston, Texas Ordinance No. 2003-621.

**Amount of Funding:** N/A

**Finance Budget**

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

**SPECIFIC EXPLANATION:**

The Administration & Regulatory Affairs Department (ARA) recommends that Council authorize an ordinance approving the change of control of Cequel III Communications I, LLC dba Suddenlink Communications, a Delaware limited liability company ("Cequel III") and under the control of Cequel Communications Holdings, LLC ("Cequel Holdings"), that holds the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston, pursuant to City of Houston, Texas Ordinance No. 2003-621 approving the assignment of the franchise granted by City of Houston, Texas Ordinance 98-15 as amended by City of Houston, Texas Ordinance No. 2002-458 (the "Franchise").

Cequel III has operated its cable system in Houston since 2002. The company pays the City approximately \$800,000 annually in cable franchise fees, as well as fees in support of Public, Educational and Governmental programming, and serves residential customers primarily in the Kingwood area.

Pursuant to the terms of the Franchise, the company is required to obtain the approval of the City prior to any change in control or assignment. Cequel III is the holder of the Franchise and has notified the City that it anticipates a change in control of Cequel Holdings by sale of all the equity interests of Cequel Holdings to Nespresso Acquisition Corporation.

The Administration & Regulatory Affairs Department (ARA) recommends that Council authorize an ordinance approving the change of control of Cequel III that holds the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston, pursuant to City of Houston, Texas Ordinance No. 2003-621.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization: