

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

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

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

**ADOPT MINUTES OF PREVIOUS MEETING**

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

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

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

**RECONVENE**

**WEDNESDAY - OCTOBER 31, 2012 - 9:00 A. M.**

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

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

1. **PUBLIC HEARING** relating to the termination of the Cable Television Franchise granted to **TVMAX Houston, L.P.** by City of Houston, Texas Ordinance No. 2005-582, as amended by Ordinance No. 2010-559
  - a. **ORDINANCE** terminating the cable television franchise granted to **TVMAX HOUSTON, L.P.** by City of Houston, Texas Ordinance No. 2005-582, as amended by Ordinance No. 2010-559

**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 and a Quarterly Investment Report by the City Controller

**MAYOR'S REPORT**

**AGENDA - OCTOBER 31, 2012 - PAGE 2**

**CONSENT AGENDA NUMBERS 2 through 22**

**MISCELLANEOUS** - NUMBER 2

2. REQUEST from Mayor for confirmation of the appointment of **GILDA RAMIREZ**, to Position Four to the **BOARD OF DIRECTORS OF TAX INCREMENT REINVESTMENT ZONE NUMBER TWENTY-THREE (also known as the HARRISBURG ZONE)** and to serve as Chair, for an unexpired term ending December 31, 2013

**ACCEPT WORK** - NUMBER 3

3. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$115,557.00 and acceptance of work on contract with **INLAND ENVIRONMENTS, LTD.**, for Asbestos Abatement and Demolition at 3301, 3303 and 3305 Lyons Avenue - Deluxe Theater Buildings - 7.27% over the original contract amount and under the 10% contingency  
**DISTRICT B - DAVIS**

**PROPERTY** - NUMBER 4

4. RECOMMENDATION from Director Department of Public Works Engineering, reviewed and approved by the Joint Referral Committee, on request from Tracy Youngblood, Brown & Gay Engineers, Inc., on behalf of M&S Restaurants #1, Ltd., (Bob Borochoff, Chief Operating Officer) for abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696, Parcels SY13-015A, SY13-015B, SY13-015C and AY13-073 - **DISTRICT C - COHEN**

**RESOLUTIONS AND ORDINANCES** - NUMBERS 5 through 22

5. RESOLUTION declaring Directors of Houston Recovery Center LGC to be "covered persons" within the meaning of Chapter 2, Article X, of the Code of Ordinances, City of Houston, Texas; containing findings and other provisions relating to the foregoing subject; containing a savings clause
6. ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2012-578 by deleting one (1) Senior Captain Position; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance
7. ORDINANCE authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to execute an agreement between the City of Houston and the **UNITED STATES DEPARTMENT OF HOMELAND SECURITY** accepting a 2012 Port Security Grant in accordance with the FY2012 Port Security Grant Program Investment Justification; declaring the City's eligibility for such grant; authorizing the Director to execute any subsequent documents necessary to secure the City's allocations throughout the life of this grant program - **DISTRICTS E - SULLIVAN AND I - RODRIGUEZ**
8. ORDINANCE authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to execute two Subrecipient Grant Agreements with the Texas Department of Public Safety ("DPS") accepting FY2012 Homeland Security Grant Funding from the Urban Area Security Initiative ("UASI") Grant Program and the UASI Law Enforcement Terrorism Prevention Activities ("LETPA") Program; declaring the City's eligibility for such grants; authorizing the Director to execute all modifications to the agreements and to execute any subsequent documents necessary to secure the City's allocations throughout the life of these grant awards

**RESOLUTIONS AND ORDINANCES** - continued

9. ORDINANCE appropriating \$9,604,327.00 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/Almeda 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 Twelve, City of Houston, Texas (City Park Zone), and Reinvestment Number Thirteen, City of Houston, Texas (Old Sixth Ward Zone) for affordable housing, payments to Houston Independent School District, and payments to certain Redevelopment Authorities as provided herein
10. ORDINANCE appropriating and transferring \$400,000.00 out of Contractor's Responsibility Fund into the Health Special Revenue Fund for the provision of services under the **CARE HOUSTON PROGRAM** for the Houston Department of Health and Human Services
11. ORDINANCE approving and authorizing contract between the City and the **HOUSTON FOOD BANK** to increase public awareness of Benefits Programs to eligible Supplemental Nutrition Assistance Program Participants; providing a maximum contract amount - \$159,684.96 - General Fund
12. ORDINANCE approving and authorizing contract between the City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY**, providing up to \$167,562.00 in Emergency Solutions Grant Funds for the operation and maintenance of the Homeless Management Information System
13. ORDINANCE approving and authorizing contract between the City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY**, providing up to \$133,415.00 in Community Development Block Grant Funds for planning to support systematic solutions to the problems of homelessness
14. ORDINANCE approving and authorizing contract between the City of Houston and **MEMORIAL ASSISTANCE MINISTRIES, INC**, and providing \$50,000.00 in Housing Trust Funds, for the provision of homeless prevention assistance in connection with the Texas Homeless Housing and Services Program
15. ORDINANCE appropriating \$275,000.00 out of Airports Improvement Fund and approving and authorizing contract between the City of Houston and **PORTER HEDGES LLP** for Professional Legal Services for the Houston Airport System
16. ORDINANCE appropriating \$220,000.00 out of Airports Improvement Fund and approving and authorizing contract between the City of Houston and **WALTER P. MOORE** for Professional Consulting Services for the Houston Airport System
17. ORDINANCE amending Ordinance No. 2011-0043 to increase the maximum contract amount for contract between the City of Houston and **CROWN PACIFIC, INC (Formerly Crown Relocations)** for Moving and Storage of Household Goods for the Housing and Community Development Department; approving and authorizing first amendment to the contract \$200,000.00 - CDBG Fund
18. ORDINANCE approving and authorizing first amendment to an agreement between the City of Houston and the **DRESSER, INC** for Blower Replacement Parts and Repair Services for the Department of Public Works & Engineering (Ordinance 2007-1212)

**RESOLUTIONS AND ORDINANCES** - continued

19. ORDINANCE appropriating \$262,612.00 out of Public Library Consolidated Construction Fund as an additional appropriation for the Construction Management At Risk Contract between the City of Houston and **BALFOUR BEATTY CONSTRUCTION, LLC fka SPAWMAXWELL COMPANY, L.P.** (Approved by Ordinance No. 2007-1471) for Electrical Switchgear in the Julia Ideson Building **DISTRICT I - RODRIGUEZ**
20. ORDINANCE appropriating \$419,164.00 out of Parks Consolidated Construction Fund; awarding construction contract to **CARRERA CONSTRUCTION, INC** for Dow Park Basketball Court and Pavilion Restorations at various locations; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing services, construction management, and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICTS D - ADAMS; H - GONZALEZ; I - RODRIGUEZ and K - GREEN**
21. ORDINANCE appropriating \$152,510.00 out of Parks Consolidated Construction Fund and \$134,310.00 out of Parks and Recreation Dedication Fund; awarding construction contract to **JERDON ENTERPRISE, L.P.** for Glenbrook Park, Phase II and Schwartz Park; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering testing services, construction management, Civic Art Program and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund, the Parks and Recreation Dedication Fund, and Federal Government-Grants Fund - \$881,020.00 - Grant Fund - **DISTRICTS A - BROWN and I - RODRIGUEZ**
22. ORDINANCE appropriating \$202,200.00 out of Metro Projects Construction DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, INC** for Bringhurst Pedestrian Bridge over Union Pacific Railroad (Approved by Ordinance No. 2012-0613); providing funding for CIP Salary Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICT B - DAVIS**

**END OF CONSENT AGENDA**

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

**MATTERS HELD** - NUMBERS 23 through 26

23. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Brian Nawara, Texas Engineering and Mapping, on behalf of Alliance Enclave Reflections Limited Partnership (Alliance Enclave Reflections GP, Inc [Steven Ivankovich, President], General Partner), for abandonment and sale of a 10-foot-wide water line easement and a 10-foot-wide by 35-foot-wide water main (flushing valve) easement, located within the Enclave at Reflections Apartments Addition, Section One, out of the Joel Wheaton Survey, A-80, Parcels SY13-017A and SY13-017B - **DISTRICT G - PENNINGTON** - **TAGGED BY COUNCIL MEMBER PENNINGTON**  
This was Item 3 on Agenda of October 24, 2012

**MATTERS HELD** - continued

24. MOTION by Council Member Gonzalez/Seconded by Council Member Costello to adopt recommendation to **AMEND MOTION 2007-259, 3/7/07, as previously amended, TO INCREASE** spending authority from \$27,563,500.00 to \$38,588,900.00 for Chemicals, Inorganic Metal Salt Coagulants (Aluminum Sulfates and Aluminum Chlorohydrate) for the Department of Public Works & Engineering, awarded to **ALTIVIA CORPORATION** - \$11,025,400.00 - Enterprise Fund - **TAGGED BY COUNCIL MEMBER GREEN**

This as Item 5 on Agenda of October 24, 2012

25. ORDINANCE appropriating \$10,000,000.00 out of Airports Improvement Fund as an additional appropriation for contract between the City of Houston and **HOUSTON AIRPORTS PROGRAM MANAGEMENT TEAM** approved by Ordinance No. 2011-783 for Professional Program Management Consulting Services for the Houston Airport System (Project No. 697) - **DISTRICTS B - DAVIS; E - SULLIVAN and I - RODRIGUEZ** - **TAGGED BY COUNCIL MEMBER SULLIVAN**

This was Item 12 on Agenda of October 24, 2012

26. ORDINANCE appropriating \$246,100.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **TRW ENGINEERS, INC dba TSC ENGINEERING** for Braesmont Dr. Area Drainage and Paving Improvements (Approved by Ordinance No. 2011-0506); providing funding for CIP Salary Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT C - COHEN**

**TAGGED BY COUNCIL MEMBER GREEN**

This was Item 16 on Agenda of October 24, 2012

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Adams 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  
OCTOBER 30, 2012 - 2:00PM**

**AGENDA**

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3MIN 3MIN 3MIN

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**NON-AGENDA**

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3MIN 3MIN 3MIN

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MR. WILLIAM BEAL – 4718 Boicewood – 77016 – no phone – This boy is on Fire

MR. JEFFREY HILLARD – 3030 Holly Hall – 77054 – 713-371-8445 – 18 USC 241 and 18USC 242  
Statues being violated

MS. DIANE HASELBAUER – 136 Hoffman – 77020 – 832-266-8355 – High water bill

**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 Declared – Martial Law upon – C/Houston H/County W/TX-State Governments

/  
OCT 31 2012

1. **PUBLIC HEARING** relating to the termination of the Cable Television Franchise granted to **TVMAX Houston, L.P.** by City of Houston, Texas Ordinance No. 2005-582, as amended by Ordinance No. 2010-559

**REQUEST FOR COUNCIL ACTION**

<b>TO:</b> Mayor via City Secretary		<b>RCA#</b>	
<b>Subject:</b> AN ORDINANCE TERMINATING THE CABLE TELEVISION FRANCHISE GRANTED TO TVMAX HOUSTON, L.P. BY CITY OF HOUSTON ORDINANCE NO. 2005-582, AS AMENDED BY ORDINANCE NO. 2010-559.		Category #	Page 1 of 1
			1A

<b>FROM (Department or other point of origin):</b> Alfred J. Moran, Jr., Director Administration & Regulatory Affairs Department	<b>Origination Date</b> October 22, 2012	<b>Agenda Date</b> OCT 31 2012
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<b>DIRECTOR'S SIGNATURE</b> 	<b>Council District(s) affected</b> All
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<b>For additional information contact:</b> Tina Paez Juan Olguin	Phone: (713) 837-9630 Phone: (713) 837-9623	<b>Date and Identification of prior authorizing Council Action:</b> Ord. 2005-582 (5-18-2005), Ord. 2010-559 (7-14-2010)
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**RECOMMENDATION: (Summary)**  
The Administration and Regulatory Affairs Department (ARA) recommends City Council approve an ordinance terminating the cable television franchise granted to TVMAX Houston, L.P. by City of Houston Ordinance No. 2005-582, as amended by Ordinance No. 2010-559.

<b>Amount of Funding:</b> N/A	<b>Finance/Budget</b>
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**SOURCE OF FUNDING:**  General Fund     Grant Fund     Enterprise Fund     Other (Specify)  
N/A

**SPECIFIC EXPLANATION:**

The Director of the Administration & Regulatory Affairs Department (Director) recommends City Council approve an ordinance terminating the cable television franchise granted to TVMAX Houston, L.P. by City of Houston Ordinance No. 2005-582, as amended by Ordinance No. 2010-559.

TVMAX Houston, L.P. d/b/a Wavevision ("TVMAX") is a City of Houston cable franchisee serving residences throughout the City of Houston, comprised predominantly of multifamily dwellings. Under the terms of the franchise, TVMAX is required to pay the City a quarterly franchise fee, a quarterly fee in support of Public, Educational and Governmental programming, and an annual capital contribution. Despite extensive efforts by ARA and the City Attorney's Office to work with TVMAX, TVMAX has failed to cure its defaults under the Franchise and has failed to pay sums due and owing under the Franchise totaling \$809,789.91.

The Director has complied with all provisions of the Franchise requiring notice of default to TVMAX and opportunity for cure prerequisite to franchise termination, including notice and opportunity to be heard at a public hearing held before City Council on October 31, 2012 beginning at 9:00 a.m.

The Director recommends City Council approve the proposed ordinance terminating the cable television franchise granted to TVMAX Houston, L.P. by City of Houston Ordinance No. 2005-582, as amended by Ordinance No. 2010-559.

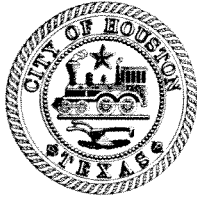
**REQUIRED AUTHORIZATION**

Finance Department:	Other Authorization:	Other Authorization:
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ANNISE D. PARKER  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

*2*

OCT 31 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 10-16-12  
date

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

October 12, 2012

The Honorable City Council  
City of Houston, Texas

Dear Council Members:

Pursuant to City of Houston, Texas Ordinance No. 2011-900, City of Houston, Texas Resolution No. 90-203, and Texas Tax Code Chapter 311, I am nominating the following individual for appointment to the Board of Directors of Tax Increment Reinvestment Zone Number Twenty-Three (also known as the Harrisburg Zone), subject to City Council confirmation:

Gilda Ramirez, appointment to Position Four, to serve as Chair, for an unexpired term ending December 31, 2013.

Résumé is attached for your review.

Sincerely,

*Annise D. Parker*

Annise D. Parker  
Mayor

Attachments

cc: Mr. Ralph De Leon, Division Manager, Tax Increment Reinvestment Zone (TIRZ)  
Program, Mayor's Office of Economic Development



*2*

<b>SUBJECT:</b> Accept Work Inland Environments, Ltd. Asbestos Abatement and Demolition at 3301, 3303 and 3305 Lyons Avenue - Deluxe Theater Buildings WBS No. E-000178-0002-4	Page 1 of 1	Agenda Item 3
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 10/25/12	<b>Agenda Date</b> OCT 31 2012
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i> 9/21/12	<b>Council District affected:</b> B
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JL Nisby</i> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance: 2012-0276 Dated: 04/04/2012
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**RECOMMENDATION:** The General Services Department recommends approval of final contract amount of \$115,557.00 and acceptance of work on contract with Inland Environments, Ltd. for Asbestos Abatement and Demolition at 3301, 3303 and 3305 Lyons Avenue - Deluxe Theater Buildings - 7.27% over the original contract amount and under the 10% contingency.

<b>Amount and Source of Funding:</b> No Additional Funding Required  <b>Previous Funding:</b> \$144,829.20 Federal Government – Grant Funded (5000) - CDBG	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$115,557.00 or 7.27% over the original contract amount, accept the work and authorize final payment to Inland Environments, Ltd. for asbestos abatement and demolition services at the Deluxe Theater Buildings for the Department of Housing and Community Development.

**PROJECT LOCATIONS:** 3301, 3303 and 3305 Lyons Avenue, Houston, Texas (Key Map 494-E)

**PROJECT DESCRIPTION:** The project removed and disposed of asbestos containing asphalt roofing material on the wooden roof deck, removed asbestos floor tiles and mastic and conduits and demolished the buildings. The work also included loading, hauling and proper disposal of the debris generated due to all activities and provided for hydro-mulching of the site after disposal of the waste debris.

**CONTRACT COMPLETION AND COST:** The contractor completed the project within 55 days: the original contract time of 30 days plus 25 days approved by Change Order No. 2. The final cost of the project including Change Orders is \$115,557.00, an increase of \$7,830.00 over the original contract amount.

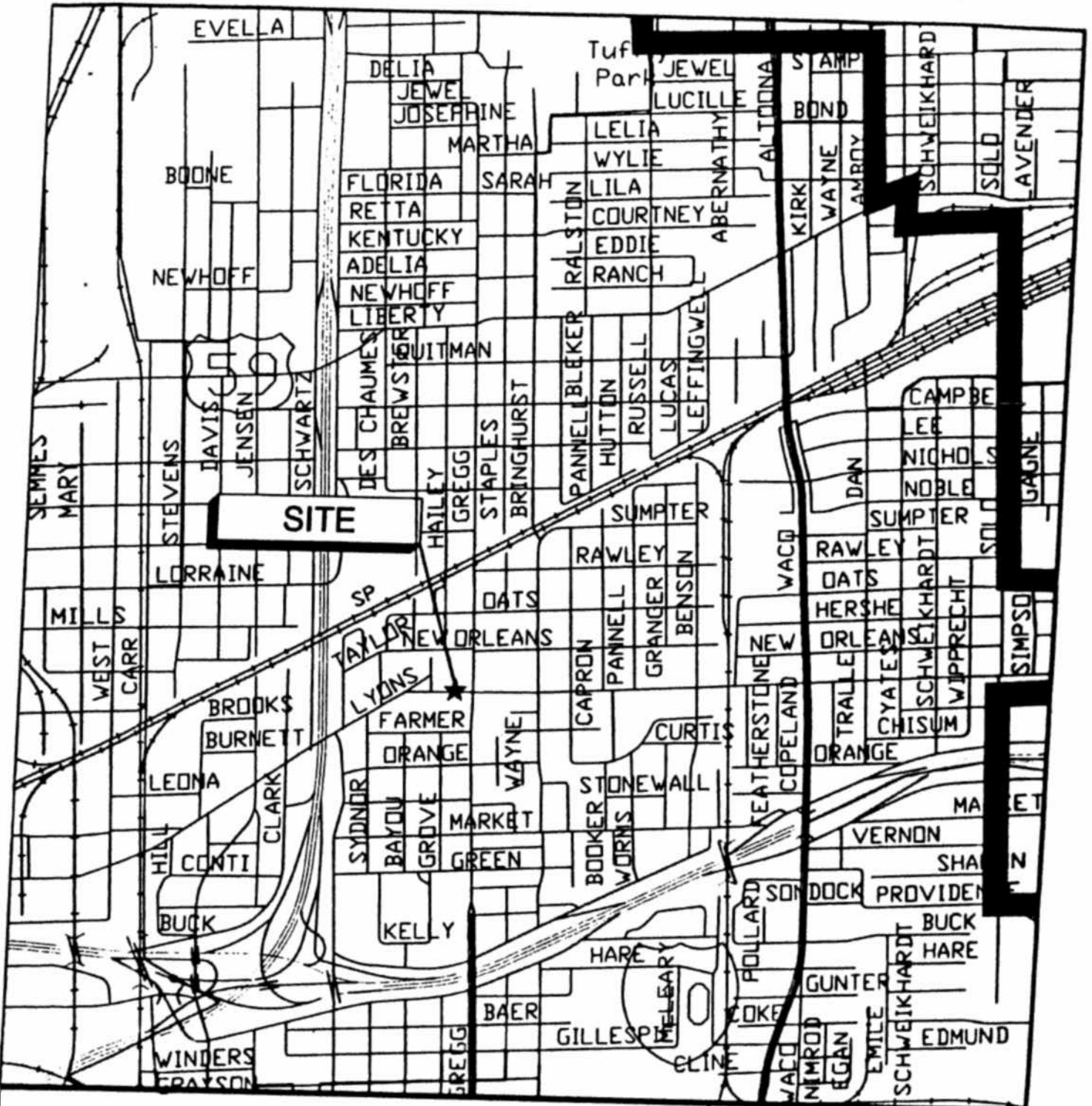
**PREVIOUS CHANGE ORDERS:** Change Order No.1 revised the contract to reflect the new federal wage rate. Change Order 2 installed a chain link fence and Concrete Masonry Unit (CMU) blocks to prevent trespassing and unauthorized trash or garbage dumping on the property, and granted a non-compensable time extension to complete the work.

SM:HB:JLN:GM:FK:fk

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

**REQUIRED AUTHORIZATION** CUIC ID # 25GM272

<b>General Services Department:</b>  <i>Humberto Bautista</i> Humberto Bautista, P.E. Assistant Director	<b>Department of Housing and Community Development:</b> <span style="float: right;">MX</span>  <i>Neal Rackleff</i> Neal Rackleff Director
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**Asbestos Abatement & Demolition at:  
Deluxe Theater Buildings**

3301, 3303, 3305 Lyons Avenue  
Houston, TX 77020

COUNCIL DISTRICT "B"

KEY MAP NO. 494E

**SUBJECT:** Request for the abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. Parcels SY13-015A, SY13-015B, SY13-015C, and AY13-073

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Agenda Item #

4

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

Origination Date

Agenda Date

Department of Public Works and Engineering

10/25/12

OCT 31 2012

**DIRECTOR'S SIGNATURE:**

Council District affected: C

Daniel W. Krueger, P.E., Director

Key Map: 492U

**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 authorizing the abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. Parcels SY13-015A, SY13-015B, SY13-015C, and AY13-073

**Amount and**

**Source of Funding:** Not Applicable

**SPECIFIC EXPLANATION:**

Tracy Youngblood, Brown and Gay Engineers, Inc., 10777 Westheimer Road, Suite 400, Houston, Texas 77042, on behalf of M&S Restaurants #1, Ltd., (Bob Borochoff, Chief Operating Officer), requested the abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. M&S Restaurants #1, Ltd., the property owner, plans to construct a 217-unit multi-family residential apartment complex and a parking garage in the location of the subject easements.

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. Therefore, it is recommended:

1. The City abandon and sell three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696;
2. The applicant be required to: (a) cut, plug, and abandon the 6-inch sanitary sewer line, from the southern property line of Lot 28 north to its terminus, (b) construct a new manhole at the proposed terminus of the existing 6-inch sanitary sewer line, and (c) pay the depreciated value of the sanitary sewer line to be abandoned, all at no cost to the City and under the proper permits;
3. The applicant be required to prepare drawings that show the public utilities (sanitary sewer and manhole) 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;
4. 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;
5. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the subject property being abandoned and sold;

agd\sy13-015rcl.doc

CUIC #20AGD9315

**REQUIRED AUTHORIZATION**

**Finance Department:**

**Other Authorization:**

**Other Authorization:**

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

<b>Date:</b>	<b>Subject:</b> Request for the abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. <b>Parcels SY13-015A, SY13-015B, SY13-015C, and AY13-073</b>	<b>Originator's Initials</b>	<b>Page</b> <u>2</u> of <u>2</u>
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- 6. The Legal Department be authorized to prepare the necessary transaction documents; and
- 7. 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 Alan Dominy, an independent appraiser appointed by the Director of Public Works and Engineering.

DWK:NPC:agd


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



Google earth



Abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. (Tracy M. Youngblood of Brown & Gay Engineers, Inc., on behalf of M&S Restaurants #1, Ltd., Bob Borochoff, CEO)

SUBJECT: Resolution declaring Directors of Houston Recovery Center LGC to be "covered persons" under Chapter 2, Art. X, of Code of Ordinances.		Page 1 of 1	Agenda Item # <u>5</u>
FROM (Department or other point of origin): Mayor's Office		Origination Date 10/26/12	Agenda Date OCT 31 2012
DIRECTOR'S SIGNATURE:  Andrew F. Icken, Chief Development Officer		Council District affected: ALL	
For additional information contact: Andy Icken (832-393-1064)		Date and identification of prior authorizing Council action: Resolution No. 2012-14	
RECOMMENDATION: Pass and adopt a Resolution declaring that Directors of Houston Recovery Center LGC are "covered persons" under Chapter 2, Art. X, of the Code of Ordinances.			
Amount and Source of Funding: Not applicable.			
SPECIFIC EXPLANATION:  Section 2-301 of the Code of Ordinances provides that, under limited circumstances and subject to certain duties and responsibilities, the City will provide legal representation and indemnification to a "covered person" against whom a civil lawsuit is brought "alleging acts or omissions ... during the course and scope of [his or her] assigned duties with the city." Section 2-302 of the Code defines "covered person" to include several categories of persons, including a "member of a city board, commission, or committee created by Charter, ordinance, or resolution of the city."  On May 16, 2012, City Council adopted Resolution No. 2012-14 authorizing the creation of Houston Recovery Center LGC ("HRCLGC"), a local government corporation, to "staff, manage and operate a sobering facility." On July 9, 2012, the Office of the Secretary of State of Texas issued a Certificate of Incorporation to HRCLGC. As prescribed by its Certificate of Formation, HRCLGC is governed by a Board of five Directors.  Because HRCLGC owes its creation to a "resolution of the city," it is arguable that HRCLGC's Board of Directors are "covered persons" within the meaning of the Code without further action by Council. On the other hand, because HRCLGC is separate legal entity under Texas law, it also is arguable that its Board of Directors is not a <i>city</i> board and that, as a result, its Directors are not "covered persons." The proposed Resolution will resolve this uncertainty by declaring the Directors of HRCLGC to be "covered persons." HRCLGC's Board has requested that Council adopt the proposed Resolution. <u>Note</u> : Resolution No. 2012-17 (adopted June 6, 2012) states that each Director of Houston Forensic Science LGC, Inc. is a "covered person" within the meaning of the Code.			
<b>REQUIRED AUTHORIZATION</b>			
Other Authorization:	Other Authorization:	Other Authorization:	



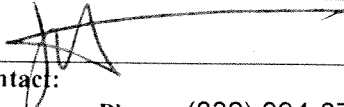

**REQUEST FOR COUNCIL ACTION**

RCA# 9523

TO: Mayor via City Secretary

Subject: Amendment to the Fire Department Classified Personnel Ordinance	Category # 3	Page 1 of 1	Agenda Item  6
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<b>FROM (Department or other point of origin):</b> Terry Garrison Fire Chief Fire	Origination Date  October 16, 2012	Agenda Date  OCT 31 2012
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<b>DIRECTOR'S SIGNATURE</b> 	Council District(s) affected All
For additional information contact: Beda Kent  Phone: (832) 394-6748 Janet Mccown Phone: (713) 837-9325	Date and Identification of prior authorizing Council Action: June 20, 2012; Ordinance 2012-578

**RECOMMENDATION: (Summary)**  
Approve an Ordinance authorizing the amendment of the Fire Classified Personnel Ordinance to remove one (1) Senior Captain position in compliance with the Order on Interlocutory Judgment for Dwight Bazile, et al. vs. City of Houston.

No funding required	Finance Budget
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**SPECIFIC EXPLANATION:**

Amendment to the current Fire Department Classified Personnel Ordinance 2012-0578 are as follows:


**Reduce number of positions for Senior Captain**

Classification	Current # of Positions	Change	Proposed# of Positions
Senior Captain	185	1	184

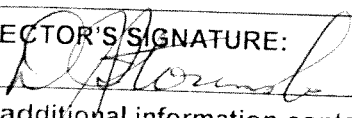
On February 9, 2011 City Council passed Ordinance 2011-0088 amending the Fire Department Classified Personnel Ordinance creating four positions of one Senior Captain position and three Captain positions to comply with the Order on Interlocutory Judgment for **Dwight Bazile, et al. vs. City of Houston**. One of the four plaintiffs will have retired from the position of Senior Captain effective October 26, 2012. Since this firefighter is leaving their promoted rank, the position must be dissolved thus not creating a vacancy.

Per the Order, "...The City shall carry each additional position until such time as each individual Plaintiff leaves their respective remedial promotion rank."

**REQUIRED AUTHORIZATION**

Finance Department:	Other Authorization: 	Other Authorization:
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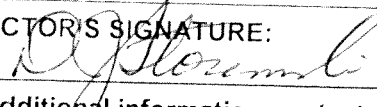
<b>SUBJECT:</b> FY2012 Port Security Grant Program		<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 7						
<b>FROM (Department or other point of origin):</b> Dennis J. Storemski, Mayor's Office of Public Safety and Homeland Security		<b>Origination Date:</b> 10/10/2012		<b>Agenda Date</b> OCT 31 2012						
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b> E,1								
<b>For additional information contact:</b> Cheryl Murray Phone: 832-393-0929		<b>Date and Identification of prior authorizing Council action:</b>								
<b>RECOMMENDATION: (Summary)</b> Approval of an ordinance authorizing acceptance of a grant from the U.S. Department of Homeland Security for the FY2012 Port Security Grant Program.										
<b>Amount of Funding:</b> \$1,689,415		<b>F &amp; A Budget:</b>								
<b>SOURCE OF FUNDING:</b> <input checked="" type="checkbox"/> <b>Grant Funds:</b> \$1,689,415 US Department of Homeland Security										
<b>SPECIFIC EXPLANATION:</b>										
<b>BACKGROUND</b> The U.S. Department of Homeland Security (DHS) provides grants to states and local jurisdictions to strengthen critical infrastructure against terrorist attack. The Port Security Grant Program (PSGP) is one such DHS initiative that specifically supports port-wide risk management and mitigation, enhanced domain awareness, and resumption of trade (i.e., business continuity) planning.  Funds will be used for training, equipment maintenance and overtime costs for air and water-based patrols of the Houston Ship Channel.										
<b>MATCH REQUIREMENT</b> This grant program requires 25% local match, which effectively means that the federal government will provide \$3 for each \$1 that the City contributes to the project.										
<table border="1" style="margin: auto; border-collapse: collapse;"> <thead> <tr> <th style="width:33%;">Federal Share (75%)</th> <th style="width:33%;">Local Share (25%)</th> <th style="width:33%;">TOTAL</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">\$1,689,415</td> <td style="text-align: center;">\$563,139</td> <td style="text-align: center;">\$2,252,554</td> </tr> </tbody> </table>					Federal Share (75%)	Local Share (25%)	TOTAL	\$1,689,415	\$563,139	\$2,252,554
Federal Share (75%)	Local Share (25%)	TOTAL								
\$1,689,415	\$563,139	\$2,252,554								
The Houston Police Department has committed to provide the match for this program over the three city fiscal years (FY2013, 2014 and 2015) that span the grant's two year performance period.										
<b>RECOMMENDATION</b> It is recommended that Council authorize the director of the Mayor's Office of Public Safety & Homeland Security to accept this award and to request and/or accept any amendments/modifications to this agreement or any subsequent agreements necessary to secure Houston's allocation through this grant program.										
<b>REQUIRED AUTHORIZATION</b>										
<b>F &amp; A Director:</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b>						

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> FY2012 Urban Area Security Initiative (UASI) Sub-recipient Agreements	<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 8
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<b>FROM (Department or other point of origin):</b> Dennis J. Storemski, Mayor's Office of Public Safety and Homeland Security	<b>Origination Date:</b> 10/10/2012	<b>Agenda Date</b> OCT 9 1 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> Cheryl Murray Phone: 832-393-0929	<b>Date and Identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)** Approval of an ordinance authorizing execution of sub-recipient agreements with the Texas Department of Public Safety to accept FY2012 Urban Area Security Initiative grant funding.

<b>Amount of Funding:</b> \$10,057,566	<b>F &amp; A Budget:</b>
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**SOURCE OF FUNDING:** [X] **Grant Funds:** \$10,057,566 Texas Division of Emergency Management (pass-through from DHS)

**SPECIFIC EXPLANATION:**

The U.S. Department of Homeland Security provides grants to enhance the capacity of state and local governments to respond to incidents of terrorism and natural disasters. The UASI grant program specifically addresses the unique needs of high risk urban areas with funding to develop an enhanced and sustainable capacity to prevent, protect against, respond to and recover from threats or acts of terrorism. In Texas, the agency that manages and administers these programs is the Texas Department of Public Safety (DPS), which has forwarded the City of Houston's FY2012 UASI grant awards in two component sub-recipient agreements.

**FY2012 ALLOCATIONS**

Local allocations of UASI funds are governed by an executive committee that includes representation from the City of Houston and Harris, Fort Bend and Montgomery counties. The committee receives proposals from jurisdictions across the region that are reviewed and prioritized by committees of subject matter experts. After deciding which projects will best "buy down" the region's risk, the successful proposals are included in a formal grant application to DHS. Therefore, this award is for implementation of a specific, approved set of projects.

- **UASI (\$3,326,512)** - Funds are allocated for planning, equipment, training and exercises. The largest projects that will be implemented for FY2012 include:
  - \$832,032 for training and equipment for specialized fire and law enforcement units
  - \$715,000 for CERT classes and our regional community preparedness campaign (ReadyHouston.gov)
  - \$520,770 for personnel, training and sustainment costs for technologies that have been deployed to support the entire region, including WebEOC and PIER
- **UASI-Law Enforcement Terrorism Prevention (\$6,731,054)** - These funds are allocated for planning, organization (e.g., fusion center analysts), equipment, and training, and can only spent on a specific subset of allowable law enforcement-related activities. The largest projects that will be implemented for FY2012 include:
  - \$5,000,000 for law enforcement radios for the new 700 MHz radio project
  - \$1,000,000 for the public safety video initiative to enhance protection of critical infrastructure
  - \$566,989 for civilian analysts, a system analyst, and equipment for the Houston Regional Intelligence Service Center (our regional fusion center)

**RECOMMENDATION**


It is recommended that Council authorize the director of the Mayor's Office of Public Safety & Homeland Security to execute this sub-recipient agreement and to request and/or accept any amendments/modifications to this agreement or any subsequent agreements necessary to secure Houston's allocations through this grant program.

REQUIRED AUTHORIZATION

<b>F &amp; A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance appropriating \$9,604,327.00, in tax increment revenue payments made by Houston Independent School District ("HISD"), and authorizing the transfer of tax increment revenues to various Tax Increment Reinvestment Zone ("TIRZ") Funds pursuant to the City's Interlocal Agreement with HISD and the TIRZs.	<b>Category # 1</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b>  9
<b>FROM: (Department or other point of origin):</b> Andrew F. Icken Chief Development Officer	<b>Origination Date</b> 10/25/12		<b>Agenda Date</b> OCT 31 2012
<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council Districts affected:</b>		
<b>For additional information contact:</b> Ralph De Leon <b>Phone:</b> (832) 393-0985	<b>Date and identification of prior authorizing Council Action:</b> Ord. No. 1996-0910, 09/11/96, Ord. No. 1997-0118, 01/29/97, Ord. 1997-0565, 05/21/97, Ord. No. 1999-0913, 08/18/99, Ord. No. 1999-0914, 08/18/99		
<b>RECOMMENDATION: (Summary)</b> City Council approve an ordinance appropriating \$9,604,327.00 in tax increment revenue payments made by HISD, and authorizing the transfer of tax increment revenues to the various TIRZ Funds pursuant to the City's Interlocal Agreements with HISD and the TIRZs.			
<b>Amount of Funding:</b> \$9,604,327.00			
<b>Source of Funding:</b> <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input checked="" type="checkbox"/> Other (Specify) \$9,604,327.00 to various TIRZ Funds (see attached spreadsheet).			
<b>Specific Explanation:</b>  The appropriation of \$9,604,327.00 results from tax increment payments received from HISD for transfer to the various TIRZs in which HISD participates. As set forth in the attached spreadsheet, \$1,240,103.00 will be transferred to the City's Affordable Housing Fund; \$7,429,550.00 will be paid to HISD for Educational Facilities Project Costs. The remaining \$934,674.00 will be paid to various TIRZ redevelopment authorities on behalf of the TIRZs for approved project costs.  Cc: Marta Crinejo, Agenda Director Anna Russell, City Secretary David Feldman, City Attorney Deborah McAbee, Senior Assistant City Attorney			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>	

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8

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

<b>SUBJECT:</b> An ordinance authorizing the appropriation and transfer of \$400,000 from the Contractor's Responsibility Fund (Fund 2424) to the Health Special Revenue Fund (Fund 2002) for the provision of services under the Care Houston Program	<b>Category #</b> 9	<b>Page</b>	<b>Agenda Item #</b> 10
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<b>FROM (Department or other point of origin):</b> Houston Department of Health and Human Services	<b>Origination Date</b> 10/3/12	<b>Agenda Date</b>
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> OCT 31 2012
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<b>For additional information contact:</b> Kathy Barton Telephone: 832-393-5045 ; 713-826-5801	<b>Date and identification of prior authorizing Council action:</b> 02/21/12, 2012-158
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**RECOMMENDATION: (Summary)**  
Approval of an ordinance authorizing the appropriation and transfer of \$400,000 from the Contractor's Responsibility Fund (Fund 2424) to the Health Special Revenue Fund (Fund 2002) for the provision of services under the Care Houston Program

<b>Amount of Funding:</b> Appropriation - \$400,000.00 Health Special Revenue Fund (Fund 2002)	<b>Finance Department:</b>
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**SOURCE OF FUNDING:** [ ] General Fund [ ] Grant Fund [ ] Enterprise Fund [ X ] Other ( Specify ) - Contractors Responsibility Fund

**SPECIFIC EXPLANATION:**

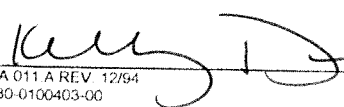
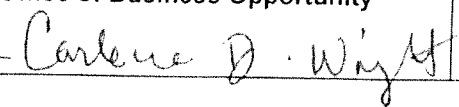
The Houston Department of Health and Human Services (HDHHS) requests City Council to approve an ordinance authorizing the appropriation and transfer of \$400,000 from the Contractor's Responsibility Fund (Fund 2424) to the Health Special Revenue Fund (Fund 2002) for the provision of services under the Care Houston Program. On April 18, 2012 the Office of Business Opportunity and HDHHS agreed that up to \$400,000, based on availability of funds, of the Contractors Responsibility Fund would be appropriated annually for the Care Houston Program. This ordinance is for the approval of the FY'13 appropriation.

The Contractors Responsibility Fund is the fund for the City's Pay or Play (POP) program which mandates city contractors to either offer their employees a minimum level of health insurance or contribute toward the "Contractors Responsibility Fund" to defray the costs of providing health care to uninsured people in the Houston and Harris County area.

The Care Houston Program is a collaboration between the Houston Fire Department (HFD) and HDHHS to decrease non-emergency calls for emergency medical services (EMS). The program requires EMS to identify residents who have made non-emergency calls to 911 and forward that information to HDHHS. HDHHS staff contacts the resident and if she/he agrees to participate in the program, a nurse case manager makes a home visit, conducts a needs assessment, assists the resident in devising a service plan, and provides social and medical referrals as needed.

cc: Agenda Director  
Finance Department  
Legal Department

**REQUIRED AUTHORIZATION**

<b>Finance Department</b> 	<b>Office of Business Opportunity</b> 	<b>Other Authorization:</b>
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> An ordinance authorizing a contract between the City of Houston and Houston Food Bank for the purposes of increasing public awareness of benefits distribution to eligible Supplemental Nutrition Assistance Program (SNAP) participants	<b>Category # 9</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b> 11
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<b>FROM (Department or other point of origin):</b> Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	<b>Origination Date</b> 10/02/2012	<b>Agenda Date</b> OCT 9 1 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Stephen L. Williams</i>	<b>Council District affected:</b> ALL
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<b>For additional information contact: Kathy Barton</b> Telephone: 832-393-5045 ; 713-826-5801	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)** An ordinance authorizing a contract between the City of Houston and Houston Food Bank for the purposes of increasing public awareness of benefits distribution to eligible Supplemental Nutrition Assistance Program (SNAP) participants

<b>Amount of Funding:</b> Maximum Contract Amount: \$159,684.96 Fund: 1000	<b>Finance:</b>
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**SOURCE OF FUNDING:**  General Fund  Grant Fund  Enterprise Fund  Other ( Specify )

**SPECIFIC EXPLANATION:** The Houston Department of Health and Human Services (HDHHS) requests City Council to approve a contract with Houston Food Bank (HFB). The contact is for a term of one year upon countersignature by the City Controller and is for a total amount of \$159,684.96.

In an effort to increase participation for clients not currently being served, HDHHS is partnering with HFB to expand their Social Service Outreach Program (SSOP) by adding three trained staff positions. New SSOP staff will be located in various HDHHS multi-services centers at least once a week, as well as in community-based organizations to provide application and technical assistance to City of Houston visitors. The staff will provide outreach, education, and client interviews to determine eligibility for state public benefit programs and facilitate awareness of program benefits and access to HFB for SNAP participants.

Beyond the obvious benefit to the client, increased SNAP participation brings federal dollars into the community in the form of SNAP benefits. These benefits create business when they are redeemed at local food retailers. By interviewing clients and helping submit benefits applications at a rate of 960 per year, each Outreach Coordinator will have an impact on approximately 2,400 individuals (2.5 clients per case) and will create an estimated local impact of \$3,433,587 annually.

The Food Research and Action Center (FRAC), a leading national organization working for more effective policies to eradicate domestic hunger, reported that:

- Harris County, Texas is in the bottom 5 of 22 of the largest urban areas in SNAP participation for eligible families.
- Only 60% of the individuals who qualify for SNAP benefits in Houston are actually enrolled in the program.

HFB is the only state certified subcontractor (outside a state field office) eligible to issue SNAP electronic benefits transfer (EBT) cards. EBT is an electronic system that allows a recipient to authorize transfer of their government benefits from a Federal account to a retailer account to pay for products received.

cc: Finance  
Legal Department  
Agenda Director

REQUIRED AUTHORIZATION

NOT

Finance Director ✓	Other Authorization:	Other Authorization:
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HCD12-131

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

8/30/12 Coalition HMIS

<b>SUBJECT:</b> Approval of an ordinance authorizing the use of \$167,562 in ESG funds for a Contract between the City of Houston and the Coalition for the Homeless of Houston/Harris County for the operation and maintenance of the Homeless Management Information System.	<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 12
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<b>FROM:</b> Neal Rackleff, Director Housing and Community Development	<b>Origination Date</b> 08/30/12	<b>Agenda Date</b> OCT 31 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> Melody Barr Phone: 713-868-8329	<b>Date and identification of prior authorizing Council action:</b> Ord.#2012-0088; 02/01/12
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**RECOMMENDATION:** Approval of an Ordinance authorizing the use of \$167,562 in ESG funds for a Contract between the City of Houston and the Coalition for the Homeless of Houston/Harris County for the operation and maintenance of the Homeless Management Information System.

<b>Amount of Funding:</b>  \$167,562.00	<b>Finance Budget:</b>
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**SOURCE OF FUNDING:**       General Fund       Grant Fund       Enterprise Fund

**Emergency Solutions Grants (ESG)**

**SPECIFIC EXPLANATION:**

The Housing and Community Development Department (HCDD) recommends approval of a contract between the City of Houston and the Coalition for the Homeless of Houston/Harris County (Coalition) to operate and maintain the Homeless Management Information System (HMIS).

HMIS is a software application designated to record and store individual client data, including the types of services needed by the homeless community being served in Houston. HMIS was developed in a response to Congress's request for information about how the funds appropriated for homeless programs are being spent. They are not only interested in fiscal responsibility, but also want to know who the homeless are as a group, as well as understand the outcomes of the programs assisting them.

All agencies receiving federal funds for use in serving the homeless community are required to participate in the HMIS. Additionally, agencies may be required to use HMIS if funding is received from Health and Human Services or the Veterans Administration for a homeless-specific program. The City is contracting with the Coalition to comply with this requirement.

The contract provides funding for a twelve month period from October 1, 2012, through September 30, 2013.

This item was presented to the Housing, Sustainable Growth and Development Committee on September 18, 2012.

NR:RB:MB:RLJ  
cc: City Secretary  
Legal Department  
Finance Department  
Mayor's Office

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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*NO*

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HCD12-132

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

08-30-12 Coalition - Planning

<b>SUBJECT:</b> Approval of an ordinance authorizing the use of \$133,415 in CDBG funds for a Contract between the City of Houston and the Coalition for the Homeless of Houston/Harris County for strategic homeless planning.	<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  13

<b>FROM:</b> Neal Rackleff, Director Housing and Community Development	<b>Origination Date</b> 08/30/12	<b>Agenda Date</b> OCT 31 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> Melody Barr Phone: 713-868-8329	<b>Date and identification of prior authorizing Council action:</b> Ord.#2012-0088; 02/01/12
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**RECOMMENDATION:** Approval of an ordinance authorizing the use of \$133,415 in CDBG funds for a Contract between the City of Houston and the Coalition for the Homeless of Houston/Harris County for strategic homeless planning.

<b>Amount of Funding:</b>  \$133,415.00	<b>Finance Budget:</b>
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**SOURCE OF FUNDING:**       General Fund       Grant Fund       Enterprise Fund

Community Development Block Grant (CDBG)

**SPECIFIC EXPLANATION:**

The Housing and Community Development Department (HCDD) recommends approval of a contract between the City of Houston and the Coalition for the Homeless of Houston/Harris County (Coalition) for strategic homeless planning.

The Coalition addresses systemic solutions to the problems of homelessness through collaborative resource development and service coordination in the areas of affordable housing, education, employment, transportation, child care, mental health, food and shelter. Currently, the City, through the Coalition, receives millions of dollars in U.S. Department of Housing and Urban Development (HUD) funding for homelessness. These planning activities are required to keep the program in regulatory compliance. Additionally, information gained through this planning process may result in an increase in future funding. Recent planning activities include revitalization of the Community Strategic Plan to End Homelessness, permanent supportive housing implementation planning, and transitional housing inventory analysis.

A critical part of the planning process is the Point-in-Time (PIT) Enumerations. The PIT is a conducted by the Coalition and is required of all communities that receive federal support from HUD. The PIT count is reported to HUD, and is one factor in determining the amount of funding that our community receives through the Continuum of Care supportive housing program grants.

The contract will provide funding for a twelve month period, from October 1, 2012, through September 30, 2013.

This item was presented to the Housing, Sustainable Growth and Development Committee on September 18, 2012.

NR:RB:MB:RLJ

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

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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NPT

12

HCD12-125a

TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION

12-HHSP -MAM- HTF

<b>SUBJECT:</b> An Ordinance authorizing a Contract between the City of Houston and Memorial Assistance Ministries, providing \$50,000 in State Housing Trust Funds to provide housing assistance for families at-risk of becoming homeless.	<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item</b> #
			14

<b>FROM:</b> Neal Rackleff, Director Housing and Community Development	<b>Origination Date</b> 10/22/12	<b>Agenda Date</b> OCT 31 2012
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<b>DIRECTOR'S SIGNATURE:</b>	<b>Council Districts affected:</b> All
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<b>For additional information contact:</b> Melody Barr Phone: 713-868-8329	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Approving an Ordinance authorizing a Contract between the City of Houston and Memorial Assistance Ministries, providing \$50,000 in State Housing Trust Funds to provide housing assistance for families at-risk of becoming homeless.

<b>Amount of Funding:</b> \$50,000.00	<b>Finance Budget:</b>
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**SOURCE OF FUNDING:**     General Fund                     Grant Fund                     Enterprise Fund

Homeless Housing and Services Program - State Housing Trust Funds

**SPECIFIC EXPLANATION:**

The Housing and Community Development Department recommends approval of a contract between the City of Houston and Memorial Assistance Ministries, providing \$50,000 of State Housing Trust Funds (HTF). Such funding will enable Memorial Assistance Ministries to provide short-term and intermediate rental assistance to 50 low-income individuals/families. The goal of the program is to prevent at-risk individuals and families from becoming homeless. These funds will not be used for administrative costs. All funds will be categorized as Homeless Prevention and used solely for rental assistance.

The Housing and Community Development Department recommends approval of this Contract between the City of Houston and Memorial Assistance Ministries to provide HTF funding to prevent individuals/families from becoming homeless, with a contract term of October 1, 2012 – February 28, 2013.

This item was presented to the Housing, Sustainable Growth and Development Committee on August 21, 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>
✓		

*M.S.*

12



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Retain the law firm of Porter Hedges LLP to provide construction-related legal services for the Houston Airport System.	<b>Page</b> 1 of 1	<b>Agenda Item</b> # 15
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<b>FROM (Department or other point of origin):</b> David M. Feldman, City Attorney	<b>Origination Date</b> 10/25/12	<b>Agenda Date</b> OCT 31 2012
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> All
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*CMS*

<b>For additional information contact:</b> Martin Buzak Carolyn Hanahan Phone: 832-393-6431 832-393-6322	<b>Date and identification of prior authorizing Council action:</b> None
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**RECOMMENDATION: (Summary)**  
Enact an ordinance approving and authorizing an agreement for legal services with Porter Hedges LLP for the provision of construction legal services for the Houston Airport System, as directed by the City Attorney, and appropriate the necessary funds to finance the cost of these services.

**Amount and Source of Funding:**  
\$275,000 Airport Improvement Fund (8011)

**SPECIFIC EXPLANATION:**

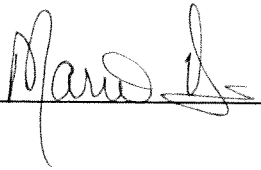
The Office of the City Attorney requests that City Council enact an ordinance approving and authorizing a legal services agreement (terminable upon 24 hours notice by the City Attorney) with Porter Hedges LLP for the provision of construction-related legal services for the Houston Airport System (HAS), as directed by the City Attorney. Such services may include consultation, research, advice, drafting, attendance at meetings, and representation related to specialized construction-related matters assigned by the City Attorney.

Specifically, Porter Hedges will assist the City with resolving a dispute over defects in the performance of City Project No. 648, which provided for construction of taxiways. The amount of funding is intended to address pre-suit matters, preparation and filing of suit, initial discovery, review and analysis of all related reports and documentation, and mediation.

David Peden and John Hawkins, the attorneys who will provide most of the legal services for the benefit of the Houston Airport System, will charge \$400.00 per hour.

Due to the unique and limited nature of this representation, no M/WBE good faith goal has been established for this agreement.

REQUIRED AUTHORIZATION

<b>Other Authorization:</b> <i>Kae</i> Mario C. Diaz, Director, HAS 	<b>Other Authorization:</b> Kelly Dowe, Director, Finance	<b>Other Authorization:</b>
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Retain the firm of Walter P Moore to provide construction-related consulting services for the Houston Airport System.	<b>Page</b> 1 of 1	<b>Agenda Item</b> # 16
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<b>FROM (Department or other point of origin):</b> David M. Feldman, City Attorney	<b>Origination Date</b> 10/25/12	<b>Agenda Date</b> OCT 31 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>David M. Feldman</i>	<b>Council District affected:</b> All
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<b>For additional information contact:</b> Martin Buzak Carolyn Hanahan Phone: 832-393-6431 832-393-6322	<b>Date and identification of prior authorizing Council action:</b> None
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**RECOMMENDATION: (Summary)**  
Enact an ordinance approving and authorizing an agreement for consulting services with Walter P Moore for the Houston Airport System, as directed by the City Attorney, and appropriate the necessary funds to finance the cost of these services.

**Amount and Source of Funding:**  
\$220,000 Airport Improvement Fund (8011)

**SPECIFIC EXPLANATION:**

The Office of the City Attorney requests that City Council enact an ordinance approving and authorizing a consulting services agreement (terminable upon 24 hours notice by the City Attorney) with Walter P Moore for the provision of construction-related consulting services for the Houston Airport System (HAS). Such services may include testing, analysis, consultation, research, advice, reports, and attendance at meetings related to specialized construction-related matters.

Specifically, Walter P Moore will assist the City with resolving a dispute over defects in the performance of City Project No. 648, which provided for construction of taxiways. In order to fully diagnose the defects, the firm will be reporting directly to a law firm engaged by the City. A majority of the requested funding will be for necessary testing by third-parties. The requested funding is as follows: \$200,000 for basic contract services and \$20,000 for pre-contract services.

Due to the unique and limited nature of this representation, no M/WBE good faith goal has been established for this agreement.

REQUIRED AUTHORIZATION

**Other Authorization:** *Kae*  
Mario C. Diaz, Director, HAS  
*Mario Diaz*

**Other Authorization:**  
Kelly Dowe, Director, Finance

**Other Authorization:**

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9431**

**Subject:** Approve an Amending Ordinance to Increase the Maximum Contract Amount and Authorize a First Amendment to Contract No. 4600010399 for Moving & Storage of Household Goods for the Housing and Community Development Department/ S23-L23482-A1.

Category #  
4

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Agenda Item

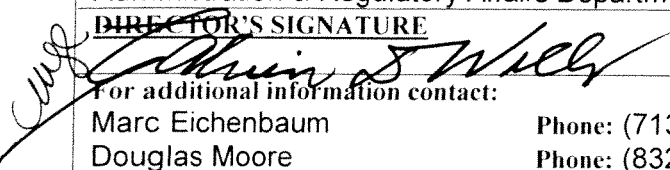
17

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

**Origination Date**  
October 23, 2012

**Agenda Date**  
OCT 31 2012

**DIRECTOR'S SIGNATURE**

*CWG*  


**Council District(s) affected**  
All

**For additional information contact:**

Marc Eichenbaum Phone: (713) 865-4557  
Douglas Moore Phone: (832) 393-8724

**Date and Identification of prior authorizing Council Action:**  
Ord. No. 2011-0043; Passed January 12, 2011

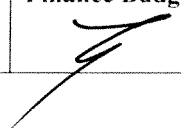
**RECOMMENDATION: (Summary)**

Approve an amending ordinance to increase the maximum contract amount from \$235,568.00 to \$435,568.00, and authorize a first amendment to the contract between the City of Houston and Crown Relocations to change the contractor name to Crown Pacific, Inc. for the moving and storage of household goods for the Housing & Community Development Department.

Maximum Contract Amount Increased by: \$200,000.00

**Finance Budget**

\$200,000.00 - Community Development Block Grant Fund (5000)



**SPECIFIC EXPLANATION:**

The Director of the Housing & Community Development Department and the City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount from \$235,568.00 to \$435,568.00, and authorize a first amendment to the contract between the City of Houston and Crown Relocations to change the contractor name to Crown Pacific, Inc. for the moving and storage of household goods for the Housing & Community Development Department (HCDD). The City Purchasing Agent/Director may terminate this contract at any time upon 30-days written notice.

The contract was awarded on January 12, 2011 by Ordinance No. 2011-0043 for a one-year term, with a one-year option in the amount of \$235,568.00. Expenditures as of September 27, 2012 totaled \$219,074.35. The necessary increase to the maximum contract amount is required due to the unforeseen increase in the number of homes that need to be reconstructed in the Single Family Disaster Recovery Reconstruction Program. The additional funds requested shall sustain HCDD through the end of the contract term of January 31, 2013.

The scope of work requires the contractor to provide all labor, supervision, materials, equipment, tools, storage facilities, and transportation necessary to provide moving and storage of household goods for the HCDD clients. The moving and storage of household goods will be provided to clients as part of HCDD's Temporary Relocation Assistance Program, where the client's household goods will be temporarily moved to either a storage facility; an apartment provided by the City; or, for clients temporarily residing with relatives, household goods will be split between a storage facility and the temporary residence. After the client's home has been repaired or reconstructed, the contractor will be required to move the household goods back into the residence.

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

This contract was awarded with an 11% M/WBE participation goal; Crown Relocations is currently achieving 0% of the required M/WBE goal. HCDD has put in place a MBE/SBE Monitoring Officer who will monitor this contract to ensure maximum M/WBE participation.

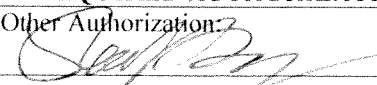
Buyer: Roy Breaux

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9391**

**Subject:** Ordinance Authorizing a First Amendment to Contract No. 4600007782 for Blower Replacement Parts and Repair Services for the Public Works & Engineering Department S23-L22260-A1

Category #  
4

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Agenda Item

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

**Origination Date**  
September 17, 2012

**Agenda Date**  
OCT 31 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:**  
Ordinance No. 2007-1212; Passed 10/31/2007

**RECOMMENDATION: (Summary)**

Approve an amending ordinance authorizing a first amendment to the contract between the City of Houston and Dresser, Inc. to extend the contract term from November 28, 2012 to November 28, 2014 for blower replacement parts and repair services for the Public Works & Engineering Department.

No Additional Funding Required

**Finance Budget**

**SPECIFIC EXPLANATION:**

The Director of the Public Works and Engineering Department and the City Purchasing Agent recommend that City Council approve an amending ordinance authorizing a first amendment to the contract between the City of Houston and Dresser, Inc. to extend the contract term from November 28, 2012 to November 28, 2014 for blower replacement parts and repair services for the Public Works and Engineering Department (PWE). The City Purchasing Agent or the Director of PWE may terminate this contract anytime upon 30-days written notice to the contractor.

This contract was awarded on October 31, 2007 by Ordinance No. 2007-1212 for a three-year term, with two one-year options in the amount of \$7,950,000.00. Expenditures as of August 30, 2012 totaled \$4,202,026.36. The first amendment will extend the contract term for two additional years. In consideration for the two-year contract extension, the contractor has agreed to freeze contract year five pricing through November 28, 2014.

The scope of work requires the contractor to provide supervision, labor, materials, supplies, tools, equipment and transportation necessary to provide precision repair services for blowers at various City of Houston Wastewater Operations facilities. If requested by the user department representative (UDR), the contractor shall demonstrate by means of adequate testing and documentation that the repaired unit has retained its operating efficiency.

This contract was awarded with an 11% MWBE participation goal and the contractor is currently achieving .17% of its goal. The Mayor's Office of Business Opportunity will continue to monitor this contract to ensure maximum MWBE participation.

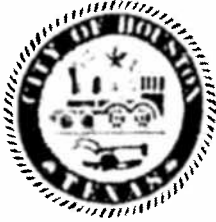
Buyer: Roy Breaux

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:



CITY OF HOUSTON

Interoffice

Correspondence

To: Carlecia D. Wright, Director
Mayor's Office of Business Opportunity

From: John Tatman
Strategic Purchasing Division

cc:

Date: April 30, 2012

Subject: Final Request for Verification of MWDBE Participation

Prime Contractor Dresser, Inc

OA/BPO No. 4600007782 Start Date 11/27/2007 End Date 11/26/2012

Contract Description Blower Replacement Parts and Repair Services

Prime Contact Person/Phone/Email John.Conley@dresser.com 713-896-4810

MWBE Goal 11% Scheduled MWBE Part. 11% Amt. Paid by City (to date) \$4,226,708.96

Scheduled S/MWBEs Best Grinding Service, AM Worldwide, inc

FOR OFFICE OF BUSINESS OPPORTUNITY USE ONLY

Total MWBE Dollar Amt. Paid \$7,195.00 MWBE Part. Achieved .17%

MWBE Rating: Outstanding Satisfactory X Unsatisfactory

Comments Prime states they have had limited opportunities for subcontracting to date.

Approved by Morris Scott
Division Manager


Handwritten signature of Morris Scott

Date 5/1/2012

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

<b>SUBJECT:</b> Appropriate Additional Funds Construction Management at Risk Contract Balfour Beatty Construction, LLC fka SpawMaxwell Company, L.P. Julia Ideson Building Switchgear WBS No. E-000186-0001-4	Page 1 of 2	Agenda Item 19
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 10/25/12	<b>Agenda Date</b> OCT 31 2012
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>10/22/12</i> 	<b>Council District(s) affected:</b> 1
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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 actions:</b> Ordinance No. 2007-1471; dated 12/19/07 Ordinance No. 2008-1208; dated 12/30/08 Ordinance No. 2009-0284; dated 04/01/09 Ordinance No. 2009-1354; dated 12/16/09 Ordinance No. 2010-0425; dated 06/02/10 Ordinance No. 2011-0578; dated 06/29/11 Motion No. 2011-0536; dated 06/29/11 Ordinance No. 2011-1181; dated 12/14/11
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**RECOMMENDATION:** Appropriate additional funds to the Construction Management at Risk (CMAR) Contract with Balfour Beatty Construction.

<b>Amount and Source Of Funding:</b> \$262,612.00 Public Library Consolidated Construction Fund (4507)	<b>Finance Budget:</b>
<b>Previous Funding:</b> \$ 314,800.00 Library Capital Project Fund (4018) \$ 13,196,000.00 Julia Ideson Library Contributions Fund (4036) \$ 7,972,000.00 Reimbursement of Equipment/Projects Fund (1850) \$ 5,100,000.00 General Improvement Consolidated Construction Fund (4509) \$ 724,000.00 Public Library Consolidated Construction Fund (4507) \$ 300,000.00 Federal Government – Grant Funded (5000) \$27,606,800.00 Total Funding	


**SPECIFIC EXPLANATION:** On December 19, 2007, City Council awarded a CMAR contract to SpawMaxwell Company, L.P. (Balfour Beatty Construction, LLC) to provide pre-construction and construction phase services for the Julia Ideson Building (JIB) Restoration and Addition. That work is complete and the grand opening for the facility was in November 2011.

The electrical switchgear in the JIB is outdated and at the end of its useful life. The switchgear replacement will consist of two Guaranteed Maximum Price (GMP) proposals. The requested appropriation of \$262,612.00 will fund the first GMP proposal, which provides for the early procurement of the "long lead time" materials necessary to replace the outdated electrical switchgear. Procurement of these items during the negotiation of the GMPs will assure timely installation and coordination with the construction schedule.

The second GMP will provide for installation of the new electrical switchgear; various improvements requested by the Julia Ideson Library Preservation Partners (JILPP), which include additional light dimming systems; and mandatory Code Enforcement and ADA improvements that include basement sprinklers, revisions to handrails and revisions to existing toilet partitions. City Council will be requested to appropriate funds for the second GMP proposal under a separate Council action.


**REQUIRED AUTHORIZATION** CUIC ID #25CONS212

**General Services Department:**



Richard A. Vella  
 Chief of Design & Construction

**Houston Public Library:**



Rhea Brown Lawson, Ph.D.  
 Director

<b>Date:</b>	<b>SUBJECT:</b> Appropriate Additional Funds Construction Management at Risk Contract Balfour Beatty Construction, LLC fka Spaw Maxwell Company, L.P. Julia Ideson Building Switchgear WBS No. E-000186-0001-4	<b>Originator's Initials</b>  MED	<b>Page</b>  2 of 2
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**PROJECT LOCATION:** 500 McKinney Street (493L)

**PREVIOUS HISTORY AND PROJECT SCOPE:** On December 30, 2008, City Council approved a First Amendment to the CMAR contract, which delegated authority to the director to approve the Guaranteed Maximum Price (GMP), and appropriated \$7.5 MM, which partially funded Phase I construction services (new 21,500 square feet archival wing). Of this amount, TIRZ # 3 contributed \$4 MM.

On April 1, 2009, City Council appropriated an additional \$6.5 MM to fully fund the remaining Phase I construction costs. The Reimbursement of Equipment/Projects Fund contributed \$6 MM which was reimbursed by TIRZ #3; thus fulfilling TIRZ # 3's financial obligation under the Agreement.

On December 16, 2009, City Council approved a Second Amendment to the CMAR contract, which reduced the construction fee from 8% to 4%, and appropriated an additional \$6.425 MM to partially fund Phase II - restoration of the existing 66,000 square feet Julia Ideson building.

On June 2, 2010, City Council approved an additional appropriation of \$4.140 MM to fund the remaining Phase II restoration construction costs.

On June 29, 2011, City Council appropriated an additional \$2,029,000 and allocated \$300,000 for Phase II restoration and the purchase of furniture, fixtures and equipment and additional security cameras for the Julia Ideson building.

On December 14, 2011, City Council appropriated an additional \$489,000 for Phase II restoration for improvements in the North Garden.

**M/WBE INFORMATION:** A 24% M/WBE goal has been established for this project. The contractor will submit the list of certified firms with the issuance of the GMP proposal.

Handwritten signatures and initials, including a circular stamp and a signature that appears to be 'med'.

SM:JLN:RAV:MCP:MED:med

c : Marta Crinejo, Dr. Rhea Brown Lawson, Jacquelyn L. Nisby, Wendy Heger, Chris Gonzales, Mary M. Villarreal, Morris Scott

**SUBJECT:** Award Construction Contract  
 Carrera Construction, Inc.  
 Dow Park Basketball Court and Pavilion Restorations at Various Locations  
 WBS No. F-000640-0005-4

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

**Origination Date**

10/24/12

**Agenda Date**

OCT 31 2012

**DIRECTOR'S SIGNATURE:**

Scott Minnix

*Scott Minnix*

9/26/12

**Council District affected:**

D, H, I, K

**For additional information contact:**

Jacquelyn L. Nisby

Phone: 832-393-8023

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

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

**Amount and Source of Funding:**

\$419,164.00 – Parks Consolidated Construction Fund (4502)

**Finance Budget:**

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council award a construction contract to Carrera Construction, Inc., on its low bid amount of \$358,300.00 to provide construction services for Dow Park Basketball Court and Pavilion Restorations at various locations for the Houston Parks and Recreation Department. The apparent low bidder, ERC Environmental Consultants, Inc., requested to withdraw its bid due to a material error in its bid price.

**PROJECT LOCATIONS:**

Dow Park	7942 Rockhill	535X	Dist. I
Brookline Park	3300 Real	534L	Dist. I
Lee Hager Park	12100 Landsdowne	571A	Dist. K
Irvington Park	1000 Cavalcade	453V	Dist. H
Moses Leroy Park	3100 Trulley	493V	Dist. D

**PROJECT DESCRIPTION:** The scope of work for Dow Park basketball pavilion consists of demolition of the block building and asphalt paving around the pavilion, as well as removal and replacement of the pavilion roof, purlins, gutters and downspouts, goals, lights, benches and a portion of the existing sidewalk and trail. The column bases will be repaired and the structure painted. The electrical service panel will be upgraded and a new enclosure installed. The disturbed areas around the pavilion will be graded and sodded. Additionally, light fixtures and ballasts will be removed and replaced at Brookline Park, Lee Hager Park, Irvington Park, and Moses Leroy Park pavilions.

The contract duration for this project is 120 calendar days. M2L Associates is the design consultant and construction manager for the project.

**BIDS:** The following five bids were received on July 26, 2012:

<u>Bidder</u>	<u>Bid Amount</u>
1. ERC Environmental Consultants, Inc.	\$320,000.00 (non-responsive)
2. <b>Carrera Construction, Inc.</b>	<b>\$358,300.00</b>
3. P^2MG LLC.	\$412,000.00
4. Specialty Construction	\$417,530.00
5. Horizon International Group, LLC.	\$457,000.00

**REQUIRED AUTHORIZATION**

CUIC ID # 25PARK185

**General Services Department:**

**Houston Parks and Recreation Department**

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

*[Signature]*  
 Joe Turner  
 Director



<b>Date</b>	<b>SUBJECT:</b> Award Construction Contract Carrera Construction, Inc. Dow Park Basketball Court and Pavilion Restorations at Various Locations WBS No. F-000640-0005-4	<b>Originator's Initials</b>  MS	<b>Page</b>  2 of 2
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**AWARD:** It is recommended that City Council award the construction contract to Carrera Construction, Inc. and appropriate funds for the project, including additional appropriations of \$19,700.00 for construction management services under the existing contract with M2L Associates and \$12,500.00 for engineering and materials testing services under existing contract with Tolunay-Wong Engineers, Inc.

**FUNDING SUMMARY:**

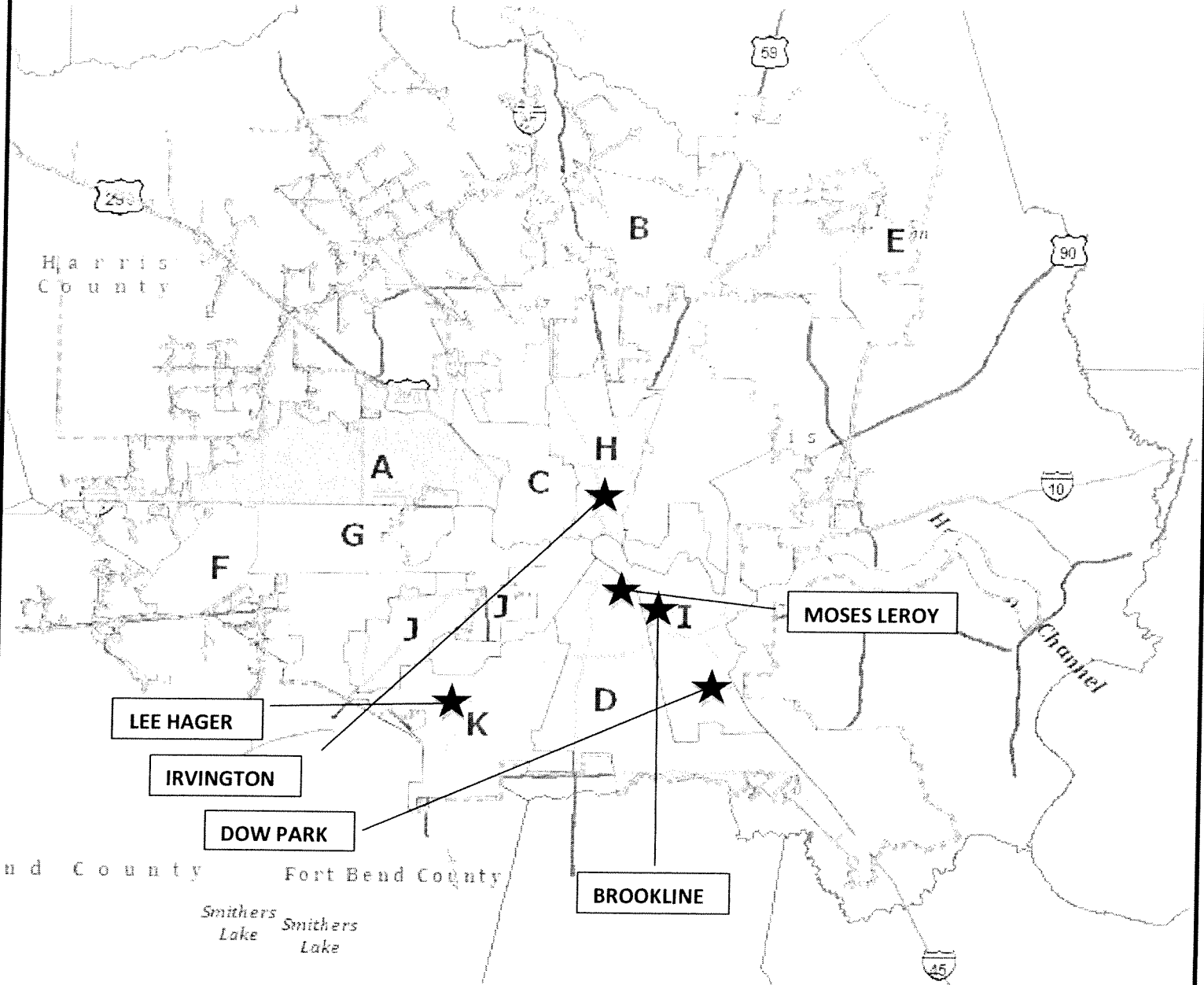
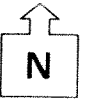
\$ 358,300.00	Construction Contract Services
\$ <u>28,664.00</u>	8% Contingency
<b>\$ 386,964.00</b>	<b>Total Contract Services</b>
\$ 19,700.00	Construction Management Services
\$ <u>12,500.00</u>	Engineering and Materials Testing
<b>\$ 419,164.00</b>	<b>Total Funding</b>

**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 pay into the Contractor Responsibility Fund 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.

SM:RAV:JLN:LJ:MS:ms

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



## Dow Park Basketball Court and Pavilion Restorations

Parks: Dow (535X), Brookline (534L), Lee Hager (571A), Irvington (453V), Moses Leroy (493V)

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

**SUBJECT:** Award Construction Contract  
 Jerdon Enterprise, L.P.  
 Glenbrook Park - Phase II, and Schwartz Park  
 WBS No. F-000765-0003-4, F-000768-0001-4

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2-1

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

**Origination Date**  
10/24/12

**Agenda Date**  
OCT 31 2012

**DIRECTOR'S SIGNATURE:**  
 Scott Minnix *Scott Minnix 9/13/12*

**Council District(s) affected:**  
 A, I

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

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

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

**Amount and Source of Funding:**

\$ 881,020.00	Federal Government - Grant Funded (5000) CDBG	<b>Finance Budget:</b>
\$ 152,510.00	Parks Consolidated Construction Fund (4502)	
\$ 134,310.00	Parks & Recreation Dedication Fund (4035)	
<b>\$ 1,167,840.00</b>	<b>Total Funding</b>	

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a construction contract to Jerdon Enterprise, L.P. on the proposal amount of \$1,038,572.71 to provide construction services for Glenbrook Park - Phase II and Schwartz Park for the Houston Parks and Recreation Department.

**PROJECT LOCATIONS:**

Glenbrook Park - Phase II	8201 North Bayou Drive	(535Q)	Dist. I
Schwartz Park	8203 Vogue Lane	(451N)	Dist. A

**PROJECT DESCRIPTION:**

**Glenbrook Park - Phase II** - The scope of work includes demolition of the playground and walkways, construction of new concrete walkways, new playground, a new pavilion with picnic tables and barbeque pit, new ballfield lighting, and site lighting.

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

**Schwartz Park** - The scope of work includes demolition of the playground and screen on existing pool building, construction of new concrete sidewalks, a concrete plaza, playground and tot-lot, new entry signage, new entry fencing, new shade structure, minor parking lot improvements, site furniture, site grading and drainage, irrigation and tree planting.

The contract duration for this project is 160 days. M2L Associates, Inc. is the design consultant and construction manager for this project.

**PROPOSALS:** On February 3 and 10, 2012, GSD advertised a Request for Competitive Sealed Proposals (CSP) for construction services for Glenbrook Park - Phase II, and Schwartz Park. The CSP contained selection criteria that ranked respondents on experience, references, schedule and contractor responsibility. The Statements of Qualifications were due on February 23, 2012, and seven firms responded. GSD evaluated the respondents and five of the seven firms received sufficient points and were requested to submit proposals. Five firms submitted proposals. Jerdon Enterprise, L.P. submitted the lowest proposal and offers the best value for the City based on the advertised criteria.

The five firms are ranked as follows:

**PROPOSER**

1. Jerdon Enterprise, L.P.
2. Millis Development & Construction, Inc.
3. Times Construction, Inc.
4. Carrera Construction, Inc.
5. Hassell Construction, Inc.

**REQUIRED AUTHORIZATION**

CUIC ID # 25PARK180

**General Services Department:**

**Housing and Community Development Department:**

**Houston Parks and Recreation Department:**

*Richard A. Vella*  
 Richard A. Vella  
 Chief of Design & Construction  
 Division

*Neal Rackleff*  
 Neal Rackleff  
 Director

*Joe Turner*  
 Joe Turner  
 Director

<b>Date</b>	<b>SUBJECT:</b> Award Construction Contract Jerdon Enterprise, L.P. Glenbrook Park - Phase II, and Schwartz Park WBS No. F-000765-0003-4, F-000768-0001-4	<b>Originator's Initials</b> DE	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that City Council award the construction contract to Jerdon Enterprise, L.P. and appropriate funds for the project, including an additional \$24,600.00 for construction management services for Glenbrook Park under the existing contract with Clark Condon Associates; \$27,115.65 for construction management services for Schwartz Park under the existing contract with M2L Associates, Inc.; \$11,500.00 for engineering testing services for Glenbrook Park under the existing contract with HTS, Inc. Consultants; and \$11,500.00 for engineering testing services for Schwartz Park under the existing contract with Geotest Engineering, Inc.

**FUNDING SUMMARY:**

\$	1,038,572.71	Construction Contract Services
\$	51,928.64	5% Contingency
<b>\$</b>	<b>1,090,501.35</b>	<b>Total Contract Services</b>
\$	51,715.65	Construction Management
\$	23,000.00	Engineering Testing
\$	2,623.00	Civic Art (1.75% of Fund 4502 for Schwartz Park)
<b>\$</b>	<b>1,167,840.00</b>	<b>Total Funding</b>

**CONSTRUCTION GOALS:** A 5% MBE goal and 5% SBE goal have been established for this contract. The contractor has submitted the following certified firms to achieve the goals:

<u>FIRM (MBE)</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% OF CONTRACT</u>
S&S Masonry II, LLC	Masonry	\$ 52,087.00	5.0%

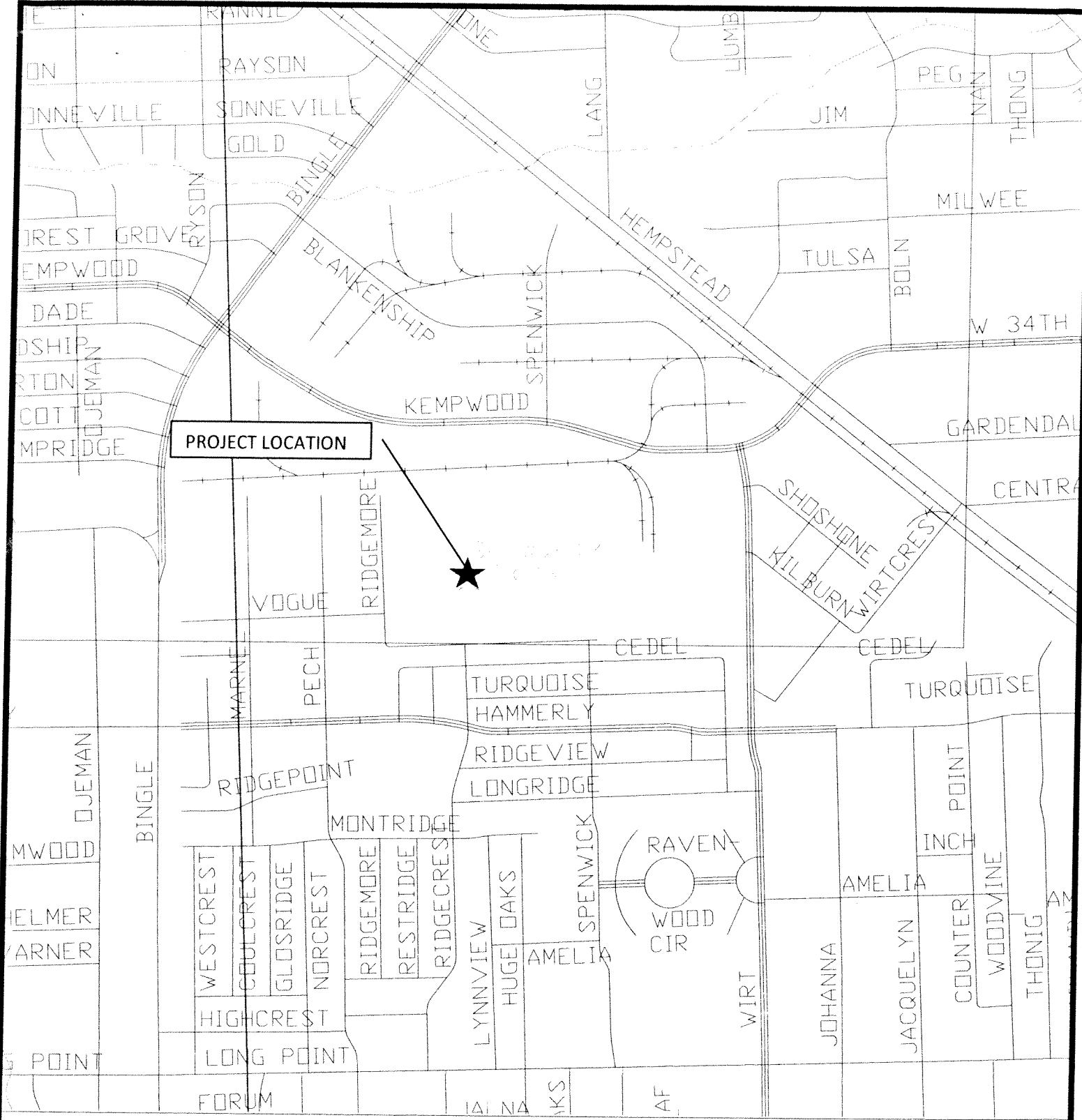
<u>FIRM (SBE)</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% OF CONTRACT</u>
George Meeks Landpro, Inc.	Landscape/Irrigation	\$ 28,102.00	2.7%
Contractors Paving Supply, LLP	Misc. Paving Supply	\$ 5,059.00	0.49%
Rebar Supply Company, Ltd.	Rebar Supplies	\$ 7,382.00	0.71%
Central Texas Hauling	<u>Hauling</u>	<u>\$ 11,970.00</u>	<u>1.15%</u>
	<b>TOTAL</b>	<b>\$ 52,513.00</b>	<b>5.05%</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.

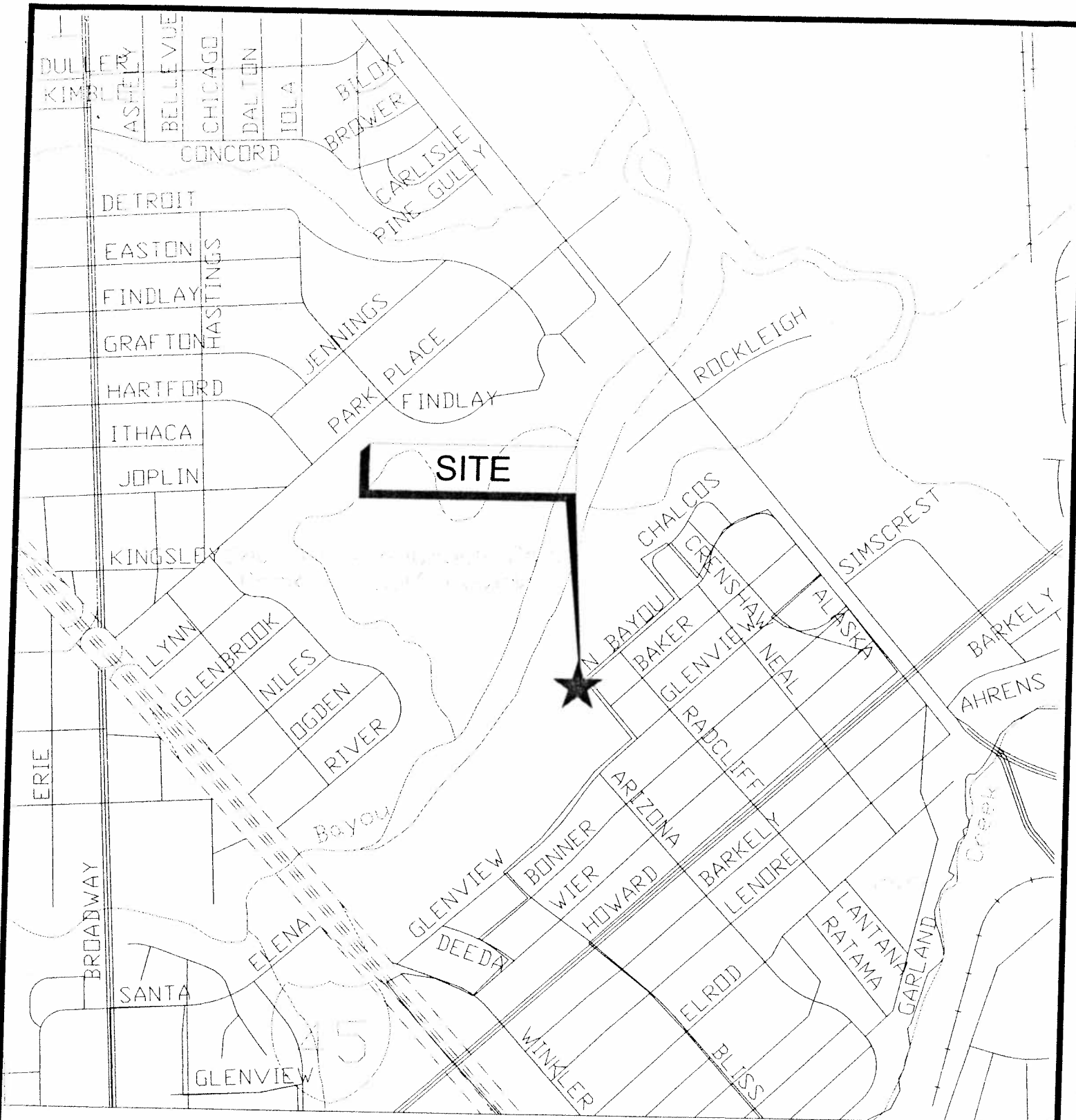
**HIRE HOUSTON FIRST:** Hire Houston First does not apply to this expenditure, because it involves the use of federal funds and is subject to specific procurement rules of the federal government.

SM:JLN:RAV:LJ:DE:de

c: Marta Crinejo, Jacquelyn L. Nisby, Mark Ross, Luci Correa, Yuhayna McCoy, Calvin Curtis, Chris Gonzales, Pirooz Farhoomand, Laura Serrano, Gayve Anklesaria, Ana Patino-Martinez, Gabriel Mussio, Martha Leyva, File 712

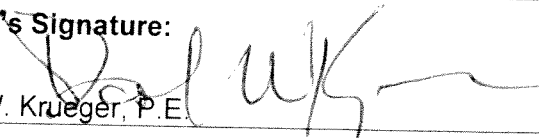



**Schwartz Park**  
**8203 Vogue Lane**  
**Houston, TX 77055**



**Glenbrook Park, Phase II**

**8201 North Bayou Dr.  
Houston, TX 77017**

<b>SUBJECT:</b> Additional Appropriation to the Professional Engineering Services Contract between the City of Houston and SES Horizon Consulting Engineers, Inc. for Bringhurst Pedestrian Bridge over Union Pacific Railroad. WBS No. N-000420-0045-3		<b>Page</b> 1 of 2	<b>Agenda Item #</b>  22
<b>From: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 10/25/12	<b>Agenda Date</b> OCT 31 2012	
<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> B <span style="float: right;"><i>MAS</i></span>		
<b>For additional information contact:</b> <i>Ravi Kaleyatodi 10/3/12</i> Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2012-0613 Dated: June 27, 2012		
<b>Recommendation: (Summary)</b> Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with SES Horizon Consulting Engineers, Inc.			
<b>Amount and Source of Funding:</b> \$202,200.00 from Fund 4040 - METRO Projects Construction DDSRF. Original (previous) appropriation of \$233,000.00 from Fund 4040 - METRO Projects Construction DDSRF.			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This project is part of the 2011 Discretionary Grant Programs, Rail Highway Crossing Hazard Elimination in High Speed Rail Corridors. This program is jointly administered by the Federal Railroad Administration and the Federal Highway Administration. The main purpose of the proposed bridge is to improve safety in the area and provide an alternative for crossing the railroad tracks.			
<b>DESCRIPTION/SCOPE:</b> This project consists of the design of a pedestrian bridge across and over Union Pacific Railroad at Bringhurst Street complete with ramps, lighting, sidewalks, and signage.			
<b>LOCATION:</b> This project is generally bounded by Liberty Road on the north, Lyons Avenue on the south, Waco on the east, and U.S. 59 on the west. Key Map Grids 494B and 494F.			
<b>PREVIOUS HISTORY AND SCOPE:</b> City Council approved the original Contract on June 27, 2012 by Ordinance No. 2012-0613. The scope of services under the original Contract consisted of Phase II - Final Design and Phase III - Construction Services and Additional Services. Based on the availability of funds in FY12 \$233,000.00 was appropriated as follows: \$88,540.00 for Basic Services, \$121,160.00 for Additional Services and \$23,300.00 for CIP Cost Recovery.			
<b>SCOPE OF THIS SUPPLEMENT AND FEE:</b> The request for an additional appropriation will fund the remaining Phase II - Final Design Services, Phase III - Construction Services and the remainder of the Additional Services. The Basic Services Fee for Phase II and Phase III have been negotiated on a lump sum amount basis. The total remaining Basic Services Fee appropriation for Phase II and Phase III is \$74,402.00.			
<b>LTS No. 3738</b>		<b>CUIC ID #20MHS129</b>	
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

The contract also includes certain Additional Services to be paid either on a lump sum or on a reimbursement basis. The Additional Services include topographic survey, right of way determination, categorical exclusion, public meetings, lighting, and reproduction costs. The total remaining Additional Services appropriation for Phase II and Phase III is \$101,388.02.

The total requested additional appropriation of \$202,200.00 is to be appropriated as follows: \$175,790.02 for contract services and \$26,409.98 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 Consultant provides health benefits to eligible employees in compliance with City policy.

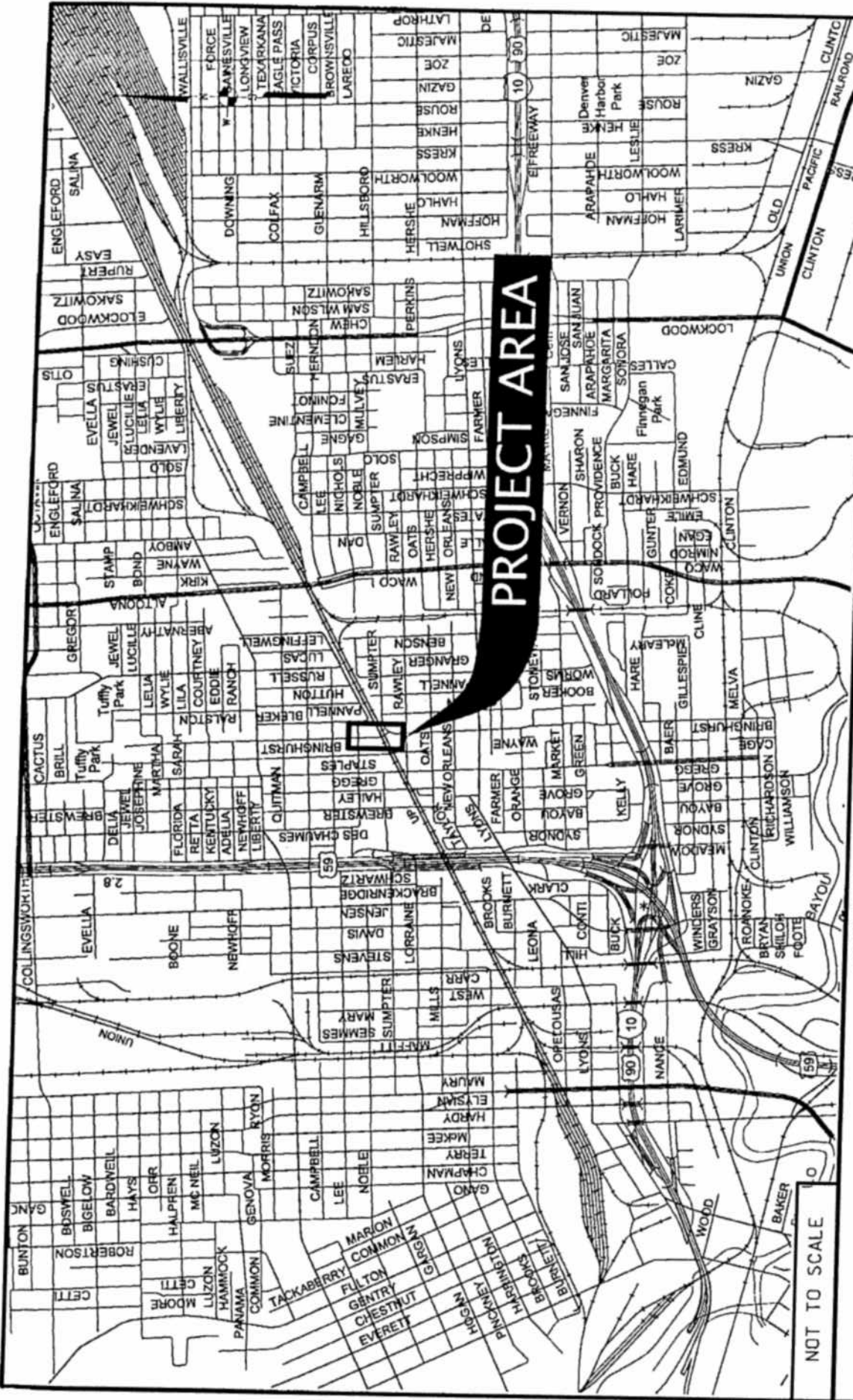
**M/WBE INFORMATION:** The M/WBE goal established for this project is set at 24%. The original Contract amount was \$209,700.00. To date, work has not been authorized nor payment made to the sub-consultants. Assuming approval of the requested additional appropriation, the contract amount will increase to \$385,490.02. The consultant proposes the following plan to meet the M/WBE goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
Atser, LP	Geotechnical	\$ 9,592.00	2.49%
Berg-Oliver Associates, Inc.	Environmental Consulting	\$ 34,900.00	9.05%
Community Awareness Services, Inc.	Public Meeting Services	\$ 29,830.80	7.74%
JAG Engineering, Inc.	Land Surveying Services	\$ 54,530.00	14.15%
<b>TOTAL</b>		<b>\$128,852.80</b>	<b>33.43%</b>

*[Handwritten signatures]*  
 DWK:DRM:RK:MS:BB:MHS:mg  
 H:\design\VA-NP-DIV\Bikeway Files\Maher\N-000420-0045-3 Bringhurst Rehab Bridge\1.0 Design Contract\1.2 RCA\Design\RCA No 20MHS129 - Additional Appropriation FINAL.doc

ec: File No. N-000420-0045-3 (1.2 RCA)





**PROJECT AREA**

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

BRINGHURST PEDESTRIAN  
 BRIDGE OVER UPRR

WBS NUMBER: N-000420-0045-3  
 TXDOT CSJ NO. 0912-72-289

NOVEMBER, 2011



NOT TO SCALE



**SES HORIZON**  
 CONSULTING ENGINEERS, INC.  
 1801 Southwest Freeway, Suite 400 Houston, Texas 77024  
 (713) 988-5504, Fax (713) 988-1441 www.seshorizon.com

**PROJECT LOCATION  
 MAP**


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Request for the abandonment and sale of a 10-foot-wide water line easement and a 10-foot-wide by 35-foot-wide water main (flushing valve) easement, located within the Enclave at Reflections Apartments Addition, Section One, out of the Joel Wheaton Survey, A-80. <b>Parcels SY13-017A and SY13-017B</b>	<b>Page</b> <u>1</u> of <u>2</u>	<b>Agenda Item #</b> <b>23</b> <del>3</del>
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  10/18/12	<b>Agenda Date</b> OCT 31 2012 <del>OCT 24 2012</del>
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> G  <b>Key Map:</b> 488Q
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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 abandonment and sale of a 10-foot-wide water line easement and a 10-foot-wide by 35-foot-wide water main (flushing valve) easement, located within the Enclave at Reflections Apartments Addition, Section One, out of the Joel Wheaton Survey, A-80. **Parcels SY13-017A and SY13-017B**

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

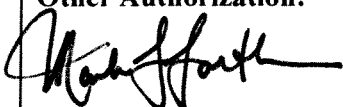
**SPECIFIC EXPLANATION:**  
 Brian Nawara, Texas Engineering and Mapping, 12810 Century Drive, Stafford, Texas 77477, on behalf of Alliance Enclave Reflections Limited Partnership (Alliance Enclave Reflections GP, Inc. [Steven Ivankovich, President], General Partner), requested the abandonment and sale of a 10-foot-wide water line easement, located within the Enclave at Reflections Apartments Addition, Section One, out of the Joel Wheaton Survey, A-80. Alliance Enclave Reflections Limited Partnership, the property owner, plans to replat the subdivision and construct several multi-unit apartment buildings in the location of the subject easements.

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 addition of the second easement to be abandoned. Therefore, it is recommended:

1. The City abandon and sell a 10-foot-wide water line easement and a 10-foot-wide by 35-foot-wide water main (flushing valve) easement, located within the Enclave at Reflections Apartments Addition, Section One, out of the Joel Wheaton Survey, A-80;

p:\tp\sy13-017.rca1.doc CUIC #20TP9320

**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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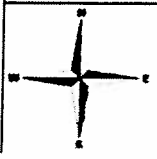
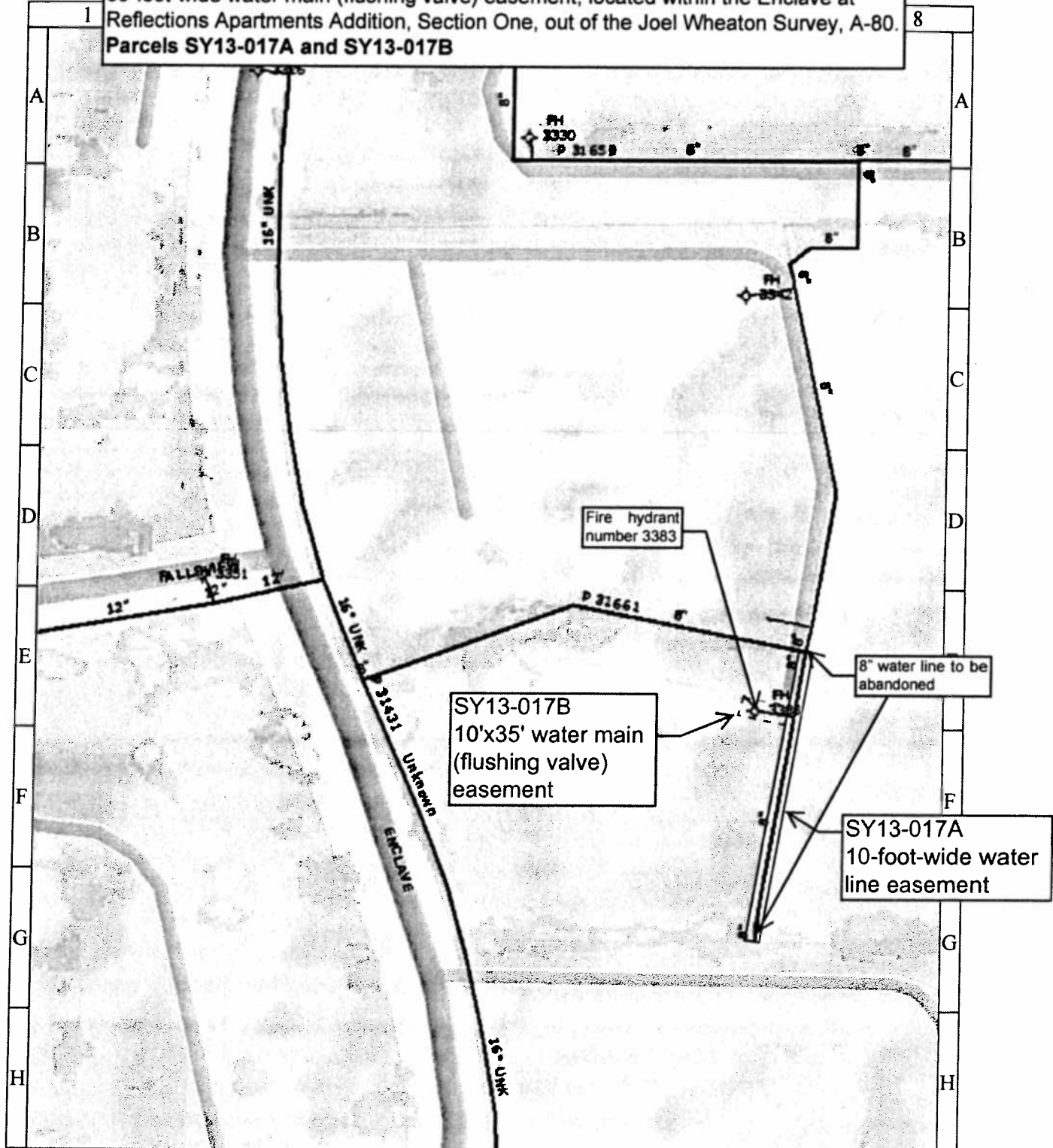
<b>Date:</b>	<b>Subject:</b> Request for the abandonment and sale of a 10-foot-wide water line easement and a 10-foot-wide by 35-foot-wide water main (flushing valve) easement, located within the Enclave at Reflections Apartments Addition, Section One, out of the Joel Wheaton Survey, A-80. <b>Parcels SY13-017A and SY13-017B</b>	<b>Originator's Initials</b>	<b>Page</b> <u>2</u> of <u>2</u>
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2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The applicant be required to: (a) cut, plug, and abandon the 8-inch water line within the north/south portion of the 10-foot-wide water line easement, from the 8-inch water line (P31661) south to its terminus, (b) cut, plug, and abandon fire hydrant number 3383, (c) pay the depreciated value of the water main and fire hydrant, and (d) complete all of the foregoing items at no cost to the City and under the proper permits;
4. The applicant be required to prepare drawings that show all public utilities (water) that are to be abandoned, relocated, and/or constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the Motion shall be attached to the plan set when it is submitted for plan review;
5. The Legal Department be authorized to prepare the necessary transaction documents; and
6. Inasmuch as the value of the property interests are not expected to exceed \$50,000.00, that the value be established by staff appraisal, according to City policy.

DWK:NPC:tp

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

Abandonment and sale of a 10-foot-wide water line easement and a 10-foot-wide by 35-foot-wide water main (flushing valve) easement, located within the Enclave at Reflections Apartments Addition, Section One, out of the Joel Wheaton Survey, A-80. Parcels SY13-017A and SY13-017B



1 inch = 99 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.

24

OCT 31 2012

MOTION NO. 2012

MOTION by Council Member Gonzalez that the recommendation of the Purchasing Agent, to amend Motion No. 2007-0259, passed and adopted March 7, 2007, and amended by Council Motion 2012-0183, passed and adopted March 21, 2012, which authorized award for Chemicals, Inorganic Metal Salt Coagulants for the Department of Public Works and Engineering, S12-S22149RA-A2, be adopted, and Motion No. 2007-0259, is hereby further amended to increase the spending authority on award to ALTIVIA Corporation from \$27,563,500.00 to \$38,588,900.00.

Seconded by Council Member Costello

Council Member Adams absent on City business

On 10/24/12 the above motion was tagged by Council Member Green.

cr

**REQUEST FOR COUNCIL ACTION**

RCA# 9514

**TO:** Mayor via City Secretary

**Subject:** Amend Council Motion 2007-0259 for Chemicals, Inorganic Metal Salt Coagulants for the Public Works & Engineering Department S12-S22149RA-A2

Category #  
4

Page 1 of 2    Agenda Item

24 

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

**Origination Date**  
October 04, 2012

**Agenda Date**  
~~OCT 24 2012~~  
OCT 31 2012

**DIRECTOR'S SIGNATURE**  


**Council District(s) affected**  
All

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

**Date and Identification of prior authorizing Council Action:**  
CM's 07-259, Dtd. 3/7/07, & 12-183, Dtd. 3/21/12

**RECOMMENDATION: (Summary)**  
Amend Council Motion 2007-0259, passed March 7, 2007, which was previously amended by Council Motion 2012-0183, to increase the spending authority from \$27,563,500.00 to \$38,588,900.00 for inorganic metal salt coagulant chemicals for the Public Works & Engineering Department.

Spending Authority Increased By: \$11,025,400.00

**F & A Budget**

\$11,025,400.00 - Water & Sewer System Operating Fund (8300)

**SPECIFIC EXPLANATION:**  
The Director of the Public Works & Engineering Department and the City Purchasing Agent recommend that City Council amend Council Motion 2007-0259, passed March 7, 2007, to increase the spending authority for inorganic metal salt coagulant chemicals (aluminum sulfates and aluminum chlorohydrate) awarded to ALTIVIA Corporation from \$27,563,500.00 to \$38,588,900.00. Inorganic metal salt coagulant chemicals are imperative to maintain compliance with the Environmental Protection Agency, the Texas Commission on Environmental Quality and the Safe Drinking Water Act mandates.

This award began March 7, 2007 for a 36-month period with two option years to extend for a total 60-month term, in an amount not to exceed \$27,563,500.00 and was subsequently amended by CM 2012-0183, passed March 21, 2012, to extend the awarded term to April 17, 2015. Expenditures as of October 3, 2012 totaled \$25,648,866.47. In April 2012, the Texas Commission on Environmental Quality approved the City of Houston's proposal to convert the North East Water Purification Plant (NEWPP) from its primary acidified aluminum sulfate coagulant to aluminum chlorohydrate (ACH) due to the continued degradation of raw water supply from Lake Houston. This degradation resulted in raw water influent with low alkalinity, high turbidity and very high levels of organic carbon, which diminished the effectiveness of acidified aluminum sulfate. The ACH coagulant has proven to be a more sustainable coagulant as it works effectively on a larger range of Lake Houston's raw water quality scenarios. While the primary benefit of ACH is improved turbidity removal, the secondary benefits include reduced sludge generation and less reliance on costly secondary treatment chemicals such as caustic soda and polymer that are used to adjust finished water pH and alkalinity. In addition, the ACH coagulant is compatible with the NEWPP's existing storage and piping facilities. Though the addition of ACH has proven highly effective and reduced raw water treatment costs, the remaining spending authority is insufficient for the remaining term. All other terms and conditions shall remain as originally approved by City Council.

The award consisted of approximately 324,500 wet tons of inorganic metal salt coagulant chemicals utilized on a daily basis by the Department's Drinking Water Operations Branch to extract contaminants and other particles from raw water during the potable water treatment process.

**REQUIRED AUTHORIZATION**

NDT

F&A Director:

Other Authorization:

Other Authorization:

*Handwritten initials*

*Handwritten initials*

*Handwritten initials*

Date: 10/4/2012	Subject: Amend Council Motion 2007-0259 for Chemicals, Inorganic Metal Salt Coagulants for the Public Works & Engineering Department S12-S22149RA-A2	Originator's Initials MK	Page 2 of 2
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**MWBE Subcontracting:**

This contract was awarded with a 3% MWBE participation goal and the contractor is currently achieving 2%. The Department's Small Business Development Section and the Office of Business Opportunity will continue to monitor and work with the contractor to ensure maximum MWBE participation.

Buyer: Martin L. King



TO: Mayor via City Secretary

**REQUEST FOR COUNCIL ACTION**

**SUBJECT:** Supplemental Allocation to the Professional Program Management Consulting Services Contract with Houston Airports Program Management Team for Professional Program Management Consulting Services for the Houston Airport System (HAS); Project No. 697 (WBS# A-000547-0002-1-01-01; Contract No. 4600011146)

Category	Page	Agenda Item
	1 of 2	# 7

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

**Origination Date**  
September 14, 2012

**Agenda Date**  
~~OCT 24 2012~~  
OCT 31 2012

**DIRECTOR'S SIGNATURE:** *M. S. ...*

**Council District affected:**  
B, E, I

**For additional information contact:**  
Samar Mukhopadhyay Phone: 281-233-1840  
Adil Godiwalla Phone: 281-233-1934

**Date and identification of prior authorizing Council action:**  
09/07/2011 (O) 2011-783

**AMOUNT & SOURCE OF FUNDING:**  
CIP No. A-0547.01 \$10,000,000 HAS Arpt Improvement (8011)  
*KR*

**Prior appropriations:**  
09/07/2011.....\$10,000,000  
HAS Arpt Improvement (8011)

**RECOMMENDATION: (Summary)** Enact an Ordinance to approve a supplemental allocation for professional program management consulting services with Houston Airports Program Management Team (HAPMT) and appropriate the necessary funds to finance the cost of these services.

**SPECIFIC EXPLANATION:**

On September 7, 2011, Council approved a contract for professional program management consulting services between the Houston Airport System (HAS) and the Houston Airports Program Management Team (HAPMT). HAPMT is a joint venture comprised of four firms (AECOM Technical Services, Inc., Bradlink, LLC, The Louis Berger Group, Inc. and Omega Engineers, Inc.). HAS is embarking on a number of large-scale, complex projects, most notably the expansion of Terminal B and related roadway improvements, the full renovation of Terminal D and airfield improvements, Central Plant upgrades, as well as construction of a parking garage at William P. Hobby Airport. HAPMT is providing program management consulting services to support HAS staff for these large-scale projects, as well as other key capital projects for HAS.

During the initial year, HAPMT has made substantial progress in accomplishing the following tasks:

- Purchase, set up, and activation of Project Controls System.
- Development of Program Management Plan and Procedures.
- Development of Project Execution Plans for the Terminal D, Terminal B, and five additional CIP projects.
- Completion of Terminal D, Gate 12A improvements to accommodate A-380 operations.
- Completion of 50% of civil infrastructure for Terminal B South Side Replacement Program.

This supplemental allocation will provide funding associated with the second year of the five-year contract, in support of HAS projects and system improvements.

During the second year, HAPMT will focus on the following tasks:

**REQUIRED AUTHORIZATION**

**Finance Department:**

**Other Authorization:** *[Signature]*

**Other Authorization:**



<b>Date</b> September 14, 2012	<b>SUBJECT:</b> Supplemental Allocation to the Professional Program Management Consulting Services Contract with Houston Airports Program Management Team for Professional Program Management Consulting Services for the Houston Airport System (HAS); Project No. 697 (WBS# A-000547-0002-1-01-01; Contract No. 4600011146)	<b>Originator's Initials</b> TM	<b>Page</b> 2 of 2
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- Continue improvements to Project Controls System.
- Development of Project Execution Plans for remaining CIP projects in the 2013 CIP Work Plan.
- Incorporation of all FY2013 CIP projects into the Project Controls System.
- Develop monthly progress reports for all CIP projects in the FY2013 CIP Work Plan.
- Develop consolidated CIP Program Report.
- Expand scope of Program Management responsibilities from the original four projects to include six additional major CIP projects.
- Manage City of Houston's participation in Hobby International Terminal.

It is anticipated that during the contract term, HAS will be requesting Council's approval of additional allocations.

**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.

**HIRE HOUSTON FIRST:** Hire Houston First does not apply to this expenditure because this project was advertised prior to the implementation of 'Hire Houston First.'

**M/WBE PARTICIPATION:** The Minority Women Business Enterprise (M/WBE) goal for this contract is thirty-five percent (35%) and will be met by the following certified firms:

Firms	Type of Work
KIT Professionals, Inc.	Engineering
Knudson, LP	Construction Management
Nathelyne A. Kennedy & Associates, LP	Engineering Services
PGA	IT Services
STOA International Architects, Inc.	Architectural Design Management
Vesta Rea & Associates, LLC (VRA)	Public Relations Support Services
Zarinkelk Engineering Services, Inc.	Project Management Support Services
Omega Engineers, Inc.	Project Management and Engineering Support
Bradlink, LLC	Project Management and Technical Support Services
Leibowitz AMC, Inc.	Financial and Management Consulting
4U Services, Inc. (d.b.a. Stellar Services)	Computer Programming Services
S.L. King Technologies, Inc.	Administrative and General Management Consulting
Versatile Group	Consulting and Program Management Services
USA Shelco, Inc.	Central Plant Study

The amount of work for each proposed sub-consultant will be determined as the project progresses and the services required by each sub-consultant are better defined.

HAPMT is currently achieving 49.49% on a 35% contract goal.

This participation plan has been reviewed and approved by the HAS Office of Business Opportunity.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City and TRW Engineers, Inc. dba TSC Engineering for: Braesmont Dr. Area Drainage and Paving Improvements  
WBS No. M-000281-0001-3

Page 1 of 2

Agenda Item #

26 #6

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

**Origination Date**

**Agenda Date** 31 2012

Department of Public Works and Engineering

10/19/12

~~OCT 24 2012~~

**Director's Signature:**

**Council District affected: (Council District Letter Only)**

Daniel W. Krueger, P.E., Director

C BAE

**For additional information contact:**

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

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

Ordinance #: 2011-0506; 06/22/2011

**Recommendation: (Summary)**

Approve an Ordinance appropriating additional funds for Professional Engineering Services Contract with TRW Engineers, Inc. dba TSC Engineering.

**Amount and Source of Funding:** \$246,100.00 from Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF.

Original (previous) appropriations of \$952,585.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to address and reduce the risk of structural flooding.

**DESCRIPTION/SCOPE:** This project provides for the design and construction of storm drainage improvements, necessary concrete paving, curbs, sidewalks, driveways and underground utilities. Project will serve the Marilyn Estates area, Braesmont Drive and the east side of Chimney Rock (Lymbar to Braeswood).

**LOCATION:** This project is generally bounded by South Braeswood Boulevard on the north, Lymbar Drive on the south, Chimney Rock Road on the east and Atwell Drive on the west. The project is located in Key Map Grids 531T and 531X.

**PREVIOUS HISTORY AND SCOPE:** The original Contract was approved by the City Council on June 22, 2011, under Ordinance No. 2011-0506. Under the original contract, the Consultant completed the following:

<u>Project</u>	<u>WBS No.</u>	<u>Scope</u>	<u>Key Map</u>
Meyerland and Marilyn Estates Drainage and Paving	M-000271-0001-3	Phase I, Phase II, and Phase III Services	531U and Y
Braesmont Dr. Area Drainage and Paving Improvements	M-000281-0001-3	Phase II, and Phase III Services	531T and X

Presently the Consultant has completed a Preliminary Engineering Report (PER) for the project location. During the PER investigation adjacent drainage areas, water lines, and waste water lines were added. Additional funds are needed to complete the additional proposed services which were not budgeted.

LTS No. 3709


CUIC ID #20BTE06

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 and TRW Engineers, Inc. dba TSC Engineering for: Braesmont Dr. Area Drainage and Paving Improvements WBS No. M-000281-0001-3	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
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**SCOPE OF THIS SUPPLEMENT AND FEE:** The requested additional appropriation will accomplish the following tasks: Phase II – Final Design Basic Services and Phase III – Construction Phase Services for Storm Sewer and Waste Water Improvements in the Braesmont Drive area. Under the terms of the Contract, the Consultant will perform Phase II and Phase III Basic Services and will be compensated on a lump sum basis with a not to exceed agreed upon amount. The negotiated maximum appropriation for Basic Services is \$214,000.00.

The total requested appropriation is \$246,100.00 to be appropriated as follows: \$214,000.00 for Contract Services and \$32,100.00 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 Consultant provides health benefits to eligible employees in compliance with City policy.

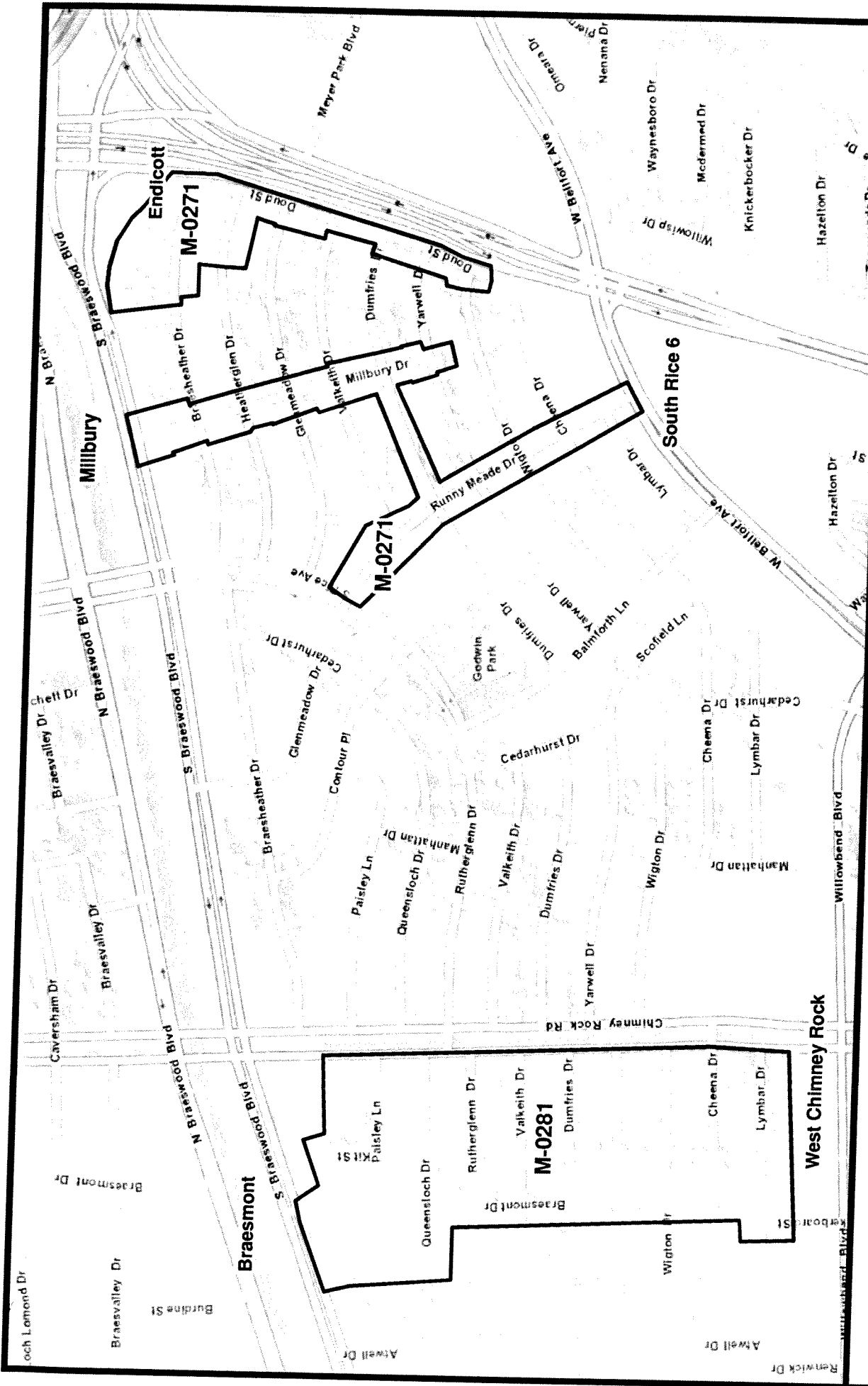
**M/WBE INFORMATION:** The M/WBE goal established for this project is 24%. The original Contract amount totals \$828,034.00. The consultant has been paid \$494,556.17 [59.73] % to date. Of this amount, \$169,944.60 [34.36] % has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$1,042,034.00. The Consultant proposes the following plan to meet the M/WBE goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Prior M/WBE Work		\$169,944.60	16.31%
2. Geotest Engineering, Inc.	Geotechnical & Environmental	\$ 18,248.75	1.75%
3. SP Engineering Inc.	Traffic Control Services	\$ 16,000.00	1.54%
4. Asakura Robinson Company, LLC	Landscaping/Tree Protection	\$ 15,600.00	1.50%
5. B&E Reprographics, Inc.	Reproduction Services	\$ 22,504.15	2.16%
6. GeoSurv, Inc.	Surveying & Mapping Services	\$ 7,837.00	0.75%
<b>TOTAL</b>		<b>\$250,134.50</b>	<b>24.01%</b>

  
DWK:DRM:RK:DPS:BTE:klw

H:\design\A-sw-div\WPDATA\00 - STM ENGR PROJECTS\Meyerland & Marilyn Estates (M-00271 & M-00281)-D11\_C13\1.0 DESIGN CONTRACT (M-271 & M-281)\SUPPLEMENT\RCA TRW M-0281-3 SUPPL 9.27.2012.doc

c: File: WBS M-000281-0001-3



**TRW ENGINEERS, INC.**  
dba TSC Engineering

3300 S. GESSNER, SUITE 100  
FIRM REGISTRATION NO. 12428  
HOUSTON, TEXAS 77036-7334  
Fax (713)784-7733  
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**CITY OF HOUSTON**

WBS No. M-000271-001-3 and WBS No. M-000281-001-3  
Meyerland & Marilyn Estates  
Braesmont Drive (Braeswood to Lymbar)

COUNCIL DISTRICT "C"

KEY MAP 531