

**AGENDA - COUNCIL MEETING - TUESDAY - MAY 6, 2014 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

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

**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 - MAY 7, 2014 - 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** on the proposal to take approximately 0.2125 acres of Braeburn Glen Park to expand the parking lot for Fire Station No. 68 - **DISTRICT J - LASTER**

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 2 through 51**

**MISCELLANEOUS** - NUMBER 2

2. REQUEST from Mayor for confirmation of the appointment of **CAROLYN HANAHAN** to Position Three on the **HOUSTON FORENSIC SCIENCE LGC BOARD OF DIRECTORS**, for an unexpired term ending June 30, 2015

**AGENDA - MAY 7, 2014 - PAGE 2**

**ACCEPT WORK** - NUMBERS 3 through 8

3. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$606,982.00 and acceptance of work on contract with **BALFOUR BEATTY CONSTRUCTION, LLC** for City Hall Annex and City Hall Renovations - 2.91% over the original contract amount and under the 3.57% contingency - **DISTRICT I - GALLEGOS**
4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$799,713.79 and acceptance of work on contract with **R & B GROUP, INC** for Benbrook Lift Station Renewal - 3.67% under the original contract amount - **DISTRICT H - GONZALEZ**
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$691,149.75 and acceptance of work on contract with **R & B GROUP, INC** for Red Gully Lift Station Rehabilitation - 5.72% under the original contract amount **DISTRICT B - DAVIS**
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$767,969.93 and acceptance of work on contract with **R & B GROUP, INC** for Dairy Ashford #4 Lift Station Rehabilitation - 3.58% under the original contract amount **DISTRICT F - NGUYEN**
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,128,951.37 and acceptance of work on contract with **CALCO CONTRACTING, LTD.**, for Sewer Service to Unserved Areas Package 1: Shared Facilities (Regional) Sanitary Sewer Improvements - Magnolia Point Lift Station, Force Main and Trunk Main; Strange's Camp Lift Station and Force Main - 8.19% under the original contract amount **DISTRICT E - MARTIN**
8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,700,359.49 and acceptance of work on contract with **RESICOM, INC** for Water Line Replacement in Oakwood Area - 7.62% under the original contract amount **DISTRICT H - GONZALEZ**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 9 through 13

9. APPROVE spending authority in an amount not to exceed \$244,412.00 to **T2 SYSTEMS, INC** for Sole Source Purchase of Handheld Electronic Citation Devices for the Administration & Regulatory Affairs Department - Parking Management Special Revenue Fund
10. **INTERLEX COMMUNICATIONS, INC** for Communication Consultant Services from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Houston Department of Health & Human Services - \$55,000.00 Grant Fund
11. ORDINANCE appropriating \$99,188.00 out of Equipment Acquisition Consolidated Fund for Sole Source Purchase of B2Gnow Web-Based Diversity Management System Software and Support Services for the Office of Business Opportunity
  - a. **ASKREPLY, INC d/b/a B2GNOW** for Purchase of B2Gnow Web-Based Diversity Management System Software and Support Services for the Office of Business Opportunity

**PURCHASING AND TABULATION OF BIDS** - continued

12. ORDINANCE appropriating \$2,356,085.08 out of Water & Sewer System Consolidated Construction Fund for the purchase of Trailer Mounted Generators Equipment for the Public Works & Engineering Department
  - a. **BLUELINE RENTAL, LLC** for Trailer-Mounted Generators through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Department of Public Works & Engineering
13. **EQUAL LEVEL, INC** for Electronic Marketplace Solution for the City of Houston - \$302,500.00 General Fund - 3 Years with two one-year options

**ORDINANCES** - NUMBERS 14 through 51

14. ORDINANCE **AMENDING CHAPTERS 2, 15 and 17 of the CODE OF ORDINANCES, HOUSTON, TEXAS**, prohibiting discrimination on the basis of protected characteristics in City employment, City services, City contracting practices, housing, public accommodations, and private employment; containing findings and other provisions relating to the foregoing subject; declaring certain conduct unlawful; providing for a penalty; providing for severability
15. ORDINANCE authorizing the issuance of one or more Series of City of Houston, Texas Tax and Revenue Anticipation Notes, Series 2014 to provide for the payment of the current expenses of the City for the Fiscal Year beginning July 1, 2014 and ending June 30, 2015; prescribing the terms and form thereof and authorizing the Finance Working Group to determine certain terms and conditions relating thereto; providing for the payment of the principal thereof and interest thereon; approving and authorizing the distribution of a Preliminary Official Statement and Official Notice of Sale to be used in connection with the sale of the Notes; authorizing the preparation and distribution of an Official Statement; authorizing the execution and delivery of a Paying Agent/Registrar Agreement; authorizing a Bond Counsel Agreement and a Special Tax Counsel and Special Disclosure Counsel Agreement; and making other findings and provisions relating to such Notes and matters incident thereto; and declaring an emergency
16. ORDINANCE approving a Supplemental Borrowing evidenced by City of Houston, Texas Tax and Revenue Anticipation Notes, Series 2014A to provide for payment of current expenses of the City for a portion of the Fiscal Year beginning July 1, 2014 and ending June 30, 2015; providing for the payment of the principal of and interest on such Notes; authorizing the procedure for determining the terms and conditions of such Notes; authorizing the execution of a Note Purchase Agreement; approving Bond Counsel and Special Tax and Special Disclosure Counsel; making other findings and provisions related to such notes and matters incident thereto; and declaring an emergency
17. ORDINANCE approving and authorizing Special Warranty Deed conveying to **CLEAR DORADO LAND ASSOCIATES, L.P.** a parcel of land consisting of 2.320 acres (101,039 square feet) out of the Sylvester Murphy League, A-53, Houston, Harris County, Texas, for \$10.00 and other good and valuable consideration; authorizing the Mayor to accept a Special Warranty Deed conveying to the City of Houston a parcel of land consisting of 2.821 acres (121,901 square feet) out of the Sylvester Murphy League, A-53, Houston, Harris County, Texas - **DISTRICT E - MARTIN**
18. ORDINANCE approving and authorizing first amendment to Grant Agreement between the City of Houston and **HOUSTON SHIFA SERVICES FOUNDATION, INC** to provide an additional \$200,000.00 of Federal Community Development Block Grant Funds for the acquisition and construction of a facility, located in the vicinity of 8620 West Place Drive, Houston, Texas, which will serve low-and moderate-income female and child victims of domestic violence and abuse **DISTRICT K - GREEN**

**ORDINANCES** - continued

19. ORDINANCE approving and authorizing agreement between the City of Houston and **AMERICAN ASSOCIATION OF AIRPORT EXECUTIVES, INC (AAAE)** for the Sponsorship, Coordination and Management of the 88th Annual AAAE Conference and Exposition to be held May 2016 in Houston; providing a maximum contract amount - \$650,000.00 - Enterprise Fund
20. ORDINANCE approving and authorizing International Facilities Agreement by and between the City of Houston and **KOREAN AIR LINES CO., LTD** at George Bush Intercontinental Airport/Houston - Revenue - **DISTRICT B - DAVIS**
21. ORDINANCE establishing the north and south sides of the 1600 block of California Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**
22. ORDINANCE establishing the east side of the 2700 block of Yupon Street, between California and Westheimer Streets, within the City of Houston as a special minimum line block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**
23. ORDINANCE approving and authorizing Compromise and Settlement Agreement between the City of Houston and **FRANCISCO EDUARDO MARQUEZ and EDNA ARVIZU MARQUEZ, individually and as representatives of the Estate of RENE MARQUEZ, and FRANCISCO EDUARDO MARQUEZ, JR.**, to settle a lawsuit - \$415,000.00 - Property and Casualty Fund
24. ORDINANCE appropriating \$622,950.00 out of General Improvement Consolidated Construction Fund and awarding Design/Build Contract between the City of Houston and **TIMES CONSTRUCTION, INC** for City Hall Annex Elevator Modernization; providing funding for contingencies relating to construction of facilities financed by the General Improvement Consolidated Construction Fund - **DISTRICT I - GALLEGOS**
25. ORDINANCE appropriating \$1,318,000.00 out of Public Health Consolidated Construction Fund and awarding Design/Build Contract between the City of Houston and **TIMES CONSTRUCTION, INC** for 8000 N. Stadium Drive - Health Administration Building; providing funding for the Civic Art Program and for contingencies relating to construction of facilities financed by the Public Health Consolidated Construction Fund - **DISTRICT K - GREEN**
26. ORDINANCE appropriating \$1,174,000.00 out of Public Health Consolidated Construction Fund, \$1,400,000.00 out of Special Waste Transportation & Inspection Fund and awarding Design/Build Contract between the City of Houston and **DRYMALLA CONSTRUCTION COMPANY** for Transportation /Mobile Vehicle Inspection Area; providing funding for the Civic Art Program and for contingencies relating to construction of facilities financed by the Public Health Consolidated Construction Fund and the Special Waste Transportation & Inspection Fund - **DISTRICT I - GALLEGOS**
27. ORDINANCE appropriating \$223,361.50 out of Public Health Consolidated Construction Fund and \$183,181.50 out of Public Library Consolidated Construction Fund as an additional appropriation for contract (Approved by Ordinance No. 2012-0515) between the City of Houston and **TIMES CONSTRUCTION, INC** to upgrade the parking lot at the Hiram Clarke Multi-Service Center/Vinson Library Facility - **DISTRICT K - GREEN**

**ORDINANCES** - continued

28. ORDINANCE awarding construction contract to **TIMES CONSTRUCTION, INC** for TIGER Project #2 - White Oak Path: MKT Bridge to West 11th Street; 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 contingencies relating to construction of facilities financed by the Federal Government Grant - USDOT TIGER Discretionary Fund and Other Government Grant - Houston Parks Board Fund - \$1,376,100.00 - Grant Fund - **DISTRICT C - COHEN**
29. ORDINANCE awarding construction contract to **R. MIRANDA TRUCKING AND CONSTRUCTION, LLC** for TIGER Project #5 East Downtown: Transit/Residential/Commercial Connections; 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 contingencies relating to construction of facilities financed by the Federal Government Grant - USDOT TIGER Discretionary Fund - \$5,106,900.00 Grant Fund - **DISTRICTS H - GONZALEZ and I - GALLEGOS**
30. ORDINANCE appropriating \$14,462.00 out of Metro Construction - Other; approving and authorizing Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for Missouri Kansas Texas Trail Spur Connector Project **DISTRICT C - COHEN**
31. ORDINANCE appropriating \$6,540.22 out of Parks Special Fund and \$66,179.00 out of Parks Consolidated Construction Fund as an additional appropriation for contract (Approved by Ordinance No. 2004-1091); between the City of Houston and **THE TEXAS DEPARTMENT of TRANSPORTATION** for project cost overruns on the Hermann Park Trail Improvements and Scottcrest Park Pedestrian Trail Project - **DISTRICT D - BOYKINS**
32. ORDINANCE approving and authorizing first amendment to the Treated Water Supply Contract between the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 89** (Approved by Ordinance No. 2000-0216 as amended) for the addition of a secondary point of delivery
33. ORDINANCE amending the Paving Assessment Roll for Jeanetta Road from Clarkcrest Street to Westheimer Road - **DISTRICT F - NGUYEN**
34. ORDINANCE appropriating \$85,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and \$90,000.00 out of Water & Sewer System Consolidated Construction Fund for Advertising Costs for Capital Improvement Plan Projects relating to construction of facilities financed by the respective funds for the Department of Public Works and Engineering
35. ORDINANCE approving and authorizing purchase of a 239 square foot street right-of-way easement from owners Michael W. Bounds, a City of Houston Employee, and Barbara A. Dickens in connection with the Pinemont Drive Paving and Drainage Improvements Project (from Ella Boulevard to N. Shepherd Drive); waiving Section 15-1(A) of the Code of Ordinances - **DISTRICT C - COHEN**
36. ORDINANCE appropriating \$200,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **KELLOGG BROWN AND ROOT SERVICES, INC** for Large Diameter Water Line Construction Projects

**ORDINANCES** - continued

37. ORDINANCE appropriating \$1,368,028.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ISANI CONSULTANTS, L.P.** for Engineering Services associated with the Design of Water Line Replacement in Pine Forest Area and Langwood Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN and H - GONZALEZ**
38. ORDINANCE appropriating \$480,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **CP&Y, INC** for Willowbrook Wastewater Treatment Plant Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - STARDIG**
39. ORDINANCE appropriating \$1,338,500.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **WESTON SOLUTIONS, INC** for Chocolate Bayou Wastewater Treatment Plant Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - BOYKINS**
40. ORDINANCE appropriating \$1,650,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **CHARLES D. GOODEN CONSULTING ENGINEERS, INCORPORATED** for Water Line Replacement in Memorial Bend and Briar Forest Area and Water Line Replacement in Briar Court Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT G - PENNINGTON**
41. ORDINANCE appropriating \$376,766.00 out of Metro Projects Construction DDSRF as an additional appropriation to the Professional Engineering Services Contract between the City of Houston and **PARSONS BRINCKERHOFF, INC** for Hollister Road Paving & Drainage: White Oak Bayou to West Gulf Bank (Approved by Ordinance No. 2013-0265); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICT A - STARDIG**
42. ORDINANCE appropriating \$22,615,500.00 out of Street & Traffic Control and Storm Drainage DDSRF and \$2,677,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **OSCAR RENDA CONTRACTING, INC** for Shepherd Drive Drainage and Paving Improvements; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, construction management, incentive value, and contingencies relating to construction of facilities financed by Street & Traffic Control and Storm Drainage DDSRF, and the Water & Sewer System Consolidated Construction Fund - **DISTRICTS C - COHEN and G - PENNINGTON**

**ORDINANCES** - continued

43. ORDINANCE appropriating \$386,100.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **DG MEDINA CONSTRUCTION, LLC** for Wastewater System/Substitute Service Support - St. George Place; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS C - COHEN; G - PENNINGTON and J - LASTER**
44. ORDINANCE appropriating \$3,065,200.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D.L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Westchester I Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT G - PENNINGTON**
45. ORDINANCE appropriating \$2,017,600.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D.L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Ashford Forest Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT G - PENNINGTON**
46. ORDINANCE appropriating \$4,916,400.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in Shadydale Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - DAVIS**
47. ORDINANCE appropriating \$3,661,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **D.L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Inwood Pines Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - DAVIS**
48. ORDINANCE appropriating \$2,039,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SCOIL CONSTRUCTION SERVICES, LLC** for Installation of Short Segment of Water Lines 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, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG; C - COHEN and H - GONZALEZ**

**ORDINANCES** - continued

49. ORDINANCE appropriating \$2,471,177.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REYTEC CONSTRUCTION RESOURCES, INC** for Pressure Reducing Valve Station Improvements Package No. 5; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS E - MARTIN and I - GALLEGOS**
50. ORDINANCE granting to **ELTON CHILDS dba ADVANCE VACUUM TRAP SERVICES, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
51. ORDINANCE No. 2014-267, passed first reading April 2, 2014  
ORDINANCE annexing to the City of Houston, Texas territory located in the vicinity of **ALDINE WESTFIELD SOUTHEAST of RICHEY ROAD**, in Harris County, Texas; extending the corporate limits of the City of Houston, Texas, to embrace and include territory within such boundaries; instituting proceedings to annex to its corporate limits the territory included in such boundaries; adopting a service plan for certain area in the vicinity of Aldine Westfield Southeast of Richey Road; assigning the annexed area to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter; containing findings and other provisions relating to the foregoing subject; and providing for severability - **DISTRICT B - DAVIS - SECOND AND FINAL READING**

**END OF CONSENT AGENDA**

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

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Davis first

**ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER**

**NOTE** - WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING



**CITY COUNCIL CHAMBER - CITY HALL 2<sup>nd</sup> FLOOR - TUESDAY  
MAY 6, 2014 - 2:00 PM**

**AGENDA**

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**NON-AGENDA**

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DR. ALKEBU MOTAPA - 5022 Cosby - 77021 - 713-741-5150 – Houston poor Mystic Motapa no gun violent gay rights Legislature

MR. ROB GRIFFITH – 1610 Alamo St. – 77007 – 713-446-5416 - High First Ward Historic District Application

MR. LOUIS BAEZ – 1911 Spring St. – 77007 – 713-868-0969 - High First Ward Historic District Application

REV. DR. MICHAEL DIAZ – 2610 Waugh Dr., No. 2 – 954-494-6916 – Equal Rights Ordinance

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MR. MIKE CRAIG – 2803 Chenevert St. – 77004 – 713-304-8821 - Equal Rights Ordinance

MR. KRISTOPHER SHARP – 9221 Pagewood Ln., No. 72 – 77063 – 832-736-0038 – Equal Rights Ord.

MS. SARAH SCHIMMER – 2001 Capitol St. – 77003 – 797-7886 – Non-Discrimination Ordinance

STATE REP. GARNETT F. COLEMAN – 4364 Faculty Ln. – 77004 – 713-4461 – In favor of Non-Discrimination Ord.

MS. DENA HUGHES – 6517 Grape – 77074 – 713-480-5869 – Equality Ordinance

REV. WILLIAM LAWSON – 4042 Glen Cove Dr. – 77021 – 713-741-0444 – Equal Rights Amendment in Favor

REV. MARK EDMISTON-LANG – 1900 Bering Dr. – 77057 – 713-782-8250 – Equal Rights Ordinance

MS. AMANDA WILLIAMS – 1109 Dismuke – 77023 – 281-797-7944 – Equal Rights Ordinance

MS. JANUARI LEO – 1415 California St. – 77006 – 832-548-5112 – Equal Rights Ordinance

MS. PAM HOBBS – 1010 Waugh Dr. – 713-528-6798 - 77019 – Equal Rights Ordinance

MS. TAMIRA AUGUSTINE – 2824 Cleburne – 77004 – 281-636-9012 – Equal Rights Ordinance

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MR. GEORGE GIBSON – 2800 Post Oak Blvd., 61<sup>st</sup> fl. – 77056 – 713-557-6858 – Equal Rights Ordinance

MR. CHARLES CUPP – 1237 Alpheia Dr. – 77018 - 713-682-7010 – Equal Rights Ordinance

MS. LISA HUNT – 1805 W. Alabama – 77098 – 713-528-6665 – Equal Rights Ordinance

MS. BEVERLY ROBERTS – 818 Silvergate Drive – 77079 – 281-496-0753 – Gender identity and sexual orientation – Equal Rights Ord.

MR. RANDY CZARLINSKY – 3355 W. Alabama, Ste. 1120 – 77098 – 713-439-1202 – Equal Rights Ord.

BROTHER ED – (did not wish to give address) – 281-924-0092 – Equal Rights Ordinance

MS. LIZ THEISS – 6318 Cindy Ln. – 77008 – 832-758-4473 – Equal Rights Ordinance

MS. FRAN WATSON – 320 Jackson Hill, No. 341 – 77007 – 713-726-6149 – Equal Rights Ordinance

MR. RANDY PORRESS – 9506 Oregon – 77036 – 713-826-4153 - Equal Rights Ordinance

*Speakers List*  
*May 6, 2014*  
*Continued Page 3*

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MS. CAROLYN HAUSEY – 718 E. 38<sup>th</sup> St. – 77022 – 832-875-5052 – Overgrown lots/weeds – Owners not taking care of property

MR. TONY JONES – 1950 Spenwick Dr., No. 318 - 77055 – 713-932-6625 – UBER Ordinance

***PREVIOUS***

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MR. JOHN NOFLIN – 12903 Brent Rock Dr. – 77082 – 832-208-1498 – Ambulance treatment by EMT'S

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – US President Joseph Charles – Presidential Candidacy for Re-Election - 2016

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MAY 07 2014

MOTION NO. 2014 0304

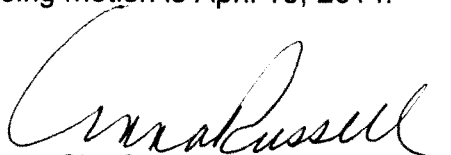
MOTION by Council Member Laster that the recommendation of the Director of the Houston Parks and Recreation Department, to set a hearing date relative to the proposal to take approximately 0.2125 acres of Braeburn Glen Park to expand the parking lot for Fire Station No. 68, be adopted, and a Public Hearing be set for 9:00 a.m., Wednesday, May 7, 2014, in the City Council Chamber, Second Floor, City Hall.

Seconded by Council Member Bradford and carried.

Mayor Parker, Council Members Stardig, Davis, Cohen,  
Boykins, Martin, Nguyen, Pennington, Gonzalez, Gallegos,  
Laster, Green, Costello, Robinson, Kubosh, Bradford and  
Christie voting aye  
Nays none

PASSED AND ADOPTED this 9th day of April, 2014.

Pursuant to Article VI, Section 6 of the City Charter, the  
effective date of the foregoing motion is April 15, 2014.

  
City Secretary



ANNISE D. PARKER  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

2

MAY 07 2014

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 4-23-14  
date

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

April 22, 2014

The Honorable City Council  
Houston, Texas

Dear Council Members:

As you know, Houston Forensic Science LGC, Inc. ("HFSLGC") is a local government corporation created by Resolution No. 2012-17 "to operate an independent center providing the City with accurate and timely analysis of forensic evidence and related services." Subject to Council confirmation, I am appointing Carolyn Hanahan to Position Three on HFSLGC's Board of Directors for an unexpired term ending June 30, 2015.

A copy of Ms. Hanahan's résumé is attached for your review.

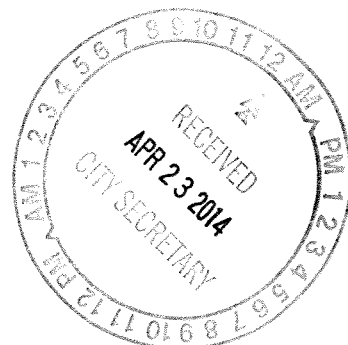
Sincerely,

Annise D. Parker  
Mayor

AP:JC:jsk

Attachment

cc: Tom P. Allen, First Assistant City Attorney and Counsel to Houston Forensic Science LGC, Inc.




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

<b>SUBJECT:</b> Accept Work Design/Build Contract Balfour Beatty Construction, LLC City Hall Annex and City Hall Renovations WBS No. D-000156-0001-4	<b>Page</b> 1 of 2	<b>Agenda Item</b> 3
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix 	<b>Council District(s) affected:</b> 1
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<b>For additional information contact:</b> Jacquelyn L. Nisby Phone: 832.393.8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2011-0463; June 8, 2011
--	--

**RECOMMENDATION:** The General Services Department recommends approval of final contract amount of \$606,982.00 and acceptance of work on contract with Balfour Beatty Construction, LLC for City Hall and City Hall Annex Renovations - 2.91% over the original construction amount and under the 3.57% contingency.

<b>Amount and Source of Funding:</b> No Additional Funding Required  <b>Previous Funding:</b> \$785,000.00 – General Improvement Consolidated Construction Fund (4509)	<b>Finance Budget:</b>
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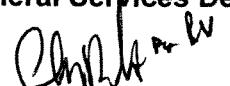
**SPECIFIC EXPLANATION:** On June 8, 2011, City Council awarded a design/build contract to Balfour Beatty Construction, LLC to provide pre-construction and construction phase services for City Hall and City Hall Annex Renovations. The General Services Department and Balfour Beatty Construction agreed to a Guaranteed Maximum Price (GMP) for construction services in the amount of \$589,860.00. The General Services Department recommends that City Council approve the final construction amount of \$606,982.00 or 2.91% over the original GMP, accept the work and authorize final payment to Balfour Beatty Construction, LLC.

**PROJECT LOCATION:** 900 and 901 Bagby St. (493L)

**PROJECT DESCRIPTION:** The project relocated the Administrative Office of City Council from the first floor of the City Hall Annex to the P-level of the City Hall Annex; renovated newly vacated spaces to accommodate two newly created council offices for two additional Council Members and accompanying support staff; and modified the podium and video monitors in the Council Chambers on the second floor of City Hall.

**CONTRACT COMPLETION AND COST:** The contractor completed the project within the original contract time of 81 days. The final cost of the project including Change Orders is \$606,982.00, an increase of \$17,122.00 over the original GMP.

**REQUIRED AUTHORIZATION** CUIC ID # 25CONS249 *MT*

<b>General Services Department:</b>  Richard A. Vella Chief of Design & Construction Division	(Empty box for authorization)
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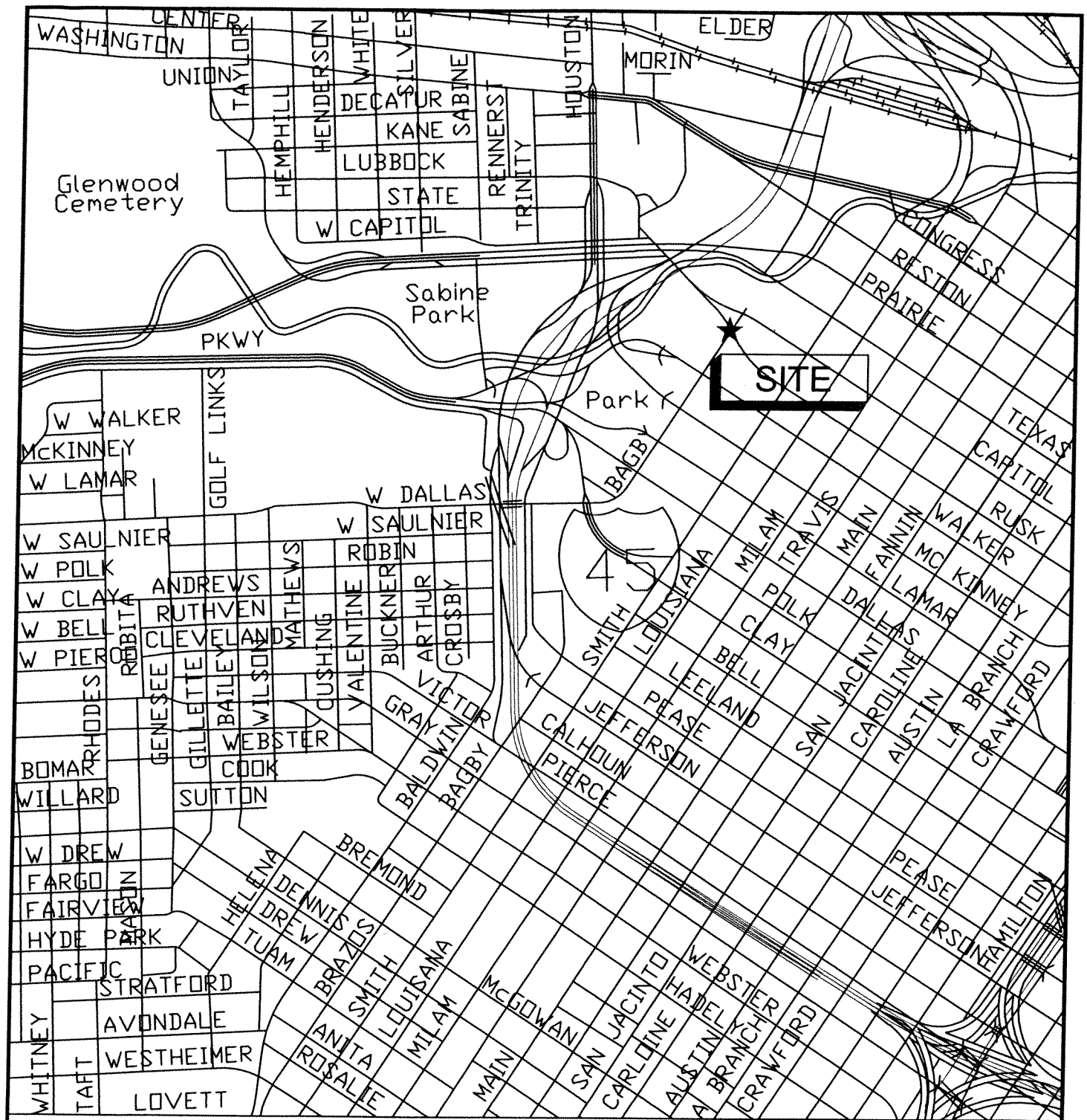
<b>Date</b>	<b>SUBJECT:</b> Accept Work Design/Build Contract Balfour Beatty Construction, LLC City Hall Annex and City Hall Renovations WBS No. D-000156-0001-4	<b>Originator's Initials</b> ABC	<b>Page</b> 2 of 2
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**PREVIOUS CHANGE ORDER:** Change Order No. 1 relocated security and reception desks in the first floor lobby; provided and hung a cherry wood framed district map on the North Wall; replaced table under district map to match dimensions/proportion of Historic Ward Map; provided literature rack; added two chairs at the reception desk; installed new door and hardware; painted around door frame inside closet; purchased and installed wall clock; provided and installed ¼" clear tempered glass tops on transaction counters, credenza, security desks and reception desks to protect furniture.

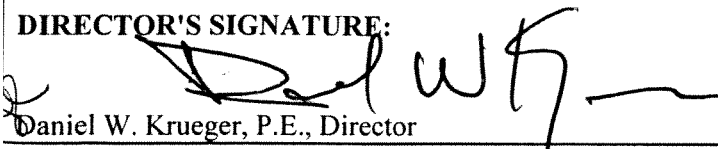

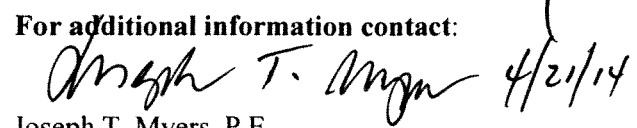
**M/WBE PARTICIPATION:** This contract is exempt from the M/WBE subcontracting provisions. In accordance with Section 15-82 of the Code of Ordinances, construction contracts anticipated to be less than \$1 million are not required to include M/WBE subcontracting provisions.

SM:RAV:JLN:CRC:abc

c: Marta Crinejo, Jacquelyn L. Nisby, Christopher Gonzales, Morris Scott, Martha Leyva, File 1008



WBS D-000156-0001-4  
City Hall and City Hall Annex  
 Houston, TX 77002

<b>SUBJECT:</b> Accept Work for Benbrook Lift Station Renewal; WBS No. R-000267-00D2-4.	Page 1 of 1	Agenda Item # <b>4</b>
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  4/24/14	<b>Agenda Date</b>  MAY 07 2014
<b>DIRECTOR'S SIGNATURE:</b>   Daniel W. Krueger, P.E., Director	<b>Council District affected:</b>  H 	
<b>For additional information contact:</b>   Joseph T. Myers, P.E. Sr. Assistant Director  <b>Phone:</b> (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b>  Ord. # 2010-0281 dated: 04/14/2010	

**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$799,713.79 or 3.67% under the original Contract Amount, accept the work. The final payment has already been made by Compromise and Settlement Agreement.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$954,800.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the City's ongoing program to upgrade its wastewater facilities.

**DESCRIPTION/SCOPE:** This project consisted of demolishing existing lift station and construction of replacement lift station, on site, including but not limited to: replacement pumps, valves, ventilation system, safety hatch, upgrade of electrical and instrumentation. G & M, Inc. designed the project with 260 calendar days allowed for construction. The project was awarded to R & B Group, Inc. with an original Contract Amount of \$830,117.00.

**LOCATION:** The project is located at 819 Benbrook Dr. in Key Map Grid 413-U.

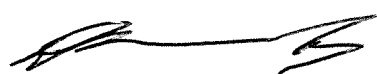
**CONTRACT COMPLETION AND COST:** The Contractor, R & B Group, Inc., has completed the work under the subject Contract. The project was completed beyond the established completion date. The final cost of the project, including overrun and underrun of estimated unit price quantities is \$799,713.79 a decrease of \$30,403.21 or 3.67% under the original Contract Amount.

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

**M/WBE PARTICIPATION:** This Contract was not goal-oriented per Art. V, Chapter 15.

SKF   
DWK:DRM:JTM:SKF:WR:ha

I:\E&C Construction\Facilities\Projects\R-000267-00D2-4, Benbrook LS Renewal-Replacement\Close-Out\RCA - (CSA) Closeout.doc

<b>REQUIRED AUTHORIZATION</b>		<b>20HA299</b>
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>   Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

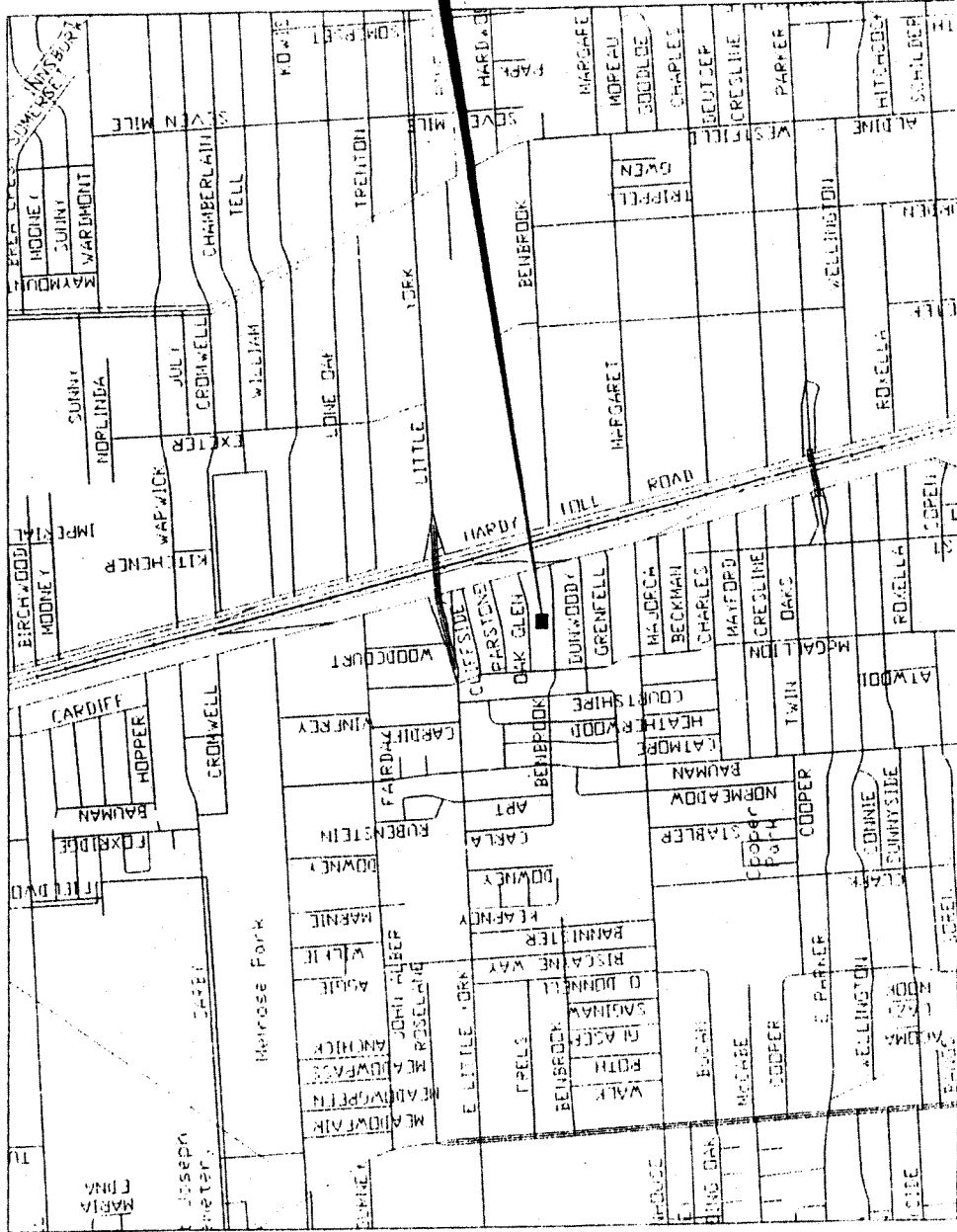


DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
ENGINEERING & CONSTRUCTION DIVISION



KEY MAP

BENBROOK LIFT STATION



BENBROOK LIFT STATION



ARCADIS  
10000 Katy Road  
Houston, TX 77054  
Tel: 281.416.1000  
www.arcadis.com



CITY OF HOUSTON

LIFT STATION RENEWAL & REPLACEMENT  
BENBROOK LIFT STATION  
MBS NO. R-000267-0002-4

VICINITY MAP

BENBROOK LIFT STATION

**REQUEST FOR COUNCIL ACTION**

**TO: Mayor via City Secretary**

**SUBJECT:** Accept Work for Red Gully Lift Station Rehabilitation;  
WBS No. R-000267-00F8-4.

Page  
1 of 1

Agenda Item # **5**

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

**Origination Date**

**Agenda Date**  
**MAY 07 2014**

Department of Public Works and Engineering

**Council District affected:** *AKW*  
B

**DIRECTOR'S SIGNATURE:**

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

**For additional information contact:**

*[Signature]*  
Joseph T. Myers, P.E.  
Sr. Assistant Director

Phone: (832) 395-2355

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

Ord. # 2006-0512 dated: 05/24/2006

**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$691,149.75 or 5.72% under the original Contract Amount, accept the work. The final payment has already been made by Compromise and Settlement Agreement.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$833,650.00 from Water and Sewer System Consolidated Construction Fund No. 755.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the City's lift station rehabilitation/ replacement program.

**DESCRIPTION/SCOPE:** This project consisted of rehabilitation existing Red Gully lift station. Infrastructure Associates designed the project with 280 calendar days allowed for construction. The project was awarded to R & B Group, Inc. with an original Contract Amount of \$733,013.00.

**LOCATION:** The project is located at 9505 Pochyla in Key Map Grid 415-Z.

**CONTRACT COMPLETION AND COST:** The Contractor, R & B Group, Inc., has completed the work under the subject Contract. The project was completed beyond the established completion date with additional 57 days approved by Change Orders No. 1, 3, and 4. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order No. 2 is \$691,149.75 a decrease of \$41,863.25 or 5.72% under the original Contract Amount.

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

**M/WBE PARTICIPATION:** This Contract was not goal-oriented per Art. V, Chapter 15.

DWK:DRM:JTM:SKF:JRW:ha

H:\E&C Construction\Facilities\Projects\R-0267-F8-3 Red Gully LS\Close Out\RCA\Close-Out\RCA - (CSA) Closeout.doc

**20HA300**

**REQUIRED AUTHORIZATION**

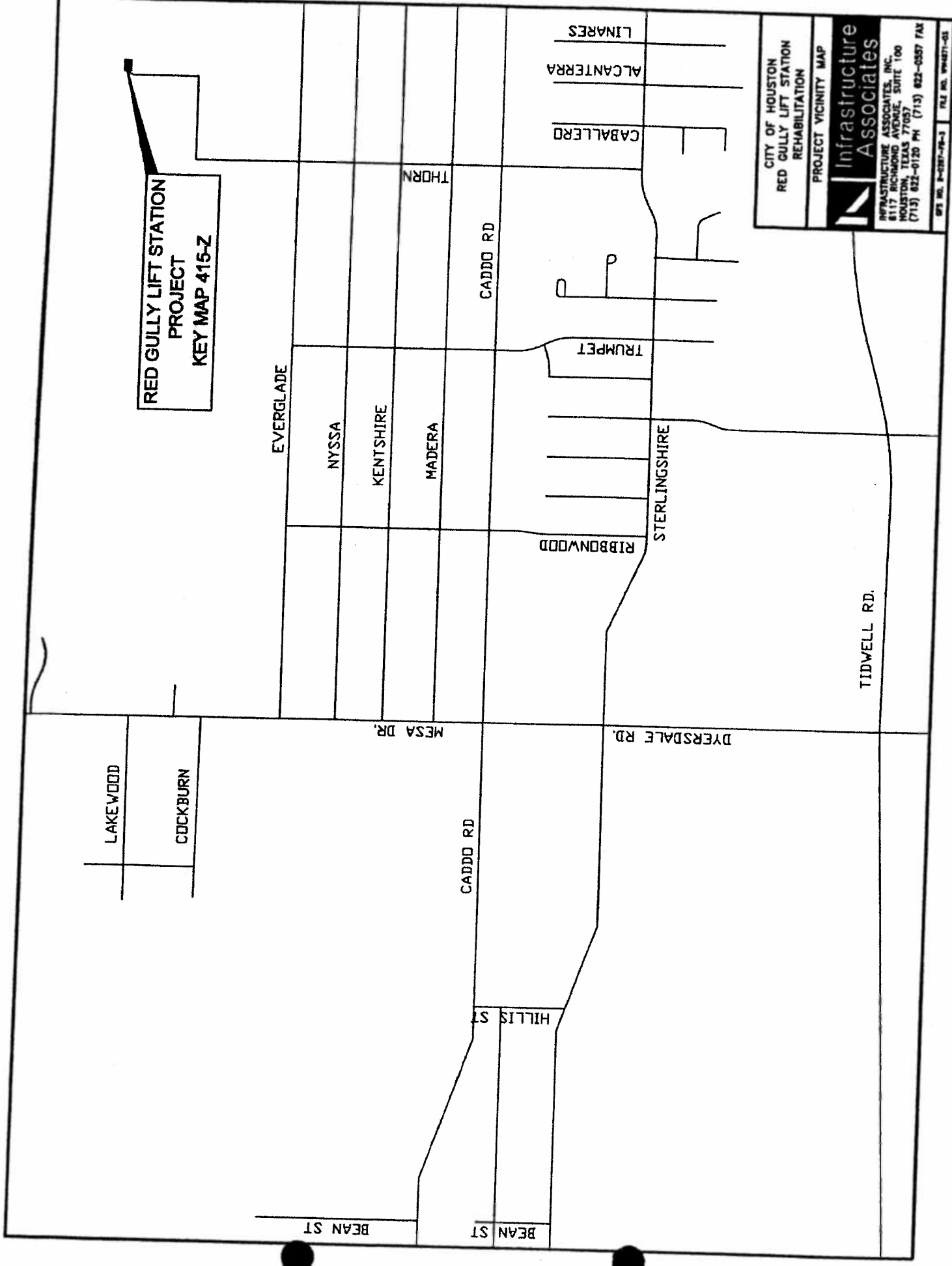
**Finance Department:**

**Other Authorization:**

**Other Authorization:**

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

RED GULLY LIFT STATION  
PROJECT  
KEY MAP 415-Z



CITY OF HOUSTON  
RED GULLY LIFT STATION  
REHABILITATION  
PROJECT VICINITY MAP

**Infrastructure Associates**  
INFRASTRUCTURE ASSOCIATES, INC.  
8117 RICHMOND AVENUE, SUITE 100  
HOUSTON, TEXAS 77057  
(713) 822-0120 PH (713) 822-0557 FAX

SPS NO. P-087-19-3 FILE NO. 19A271-03

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Dairy Ashford #4 Lift Station Rehabilitation; WBS No. R-000267-00G2-4. Page 1 of 1 Agenda Item # 6

FROM (Department or other point of origin): Department of Public Works and Engineering. Origination Date 5/1/14. Agenda Date MAY 07 2014

DIRECTOR'S SIGNATURE: Daniel W. Krueger, P.E., Director. Council District affected: F

For additional information contact: Joseph T. Myers, P.E., Sr. Assistant Director. Phone: (832) 395-2355. Date and identification of prior authorizing Council action: Ord. # 2007-0644 dated: 06/06/2007

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$767,969.93 or 3.58% under the original Contract Amount, accept the work. The final payment has already been made by Compromise and Settlement Agreement.

Amount and Source of Funding: No additional funding required. Total (original) appropriation of \$896.100.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's lift station rehabilitation/ replacement program.

DESCRIPTION/SCOPE: This project consisted of demolishing existing lift station equipments including piping, valves, check valves, ARVs. Remove and replace 12-inch headers, 4-inch air release valves on existing 16-inch force main. Install three new 45HP submersible pumps, piping, check valves, plug valves, 2-inch air and vacuum release valves. Install new instruments and SCADA equipments. Infrastructure Associates designed the project with 365 calendar days allowed for construction. The project was awarded to R & B Group, Inc. with an original Contract Amount of \$796,405.00.

LOCATION: The project is located at 3600 Dairy Ashford Road. The project is located in Key Map Grid 528 D.

CONTRACT COMPLETION AND COST: The Contractor, R & B Group, Inc., has completed the work under the subject Contract. The project was completed beyond the established completion date with additional 15 days approved by Change Orders No. 2. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Orders No. 1, 2 and 3 is \$767,969.93 a decrease of \$28,435.07 or 3.58% under the original Contract Amount.

The decreased cost is a result of the difference between planned and measured quantities and previously approved Change Order No.1. This decrease is primarily the result of an underrun in Extra Unit Price Items and Clear Air Incentive items, which were not necessary to complete the project.

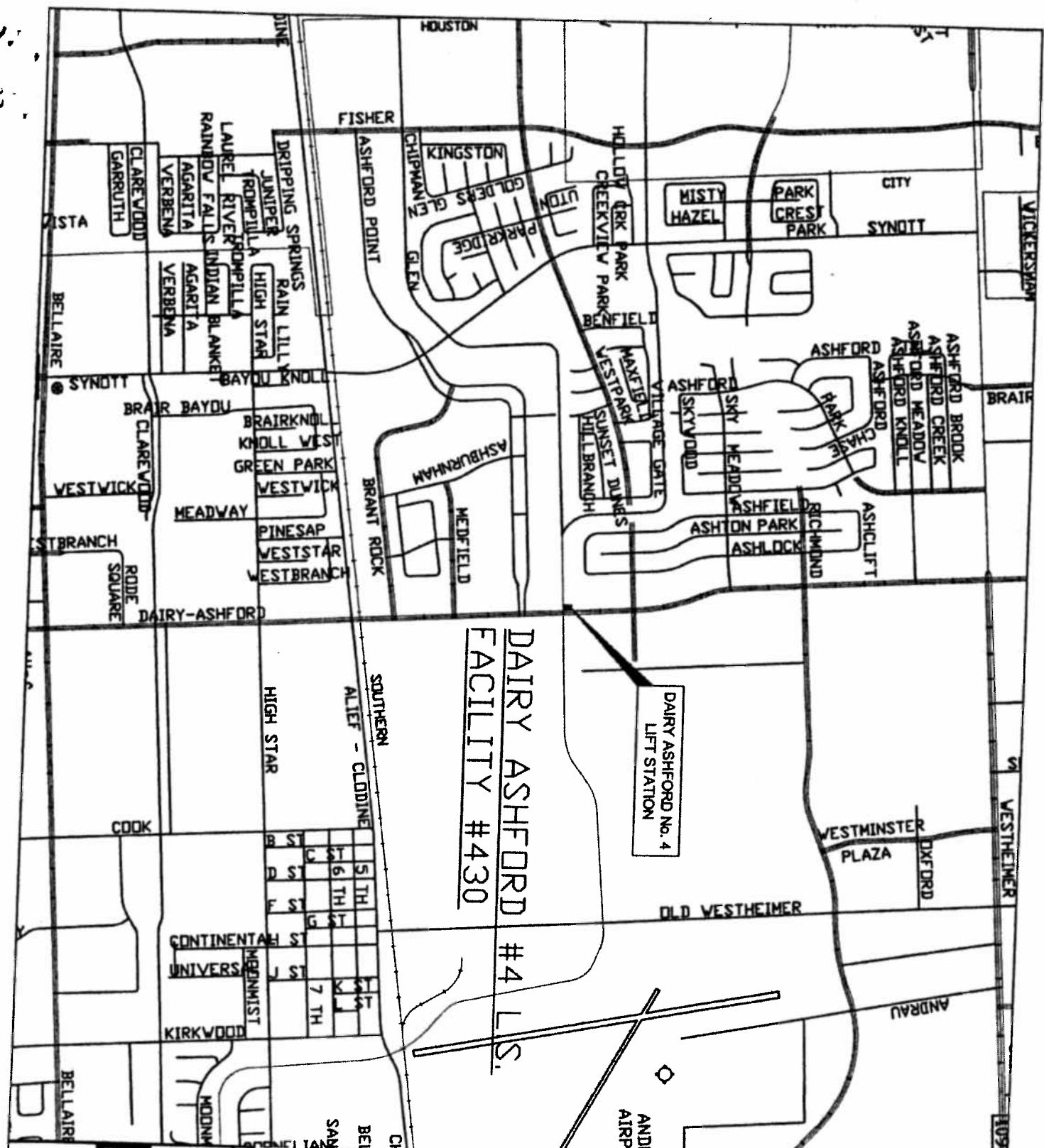
M/WBE PARTICIPATION: This Contract was not goal-oriented per Art. V, Chapter 15.

DWK:DRM:JTM:SKF:WR:ha. H:\E&C Construction\Facilities\Projects\R-000267-00G2-4 Dairy Ashford #4 LS Rehab\Close-Out\RCA - (CSA) Closeout.doc

REQUIRED AUTHORIZATION

20HA298

Finance Department: Other Authorization: Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division



DAIRY ASHFORD No. 4  
LIFT STATION

DAIRY ASHFORD #4 L.S.  
FACILITY #430

PROJECT VICINITY MAP  
CITY OF HOUSTON  
PUBLIC WORKS AND ENGINEERING  
DAIRY ASHFORD No. 4  
LIFT STATION REHABILITATION  
(PLAN NO. H-09227-0027-4)

**Infrastructure Associates**  
INFRASTRUCTURE ASSOCIATES, INC.  
8117 RICHMOND AVENUE, SUITE 100  
HOUSTON, TEXAS 77057  
(713) 622-0120 PH (713) 622-0557 FAX  
www.iafco.com

<b>SUBJECT:</b> Accept Work for Sewer Service to Unserved Areas Package 1: Shared Facilities (Regional) Sanitary Sewer Improvements – Magnolia Point Lift Station, Force Main and Trunk Main; Strange’s Camp Lift Station and Force Main; WBS No. R-000801-0013-4.	Page 1 of 1	Agenda Item #  7
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	Origination Date  5/1/14	Agenda Date  MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	Council District affected: SK  E
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<b>For additional information contact:</b>  4/1 7/14 Joseph T. Myers, P.E. Sr. Assistant Director Phone: (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b>  Ord. # 2011-1006 dated: 11/30/2011
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**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$5,128,951.37 or 8.19% under the original Contract Amount, accept the Work and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$6,346,600.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the City’s program to provide sanitary sewer to the unserved areas within the City limit.


**DESCRIPTION/SCOPE:** This project consisted of development of Magnolia Point subdivision lift station, force main and trunk line; Strange’s Camp lift station and force main. HDR Engineering, Inc. designed the project with 365 calendar days allowed for construction. The project was awarded to Calco Contracting, Ltd. with original Contract amount of \$5,586,215.00.

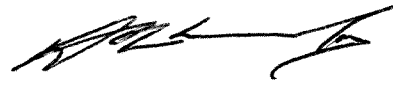
**LOCATION:** The project is located in Key Map Grids 298X, Y, Z, 299W, X, 338D and 339A, B, E.

**CONTRACT COMPLETION AND COST:** The Contractor, Calco Contracting, Ltd., has completed the work under the subject Contract. The project was completed on time with additional 218 days approved by Change Orders No. 2 and 3. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Orders No. 1 and 2 is \$5,128,951.37, a decrease of \$457,263.63 or 8.19% under the original Contract Amount.

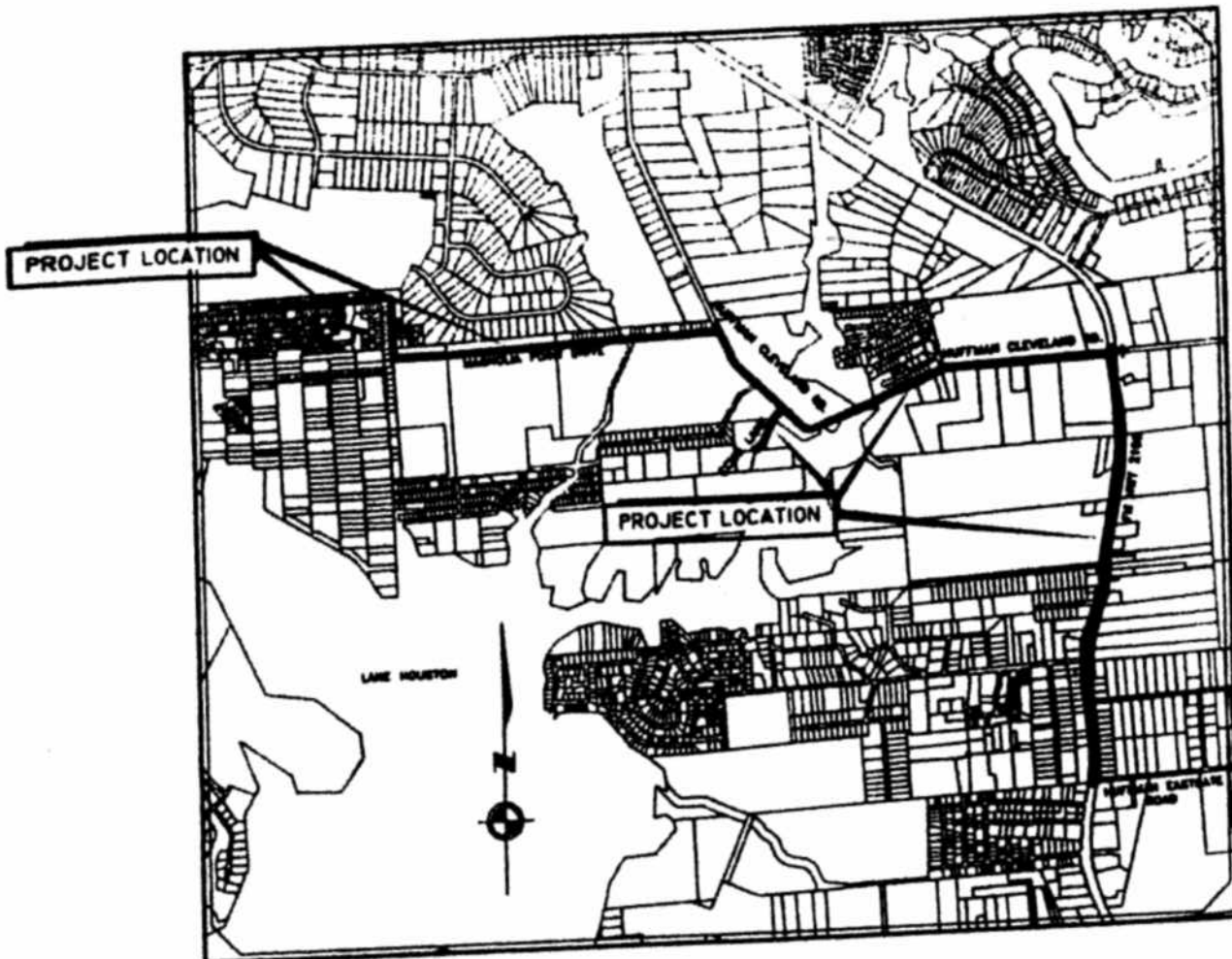
The decreased cost is a result of the difference between planned and measured quantities. This decrease is primarily the result of underrun in Base Unit Price Item No. 13 – Ground Water Control for Open Cut, and Extra Unit Price Items, which were not necessary to complete the project.

**M/WBE PARTICIPATION:** The M/WBE goal established for this project was 18%. According to Office of Business Opportunity, the participation was 7.17%. Contractor’s M/WBE performance evaluation was rated Satisfactory, based on good faith effort.

  
DWK:DRM:JTM:PK:SK:ha  
H:\E&C Construction\East Sector\PROJECTS\R-000801-0013-4 Mag. Point.Unserved\Close Out\RCA\RCA - Closeout.doc

<b>REQUIRED AUTHORIZATION</b>			20HA281	NOT
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>   Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division		

11825



VICINITY MAP  
Not to Scale

KEY MAP NO.  
298X,Y,Z;299W,X;338D;339A,B,E  
GIMS MAP NO.  
5970a,b;6069b;6070a,b,c,d  
COUNCIL DISTRICT (E)



**CITY OF HOUSTON**  
OFFICE  
OF  
**BUSINESS OPPORTUNITY**

**Annise D. Parker**

**Mayor**

Cartecia D. Wright  
Director  
P.O. Box 1562  
Houston, Texas 77251-1562

T. 832.393.0600  
F. 832.393.0647  
[www.houston.tx.gov](http://www.houston.tx.gov)

April 3, 2014

Mr. Lorn Frazier, President  
Calco Contracting Limited  
8000 Berwyn Drive  
Houston, Texas 77037

**Re: Sewer Services to Unserved Areas Package 1: Shared Facilities (Regional) Sanitary Sewer Improvements – Magnolia Point Lift Station, Force Main and Trunk Main: Strange’s Camp Lift Station and Force Main. R-000801-0013-4; #4600011274**

Dear Mr. Frazier:

In response to your protest of the Office of Business Opportunity’s evaluation and “unsatisfactory” rating of Calco Contracting, Ltd’s Small, Minority, Women Business Enterprise (SMWBE) compliance in the above referenced project, I have reviewed your file as well as considered the information your team provided during Calco’s meeting with the City on March 24, 2014. Based on my review, I have determined that the initial “unsatisfactory” rating should be changed to “satisfactory”. A rating of “satisfactory” is appropriate in this case because a review of the file reveals that our communication to Calco, during the course of the contract about the progress you were making towards achieving the SMWBE contract goal was less than ideal and may have led to legitimate misunderstanding about the actual progress Calco was making towards achieving the SMWBE contract goal. As discussed during our March 24, 2014 meeting, our office will make all efforts to ensure that, on any future contracts, we clearly communicate to you any issues regarding the progress Calco is making in a timely manner.

In the interest of clarity and future successful compliance, it is important to emphasize a few points discussed during our meeting:

- A certified firm’s listing in our online Certification Directory does not guarantee the level of credit that a Prime will receive for the certified firm’s work on each project. The level of credit will be determined by the commercially useful function the certified firm performs on each project. According to our MWBE Ordinance, an MWBE contractor cannot subcontract more than 50% of its work to a non-MWBE sub.
- As set forth in each contract, Primes are responsible for monitoring the work done by certified firms to ensure that they are performing a commercially useful function for which the Prime will receive the credit originally anticipated. If a change occurs that influences that level of credit, the Prime is responsible for addressing it to ensure you remain on track to meet the SMWBE contract goal.
- The Prime should be aware of all firms, at all subcontracting levels, that are working on each project and how their work may affect the Prime’s progress towards meeting the SMWBE contract goal.





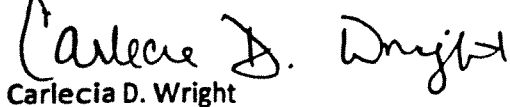
Calco Contracting Limited

April 3, 2014

Page 2

Lastly, on behalf of the City of Houston, I thank you for your many years of providing services to the City and your interest in ensuring that your company meets our established SMWBE goals.

Sincerely,

A handwritten signature in black ink that reads "Carlecia D. Wright". The signature is written in a cursive style with a large initial "C".

Carlecia D. Wright

cc: Marsha E. Murray, Assistant Director  
Augustus Campbell, Assistant City Attorney  
Dale M. Tingleaf, Attorney at Law  
File

04/14:02

Summary of SMWDBE Activities

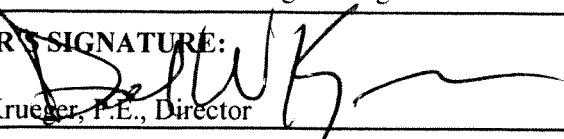
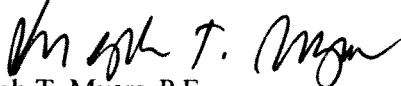
Project Description: **4600011274: Sewer Service to Unserved Areas Package 1**  
Prime Contractor: Calco Contracting, Ltd. **SMWDBE Goal at award of contract: 18%**  
Amount of Contract: \$5,128,951.00 **SMWDBE actual participation: 7.17%**

Original SMWDBEs listed on RCA & Letter of Intent	SMWDBEs Used:	List of original SMWDBE, that were not used:
Capstone Trucking	Capstone Trucking	NA
Access Data Supply, Inc.	Access Data Supply, Inc.	
Kossman Contracting Company	Kossman Contracting Company	
Borreling & Tunneling Company of America	Borreling & Tunneling Company of America	
TLC Trucking & Contracting	TLC Trucking & Contracting	
	Chief Solutions	
	F & L Coatings & Concrete	
	Medcalf Fabrications	
	Wilson Flagging	

If goal was not achieved, list the amount and percentage of shortage. Briefly state the reason given by prime why goal was not achieved and why the original SMWDBEs listed in the RCA were not used:  
All certified firms listed on original RCA were used. However, Access Data was used as an MBE firm, but used a non certified firm as a Tier two sub. The Tier two sub was paid a total of 500013.10 that did not count towards the minority goal. Also, Capstone Trucking did not receive full credit as they also used non certified firms as "owner operators" for trucking & hauling. I left message for Gilberto Rosales to determine what his retainage was after paying out the non certified firms, but did not receive a returned call.

Briefly state reason given by SMWDBE why they were not used or not used to the full amount originally projected:  
NA

James Garza *James Garza* Approved by: *Morris M. Scott* 1-10-2014  
Contract Compliance Officer Morris M. Scott, Division Manager 8-Jan-14  
Contract Compliance Section Date

<b>SUBJECT:</b> Accept Work for Water Line Replacement in Oakwood Area; WBS No. S-000035-0100-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 8
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b> MAY 07 2014
<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> H	JM
<b>For additional information contact:</b>  4/25/14 Joseph T. Myers, P.E. Senior Assistant Director Phone: (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b> Ord. # 2011-0788 dated: 09/14/2011	

**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$1,700,359.49 or 7.62% under the original Contract Amount, accept the Work and authorize final payment.

**Amount and Source of Funding:** Total (original) appropriation of \$2,203,700.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

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

**DESCRIPTION/SCOPE:** The project consisted of the construction of approximately 12 linear feet of 2-inch diameter, 35 linear feet of 4-inch diameter, 2,826 linear feet of 6-inch diameter and 24,986 linear feet of 8-inch diameter water lines including valves, fittings, connections, fire hydrants and appurtenances. Jaymark Engineering Corporation designed the project with 230 calendar days allowed for construction. The project was awarded to Resicom, Inc. with an original Contract Amount of \$1,840,608.00.


**LOCATION:** The project is located in four areas as follows:

<u>S. No.</u>	<u>Bounded By</u>	<u>Key Map Grid</u>	<u>Council District</u>
Area 1	E. Crosstimbers St. on the north, Bennington St. on the south, Appleton St. on the east, and I-45 on the west.	453K, L, P, Q	H
Area 2	Firnat St. on the north, Luell St. on the south, Manus St. on the east, and Jensen Drive on the west.	454 E	H
Area 3	Yorkshire St. on the north, Creston St. on the south, US 59 on the east, and Schuller Rd. on the west.	454 J, K, N	H
Area 4	Along Heights Boulevard generally bound by E.20 <sup>th</sup> St. on the north, and E.18 <sup>th</sup> St. on the south.	453S	H

**CONTRACT COMPLETION AND COST:** The Contractor, Resicom Inc., has completed the work under the subject Contract. The project was completed on time with additional 87 days approved by Change Order No. 1. The final cost of the project, including overrun and underrun of estimated unit price quantities is \$1,700,359.49 a decrease of \$140,248.51 or 7.62% under the original Contract Amount.

**REQUIRED AUTHORIZATION**

20HA293

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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<b>Date</b>	<b>SUBJECT:</b> Accept Work for Water Line Replacement in Oakwood Area; WBS No. S-000035-0100-4.	<b>Originator's Initials</b>	<b>Page</b> 2 of 2
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The decreased cost is a result of the difference between planned and measured quantities. This decrease is primarily the result of an underrun in various Base Unit Price Items and Extra Unit Price Items, which were not necessary to complete the project.

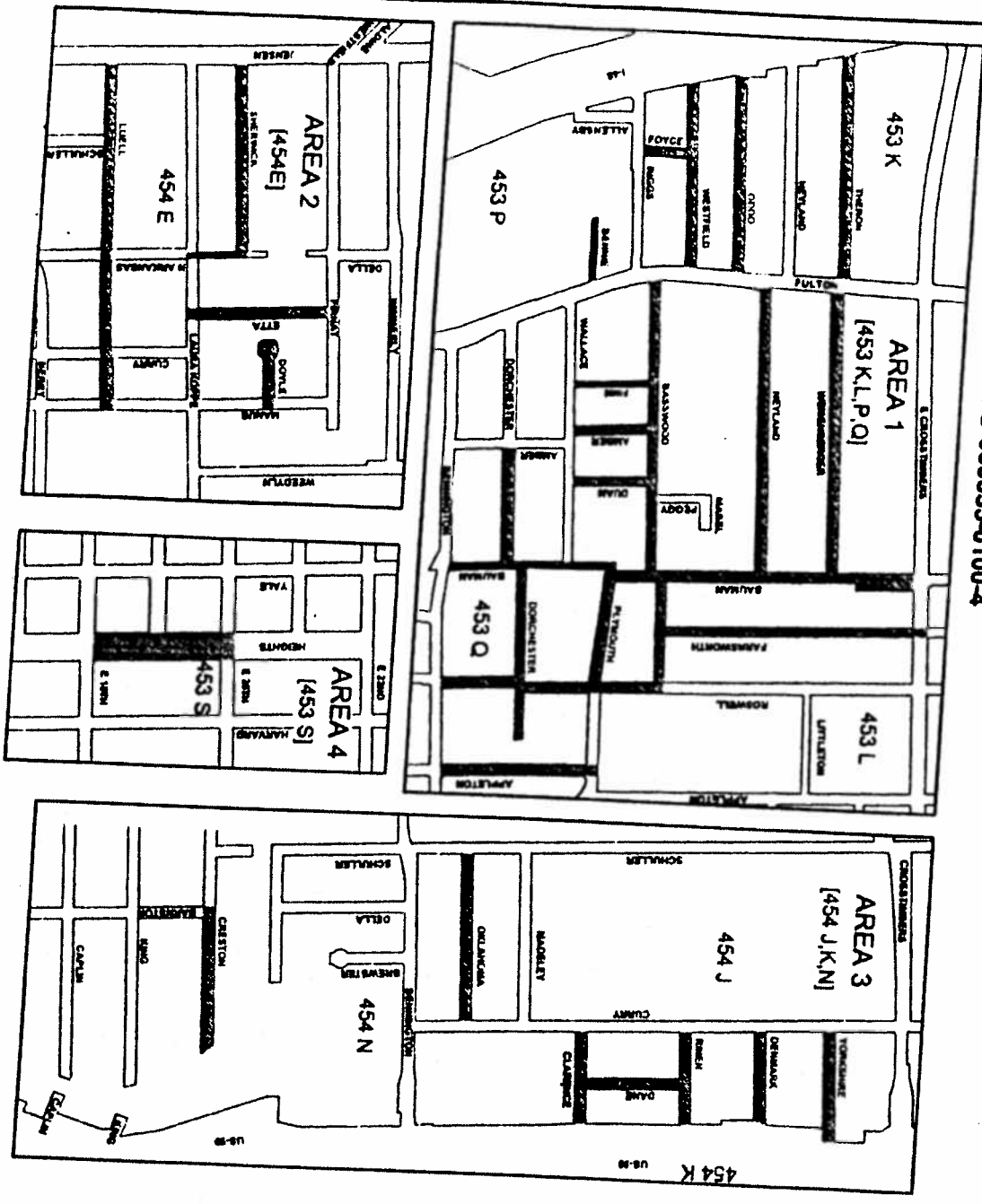
**M/WBE PARTICIPATION:** The M/WBE goal established for this project was 20%. According to Office of Business Opportunity, the participation was 29.21%. Contractor's M/WBE performance evaluation was rated Outstanding.

*DM RJM JM*


DWK:DRM:JTM:RJM:JM:ha

H:\E&C Construction\North Sector\PROJECT FOLDER\S-000035-0100-4 Oakwood\close out\RCA\RCA - Closeout .doc

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 ENGINEERING AND CONSTRUCTION DIVISION  
 WATER LINE REPLACEMENT IN OAKWOOD AREA  
 WBS No. S-000035-0100-4



KEY MAP No. 453 K,L,P,Q,S & 454 E,J,K,N  
 COUNCIL DISTRICT H

LEGEND:  
  
 PROJECT SCOPE

PROJECT AREA MAP	
WATER LINE REPLACEMENT IN OAKWOOD AREA	
SCALE: 8/12	DRAWN BY: [Name]
	DATE: [Date]
J MARK ENGINEERING CONSULTANTS	

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 10093**

**Subject:** Approve Spending Authority for the Sole Source Purchase of Handheld Electronic Citation Devices for the Administration & Regulatory Affairs Department/S17- H25034

Category #  
4

Page 1 of 2

Agenda Item

9

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

April 30, 2014

**Agenda Date**

**MAY 07 2014**

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**

All

**For additional information contact:**

Maria Irshad Phone: (832) 393-8643  
Joyce Hays Phone: (832) 393-8723

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

**RECOMMENDATION: (Summary)**

Approve spending authority for the sole source purchase of handheld electronic citation devices in the total amount not to exceed \$244,412.00 for the Administration and Regulatory Affairs Department.

Estimated Spending Authority: \$244,412.00

**Finance Budget**

*[Signature]*

\$244,412.00 - Parking Management Special Revenue Fund (Fund 8700)

**SPECIFIC EXPLANATION:**

The Director of the Administration & Regulatory Affairs Department and the City Purchasing Agent recommend that City Council approve spending authority for the sole source purchase of handheld electronic citation devices in an amount not to exceed \$244,412.00 for the Administration & Regulatory Affairs Department and that authorization be given to issue purchase orders, as necessary, to T2 Systems, Inc.

This purchase includes 40 Motorola-Symbol MC75A handheld devices, printers, batteries, chargers, holsters, set-up, training and a three-year warranty. The devices are already integrated with the backend citation management system that is hosted by T2 systems, Inc., making implementation seamless. The handheld devices that are currently being used will reach the end of the manufacture's life cycle in FY15.

The handheld devices are more reliable and demonstrate improved communication capabilities which will provide a more reliable scofflaw list for officers in the field increasing the success of the collections program. The improved communications with the backend systems will also allow officers to see if and when a customer received a warning on a previous parking violation. Citizens wanting to resolve parking citations will have improved real-time, online access to citations issued by the handheld devices. The GPS functionality of the handheld devices will be used as an additional tool to monitor field staff productivity.

The handheld devices that are currently being used are outfitted with a black/white scanner for images; the MC75A supports color images. The improved color camera will augment the division's ability to provide evidence for adjudication and the color images will also be available for customers to review in the online customer portal via their parking account.

**Hire Houston First:**

This procurement is exempt from the Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing a sole source contractor for this purchase.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

Date: 4/30/2014	Subject: Approve Spending Authority for the Sole Source Purchase of Handheld Electronic Citation Devices for the Administration & Regulatory Affairs Department/S17- H25034	Originator's Initials MS	Page 2 of 2
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This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (7) (A) "a procurement of items that are available from only one source" of the Texas Local Government Code for exempt procurements.

Attachment: MWBE Zero Percentage Goal Document approved by the Office of Business Opportunity

Buyer: Murdock Smith III

**REQUEST FOR COUNCIL ACTION**

TO: Mayor via City Secretary

RCA# 10073

**Subject:** Purchase of Communication Consultant Services from the State of Texas Procurement and Support Services Contract for the Houston Department of Health and Human Services E25013

Category #  
4

Page 1 of 1

Agenda Item

10

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

April 21, 2014

**Agenda Date**

MAY 07 2014

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Kathy Barton Phone: (832) 393-5045  
Ray DuRousseau Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve the purchase of communication consultant services from the State of Texas Procurement and Support Services Contract in the total amount of \$55,000.00 for the Houston Department of Health and Human Services.

Award amount: \$55,000.00

**Finance Budget**

*[Signature]*

\$55,000.00 - Federal Government Grant (Fund 5000)

**SPECIFIC EXPLANATION:**

The Director of the Houston Department of Health & Human Services and the City Purchasing Agent recommend that City Council approve the purchase of communication consultant services from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program in the total amount of \$55,000.00 for the Houston Department of Health and Human Services and that authorization be given to issue a purchase order to the State contract supplier, Interlex Communications, Inc.

The scope of work requires the contractor to provide all equipment, facilities, labor, materials, tools, supervision and transportation necessary to develop a package of collateral materials that includes fact sheets and brochures that describe the Community Transformation Initiative principles; ad campaign materials related to healthy living; materials to be used in healthy community design workshops for community stakeholders; takeaway materials for meetings, for example, a glossary of public health and planning terms; and collateral program materials for workshops, training and other community engagement activities. The contractor shall also be required to develop a Communication Plan to promote Community Transformation Initiative progress and to lay out the details of the audiences, products and all other communication activities that will help the Community Transformation Initiative to meet project objectives. Additionally, the contractor will be required to develop a series of success story articles for public partners and other materials for use by the Department Director and other key staff, including talking points and power point presentations to further explain and promote the Community Transformation Initiative in the department and through their respective networks. This initiative will be completed by September 5, 2014.

**HIRE HOUSTON FIRST:**

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

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

Buyer: Angela Dunn  
PR 10185619

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 10082**

**Subject:** Authorize an Appropriating Ordinance and Approve the Sole Source Purchase of B2Gnow Web-Based Diversity Management System Software and Support Services for the Office of Business Opportunity\S17-H25031

Category #  
4 & 5

Page 1 of 2

Agenda Item

*11-11A*

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

April 28, 2014

**Agenda Date**

**MAY 07 2014**

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Carlecia D. Wright Phone: (832) 393-0615  
Joyce Hays Phone: (832) 393-8723

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$99,188.00 out of the Equipment Acquisition Consolidated Fund (1800) and approve the sole source purchase of B2Gnow web-based diversity management system software and support services in the total amount of \$99,188.00 for the Office of Business Opportunity.

Estimated Spending Authority: \$99,188.00

**Finance Budget**

*[Signature]*

\$99,188.00 - Equipment Acquisition Consolidated Fund (1800)

**SPECIFIC EXPLANATION:**

The Director of the Office of Business Opportunity and The City Purchasing Agent recommend that City Council an ordinance authorizing the appropriation of \$99,188.00 out of the Equipment Acquisition Consolidated Fund (1800) and approve the sole source purchase of Business to Government Now (B2Gnow) web-based Diversity Management System software and support services in the amount not to exceed \$99,188.00 and that authorization be given to issue a purchase order to AskReply, Inc. d/b/a B2Gnow.

The B2Gnow system allows all departments and vendors to search for certified firms in order to meet the Small, Minority, Women and Disadvantages Business Enterprises (SMWBDE) participation goals on City contracts, produce several types of reports required by City Ordinance or Executive Order, including the SMWBDE awards report and the Hire Houston First reports that are distributed citywide. This purchase will include additional upgrades, modules and enhancements to the B2G system that will allow the Office of Business Opportunity (OBO) to provide more requested information to various stakeholders. Additionally, it will improve the functionality of the staff. The Office of Business Opportunity has used this customized and tailored B2Gnow web-based system since year 2004, allowing OBO to meet its specific business needs to record certification data, and to gather information on contracts being monitored and other related procurement data.

AskReply Inc., B2Gnow is the sole source provider of the B2Gnow Diversity Management System, which is a web-based proprietary software system developed exclusively for the Mayor's Office of Business Opportunity. No other firm is qualified or authorized to provide the annual maintenance and service that is required by the City of Houston to use its system.

**Hire Houston First:**

This procurement is exempt from Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing a sole source contractor for this purchase.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

Date: 4/28/2014	Subject: Authorize an Appropriating Ordinance and Approve the Sole Source Purchase of B2Gnow Web-Based Diversity Management System Software and Support Services for the Office of Business Opportunity\S17-H25031	Originator's Initials MS	Page 2 of 2
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This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (7) (A) "a procurement of items that are available from only one source" of the Texas Local Government Code for exempt procurements.

Attachment: MWBE Zero Percentage Goal Document approved by the Office of Business Opportunity

Buyer: Murdock Smith



**CITY OF HOUSTON**  
MAYOR'S OFFICE  
*of*  
**BUSINESS OPPORTUNITY**

**Interoffice**  
**CORRESPONDENCE**

**To:** Marsha Murray  
Assistant Director, OBO

**From:** Katrina Williams  
Staff Analyst, OBO

**Date:** April 11, 2014

**CC:**

**Subject:** M/WBE 0% Goal Request for Sole Source

**Item or Scope of Services:**  
B2G Procurement System

The total dollar value is: \$99,188

I am requesting approval of a: 0% goal

**Justification:**

The Office of Business Opportunity has used the B2G Now system since 2004, which allows OBO to record certification data, information for contracts being monitored and other procurement data. In addition, the system allows all departments and vendors to search for certified firms to meet S/MWBE participation goals on City contracts. This system allows OBO to produce several types of reports, required by City Ordinance or Executive Order, including the Small, Minority, Women and Disadvantaged Business Enterprises (SMWBDE) Awards report and the Hire Houston First reports which are distributed citywide.

This web-based software is a sole source purchase, without any opportunities for divisibility for SMWBE participation, therefore a 0% goal is requested for this purchase. B2Gnow is a proprietary system that has been developed exclusively for OBO. No other company is qualified or authorized to provide the annual maintenance and service that is required by the City of Houston to use the system.

B2G has been customized and tailored over the years to meet OBO's specific business needs. Utilizing another company would jeopardize the ability to maintain all operations, reports, and current processes throughout the entire department. Bids/proposals were not solicited because the department is currently utilizing this system.

In advance, thank you for your assistance.

**Signed by:**

OBO, Staff Analyst

**Approved by:**

Office of Business Opportunity, Assistant Director





5025 N. Central Avenue, #494  
Phoenix, AZ 85012  
Voice: 602-325-9277  
Fax: 866-892-2913

January 10, 2013

City of Houston  
Attn: Katrina Williams  
611 Walker Street  
Houston, TX 77002

**Re: Renewal of B2Gnow Sole Source Annual Service Fees**

Dear Ms. Williams:

Thank you for your renewal of the B2Gnow annual service fee for the period of July 1, 2013 until June 30, 2014. Included the annual service agreement is:

- Hosting and management of a high availability, secure technology infrastructure
- 24/7 unlimited access to the B2Gnow system
- Unlimited staff and vendor accounts in the system
- Access to all system upgrades and enhancement
- Phone and email support for staff
- First level email support for vendors
- Up-to-date quick guides, training manuals, online help & video training
- Unlimited online staff training as available

The B2Gnow Diversity Management System is a proprietary system that has been developed exclusively by B2Gnow. No other company is qualified or authorized to provide the annual maintenance and service that is required by the City of Houston to use the system.

If you have any questions regarding the B2Gnow annual service fee, please don't hesitate to contact me directly at 602-325-9277.

Best Regards

Frank Begalke  
Chief Operating Officer  
AskReply, Inc. (dba B2Gnow)

**REQUEST FOR COUNCIL ACTION**

R

**TO:** Mayor via City Secretary

**RCA# 9709**

**Subject:** Purchase of Trailer-Mounted Generators through the Houston-Galveston Area Council for the Public Works & Engineering Department WBS-S-001000-0040-5 S38-E24628-H

Category #  
1 & 4

Page 1 of 1

Agenda Item

12-120A

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

February 10, 2014

**Agenda Date**

MAY 07 2014

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**

All

**For additional information contact:**

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

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$2,356,085.08 out of the Water & Sewer System Consolidated Construction Fund (Fund 8500) and approve the purchase of twenty-two trailer-mounted generators through the Houston-Galveston Area Council (H-GAC) in the amount of \$2,356,085.08 for the Public Works & Engineering Department.

**Finance Budget**

Award Amount: \$2,356,085.08

*[Signature]*

\$2,356,085.08 - Water & Sewer System Consolidated Construction Fund (8500)

**SPECIFIC EXPLANATION:**

The Director of the Public Works & Engineering Department and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of \$2,356,085.08 out of the Water & Sewer System Consolidated Construction Fund (Fund 8500) and approve the purchase of twenty-two trailer-mounted generators for the Public Works & Engineering Department through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$2,356,085.08 and that authorization be given to issue purchase orders to the H-GAC contractor, BlueLine Rental, LLC. These new trailer-mounted generators will be used citywide by the Department's maintenance personnel to provide backup electrical power at the 61 drinking water operations plants and 134 well sites in the event of a power outage.

This purchase consists of twenty-two diesel-powered trailer-mounted generators; twelve 325 kilovolt-amps (kVA) and ten 570 kVA. The new generators will meet the EPA's current emission standards for equipment with diesel engines. The new generators will come with a full one year/2,000-hour warranty and the life expectancy is seven years. Currently, the Department's Drinking Water Operations Division has one trailer-mounted generator, which is used to service 61 drinking water operations plants and 134 well sites. These additional twenty-two units will allow for the continuity of operations during power outages at the plants and other well sites.

**Hire Houston First:**

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

Buyer: Lena Farris

**REQUIRED AUTHORIZATION**

NOT

Finance Department:

Other Authorization:

Other Authorization:

13x10A

**REQUEST FOR COUNCIL ACTION**

TO: Mayor via City Secretary

RCA# 10047

Subject: Approve the Award of a Contract for an Electronic Marketplace Solution for the City of Houston

Category #  
4

Page 1 of 1

Agenda Item

13

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

Origination Date

May 02, 2014

Agenda Date

MAY - 7 2014

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

Council District(s) affected  
All

**For additional information contact:**

Lourdes Coss Phone: (832) 393-9126  
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

**RECOMMENDATION: (Summary)**

Approve the award of a contract to Equal Level, Inc. in an amount not to exceed \$302,500.00 for an electronic marketplace solution for the City of Houston.

Estimated Spending Authority: \$302,500.00

Finance Budget

\$302,500.00 General Fund (1000)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve a three-year contract with two one-year extension options to Equal Level, Inc. in an amount not to exceed \$302,500.00 for an electronic marketplace solution.

As part of the Procure to Pay (P2P) process, this tool provides an Amazon.com-like experience for routine purchases. One of the areas identified in the Global Procurement Excellence exercise in the P2P project is the automation of routine tasks. This tool will facilitate the re-engineering of processes by providing the automation necessary in the implementation of citywide and multi-department contracts/awards. The catalogue environment will help capture details of spend not currently available. Currently, routine and repetitive transactions take up significant staff time without producing much return on investment. A marketplace will streamline the process by making it easier for City departments to purchase using a catalogue of approved items and competitive pricing through an on-line requisition and ordering system. The marketplace will provide a one-stop shop for the end users on city contracts/awards.

The solution was originally developed for U.S. Communities (USC), a cooperative serving several public entities. Through a competitive process USC entered into a contract with Equal Level, Inc. One of the conditions of the contract is to make it available to government agencies free of charge, which represents substantial savings for government agencies. However, to further leverage the capabilities, the agency may choose to expand its capabilities to integrate with ERP and include contracts/awards outside of USC contracts.

**Hire Houston First:**

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

**ESTIMATED SPENDING AUTHORITY**

DEPARTMENT	FY2014	OUT YEARS	TOTAL
FINANCE	\$85,625.00	\$216,875.00	\$302,500.00

Buyer: L. Guthrie


**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

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

<b>SUBJECT:</b> Prohibition of discrimination on the basis of protected characteristics in City employment, City services, City contracting practices, housing, public accommodations and private employment		<b>Page</b> 1 of 1	<b>Agenda Item</b> #  14
<b>FROM (Department or other point of origin):</b>  Legal Department		<b>Origination Date</b> 5/2/2014	<b>Agenda Date</b>  MAY - 7 2014
<b>DIRECTOR'S SIGNATURE:</b>  		<b>Council District affected:</b>  All	
<b>For additional information contact:</b> David M. Feldman Phone: 832-393-6412		<b>Date and identification of prior authorizing Council action:</b> Ord. 75-166 (2/12/75), Ord. 2006-412 (4/26/2006); Ord. 78-1538 (8/9/1978), Ord. 2013-428 (5/8/2013)	
<b>RECOMMENDATION: (Summary)</b> That City Council amend Chapters 2, 15, and 17 of the Code of Ordinances to prohibit discrimination on the basis of protected characteristics in City employment, City services, City contracting practices, housing, public accommodations and private employment			
<b>Amount and Source of Funding:</b> N/A			
<b>SPECIFIC EXPLANATION:</b> Houston is the only major metropolitan area in the country that does not prohibit discrimination in places of public accommodation. Additionally, there is no protection against discrimination in employment on the basis of sexual orientation or gender identity. This ordinance provides that all persons living in or visiting the City will be entitled to be treated with equal dignity, respect and status, and have the right to be free from discriminatory and unequal treatment. It makes unlawful in certain settings intentional discrimination on the basis of the protected characteristics of sex, race, color, ethnicity, national origin, age, familial status, marital status, military status, religion, disability, sexual orientation, genetic information, gender identity or pregnancy.  The proposed ordinance builds on and consolidates several existing City ordinances and policies. It adds portions of existing Chapter 2 of the Code of Ordinances, City employment and City services, along with Executive Order No. 1-50, to the fair housing protections of Chapter 17 of the Code. It expands on Chapter 15 of the Code to address discrimination in employment on City contracts and subcontracts. Additionally, the ordinance prohibits discrimination in places of public accommodation. It also prohibits discrimination in private employment for employers with 50 or more employees, but exempts 501(c)(3) private membership clubs, certain governmental entities and religious organizations from the definition of "employer."  Complaints of discrimination in a covered category are made to the Office of Inspector General, which will investigate and attempt to conciliate with the complainant. If conciliation is not possible, the Inspector General will refer the complaint to the City Attorney for appropriate action. Complaints of discrimination in employment by a private employer or in housing that are within the jurisdiction of a state or federal agency will be referred to the appropriate agency. Violation of the provisions of the ordinance relating to discrimination in private employment, public accommodations or housing is a Class C misdemeanor, subject to a fine of not less than \$250 or more than \$500, with a \$5000 cap on the aggregate fines relating to the same complaint filed by a complainant. In addition, multiple complaints of discrimination in public accommodations involving the same incident and alleging the same discrimination will be treated as a single complaint.			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>	

*CMS*

14  
MAY - 7 2014

City of Houston, Texas, Ordinance No. 2014-\_\_\_\_\_

**AN ORDINANCE AMENDING CHAPTERS 2, 15 AND 17 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, PROHIBITING DISCRIMINATION ON THE BASIS OF PROTECTED CHARACTERISTICS IN CITY EMPLOYMENT, CITY SERVICES, CITY CONTRACTING PRACTICES, HOUSING, PUBLIC ACCOMMODATIONS, AND PRIVATE EMPLOYMENT; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; DECLARING CERTAIN CONDUCT UNLAWFUL; PROVIDING FOR A PENALTY; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

\* \* \* \* \*

**WHEREAS**, the City Council finds that all persons living in, working in or visiting the City are entitled to be treated with equal dignity and respect and have the right to be free from discriminatory and unequal treatment; and

**WHEREAS**, the City of Houston seeks to provide an environment that is free of any type of discrimination based on sex, race, color, ethnicity, national origin, age, familial status, marital status, military status, religion, disability, sexual orientation, genetic information, gender identity, or pregnancy ("Protected Characteristics"); and

**WHEREAS**, the City Council finds that achieving and maintaining a discrimination-free environment is necessary to effectively serve the public by enabling the City to recruit and train qualified employees and to procure and provide services to the public; and

**WHEREAS**, the City Council finds that it is in the best interests of the City and its citizens to incorporate the nondiscrimination policy of the City into contracts entered into by the City for which it spends public funds; and

**WHEREAS**, the City Council finds that discrimination on the basis of Protected Characteristics in privately owned and operated public accommodations, including restaurants, bars, entertainment venues and places of public amusement, hotels and motels and public conveyances ("Public Accommodations") results in the unjust exclusion of persons and a diminution of their dignity, respect, and status contrary to the public policy of the City and the Constitutional principles on which the United States was founded; and

**WHEREAS**, the City Council finds that it is necessary, appropriate and the proper responsibility of government to make discrimination in Public Accommodations unlawful in the City; and

5/5/2014



**WHEREAS**, the City Council finds that discrimination in employment results in the unequal treatment of persons and a diminution of their dignity, respect and status contrary to the public policy of the City and the Constitutional principles on which the United States was founded; and

**WHEREAS**, the City Council finds that it is necessary, appropriate, and the proper responsibility of government to make discrimination in Private Employment unlawful in the City; and

**WHEREAS**, the City Council recognizes the rights of each person to obtain housing without regard to Protected Characteristics; and

**WHEREAS**, the City Council finds that discrimination in housing on the basis of Protected Characteristics is contrary to the public policy of the City and the Constitutional principles on which the United States was founded; and

**WHEREAS**, the City Council finds that it is in the best interests of the City and its citizens to make discrimination in housing on the basis of Protected Characteristics unlawful in the City; **NOW, THEREFORE**,

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

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

**Section 2.** That Chapter 17 of the Code of Ordinances, Houston, Texas, is hereby amended in its entirety to read as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

**Section 3.** That Article XIV of Chapter 2 of the Code of Ordinances, Houston, Texas, is hereby repealed and reserved.


**Section 4.** That Section 15-17 of the Code of Ordinances, Houston, Texas, is hereby amended to read as set forth in Exhibit B, attached hereto and incorporated herein by this reference.

**Section 5.** That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

**Section 6.** That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect at 12:01 a.m. on the thirtieth day next following the date of its passage and approval by the Mayor.

**PASSED AND APPROVED** this \_\_\_ day of \_\_\_\_\_, 2014.

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

Prepared by Legal Dept.   
DMF:DFM:DAN:asw 5/1/2014 City Attorney  
Requested by the Honorable Annise D. Parker, Mayor  
L.D. File No. 0391300324001

# **EXHIBIT A**

5/5/2014

## Chapter 17

### EQUAL RIGHTS

#### ARTICLE I. IN GENERAL

##### Sec. 17-1. Public policy declared.

It is the policy of the city that all of its residents and persons subject to its jurisdiction shall not be subject to discrimination based on an individual's sex, race, color, ethnicity, national origin, age, familial status, marital status, military status, religion, disability, sexual orientation, genetic information, gender identity or pregnancy.

##### Sec. 17-2. Definitions.

In this chapter:

*Age* means, for purposes of sections that address non-discrimination, 40 or more years of age.

*City employment and employment opportunities* shall include, but are not limited to, decisions that adversely affect an employee's pay, status, position or assignment, including opportunities for overtime pay and advancement, and includes decisions regarding recruitment, job application procedures, referrals for employment, selection and hiring, appointment, compensation, promotions, demotions, transfers, layoffs, recalls, training, educational opportunities, and all forms of discipline, including indefinite suspensions/terminations.

*Contractor* means any person, including subcontractors, who through a contract or other arrangement, has received, is to receive, or is receiving public funds for work, goods, or services delivered or rendered to the city.

*Disability* means a mental or physical impairment that substantially limits at least one major life activity, a record of the impairment, or being regarded as having the impairment. This term does not include the current, illegal use of or addiction to a controlled substance as defined under state and federal law.

*Discriminate* means to intentionally distinguish, differentiate, separate, or segregate to the advantage or disadvantage of any person on the basis of a protected characteristic, except as required or permitted by federal or state law or court order.

*Employee* means an individual employed by an employer.

*Employer* means a person who has 50 or more employees for each working day in each of 20 or more calendar weeks in the current or preceding calendar year, and the person's agent. The term does not include a person's contractor or vendor with respect to the conduct of the contractor or vendor toward the employees of said contractor or vendor; the United States, or a corporation wholly owned by the government of the United States; a bona fide private membership club which is exempt from taxation under Section 501(c) of the Internal Revenue Code of 1954; the state, a state agency, or political subdivision; or a religious organization.

*Familial status* means the status of a person resulting from being domiciled with an individual younger than 18 years of age in regard to whom the person:

- (1) Is the parent or legal custodian; or
- (2) Has the written permission of the parent or legal custodian for domicile with the individual; or
- (3) Is in the process of obtaining legal custody.

*Gender identity* means an individual's innate identification, appearance, expression or behavior as either male or female, although the same may not correspond to the individual's body or gender as assigned at birth.

*Genetic information* means information about an individual's genetic tests, the genetic tests about an individual's family members, and the manifestation of disease or disorder in family members of an individual. The term does not include the age, sex, race, color, ethnicity, national origin, religion, or disability of any individuals.

*Inspector general* means the person in charge of the Office of the Inspector General created by Executive Order No. 1-39 or his or her designee.

*Military status* means a person who is serving or has served in the uniformed service, and who, if discharged, was discharged or released under conditions other than dishonorable. *Uniformed services* is defined as set forth in 20 C.F.R. 1002.5(o).

*Person* means an individual, corporation, partnership, association, labor organization, legal representative, mutual company, joint-stock company, trust, unincorporated organization, trustee or receiver.

*Place of public accommodation* means every business with a physical location in the city, whether wholesale or retail, which is open to the general

public and offers for compensation any product, service, or facility. The term includes, but is not limited to, all hotels, motels, restaurants, bars, lounges, nightclubs or cabarets where food or beverages are sold or offered for sale, theaters, washaterias, bowling alleys, skating rinks, golf courses, and other places of public amusement, and all public conveyances, as well as the stations or terminals thereof. For purposes of article IV of this chapter, the leasing office of a multi-family housing facility shall not be considered a *place of public accommodation*.

*Protected characteristic* means an individual's sex, race, color, ethnicity, national origin, age, familial status, marital status, military status, religion, disability, sexual orientation, genetic information, gender identity or pregnancy.

*Religion* means all aspects of religious observance and practice, as well as belief.

*Religious organization* means:

- (1) A religious corporation, association, social service or society;
- (2) A school, college, university, or other educational institution or institution of learning, if the institution is, in whole or in substantial part, controlled, managed, owned, or supported by a religion, religious corporation, association or society; or the curriculum of the institution is directed toward the propagation of a religion; or
- (3) A nonprofit institution or organization operated, supervised, or controlled by a religious corporation, association, social service or society.

*Retaliation*, in connection with employment, means conduct or decisions that a reasonable employee would view as materially adverse and whose purpose or effect is to discourage employees from exercising their rights under this article, city policy, or law.

*Sex* means the biological differences between men and women, and gender.

*Sexual orientation* means the actual or perceived status of a person with respect to his or her sexuality.

**Secs. 17-3--17-30. Reserved.**

## ARTICLE II. CITY EMPLOYMENT AND CITY SERVICES

### Sec. 17-31. Prohibition against discrimination in city employment.

It is the policy of the city that the city will not discriminate in city employment and employment opportunities on the basis of any protected characteristic. For purposes of this section, *discriminate* includes, but is not limited to, any act or demonstration of preference or antipathy in making decisions regarding employment that adversely affect an employee's pay, status, position, or assignment, including opportunities for overtime pay and advancement, and includes decisions regarding recruitment, job application procedures, referrals for employment, selection and hiring, appointment, compensation, promotions, demotions, transfer, retention, layoffs, recalls, training, educational opportunities, and all forms of discipline, including indefinite suspensions/terminations.

This policy applies to city officials and all employees regardless of civil service status, classification, pay grade, length of employment, or full-time or part-time status.

### Sec. 17-32. Prohibition against discrimination in city services.

It is the policy of the city that the city will not discriminate on the basis of any protected characteristic in authorizing or making available the use of city facilities or in the delivery of city programs, services or activities.

### Sec. 17-33. Enforcement.

(a) It is the policy of the city that no employee or official of the city shall engage in any act or practice prohibited by this article.

(b) An employee or official found in violation of this article shall be subject to disciplinary action up to and including indefinite suspension/termination or removal from office pursuant to applicable city ordinances, city charter provisions, executive orders, administrative procedures, laws, and policies. An employee who believes he or she has been subject to discrimination in violation of this article shall submit a written complaint to the inspector general not later than 180 days after the alleged violation occurs.

(c) The provisions of this article shall be enforced pursuant to applicable city ordinances, city charter provisions, executive orders, administrative procedures, laws, and policies.

(d) The office of the inspector general is responsible for investigating all facts and circumstances that reasonably appear to constitute a violation of this article.

**Sec. 17-34. Retaliation prohibited.**

No city employee or official shall retaliate against any person who has filed a complaint in good faith pursuant to this section. If the inspector general determines that retaliation has occurred, the city employee or official shall be subject to discipline, up to and including indefinite suspension.

**Secs. 17-35--17-40. Reserved.**

**ARTICLE III. CONTRACTING**

**Sec. 17-41. Prohibition against discrimination in awarding contracts.**

It is the policy of the city that the city will not discriminate in the consideration, award, or administration of any contract entered into between the city and any person (including, but not limited to, any contractor, vendor, supplier, lessee, or lessor) for the provision of any works, goods, or services of any type to the city. The language of section 15-17 of this Code shall be included in every contract entered into by the city.

**Sec. 17-42. Prohibition against discrimination in the performance of a contract; penalties; retaliation prohibited.**

(a) It shall be unlawful for any contractor to discriminate against any person on the basis of any protected characteristic, except as required or permitted by federal or state law or court order, in the performance of any contract entered into with the city. A person employed in connection with a city contract who has a good faith belief that he or she is the victim of discrimination may file a complaint with the inspector general on a form prescribed by the inspector general. Any person claiming to be aggrieved by an unlawful employment action in connection with the performance of a city contract shall file a verified complaint in writing no later than 180 days after the alleged violation.

(b) If a contractor is found to have violated this section in connection with any city contract, the inspector general shall refer the matter to the city attorney for appropriate action to serve the best interests of the city, including the use of remedies provided by the city's contract with the contractor.

(c) No contractor shall retaliate against any person who has filed a complaint in good faith pursuant to this section. If the inspector general determines that retaliation has occurred, he shall refer the matter to the city attorney pursuant to subsection (b) of this section.



**Sec. 17-43. Investigation of complaints of discrimination in the performance of a contract; procedures.**

(a) The office of the inspector general shall investigate the complaint and determine whether a violation as defined in this article has occurred. In addition to other investigative tools, the inspector general may take statements and inspect relevant records. If the inspector general is not able to obtain voluntary cooperation in connection with its investigation, he shall refer the matter to the city attorney for appropriate action.

(b) If the complaint is found to be deficient, the inspector general shall dismiss the case. All investigations conducted pursuant to this article shall be conducted in a confidential manner and records of any such investigations shall be confidential to the extent permitted by law.

(c) Upon completion of the investigation of the complaint, if the inspector general determines that the complaint alleges a violation of this article, the inspector general shall affirmatively engage in conciliation of the complaint. If no resolution is achieved, the inspector general shall refer the matter to the city attorney for appropriate action.

**Secs. 17-44--17-50. Reserved.**

**ARTICLE IV. PUBLIC ACCOMMODATIONS**

**Sec. 17-51. Prohibition against discrimination in public accommodations.**

(a) It shall be unlawful for any place of public accommodation or any employee or agent thereof to intentionally discriminate against any person on the basis of any protected characteristic, except as required or permitted by federal or state law or court order.

(b) It shall be unlawful for any place of public accommodation or any employee or agent thereof to intentionally deny any person entry to any restroom, shower room, or similar facility if that facility is consistent with and appropriate to that person's expression of gender identity. It shall be a defense to prosecution for discrimination on the basis of gender identity under this article, however, if the defendant had a good faith belief that the gender or gender identity of the person discriminated against was not consistent with the gender designation of the facility. For purposes of this section, a defendant has a good faith belief if the manner in which the person represented or expressed gender to others (e.g. behavior, clothing, hairstyles, activities, voice or mannerisms) is not consistent with the gender designation of the facility the person attempted to access. Nothing in this section shall require construction of a new bathroom, shower room, or similar facility.

(c) It shall be a defense to prosecution for discrimination on the basis of disability under this article that the alleged discrimination resulted from a condition or structural feature for which a variance had been received from the city under applicable ordinance or regulation. It shall also be a defense to prosecution for discrimination on the basis of accessibility that the place of public accommodation is in compliance with applicable state or federal law relating to accessibility.

(d) It shall be unlawful for a person to file a complaint in bad faith under this article. For purposes of this article, *bad faith* means wholly without foundation in law or fact, or done solely for the purpose of harassment.

**Sec. 17-52. Investigation of alleged violations; procedures.**

(a) Any person claiming to be aggrieved by an unlawful public accommodation practice shall file a verified complaint in writing with the office of the inspector general not later than 180 days after the alleged violation occurred. Multiple complaints involving the same incident and alleging the same discrimination shall be treated as one alleged violation for investigation and penalty. If the complaint states a claim that is within the jurisdiction of a federal or state agency, the inspector general may refer the complaint to the appropriate agency for further action and discontinue the investigation of the complaint.

(b) Except as to complaints that are referred to a federal or state agency, the office of the inspector general shall investigate the complaint and determine whether a violation as defined in this article has occurred. In addition to other investigative tools, the inspector general may take statements and inspect relevant records. If the inspector general is not able to obtain voluntary cooperation in connection with its investigation, the city attorney, in consultation with the inspector general, may request city council to issue a subpoena or subpoena duces tecum to compel the attendance of a witness or the production of relevant materials or documents. City council may issue such subpoena if it determines that there is reasonable cause to believe that this article may have been violated.

(c) If the complaint is found to be deficient or untimely, the inspector general shall dismiss the case. All investigations conducted pursuant to this article shall be conducted in a confidential manner and records of any such investigations shall be confidential to the extent permitted by law. The inspector general shall complete the investigation of the complaint no later than one year after the filing of the complaint.

(d) Upon completion of the investigation of the complaint, if the inspector general determines that the complaint alleges a violation of this article, the inspector general shall affirmatively engage in conciliation of the complaint. If no such resolution is achieved, the inspector general shall refer the matter to the city attorney for appropriate action in accordance with this article.

(e) No finding, conciliation or adjudication under this article shall be admissible in connection with the city's licensing, permitting, or regulatory matters.

**Sec. 17-53. Effect of provisions on civil remedies.**

This article shall neither add to nor detract from any civil remedies now available to persons complaining of discrimination under this article.

**Sec. 17-54. Exemptions.**

This article shall not apply to:

- (1) Any hotel, motel, restaurant, bar, lounge, nightclub, cabaret, theater, bowling alley, skating rink, golf course, or similar facility operated by a bona fide private club when the accommodations, advantages, facilities, and services of the entity are restricted to the members of such club and their guests and not for the purpose of evading this article; or
- (2) Any bona fide social, fraternal, educational, civic, or religious organization, or to any private kindergarten, day care center or nursery school, when the profits of such accommodations, advantages, facilities and services, above reasonable and necessary expenses, are solely for the benefit of such organization.
- (3) Any facility owned or operated by a federal, state, county or other local governmental entity.

**Sec. 17-55. Criminal penalties for violation.**

(a) A person who violates a provision of this article commits a criminal offense, a Class C misdemeanor. A person is guilty of a separate criminal offense for each day or part of a day during which a violation is committed, continued, or permitted.

(b) A criminal offense under this article is punishable in municipal court by a fine of not less than \$250.00 nor more than \$500.00. In no event shall the aggregate of all fines relating to the same complaint filed by a complainant exceed \$5000.00.

(c) A person prosecuted for a violation of this article shall be entitled to a trial by jury in municipal court.

**Secs. 17-56--17-60. Reserved.**

## ARTICLE V. PRIVATE EMPLOYMENT

### Sec. 17-61. Prohibition against discrimination in employment.

(a) It shall be unlawful for any employer to intentionally discriminate in employment and employment opportunities on the basis of any protected characteristic. For purposes of this section, *discriminate* includes but is not limited to, any intentional act or demonstration of preference or antipathy in making decisions regarding employment that adversely affect an employee's pay, status, position, or assignment, including opportunities for overtime pay and advancement, and includes decisions regarding recruitment, job application procedures, referrals for employment, selection and hiring, appointment, compensation, promotions, demotions, transfer, retention, layoffs, recalls, training, educational opportunities, and all forms of discipline, including terminations.

(b) It shall be unlawful for any employer to retaliate against any person who has filed a complaint in good faith pursuant to this article.

(c) An employer may assert any applicable affirmative defenses available under Texas or federal discrimination laws as a defense to prosecution under this article.

(d) It shall be unlawful for a person to file a complaint in bad faith under this article. For purposes of this article, *bad faith* means wholly without foundation in law or fact, or done solely for the purpose of harassment.

### Sec. 17-62. Investigation of alleged violations; procedures.

(a) Any employee claiming to be aggrieved by an unlawful employment practice shall file a verified complaint in writing with the office of the inspector general not later than 180 days after the alleged violation occurred. If the complaint states a claim that is within the jurisdiction of a federal or state agency, the inspector general shall refer the complaint to the appropriate agency for further action and discontinue the investigation of the complaint.

(b) Except as to complaints that are referred to a federal or state agency, the office of the inspector general shall investigate the complaint and determine whether a violation as defined in this article has occurred. In addition to other investigative tools, the inspector general may take statements and inspect relevant records. If the inspector general is not able to obtain voluntary cooperation in connection with its investigation, the city attorney, in consultation with the inspector general, may request the city council to issue a subpoena or subpoena duces tecum to compel the attendance of a witness or the production of relevant materials or documents. City council may issue such subpoena if it determines that there is reasonable cause to believe that this article may have been violated.

(c) If the complaint is found to be deficient or untimely, the inspector general shall dismiss the case. All investigations conducted pursuant to this article shall be conducted in a confidential manner and records of any such investigations shall be confidential to the extent permitted by law. The inspector general shall complete the investigation of the complaint no later than one year after the filing of the complaint.

(d) Upon completion of the investigation of the complaint, if the inspector general determines that the complaint alleges a violation of this article, the inspector general shall affirmatively engage in conciliation of the complaint. If no such resolution is achieved, the inspector general shall refer the matter to the city attorney for appropriate action in accordance with this article.

(e) No finding, conciliation or adjudication under this article shall be admissible in connection with the city's licensing, permitting, or regulatory matters.

**Sec. 17-63. Effect of provisions on civil remedies.**

This article shall neither add to nor detract from any civil remedies now available to persons complaining of discrimination under this article.

**Sec. 17-64. Criminal penalties for violation.**

(a) A person who violates a provision of this article commits a criminal offense, a Class C misdemeanor. A person is guilty of a separate criminal offense for each day or part of a day during which a violation is committed, continued, or permitted.

(b) A criminal offense under this article is punishable in municipal court by a fine of not less than \$250.00 nor more than \$500.00. In no event shall the aggregate of all fines relating to the same complaint filed by a complainant exceed \$5000.00.

(c) A person prosecuted for a violation of this article shall be entitled to a trial by jury in municipal court.

**Secs. 17-65--17-100. Reserved.**

**ARTICLE VI. FAIR HOUSING**

**DIVISION 1. GENERAL PROVISIONS**

**Sec. 17-101. Prohibition against discrimination in housing.**

It is the policy of the City of Houston to promote housing opportunities for all persons. Such policy is established upon the recognition of the rights of each individual

to obtain housing without regard to a protected characteristic; and further that the denial of such rights through considerations based on a protected characteristic is detrimental to the health, safety, and welfare of the inhabitants of the city and constitutes an unjust denial or deprivation of such rights which are within the power and the proper responsibility of the city to prevent.

**Sec. 17-102. Purpose.**

The purposes of this article are:

- (1) To provide for fair housing practices in the city;
- (2) To create a procedure for investigating and settling complaints of discriminatory housing practices and any residential real estate-related transactions; and
- (3) To provide rights and remedies substantially equivalent to those granted under the Federal Fair Housing Act.

**Sec. 17-103. Office established.**

There is hereby established within the housing and community development department the office of fair housing. The mission of the office of fair housing shall be to monitor and evaluate fair housing opportunities in the city and to hear fair housing complaints under this article.

**Sec. 17-104. General duties of the office of fair housing.**

The duties of the fair housing staff shall be:

- (1) To study the nature and extent of discriminatory housing practices in both the private and public sectors;
- (2) To evaluate and assess the city's activities in connection with the development of fair housing opportunities in the city;
- (3) To recommend to the mayor and city council reasonable provisions and programs to further fair housing opportunities in the city; and
- (4) To investigate, process, and hear fair housing complaints under division 5 of this article, and complaints referred by federal or state agencies that are filed under state or federal housing laws.

**Sec. 17-105. Fair housing administrator.**

(a) There is hereby created the office of fair housing administrator, who shall be in charge of the office of fair housing. The fair housing administrator, who shall be appointed by the mayor and confirmed by the city council, shall have the responsibility for implementing and enforcing this article and may establish such rules and regulations as are determined necessary to perform the duties of that office.

(b) The fair housing administrator shall cooperate with the Secretary of Housing and Urban Development and the Attorney General of the United States in the enforcement of the federal Fair Housing Act, and may assist the secretary or attorney general in any way consistent with the policy of this article. The fair housing administrator is encouraged to cooperate with the Texas Workforce Commission, Civil Rights Division, in the enforcement of the Texas Fair Housing Act.

(c) The fair housing administrator shall treat a complaint referred by the Secretary of Housing and Urban Development or the Attorney General of the United States under the federal Fair Housing Act, or by the Texas Workforce Commission, Civil Rights Division, under the Texas Fair Housing Act, as a complaint filed under this article. No action will be taken under this article against a person for a discriminatory housing practice if the referred complaint was filed with the governmental entity later than one year after an alleged discriminatory housing practice occurred or terminated.

(d) The fair housing administrator may order discovery in aid of investigations under this article. Such discovery may be ordered to the same extent and is subject to the same limitations as would apply if the discovery were ordered in aid of a civil action in a state district court of Harris County, Texas.

**Secs. 17-106--17-110. Reserved.**

DIVISION 2. DEFINITIONS

**Sec. 17-111. General definitions.**

The following words, terms, and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Accessible* means capable of being approached, entered, and used by a person with a physical disability

*Accessible route* means a continuous unobstructed path connecting accessible elements and spaces in a housing accommodation that can be negotiated by a person with a severe disability using a wheelchair and that is also safe for and usable by a person with other disabilities.

*Aggrieved person* means a person who claims to have been injured by a discriminatory housing practice or believes that a person will be injured by a discriminatory housing practice that is about to occur.

*Building entrance on an accessible route* means an accessible entrance to a covered multi-family dwelling that is connected by an accessible route to public transportation stops, to accessible parking and passenger loading zones, or to the public streets or sidewalks, if available.

*Complainant* means a person, including the fair housing administrator, who files a complaint under section 17-131 of this Code.

*Conciliation* means the attempted resolution of issues raised by a complaint or by the investigation of the complaint, through informal negotiations involving the aggrieved person, the complainant if different from the aggrieved person, the respondent and the fair housing administrator.

*Conciliation agreement* means a written agreement setting forth the resolution of the issues in the conciliation.

*Covered multi-family dwelling* means a building consisting of 4 or more dwelling units if the building has one or more elevators; and a ground floor dwelling unit in any other building consisting of four or more dwelling units.

*Defense* means a defense to criminal prosecution in municipal court as explained in the Texas Penal Code. *Defense* also means, where specifically provided, an exemption from a civil action.

*Discriminatory housing practice* means conduct that is an offense under division 3 of this article.

*Dwelling* means any building, structure, or portion thereof which is occupied as, or designed or intended for occupancy as, a residence by one or more families, and any vacant land which is offered for sale or lease for the construction or location thereon of any such building, structure, or portion thereof.

*Dwelling unit* means a single unit of residence for a family.

*Fair housing administrator* means the fair housing administrator of the fair housing office designated to enforce and administer this article and includes the fair housing administrator's designated representative and the inspector general.

*Federal Fair Housing Act* means the Fair Housing Act of 1968, 42 U.S.C. § 3601, et seq., as amended.



*Housing accommodation* means:

- a. Any building, structure, or part of a building or structure that is occupied, or designed or intended for occupancy as a residence for one or more families; and
- b. Any vacant land that is offered for sale or lease for the construction or location of a building, structure, or part of a building or structure described by part a of this definition.

*Rent* means and includes to lease, sublease, let or otherwise grant for consideration the right to occupy premises not owned by the occupant.

*Residential real estate-related transaction* means:

- a. The making or purchasing of loans or the providing of other financial assistance:
  - [1] For purchasing, constructing, improving, repairing, or maintaining a housing accommodation; or
  - [2] Secured by residential real estate; or
- b. The selling, brokering, or appraising of residential real property.

*Respondent* means a person identified in a complaint or charge as having committed a discriminatory housing practice under this article.

*Texas Fair Housing Act* means the act set forth in Chapter 301, Texas Property Code.

### DIVISION 3. DISCRIMINATORY HOUSING PRACTICES

#### **Sec. 17-112. Discriminatory housing practices.**

(a) A person commits an offense if he or she, because of a protected characteristic:

- (1) Refuses to negotiate with a person for the sale or rental of a housing accommodation or otherwise denies or makes unavailable a housing accommodation to a person;

- (2) Refuses to sell or rent, or otherwise makes unavailable, a housing accommodation to another person after the other person makes an offer to buy or rent the accommodation; or
  - (3) Discriminates against a person in the terms, conditions, or privileges of, or in providing a service or facility in connection with, the sale or rental of a housing accommodation.
- (b) A person commits an offense if he or she, because of a protected characteristic:
- (1) Represents to a person that a housing accommodation is not available for inspection, sale, or rental if the accommodation is available;
  - (2) Discriminates against a prospective buyer or renter in connection with the showing of a housing accommodation; or
  - (3) With respect to a multiple listing service, real estate brokers' organization, or other business relating to selling or renting housing accommodations:
    - a. Denies a person access to or membership in the business; or
    - b. Discriminates against a person in the terms or conditions of access to or membership in the business.
- (c) A person commits an offense if he or she:
- (1) For profit, induces or attempts to induce another person to sell or rent a housing accommodation by a representation that a person of a protected characteristic is in proximity to, is present in, or may enter into the neighborhood in which the housing accommodation is located;
  - (2) Makes an oral or written statement indicating a preference or a policy of discrimination based on a protected characteristic; or
  - (3) Prints or publicizes or causes to be printed or publicized an advertisement that expresses a preference or policy of discrimination based on a protected characteristic in the selling or renting of a housing accommodation.
- (d) A person who engages in a residential real estate-related transaction commits an offense if he or she, because of a protected characteristic, discriminates against a person:
- (1) In making a residential real estate-related transaction available; or

- (2) In the terms or conditions of a residential real estate-related transaction.
- (e) A person commits an offense if he or she:
  - (1) Discriminates in the sale or rental of a housing accommodation to any buyer or renter because of a disability of:
    - a. That buyer or renter;
    - b. A person residing in or intending to reside in the housing accommodation after it is sold, rented, or made available; or
    - c. Any person associated with that buyer or renter; or
  - (2) Discriminates against any person in the terms, conditions, or privileges of sale or rental of a housing accommodation, or in the provision of services or facilities in connection with the housing accommodation, because of a disability of:
    - a. That person;
    - b. A person residing in or intending to reside in the housing accommodation after it is sold, rented, or made available; or
    - c. Any person associated with that person.
- (f) A person commits an offense if he or she:
  - (1) Refuses to permit, at the expense of a person with a disability, reasonable modifications of existing premises occupied or to be occupied by the person with a disability, if the modifications may be necessary to afford the person with a disability full use of the premises; except that, in the case of a rental, the landlord may, where reasonable to do so, condition permission for modification on the renter's agreeing to restore the interior of the premises to the condition that existed before the modification, reasonable wear and tear excepted;
  - (2) Refuses to make reasonable accommodations in rules, policies, practices, or services when the accommodations may be necessary to afford a person with a disability equal opportunity to use and enjoy a housing accommodation;
  - (3) Fails to design or construct a covered multi-family dwelling for first occupancy after March 13, 1991, in such a manner as to have at least one

building entrance on an accessible route, unless it is impractical to do so because of the terrain or unusual characteristics of the site; or

- (4) Fails to design and construct a covered multi-family dwelling, for first occupancy after March 13, 1991, in such a manner that:
  - a. The public use and common use portions of the dwellings are readily accessible to and usable by a person with a disability;
  - b. All the doors designed to allow passage into and within all premises within the dwelling are sufficiently wide to allow passage by a person with a disability in a wheelchair; and
  - c. All dwellings contain the following features of adaptive design:
    - [1] An accessible route into and through the dwelling unit;
    - [2] Light switches, electrical outlets, thermostats, and other environmental controls in accessible locations;
    - [3] Reinforcements in the bathroom walls to allow installation of grab bars; and
    - [4] Kitchens and bathrooms laid out in such a manner that an individual in a wheelchair can maneuver about the space.

It shall be an affirmative defense to prosecution for discrimination on the basis of disability under items (3) and (4) of this subsection for failing to design or construct a covered multi-family dwelling if the construction of the covered multi-family dwelling was in compliance with applicable state or federal laws relating to disability at the time of construction.

(g) A person commits an offense if he or she coerces, intimidates, threatens, or otherwise interferes with any person in the exercise or enjoyment of, or on account of that person having exercised or enjoyed, or on account of that person having aided or encouraged any other person in the exercise or enjoyment of, any right granted or protected by this article.

(h) A person commits an offense if he or she retaliates against any person for making a complaint or testifying, assisting, or participating in any manner in a proceeding under this article.

**Secs. 17-113--17-120. Reserved.**

#### DIVISION 4. EXEMPTIONS

##### **Sec. 17-121. Certain sales and rentals exempted.**

(a) Except as provided in subsection (b) of this section, and in accordance with federal law:

- (1) The sale or rental of a single-family house sold or rented by an owner does not constitute an unlawful action under this article if the owner does not:
  - a. Own more than 3 single-family houses at any one time; or
  - b. Own any interest in, nor is there owned or reserved on his or her behalf, under any express or voluntary agreement, title to or any right to any part of the proceeds from the sale or rental of more than 3 single family houses at any time; and
- (2) The sale or rental of rooms or units in a dwelling containing living quarters occupied or intended to be occupied by no more than 4 families living independently of each other does not constitute an unlawful act under this article if the owner maintains and occupies one of the living quarters as the owner's residence.

(b) The exemption in item (1) of subsection (a) of this section applies only when there is one sale or rental in a 24-month period, if:

- (1) The owner was not the most recent resident of the house at the time of or prior to the sale or rental;
- (2) The private, bona fide individual owner has sold or rented the house without the use in any manner of the sales or rental facilities or the sales or rental services of any real estate broker, agent, or salesman, or of such facilities or services of any person in the business of selling or renting dwellings, or of any employee or agent of any such broker, agent, salesman, or person; and
- (3) The private, bona fide individual owner has sold or rented the dwelling without the publication, posting or mailing, after notice, of any advertisement or written notice in violation of the federal Fair Housing Act.

Nothing in this section shall prohibit the use of attorneys, escrow agents, abstractors, title companies, and other professional assistance as necessary to perfect transfer of title.

**Sec. 17-122. Religious organizations and private clubs exemption.**

(a) This article does not prohibit a religious organization or a nonprofit institution or organization operated, supervised, or controlled by or in conjunction with a religious organization from:

- (1) Limiting the sale, rental, or occupancy of dwellings that it owns or operates for other than a commercial purpose to persons of the same religion; or
- (2) Giving preference to persons of the same religion, unless membership in the religion is restricted because of a protected characteristic.

(b) This article does not prohibit a private club not open to the public that, as an incident to its primary purpose, provides lodging that it owns or operates for other than a commercial purpose, from limiting the rental or occupancy of that lodging to its members or from giving preference to its members.

**Sec. 17-123. Housing for the elderly exempted.**

The provisions of this article relating to familial status and age do not apply to housing for older persons.

**Sec. 17-124. Appraisal exemption.**

This article does not prohibit a person engaged in the business of furnishing appraisals of residential real property from taking into consideration factors other than a protected characteristic.

**Sec. 17-125. Effect on other law.**

This article does not affect a requirement of nondiscrimination in any other ordinance or state or federal law.

**Sec. 17-126. Effect on deed restrictions and other laws.**

This article shall not be interpreted to interfere with the enforcement of a lawful deed restriction or a limitation on the number of persons who may occupy a dwelling unit that is otherwise permissible under federal or state law.

**Secs. 17-127--17-130. Reserved.**

## DIVISION 5. ADMINISTRATIVE/COURT ENFORCEMENT

### **Sec. 17-131. Complaints.**

(a) Complaints may be filed not later than one year after an alleged discriminatory housing practice has occurred or terminated. Any aggrieved person may file a complaint. The complaint may be filed with the assistance of an authorized representative of an aggrieved person, including any organization acting on behalf of an aggrieved person. The fair housing administrator may also file a complaint if he has reasonable cause to believe that a person has committed a discriminatory housing practice.

(b) The fair housing administrator shall treat complaints referred by the Secretary of Housing and Urban Development or the Attorney General of the United States under the federal Fair Housing Act or by the Texas Workforce Commission, Civil Rights Division, under the Texas Fair Housing Act as though filed under subsection (a) above.

(c) A complaint must be made:

- (1) In writing; and
- (2) Under oath or affirmation by an aggrieved person, or by an individual on behalf of an aggrieved person, stating: "I declare under penalty of perjury that the foregoing is true and correct."

(d) Each complaint must contain substantially the following information:

- (1) The name and address of the respondent.
- (2) Name, address and signature of the complainant.
- (3) The name and address of the aggrieved person if different from the complainant.
- (4) Date of the occurrence or termination of the discriminatory housing practice and the date of filing of the complaint.
- (5) A description and address of the dwelling that is involved in a discriminatory housing practice.
- (6) A concise statement of the facts constituting the alleged discriminatory housing practice, including the basis for the discrimination (specifying the relevant protected characteristic).

- (e) A complaint may be reasonably and fairly amended at any time.
- (f) Within 10 days after the filing of a complaint, the fair housing administrator shall:
  - (1) Give the complainant, and the aggrieved person if different from the complainant, written notice that the complaint has been received; and
  - (2) Advise the complainant, and aggrieved person if different from the complainant, of the time limits applicable to the complaint and of any rights and choice of forums under this article.
- (g) Not later than the 10<sup>th</sup> day after the filing of the complaint, the fair housing administrator shall serve on each respondent:
  - (1) A written notice that a complaint alleging the commission of a discriminatory housing practice has been filed against the respondent; identifying the alleged discriminatory housing practice; advising the respondent of the procedural rights and obligations of a respondent under this article, including the right to file a written, signed and verified informal answer to the complaint within 10 days after service of notice of the complaint; and setting out the rights and remedies of the aggrieved person under the article; and
  - (2) A copy of the original complaint.

**Sec. 17-132. Answer.**

- (a) Not later than the 10<sup>th</sup> day after receipt of the notice and copy of the complaint under subsection (g) of section 17-131 of this Code, a respondent shall file an answer to the complaint.
  - (b) An answer to a complaint:
    - (1) Must be made in writing;
    - (2) May include the assertion of any defense that might be available to a defendant in a court of law;
    - (3) Must be signed and affirmed by the respondent; and
    - (4) Must include an affirmation that states: "I declare under penalty of perjury that the foregoing is true and correct."



(c) An answer may be reasonably and fairly amended at any time before the fair housing administrator refers the matter to the city attorney for prosecution. The fair housing administrator shall furnish a copy of each amended complaint or answer, respectively, to each respondent or complainant, and to any aggrieved person who is not the complainant, as promptly as is practicable.

(d) The filing of an answer does not inhibit the investigation of a complaint.

**Sec. 17-133. Investigation.**

(a) If the federal government or the state of Texas has referred a complaint to the fair housing office or has deferred jurisdiction over the subject matter of a complaint to the fair housing office, the fair housing office shall initiate an investigation of the allegations set forth in the complaint.

(b) The fair housing office shall investigate all complaints within 30 days after a complaint is filed, and, except as provided by subsection (c) of this section, shall complete an investigation within 100 days after the date of filing of the complaint, and shall dispose of all administrative proceedings related to the investigation not later than one year after the date the complaint is filed.

(c) The fair housing administrator shall seek the voluntary cooperation of any person to:

- (1) Obtain access to premises, records, documents, individuals, and any other possible source of information;
- (2) Examine, record, and copy necessary materials; and
- (3) Take and record testimony or statements of any person reasonably necessary for the furtherance of the investigation.

(d) If the fair housing office is unable to complete an investigation within the time periods prescribed by subsection (b) of this section the fair housing administrator shall notify the complainant and the aggrieved person, if different from the complainant, and the respondent, in writing, of the reasons for the delay.

(e) The fair housing administrator shall assist in the investigation of complaints submitted to the fair housing office, and in preparing reports required under this article.

(f) Upon completion of an investigation where the fair housing administrator has made a determination that a discriminatory housing practice has in fact occurred, if the fair housing administrator is unable to secure from the respondent an acceptable conciliation agreement, then the fair housing administrator shall refer matters within the

jurisdiction of HUD to HUD and refer all other matters to the city attorney for appropriate action in accordance with this article.

(g) The fair housing administrator and the city attorney are authorized and encouraged to cooperate with the Secretary of Housing and Urban Development pursuant to the provisions of Title VIII of the Federal Fair Housing Act and may render such service to the secretary as they shall deem appropriate to further the policies of this article and may accept reimbursement from the Secretary for services rendered to assist in carrying out the provisions of the above cited federal law.

(h) An investigation shall remain open until a reasonable cause determination is made under section 17-137 of this Code, a conciliation agreement is executed and approved under section 17-135 of this Code, or the complaint is dismissed under section 17-139 of this Code. Unless impracticable to do so, the fair housing administrator shall complete the investigation within the 100-day period prescribed in subsection (b) of this section.

(i) This section does not limit the authority of the fair housing administrator to conduct such other investigations or to use such other lawful enforcement procedures as the fair housing administrator considers necessary to enforce this article.

(j) The fair housing administrator shall prepare a final investigative report showing:

- (1) The names of and dates of contact with witnesses;
- (2) A summary, including dates, of correspondence and other contacts with the aggrieved person and the respondent;
- (3) A summary description of other pertinent records;
- (4) A summary of witness statements; and
- (5) Answers to interrogatories, if any.

**Sec. 17-134. Additional or substitute respondent.**

(a) The fair housing administrator may join a person not named in the complaint as an additional or substitute respondent if, in the course of the investigation, the fair housing administrator determines that the person should be accused of a discriminatory housing practice. Within 10 days after the fair housing administrator's determination, any additional or substitute respondent shall be served with notice and a copy of the complaint, as provided in subsection (g) of section 17-131 of this Code.

(b) In addition to the information required in the notice under subsection (c) of section 17-91 of this Code the fair housing administrator shall include in the notice to a respondent joined under this section an explanation of the basis for the determination that the person is properly joined as a respondent. The added respondent shall be given an opportunity to file an answer to the complaint within 10 days after receipt of the notice, as provided in section 17-132 of this Code.

**Sec. 17-135. Conciliation.**

(a) The fair housing administrator shall, during the period beginning with the filing of a complaint and ending with issuance of charge under section 17-138 of this Code, the dismissal of complaint under section 17-139 of this Code, or the dismissal of a criminal action in municipal court, after consulting with the city attorney, where feasible, engage in conciliation with respect to the complaint. In conciliating a complaint, the administrator shall try to achieve a just resolution and obtain assurances that the respondent will satisfactorily remedy any violation of the aggrieved person's rights and take action to assure the elimination of both present and future discriminatory housing practices.

(b) The fair housing administrator shall conduct a conciliation negotiation of any complaint received by the fair housing office, provided that all final conciliation agreements shall be submitted to the city attorney for review and approval.

(c) If a conciliation agreement is executed under this section, a party to the agreement may not be prosecuted in municipal court, nor may the fair housing administrator issue a charge against a party, for the discriminatory housing practice specified in the conciliation agreement under this section unless the fair housing administrator determines that the agreement has been violated and notifies the city attorney in writing of the violation.

(d) A conciliation agreement must be in writing in the form approved by the city attorney and must be signed and verified by the respondent, the complainant, and the aggrieved person if different from the complainant, subject to approval of the fair housing administrator who shall indicate approval by signing the agreement. A conciliation agreement is deemed executed upon its signing and verification by all parties to the agreement.

(e) A conciliation agreement executed under this section must contain:

- (1) Identification of each discriminatory housing practice and each corresponding respondent that gives rise to the conciliation agreement under this section that the parties agree to make subject to the limitation on prosecution in subsection (c) of this section;

- (2) An identification of the housing accommodation subject to the conciliation agreement;
- (3) A statement that each party entering into the conciliation agreement agrees not to violate this article or the conciliation agreement; and
- (4) Any other term or condition agreed to by the parties.

(f) The conciliation agreement may provide for binding arbitration or other method of dispute resolution. Dispute resolution resulting from a conciliation agreement may authorize appropriate relief, including monetary relief (in the form of damages, including humiliation and embarrassment, and attorney fees) and equitable relief (such as access to the housing accommodation at issue, or to a comparable housing accommodation, and provision of services at facilities in connection with a housing accommodation).

(g) Nothing said or done in the course of conciliation may be made public or used as evidence in a subsequent proceeding under this article without the written consent of the persons concerned.

(h) After completion of the investigation, the fair housing administrator shall make available to the aggrieved person and the respondent, at any time, information derived from the investigation as well as the final investigative report.

(i) A conciliation agreement may be made public, unless the aggrieved person and the respondent request non-disclosure and the fair housing administrator determines that disclosure is not required to further the purposes of this article. Notwithstanding a determination that disclosure of a conciliation agreement is not required, the fair housing administrator may publish tabulated descriptions of the results of all conciliation efforts.

(j) If the aggrieved person brings a civil action under a local, state, or federal law seeking relief for the alleged discriminatory housing practice and the trial in the action begins, the fair housing administrator shall terminate efforts to conciliate the complaint unless the court specifically requests assistance from the fair housing administrator. The fair housing administrator may also terminate efforts to conciliate the complaint if:

- (1) The respondent fails or refuses to confer with the fair housing administrator;
- (2) The aggrieved person or the respondent fails to make a good faith effort to resolve any dispute; or
- (3) The fair housing administrator finds, for any reason, that voluntary agreement is not likely to result.

**Sec. 17-136. Violation of conciliation agreement.**

(a) A person commits an offense if, after the person executes a conciliation agreement under section 17-135 of this Code, he or she violates any term or condition contained in the agreement.

(b) It is no defense to criminal prosecution in municipal court under this section that, with respect to a discriminatory housing practice that gave rise to the conciliation agreement under section 17-135 of this Code:

- (1) The respondent did not commit the discriminatory housing practice; or
- (2) The fair housing administrator did not have probable cause to believe the discriminatory housing practice was committed.

(c) If the fair housing administrator determines that a conciliation agreement has been violated, the fair housing administrator shall give written notice to all parties subject to the agreement.

(d) When the fair housing administrator has reasonable cause to believe that a respondent has breached a conciliation agreement, the fair housing administrator shall refer the matter to the city attorney for appropriate action in accordance with this article.

**Sec. 17-137. Reasonable cause determination.**

(a) A panel consisting of a fair housing investigator representative, the city attorney, and the fair housing administrator, shall determine based on all the facts whether reasonable cause exists to believe that a discriminatory housing practice has occurred or is about to occur.

(b) The panel shall make the determination under subsection (a) of this section not later than the 100<sup>th</sup> day after the date a complaint is filed unless:

- (1) It is impracticable to make the determination; or
- (2) The city attorney has approved a conciliation agreement relating to the complaint.

(c) If it is impracticable to make the determination within the time period provided by subsection (b) of this section, the panel shall notify the complainant, and the aggrieved person if different from the complainant, and the respondent, in writing, of the reasons for the delay.

(d) If the city attorney determines that no reasonable cause exists to believe that a discriminatory housing practice has occurred, the city attorney shall issue to the fair housing administrator a short and plain written statement of the facts upon which the city attorney based the no reasonable cause determination. If the city attorney issues such a statement, the panel shall automatically determine that no reasonable cause exists to believe that a discriminatory practice has occurred or is about to occur.

(e) If the panel determines that reasonable cause exists to believe that a discriminatory housing practice has occurred or is about to occur, the city attorney shall proceed with appropriate enforcement action.

**Sec. 17-138. Charge.**

(a) A charge issued under section 17-137 of this Code:

- (1) Must consist of a short and plain statement of the facts upon which the fair housing administrator and the city attorney have found reasonable cause to believe that a discriminatory housing practice has occurred or is about to occur;
- (2) Must be based on the final investigative report; and
- (3) Need not be limited to the facts or grounds alleged in the complaint.

(b) Not later than the twentieth day after the fair housing administrator issues a charge, the fair housing staff shall send a copy of the charge to:

- (1) Each respondent; and
- (2) Each aggrieved person on whose behalf the complaint was filed.

**Sec. 17-139. Dismissal.**

(a) A complaint shall be dismissed by the fair housing administrator during the investigation and prior to referral to the city attorney when the fair housing administrator determines that:

- (1) The complaint was not timely filed;
- (2) The location of the alleged discriminatory housing practice is not within the city's jurisdiction;
- (3) The alleged discriminatory housing practice is not a violation of this article;

- (4) The complainant, or the aggrieved person if different from the complainant, refuses to cooperate with the fair housing administrator in the investigation of the complaint or enforcement of the executed conciliation agreement; or
- (5) The complainant, or the aggrieved person if different from the complainant, cannot be located after the fair housing administrator has performed a reasonable search.

(b) A criminal action may be dismissed by a municipal judge upon motion of the city attorney, if after the city attorney files the action charging a respondent with a discriminatory housing practice, a conciliation agreement is executed under section 17-135 of this Code before the trial begins in municipal court.

(c) The fair housing administrator shall notify the complainant, the aggrieved person if different from the complainant, and the respondent of the dismissal of the complaint, including a written statement of facts, and may make public disclosure of the dismissal unless the respondent requests that no public disclosure be made.

**Sec. 17-140. Criminal penalties for violation.**

(a) A person who violates a provision of this chapter commits a criminal offense, a Class C misdemeanor. A person is guilty of a separate criminal offense for each day or part of a day during which a violation is committed, continued, or permitted.

(b) A criminal offense under this article is punishable in municipal court by a fine of not less than \$250.00 nor more than \$500.00. In no event shall the aggregate of all fines relating to the same complaint filed by a complainant exceed \$5000.00.

(c) A person prosecuted for a violation of this article shall be entitled to a trial by jury in municipal court.

# **EXHIBIT B**

**5/5/2014**



**Sec. 15-17. Equal employment opportunity clause.**

All contracts entered into by the city involving the expenditure of \$10,000.00 or more of city funds ("nonexempt city contracts") shall incorporate an equal employment opportunity clause, which shall read as follows:

**"EQUAL EMPLOYMENT OPPORTUNITY**

- "1. The contractor, subcontractor, vendor, supplier, or lessee will not discriminate against any employee or applicant for employment because of sex, race, color, ethnicity, national origin, age, familial status, marital status, military status, religion, disability, sexual orientation, genetic information, gender identity, pregnancy, or any other legally protected characteristic. The contractor, subcontractor, vendor, supplier, or lessee will take affirmative action to ensure that applicants are employed and that employees are treated during employment without regard to their sex, race, color, ethnicity, national origin, age, familial status, marital status, military status, religion, disability, sexual orientation, genetic information, gender identity, pregnancy, or any other legally protected characteristic. Such action will include, but not be limited to, the following: employment; upgrading; demotion or transfer; recruitment advertising; layoff or termination; rates of pay or other forms of compensation and selection for training, including apprenticeship. The contractor, subcontractor, vendor, supplier, or lessee agrees to post in conspicuous places available to employees, and applicants for employment, notices to be provided by the city setting forth the provisions of this equal employment opportunity clause.
- "2. The contractor, subcontractor, vendor, supplier, or lessee states that all qualified applicants will receive consideration for employment without regard to sex, race, color, ethnicity, national origin, age, familial status, marital status, military status, religion, disability, sexual orientation, genetic information, gender identity, pregnancy, or any other legally protected characteristic.
- "3. The contractor, subcontractor, vendor, supplier, or lessee will send to each labor union or representative of workers with which it has a collective bargaining agreement or other contract or understanding a notice to be provided by the agency contracting officer advising the said labor union or workers' representative of the contractor's and subcontractor's commitments under Section 202 of Executive Order No. 11246, as amended or superseded, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
- "4. The contractor, subcontractor, vendor, supplier, or lessee will comply with all provisions of Executive Order No. 11246, as amended or superseded, and the rules, regulations, and relevant orders of the secretary of labor or other federal agency responsible for enforcement of the equal opportunity and affirmative action provisions applicable and will likewise furnish all information and reports

required by the mayor and/or contract administrator(s) for purposes of investigation to ascertain and effect compliance with this program.

- "5. The contractor, subcontractor, vendor, supplier, or lessee will furnish all information and reports required by Executive Order No. 11246, as amended or superseded, and by the rules, regulations, and orders of the secretary of labor, or pursuant thereto, and will permit access to all books, records, and accounts by the appropriate city and federal officials for purposes of investigations to ascertain compliance with such rules, regulations, and orders. Compliance reports filed at such times as directed shall contain information as to the employment practice policies, program, and workforce statistics of the contractor, subcontractor, vendor, supplier, or lessee.
- "6. In the event of the contractor's, subcontractor's, vendor's, supplier's, or lessee's noncompliance with the nondiscrimination clause of this contract or with any of such rules, regulations, or orders, this contract may be cancelled, terminated, or suspended in whole or in part, and the contractor, subcontractor, vendor, supplier, or lessee may be declared ineligible for further city contracts in accordance with procedures provided in Executive Order No. 11246, as amended or superseded, and such other sanctions may be imposed and remedies invoked as provided in the said executive order, or by rule, regulation, or order of the secretary of labor, or as may otherwise be provided by law.
- "7. The contractor shall include the provisions of paragraphs 1—8 of this equal employment opportunity clause in every subcontract or purchase order unless exempted by rules, regulations, or orders of the secretary of labor issued pursuant to Section 204 of Executive Order No. 11246 of September 24, 1965, as amended or superseded, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontractor or purchase order as the contracting agency may direct as a means of enforcing such provisions including sanctions for noncompliance; provided, however, that in the event the contractor becomes involved in, or is threatened with litigation with a subcontractor or vendor as a result of such direction by the contracting agency, the contractor may request the United States to enter into such litigation to protect the interests of the United States.
- "8. The contractor shall file and shall cause each of his subcontractors, if any, to file compliance reports with the city in the form and to the extent as may be prescribed by the mayor. Compliance reports filed at such times as directed shall contain information as to the practices, policies, programs, and employment policies and employment statistics of the contractor and each subcontractor."

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Approve Related Ordinances authorizing the issuance and sale of one or more series of Tax and Revenue Anticipation Notes, Series 2014 (the "Series 2014 Notes"), which includes authorization to approve the Preliminary Official Statement ("POS"), the Notice of Sale ("NOS") and the distribution of the POS in preparation for a competitive sale of the Series 2014 Notes and matters incident thereto.	<b>Category #</b>	<b>Page 1 of 2</b>	<b>Agenda Item #</b>  15-16
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<b>FROM (Department or other point of origin):</b> Finance Department and Office of City Controller	<b>Origination Date:</b> April 30, 2014	<b>Agenda Date</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District Affected:</b> All
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<b>For additional information contact:</b> Jennifer Olenick Phone: 832-393-9112 Charisse Mosely Phone: 832-393-3529	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Approve Related Ordinances authorizing the issuance and sale of one or more series of Tax and Revenue Anticipation Notes, Series 2014 (the "Series 2014 Notes"), which includes authorization to approve the Preliminary Official Statement ("POS"), the Notice of Sale ("NOS") and the distribution of the POS in preparation for a competitive sale of the Series 2014 Notes, in an amount not to exceed \$300 million.

<b>Amount of Funding:</b> Not Applicable	<b>Finance Dept Budget:</b>
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**Source of Funding:**  General Fund  Grant Fund  Enterprise Fund  Other (Specify)

**SPECIFIC EXPLANATION:**

The City's General Fund revenue collections are not evenly distributed throughout the fiscal year. The major revenue source is ad valorem taxes, the largest part of which is collected shortly before the tax delinquency date of February 1st of each year. In order to finance its general operation expenditures each fiscal year, the City borrows against anticipated collection of taxes and revenues to cover temporary cash flow shortages. This request is for City Council's approval to issue Tax and Revenue Anticipation Notes ("TRANS") for Fiscal Year 2015 in an aggregate amount not to exceed \$300 million.

The TRANS are structured in two parts, which helps the City comply with tax laws and arbitrage regulations. The first ordinance will approve the initial borrowing. This initial issuance is sized to comply with the federal tax law exemptions and avoid arbitrage penalties. We currently project that the initial issuance will be between \$150 and \$250 million and this amount, based on preliminary cash flows for FY2015, will continue to be conservatively refined until the pricing in June. The ordinance also authorizes the approval of the POS and the distribution of the POS so the City can proceed with the competitive sale for this portion of the Series 2014 Notes. The closing for these notes is anticipated to occur in July 2, 2014.

The second ordinance will authorize the Mayor and City Controller to finalize the terms of a second offering for a supplemental borrowing if there are additional cash needs later in the fiscal year. If the supplemental borrowing occurs (not to exceed \$300 million between both the initial and supplemental borrowing), the terms will be presented to City Council to award the sale. The supplemental notes, if issued, would be repaid prior to fiscal year end, typically following the receipt of property tax revenues. The supplemental borrowing option has only been utilized once in at least the past 9 years, in FY 2009, in an amount of \$40 million for Hurricane Ike related expenditures.

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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15-16

<b>Date:</b> April 30, 2014	<b>Subject:</b> Approve Related Ordinances authorizing the issuance and sale of one or more series of Tax and Revenue Anticipation Notes, Series 2014 (the "Series 2014 Notes"), which includes authorization to approve the Preliminary Official Statement ("POS"), the Notice of Sale ("NOS") and the distribution of the POS in preparation for a competitive sale of the Series 2014 Notes and matters incident thereto.	<b>Originator's Initials</b>	<b>Page 2 of 2</b>
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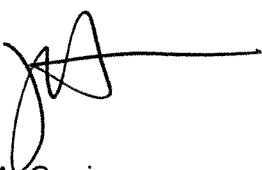
For the first borrowing, electronic bids for the Notes will be received on or about June 18<sup>th</sup> 2014 with the winning bid approved via motion at the City Council meeting. If any bid becomes a leading bid within two minutes prior to the scheduled end of the bidding, the time period for submission of bids will automatically be extended by two minutes from the time that such bid was received. At the close of the bidding period, the Office of the City Controller, Finance Department and the City's Financial Advisors will verify interest rate calculations of bids received and join the City Council session to announce the results.

Since this is a competitive auction, there will not be a necessity for an underwriting team. The Law Offices of Francisco G. Medina are recommended as bond counsel. Bracewell & Giuliani LLP is recommended as disclosure counsel and special tax counsel.

This item was presented to the Budget and Fiscal Affairs Committee on April 29, 2014.

**Recommendation:**

The Finance Working Group recommends approval of this item.

<b>SUBJECT:</b> Sealed bid sale of 2.320 acres of real property in the Sylvester Murphy League, A-53, Harris County, Texas ( <b>Parcel SY11-045</b> )		<b>Page</b> 1 of 2	<b>Agenda Item</b> <i>17</i>
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b>	<b>Agenda Date</b> MAY 07 2014
<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>3/9/14</i> <i>Scott Minnix</i>		<b>Council District affected:</b> E	
<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023		<b>Date and identification of prior authorizing Council action:</b> Motion 2013-0579; August 21, 2013	
<b>RECOMMENDATION:</b> Accept the highest bid for the sealed bid sale of ( <b>Parcel SY11-045</b> ), consisting of 2.320 acres of real property in the Sylvester Murphy League, A-53, Harris County, Texas and approve and authorize a Special Warranty Deed conveying the property to the highest bidder.			
<b>Amount and Source of Funding:</b> LAND SWAP		<b>Finance Budget:</b>	
<p><b>SPECIFIC EXPLANATION:</b> On August 21, 2013, Motion 2013-0579, City Council declared Parcel SY11-045 surplus and authorized its sealed bid sale in return for land with certain characteristics that would be acceptable for use as a fire station that will serve the Pine Brook community. Pursuant to Code of Ordinances, section 2-236(b), the City may advertise land for a sealed bid sale and accept other land, as all or part of the consideration, that City Council determined was needed for public purposes prior to the advertisement for bids.</p> <p>Clear Dorado Land Associates, L.P., a Texas limited partnership, submitted the sole (highest) bid by offering the conveyance of land to the City, that meets the characteristics and public purposes as determined by City Council.</p> <p>Therefore, the General Services Department recommends that City Council accept the highest bid of the conveyance of land to the City and authorize the Mayor to execute and the City Secretary to attest a Special Warranty Deed conveying Parcel SY11-045 to Clear Dorado Land Associates, L.P.</p>			
<p>SM:HB:JLN:RB:npb                  xc: Marta Crinejo, Anna Russell, Jacquelyn L. Nisby, Andy Icken, Terry A. Garrison</p>			
<b>REQUIRED AUTHORIZATION</b>		CUIC ID# 25 RB 157	
<p><b>General Services Department:</b></p>  <p>Humberto Bautista, P.E. Assistant Director</p>		<p><b>Houston Fire Department:</b></p>  <p>Terry A. Garrison Chief</p>	

## Parcel SY11-045




**DESCRIPTION:** The property (Parcel No. SY11-045, consists of approximately 2.320 acres) (101,039 square feet) of property out of the Sylvester Murphy League, A-53, Harris County, Texas, more particularly described in that certain called 2.320 acre tract conveyed to the City of Houston, by an instrument or record in File No. P693579, Official Public Records of Real Property of Harris County.

**LOCATION:** El Dorado and Clear Lake City Blvd

<b>SUBJECT:</b> An Ordinance authorizing a Contract Amendment between the City of Houston and Houston Shifa Services Foundation to allocate \$200,000 in additional Community Development Block Grant funds for construction of a new Abused Women and Children's Center located in District K	<b>Category #</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b> 18
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<b>FROM:</b> Neal Rackleff, Director Housing and Community Development	<b>Origination Date</b> 02/13/14	<b>Agenda Date</b> MAY 07 2014
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*copy*

<b>DIRECTOR'S SIGNATURE:</b>  (FOR NEAL RACKLEFF)	<b>Council District affected:</b> District K
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<b>For additional information contact:</b> Stephen Tinnermon Phone: 713-868-8448	<b>Date and identification of prior authorizing Council action:</b> 03/27/13 - Ord No. 2013-0255
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**RECOMMENDATION:** Approve and authorize an Ordinance to amend the contract between the City of Houston and Houston Shifa Services Foundation to allocate \$200,000 in additional Community Development Block Grant funds for construction of a new Abused Women and Children's Center located in District K

<b>Amount of Funding:</b>  \$200,000.00	<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 requests Council approval to amend a Contract between the City of Houston and Houston Shifa Services Foundation. Through this amendment, the agency is requesting an additional \$200,000 in Community Development Block Grant funds (for a total grant of \$1,050,000) for the construction of a new Abused Women and Children's Center located in District K. The additional funding is being requested to bridge the existing budget gap of \$400,000.

The Shifa Foundation proposes the creation of a professionally operated, family support center to serve female and child victims of domestic violence and abuse. The Foundation's primary focus and mission is to ensure the health, emotional needs and well-being of these victims by providing integrated social services in a safe and secure homelike setting. This facility will be vital to providing qualitative and comprehensive health care, social and safe house services to abused women and children.

The Shifa Foundation estimates the new facility will serve 16 to 18 individuals (mothers and children) at any given time. The immediate goal is to provide stability and security to the family unit at risk. This facility is projected to annually serve 70 individuals who are victims of domestic abuse and family violence.

The new facility will be an energy efficient, state-of-the-art facility. In addition to reducing the building's carbon footprint, this facility will provide ongoing utility savings and allow for continuous service in times of natural disasters.

The original budget was projected by the architect in early 2012. Since then, construction costs have increased significantly, especially in Texas due to a strong and vibrant construction market. As such, the existing budget is experiencing a shortfall of \$400,000 from the lowest bid. HCDD will allocate an additional \$200,000 in CDBG funds and the agency will provide the matching \$200,000 from its own resources to cover the budget shortfall.

This item was presented to the Housing and Community Affairs Committee on March 4, 2014.

Cc: City Attorney  
Mayor's Office  
City Secretary  
Finance Department

**REQUIRED AUTHORIZATION**

NDT

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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TO: Mayor via City Secretary

**REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Approval of an Agreement with the American Association of Airport Executives (AAAE) for the sponsorship, coordination and management of the 88 <sup>th</sup> Annual AAAE Conference and Exposition to be held May 2016 in Houston	<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  19
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<b>FROM (Department or other point of origin):</b> Houston Airport System	<b>Origination Date</b> March 25, 2014	<b>Agenda Date</b> <b>MAY 07 2014</b>
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<b>DIRECTOR'S SIGNATURE:</b>  3-26-14	<b>Council District affected:</b> All
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<b>For additional information, contact:</b> Kathy Elek <i>Kae</i> 281-233-1826 Saba Abashawl <i>X</i> 281-233-1829	<b>Date and identification of prior authorizing Council action:</b> N/A
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<b>AMOUNT &amp; SOURCE OF FUNDING:</b> \$215,000 HAS Revenue Fund (8001) FY14 \$215,000 HAS Revenue Fund (8001) FY15 <del>\$220,000</del> HAS Revenue Fund (8001) FY16 \$650,000 Total	<b>Prior appropriations:</b> N/A
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**RECOMMENDATION: (Summary)**  
Adopt an ordinance approving an Agreement with the American Association of Airport Executives (AAAE) for the sponsorship, coordination and management of the 88<sup>th</sup> Annual AAAE Conference and Exposition to be held May 2016 in Houston.

**SPECIFIC EXPLANATION:**

Houston Airport System (HAS) employees have actively participated in the American Association of Airport Executives (AAAE) for many years and have benefited professionally from its many conferences, training sessions and lobbying efforts on behalf of the nation's airports. Formed in 1928, AAAE now has nearly 5,000 members—representing 850 airports and over 600 companies and organizations.

AAAE members and guests, primarily airport and airport industry professionals, meet annually to discuss topics of interest and importance to aviation. In 2016, Houston will host the AAAE Annual Conference. The Conference will be held at the George R. Brown Convention Center from May 15-18, 2016 with an anticipated attendance of 2,000. The Conference will also feature an exhibition hall with approximately 200 companies—the largest such exhibition in the industry.

Sponsorship fees will be utilized for the following: Closing Reception at the 87<sup>th</sup> Annual Conference in Philadelphia, featuring Houston as the upcoming host city; Complimentary Conference registrations for HAS attendees; AAAE Board of Directors and Policy Review Committee Meeting and Dinner; Evening Event for Conference participants; and Conference Final Banquet. AAAE and HAS staff will work closely together to facilitate inclusion of local companies and organizations throughout the Conference and its planning.

The Greater Houston Convention and Visitors Bureau estimates the direct economic impact of the Conference at over \$2.1 million.

**REQUIRED AUTHORIZATION**

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: International Facilities Agreement – Korean Air Lines Co., Ltd. - George Bush Intercontinental Airport/Houston (IAH)

Category #

Page 1 of 2

Agenda Item #

20

FROM (Department or other point of origin):

Houston Airport System

Origination Date

April 25, 2014

Agenda Date

MAY 07 2014

DIRECTOR'S SIGNATURE:

*Handwritten signature: Maud...*

Council District affected:

B

For additional information contact:

Kathy Elek

Phone: 281/233-1826

Ian Wadsworth INW

281/233-1682

Date and identification of prior authorizing Council action:

10/23/2013 (O) 2013-0953; 10/27/2011 (O) 2011-0883; 01/20/10 (O) 2010-0031; 04/18/2007 (O) 2007-0483; 08/16/2006 (O) 2006-0856; 08/17/2005 (O) 2005-967

AMOUNT & SOURCE OF FUNDING:

REVENUE: \$2,763,779.00 Annually

Prior appropriations:

N/A

RECOMMENDATION: Enact an ordinance approving and authorizing the execution of the International Facilities Agreement with Korean Air Lines Co. Ltd at George Bush Intercontinental Airport/Houston (IAH).

SPECIFIC EXPLANATION: The International Facilities Agreement (IFA) defines the terms and conditions by which the airlines may use the airfield for aircraft operations, lease space in Terminal D and have common use of aircraft gates and the Federal Inspection Services (FIS) area at George Bush Intercontinental Airport/ Houston (IAH).

The IFA with Korean Air Lines Co., Ltd (Korean Air) is similar to IFAs with Air China Limited and Turkish Airlines that were approved by City Council on October 23, 2013; Atlas Air Inc. and Aeroenlaces Nacionales VivaAerobus, S.A de C.V that were approved by City Council on October 27, 2011; Emirates, Singapore Airlines Limited and Qatar Airways O.C.S.C. that were approved by City Council on January 20, 2010; Aerovias de Mexico S.A. de C.V. (Aeromexico), Societe Air France, British Airways, PLC, Deutsche Lufthansa AG and TACA International Airlines, S.A. that were approved by City Council on April 18, 2007; KLM Royal Dutch Airlines that was approved on August 16, 2006; and Continental Airlines, Inc. that was approved by City Council on August 17, 2005.

The pertinent terms and conditions of the IFA with Korean Air are as follows:

- 1) **Leased Premises** - Approximately 788 square feet of exclusive operations/administrative space and the common use of aircraft gates, FIS area, ticket counters, baggage make-up and security checkpoint pursuant to access and assignment procedures.
- 2) **Rental** - Approximately \$58,958.00 per year for exclusive operations/administrative space; \$2,102,878.00 per year for gate, ticket counter, baggage make-up, APM charge, security checkpoint, and FIS area common use; and \$601,943.00 per year in landing fees.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

<b>Date</b> April 25, 2014	<b>SUBJECT:</b> International Facilities Agreement – Korean Air Lines Co., Ltd. - George Bush Intercontinental Airport/Houston (IAH)	<b>Originator's Initials</b>	<b>Page</b> 2 of 2
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**3) Term -** Month to Month; however in no event shall this agreement extend beyond June 30, 2015. The Director or airline may terminate this agreement at any time without cause upon thirty (30) days written notice to the other party.

On January 29, 2014, City Council passed the Carrier Incentive Program for the Houston Airport System. Under the Carrier Incentive Program, Korean Air is eligible to receive various incentives, including abatement of landing fees, turn charges (terminal rental charges), and FIS charges, as well as marketing support.

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

<b>SUBJECT:</b> Ordinance designating the 1600 block of California Street, north and south sides, between Yupon and Windsor Streets as a Special Minimum Lot Size Block	<b>Category #</b>	<b>Page 1 of</b> _____	<b>Agenda Item #</b> 21
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<b>FROM (Department or other point of origin):</b> Patrick Walsh, P.E. Director Planning and Development Department	<b>Origination Date</b> March 28, 2014	<b>Agenda Date</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> C
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<b>For additional information contact:</b> Kevin Calfee Phone: 713.837.7768	<b>Date and identification of prior authorizing Council action:</b> N/A
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**RECOMMENDATION: (Summary)** Approval of an ordinance designating the 1600 block of California Street, north and south sides, between Yupon and Windsor Streets as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances.

<b>Amount and Source of Funding:</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lots 7, Block 10, of the Cherryhurst Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 80% of the area. Notification was mailed to the eleven (11) property owners indicating that the special minimum lot size block application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet.

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

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

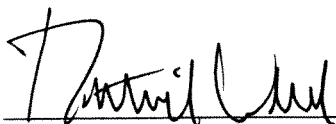
<b>REQUIRED AUTHORIZATION</b>		
<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>

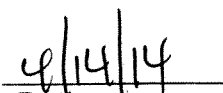
**Special Minimum Lot Size Block No. 356**  
**Planning Director's Approval**

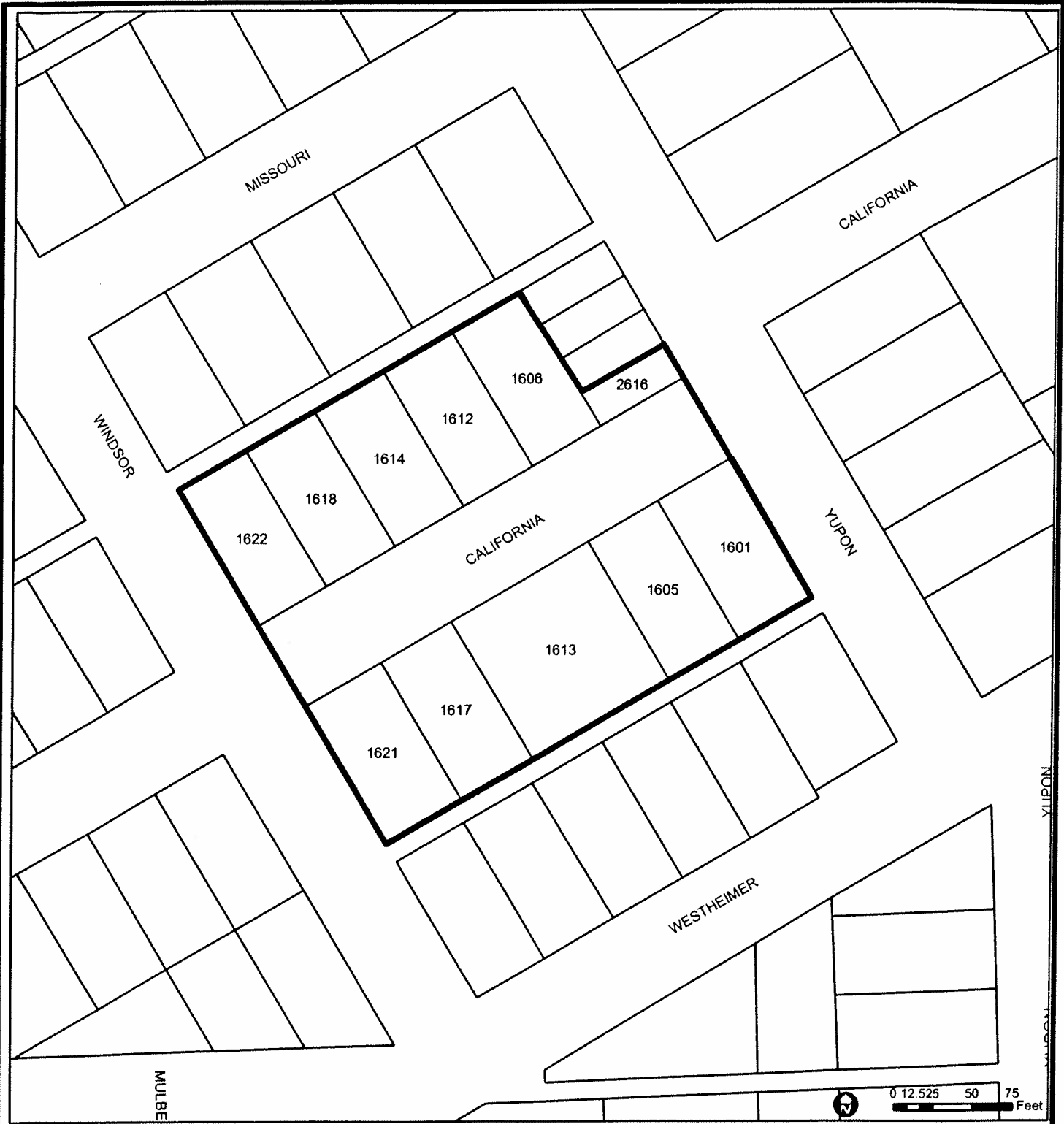
Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>SMLSB includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 1600 block of California Street, north and south sides.</b></p>
X		<p><i>At least 60% of the proposed SMLSB is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>100% of the proposed application area is developed with not more than two SF residential units per property.</b></p>
X		<p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 80% of the SMLSB.</b></p>
X		<p><i>Establishment of the SMLSB will further the goal of preserving the lot size character of the area; and,</i></p> <p><b>A minimum lot size of 5,000 sq ft exists on eleven (11) lots in the blockface.</b></p>
X		<p><i>The proposed SMLSB has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in the 1916. The houses originate between 1914 and 1999. The establishment of a 5,000 square feet minimum lot size will preserve the lot size character of the area.</b></p>
<p><i>The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.</i></p> <p><b>Eleven (11) out of twelve (12) lots (representing 97% of the application area) are at least 5,000 square feet in size.</b></p>		

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

  
 Patrick Walsh, P.E.  
 Director

  
 Date



**Special Minimum Lot Size**  
**1600 block of California**  
**North and South sides, between Yupon and Windsor Streets**  
**5,000 Square Feet**

Source: Harris County Appraisal District  
 Date: March 28, 2014  
 Reference: MLS356

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

 Special Minimum Lot Size Boundary



**PLANNING &  
 DEVELOPMENT  
 DEPARTMENT**

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

**SUBJECT:** Ordinance designating the 2700 block of Yupon Street, east side, between California and Westheimer Streets as a Special Minimum Building Line Block

**Category #**      **Page 1 of** \_\_\_\_\_      **Agenda Item #** *22*

**FROM (Department or other point of origin):**  
 Patrick Walsh, P.E.  
 Director  
 Planning and Development Department

**Origination Date**  
 March 19, 2014

**Agenda Date**  
 MAY 07 2014

**DIRECTOR'S SIGNATURE:**  
*Patrick Walsh*

**Council District affected:**  
 C

**For additional information contact:** Kevin Calfee  
 Phone: 713.837.7768

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

**RECOMMENDATION:** (Summary) Approval of an ordinance designating the 2700 block of Yupon Street, east side, between California and Westheimer Streets as a Special Minimum Building Line Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 24'-0" special building line.

**Amount and Source of Funding:**

**Finance Budget:**

**SPECIFIC EXPLANATION:** In accordance with Section 42-170 of the Code of Ordinances, the property owner of Tract 2B, Block 1, of the Cherryhurst Subdivision initiated an application for the designation of a special minimum building line block. The application includes written evidence of support from owners of 80% of the area. Notification was mailed to five (5) property owners indicating that the special minimum building line block application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. One written protest was filed. The Houston Planning Commission considered the application and protest at the October 17, 2013 meeting and voted to recommend the City Council establish the Special Minimum Building Line Block.

It is recommended that the City Council adopt an ordinance establishing a 24'-0" Special Building Line for the block.

**Attachments:** Planning Commission Approval, Special Minimum Building Line Block Application & Petition, Evidence of Support, Map of the Area, Protest Letters

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

**REQUIRED AUTHORIZATION**

**Finance Director:** \_\_\_\_\_

**Other Authorization:** \_\_\_\_\_

**Other Authorization:** \_\_\_\_\_

**Special Building Line Requirement Area No. 177  
Planning Commission Approval**

Planning Commission Evaluation:

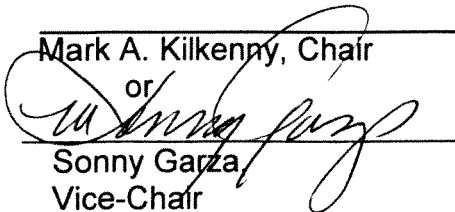
Satisfies	Does Not Satisfy	Criteria
X		<p><i>SBLRA includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 2700 block of Yupon Street, east side.</b></p>
X		<p><i>More than 60% of the proposed SBLRA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>71% of the proposed application area is developed with not more than two SF residential units per property.</b></p>
X		<p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 80% of the SBLRA.</b></p>
X		<p><i>Establishment of the SBLRA will further the goal of preserving the building line character of the area; and,</i></p> <p><b>A minimum building line of 24 feet exists on four (4) properties in the blockface.</b></p>
X		<p><i>The proposed SBLRA has a building line character that can be preserved by the establishment of a minimum building line, taking into account the age of the neighborhood, the age and architectural features of structures in the neighborhood, existing evidence of a common plan or scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in 1923. The houses mostly originate from the 1920's. The establishment of a 24-foot minimum building line will preserve the building line character of the area.</b></p>
<p><i>The minimum building line for this application was determined by finding the current building line that represents a minimum standard for at least 70% of the application area.</i></p> <p><b>Four (4) out of five (5) developed properties (representing 80% of the application area) have a building line of at least twenty-four (24) feet.</b></p>		

**The Special Building Line Requirement Area meets the criteria.**

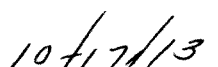
\_\_\_\_\_  
Mark A. Kilkenny, Chair

\_\_\_\_\_  
Date

or

  
\_\_\_\_\_  
Sonny Garza,  
Vice-Chair

\_\_\_\_\_  
Date

  
10/17/13  
\_\_\_\_\_  
Date



**Special Minimum Building Line**  
**2700 block of Yupon**  
**East side, between California and Westheimer Streets**  
**24 feet**

 Special Minimum Building Line Boundary

Source: Harris County Appraisal District  
 Date: March 3, 2014  
 Reference: MLS349/MBL177

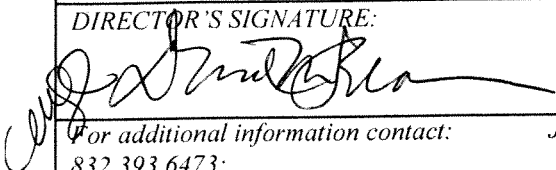
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**PLANNING &  
 DEVELOPMENT  
 DEPARTMENT**



**REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> An ordinance approving and authorizing execution of a compromise and settlement agreement (CSA) between the City of Houston and Francisco Eduardo Marquez and Edna Arvizu Marquez, ind. &/Reps of Estate of Rene Marquez and Francisco Eduardo Marquez, Jr.; LD# 062-0901174-001, in the total amount of \$415,000.000		Page 1 of	Agenda Item # 23
FROM (Department or other point of origin):  Legal Department		Origination Date 5/2/14	Agenda Date MAY 07 2014
DIRECTOR'S SIGNATURE: 		Council District affected:  ALL	
For additional information contact: Jaqueline I. Leguizamon, Phone: 832.393.6473; Judith Ramsey, Phone: 832.393.6468		Date and identification of prior authorizing Council action:	
<b>RECOMMENDATION: (Summary)</b>  That Council adopt an Ordinance approving and authorizing a Compromise and Settlement Agreement between the City of Houston and Francisco Eduardo Marquez and Edna Arvizu Marquez, each individually, and as Representatives of the Estate of Rene Marquez, Deceased, and Francisco Eduardo Marquez, Jr. in the total amount of \$415,000.00			
Amount and Source of Funding: \$415,000.00 <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input checked="" type="checkbox"/> Other (Specify) - Property & Casualty Fund - Fund 1004 (Claims & Judgments)			
<b>SPECIFIC EXPLANATION: FOR SETTLEMENT PURPOSES ONLY</b> On May 13, 2009, Houston Police Officer Charles Dexter was involved in a vehicular collision while on duty. As a result of the accident, Rene Marquez, a 16 year old passenger in the other vehicle died, and his brother, Francisco Eduardo Marquez, Jr., then 19 years old and a fellow passenger in the vehicle struck by police car, was severely injured.  The parents of Rene Marquez, individually and as representatives of the estate of Rene Marquez and Francisco Eduardo Marquez, Jr. have brought suit against the City in a case styled Cause No. 2009-76324; <i>Francisco Eduardo Marquez, et al. v. City of Houston</i> ; in the 152 <sup>nd</sup> Judicial District Court of Harris County, Texas. Plaintiffs are represented in the action by J.L. Culpepper, attorney at law. Plaintiffs allege, in part, that Officer Dexter was negligent and such negligence was the proximate cause of both severe injuries to Francisco Marquez, Jr. and the death of Rene Marquez and that the City has waived its immunity for personal injury under §101.021 of the Texas Tort Claims Act. Plaintiffs claim that as a result of the injuries sustained by Francisco Eduardo Marquez, Jr., that he has undergone multiple surgeries and will continue to require medical care in the future. Plaintiffs seek compensation for their damages, including but not limited to past medical and funeral expenses now in excess of \$150,000.00. Although the City has defenses in the case, including claims of contributory negligence against the other driver, it is the Legal Department's recommendation that the case be settled for an amount less than the statutory maximum for tort claims. The Legal Department is of the opinion that settlement of the case is in the City's best interest.  After a thorough review of the facts, the Legal Department recommends that Council adopt an ordinance approving and authorizing settlement by the City of the claims of Francisco Marquez and Edna Marquez, individually and on behalf of the Estate of Rene Marquez and the claims of Francisco Marquez, Jr. for the combined sum of \$415,000.00, payable as follows: 1) to Francisco Eduardo Marquez and Edna Arvizu Marquez, individually and in their capacity as Representatives of the Estate of Rene Marquez, Deceased and their attorney, J.L. Culpepper the amount of <b>\$207,500.00</b> ; 2) to Francisco Eduardo Marquez, Jr., his attorney J.L. Culpepper and Memorial Hermann Hospital System the amount of <b>\$66,666.67</b> ; and 3) to Francisco Eduardo Marquez, Jr. and his attorney J.L. Culpepper the amount of <b>\$140,833.33</b> .			
<b>REQUIRED AUTHORIZATION</b>			
Other Authorization:	Other Authorization:	Other Authorization:	

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Award Design/Build Contract  
Times Construction, Inc.  
City Hall Annex Elevator Modernization  
WBS No. D-000176-0002-4

Page  
1 of 2

Agenda Item

24

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

**Origination Date**


5/1/14

**Agenda Date**

MAY 07 2014

**DIRECTOR'S SIGNATURE**

Scott Minnix



**Council District(s) affected:**

1

**For additional information contact:**  
Jacquelyn L. Nisby

**Phone:**

832-393-8023

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

**RECOMMENDATION:** Award design/build contract and appropriate funds for the project.

**Amount and Source Of Funding:**

\$622,950.00 General Improvement Consolidated Construction Fund (4509)

**Finance Budget:**

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a design/build contract to Times Construction, Inc. to provide pre-construction and construction phase services for the City Hall Annex Elevator Modernization.

On February 14 and February 21, 2014, GSD advertised a Request for Qualifications (RFQ) containing selection criteria that ranked the respondents on experience, technical approach, and quality assurance program. The Statements of Qualifications (SOQ) were due on February 26, 2014 and two teams responded. GSD formed a selection committee comprised of representatives from GSD. The selection committee evaluated the respondents and interviewed both teams. The team of Times Construction, Inc. and Persohn/Hahn Associates, Inc. received the most points and offers the best value for the City based on the advertised criteria.

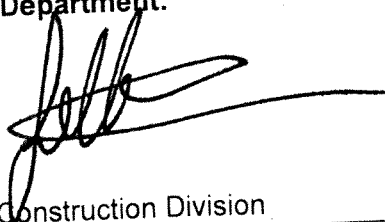
**PROJECT LOCATION:** 900 Bagby (Key Map 493L)

**PROJECT DESCRIPTION:** This project will modernize the four existing passenger elevators in City Hall Annex and will include a non-proprietary control system, new equipment and new cab finishes. The facility will remain occupied and in full operation during this renovation. Currently and for the last year there have only been three elevators in service. During the course of this project, two elevators will remain operational. Any constructor activities that are deemed excessively disruptive will be performed at night.

REQUIRED AUTHORIZATION

CUIC ID# 25CONS24

**General Services Department:**



Richard A. Vella  
Chief of Design & Construction Division

7530-010040

<b>Date</b>	<b>SUBJECT:</b> Award Design/Build Contract Times Construction, Inc. City Hall Annex Elevator Modernization WBS No. D-000176-0002-4	<b>Originator's Initials</b> JW	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that City Council award a design/build contract to Times Construction, Inc. and appropriate funds for the project. The following amounts for construction and contingency are based on the funds currently identified in the FY 2014 Capital Improvement Plan. The final cost of construction will be submitted to the director for approval as part of the Guaranteed Maximum Price proposal.

**FUNDING SUMMARY:**

\$ 60,000.00	Pre-Construction Phase Services
\$ 506,350.00	Estimated Construction Phase Services
\$ <u>56,600.00</u>	10% Contingency (Estimate)
\$ <b>622,950.00</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 provides health benefits to eligible employees in compliance with City policy.

**HIRE HOUSTON FIRST:** This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing the design-build project delivery method for this project.

SM:JLN:RAV:CRC:JW:jw

c: Marta Crinejo, Jacquelyn L. Nisby, Steve Girardi, Mike Isermann, Felicia Williams, Eboni Barnes, File

<b>SUBJECT:</b> Award Design/Build Contract Times Construction, Inc. 8000 N. Stadium Drive – Health Administration Building WBS No. H-000109-0001-4	<b>Page</b> 1 of 2	<b>Agenda Item</b>  25
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE</b> Scott Minnix 	<b>Council District(s) affected:</b> K
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<b>For additional information contact:</b> Jacquelyn L. Nisby  Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Award Design/Build Contract and appropriate funds for the project.

<b>Amount and Source Of Funding:</b> \$1,318,000.00 Public Health Consolidated Construction Fund (4508)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a design/build contract to Times Construction, Inc. to provide pre-construction and construction phase services for the 8000 N. Stadium Drive - Health Administration Building.

On November 1 and November 8, 2013, GSD advertised a Request for Qualifications (RFQ) containing selection criteria that ranked the respondents on experience, technical approach, and quality assurance program. The Statements of Qualifications (SOQ) were due on November 21, 2013 and six teams responded. GSD formed a selection committee comprised of representatives from GSD and the Department of Health and Human Services. The selection committee evaluated the respondents and interviewed the four highest ranked teams. The team of Times Construction, Inc. and NATEX Architects received the most points and offers the best value for the City based on the advertised criteria.

**PROJECT LOCATION:** 8000 N. Stadium Drive (Key Map 532M)

**PROJECT DESCRIPTION:** The plumbing vents in this building are composed of the original cast iron and as leaks develop, the smell overwhelms employees and visitors. Additionally, the plumbing water distribution equipment is malfunctioning, resulting in frequent water outages. This project will replace plumbing waste and vent piping; replace water distribution control equipment; renovate public restrooms; clean building and parking garage exteriors; replace the security desk and install security turnstiles in Main Lobby; remove and replace flooring in all elevator foyers and central corridors; remove vinyl wall covering in all foyers and corridors and also remediate and repaint these areas. The facility will remain occupied and in full operation during this renovation.


## REQUIRED AUTHORIZATION

CUIC ID# 25CONS244

## General Services Department:

  
Richard A. Vella  
Chief of Design & Construction Division

## Department of Health and Human Services:

  
Stephen L. Williams, M.Ed., M.P.A.  
Director

<b>Date</b>	<b>SUBJECT:</b> Award Design/Build Contract Times Construction, Inc. 8000 N. Stadium Drive – Health Administration Building WBS No. H-000109-0001-4	<b>Originator's Initials</b> KTH	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that City Council award a design/build contract to Times Construction, Inc. and appropriate funds for the project. The following amounts for construction and contingency are based on the funds currently identified in the FY 2014 Capital Improvement Plan. The final cost of construction will be submitted to the director for approval as part of the Guaranteed Maximum Price (GMP) proposal.

**FUNDING SUMMARY:**

\$ 133,800.00	Pre-Construction Phase Services
\$ 1,063,252.00	Estimated Construction Phase Services
<u>\$ 100,000.00</u>	7.7% Contingency (Estimate)
\$ 1,297,052.00	<b>Total Estimated Contract Services</b>
<u>\$ 20,948.00</u>	Civic Art (1.75%)
\$ 1,318,000.00	<b>Total Funding</b>

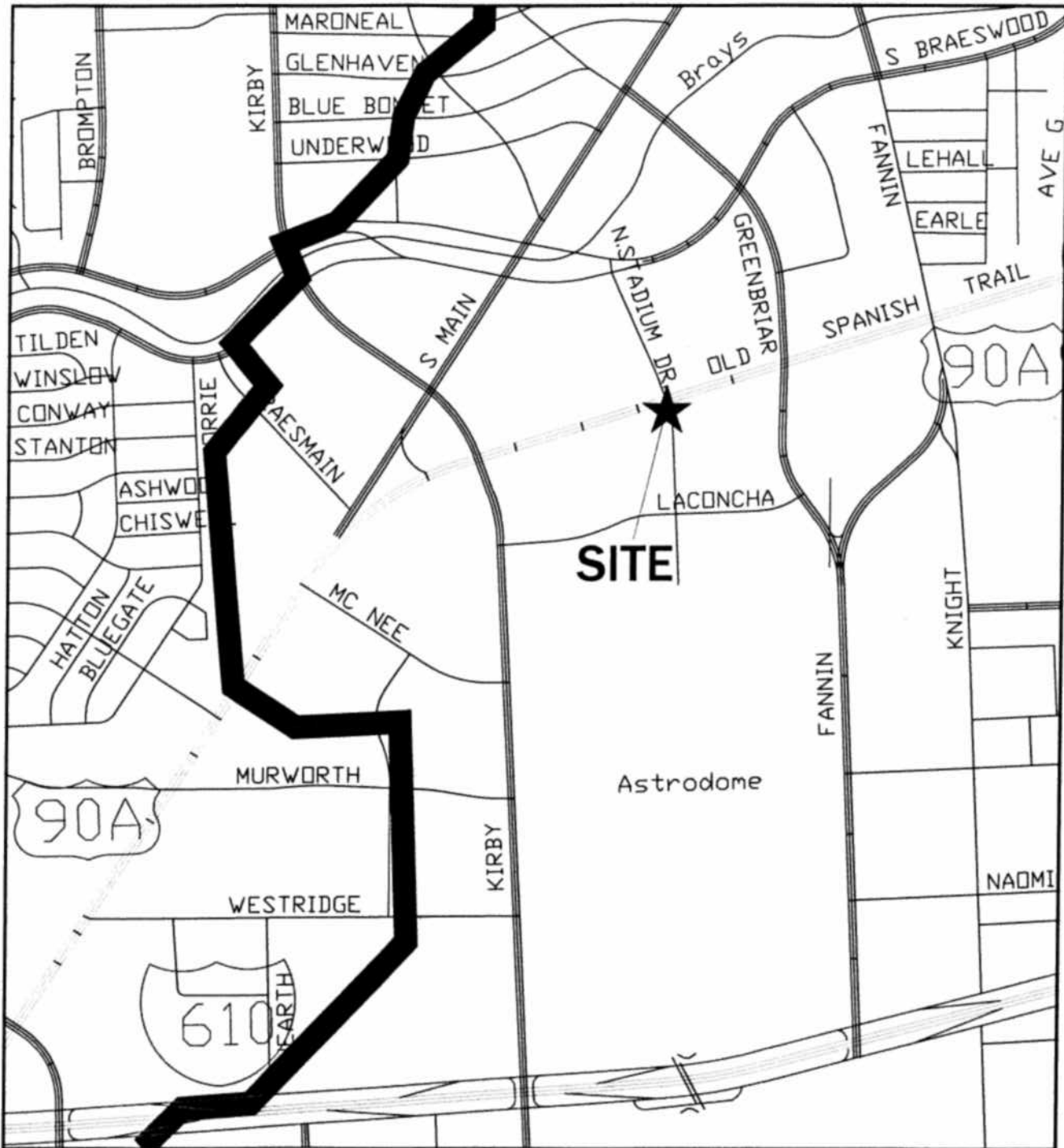
**M/WBE PARTICIPATION:** A combined M/WBE/SBE goal of 28% has been established for pre-construction and construction phase services. Upon completion of the pre-construction phase (design), the contractor will submit the list of proposed certified firms with the issuance of the GMP proposal.

**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:** This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing the design-build project delivery method for this project.

SM:JLN:RAV:CRC:KTH:kth

c: Marta Crinejo, Jacquelyn L. Nisby, Claudette Manning, Morris Scott, Christopher Gonzales, Minnette Boesel, Gabriel Mussio, Felicia Williams, File



**SITE**

Astrodome

WBS # H-000109-0001-4  
8000 N. Stadium - Current Work  
 8000 N. Stadium  
 Houston, TX 77054

COUNCIL DISTRICT "K"

KEY MAP NO. 532M

<b>SUBJECT:</b> Award Design/Build Contract Drymalla Construction Company, Inc. Transporter/Mobile Vehicle Inspection Area WBS No. H-000110-0001-4	<b>Page</b> 1 of 2	<b>Agenda Item</b>  26
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE</b> Scott Minnix <i>Scott Minnix</i> 4/10/14	<b>Council District(s) affected:</b> 1
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i>	<b>Phone:</b> 832-393-8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Award Design/Build Contract and appropriate funds for the project.

<b>Amount and Source Of Funding:</b> \$1,174,000.00 Public Health Consolidated Construction Fund (4508) \$1,400,000.00 Special Waste Transportation & Inspection Fund (2423) <b>\$2,574,000.00 Total Funding</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a Design/Build Contract to Drymalla Construction Company, Inc. to provide pre-construction and construction phase services for the Department of Health and Human Services (DHHS) Transporter/Mobile Vehicle Inspection Area. The Environmental Health Division will use this area to inspect Waste Transportation Vehicles and Mobile Food Units in order to ensure compliance with code and food safety requirements. The new building will be located on vacant land, adjacent to the Environmental Health facility.

On November 1 and November 8, 2013, GSD advertised a Request for Qualifications (RFQ) containing selection criteria that ranked the respondents on experience, technical approach, and quality assurance program. The Statements of Qualifications (SOQ) were due on November 21, 2013 and four teams responded. GSD formed a selection committee comprised of representatives from GSD and DHHS. The selection committee evaluated the respondents and interviewed all four teams. The team of Drymalla Construction Company, Inc. and ENVIRONMENTS&co received the most points and offers the best value for the City based on the advertised criteria.

**PROJECT LOCATION:** 7411 Park Place, (Key Map 535N)

**PROJECT DESCRIPTION:** The transporter/mobile vehicle inspection area will consist of a new 6,000 square foot pre-engineered building with a standing seam metal roof and masonry façade, staff office area, cashier booth / reception desk, break room, waiting room for visitors, public and staff restrooms, circulation space, computer network / security room, electrical room, storage, and janitor's closet. Site improvements will be heavy-duty concrete driveways, a stand-alone inspection canopy, storm water drainage, retention pond, electrical, water and wastewater systems, visitors and staff parking, site lighting, security fence, electrically operated gates with card access, CCTV cameras, and landscaping.

## REQUIRED AUTHORIZATION

CUIC ID# 25CONS243

General Services Department:

Department of Health and Human Services: NOT

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

*[Signature]*  
Stephen L. Williams, M.Ed., M.P.A.  
Director

<b>Date</b>	<b>SUBJECT:</b> Award Design/Build Contract Drymalla Construction Company, Inc. Transporter/Mobile Vehicle Inspection Area WBS No. H-000110-0001-4	<b>Originator's Initials</b> KTH	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that City Council award a design/build contract to Drymalla Construction Company, Inc. and appropriate funds for the project, including an additional appropriation of \$8,500.00 for engineering and testing services under the existing contract with Austin-Reed Engineering, LLC. The following amounts for construction and contingency are based on the funds currently identified in the FY 2014 Capital Improvement Plan. The final cost of construction will be submitted to the director for approval as part of the Guaranteed Maximum Price (GMP) proposal.

**FUNDING SUMMARY:**

\$ 261,829.00	Pre-Construction Phase Services
\$ 2,156,353.00	Estimated Construction Phase Services
\$ 105,000.00	4.34% Contingency (Estimate)
\$ 2,523,182.00	<b>Total Estimated Contract Services</b>
\$ 8,500.00	Engineering and Testing Services
\$ 42,318.00	Civic Art (1.75%)
<b>\$ 2,574,000.00</b>	<b>Total Funding</b>

**M/WBE PARTICIPATION:** A combined M/WBE/SBE goal of 28% has been established for pre-construction and construction phase services. Upon completion of the pre-construction phase (design), the contractor will submit the list of proposed certified firms with the issuance of the GMP proposal.

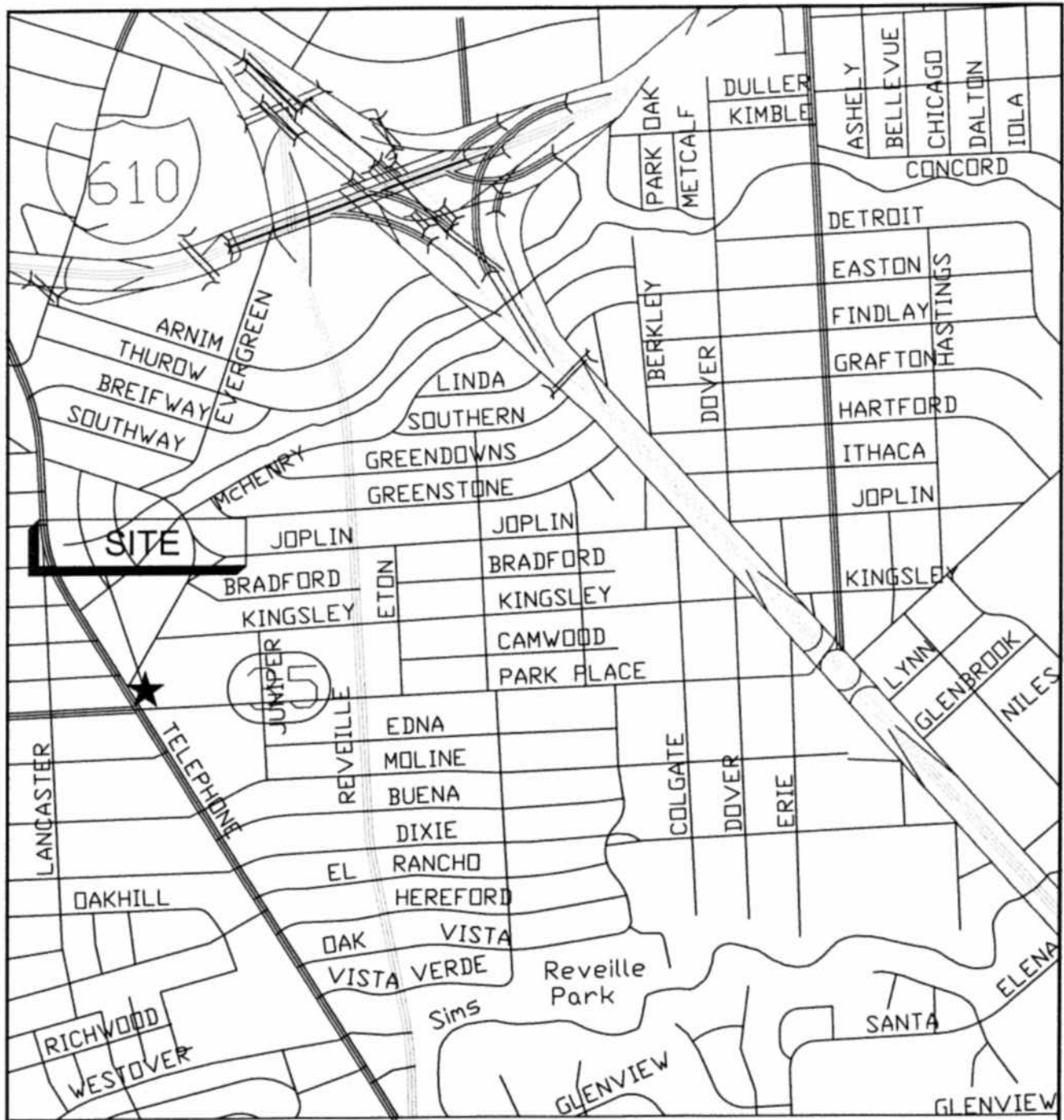
**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

**HIRE HOUSTON FIRST:** This procurement is exempt from the City's HireHouston First Ordinance. Bids/proposals were not solicited because the department is utilizing the design-build project delivery method for this project.

SM:JLN:RAV:CRC:KTH:kth

c: Marta Crinejo, Jacquelyn L. Nisby, Claudette Manning, Morris Scott, Christopher Gonzales, Minnette Boesel, Gabriel Mussio, Felicia Williams, Benjamin Hernandez, File





**WBS # H-000110-0001-4**  
**Transporter/Mobile Vehicle Inspection Area**  
**7411 Park Place**  
**Houston, TX 77087**

COUNCIL DISTRICT "I"

KEY MAP NO. 535N

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Appropriate Funds Times Construction, Inc. Concrete Repair Services for Various Departments WBS No. H-000097-0003-4, E-000202-0001-4	<b>Page</b> 1 of 2	<b>Agenda Item</b> 27
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b> <i>4/18/14</i> Scott Minnix <i>Scott Minnix</i>	<b>Council District(s) affected:</b> K
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<b>For additional information contact:</b> Jacquelyn L. Nisby Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2012-0515; May 30, 2012
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**RECOMMENDATION:** Appropriate funds for the project.

<b>Amount and Source of Funding:</b> <b>\$223,361.50</b> – Public Health Consolidated Construction Fund (4508) <b>\$183,181.50</b> - Public Library Consolidated Construction Fund (4507) <b>\$406,543.00</b> - Total Appropriation	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council appropriate \$383,442.95 to the existing citywide contract with Times Construction, Inc. to upgrade the parking lot at the Hiram Clarke Multi-Service Center/Vinson Library facility. It is further recommended that City Council appropriate \$3,100.05 to fund the issuance of a purchase order to the existing contract with Professional Service Industries, Inc. for engineering and materials testing services during construction.

**PROJECT LOCATION:** 3810 West Fuqua (572S)

**PROJECT DESCRIPTION:** The project will replace approximately 33,000 SF of gravel paving with 7" concrete paving to match existing concrete paving; construct required detention pond for increased impervious surface area; and restripe the entire parking lot.

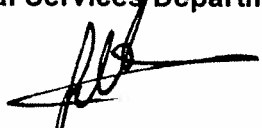
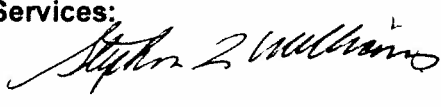

**PREVIOUS HISTORY AND PROJECT SCOPE:** On May 30, 2012, Ordinance No. 2012-0515, City Council awarded a three-year contract with two one-year options to Times Construction, Inc., in an amount not to exceed \$5,300,345.00, for concrete repair services for various departments. The contract is funded through various appropriations/allocation for repair services. To date, \$1,373,414.84 has been expended on the contract.

**FUNDING SUMMARY:**

\$ 383,442.95	Construction Contract Services
\$ 20,000.00	5.2% Contingency
\$ 3,100.05	Engineering/Materials Testing
<b>\$ 406,543.00</b>	<b>Total Funding</b>

**REQUIRED AUTHORIZATION**

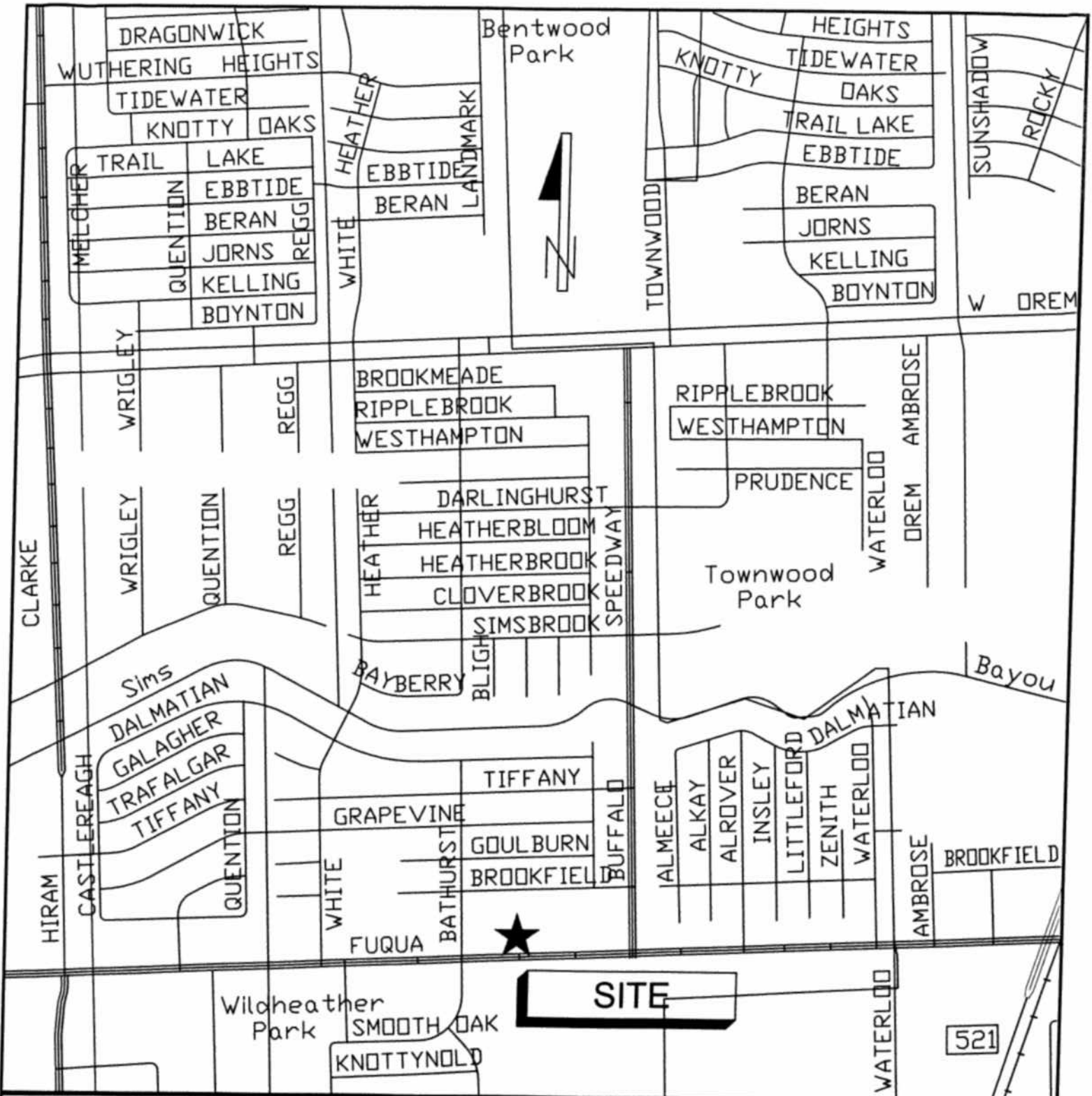
CUIC # 25CONS245

<b>General Services Department:</b>  Richard A. Vella Chief of Design & Construction	<b>Department of Health and Human Services:</b>  Stephen L. Williams, M.Ed., M.P.A. Director	<b>Houston Public Library:</b>  Rhea Brown Lawson, Ph. D. Director
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<b>Date</b>	<b>SUBJECT:</b> Appropriate Funds Times Construction, Inc. Concrete Repair Services for Various Departments WBS No. H-000097-0003-4, E-000202-0001-4	<b>Originator's Initials</b> ON	<b>Page</b> 2 of 2
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**M/WBE INFORMATION:** The contract was awarded with a 14% MBE goal and 8% SBE goal. Currently, Tim Construction, Inc. has achieved 18.75% MBE participation and 0% SBE participation. It is anticipated that the contract will achieve the 8% SBE goal by the completion of the contract.

SM:JLN:RAV:CRC:on  
c: Marta Crinejo, Stephen L. Williams., Rhea Brown Lawson, Ph.D, Jacquelyn Nisby, Claudette Manning, Carter Roper, File



WBS Nos. H-000097-0003-4

E-000202-0001-4

**Hiram Clarke/ Vinson Library Parking Lot Upgrade**

3810 W. Fuqua

Houston, TX 77045

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Award Construction Contract Times Construction, Inc. TIGER Project #2 – White Oak Path: MKT Bridge to West 11 <sup>th</sup> Street WBS No. F-TIGER4-0002-4	<b>Page</b> 1 of 2	<b>Agenda Item</b> 28
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i> 4/23/14	<b>Council District affected:</b> C
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Award a construction contract to Times Construction, Inc.

<b>Amount and Source of Funding:</b> \$ 1,100,880.00 Federal Government – Grant Funded (5000) USDOT TIGER Discretionary \$ 275,220.00 Other Government – Grant Funded (5040) Houston Parks Board \$ 1,376,100.00	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council award a construction contract to Times Construction, Inc. on their low bid amount of \$1,251,000.00 to provide construction services for TIGER Project #2 - White Oak Path: MKT Bridge to West 11<sup>th</sup> Street for the Houston Parks and Recreation Department. The TIGER grant consists of six separate projects. This third project is in partnership with the Houston Parks Board. Council will be requested to approve each construction project under a separate Council action.

**BACKGROUND:** In June 2012, U.S. Department of Transportation (USDOT) awarded the City of Houston a \$15 million Transportation Investment Generating Economic Recovery (TIGER) Grant for the Regional Bike/Ped Connections to Transit. The grant agreement administered by the Federal Highway Administration (FHWA) was executed on March 15, 2013. The TIGER grant program provides infrastructure investment in surface transportation projects, which includes road, rail, transit and port projects. Houston's project focuses on eliminating gaps in the hike and bike grid and providing direct pedestrian transportation connections to local bus stops and rail stations.

**PROJECT LOCATION:** Along White Oak Bayou from Moy Street north to West 11<sup>th</sup> Street (492C)

**PROJECT DESCRIPTION:** This project will construct a .75 mile of 10' wide concrete trail along a segment of White Oak Bayou from Moy Street north to West 11<sup>th</sup> Street. The scope of work will also include associated grading and drainage work, handrails, concrete box culvert, retaining walls and wing walls, landscaping and irrigation.

The contract duration for this project is 210 calendar days from the date of the Notice to Proceed. Brown & Gay Engineers, Inc. is the design consultant for this project.

**REQUIRED AUTHORIZATION** CUI ID # 25PARK230

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

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

<b>Date</b>	<b>SUBJECT:</b> Award Construction Contract Times Construction, Inc. TIGER Project #2 – White Oak Path: MKT Bridge to West 11th Street WBS No. F-TIGER4-0002-4	<b>Originator's Initials</b>  RJO	<b>Page</b>  2 of 2
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**BIDS:** The following five bids were received on January 23, 2014:

<u>BIDDER</u>	<u>BID AMOUNT</u>
1. Times Construction, Inc.	\$1,251,000.00
2. ISI Contracting, Inc.	\$1,295,800.00
3. Jerdon Enterprise, LP	\$1,640,640.40
4. Carrera Construction, Inc.	\$1,800,000.00
5. Menade, Inc.	\$1,900,000.00

**AWARD:** It is recommended that City Council award the construction contract to Times Construction, Inc.

**FUNDING SUMMARY:**


\$ 1,251,000.00	Construction Contract Services
\$ <u>125,100.00</u>	10% Contingency
<b>\$ 1,376,100.00</b>	<b>Total Funding</b>

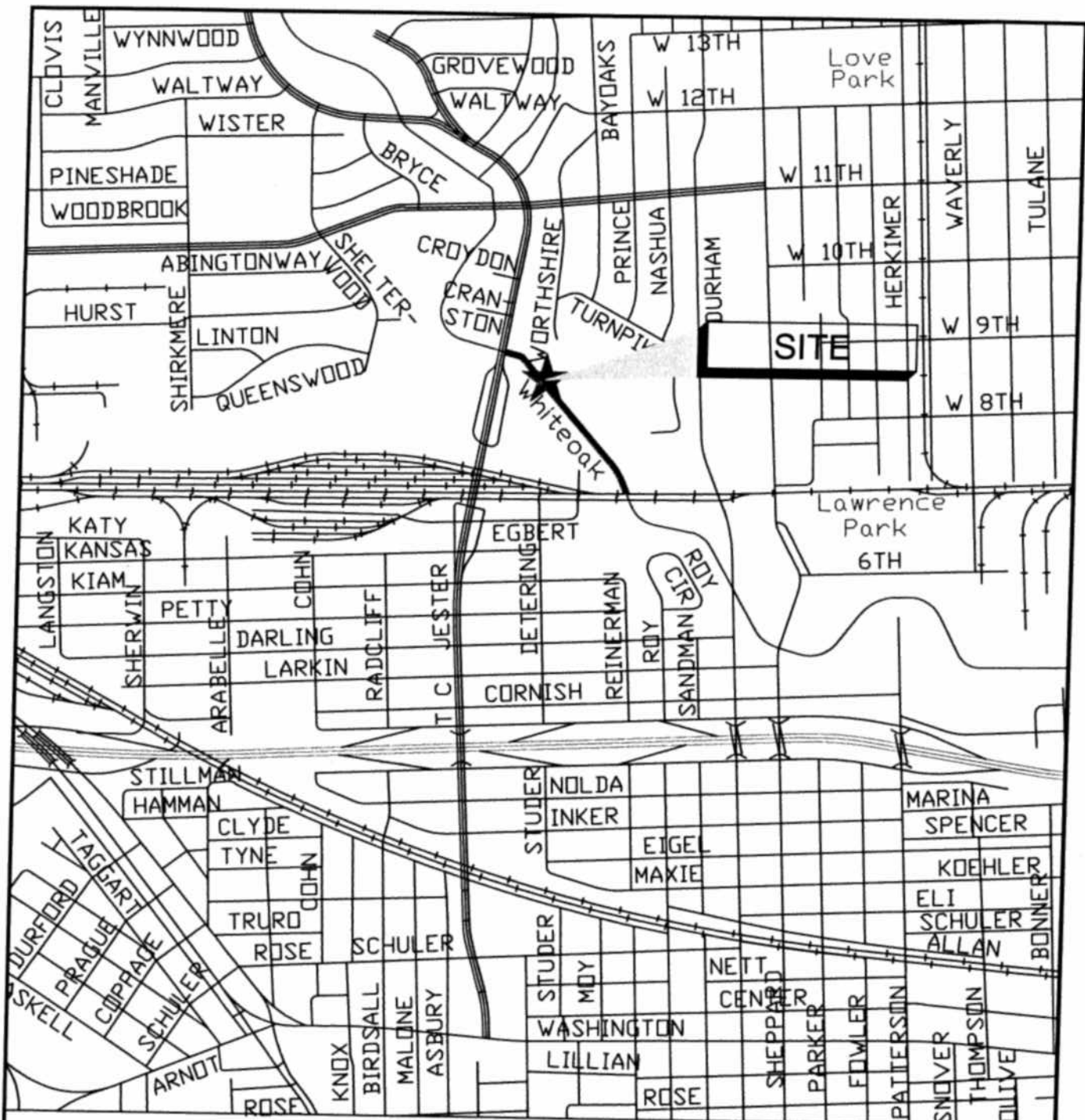
**DBE GOAL:** The USDOT requires the City to establish a Disadvantaged Business Enterprise (DBE) Program as a condition of receiving federal funds. In compliance with the federal requirements, the Office of Business Opportunity has established a 12% DBE goal for this contract. The contractor has submitted the following certified firm to achieve the goal:

<u>Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
MVA Construction, LLC	Concrete Work	\$160,000.00	12.79%

**PAY OR PLAY PROGRAM:** The Office of Business Opportunity has approved a waiver of the City's "Pay or Play" Ordinance for the proposed contract based on the determination that it will have an adverse financial impact, as described in the attached correspondence. Additionally, FHWA has determined that the City's "Pay or Play" Ordinance does not comply with the terms of the TIGER Grant.

**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:RJO:rjo  
 c: Marta Crinejo, Jacquelyn L. Nisby, Mark Ross, Luci Correa, Calvin Curtis, Morris Scott, Gabriel Mussio, Chris Gonzales, Martha Leyva, Estella Espinosa, File 712



**TIGER Project #2 - White Oak Path:  
MKT Bridge to West 11th Street**

COUNCIL DISTRICT "C"

KEY MAP NO. ~492C

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

<b>SUBJECT:</b> Award Construction Contract R. Miranda Trucking and Construction, LLC TIGER Project #5 – East Downtown: Transit/Residential/Commercial Connections WBS No. F-TIGER4-0005-4	<b>Page</b> 1 of 2	<b>Agenda Item</b>  <span style="font-size: 2em; font-family: cursive;">29</span>
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b>	<b>Agenda Date</b> <span style="font-size: 1.2em;">MAY 07 2014</span>
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix	<b>Council District affected:</b> H,I
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<b>For additional information contact:</b> Jacquelyn L. Nisby <b>Phone:</b> 832-393-8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Award a construction contract to R. Miranda Trucking and Construction, LLC.

<b>Amount and Source of Funding:</b> \$5,106,900.00 Federal Government – Grant Funded (5000) USDOT TIGER Discretionary	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council award a construction contract to R. Miranda Trucking and Construction, LLC on the low bid amount of \$4,350,000.00 to provide construction services for TIGER Project #5 – East Downtown: Transit/Residential/Commercial Connections for the Houston Parks and Recreation Department. The TIGER Grant consists of six separate projects. This second project is in partnership with the Greater East End Management District. Council will be requested to approve each construction project under a separate Council action.

**BACKGROUND:** In June 2012, the U.S. Department of Transportation (USDOT) awarded the City of Houston a \$15 million Transportation Investment Generating Economic Recovery (TIGER) Grant for the Regional Bike/Ped Connections to Transit. The grant agreement administered by the Federal Highway Administration (FHWA) was executed on March 15, 2013. The TIGER Grant program provides infrastructure investment in surface transportation projects, which includes road, rail, transit and port projects. Houston's project focuses on eliminating gaps in the hike and bike grid and providing direct pedestrian transportation connections to local bus stops and rail stations.

**PROJECT LOCATION:** East Downtown (493R & 494S, T, U and V)

**PROJECT DESCRIPTION:** This project will construct 10.4 miles of on-street bikeways; 11.2 miles of sidewalks; 6.15 miles of pedestrian enhancements; 2.1 miles of shared use paths; replacement of segments of asphalt trails which are in disrepair with new concrete trail; two pocket parks; new trailhead park along Buffalo Bayou and renovation to Guadalupe Plaza Park. The scope of work will include dual use sidewalks, ramps, seat walls, mid-block pedestrian crossings, drinking fountains, street trees, wayfinding signage, benches, bike racks, waste receptacles and pedestrian lighting.

The contract duration for this project is 360 calendar days from the date of the Notice to Proceed. AIA Engineers, LTD is the design consultant for this project.

**REQUIRED AUTHORIZATION** CUIC ID # 25PARK229

**General Services Department:**

Richard A. Vella  
 Chief of Design & Construction Division

**Houston Parks and Recreation Department:**

Joe Turner  
 Director



<b>Date</b>	<b>SUBJECT:</b> Award Construction Contract R. Miranda Trucking and Construction, LLC TIGER Project#5 – East Downtown: Transit/Residential/Commercial Connections WBS No. F-TIGER4-0005-4	<b>Originator's Initials</b>  RJO	<b>Page</b>  2 of 2
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**BIDS:** The following six bids were received on January 16, 2014:

	<u>BIDDER</u>	<u>BID AMOUNT</u>
1.	R. Miranda Trucking and Construction, LLC	\$4,350,000.00
2.	Jerdon Enterprise, L.P.	\$4,711,711.11
3.	Reytec Construction Resources, Inc.	\$4,990,000.00
4.	Forde Construction Company, Inc.	\$5,135,000.00
5.	Carrera Construction, Inc.	\$5,293,000.00
6.	Resicom, Inc.	\$5,350,000.00

**AWARD:** It is recommended that City Council award the construction contract to R. Miranda Trucking and Construction, LLC.

**FUNDING SUMMARY:**

\$ 4,350,000.00	Construction Contract Services
\$ <u>756,900.00</u>	17.4% Contingency
<b>\$ 5,106,900.00</b>	<b>Total Funding</b>

**DBE GOAL:** The USDOT requires the City to establish a Disadvantaged Business Enterprise (DBE) Program as a condition of receiving federal funds. In compliance with the federal requirements, the Office of Business Opportunity has established a 12% DBE goal for this contract. The contractor has submitted the following certified firms to achieve the goal:

<u>Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Reliable Signal & Lighting Solutions, LLC	Traffic Signals	\$161,950.00	3.72%
George Meeks LandPRO, Inc.	Landscaping	\$250,000.00	5.75%
Vaca Underground Utilities, Inc.	Utilities	\$40,000.00	0.92%
Curb Planet, Inc.	Curb & Gutter	\$50,000.00	1.15%
Miranda Trucking & Services, Inc.	Trucking Serv. & Materials	<u>\$23,100.00</u>	<u>0.53%</u>
	<b>Total:</b>	<b>\$525,050.00</b>	<b>12.07%</b>

**PAY OR PLAY PROGRAM:** The Office of Business Opportunity has approved a waiver of the City's "Pay or Play" Ordinance for the proposed contract based on the determination that it will have an adverse financial impact, as described in the attached correspondence. Additionally, FHWA has determined that the City's "Pay or Play" Ordinance does not comply with the terms of the TIGER Grant.

**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:RJO:rjo

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



**Tiger Grant- Project #5 East Downtown:  
Transit/ Residential/ Commercial Connections**

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Advance Funding Agreement between the City of Houston and the Texas Department of Transportation for Missouri Kansas Texas Trail Spur Connector Project. WBS No. N-320420-030A-7.

Page  
1 of 2

Agenda Item #

30

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

**Origination Date**

**Agenda Date**

Department of Public Works and Engineering

5/1/14

MAY 07 2014

**DIRECTOR'S SIGNATURE:**

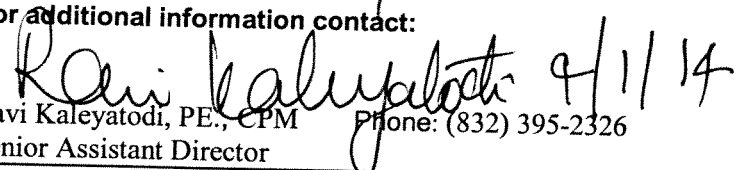
**Council District affected:**

  
Daniel W. Krueger, P.E., Director

7a C

**For additional information contact:**

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

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

Ordinance No. 2014-0021 (01/15/14)  
Ordinance No. 2006-0119 (02/01/06)  
Ordinance No. 2002-0032 (01/16/02)

**RECOMMENDATION: (Summary)**

Adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston and the Texas Department of Transportation and appropriate funds.

**Amount and Source of Funding:** \$14,462.00 from Fund 4040A – METRO Construction - Other.

*M.P. 4/10/2014*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Federal Demonstration/Discretionary Funds Program for a Transportation Community System Preservation Project, (Off State System). The main purpose of this project is to connect two existing trail projects – Missouri Kansas Texas/Southern Pacific (MKT/SP) Rails to Trails Project and Houston's Heritage Corridor Bayou Trails West.

**DESCRIPTION/SCOPE:** This project consists of the design and construction of approximately 0.17 miles of 10 feet-wide reinforced concrete trail, a pedestrian bridge across Harris County Flood Control District (HCFCD) Ditch E100-00-014, lighting, signage, retaining walls, associated hydraulic structures, and landscaping.

**LOCATION:** This project is generally bounded by; White Oak Drive on the North, IH-10 on the South, Studewood Street on the East, and Heights Boulevard on the West. This project is located in Key Map Grid 493A.

**SCOPE OF THIS AGREEMENT:**

The Houston Bikeway Program was implemented to develop a Citywide network of bicycle facilities projected to be integrated into an overall transportation network for the Houston area. The Houston Bikeway Program provides design and construction of approximately 334 miles of bikeways and trails in the City of Houston. To date, 290 miles of "On-street" Bikeways and "Off-street" trails have been completed. Another 44 miles (17 projects), mostly off-street trails are currently under design. This program is 80% funded by the Federal Highway Administration (FHA) under the Intermodal Surface Transportation Efficiency Act (ISTEA) and the Transportation Equity Act (TEA-21) for the 21<sup>st</sup> Century Programs. The 20% local match funding is provided by both the City of Houston and Metropolitan Transit Authority (METRO). Besides local match, City is also responsible for paying 100% in excess of Federal participation.

LTS No. 4807

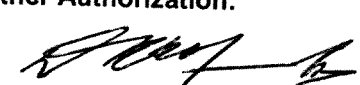
**REQUIRED AUTHORIZATION**

CUIC ID #20TAA114

Finance Department:

Other Authorization:

Other Authorization:

  
Daniel R. Menendez, P.E. Deputy Director  
Engineering and Construction Division

<b>Date</b>	<b>SUBJECT:</b> Advance Funding Agreement between the City of Houston and the Texas Department of Transportation for Missouri Kansas Texas Trail Spur Connector Project. WBS No. N-320420-030A-7.	<b>Originator's Initials</b> <b>TAA</b>	<b>Page</b> <b>2 of 2</b>
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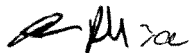
The MKT/SP project was originally authorized and funded under Ordinance 2002-0032 on January 16, 2002. In February 01, 2006, City Council authorized and funded the expansion of MKT/SP Rails to Trails under Ordinance 2006-0119. The MKT Trail Spur Connector Project was originally a part of the MKT/SP Rails to Trails project, which was completed on April 26, 2010. The MKT bridge and associated trails were put ON-HOLD from the MKT/SP Rails to Trails project pending the acquisition of two (2) needed parcels of land. The parcels are now a part of the City's Right-Of-Way, and it is feasible to continue with the planning and design to complete the MKT Trail Spur Connector.

Currently, the City Council has authorized and approved, under Ordinance 2014-0021 (January 15, 2014), a Professional Engineering Services contract between the City of Houston and Klotz & Associates, Inc., in providing the design and engineering services needed for the MKT Trail Spur Connector Project.

Under the terms of the Advanced Funding Agreement, the City of Houston (City) will be responsible for the costs of the design development and 20% of the estimated construction costs. The City will also be responsible for advertisement, bidding and awarding of the contract, inspection, and construction oversight. The Texas Department of Transportation (TxDOT) will share responsibility for this project by securing 80% of the total estimated construction costs with Federal participation funds, which cannot exceed the fixed amount of \$800,000.00. The estimated total project cost is \$1,100,000.00 and the City's participation amount is estimated at \$300,000.00.

TxDOT is currently requesting the City to reimburse \$14,462.00 which includes \$7,040.00 for plan review fee and \$7,422.00 (20%) of the estimated total construction management costs to be incurred by TxDOT.

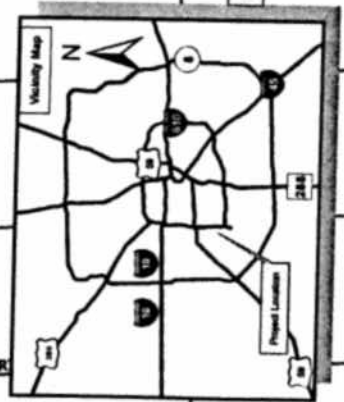
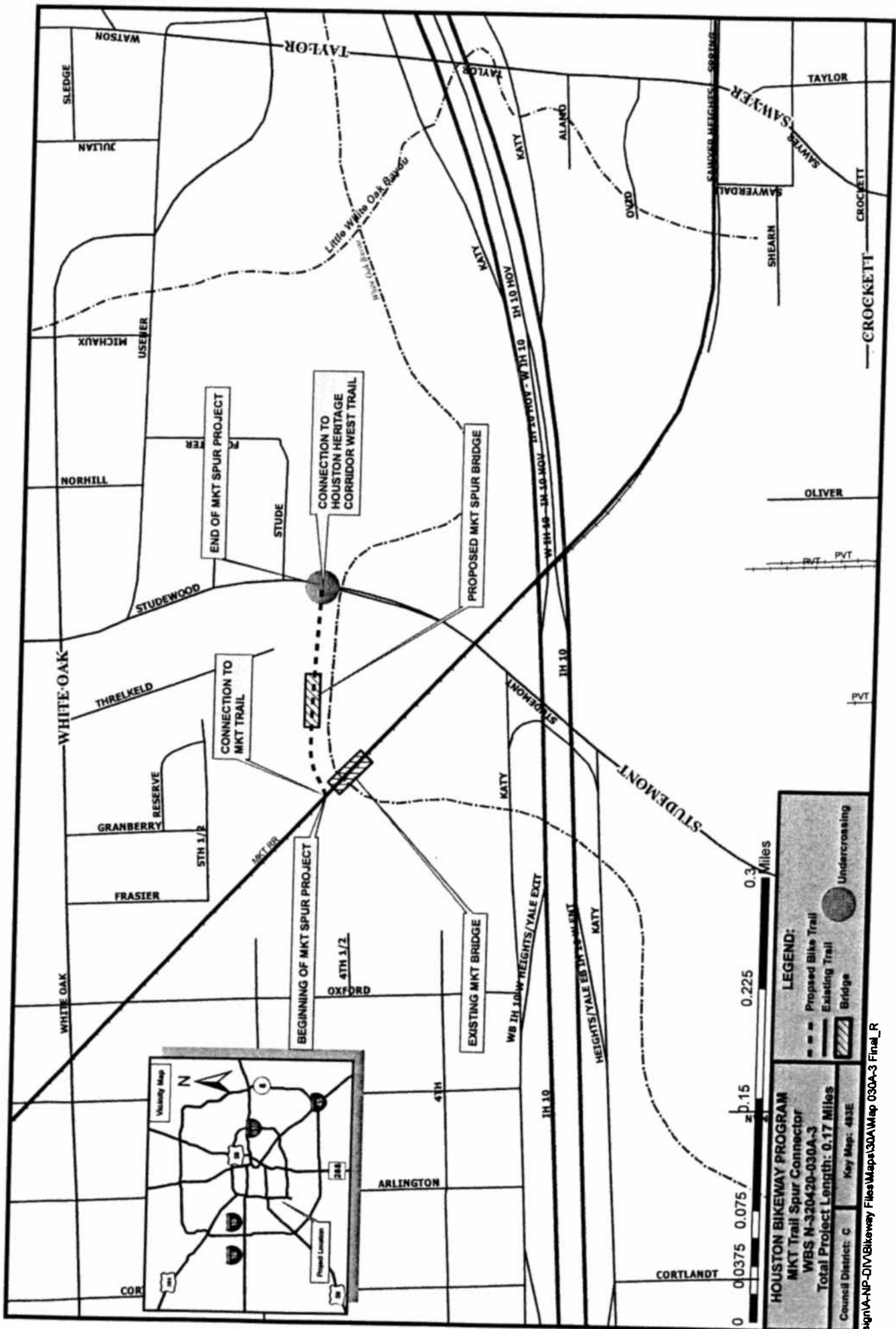
**ACTION RECOMMENDED:** It is recommended that City Council adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston and the Texas Department of Transportation and appropriate funds.



DWK:DRM:RK:TAA:PKC:DW:aw

H:\constr\A-SB-DIV\Interagency\TxDOT Projects\0912-72-299 Missouri Kansas Texas Trail Spur Connector\RCAs - Agreements\20TAA\14-RCA-0912-72-299.DOCX

File: N-320420-030A-7 (1.2 RCA) – MKT Trail Spur Connector Project



**HOUSTON BIKEWAY PROGRAM**  
**MKT Trail Spur Connector**  
 WBS N-320420-030A-3  
 Total Project Length: 0.17 Miles  
 Council District: C    Key Map: 483E

**LEGEND:**  
 - - - Proposed Bike Trail  
 - - - Existing Trail  
 [Hatched Box] Bridge  
 [Circle] Undercrossing



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**Subject:** Appropriate funds and approve payment to Texas Department of Transportation for project cost overruns on the Hermann Park Trail Improvements and Scottcrest Park Pedestrian Trail projects.

Category #

Page 1 of 1

Agenda Item

31

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

Houston Parks and Recreation Department

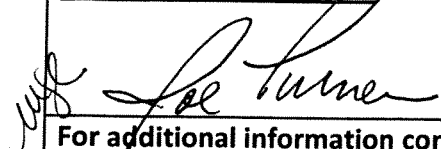
**Origination Date:**

April 9, 2014

**Agenda Date**

**MAY 07 2014**

**DIRECTOR'S SIGNATURE:**



Joe Turner, Director

**Council District(s) affected:**

D

**For additional information contact:**

Luci Correa 832-395-7057

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

October 20, 2004 Ordinance 2004-1091  
December 20, 2006 Ordinance 2006-1255

**RECOMMENDATION:** Appropriate funds and approve payment to Texas Department of Transportation for overruns in excess of project cost estimates for the Hermann Park Trail Improvements project and the Scottcrest Park Pedestrian Trail project.

**Amount and Source of Funding:**

Parks Special Fund (4012)	\$6,540.22
Parks Consolidated Construction Fund (4502)	\$66,179.00
<b>Total</b>	<b>\$72,719.22</b>

**Finance Budget:**

**SPECIFIC EXPLANATION:**

On October 20, 2004, City Council approved Ordinance 2004-1091 authorizing an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for Transportation Enhancement Program (TEP) funds to design and build the Hermann Park Trail Improvements. The total estimated project cost at the time of award was \$2,499,300 of which 80% (\$1,999,440) would be federally funded through the TEP.

On December 20, 2006, City Council approved Ordinance 2006-1255 authorizing an AFA with TxDOT for TEP funds to design and build the Scottcrest Park Pedestrian Trail. The total estimated project cost at the time of award was \$937,500 of which 80% (\$750,000) would be federally funded through the TEP.

In accordance with the terms of the AFAs, the City of Houston paid TxDOT the local share (20%) of the estimated costs associated with the construction of the projects at the time the projects were bid for construction. Also in accordance with the terms of the AFAs, the City of Houston is responsible for any overruns in excess of project cost estimates. Upon completion of the projects the State performed an audit of project costs and found a deficit of \$66,179.00 for the Hermann Park Trail Improvements project and \$6,540.22 for the Scottcrest Park Pedestrian Trail project.

A total payment of \$72,719.22 is due to TxDOT in order to meet the City's funding obligations for the completed projects.

Council approval is recommended.

Finance Director:

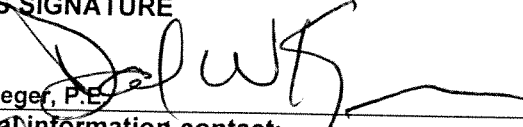
Other Authorization:

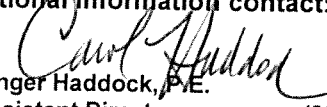
Other Authorization:

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

<b>SUBJECT:</b> Approve a First Amendment to a Treated Water Supply Contract between the City of Houston and Harris County Water Control and Improvement District No. 89 for the addition of a secondary point of delivery. (Key Map page 573T)	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  <div style="text-align: right; font-size: 1.5em;">32</div>
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b>  <div style="text-align: center; font-size: 1.2em;">MAY 07 2014</div>
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<b>DIRECTOR'S SIGNATURE</b>  <div style="font-size: 1.5em; text-align: center;">  </div> Daniel W. Krueger, P.E.	<b>Council District affected:</b> <div style="text-align: center;">"ETJ"</div> <div style="text-align: center; font-size: 0.8em;">COT</div>
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<b>For additional information contact:</b>  <div style="font-size: 1.5em; text-align: center;">  </div> Carol Ellinger Haddock, P.E. Senior Assistant Director      (832) 395-2686	<b>Date and identification of prior authorizing Council action:</b>  01/06/2000, Ordinance #2000-216
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**RECOMMENDATION: (Summary)**

Approve an Ordinance approving a First Amendment to add a second point of delivery to the existing Treated Water Supply Contract between the City of Houston and Harris County Water Control and Improvement District No. 89.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

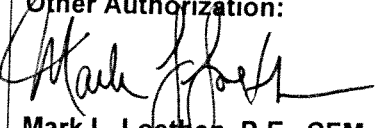
The City of Houston City Council approved a Water Supply Contract on January 6, 2000, Ordinance No. 2000-0216, between the City of Houston and Harris County Water Control and Improvement District No.89. The original contract established terms and conditions under which the District would be allowed to receive water, including the location where the connection would be made to the City's water distribution system (referred to as Exhibit A in the contract.).

The District has requested approval for a secondary point of delivery so that it may continue receiving city water while it rehabilitates one of its two water treatment plants. The District will connect to a proposed 12-inch water line it will construct along Furman Road from the existing City of Houston 16-inch water line on Almeda Genoa Road. Once the rehabilitation of the District's water plant is complete, the second point of connection will remain active. The District is currently authorized to receive 13,029,000 gallons per month of potable water from the City, and is not seeking an increase to this amount.

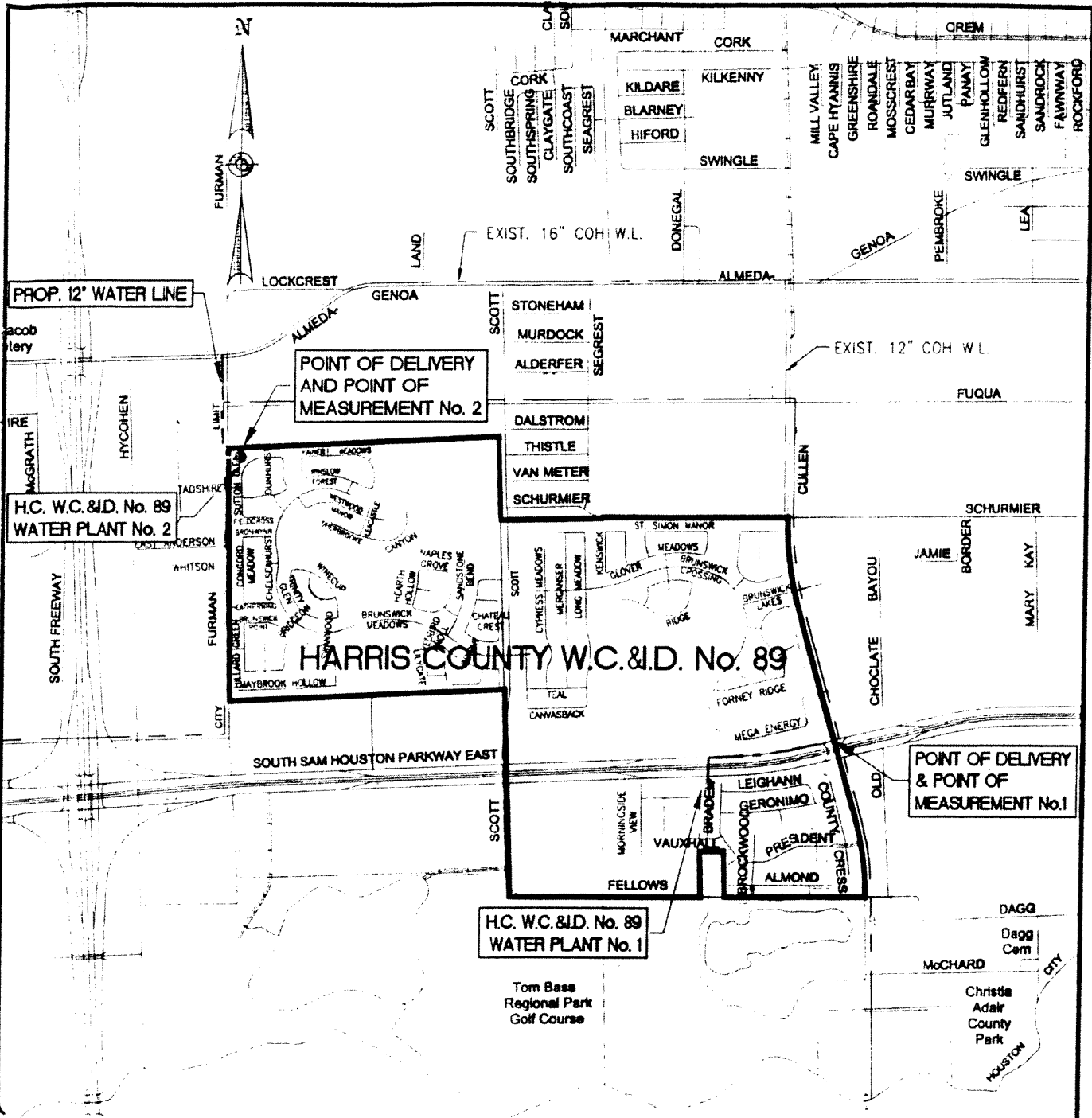
The Department of Public Works and Engineering recommends City Council approve the first amendment to a Treated Water Supply Contract adding the secondary point of delivery be approved.

Attachment

c:    Marta Crinejo  
       Jun Chang, P.E., D.WRE  
       Tim Lincoln, P.E.  
       Yvonne Forrest  
       Ronald Randle

<b>LTS# 10453</b>	<b>REQUIRED AUTHORIZATION</b>	<b>CUIC# 20IPB097</b>
Finance Department	Other Authorization:	Other Authorization:  <div style="font-size: 1.5em; text-align: center;">  </div> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.

F:\350\350-011-001-WF2 12inch Surface W.L.\text\Water Supply Connections.dwg, 4/9/2014, 4:30:53 PM, naley, miller



**AEI**  
ENGINEERING  
REGISTRATION No. F-1697

616 CYPRESS CREEK PARKWAY  
(FM 1960 WEST), SUITE 250  
HOUSTON, TEXAS 77090  
(281)350-7027  
WWW.AEIENGINEERING.COM

HARRIS COUNTY W.C.&I.D. No. 89

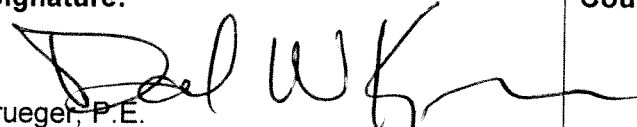
**EXHIBIT A**

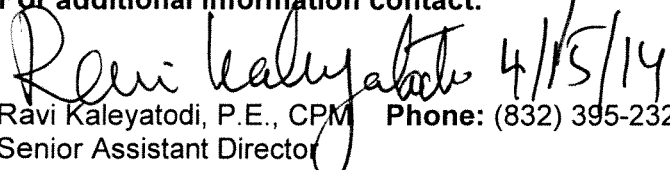
APRIL 2014 350-011-001



<b>SUBJECT:</b> Amendment to the Assessment Roll for the Permanent Improvement of a portion of Jeanetta Road from Clarkcrest Street to Westheimer Road.	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  33
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<b>From: (Department or Other Point of Origin)</b> Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b> MAY 07 2014
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> F <del>DDH</del>
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 1983-0383 Dated: 03/09/1983
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**Recommendation:** Adopt an ordinance amending Ordinance No. 1983-0383 to correct the assessment roll for this project.

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

**DESCRIPTION/SCOPE:** This project consisted of the permanent improvement of Jeanetta Road from Clarkcrest Street to Westheimer.

**LOCATION:** This portion of the project area is generally bounded by Westheimer to the north, Richmond to the south, Gessner to the west and Fondren to the east. This project is located in Key Map Grids 490T,X.

**HISTORY:** By Ordinance No. 1983-0383 dated March 9, 1983; City Council closed the Hearing on Benefits and levied the assessments.


**ACTION RECOMMENDED:** It is recommended that Item No. 14 be corrected to reflect a No Assessment. Lot 6, Block 1 of Carver Crest is located outside the project limits and should not have been assessed.

Before Correction:  
City Tax No. 103-488-00-006-9  
Lot 6, Block 1  
Carver Crest Subdivision, RP and Extension  
20 feet @ \$64.29 = \$1,285.80

After Correction:  
HCAD Account No. 0762090010006  
Lot 6, Block 1  
Carver Crest Subdivision, RP and Extension  
20 feet @ No Benefit = No Assessment

  
DWK:DRM:RK:MS:DDH

H:\design\A-NP-DIVAAA Neighborhood Section Reporting\DDH\assessment\RCA Jeanetta Item 14.docx

LTS No. 10747	<b>REQUIRED AUTHORIZATION</b>	<b>CUIC ID #20DDH742</b>
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division



City of Houston

Legend

Project Location

Central District F  
Map No. 4907X



RJL

This map depicts the proposed project location and is not intended to be used for any other purpose. It is the responsibility of the user to verify the accuracy of the information shown on this map. The City of Houston is not responsible for any errors or omissions on this map.

W Shady Ln

Westheimer Rd

Vai Verde St  
Winsome Ln

Rockarbor Dr

Hightmeadow Dr

Meadowbriar Ln

Meadowglen Ln

Rockarbor Dr

Rockarbor Dr

Jeanetta St

Park West Dr

Clarkcrest St

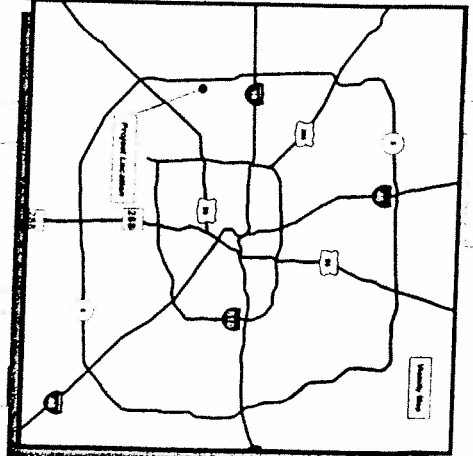
Kingsville St

Kauge Cir

Jarvis St

Charr St

Fondren Rd



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance appropriating funds to cover advertising costs for Capital Improvement Plan Projects. WBS Nos. M-430101-00AD-4, R-000019-00AD-4, and S-000019-00AD-4

Page 1 of 1

Agenda Item: 37

FROM: (Department or other point of origin):

Department of Public Works and Engineering

Origination Date:

5/1/14

Agenda Date:

MAY 07 2014

DIRECTOR'S SIGNATURE:

*[Handwritten Signature]*

Daniel W. Krueger, P.E.  
Director

Council District affected: ALL

For additional information contact:

*[Handwritten Signature]* 4/18/14  
Ravi Kaleyatodi, P.E., C.P.M. Phone: (832) 395-2326  
Senior Assistant Director

Date and identification of prior authorizing Council action:

- Ord. No. 2004-0557 (06/02/04)
- Ord. No. 2007-0319 (03/21/07)
- Ord. No. 2008-1193 (12/17/08)
- Ord. No. 2010-0738 (09/22/10)
- Ord. No. 2012-0770 (08/29/12)

RECOMMENDATION: (Summary)

Appropriate funds for advertising costs for projects in Capital Improvement Plan

Amount and Source of Funding: \$175,000.00

\$ 85,000.00 Fund No. 4042 - Street and Traffic Control and Storm Drainage DDSRF

\$ 90,000.00 Fund No. 8500 - Water & Sewer System Consolidated Construction

\$175,000.00 Total Cost

*U.P. 4/21/2014*

SPECIFIC EXPLANATION

The Department of Public Works and Engineering is requesting that an ordinance be approved appropriating \$175,000.00 to cover advertising costs for construction projects that are included in the following Programs within the Capital Improvement Plan.

- Storm Drainage System Improvements
- Street & Traffic Control Facilities Improvements
- Wastewater System Improvements
- Water System Improvements

Construction projects are advertised in a local publication for a minimum of two consecutive weeks under the Legal Notices section.

*[Handwritten Signature]*

DWK:DRM:RK:CYH:wka

LTS # 9444

REQUIRED AUTHORIZATION

CUIC# 20WKA02L

Finance Department:

Other Authorization:

*[Handwritten Signature]*

Jun Chang, P.E., D.WRE  
Deputy Director, Public Utilities Division

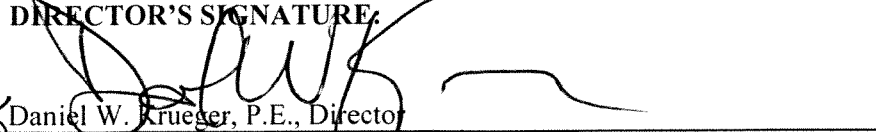
Other Authorization:

*[Handwritten Signature]*

Daniel R. Menendez, P.E., Deputy Director  
Engineering and Construction Division

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> PROPERTY: Recommendation that an ordinance be passed approving and authorizing the PURCHASE of Parcel AY13-140 located at 819 Pinemont Drive for the PINEMONT DRIVE PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from Ella Boulevard to N. Shepherd Drive). WBS N-000475-0002-2-01 OWNERS: Michael W. Bounds and Barbara A. Dickens	<b>Page</b> <b>1 of 2</b>	<b>Agenda Item #</b>  35
<b>FROM: (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  5/1/14	<b>Agenda Date</b>  MAY 07 2014
<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected: C</b>  Key Map 452G	
<b>For additional information contact:</b> Nancy P. Collins (MPC) Phone: (832) 395-3130 Senior Assistant Director	<b>Date and identification of prior authorizing Council Action:</b> Ordinance 2012-0521, passed May 30, 2012	

**RECOMMENDATION: (Summary)**

An ordinance be passed approving and authorizing the PURCHASE of Parcel AY13-140

<b>Amount and</b>	\$2,996.00
<b>Source of Funding:</b>	No additional funding required (covered under Blanket Appropriation Ordinance 2012-0521, N-000663-00RE-2-01 Street & Traffic Control and Storm Drainage DDSRF)

*M.P. 4/28/2014*

**SPECIFIC EXPLANATION:**

The PINEMONT DRIVE PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from Ella Boulevard to N. Shepherd Drive) is needed to replace and widen a street that has been deteriorated beyond economical repair and maintenance. It will provide for the right-of-way acquisition, design and construction of a four-lane divided concrete roadway with storm drainage improvements, curbs, sidewalks, driveways, street lighting, traffic control, and necessary underground utilities to meet City of Houston standards and improve traffic flow.


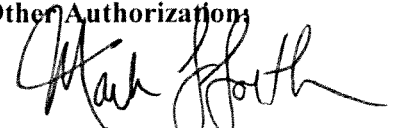
One of the owners, Michael W. Bounds, is a City Employee. Section 15-1(a) of the Code of Ordinances generally prohibits the City from entering into contracts with employees. In this case, however, Parcel AY13-140 is needed for this project and Michael W. Bounds is one of the owners of the subject property. Therefore, we request that City Council waive Section 15-1(a) of the Code of Ordinances to allow the City to purchase the street right-of-way easement from Michael W. Bounds and Barbara A. Dickens.

Parcel AY13-140 (Easement)	
239 square feet @ \$3.75 PSF .....	\$ 896.00(R)
Improvements and Cost to Cure .....	\$ 1,300.00
Total Consideration .....	\$ 2,196.00
Title Policy and Services .....	\$ 800.00
<b>TOTAL AMOUNT.....</b>	<b>\$ 2,996.00</b>

LTS No. 10308

CUIC #20HM10A

REQUIRED AUTHORIZATION

<b>Finance Department:</b>	<b>Other Authorization:</b>   Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division	<b>Other Authorization:</b>   Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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Date:	PROPERTY: Recommendation that an ordinance be passed approving and authorizing the PURCHASE of Parcel AY13-140 located at 819 Pinemont Drive for the PINEMONT DRIVE PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from Ella Boulevard to N. Shepherd Drive). WBS N-000475-0002-2-01 OWNERS: Michael W. Bounds and Barbara A. Dickens	<b>Originator's Initials</b>	<b>Page 2 of <u>2</u></b>
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It is recommended that an ordinance be passed approving and authorizing the PURCHASE of Parcel AY13-140 located at 819 Pinemont Drive, owned by Michael W. Bounds and Barbara A. Dickens for the PINEMONT DRIVE PAVING AND DRAINAGE IMPROVEMENTS PROJECT (from Ella Boulevard to N. Shepherd Drive). Parcel AY13-140 is a tract of land containing 0.0055 acre (239 square feet) and being out of a certain remainder of a called 110 foot by 373.9 foot tract of land described in the deed from Howard Basil Colston and Jean Anne Colston to Michael W. Bounds et al, as recorded under Harris County Clerk's File No. (H. C. C. F. No.) X116484 of the Official Public Records of Real Property of Harris County (O. P. R. R. P. H. C.), Texas, and being situated in the S. W. Allen Survey, Abstract No. 94, in the City of Houston, Harris County, Texas according to the City of Houston approved field notes.

DWK:NPC:hm

cc: Marta Crinejo

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and Kellogg Brown and Root Services, Inc. for Large Diameter Waterline Construction Projects; WBS No. S-000900-0141-4. Page 1 of 1 Agenda Item # 36

FROM (Department or other point of origin): Department of Public Works and Engineering. Origination Date: 5/1/14. Agenda Date: MAY 07 2014

DIRECTOR'S SIGNATURE: Daniel W. Krueger, P.E., Director. Council District affected: All

For additional information contact: Joseph T. Myers, P.E., Senior Assistant Director. Date and identification of prior authorizing Council action: N/A

RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with Kellogg Brown and Root Services, Inc. and appropriate funds.

Amount and Source of Funding: \$200,000.00 from Water and Sewer Consolidate Construction Fund No. 8500.

PROJECT NOTICE/JUSTIFICATION: These projects are associated with Surface Water Transmission Program (SWTP). This program required to meet Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Large Diameter Water Lines Construction Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of \$200,000.00 will provide for pre-construction review and preparation as required.

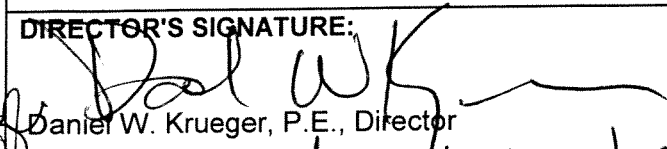
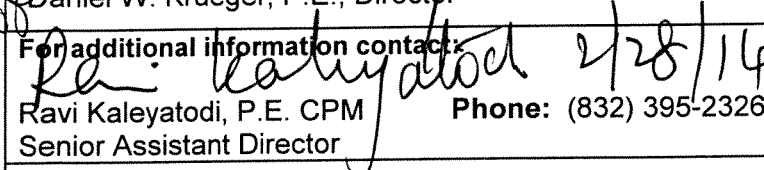
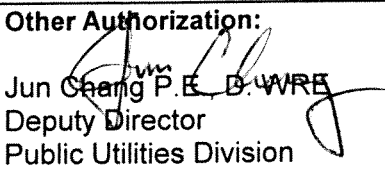

M/W/SBE PARTICIPATION: Kellogg Brown and Root Services, Inc. has proposed the following firms to achieve the 24% M/W/SBE goal for this project.

Table with 3 columns: NAME OF FIRM, WORK DESCRIPTION, PERCENTAGE. Rows include KIT Professionals, Inc. and Othon, Inc.

DWK:DRM:JTM:SKF:ha. H:\E&C Construction\Facilities\CMS\Kellogg Brown and Root Services, Inc\RFQ CM 14-04\RCA\RCA.DOC

LTS No. 9433. REQUIRED AUTHORIZATION. 20HA286

Finance Department: Other Authorization: Jun Chang, P.E., Deputy Director Public Utility Division. Other Authorization: Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Isani Consultants, L.P. for Engineering Services associated with the design of Water Line Replacement in Pine Forest Area: WBS No. S-000035-0202-3 and Langwood Area: WBS No. S-000035-0208-3.		Page 1 of <u>2</u>	Agenda Item # <u>37</u>
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  5/1/14	<b>Agenda Date</b>  MAY 07 2014	
<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> A, B, C & H  ms		
<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E. CPM Senior Assistant Director Phone: (832) 395-2326	<b>Date and identification of prior authorizing Council action:</b>  2/28/14		
<b>RECOMMENDATION: (Summary)</b> An ordinance approving a Professional Engineering Services Contract with Isani Consultants, L.P. and appropriate funds.			
<b>Amount and Source of Funding:</b> \$1,368,028.00 from Water and Sewer System Consolidated Construction Fund No. 8500. <i>M.P. 3/5/2014</i>			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This project is part of the City's Water Line Replacement Program. This program is required to replace and upgrade water lines within the City to increase circulation and availability of water.			
<b>DESCRIPTION/SCOPE:</b> This project consists of the design of approximately 58,640 linear feet of water lines with all related appurtenances in the Pine Forest Area and Langwood Area.  The contract duration is 320 calendar days.			
<b>LOCATION:</b> This project is located in the following key map grids:			
<b>Project</b>	<b>Bounded By</b>	<b>Key Map Grid</b>	<b>Council District</b>
1. Langwood Area:	43rd. Street on the north, Jim Street on the south, Antoine Street on the east and Lang Street on the west.	451 E, F, J, K & L	A & C
2. Pine Forest Area:	Tidwell on the north, Pinemont on the south, Shephered on the east and Rosslyn on the west.	452B, C, D, E, F G & J	B, C & H
<b>LTS No. 8893</b> Finance Department:		CUIC ID # 20MB131 NDT	
<b>Other Authorization:</b>  Jun Chang P.E. D. WRE Deputy Director Public Utilities Division		<b>Other Authorization:</b>  Daniel R. Menendez, P.E. Deputy Director Engineering & Construction Division 3/13/14	

<b>Date</b>	<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Isani Consultants, L.P. for Engineering Services associated with the design of Water Line Replacement in Pine Forest Area: WBS No. S-000035-0202-3 and Langwood Area: WBS No. S-000035-0208-3.	<b>Originator's Initials</b> MB	<b>Page</b> <u>2</u> of <u>2</u>
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**SCOPE OF CONTRACT AND FEE:** Under the scope of the contract, the consultant will perform phase I - preliminary design, phase II - final design, phase III - construction phase services and additional services. Basic services fee for phase I is based on cost of time and materials with not-to-exceed agreed upon amount. The basic services fees for phase II and phase III will be negotiated on a lump sum amount after the completion of phase I. The negotiated maximum for phase I basic services is \$83,928.00. The total basic services appropriation is \$514,328.00.

The contract also includes certain additional services to be paid either as lump sum or on a reimbursable basis. The additional services include surveying, geotechnical investigation, environmental assessment, traffic control and storm water pollution prevention. The total additional services appropriation is \$675,200.00.

The total cost of this project is \$1,368,028.00 to be appropriated as follows: \$1,189,528.00 for contract services and \$178,500.00 for CIP Cost Recovery.

	<u>Contract Services</u>	<u>CIP Cost Recovery</u>	<u>Cost of Project</u>
Langwood Area	\$587,828.00	\$88,200.00	\$676,028.00
Pine Forest Area	<u>\$601,700.00</u>	<u>\$90,300.00</u>	<u>\$692,000.00</u>
<b>Total</b>	<b>\$1,189,528.00</b>	<b>+</b> <b>\$178,500.00</b>	<b>= \$1,368,028.00</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 Consultant provides health benefits to eligible employees in compliance with City policy.

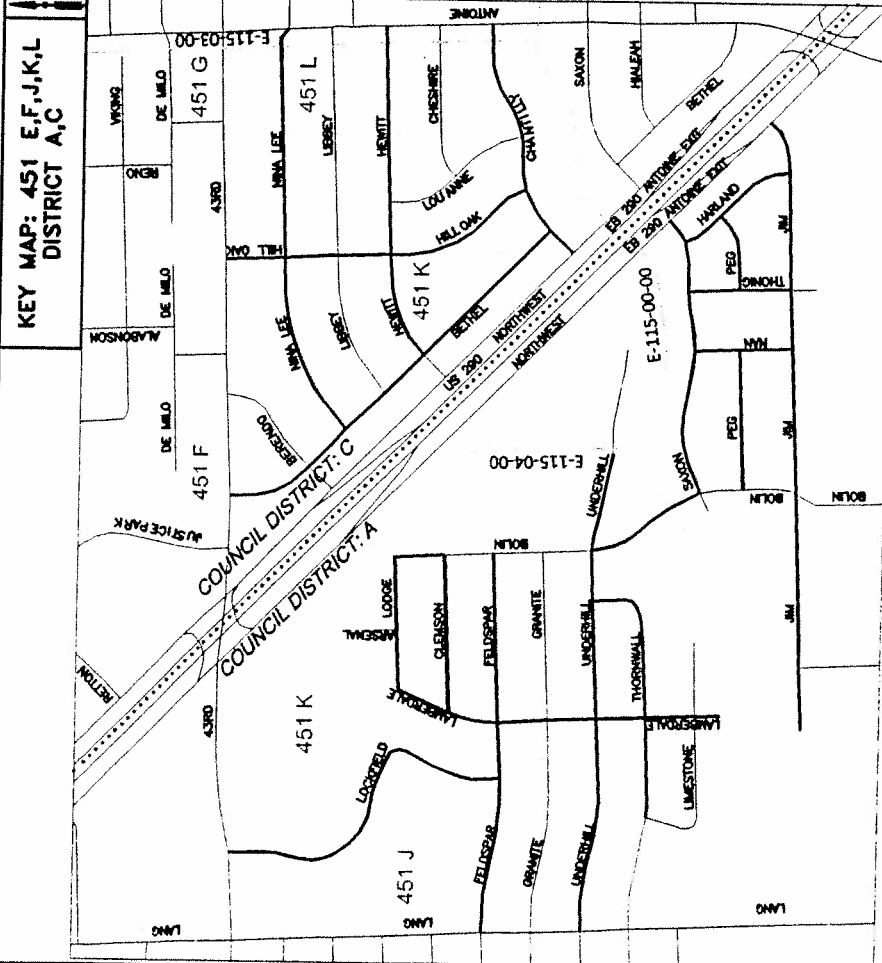
**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24%. The Consultant has proposed the following firms to achieve this goal.

	<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1.	B & E Reprographics, Inc.	Reproduction Services	\$12,000.00	1.01%
2.	Kuo & Associates, Inc.	Topographic Survey Services	\$157,400.00	13.23%
3.	United Engineers, Inc.	Topographic Survey Services	<u>152,900.00</u>	<u>12.85%</u>
		<b>TOTAL</b>	<b>\$322,300.00</b>	<b>27.09%</b>

  
 DWK:DRM:RK:HH:ACM:MB:ofa  
 H:\design\A-WS-DIV\WPDATA\BM\35-Isani 2\Phase I Negotiations\RCA Package\RCA-Isani.doc  
 File S-000035-0202 & 0208-3



WATER LINE REPLACEMENT IN LANGWOOD AREA  
 WBS NO. S-000035-0208-3  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 ENGINEERING AND CONSTRUCTION DIVISION



KEY MAP: 451 E,F,J,K,L  
 DISTRICT A,C

STREET NAME	FROM	TO	OLD SIZE	NEW SIZE	LENGTH (FEET)	COUNCIL DISTRICT
LODGE	BOLIN	LAMBERDALE	6	8	730	A
FIELDSPAR	BOLIN	LANG	6	8	1,150	A
UNDERHILL	APPR. 600' OF BOLIN	LANG	6	8	2,750	A
THORNWALL	UNDERHILL	LAMESTONE	2,6,8	8	1,700	A
LOCKFIELD	FIELDSPAR	43 RD ST.	2	8	1,920	A
LUMBERDALE	LAMESTONE	LODGE	6	8	1,860	A
BOLIN	CLEMSON	LODGE	8	8	280	A
BOLIN	UNDERHILL	N. OF BRIDGE	8	8	660	A
BOLIN	JIM	S. OF BRIDGE	8	8	600	A
SAXON	US-290	BOLIN	6	8	1,580	A
HARLAND	SAXON	JIM	6	8	730	A
PEG	HARLAND	THONING	2	8	440	A
PEG	NAN	BOLIN	6	8	820	A
JIM	END (WEST)	US-290	2,8	8	3,420	A
NAN	SAXON	JIM	6	8	550	A
THONING	SAXON	JIM	8	8	600	A
NINA LEE	ANTOINE	BETHEL	8	8	2,340	C
HILL OAK	W. 43 RD	CHANTILLY	6	8	1,850	C
BETHEL	W. 43 RD	CHANTILLY	8	8	2,600	C
HEWILL	ANTOINE	BETHEL	8	8	1,890	C
CHANTILLY	ANTOINE	NW FREEWAY	8	8	1,420	C
				TOTAL	30,890	



COUNCIL DISTRICT: A  
 COUNCIL MEMBER:  
 BRENDA STARDIG

COUNCIL DISTRICT: C  
 COUNCIL MEMBER:  
 ELLEN COHEN

CITY OF HOUSTON  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

WATER LINE REPLACEMENT  
 IN LANGWOOD AREA  
 WBS NO. S-000035-0208-3

LEGEND:  
 STREET WITH PROPOSED WATER LINE REPLACEMENT  
 VICINITY MAP  
 STREETS  
 COUNCIL DISTRICT  
 HFCFD  
 DITCH

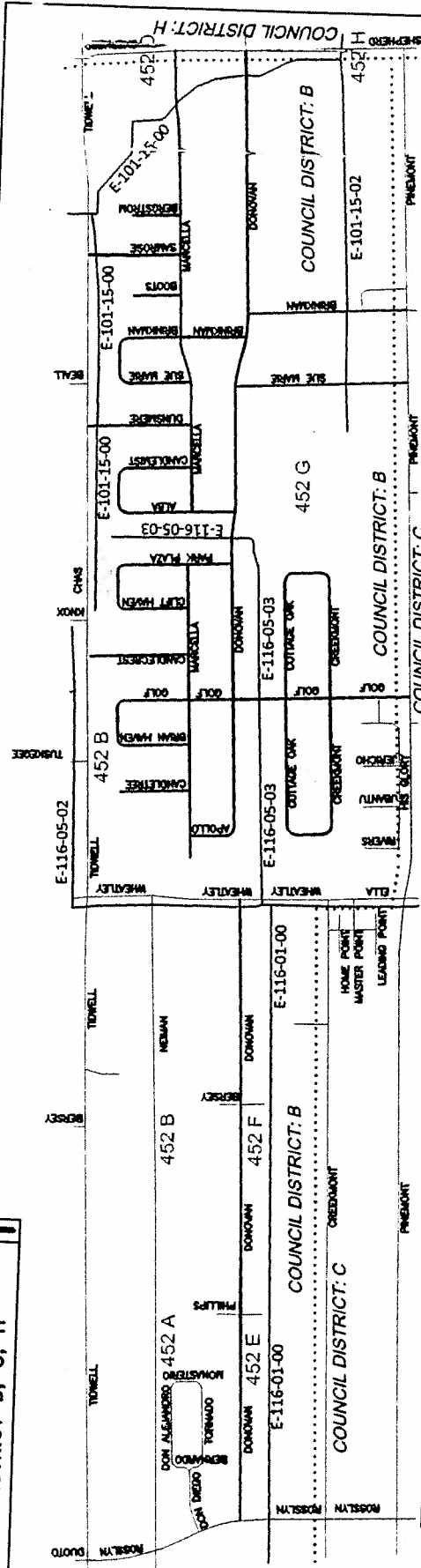
EXHIBIT B  
 VICINITY MAP  
 SCALE: NTS DATE: 01/20/14

3143 YELLOWSTONE BLVD  
 HOUSTON, TX 77054  
 TEL (713) 742-2000 FAX (713) 742-2748

Texas Board of Professional Engineers  
 Firm Registration No. 4575

**WATER LINE REPLACEMENT IN PINE FOREST AREA**  
**WBS NO. S-000035-0202-3**  
**DEPARTMENT OF PUBLIC WORKS AND ENGINEERING**  
**ENGINEERING AND CONSTRUCTION DIVISION**

**KEY MAP: 452 B,C,D,E,F,H,G**  
**DISTRICT B, C, H**



STREET NAME	FROM	TO	OLD SIZE	NEW SIZE	LENGTH (FEET)	COUNCIL DISTRICT
APOLLO	DONOVAN	MARCELLA	6	8	310	B
W. DONOVAN	N. SHEPHERD	APOLLO	6,8	8	5510	B,H
W. DONOVAN	N. SHEPHERD	ROSSLYN	8	8	4160	B
MARCELLA	PARK PLAZA	END (WEST)	8	8	1900	B
MARCELLA	ALBA	N. SHEPHERD	8	8	3120	B,H
BERGSTROM	MARCELLA	END (NORTH)	4	6	300	B
SAMROSE	MARCELLA	TIDWELL	4	8	620	B
BRINKMAN	DONOVAN	END (NORTH)	2	6	310	B
SUE MARIE	MARCELLA	SUE MARIE	6	8	930	B
DANSMERE	MARCELLA	BRINKMAN	6	8	780	B
CANDLEMIST	MARCELLA	TIDWELL	8	8	620	B
	MARCELLA	ALBA	6	8	780	B

STREET NAME	FROM	TO	OLD SIZE	NEW SIZE	LENGTH (FEET)	COUNCIL DISTRICT
ALBA	DONOVAN	CANDLEMIST	6	8	750	B
PARK PLAZA	DONOVAN	CLIFT HAVEN	6	8	770	B
CLIFT HAVEN	PARK PLAZA	MARCELLA	6	8	750	B
CANDLECREST	MARCELLA	TIDWELL	8	8	620	B
GOLF	PINEMONT	BRIAN HAVEN	6,8	8	1980	B,C
BRIAN HAVEN	MARCELLA	GOLF	6	8	750	B
CANDLETREE	MARCELLA	END (NORTH)	6	8	500	B
COTTAGE OAK	CREEKMONT	CREEKMONT	6	6	2060	B
CEEKMONT	COTTAGE OAK	COTTAGE OAK	6	6	2060	B
SUE MARIE	DONOVAN	POINEMONT	8	6	1200	B,C
BRINKMAN	DONOVAN	PINEMONT	8	8	1090	B,C
				<b>TOTAL</b>	<b>31,870</b>	



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

COUNCIL DISTRICTS: B  
 COUNCIL MEMBER: JERRY DAVIS

COUNCIL DISTRICT: C  
 COUNCIL MEMBER: ELLEN COHEN

COUNCIL DISTRICT: H  
 COUNCIL MEMBER: ED GONZALES

**WATER LINE REPLACEMENT**  
**IN PINE FOREST AREA**  
**WBS NO. S-000035-0202-3**

**LEGEND:**

- STREET WITH PROPOSED WATERLINE REPLACEMENT
- VICINITY STREETS
- ..... COUNCIL DISTRICT
- HCFCO DITCH

**EXHIBIT B**  
**VICINITY MAP**

SCALE: NTS      DATE: 01/21/14

**iSani**  
 3143 YELLOWSTONE BLVD  
 HOUSTON, TX 77054  
 TEL: (713) 742-3888 FAX: (713) 742-3248  
 Texas Board of Professional Engineers  
 Firm Registration No. 4575

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Page 1 of 2

Agenda Item #

38

SUBJECT: Professional Engineering Services Contract between the City and CP&Y, Inc. for Willowbrook Wastewater Treatment Plant Improvements. VBS No. R-000265-0133-3.

FROM (Department or other point of origin):

Origination Date

5/1/14

Agenda Date

MAY 07 2014

Department of Public Works and Engineering

Council District affected:

A

GK

Director's Signature:

Daniel W. Krueger, P.E.

For additional information contact:

Ravi Kaleyatodi, P.E., CPM  
Senior Assistant Director

3/18/14  
Phone: (832) 395-2326

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

An ordinance approving a Professional Engineering Services Contract with CP&Y, Inc. and appropriate funds.

Amount and Source of Funding:

\$480,000.00 Water and Sewer System Consolidated Construction Fund No. 8500. M.P. 3/25/2014

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

DESCRIPTION/SCOPE: This project consists of design of various components of the subject Wastewater Treatment Plant facility.

LOCATION: Willowbrook Wastewater Treatment Plant is located at 7101 W. Greens Road in Key Map Grid 370K.

SCOPE OF CONTRACT AND FEE: Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II - Final Design, Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III will be negotiated on a lump sum amount after the completion of Phase I. The negotiated maximum for Phase I Basic Services is \$79,289.40. The total Basic Services appropriation is \$294,059.41.

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include Surveying, Geotechnical Investigation, Electrical Services and Reproduction. The total Additional Services appropriation is \$122,500.00.

The total cost of this project is \$480,000.00 to be appropriated as follows: \$416,559.41 for Contract services and \$63,440.59 for CIP Cost Recovery.

CUIC ID #20GK76

LTS No. 9546

Finance Department:

Other Authorization:

Jun Chang, P.E., DWRE, Deputy Director  
Public Utilities Division

Other Authorization:

Daniel R. Menendez, P.E., Deputy Director  
Engineering and Construction Division

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

**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24%. The Consultant has proposed the following firms to achieve this goal.

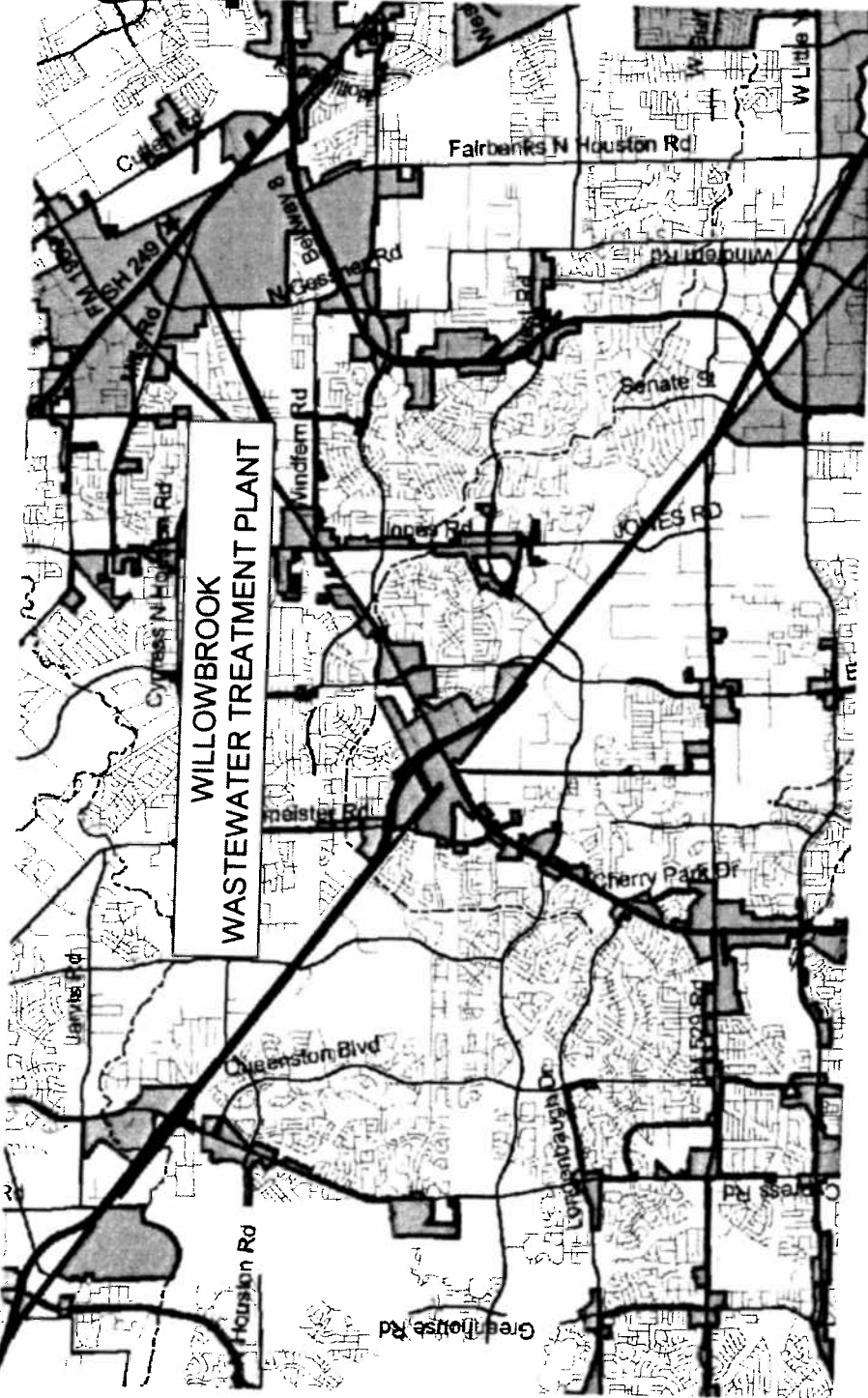
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Gupta & Associates, Inc.	Electrical Engineering Services	\$ 64,400.00	15.46%
2. United Engineers, Inc.	Surveying Services	\$ 25,000.00	6.00%
3. B & E Reprographics, Inc.	Reproduction Services	\$ 10,000.00	2.40%
4. HVJ Associates, Inc.	Geotechnical Investigation	\$ 8,000.00	1.92%
<b>TOTAL</b>		\$107,400.00	25.78%

*DRM:EN:BZ:GK:MS*  
 DWK:DRM:RK:EN:BZ:GK:MS:pa  
 c: File No. R-000265-0133-3

**COUNCIL DISTRICTS**

- A - BRENDA STARDIG
- B - JERRY DAVIS
- C - ELLEN R. COHEN
- D - DWIGHT BOYKINS
- E - DAVE MARTIN
- F - RICHARD NGUYEN
- G - OLIVER PENNINGTON
- H - EDWARD GONZALES
- I - ROBERT GALLEGOS
- J - MIKE LASTER
- K - LARRY V. GREEN
- AT LARGE 1 - STEPHEN C. COSTELLO
- AT LARGE 2 - DAVID ROBINSON
- AT LARGE 3 - MICHAEL KUBOSH
- AT LARGE 4 - C.O. "BRAD" BRADFORD
- AT LARGE 5 - JACK CHRISTIE, D.C.

COUNCIL DISTRICT A



**VICINITY MAP**

7300 BLOCK OF W. GREENS ROAD  
 HOUSTON, TX 77064  
 KEY MAP NO. 370K & 370R  
 GIMS MAP NO. 4965b



11757 Katy Freeway, Suite 1540  
 Houston, TX, 77078  
 713-532-1730 Fax: 713-532-1734  
 TBPE Firm No. F-1741

**CITY OF HOUSTON**

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

WILLOWBROOK WWTP IMPROVEMENTS  
 PROJECT VICINITY MAP

COUNCIL DISTRICT A  
 BRENDA STARDIG

WBS NO: R-000265-0133-3

CITY OF HOUSTON PM

DRAWING SCALE: NONE

GAUHER KHAN, P.E.

FEBRUARY 2014

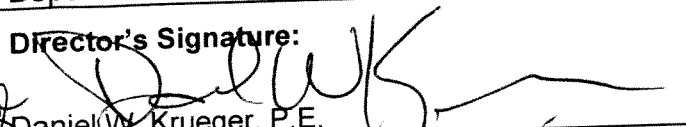
SHEET NO. 1 OF 1

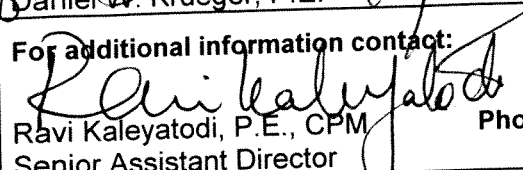
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Weston Solutions, Inc. for Chocolate Bayou Wastewater Treatment Plant Improvements. WBS No. R-000265-0112-3.	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 39
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> D      GE
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (832) 395-2326	<b>Date and identification of prior authorizing Council action:</b> 3/18/14
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**RECOMMENDATION: (Summary)**

An ordinance approving a Professional Engineering Services Contract with Weston Solutions, Inc. and appropriate funds.

**Amount and Source of Funding:**

\$1,338,500.00 Water and Sewer System Consolidated Construction Fund No. 8500. *U.P. 3/26/2014*

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

**DESCRIPTION/SCOPE:** This project consists of design of various components of the subject Wastewater Treatment Plant facility.

**LOCATION:** Chocolate Bayou Wastewater Treatment Plant is located at 9600 Martin Luther King Boulevard in Key Map Grid 574J.

**SCOPE OF CONTRACT AND FEE:** Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II - Final Design, Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III will be negotiated on a lump sum amount after the completion of Phase I. The negotiated maximum for Phase I Basic Services is \$340,932.00. The total Basic Services appropriation is \$1,046,324.00.

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include Surveying, Geotechnical Investigation, and Civil and Electrical Services. The total Additional Services appropriation is \$117,543.00.

The total cost of this project is \$1,338,500.00 to be appropriated as follows: \$1,163,867.00 for Contract services and \$174,633.00 for CIP Cost Recovery.


LTS No. 8866

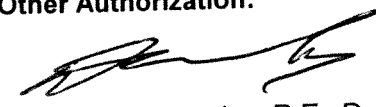
CUIC ID #20GK73

Finance Department:

Other Authorization:

Other Authorization:

  
Jun Chang, P.E., D.WRE, Deputy Director  
Public Utilities Division

  
Daniel R. Menendez, P.E., Deputy Director  
Engineering and Construction Division

<b>Date</b>	<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Weston Solutions, Inc. for Chocolate Bayou Wastewater Treatment Plant Improvements. WBS No. R-000265-0112-3.	<b>Originator's Initials</b>	<b>Page 2 of 2</b>
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**PAY OR PLAY PROGRAM:**

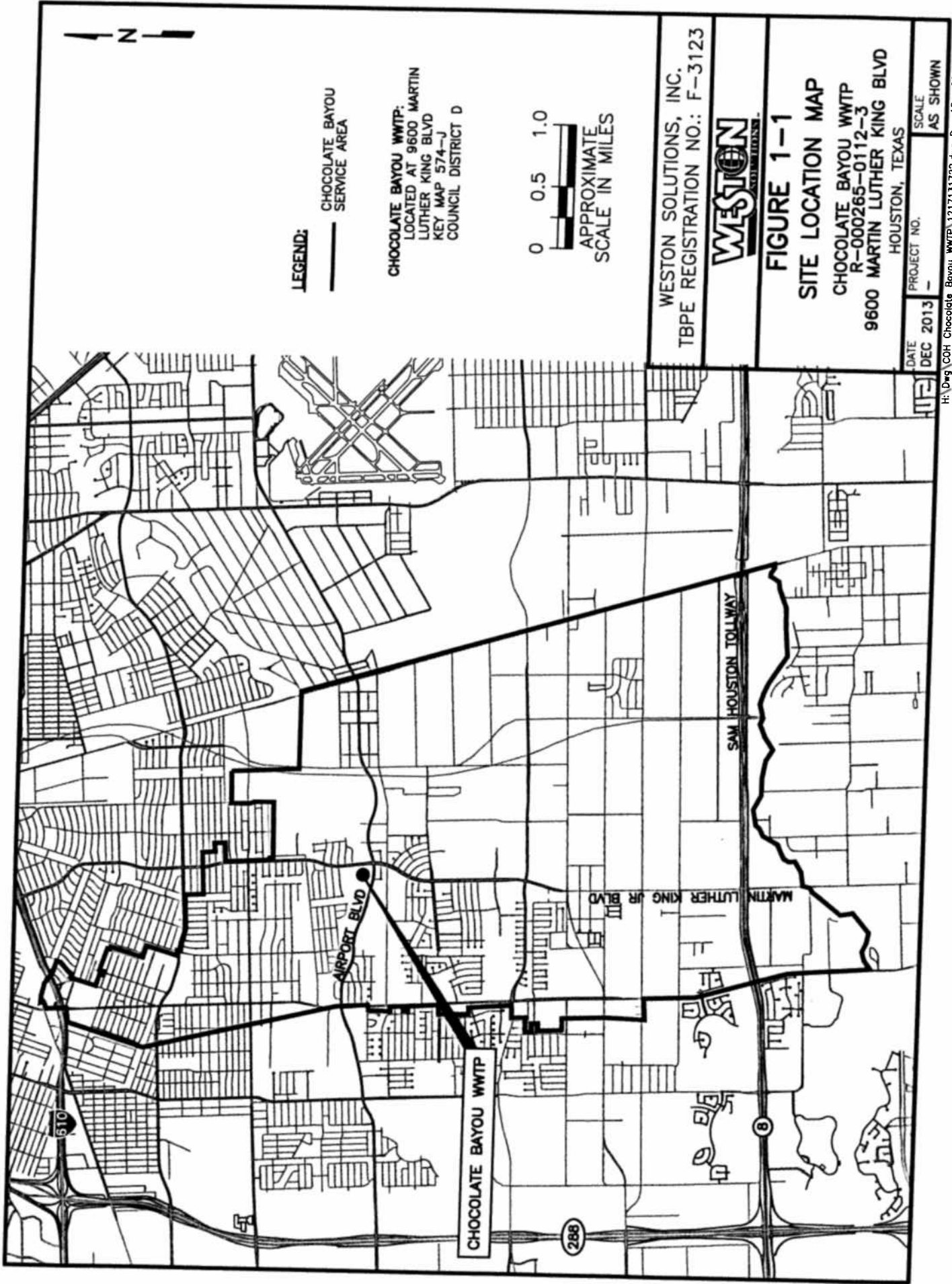
The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Consultant provides health benefits to eligible employees in compliance with City policy.

**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24%. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Gupta & Associates, Inc.	Electrical Engineering Services	\$186,348.00	16.01%
2. KIT Professionals, Inc.	Civil Engineering Services	\$133,633.00	11.48%
3. Landtech, Inc. DBA Landtech Consultants, Inc.	Surveying	\$ 18,422.00	1.58%
4. DAE & Associates, LTD., DBA Geotech Engineering and Testing	Geotechnical Investigation	\$ 16,747.50	1.44%
<b>TOTAL</b>		<b>\$355,150.50</b>	<b>30.51%</b>

  
DWK:DRM:RK:EN:BZ:GK:MS:pa

c: File No. R-000265-0112-3



**LEGEND:**

— CHOCOLATE BAYOU SERVICE AREA

**CHOCOLATE BAYOU WWTP:**  
 LOCATED AT 9600 MARTIN LUTHER KING BLVD  
 KEY MAP 574-J  
 COUNCIL DISTRICT D

0 0.5 1.0  
 APPROXIMATE SCALE IN MILES



WESTON SOLUTIONS, INC.  
 TBPE REGISTRATION NO.: F-3123



**FIGURE 1-1**

**SITE LOCATION MAP**

CHOCOLATE BAYOU WWTP  
 R-000265-0112-3  
 9600 MARTIN LUTHER KING BLVD  
 HOUSTON, TEXAS

DATE DEC 2013  
 PROJECT NO. -

SCALE AS SHOWN




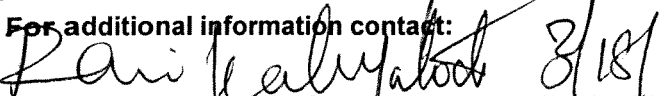
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Charles D. Gooden Consulting Engineers, Incorporated for: 1. Water Line Replacement in Memorial Bend and Briar Forest Area; WBS No. S-000035-0212-3 2. Water Line Replacement in Briar Court Area; WBS No. S-000035-0228-3	Page 1 of 2	Agenda Item #  40
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> GDF for MHC.
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Phone: (832) 895-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
 An ordinance approving a Professional Engineering Services Contract with Charles D. Gooden Consulting Engineers, Incorporated and appropriate funds.

**Amount and Source of Funding:**  
 \$1,650,000.00 Water and Sewer System Consolidated Construction Fund No. 8500. *U.P. 3/26/2014*

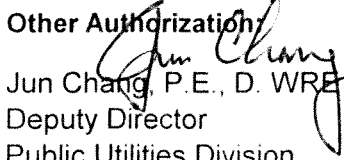
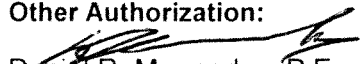
**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Water Line Replacement Program. This program is required to replace and upgrade water lines within the City to increase circulation and availability of water.


**DESCRIPTION/SCOPE:** This project consists of the design of approximately 71,970 linear feet of 6-inch, 8-inch, 12-inch and 20-inch water lines with all related appurtenances in Memorial Bend and Briar Forest and Briar Court Areas.

**LOCATION:** These projects are located in the following key map grids:

<u>Project</u>	<u>Bounded By</u>	<u>Key Map Grid</u>	<u>Council District</u>
1. Memorial Bend and Briar Forest:	Memorial Drive and Cobblestone Drive on the north, Briar Forest Drive on the south, Briarpark Drive on the east and West Sam Houston Parkway on the west.	489 G, H, M & R	G
2. Briar Court:	Memorial Drive and Beauregard on the north, Westheimer Road on the south, Gessner Drive on the east and West Sam Houston Parkway on the west.	489 M, R & V, 490 J	G

LTS No.: 9467 CUIC ID # 20MHC22

Finance Department	<b>Other Authorization:</b>  Jun Chang, P.E., D. WRE Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
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<b>Date</b>	<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Charles D. Gooden Consulting Engineers, Incorporated for: 1. Water Line Replacement in Memorial Bend and Briar Forest Area; WBS No. S-000035-0212-3 2. Water Line Replacement in Briar Court Area; WBS No. S-000035-0228-3	<b>Originator's Initials</b>  	<b>Page</b> 2 of 2
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**SCOPE OF CONTRACT AND FEE:** Under the scope of the contract, the engineer will perform phase I - preliminary design, phase II - final design, phase III - construction phase services and additional services. Basic services fee for phase I is based on cost of time and materials with a not-to-exceed agreed upon amount. The basic services fees for phase II and phase III will be negotiated on a lump sum amount or reimbursable basis after the completion of phase I. The negotiated maximum for phase I basic services is \$98,542.00. The total basic services appropriation is \$634,162.00.

The contract also includes certain additional services to be paid either as lump sum or on a reimbursable basis. The additional services include environmental site assessment phase I, technical review committee presentation, surveying, environmental site assessment phase II, geotechnical investigations, tree protection plans, traffic control plans, storm water pollution prevention plans, right-of-way acquisitions, reproduction services, subsurface investigations, public meetings, permits, court-house research and drug testing. The total additional services appropriation is \$800,000.00.


The total cost of this project is \$1,650,000.00 to be appropriated as follows:

<u>Project</u>	<u>Contract Services</u>	<u>CIP Cost Recovery</u>	<u>Cost of Project</u>
Memorial Bend and Briar Forest	\$610,913.00	\$92,087.00	\$703,000.00
Briar Court	\$823,249.00	\$123,751.00	\$947,000.00
<b>Total</b>	<b>\$1,434,162.00</b>	<b>\$215,838.00</b>	<b>\$1,650,000.00</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.

**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24%. The engineer has proposed the following firms to achieve this goal.

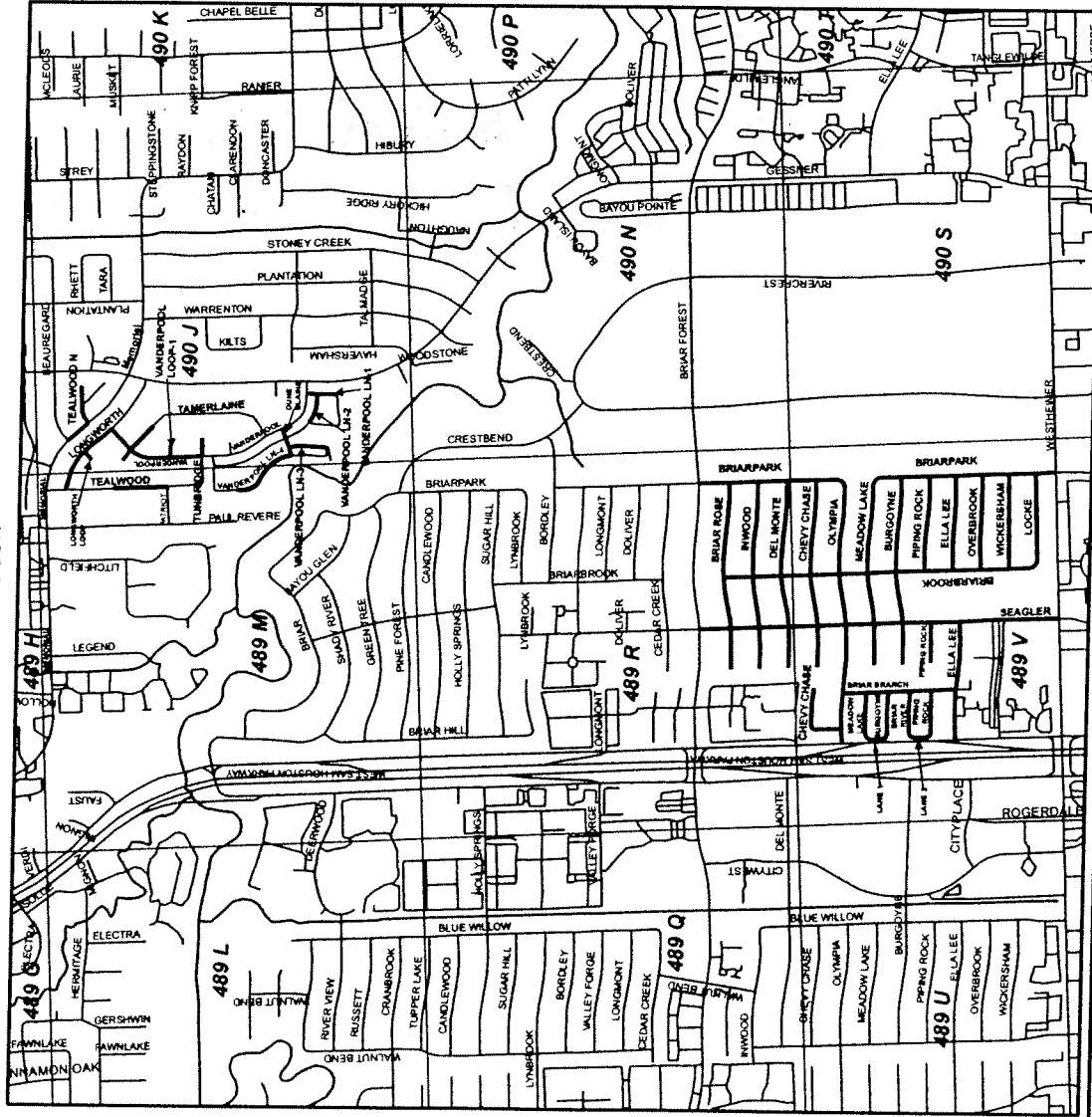
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. HVJ Associates, Inc.	Geotechnical Services/ Environmental Services	\$155,000.00	10.81%
2. Kuo & Associates, Inc.	Surveying Services	\$285,000.00	19.87%
	<b>TOTAL</b>	<b>\$440,000.00</b>	<b>30.68%</b>

  
DWK:DRM:RK:HH:SD:MHC:SS:stwt

H:\design\A-WS-DIV\WPDATA\MHC\Memorial Bend- Briar Forest and Briar Court\0212-0228\Pre Phase I\RCA Package\RCA Professional Services\_0212-0228\_022414.doc

WATER LINE REPLACEMENT IN BRIAR COURT AREA  
 WBS NO. S-000035-0228-3  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 ENGINEERING AND CONSTRUCTION DIVISION

KEY MAP: 489 M, R, V 490J  
 DISTRICT G



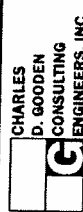
STREET NAME	FROM	TO	SIZE (INCH)	LENGTH (FEET)	COUNCIL DISTRICT
Tealwood	340' N. of Patriot	Patriot	20	540	G
Vanderpool	Longworth	Tunbridge Ln	8	1,120	G
Tamerlane	END (north)	COM limit	6	570	G
Longworth	Tealwood	Vanderpool	8	830	G
Memorial	Tealwood N	END (east)	6	440	G
Beauregard	Tealwood N	Tealwood N	8	340	G
Dune Blaine	Vanderpool Ln-4	Vanderpool	8	310	G
Vanderpool Ln-1	Vanderpool	END (south)	8	400	G
Vanderpool Ln-2	END (west)	Vanderpool Ln-1	8	270	G
Vanderpool Ln-3	Dune Blaine	END (south)	8	380	G
Vanderpool Ln-4	END (north)	Dune Blaine	8	500	G
Vanderpool Loop-1	Vanderpool	Loop E	8	300	G
Tunbridge	Vanderpool	END (east)	6	200	G
Longworth Loop	Longworth	Longworth	8	430	G
Briar Rose	END (west)	Briarpark	8	2,000	G
Del Monte	END (west)	Briarpark	8	2,000	G
Chevy Chase	END (west)	Briarpark	8	2,000	G
Olympia	West Sam Houston Parkway	Briarpark	8	2,780	G
Meadowlake	END (west)	Briarpark	8	1,980	G
Burgoyne	Briarbrook	Briarpark	8	980	G
Burgoyne	Seagler	Briarbrook	12	510	G
Burgoyne	END (west)	Seagler	6	420	G
Piping rock	END (west)	Seagler	6	420	G
Ella Lee	Briarbrook	Briarpark	8	1,000	G
Ella Lee	West Sam Houston Parkway	Seagler	8	1,230	G
Overbrook	Briarbrook	Briarpark	8	1,000	G
Wickersham	Briarbrook	Briarpark	8	1,000	G
Locke	Briarbrook	Briarpark	8	1,000	G
Briarpark	Briar Rose	Briarpark	8	1,000	G
Briarpark	Meadowlake	Locke	12	3,280	G
Seagler	Briar Forest	Westheimer	8	1,950	G
Meadow Lake	Briar Forest	Olympia	12	4,090	G
Burgoyne	Lane-1	Westheimer	8	540	G
Briar River	Lane-1	Briar Branch	8	540	G
Piping Rock	Lane-2	Briar Branch	8	540	G
Briar Branch	Olympia	Briar Branch	8	540	G
Lane-1	Ella Lee	Ella Lee	8	1,250	G
Lane-2	Meadow Lake	Burgoyne	8	200	G
Chevy Chase	Briar River	Piping Rock	8	820	G
		END (east)	6/8	820	G
		TOTAL		43,370	



CITY OF HOUSTON  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 WATER LINE REPLACEMENT IN BRIAR COURT AREA  
 WBS NO. S-000035-0228-3

PRE-TRC VICINITY MAP

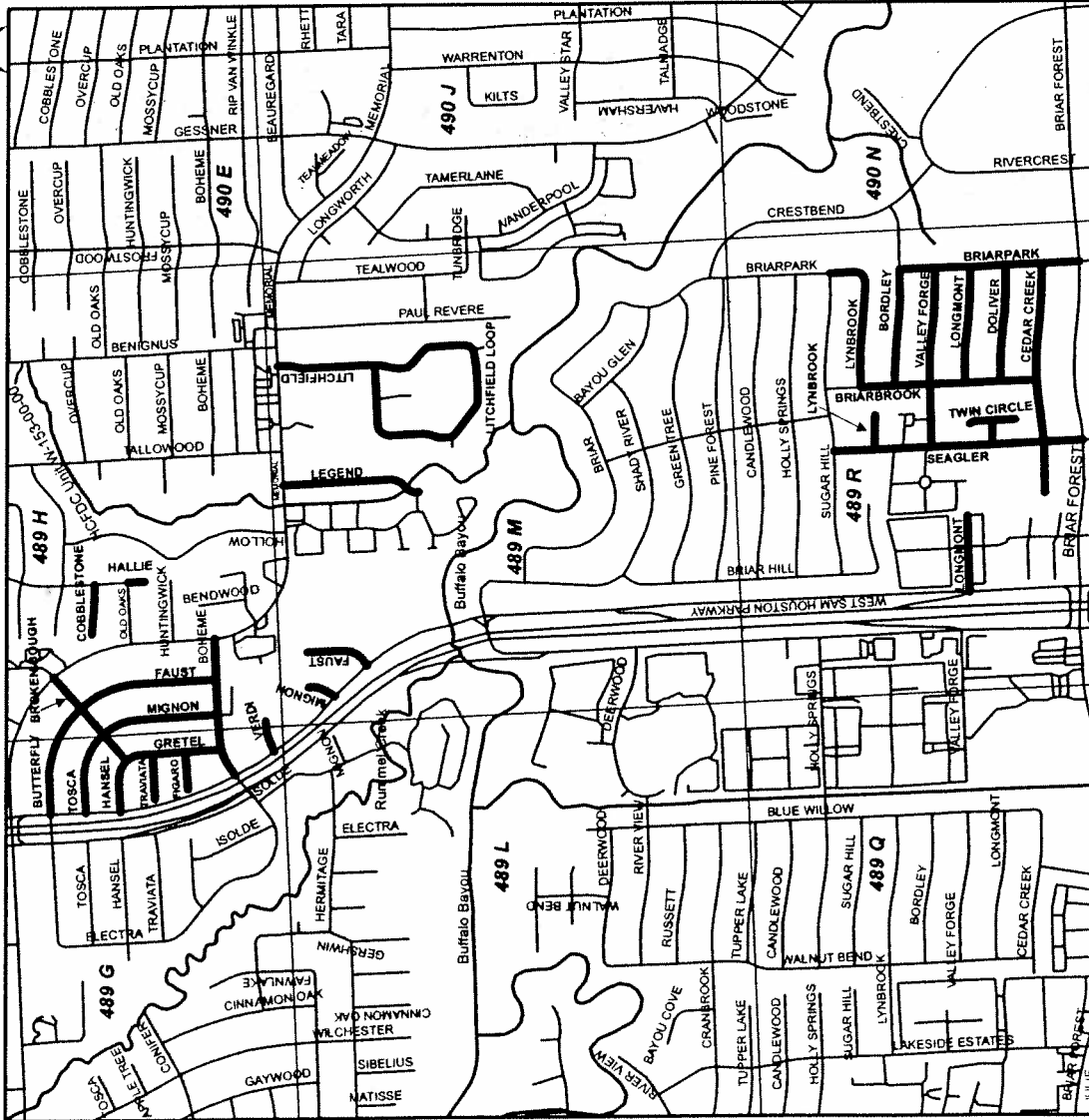
SCALE: NTS DATE: 2/25/2014



CHARLES  
 D. GOODEN  
 CONSULTING  
 ENGINEERS, INC.

2320 HOLMES RD, STE A  
 HOUSTON, TX 77051  
 TEL: (713) 600-8905 | FAX (713) 660-8817  
 TUBE FIRM REGISTRATION 4176

WATER LINE REPLACEMENT IN MEMORIAL BEND AND BRIAR FOREST AREA  
 WBS NO. S-000035-0212-3  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING KEY MAP: 489 G,H,M,R  
 ENGINEERING AND CONSTRUCTION DIVISION DISTRICT G

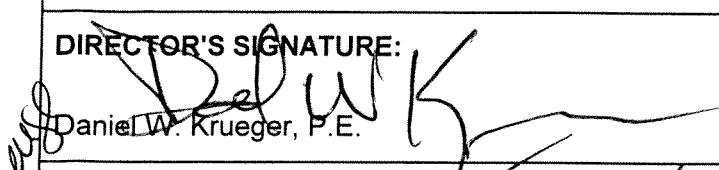
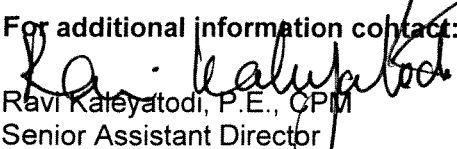



STREET NAME	FROM	TO	SIZE (INCH)	LENGTH (FEET)	COUNCIL DISTRICT
Butterfly	West Sam Houston Parkway	Broken Bough	8	900	G
Tosca	West Sam Houston Parkway	Broken Bough	8	700	G
Hansel	West Sam Houston Parkway	Broken Bough	8	500	G
Faust	Broken Bough	Boheme	8	1,200	G
Mignon	Broken Bough	Boheme	8	980	G
Gretel	Broken Bough	Boheme	8	760	G
Boheme	Memorial	Gretel/Hansel	8	930	G
West Sam Houston Parkway	Memorial	Memorial	8	1,200	G
Traviata	West Sam Houston Parkway	Gretel	6	400	G
Pagar	West Sam Houston Parkway	Gretel	6	300	G
Vardi	West Sam Houston Parkway	END (east)	6	360	G
Mignon	END (north)	West Sam Houston Parkway	6	280	G
Faust	END (north)	West Sam Houston Parkway	6	480	G
Cobblestone	END (west)	Hallie	6	450	G
Hallie	Old Oaks	END (south)	8	120	G
Litchfield	Memorial	END (south)	8	750	G
Litchfield Loop	Litchfield End	Litchfield End	8	3,220	G
Legend	Memorial	END (south)	8	1,000	G
Lynbrook	Briarbrook	Briarpark	8	980	G
Briarpark	Sugar Hill	Lynbrook	8	300	G
Lynbrook	Seagler	END (east)	6	400	G
Bordley	Briarbrook	Briarpark	8	960	G
Valley Forge	Seagler	Briarpark	8	1,550	G
Longmont	Briarbrook	Briarpark	8	960	G
Longmont	West Sam Houston Parkway	END (east)	8	650	G
Doliver	Briarbrook	Briarpark	8	960	G
Seagler	Seagler	Twin Circle	6	200	G
Twin Circle	END (north)	END (south)	6	360	G
Cedar Creek	END (west)	Briarpark	8	2,070	G
Seagler	Sugar Hill	Briar Forest	8	2,080	G
Briarbrook	Lynbrook	Cedar Creek	12	1,150	G
Briarpark	Bordley	Briar Forest	8	1,500	G
				TOTAL	28,660



CITY OF HOUSTON  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 WATER LINE REPLACEMENT IN MEMORIAL BEND AND BRIAR FOREST AREA  
 WBS NO. S-000035-0212-3

PRE-TRC VICINITY MAP  
 SCALE: NTS DATE: 02/25/2014  
 CHARLES D. GOODEN CONSULTING ENGINEERS, INC.  
 2320 HOLMES RD. STE A HOUSTON, TX 77051  
 TEL: (713) 660-6905 | FAX (713) 660-8817  
 TBPE FIRM REGISTRATION 4176

<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City of Houston and Parsons Brinckerhoff, Inc. for Hollister Road Paving & Drainage: White Oak Bayou to West Gulf Bank WBS No. N-000704-0001-3		<b>Page</b> 1 of 2	<b>Agenda Item #</b> 41
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014	
<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> A Se JK		
<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (832) 395-2326 4/15/14	<b>Date and identification of prior authorizing Council action:</b> Ordinance #2013-0265; Dated: 03/27/2013		
<b>RECOMMENDATION: (Summary)</b> Approve an Ordinance appropriating additional funds for Professional Engineering Services Contract with Parsons Brinckerhoff, Inc.			
<b>Amount and Source of Funding:</b> \$376,766.00 from Fund 4040 – METRO Projects Construction DDSRF. <i>M.P. 4/22/2014</i> Original (previous) appropriations of \$204,197.00 from Fund 4040 – METRO Projects Construction DDSRF.			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This project is part of the Street and Traffic Capital Improvement Plan (CIP) and will widen a thoroughfare and will improve traffic circulation, mobility and drainage in service area. These improvements will upgrade existing roadway to Major Thoroughfare Freeway Plan (MTFP) standards.			
<b>DESCRIPTION/SCOPE:</b> This project consists of the design of approximately 2,000 linear feet of existing undivided two lane roadway to a four lane divided roadway per Major Thoroughfare Freeway Plan (MTFP) standards. The proposed project improvements includes a four- lane divided concrete roadway with curbs, an efficient and cost effective underground drainage system to mitigate street flooding, new inlets, sidewalks, streetlights, signals and necessary underground utilities.			
<b>LOCATION:</b> The project area is generally bounded by White Oak Bayou on the south, West Gulf Bank on the north, North Houston Rosslyn on the east and Fairbanks North Houston on the west. The project is located in Key Map Grids 410R and 410V.			
<b>PREVIOUS HISTORY AND SCOPE:</b> City Council approved the original Contract Ordinance Number 2013-0265 on March 27, 2013. The scope of services under the Original Contract focused on the development of existing and proposed right of way mapping, drainage and cost estimates for each alternative presented in a Preliminary Engineering Report that provided recommendations for Final Design.			
<b>SCOPE OF SUPPLEMENT AND FEE:</b> Additional funds are needed to complete Phase II and Phase III Basic Services and Additional Services which were not previously appropriated. The requested additional appropriation will accomplish the following task: Phase II – Final Design, Phase III – Construction Phase Services, Additional Services and certain miscellaneous services if required. The amount of \$183,374.00 has been negotiated for Phase II – Final design Services and \$69,076.00 has been negotiated for Phase III – Construction Phase Services. The total Basic Services amount of \$252,450.00 is on a lump sum basis.			

LTS # 10340		REQUIRED AUTHORIZATION	CUIC ID #20SMC62
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City of Houston and Parsons Brinckerhoff, Inc. for Hollister Road Paving & Drainage: White Oak Bayou to West Gulf Bank  
WBS No. N-000704-0001-3

**Originator's Initials**  
SC

**Page**  
2 of 2

The additional appropriation also includes certain Additional Services to be paid as lump sum or on a reimbursable basis including surveying, environmental studies, traffic control plans, tree protection, storm water pollution prevention plans, street lighting and accessibility plan review and inspection. The total Additional Services appropriation is \$75,173.00.

The total requested appropriation is \$376,766.00 to be appropriated as follows: \$327,623.00 for contract services and \$49,143.00 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 for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

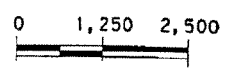
**M/WBE INFORMATION:** The M/WBE goal for the overall project is set at 24%. The current contract amount totals \$177,562.00. The consultant has been paid \$86,821.46 (48.90%) to date. Of this amount, \$6,853.25 (7.89%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract will be increased to \$505,185.00. The consultant has updated the following program to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Paid Prior M/WBE Commitment		\$6,853.25	1.36%
2. Unpaid Prior M/WBE Commitment		\$951.05	0.18%
3. Nathelyne A. Kennedy & Associates, L.P.	Engineering/Utility Coordination	\$68,339.00	13.53%
4. IDCUS Inc., DBA IDC Inc.	Water Line Design/Engineering	\$27,994.00	5.54%
5. Gunda Corporation, LLC	Traffic Engineering Services	<u>\$19,000.00</u>	<u>3.76%</u>
	<b>TOTAL:</b>	<b>\$123,137.30</b>	<b>24.37%</b>

*DRM:RK:JHK:SMC*  
DWK:DRM:RK:JHK:SMC

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ec: WBS No. N-000704-0001-3 (1.2 DSGN RCA)



PROJECT LIMITS

WHITE OAK BAYOU

W GULF BANK RD

FAIRBANKS N HOUSTON

W LITTLE YORK

HOLLISTER

N HOUSTON ROSSEL LN

W TIDWELL

BINGLE

290

**PARSONS  
BRINCKERHOFF**  
16285 Park Ten Place, Suite 400  
Houston, TX 77084 TBPE \* 2263

HOLLISTER ROAD  
FROM W GULF BANK  
TO NORTH OF WHITE OAK BAYOU

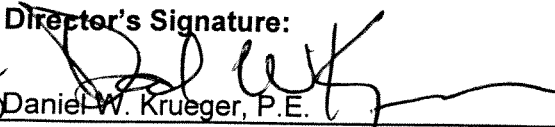
PROJECT LOCATION

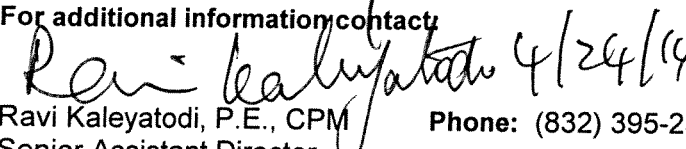
OCTOBER 2012

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

<b>SUBJECT:</b> Contract Award for Shepherd Drive Drainage and Paving Improvements WBS Nos. M-000267-0001-4; S-000500-0206-4 and R-000500-0206-4	<b>Page</b> 1 of 3	<b>Agenda Item #</b> 42
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 5/1/14	<b>Agenda Date:</b> MAY 07 2014
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> C, G
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM      Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
 Accept selected proposer, award Construction Contract and appropriate funds.

**Amount and Source of Funding:      \$ 25,292,500.00**

\$ 22,615,500.00 from Fund 4042 – Street & Traffic Control and Storm Drainage DDSRF  
 \$ 2,677,000.00 from Fund 8500 – Water and Sewer System Consolidated Construction *M.P. 4/24/2014*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Capital Improvement Plan and will construct storm drainage improvements to address and reduce the risk of structural flooding. Improvements include modification of street conveyance and sheet flow, and provide detention for mitigation.


**DESCRIPTION/SCOPE:** The scope of the work for this project includes the design and construction of new storm sewers ranging from 24-inch to 84-inch with outfall structure and bank stabilization at Buffalo Bayou, necessary concrete paving, curbs, sidewalks, driveways and underground utilities. Project will serve an area surrounding Shepherd Drive from Westheimer Road to Buffalo Bayou. The Construction Duration Days for this project is 370 calendar days. This project was designed by Klotz Associates, Inc.

**LOCATION:** This project area is generally bounded by Shepherd Drive on the west, McDuffie Street on the east, Buffalo Bayou on the north and Westheimer Road on the south. The project is located in Key Map Grids 492-L, M, Q, R and U.

**PROPOSALS:** The Request for Proposal was advertised in accordance with the requirements of the State of Texas procurement laws. Proposals were received on February 13, 2014. The proposals were evaluated based upon a cost plus time process, referred to as A+B, which factors cost plus time to determine the most competitive proposal. The proposals were selected based upon the following criteria:

- Total Proposal  
 Total Proposal = Proposal Price + (Construction Duration Days x \$10,500.00/day)  
 (Construction Duration Days provided by the Proposer)  
 (Road User Cost of \$10,500.00/day set by City)
- Hire Houston First – Bonus Points

**LTS No. 10383** **CUIC ID # 20RM03**

<b>Finance Department:</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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<b>Date</b>	<b>Subject:</b> Contract Award for Shepherd Drive Drainage and Paving Improvements WBS Nos. M-000267-0001-4; S-000500-0206-4 and R-000500-0206-4	<b>Originator's Initials</b>  Rm	<b>Page</b> <b>2 of 3</b>
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The six (6) proposers are as follows:

	<u>Proposer</u>	<u>Proposal Price</u>
1.	Oscar Renda Contracting, Inc.	\$ 25,118,340.85
2.	SER Construction Partners, LLC	\$ 26,398,113.20
3.	Reytec Construction Resources Inc.	\$ 28,117,925.95
4.	S.J. Louis Construction of Texas, Inc.	\$ 28,108,735.92
5.	Texas Sterling Construction Co.	\$ 29,655,427.40
6.	Total Contracting Limited	\$ 30,562,665.85

**AWARD:** It is recommended that this construction contract be awarded to Oscar Renda Contracting, Inc. with a total bid price of \$21,233,340.85 and that Addenda Numbers 1 thru 7 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$25,292,500.00 to be appropriated as follows:

•	Bid Price	\$21,233,340.85
•	Contingencies	\$1,061,667.04
•	Incentive value	\$472,500.00
•	Engineering and Testing Services	\$575,000.00
•	CIP Cost Recovery	\$646,992.11
•	Construction Management	\$1,303,000.00

Engineering and Testing Services will be provided by HTS, Inc. Consultants under a previously approved contract. Construction Management Services will be provided by Huitt-Zollars, Inc. under a previously approved contract.

Incentive value is \$472,500 maximum. This value represents the number of days between the contract substantial completion date and the early completion date, 45 calendar days maximum, multiplied by \$10,500.00 per day. The actual amount, if applicable, will be based upon the early completion date.

**HIRE HOUSTON FIRST:**

Compliance with the City's 'Hire Houston First' ordinance was one of three selection criteria on which the City based its evaluation and ranking of proposers for this project. The selected proposer was not compliant with Hire Houston First; however proposer received the highest points based on the selection criteria set forth in the contract documents.

**PAY OR PLAY PROGRAM:**

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

**M/WBE PARTICIPATION:** The contractor has submitted the following proposed program to satisfy the 11 % MBE goal and 7 % WBE goal for this project.

	<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	J.A. Gamez Trucking Services	Material Provider & Hauling	\$ 380,077.00	1.79%
2.	Reliable Signal & Lighting Solutions, LLC	Traffic Signals	\$ 777,140.00	3.66%
3.	DNA Trucking, Inc.	Material Provider & Hauling	\$ 380,077.00	1.79%
4.	Tricon Precast, Ltd.	Supplier of Concrete Barrier	\$ 127,400.00	0.60%
5.	Amani Engineering, Inc.	Surveying	\$ 38,220.00	0.18%
6.	Atlantic Petroleum & Mineral Resources, Inc.	Fuel Supplier	\$ 634,877.00	2.99%
	<b>TOTAL</b>		<b>\$2,337,791.00</b>	<b>11.01%</b>

<b>Date</b>	<b>Subject:</b> Contract Award for Shepherd Drive Drainage and Paving Improvements WBS Nos. M-000267-0001-4; S-000500-0206-4 and R-000500-0206-4	<b>Originator's Initials</b>	<b>Page 3 of 3</b>
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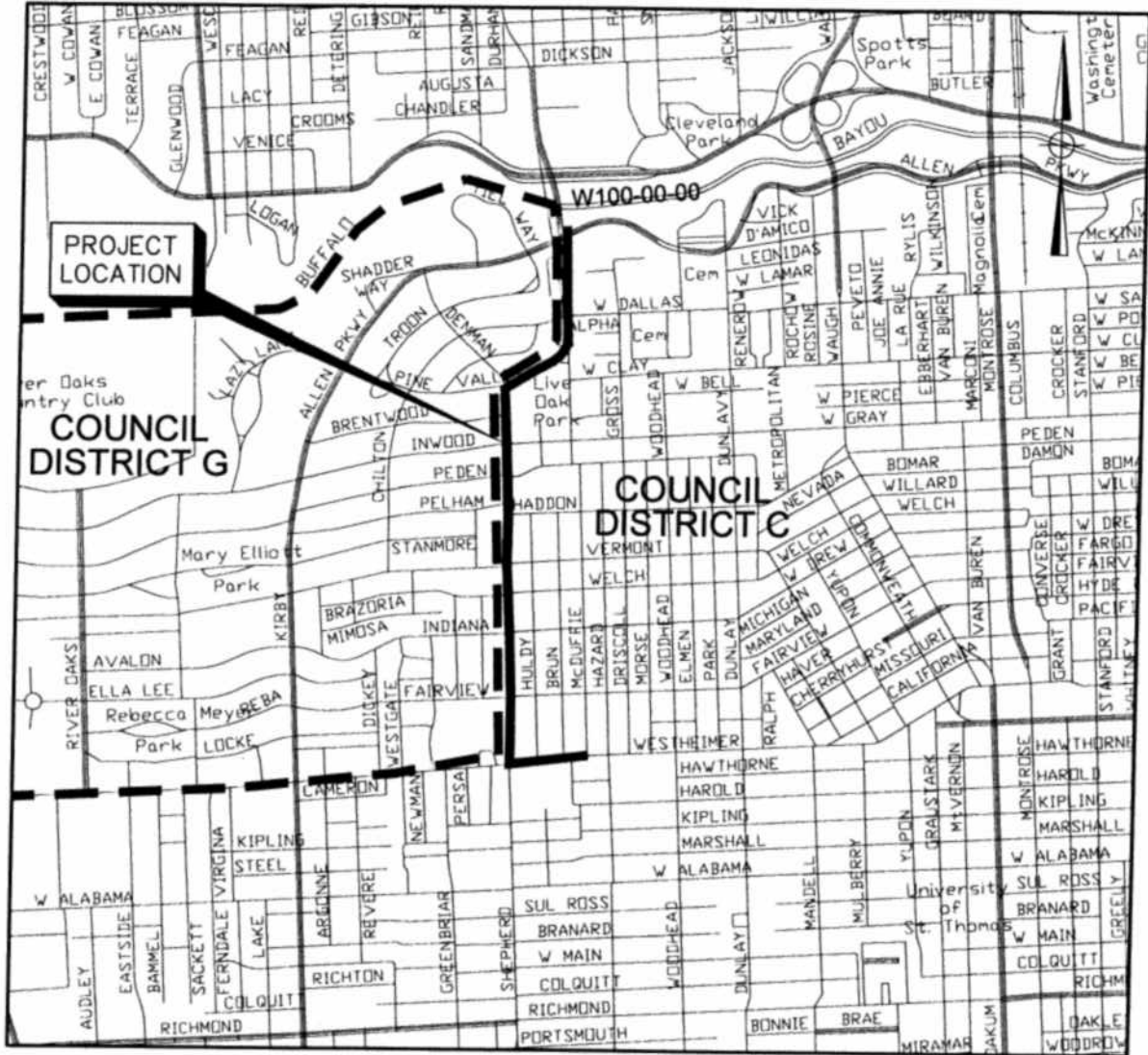
<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Choctaw Pipe & Equipment, Incorporated	Manhole, Pipe & Valve Supplier	\$1,437,497.00	6.77%
2. Republic Traffic Safety, Inc.	Traffic Control & Pavement Marking	\$ 59,453.00	0.28%
<b>TOTAL</b>		<b>\$1,496,950.00</b>	<b>7.05%</b>

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

*RMH*  
DWK:DRM:RK:DPS:EM:RM:kw

H:\design\STORM WATER ENGINEERING\SECTION00 - PROJECTS\Shepherd Drive Klotz M-000267\Shepherd Alignment\3.0 FINAL DESIGN (Ph 2)\3.7 AdvertisementsBidAward Records\POST BID DOCUMENTS & RCA Related\RCA\002 RCA [OscarRenda] [M-0267-3] 04.11.2014.doc

c: File No. M-000267-0001-4



**VICINITY MAP**

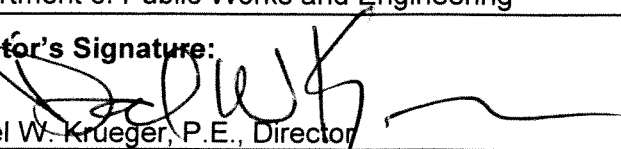
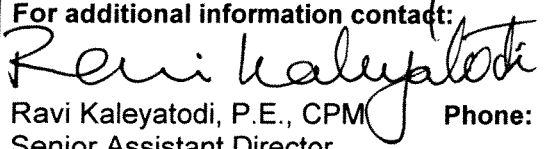
KEY MAP No. 492M, Q, R, U & V  
 GIMS MAP No. 5256b, 5257d,  
 5357a, 5357c & 5356a  
 COUNCIL DISTRICTS: C & G

J:\0101.059.000\07.00 CAD\2012 Exhibits\Location and Vicinity Map Exhibits\_Rev.2014\April8.dwg, Apr. 08 2014

<p><b>klotz associates</b>          1160 Dolry Ashford, Suite 500          Houston, Texas 77079          T 281.586.7257 F 281.586.7308          houston.office@klotz.com          Texas PE Firm Reg. # F-928</p>	
<p>VICINITY MAP</p>	
<p>CITY OF HOUSTON          SHEPHERD DRIVE          DRAINAGE AND PAVING</p>	
<p>WBS No: M-000267-0001-4</p>	
<p>SCALE: NTS</p>	
<p>DATE: 4/08/14</p>	

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Wastewater System/Substitute Service Support – St. George Place. WBS No. R-002015-0006-4.		<b>Page</b> 1 of 2	<b>Agenda Item #</b> 43
<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date:</b> 5/1/14	<b>Agenda Date:</b> MAY 07 2014
<b>Director's Signature:</b>  Daniel W. Krueger, P.E., Director		<b>Council District affected:</b> C, G & J RCM	
<b>For additional information contact:</b>  4/14/14 Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director		<b>Date and identification of prior authorizing Council action:</b>	

**RECOMMENDATION: (Summary)**  
Accept low bid, award construction Contract and appropriate funds.

**Amount and Source of Funding:** \$386,100.00 Water and Sewer System Consolidated Construction Fund No. 8500.  
M.P. 4/21/2014

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Neighborhood Back Lot Wastewater Substitute Service program and is required to provide the relocation of sanitary sewer service lines from back lots to front lots.

**DESCRIPTION/SCOPE:** This project consists of relocation of sanitary sewer lines for 60 properties in various locations within the City of Houston. The relocations include the abandonment of sewer laterals to the back lot sewer mains, the construction of new sewer service leads on existing sewer mains with the street right-of-way, and the connection of new sewer laterals to sewer service leads within the street right-of-way.

The Contract duration for this project is 270 calendar days. This project was designed by Sander Engineering, Inc.

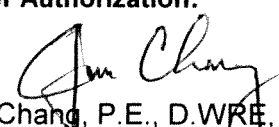

**LOCATION:** The project area is generally bound by Allen Parkway on the North, Kirby Dr. on the West, W. Alabama St. on the South, and Taft St. and Garrott on the East; and W. Alabama St. and Westheimer Rd. on the North, Chimney Rock Rd. on the West, Richmond Ave. on the South, and S. Rice Ave. on the East. The project is located in Key Map Grids 491T, U, X, & Y, 492R & U, & 493N.

**BIDS:** This project was advertised for bidding on January 31, 2014. Bids were received on February 27, 2014. The five (5) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. DG Medina Construction, LLC	\$335,772.00
2. Reliance Construction Services, L.P.	\$419,692.04
3. Horseshoe Construction, INC.	\$420,122.04
4. Grava LLC	\$438,652.04
5. T Construction L.L.C.	\$593,132.04

LTS No. 10184

CUIC ID #20RCM34

<b>Finance Department:</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Wastewater System/Substitute Service Support – St. George Place. WBS No. R-002015-0006-4.	Originator's Initials <i>RCM</i>	Page 2 of 2
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**AWARD:** It is recommended that this construction contract be awarded to DG Medina Construction, LLC with a low bid of \$335,772.00.

**PROJECT COST:** The total cost of this project is \$386,100.00 to be appropriated as follows:

- Bid Amount \$335,772.00
- Contingencies \$ 16,788.60
- Engineering and Testing Services \$ 10,000.00
- CIP Cost Recovery \$ 23,539.40

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

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

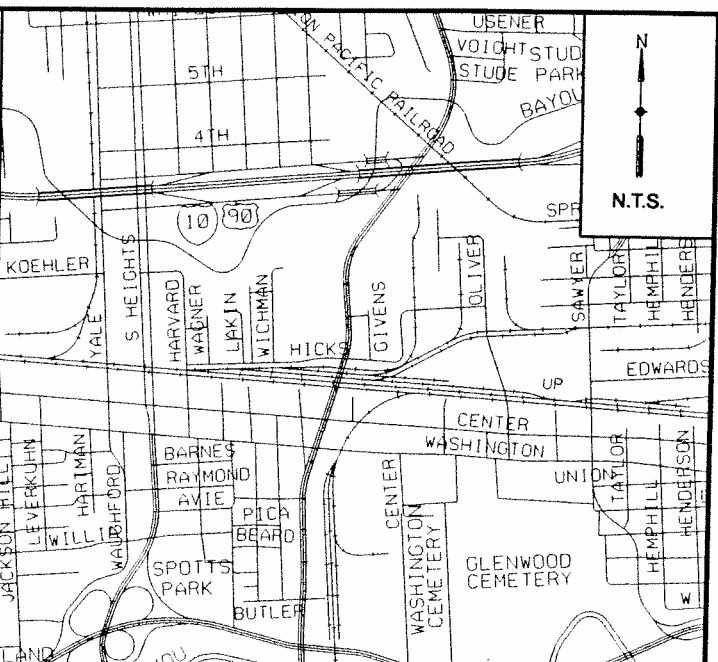
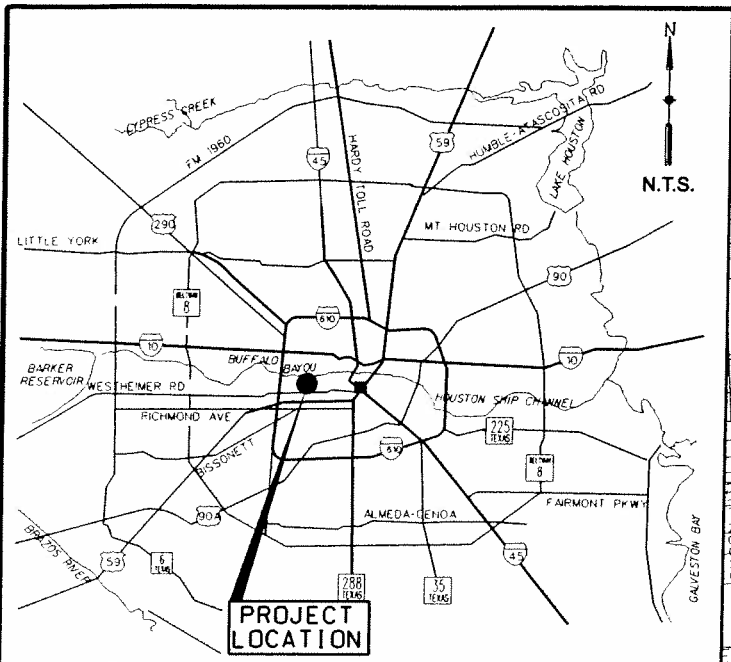
**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

**M/WSBE PARTICIPATION:** No City M/WSBE participation goal has been established for this project, as the contract will not be a goal oriented contract per Section 15-82 of the Code of Ordinances.

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

*RCM*  
DWK:DRM:RK:EN:IMR:RCM:pa

c: File No. R-002015-0006-4



**WORK ORDER**

- GREENBRIAR
- W. POLK
- W. GRAY
- W. BELL
- W. PIERCE
- PEDEN
- BOMAR
- WAUGH
- CROCKER
- STANFORD
- WELCH
- WILLARD

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

WASTEWATER SUBSTITUTE SERVICE PROGRAM  
WBS NO. R-002015-0006-4

**SANDER ENGINEERING CORPORATION**

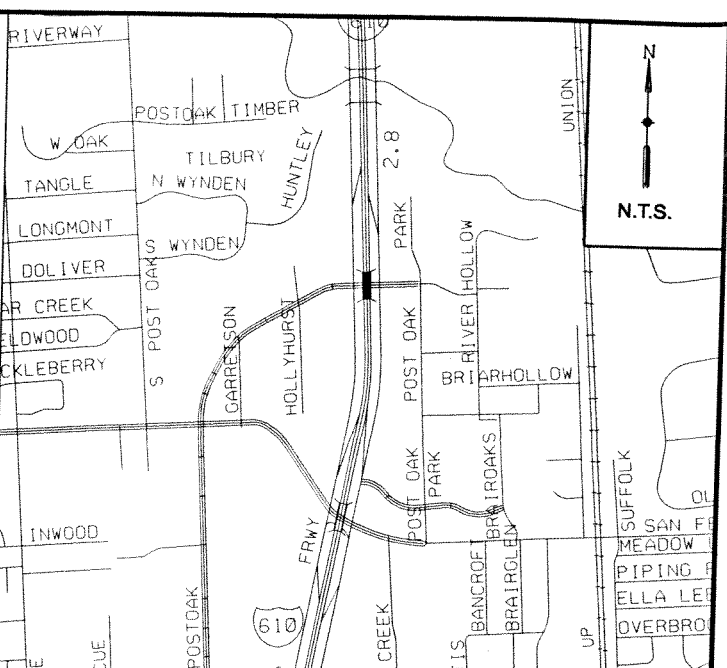
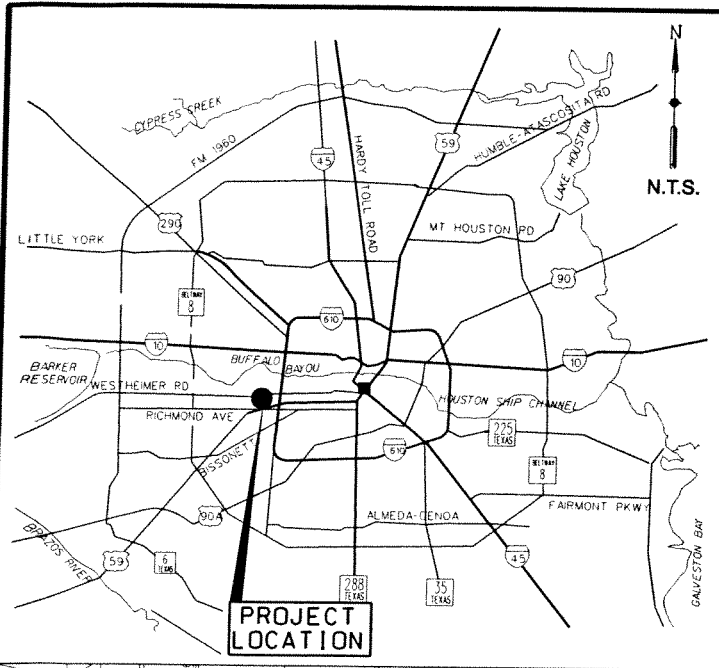
1250 W SAM HOUSTON PKWY SOUTH  
SUITE 400  
HOUSTON TEXAS, 77042  
(713) 784-4830  
TEXAS BOARD OF PROFESSIONAL ENGINEERS FIRM NO. F-511

**VICINITY MAP**

WORK ORDER NO. (SEE LIST)  
COUNCIL DISTRICT C  
KEY MAP: 492R, 492U, 493N

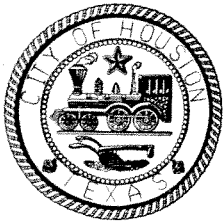


P:\11-955-COH-CALL-SANITARY\01-EXHIBITS\2014 VICINITY MAP-2.dgn 1/7/2014



**WORK ORDER**

McCULLOCH  
VAL VERDE  
DOLORES  
NAVARRO  
LAMPASAS



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

WASTEWATER SUBSTITUTE SERVICE PROGRAM  
WBS NO. R-002015-0006-4

**SANDER ENGINEERING CORPORATION**

1250 W SAM HOUSTON PKWY SOUTH  
SUITE 400  
HOUSTON TEXAS, 77042  
(713) 784-4830  
TEXAS BOARD OF PROFESSIONAL ENGINEERS FIRM NO. F-517

**VICINITY MAP**

WORK ORDER NO. (SEE LIST)  
COUNCIL DISTRICTS G & J  
KEY MAP: 491T, 491U, 491X, 491Y

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Water Line Replacement in Westchester I Area WBS No. S-000035-0131-4	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 44
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 5/1/14	<b>Agenda Date:</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b> <i>Daniel W. Krueger, P.E., Director</i>	<b>Council District affected:</b> G
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<b>For additional information contact:</b> Ravi Kafayatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**  
\$3,065,200.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 4/17/2014*

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

**DESCRIPTION/SCOPE:** This project consists of approximately 31,525 linear feet of 6-inch and 8-inch diameter water lines, valves and appurtenances. The contract duration for this project is 270 calendar days. This project was designed by Pepe Engineering, Ltd.

**LOCATION:** The project area is generally bound by Memorial Drive on the north, Buffalo Bayou on the south, Clear Spring Drive on the east, and Thicket Lane on the west. The project is located in Key Map Grids 488 H, 488 M and 489 J.

**BIDS:** The project was advertised for bidding on February 21, 2014. Bids were received on March 13, 2014. The four (4) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. D.L. Elliott Enterprises, Inc.	\$2,666,848.50
2. Scohil Construction Services, LLC	\$3,076,538.00
3. CAAN Construction Services, Inc.	\$3,343,160.00
4. Resicom, Inc.	\$4,657,467.00

LTS No.: 10366 CUIC ID # 20SD98

<b>Finance Department</b>	<b>Other Authorization:</b> <i>Jun Chang</i> Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	<b>Other Authorization:</b> <i>Daniel R. Menendez</i> Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
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*NOT*



**AWARD:** It is recommended that this construction contract be awarded to D.L Elliott Enterprises, Inc. with a low bid of \$2,666,848.50 and that no Addendum be made a part of this contract.

**PROJECT COST:** The total cost of this project is \$3,065,200.00 to be appropriated as follows:

•	Bid Amount	\$2,666,848.50
•	Contingencies	\$133,343.00
•	Engineering and Testing Services	\$60,000.00
•	CIP Cost Recovery	\$80,008.50
•	Construction Management	\$125,000.00

Engineering and Testing Services will be provided by Raba-Kistner Consultants, Inc. under a previously approved contract.

Construction Management Services will be provided by Jacobs Project Management Co. under a previously approved contract.

**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.

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

**M/WSBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the 12% MBE goal and 8% WBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Reyes Pineda Construction Inc, DBA R P Construction	Replacement of Water Lines, Fire Hydrants, Water Taps	\$192,014.00	7.20%
2. Castaneda Trucking Boring & Tunneling	Boring & Tunneling Services	\$80,006.00	3.00%
3. Ramon's Trucking	Hauling by Dump Truck	\$48,004.00	1.80%
	<b>MBE Subtotal</b>	<b>\$320,024.00</b>	<b>12.00%</b>
<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Gama Contracting Services	Supplier of PVC Pipes, Gate Valves	\$106,674.00	4.00%
2. Barron Contractors	Underground Utility Services	\$80,006.00	3.00%
	<b>WBE Subtotal</b>	<b>\$186,680.00</b>	<b>7.00%</b>
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Mickie Service Company, Inc.	Installation of Hot Taps	\$26,670.00	1.00%
	<b>SBE Subtotal</b>	<b>\$26,670.00</b>	<b>1.00%</b>
	<b>TOTAL</b>	<b>\$533,374.00</b>	<b>20.00%</b>

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

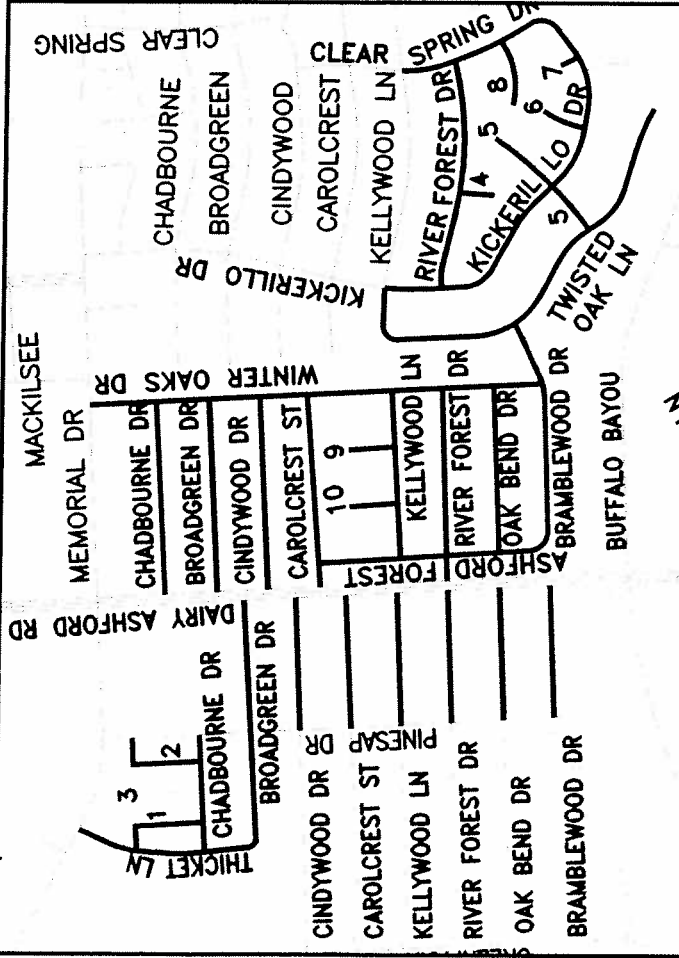
DWK:DRM:RK:HF:SD:SS:ss

H:\design\A-WS-DIV\WPDATA\IMHC\4600010990 Westchester - Ashford Forest\Westchester-Ashford Forest\0131\POST BID\Post Bid Docs\RCA Package\RCA-Westchester I-0131-041614.doc

c: File No. S-000035-0131-3 (3.7)

**WATER LINE REPLACEMENT IN WESTCHESTER I AREA**  
**WBS No. S-000035-0131-4**

**DEPARTMENT OF PUBLIC WORKS AND ENGINEERING**  
**ENGINEERING AND CONSTRUCTION DIVISION**



**KEY MAP NO. 488 H, M & 489 J**  
**CITY COUNCIL DISTRICT: G**  
**COUNCIL MEMBER: OLIVER PENNINGTON**

**LEGEND**

- PROJECTSCOPE
- 1 LANE 1
- 2 LANE 2
- 3 CHADBOURNE CT
- 4 RIVER FOREST CT
- 5 HEATHERFIELD
- 6&7 KICKERILLO CT
- 8 RADBROOK LN
- 9 HUNTERS DEN DR
- 10 BRIAR PATH DR



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

**WATER LINE REPLACEMENT**  
**IN WESTCHESTER I AREA**  
**WBS No. S-000035-0131-4**

STREET	FROM	TO	PIPE SIZE INCH	LENGTH FT	COUNCIL DISTRICT
<b>GIS MAP 4867 C, D; KEY MAP 488 H, M &amp; 489 J</b>					
THICKET LN	MEMORIAL DR	BROADGREEN DR	6.8	1,004	C
BROADGREEN DR	THICKET LN	END (EAST)	8	1,408	C
LANE-1	THICKET LN	CHADBOURNE DR	8	461	C
LANE-2	PIPESAP DR	CHADBOURNE DR	8	520	C
CHADBOURNE DR	THICKET LN	PIPESAP DR	8	664	G
CINDYWOOD DR	PIPESAP DR	END (EAST)	8	728	G
CAROLCREST ST	PIPESAP DR	DAIRY ASHFORD RD	8	652	C
KELLYWOOD LN	PIPESAP DR	END (EAST)	8	740	G
RIVER FOREST DR	PIPESAP DR	END (EAST)	8	751	G
OAK BEND DR	PIPESAP DR	END (EAST)	8	755	C
BRAMBLEWOOD DR	PIPESAP DR	DAIRY ASHFORD RD	8	668	G
CHADBOURNE DR	DAIRY ASHFORD RD	WINTER OAKS DR	6.8	1,031	C
BROADGREEN DR	DAIRY ASHFORD RD	WINTER OAKS DR	6.8	1,051	G
CINDYWOOD DR	DAIRY ASHFORD RD	WINTER OAKS DR	6.8	1,060	G
CAROLCREST ST	DAIRY ASHFORD RD	WINTER OAKS DR	8	1,057	C
KELLYWOOD LN	ASHFORD FOREST DR	WINTER OAKS DR	8	810	G
RIVER FOREST DR	DAIRY ASHFORD RD	WINTER OAKS DR	6.8	1,034	G
OAK BEND DR	ASHFORD FOREST DR	WINTER OAKS DR	8	990	C
BRAMBLEWOOD DR	ASHFORD FOREST DR	TWISTED OAK LN	8	1,331	G
BRIAR PATH DR	LOOP	KELLYWOOD LN	8	590	C
HUNTERS DEN DR	LOOP	KELLYWOOD LN	8	594	C
ASHFORD FOREST DR	CAROLCREST ST	BRAMBLEWOOD DR	8	1,296	G
WINTER OAKS DR	MEMORIAL DR	BRAMBLEWOOD DR	6.8	2,650	C
KELLYWOOD LN	TWISTED OAK LN	KICKERILLO DR	6.8	388	G
TWISTED OAK LN	KELLYWOOD LN	END (EAST)	8	2,287	C
KICKERILLO DR	KELLYWOOD LN	CLEAR SPRING DR	8	2,362	C
CLEAR SPRING DR	KELLYWOOD LN	KICKERILLO DR	8	764	G
HEATHERFIELD DR	LOOP	TWISTED OAK LN	8	851	C
KICKERILLO CT (6,7)	LOOP	KICKERILLO DR	8	524	G
RIVERFOREST CT	RIVERFOREST DR	LOOP	8	420	C
RIVERFOREST DR	KICKERILLO DR	CLEAR SPRING DR	8	1,268	G
RADBROOK LN	LOOP	CLEAR SPRING DR	8	816	C
			TOTAL	31,525	

**ED-READY WCNTY MAP**  
**SCALE: NTS**      **DATE: 02.20.2014**



11999 KATY FREEWAY, SUITE 340  
 HOUSTON, TEXAS 77079  
 TELEPHONE: (281)293-0856  
 mail@pepe-engineering.com  
 TBPE REGISTRATION NO. F-2736

**REQUEST FOR COUNCIL ACTION**

**O: Mayor via City Secretary**

**SUBJECT:** Contract Award for Water Line Replacement in Ashford Forest Area  
WBS No. S-000035-0132-4

Page  
1 of 2

Agenda Item #  
*45*

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

**Origination Date:**  
*5/1/14*

**Agenda Date:**  
MAY 07 2014

**DIRECTOR'S SIGNATURE:**  
*[Signature]*  
Daniel W. Krueger, P.E., Director

**Council District affected:**  
*[Signature]* G

**For additional information contact:**  
*Ravi Kaleyatodi 9/14/14*  
Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326  
Senior Assistant Director

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

**RECOMMENDATION: (Summary)**

Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**

\$2,017,600.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *WRP 4/22/2014*

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

**DESCRIPTION/SCOPE:** This project consists of approximately 19,803 linear feet of 6-inch, 8-inch and 12-inch diameter water lines, valves and appurtenances. The contract duration for this project is 190 calendar days. This project was designed by Pepe Engineering, Ltd.

**LOCATION:** The project area is generally bound by Buffalo Bayou on the north, Briar Forest Drive on the south, Lashbrook Drive on the east, and S. Dairy Ashford on the west. The project is located in Key Map Grids 488 M, 488 R and 489 J.

**BIDS:** The project was advertised for bidding on February 21, 2014. Bids were received on March 13, 2014. The five (5) bids are as follows:

Bidder	Bid Amount
1. D.L. Elliott Enterprises, Inc.	\$1,706,083.00
2. Tikon Group, Inc.	\$1,829,088.60
3. Scohil Construction Services, LLC	\$2,149,521.00
4. CAAN Construction Services, Inc.	\$2,198,400.00
5. Resicom, Inc.	\$3,170,643.00

LTS No.: 10367

CUIC ID # 20SD99

Finance Department

**Other Authorization:**  
*[Signature]*  
Jun Chang, P.E., D.WRE  
Deputy Director  
Public Utilities Division

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

**AWARD:** It is recommended that this construction contract be awarded to D.L Elliott Enterprises, Inc. with a low bid of \$1,706,083.00 and that no Addendum be made a part of this contract.

**PROJECT COST:** The total cost of this project is \$2,017,600.00 to be appropriated as follows:

• Bid Amount	\$1,706,083.00
• Contingencies	\$85,305.00
• Engineering and Testing Services	\$50,000.00
• CIP Cost Recovery	\$51,212.00
• Construction Management	\$125,000.00

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

Construction Management Services will be provided by Jacobs Project Management Co. under a previously approved contract.

**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.

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

**M/WSBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the 12% MBE goal and 8% WBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Reyes Pineda Construction Inc, DBA R P Construction	Replacement of Water Lines, Fire Hydrants, Water Taps	\$122,840.00	7.20%
2. Castaneda Trucking Boring & Tunneling	Boring & Tunneling Services	\$51,190.00	3.00%
3. Ramon's Trucking	Hauling by Dump Truck	\$30,710.00	1.80%
	<b>MBE Subtotal</b>	<b>\$204,740.00</b>	<b>12.00%</b>
<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Gama Contracting Services	Supplier of PVC Pipes, Gate Valves	\$68,250.00	4.00%
2. Barron Contractors	Underground Utility Services	\$51,190.00	3.00%
	<b>WBE Subtotal</b>	<b>\$119,440.00</b>	<b>7.00%</b>
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Mickie Service Company, Inc.	Installation of Hot Taps	\$17,061.00	1.00%
	<b>SBE Subtotal</b>	<b>\$17,061.00</b>	<b>1.00%</b>
	<b>TOTAL</b>	<b>\$341,241.00</b>	<b>20.00%</b>

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

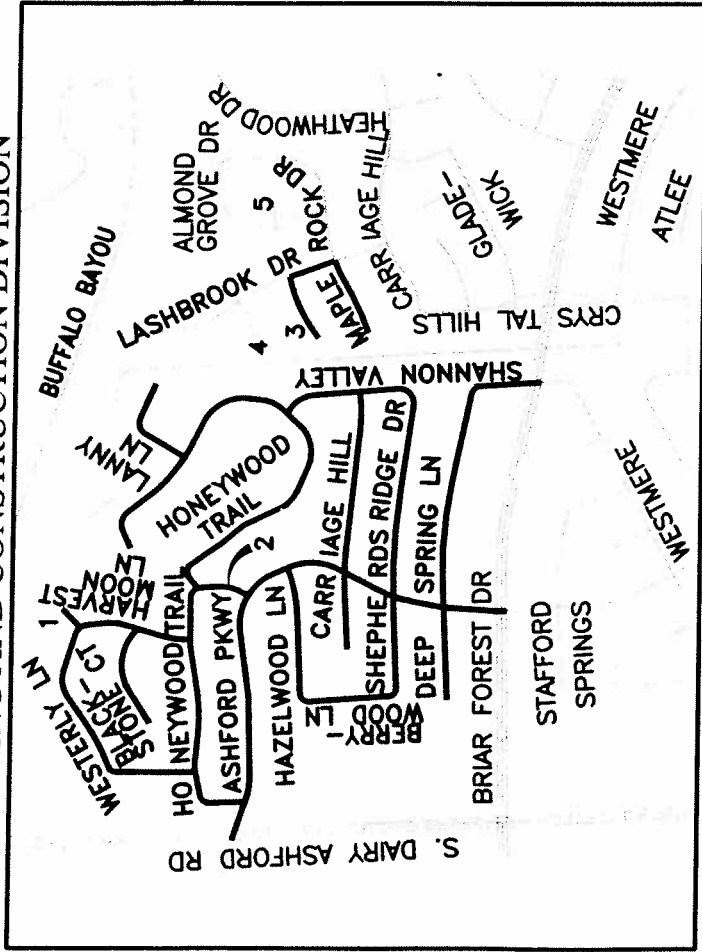
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c: File No. S-000035-0132-3 (3.7)

**WATER LINE REPLACEMENT IN ASHFORD FOREST AREA**  
**WBS No. S-000035-0132-4**

**DEPARTMENT OF PUBLIC WORKS AND ENGINEERING**  
**ENGINEERING AND CONSTRUCTION DIVISION**



**KEY MAP NO. 488 M, R & 489 J**  
**CITY COUNCIL DISTRICT: G**  
**COUNCIL MEMBER: OLIVER PENNINGTON**

- LEGEND**
- PROJECT SCOPE
  - 1 HARVEST MOON LN
  - 2 SPANISH MOSS LN
  - 3 CLEARFORK DR
  - 4 DRAKEMILL DR
  - 5 ALMOND GROVE CT

STREET	FROM	TO	PIPE SIZE INCH	LENGTH FT	COUNCIL DISTRICT
ASHFORD PARKWAY	S. DAIRY ASHFORD RD	BRIAR FOREST DR	12	2,932	G
HONEYWOOD TRAIL	ASHFORD PARKWAY	HARVEST MOON LN	8	1,121	G
HONEYWOOD TRAIL	HARVEST MOON LN	SPANISH MOSS LN	8	265	G
HONEYWOOD TRAIL	SPANISH MOSS LN	LANNY LN	8	2,203	G
HONEYWOOD TRAIL	END (WEST)	LANNY LN	6.8	695	G
LANNY LN	HONEYWOOD TRAIL	END (EAST)	8.6	608	G
SPANISH MOSS LN	HONEYWOOD TRAIL	ASHFORD PARKWAY	8	296	G
WESTERLEY LN	HONEYWOOD TRAIL	HARVEST MOON LN	8	1,363	G
BLACKSTONE CT	END (WEST)	HARVEST MOON LN	6.8	575	G
HARVEST MOON LN	LOOP	WESTERLEY LN	8	366	G
HARVEST MOON LN	WESTERLEY LN	HONEYWOOD TRAIL	8	706	G
HAZELWOOD LN	BERRYWOOD LN	ASHFORD PARKWAY	8	756	G
BERRYWOOD LN	HAZELWOOD LN	SHEPHERDS RIDGE DR	8	541	G
SHEPHERDS RIDGE DR	BERRYWOOD LN	SHANNON VALLEY DR	8	1,716	G
SHANNON VALLEY DR	HONEYWOOD TRAIL	SHEPHERDS RIDGE DR	8	733	G
CARRIAGE HILL DR	END (WEST)	ASHFORD PARKWAY	6.8	625	G
CARRIAGE HILL DR	ASHFORD PARKWAY	SHANNON VALLEY DR	8	1,009	G
SHANNON VALLEY DR	DEEP SPRING LN	BRIAR FOREST DR	8	296	G
DEEP SPRING LN	END (WEST)	ASHFORD PARKWAY	6.8	592	G
DEEP SPRING LN	ASHFORD PARKWAY	SHANNON VALLEY DR	8	1,256	G
LASHBROOK DR	CLEARFORK DR	MAPLE ROCK DR	8	236	G
MAPLE ROCK DR	END (WEST)	LASHBROOK DR	6.8	506	G
CLEARFORK DR	END (WEST)	LASHBROOK DR	6.8	407	G
			TOTAL	19,803	



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

**WATER LINE REPLACEMENT**  
**IN ASHFORD FOREST AREA**  
**WBS No. S-000035-0132-4**

**PEPE ENGINEERING**  
 11999 KATY FREEWAY, SUITE 340  
 HOUSTON, TEXAS 77079  
 TELEPHONE: (281)293-0856  
 mailbox@pepe-engineering.com  
 TBPE REGISTRATION NO. F-2736

**SCALE: NTS**      **DATE: 02.20.2014**

**80-READY VICINITY MAP**

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Water Line Replacement in Shadydale Area WBS No. S-000035-0146-4	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 46
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 5/1/14	<b>Agenda Date:</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b> Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> 30. B
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<b>For additional information contact:</b> Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**  
\$4,916,400.00 from Water and Sewer System Consolidated Construction Fund No. 8500. W.P. 4/17/2014

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

**DESCRIPTION/SCOPE:** This project consists of approximately 42,612 linear feet of 4-inch, 6-inch, 8-inch, 12-inch and 16-inch diameter water lines, valves and appurtenances. The contract duration for this project is 390 calendar days. This project was designed by Isani Consultants, L.P.

**LOCATION:** The project area is generally bound by Camay Drive on the north, Laura Koppe Road on the south, Sherbourne Street on the east, and Bertwood Street on the west. The project is located in Key Map Grids 454 D & H, 455 A & E.

**BIDS:** The project was advertised for bidding on February 21, 2014. Bids were received on March 13, 2014. The five (5) bids are as follows:

Bidder	Bid Amount
1. McKinney Construction, Inc.	\$4,282,486.00
2. DCE Construction, Inc.	\$4,660,657.00
3. Resicom, Inc.	\$4,894,358.00
4. CAAN Construction Services, Inc.	\$4,933,575.00
5. D.L. Elliott Enterprises, Inc.	\$5,403,567.00

LTS No.: 10295 CUIC ID # 20MHC21 NDT

<b>Finance Department</b>	<b>Other Authorization:</b> Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	<b>Other Authorization:</b> Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
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**AWARD:** It is recommended that this construction contract be awarded to McKinney Construction, Inc. with a low bid of \$4,282,486.00 and that no Addendum be made a part of this contract.

**PROJECT COST:** The total cost of this project is \$4,916,400.00 to be appropriated as follows:

- Bid Amount \$4,282,486.00
- Contingencies \$214,125.00
- Engineering and Testing Services \$120,000.00
- CIP Cost Recovery \$299,789.00

Engineering and Testing Services will be provided by JRB Engineering, LLC under a previously approved contract.

**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.

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

**M/WSBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the 12% MBE goal and 8% WBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Texas Fluid Power Products Inc.	Valves for Various Services	\$428,250.00	10.00%
2. R B Landscaping Company	Landscaping Service	\$85,650.00	2.00%
<b>MBE Subtotal</b>		<b>\$513,900.00</b>	<b>12.00%</b>
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Miranda Trucking & Services Inc.	Haul Materials/ Trucking Services	\$128,475.00	3.00%
2. Mickie Service Company, Inc.	Installation of Hot Taps	\$42,825.00	1.00%
<b>SBE Subtotal</b>		<b>\$171,300.00</b>	<b>4.00%</b>
<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. C&C Traffic Control	Traffic Control Services	\$171,300.00	4.00%
<b>WBE Subtotal</b>		<b>\$171,300.00</b>	<b>4.00%</b>
<b>TOTAL</b>		<b>\$856,500.00</b>	<b>20.00%</b>

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

DWK:DRM:RK:HH:SD:SS:ss

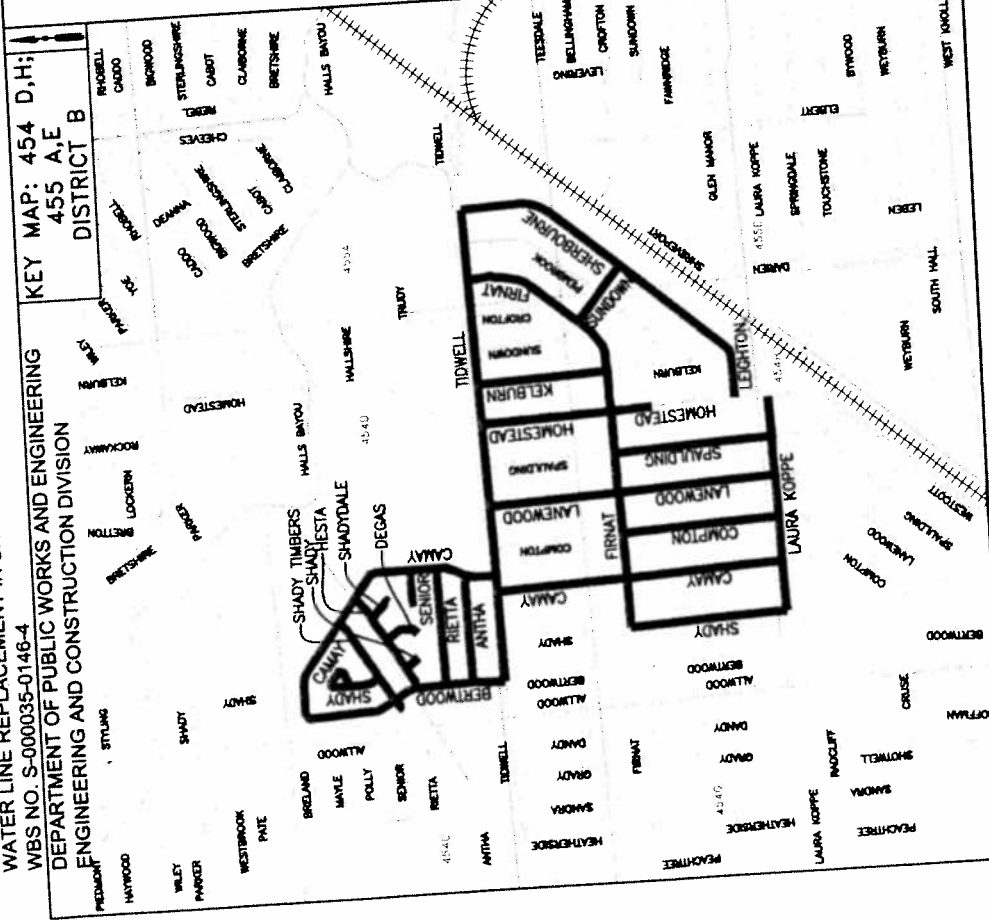
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c: File No. S-000035-0146-3 (3.7)

**WATER LINE REPLACEMENT IN SHADYDALE AREA**

WBS NO. S-000035-0146-4  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 ENGINEERING AND CONSTRUCTION DIVISION

KEY MAP: 454 D,H;  
 455 A,E  
 DISTRICT B



STREET NAME	FROM	TO	SIZE (INCH)	LENGTH (FEET)	COUNCIL DISTRICT
SHERBOURNE	TIDWELL	KELBURN	8	3,080	B
LEIGHTON	KELBURN	HOMESTEAD	8	396	B
SUNDOWN	FIRNAT	SHERBOURNE	8	726	B
FIRNAT	TIDWELL	HOMESTEAD	16	2,151	B
FIRNAT	HOMESTEAD	SPALDING	8	513	B
FIRNAT	SPALDING	SHADY	8	1,748	B
TIDWELL	SHERBOURNE	BERTWOOD	8,12	5,361	B
LANEWOOD	TIDWELL	LAURA KOPPE	8	2,946	B
SPALDING	FIRNAT	LAURA KOPPE	16	1,652	B
COMPTON	FIRNAT	LAURA KOPPE	8	1,648	B
SHADY	FIRNAT	LAURA KOPPE	8	1,658	B
HOMESTEAD	TIDWELL	FIRNAT	16	1,369	B
HOMESTEAD	FIRNAT	CONNECTION (SOUTH)	8	237	B
KELBURN	TIDWELL	FIRNAT	8	1,305	B
LAURA KOPPE	HOMESTEAD	SHADY	8,16	2,150	B
CAMAY	TIDWELL	LAURA KOPPE	8	2,863	B
CAMAY	BERTWOOD	TIDWELL	8	2,814	B
BERTWOOD	CAMAY	TIDWELL	8	2,122	B
SHADY	SHADY TIMBERS	LOOP	8	1,128	B
SHADY TIMBERS	CAMAY	BERTWOOD	8	1,125	B
HESTA	CAMAY	BERTWOOD	8	1,039	B
SHADY	HESTA	LOOP	8	352	B
DEGAS	HESTA	LOOP	8	798	B
SHADYDALE	HESTA	LOOP	8	572	B
SENIOR	CAMAY	LOOP	8	694	B
RIETTA	CAMAY	BERTWOOD	8	1,119	B
AMITHA	CAMAY	BERTWOOD	8	1,036	B
				<b>TOTAL</b>	<b>42,612</b>

BID READY VICINITY MAP  
 SCALE: NTS  
 DATE: 02/26/14

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

WATER LINE REPLACEMENT  
 IN SHADYDALE AREA  
 WBS NO. S-000035-0146-4



3143 YELLOWSTONE BLVD  
 HOUSTON, TX 77054  
 TEL: (713) 746-0888 FAX: (713) 746-0748

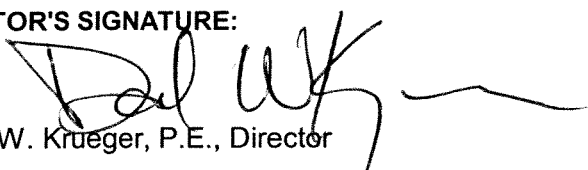


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Water Line Replacement in Inwood Pines Area. WBS No. S-000035-0175-4.	Page 1 of 2	Agenda Item # 47
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> A & B
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<b>For additional information contact:</b> <i>Ravi Kaleyatodi</i> 4/15/14 Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**  
\$3,661,200.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 4/22/2014*

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

**DESCRIPTION/SCOPE:** This project consists of the construction of approximately 37,670 linear feet of water lines with related appurtenances in the Inwood Pines Area. The contract duration for this project is 313 calendar days. This project was designed by KIT Professionals, Inc.

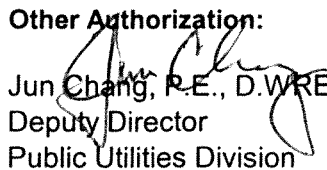
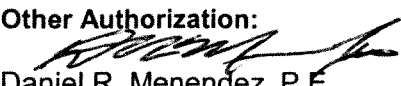
**LOCATION:** The project is located in two areas:

	<u>Bounded by</u>	<u>Key Map Grid</u>	<u>Council District</u>
Area 1	West Gulf Bank Road on the north, and Victory on the south, Sunny Hill Street on the east, Maple Tree Drive on west.	411Q, 411R, 411U & 411V	A
Area 2	Aerial crossing over Hunting Bayou along Liberty Road.	455W	B

**BIDS:** This project was advertised for bidding on Feb 21, 2014. Bids were received on March 13, 2014. The four (4) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. D.L. Elliott Enterprises, Inc.	\$ 3,188,484.75
2. McKinney Construction, Inc.	\$ 3,453,322.25
3. Resicom, Inc.	\$ 3,763,591.75
4. Cruz Tec, Inc.	\$ 4,753,361.35

LTS No. 10466 CUIC ID #20TY11

<b>Finance Department:</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Water Line Replacement in Inwood Pines Area. WBS No. S-000035-0175-4.	Originator's Initials	Page <u>2</u> of <u>2</u>
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**AWARD:** It is recommended that this construction contract be awarded to D.L. Elliott Enterprises, Inc., with a low bid of \$3,188,484.75 and that no Addendum be made a part of this contract.

**PROJECT COST:** The total cost of this project is **\$3,661,200.00** to be appropriated as follows:

- Bid Amount \$3,188,484.75
- Contingencies \$159,425.00
- Engineering and Testing Services \$90,000.00
- CIP Cost Recovery \$223,290.25

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

**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.

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

**MBE/WSBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the 12% MBE goal, 8% WSBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Reyes Pineda Construction Inc. DBA R P Construction	Replacement of Water Lines, Fire Hydrants and Water Taps.	\$193,223.00	6.06%
2. Ramon's Trucking	Hauling by Dump Truck	\$61,856.60	1.94%
3. Castaneda Trucking Boring & Tunneling	Installation of Water Line	\$127,539.39	4.00%
<b>TOTAL</b>		<b>\$382,618.99</b>	<b>12.00%</b>

<u>WBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Gama Contracting Services	Supplier PVC Pipe, Gate Valves	\$197,686.05	6.20%
2. Barron Contractors	Underground Utility Services	\$41,769.15	1.31%
<b>TOTAL</b>		<b>\$239,455.20</b>	<b>7.51%</b>

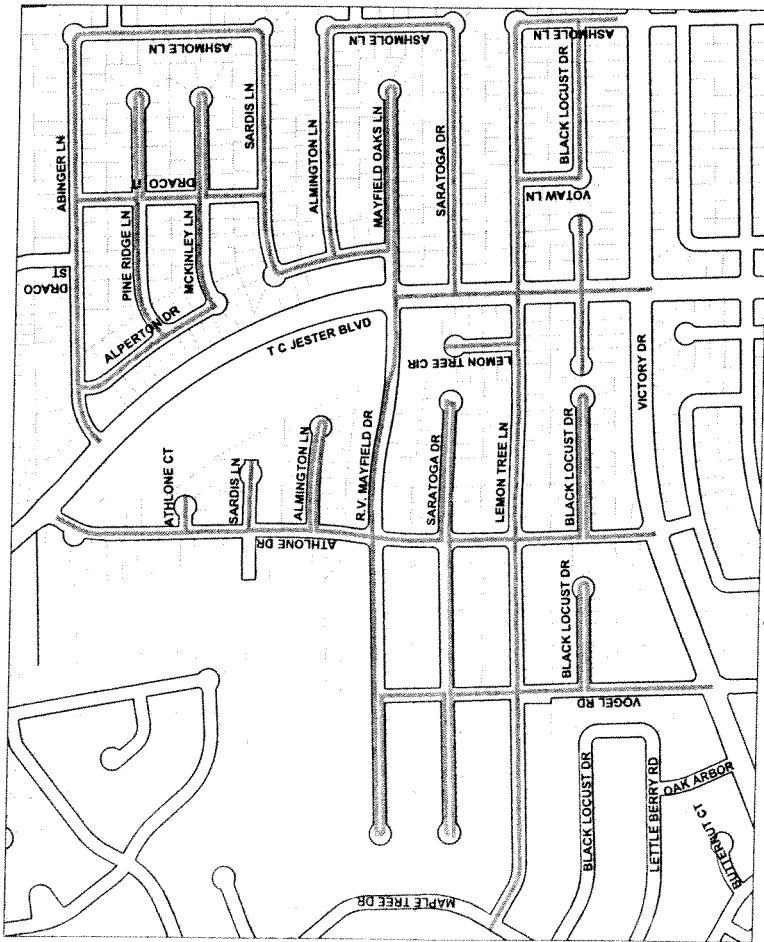
<u>SBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Mickie Service Company, Inc.	Utility Contractor for Hot Taps	\$15,623.58	0.49%
<b>TOTAL</b>		<b>\$15,623.58</b>	<b>0.49%</b>

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

*[Handwritten Signature]*  
DWK:DRM:RK:HH:ACM:TY

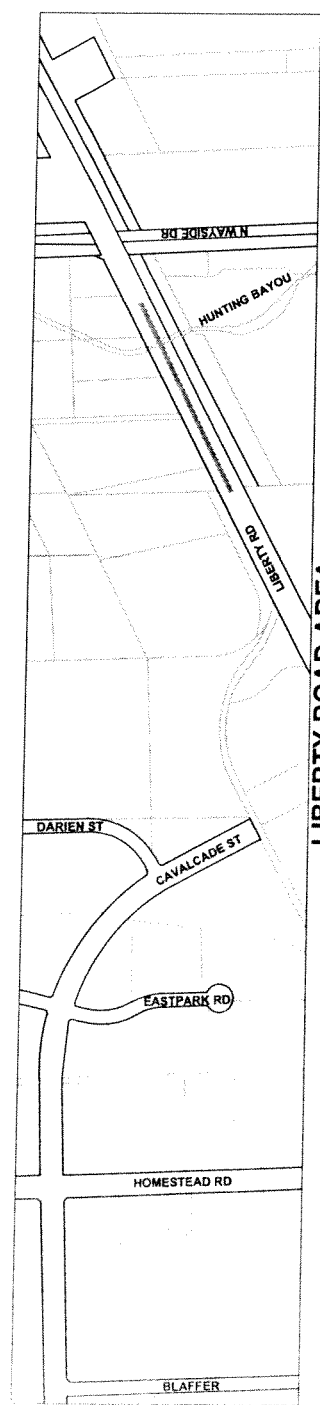
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DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
ENGINEERING & CONSTRUCTION DIVISION



**INWOOD PINES AREA**  
KEY MAP NO.: 411 Q, R, U, V GIMS MAP NO.: 5162D  
COUNCIL DISTRICT - A

STREET	START	END	Existing Water Line Size (inch)	Proposed Water Line Size (inch)	Length (feet)
<b>COUNCIL DISTRICT A</b>					
Abringer	T.C. Jester	Ashmole	8	8	1770
Pine Ridge	Alperton	END (east)	6	8	1550
McKinley	Alperton	END (east)	6	8	1430
Draco	Abringer	Sardis	8	8	830
Ashmole	Abringer	Sardis	8	8	520
Alperton	Abringer	McKinley	6	8	720
Sardis	Ashmole	Alperton	8	8	1050
Almington	Ashmole	Alperton	6	8	1000
Alperton	Sardis	Mayfield Oaks	8	8	530
Ashmole	Almington	Saratoga	6	8	530
Mayfield	END (east)	END (west)	6	8	4850
Saratoga	Ashmole	T.C. Jester	6	8	1150
Saratoga	END (east)	END (west)	6	8	3350
Lemmon Tree	Ashmole	Maple Tree	8	8	4100
Black Locust	Vogel	END (east)	8	8	1010
Black Locust	Athlone	END (east)	6	8	1260
Black Locust	END (east)	END (west)	4	8	530
Black Locust	Ashmole	Votaw	6	8	700
Ashmole	Victory	Lemmon Tree	8	8	500
Votaw	Black Locust	Lemmon Tree	6	8	260
T.C. Jester	Victory	Mayfield Oaks	12	12	1050
Lemmon Tree Cr	Lemmon Tree	END (north)	4	6	250
Athlone	Victory	T.C. Jester	8, 12	8	2500
Vogel	Victory	Mayfield Oaks	6	8	1500
Athlone Ct	Athlone	END (east)	2	4	100
Sardis	Athlone	END (east)	12	6	230
Almington	Athlone	END (east)	6, 2	6	1000
Liberty Rd	Caecalade	N Wayside	12	12	870
					<b>35,830</b>



**LIBERTY ROAD AREA**  
KEY MAP NO.: 455 W GIMS MAP NO.: 5569D  
COUNCIL DISTRICT - B

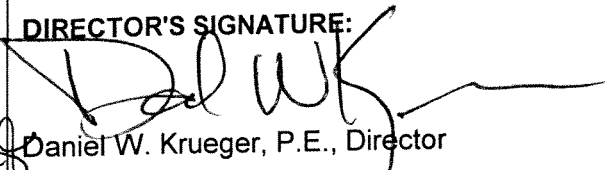
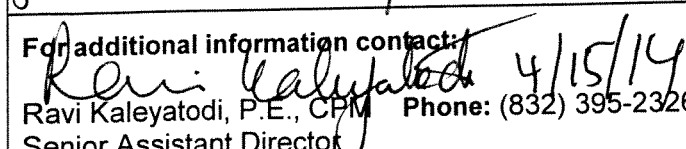
**PROJECT LOCATION MAP**

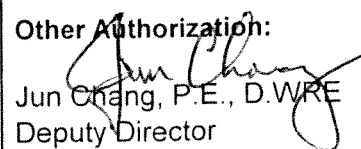
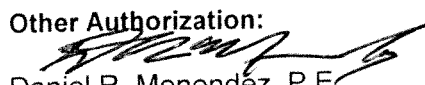
WATER LINE REPLACEMENT IN  
INWOOD PINES AREA  
WBS NO.: S-000035-0175-3  
**EXHIBIT 'B'**

**KIT Professionals, Inc.**  
10000 Katy Freeway, Suite 1000  
Houston, TX 77058-3600  
Tel: 281-465-1100  
Fax: 281-465-1101  
www.kitprofessionals.com

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Installation of Short Segment of Water Lines At Various Locations. WBS No. S-000700-A010-4.		Page 1 of 2	Agenda Item # 48
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date</b> 5/1/14	<b>Agenda Date</b> MAY 07 2014
<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director		<b>Council District affected:</b> MB A, C & H	
<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (832) 395-2326		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION: (Summary)</b> Accept low bid, award construction contract and appropriate funds.			
<b>Amount and Source of Funding:</b> \$2,039,200.00 from Water and Sewer System Consolidated Construction Fund No. 8500. <i>U.P. 4/22/2014</i>			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This project is part of the City's Water Line Replacement Program. This program is required to replace and upgrade water lines within the City to increase availability of water, improve circulation and fire protection.			
<b>DESCRIPTION/SCOPE:</b> This project consists of the construction of approximately 17,600 linear feet of 4-inch, 6-inch, 8-inch, and 12-inch water lines. The project also includes construction of service lines, fire hydrants, valves, fittings, connections, and other appurtenances. The contract duration for this project is 230 calendar days. This project was designed by SES Horizon Consulting Engineers, Inc.			
<b>LOCATION:</b> The project areas are located in various locations in Council Districts A, C and H. This project is located in key map grids 411Q, 411Z, 412W, 451U, 452Y, 494M.			
<b>BIDS:</b> This project was advertised for bidding on January 24, 2014. Bids were received on March 06, 2014. The three (3) bids are as follows:			
		<u>Bidder</u>	<u>Bid Amount</u>
1.		Scohil Construction Services, LLC	\$1,785,000.50
2.		D.L. Elliott Enterprises, Inc.	\$2,535,428.26
3.		Resicom, Inc.	\$2,649,076.50
<b>AWARD:</b> It is recommended that this construction contract be awarded to Scohil Construction Services, LLC with a low bid of \$1,785,000.50 and that Addendum 1 & 2 be made a part of this contract.			

LTS No. 10200		CUIC ID #20MB132	
<b>Finance Department:</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

Date	Subject: Contract Award for Installation of Short Segment of Water Lines At Various Locations. WBS No. S-000700-A010-4.	Originator's Initials	Page <u>2</u> of <u>2</u>
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**PROJECT COST:** The total cost of this project is \$2,039,200.00 to be appropriated as follows:

- Bid Amount \$1,785,000.50
- Contingencies \$89,250.03
- Engineering and Testing Services \$40,000.00
- CIP Cost Recovery \$124,949.47

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

**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.

**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.

**M/WBE PARTICIPATION:** The Contractor has submitted the following proposed program to satisfy the 12 % MBE goal and 8 % WBE goal for this project.

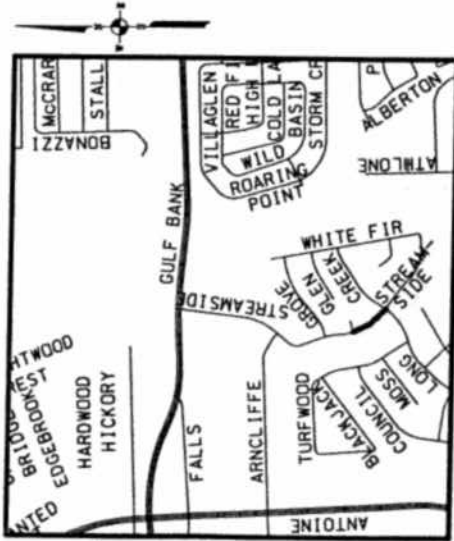
<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Castaneda Trucking Boring & Tunneling	Boring	\$34,450.51	1.93%
2. Lopez Brothers Enterprises, Inc.	Hauling	\$107,100.03	6.00%
3. Access Data Supply, Inc.	Plumbing Materials	\$72,649.52	4.07%
<b>TOTAL</b>		<b>\$214,200.06</b>	<b>12.00%</b>
<u>WBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Republic Traffic Safety, Inc.	Flagging & Traffic Control	\$35,700.01	2.00%
2. Teague Industrial Sales & Services	Pipeline Products	\$35,700.01	2.00%
<b>TOTAL</b>		<b>\$71,400.02</b>	<b>4.00%</b>
<u>SBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Mickie Service Company, Inc.	Water Mains and Hot Taps	\$63,724.51	3.57%
2. Aggregate Technologies, Inc.	Concrete Sawing	\$7,675.51	0.43%
<b>TOTAL</b>		<b>\$71,400.02</b>	<b>4.00%</b>

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

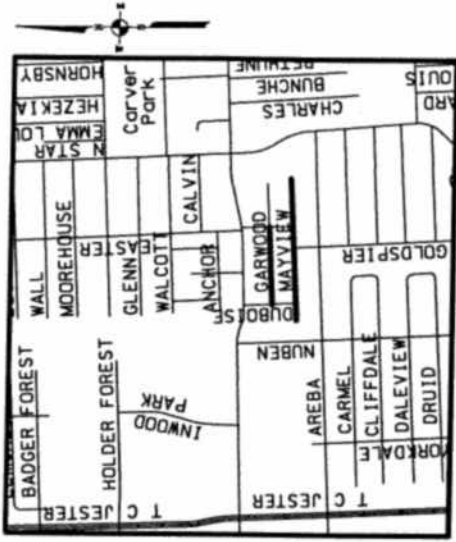
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File: S-000700-A010-4 (3.7)



**PACKAGE 2 / NO. 1**  
**GIMS TILE GRID 5162d**  
**COUNCIL DISTRICT A**  
**KEY MAP GRID 411Q**



**PACKAGE 2 / NO. 2-4**  
**GIMS TILE GRID 5261a & 5161b**  
**COUNCIL DISTRICT A**  
**KEY MAP GRID 411Z & 412W**

NOT TO SCALE



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

**INSTALLATION OF SHORT SEGMENT OF  
 WATER LINES AT VARIOUS LOCATIONS**  
 WBS NO. S-000700-A010-4

FEBRUARY, 2014



**VICINITY MAP**  
**1 OF 3**



**PACKAGE 2 / NO. 5**  
**GIMS TILE GRID 5951c & 5951d**  
**COUNCIL DISTRICT A**  
**KEY MAP GRID 451U**



**PACKAGE 2 / NO. 6**  
**GIMS TILE GRID 5258b**  
**COUNCIL DISTRICT C**  
**KEY MAP GRID 452Y**

NOT TO SCALE



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

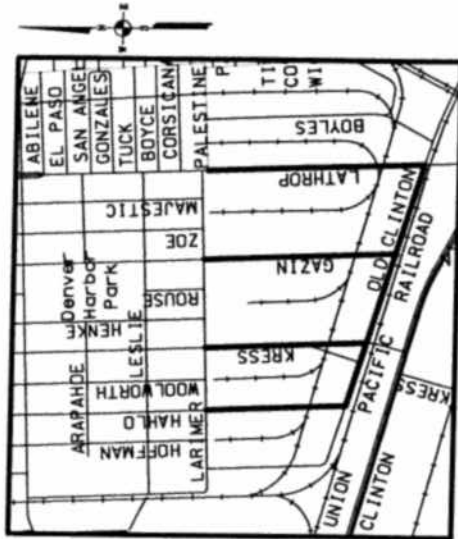
**INSTALLATION OF SHORT SEGMENT OF  
 WATER LINES AT VARIOUS LOCATIONS**  
 WBS NO. S-000700-A010-4

FEBRUARY, 2014



**SES HORIZON**  
 CONSULTING ENGINEERS, INC.  
 Civil Structural Transportation  
 10301 Southwest Freeway, Suite 400 Houston, Texas 77036  
 (713) 888-5504, Fax (713) 888-3441 www.seshorizon.com

**VICINITY MAP**  
**2 OF 3**



PACKAGE 2 / NO. 7-11  
 GIMS TILE GRID 5557a & 5557b  
 COUNCIL DISTRICT H  
 KEY MAP GRID 494M

NOT TO SCALE



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

INSTALLATION OF SHORT SEGMENT OF  
 WATER LINES AT VARIOUS LOCATIONS  
 WBS NO. S-000700-A010-4

FEBRUARY, 2014



**SES HORIZON**  
 CONSULTING ENGINEERS, INC.  
 Civil Structural Transportation  
 10101 Southwood Freeway, Suite 400 Houston, Texas 77034  
 (713) 968-5504, Fax (713) 968-1441 www.seshorizon.com


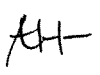
**VICINITY MAP**  
**3 OF 3**

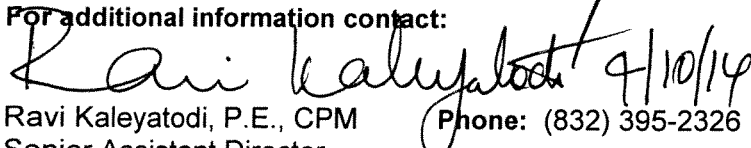


**TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION**

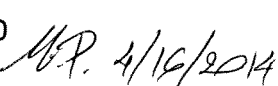
<b>SUBJECT:</b> Contract Award for Pressure Reducing Valve Station Improvements, Package No. 5. WBS No. S-000701-0011-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  49
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 4/24/14	<b>Agenda Date:</b> MAY 07 2014
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b>  E & I
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM      Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**  
\$2,471,177.00 Water and Sewer System Consolidated Fund No. 8500 

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Surface Water Transmission Program and is required to improve existing water distribution systems and to meet Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater.

**DESCRIPTION/SCOPE:** This project consists of rehabilitation, removal, and installation of eleven (11) pressure reducing valve stations at various locations within City of Houston's water distribution system.

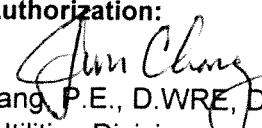
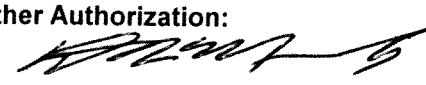
The contract duration for this project is 360 calendar days. This project was designed by Lockwood, Andrews, and Newnam, Inc.

**LOCATION:** The project is at various locations within the City of Houston's water distribution system. The project is located in Key Map Grids 493Q, 493V, 495Z, 496X, 535L, 535Q, 535S, 577X, & 617Z.

**BIDS:** This project was advertised for bidding on February 7, 2014. Bids were received on March 6, 2014. The four (4) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Reytec Construction Resources, Inc.	\$2,170,693.50
2. Industrial TX Corp.	\$2,613,617.50
3. LEM Construction Co. Inc.	\$2,765,887.50
4. Boyer, Inc.	\$3,502,098.50

**LTS No. 10339** **CUIC ID #20AHH01**

<b>Finance Department:</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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<b>Date</b>	<b>Subject:</b> Contract Award for Pressure Reducing Valve Station, Improvements Package No. 5. WBS No. S-000701-0011-4.	<b>Originator's Initials</b> A-H	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that this construction contract be awarded to Reytec Construction Resources, Inc., with a low bid of \$2,170,693.50 and that Addendum Number 1 be made a part of this contract.

**PROJECT COST:** The total cost of this project is \$2,471,177.00 to be appropriated as follows:

- Bid Amount \$2,170,693.50
- Contingencies \$108,534.68
- Engineering and Testing Services \$40,000.00
- CIP Cost Recovery \$151,948.82

Engineering and Testing Services will be provided by JRB Engineering, LLC under a previously approved contract.

**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.

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

**M/WBE PARTICIPATION:** The contractor has submitted the following proposed program to satisfy the 8% MBE goal and 2% WBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Reyes Pineda Construction, Inc. DBA RP Construction	Water Line Repair/ Installation	\$135,400.00	6.24%
2. Texas Concrete Enterprise Ready Mix, Inc.	Concrete Supplier	\$43,413.87	2.00%
	<b>TOTAL</b>	<b>\$178,813.87</b>	<b>8.24%</b>

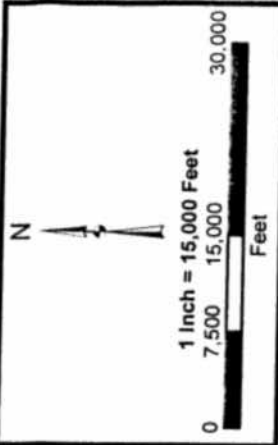
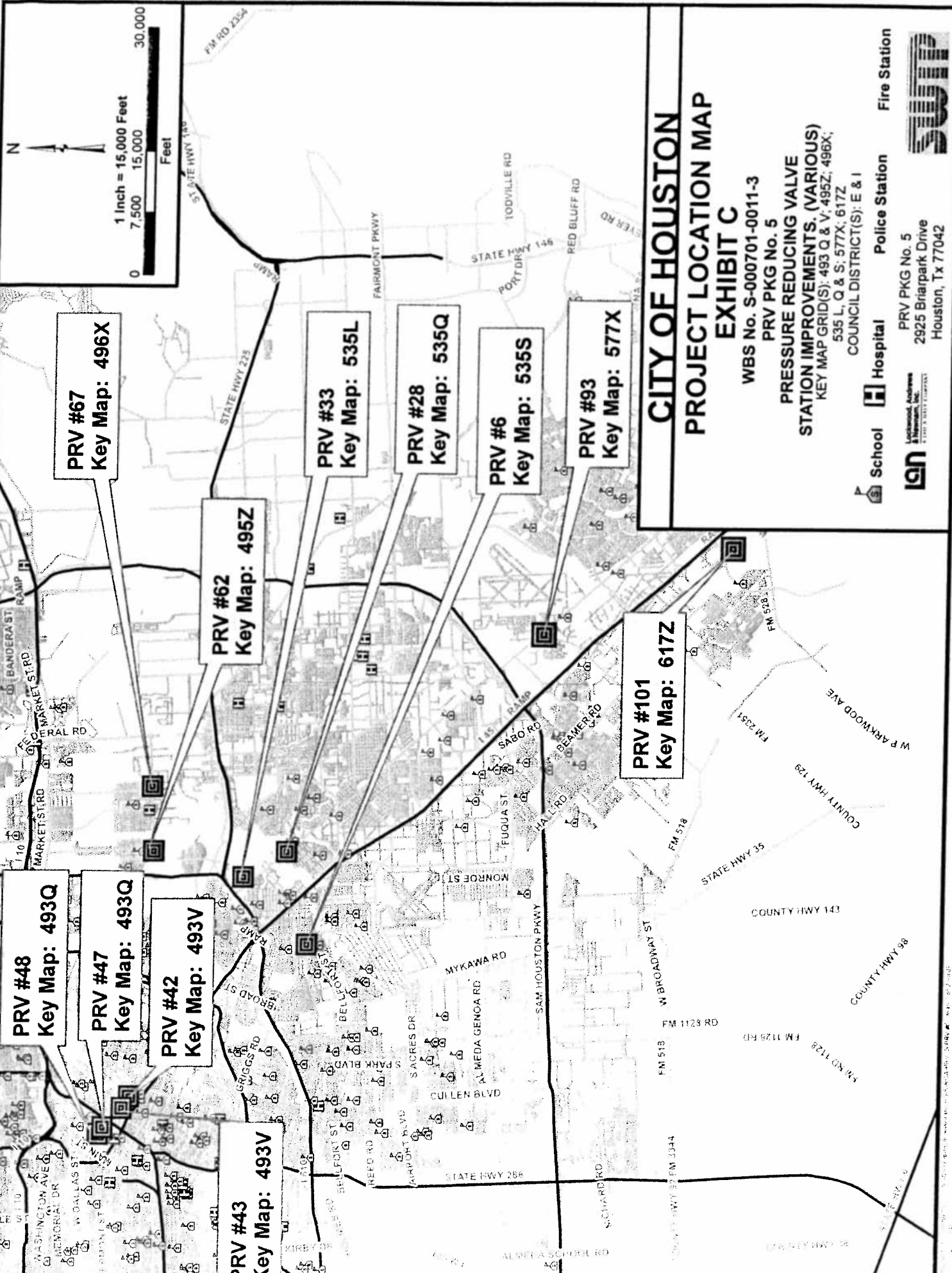
<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Access Data Supply, Inc.	Material Supplier	\$43,413.87	2.00%
	<b>TOTAL</b>	<b>\$43,413.87</b>	<b>2.00%</b>

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

  
DWK:DRM:RK:HH:ACM:AHH:ahh





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c: File No. S-000701-0011-4 (3.7)




**CITY OF HOUSTON**  
**PROJECT LOCATION MAP**  
**EXHIBIT C**

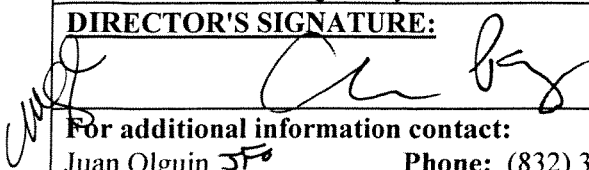
WBS No. S-000701-0011-3  
 PRV PKG No. 5  
 PRESSURE REDUCING VALVE  
 STATION IMPROVEMENTS, (VARIOUS)  
 KEY MAP GRID(S): 493 Q & V; 495Z; 496X;  
 535 L, Q & S; 577X; 617Z  
 COUNCIL DISTRICT(S): E & I

 School   
  Hospital   
  Police Station   
  Fire Station

 LAN  
 2925 Briarpark Drive  
 Houston, Tx 77042

 SWP  
 PRV PKG No. 5  
 2925 Briarpark Drive  
 Houston, Tx 77042

**REQUEST FOR COUNCIL ACTION**

<b>TO:</b> Mayor via City Secretary		<b>RCA #</b>	
<b>SUBJECT:</b> Ordinance granting Commercial Solid Waste Operator Franchise	<b>Category #</b>	<b>Page 1 of 1</b>	<b>Agenda Item#</b> <span style="font-size: 2em; font-family: cursive;">50</span>
<b>FROM: (Department or other point of origin):</b> Tina Paez, Director Administration & Regulatory Affairs	<b>Origination Date</b> 4/28/2014	<b>Agenda Date</b> MAY 07 2014	
<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council Districts affected:</b>  ALL		
<b>For additional information contact:</b> Juan Olguin <sup>JFO</sup> Phone: (832) 393- 8528 Naelah Yahya Phone: (832) 393- 8530	<b>Date and identification of prior authorizing Council Action:</b>		
<b>RECOMMENDATION: (Summary)</b>  Approve ordinance granting Commercial Solid Waste Operator Franchise			
<b>Amount of Funding:</b> REVENUE		<b>FIN Budget:</b>	
<b>SOURCE OF FUNDING:</b> <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)			
<b>SPECIFIC EXPLANATION:</b>  It is recommended that City Council approve ordinances granting Commercial Solid Waste Operator Franchise to the following solid waste operator pursuant to Article VI, Chapter 39. The proposed Franchise is:  1. Elton Childs dba Advance Vacuum Trap Services  The proposed ordinance grant the Franchise the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, each Franchisee agrees to pay to the City an annual Franchise Fee equal to 4% of their annual gross revenue, payable quarterly. To verify Franchisee compliance with the franchise, the City has the right to inspect, and the company has the duty to maintain, required customer records during regular business hours. The franchise contains the City's standard release and indemnification, default and termination, liquidated damages and force majeure provisions. The proposed franchise term is 10 years from the effective date.  The Pay or Play Program does not apply to the solid waste franchises.			

**REQUIRED AUTHORIZATION**

Finance Director: \_\_\_\_\_