

AGENDA - COUNCIL MEETING - TUESDAY - MAY 15, 2007 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Brown

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

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

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MAY 16, 2007 - 9:00 A. M.

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

MAYOR'S REPORT - Fiscal Year 2008 Budget

CONSENT AGENDA NUMBERS 1 through 41

MISCELLANEOUS - NUMBERS 1 through 3

1. REQUEST by the Director of the Houston International Protocol Alliance for establishment of a Sister City relationship with Chennai (formerly Madras), Tamil Nadu (India)
2. RECOMMENDATION from Fire Chief to approve the donation of Outdated/Surplus Firefighting Equipment to Sister City Guayaquil, Ecuador

MISCELLANEOUS - continued

3. RECOMMENDATION for supplemental allocation of the following funds for Professional Civic Art and Conservation Administration Services Contract for the Houston Arts Alliance:
\$183,000.00 - Fire Consolidated Construction Fund
\$467,500.00 - W&S System Consolidated Construction Fund
\$369,000.00 - Police Consolidated Construction Fund
\$161,250.00 - Public Library Consolidated Construction Fund
\$187,800.00 - Parks Consolidated Construction Fund
\$140,000.00 - Public Health Consolidated Construction Fund
DISTRICTS B - JOHNSON; D - EDWARDS; G - HOLM; H - GARCIA and I - ALVARADO

PROPERTY - NUMBERS 4 through 7

4. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Barry Hunsworth of Gene Carroll & Associates, L.P., on behalf of Bolivar Partners, Ltd. [Bolivar Partners GP, Inc. (Diana G. Brackman, President), General Partner], for abandonment and sale of Jackson Street, from Alabama Avenue to Winbern Avenue, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the existing storm sewer, both located within the Ed. C. Smith Fur. Co's No. 1 Addition, Parcels SY7-073 and LY7-053 - **APPRAISERS DISTRICT I - ALVARADO**
5. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Victoria Brown, Director of Weingarten Realty Investors, for abandonment and sale of a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696, Parcel SY7-092 - **APPRAISERS - DISTRICT G - HOLM**
6. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Alan J. Atkinson of Bayou Vista, Ltd., for abandonment and sale of a 25-foot by 40-foot-wide sanitary sewer easement, located in Lot 1, Block 4, Factory Addition, South Side Buffalo Bayou, Parcel SY7-094 - **STAFF APPRAISERS DISTRICT H - GARCIA**
7. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Mark R. Kosmoski of Kirst Kosmoski, Inc., on behalf of Don and Sarah Hunt, for abandonment and sale of Montana Street, from IH10 to Spencer Street; Herd Street, from Montana Street to its terminus; Spencer Street from Bass Street to Montana Street; and a ±4,600-square-foot fee-owned gully in exchange for the conveyance to the City of sufficient right of way to widen Bass Street to 60 feet and a drainage easement; all located within the John Austin Two League Grant, A-1, Parcels SY7-109A through D, AY7-255 and LY6-008 - **APPRAISERS - DISTRICT H - GARCIA**

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 through 14

8. **AMEND MOTION #2004-897, 8/11/04, TO EXTEND** expiration date from August 11, 2007 to August 10, 2009, for the Apparel, Uniforms for Houston Airport System, awarded to **LION APPAREL, INC**
9. **LANSDOWNE-MOODY COMPANY, L. P.** for Tractor with a Mower Attachment, Mower Attachments and Mowers through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Houston Airport System - \$191,090.76 - Enterprise Fund
10. **INDEPENDENT HARDWARE, INC (Bid No. 5)** for Exit Devices and Low Energy Power Operators for Convention & Entertainment Facilities Department - \$97,502.00, minus a commission fee for Internet-based reverse auction services under contract with the Texas Procurement Center, LLC. for a net award amount not to exceed \$95,552.30 - Enterprise Fund

PURCHASING AND TABULATION OF BIDS - continued

11. **COMMAND & CONTROL ENVIRONMENTS/CCE INTERIORS, INC** for Command and Control Workstations from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Fire Department - \$71,586.45 - General Fund
12. **SIEMENS ENERGY AND AUTOMATION** for NextPhase Traffic Signal Timing Operations Software, WBS N-000650-0032-5 - \$300,000.00 - Limited Use Roadway Fund
13. ORDINANCE appropriating \$1,327,533.36 out of Water & Sewer System Consolidated Construction Fund for Security Fence Upgrade at the East Water Purification Plant for the Public Works & Engineering Department, WBS S-000056-0048-4
 - a. **FOSTER FENCE, LTD.** for Security Fence Upgrade at the East Water Purification Plant for Department of Public Works & Engineering - \$1,264,317.49 and contingencies for a total amount not to exceed \$1,327,533.36 - Enterprise Fund
14. **SHI GOVERNMENT SOLUTIONS, INC** for IBM DB2 Database Software License Agreement through the City's Master Agreement with the Texas Department of Information Resources (DIR) for Texas CISV Master Catalog Purchases under Chapter 2157 of the Government Code for Department of Public Works & Engineering - \$285,516.00 - Building Inspection Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 15 through 41

15. RESOLUTION approving and authorizing the submission of an application for \$100,000 reimbursable continuation grant assistance to the U.S. Department of Justice Juvenile Justice and Delinquency Prevention Act Fund - Title V Program administered by the State of Texas through the Criminal Justice Division, Office of the Governor ("CJD"), to support the After-School Achievement Program; declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act. as the City's Representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program; containing provisions relating to the subject
16. RESOLUTION designating certain properties within the City of Houston as Landmarks and Protected Landmarks:
 - Oppenshaw-Hutton House - 1920 Kane Street - **DISTRICT H - GARCIA**
 - Style in Steel Townhouses - 4156, 4158, & 4160 Meyerwood Drive
 - DISTRICT C - CLUTTERBUCK**
 - Albert W. Lackey House - 239 Westheimer Road - **DISTRICT D - EDWARDS**
17. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of four portions of the Cleghorn Lane Street right of way, between Fall River Road and Westminster Drive, containing an aggregate of 20,068 square feet of land, more or less, Parcels SY6-066, SY6-070, SY6-071, and SY6-072, located in the Huntleigh and Longwoods subdivisions, situated in the R. Vince and A. Ewing Surveys, Houston, Harris County, Texas; vacating and abandoning such parcels to the abutting owners: (i) Parcel SY6-066 to Jeffrey and Shannon Davis, (ii) Parcel SY6-070 to Michael and Melissa Mithoff, (iii) Parcel SY6-071 to Eugene and Anne Schwinger, and (iv) Parcel SY6-072 to Jerry and Mary Ann Doggett; in consideration of: (i) Jeffrey and Shannon Davis' dedication back of an easement for utility purposes containing, 4,500 square feet of land, more or less, and payment of \$67,500.00 (ii) Michael and Melissa Mithoffs' dedication back of an easement for utility purposes containing 4,500 square feet of land, more or less, and payment of \$67,500.00, (iii) Eugene and Anne Schwingers' dedication back of an easement for utility purposes containing 5,529 square feet of land, more or less, and payment of \$82,935.00, (iv) Jerry and Mary Ann Doggetts' dedication back of an easement for utility purposes containing 5,539 square feet of land, more or less, and payment of \$83,085.00 - **DISTRICT G - HOLM**

RESOLUTIONS AND ORDINANCES - continued

18. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of (i) a portion of the West Main Street right of way, between Yoakum Boulevard and Graustark Street, containing 32,308 square feet of land, more or less, Parcel SY6-078A and (ii) a portion of Mt. Vernon Street right of way, between West Main and Colquitt Streets, containing 8,999 square feet of land, more or less, Parcel SY6-078B; both parcels situated in the Obedience Smith Survey, A-696, Harris County, Texas; vacating and abandoning said parcels of street right of way to the University of St. Thomas, the owner, in consideration of owner's dedication back of the street right of way parcels as utility easements, and owner's payment of \$1,071,257.00 and other consideration to the City - **DISTRICT D - EDWARDS**
19. ORDINANCE consenting to the addition of 29.567 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 86**, for inclusion in its district
20. ORDINANCE consenting to the addition of 4.2426 acres of land to **KLEINWOOD MUNICIPAL UTILITY DISTRICT**, for inclusion in its district
21. ORDINANCE approving and authorizing an amendment to the Administrative Guidelines of the City's Home Repair Program in the Houston Hope areas of City of Houston
 - a. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **HOUSTON HOUSING FINANCE CORPORATION** for implementation and administration of the Houston Hope Home Repair Program, as set forth in the first amended and restated Administrative Guidelines for the Houston Hope Home Repair Program
22. ORDINANCE approving and authorizing the acceptance of a grant from the Texas Health and Human Services Commission for the City's Summer Food Service Program (the "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City's representative in the application process; authorizing the Director of the Parks and Recreation Department to accept the grant and the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant
 - a. ORDINANCE approving and authorizing contract between the City and **DEAN'S NUTRITIONAL SERVICES, INC** for the Summer Food Service Program for the Parks & Recreation Department; providing a maximum contract amount - 1 Year with four one-year options - \$19,171,015.00 Grant Fund
23. ORDINANCE approving and authorizing Sublease Agreement between **ALL-STAR PARKING, INC, a Texas Limited Partnership**, as Landlord ("Landlord"), and the City of Houston, Texas, as tenant (the "City"), for two Commercial Parking Lots located at 2233 Polk Street and 2233 Lamar Street, Houston, Harris County, Texas, at a monthly rental of \$4,500.00 during the first twelve (12) months and a monthly rental of \$5,000.00 during the thirteenth (13) through the twenty-fourth (24) month, for a marshalling area for exhibitors for use by the Convention and Entertainment Facilities Department - Enterprise Fund - **DISTRICT I - ALVARADO**
24. ORDINANCE approving and authorizing contract between the City of Houston and **NATIONAL PARAMEDIC INSTITUTE** for Computer based training for the Fire Department; providing a maximum contract amount - 3 Years with two one-year options - \$1,382,750.00 - General Fund
25. ORDINANCE amending Ordinance No. 2000-882 to increase the authority of the City's Purchasing Agent to issue purchase orders under contract between the City of Houston and **AT&T, INC (formerly SOUTHWESTERN BELL TELEPHONE)** for Local telephone and data services citywide - \$13,000,000.00 - Central Service Revolving Fund

RESOLUTIONS AND ORDINANCES - continued

26. ORDINANCE amending Ordinance No. 2002-333 to increase the maximum contract amount to contract between the City of Houston and **ELECTRICAL RELIABILITY SERVICES, INC (formerly known as ELECTRO-TEST, INC)** for Electrical Maintenance Services for the Public Works & Engineering Department - \$627,536.99 - Enterprise Fund
27. ORDINANCE appropriating \$530,321.00 out of Public Library Consolidated Construction Fund and approving and authorizing Professional Architectural Services Contract between the City of Houston and **mARCHITECTS, LLC** for Bracewell Neighborhood Library Replacement, WBS E-000114-0001-3; providing funding for the Civic Art Program and contingencies relating to construction of facilities financed by the Public Library Consolidated Construction Fund **DISTRICT E - WISEMAN**
28. ORDINANCE appropriating \$270,000.00 out of Library Capital Project Fund and approving and authorizing Professional Architectural Services Contract between the City of Houston and **GLASSMAN SHOEMAKE MALDONADO, ARCHITECTS, INC** for Clayton Library Renovation WBS E-000156-0001-3 - **DISTRICT D - EDWARDS**
29. ORDINANCE approving and authorizing agreement for Professional Art Conservation and Restoration Services between the City of Houston and **CONSERVATION AND RESTORATION OF SCULPTURE, L.L.C.**, for the Resiting and Restoration Treatment of the Artwork Geometric Mouse Scale X, WBS E-000422-0002-4 - \$26,500.00 - Library Civic Art Fund - **DISTRICT I - ALVARADO**
30. ORDINANCE approving and authorizing first amendment to construction contract between the City of Houston and **MERIDIAN COMMERCIAL, L.P.** for Repair and Build-out of Denver Harbor Multi-Service Center Phase II, WBS D-000077-0003-4 - **DISTRICT I - ALVARADO**
31. ORDINANCE appropriating \$149,860.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Local Match Funds for the Construction of a City of Houston and Texas Department of Transportation (TxDOT) Bikeway Project: Columbia Tap Rail To Trail (approved by Ordinance No. 97-1042), WBS N-000420-0022-4; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS D - EDWARDS and I - ALVARADO**
32. ORDINANCE approving and authorizing contract amendment between the City of Houston and **THE CLEAR BROOK MUNICIPAL UTILITY DISTRICT** to increase demand allocation for water taken by the Clear Brook City Municipal Utility District from the Southeast Water Purification Plant Revenue
33. ORDINANCE approving and authorizing contract amendment between the City of Houston and **THE CITY OF FRIENDSWOOD** to increase demand allocation for water taken by the City of Friendswood from the Southeast Water Purification Plant - Revenue
34. ORDINANCE appropriating \$1,390,900.00 out of Drainage Improvements Commercial Paper Series F, Fund No. 4030 and approving and authorizing first amendment to Professional Engineering Services Contract (approved by Ord. No. 05-0842) between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, INC** for Design of Whiteheather Storm Sewer Improvements, WBS M-000262-0001-3 - **DISTRICT D - EDWARDS**

RESOLUTIONS AND ORDINANCES - continued

35. ORDINANCE appropriating \$680,000.00 out of Drainage Improvements Commercial Paper Series F, Fund No. 4030 and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KLOTZ ASSOCIATES, INC** for Engineering Services associated with the Design of Westmoreland, Sharpstown, Braeburn and Maple Wood, River Oaks, and Glen Oaks (Airline Drive-Canino to Little York), WBS M-000265-0001-3, M-000267-0001-3 and M-000284-0001-3 - **DISTRICTS C - CLUTTERBUCK; D - EDWARDS; F - KHAN; G - HOLM and H - GARCIA**
36. ORDINANCE appropriating \$1,308,369.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **TCB INC** for Design of Greens Road from Aldine Westfield to John F. Kennedy Boulevard, WBS N-000686-0002-3; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**
37. ORDINANCE appropriating \$1,493,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Northgate and MUD 203 Wastewater Treatment Plant Improvements, WBS R-000265-0036-4; 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - JOHNSON**
38. ORDINANCE appropriating \$3,062,300.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BOYER, INC** for 69th Street Wastewater Treatment Plant Improvements (Package 1), WBS R-000509-0010-4; 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - ALVARADO**
39. ORDINANCE appropriating \$3,791,769.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **REPIPE-TEXAS, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Method (LDS), WBS R-002013-0017-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
40. ORDINANCE appropriating \$6,832,600.00 out of Water & Sewer System Consolidated Construction Fund No. 8500, awarding contract to **TEXAS STERLING CONSTRUCTION, L.P.** for 42-Inch Water Line along Holmes Road and Knight Road from W. Bellfort Street to 4,300 linear feet west of Kirby Drive, WBS S-000900-00AB-4; 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, project management, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund No. 8500 - **DISTRICT D - EDWARDS**

RESOLUTIONS AND ORDINANCES - continued

41. ORDINANCE appropriating \$5,249,607.00 out of Houston Airport System Consolidated 2004 NONAMT Construction Fund and awarding Construction Contract to **TJ&T ENTERPRISES, INC** for New Perimeter Fence and Obstruction Removal at William P. Hobby Airport, WBS A-000439-0002-4-01, Project No. 576; 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 such fund - **DISTRICT I - ALVARADO**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 42 through 46

42. RECOMMENDATION from Director Department of Health & Human Services to adopt award to **UR INTERNATIONAL, INC** for Purchase of a Radio Frequency Identification (RFID) System for Health & Human Services Department - \$226,212.00 - Equipment Acquisition Consolidated Fund **TAGGED BY COUNCIL MEMBERS WISEMAN, LOVELL, LAWRENCE and CLUTTERBUCK**
This was Item 18 on Agenda of May 9, 2007
43. ORDINANCE relating to terms and conditions for water and wastewater service; **AMENDING CHAPTER 47 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**; containing other provisions relating to the subject; containing a repealer; providing for severability; declaring certain conduct unlawful and providing a penalty therefor; providing an effective date **TAGGED BY COUNCIL MEMBERS KHAN, WISEMAN and JOHNSON**
This was Item 29 on Agenda of May 9, 2007
44. ORDINANCE amending Ordinance Number 1999-1232 to increase the maximum contract amount; approving and authorizing first amendment to contract between the City and **JOHNSON CONTROLS, INC** for Energy Management and Maintenance Services for the Houston Public Library - \$1,000,000.00 - General Fund - **TAGGED BY COUNCIL MEMBER BERRY**
This was Item 42 on Agenda of May 9, 2007
45. ORDINANCE appropriating \$4,267,900.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TOTAL CONTRACTING LIMITED** for Sampson Sewer and Eastwood Subdivision Sewer Relocation, WBS R-002011-0048-4; 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and I - ALVARADO**
TAGGED BY COUNCIL MEMBERS CLUTTERBUCK, KHAN and EDWARDS
This was Item 52 on Agenda of May 9, 2007

MATTERS HELD – continued

46. ORDINANCE **AMENDING CHAPTER 39 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Solid Waste Collection in the City; repealing Ordinance No. 85-842 relating to Solid Waste Sponsorship Agreements; containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability

POSTPONED BY MOTION #2007-478, 5/9/07

This was Item 57 on Agenda of May 9, 2007

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Lawrence 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

**NOTICE OF MEETING
OF THE
CITY COUNCIL OF THE CITY OF HOUSTON**

NOTICE is hereby given that a Regular Meeting of the City Council of the City of Houston will be held **TUESDAY, MAY 15, 2007 at 1:30 p.m. and WEDNESDAY, MAY 16, 2007 at 9:00 a.m.** with the reading of the descriptions, captions or titles of the agenda items by the City Secretary to begin not earlier than 60 minutes before the scheduled commencement, in the Council Chamber, Second Floor, City Hall, 901 Bagby, for the purpose of conducting the regular business and affairs of the City of Houston listed on the attached Agenda.

WITNESS my official signature this the 11th day of MAY, 2007.

City Secretary

CERTIFICATE

I certify that the attached notice of meeting was posted on the Bulletin Board of the City Hall
of the City of Houston, Texas, on MAY 11, 2007 at : p.m.

by _____

for Anna Russell
City Secretary

**CITY COUNCIL CHAMBER – CITY HALL 2nd FLOOR – TUESDAY
MAY 15, 2007 - 2:00 P.M.**

NON-AGENDA

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| <u>1MIN.</u> | <u>1MIN.</u> | <u>1MIN.</u> |
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MR. STEPHEN CRAVENS – 1920 W. Gray, No. 436 – 77019 – 713-385-7579 – Thank you Gif

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| <u>3MIN.</u> | <u>3MIN.</u> | <u>3MIN.</u> |
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MS. CAROLYN LENHART – 1819 Havenhill – 77008 – 713-864-3596 – West 11th Street Park

MS. TRACY COLLINS – 225 N. Carolina – 77029 – 713-674-0497 – City Urban Development Department

MR. THOMAS BIRMINGHAM – 1516 Beaconsire – 77077 – 281-752-7928 – Will the Contractor Employee be under your new plan?

MS. SHIRLEY RAYSTON – 9119 Rutherford – 77088 – 281-447-0271 – Water bill is outrageous need help with turning back on \$3,000.00

MR. STEPHEN STEWART – 3828 Ruskin – 77005 – 713-432-1502 – Illegal towing in the City of Houston

MS. SUE KINNEY – 17435 Imperial Valley – 77060 – 281-405-8394 – Money from New York Like – Safeco to Cram

PASTOR JAMES E. NASH – 8309 Brandon St. – 77051 – 713-725-1664 – Help in eliminating drug houses in the Sunnyside Area

MR. JOHN CIESLEWICZ - 1250 Dubarry – 77018 – 713-683-0703 – 37.6 million dollar lie

MR/COACH R. J. BOBBY TAYLOR - 3107 Sumpter – 77026 – 202-FA3-4511 – Behavior, Coward, Conspiracy Campo Sheet Metal, Workers using People Children

PREVIOUS

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| <u>1MIN.</u> | <u>1MIN.</u> | <u>1 MIN.</u> |
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MR. MARK HOGUE – 9307 Meadowglen – 77063 - 832-277-6000 – Crosswalk

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 - 832-453-6376 –144.375M –
D/Arrest – R. C. Green W/B. White – C. Hurtt W/Council Members – Murder Counts W/Assassination –
O/Me

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Proposal to establish a sister city relationship with Chennai (formerly Madras), Tamil Nadu (India)

Category #

Page 1 of 1

Agenda Item

FROM (Department or other point of origin):

Houston International Protocol Alliance

Origination Date:

May 10, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE:

Deanea LeFlore
Deanea LeFlore, Director Houston International Protocol Alliance

Council District(s) affected: City Wide

For additional information contact: Deanea LeFlore, 713-227-3395

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary):

Motion to establish a sister city relationship with Chennai (formerly Madras), Tamil Nadu (India)

Amount of Funding: No funding required

F&A Budget:

SPECIFIC EXPLANATION:

A group of Houstonians has submitted a proposal that meets Houston's procedural guidelines to establish a sister city relationship. They presented their proposal to the City Council International Liaison and Protocol Committee. There was no formal vote due to lack of quorum but the committee requested the group continue forth with the procedures.

The proposal demonstrates that there is support from citizens from Houston and Chennai (formerly Madras) for this relationship and there are many areas in which the two cities could collaborate. These are strong indications that the relationship would be independently active and rewarding for both cities.

Volunteers raise funds to support their own programs. The Houston International Protocol Alliance supports the relationship by extending courtesies to official sister city delegations or when protocol dictates, by hosting a reception in honor of the principal delegate.

Highlights of the proposal:

Houston shares many economic, cultural and educational ties to Chennai.

- Chennai's port is one of the world's largest artificial ports and is India's second busiest container hub, handling general industrial cargo, automobiles, etc.
- The Chennai International Airport serves both domestic and international flights; it is the third busiest in India, and the second busiest cargo terminus.
- Currently under construction on the outskirts of Chennai is the Mahindra World City, a Special Economic Zone (SEZ) which will be one of the world's largest information technology parks. Nokia, Dell, Motorola, and Siemens will open offices there.
- Both cities are the fourth-largest cities in their respective countries (Chennai has 7.6 million people)
- Industries: petrochemicals, automobile, software services, hardware manufacturing, financial services, textiles and apparels
- University of Houston and Anna University signed a Memorandum of Understanding to initiate collaborative programs

Attachments

**ADDITIONAL INFORMATION
ON INTERNET OR CHOICE NET**

REQUIRED AUTHORIZATION

F&A Director:

NA

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION**TO:** Mayor via City Secretary**Subject:** Proposal to establish a sister city relationship with Chennai (formerly Madras), Tamil Nadu (India)

Category #

Page 1 of 1

Agenda Item
1**FROM (Department or other point of origin):**

Houston International Protocol Alliance

Origination Date:

May 10, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE:

Deanea LeFlore, Director Houston International Protocol Alliance

Council District(s) affected: City Wide**For additional information contact:** Deanea LeFlore, 713-227-3395**Date and Identification of prior authorizing Council Action:****RECOMMENDATION: (Summary):**

Motion to establish a sister city relationship with Chennai (formerly Madras), Tamil Nadu (India)

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- The Chennai International Airport serves both domestic and international flights; it is the third busiest in India, and the second busiest cargo terminus.
- Currently under construction on the outskirts of Chennai is the Mahindra World City, a Special Economic Zone (SEZ) which will be one of the world's largest information technology parks. Nokia, Dell, Motorola, and Siemens will open offices there.
- Both cities are the fourth-largest cities in their respective countries (Chennai has 7.6 million people)
- Industries: petrochemicals, automobile, software services, hardware manufacturing, financial services, textiles and apparels
- University of Houston and Anna University signed a Memorandum of Understanding to initiate collaborative programs

Attachments

REQUIRED AUTHORIZATION

F&A Director:

NA

Other Authorization:

Other Authorization:

**HOUSTON-CHENNAI
SISTER CITIES PROPOSAL**

***Presentation
to the
Houston City Council***

May 2007

Houston-Chennai Sister Cities Association

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Houston-Chennai Sister City Association

History of the Association

Selecting Chennai to become a sister city of Houston began because of a strong interest among many Houstonians in pursuing a relationship with India. Although several other cities were considered, the similarities with Chennai are obvious. Each has important educational institutions, a strong medical center, and a major port and is its country's energy management hub.

In 2006 a committee was established to explore the possibility of establishing a sister city connection between Houston and Chennai. Ellen Goldberg, president of Sister Cities of Houston, assisted the group of interested Americans and Indo-Americans, as did Alma Maldonado, Sister Cities Coordinator for the Houston International Protocol Alliance, who provided information about criteria and procedures.

Nancy Dean became chairman of the organizing committee. She lived in Chennai for three years, 1985-88, as the wife of the U.S. Consul General to South India. While there, she helped establish the International Women's Association (IWA), an organization to bring the Indian and non-Indian community together and served as the founding co-president. Ms. Dean will be in Chennai later this year to help celebrate the 20th anniversary of the IWA. She is eager to "close the circle," doing for Houston what she accomplished in Chennai. Her able co-chairman, Suresh Puthigai, was born and raised in Chennai and works in the energy industry here. In addition, several members and board members are long-term residents of Houston and have ties with both cities.

Both the former U.S. Secretary of Commerce Robert Mosbacher and the Indian consul general in Houston, S.M. Gavai, are supportive of the proposed sister city relationship. One member of the organizing committee, Parul Fernandes, director of the Office of International Studies and Program at the University of Houston, was instrumental in establishing a relationship between UH and Anna University in Chennai. That connection culminated in a teleconference "virtual signing" of the letter of agreement between the two institutions in February. In addition, UH has established a Department of Indian Studies and one of its professors will be teaching at Anna University this summer.

From the beginning, the initiative has also been well-received by local and international business people, including the Greater Houston Partnership and the Indo-American Chambers of Commerce in both Houston and Chennai. In fact, people involved on each side have enthusiastically endorsed the relationship.

It is the consensus that sisterhood should lead to a very productive relationship—culturally, economically, intellectually—for the fourth largest cities in their respective countries, Houston in the United States and Chennai in India.

Houston-Chennai Sister City Association

Key Reasons

Why Houston and Chennai Should Become Sister Cities

Energy, Education, Environment, Health Care, Business/Commerce and the Port are primary, obvious connections between the two cities.

- Both are port cities
- Both are major energy producing areas in their countries
- Both are the fourth-largest cities in their respective countries
- Already, there are private connections between doctors in Houston and those in Tamil Nadu (the state of which Chennai is the capitol).

International organizations in Houston have endorsed this potential relationship.

- Houston World Affairs Council
- Asia Society
- International Institute of Education (IIE)

The U.S. Consulate General in Chennai is behind this endeavor.

- Vaidy Vaidyanathan, senior commercial specialist from the Chennai consulate was in Houston to attend corporate meetings set up by the U.S. Department of Commerce representative in Houston. While here, he met with the organizing committee on behalf of the Chennai-Houston committee.
- Through the efforts of board member Parul Fernandes, the University of Houston and Anna University in Chennai are already working together to establish both student and faculty exchanges. The “Letter of Agreement” was signed by both parties in February through a “virtual video” setup. Already, there is a fledgling Indian Studies program at UH.

From the Chennai perspective, Nancy Dean, chairman of the organizing committee in Houston, is aware that the International Women’s Association is eager to work with the Chennai-Houston Sister City Association on civic projects not involving the government. (The IWA is a powerful entity in Chennai that Nancy and an Indian friend established in 1986 when Nancy was living in Chennai (then Madras) as the wife of the U.S. consul general.)

Two other prominent Houston residents are very much behind this project. Oilman Robert Mosbacher is the honorary chairman of the Houston-Chennai Sister City Association. His honorary co-chairman is S.M. Gavai, the consul general of India in Houston. Mr. Gavai agrees that the Indian consul general would always automatically be a member of the Houston-Chennai board.

Houston-Chennai Sister Cities Association

Project #1

Permanently Sponsoring the Peacock Pen at the Houston Zoo

Objective:

To provide a sign of visible progress toward a viable Houston-Chennai Sister Cities Alliance.

Goal:

Since the peacock is the national bird of India, to have the Houston-Chennai Sister Cities organization permanently sponsor the peacock enclosure at the Houston Zoo.

Timeline:

- Discuss with Houston Zoo officials what would be the cost of feeding their peacocks on an annual basis and present a plan to raise the capital by 7/31/07.
- As an interim solution, raise enough funds from organization and corporate members to begin the sponsorship by 9/31/07.
- Make the first donation to the zoo by 10/15/07.
- Sustain project with a permanent fund in place by 12/31/07
- Place plaque at the peacock pen by 1/31/08 explaining that the Houston-Chennai Sister City Association maintains the peacocks.

Guidelines:

- Encourage local businesses and individuals to contribute to the Peacock Fund.
- Raise awareness in Chennai so that it contributes an annual token amount to the fund.
- Hold a reception geared toward encouraging corporate sponsorship.
- Sponsor a raffle draw at various Indo-American events and at local colleges.

Budget:

| | |
|--------------------------|------------|
| • Publicity and letters | \$ 1,000 |
| • Reception | 2,500 |
| • Miscellaneous | <u>500</u> |
| Total approximate budget | \$ 4,000 |

Houston-Chennai Sister Cities Association

Project #2

Student Exchange Program

Objective:

To sponsor up to a dozen high school students in the Houston area to Chennai and other parts of India for an extended visit.

Goal:

Provide young people with the opportunity to experience people-to-people diplomacy first-hand.

Time-line:

- Present project at board meeting and assign committee to develop a selection process. Discuss how to finance needy students so a diverse group is selected. Discuss trip's time and duration and how volunteers would screen and select host families in Chennai by 6/30/08.
- Fund raising to provide ticket for at least one student. Work with Chennai Sister City Association on the itinerary by 9/30/08.
- Finalize the student selection. Acquire visas and establish travel itinerary in Delhi, Agra, etc., on the way to Chennai. Negotiate with Chennai schools concerning students' projects/itinerary while there. Select adult volunteer(s) to accompany group by 12/31/08.
- Formalize pre-trip publicity with various groups, such as Consul General of India. Assure all paperwork is in order. Finalize trip date by 3/30/08.

Guidelines:

This type of trip would occur once every three years. It is hoped it would lead to a similar exchange of students in Houston from Chennai.

Budget:

- | | |
|---|--------------|
| • Fund raising, donations for one student | \$ 3,500 |
| • Publicity and communications | 500 |
| • Reception and miscellaneous travel arrangements | <u>4,000</u> |

| | |
|--------------------------|----------|
| Total approximate budget | \$ 8,000 |
|--------------------------|----------|

Houston-Chennai Sister Cities Association

Project #3

Lecture Series

Objective:

To invite Romulus Whitaker, world-renowned herpetologist and founding director of Chennai's Crocodile Park, to visit Houston and lecture on endangered reptiles of India at the Houston Museum of Natural Science and/or the Houston Zoo.

Goal:

To educate and encourage the citizens of Houston to preserve the natural habitat of local endangered snakes and alligators.

Background:

Rom Whitaker is a native of the U.S. who settled in the Chennai area in 1976 to establish a snake farm. He works with local handlers to educate the populace about the environmental benefits of snakes and to place endangered reptiles back into their natural habitats. Mr. Whitaker has authored several books and appeared in several issues of National Geographic magazine and on Discovery TV.

Time Line and Guidelines:

- Communicate with the Chennai-based crocodile sanctuary and invite Mr. Whitaker to give one or more lectures in Houston. Coordinate the timing to coincide with one of his previously planned visits to the U.S. so travel costs will be minimal. Contact the museum and the zoo and co-ordinate through them by 9/30/07.
- Attempt to have lecture(s) occur no later than 6/30/08.
- It is hoped that this will eventually lead to an exchange of speakers between the cities—doctors, educators, scientists, etc.—on a regular basis.

Budget:

| | |
|---|--------------|
| • Domestic airfare and other incidentals: (Can be raised through in-kind donations/corporate sponsors) | \$ 1,500 |
| • Publicity | 500 |
| • Reception | 1,000 |
| • Lecture hall and miscellaneous | <u>1,000</u> |
| Total | \$ 4,000 |

Houston-Chennai Sister City Association

Project #4

Shipping Used Textbooks from Houston to Chennai

Purpose:

To promote citizen-to-citizen diplomacy between Houston and Chennai by distributing used textbooks through the Chennai Corporation to teachers who can use them as teaching aides.

Background:

The Houston Independent School District (HISD) revises the textbooks used in its elementary and high schools every three years. Then the old books are destroyed. The Houston Sister City would send science and mathematics books (or others which might be requested) to Chennai to augment what is already available and to use as reference materials in the school libraries.

Timeline:

Interact with HISD officials to determine the next time science and math books are to be replaced by 8/31/07.

Conclude discussions with HISD and city officials and, assuming this is one of the years of change, begin collecting the used textbooks by 10/30/07.

Make arrangements to ship the books to the Chennai Corporation (the equivalent of HISD) by 12/31/07, so the distribution can be completed before the next school year begins in Chennai, in June 2008.

Guidelines:

Education committee members of the Houston–Chennai Sister City Association will work with their counterparts in Chennai to maximize the impact and streamline the distribution.

Budget:

| | |
|----------------------------|------------|
| Sea freight charges | \$ 1,500 |
| Miscellaneous | 250 |
| Packing and communications | <u>500</u> |
| Total | \$ 2,250 |

Houston-Chennai Sister City Association

Project #5

Provide Clean Drinking Water to Students in a Disadvantaged School

Purpose:

To provide clean drinking water on a long-term basis to students in Chennai attending disadvantaged schools, using reverse-osmosis water purification kits.

Timeline:

Get feedback by 9/30/07 from board and association members who visit Chennai and present the plan to Chennai Corporation and school executives and appropriate non-government organizations.

- Meet with those association members who have had contact with the appropriate officials in Chennai.
- Summarize feedback from other non-profit organizations, such as Lions and Rotary Clubs involved in similar projects.
- Discuss the various methods to meet this objective.

Contact manufacturers of reverse-osmosis water purification kits. Establish what would be the cost and maintenance of the kits on a semi-annual basis by 3/31/08.

Budget:

| | |
|--|------------|
| Corporate and local business sponsorship | \$ 1,500 |
| Reception | 1,500 |
| Matching contribution from Chennai chapter | 1,500 |
| Miscellaneous | <u>500</u> |
| Total | \$ 5,000 |

Houston-Chennai Sister City Association

Partial List of Houston Companies Doing Business in Chennai

Mosbacher Energy
Flowserve
Hewlett-Packard
Shell Chemicals
ABB Lummus Global
Schlumberger
BJ Services
BHI
PriceWaterhouseCoopers, Pvt. Ltd

Partial List of Chennai Companies Doing Business in Houston

Trimex USA, Inc.
BS&W Safety Systems
Sanmar Group
TVS Auto Parts
Indo-American News
Reliance Energy/Ram Tech Holdings, Inc.
Shell Oil
Aban Drilling

Houston-Chennai Sister City Association

Board Members

Ex-Officio Chairman

The Mayor of the City of Houston shall, ex-officio, be a member of the Corporation and serve as the honorary chairman of the Corporation, with membership dues waived

Honorary Chairman

Robert A. Mosbacher
CEO, Mosbacher Energy Co.
U.S. Secretary of Commerce, 1989-92

Honorary Co-Chairman

S.M. Gavai
Consul General of India in Houston
(The Consul General of India will always be honorary co-chairman)

Chairman

Nancy A. Dean
Resident of Madras 1985-88 as wife of the U.S. Consul General
Co-Founder in 1986 with (with Nirmal Seshadri) of the International Women's
Association (IWA)

nancyadean@sbcglobal.net
713-266-4717

1802B Potomac Drive
Houston, Texas 77057

Co-Chairman

Suresh Puthigai
Consultant, Energy Industry
S3290@earthlink.net
281-491-9257
Area of Expertise: Oil industry, commerce

5931 Union Springs
Sugar Land, Texas 77479

Board Members

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Area of Expertise: Education

Sutapa Ghosh
President
Cinemawalla, Inc.
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Area of Expertise: Culture

Shankar Jayaraman
Senior Engineer, Semicontroller Group, Microproduct Engineering
Texas Instruments
lakshsaa@yahoo.com
Area of Expertise: Information technology

Sockalingam (Sam) Kannappan
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Shiv Mathur
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Area of Expertise: Energy sector

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Chennai-Houston Sister City Association

Board Members

Advisors

Mr. David Hopper, Consul General for South India
U.S. Consulate General, Chennai
David.Hopper@mail.doc.gov

Mr. Mark Russell
Economic/Commercial Officer
U.S. Consulate General, Chennai
Mark.Russell@mail.doc.gov

Board Members

Mr. Srinivas Acharya
Deputy Managing Director, Sundaram Finance Limited
sa@sundaramfinance.in
Area of Expertise: Financial

Mr. R. Anand
Partner, Ernest & Young Pvt. Ltd.
Chairman of Indian-American Chamber of Commerce, Tamil Nadu Branch
r.anand@in.ey.com
Area of expertise: Economic/Commercial

Dr. Ashok Kumar
Biotech and Hospital Consultant and Physician
Kumar1942@yahoo.com
Area of expertise: Medical

Mr. Prasad Koneru
Managing Director
Trimex Industries Limited
Trimex Towers
Alwarpet, Chennai 600018
91-44-2498-8822 Ext 35
Area of expertise: Commerce

Houston:
Trimex U.S.A., Inc.
1075 W. Sam Houston Pky.
North Suite, 202-204
Houston TX 77043
(o) 713-932-6803

Dr. Nirmala Prasad
Principal
M.O.P. Vaishnav College for Women
mopvcfw@eth.net
Area of expertise: Education

Mr. A. Ramesh Prasad
Managing Director, Prasad Film Laboratories
admin@prasadlab.com
Area of Expertise: Cultural

Ms. Preetha Reddy
Managing Director
Apollo Hospitals Group
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Chennai 600 006
preethareddy@apollohospitals.com
Area of expertise: Medical

Mr. Hiren Shah
CEO, Dynamic Computer Services
hiren@dynamic-india.com
Area of expertise: Information Technology

Mr. Vaidy Vaidyanathan
Senior Commercial Specialist
U.S. Commercial Service, U.S. Consulate
Vaidyanathan.Purushothaman@mail.doc.gov
Area of Expertise: Liaison between Chennai and Houston

Mr. D.V. Venkatagiri
Regional Secretary, South Indian Council
Indo-American Chamber of Commerce
venkatagiri@iaccindia.com
Area of Expertise: Economic/Commercial

Houston-Chennai Sister Cities Association

Membership

Proposed Annual Dues for Members

Student - \$20
Individual - \$30
Family - \$40
Senior - \$30
Business - \$150
Corporation/Institution - \$1,000
Patron - \$1,500
Sustaining (annual donation) \$1,000

What Can Members Expect To Receive in Return?

- **An Exchange of Ideas** The greatest benefit of becoming a member of the Houston-Chennai Sister Cities Association will be the satisfaction of working together with individuals who share a similar interest in furthering the common good of both cities. Mixing and mingling with others interested in South India will be an opportunity to expand their circle of like-minded friends.
- **Commercial Benefits for Both Cities** Gradually the already considerable trade between Houston and Chennai (and vice versa) should increase. Already, most offshore deepwater subsea equipment leaves the Port of Houston for Chennai.
- **Other Exchanges** Exchanges are already in operation between the University of Houston and Anna University on both the student and faculty level. Similar exchanges are planned between Houston-based and Chennai-based hospitals. We would like to eventually include host families.
- **An Annual Family Fun Event.** Very likely, it will always be at the Houston Zoo, since the association plans to make the care and feeding of the peacocks in the zoo's peacock pen its responsibility and first major project.

Houston-Chennai Sister City Association

Fundraising

To begin with, fundraising will depend on individual and corporate memberships. Following that will be more imaginative ways of raising funds—something the South Indian community in Houston is extremely adept at.

We plan to instigate a strong campaign to attract members. It shouldn't be too difficult, since our "core" group of potential members has been waiting for the sister city relationship to become official for some time.

Also, some of our more prominent board members have great name recognition, both nationally and locally. This should benefit our fundraising capabilities considerably.

The board members are also optimistic about the response we should generate in terms of volunteer work and in-kind donations (airfare, hotel rooms, legal services, etc.) Later, when we are better known, we would apply for U.S. government and foundation grants.

Houston-Chennai Sister City Association

About Chennai (Formerly Madras)

History The region around Chennai has served as an important administrative, military and economic center dating back to the 1st century. It was ruled by South Indian kingdoms, notably the Pallava, Chola, Pandya, and Vijaynagar empires. When the Portuguese arrived in 1522, they built the port and named it Sao Tome, after the apostle St. Thomas, who is believed to have preached there between the years 52-70 and to be buried there. The region passed into the hands of the Dutch in 1612.

On August 22, 1639, the British East India Company was granted land to establish a permanent settlement. A year later, Fort St. George was built and the colonial city grew up around it. In 1746 Fort St. George and Madras were captured by the French, but the British regained control of the town in 1749. By the late 18th century the British had also conquered the area around Tamil Nadu and beyond. Ultimately, the Madras Presidency, with the capital in Madras, administered most of southern India, approximately a third of the country. Under British rule the city grew into a major urban center and naval base. The Gateway to South India, it is known for its unique culture, including its own classical language (Tamil) and dance (Bharatanatyam).

The city was renamed Chennai in 1996. In 2004 the tsunami in the Indian Ocean lashed the city, especially the shore, killing many and permanently altering the coastline.

Location Chennai is located on the Coromandel Coast of the Bay of Bengal, on the southeast coast of India in the northeast corner of the state of Tamil Nadu, of which Chennai is capital. It is located on a flat plain 20 feet above sea level. There are two rivers which meander through the city, the Cooum and the Adyar; both are heavily polluted with effluents and trash from domestic and commercial sources.

Size Nearly seven million people live in Chennai and the surrounding area. Like Houston, it is the fourth-largest city in the nation.

Time Difference So all of India can be in the same time zone, the time is set at the half hour. Chennai is 12 ½ hours ahead of Houston when it is on standard time.

Climate Since Chennai is close to the equator, it sees little variation in seasonal temperature. Its proximity to the sea means it is hot and humid most of the year. It is hottest in late May and early June. The lowest temperature ever recorded is 60.4 degrees Fahrenheit and the highest is 111.4 degrees Fahrenheit.

The average rainfall is about 47.2 inches. Most of its seasonal rainfall comes from the northeast monsoon winds from mid-October to mid-December. The city's water supply has proved inadequate for its population, and an over-reliance on the annual monsoon rains to replenish water reservoirs had compounded the problem.

Administration Chennai is governed by the Corporation of Chennai, which consists of a mayor and 155 councilors representing the 155 wards, all directly elected by city residents. The councilors elect the mayor and deputy mayor, who preside over approximately ten standing committees. The Chennai (formerly Madras) Corporation is the oldest in India and is responsible for all civic functions. It continues to meet in the Ripon Building, built in 1913 and named after the former viceroy Lord Ripon.

Ethnicity The majority of Chennai residents are Tamils. However, there is a sizable minority of inhabitants from throughout India, especially the three other states in South India: Kerala, Andhra Pradesh and Karnataka. As the commercial sector has grown, so has the expatriate population that works in its industries and information technology centers. Chennai has become a diverse, cosmopolitan metropolis.

Languages Most residents of Chennai speak Tamil. English is widely spoken, especially in business, education and other white collar professions. Tamil spoken in Chennai uses English words liberally, so much so that it is often called *Madras bhashai*, Tamil for "Madras language".

Population The estimated metropolitan population in 2006 was 7.6 million. Population density in the city is 24,418 per kilometer while the nation's density as a whole is 5,847 people per kilometer. The 369-year-old city is the 36th largest metropolitan area in the world.

Literacy The average literacy rate is 80.14 percent, much higher than the national average of 59.5 percent.

Religion The majority religion by far is Hindu, though there is a sizable minority of Muslims living in Chennai. A sprinkling of other religions is practiced, including Christianity. Despite the occasional news stories in the international press about communal violence between Hindus and Muslims, the government of India is very tolerant of the practice of all religions.

Economy Chennai has a diversified economic base. The main industries are automobile, software services, hardware manufacturing and financial services. Other important industries include petrochemicals (Chennai has been rated as the most attractive Indian city for offshore services), textiles and apparel. Currently under construction on the outskirts of Chennai is the Mahindra World City, a Special Economic Zone (SEZ) which will be one of the world's largest information technology parks.

Nokia, Dell, Motorola, and Siemens are just some of the international corporations that will have offices there.

Chennai is the base for around 45 percent of India's auto components industry and 27 percent of the vehicle industry. There is a heavy vehicles factory building military transportation and Indian Railways operates a railway coach-building factory. The Chennai Port also contributes greatly to the importance of the city, and the Madras Stock Exchange is fully computerized.

Culture Chennai's culture reflects its diverse population. The city is especially known for its classical dance shows and Hindu temples. In December, the city sponsors a five-week music season, described as one of the world's largest cultural events. It encompasses performances of traditional Carnatic music by hundreds of artists in and around the city. Chennai is also known as the center of classical Indian dance, Bharatanatyam, and is the home of the country's second-largest film industry.

Representing a different form of culture entirely is the Theosophical Society. Its world headquarters is in Chennai. Not far from Chennai, a planned community that is home to hundreds of expatriates and Indians who believe in human unity and practice the life style of its founder, Sri Aurobindo, and his disciple The Mother.

Transport Popularly known as "The Gateway to South India." Five major national highways radiate outward from the city. It has the largest bus station in South India. The Chennai International Airport serves both domestic and international flights; it is the third busiest in India, and the second busiest cargo terminus. The Chennai Port is one of the world's largest artificial ports and is India's second busiest container hub, handling general industrial cargo, automobiles, etc. There are two major railway terminals.

Education Schools in Chennai are either run publicly by the Tamil Nadu government or privately, some with financial aid from the government. Government-run schools offer education in English and Tamil, English being preferred by a majority. In private schools students are taught in English.

The University of Madras (1857) has three campuses in the city. The prestigious Indian Institute of Technology (IIT), Madras (1959) is internationally renowned for its engineering program. Close to IIT is the main campus of Anna University (1978), which offers programs in engineering, technology and architecture and has a close working relationship with the University of Houston. The memorandum of understanding between the two institutions was signed in February 2007.

Sports Cricket is the most popular sport in Chennai. The Jawaharlal Nehru Stadium seats 40,000 and hosts soccer and athletic competitions. Tennis is another popular game. Indian tennis professionals Vijay Amritraj, Ramanathan Krishnan and Ramesh Krishnan are from Chennai, and Leander Paes was trained in Chennai.

Appendix

- Proposed By-Laws
- Proposed Agenda of First Meeting
- Proposed Articles of Incorporation
- Guidelines and Procedures to Establish a Sister City Relationship

Houston-Chennai Sister City Association

Proposed By-Laws

These by-laws govern the affairs of the Houston-Chennai Sister City Association; a non-profit corporation.

ARTICLE I: PURPOSE

Section 1. Purpose:

The purpose of this organization is educational and charitable. The organization's objectives are:

- a) To cause the people of these two cities to acquire consciousness of each other, to understand one another as individuals, as members of their community, as citizens of their country, and as part of the family of nations.
- b) To foster a continuing relationship of mutual concern between the people of Houston and the people of Chennai.
- c) To engage and participate in activities and programs that will foster and promote friendly relations and mutual understanding between peoples of American communities and peoples of friendly nations outside of the United States of America.
- d) To act as a coordinating body, committee, or agency among organizations, groups, and individuals desiring to engage in activities of international cooperation with the city of Chennai.
- e) To work with the City of Houston to help foster and strengthen its relationship with the paired city and cooperate with the City to develop exchanges in the areas with which the City deems appropriate.
- f) The Organization also has such powers as are now or may hereafter be granted by the General Not For Profit Corporation Act of the State of Texas.

ARTICLE II: RELATIONSHIP WITH THE CITY OF HOUSTON

Section 1. Relationship with the City:

The relationship between the City of Houston and Chennai that gave rise to this organization was created by Houston City Council Resolution, and may also be dissolved by Houston City Council Resolution. Failure to comply with these requirements may lead to Council action, which under severe instances may include placing the sister city association on probation, appointing a new head of the sister city association, or dissolving the relationship, which would consequently dissolve the organization.

The organization should:

- a) Participate in at least one joint program or project per year, either through Sister Cities of Houston or other sponsors.
- b) Have at least one ongoing program.

- c) Be present at six of the nine annual monthly board meetings of Sister Cities of Houston.
- d) Provide the City of Houston, through the Houston International Protocol Alliance (HIPA) annually in May with updated by-laws, articles of incorporation, confirmation of its non-profit status, a yearly membership list with active members' names, addresses, telephone and fax numbers, and a quarterly report of all activities; as well as any other documentation required by HIPA.
- e) Show a good faith effort to expand programs and to increase membership if it falls below 10 members.
- f) Comply with all requirements laid out in this document.

ARTICLE IV: MEMBERSHIP

Section 1. Individual Membership:

Membership in the Corporation shall be open to any person residing or working in the City of Houston and vicinity.

Section 2. Organization Membership:

Organization membership shall be open to any organization or business enterprise in the United States that endorses the purpose of the Corporation. An Organization Member shall designate one official representative to attend meetings and functions of the Corporation, who shall have the rights and privileges of an Individual Member, and who shall be registered annually with the Secretary.

Section 3. Membership Dues:

Any person or organization meeting the requirements of Article IV, Section 1 or 2, may be admitted to the membership of this Corporation by acceptance of the membership application by the President and Secretary of the Corporation, and upon payment of the annual membership dues as determined by the Board of Directors.

Section 4. Ex-officio Members

The executive director and sister cities coordinator of the Houston International Protocol Alliance, the official city liaison to the sister city program, and the consular head of post where there is consular representation in Houston of the country in which the sister city is located, shall be ex-officio members of the Corporation, with said membership dues waived.

Section 5. Membership in the Umbrella Organization

This Corporation shall automatically become a member of the umbrella organization, Sister Cities of Houston, Inc., upon ratification of the sister city relationship between the City of Houston and Chennai. The Corporation's President shall choose a member to represent the said sister city relationship on the board of Sister Cities of Houston. The Corporation shall comply with the by-laws and regulations of Sister Cities of Houston, Inc., regarding membership and programming.

Section 6. Benefits of Membership

The organization will assign benefits of membership based on the categories assigned above. These are subject to change based on a vote of the board.

ARTICLE V: MEETINGS

Section 1. Regular Meetings: A regular meeting of the members shall be held at least once annually before the second week in May; the first meeting to be held for the purpose of election of a Board of Directors and transacting such other business as may come before the meeting. The record date shall be determined by the Board of Directors.

Section 2. Notice of Regular Meeting:

The President shall have the Secretary to give members ten days' notice of a regular meeting by mail or fax, stating the time, place, and business to be transacted at said meeting. If the office of Secretary is vacant, any director or person designated by the President may notify the members of the meeting.

Section 3. Special Meetings:

Special meetings of the members may be called at any time by the vote of the majority of the directors or upon petition to the Secretary by one-fifth of the members. At special meetings of the members, only such business as stated in the call for such meeting shall be transacted. When possible, the Secretary shall give the members ten days' notice of the meeting by mail or fax, stating the time, place, and business to be transacted at the special meeting.

Section 4. Quorum:

At any meeting of the members, 1/3 of the total members shall constitute a quorum for all purposes including the election of directors except when otherwise provided by the law.

ARTICLE VI: BOARD OF DIRECTORS

Section 1. Numbers:

The affairs of the Corporation shall be exercised, conducted and controlled by a Board of Directors, consisting of at least 8 members.

Section 2. Qualifications:

Directors shall be elected from the membership of the Corporation and must continue to be members in good standing during their terms of office.

Section 3. Compensation:

The directors shall receive no compensation or expenses from the Corporation.

Section 4. Term of Office:

Board members may serve up to three 1-year terms for a maximum of 3 years. After three years, they must forego their board member status for at least one year before being elected as board member for any additional terms.

Section 5. Election:

The directors shall be elected by the members of the Corporation at the first regular meeting and thereafter, election of directors shall be held at the annual meeting of the members in May and Board members shall begin service in June.

Section 6. Vacancies:

Vacancies in the board shall be filled by appointment of the Board of Directors and such person filling the vacancy shall hold office until the expiration of the term being filled.

Section 7. Regular Meetings:

The first meeting of the directors shall be held immediately after their election by the members for the purpose of election of officers. The regular meeting of the board shall be held quarterly, or more often if deemed necessary. The May meeting shall exist as an annual meeting for the purpose of election of officers, budget design, and program planning for the upcoming year.

Section 8. Special Meetings:

The President, when he deems necessary, or three members of the board, may call a special meeting of the Board of Directors, giving ten days' notice by mail or fax, when possible, to members of the Board, stating the time, date, place and purpose of the meeting.

Section 9. Quorum:

One third of the Board of Directors will constitute a quorum.

Section 10: Powers and Duties of Directors:

- a) The directors shall have the power to conduct, manage, and control the affairs and business of the Corporation.
- b) The directors shall maintain a complete record of all their business transactions, their minutes and acts, and proceedings of the members, and present a full statement at the regular annual meeting of the members, showing in detail the condition of the affairs of the Corporation.
- c) The Board of Directors shall have the authority to create and fill the office and the position of executive secretary or executive director.

ARTICLE VII: OFFICERS

Section 1. All officers of the Corporation shall be elected or appointed by the directors from their numbers except as hereinafter provided. Elections will take place at the Board of Directors annual meeting in May. The Mayor of the City of Houston may appoint a President or any other officer if the Corporation has not fulfilled the requirements set forth in Article III, Section 1 to be in good standing with the City or if the president elected by the board is unreachable for a period of 90 consecutive days.

Section 2. Officers of the Corporation shall be a President, a Vice President, a Secretary, a Treasurer, a Membership Chair, a Program/Events Chair, and a Fundraising Chair.

Section 3. The Mayor of the City of Houston shall, ex-officio, be a member of the Corporation and serve as the honorary chairman of the Corporation, with said membership dues waived.

Section 4. Officers shall receive no compensation as salary from the Corporation but may receive expenses for special activities on behalf of the Corporation and such special expenses shall be voted upon by the directors.

Section 5. Powers and Duties of Officers:

- a) The President shall preside at all meetings of the directors and members. He shall sign, as President, all certificates of membership and all contracts and other instruments.
- b) The Vice President shall assume the duties of President in his absence, and assume such duties assigned to him from time to time by the Board of Directors.
- c) The Secretary shall:
 - 1. Keep records and minutes of all board and membership meetings.
 - 2. Be custodian of the corporate seal.
 - 3. Keep the membership book showing the name of each member and pertinent information relative to each member.
 - 4. Sign, where required, all corporate papers in conjunction with the President.
- d) The Treasurer shall:
 - 1. Be the custodian of all funds of the Corporation depositing such funds in banks designated by the Board of Directors.
 - 2. Disburse funds only as prescribed by the directors.
 - 3. Prepare a financial statement for the annual meeting.

ARTICLE VIII: EXECUTIVE COMMITTEE

Section 1. The Executive Committee shall be comprised of the officers and members of the Board of Directors as chosen by the board. The President shall serve as the Chairman of the Executive Committee. Members shall serve for one year, or until their successors are chosen.

Section 2. The Executive Committee shall transact all routine business and shall exercise all powers of the Board of Directors in the interim between its meetings, and shall report all actions to the Board of Directors. One-half of the members of the Executive Committee shall constitute a quorum.

ARTICLE IX: COMMITTEES

Section 1. Sister City Committees: The Board of Directors may designate one or more committees, which may include: Public Relations, Trade and Commerce, Professional/Technical, Hosting, Education and Youth Exchange, and Nominating. The President shall appoint a chairman to selected committees with approval of the Board of

Directors. Each chairman shall serve for one year, and may be re-appointed by the President for a maximum of three years.

Section 2. The Executive Committee shall consist of at least two persons, a majority of which are directors. The Executive Committee shall have the power to call for the establishment of additional committees and dissolve committees as needed.

ARTICLE X: ADMINISTRATION

Section 1. Offices: The Corporation shall have and continuously maintain in the City of Houston, a registered office and a registered agent whose contact information is continuously updated.

Section 2. Fiscal Year: The fiscal year shall commence on the first day of July.

Section 3. Financial Records: Financial records shall be open for inspection upon the reasonable request of any member. A complete statement of receipts and expenditures shall be presented at the annual meeting by the treasurer.

ARTICLE XI: AMENDMENTS

These bylaws may be altered or amended at any annual meeting of the members or at any other meeting called for that purpose, by a vote of a majority of a quorum at a meeting duly called. The written assent of a majority of the membership is effectual to repeal or amend any bylaws or to adopt additional bylaws without the necessity of a formal membership meeting.

ADOPTED: _____ AMENDED: _____

AMENDED AND ADOPTED: _____

Houston-Chennai Sister City Association

Proposed Agenda at First Meeting

- I. Purpose of First Meeting**
 - A. Basic organization—developing appropriate documentation to define programs/processes
 - B. Compliance with non-profit laws and tax laws
 - C. Document everything, so organization is perpetuated
- II. Legal Documents**
 - A. Articles of Incorporation with the State of Texas
 - B. Application Form 1023 from the IRS for 501(c) (3) status
 - C. Not possible until other items taken care of.
- III. Mission Statement**
 - A. Describes what organization is doing, its purpose, or “reason for being.” It should be unique, memorable, compelling—and brief.
 - B. Develop mission statement based on bylaws
- IV. Vision Statement**
 - A. Describes organization’s future, a description of what it hopes to become, a roadmap for the future that provides framework for mission to grow and change.
 - B. Develop vision statement based on the mission statement
- V. Goal Development**
 - A. A two-year prospective budget and work plan required by IRS for 501(c)(3) status.
 - B. Establish manageable number of goals (4-6) which organization will dedicate its efforts and resources to for next 1-3 years.
 - C. Organization of each goal:
 - 1. Objective: “To xxx”
 - 2. Action/Strategy: By whom and timing
 - 3. Outcome/Result: “Our objective XXX was successful/not successful.
 - 4. Suggestions for future
- VI. Bylaws and Articles of Incorporation**
 - A. Govern our organization.
 - B. Do they need to be changed/amended?

VII. Board Roles and Responsibilities

- A. One person can not make decision for the entire board
- B. Board members
 - 1. Number—eight?
 - 2. Term of office: three 1-year terms (maximum of 3 years)?
 - 3. Level of participation and expected support, including time commitment involving committee work for special events
 - 4. Meet at least quarterly
 - 5. Other?
- C. Officers, as determined by bylaws, but including president, vice president, secretary, treasurer, membership chair, program/events chair, fundraising chair

VIII. Meetings

- A. Scheduling, each person should play a role
- B. Secretary types up agenda and submits it to board before the meeting
- C. Board members and committee chairs submit additions/comments to board before the meeting

IX. Formation and Roles of Committees

- A. Membership
 - 1. Logo and membership materials
 - 2. Bylaws require 10 members
 - 3. Projects and timeline to generate members
- B. Corporate Sponsorship
- C. Projects: See list of potential projects
- D. Fundraising
 - 1. Determine appropriate sources and outline approach to donors
 - 2. Develop fundraising timetable
- E. Technology/Archives/Database
 - 1. Recordkeeping system to preserve corporate documents, reports, minutes of board meetings
 - 2. Membership list, including contact information
- F. Other?

X. Organization of Committees

- A. Committee chair is board liaison
- B. Committee chairs propose mission statement (a plan of action) to board
- C. Board gives guidance, but responsibility of carrying out projects on committees, not board, which serves in advisory capacity

XI. Action Items

- A. How do we move forward on “to do” list?
- B. Who responsible for what?
- C. Schedule next meeting

Houston-Chennai Sister Cities Association

Proposed Articles of Incorporation

I, the undersigned natural person of the age of 18 years or more, acting as incorporator, adopt the following Articles of Incorporation of Houston-Chennai Sister City Association, Inc. (the "Corporation") under the Texas Non-Profit Corporation Act (the "Act").

Article I: NAME

The name of the Corporation is Houston-Chennai Sister City Association, Inc.

Article II: NON-PROFIT CORPORATION

The Corporation is a non-profit corporation.

Article III: DURATION

The period of duration of the Corporation shall be perpetual.

Article IV: PURPOSES

The purposes for which this Corporation is organized are in furtherance of only the following:

- a. To support the people of the City of Houston and the people of Chennai, Tamil Nadu, India, in their acquisition of a consciousness of each other; to understand one another as individuals, as members of their community, as citizens of their country and as part of the family of nations;
- b. To foster as a consequence of such knowledge and consciousness a continuing relationship of mutual concern between the people of the City of Houston and the people of Chennai, Tamil Nadu, India;
- c. To undertake both in seeking and in consequence of such consciousness and concern any activities and programs as will provide to one another appropriate aid and comfort, education and mutual understanding; and

- d. To participate as an organization in the promoting, fostering and publicizing of local and municipal cooperative agreements and to encourage residents of Houston to engage and participate in such programs, to foster and promote friendly relations and mutual understanding between people of Houston and the people of Chennai, India, and to act as a coordinating body, committee or agency among those organizations, groups and individuals desiring to engage and engaging in the activities of such international municipal cooperative agreements.

Article V: POWERS

In order to accomplish its objective, the Corporation shall have the following powers, which shall be deemed to be in furtherance of, and not in limitation of, the general powers conferred upon educational and charitable non-profit corporations under the laws of Texas:

- a. To receive, acquire, hold, own, manage, administer, invest and reinvest any and all monies, securities, evidences of indebtedness or other property, real or personal, as may from time to time be given, sold, transferred, rented, conveyed or assigned to it by any person, firm, committee, association or corporation; to take by devise or bequest or otherwise, within the limitations provided by law, any and all property heretofore or hereafter devised or bequeathed by will, or otherwise, or in any manner granted or conveyed to it; to exercise, in respect of any and all such property, any and all rights, powers and privileges of individual ownership; and from time to time to pay, apply or otherwise utilize the principal and income thereof but only for the purposes for which the Corporation is formed;
- b. To purchase or otherwise acquire, hold, sell, lease, convey, mortgage or otherwise dispose of real and personal property or any interest therein;
- c. To cooperate with or engage the services of any person, firm, association, corporation, government, or public agency which may assist in carrying out the corporate purposes, and in furtherance of such purposes to grant financial or other voluntary assistance thereto;
- d. To enter into affiliations, contracts, agreements, undertaking or otherwise within the limitations provided by law, including making distributions to organizations that qualify as exempt organizations under Section 501© (3) of the Internal Revenue Code of 1986 (the “Code”); and
- e. To do any and all things which may be necessary and appropriate in connection with its purposes.

Except as otherwise expressly provided or necessarily implied by these Articles, the Corporation shall have all of the powers provided in or allowed by the Act.

Article VI: LIMITATIONS

1. Exclusive Educational and Charitable Purposes. The Corporation is organized and shall be operated exclusively for charitable and educational purposes.
2. Operation as Tax Exempt Organization. Notwithstanding any other provisions of these Articles, the Corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by (i) an organization described in Section 501(c)(3) of the Code; and (ii) by any organization the contributions, gifts, bequests or devises to which are deductible under Sections 170(c) (2), 2055 and 2512 of the Code. (Such Code sections are referred to as the "Tax Exempt Organizational Provisions" and an organization qualifying under those provisions is referred to as a "Tax Exempt Organization.")
3. No Propaganda or Political Activity. No substantial part of the activities of the Corporation shall include the carrying on of propaganda or otherwise attempting to influence legislation, except to the extent such activities are permitted under Sections 501(c) (3) and 501(b) of the code. The Corporation shall not participate in or intervene in any political campaign (including the publication or distribution of statements) on behalf of any candidate for public office or conduct any activity which would result in denial of exemptions of deductions under the Code.
4. No Inurement for Private Purposes. The Corporation is not organized for pecuniary profit; it shall not issue certificates of stock or declare dividends. No part of the Corporation's net earnings shall inure to the benefit of any officer, director, incorporator, member or private individual and no officer, director, incorporator, member, or private individual shall receive or be lawfully entitled to receive any pecuniary profit from the operation of the Corporation, except as reasonable compensation for the services rendered to or for the Corporation in furtherance of one or more of its purposes.

In the event of any dissolution or liquidation of the affairs of the Corporation, the property and assets of the Corporation shall be solely and exclusively distributed by the Houston International Protocol Alliance to the Sister Cities of Houston account administered by the Houston International Protocol Alliance. If there is no existing account, the assets shall be solely and exclusively distributed by the Houston International Protocol Alliance to support the official Houston sister city component organizations existing as of the date the Corporation ceases operation and that qualifies as a Tax Exempt Organization. If there are no Houston sister city organizations that are Tax Exempt Organizations, then the assets shall go to the Texas Tax Exempt Organization responsible for sister city activities in the State of Texas. If such a state organization does not exist, the assets shall go to Sister Cities International, Inc., if it is a Tax Exempt Organization. If Sister Cities International, Inc., does not exist or is not a Tax Exempt Organization, the assets shall be distributed exclusively among one or more Tax Exempt Organizations which, in the judgment of the directors of the Corporation, is an organization carrying on the general purposes of the Corporation.

5. Avoidance or Mitigation of Private Foundation Status. The Corporation is not intended to be operated as a private foundation under the Code. Nevertheless, during any period in which the Corporation is a private foundation, if such situation should occur, the Corporation will comply with the terms of this section of these Articles. The Corporation will distribute its income for each tax year at such time and in such manner as not to become subject to the tax on undistributed income imposed by Section 4942 of the Code. The Corporation shall not (i) engage in any act of self-dealing (as defined in Section 4941(d) of the Code; (ii) retain any excess business holdings (as defined in Section 4943(c) of the Code; (iii) make any investments in such manner as to subject the foundation to tax under Section 4944 of the Code; and (iv) make any taxable expenditures (as defined in Section 4945(d) of the Code).

Article VII: MEMBERS

The members of the Corporation shall be admitted to membership of the Corporation in the manner and under the conditions proscribed by the bylaws of the Corporation.

Article VIII: SITUS OF OPERATIONS

The Corporation will operate to some extent throughout the world but its principal operations will be conducted in the United States.

The principal office of the Corporation is to be located in Houston, Harris County, Texas. It may establish such other offices either in or outside of the United States as it may from time to time determine.

Article IX: BOARD OF DIRECTORS

The direction and management of the Corporation shall be vested in its Board of Directors. The number, qualification and terms of the directors shall be fixed by the bylaws of the Corporation and may be increased or decreased from time to time by amendment to the bylaws, except that (1) no decrease shall have the effect of shortening the terms of any incumbent director and (2) the number of directors shall never be less than three. In the absence of a bylaw providing for the number of directors, the number shall be twelve.

The initial directors of the Corporation shall serve until the conclusion of the first meeting of the Corporation, until they are replaced or until their successors are selected. The names and addresses of the initial directors are:

Nancy A. Dean, Chairman
1802B Potomac Drive
Houston, Texas 77057

5931 Union Springs
Sugar Land, Texas 77479

Suresh Puthigai, Co-Chairman

Douglas Dotan
5009 Evergreen Street
Bellaire, Texas 77401

Allan Tiller
611 E. Ninth Street
Houston, Texas 77007

Sockalingam (Sam) Kannappan
11415 Sagemorgan Drive
Houston, Texas 77089

Bomi Zarolia
3107 Dulaney
Houston, Texas 77094

Shiv Mathur
16019 Mountain Shadows
Houston, Texas 77084

Article X: BYLAWS

The Board of Directors of the Corporation shall adopt the initial bylaws of the Corporation. The Board of Director Directors shall have power to alter, change, amend or repeal the bylaws of the Corporation. No provision of the bylaws shall be inconsistent with these articles.

Article XI: LIMITATION OF LIABLILTY AND INDEMNIFICAITON

The directors, officers and members of the Corporation shall not be liable to the Corporation for monetary damages to the Corporation from acts or omissions arising from or related to their capacities as directors, officers or members except for liability for (i) any breach of the duty of loyalty to the Corporation; (ii) acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of law; (iii) any transaction from which the director or officer received an improper benefit, whether or not the benefit resulted from an action taken within the scope of the director's or officer's office; or (iv) acts and omissions for which the liability of the director or officer is expressly provided by statute. This limitation is to operate to the full extent permitted by law, including Article 1396-2.22A, Tex. Rev. Stat.

The Corporation shall indemnify present and former directors, officers and members of the Corporation in accordance with and to the full extent allowed by the laws of the State of Texas, including the provisions of Article 1396-2.22A. The bylaws shall set forth provisions designed to implement this provision of these Articles.

The Corporation may, but is not required to, purchase insurance insuring the types of risks that are the basis of Article 1396-2.22A.

Article XII: AMENDMENTS TO ARTICLES OF INCORPORATION

These Articles may be amended only by complying with all of the following:

- (1) The directors of the Corporation shall adopt, by at least two-thirds affirmative vote of the directors of the Corporation, a resolution setting forth the proposed amendment and directing that it be submitted to a vote of the members at a meeting of the members.
- (2) The secretary (or other designated officer of the Corporation) shall give the members written notice of the date, time and place of the meeting at which the proposed amendment is to be considered, which meeting may be either an annual or a special meeting, and provide to the members a copy of the proposed amendments along with the notice of the meeting at which they are to be considered. The notice of the meeting shall be given to each member not less than ten or more than fifty days before the date of the meeting. The notice shall be delivered either personally or by mail. If such notice is mailed, it shall be deemed to be delivered when deposited in the United States mail, postage prepaid and addressed to the member at the address that appears on the records of the membership of the Corporation.
- (3) The members shall adopt the amendments set forth in the resolution of the directors by at least two-thirds of the members present and voting at the duly constituted meeting held pursuant to the notice given.

Article XIII: REGISTERED AGENT

The street address of the Corporation's initial registered office for service of process is:

1802B Potomac Drive
Houston, Texas 77057

The name of the Corporation's registered agent at such address is:

Nancy A. Dean

Article XIV: CONSTRUCTION

All references in these Articles to statutes or sections of statutes, including the Code and the Act, or to other sources of law shall and do include the law so cited and any amendments thereto or any successor provisions of law, regardless of how designated.

Article XV: INCORPORATOR

The name and address of the incorporator is:

Harry Gee
5847 San Felipe Suite 2950
Houston, Texas 77057



CRITERIA AND PROCEDURES FOR SELECTION OF NEW SISTER CITIES

Houston, Texas, U.S.A.

All sister cities are required to adhere to the rules and regulations established by Sister Cities International (SCI). Before beginning the process, please contact the Houston International Protocol Alliance to verify that the city in which you are interested is not already paired with a city in the United States and that Houston does not already have a sister city in the country in question.

Criteria

Proposals for new sister cities must meet two primary criteria:

1. **Strong community support.** It has been the experience of Houston as well as other cities that the success of a sister city relationship depends in large part on broad based community support from business, arts, culture, academia, the local ethnic community, etc. Support should also be distributed among individuals, corporations, civic leaders, and the local government. Additionally, support from the sister city abroad is also important.
2. **Strong economic and/or cultural ties.** This allows for more exchange possibilities. It also provides a common ground and familiarity between the two cities. Examples of economic ties include pairing with another port city or one with a heavy concentration in the energy, medical, high technology, and aerospace industries. A city may have strong cultural ties with Houston if we have a proportionately large percentage of people from the foreign city/country living here or we have some type of cultural representation from that area.

Procedures

Following is a summary of steps involved in forming a sister city affiliation. This is intended to serve as a guideline for groups interested in initiating the process. On average, we have found that it takes one to two years to establish a new association.

1. A group or individual voices an interest in establishing a sister city affiliation and calls the Protocol Alliance to learn if it is possible to do so, given the above-mentioned SCI regulations. If it is available, the group sends a letter of intent to the Protocol Alliance, which works as the liaison between Houston's sister cities and City Hall. The letter should include detailed information about the proposed city, the economic and/or cultural ties, and other information that argues for a successful relationship. The letter should also prove support from the foreign city for the pairing. The Protocol Alliance's sister cities coordinator will then contact the sender and discuss possibilities and/or conflicts.
2. The Protocol Alliance consults City Council and the Mayor. If there is consensus that this is a good match for Houston, the Protocol Alliance conveys to the group or individual the City's approval to proceed to the next step of the project.
3. A committee of private and public sector interested parties is formed by the group initiating the request. A reciprocal committee in the proposed foreign city should also be established in that city. We recommend that at least three of the following fields be represented on the committee: business, culture, academia, medicine, technology, fundraising, volunteer coordinator. Both committees should meet to discuss all the requirements necessary to go forward with the planned alliance (details below) and decide whether they wish to proceed.
4. To proceed, the committee should submit the following to the Protocol Alliance:
 - a. Overview. A summary of how the project came into being and how it is being developed: who it was initiated by, when, and the purpose of relationship.
 - b. City Profile. This should include detailed economic and cultural data and relevant business and commercial statistics. **The following information is required:** demographics; a list of Houston companies doing business in the proposed sister city; and a list of companies from the proposed sister city doing business in Houston.
 - c. Developing Committee Lists (2). This should consist of separate lists for Houston and the proposed sister city consisting of supporters of the project who have committed to being active members in the planning committee and the sister city association after it is established. Their corporate affiliation, titles, addresses, phone numbers and fax numbers should be included. If possible, also include the supporter's specific area/s of interest in the sister city (i.e. educational exchanges, fundraising, trade missions.) Each list should contain at least 10 members.

d. Report of volunteer/membership base. Because sister city associations are totally volunteer-run, evidence of a strong volunteer base must be provided. This should include possible volunteer sources, strategies for recruiting members, membership and funds.

e. Report of fundraising strategies. Describe how the association plans to raise operating funds so that it will be self-sufficient. Include a preliminary budget, descriptions of planned events, target sponsors, etc.

f. Programs. Describe the types of events that the association envisions. A sister city association should cover several areas of exchanges so events should be from at least two of the following areas: commercial, cultural, tourism, educational and humanitarian. A minimum of two project proposals should be submitted. The proposed sister city must commit to coordinate at least two individual events and participate in a minimum of two Sister Cities of Houston, Inc. programs per year.

g. Draft Documentation. This should include the draft Articles of Incorporation, By-Laws and proposed Board of Directors. (Note: the Protocol Alliance will provide you with model by-laws prepared by the City of Houston.)

5. After all of the prerequisites have been met, the Protocol Alliance forwards to the Mayor and the City Council a recommendation to establish the relationship.

6. If approved by the Mayor and City Council, a signing ceremony must take place with the mayors (or their representatives) of both cities in one of the two cities within one year of the approval.

7. Copies of the final registered Articles of Incorporation, By-Laws, and Board of Directors must be submitted to the Protocol Alliance. The new sister city association must adhere to all local Sister Cities of Houston, Inc. policies as administered by the Houston International Protocol Alliance. They must also inform the Protocol Alliance of all changes and updates to board members and elected officials as well as all programs sponsored or co-sponsored by the sister city association.

REQUEST FOR COUNCIL ACTION

| | | | |
|--|----------------------|-----------------------|---------------------------|
| SUBJECT: Adopt a Motion Approving the Donation of Outdated/Surplus Firefighting Equipment to "Sister City" Guayaquil, Ecuador | Category 1 | Page 1 of 1 | Agenda Item # 2 |
|--|----------------------|-----------------------|---------------------------|

| | | |
|---|---|------------------------------------|
| FROM (Department or other point of origin): Houston Fire Department | Origination Date: May 1, 2007 | Agenda Date: MAY 16 2007 |
|---|---|------------------------------------|

| | |
|---|--|
| DIRECTOR'S SIGNATURE: Phil Boriskie, Fire Chief  | Council District affected: All |
|---|--|

| | |
|--|---|
| For additional information contact: Karen DuPont 713-859-4934 Captain | Date and identification of prior authorizing Council action: |
|--|---|

| |
|---|
| RECOMMENDATION: Adopt a Motion approving the donation of outdated/surplus firefighting equipment to "Sister City" Guayaquil, Ecuador. |
|---|

| | |
|--|------------------------|
| Amount and Source of funding N/A | F&A Budget: |
|--|------------------------|

| <p><u>SPECIFIC EXPLANATION:</u></p> <p>The Fire Chief recommends that City Council adopt a motion approving the donation of outdated firefighting equipment of Houston's "Sister City" Guayaquil, Ecuador. The Texas Constitution authorizes a municipality to donate outdated or surplus equipment, supplies or other firefighting materials to an "underdeveloped" (now referred to as "developing") country.</p> <p>The estimated value of this equipment is expressed in terms of the "price per pallet" based on previous sales conducted by Surplus and Salvage. This donation will consist of 106 pallets with an overall estimated value of \$3,669.00 as follows:</p> <table border="0"> <thead> <tr> <th><u>Price per pallet</u></th> <th><u>Description</u></th> </tr> </thead> <tbody> <tr> <td>10 pallets @ \$ 87.50</td> <td>Miscellaneous equipment</td> </tr> <tr> <td>29 pallets @ \$ 64.00</td> <td>Bunker gear</td> </tr> <tr> <td>67 pallets @ \$ 14.00</td> <td>Firefighting hose</td> </tr> </tbody> </table> <p>Following Council approval, the Director of Finance and Administration will execute a Bill of Sale indicating that the City is not responsible or liable for any injury or damage to any person or property arising in connection with this equipment.</p> <p>The Fire Department recommends donating the equipment above as a goodwill gesture to Guayaquil, Ecuador.</p> <p>Attachments: Misc. Assorted Equipment Donation List Bunker Gear Donation List Hose Donation List</p> <p align="center">REQUIRED AUTHORIZATION</p> | <u>Price per pallet</u> | <u>Description</u> | 10 pallets @ \$ 87.50 | Miscellaneous equipment | 29 pallets @ \$ 64.00 | Bunker gear | 67 pallets @ \$ 14.00 | Firefighting hose |
|--|-------------------------|--------------------|-----------------------|-------------------------|-----------------------|-------------|-----------------------|-------------------|
| <u>Price per pallet</u> | <u>Description</u> | | | | | | | |
| 10 pallets @ \$ 87.50 | Miscellaneous equipment | | | | | | | |
| 29 pallets @ \$ 64.00 | Bunker gear | | | | | | | |
| 67 pallets @ \$ 14.00 | Firefighting hose | | | | | | | |

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

| | | | |
|---|--|--|--|
| SUBJECT: Supplemental Allocation Professional Civic Art and Conservation Administration Services Contract Houston Arts Alliance WBS # C-000422-0001-4, R-000422-0001-4 WBS # G-000422-0002-4, E-000422-0003-4 WBS # F-000422-0002-4, H-000422-0001-4 | | Page 1 of 2 | Agenda Item <div style="font-size: 2em; text-align: center;">3</div> |
| FROM (Department or other point of origin): Building Services Department | Origination Date 05-10-07 | Agenda Date MAY 16 2007 | |
| DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. <i>[Signature]</i> 4/19/07 | Council District(s) affected: B, D, G, H, and I | | |
| For additional information contact: Jacquelyn L. Nisby <i>[Signature]</i> Phone: 713-247-1814 | Date and identification of prior authorizing Council action: Ordinance No. 2006-1122, 11/8/06 | | |
| RECOMMENDATION: Approve a supplemental allocation to the Professional Civic Art and Conservation Administration Services Contract with the Houston Arts Alliance and allocate funds. | | | |
| Amount and Source of Funding: | | F&A Budget: | |
| \$183,000.00 | Fire Consolidated Construction Fund | 4500 | <i>[Signature]</i> <i>[Signature]</i> |
| \$467,500.00 | W&S Syst Consolidated Construction Fund | 8500 | |
| \$369,000.00 | Police Consolidated Construction Fund | 4504 | |
| \$161,250.00 | Public Library Consolidated Construction Fund | 4507 | |
| \$187,800.00 | Parks Consolidated Construction Fund | 4502 | |
| \$140,000.00 | Public Health Consolidated Construction Fund | 4508 | |
| \$1,508,550.00 Total Allocation (previously appropriated for Civic Art) | | | |
| Previous Funding: \$56,950.00 Various Civic Art Funds | | | |
| SPECIFIC EXPLANATION: The Building Services Department recommends that City Council approve a supplemental allocation in the amount of \$1,508,550 to the existing contract with the Houston Arts Alliance (HAA) for continued administration of the Civic Art Program for all CIP projects managed by the Building Services Department. | | | |
| REQUIRED AUTHORIZATION | | | |
| Building Services Department: <i>[Signature]</i> Wendy Teas Heger, AIA Chief of Design & Construction Division | Houston Public Library: <i>[Signature]</i> Dr. Rhea Brown Lawson, Ph. D. Director | Houston Fire Department: <i>[Signature]</i> Phil Boriskie Fire Chief | |
| Houston Police Department: <i>[Signature]</i> Harold L. Hurtt Chief of Police | Public Works and Engineering Department: <i>[Signature]</i> Michael S. Marcotte, P.E., D.E.E. Director | SEE INTERNET OR CHOICE NET | |
| Health and Human Services Department: <i>[Signature]</i> Stephen L. Williams, M. ED, MPA Director | Parks and Recreation Department: <i>[Signature]</i> Joe Turner Director | FOR BACKUP INFORMATION | |

| | | | |
|-------------|---|--|---------------------------|
| Date | SUBJECT: Supplemental Allocation Professional Civic Art and Conservation Administration Services Contract Houston Arts Alliance WBS # C-000422-0001-4, R-000422-0001-4 WBS # G-000422-0002-4, E-000422-0003-4 WBS # F-000422-0002-4, H-000422-0001-4 | Originator's Initials SI | Page 2 of 2 |
|-------------|---|--|---------------------------|

PROJECT DESCRIPTION: This Supplemental allocation will provide Civic Art for the following projects.

| PROJECT NAME | ADDRESS | DISTRICT | COST |
|---|--|----------|-----------------------|
| Fire Station No. 8 | 1901 Milam | I | \$ 183,000.00 |
| Water Museum | 12121 N Sam Houston Pkwy E | B | \$ 363,000.00 |
| Sabine @ Memorial Pump Station | 105 Sabine | H | \$ 104,500.00 |
| Mounted Police/Animal Services Facility | 5005 Little York | B | \$ 209,000.00 |
| Southeast Division Police Station | 8300 Mykawa | I | \$ 160,000.00 |
| Flores Branch Library | 110 North Milby | H | \$ 75,000.00 |
| Looscan Library | 2510 Willowick | G | \$ 76,200.00 |
| Looscan Library Conservation of Portrait | 2510 Willowick | G | \$ 4,050.00 |
| Jesse Jones Central Library Valuation of Art Holdings | 500 McKinney | I | \$ 6,000.00 |
| Kashmere Multi-Service Center | 4802 Lockwood | B | \$ 50,000.00 |
| Northeast Multi-Service Center, Tidwell Park | 9720 Spaulding | B | \$ 90,000.00 |
| Market Square Photos Conservation | 301 Milam | I | \$ 18,500.00 |
| Houston Conservation (Sculpture), Stude Park | 1030 Stude | H | \$ 30,500.00 |
| Don Miguel Hidalgo Conservation (Sculpture) | | | |
| Hidalgo Park | 7000 Avenue Q | I | \$ 15,500.00 |
| Vaquero Conservation (Sculpture) Moody Park | 3725 Fulton | H | \$ 25,500.00 |
| Neuhaus Fountain Conservation | 1000 Bagby | I | \$ 36,800.00 |
| Portable Trojan Bear Conservation, Hermann Park | Golf Course Drive | D | \$ 30,500.00 |
| Dick Dowling (Sculpture) Conservation | N. MacGregor Drive at N. MacGregor Way | D | \$ 30,500.00 |
| | | | \$1,508,550.00 |

PREVIOUS HISTORY AND PROJECT SCOPE: On November 8, 2006, by Ordinance 2006-1122, City Council approved a contract for one-year with HAA for civic art and conservation administration services associated with CIP projects managed by the Building Services Department.

FUNDING SUMMARY:

\$1,453,100.00 Additional Services
\$ 55,450.00 Reimbursable Expenses
\$1,508,550.00 Total Allocation

M/WBE INFORMATION: The contract requires that HAA make a good faith effort to award subcontractors or supply agreements in at least 5% of the value of the contract to certified M/WBE firms. To date, HAA has achieved 0% M/WBE participation.

IZD:WTH:JLN:SI:ps

c: Issa Z. Dadoush, Wendy Teas Heger, Jacquelyn L. Nisby, Marty Stein, Joseph Kurian, Harold L. Hurtt
Michael S. Marcotte, Phil Boriskie, Judy G. Johnson, Stephen L. Williams, Joe Turner, Dr. Rhea Brown Lawson
James Tillman IV, Project File

TO: Mayor via City Secretary

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| Health and Human Services Department: <i>[Signature]</i> Stephen L. Williams, M. ED, MPA Director | Parks and Recreation Department: <i>[Signature]</i> Joe Turner Director | | |

CUIC ID # 25SI01

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FUNDING SUMMARY:

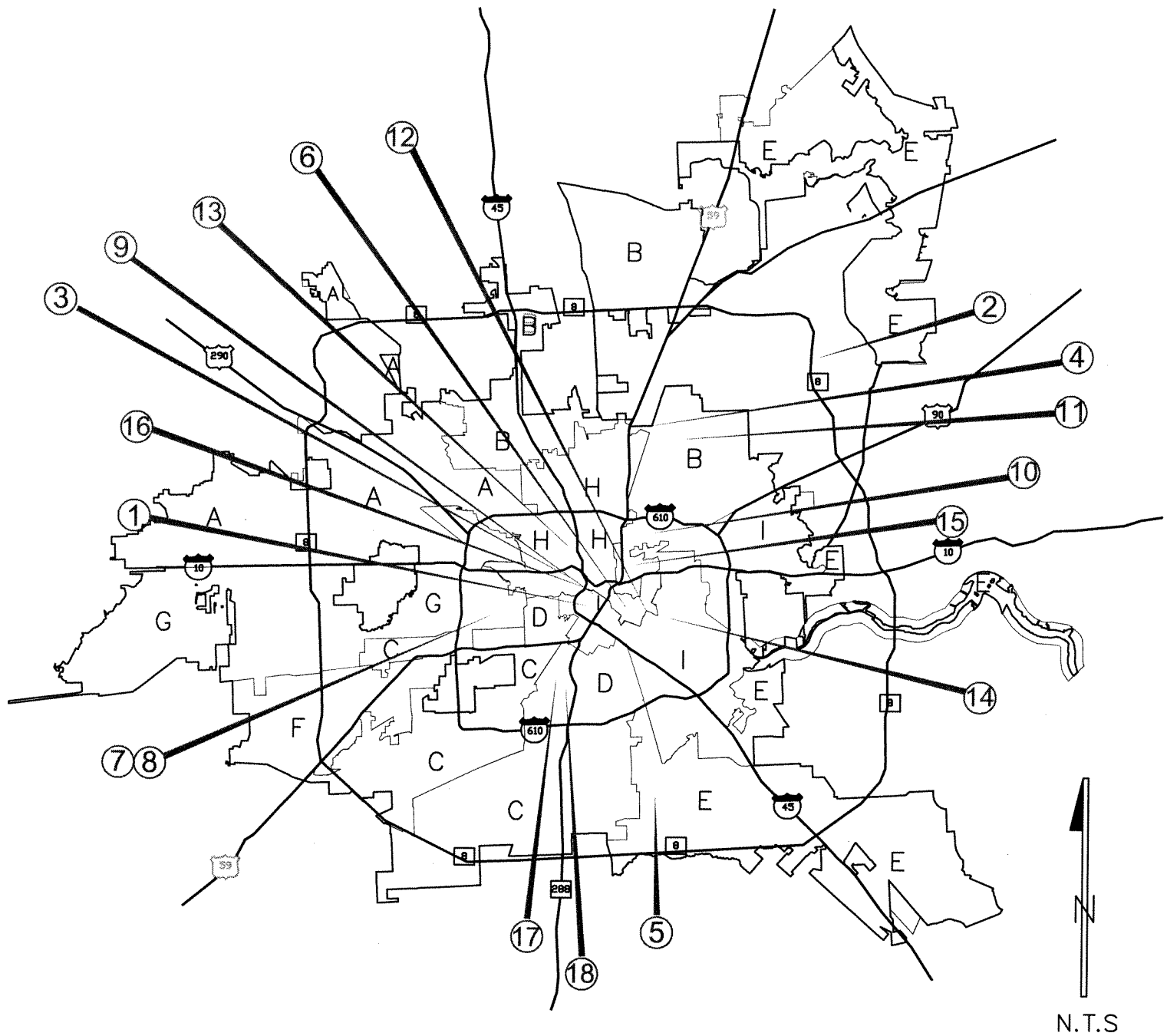
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James Tillman IV, Project File

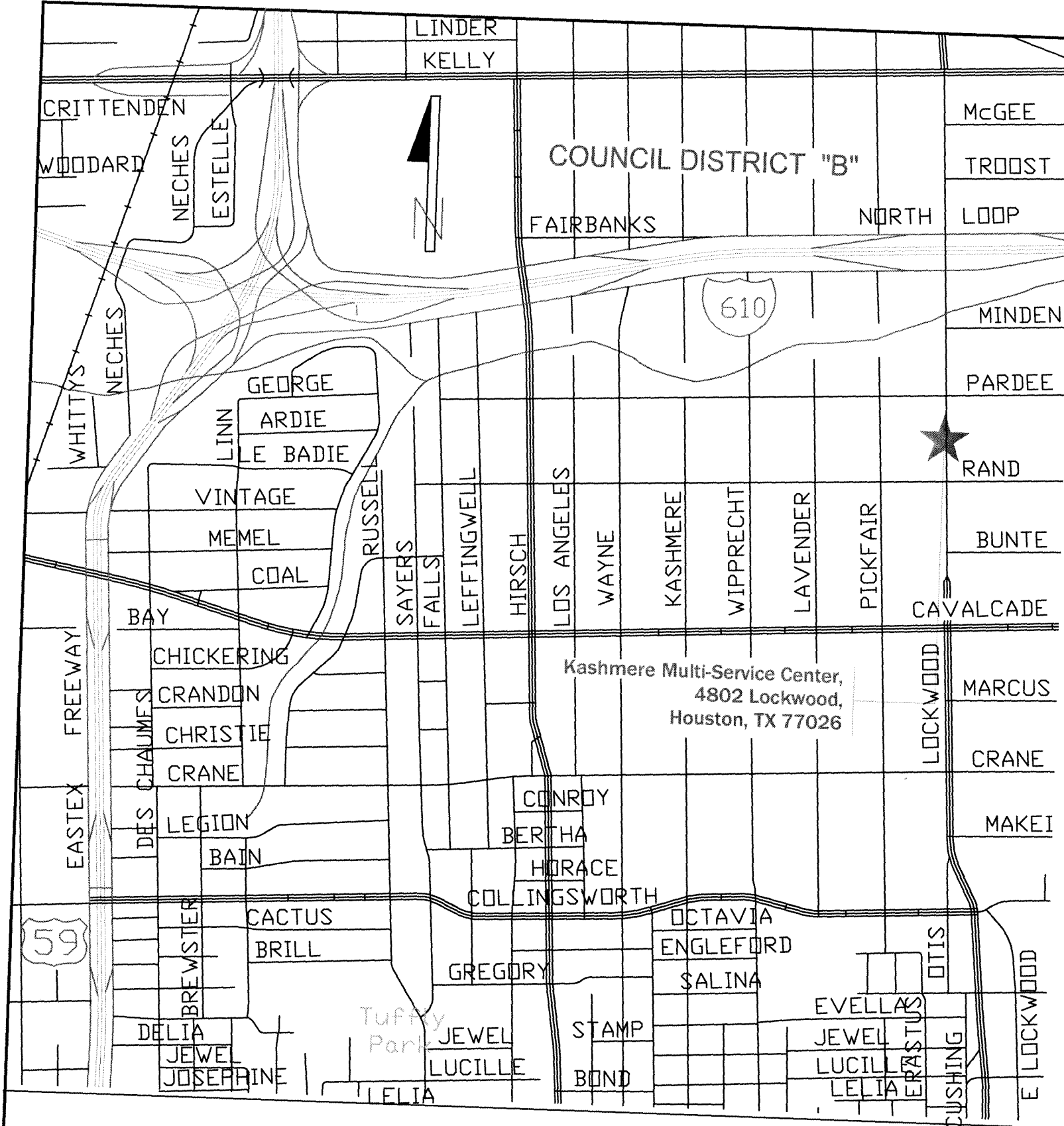
CITY OF HOUSTON HARRIS COUNTY, TEXAS



1. - FIRE STATION #8 -1901 MILAM KM#493Q
2. - WATER MUSUEM -12121 N. SAM HOUSTON PKWY E KM#373S
3. - SABINE @ MEMORIAL PUMP STATION - 105 SABINE KM#493F
4. -MOUNTED POLICE/ANIMAL SERVICES FACILITY - 5005 LITTLE YORK KM#415T
5. -SOUTHEAST DIVISION POLICE STATION-8300 MYKAWA KM#574Z
6. - FLORES BRANCH LIBRARY-110 NORTH MILBY KM#494N
7. -LOOSCAN LIBRARY - 2510 WILLOWICK KM#492S
8. - LOOSCAN LIBRARY CONSRVTION OF PORTRAIT - 2510 WILLOWICK KM#492S
9. -JESSE JONES CENTRAL LIBRARY -500 MCKINNEY KM#493L
- 10.- KASHMERE MULTISERVICE CENTER - 4802 LOCKWOOD KM#454U
- 11.-NORTHEAST MULTISERVICE CENTER - 9720 SPAULDING KM#454D

- 12.-MARKET SQUARE -301 MILAM KM#493M
- 13.-STUDE PARK-1030 STUDE KM#493A
- 14.-HIDALGO PARK - 7000 AVENUE Q KM#494R
- 15.-MOODY PARK - 3725 FULTON KM#453Y
- 16.-NEUHAS FOUNTAIN- 1000 BAGBY KM#493L
- 17.-HERMANN PARK - GOLF COURSE DR. KM#533A
- 18.-DICK DOWLING SCULPTURE-N. MACGREGOR DR.KM#533B

COUNCIL DISTRICT "VARIOUS"



Kashmere Multi-Service Center

4802 Lockwood, Houston, TX

Project name: Kashmere Multi-Service Center Civic Art Enhancement
Council District: B
Address: 4802 Lockwood
Department: Health and Human Services
Department Head: Director Stephen Williams
Civic Art Fund: Fire Civic Art Fund 4508

Art Budget \$ 47,000.00
Reimbursables \$ 3,000.00 (\$1,500 Advertise and Panel Selection, \$1,500 Payment to 3 artists)
Total \$ 50,000.00

Timeline:

| | |
|-----------------------|--|
| April/May 2007 | Advertise |
| June 2007 | First panel meeting |
| July 2007 | Second panel meeting and selection of artist |
| August/September 2007 | Contract with artist |
| October 2007 | Artist begins work |
| November 2007 | Artist's work follows re-construction schedule |

Project Description: An art enhancement at the Kashmere Multi-Service Center located at 4802 Lockwood in the entrance of the building where the ceiling is vaulted. The Kashmere Multi-Service Center is pre-existing and will undergo significant restructuring and renovations scheduled to begin in June 2008.

The Kashmere Multi-Service Center location is a special priority of the Department Director. The project is early enough in its stage of development to be able to include an artist on the design and construction team. Civic art will be an important feature of this site and has the opportunity to be fully integrated due to inclusion early in the construction phase.

The facility is open 8 a.m. to 5 p.m. Monday through Friday and provides important services to the Kashmere Gardens neighborhood including day care, services for seniors, a YMCA, parenting education and health education programs. Programs, for example, also include a free kidney screening held on March 30th for individuals at risk of developing kidney disease and "Will-a-thon" held on March 19 to help seniors 60 and older to write a will. The center is well used by the neighborhood and its citizenry will benefit from location public art in their service facility.

Civic art at this location contributes to equitable distribution of the City's art collection to include all areas of Houston, and one of the City's goals is to utilize civic art dollars to commission art by local, regional and nationally recognized artists for the benefit of the public

Scope of Work: In consultation with the Health and Human Services Department, HAA will administer the artist selection process, contract with the artist, manage the artist and the civic art project and manage on-site installation of the artwork. The artist selection process is an open call for artists by which staff advertises the project opportunity and receives submissions. A panel of 7 to 9 department representatives, art professionals and stakeholders hold two panel meetings. The first meeting reviews all submissions and selects 3 to 5 finalists. Finalists are asked to design a project for the site. At the second meeting the panelists interview finalists, review their designs and select an artist.



Kashmere Multi-Service Center, 4802 Lockwood Drive, in the Kashmere Gardens neighborhood

SOUTHEAST POLICE COMMAND STATION



Project name: Southeast Division Police Station
Council District: I
Address: 8300 Mykawa
Department: Houston Police Department
Department Head: Police Chief Harold L. Hurtt
Civic Art Fund: Police Civic Art Fund 4504

| | | |
|---------------|--------------------|---|
| Art Budget | \$ 153,000.00 | |
| Reimbursables | <u>\$ 7,000.00</u> | (\$2,500 Advertise and Panel Selection, \$4,500 Payment to 3 artists) |
| Total | \$ 160,000.00 | |

Timeline:

| | |
|-----------------------|--|
| April/May 2007 | Advertise |
| June 2007 | First panel meeting |
| July 2007 | Second panel meeting and selection of artist |
| August/September 2007 | Contract with artist |
| October 2007 | Artist begins work |

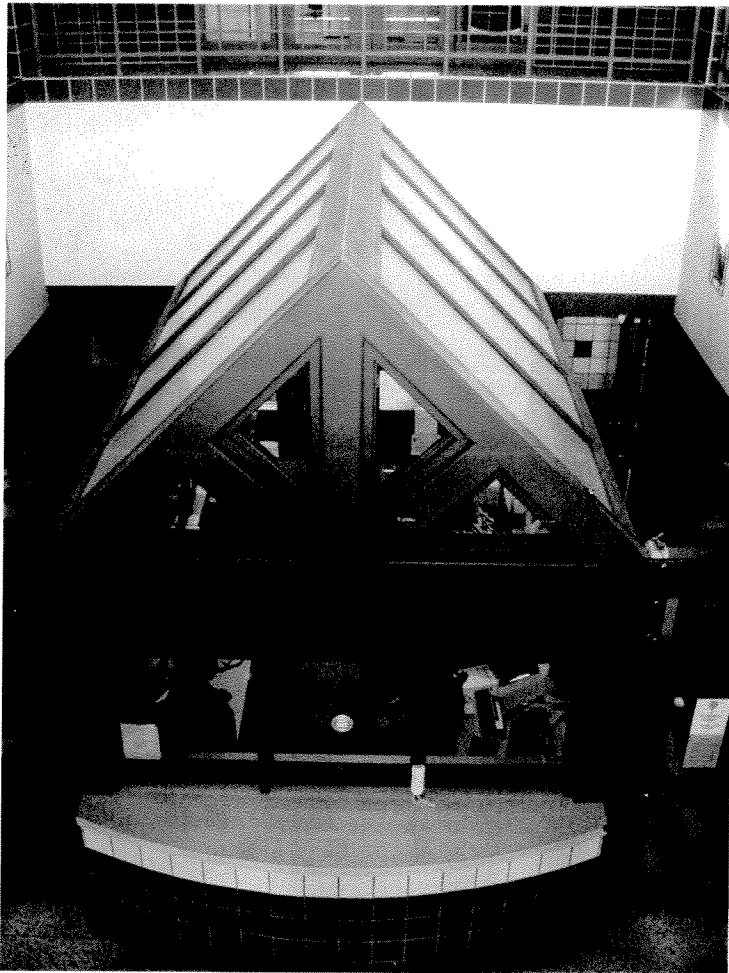
Project Description: The Police Department Chief is interested in locating civic art in their facilities in all areas of the city. This facility is the largest police station in Southeast Houston and has the largest amount of public traffic in comparison to other police stations in the area. The Southeast Division Police Station thereby is a desirable location for civic art to serve the Southeast Houston community.

The department holds monthly neighborhood meetings in the building and features speakers from different divisions of the department. Citizens also meet in this facility to discuss neighborhood issues and meet officers who regularly patrol their community.

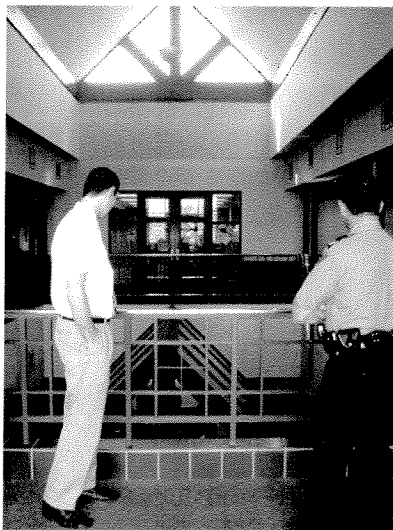
This project is to utilize a Regional/National Call to Artists.

Scope of Work: In consultation with the Police Department, HAA is to administer the artist selection process, contract with the artist, manage the artist and the civic art project and manage on-site installation of the artwork.

The artist selection process is an open call for artists by which staff advertises the project opportunity and receives submissions. A panel of 7 to 9 department representatives, art professionals and appropriate stakeholders hold two panel meetings. The first meeting reviews all submissions and selects 3 to 5 finalists. Finalists are asked to design a project for the site. At the second meeting the panelists interview finalists, review their designs and select an artist.



The artist opportunity at the Southeast Division, 8300 Mykawa Road, and the area with the most traffic in the building is the entry way which has a vaulted ceiling to the second floor walkway. This site is selected by the Department for a civic art project.



Project name: Mounted Police/Animal Services Facility Civic Art Enhancement
Council District: B
Address: 5005 Little York Road
Department: Houston Police Department
Department Head: Police Chief Harold L. Hurtt
Civic Art Fund: Police Civic Art Fund 4504

| | | |
|---------------|---------------|---|
| Art Budget | \$ 200,000.00 | |
| Reimbursables | \$ 9,000.00 | (\$3,000 Advertise and Panel Selection, \$6,000 Payment to 3 artists) |
| Total | \$ 209,000.00 | |

Timeline:

| | |
|-----------------------|--|
| April/May 2007 | Advertise |
| June 2007 | First panel meeting |
| July 2007 | Second panel meeting and selection of artist |
| August/September 2007 | Contract with artist |
| October 2007 | Artist begins work |
| November 2007 | Artist's work follows construction schedule |

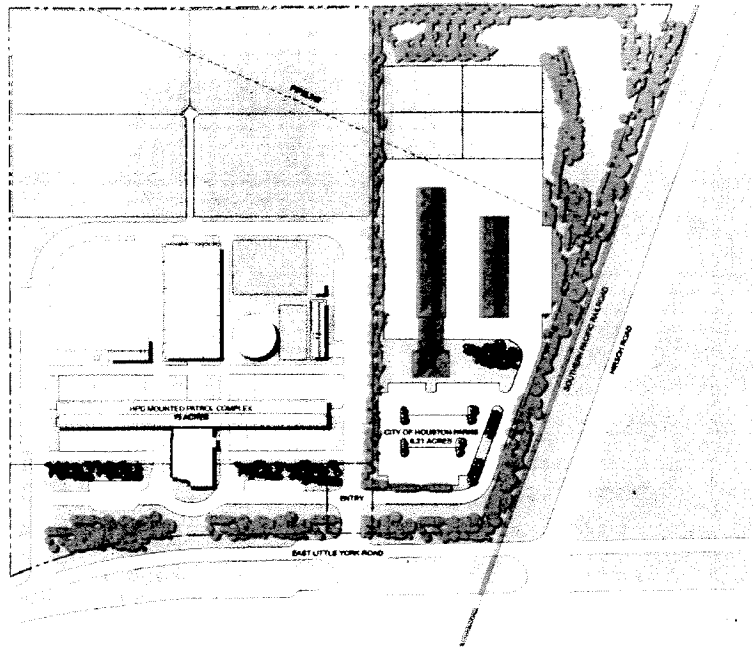
Project Description: The facility grounds and the building entryway of the new Mounted Police/Animal Services Facility is sited as the location for a new civic art enhancement.

This project provides civic art at the permanent location for the Mounted Police/Animal Services Facility. This Police facility has the most amount of public traffic, thereby the best location for civic art. Citizens are free to visit the facility and its horses and dogs. Members of the unit provide demonstrations for schools, civic clubs, and other community based programs on a daily basis.

HPD is one of a limited number of Departments that generates as much civic art funds as necessary for a project to attract national artists. This project will utilize a National Call to Artists.

Scope of Work: In consultation with the Police Department, HAA is to administer the artist selection process, contract with the artist, manage the artist and the civic art project and manage on-site installation of the artwork.

The artist selection process is an open call for artists by which staff advertises the project opportunity and receives submissions. A panel of 7 to 9 department representatives, art professionals and appropriate stakeholders hold two panel meetings. The first meeting reviews all submissions and selects 3 to 5 finalists. Finalists are asked to design a project for the site. At the second meeting the panelists interview finalists, review their designs and select an artist.

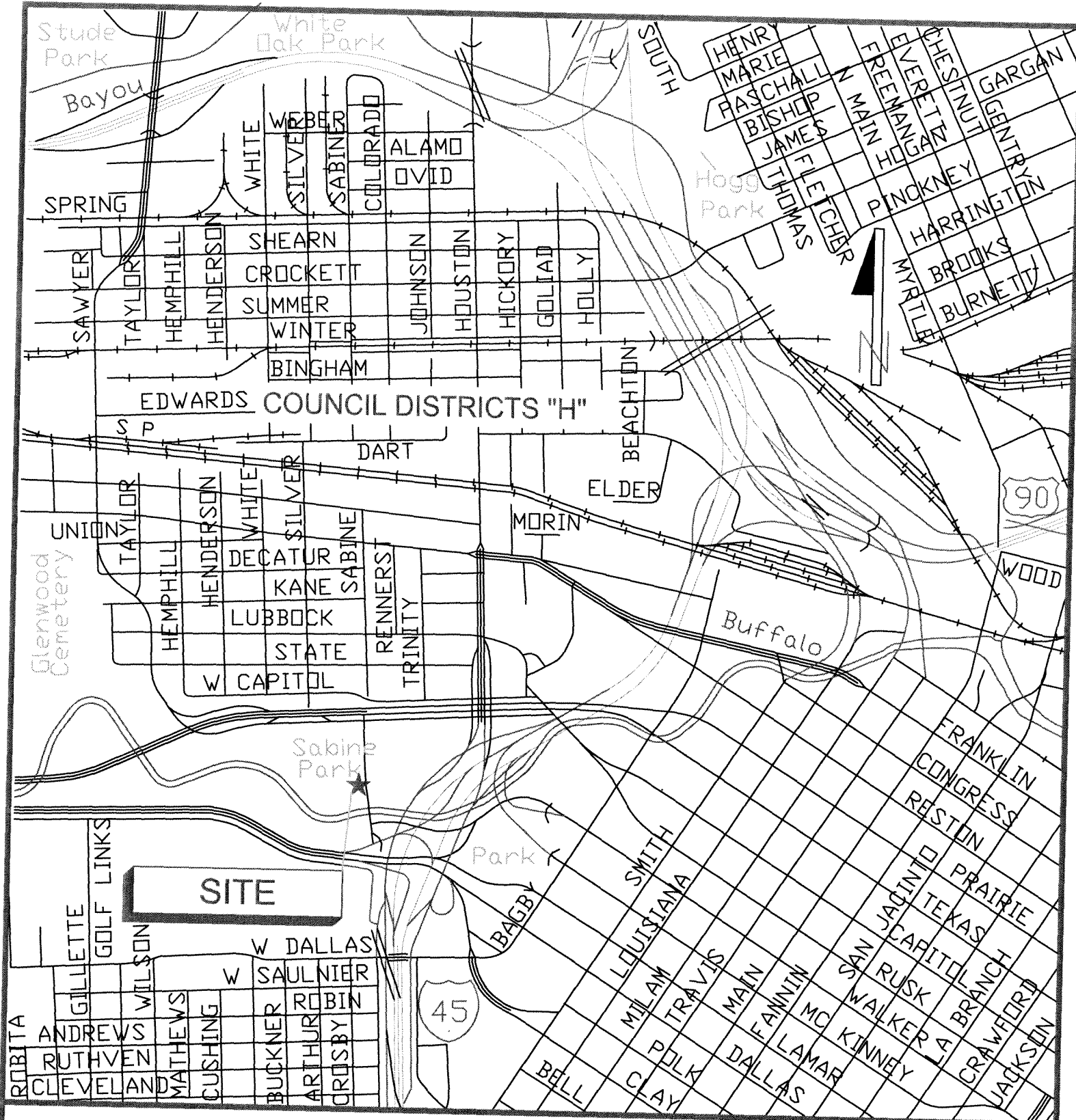


HIRSCH PROPERTY MASTER PLAN - SCHEME 1

SCALE 1" = 100'
3D 1

The Police Department is open to civic art enhancements inside or outside of the building. Artist opportunities include the facility grounds and the building entry way.





SABINE @ MEMORIAL PUMP STATION

105 SABINE

COUNCIL DISTRICTS "H"

KEY MAP NO. 493F

Project name: Sabine @ Memorial Pump Station Civic Art Enhancement
Council District: H
Address: 105 Sabine Street
Department: Public Works and Engineering Department
Department Head: Director Mike Marcotte
Civic Art Fund: PWE Civic Art Fund 8500

| | |
|---------------|--|
| Art Budget | \$ 100,000.00 |
| Reimbursables | <u>\$ 4,500.00</u> (\$1,500 Advertise and Panel Selection, \$3,000 Payment to 3 artists) |
| Total | \$ 104,500.00 |

Timeline:

| | |
|-----------------------|--|
| April/May 2007 | Advertise |
| June 2007 | First panel meeting |
| July 2007 | Second panel meeting and selection of artist |
| August/September 2007 | Contract with artist |
| October 2007 | Artist begins work |
| November 2007 | Artist's work follows construction schedule |

Project Description: The outside South wall of the second building is sited as the location for a new civic art enhancement at the pump station on the corner of Sabine Street and Memorial Parkway, 105 Sabine Street, Houston, Texas 77007. The site includes the mechanics and exhaust pipes at the end of the South wall and is extended to the wall's front corner and wraps around the building to the east façade.

In collaboration with HAA, Public Works identified this location with a goal to increase public awareness of the department. The art project will have a big impact due to the pump station's central location with high visibility for drivers and pedestrians. A pedestrian bridge over Memorial Parkway is directly in front of the building and connects joggers, for example, to either side of the thoroughfare. The pump station is also directly across Sabine Street from the well-used Fonde Recreation Center. The Center has 1 full court and 2 side courts and is one of the main sites for COH sponsored basketball and volleyball leagues. Also, Fonde hosts the Pro City Basketball League games for 6 weeks in June and July. Pro City games are held on Monday and Wednesday night at 6 p.m. and are exclusively for NBA Basketball players to practice and play three games. All games are open to the public to watch and are very well attended.

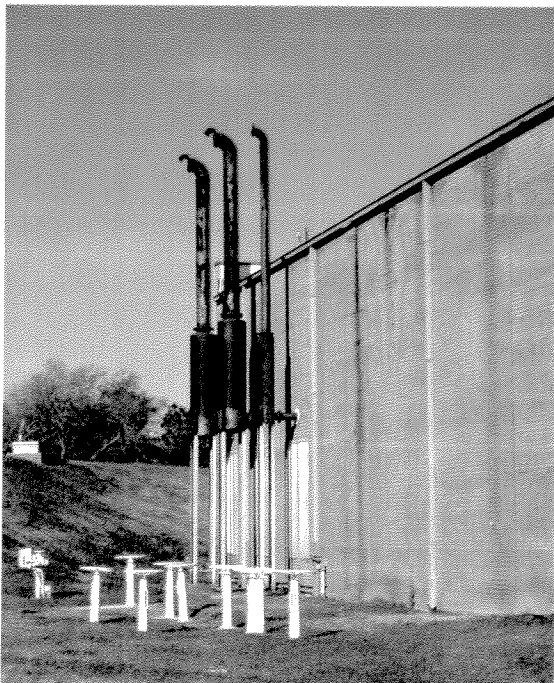
Scope of Work: In consultation with the Public Works, HAA is to administer the artist selection process, contract with the artist, manage the artist and the civic art project and manage on-site installation of the artwork.

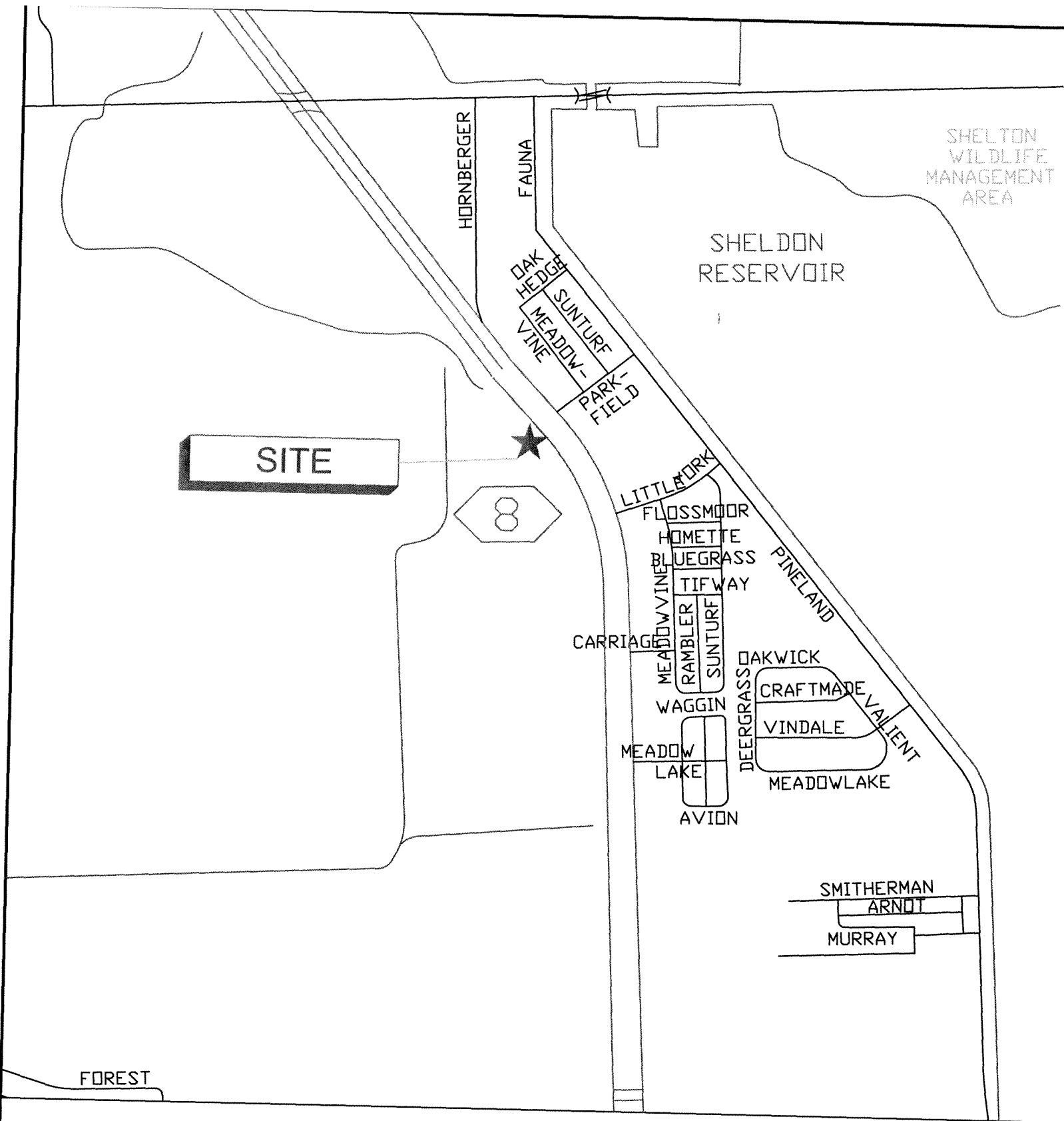
The artist selection process is an open call for artists by which staff advertises the project opportunity and receives submissions. A panel of 7 to 9 department representatives, art professionals and appropriate stakeholders hold two panel meetings. The first meeting reviews all submissions and selects 3 to 5 finalists. Finalists are asked to design a project for the site. At the second meeting the panelists interview finalists, review their designs and select an artist.



The outside South wall is cited as the location for a new civic art enhancement.

The opportunity includes making use of the mechanics and exhaust pipes at the end of the wall and wrapping around the building to the east façade.





WATER MUSEUM
12121 N. SAM HOUSTON PKWY E. HOUSTON, TX

Project name: Water Museum Civic Art Enhancement
Council District: B
Address: 12121 N. Sam Houston Parkway East
Department: Public Works and Engineering Department
Department Head: Director Mike Marcotte
Civic Art Fund: PWE Civic Art Fund 8500

| | | |
|---------------|---------------------|--|
| Art Budget | \$ 350,000.00 | |
| Reimbursables | <u>\$ 13,000.00</u> | (\$2,500 Advertise and Panel Selection, \$10,500 Payment to 3 artists) |
| Total | \$ 363,000.00 | |

Timeline:

| | |
|-----------------------|--|
| April/May 2007 | Advertise |
| June 2007 | First panel meeting |
| July 2007 | Second panel meeting and selection of artist |
| August/September 2007 | Contract with artist |
| October 2007 | Artist begins work |
| November 2007 | Artist's work follows construction schedule |

Project Description: Art enhancement at the window wall and entrance of a new Houston Water Museum and Education Center adjacent to the Northeast Water Plant

The museum, WaterWorks, is a state-of-the-art museum and education center under construction and scheduled to open to the public in the fall of 2008.

As one of the only Public Works facilities accessible to the general public, the museum is a desirable location for civic art. The art will reflect the Department's mission to enable students (K-12) and the public to be educated water consumers and citizens committed to water protection and conservation. WaterWorks will also serve as a regional clearinghouse and education center for water-related efforts in Texas. The center will support teacher training and organizational networking with meeting and workshop space. It will serve as headquarters for the City of Houston Water Education Program for school curriculum. PWE is one of a limited number of Departments that has generated as much civic art funds as needed for a project to attract national artists. Therefore, this project will be utilizing a National Call to Artists.

Scope of Work: In consultation with Public Works, HAA will administer the artist selection process, contract with the artist, manage the artist and the civic art project and manage on-site installation of the artwork.

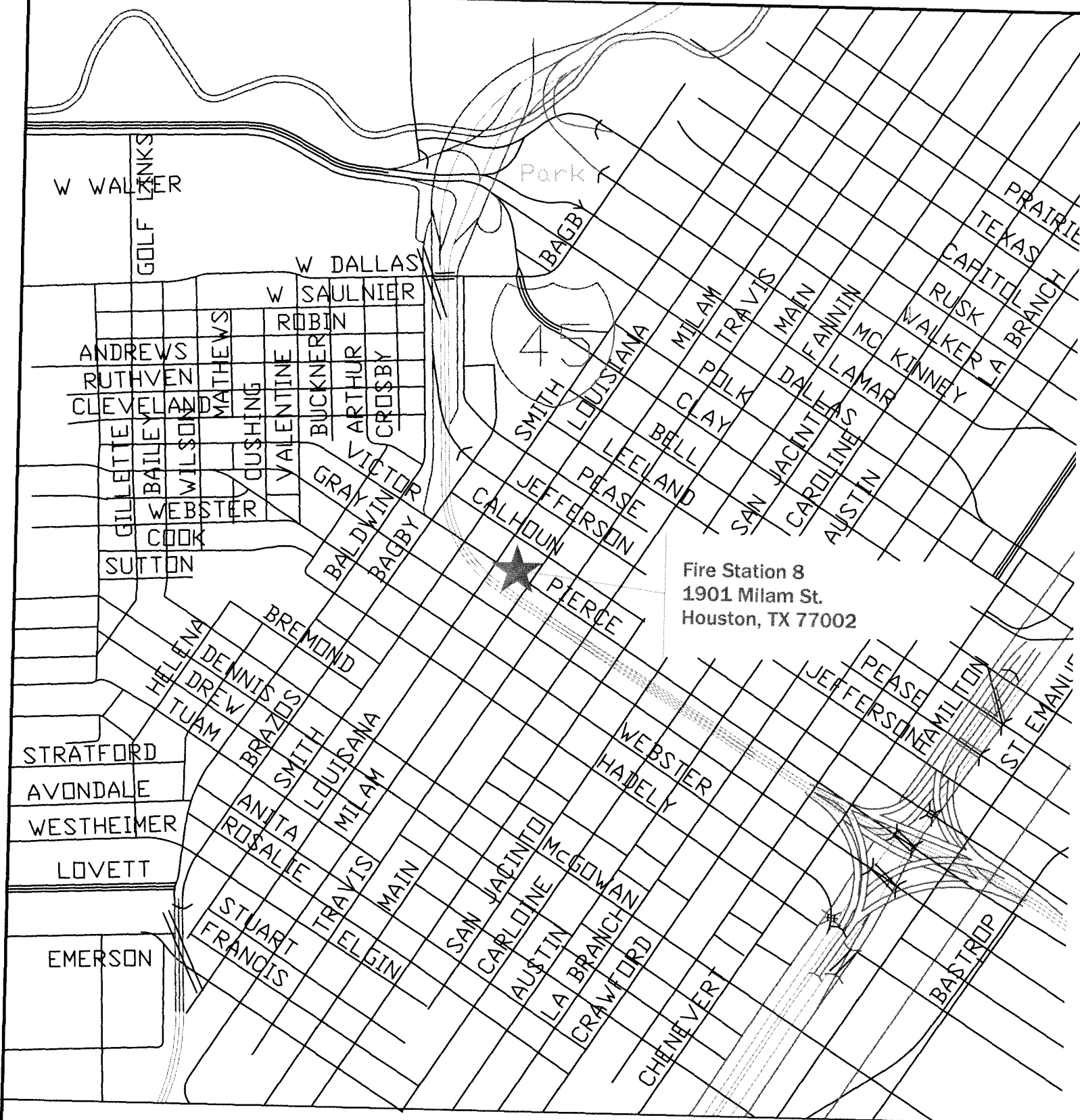
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Front entrance and drive of the future Water Museum.



Front window wall sited as the location for a new civic art enhancement.



Downtown Fire Station 8

1901 Milam. Houston, TX 77002

Project name: New Fire Station #8 Civic Art Enhancement
Council District: I
Address: 1901 Milam Street
Department: Houston Fire Department
Department Head: Fire Chief Phil Boriskie
Civic Art Fund: Fire Civic Art Fund 4500

Art Budget \$ 175,000.00
Reimbursables \$ 8,000.00 (\$2,750 Advertise and Panel Selection, \$5,250 Payment to 3 artists)
Total \$ 183,000.00

Timeline:

| | |
|-----------------------|--|
| April/May 2007 | Advertise |
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| November 2007 | Artist's work follows construction schedule |

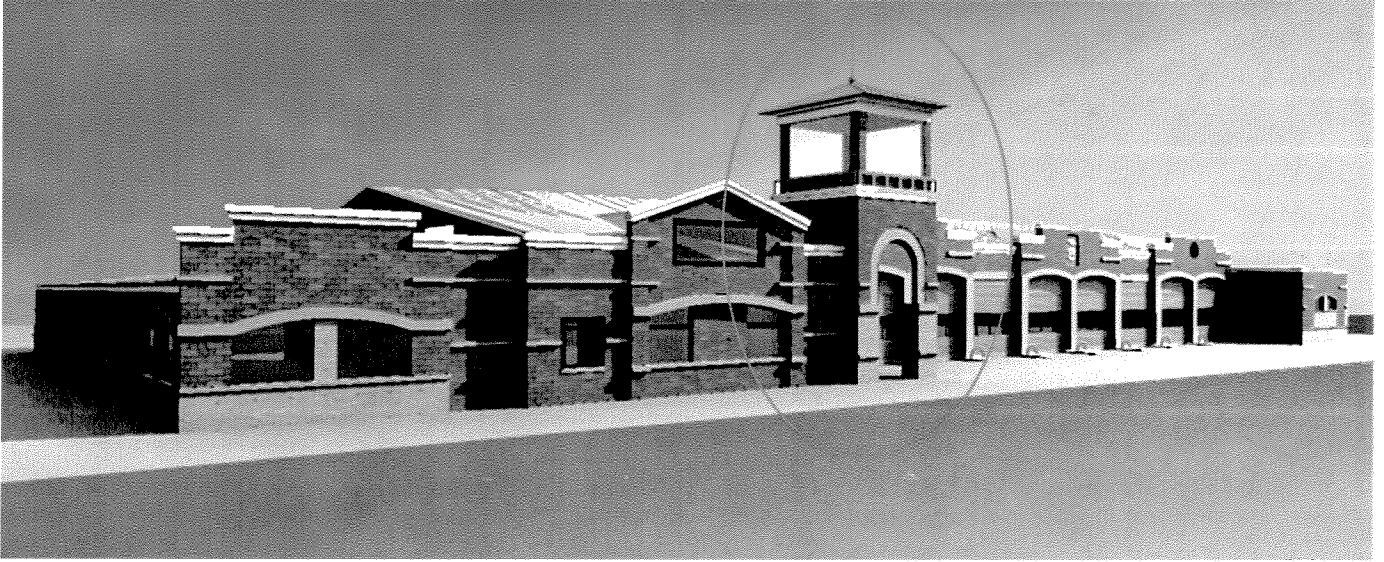
Project Description: The 8'X6' glass windows and interior of the station's watchtower element is sited as the location for civic art enhancement at the new Super Station, Fire Station #8, 1901 Milam Street at St. Joseph Parkway. The watchtower is four-sided and open from below with fixtures to illuminate the interior.

Fire Station #8 is an eight bay station housing two engines, two ambulances, two squads and a District Chief. The station will provide service to the downtown area. The Department Director's goal is for the art to provide a big impact and serve as a beacon for the Houston Fire Department. In consultation with HAA the Department Director selected this location because the building has the largest footprint of any station in the Fire Department and a prominent Pierce Elevated (I45) location.

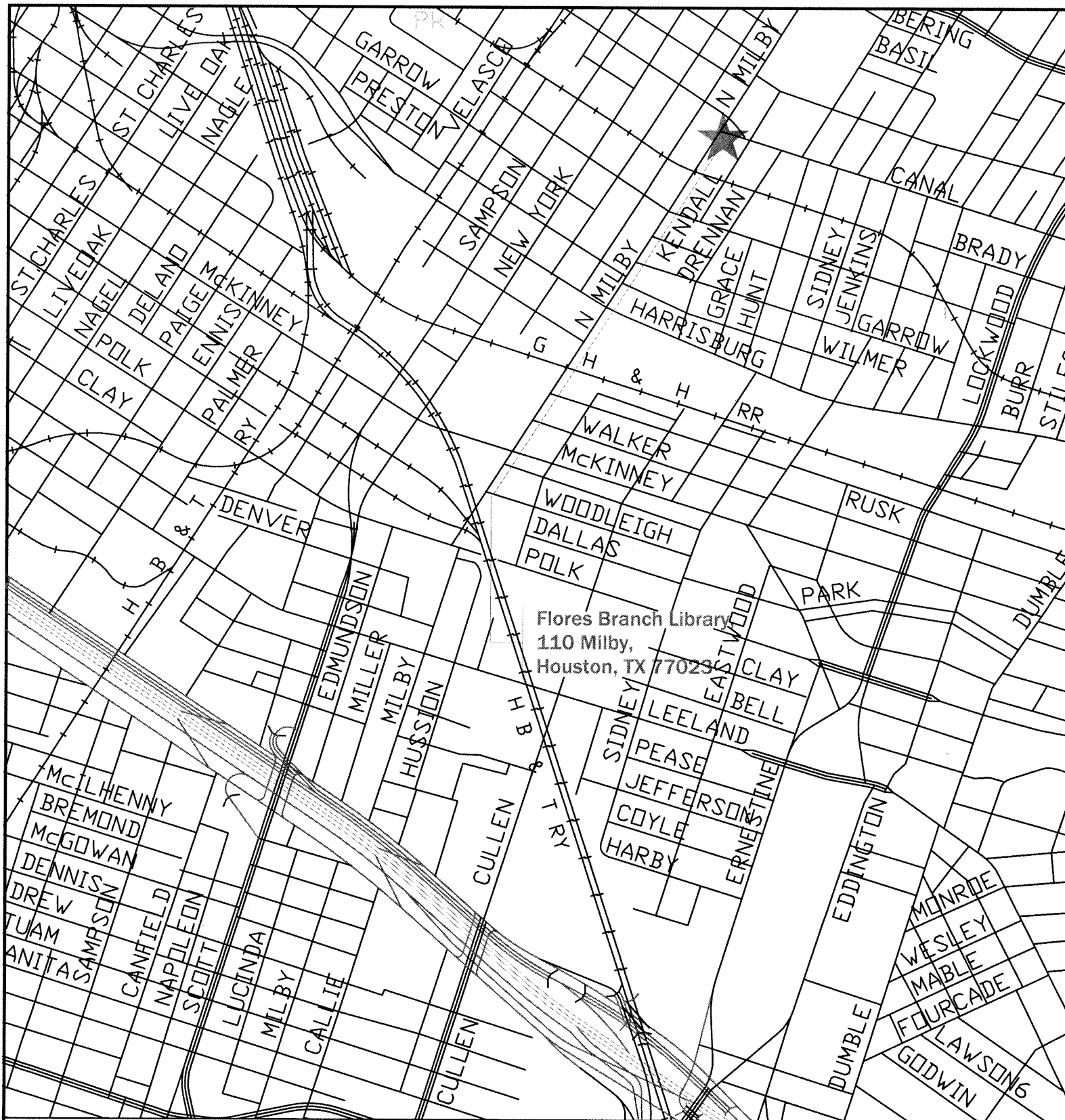
Other countries come to Houston to train and observe aspects of the Houston Fire Department's infrastructure, and the City predicts that Fire Station #8 will draw the largest number of dignitaries and interested fire fighters visiting Houston from across the nation and the world. The new downtown station is in the pre-construction phase and scheduled to begin construction this summer (2007) with estimated completion in 2008.

Scope of Work: In consultation with the Fire Department, HAA is to administer the artist selection process, contract with the artist, manage the artist and the civic art project and manage on-site installation of the artwork.

The artist selection process is an open call for artists by which staff advertises the project opportunity and receives submissions. A panel of 7 to 9 department representatives, art professionals and appropriate stakeholders hold two panel meetings. The first meeting reviews all submissions and selects 3 to 5 finalists. Finalists are asked to design a project for the site. At the second meeting the panelists interview finalists, review their designs and select an artist.



The 8'X6' glass windows and interior of the station's watchtower element is sited as the location for civic art enhancement at the new Super Station, Fire Station #8, 1901 Milam Street at St. Joseph Parkway. The watchtower is four-sided and open from below with fixtures to illuminate the interior.



Flores Branch Library

110 Milby, Houston, TX

Project name: Flores Branch Library Civic Art Enhancement
Council District: H
Address: 110 North Milby
Department: Houston Public Library
Department Head: Director, Dr. Rhea Lawson
Civic Art Fund: Library Civic Art Fund 4507

| | | | |
|---------------|----|-----------------|---|
| Art Budget | \$ | 71,250.00 | |
| Reimbursables | \$ | <u>3,750.00</u> | (\$1,500 Advertise and Panel Selection, \$2,250 Payment to 3 artists) |
| Total | \$ | 75,000.00 | |

Timeline:

| | |
|-----------------------|--|
| April/May 2007 | Advertise |
| June 2007 | First panel meeting |
| July 2007 | Second panel meeting and selection of artist |
| August/September 2007 | Contract with artist |
| October 2007 | Artist begins work |

Project Description: This art at the Flores Branch Library is to replace the outside front wall and North facing wall inside two 4'X8' thru-wall niches.

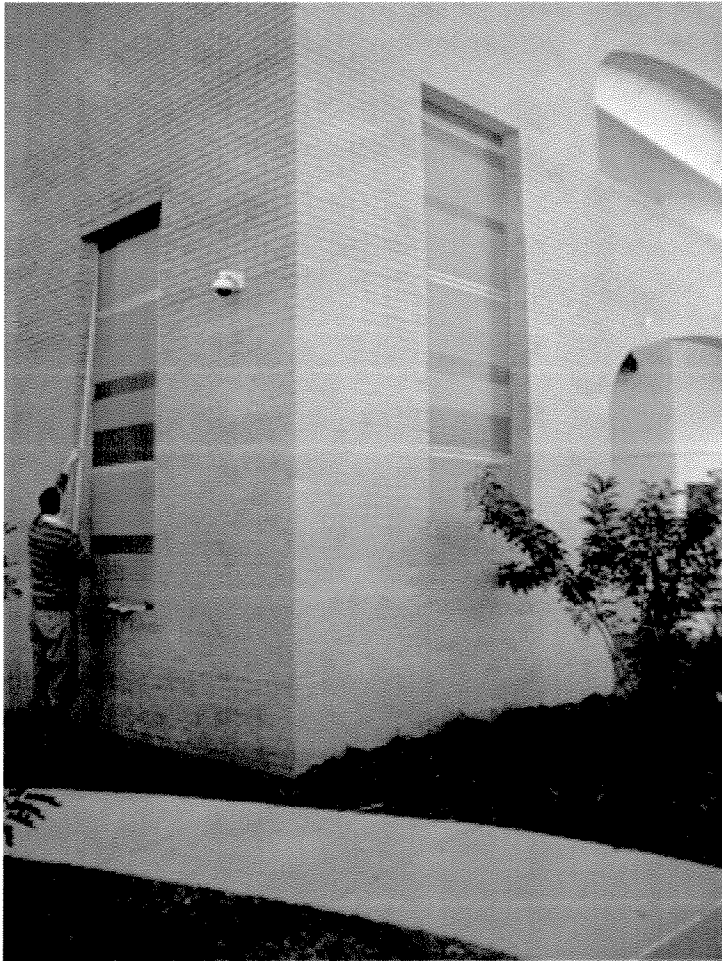
There is strong interest within the community that artists from the neighborhood be eligible to apply and be considered for the project. HPL wants to select an artist using a local open call and artist selection panel method to meet the request.

HPL prioritized this project for 2007. The renovation of Flores Branch Library, on the Near North Side of Houston, was part of a \$40 million capital investment program for the Public Library. The renovation work addressed much needed interior, courtyard and roof renovations.

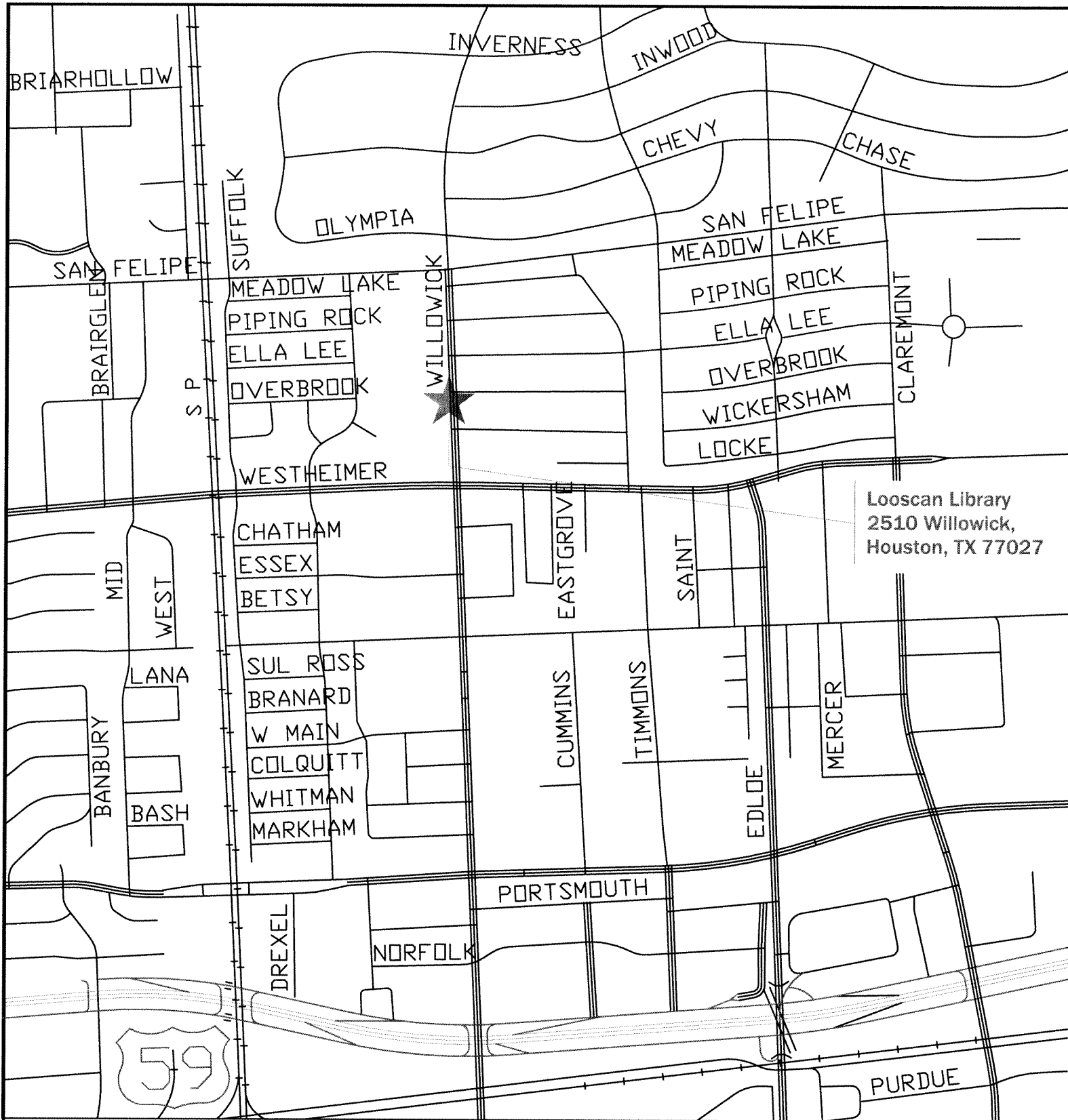
In addition to furnishing extensive lending materials and space for "Mommy and Me" activities, this branch also hosts one of several HLP Aspire programs. This program provides scholastic support for Houston high school students.

Scope of Work: In consultation with the Library Department, HAA is to administer the artist selection process, contract with the artist, manage the artist and the civic art project and manage on-site installation of the artwork.

The artist selection process is an open call for artists by which staff advertises the project opportunity and receives submissions. A panel of 7 to 9 department representatives, art professionals and appropriate stakeholders hold two panel meetings. The first meeting reviews all submissions and selects 3 to 5 finalists. Finalists are asked to design a project for the site. At the second meeting the panelists interview finalists, review their designs and select an artist.



The Spanish-style building, built in the 1980's, has a portico, a portion of which was transformed into storage space. In the process of this transformation, 2 (approximately) 4' x 8' thru-wall niches were in-filled temporarily by the project architect. These niches are the locations for the civic art enhancements.



Looscan Library Conservation of Portrait

2510 Willowick, Houston, TX 77027

Project name: Looscan Library Conservation of Portrait
Council District: G
Address: 2510 Willowick
Department: Houston Public Library
Department Head: Director, Dr. Rhea Lawson
Civic Art Fund: Library Civic Art Fund 4507

| | | | |
|---------------|----|----------|--|
| Art Budget | \$ | 4,050.00 | (\$200 transportation, \$350 Assessment, \$3,500 conservation) |
| Reimbursables | \$ | - | |
| Total | \$ | 4,050.00 | |

Timeline:

| | |
|----------------|--|
| April/May 2007 | Advertise |
| June 2007 | First panel meeting |
| July 2007 | Second panel meeting and selection of artist |
| August 2007 | Artist begins work |

Project Description: The library requested a conservation assessment and treatment for the oil on canvas portrait of Adele Briscoe Looscan, by Emma Richardson Cherry, 1936. The Looscan Library Branch, named in honor of Adele Briscoe Looscan, is currently being renovated, and will re-open in the fall of 2007. The Library Director wants the restored artwork on display for the opening ceremony.

Emma Richardson Cherry (a.k.a. Mrs. D.B. Cherry, 1859 - 1954) moved to Houston in 1893 and was one of the earliest professional women artists in Houston. Her works are represented in prominent regional collections. The Houston Public Library houses approximately nine of her works including four PWA murals located on the 2nd floor of the Julia B. Ideson Building.

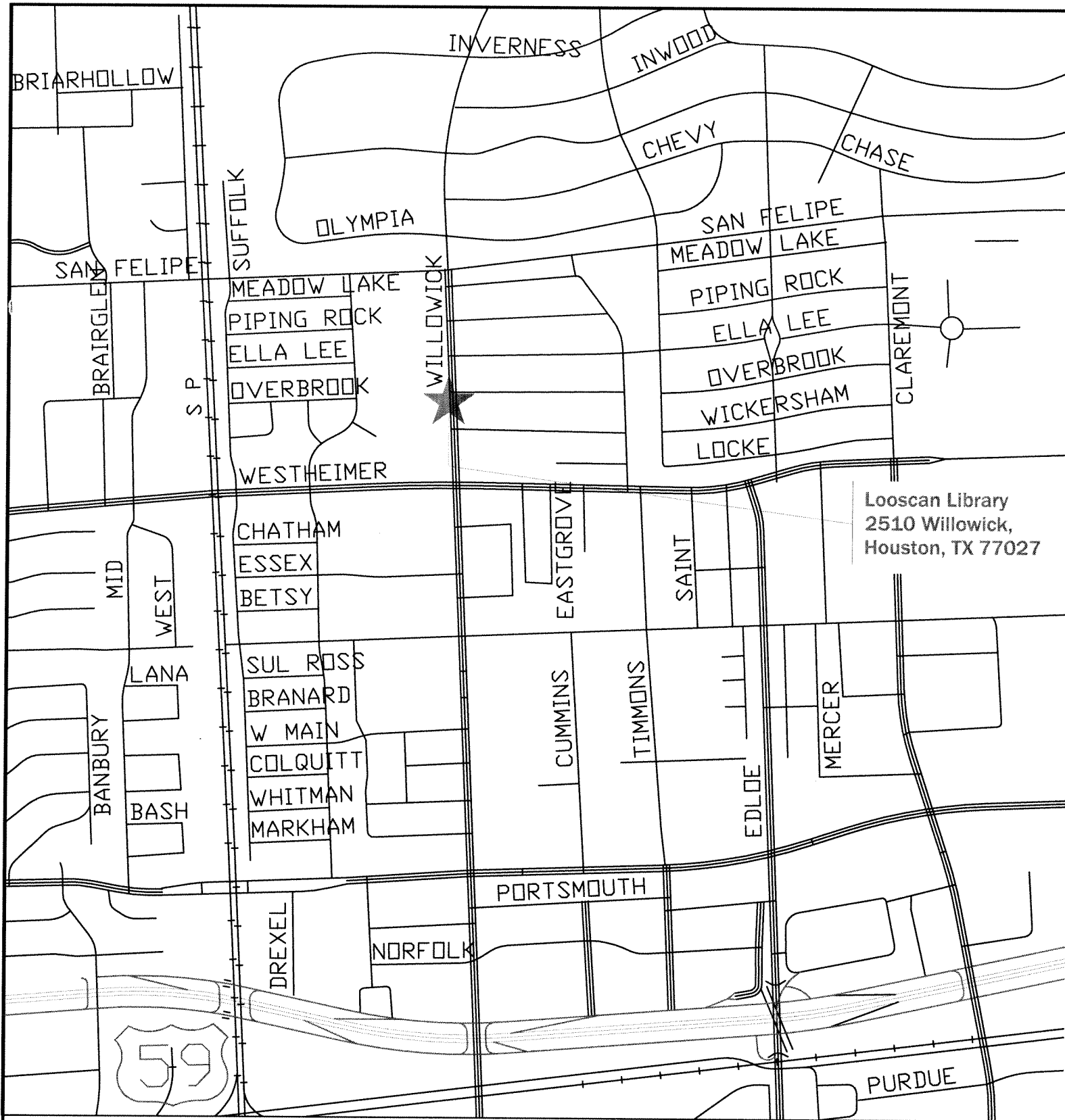
In addition to teaching and working, Emma Richardson Cherry contributed greatly to the Houston art movement. In 1900 she helped organize the Houston Public School Art League, which eventually became the Museum of Fine Arts, Houston. Her influence left a lasting and valuable mark on the city.

Scope of Work: In consultation with HPL, HAA will administer the project, contract with the conservator, manage the conservator and the conservation project and manage on-site inspection of the artwork.



Mrs. Adele Briscoe Looscan by E. R. Cherry, 1936

Emma Richardson Cherry taught and did much of her work in the Nichols-Rice-Cherry House. She gifted the house to the City of Houston and it was moved to Sam Houston Park in 1959. The Heritage Society subsequently restored the house and in 2004 organized an exhibition of her work.



Looscan Library
2510 Willowick, Houston, TX 77027

Project name: Looscan Library Civic Art Enhancement
Council District: G
Address: 2510 Willowick
Department: Houston Public Library
Department Head: Director, Dr. Rhea Lawson
Civic Art Fund: Library Civic Art Fund 4507

| | | | |
|---------------|----|-----------------|---|
| Art Budget | \$ | 73,200.00 | |
| Reimbursables | \$ | <u>3,000.00</u> | (\$750 Juried Slide registry and Panel Selection, \$2,250 Payment to 3 artists) |
| Total | \$ | 76,200.00 | |

Timeline:

| | |
|----------------|--|
| April/May 2007 | Advertise |
| June 2007 | First panel meeting |
| July 2007 | Second panel meeting and selection of artist |
| August 2007 | Artist begins work |

Project Description: The Houston Public Library is interested in contracting with an artist to create a mural in the Children's Library at the newly rebuilt Looscan Library Branch.

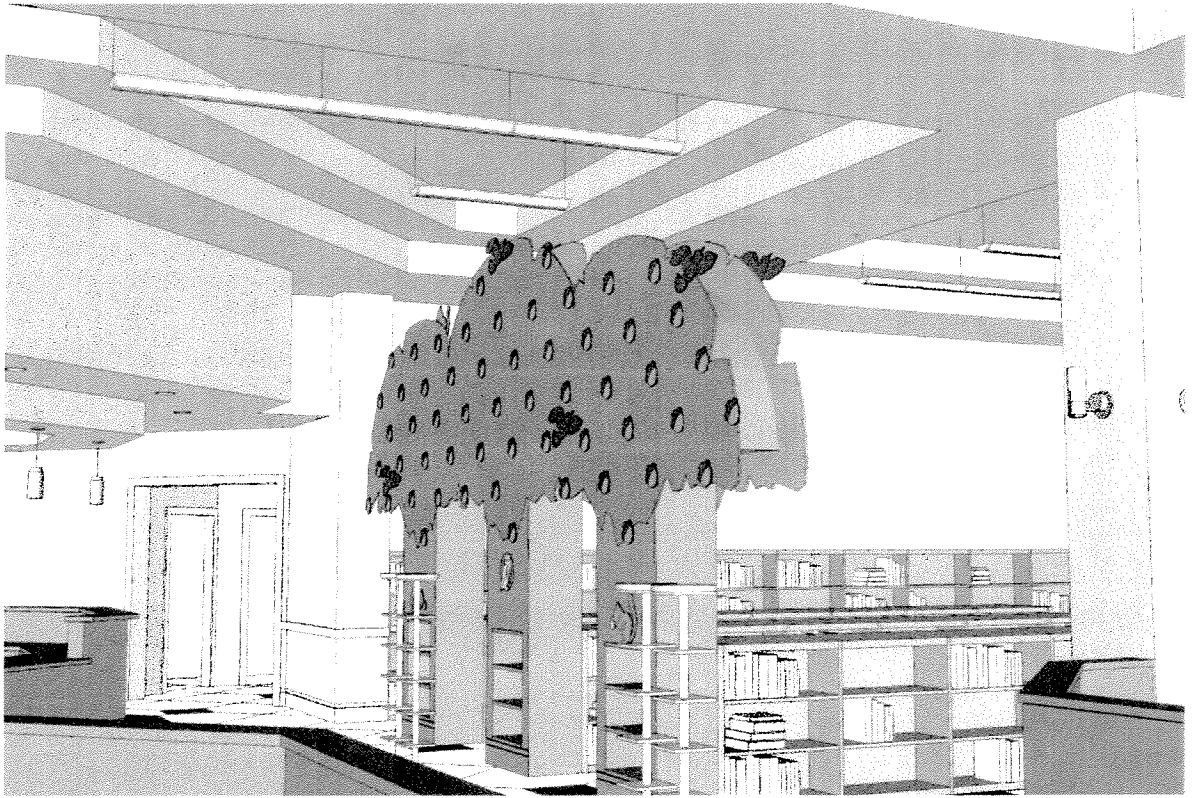
The neighborhood community has formed the group Friends of Neighborhood Libraries and raised \$1 million to purchase adjacent property for the new Looscan Branch Library. The community is committed to this Branch and worked closely with the city to expedite its construction. This involvement reflects that the neighborhood will make good use of their new library, thereby making for a good investment of Libraries' civic art dollars.

The Director of Library Services prioritized this project. Design for the structure is complete and construction has begun. An artist should be identified as quickly as possible so their artwork can be included in the project and installed during construction. The Director wants the mural in place for opening ceremonies and using a pre-qualified list of artists to select from will expedite the civic art project.

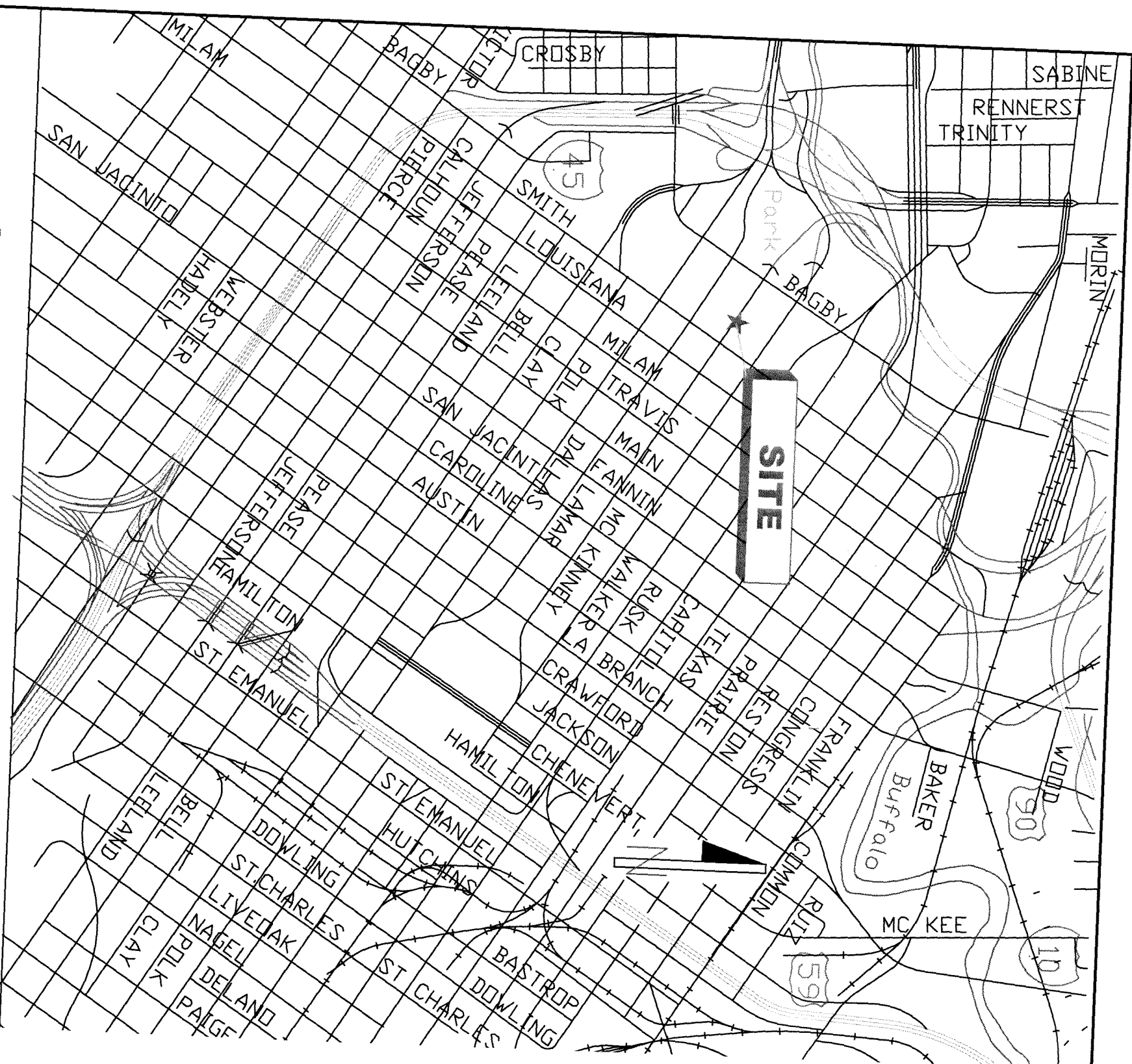
Looscan is a 20,000-sq-ft facility and includes spaces for adults, teens and children as well as computer access and conference and meeting rooms.

Scope of Work: In consultation with the Library Department, HAA is to administer the artist selection process, contract with the artist, manage the artist and the civic art project and manage on-site installation of the artwork.

The artist selection process is an open call for artists by which staff advertises the project opportunity and receives submissions. A panel of 7 to 9 department representatives, art professionals and appropriate stakeholders hold two panel meetings. The first meeting reviews all submissions and selects 3 to 5 finalists. Finalists are asked to design a project for the site. At the second meeting the panelists interview finalists, review their designs and select an artist.



The project proposes a mural for the wall on the right side of the rendering (above). This section is the children's area at the new Looscan Branch Library.



**Jesse Jones Central Library Valuation
of Art Holdings
500 McKinney St.**

COUNCIL DISTRICT 1

KEY MAP NO. 493 L

Project name: Jesse Jones Central Library Valuation of Art Holdings
Council District: I
Address: 500 McKinney
Department: Houston Public Library
Department Head: Director, Dr. Rhea Lawson
Civic Art Fund: Library Civic Art Fund 4507

| | | | |
|---------------|----|----------|---|
| Art Budget | \$ | 6,000.00 | (\$1,250 Onsite inspection, \$4,750 preparation and research) |
| Reimbursables | \$ | - | |
| Total | \$ | 6,000.00 | |

Timeline:

| | |
|------------|----------------------------------|
| April 2007 | Inspection of art |
| May 2007 | Research and prepare information |
| June 2007 | Appraisal project complete |

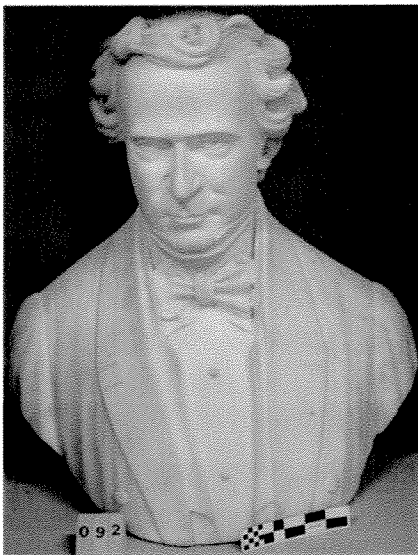
Project Description: An appraisal of the art objects located at the Jesse Jones Library, 500 McKinney, Houston, Texas 77002 for the purpose of prioritizing conservation needs, determining storage needs, prioritizing objects for curatorial purposes, and determining possible de-accessions.

The Jesse H. Jones and Julia Ideson Library Buildings downtown contain approximately 100 artworks. Much of this collection is in storage. Many of the objects in storage are in need of conservation treatment. Some of the objects in storage are important, and should be preserved and restored. Some are damaged beyond reasonable repair. Others have no historical, aesthetic, or monetary value, and should be de-accessioned.

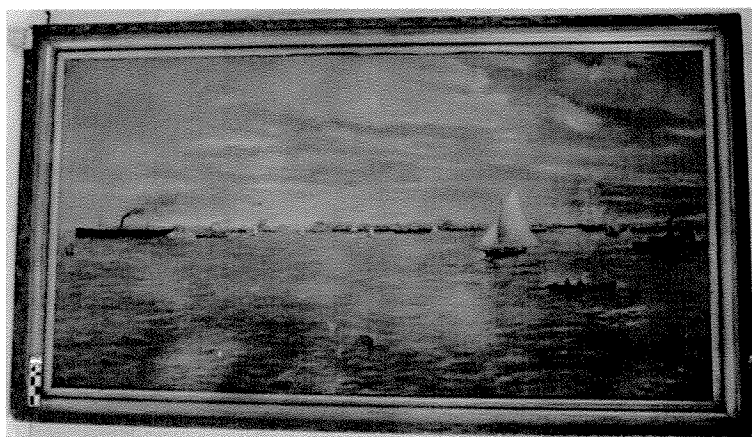
The current storage facility does not have optimal conditions for preserving the stored objects. They need to be moved to a more suitable location once the needs are assessed. Additionally, the number of objects that are worth keeping will determine the amount of storage space required. The layout of the storage space located in the renovated Central library will depend upon the number and type of objects stored. Therefore, the Department Director prioritized and scheduled this project to take place during the library renovation.

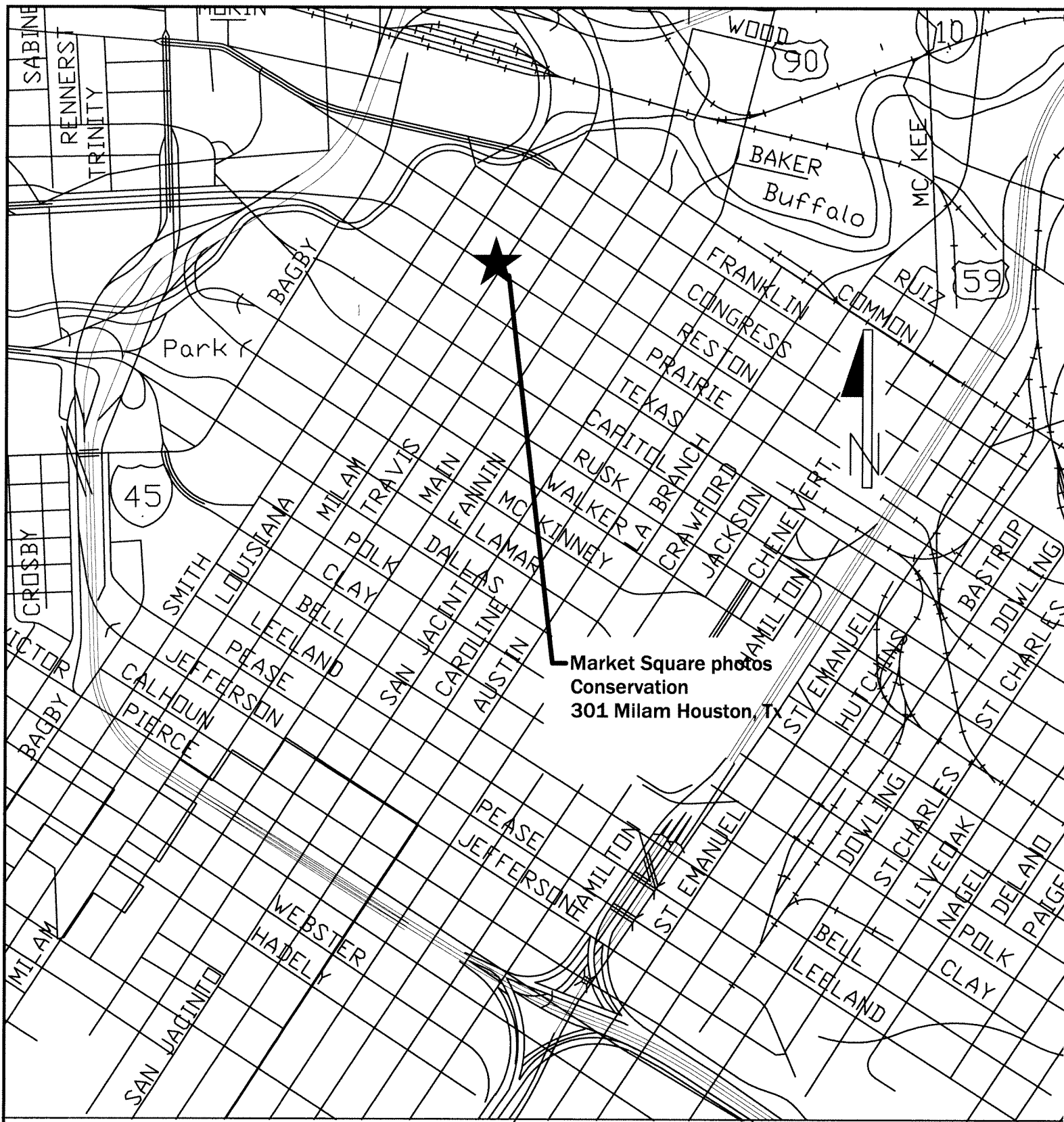
The Director of Library Services wants to display the art collection in the newly renovated Central Library and make the collection accessible for display in other branch libraries as well as city department buildings. In order for that to be possible, many of the objects in storage require an appraisal and conservation treatment before they can be displayed.

Scope of Work: In consultation with HPL, HAA will administer the project, contract with the conservator, manage the conservator and the conservation project and manage on-site inspection of the artwork.



Improperly stored artworks
in the City of Houston
collection.





Market Square Photos Conservation

301 Milam (Key Map 493M)

Project name: Market Square Photos Conservation
Council District: I
Address: Market Square Park, 301 Miliam
Department: Parks and Recreation
Department Head: Director, Joe Turner
Civic Art Fund: Parks Civic Art Fund 4502

| | | |
|---------------|----|--|
| Art Budget | \$ | 18,500.00 (\$500 Assessment, \$3,000 artist consult, \$15,000 recreate and |
| Reimbursables | \$ | - install new panels) |
| Total | \$ | 18,500.00 |

Timeline:

| | |
|---------------|-------------------------------------|
| May 2007 | Assessment |
| June 2007 | Conservator begins work |
| October 2007 | Assessment of conservation progress |
| December 2007 | Conservator completes work |

Project Description: Conservation of *Market Square Photos*, a sculpture of etched enamel photos on steel panels installed by Paul Hester in 1992 on a bench in highly-visible downtown Market Square. The work was contributed to the City of Houston by the Market Square Park Project, DiverseWorks, and the Downtown Houston Association. The sculpture is composed of 80 panels depicting images from the City's archives related to the history of Market Square.

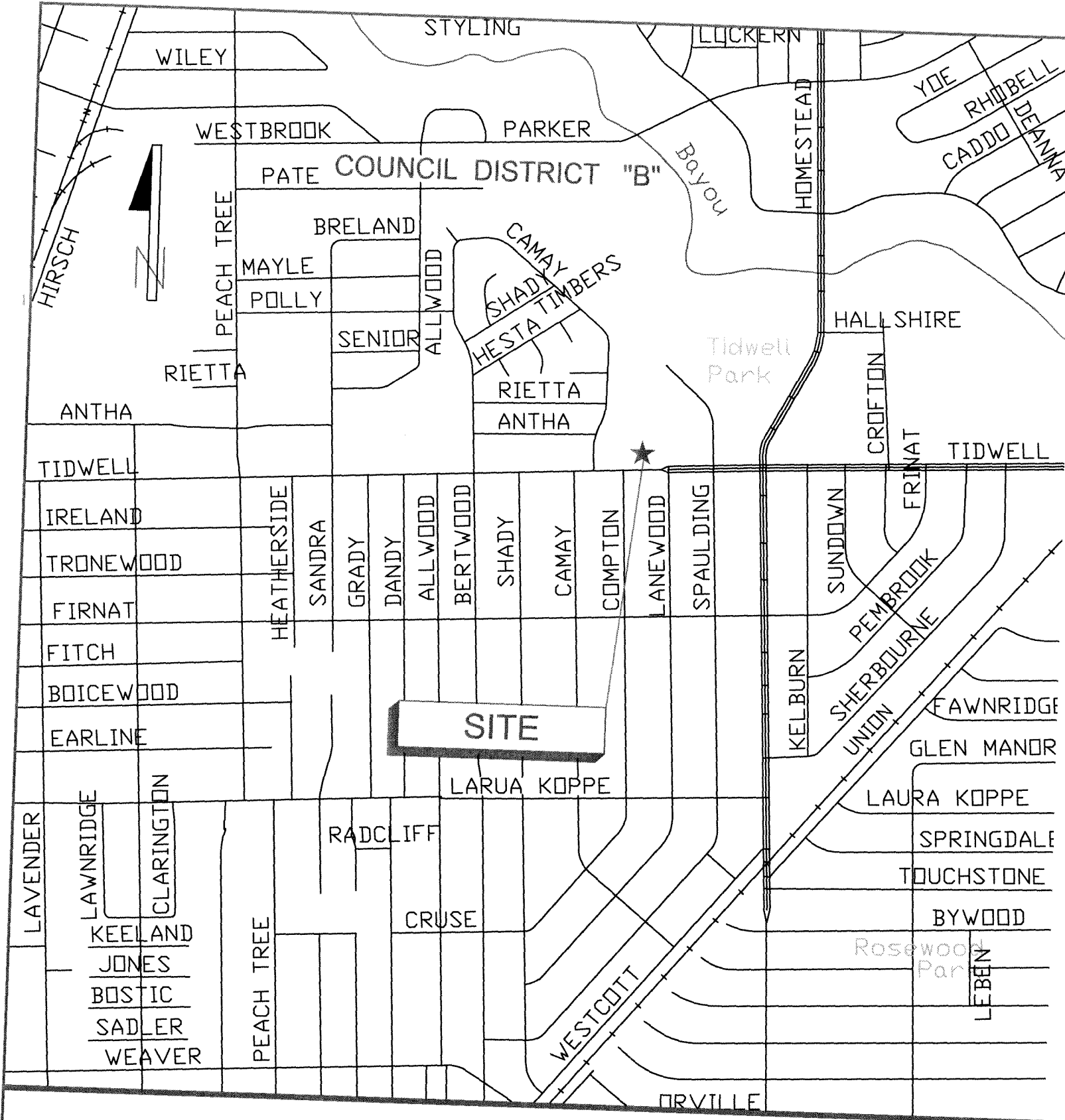
The work is in need of conservation. Several of the panels are missing and many more have impact damage and material loss from vandalism (see attached image).

The conservation project will recreate the panels in collaboration with the artist, conservator and Graphtec, Inc in a new durable synthetic material that will prevent future loss.

Scope of Work: In consultation with PARD, HAA will administer the project, contract with the conservator and artist, manage the conservation project and manage on-site inspection of the artwork.



"Market Square Photos" by Paul Hester. Close up images indicate elements in need of conservation treatment



NORTHEAST MULTI-SERVICE CENTER
9720 SPALDING Houston, TX

COUNCIL DISTRICT "B"

KEY MAP NO. 454D

Project name: Northeast Multi-Service Center Civic Art Enhancement
Council District: B
Address: Tidwell Park on Tidwell Road east of Hwy 59
Department: Health and Human Services
Department Head: Director Stephen Williams
Civic Art Fund: Fire Civic Art Fund 4508

| | | | |
|---------------|----|-----------|---|
| Art Budget | \$ | 85,800.00 | |
| Reimbursables | \$ | 4,200.00 | (\$1,500 Advertise and Panel Selection, \$2,700 Payment to 3 artists) |
| Total | \$ | 90,000.00 | |

Timeline:

| | |
|-----------------------|--|
| April/May 2007 | Advertise |
| June 2007 | First panel meeting |
| July 2007 | Second panel meeting and selection of artist |
| August/September 2007 | Contract with artist |
| October 2007 | Artist begins work |
| November 2007 | Artist's work follows construction schedule |

Project Description: An art enhancement at the new Northeast Multi-Service Center at the entrance of the building where the ceiling is vaulted. The Center is located on Tidwell Road at Tidwell Park east of Hwy 59. The building is under construction and the foundation is in place. Due to a 3-month delay, the project is not scheduled to continue construction until July 2007. The project is early enough in development stage to include an artist on the design and construction team. Civic art will be an important feature of this site and has the opportunity to be fully integrated due to inclusion in the construction phase.

There is a Parks Department recreation facility next door. Having additional city services nearby will increase the multi-service center's outreach and the citizenry to benefit from the artwork.

Civic art at this location contributes to equitable distribution of the City's art collection to include all areas of Houston, and one of the City's goals is to utilize civic art dollars to commission art by local, regional and nationally recognized artists for the benefit of the public

Scope of Work: In consultation with the Health and Human Services Department, HAA is to administer the artist selection process, contract with the artist, manage the artist and the civic art project and manage on-site installation of the artwork.

The artist selection process is an open call for artists by which staff advertises the project opportunity and receives submissions. A panel of 7 to 9 department representatives, art professionals and appropriate stakeholders hold two panel meetings. The first meeting reviews all submissions and selects 3 to 5 finalists. Finalists are asked to design a project for the site. At the second meeting the panelists interview finalists, review their designs and select an artist.



Site for the new Northeast Multi-Service Center



7000 AVENUE Q

Project name: Don Miguel Hidalgo Conservation of Sculpture
Council District: I
Address: Hidalgo Park, 7000 Avenue Q, 77011
Department: Parks and Recreation
Department Head: Director, Joe Turner
Civic Art Fund: Parks Civic Art Fund 4502

| | | | |
|---------------------|----|-----------|---|
| Conservation Budget | \$ | 15,500.00 | (\$500 assessment, \$15,000 conservation) |
| Reimbursables | \$ | - | |
| Total | \$ | 15,500.00 | |

Timeline:

| | |
|---------------|-------------------------------------|
| May 2007 | Assessment |
| June 2007 | Conservator begins work |
| October 2007 | Assessment of conservation progress |
| December 2007 | Conservator completes work |

Project Description: The Parks Department requested conservation treatment for "Don Miguel Hidalgo," a bronze sculpture by artists Miguel Miramontes contributed to the City of Houston in 1990 by the State of Jalisco, Mexico. The sculpture is 10 feet tall on an 11 feet tall base.

The sculpture is in a progressed state of corrosion and needs immediate attention from a conservator. The surface is exhibiting bronze disease, a progressed deterioration of copper caused by proximity to moisture and oxygen that is a consequence of the high humidity of Houston's climate. Corrosion and streaking is evident over the entire surface. In certain areas corrosion is resulting in material loss.

Treatment will involve the stabilization of the surface and protection with a corrosion inhibitor.

Scope of Work: In consultation with PARD, HAA will administer the project, contract with the conservator, manage the conservator and the conservation project and manage on-site inspection of the artwork.



"Don Miguel Hidalgo, by Miguel Miramontes. Close up images indicate elements in need of conservation treatment.



Project name: "Vaquero" Conservation
Council District: H
Address: Moody Park, 3725 Fulton, 77009
Department: Parks and Recreation
Department Head: Director, Joe Turner
Civic Art Fund: Library Civic Art Fund 4502

| | | | |
|---------------|----|-------------|---|
| Art Budget | \$ | \$25,500.00 | \$500 assessment, \$25,000 conservation treatment |
| Reimbursables | \$ | - | |
| Total | \$ | \$25,500.00 | |

Timeline:

| | |
|---------------|----------------------------|
| May 2007 | Assessment |
| June 2007 | Conservator begins work |
| October 2007 | Assessment of progress |
| December 2007 | Conservator completes work |

Project Description: "Vaquero" is a sculpture by Luis Jiménez made of painted fiberglass and resin and contributed to the City of Houston by the Art in Public Places program, the National Endowment for the Arts and a Community Development Block Grant. The work is in need of conservation Iron oxide from the internal structure is seeping out through the surface indicating that water is entering the sculpture. Outdoor fiberglass work is particularly susceptible to UV damage and needs periodic attention by a conservator.

Luis Jiménez (El Paso 1940-2006, Houston) is a nationally recognized artist and is represented in the collections of the Smithsonian American Art Museum, the Blanton Museum of Art in Austin, and the Art Museum of Southeast Texas in Beaumont and many others as well as in the public art collections of cities across the United States including Albuquerque, Santa Fe, Los Angeles, and Colorado Springs. Luis Jiménez died in 2006 therefore his work is irreplaceable. The object has significant value and cultural meaning, and it is important to be proactive with its preservation. The materials, if neglected, could deteriorate beyond being reasonably salvageable.

Luis Jiménez was known for his large polychromed fiberglass sculptures usually of Southwestern and Hispanic themes (see attached image). This particular sculpture is one of five and is arguably Luis Jiménez's best known work and thereby even more significant and worth preserving. The artist's proof of this sculpture is displayed at the entrance to the National Gallery of Art in Washington, D.C.

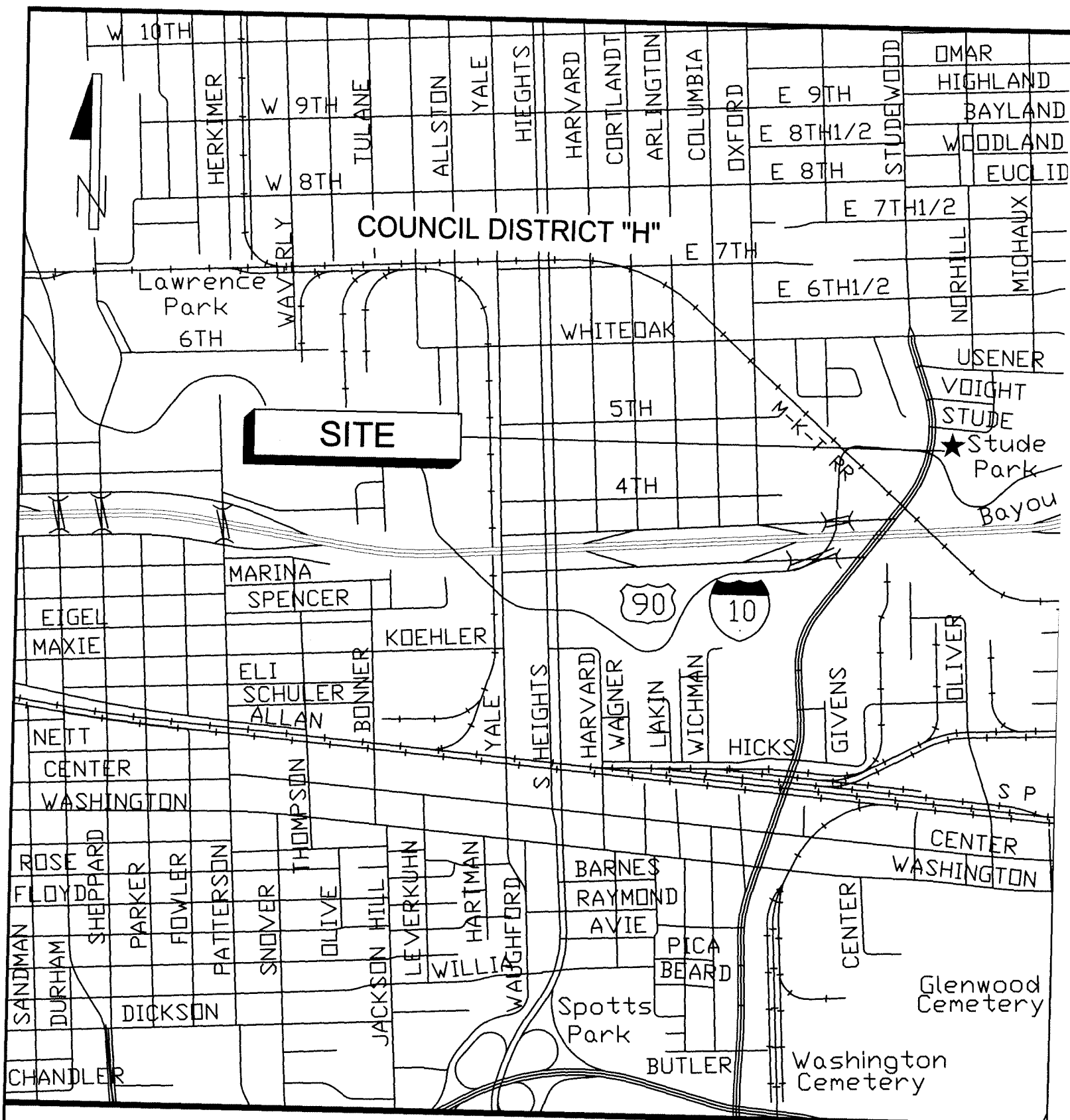
He taught art at the University of Houston and was well loved and respected by students, friends and colleagues in Houston.

Scope of Work: In consultation with PARD, HAA will administer the project, contract with the conservator, manage the conservator and the conservation project and manage on-site inspection of the artwork.



"Vaquero," Luis Jimenez, 1980, One of Five

The hoof detail reflects iron oxide from the internal structure seeping out through the surface.



HOUSTON CONSERVATION (SCULPTURE) STUDE PARK
1030 STUDE

Project name: Houston (Sculpture) Conservation
Council District: H
Address: Stude Park, 1030 Stude
Department: Parks
Department Head: Director, Joe Turner
Civic Art Fund: Parks Civic Art Fund 4502

| | | |
|---------------|--------------|---|
| Art Budget | \$ 30,500.00 | (\$500 assessment, \$30,000 repaint and resolve |
| Reimbursables | \$ - | foundation problem and drainage issues) |
| Total | \$ 30,500.00 | |

Timeline:

| | |
|---------------|-------------------------------------|
| May 2007 | Assessment |
| June 2007 | Conservator begins work |
| October 2007 | Assessment of conservation progress |
| December 2007 | Conservator completes work |

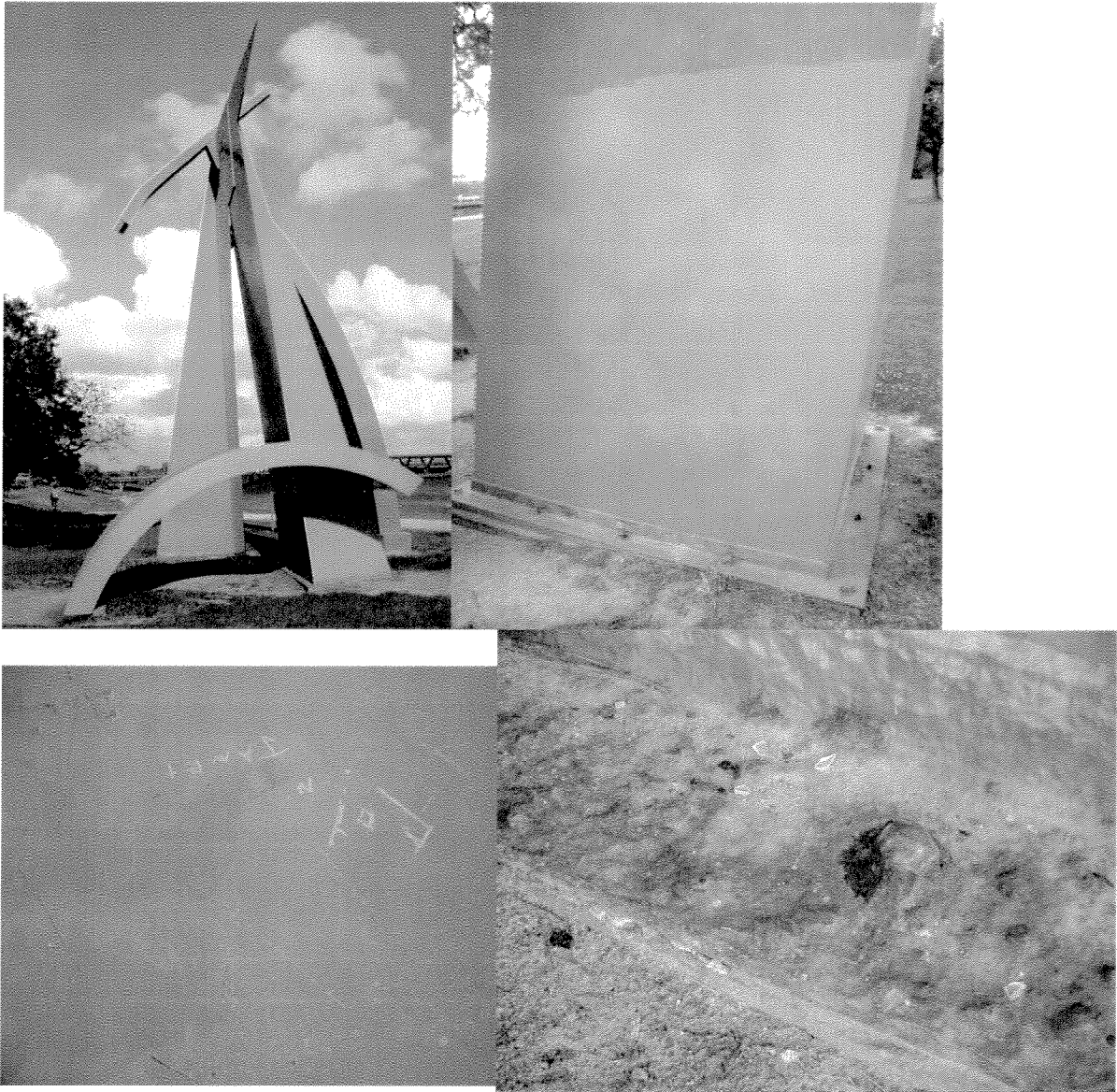
Project Description: Conservation of "Houston," a painted steel sculpture by artist Mac Whitney built in 1983. The work is 50 feet tall by 25 feet wide and approximate length of 18 feet and weighs 50,000 pounds. The sculpture was a gift of the Art In Public Places program and the National Endowment for the Arts.

The sculpture is in Stude Park on White Oak Bayou and is visible from I-10 west of downtown.

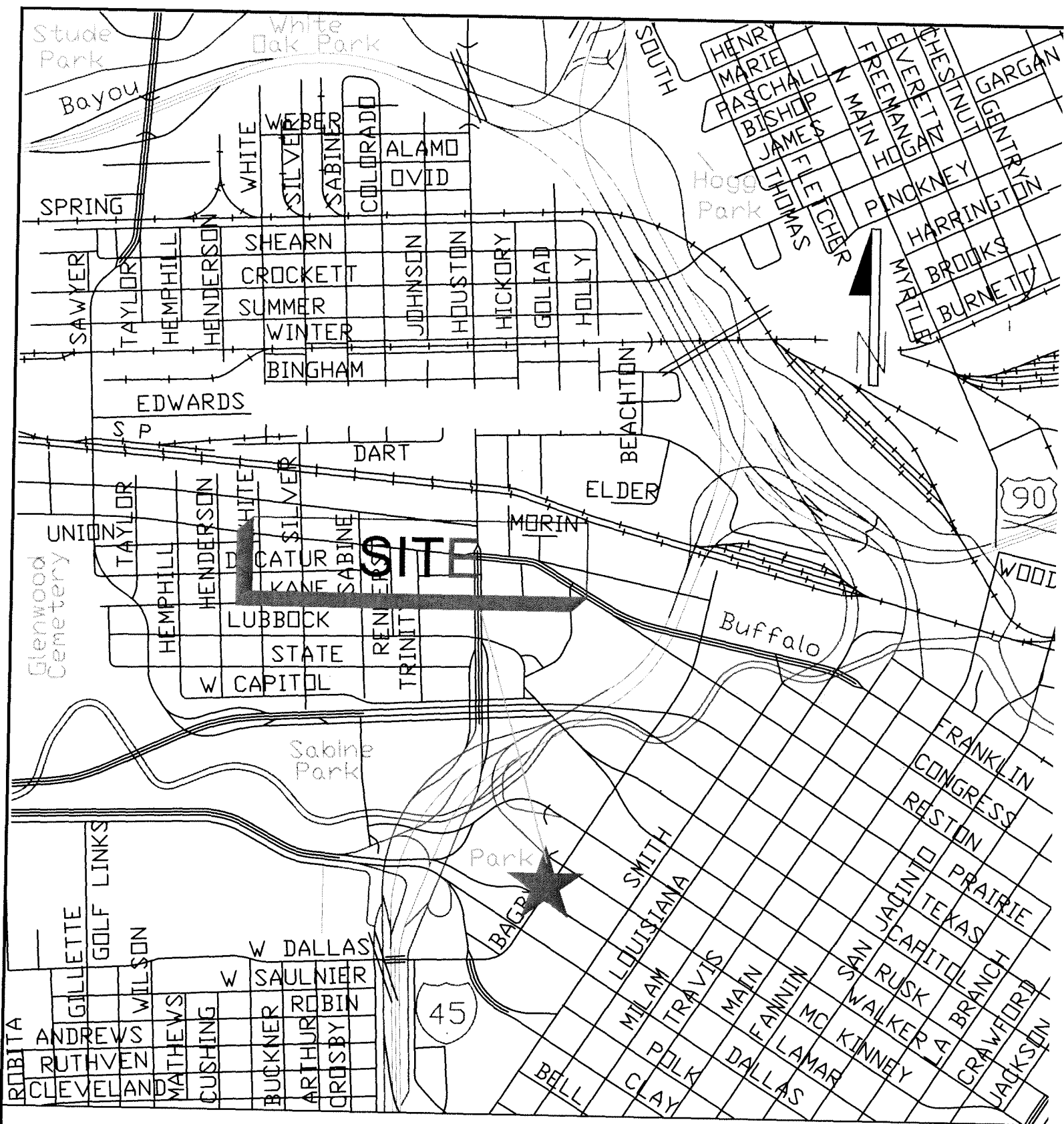
The condition of the sculpture is poor and in need of conservation. There exists graffiti and mismatched layers of paint resulting from uneven graffiti abatement. The sculpture has paint-loss and rust present throughout as well as pitting on the metal surface. Poor drainage has resulted in rust and paint loss around the base.

A conservation treatment will address and resolve all of these problems. Treatment will protect the surface, stabilize the base, and build proper drainage around the site.

Scope of Work: In consultation with PARD, HAA will administer the project, contract with the conservator, manage the conservator and the conservation project and manage on-site inspection of the artwork.



"Houston," a painted steel sculpture by artist Mac Whitney built in 1983. Close up images indicate elements in need of conservation treatment



Neuhaus Fountain Conservation

1000 Bagby, Houston, TX 77002

Project name: Neuhaus Fountain Conservation
Council District: I
Address: Sam Houston Park, 1000 Bagby
Department: Parks
Department Head: Director, Joe Turner
Civic Art Fund: Parks Civic Art Fund 4502

| | | |
|---------------|-------------|--|
| Art Budget | \$36,800.00 | (\$20,000 replace stolen piece with artist copy, \$1300 shipping |
| Reimbursables | \$ _____ - | & installation, \$10,000 lighting and cameras for security, |
| Total | \$36,800.00 | \$5500 assessment and conservation of two remaining pieces) |

Timeline:

| | |
|---------------|----------------------------|
| May 2007 | Assessment |
| June 2007 | Conservator begins work |
| October 2007 | Assessment of progress |
| December 2007 | Conservator completes work |

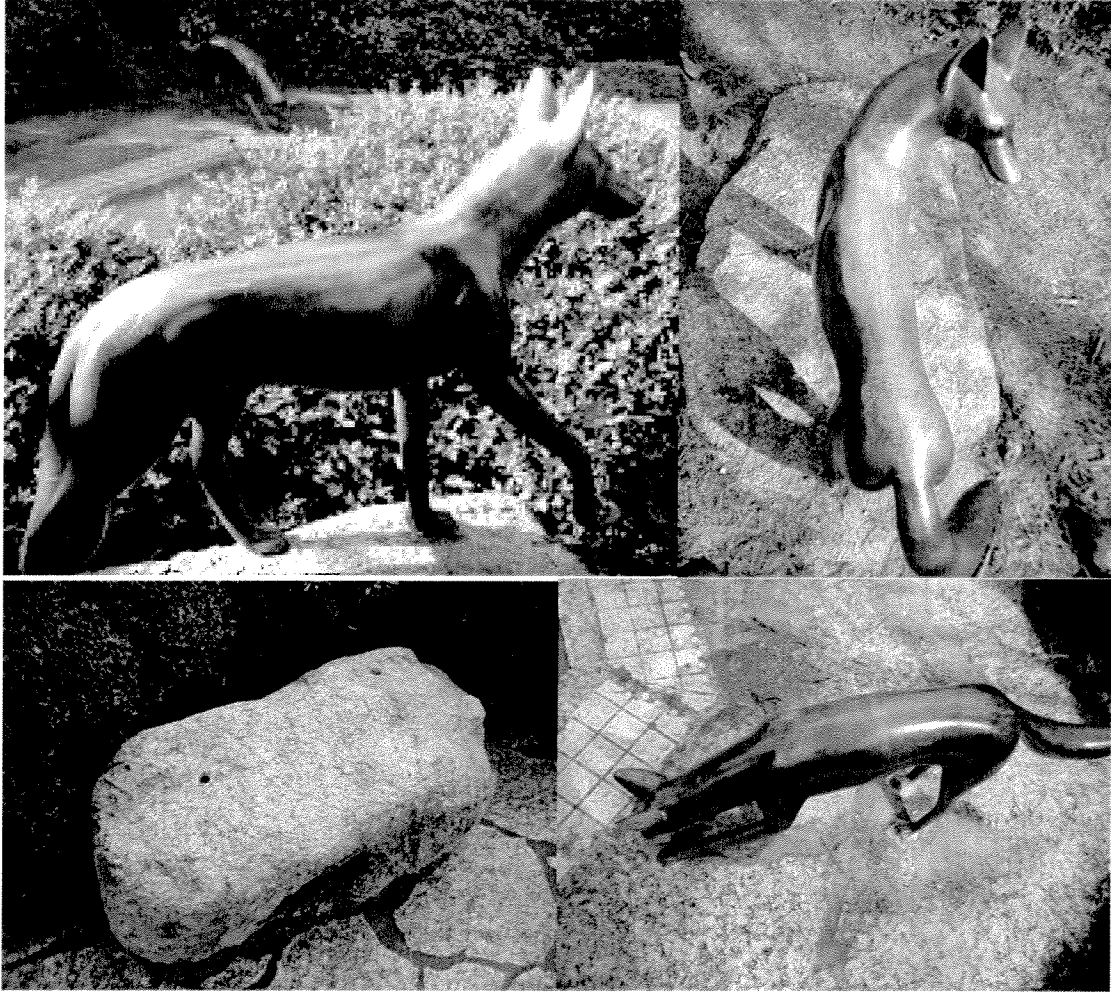
Project Description: Conservation and recreation of the sculpture "Coyotes" created by Gwynn Murrill in 1987 and contributed to the City of Houston by Hugo Victor Neuhaus.

The work is in need of conservation. One of three bronze sculptures of coyotes was stolen (see attached images). The remaining two sculptures have patina loss and scratches on the surface.

The conservation treatment will involve the purchase, shipping and installation of an artist's copy of the stolen sculpture. Increased security deterrents include installing the new sculpture and reinstalling the remaining sculptures with 12 inch pins and installing increased lighting in that area of the park. The two remaining sculptures will be restored.

This work is well-loved by many members of Houston's art community who have been outspoken in their desires to have the missing sculpture restored and the remaining pieces preserved. Thereby, the sculpture is valuable to the Parks and Recreation Department and is work preserving. To decrease the cost to the city of the conservation project the artists has waived the fee for replacement and is offering their work at cost for fabrication.

Scope of Work: In consultation with PARD, HAA will administer the project, contract with the conservator, manage the conservator and the conservation project and manage on-site inspection of the artwork.



“Coyotes” by Gwynn Murrill. Close up images indicate elements in need of replacement and conservation treatment



**Portable Trojan Bear Conservation,
Hermann Park
Golf Course Dr., Houston, TX**

Project name: Portable Trojan Bear Conservation
Council District: D
Location: Hermann Park, Golf Course Drive, 77030
Department: Parks and Recreation
Department Head: Director, Joe Turner
Civic Art Fund: Library Civic Art Fund 4502

| | | | |
|---------------------|----|-----------|---|
| Conservation Budget | \$ | 30,500.00 | (\$500 assessment, \$30,000 conservation) |
| Reimbursables | \$ | - | |
| Total | \$ | 30,500.00 | |

Timeline:

| | |
|---------------|-------------------------------------|
| May 2007 | Assessment |
| June 2007 | Conservator begins work |
| October 2007 | Assessment of conservation progress |
| December 2007 | Conservator completes work |

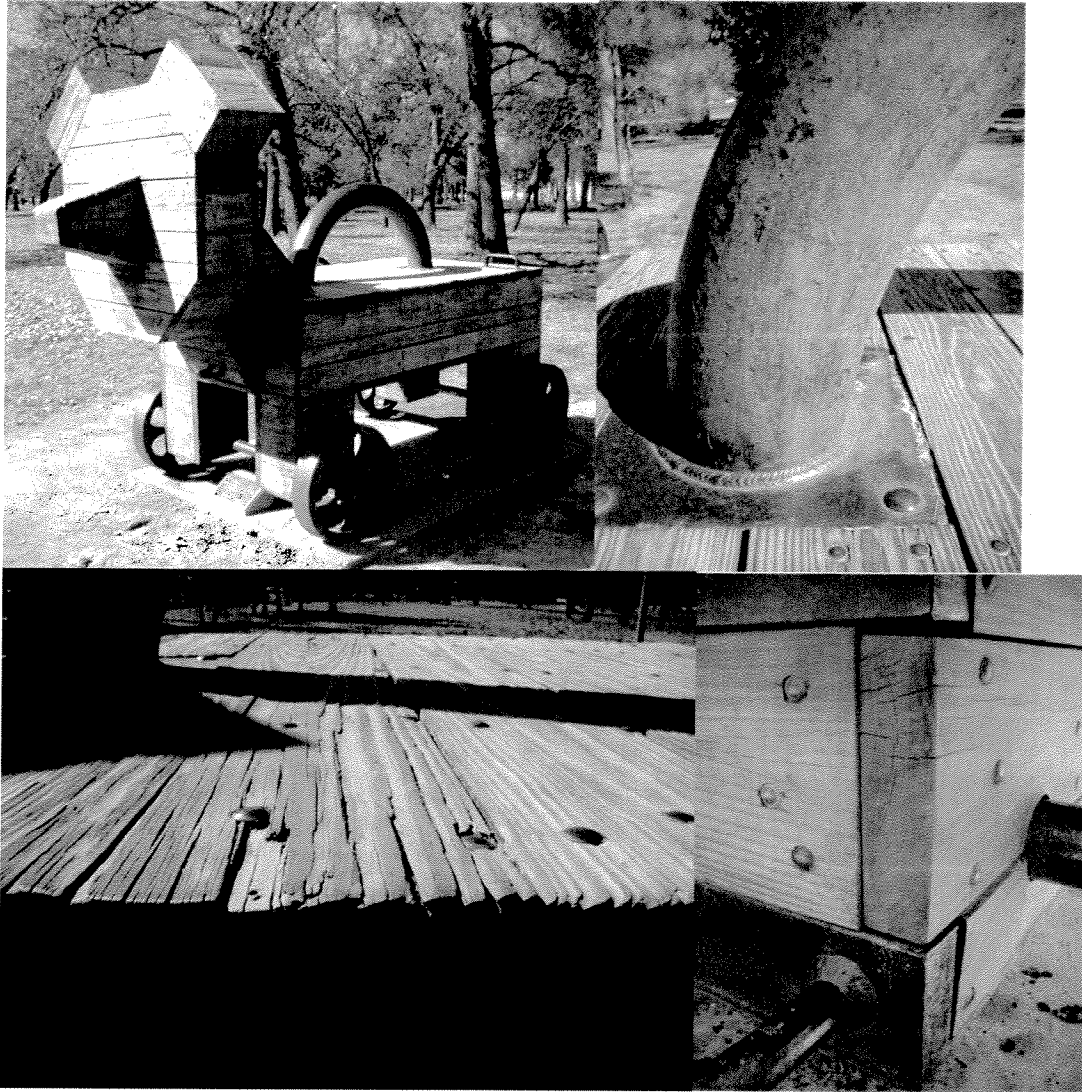
Project Description: "Portable Trojan Bear" is a sculpture by Jim Love, 1974, made of wood and steel commissioned by the Chamber of Commerce specifically for the City of Houston with a contribution from Cameron Iron Works. The work is in need of conservation. The wood is showing signs of weathering and mold growth. There are instances of incised graffiti in the wood. Metal elements are exhibiting corrosion. Steel elements are exhibiting corrosion and were, evidently, originally painted. If left untreated, further deterioration will occur.

Jim Love (Amarillo, TX, 1927 - 2005, Houston) is a nationally recognized artist and is represented in the collections of the Museum of Modern Art, the Whitney Museum, the Dallas Museum of Art, The Menil Collection, and the Houston Museum of Fine Arts. Love died in 2006 therefore his work is irreplaceable. The object has significant value and cultural importance, and it is important to be proactive with its preservation. The materials, if neglected, could deteriorate beyond being reasonably salvageable.

This public commission is a work that Jim Love is known for as well as another city owned sculpture at Hobby Airport by the name "Call Ernie" (1985).

Bears (see attached image) are a signature of Jim Love's work as are oversized objects which makes this particular sculpture an icon of Jim Love's artwork and thereby even more significant and worth preserving.

Scope of Work: In consultation with PARD, HAA will administer the project, contract with the conservator, manage the conservator and the conservation project and manage on-site inspection of the artwork.



"Portable Trojan Bear," Jim Love, 1974. Close up images indicate elements in need of conservation treatment



Dick Dowling (Sculpture) Conservation N. MacGregor Dr.

Project name: Dick Dowling Conservation
Council District: D
Address: N. MacGregor Dr. at N. MacGregor Way
Department: Parks and Recreation
Department Head: Director, Joe Turner
Civic Art Fund: Library Civic Art Fund 4502

| | | | |
|---------------|----|-------------|---|
| Art Budget | \$ | \$30,500.00 | \$500 assessment, \$30,000 conservation treatment |
| Reimbursables | \$ | - | |
| Total | \$ | \$30,500.00 | |

Timeline:

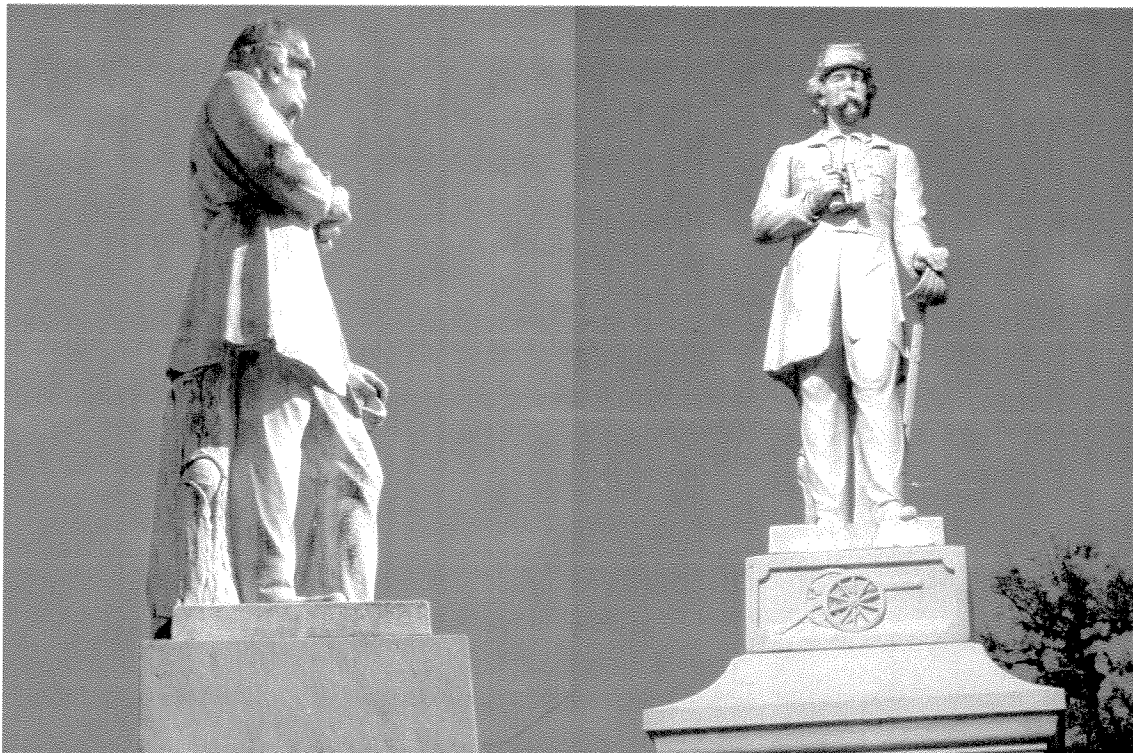
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| May 2007 | Assessment |
| June 2007 | Conservator begins work |
| October 2007 | Assessment of progress |
| December 2007 | Conservator completes work |

Project Description:

Conservation of Houston's first public monument, originally located in front of old City Hall on Market Square. The monument was commissioned by the Dick Dowling Monument Association, a committee comprising members of the Dick Dowling Camp, United Confederate Veterans; the Ancient order of Hibernians; and the Emmet Council, a Catholic organization. Each group represented an important facet of Dick Dowling's life. Among those who participated in fund raising for the monument were George Hermann; John Henry Kirby; John T. Browne, Former Mayor of Houston; Adele Looscan; and William P. Hobby.

Condition: The work is in need of conservation. There is evidence of mold growth and significant weathering. Growth of bio-deteriogens on the sculpture could lead to the breakdown of the surface if left untreated. The delicacy of the stone surface requires cleaning by a professional conservator.

Scope of Work: In consultation with PARD, HAA will administer the project, contract with the conservator, manage the conservator and the conservation project and manage on-site inspection of the artwork.



“Dick Dowling,” Frank Teich, 1905, Marble sculpture on granite base; 8’ tall on a 12’ base

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| SUBJECT: Request for the abandonment and sale of Jackson Street, from Alabama Avenue to Winbern Avenue, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the existing storm sewer, both located within the Ed. C. Smith Fur. Co's No. 1 Addition. Parcels SY7-073 and LY7-053 | | Category # 7 | Page 1 of 2 | Agenda Item # 4 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date 5/10/07 | | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE: ms <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director | | Council District affected: I Key Map 493X <i>PSM</i> | | |
| For additional information contact: Nancy P. Collins Phone: (713) 837-0881 <i>NPC</i> Senior Assistant Director-Real Estate | | Date and identification of prior authorizing Council Action: | | |
| RECOMMENDATION: (Summary) It is recommended City Council approve a council motion authorizing the abandonment and sale of Jackson Street, from Alabama Avenue to Winbern Avenue, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the existing storm sewer, both located within the Ed. C. Smith Fur. Co's No. 1 Addition. Parcels SY7-073 and LY7-053 | | | | |
| Amount and Source of Funding: Not Applicable | | | F & A Budget: | |
| SPECIFIC EXPLANATION: Barry Hunsworth of Gene Carroll & Associates, L.P., 16010 Barker Point Lane, Houston, Texas 77079, on behalf of Bolivar Partners, Ltd. [Bolivar Partners GP, Inc. (Diana G. Brackman, President), General Partner], requested the abandonment and sale of Jackson Street, from Alabama Avenue to Winbern Avenue, located within the Ed. C. Smith Fur. Co's No. 1 Addition. Signs notifying the public of the pending street abandonment application were posted for at least thirty days. Bolivar Partners, Ltd., Mrs. M.C. Ansell, Mr. Akachi C. Emete, and RSB Ventures, Ltd., the four abutting owners, plan to combine the street being abandoned and sold with their abutting property to facilitate the construction of a condominium complex. This transaction is Part One of a two-step process in which the applicant will first receive a City Council authorized council motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an ordinance effecting the abandonment and sale. The Joint Referral Committee reviewed and approved this request subject to the conveyance to the City of a 25-foot-wide storm sewer easement centered over the existing storm sewer. Therefore, it is recommended: 1. The City abandon and sell Jackson Street, from Alabama Avenue to Winbern Avenue, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the existing storm sewer, both located within the Ed. C. Smith Fur. Co's No. 1 Addition; 2. The applicant be required to: (a) cut, plug, and abandon the existing 3-inch and 8-inch water lines located in Jackson Street and relocate any existing service connections to the 8-inch water line in Winbern Avenue or to the 12-inch water line in Alabama Avenue, (b) pay the depreciated value for the water lines being abandoned, and (c) relocate the two storm sewer inlets into Alabama Avenue. All of the foregoing items must be completed at no cost to the City and under the proper permits; 3. The applicant be required to prepare drawings that show all public utilities (water, sanitary, storm water) that are abandoned, relocated, and constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the council motion shall be attached to the plan set when it is submitted for plan review; | | | | |
| psm\sy7-073.rc1.doc | | | CUIC #20PSM8844 | |
| REQUIRED AUTHORIZATION | | | | |
| F&A Director: | Other Authorization: | Other Authorization: <i>Andrew F. Icken</i> Andrew F. Icken, Deputy Director Planning and Development Services Division | | |

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| Date: | Subject: Request for the abandonment and sale of Jackson Street, from Alabama Avenue to Winbern Avenue, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the existing storm sewer, both located within the Ed. C. Smith Fur. Co's No. 1 Addition. Parcels SY7-073 and LY7-053 | Originator's Initials | Page <u>2</u> of <u>2</u> |
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4. The applicant be required to eliminate the appearance of the public street at its intersections with Alabama Avenue and Winbern Avenue by extending curbs and sidewalks across both ends of the block of Jackson Street being abandoned and sold; or, if the street will be used for vehicular traffic, reconstruct the street to look like a driveway at both Alabama Avenue and Winbern Avenue;
5. The applicant must submit a Tree Protection Plan to the City Forester in the Parks and Recreation Department of the City of Houston. After the plan is approved, the Tree Removal Permit which includes any mitigation requirements may be obtained from the Code Enforcement Branch of the Public Works and Engineering Department;
6. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost for work required in Items 2, 4, and 5 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide a LOC showing the City of Houston as beneficiary and in the amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for the transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicant's request the City will release the LOC;
7. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the streets and the gully being abandoned and sold;
8. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
9. The Legal Department be authorized to prepare the necessary transaction documents; and
10. Inasmuch as the value of the property interest is expected to exceed \$25,000.00, that the City Council appoint the following two independent real estate appraisers to establish the value – George Coleman and Frank Flores.

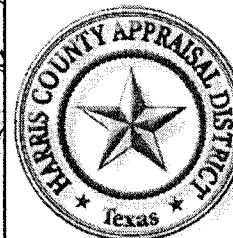
MSM:NPC:psm

c: Phil Boriskie
Raymond D. Chong, P.E., P.T.O.E.
Victor Cordova
Marlene Gafrick
Daniel W. Krueger, P.E.
Arturo G. Michel
Reid K. Mrsny, P.E.
Robert Shindler
Marty Stein
Jeff Taylor
Dale Temple
Joe Turner

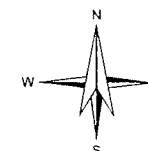
Abandonment and sale of Jackson Street, from Alabama Avenue to Winbern Avenue, in exchange for the conveyance to the City of a 25-foot-wide storm sewer easement centered over the existing storm sewer, both located within the Ed. C. Smith Fur. Co's No. 1 Addition. **Parcels SY7-073 and LY7-053**

- SY7-073 (Jackson Street)
- LY7-053 (Storm Sewer Easement)

Harris County Appraisal District



0 100 200
PUBLICATION DATE:
10/28/2006

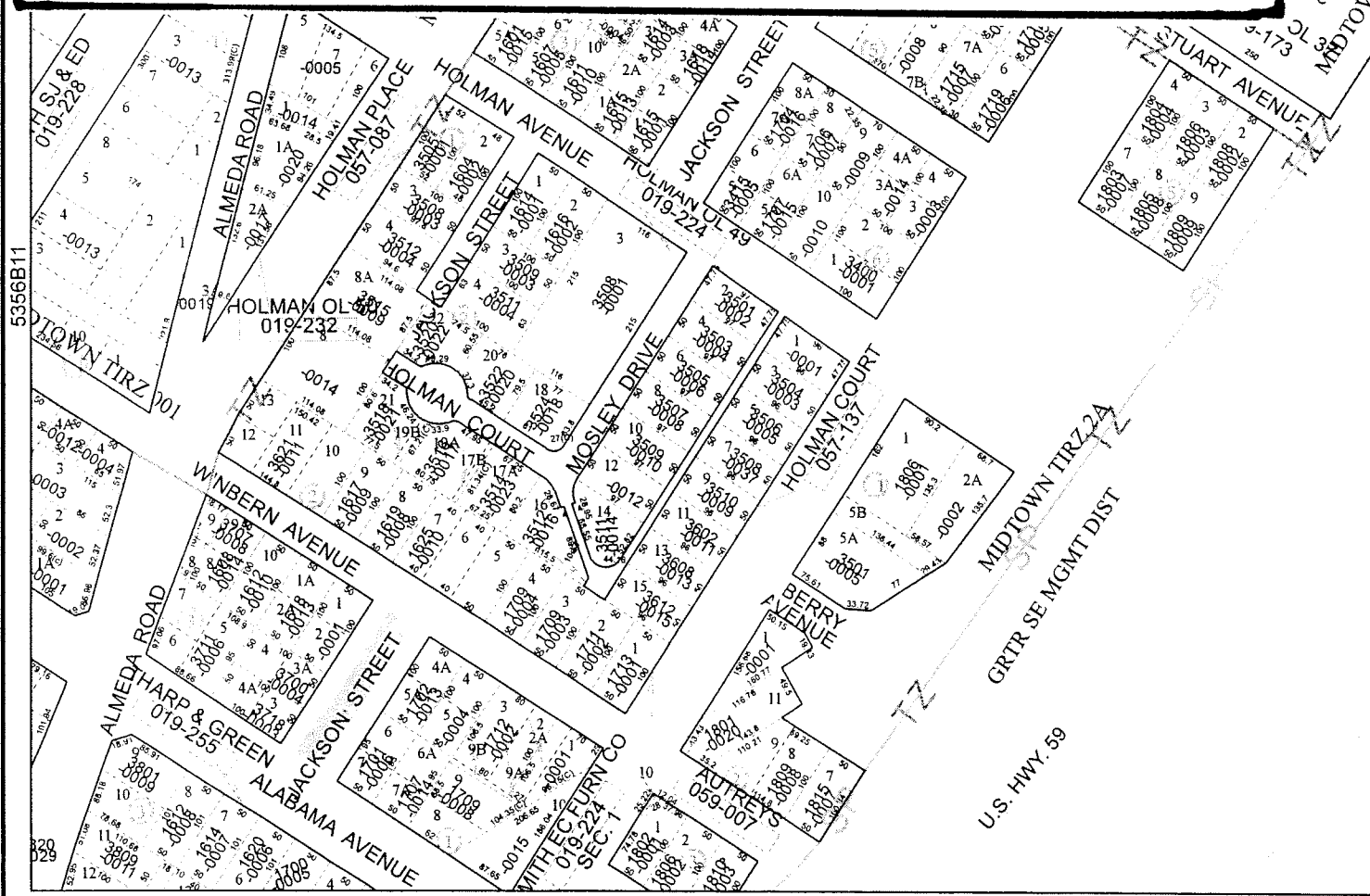


MAP LOCATION



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5356B**

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5356D4

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| SUBJECT: Request for the abandonment and sale of a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696. Parcel SY7-092 | | Category # 7 | Page 1 of 2 | Agenda Item # 5 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date 5/10/07 | | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE: MS <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director | | Council District affected: G Key Map 491L <i>psm</i> | | |
| For additional information contact: Nancy P. Collins Phone: (713) 837-0881 <i>npc</i> Senior Assistant Director-Real Estate | | Date and identification of prior authorizing Council Action: | | |
| RECOMMENDATION: (Summary) It is recommended City Council approve a council motion authorizing the abandonment and sale of a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696. Parcel SY7-092 | | | | |
| Amount and Source of Funding: Not Applicable | | | F & A Budget: | |
| SPECIFIC EXPLANATION: Victoria Brown, Director of Weingarten Realty Investors, 2600 Citadel Plaza Drive, Suite 300, Houston, Texas 77008, requested the abandonment and sale of a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696. Weingarten Realty Investors, the property owner, wants to remove the easement encumbrance to facilitate the expansion of the River Oaks Shopping Center at the corner of South Shepherd Drive and West Gray Avenue. This transaction is Part One of a two-step process in which the applicant will first receive a City Council authorized council motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an ordinance effecting the abandonment and sale. The Joint Referral Committee reviewed and approved this request. Therefore, it is recommended: 1. The City abandon and sell a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696; 2. The applicant be required to: (a) cut, plug, and abandon the existing 2-inch water line, from its connection to the 12-inch water line in South Shepherd Drive to its connection to the 12-inch water line in West Gray Avenue, (b) pay the depreciated value for the water line being abandoned, and (c) relocate any existing service connections into Brentwood Drive, South Shepherd Drive, or West Gray Avenue. All of the foregoing items must be completed at no cost to the City and under the proper permits; 3. The applicant be required to prepare drawings that show the water line that is being abandoned as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the council motion shall be attached to the plan set when it is submitted for plan review; | | | | |
| psm\sy7-092.rc1.doc | | | CUIC #20PSM8853 | |
| REQUIRED AUTHORIZATION | | | | |
| F&A Director: | Other Authorization: | Other Authorization: <i>Andrew F. Icken</i> Andrew F. Icken, Deputy Director Planning and Development Services Division | | |

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| Date: | Subject: Request for the abandonment and sale of a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696. Parcel SY7-092 | Originator's Initials | Page <u>2</u> of <u>2</u> |
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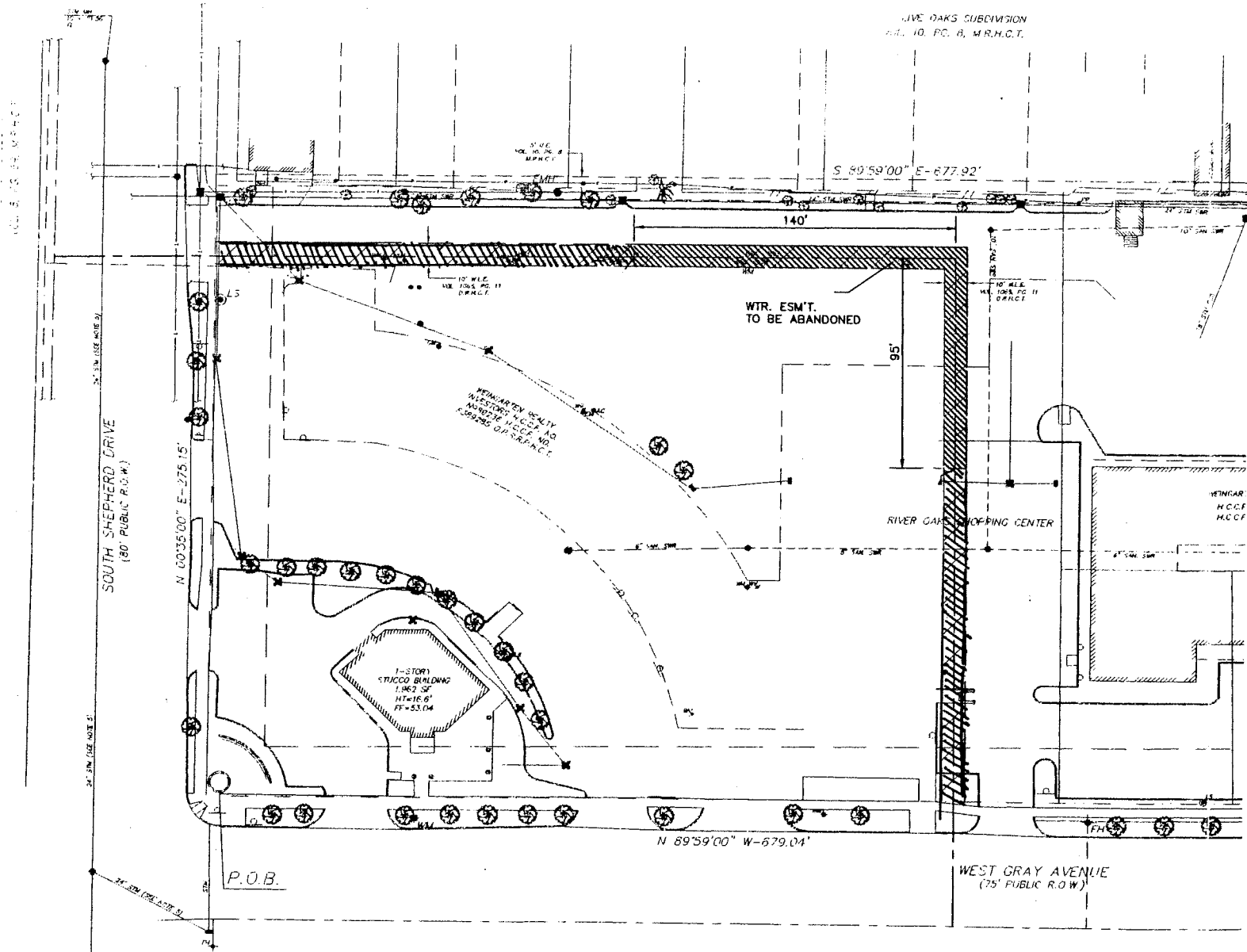
4. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost for work required in Item 2 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide a LOC showing the City of Houston as beneficiary and in the amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for the transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicant's request the City will release the LOC;
5. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
6. The Legal Department be authorized to prepare the necessary transaction documents; and
7. Inasmuch as the value of the property interest is expected to exceed \$25,000.00, that the City Council appoint the following two independent real estate appraisers to establish the value – Samuel Stewart and Sheila Stewart.

MSM:NPC:psm




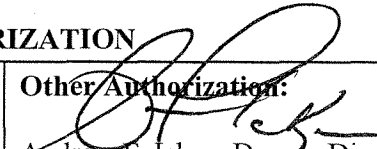
c: Phil Boriskie
Marlene Gafrick
Daniel W. Krueger, P.E.
Arturo G. Michel
Reid K. Mrsny, P.E.
Marty Stein
Jeff Taylor



HARRIS COUNTY, TEXAS
O. SMITH SURVEY, A-696



Abandonment and sale of a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696. **Parcel SY7-092**

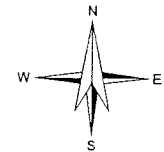
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| SUBJECT: Request for the abandonment and sale of a 25-foot by 40-foot-wide sanitary sewer easement, located in Lot 1, Block 4, Factory Addition, South Side Buffalo Bayou. Parcel SY7-094 | | Category # 7 | Page 1 of 1 | Agenda Item # 6 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date 5/10/07 | | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE: MS  Michael S. Marcotte, P.E., DEE, Director | | Council District affected: H Key Map 494J  | | |
| For additional information contact: Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director-Real Estate  | | Date and identification of prior authorizing Council Action: | | |
| RECOMMENDATION: (Summary) It is recommended City Council approve a council motion authorizing the abandonment and sale of a 25-foot by 40-foot-wide sanitary sewer easement, located in Lot 1, Block 4, Factory Addition, South Side Buffalo Bayou. Parcel SY7-094 | | | | |
| Amount and Source of Funding: Not Applicable | | | F & A Budget: | |
| SPECIFIC EXPLANATION: Alan J. Atkinson of Bayou Vista, Ltd., P.O. Box 270161, Houston, Texas 77277-0161, requested the abandonment and sale of a 25-foot by 40-foot-wide sanitary sewer easement, located in Lot 1, Block 4, Factory Addition, South Side Buffalo Bayou. Bayou Vista, Ltd., the property owner, wants to remove the easement encumbrance to facilitate the construction of a single-family residence. This transaction is Part One of a two-step process in which the applicant will first receive a City Council authorized council motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an ordinance effecting the abandonment and sale. The Joint Referral Committee reviewed and approved this request. Therefore, it is recommended: 1. The City abandon and sell a 25-foot by 40-foot-wide sanitary sewer easement, located in Lot 1, Block 4, Factory Addition, South Side Buffalo Bayou; 2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property; 3. The Legal Department be authorized to prepare the necessary transaction documents; and 4. Inasmuch as the value of the property interests is not expected to exceed \$25,000.00, that the value be established by staff appraisal, according to City policy. MSM:NPC:psm c: Phil Boriskie Reid K. Mrsny, P.E. Marlene Gafrick Marty Stein Daniel W. Krueger, P.E. Jeff Taylor Arturo G. Michel | | | | |
| psm\sy7-094.rc1.doc | | | CUIC #20PSM8855 | |
| REQUIRED AUTHORIZATION | | | | |
| F&A Director: | Other Authorization: | Other Authorization:  Andrew F. Icken, Deputy Director Planning and Development Services Division | | |

Abandonment and sale of a 25-foot by 40-foot-wide sanitary sewer easement, located in Lot 1, Block 4, Factory Addition, South Side Buffalo Bayou. **Parcel SY7-094**

Harris County Appraisal District



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PUBLICATION DATE:
3/10/2007

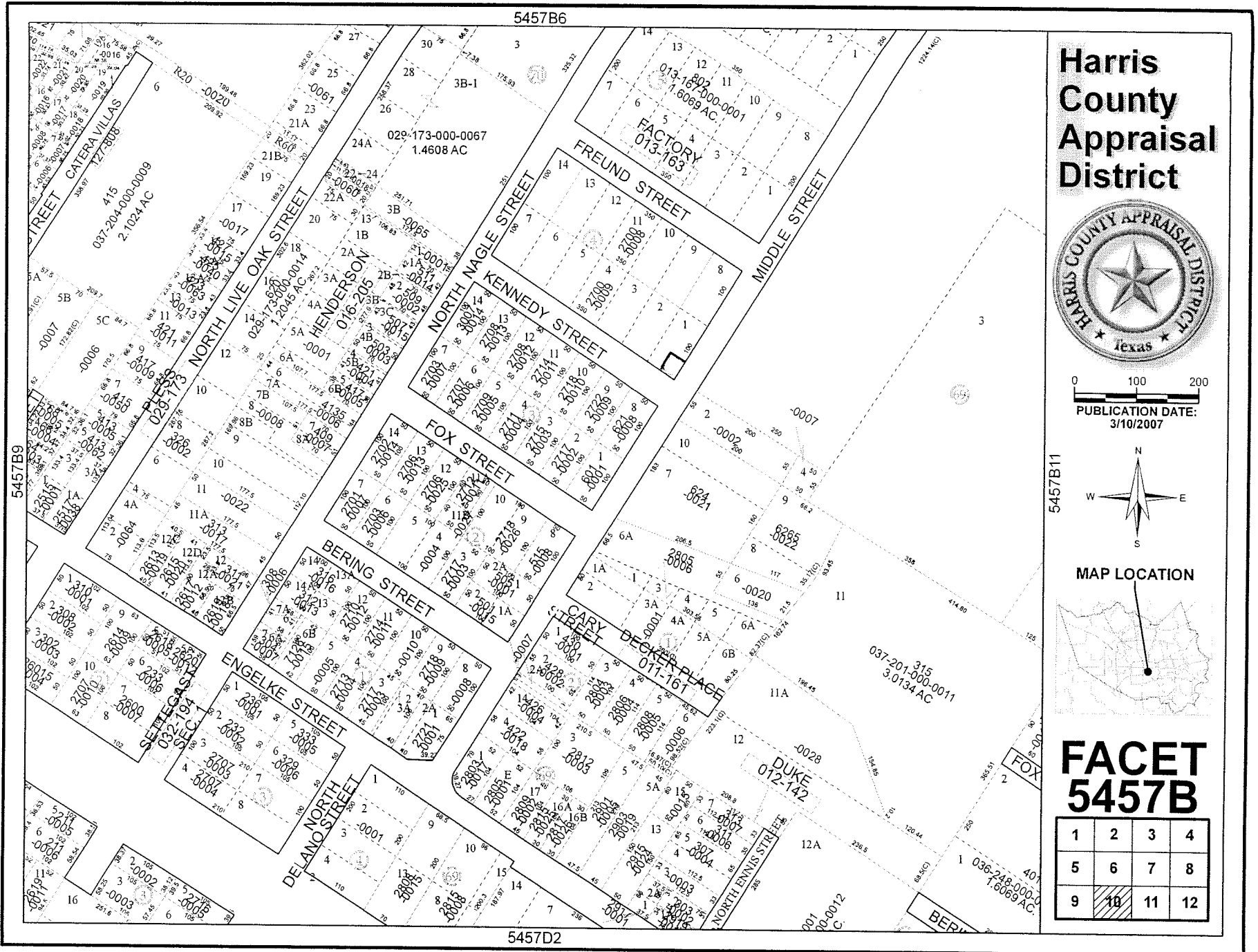


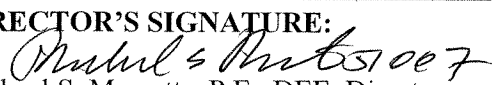
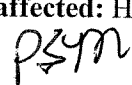

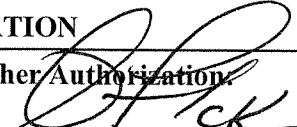
MAP LOCATION



FACET 5457B

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| SUBJECT: Request for the abandonment and sale of Montana Street, from IH10 to Spencer Street; Herd Street, from Montana Street to its terminus; Spencer Street, from Bass Street to Montana Street; and a $\pm 4,600$ -square-foot fee-owned gully in exchange for the conveyance to the City of sufficient right of way to widen Bass Street to 60 feet and a drainage easement; all located within the John Austin Two League Grant, A-1. Parcels SY7-109A through D, AY7-255, and LY6-008 | | Category # 7 | Page <u>1</u> of <u>2</u> | Agenda Item # 7 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date 5/10/07 | | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director | | Council District affected: H Key Map 492H  | | |
| For additional information contact: Nancy P. Collins Phone: (713) 837-0881  Senior Assistant Director-Real Estate | | Date and identification of prior authorizing Council Action: | | |
| RECOMMENDATION: (Summary) It is recommended City Council approve a council motion authorizing the abandonment and sale of Montana Street, from IH10 to Spencer Street; Herd Street, from Montana Street to its terminus; Spencer Street, from Bass Street to Montana Street; and a $\pm 4,600$ -square-foot fee-owned gully in exchange for the conveyance to the City of sufficient right of way to widen Bass Street to 60 feet and a drainage easement; all located within the John Austin Two League Grant, A-1. Parcels SY7-109A through D, AY7-255, and LY6-008 | | | | |
| Amount and Source of Funding: Not Applicable | | | F & A Budget: | |
| SPECIFIC EXPLANATION: Mark R. Kosmoski of Kirst Kosmoski, Inc., 2630 Fountainview, Suite 318, Houston, Texas 77057, on behalf of Don and Sarah Hunt, requested the abandonment and sale of Montana Street, from IH10 to Spencer Street; Herd Street, from Montana Street to its terminus; Spencer Street, from Bass Street to Montana Street; and a $\pm 4,600$ -square-foot fee-owned gully; all located within the John Austin Two League Grant, A-1. Don and Sarah Hunt, the abutting property owners, want to remove the streets and gully to increase the marketability of their property for commercial development with green space. This transaction is Part One of a two-step process in which the applicant will first receive a City Council authorized council motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an ordinance effecting the abandonment and sale. The Joint Referral Committee reviewed and approved this request subject to the conveyance to the City of sufficient right of way to widen Bass Street to 60 feet and a drainage easement. Therefore, it is recommended: 1. The City abandon and sell Montana Street, from IH10 to Spencer Street; Herd Street, from Montana Street to its terminus; Spencer Street, from Bass Street to Montana Street; and a $\pm 4,600$ -square-foot fee-owned gully in exchange for the conveyance to the City of sufficient right of way to widen Bass Street to 60 feet and a drainage easement; all located within the John Austin Two League Grant, A-1; 2. The applicant be required to cut, plug, and abandon or convert to private service: (a) the 2-inch water line in Herd Street, (b) the 2-inch water line and the 6-inch sanitary sewer line in Montana Street, (c) the 2-inch water line, a small portion of the 8-inch water line, and the 6-inch sanitary sewer line in Spencer Street, and (d) pay the depreciated value for the utilities being abandoned, all at no cost to the City and under the proper permits; | | | | |
| s:\psm\sy7-109.rc1.doc | | | CUIC #20PSM8863 | |
| REQUIRED AUTHORIZATION | | | | |
| F&A Director: | Other Authorization: | Other Authorization:  Andrew F. Icken, Deputy Director Planning and Development Services Division | | |

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| Date: | Subject: Request for the abandonment and sale of Montana Street, from IH10 to Spencer Street; Herd Street, from Montana Street to its terminus; Spencer Street, from Bass Street to Montana Street; and a $\pm 4,600$ -square-foot fee-owned gully in exchange for the conveyance to the City of sufficient right of way to widen Bass Street to 60 feet and a drainage easement; all located within the John Austin Two League Grant, A-1. Parcels SY7-109A through D, AY7-255, and LY6-008 | Originator's Initials | Page <u>2</u> of <u>2</u> -- |
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3. The applicant be required to: (a) design and build a drainage system to transport the 100-year design flow along Bass Street within the 60-foot-wide right of way and, if and to the extent necessary, within a drainage easement east of the right of way being conveyed to the City to widen Bass Street, and (b) design and build a drainage system to transport the 100-year design flow within a drainage easement along the northern boundary of the property to the Harris County Flood Control District right of way for White Oak Bayou. The applicant will receive credit for the design and construction of the drainage system against the cost of the abandonment and sale subject to approval of such construction costs by the Office of the City Engineer. In connection with (b) above, it is recommended that language be included in the Easement Conveyance Deed for this drainage easement that provides for reversion of the easement to the applicant, their heirs and/or assigns, should the State of Texas Department of Transportation (TxDOT) accept/allow the drainage ultimately to be built in Bass Street to tie-in to the IH10 freeway drainage system.
4. The applicant be required to prepare drawings that show all public utilities (water, sanitary, storm water) that are abandoned, relocated, and constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the council motion shall be attached to the plan set when it is submitted for plan review;
5. The applicant be required to change the public appearance of the streets being abandoned and sold; remove any traffic signs and poles along the streets and return them to the City; and secure a letter of no objection from the owner of the private billboard located on the east side of Montana Street near its dead-end at IH10 for the abandonment and sale of Montana Street;
6. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost for work required in Items 2, 3, and 5 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide a LOC showing the City of Houston as beneficiary and in the amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for the transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicant's request the City will release the LOC;
7. The applicant be required to secure from TxDOT a letter of no objection to the sale of the gully requested in this transaction;
8. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the streets being abandoned and sold;
9. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
10. The Legal Department be authorized to prepare the necessary transaction documents; and
11. Inasmuch as the value of the property interests is expected to exceed \$25,000.00, that the City Council appoint the following two independent real estate appraisers to establish the value – Michael Copland and Frank Flores.

MSM:NPC:psm

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|----------------------------------|-------------|
| c: Phil Boriskie | Marty Stein |
| Raymond D. Chong, P.E., P.T.O.E. | Jeff Taylor |
| Marlene Gafrick | |
| Daniel W. Krueger, P.E. | |
| Arturo G. Michel | |
| Reid K. Mrsny, P.E. | |

ABANDONMENT PARCELS

- SY7-109A (Spencer Street)
- SY7-109B (Montana Street)
- SY7-109C (Herd Street)
- SY7-109D (Gully)

CONVEYANCE PARCELS

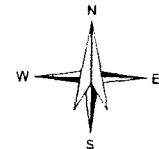
- AY7-255 (Right of way for Bass Street)
- LY7-008 (Drainage Easement)

Abandonment and sale of Montana Street, from IH10 to Spencer Street; Herd Street, from Montana Street to its terminus; Spencer Street, from Bass Street to Montana Street; and a $\pm 4,600$ -square-foot gully in exchange for the conveyance to the City of sufficient right of way to widen Bass Street to 60 feet and a drainage easement; all located within the John Austin Two League Grant, A-1. **Parcels SY7-109A through D, AY7-255, and LY6-008**



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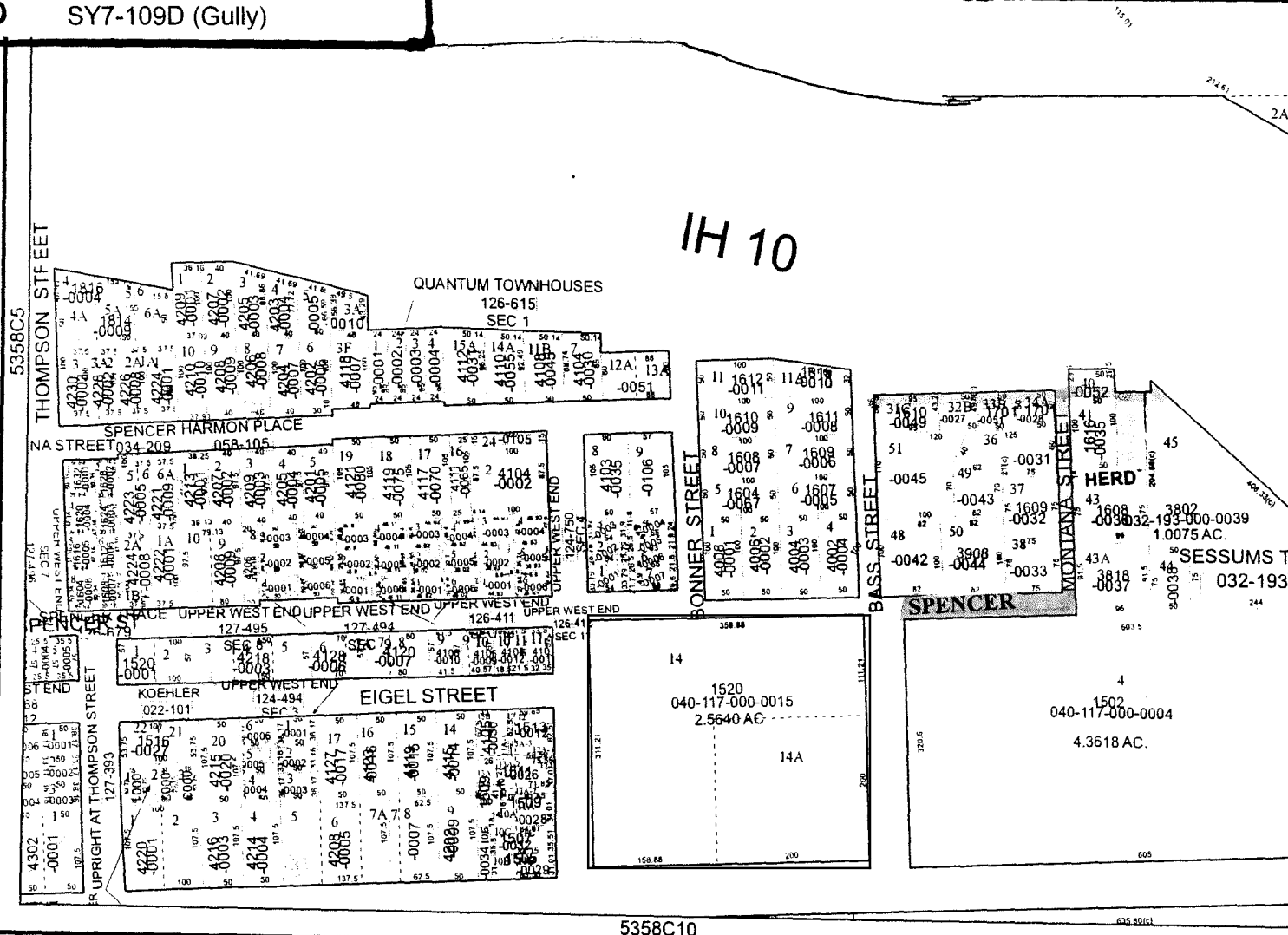
PUBLICATION DATE:
2/2/2007



MAP LOCATION

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5358C10

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7329

Subject: Amend Council Motion 2004-0897, Passed August 11, 2004, for the Apparel, Uniforms Contract for the Houston Airport System.
SC-R-8415-038-20257-A1

Category #
4

Page 1 of 1

Agenda Item
8

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

March 07, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

Calvin D. Wells
For additional information contact:
Dallas Evans Phone: (281) 230-8001
Desiree Heath Phone: (713) 247-1722

Council District(s) affected
B, E, I

Date and Identification of prior authorizing Council Action:
Council Motion 2004-0897, Passed 8/11/04

RECOMMENDATION: (Summary)

Amend Council Motion 2004-0897, passed August 11, 2004, to extend the expiration date for the apparel, uniforms contract for the Houston Airport System from August 11, 2007 to August 10, 2009.

No Additional Spending Authority Required

F & A Budget

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council amend Council Motion 2004-0897, passed August 11, 2004, to extend the terms of the apparel, uniforms contract for the Houston Airport System awarded to Lion Apparel, Inc., from August 11, 2007 to August 10, 2009 with no additional spending authority required.

This contract began August 11, 2004 for a 36-month term in an amount not to exceed \$751,902.85. Expenditures as of March 7, 2007 totaled \$310,862.52. All other terms and conditions shall remain as originally approved by City Council. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the supplier.

This award consisted of various uniforms such as coveralls, jackets, shirts, pants, slacks, skirts and caps used by the Houston Airport System personnel.

This contract was awarded with a 2% MWBE participation goal and Lion Apparel, Inc is currently exceeding the goal.

Buyer: Veronica Douglas

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

3-6-07

MS

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7369

Subject: Purchase of a Tractor with a Mower Attachment, Mower Attachments and Mowers Through the Houston-Galveston Area Council for the Houston Airport System
S34-N22394-H

Category #
4

Page 1 of 2

Agenda Item
9

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

April 26, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
B, I

For additional information contact:

Richard Hrachovy Phone: (281) 230-8002
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of a tractor with a mower attachment, mowers and mower attachments through the Houston-Galveston Area Council (H-GAC) in the amount of \$191,090.76 for the Houston Airport System.

Award Amount - \$191,090.76

F & A Budget

\$191,090.76 - HAS-AIF Capital Outlay Fund (8012)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of a tractor with a mower attachment, two mowers, and two mower attachments through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$191,090.76 for the Houston Airport System, and that authorization be given to issue a purchase order to the H-GAC contractor, Lansdowne-Moody Company, L. P. This equipment will be used by Department personnel to maintain large open areas of grass at the George Bush Intercontinental and William P. Hobby Airports.

This new equipment will come with a full one-year warranty. The life expectancy is twelve years on the tractor with a mower attachment, and seven years on the mower and mower attachments. As detailed in the Equipment Usage Summary on Page 2 of 2, this new equipment will replace existing equipment that has exceeded its life expectancy and will be sent to auction for disposition.

Buyer: Larry Benka

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

3-1-07

9

| | | | |
|--------------------|--|--------------------------------|-------------|
| Date: 4/26/2007 | Subject: Purchase of a Tractor with a Mower Attachment, Mower Attachments and Mowers Through the Houston-Galveston Area Council for the Houston Airport System S34-N22394-H | Originator's Initials LB | Page 2 of 2 |
|--------------------|--|--------------------------------|-------------|

Equipment Usage Summary

| Requisition No. | Qty. | Description | Department Fleet Usage | Equipment Replacement Age/(Yrs.) | |
|-----------------|------|--|--|----------------------------------|-----------------|
| 10005482 | 1 | Tractor with mower attachment, 2 wheel drive, 80hp, with a 18' 5" flail mower | Houston Airport System The new tractor with a mower attachment will be used by Department airfield & grounds personnel at William P. Hobby Airport to maintain large open areas of grass. | <u>Shop No.</u> | <u>Age/Yrs.</u> |
| | | | | 11916 | 25 |
| | | | | 24893 | 12 |
| 10003170 | 2 | Three gang, 23' Interstater flail mower attachments with side and center mounted wings | Houston Airport System These new mower attachments will be used by Department airfield & grounds personnel at George Bush Intercontinental Airport to maintain large open areas of grass. | <u>Shop No.</u> | <u>Age/Yrs.</u> |
| | | | | 27995 | 9 |
| | | | | 27994 | 9 |
| 10003173 | 2 | Zero turn radius riding mowers | Houston Airport System These new riding mowers will be used by Department airfield & grounds personnel at George Bush Intercontinental Airport to maintain large open areas of grass. | <u>Shop No.</u> | <u>Age/Yrs.</u> |
| | | | | 28005 | 9 |
| | | | | 28006 | 9 |

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7406

Subject: Formal Bids Received for Exit Devices and Low Energy Power Operators for the Convention & Entertainment Facilities Department
S23-N22279RACategory #
4

Page 1 of 2

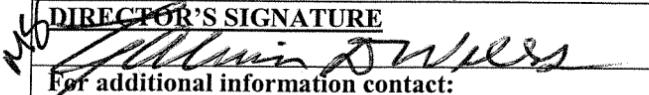
Agenda Item

10**FROM (Department or other point of origin):**Calvin D. Wells
City Purchasing Agent
Finance and Administration Department**Origination Date**

May 08, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE
**Council District(s) affected**

1

For additional information contact:Stephen Lewis Phone: (713) 853-8888
Ray DuRousseau Phone: (713) 247-1735**Date and Identification of prior authorizing Council Action:****RECOMMENDATION: (Summary)**

Approve an award to Independent Hardware, Inc. (Bid No. 5) in the amount of \$97,502.00, minus a commission fee (the lesser of 2% or \$20,000.00 maximum) for Internet-based reverse auction services required under contract with Texas Procurement Center, LLC, for a net award amount not to exceed of \$95,552.30 for exit devices and door closers for the Convention & Entertainment Facilities Department.

Award Amount: \$95,552.30

F & A Budget

\$95,552.30 - Civic Center Facility Revenue Fund (8601)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Independent Hardware, Inc. (Bid No. 5) on its low bid in the amount of \$97,502.00, minus a commission fee (the lesser of 2% or \$20,000.00 maximum) to the Texas Procurement Center, LLC, an existing City contractor for providing the platform for Internet-based reverse auction services for a net award amount of \$95,552.30 for exit devices and door closers for the Convention & Entertainment Facilities Department, and that authorization be given to issue a purchase order. The door hardware items will be used to replace original door hardware at George R. Brown Convention Center.

This bid was advertised in accordance with the requirements of the State bid laws. Bids were solicited using the "reverse auction" methodology and 10 bids were received as shown below:


| <u>COMPANY</u> | <u>TOTAL AMOUNT</u> |
|---|---------------------|
| 1. Independent Hardware, Inc. (Bid No. 5) | \$ 97,502.00 |
| 2. Beaumont Architectural Sales & Service, Inc. (Bid No. 1) | \$ 98,017.84 |
| 3. MCS Door & Hardware (Bid No. 4) | \$ 98,755.42 |
| 4. Independent Hardware, Inc. (Bid No. 4) | \$ 98,924.00 |
| 5. MCS Door & Hardware (Bid No. 3) | \$ 98,989.42 |
| 6. MCS Door & Hardware (Bid No. 2) | \$ 99,788.14 |
| 7. Independent Hardware, Inc. (Bid No. 3) | \$100,079.00 |
| 8. Independent Hardware, Inc. (Bid No. 2) | \$100,274.00 |
| 9. MCS Door & Hardware (Bid No. 1) | \$101,538.24 |
| 10. Independent Hardware, Inc (Bid No. 1) | \$102,391.00 |

This purchase consists of 148 concealed vertical rod devices, 1 vertical rod device, 78 rim devices, 4 trims, 5 operators, 6 wall switches and 3 door receivers. This hardware will replace 20-year-old exit devices and door closers, and will match the new hardware in the expansion areas of the new wings at the George R. Brown

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:


4-17-07

102

Date:
5/8/2007

Subject: Formal Bids Received for Exit Devices and Low Energy
Power Operators for the Convention & Entertainment Facilities
Department
S23-N22279RA

Originator's
Initials
RB

Page 2 of 2

Convention Center. This new hardware will come with a full 10-year warranty on materials and workmanship and the life expectancy is 20 years.

Buyer: Roy Breaux

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7444

Subject: Purchase of Command and Control Workstations from the State of Texas Building and Procurement Commission's Contract for the Houston Fire Department
S22-N22475

Category #
4

Page 1 of 1

Agenda Item

11

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

May 08, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

Karen Dupont Phone: (713) 859-4934
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of command and control workstations in the amount of \$71,586.45 from the State of Texas Building and Procurement Commission's Contract for the Fire Department.

Award Amount: \$71,586.45

F & A Budget

\$71,586.45 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of command and control workstations in the amount of \$71,586.45 from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for the Fire Department and that authorization be given to issue purchase orders, as needed, to the State contract supplier, Command & Control Environments/CCE Interiors, Inc. These workstations will be used by Base Station personnel that provide on-line medical direction and transport destination assistance to emergency medical services (EMS) field units in a newly-renovated space at the Houston Emergency Center, located at 5320 N. Shepherd.

This purchase consists of nine workstations that will house new radio equipment. The new workstations will not replace those currently in use at the existing Ben Taub General Hospital facility, as those workstations are stationary, and will therefore remain the property of the Hospital District upon relocation to the Houston Emergency Center. Additionally, these workstations will be consistent with the uniform furniture design requirement at the new location. The new furniture will come with the manufacturer's standard warranties and life expectancy.

Sections 271.081 through 217.083 of the Texas Local Government Code provide the legal authority for local governments to participate in the State of Texas Purchasing Program.

Buyer: Wanda Gale

REQUIRED AUTHORIZATION





F&A Director:

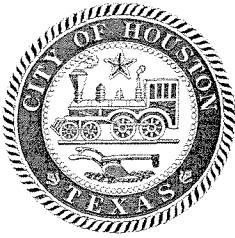
Other Authorization:

Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

| | | | |
|--|---|--|----------------------------|
| SUBJECT: Purchase Agreement with Siemens Energy and Automation (Vendor ID 118016) for NextPhase™ Traffic Signal Timing Operations Software (WBS N-000650-0032-5). | | Page 1 of 1 | Agenda Item # 12 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | Origination Date: February 19, 2007 | Agenda Date MAY 16 2007 | |
| DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE | Council District affected: All Districts | | |
| For additional information contact: Jeffery Weatherford, P.E., Deputy Director (713) 881-3144 Gary Norman, Council Liaison (713) 837-7425 | Date and identification of prior authorizing Council action: | | |
| RECOMMENDATION: (Summary) Pass a motion approving a Purchase Order with Siemens Energy and Automation and allocating \$300,000.00 from the Limited Use Roadway Fund No. 4034 for the purchase of a NextPhase software site license. | | | |
| AMOUNT AND SOURCE OF FUNDING: \$300,000.00 from the Limited Use Roadway Fund No. 4034  | | | |
| PROJECT NOTICE/JUSTIFICATION: Purchasing this site license will accomplish several objectives, which will yield both short and long term benefits. The principal short term benefit is an immediate, city-wide standardization of traffic signal timing operations control software, which will increase the ability to optimize the timing at signalized intersections throughout the city. The principal long term benefit is significant cost savings as the traffic signal system is upgraded and as it expands to encompass new signalized intersections. | | | |
| DESCRIPTION/SCOPE: There are approximately 2,450 signalized intersections in the City of Houston. The City of Houston currently runs Siemens NextPhase software to control the timing operations at 1700 (70%) of these signalized intersections. The current price for one license of the NextPhase software is \$750. At this price, installing NextPhase software at the remaining 750 (30%) signalized intersections not currently running NextPhase will cost \$562,500. Approving this purchase agreement will allow the city to purchase a life time site license for NextPhase software, which covers up to 2,700 signalized intersections, for \$300,000. This site license will not only allow the city to upgrade its entire traffic signal system as new software releases occur, but will also allow for the traffic signal system to expand by up to 10% without expending additional funds for timing operations software. If full expansion occurs, this site license will save the city an additional \$187,500. | | | |
| LOCATION: All signalized intersections throughout the City of Houston. | | | |
| MWBE: Due to the proprietary nature of this site license, and in accordance with discussions with the Affirmative Action Division, there is no MWBE goal for this purchase. | | | |
| REQUIRED AUTHORIZATION | | CUIC ID #20RXC10 (A) NOT | |
| F&A Budget:  | Other Authorization: | Other Authorization:  Raymond D. Chong P.E., PTOE | |



CITY OF HOUSTON

Public Works and Engineering
Department

Interoffice

Correspondence

To: Velma Laws, Director, Affirmative
Action and Contract Compliance
Division

From: Mark McAvoy, Chief of Staff, PWE Traffic and
Transportation Division

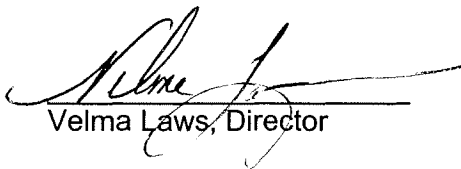
Date: May 3, 2007

Subject: **ZERO GOAL REQUEST - SEIMENS SITE
LICENSE PURCHASE**

PWE currently runs Seimens Energy and Automation, Inc. NextPhase software to control the traffic signal timing at approximately 1700 of the 2450 signalized traffic intersections in the city. We are seeking Council approval to purchase an extended site license from Seimens to expand the use of the software to the remaining 750 intersections. The purchase of this software will enhance signal timing along all of the major corridors in the city providing for decreased travel time and more efficient maintenance.

Due to the proprietary nature of this product, there are no MWBE subcontract opportunities available. Therefore PWE requests the Affirmative Action and Contract Compliance Divisions concurrence with a zero MWBE goal. If we can provide further information, please feel free to contact me at 713-837-0998.

Approved as to zero goal.


Velma Laws, Director

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7383

Subject: Formal Bids Received for a Security Fence Upgrade at the East Water Purification Plant for the Public Works & Engineering Department S25-C22328

Category #
1 & 4

Page 1 of 2

Agenda Item

13-13A

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

April 17, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
E

For additional information contact:

Gary Norman Phone: (713) 837-7425
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$1,327,533.36 out of the Water & Sewer System Consolidated Construction Fund (Fund 8500) and approve an award to Foster Fence, Ltd. on its low bid meeting specifications in the amount of \$1,264,317.49 and contingencies (5% for unforeseen changes within the scope of work) in the amount of \$63,215.87 for a total amount not to exceed \$1,327,533.36 for a security fence upgrade at the East Water Purification Plant for the Public Works & Engineering Department.

Award Amount: \$1,327,533.36

F & A Budget

7

\$1,327,533.36 Water & Sewer System Consolidated Construction Fund (8500) WBS S-000056-0048-4

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$1,327,533.36 out of the Water & Sewer System Consolidated Construction Fund (Fund 8500). It is further recommended that City Council approve an award to Foster Fence, Ltd. on its low bid meeting specifications in the amount of \$1,264,317.49 and contingencies (5% for unforeseen changes within the scope of work) in the amount of \$63,215.87 for a total amount not to exceed \$1,327,533.36 for a security fence upgrade at the East Water Purification Plant for the Public Works & Engineering Department and that authorization be given to issue purchase orders as necessary.

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

| <u>Company</u> | <u>Total Amount</u> |
|------------------------------------|--|
| 1. Dow Pipe & Fence Supply Company | \$ 761,340.00 (Partial Bid) |
| 2. Commercial Fence, Inc. | \$1,110,532.37 (Did Not Meet Specifications) |
| 3. Foster Fence, Ltd. | \$1,264,317.49 |

The scope of work requires the construction contractor to furnish all labor, materials, equipment, supervision and transportation necessary to remove and replace the security fencing at the Department's East Water Purification Plant, located at 2300 Federal Road. The contractor will be required to remove approximately 15,000 lineal feet of existing chain link fence and install approximately 4,655 lineal feet of 10-foot concrete wall and 13,115 lineal feet of 8-foot wirewall fence with barbed wire. The contractor will also be required to furnish and install seven various sized gates with hardware. Additionally, the contractor will be required to dispose of all non-reusable fencing and associated materials in strict accordance with all Federal, State and local regulations. The Department will re-use all salvageable material at other locations. Materials for this

REQUIRED AUTHORIZATION

NDT

F&A Director:

Other Authorization:

Other Authorization:

| | | | |
|--------------------|---|--------------------------------|-------------|
| Date: 4/17/2007 | Subject: Formal Bids Received for a Security Fence Upgrade at the East Water Purification Plant for the Public Works & Engineering Department S25-C22328 | Originator's Initials TS | Page 2 of 2 |
|--------------------|---|--------------------------------|-------------|

project are warranted for five years, workmanship for one year. The security fence will have a life expectancy of 20 years.

The contractor will have 180 days to complete the work on this project upon receipt of the notice-to-proceed.

M/WBE and SBE Subcontracting:

This invitation to bid was issued as a goal-oriented project with a 15% M/WBE and a 5% SBE participation level. Foster Fence, Ltd. has designated the below-named companies as its certified M/WBE and SBE subcontractors.

| <u>Name</u> | <u>Classification</u> | <u>Type of Work</u> | <u>Dollar Amount</u> | <u>Percentage</u> |
|-------------------|-----------------------|----------------------|----------------------|-------------------|
| J.P. Industries | M/DBE | Site preparation | \$195,334.22 | 15 |
| K & S Contractors | SBE | Landscaping services | \$ 68,361.90 | 5 |

This project will be monitored by the Affirmative Action Division.

Buyer: Tom Smyer

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7446

Subject: Purchase of an IBM DB2 Database Software License Agreement through the City's Master Agreement with DIR for Texas CISV Master Catalog Purchases Under Chapter 2157 of the Government Code (Contract No. C56844)

Category #
4 & 5

Page 1 of 1

Agenda Item

14

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

May 08, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

Gary Norman Phone: (713) 837-7425
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of an IBM DB2 database software license agreement in the total amount of \$285,216.00 through the City's Master Agreement with the Texas Department of Information Resources (DIR) for Texas CISV Master Catalog Purchases.

Awarded Amount: \$285,516.00

F & A Budget

\$285,516.00 Building Inspection Fund (2301)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of an IBM DB2 database software license agreement in the total amount of \$285,216.00 through the City's Master Agreement with DIR for Texas CISV Master Catalog Purchases for the Public Works & Engineering Department, and that authorization be given to issue a purchase order to DIR's Go Direct Vendor, SHI Government Solutions, Inc.

The database software license will serve as the new relational database for the Integrated Land Management System (ILMS). The ILMS maintains the detail records of all inspections and permits issued for all private construction projects in the City. It provides the ability for other Department systems to interface with each other and with the systems outside the City through the Internet. In addition, other City departments use the system to review enforcement activities and the status of properties throughout the City. The software licenses includes a 12-month maintenance agreement that will allow the Department Information Technology personnel access to the latest versions and releases, online self help functions and industrial standard support 24 hours a day 7 days a week.

Buyer: Frank Rodriguez

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

NOT

3.26.07

13x

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

Resolution authorizing Parks and Recreation Department to apply for and receive a Title V continuation grant for the third year.

Category #

Page
1 of 1

Agenda Item:

15

FROM (Department or other point of origin):

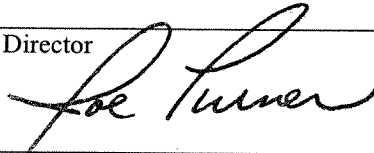
Houston Parks and Recreation Department

Origination Date:

April 30, 2007

Agenda Date:

MAY 16 2007

DIRECTOR'S SIGNATURE: Joe Turner, Director**Council Districts Affected:**

All

For additional information contact:Karen Cullar 713-845-1022
Twonda Thompson 713-845-1220
Dan Pederson 713-845-1248**Date and identification of prior authorizing Council Action:** 2005-0386; 2006-0368**RECOMMENDATION (summary):**

Adopt Resolution authorizing the director to apply for and receive a reimbursable continuation grant from the Title V Program administered by the Governor's Criminal Justice Division to support the After-School Achievement Program (ASAP).

Amount and Source of Funding: Title V Grant: \$100,000
City Match: \$34,000 General Fund**F&A Budget:****SPECIFIC EXPLANATION:**

The Parks and Recreation Department requests that City Council approve a Resolution authorizing the Director to apply for and receive a \$100,000 reimbursable continuation grant from the U.S. Department of Justice Juvenile Justice and Delinquency Prevention Act Fund – Title V Program administered by the Governor's Criminal Justice Division (CJD). ASAP received Title V funding in 2006 and a continuation grant in 2007. This will be the third year of this continuation grant. The City must provide matching funds of at least 34% or \$34,000 the source of which will be Parks and Recreation funds budgeted for the After-School Achievement Program (ASAP). CJD requires a Resolution passed by City Council in order to be approved for funding.

The application must be filed electronically by May 15, 2007. The Houston-Galveston Area Council will prioritize and recommend projects to the Texas CJD. If awarded the grant start date is September 1, 2007.

The grant is requested to expand the number of elementary-school sites that will receive funding from HPARD's After School Achievement Program (ASAP). The City of Houston established the After-School Achievement Program (A.S.A.P.) in 1998 to fund after-school programming which engages youth K through 12 in structured, supervised activities after-school to reduce juvenile crime and victimization during these dangerous hours. ASAP distributes grants directly to schools, community-based, and faith-based organizations. If awarded JJDP funds will be distributed in September 2007 to at least three eligible HISD elementary schools serving at-risk children in Houston's inner-city for use in the 2007 – 2008 school year.

Selected schools will be required to incorporate the following types of activities within their after-school curriculum: tutorials, homework assistance, technology skills development, leadership skill development, team building, conflict management, financial literacy, job readiness, recreation, sports, arts, dance, creative writing, parent participation, citizenship, volunteerism, and community service.

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

| | | | | |
|---|--|---|--------------------------|-----------------------------------|
| SUBJECT: Approval of a resolution designating 3 Landmarks and Protected Landmarks (see Attachment - page 2 of 2) | | Category # | Page 1 of 2 | Agenda Item # 16 |
| FROM (Department or other point of origin): Planning and Development | | Origination Date 4/3/2007 | | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE: <i>Marlene R. Hayek</i> | | Council District affected: (see Attachment - Page 2 of 2) | | |
| For additional information contact: Thomas McWhorter Phone: 713/837-7963 | | Date and identification of prior authorizing Council action: August 16, 2005 Ord. 2005-0969 | | |
| RECOMMENDATION: (Summary) Approval of a resolution designating 3 Landmarks and Protected Landmarks (see Attachment - Page 2 of 2) | | | | |
| Amount and Source of Funding: | | | F & A Budget: | |
| SPECIFIC EXPLANATION: In accordance with Chapter 33 of the Code of Ordinances relating to historic preservation, a property owner may initiate the application for the designation of a Landmark and Protected Landmark for which a 90-day waiver certificate may not be issued by the planning official. Public Hearings were held by the Houston Archaeological and Historical Commission and the Houston Planning Commission as indicated on page two. Both commissions determined that the applications satisfied applicable criteria of the ordinance and unanimously recommended approval of the 3 Landmark and Protected Landmark designations. There were no objections to the applications. MG: rp tm Attachments: Applications and Staff Reports xc: Marty Stein, Agenda Director Jill Jewett, Mayor's Liaison for Cultural Affairs Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Harold L. Hurtt, Chief, Police Department Phil Boriskie, Chief, Fire Department | | | | |
| REQUIRED AUTHORIZATION | | | | |
| F & A Director: | | Other Authorization: | | Other Authorization: |

| | | | | |
|-------------|--|--|------------------------------------|-------------------------------------|
| Date | Subject: Approval of a resolution designating 3 Landmarks and Protected Landmarks | | Originator's Initials RP | Page <u>2</u> of <u>2</u> |
|-------------|--|--|------------------------------------|-------------------------------------|

| LANDMARKS AND PROTECTED LANDMARKS NAME/ADDRESS: | INITIATED BY: | COUNCIL DISTRICT: | HAHC HEARING: | PLANNING COMMISSION HEARING: |
|--|------------------|----------------------|------------------|------------------------------------|
| 1. Oppenshaw-Hutton House 1920 Kane Street | Owner | H | 3-14-2007 | 3-29-2007 |
| 2. Style in Steel Townhouses 4156, 4158, & 4160 Meyerwood Drive | Owner | C | 3-14-2007 | 3-29-2007 |
| 3. Albert W. Lackey House 239 Westheimer Road | Owner | D | 3-14-2007 | 3-29-2007 |

PROTECTED LANDMARK DESIGNATION REPORT

LANDMARK NAME: Openshaw-Hutton House

OWNER: Daniel and Jeannine Cox

APPLICANT: Same as Owner

LOCATION: 1920 Kane Street – Old Sixth Ward Historic District

30-DAY HEARING NOTICE: N/A

AGENDA ITEM: I.a

HPO FILE NO.: 07PL39

DATE ACCEPTED: Dec-03-06

HAHC HEARING: Mar-14-07

PC HEARING: Mar-29-07

SITE INFORMATION:

Lot 1, Block 427, W. R. Baker Addition, NSBB, City of Houston, Harris County, Texas. The site includes a historic two-story, wood frame residence and historic one-story wood framed barn.

TYPE OF APPROVAL REQUESTED: Landmark and Protected Landmark Designation for both the historic house and historic barn

HISTORY AND SIGNIFICANCE SUMMARY:

The Openshaw-Hutton House and historic barn, located at 1920 Kane, are contributing buildings in the City of Houston Old Sixth Ward Historic District as well as the National Register Historic District. The home was constructed circa 1879 and is one of the ten oldest houses extant in the neighborhood. In addition, the home is a rare surviving example of the two-story “I” cottage, which is also a rare house type for Houston. Its outbuilding, a historic barn, is an exceedingly rare building in the Houston metropolitan area. Although many hundreds of examples of this type of building once existed in Houston’s older neighborhoods, they were the more likely to be lost due to their secondary importance. The buildings meets Criteria 1, 4, and 5; the buildings also meet criteria for being constructed before 1905; and the buildings also meet criteria as “contributing” buildings to the Old Sixth Ward National Register Historic District; thus meeting multiple criteria for designation as a Landmark and Protected Landmark.

HISTORY AND SIGNIFICANCE:

The Openshaw-Hutton House, located at 1920 Kane Street, was constructed circa 1879 for James Openshaw. It is a “contributing” building located within the boundaries of the Old Sixth Ward Historic District designated by Houston City Council in 1998. The home is also located within the boundaries of the Old Sixth Ward National Register Historic District listed in 1978. James Openshaw was a machinist for the Houston and Texas Central Railway Company. During the late nineteenth century, the Sixth Ward neighborhood was home to many people employed by the various railroads that crossed the area.

James A. Openshaw was born in England in 1851. He immigrated to Texas prior to July 1874, but the exact date of immigration is uncertain. The first known record for James A. Openshaw in America occurs in 1874 when he purchased a lot on the north side of what would become the 1900 block of Kane Street. He purchased Lot 3 in Block 427, W. R. Baker Addition, North Side Buffalo Bayou (NSBB), from Henry Maura, another Sixth Ward resident, on July 21, 1874. This lot is located two lots east of the subject property at 1920 Kane Street. This portion of the Baker Addition NSBB was officially a part of the Fourth Ward at the time, but would be redistricted and renamed the Sixth Ward in 1876. The 1874 price of the unimproved lot was \$200. In March 1877, James Openshaw contracted with James Nichols, a carpenter, to construct a one-story wood cottage on the site, which would later be known as 1912 Kane Street. It is believed that the 1877 house is still extant at that site, but with later alterations.

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

James Openshaw was married to Elizabeth Fortney the following month on April 12, 1877. Elizabeth, who sometimes used the name “Eliza,” was born in Texas in 1859 to a father from Pennsylvania and a German-born mother. The Openshaws were listed in the 1878 Houston City Directory as boarding in the home of W. J. Coulter, a druggist, who lived at the northeast corner of Lubbock and Henderson Streets in the Sixth Ward. The first house that Openshaw had built was presumably an investment property.

On February 25, 1878, James and Elizabeth Openshaw purchased Lots 1 and 2 in Block 427 of the W. R. Baker Addition, NSBB. Lots 1 and 2 were located at the northeast corner of Kane and White Street adjacent to their house on Kane Street. The purchase price for the two unimproved lots was \$275.

The couple briefly moved to the Fifth Ward in 1881 to a residence located at the northwest corner of Hardy and Eagle Streets. Presumably, they moved because the new location was closer to Mr. Openshaw’s work with the H. E. & W. T. Railroad shops. In 1883, James Openshaw’s occupation was listed as a “Master Mechanic” for the railroad. The Openshaws maintained ownership of their property in Sixth Ward, however.

James Openshaw sold Lot 3 in Block 427 of the Baker Addition NSBB to Paul Schneidenberg, a clerk, in February 1889. This was the lot where James Openshaw had constructed a small frame cottage in 1877. James and Elizabeth Openshaw moved back to their Sixth Ward property in 1884, where they resided at the northeast corner of Kane and White Street, later known as 1920 Kane Street, until they sold it to Henry Stoerner in 1891. The sale to Stoerner included Lots 1 and 2 and the improvements thereon, being the house at 1920 Kane and possibly a house next door at 1916 Kane. The sale price was a staggering \$8,000. The house at 1920 Kane would eventually be sold to the Hutton family in 1906. During the Hutton ownership, the double gallery was added to the front of the house. The Hutton family owned the house until 1999.

The home is located within the W. R. Baker NSBB Addition to the City of Houston, which is more commonly known as the Sixth Ward. The W. R. Baker Addition was first platted in 1856 by William R. Baker. Baker owned a large tract of land from the original two leagues of land granted to John Austin from the Mexican government. Baker’s tract of land extended from the north bank of Buffalo Bayou to the southern boundary of the Beauchamp Springs tract on the southern edge of White Oak Bayou. The area between Center Street and Buffalo Bayou had originally been considered to be a part of the Fourth Ward until 1876 when this area was redrawn as Houston’s Sixth Ward.

The Old Sixth Ward Historic District has one of the largest concentration of Victorian-era buildings in Houston. The majority of the houses standing today were built in the 1870s, 80s, and 90s as modest, one-story frame cottages occupied by a single family. The distinctive Victorian character of these dwellings was enhanced by decorative millwork usually applied to the front porches. As the 20th Century progressed, new housing reflected changes in architectural style. Bungalows were built among the Victorian cottages, but the essential character of the neighborhood did not change. During World War II, many of the houses were converted from single to multi-family dwellings, often owned by absentee landlords. Since achieving recognition as both a nationally and locally designated historic district, the Old Sixth Ward has witnessed the restoration of many homes to single-family occupancy.

RESTORATION HISTORY:

The two-story wood frame house is constructed in a vernacular style commonly referred to as an “I” house, and is based on one of the earliest house types in America. The “I” house type, named for its slender rectangular perimeter, is characterized by its simple rectangular shape and is typically one room deep and two stories high. The roof structures are usually hipped or gabled. This compact house type was characterized by a central entry located in one of the long sides of the house. There are very few surviving examples of this type of house in

Houston. Another example of the “I” house type may be seen at 605 White Street (Nickerson-Ellis House, built circa 1883), which is also located within the Sixth Ward.

The site also includes a historic one-story wood frame outbuilding, which is located at the northwest corner of the site. The outbuilding or barn is approximately 10’x 20’ with a gable roof, and is clad in vertical, board-and-batten siding. Historic barns are exceedingly rare structures in the Houston metropolitan area. Although many hundreds of examples of this type of structure once existed in Houston’s older neighborhoods, they were the more likely to be demolished due to their secondary importance. Furthermore, the construction methods used in the construction of out-buildings was less substantial than that used for primary residences and commercial structures, so they tended to deteriorate at a more rapid rate than the primary structure.

The Openshaw-Hutton House was originally constructed with a modest one-story porch skirted with a stick balustrade, which covered only the central entry. In the late 19th or early 20th century, a substantial double gallery was added to the home and is documented in early photographs. The double gallery was constructed to span the house’s three bays on both floors. The porch features four cylindrical wood columns on both the first and second story. A decorative band of fishscale shingles separates the two levels. The roof of the second story gallery has a simple entablature below a flat sloping roof that is applied to the front of the building.

The Openshaw-Hutton House recently underwent a full renovation, which restored the main body of the house and added additional living space to the rear, which is subordinate to the historic house. In October 1999, a Certificate of Appropriateness was granted for this restoration. The work included the following: restore the two-story porch by removing the aluminum columns (a later alteration) on the first floor and replacing them with four round, classical wood columns; repair the existing columns on the second-floor porch and balustrade; restore the porch balustrade on the first-floor porch to match upper porch; remove the plank decking on the first floor porch and replace with tongue and groove flooring to match that of upper porch; rebuild wood steps without railing to access porch; repair/restore fishscale shingles on pent roof of porch between first and second floors; remove asbestos siding and repair existing clapboard siding underneath to match existing; restore corner boards, watertable, fascia, and soffit to match original; restore/repair existing 6/6 wood sash windows; restore/repair shutters, corbels and trim around windows and doors to match original; replace existing roof shingles with composition shingle roof to resemble cedar shakes; repair damaged or missing foundation piers with cement block clad with brick to match existing; replace windows (later alteration) on west elevation with windows to match existing 6/6 windows; install lattice panels between brick piers; construct a shed roof dormer (for bathroom) on the east slope of the roof of the one-story addition (not visible from the street), approximately 10’ wide and 7’ deep and featuring a shed roof clad with composition shingles to match main roof, and clapboard siding to match main house, with paired 6/6 wood windows to match existing; and construction of a wood picket fence including wood newel posts and gates to match original shown in historic photograph.

BIBLIOGRAPHY:

Fox, Stephen. Houston Architectural Guide. Houston: American Institute of Architects, Houston Chapter and Herring Press, 1990.

Harris County Contract Records, Volume 1, p.151.

Harris County Deed Records, Volume 17, p.777, Volume 13, p.355, and Volume 52, p.2.

Houston City Directories, 1870-1949.

United States Census 1880, Harris County, Texas.

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Planning and Development Department

APPROVAL CRITERIA FOR PROTECTED LANDMARK DESIGNATION:

Sec. 33-224. Criteria for designation of a Protected Landmark.

- (a) The HAHC and the commission, in making recommendations with respect to designation, and the city council, in making a designation, shall consider three or more of the following criteria, as appropriate for the Protected Landmark designation. If the HAHC reviews an application for designation of a Protected Landmark initiated after the designation of the Landmark, the HAHC shall review the basis for its initial recommendation for designation and may recommend designation of the landmark as a protected landmark unless the property owner elects to designate and if the landmark has met at least (3) three of the criteria of Section 33-224 of the Historic Preservation Ordinance (HPO) at the time of its designation or, based upon additional information considered by the HAHC, the landmark then meets at least (3) three of criteria of Section 33-224 of the HPO, as follows:

| S | NA | S - satisfies | D - does not satisfy | NA - not applicable |
|-------------------------------------|-------------------------------------|--|----------------------|---------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation; | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event; | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation; | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city; | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood; | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation; | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (7) Whether specific evidence exists that unique archaeological resources are present; | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride. | | |

OR

- ☒ ☐ The property was constructed before 1905;

OR

- ☒ ☐ The property was listed individually in the National Register of Historic Places or designated as a "contributing structure" in an historic district listed in the National Register of Historic Places;

OR

☐ ☒ The property was designated as a State of Texas Recorded Texas Historical Landmark.

STAFF RECOMMENDATION:

Staff recommends that the Planning Commission accept the recommendation of the Houston Archaeological and Historical Commission and recommend to City Council the Landmark and Protected Landmark Designation of the Openshaw-Hutton House at 1920 Kane Street.

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SITE LOCATION MAP
OPENSHAW-HUTTON HOUSE
1920 KANE STREET
NOT TO SCALE



PROTECTED LANDMARK DESIGNATION REPORT

LANDMARK NAME: Style in Steel Townhouses

OWNERS/APPLICANTS: Michael John Smith and Malcolm Perry;

Penny and James Brown; Diann and Mike Lewter

LOCATION: 4156, 4158, 4160 Meyerwood Drive

30-DAY HEARING NOTICE: N/A

AGENDA ITEM: Ib

HPO FILE NO: 07PL40

DATE ACCEPTED: Jan-25-07

HAHC HEARING: Mar-14-07

PC HEARING: Mar-29-07

SITE INFORMATION:

Lots 13 through 16, Block 2, Townhouse Manor, City of Houston, Harris County, Texas. The site includes three attached townhouses – one two-story townhouse with a one-story townhouse on each side.

TYPE OF APPROVAL REQUESTED: Landmark and Protected Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY:

The Style in Steel Townhouses are three attached townhouses built in 1968 as demonstration houses for the 1969 National Association of Home Builders Show at the Astrodome Astrohall. Sponsored by the American Iron & Steel Institute, Houston Lighting & Power, and General Electric, the houses were a promotional development intended to show the practicality and advantages of steel in residential construction. Steel is used throughout the townhouses, not only in the structures themselves, but also in the furniture, equipment, and fittings. From the point of view of the steel industry, this demonstration project was a significant 'signpost along the road toward increasing the usage of steel and steel products in residential construction' and provided evidence that steel was the strongest, most versatile, and most economical product available for residential construction. The townhouses received nation-wide exposure, and were featured in numerous national magazines. In 1969, Houston's worldwide image as 'Space City' was at its peak, and the Style in Steel townhouses along with the Houston Astrodome epitomized that image of positive energy directed toward the future. The townhouses are also listed in architectural historian Stephen Fox's Houston Architectural Guide due to their architectural prominence.

The three townhouses are also unusually effective and elegant examples of the spaciousness and livability that can be achieved on a small urban lot. The clean floor plans, high ceilings, spacious rooms, and abundance of natural light and private outdoor spaces make these homes as livable and comfortable as the day they were built. Located in one of Houston's first planned townhouse communities, they stand out among the surrounding developer/builder townhouses as timeless and elegant examples of contemporary residential design. In 1998, they received a Twenty-Five-Year Award from the Houston Chapter of the American Institute of Architects (A.I.A.). Both the Perry/Smith home at 4156 Meyerwood and the Lewter home at 4160 Meyerwood have been featured on local home tours and in local and national magazines. The Style in Steel Townhouses meet Criteria 1-5 for designation as Landmarks and Protected Landmarks.

HISTORY AND SIGNIFICANCE:

The Style in Steel Townhouses were built in 1968 as demonstration houses for the 1969 National Association of Home Builders (NAHB) Show at the Astrodome to show the latest advances in the use of steel for medium cost residential construction. The townhouses were sponsored by the American Iron & Steel Institute (AISI), an association made up of the nation's leading steel companies, in an enormous, nationwide promotional

campaign. On August 8, 1968, the AISI met for the first time outside of New York and Pittsburgh when it held its annual meeting in Houston in conjunction with its sponsorship of the townhouses, which would be in the national spotlight at the NAHB convention in January 1969. Houston Lighting & Power and General Electric were co-sponsors of the townhouses, which also featured the latest innovations in electrical appliances and equipment. The townhouses were advertised as 'Doomsday Construction with Total Electric Convenience,' 'all-steel, all-electric,' unusual for residential construction at the time.

Groundbreaking ceremonies were conducted on June 13, 1968. Houston's Mayor Pro Tem Bob Webb was in attendance along with the sponsors and the design team, and a reception was held afterwards at the Astrodome Club. The "Style in Steel Townhouses" officially opened on January 12, 1969 in conjunction with the National Association of Home Builders Show held January 13-17, 1969 at the Astrohalls. The official ribbon-cutting ceremony was attended by Houston's Mayor Louis Welch as well as representatives of the broadcast and press media, suppliers, sponsors, and steel company executives. The NAHB show attracted approximately 40,000 home builders from around the country, and shuttle buses transported attendees from the Astrodome to tour the townhouses. The Style in Steel townhouses received nation-wide media exposure. They were selected as an outstanding example of residential architecture by *Architectural Record* magazine in its 1969 'Record Houses' issue. The townhouses were also featured in the Summer 1969 edition of *Architectural Digest*, as well as the March 1969 issues of *Professional Builder* (as the cover story) and *Brides* magazines.

The Style in Steel townhouses were built in one of Houston's first planned townhouse communities, Townhouse Manor, located just inside the South Loop near Stella Link, and developed by Dwight M. Nichols, Jr. Architects Talbott Wilson and Hal Weatherford, of the firm Wilson, Morris, Crain & Anderson, designed the townhouses, and the builder was a well-known Houston builder, Sam Johnson.

Fred Talbott Wilson (1912-1988) was born in Houston and graduated from the Rice Institute with a B.S. in Architecture in 1935. Following the receipt of his architectural degree, Wilson worked for Claude E. Hooten, a Houston architect, and Johnson & Porter in New York, New York. In 1938, Wilson and Seth Irwin Morris established their own architectural firm in Houston. In the beginning, Wilson and Morris were mostly commissioned for residential work. The firm became known as Wilson, Morris, Crain, & Anderson after the addition of partners B. W. Crain in 1946 and Ralph Anderson, Jr., in 1953. Wilson, Morris, Crain & Anderson produced a wide array of building types, from single-family houses to apartment complexes, public schools, churches, clubs, and office buildings. Some of the firm's landmark projects in the 1960s include: the U.S. Post Office (1962), the Astrodome (1965, with Lloyd Morgan & Jones), the Southwestern Bell Telephone Co. Building (1965, with George Pierce-Abel B. Pierce), the Harris County Family Law Center (1969), and the award-winning Heights State Bank Building (1962). The firm dissolved in 1972.

Sam Johnson, the builder of the townhouses, began his career in Houston in 1952. By the time of the Style In Steel townhouses, he had built over 1,000 residences in the Houston area, in such neighborhoods as Meyerland, Memorial, and Fair Park in Baytown. He stated his belief that steel was more ideal than any other building material for residential construction, and that a builder could construct competitively priced homes out of steel in the \$20,000 to \$40,000 category by using stock steel items. By using a steel post and beam frame he could cut normal framework erection by half. The project's engineer, James A. Cummins, of James A. Cummins, Inc., had experience designing many light commercial buildings and warehouses using standard structural steel post and beam systems. The idea was to show that steel building material in stock sizes could be adapted to residential use. For this project, however, some uniquely shaped steel members, such as star-shaped columns, were produced for the sake of aesthetics.

A total of 45 tons of steel product was used in the construction of the townhouses. Steel was also a component of much of the accessories, such as steel garbage cans, pre-engineered steel fireplaces, steel cabinets, and porcelain-on-steel bathtubs and stainless steel sinks. 'Unit C' (4156) had a porcelain-on-steel swimming pool

with a stainless steel gutter in its front courtyard. Even the indoor/outdoor carpet, produced by the Commercial Carpet Corporation, was made of stainless steel fiber.

The houses also featured the latest innovations in streamlined electrical appliances and equipment, such as a built-in central vacuum system, piped-in music, and 'Electri-Climate Control.' General Electric provided the latest appliances – self-cleaning built-in ovens, a cooktop with an electric barbeque grill, side-by-side refrigerator with automatic icemaker, deluxe automatic dishwasher – in Harvest and Avocado colors. The center of attraction was the GE Versatronic Range, which cooked food electrically with radio microwaves.

The showcase units were decorated by interior decorator Jack Evans of Evans-Monical of Houston, who pursued a contemporary uncluttered look, using steel furniture pieces to achieve a lighter, cleaner look with a 'floating' effect. At the time, stainless steel was seen to be the coming thing in residential furniture trends because of its beauty, durability, and economics. Evans commissioned the Great Eastern Furniture Company to furnish stainless steel cocktail tables, bedside tables, dining tables, headboards, mirrors, and sculpture. The colors were mainly white, gray, and beige, with accents of yellow and orange.

Stephen Fox includes the townhouses in his Houston Architectural Guide. Fox writes, "The American Iron & Steel Institute, Houston Lighting & Power, and General Electric built these three demonstration houses, designed by Talbott Wilson and Hal Weatherford. They are courtyard pavilions, simply detailed and quite spacious. The central two-story house has been modified with the addition of a pitched roof. The house at [4156] was restored by Michael John Smith (1997)." In 1998, the Style in Steel townhouses were awarded a Twenty-Five-Year Award by the Houston Chapter of the American Institute of Architects (A.I.A.). The Perry/Smith home at 4156 Meyerwood was featured on the 1999 Houston A.I.A. Home Tour and the 2005 Rice Design Alliance/Houston Mod Home Tour. It has also been featured in the November 2001 edition of *Architectural Record* and the December 2001 *Lighting Design + Application* journal, and was included in a Home & Garden Television (HGTV) episode of 'Homes Across America' (Episode 230) in 1999. The Lewter home at 4160 Meyerwood was also on the 2005 Rice Design Alliance/Houston Mod Home Tour, and has been featured in the July 2005 *Houston House and Home* and August 2006 *Houston Lifestyles & Homes* magazines.

ARCHITECTURAL DESCRIPTION AND ARCHITECTURAL HISTORY:

Style in Steel architect Talbott Wilson's design concept was to develop a 'contemporary structure around the logical use of steel, taking into consideration region and climate.' Wilson had complete design freedom and used non-steel products in the house if that would best fit a specific need. The structure of the houses is steel post and beam on concrete slabs. Because steel offered longer spans, slimmer, crisper detailing was made possible in the design of the houses. Wilson created an impressive feeling of space by letting the exterior walls extend straight through the houses as much as possible. All of the houses are introverted for privacy and have walled-in entrance courts. Other courtyards are sprinkled through the floorplans for added light and openness to the interiors. Carports were located at the rear with access from an alley. Most of the exteriors and interiors are plaster on steel lath. Wood, terrazzo, travertine, brick and stucco are also used in the townhouse finishes to create comfortable, attractive homes.

The center townhouse is two-story, and the two end houses are one-story only. The two-story unit at the center originally contained 3,471 square feet, whereas the two end units are each just over 2,700 square feet. The end units each featured three separate open-air courtyards, and the center unit contained a 387 square foot two-story, garden room or atrium at its entrance, shaded by wooden louvers across the façade, and with a brick floor that continued through the interior of the house.

All three townhouses are still intact as single family dwellings and are in excellent condition. They have always been maintained, and have changed ownership very few times in their history. Changes to the property over the

years have been minimal, with the two-story middle unit undergoing the most alterations, which are reversible. The carport was enclosed to form a garage, a peaked standing seam steel roof was added, and the two-story front garden room/courtyard was enclosed to form interior space. The louvered wood panels enclosing the front courtyard were retained, so this alteration is not visible from the street. The one-story end units are basically unchanged from their original design. The unit at 4156 Meyerwood was renovated and restored in 1996, and 4160 Meyerwood was restored after being purchased by the Lewters in 2002.

The three townhouses are unusually effective and elegant examples of the spaciousness and livability that can be achieved on a small urban lot. The clean floor plans, high ceilings, spacious rooms, and abundance of natural light and private outdoor spaces make these homes as livable and comfortable as the day they were built. Located in one of Houston's first planned townhouse communities, they stand out among the surrounding developer/builder townhouses as timeless and elegant examples of contemporary residential design.

BIBLIOGRAPHY:

Fox, Stephen. Houston Architectural Guide. 2nd Ed., American Institute of Architects, Houston Chapter and Herring Press, 1990, 1999, p. 281.

'Architectural Record Houses of 1969,' *Architectural Record*, Mid-May 1969.

'Style in Steel Townhouses,' *Architectural Digest*, Summer 1969.

'Steelwood Style,' *Lighting Design + Application*, December 2001.

'Steel Townhouses Get Under Way Here,' *Houston Chronicle*, October 13, 1968.

Rice Design Alliance.

Misc promotional materials and press releases from 1968-1969 provided by Michael Smith and Malcolm Perry.

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

APPROVAL CRITERIA FOR PROTECTED LANDMARK DESIGNATION:

Sec. 33-224. Criteria for designation of a Protected Landmark.

- (a) The HAHC and the commission, in making recommendations with respect to designation, and the city council, in making a designation, shall consider three or more of the following criteria, as appropriate for the Protected Landmark designation. If the HAHC reviews an application for designation of a Protected Landmark initiated after the designation of the Landmark, the HAHC shall review the basis for its initial recommendation for designation and may recommend designation of the landmark as a protected landmark unless the property owner elects to designate and if the landmark has met at least (3) three of the criteria of Section 33-224 of the Historic Preservation Ordinance (HPO) at the time of its designation or, based upon additional information considered by the HAHC, the landmark then meets at least (3) three of criteria of Section 33-224 of the HPO, as follows:

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

- | S | NA | | S - satisfies | D - does not satisfy | NA - not applicable |
|-------------------------------------|-------------------------------------|--|---------------|----------------------|---------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation; | | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event; | | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation; | | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city; | | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood; | | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation; | | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (7) Whether specific evidence exists that unique archaeological resources are present; | | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride. | | | |

OR

- ☐ ☒ The property was constructed before 1905;

OR

- ☐ ☒ The property is listed individually in the National Register of Historic Places or designated as a "contributing structure" in an historic district listed in the National Register of Historic Places;

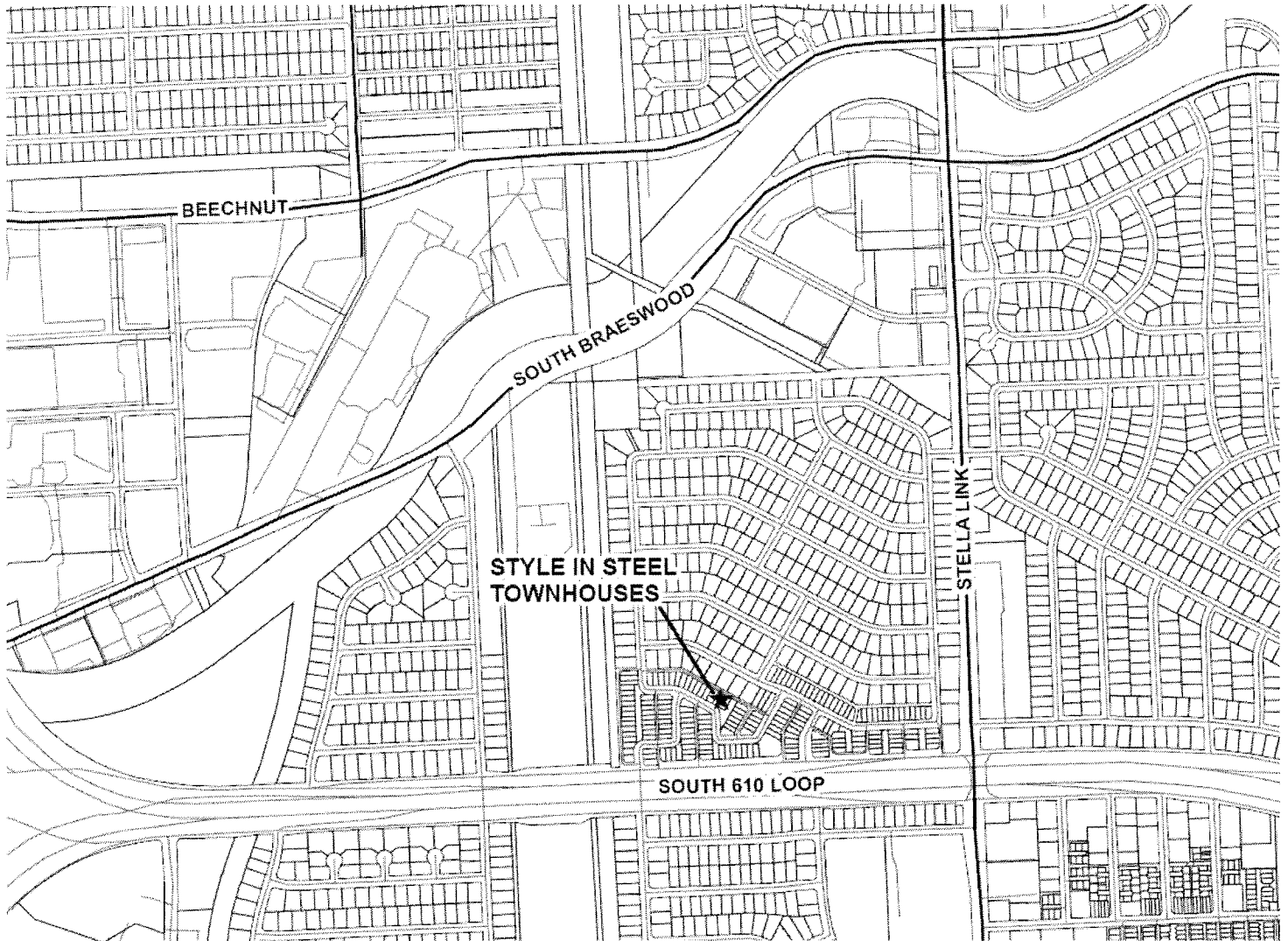
OR

- ☐ ☒ The property was designated as a State of Texas Recorded Texas Historical Landmark.

STAFF RECOMMENDATION:

Staff recommends that the Planning Commission accepts the recommendation of the Houston Archaeological and Historical Commission and recommends to City Council the Landmark and Protected Landmark Designation of the Style in Steel Townhouses at 4156, 4158, and 4160 Meyerwood Drive.

SITE LOCATION MAP
STYLE IN STEEL TOWNHOUSES
4156, 4158, AND 4160 MEYERWOOD DRIVE
NOT TO SCALE



PROTECTED LANDMARK DESIGNATION REPORT

LANDMARK NAME: Albert W. Lackey House
OWNER: Suzanne Anderson
APPLICANT: Same as Owner
LOCATION: 239 Westheimer – Avondale Addition
30-DAY HEARING NOTICE: N/A

AGENDA ITEM: Ic
HPO FILE NO.: 07PL41
DATE ACCEPTED: Feb-1-07
HAHC HEARING: Mar-14-07
PC HEARING: Mar-29-07

SITE INFORMATION:

Lot 18, Block 10, Avondale Addition, City of Houston, Harris County, Texas. The site includes a historic two-story, wood frame residence.

TYPE OF APPROVAL REQUESTED: Landmark and Protected Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY:

The house located at 239 Westheimer was the home of Albert Wesley Lackey, a real estate investor in Houston during the early 20th Century. He was also appointed the second Superintendent of Houston City Parks and worked to carry out many of the innovative plans first proposed by Arthur Comey, a noted landscape designer. The home was designed and constructed in late 1910 by the Russell Brown Company, a notable Houston and Dallas firm. Russell Brown was a builder of high end homes in Houston during the first quarter of the 20th century. Examples of this company's work may be seen elsewhere in Avondale, Broadacres, Montrose, South End, and Westmoreland. The home is one of the last remnants of the residential component of the Avondale Addition, which originally included homes also along Hathaway Avenue, now called Westheimer Road. The house meets Criteria 1, 4, 5, and 6 for designation as a Landmark and Protected Landmark.

HISTORY AND SIGNIFICANCE:

The Albert Wesley Lackey house is located at 239 Westheimer in the Avondale Addition, first platted in 1907, which originally included the 100, 200, and 300 blocks of Avondale, Stratford, and Hathaway (renamed Westheimer in 1960) Streets. Today, the eastern portion of Avondale, which includes the 100 blocks of Avondale and Stratford and the eastern half of the 200 block of Stratford, is designated as the Avondale East Historic District, one of eight historic districts thus far designated by City Council.

Albert W. Lackey was a native of Jackson County, Ohio, born in 1868. He was the second of three children born to Adam and Nancy Lackey, who lived in Bloomfield, Ohio. Adam Lackey was a county commissioner for Jackson County from 1866-1871. Albert's mother, Nancy Stephenson Lackey, was the daughter of a Jackson County judge.

Albert Lackey moved to Houston in 1910 with his two sisters, Permelia and Mary Lackey. The three siblings were enumerated in the same household in the 1910 census of Harris County. Permelia Lackey was aged 40 years and Mary was aged 60 years at that time. Albert Lackey was listed as 42 years of age and single. The Lackeys were boarders in a home in Houston's Third Ward when they first arrived in Houston, but would soon purchase the new home at 218 Hathaway (239 Westheimer) in January 1911.

Albert Lackey was involved in real estate during his first three years in Houston.

Since his parents were involved in civic matters back home, that must have influenced Lackey to get involved in civic matters as well in Houston. Lackey was appointed as General Superintendent of City Parks in 1915, succeeding Clarence L. Brock, its first superintendent. At this time Houston was in the initial phase of a mammoth undertaking regarding its future development and how the use of green space and parkland would be integrated into this plan.

According to the Protected Landmark Application for Sam Houston Park, it was Mayor H. Baldwin Rice, “in his annual report for 1909, who first ‘urged prompt action be taken to acquire more parks and playgrounds since increasing property values would render appropriate sites too expensive for the city to obtain.’ Rice demonstrated his commitment to the issue by appointing a Board of Park Commissioners in the spring of 1910. The commission was composed of Edwin B. Parker, an attorney and amateur horticulturist; George H. Hermann, a real estate investor and industrialist; and William H. Wilson, a real estate developer, who had developed the beautiful, tree-lined neighborhood of Woodland Heights. The board was to advise the Mayor and Council on the acquisition, development and maintenance of park property. The most important aspect of the actions and future vision shown by Mayor Rice, who also expanded Sam Houston Park, was described in a newspaper interview in January 1911 when Rice stated that the ultimate objective was “the establishment of a ‘park circle’ around Houston, to be accomplished by joining Houston’s parks with landscaped parkway boulevards. The courses of Buffalo Bayou and White Oak Bayou would provide the site for this parkway, with a possible link to Heights Boulevard in Houston Heights.’ Mayor Rice in his Annual Report for 1912 commended these actions and ‘urged future administrations maintain a commitment to park planning and particularly endorsed the idea of acquiring a large park along Buffalo Bayou ‘that will for all time be of sufficient magnitude for our people.’ Throughout the administration of Rice, he was focused on expanding and developing park space. The city acquired the existing Highland Park, a twenty-six acre pleasure garden near the confluence of White Oak and Little White Oak Bayous, which translated to more park space with bayou frontage. Even the Houston Chamber of Commerce encouraged “modest landscaping gestures that could visually transform the banks of the bayou to publicly commending efforts of private individuals for landscaping the bayous rather than developing them which caused debris and erosion.” It was the Houston Daily Post which first promoted the notion of a landscaped, pedestrian promenade along Buffalo Bayou in the early days of Houston. (HAS, Vol. 6).”

“By 1915 the Parks Department estimated that over 200,000 persons visited Sam Houston Park annually, Houston’s first park, which had been established in 1899 (City of Houston Protected Landmark, 2007). The former residence of the Kellum and Noble families on the park site was utilized as headquarters for the Parks Department. Reports indicate that the park caretaker lived in the house at one time. The home has also served as a storeroom and public restrooms, and for a short time, contained a historical museum according to the WPA history of Houston.”

“In order to provide a substantive basis for redressing this situation, the Board of Park Commissioners in 1912 retained Arthur Coleman Comey, a landscape architect from Cambridge, Massachusetts, to compile a comprehensive park report. The next year, Comey’s report was published as ‘Houston, Tentative Plans for Its Development.’” The report revealed that Houston was clearly deficient in park space with a mere acre for every six hundred and eighty-five people, which was considerable higher than found in Kansas City, where one hundred and ten people per acre was the norm. More importantly Comey’s report advocated that “the backbone of a park system for Houston will naturally be its bayou or creek valleys, which readily lend themselves to parking (park space) and cannot so advantageously be used for any other purpose” especially since the waterways are natural and are the flood drainage system which is vital to the existence of Houston. Furthermore, he stated “these valleys intersect the city in such a way as to furnish opportunity for parks of unusual value within a comparatively short distance of most of the residential areas.” All the bayous should be parked except where utilized for commerce, such as the Houston Ship Channel and Port. He observed that where bayous were

developed privately, they were “sordid and ill-kept, and depressed property values” around them. He further stated that “as publicly-owned parkland they would enhance the economic value of surrounding neighborhoods.” He advised acquisition of bayou property from four to six miles beyond the existing corporate limits. Another segment of the report which “related to Buffalo Bayou was the proposal that Houston establish a civic center in or near the central commercial district where public buildings might be constructed in a harmonious style to achieve monumental effect.” (HAS, Vol. 6)

Comey’s recommendations had their effect. In July 1912 the city acquired property on the north bank of White Oak Bayou from the Southern Pacific Hospital in the Fifth Ward all the way west to the Houston Heights City Limits. Other tracts purchased went west from downtown along Buffalo Bayou to Shepherd’s Dam (Shepherd Drive today). In 1913 Mayor Rice was not re-elected but his successor, Ben Campbell, fully shared Rice’s enthusiasm at least for parks and civic planning. Clarence L. Brock was appointed General Superintendent of City Parks in 1913. Brock also advocated in his annual report in 1912 that a landscape plan needed to be prepared and a system of connecting boulevards constructed between parks. During 1914 important steps were taken toward realizing these recommendations. In May 1914 George H. Hermann gave a 287-acre park site along Brays Bayou to the city for Hermann Park. He also gave additional land to the city including a square block near Sam Houston Park, “a breathing space” later to be called Hermann Square, fronting the existing City Hall (City of Houston Protected Landmark). Another important step was taken at this time in 1914. George E. Kessler, one of the best known landscape architects in the United States, was appointed as a consulting landscape architect by the Board of Park Commissioners. Kessler began the task of implementing as many of Comey’s recommendations as could be afforded by the City of Houston. Many parks in Houston were improved and priority was given to improving neighborhood parks and playgrounds.

It was about this time that the older Sam Houston Park began to fall gradually into disuse as the surrounding residential areas were replaced by commercial establishments. Albert W. Lackey, Brock’s successor, was appointed to further carry out the plans proposed by Comey. In 1916 George Kessler, who had been hired to further implement Comey’s plans, turned his attention to the parks along Buffalo Bayou near downtown, when he proposed a “formal garden in Sam Houston Park, set at the main entrance (East) to the park” at Bagby and Lamar. The formal garden was carried out to coincide with the meeting of the Society of American Florists and Ornamental Horticulturalists in Houston, and therefore, was referred to as the “Convention Garden.” The other project he proposed was for a site layout for the South Texas Permanent Exposition on the seventy acres along Buffalo Bayou just west of Sam Houston Park that had been acquired by the city in 1916. The tract also included the old golf links tract formerly used by the Houston Golf Club and owned by the William M. Rice Institute. The project was elaborate in scope and called for the re-channeling of the bayou as a straight stream, eliminating three ox-box bends, and Lamar and Dallas Avenues were to be extended through Sam Houston Park, totally changing its character. Moreover, the avenues were to connect to Shipman Street, which was to become a “scenic drive” along the south bank of Buffalo Bayou including the installation of a continuous pedestrian promenade. No part of the South Texas Permanent Exposition project was carried out due to lack of park funds and the United States had just entered into World War I. After the war, lack of funding still plagued the progress for the expanding and improving of park lands. The Chamber of Commerce still advocated in its monthly news magazine the adoption of rational city planning methods and the support for an active parks movement.

Albert W. Lackey purchased his home at 218 Hathaway Avenue, now known as 239 Westheimer Road, on February 21, 1911, in the new, fashionable Avondale Addition. He purchased Lot 18 in Block 10 which included a new two-story house. The purchase price was \$7,500, which was to be repaid in three payments. The seller was the Russell Brown Company, a local Houston and Dallas home builder, that was very active in the

area. The Russell Brown Company supplied the plans, labor and material for new homes that could be built either from existing plans or customized homes built to suit the needs of the client.

Russell Brown (c. 1877-1963) organized the Russell Brown Company in 1908 and remained extremely active in residential construction after World War II. The company was responsible for many of the fine homes in Avondale, including (218 Avondale – City of Houston Protected Landmark), Westmoreland, Courtlandt Place, Montrose, Broadacres, and River Oaks. Real estate advertisements in the Houston Daily Post for June 11 and 18, 1916 noted that they had houses under construction in Rossmoyne, which included the Sterling-Berry House at 4515 Yoakum – City of Houston Landmark. Later, the Russell Brown Company published a catalog of some of their completed projects in 1919, entitled Modern Homes. The Russell Brown Company also constructed the home at 1401 Castlecourt (City of Houston Landmark).

The 239 Westheimer house had been built as a speculative house by the Russell Brown Company. The design was a two-story, wood frame residence with prominent beveled bay windows on the main façade of the second floor. The house is another variation of a home built by the Russell Brown Company in March 1911 at 3518 Garrott Street (City of Houston Westmoreland Historic District). This particular house style bears strong resemblance to one of the George F. Barber designed homes from his 1902 catalog of house designs, entitled Art In Architecture. House Design Number 577, by Barber and Kluttz Architects, was available as complete plans with blueprints for \$37. The Russell Brown design is not an exact duplicate of the Barber and Kluttz design, however. The earlier Barber design features paired, hipped roof dormers on the front and single, hipped roof dormers on each side of the mansard roof. The Russell Brown design incorporates several style departures from the earlier Barber design, the most notable of which is the use of a low hipped roof with one large centered hipped roof dormer. The use of these elements was more in keeping with the Prairie School of architecture that was popular at the time.

Albert Lackey would have been considered “middle class” when he moved to Avondale in 1911. The Greater Houston Improvement Company marketed the new Avondale neighborhood to three tiers of socio-economic groups. Hathaway Street was the least expensive portion of the neighborhood and had the smallest lots at six thousand square feet, still comfortably sized by normal city standards. Homes along Hathaway were required in the deed restrictions to cost no less than three thousand dollars and to have at least a twenty-foot set back from the street. The homes on Avondale, one block north of Hathaway, featured 10,000 square foot or greater lots with homes costing no less than \$5,000 and set back 35 feet from the front property line. Albert Lackey, who lived in the less expensive part of the neighborhood, shared his rear property line with 16 Courtlandt Place, owned by J. J. Carroll, manager of his father-in-law’s lumber company, the W. T. Carter Lumber Company.

W. T. Carter was President of the Greater Houston Improvement Company, which developed Avondale. Courtlandt Place was, at that time, Houston’s most exclusive, residential enclave. Residents along Hathaway in the Avondale subdivision were located directly between two of Houston’s most exclusive residential streets.

The Lackeys lived at 239 Westheimer until 1930, when they sold the home and moved to the Magnolia Park subdivision. The house was next occupied by Edward and Mildred Owens. Edward Owens was an interior decorator when he first purchased the property, but was soon thereafter listed simply as a “paper hanger.” The change in status came shortly after the stock market crash of 1929, which sent the majority of the country into widespread economic depression. Owens’ later occupation was given as farmer and finally “Real Estate.” Edward Owens died in 1942, but his wife Mildred M. Owens continued to live in the house until 1973. At various times, Mildred Owens was a teacher, a writer and editor for the Marion Riddick Film Production Company. In 1967, she became the Executive Secretary and Treasurer for the Houston Christian Mission Lighthouse for Women, with which she was involved for many more years.

The house at 239 Westheimer stayed in the Owens family for many years while many of the other homes in the neighborhood changed hands many times as the neighborhood changed from one of deed-restricted single-family homes to a mix of single-family, commercial, and multifamily occupancy. In 1995, the house became the offices for Suzanne Anderson Properties and was purchased by Suzanne Anderson in 1996. Suzanne Anderson Properties, which began in the early 1980s, has grown to become a well-recognized force in the real estate business with 39 agents in Houston, Galveston, and Austin.

Avondale was one of several upscale “suburban” neighborhoods developed during the first quarter of the 20th century, which included Audubon Place, Courtlandt Place, James Bute Addition, Montrose, and Westmoreland. This area attracted Houston’s business and social elite more than a decade before the creation of River Oaks, Houston’s undisputed upscale neighborhood. Avondale was first platted in 1907 and derived its name from a variation on the name of William Shakespeare’s hometown in England, Stratford-upon-Avon. According to an Art Nouveau-style ad in the May 25, 1907 Houston Daily Post newspaper, the name Avondale was chosen from a publicly advertised naming contest. Nine contestants tied for the \$25 prize, which was increased to \$27 so that the nine winners could split the money evenly. The two major thoroughfares in Avondale were named Avondale and Stratford. Avondale offered many attractive perks to upper echelon Houstonians. All unsightly utility lines and garbage bins were accessed from the alleyways behind every home. The concrete curbs and sidewalks were tinted a pleasing shade of pink so as not to strain the eye in the afternoon sun, and streets were paved with oyster shell. Furthermore, no businesses, boarding houses, or structures costing less than \$5,000 were allowed within the neighborhood. The developers touted it as a “first class neighborhood.” The streets were landscaped with a variety of oaks, palms, and camphor trees planted by the fledgling Teas Nursery.

Houston experienced a period of substantial growth after major oil strikes in the early 1900s in nearby East Texas oilfields, including Spindletop, Pelly, and Goose Creek. Cotton also played a major economic role, and was so important to the local economy that a Houston Cotton Exchange was created that tracked the price of cotton like commodities on New York’s Wall Street Stock Exchange. Avondale played host to many of the men involved in the oil and cotton business. The neighborhood was close to the downtown business district, but far enough away from the hustle and bustle to accommodate spacious homes, large lawns, and broad streets.

ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY:

The Albert W. Lackey home is a two-story, wood framed, single-family residence. It is designed as a modified American Foursquare, which is two stories in height with equilateral sides and a hipped roof. The house departs from the strict interpretation of the foursquare design, however, through its use of prominent three sided bay windows located on the second story of the main elevation. The home is clad in double drop (tear drop) wood siding and features windows of a multi-light sash over a single pane of glass in both the upper and lower floors. This type of window is also used in a central, hipped roof dormer window on the front elevation facing the street. The house has been used for commercial purposes in recent years, but still maintains its identity, architecturally, as a single-family residence.

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Fox, Stephen, Houston Architectural Guide; The American Institute of Architects/ Houston Chapter & Herring Press 1990.

Houston Daily Post; April 25, 1918.

Barber, George F., Art In Architecture With The Modern Architectural Designer For Those Who Wish to Build or Beautify Their Homes, S.B. Newman & Co. Knoxville, Tenn. 1902-03

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Houston City Directories; 1900-1973 Morrison- Fourmy Publishing.

Johnston, Marguerite. Houston, The Unknown City 1836-1946 ; Texas A&M Press 1991.

Sanborn Fire Insurance Co. Maps, Houston 1925 Vol. 5 p. 544.

Chapman, Betty and G. Randle Pace, "Protected Landmark Designation Application for Sam Houston Park," 2006, City of Houston, Texas

The information and sources provided by the applicant for this application have been reviewed, verified, and edited by Thomas McWhorter, Planning and Development Department, and Randy Pace, City of Houston Historic Preservation Officer, Planning and Development Department, City of Houston.

APPROVAL CRITERIA FOR PROTECTED LANDMARK DESIGNATION:

Sec. 33-224. Criteria for designation of a Protected Landmark.

- (a) The HAHC and the commission, in making recommendations with respect to designation, and the city council, in making a designation, shall consider three or more of the following criteria, as appropriate for the Protected Landmark designation. If the HAHC reviews an application for designation of a Protected Landmark initiated after the designation of the Landmark, the HAHC shall review the basis for its initial recommendation for designation and may recommend designation of the landmark as a protected landmark unless the property owner elects to designate and if the landmark has met at least (3) three of the criteria of Section 33-224 of the Historic Preservation Ordinance (HPO) at the time of its designation or, based upon additional information considered by the HAHC, the landmark then meets at least (3) three of criteria of Section 33-224 of the HPO, as follows:

| S | NA | | S - satisfies | D - does not satisfy | NA - not applicable |
|-------------------------------------|-------------------------------------|---|---------------|----------------------|---------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation; | | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event; | | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation; | | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city; | | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood; | | | |

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

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

OR

- ☐ ☒ The property was constructed before 1905;

OR

- ☐ ☒ The property is listed individually in the National Register of Historic Places or designated as a “contributing structure” in an historic district listed in the National Register of Historic Places;

OR

- ☐ ☒ The property was designated as a State of Texas Recorded Texas Historical Landmark.

STAFF RECOMMENDATION:

Staff recommends that the Planning Commission accepts the recommendation of the Houston Archaeological and Historical Commission and recommends to City Council the Landmark and Protected Landmark Designation of the Albert W. Lackey House at 239 Westheimer Road.

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

SITE LOCATION MAP
ALBERT W. LACKEY HOUSE
239 WESTHEIMER ROAD
NOT TO SCALE



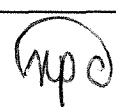





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| | | | | |
|--|-----------------------------|---|-------------------------------------|---------------------------------------|
| SUBJECT: Ordinance authorizing the abandonment and sale of Cleghorn Lane, from Fall River Road to Westminster Drive, in exchange for the conveyance to the City of a full-width utility easement, located in Huntleigh Subdivision and Longwoods Subdivision, out of the R. Vince and the A. Ewing Surveys. Parcels SY6-066, SY6-070, SY6-071, SY6-072, VY6-017, VY6-018, VY6-019, and VY6-020 | | Category # 7 | Page <u>1</u> of <u>2</u> | Agenda Item # 17 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date 5/10/07 | | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director | | Council District affected: G Key Map 491F  | | |
| For additional information contact: Nancy P. Collins Phone: (713) 837-0881  Senior Assistant Director-Real Estate | | Date and identification of prior authorizing Council Action: C.M. 2006-0236 (3/22/06) | | |
| RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing the abandonment and sale of Cleghorn Lane, from Fall River Road to Westminster Drive, in exchange for the consideration of \$301,020.00 plus the conveyance to the City of a full-width utility easement, located in Huntleigh Subdivision and Longwoods Subdivision, out of the R. Vince and the A. Ewing Surveys. Parcels SY6-066, SY6-070, SY6-071, SY6-072, VY6-017, VY6-018, VY6-019, and VY6-020 | | | | |
| Amount and Source of Funding: Not Applicable | | | F & A Budget: | |
| SPECIFIC EXPLANATION: By Council Motion 2006-0236, City Council authorized the abandonment and sale of Cleghorn Lane, from Fall River Road to Westminster Drive, in exchange for the conveyance to the City of a full-width utility easement, located in Huntleigh Subdivision and Longwoods Subdivision, out of the R. Vince and the A. Ewing Surveys. Jeffrey and Shannon Davis, Michael and Melissa Mithoff, Eugene and Anne Schwinger, and Jerry and Mary Ann Doggett, the abutting property owners, plan to incorporate the unpaved street right-of-way being abandoned and sold into their respective residential properties. Jeffrey and Shannon Davis, Michael and Melissa Mithoff, Eugene and Anne Schwinger, and Jerry and Mary Ann Doggett have complied with the council motion requirements, have accepted the City's offer, and have rendered payment in full. The City will abandon and sell to Jeffrey and Shannon Davis: Parcel SY6-066 4,500-square-foot portion Cleghorn Lane \$135,000.00 In exchange, Jeffrey and Shannon Davis will pay: Cash \$67,500.00 Plus convey to the City: Parcel VY6-017 4,500-square-foot utility easement \$67,500.00 TOTAL CASH AND CONVEYANCE <u>\$135,000.00</u> | | | | |
| s:\dob\sy6-066.rc2.doc | | | CUIC #20DOB015 | |
| REQUIRED AUTHORIZATION | | | | |
| F&A Director: | Other Authorization: | Other Authorization:  Andrew F. Icken, Deputy Director Planning and Development Services Division | | |

| | | | |
|--------------|--|---|-------------------------------------|
| Date: | Subject: Ordinance authorizing the abandonment and sale of Cleghorn Lane, from Fall River Road to Westminster Drive, in exchange for the conveyance to the City of a full-width utility easement, located in Huntleigh Subdivision and Longwoods Subdivision, out of the R. Vince and the A. Ewing Surveys. Parcels SY6-066, SY6-070, SY6-071, SY6-072, VY6-017, VY6-018, VY6-019, and VY6-020 | Originator's Initials  | Page <u>2</u> of <u>2</u> |
|--------------|--|---|-------------------------------------|

The City will abandon and sell to Michael and Melissa Mithoff:

Parcel SY6-070

4,500-square-foot portion Cleghorn Lane \$135,000.00

In exchange, Michael and Melissa Mithoff will pay:

Cash \$67,500.00

Plus convey to the City:

Parcel VY6-018

4,500-square-foot utility easement \$67,500.00

TOTAL CASH AND CONVEYANCE \$135,000.00

The City will abandon and sell to Eugene and Anne Schwinger:

Parcel SY6-071

5,529-square-foot portion Cleghorn Lane \$165,870.00

In exchange, Eugene and Anne Schwinger will pay:

Cash \$82,935.00

Plus convey to the City:

Parcel VY6-019

5,529-square-foot utility easement \$82,935.00

TOTAL CASH AND CONVEYANCE \$165,870.00

The City will abandon and sell to Jerry and Mary Ann Doggett:

Parcel SY6-072

5,539-square-foot portion Cleghorn Lane \$166,170.00

In exchange, Jerry and Mary Ann Doggett will pay:

Cash \$83,085.00

Plus convey to the City:

Parcel VY6-020

5,539-square-foot utility easement \$83,085.00

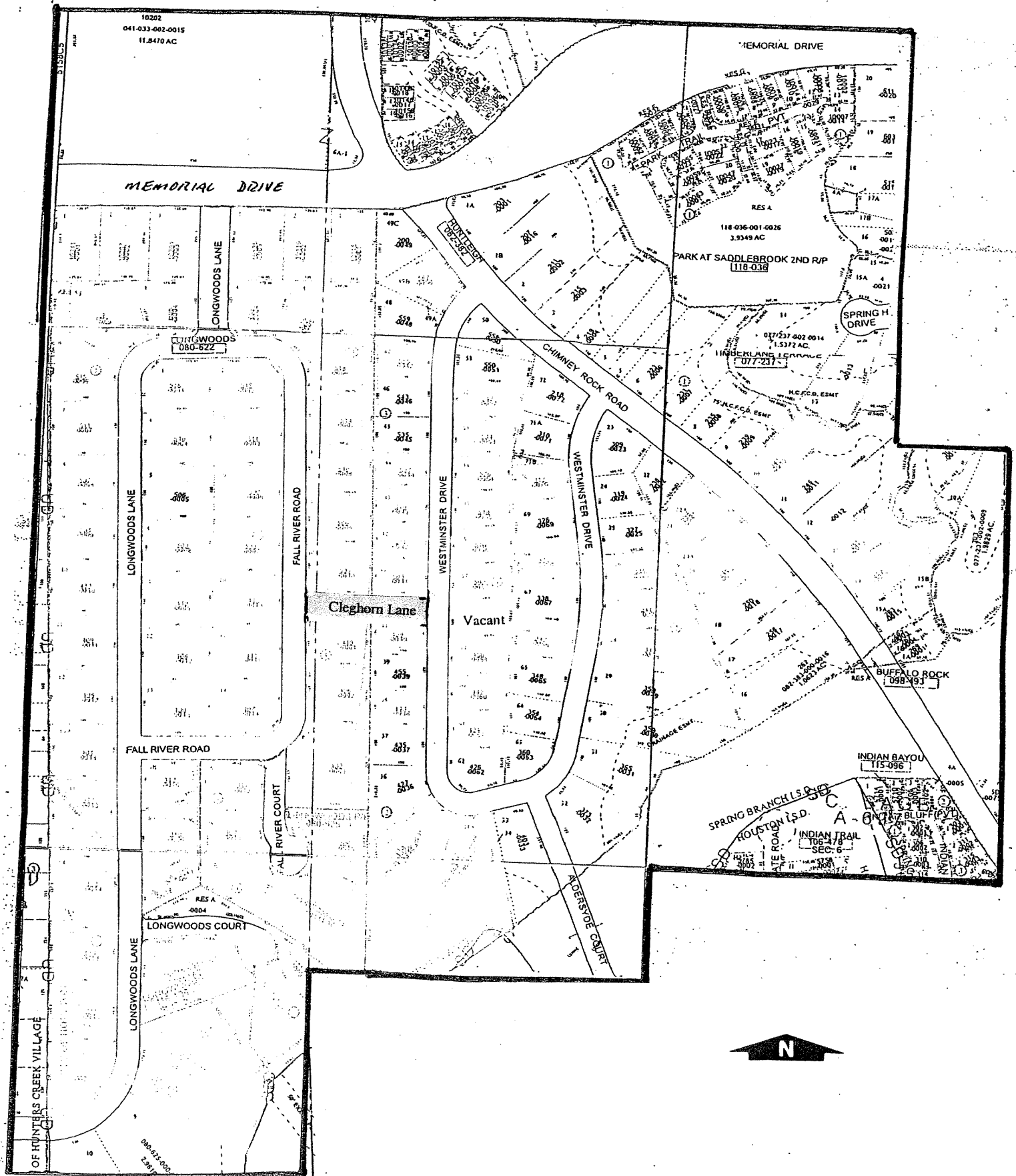
TOTAL CASH AND CONVEYANCE \$166,170.00

Therefore, it is recommended City Council approve an ordinance authorizing the abandonment and sale of Cleghorn Lane, from Fall River Road to Westminster Drive, in exchange for the consideration of \$301,020.00 plus the conveyance to the City of a full-width utility easement, located in Huntleigh Subdivision and Longwoods Subdivision, out of the R. Vince and the A. Ewing Surveys.

MSM:NPC:dob

c: Raymond D. Chong, P.E., P.T.O.E.
Daniel W. Krueger, P.E.
Marty Stein
Jeff Taylor

Abandonment and sale of Cleghorn Lane, from Fall River Road to Westminster Drive, in exchange for the conveyance to the City of a full-width utility easement, located in Huntleigh Subdivision and Longwoods Subdivision, out of the R. Vince and the A. Ewing Surveys. **Parcels SY6-066, SY6-070, SY6-071, and SY6-072**



MOTION by Council Member Holm that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Jeffrey and Shannon Davis, 503 Westminster Drive, Houston, Texas, 77024, on behalf of themselves and three other abutting owners: (a) Michael and Melissa Mithoff, (b) Eugene and Anne Schwinger, and (c) Jerry and Mary Ann Doggett, for the abandonment and sale of Cleghorn Lane, from Fall River Road to Westminster Drive, located in Huntleigh Subdivision and Longwoods Subdivision, out of the R. Vince and the A, Ewing Surveys, Parcel Nos. SY6-066, SY6-070, SY6-071 and SY6-072, be adopted, as follows:

1. The City abandon and sell Cleghorn Lane, from Fall River Road to Westminster Drive, in exchange for the conveyance to the City of a full-width utility easement, located in Huntleigh Subdivision and Longwoods Subdivision, out of the R. Vince and the A., Ewing Surveys;
2. The applicant be required to secure the consent and participation of all the abutting property owners;
3. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
4. The Legal Department be authorized to prepare the necessary transaction documents; and
5. Tom Kvinta and William Kvinta, independent real estate appraisers, are hereby appointed to establish the value, inasmuch as the value of the property interest is expected to exceed \$25,000.00 and Alan Dominy is hereby appointed as alternate appraiser should one of the two appointed appraisers be unable to accept the assignment.

Seconded by Council Member Alvarado and carried.

Mayor White, Council Members Lawrence, Johnson,
Clutterbuck, Edwards, Wiseman, Khan, Holm, Garcia,
Alvarado, Brown, Lovell, Sekula-Gibbs, Green and Berry
voting aye
Nays none

PASSED AND ADOPTED this 22nd day of March, 2006.

Pursuant to Article VI, Section 6 of the City Charter, the
effective date of the foregoing motion is March 28, 2006.




City Secretary

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

| | | | | | | | | | | | | | | | | | | | | | | | | |
|--|------------------------------|---|--------------------------|-----------------------------------|------------------------|--|--|----------------|------------------------|--|---------------------------------------|--------------|-----------------------------------|------------------------------|------------------------|--|-------------------------------------|--------------|------------------------|--|------------------------------------|--------------|----------------------------------|------------------------------|
| SUBJECT: Ordinance authorizing the abandonment and sale of West Main Street, from Yoakum Boulevard to ±80 feet east of Graustark Street, and Mt. Vernon Street, from West Main Street to ±100 feet north of Colquitt Street, in exchange for the conveyance to the City of two full-width utility easements, all located within Montrose Addition. Parcels SY6-078A, SY6-078B, VY6-028A, and VY6-028B | | Category # 7 | Page 1 of 2 | Agenda Item # 18 | | | | | | | | | | | | | | | | | | | | |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date 5/10/07 | | Agenda Date MAY 16 2007 | | | | | | | | | | | | | | | | | | | | |
| DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E., DEE, Director | | Council District affected: D Key Map 493S | | | | | | | | | | | | | | | | | | | | | | |
| For additional information contact: Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director-Real Estate | | Date and identification of prior authorizing Council Action: C.M. 2006-0406 (5/24/06) | | | | | | | | | | | | | | | | | | | | | | |
| RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing the abandonment and sale of West Main Street, from Yoakum Boulevard to ±80 feet east of Graustark Street, and Mt. Vernon Street, from West Main Street to ±100 feet north of Colquitt Street, in exchange for consideration of \$1,071,257.00 plus the conveyance to the City of two full-width utility easements, all located within Montrose Addition. Parcels SY6-078A, SY6-078B, VY6-028A, and VY6-028B | | | | | | | | | | | | | | | | | | | | | | | | |
| Amount and Source of Funding: Not Applicable | | | F & A Budget: | | | | | | | | | | | | | | | | | | | | | |
| SPECIFIC EXPLANATION: By Council Motion 2006-0406, City Council authorized the subject transaction. The University of St. Thomas, the sole abutting property owner, plans to include the streets to be abandoned and sold in its campus for pedestrian traffic. The University of St. Thomas has complied with the council motion requirements, has accepted the City's offer, and has rendered payment in full. The City will abandon and sell to the University of St. Thomas: <table><tr><td>Parcel SY6-078A</td><td></td></tr><tr><td>32,308-square-foot street right-of-way</td><td>\$1,645,494.00</td></tr><tr><td>Parcel SY6-078B</td><td></td></tr><tr><td>8,999-square-foot street right-of-way</td><td>\$458,438.00</td></tr><tr><td>TOTAL ABANDONMENT AND SALE</td><td><u>\$2,103,932.00</u></td></tr></table> In exchange, the University of St. Thomas will pay: Cash \$1,071,257.00 Plus convey to the City: <table><tr><td>Parcel VY6-028A</td><td></td></tr><tr><td>32,308-square-foot utility easement</td><td>\$807,700.00</td></tr><tr><td>Parcel VY6-028B</td><td></td></tr><tr><td>8,999-square-foot utility easement</td><td>\$224,975.00</td></tr><tr><td>TOTAL CASH AND CONVEYANCE</td><td><u>\$2,103,932.00</u></td></tr></table> | | | | | Parcel SY6-078A | | 32,308-square-foot street right-of-way | \$1,645,494.00 | Parcel SY6-078B | | 8,999-square-foot street right-of-way | \$458,438.00 | TOTAL ABANDONMENT AND SALE | <u>\$2,103,932.00</u> | Parcel VY6-028A | | 32,308-square-foot utility easement | \$807,700.00 | Parcel VY6-028B | | 8,999-square-foot utility easement | \$224,975.00 | TOTAL CASH AND CONVEYANCE | <u>\$2,103,932.00</u> |
| Parcel SY6-078A | | | | | | | | | | | | | | | | | | | | | | | | |
| 32,308-square-foot street right-of-way | \$1,645,494.00 | | | | | | | | | | | | | | | | | | | | | | | |
| Parcel SY6-078B | | | | | | | | | | | | | | | | | | | | | | | | |
| 8,999-square-foot street right-of-way | \$458,438.00 | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL ABANDONMENT AND SALE | <u>\$2,103,932.00</u> | | | | | | | | | | | | | | | | | | | | | | | |
| Parcel VY6-028A | | | | | | | | | | | | | | | | | | | | | | | | |
| 32,308-square-foot utility easement | \$807,700.00 | | | | | | | | | | | | | | | | | | | | | | | |
| Parcel VY6-028B | | | | | | | | | | | | | | | | | | | | | | | | |
| 8,999-square-foot utility easement | \$224,975.00 | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL CASH AND CONVEYANCE | <u>\$2,103,932.00</u> | | | | | | | | | | | | | | | | | | | | | | | |
| s:\dob\sy6-078.rc2.doc | | | | CUIC #20DOB009 | | | | | | | | | | | | | | | | | | | | |
| REQUIRED AUTHORIZATION | | | | | | | | | | | | | | | | | | | | | | | | |
| F&A Director: | Other Authorization: | Other Authorization: Andrew F. Icken, Deputy Director Planning and Development Services Division | | | | | | | | | | | | | | | | | | | | | | |

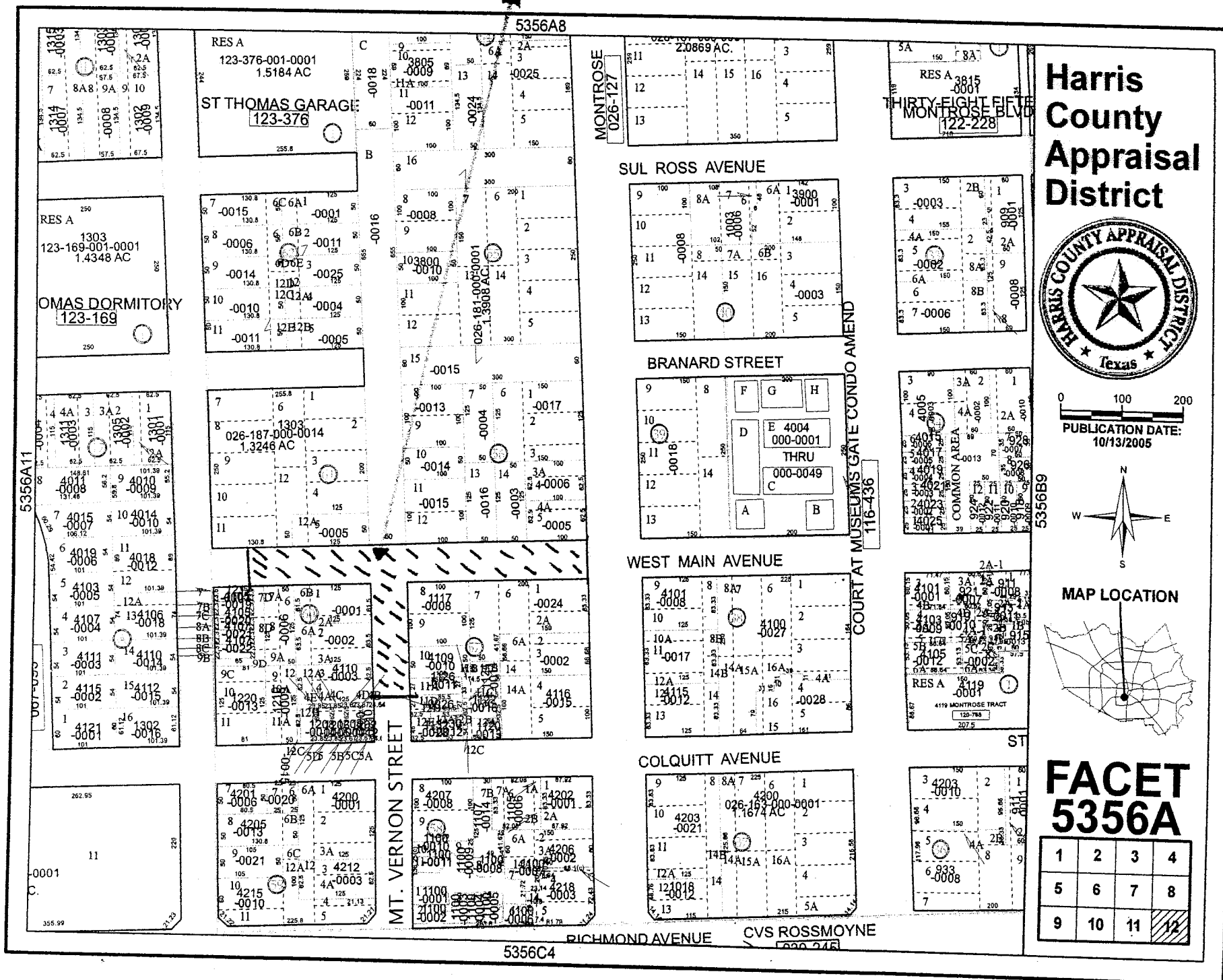
| | | | |
|--------------|---|---|-------------------------------------|
| Date: | Subject: Ordinance authorizing the abandonment and sale of West Main Street, from Yoakum Boulevard to ±80 feet east of Graustark Street, and Mt. Vernon Street, from West Main Street to ±100 feet north of Colquitt Street, in exchange for the conveyance to the City of two full-width utility easements, all located within Montrose Addition. Parcels SY6-078A, SY6-078B, VY6-028A, and VY6-028B | Originator's Initials  | Page <u>2</u> of <u>2</u> |
|--------------|---|---|-------------------------------------|

Therefore, it is recommended City Council approve an ordinance authorizing abandonment and sale of West Main Street, from Yoakum Boulevard to ±80 feet east of Graustark Street, and Mt. Vernon Street, from West Main Street to ±100 feet north of Colquitt Street, in exchange for consideration of \$1,071,257.00 plus the conveyance to the City of two full-width utility easements, all located within Montrose Addition.

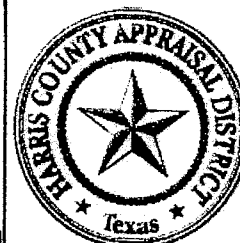
MSM:NPC:dob

c: Daniel W. Krueger, P.E.
Marty Stein
Jeff Taylor

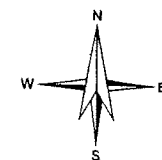
Continuation and sale of a portion of West Main Street, from Oakum Boulevard to ±80 feet east of Graustark Street, and a portion of Mt. Vernon Street, from West Main Street to ±100 feet north of Colquitt Street
 Parcels SY6-078A, SY6-078B



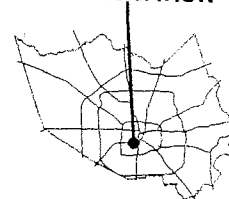
Harris County Appraisal District



0 100 200
 PUBLICATION DATE:
 10/13/2005



MAP LOCATION



FACET 5356A

| | | | |
|---|----|----|----|
| 1 | 2 | 3 | 4 |
| 5 | 6 | 7 | 8 |
| 9 | 10 | 11 | 12 |

MOTION by Council Member Edwards that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Howard A. Rose of the University of St. Thomas, 3800 Montrose Boulevard, Houston, Texas 77006, for the abandonment and sale of a portion of West Main Street, from Yoakum Boulevard to ± 80 feet east of Graustark Street, and a portion of Mt. Vernon Street, from West Main Street to ± 100 feet north of Colquitt Street, located within the Montrose Addition, Parcels SY6-078A, SY6-078B, VY6-028A and VY6-028B, be adopted as follows:

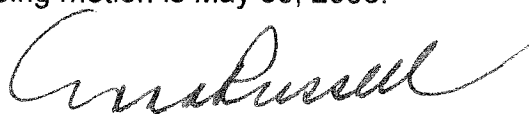
1. The City abandon and sell a portion of West Main Street, from Yoakum Boulevard to ± 80 feet east of Graustark Street, and a portion of Mt. Vernon Street, from West Main Street to ± 100 feet north of Colquitt Street, in exchange for the conveyance to the City of two full-width utility easements, all located within the Montrose Addition;
2. The applicant be required to construct removable barricades with reflective devices for emergency access and public safety at the termini of West Main Street and Mt. Vernon Street;
3. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
4. The Legal Department be authorized to prepare the necessary transaction documents; and
5. Mr. George Coleman, Jr., and Ms. Sheila Stewart, independent real estate appraisers, are hereby appointed to established the value, inasmuch as the value of the property interest is expected to exceed \$25,000.00 and Ms. Jasmine Quinerly is hereby appointed as alternate appraiser should one of the two appointed appraisers be unable to accept the assignment.

Seconded by Council Member Khan and carried.

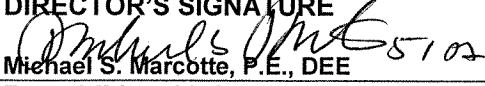

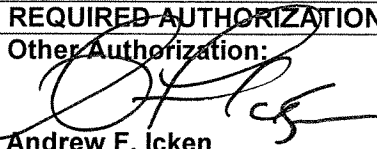
Mayor White, Council Members Lawrence, Johnson,
Clutterbuck, Edwards, Wiseman, Khan, Holm, Garcia,
Alvarado, Brown, Lovell, Sekula-Gibbs, Green and Berry
voting aye
Nays none

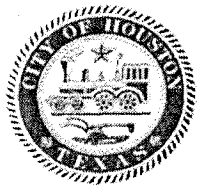
PASSED AND ADOPTED this 24th day of May, 2006.

Pursuant to Article VI, Section 6 of the City Charter, the
effective date of the foregoing motion is May 30, 2006.


City Secretary

TQ: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

| | | | | |
|---|--|---|-----------------------------------|---------------------------------------|
| SUBJECT: Petition for the City's consent to the addition of 29.567 acres of land to Harris County Municipal Utility District No. 86 (Key Map No. 332-T) | | Category # | Page 1 of <u>1</u> | Agenda Item # 19 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date | Agenda Date MAY 16 2007 | |
| DIRECTOR'S SIGNATURE  Michael S. Marcotte, P.E., DEE | | Council District affected: "ETJ" | | |
| For additional information contact: Jun Chang, P.E.  Senior Assistant Director Phone: (713) 837-0433 | | Date and identification of prior authorizing Council action: | | |
| RECOMMENDATION: (Summary) The petition for the addition of 29.567 acres of land to Harris County Municipal Utility District No. 86 be approved. | | | | |
| Amount of Funding: NONE REQUIRED | | | F & A Budget: | |
| SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify) | | | | |
| SPECIFIC EXPLANATION: Harris County Municipal Utility District No. 86 has petitioned the City of Houston for consent to add 29.567 acres of land, located in the city's extraterritorial jurisdiction, to the district. The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services. The district is located in the vicinity of North Forest Boulevard, FM 1960, Mathis Church Road and Hafer Road. The district desires to add 29.567 acres, thus yielding a total of 396.232 acres. The district is served by the Harris County Municipal Utility District No. 86 Wastewater Treatment Plant, which is owned and operated by the district. The nearest major drainage facility for Harris County Municipal Utility District No. 86 is Cypress Creek which flows into Spring Creek and then the San Jacinto River and finally into Lake Houston. Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction. The Utility District Review Committee recommends that the subject petition be approved. Attachments cc: Marty Stein Marlene Gafrick Jeff Taylor Earl Travis Dan Krueger Jack Sakolosky Bill Zrioka Waynette Chan Deborah McAbee Gary Norman | | | | |
| F & A Director | | REQUIRED AUTHORIZATION Other Authorization:  Andrew F. Icken Deputy Director Planning & Development Services Div. | | |
| | | 20JZC267 Other Authorization: | | |



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

APPROVED: 3/30/06 RCYD *[Signature]*

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

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 29.567 acres to Harris County M.U.D. No. 86 under the provisions of Chapter 49 Texas Water Code.

John R. Wallace
Attorney for the District

Attorney: Bacon & Wallace, L.L.P., Attn: John R. Wallace

Address: 600 Jefferson, Suite 780, Houston, Texas Zip: 77002 Phone: 713/739-1060

Engineer: R. G. Miller Engineers, Inc., Attn: Jack Miller

Address: 12121 Wickchester Ln., #206, Houston, Texas Zip: 77079 Phone: 713/461-9600

Owners: Kenneth N. Lee, Trustee

Address: 11878 Saggittarius East, Willis, Texas Zip: 77318 Phone: _____

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

LOCATION

INSIDE CITY ☐ OUTSIDE CITY ☒ NAME OF COUNTY (S) Harris
Survey Christopher Walters Abstract No. 868

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

North of: North Forest East of: Mathis Church Road
South of: F. M. 1960 West of: Hafer Road

WATER DISTRICT DATA

Total Acreage of District: 366.665 Existing Plus Proposed Land 396.232 ✓

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

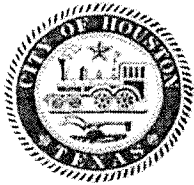
Single Family Residential _____ Multi-Family Residential 100%

Commercial _____ Industrial _____ Institutional _____

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

Sewage Treatment Plant Name: Harris County MUD 86 Wastewater Treatment Plant

NPDES/TPDES Permit No: 12065-001 (TPDES) TCEQ Permit No: _____



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 0.425

Ultimate Capacity (MGD): 0.95

Size of treatment plant site: 2.7 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: .425 MGD.

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

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

Total permitted capacity: _____

MGD of (Regional Plant).

Name of District: _____

MGD Capacity Allocation _____

or property owner(s)

Name of District: _____

MGD Capacity Allocation _____

Water Treatment Plant Name: Harris County MUD 86 Water Plant

Water Treatment Plant Address: 16732 Ella Blvd., Houston, TX 77090

Well Permit No: 125024

Existing Capacity:

Well(s): 1500

GPM

Booster Pump(s): 3500

GPM

Tank(s): 0.5

MG

Ultimate Capacity:

Well(s): 1500

GPM

Booster Pump(s): 3500

GPM

Tank(s): 0.5

MG

Size of Treatment Plant Site: 2.43

square feet/acres.

Comments or Additional Information: _____

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of five (5) tracts of land totaling 4.2426 acres to Kleinwood Municipal Utility District (Key Map No. 330-P) Category # Page 1 of 1 Agenda Item # 20

FROM (Department or other point of origin):

Origination Date

Agenda Date

5-3-07

MAY 16 2007

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE

Council District affected:

"ETJ"

Michael S. Marcotte, P.E., DEE

For additional information contact:

Date and identification of prior authorizing Council action:

Jun Chang, P.E.

Senior Assistant Director Phone: (713) 837-0433

RECOMMENDATION: (Summary)

The petition for the addition of 4.2426 acres of land to Kleinwood Municipal Utility District be approved.

Amount of Funding:

NONE REQUIRED

F & A Budget:

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Kleinwood Municipal Utility District has petitioned the City of Houston for consent to add 4.2426 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Cypress Creek, Spring Cypress Road, Stuebner Airline Road and Champion Forest Drive. The district desires to add 4.2426 acres, thus yielding a total of 675.2626 acres. The district is served by the Kleinwood Regional Wastewater Treatment Plant. The other districts served by this plant are Cy-Champ Public Utility District, Cypress Forest Public Utility District, Harris County Water Control & Improvement District No. 114, Louetta North Public Utility District and Klein Independent School District. The nearest major drainage facility for Kleinwood Municipal Utility District is Spring Gulley which flows to Cypress Creek then to Spring Creek and finally into the San Jacinto River.

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

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

Attachments

cc: Marty Stein Marlene Gafrick Jeff Taylor Earl Travis Dan Krueger Jack Sakolosky
Bill Zrioka Waynette Chan Deborah McAbee Gary Norman

REQUIRED AUTHORIZATION

20JZC268

F & A Director

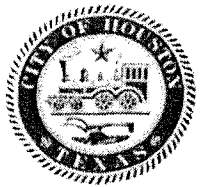
Other Authorization:

Other Authorization:

Andrew F. Icken

Deputy Director

Planning & Development Services Div.



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

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

4/10/07 rec'd Alder.

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 4.2426 acres to Kleinwood MUD under the provisions of Chapters 49 and 54, Texas Water Code.

Attorney for the District

Attorney: Maria Parker; Michael Willis - Coats Rose

Address: 3 Greenway Plaza, Suite 2000, Houston, Tx

Zip: 77046

Phone: 713-651-0111

Engineer: Jonathan Unterreiner, P.E. - Jones & Carter, Inc.

Address: 8701 New Trails Dr., Suite 200, The Woodlands, Tx

Zip: 77381

Phone: 281-363-4039

Owners: (See Exhibit A)

Address: _____

Zip: _____

Phone: _____

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

LOCATION

INSIDE CITY ☐

OUTSIDE CITY ☒

NAME OF COUNTY (S) Harris

Survey Benjamin Page & John House

Abstract 618 & 314

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

North of: Cypress Creek

East of: Stuebner Airline Rd.

South of: Spring Cypress Rd.

West of: Champion Forest Dr.

WATER DISTRICT DATA

Total Acreage of District: 671.02

Existing Plus Proposed Land 675.2626 ✓

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

Single Family Residential _____

Multi-Family Residential _____

Commercial 100%

Industrial _____

Institutional _____

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

Sewage Treatment Plant Name: Kleinwood Regional Wastewater Treatment Plant

NPDES/TPDES Permit No: 11409-001

TCEQ Permit No: _____



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 5 MGD

Ultimate Capacity (MGD): 5 MGD

Size of treatment plant site: 15.4 square feet/acres.

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

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

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

Total permitted capacity: 5 MGD

MGD of (Regional Plant).

Name of District: Kleinwood MUD

MGD Capacity Allocation 0.75 MGD

or property owner(s)

Name of District: Cy-Champ PUD

MGD Capacity Allocation 1.3375

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

Water Treatment Plant Address: _____

Well Permit No: 119577, 119578, 119579

Existing Capacity:

Well(s): 2,850

GPM

Booster Pump(s): 5,800

GPM

Tank(s): 1.284

MG

Ultimate Capacity:

Well(s): 2,850

GPM

Booster Pump(s): 5,800

GPM

Tank(s): 1.284

MG

Size of Treatment Plant Site: 1.6 Acres & 1.22 Acres

square feet/acres.

Comments or Additional Information: _____



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): _____

Ultimate Capacity (MGD): _____

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

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

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

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

Total permitted capacity: _____

MGD of (Regional Plant).

Name of District: Cypress Forest PUD
or property owner(s)

MGD Capacity Allocation 1.325 MGD

Name of District: HC WC&ID No. 114

MGD Capacity Allocation 0.8 MGD

Water Treatment Plant Name: _____

Water Treatment Plant Address: _____

Well Permit No: _____

Existing Capacity:

Well(s): _____ GPM

Booster Pump(s): _____ GPM

Tank(s): _____ MG

Ultimate Capacity:

Well(s): _____ GPM

Booster Pump(s): _____ GPM

Tank(s): _____ MG

Size of Treatment Plant Site: _____

square feet/acres.

Comments or Additional Information: _____



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): _____

Ultimate Capacity (MGD): _____

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

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

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

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

Total permitted capacity: _____

MGD of (Regional Plant).

Name of District: Louetta North PUD
or property owner(s)

MGD Capacity Allocation 0.625 MGD

Name of District: Klein ISD

MGD Capacity Allocation 0.1625 MGD

Water Treatment Plant Name: _____

Water Treatment Plant Address: _____

Well Permit No: _____

Existing Capacity:

Well(s): _____ GPM

Booster Pump(s): _____ GPM

Tank(s): _____ MG

Ultimate Capacity:

Well(s): _____ GPM

Booster Pump(s): _____ GPM

Tank(s): _____ MG

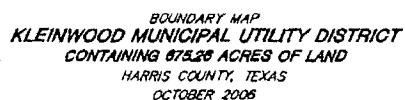
Size of Treatment Plant Site: _____

square feet/acres.

Comments or Additional Information: _____


"This document was prepared under the T-121213R, does not reflect the results of an on the ground survey, and is said to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reestablishment of the political subdivision for which it was prepared."

Reference notes and known description prepared of area data furnished.



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

HCD 07-126

| | | | |
|---|-----------------------------|--|-----------------------------------|
| SUBJECT: An ordinance approving and authorizing an amendment to the administrative guidelines of the City's designated home repair program in the Houston Hope areas of the City of Houston. | | Page 1 of 1 | Agenda Item # 21 |
| FROM (Department or other point of origin): Richard Celli, Director Housing and Community Development Department | | Origination Date 05/04/2007 | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE:  | | Council District affected: All | |
| For additional information contact: Stephen Tinnermon Phone: 713-247-1307 | | Date and identification of prior authorizing Council action: October 11, 2006, 2006-1040 | |
| RECOMMENDATION: (Summary) Approval of an Ordinance amending the administrative guidelines of the City's designated home repair program for the purpose of providing critical home repairs in the Houston Hope areas of the City of Houston. | | | |
| Amount of Funding: N/A | | | F&A Budget: |
| SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify) | | | |
| SPECIFIC EXPLANATION: The proposed ordinance amends the administrative guidelines so that more houses are eligible for repair to meet the goal of revitalizing Houston Hope neighborhoods. The guidelines will require evidence that the homes are occupied by persons having an ownership interest and are in close proximity to affordable new housing construction in the Houston Hope areas. The ordinance does not affect other home repair programs such as the citywide Single Family Home Repair Program operating under the HUD rules and regulations. | | | |
| RC: cc | | | |
| CC: City Secretary Legal Department Mayor's Office City Controller | | | |
| REQUIRED AUTHORIZATION | | | |
| F&A Director: | Other Authorization: | Other Authorization: | |

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

HCD07-125

SUBJECT: An ordinance approving and authorizing a first amendment to the contract between the City of Houston and Houston Housing Finance Corporation (HHFC) for the implementation and administration of the Houston Hope Home Repair Program.

Page
1 of 1Agenda Item
#

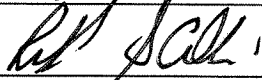
21A

FROM (Department or other point of origin):
Richard Celli, Director
Housing and Community Development Department

Origination Date
05/04/2007

Agenda Date
MAY 16 2007

DIRECTOR'S SIGNATURE:



Council District affected:
All

For additional information contact:

Stephen Tinnermon
Phone: 713-247-1307

Date and identification of prior authorizing Council action:

October 11, 2006, 2006-1041

RECOMMENDATION: (Summary)

Approval and authorization of Ordinance for the first amendment to the contract between the City of Houston and Houston Housing Finance Corporation for the purpose of providing home repairs in the Houston Hope Areas of the City of Houston.

Amount of Funding: N/A

F&A Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

On October 11, 2006, City Council by the passing of ordinance number 2006-1041 approved the initial contract between the City and Houston Housing Finance Corporation. The contract provided for HHFC to implement and administer the designated repair program in the Houston Hope Areas.

The amendment to the contract will provide for HHFC to administer the contract according to the first amended and restated administrative guidelines for the Houston Hope Home Repair Program formerly known as Critical Home Repair Program.

RC:cc

CC: City Secretary
Legal Department
Mayor's Office
City Controller

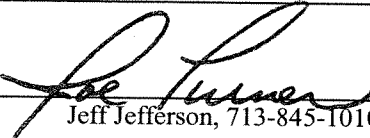
REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

| | | | |
|---|--|---|---|
| To: Mayor via City Secretary | | | |
| Subject: Approval of an ordinance to accept grant funds from the Texas Health and Human Services Commission for the Summer Food Service Program through March 30, 2012. | | Category # | Page 1 of 1 Agenda Item 22 |
| FROM (Department or other point of origin): Houston Parks and Recreation Department (HPARD) | | Origination Date: April 5, 2007 | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE: Joe Turner, Director  | | Council District(s) affected: All | |
| For additional information contact: Jeff Jefferson, 713-845-1010 | | Date and Identification of prior authorizing Council Action: March 5, 2003 – Ord. 2003-0213 | |
| RECOMMENDATION: (Summary): Adopt an ordinance authorizing the Director of Houston Parks and Recreation Department to accept a five-year grant from the Texas Health and Human Services Commission for the Summer Food Service Program for the project period April 1, 2007 through March 30, 2012. | | | |
| Amount of Funding: Texas Health and Human Services Commission \$4,451,580 – Federal Government (5002) - 1 Year [Maximum Grant Award for 5 Years - \$22,257,900.00] | | | F&A Budget: |
| SPECIFIC EXPLANATION: <p>The Houston Parks and Recreation Department recommends City Council approval of an ordinance authorizing the Director to apply for and receive a 5-year grant from the Texas Health and Human Services Commission (THHSC) for the Summer Food Service Program (SFSP) for 2007. The project 5-year period is April 1, 2007 to March 30, 2012. The total for this 5-year period shall not exceed \$22,257,900. First year funding is requested for the budget period April 1, 2007 through March 30, 2008 in the amount of \$4,451,580.</p> <p>The Houston Parks and Recreation Department requests Council to approve and authorize the FY 2007 application to THHSC and further authorize the Director to:</p> <ol style="list-style-type: none"> 1. Accept and expend approved funding as approved by THHSC 2. Accept supplemental awards offered by THHSC during the project period. <p>Funds received through this application provide:</p> <ol style="list-style-type: none"> 1. Support for program management 2. Funding for food service portion of the program 3. Funding for supplies, mileage reimbursement, fringe benefits, office supplies and copy services. <p>The SFSP provides nutritional lunches and supplements at approximately 350 sites in the city. Sites are located at community centers, community-based organizations and various churches. The program is offered in conjunction with the Summer Enrichment Program in which youth participate in various activities for twelve weeks between June and August.</p> <p>The SFSP will be at no cost to any and all youth between ages 1 thru 18. An estimated 800,000 lunches and 600,000 supplements are expected served during the 2007 season. Last year, HPARD served 756,000 lunches and 560,000 supplements. The annual grant amount depends on the projections of servings and grant funds are spent during the fiscal year in accordance with the grant.</p> | | | |
| Director: | | Other Authorization: | |
| | | | |



CITY OF HOUSTON

Parks and Recreation Department

Interoffice

Correspondence

To: All Council Members

From: Joe Turner, Director

A handwritten signature in black ink, appearing to be "J. Turner", is written over the name "Joe Turner, Director".

Date: May 11, 2007

CC:

Subject Summer Food RCA agenda item

The change in council break to the week of May 21st affected our agenda timeline on the summer food contract. This summer food grant contract is time sensitive and Houston Parks and Recreation Department respectfully requests that this item not be tagged so that we may stay on schedule to begin the program on May 27th.

Please contact Dan Pederson with any questions regarding this item. Dan can be reached at 713-845-1248.

ulu

REQUEST FOR COUNCIL ACTION

To: Mayor via City Secretary

Subject: An Ordinance approving and authorizing a contract between the City of Houston and Dean's Nutritional Services, Inc. for the Summer Food Service Program RFP 551-T22338

Category #
2

Page 1 of 2

Agenda
Item
22A

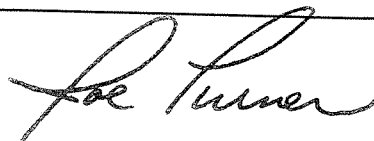
FROM (Department or other point of origin):
Houston Parks and Recreation Department

Origination Date:
April 17, 2007

Agenda Date
MAY 16 2007

DIRECTOR'S SIGNATURE:

Joe Turner, Director



Council District(s) affected: All

For additional information contact: Jeff Jefferson, 713-845-1010
Doug Earle, 713-845-8075

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary):

The Director of the Houston Parks and Recreation Department requests approval of an Ordinance awarding a one (1) year contract with four (4) one (1) year extension option terms to Dean's Nutritional Services, Inc. The amount of the contract during the number one year is \$3,777,540.00, with the extension options years being set at the amount given by the State of Texas under the program at the time the Grant is approved by the State of Texas

Amount of Funding: FY07 \$661,070 FY08 \$3,116,470 Out Years \$15,393,475
FUND 5002 - Summer Food Service Program Grant

F&A Budget:

SPECIFIC EXPLANATION:

The Director of Parks and Recreation Department (PARD) requests the approval of an Ordinance awarding a one (1) year contract with four (4) one (1) year option terms, totaling five (5) years to Dean's Nutritional Services, Inc. for the City's Parks and Recreation Department sponsored Summer Food Service Program which is the sole response and best offer of \$3,777,540.00 for lunches and snacks, based on serving a maximum of 23,000 lunches and 20,000 snacks daily. Based on history, an average of 21,499 lunches and 15,499 snacks are served daily.

In the first year and in all option years, Dean's Nutritional Services contract amount is limited to the grant amount awarded by the Texas Department of Health and Human Services Commission. It is projected that the total amount of all years under the contract shall not exceed \$20,000,000. The contract between Dean's Nutritional Services, Inc. and the City of Houston may be terminated at anytime based on the level of participation under the program if the request to file for the grant is not approved by City Council, or if the State of Texas either cancels or does not approve funding for food under the grant at anytime during the contract term. It is projected that this program will increase in size over the option years and this contract will assist the City of Houston in the planning and preparation of this increase in advance with the contractor.

This solicitation was advertised in the Houston Business Journal and was included in Strategic Purchasing's RFP/Bid Internet Website. Thirty-nine (39) vendors downloaded their proposal and Dean's Nutritional Services was the only respondent. The Parks & Recreation Department inquired with food vendors that downloaded this Proposal. The primary reason given for not responding was the size of the program was beyond their capacity, while others did not respond to our recorded telephone inquiries.

Being the only respondent, Dean's Nutritional Services Proposal is in compliance with the solicitation and Grant requirements, which includes:

1. Unit cost is in alignment with set allocations to ensure sufficient residual to cover related expenditures for program.
2. Dean's Nutritional Services provided their business license, referrals, Bid Bond and their confirmed prices were inclusive of milk, juice, packaging, transportation and condiments as required by the Grant.
3. Dean's Nutritional Services' response did provide MWDBE documentation as required by the City.
4. Dean's Nutritional Services did provide appropriate evidence that corrective actions of any and all Health Department violations are in compliance with City's inspection guidelines.

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

April 17, 2007

Subject: An Ordinance approving and authorizing a contract between the City of Houston and Dean's Nutritional Services, Inc. For the Summer Food Service Program. RFP 551-T22338

Originator's initials: JT

Page 2 of 2

The contract, as approved by the State of Texas, supports a federally funded lunch program that provides lunches and supplements to the children of greater City of Houston Area that will meet the Federally Regulated Child Nutritional Standards under the Grant. The Program will provide the lunches and supplements (snacks) between Tuesday, May 29th, 2007 and August 17th, 2007 at approximately 400 State approved sites throughout the greater City of Houston Area. These sites are located at City of Houston Parks and Recreation Department Community Centers, community based non-profit organizations, apartment complexes, schools and various churches. These sites serve as outreach centers providing valued services to the City's children and the Summer Food Service Program enhances those services.

Dean's Nutritional Services, Inc., and its operating staff, is formerly Regal Foods Services, Inc., who has served as the represented vendor for 15 years. The staff has performed exceptionally well.

The proposal was issued as a goal-oriented contract with an 11% MWDBE PARTICIPATION REQUIREMENT. Dean's Nutritional Services exceeds the minimum requirement as stated on the Request for Proposal. The selected MWDBE Subcontractors are listed below.

| <u>TYPE OF WORK</u> | | <u>AMOUNT</u> | <u>% OF CONTRACT</u> |
|---------------------|-------------|---------------------|----------------------|
| Harlon's Bar B Q | Lunch Packs | \$302,203.00 | 8% |
| Integrity Packaging | Boxes | 188,877.00 | 5% |
| TOTAL | | \$491,080.00 | 13% |

REQUEST FOR COUNCIL ACTION

| | | | | |
|--|-----------------------------|---|--|----------------------------|
| SUBJECT: Lease truck staging lots to serve large events at the George R. Brown Convention Center | | Category # | Page 1 of 1 | Agenda Item # 23 |
| FROM (Department or other point of origin): Dawn Ullrich, Director Convention & Entertainment Facilities Department | | Origination Date April 10, 2007 | Agenda Date MAY 16 2007 MAY 16 2007 | |
| DIRECTOR'S SIGNATURE: MS <i>Dawn Ullrich</i> | | Council District affected: 1 | | |
| For additional information contact: Steve Lewis Phone: 713-853-8888 | | Date and identification of prior authorizing Council action: | | |
| RECOMMENDATION: (Summary) Approve a sublease with All-Star Parking, Inc. covering two vacant lots located at 2233 Polk and 2233 Lamar, located east of the George R. Brown Convention Center. | | | | |
| Amount of Funding: \$13,500 for FY2007 (\$180,000 Maximum Contract Amount) | | F & A Budget: | | |
| <input checked="" type="checkbox"/> Enterprise Fund C&E Facility Rev Fund (#8601) | | | | |
| SPECIFIC EXPLANATION: A crucial component of accommodating large conventions is the availability of marshalling areas for freight transported by tractor-trailers. Staging lots in close proximity to the convention center allow the freight to be gathered at a central location and dispatched to the appropriate loading dock as they become available. The availability of such staging areas helps "sell" the convention center to prospective clients who book large conventions and tradeshow and gives the convention center a competitive edge we've not previously had in pursuing larger shows. Further, the lots would be an ideal location to park commercial trucks and trailers off street and also provide temporary contract employees such as wait staff, kitchen staff, and ushers a place to park their personal vehicles during banquets, shows, concerts, and holiday parties. The proposed sublease of 2233 Polk and 2233 Lamar from All-Star Parking, Inc. would secure convenient, nearby lots for a period of two years with two, one-year option terms and a right of first refusal to purchase in favor of the City. The rental would be \$4,500 per month for the first year, \$5,000 per month for the second year, and \$5,500 per month for the option years. The Building Services Department concurs that the rental amounts are well within the fair market value for such property. The property owner, Raju Patel, has agreed to honor the City's sublease should the All-Star Parking, Inc. lease with the owner be terminated. The owner has also agreed to honor the City's right of refusal to purchase the property. The Convention & Entertainment Facilities Department recommends that City Council approve the above-described sublease for use as staging areas for tractor-trailers and commercial parking. | | | | |
| REQUIRED AUTHORIZATION | | | | |
| F&A Director: | Other Authorization: | Other Authorization: NDT | | |

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7378

Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Computer-Based Training for the Fire Department S29-T22141

Category #
4

Page 1 of 2

Agenda Item

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

May 08, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

[Signature]
For additional information contact:

Karen Dupont Phone: (713) 859-4934
Ray DuRousseau Phone: (713) 247-1735

Council District(s) affected
All

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to the best respondent, National Paramedic Institute in an amount not to exceed \$1,382,750.00 for computer-based training for the Fire Department.

Estimated Spending Authority: \$1,382,750.00

F & A Budget

\$1,382,750.00 General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options to extend, for a total five-year term to the best respondent, National Paramedic Institute in an amount not to exceed \$1,382,750.00 for computer-based training for the Fire Department. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to provide all labor, materials, equipment and supervision necessary to provide unlimited access to on-line continuing education certification and re-certification courses for emergency medical technicians and paramedics. The contractor will be required to provide the Fire Department with access to online courses that comply with the Texas Department of State Health Services and with the requirements of all accreditations; to include the re-certification for both American College of Emergency Physicians and Cardiac Pulmonary Resuscitation re-certification. Additionally, the contractor will provide customer support, tests, grades, course completion certificates; maintain official student transcripts and the on-line database to monitor student course status.

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws, and as a result, proposals were received from National Paramedic Institute, eGenesis, Inc., Houston Community College and Web Head Group. The evaluation committee consisted of six Fire Department employees. The proposals were evaluated based on the following criteria:

1. Conformance to the Scope of Work
2. Qualifications, Experience and Reliability
3. Cost
4. Conformance to all other RFP Requirements and Conditions
5. Financial Strength

National Paramedic Institute received the highest overall score.

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

[Signature]

| | | | |
|-------------------|---|--------------------------------|-------------|
| Date: 5/8/2007 | Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Computer-Based Training for the Fire Department S29-T22141 | Originator's Initials DM | Page 2 of 2 |
|-------------------|---|--------------------------------|-------------|

Buyer: Douglas Moore

Attachment: M/WBE Zero Percent Goal document approved by the Affirmative Action Division.

Funding Information

Estimated Spending Authority

| Department | FY 2007 | Out Years | Total |
|-----------------|-------------|----------------|----------------|
| Fire Department | \$28,183.00 | \$1,354,567.00 | \$1,382,750.00 |



CITY OF HOUSTON

Finance & Administration Department
Strategic Purchasing Division (SPD)

Interoffice

Correspondence

To: Kevin M. Coleman, C.P.M.
Assistant Purchasing Agent

From: Douglas Moore

Date: October 24, 2006

Subject: MWBE Participation Form

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

I am requesting a MWBE goal below 11% (To be completed by SPD, and prior to advertisement): Yes ☒ No ☐ 0%

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

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

Solicitation Number: S29-T22141 Estimated Dollar Amount: \$375,000.00

Anticipated Advertisement Date: 11/10/2006 Solicitation Due Date: 12/8/2006

Goal On Last Contract: 0 Was Goal met: Yes ☒ No ☐

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

Name and Intent of this Solicitation:
Fire Department Computer Based Training and Lab Services

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

The M/WBE goal should be waived for the Computer Based Training and Lab Services Proposal, due to the minimum amount of licensed and certified educational organizations (1 or 2) in the Houston, TX area that can provide the services that are required to research the Texas Department of State Health Services. These requirements include development of course syllabus and teach courses that pertain to Emergency Medical Technicians and Paramedics recertification training. Historically, there has not been an M/WBE goal established for this contract because of the complexity of the required medical profession expertise. The EMT recertification training used by the Fire Department consist of licensed Physicians and Nurses who possess a high degree of medical, educational, and technical expertise and/or specialization in the field. To conclude, Affirmative Action Division's M/WBE Directory was reviewed for potential subcontractors that specialize in the required services and there were no M/WBEs that could be found.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7442

Subject: Approve an Amending Ordinance to Increase the Spending Authority for Contract No. C52034 for Local Telephone and Data Services Citywide for the Information Technology Department

Category #
4 & 5

Page 1 of 1

Agenda Item

25

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

May 07, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Richard Lewis Phone: (832) 393-0065
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing
Council Action:

Ord 2000-882, Ord 2002-453 and Ord. 2003-728

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the spending authority for contract No. C52034 between the City of Houston and AT&T Inc. (formerly Southwestern Bell Telephone) from \$48,300,000.00 to \$61,300,000.00 for Local Telephone and Data Services Citywide for the Information Technology Department.

Spending Authority: \$13,000,000.00

F & A Budget

\$13,000,000.00 Central Services Revolving Fund (1002)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the spending authority for Contract No. C52034 between the City of Houston and AT&T Inc. (formerly Southwestern Bell Telephone) from \$48,300,000.00 to \$61,300,000.00 for Local Telephone and Data Services Citywide for the Information Technology Department.

This contract was awarded on October 10, 2000, by Ordinance No. 2000-882 for a five-year term, in amount of \$48,300,000.00. A first amendment was approved on May 29, 2002, by Ordinance No. 2002-0453, to include an add/delete provision to add and delete services as needed citywide. The amendment gave the City more economy and flexibility to add or delete services in order to meet current and future needs. A second amendment was approved on July 30, 2003, by Ordinance No. 2003-728, to increase the term from October 15, 2005 to July 30, 2008.

The scope of work requires the contractor to provide all equipment, facilities, labor, materials, parts, and supervision necessary to provide local telephone services (dial tone), data circuits, and other services. These data and voice circuits are a deeply embedded critical component of City business and are used at every City facility. The amending ordinance will increase the spending authority and appropriate an additional \$13,000,000.00. The increase will fund the contract until contract expiration on July 30, 2008. The City will need to replace the current contract by July of 2008 and will continue to consider options for reduce circuit costs. Opportunities to reduce these costs include pricing reductions via conversion of circuits to Wireless, deployment of VoIP where it makes sense and avoids termination penalties, and other methods available to the City.

Buyer: Frank Rodriguez

Spending Authority

| DEPARTMENT | FY 2007 | OUT YEARS | TOTAL |
|------------------------|----------------|-----------------|-----------------|
| Information Technology | \$1,942,000.00 | \$11,058,000.00 | \$13,000,000.00 |

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

Frank Rodriguez 5/7/07

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7384

Subject: Approve an Amending Ordinance to Increase the Spending Authority for Contract No. C53800 for Electrical Maintenance Services for the Public Works & Engineering Department
LC-R-0769-027-13408-A1

Category #
4

Page 1 of 1

Agenda Item

26

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

April 12, 2007

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

For additional information contact:

Gary Norman

Phone: (713) 837-7425

Ray DuRousseau

Phone: (713) 247-1735

Council District(s) affected
All

Date and Identification of prior authorizing Council Action:

Ordinance No. 2002-333, passed May 1, 2002

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the spending authority for Contract No. C53800 between the City of Houston and Electrical Reliability Services, Inc. (formerly known as Electro-Test, Inc.) from \$1,568,842.48 to \$2,196,379.47 for electrical maintenance services for the Public Works & Engineering Department.

Spending Authority Increase: \$627,536.99

F & A Budget

\$627,536.99 Water & Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance to increase the spending authority for Contract No. C53800 between the City of Houston and Electrical Reliability Services, Inc. (formerly known as Electro-Test, Inc.) from \$1,568,842.48 to \$2,196,379.47 for electrical maintenance services for the Public Works & Engineering Department. Under this contract, the contractor provides electrical maintenance services at the 22 water production/wastewater facilities.

The contract was awarded on May 1, 2002, by Ordinance No. 2002-333 for a three-year term with two one-year options to extend, for a total five-year term, in the original amount of \$1,568,842.48. Expenditures as of March 30, 2007 totaled \$1,287,402.07. Unexpected failures at the Clinton Drive, 69th Northwest and Alameda Sims wastewater plants caused expenditures to exceed the original estimate over the life of the contract. This increase in spending authority is expected to sustain the Department through the end of the contract term.

The scope of the work requires the contractor to provide all labor, materials, equipment, supervision, and transportation necessary to provide preventive maintenance and inspections on medium- and high-voltage equipment. Additionally, the contractor is required to perform relay testing, calibrations, infrared inspections, load flow evaluations, protective relay evaluations, electrical grounding evaluation and correction, power quality analysis, unscheduled corrective maintenance, and general electrical and mechanical services.

This contract was awarded with a 4% M/WBE participation level and the contractor is currently achieving a 2.66% participation level. The Affirmative Action Division will continue to monitor this contract to ensure maximum M/WBE participation.

Buyer: Richard Morris

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

NOT

4.9-07

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Architectural Services Contract
m Architects, LLC.
Bracewell Neighborhood Library Replacement
WBS No. E-000114-0001-3

Page
1 of 2

Agenda Item

27

FROM (Department or other point of origin):

Building Services Department

Origination Date

4-18-07

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

Issa Z. Dadoush, P.E.

Council Districts affected:

E

For additional information contact:

Jacquelyn L. Nisby Phone: 713-247-1814

**Date and identification of prior authorizing
Council action:****RECOMMENDATION:** Approve professional architectural services contract and appropriate funds for the project.**Amount and Source Of Funding:**

\$ 530,321.00 Public Library Consolidated Construction Fund (4507)

F & A Budget:

SPECIFIC EXPLANATION: The Building Services Department recommends that City Council approve and authorize an architectural services contract with m Architects LLC. to perform facility design services for the Bracewell Neighborhood Library Replacement for the Houston Public Library.

PROJECT LOCATION: 9002 Kingspoint Drive (576P)

PROJECT DESCRIPTION: The scope of services for this project includes architectural and engineering services necessary to provide construction documents for the construction of a new 12,000-20,000 sf library to replace the existing 45-year-old building. The existing library is located in a flood plain, but the new facility will be constructed outside of the flood plain.

SCOPE OF CONTRACT AND FEE: The contract provides for a Basic Services Fee to be paid as a lump sum and certain Additional Services to be paid on a reimbursable basis.

| | |
|----------------------|-------------------------|
| \$ 291,450.00 | Basic Services Fee |
| \$ 169,750.00 | Additional Services Fee |
| \$ 60,000.00 | Reimbursable Expenses |
| \$ 9,121.00 | Civic Art (1.75%) |
| \$ 530,321.00 | Total Funding |

REQUIRED AUTHORIZATION

NDT CUIC#25WTH33

Building Services Department:Wendy Teas Heger, AIA
Chief of Design & Construction Division**Houston Public Library:**Rhea Brown Lawson, PhD.
Director

| | | | |
|-------------|---|---|-----------------------|
| Date | SUBJECT: Professional Architectural Services Contract m Architects, LLC. Bracewell Neighborhood Library Replacement WBS No. E-000114-0001-3 | Originator's Initials JBW | Page 2 of 2 |
|-------------|---|---|-----------------------|

M/WBE INFORMATION: A MWBE goal of 24% has been established for this contract. The architect has submitted the following certified firms to achieve this goal:

| <u>Firm</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|---------------------------------|--------------------------|---------------------|----------------------|
| Healthy Resources Enterprises | MEP Engineering | \$63,104.96 | 21.18% |
| Specification Documents | Project Specifications | \$ 1,000.00 | 5.00% |
| Lauren Griffith Associates, Inc | Landscaping Design | \$23,500.00 | 5.53% |
| Landtech Surveying | Boundary, Topo, Platting | <u>\$30,000.00</u> | <u>7.00%</u> |
| TOTAL | | \$117,604.96 | 38.71 |

M4

IZD:WTH:MCP:JLN:jb

c: Marty Stein, Jacquelyn L. Nisby, John Middleton, Velma Laws, File



KEY MAP NO. 576P

SUBJECT: Professional Architectural Services Contract
Glassman Shoemake Maldonado, Architects, Inc.
Clayton Library Renovation
WBS No. E-000156-0001-3

Page
1 of 2

Agenda Item

28

FROM (Department or other point of origin):

Origination Date

Agenda Date

Building Services Department

5-10-07

MAY 16 2007

DIRECTOR'S SIGNATURE

Issa Z. Dadoush, P.E.

Council District(s) affected: D

For additional information contact:

Jacquelyn L. Nisby

Phone: 713-247-1814

Date and identification of prior authorizing

Council action: Ordinance 07-0289, dated 03-07-07

RECOMMENDATION: Approve and authorize an architectural services contract with Glassman Shoemake Maldonado, Architects, Inc., and appropriate funds for the project.

Amount and Source Of Funding:

\$270,000.00 Library Capital Project Fund (4018)

F & A Budget:

SPECIFIC EXPLANATION: On March 7, 2007, City Council approved a Renovation Agreement with Clayton Library Friends (CLF) to oversee construction administration and construction management services in connection with the Clayton Family Buildings. Therefore, the Building Services Department recommends that City Council approve and authorize an architectural services contract with Glassman Shoemake Maldonado, Architects, Inc. to perform construction phase services for renovation of the Clayton Library for the Houston Public Library.

PROJECT LOCATION: Clayton Library
5300 Caroline (493W)

PROJECT DESCRIPTION: The project involves renovation of the main house, guest house, and carriage house. The scope of work includes construction administration services and construction management services for the buildings, related parking and site work.

SCOPE OF CONTRACT AND FEE: The contract provides for a Basic Services Fee to be paid as a lump sum and certain Additional Services to be paid on a reimbursable basis.

\$ 98,400.00 Basic Services Fee

\$ 171,600.00 Additional Services

\$ 270,000.00 Total Funding

REQUIRED AUTHORIZATION

CUIC25WTH34

MDT

Other Authorization:

Wendy Teas Heger, AIA
Chief of Design and Construction
Building Services Department

Other Authorization:

Rhea Brown Lawson, Ph.D., Director
Houston Public Library

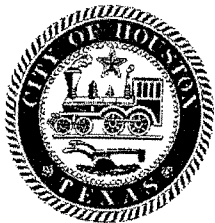
| | | | |
|-------------|---|---|-----------------------|
| Date | SUBJECT: Professional Architectural Services Contract Glassman Shoemake Maldonado Architects, Inc. Clayton Library Renovation WBS No. E-000156-0001-3 | Originator's Initials MCP | Page 2 of 2 |
|-------------|---|---|-----------------------|

M/WBE INFORMATION: The Architect provided design services for the project through a separate contract with Clayton Library Friends. Therefore, the M/WBE participation for this contract is negligible and Affirmative Action has approved a 0% M/WBE goal, as described in the attached correspondence.

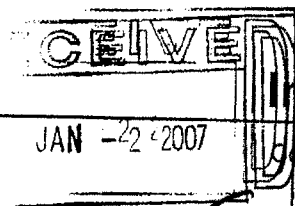
MJ

IZD:WTH:MCP:JLN:bo

c: Marty Stein, Issa Z. Dadoush, Wendy Teas Heger, John Middleton, Carter Roper, Jacquelyn L. Nisby, Joseph Kurian, Kim Nguyen, Phil Golembiewski P.E., James Tillman, File

*Morgan, Keep, Wendy*
CITY OF HOUSTON

Building Services Department

**Interoffice**

Correspondence

To: Velma Laws
Director, Affirmative Action Department

From: Issa Z. Dadoush, P.E.
Director

Date: December 20, 2006

CC: Dr. Rhea Brown Lawson; John Middleton;
Wendy Heger; Morgan Porter; file

Subject: Clayton House Renovations
Professional Services Contract for
Construction Administration and
Construction Management

We are requesting a 0% MWDBE participation goal for an upcoming professional services contract with Glassman Shoemaker Maldonado Architects, Inc. The firm provided design services for the project through a contract with Clayton Library Friends. The City contract in question would be for construction administration and construction management services only. The value of the contract is expected to be approximately \$200,000.

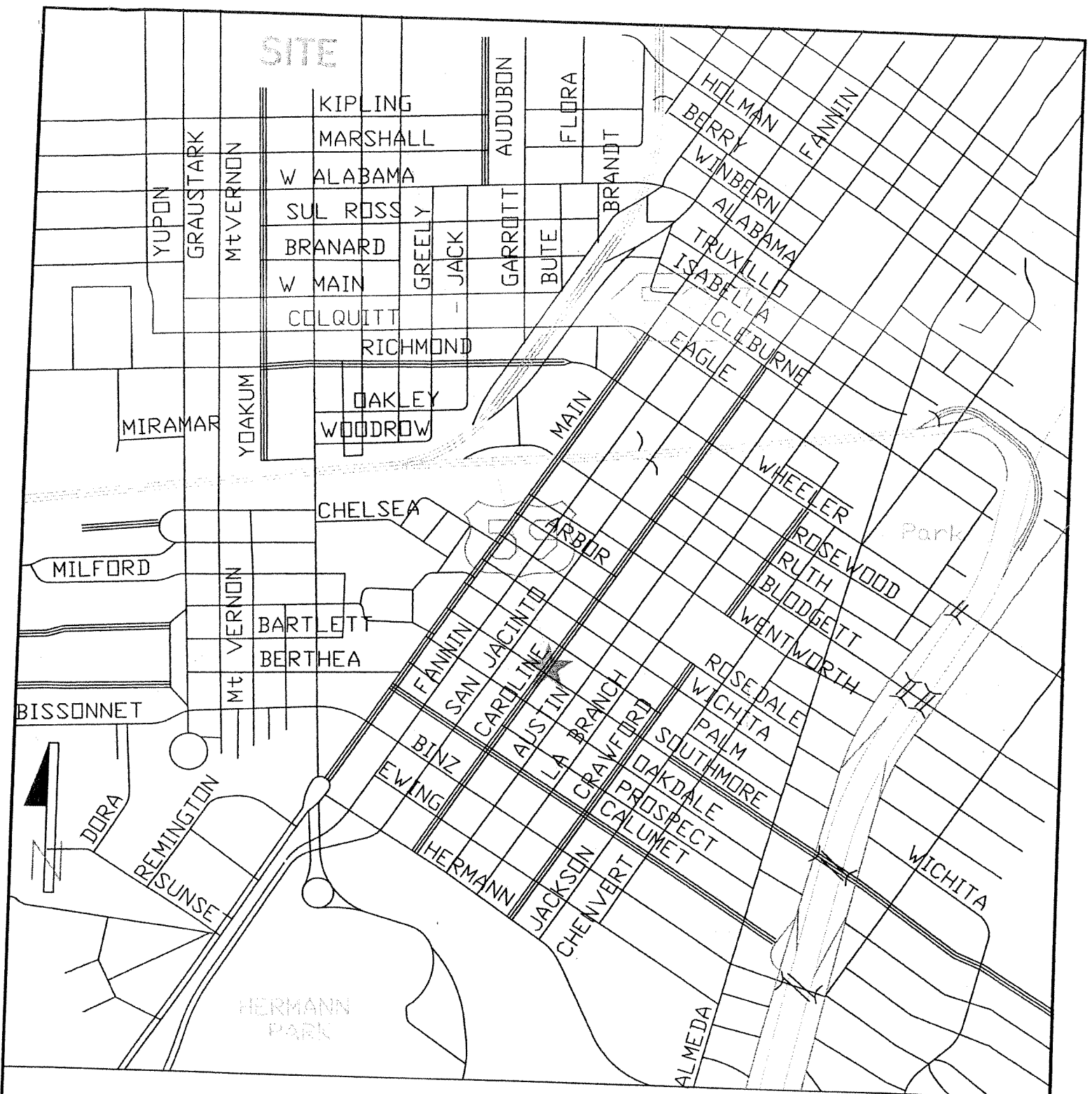
We see an advantage to the City in keeping the original consultant and subconsultants on the project during construction, since they designed the project. The prime, Glassman Shoemaker Maldonado Architects, Inc., is a City-certified WBE.

I am available for questions or further discussion.

If you are in agreement with this proposal, please sign and return.


Velma Laws, Director, Affirmative Action Dept.

WTH
IZD:WTH:wth



**William L. Clayton Home, Guest House
and Carriage House
5300 Caroline, Houston, TX**

COUNCIL DISTRICT "D"

KEYMAP No. 493W

SUBJECT: Approve Professional Art Conservation and Restoration Services Agreement with Conservation and Restoration of Sculpture, LLC, for the resiting and restoration treatment of the artwork *Geometric Mouse Scale X*

WBS No. E-000422-0002-4

Page
1 of 1

Agenda Item

29

FROM (Department or other point of origin):
Building Services Department

Origination Date

05-10-07

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE

Issa Z Dadoush, P.E.

Council Districts affected: 1

For additional information contact:

Jacquelyn L. Nisby Phone: 713.247.1814

Date and identification of prior authorizing Council action:

Ordinance 2006-0191, February 22, 2006

RECOMMENDATION: Approve and authorize Professional Art Conservation and Restoration Services Agreement with Conservation and Restoration Sculpture, LLC, for the resiting and restoration treatment of the artwork *Geometric Mouse Scale X*, and allocate funds.

Amount and Source of Funding: \$26,500.00 Library Civic Art Fund (4507)
(Prior Civic Art Appropriation Public Library Consolidated Construction Fund 439)

F & A Budget:

SPECIFIC EXPLANATION: The Building Services Department recommends that City Council authorize and approve a Professional Art Conservation and Restoration Services Agreement with Conservation and Restoration of Sculpture, LLC for restoration of the artwork, *Geometric Mouse Scale X*. The piece, designed by Claes Oldenburg, is a 15'X20'X12' abstract geometric representation of a mouse, composed of 3/4" thick CorTen steel with two teardrops chained to the eyelid-windows.

The artwork was previously sited at the Central Houston Public Library Plaza, 500 McKinney, which is currently being renovated. The new architectural design of the library does not leave sufficient space to accommodate the artwork. Therefore, the piece will be relocated to the northeast corner of McKinney Street in front of the Julia Ideson Library, 500 McKinney St. (493-L). This new site will give the piece greater visibility and presence.

The Conservator, Ben Woitena of Conservation and Restoration of Sculpture, LLC, has previously restored this piece and has approximately 20 years of experience in this field. He is an associate of the American Institute for Conservation of Historic and Artistic Works (AIC). His major restoration projects include:

Large Spindle Piece in Houston and *The Dallas Piece* (Vertebrae Series), both by Henry Moore

Goddess of Liberty statue atop the Texas State Capital in Austin, TX

Geometric Mouse X by Claes Oldenburg in Houston, TX

Stag, Red Deer and Fawn by Anna Hyatt Huntington, Houston Museum of Natural Science, Houston, TX

Spirit of Flight by Charles Umlauf, Dallas Love Field, Dallas, TX

The restoration treatment is recommended and approved by the Civic Art Program's Civic Art Committee and the Houston Arts Alliance. Restoration of this sculpture will be under the direction of the Building Services Department.

IZD:WTH:JLN:SI

c: Issa Z. Dadoush, Wendy Teas Heger, Jacquelyne Nisby, Marty Stein, Michael Moore, Jill Jewett, James Tillman IV

REQUIRED AUTHORIZATION

CUIC ID: 25SI02

Building Services Department:

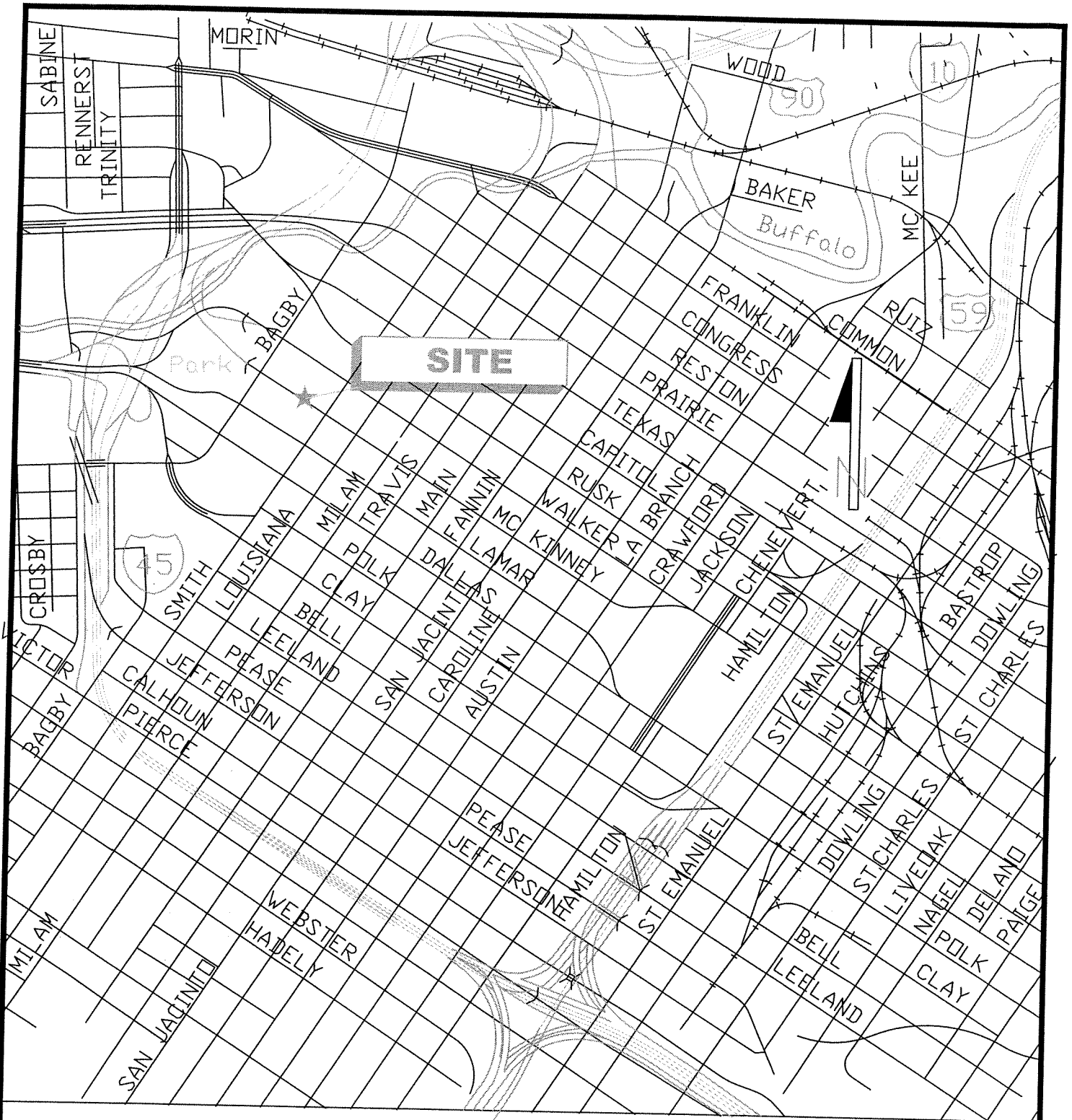
Other Authorization:

Houston Public Library:

Wendy Teas Heger

Wendy Teas Heger, AIA
Chief of Design & Construction Division

Rhea Brown Lawson
Rhea Brown Lawson, Ph.D.
Director




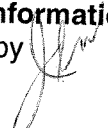




**Julia Ideson Building Renovation
500 McKinney St.**

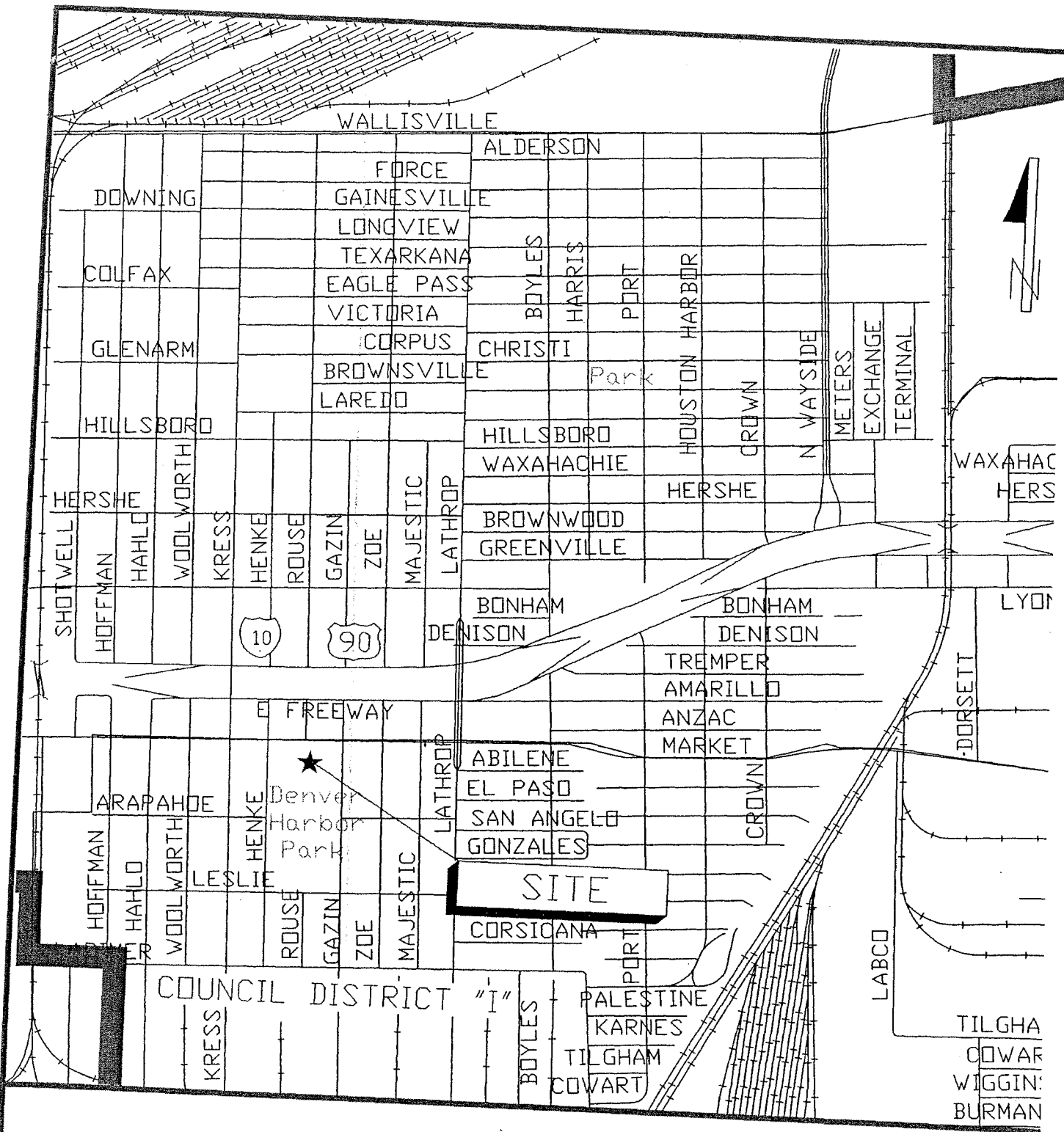
COUNCIL DISTRICT "I"

KEY MAP NO. 493 L

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

| | | | |
|--|-----------------------------|---|-----------------------------------|
| SUBJECT: First Amendment to Construction Contract Meridian Commercial, L.P. Repair and Build-out of Denver Harbor Multi-Service Center- Phase II WBS No.: D-000077-0003-4 | | Page 1 of 1 | Agenda Item 30 |
| FROM (Department or other point of origin): Building Services Department | | Origination Date 5/10/07 | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E.  | | Council Districts affected: 1 | |
| For additional information contact: Jacquelyn L. Nisby  Phone: 713-247-1814 | | Date and identification of prior authorizing Council action: Ordinance No. 2007-0070 – January 17, 2007 | |
| RECOMMENDATION: Approve First Amendment to the construction contract. | | | |
| Amount and Source of Funding: No Additional Funding Required | | F & A Budget: | |
| Previous Funding: \$2,173,000.00 General Improvements Consolidated Construction Fund (4509) \$ 200,000.00 Federal Government – Grants Funded (5000) -CDBG \$2,373,000.00 Total Funding | | | |
| SPECIFIC EXPLANATION: The Building Services Department recommends that City Council approve the First Amendment to the Construction Contract with Meridian Commercial, L.P. to increase the Director's authority to approve Change Orders up to 10% of the original contract price. On January 17, 2007, City Council awarded a construction contract to Meridian and appropriated/allocated a 10% contingency to address unforeseen conditions associated with the repair of the facility. However, the contract omitted language to delegate authority. This First Amendment is necessary to include this provision in the contract. | | | |
| PROJECT LOCATION: Denver Harbor Multi-Service Center 6402 Market St. (494H) | | | |
| PROJECT DESCRIPTION: This project involves the structural repair and second floor build-out of Denver Harbor Multi-Service Center. The second floor build-out includes lease space for community service providers, meeting rooms, classroom space, resource center, computer classroom, aerobic exercise space and after-school program space. | | | |
| X   IZD:WTH:JLN:RAV:LJC:KH:kh | | | |
| cc: Issa Z. Dadoush, Wendy Teas Heger, Marty Stein, Jacquelyn L. Nisby, James Tillman, Michael Dotson Joseph Kurian, Kim Nguyen, Richard Vella, Lorna Clark, Kermit Haag, File | | | |
| REQUIRED AUTHORIZATION | | | |
| Building Services Department:  Wendy Teas Heger, AIA Chief of Design & Construction Division | Other Authorization: | Department of Health and Human Services:  Stephen L. Williams, M.ED, MPA, Director | CUIC ID # 25RAV159 not |



DENVER HARBOR MULTI-SERVICE CENTER
6402 MARKET STREET

COUNCIL DISTRICT "I"

KEY MAP NO. 494H

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Additional appropriation to the local match funds for the construction of a City of Houston (City) and Texas Department of Transportation (TxDOT) Bikeway Project: Columbia Tap Rail to Trail
WBS No. N-000420-0022-4; TxDOT CSJ 0912-71-544

Page
1 of 2

Agenda Item
#

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FROM :

Department of Public Works and Engineering

Origination Date

5/10/07

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE:

Michael S. Marcotte, P.E., DEE

Council District affected:

D & I

M.S.

For additional information contact:

Reid K. Mersny, P.E.

(713) 837-0452

Senior Assistant Director

Date and identification of prior authorizing Council action:

Ordinance No. 97-1042

Date: 08/27/1997

Ordinance No. 05-0893

Date: 07/13/2005

Ordinance No. 05-1078

Date: 09/14/2005

RECOMMENDATION: Appropriate funds for City of Houston (City) Additional Local Match.

Amount and Source of Funding: \$149,860.00 from Street and Bridge Consolidated Construction Fund No. 4506. Previous appropriations of \$3,764.00 and \$594,550.00 from Street and Bridge Consolidated Construction Fund No. 437. *Check 04/19/07*

PROJECT NOTICE/JUSTIFICATION: This project was originally included in the City Street and Bridge Capital Improvement Plan (CIP) as jointly funded by the City and TxDOT. The Houston Bikeway Program provides design and construction of approximately 320 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 30 miles (18 projects), mostly off-street trails are currently under design.

DESCRIPTION/SCOPE: This project consists of constructing an approximately 3.11 miles long and 10 feet wide reinforced concrete hike and bike trail complete with modification to a Rail Road bridge, a new bike/pedestrian bridge across Brays Bayou, related utility adjustments, accessibility ramps, signage, pavement markings, and landscaping.

LOCATION: The trail is generally bounded by Polk on the north, Dixie on the south, Dowling on the east and Scott on the west. Key Map 493VZY and 533CGF.

PREVIOUS HISTORY: 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 eligible costs of the project are 80% funded by the Federal Highway Administration (FHA) under the Intermodal Surface Transportation Efficiency Act (ISTEA) under the Transportation Enhancement, Congestion Mitigation and Air Quality Programs (CMAQ). The 20% local match funding is provided by both the City of Houston and the Metropolitan Transit Authority (METRO). In addition to the local match, the City is responsible for paying 100% of the costs in excess of federal participation.

City Council approved the review cost funds of \$3,764.00 and entered into an agreement with TxDOT on August 27, 1997 via Ordinance 97-1042. The City Council then approved Ordinance 05-0893 on July 13, 2005 and appropriated \$594,550.00 for the Construction Local Match. This appropriation had been based on the total project cost being \$2,502,454.59. On September 14, 2005, City Council approved Amendment One to the agreement via Ordinance No. 05-1078 for additional federal funds.

REQUIRED AUTHORIZATION

CUIC ID #20MHS112

F&A Director:

Other Authorization:

Other Authorization:

Daniel W. Krueger, P.E., Deputy Director
Engineering and Construction Division

| | | | |
|------|---|---------------------------------------|----------------|
| Date | SUBJECT: Additional appropriation to the local match funds for the construction of a City of Houston (City) and Texas Department of Transportation (TxDOT) Bikeway Project: Columbia Tap Rail to Trail WBS No. N-000420-0022-4; TxDOT CSJ 0912-71-544 | Originator Initials <i>M.S.</i> | Page 2 of 2 |
|------|---|---------------------------------------|----------------|

TxDOT let this project for construction on February 9, 2007. The current project cost including the low bid amount, TxDOT construction management, construction contingencies, review cost and bridge bent removal is \$3,031,241.48. Based on the current TxDOT funding letter dated February 13, 2007, the federal fund participation is \$2,346,991.55. The total cost of the project has increased slightly from the time the City approved the local match on July 13, 2005. Furthermore, the 2005 estimate did not take into account the removal of existing railroad bents in Brays Bayou. It was previously assumed that the bents would be removed by Harris County.

These changes have caused the of the City's local match to increase to \$684,249.94. Previously, City paid \$544,254.92 for local match and \$3,764.00 for review cost. To date, the total funds sent to TxDOT amount to \$548,018.92. Therefore, the remaining local match is \$136,231.02. The total amount request is \$149,860.00 to be appropriated as follows: \$136,231.02 to TxDOT for local match and \$13,628.98 for project management.

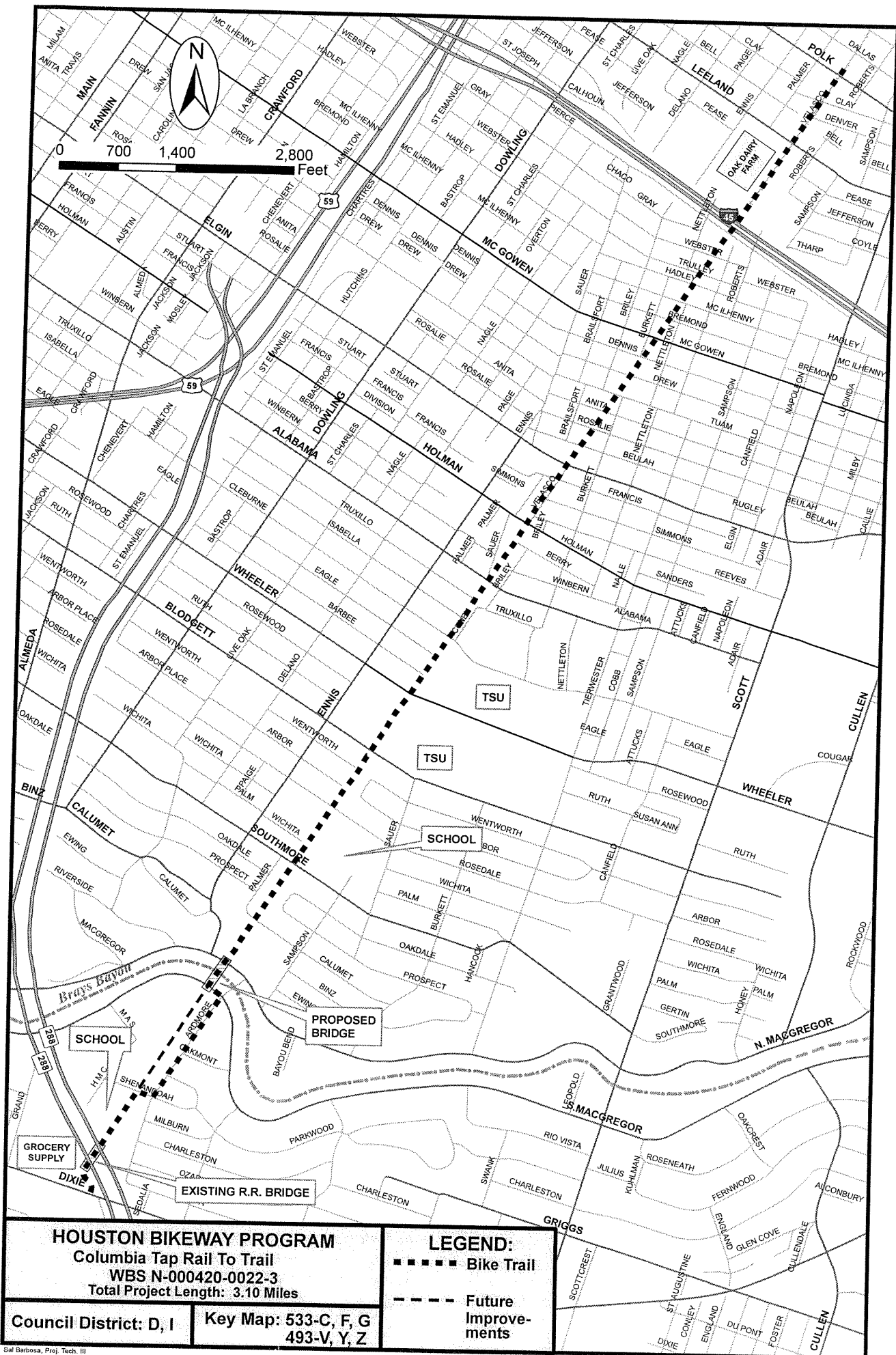
ACTION RECOMENDED: It is recommended that City Council Approve an ordinance authorizing an additional appropriation in the amount of \$149,860.00

M/WBE INFORMATION: TxDOT bidding construction contracts are in compliance with TxDOT M/WBE requirements.

AKM mm MS.

MSM:DWK:RKM:MAM:BB:MHS:dv
S:\design\A-NP-DIV\Saied\RCARCA 112 Additional Local Match.DOC

- c: Marty Stein
- Daniel W. Krueger, P.E.
- Susan Bandy
- Velma Laws
- Craig Foster
- File No. N-0420-22-3



HOUSTON BIKEWAY PROGRAM
Columbia Tap Rail To Trail
WBS N-000420-0022-3
Total Project Length: 3.10 Miles

Council District: D, I **Key Map: 533-C, F, G**
493-V, Y, Z

LEGEND:
- - - - - Bike Trail
- - - - - Future Improvements

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance authorizing a Contract Amendment to Increase Demand Allocation between the City of Houston and the Clear Brook Municipal Utility District for the Southeast Water Purification Plant

Page
1 of 1

Agenda Item
#

32

FROM (Department or other point of origin):

Origination Date

5/10/07

Agenda Date

MAY 16 2007

Department of Public Works and Engineering

Council District affected: ALL

DIRECTOR'S SIGNATURE

Michael S. Marcotte, P.E., DEE, Director

For additional information contact:

Jun Chang Phone: (713) 837-0433

Date and identification of prior authorizing Council action May 16, 2001 2001-0417, February 18, 1999 99-201 March 13, 1993 93-328

RECOMMENDATION: (Summary)

Approve an ordinance authorizing a Contract Amendment to Increase Clear Brook Municipal Utility District's Demand Allocation for water from the Southeast Water Purification Plant

Amount and Source of Funding: No funds required. Revenue contract for treated water.

SPECIFIC EXPLANATION:

The Clear Brook Municipal Utility District has taken water from and participated in the cost of the Southeast Water Purification Plant (SEWPP) since 1990. The current amendment, restated in 2001, allows for Clear Brook Municipal Utility District to take 1.5 MGD from the SEWPP. Due to increased development in the area, Clear Brook Municipal Utility District has requested to increase its demand allocation to 2.5 MGD. As Clear Brook Municipal Utility District has increased their demand allocation earlier than anticipated, they have agreed to initially pay \$1,387,907 and will then pay the difference between the initial payment and their share of the cost of a future expansion amount to be based on the actual construction costs, currently estimated to be \$1,484,500.

As Clear Brook Municipal Utility District participates in the capital cost of the SEWPP, they are charged an annual rate currently set at \$0.5343 per thousand gallons rather than the treated water rate of \$1.476 per thousand gallons set by city ordinance. This rate reflects the actual costs of providing the treated water and is reset each year based on the projected year's costs.

Potential revenue from this contract increases by \$195,019.50 to a total of \$487,548.75.

The Planning and Development Services Division has evaluated the request and found that the water supply and delivery system is adequate to provide the requested quantities.

cc: Marty Stein
Andrew F. Icken

Michael S. Marcotte, P.E., DEE
Jeff Taylor

Gary Norman
Jun Chang, P.E.

Required Authorization

CUIC# 20JZC251

F & A Director

Other Authorization:

Andrew F. Icken, Deputy Director
Planning & Development Services Div.

Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance authorizing a Contract Amendment to Increase the City of Friendswood's Demand Allocation for water from the Southeast Water Purification Plant and authorize a Compromise and Settlement Agreement.

Page
1 of 1

Agenda Item
33

FROM (Department or other point of origin):

Department of Public Works and Engineering


Origination Date

5/10/07

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE


Michael S. Marcotte, P.E., DEE, Director

Council District affected: ALL

For additional information contact:

Date and identification of prior authorizing Council action May 16, 2001 2001-0417 and June 10, 1987 87-946

Jun Chang **Phone:** (713) 837-0433 *jc*

RECOMMENDATION: (Summary)

Approve an ordinance authorizing a Contract Amendment to Increase the City of Friendswood's Demand Allocation for water taken from the Southeast Water Purification Plant and approve a Compromise and Settlement Agreement for water taken by the City of Friendswood from the Beamer Road water line.

Amount and Source of Funding: No funds required. Revenue contract for treated water.

SPECIFIC EXPLANATION:

The City of Friendswood has taken water from and participated in the cost of the Southeast Water Purification Plant (SEWPP) since 1987. The current agreement, restated in 2001, allows the City of Friendswood to take 8.52 MGD from the SEWPP. Due to increased development in the area, the City of Friendswood has requested to increase their demand allocation to 14.52 MGD. As the City of Friendswood has increased their demand allocation earlier than anticipated, they have agreed to initially pay \$6,698,876 up front for a future planned expansion of the SEWPP and then will then pay the difference between the initial payment and their share of the cost of a future expansion amount to be based on the actual construction costs, currently estimated to be \$10,150,076.

This contract also provides for a Compromise and Settlement Agreement allowing the City of Friendswood to have a maximum capacity of 9 MGD in the 36-inch Beamer Road water line before capital charges are incurred.

As the City of Friendswood participates in the capital cost of the SEWPP, they are charged an annual rate currently set at \$0.5343 per thousand gallons rather than the treated water rate of \$1.476 per thousand gallons set by city ordinance. This rate reflects the actual costs of providing the treated water and is reset each year based on the projected year's costs.

Potential revenue from this contract increases by \$1,170,117.00 to a total of \$2,831,685.00 per year, assuming full capacity usage.

The Planning and Development Services Division has evaluated the request and found that the water supply and delivery system is adequate to provide the requested quantities.

cc: Marty Stein
Jun Chang, P.E.

Michael S. Marcotte, P.E., DEE
Jeff Taylor

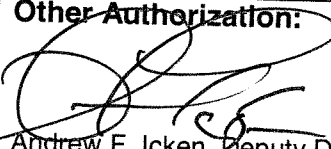
Andy Icken
Gary Norman

Required Authorization

CUIC# 20JZC250

F & A Director

Other Authorization:


Andrew F. Icken, Deputy Director
Planning & Development Services Div.

Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: First Amendment to Professional Engineering Services Contract between the City and SES Horizon, Consulting Engineers, Inc. for Engineering Services associated with the Design of Whiteheather Storm Sewer Improvements.
WBS No. M-000262-0001-3

Page
1 of 2

Agenda Item #

34


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

4-18-07

Agenda Date

MAY 16 2007

Department of Public Works and Engineering


Director's Signature:
Michael S. Marcotte, P.E. DEE**Council District affected: (Council District Letter Only)**
D**For additional information contact:**
Reid K. Mrsny, P.E. Phone: (713) 837-0452
Senior Assistant Director**Date and identification of prior authorizing Council action:**

Ordinance No.: 2005-0842

Dated: June 29, 2005

Recommendation: (Summary)

Approve First Amendment with SES Horizon and appropriate funds.

Amount and Source of Funding: \$1,390,900.00 from Drainage Improvements Commercial Paper Series F, Fund No. 4030; Original appropriation of \$546,000.00 from Drainage Improvements Commercial Paper Series F, Fund No. 49R. 

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: This project is part of the Capital Improvement Program. This project is required to provide drainage improvements in the Whiteheather area.

DESCRIPTION/SCOPE: This project mainly consists of the design of the storm sewer system to alleviate local flooding problems due to insufficient conveyance capacity in the Whiteheather area. The storm sewer conduits range from 24-inch RCP through 66-inch RCP, and related appurtenances. The overall project is divided into four (4) segments. Each segment will be completed in a separate construction package for a total of four (4) construction packages for the overall project. Congress Bill SAFETEA-LU provided \$9,250,000.00 in federal funding for construction associated with this project. Currently, construction packages for Segments I and II are programmed for utilizing federal funding for construction. Contract documents will be prepared using City of Houston design criteria and specifications with modifications to satisfy requirements for federally funded projects. Construction contract will be awarded and managed by the City. TxDOT will review design submittals and approve the construction packages.

LOCATION: This project is generally bounded by Anderson Road on the South, Wuthering Heights on the North, Bathurst/Landmark on the East and HCFCD Ditches C144-00-00/C146-00-00 on the West. This project is located in Council District D, Key Map grids 572S, N and J.

REQUIRED AUTHORIZATION

CUIC ID #20BG05

F&A Budget:**Other Authorization:****Other Authorization:**
Daniel W. Krueger, P.E., Deputy Director
Engineering and Construction Division

SUBJECT: First Amendment to Professional Engineering Services Contract between the City and SES Horizon, Consulting Engineers, Inc. for Engineering Services associated with the Design of Whiteheather Storm Sewer Improvements.
WBS No. M-000262-0001-3

**Originator's
Initials**

**Page
2 of 2**

PREVIOUS HISTORY AND SCOPE: The original contract was approved by Ordinance No. 2005-0842 on 06-29-2005. Under the terms of the contract, the Consultant would perform Preliminary Design, Final Design, Construction Phase Basic Services and Additional Services for Segment I of the overall project. To date, the contractor has completed Preliminary Design and completed 40% of the final designs for Segment I of the overall project.

Additional funds are needed to complete the design of Segments II, III and preliminary design of Segment IV of the overall project.

SCOPE OF THIS AMENDMENT AND FEE: The requested additional appropriation will accomplish the following tasks: Preliminary Design, Final Design and Construction Phase Basic Services for Segments II and III of the overall project, and Preliminary Design for Segment IV of the overall project. \$763,723.00 is budgeted as Basic Services Fee computed by the level of effort to be paid as lump sum. Certain other Additional Services are also proposed to be paid as lump sum or on a reimbursable basis. The Additional Services currently anticipated include surveying, geotechnical investigations, storm water pollution prevention plans, Phase I environmental site assessment, hydraulic impact analysis and traffic control plans. Also included as additional services are Segments I and II categorical exclusion studies which are required to satisfy requirements for federally funded projects, and coordination with TxDOT for Segments I and II. The budgeted Additional Services Fee is \$500,695.00.

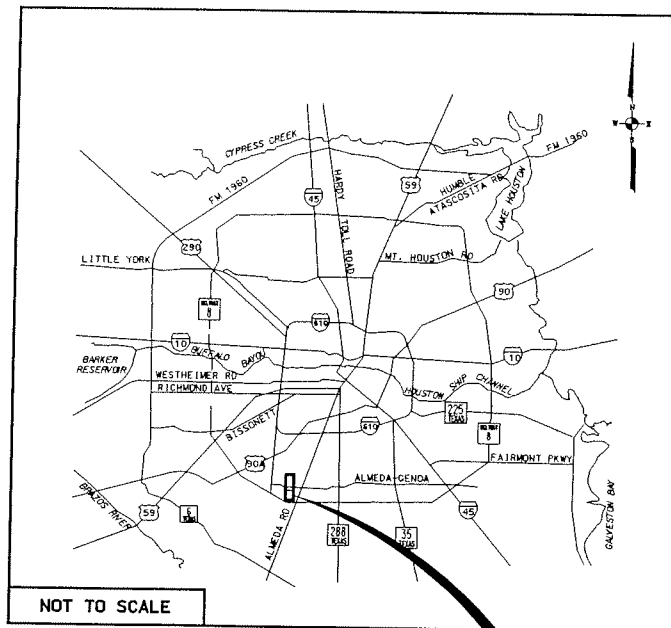
The total cost of this Amendment is \$1,390,900.00 to be appropriated as follows: \$1,264,418.00 for contract services and \$126,482.00 for City recoverable costs of project management.

M/WBE INFORMATION: The M/WBE goal established for this project is 24%. The original Contract by Ordinance No. 2005-0842 totals \$495,962.60. The consultant has been paid \$178,224.14 (35.9%) to date. Of this amount \$51,520.00 (28.9%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$1,760,380.60. The contractor proposes the following plan to meet the M/WBE goal:

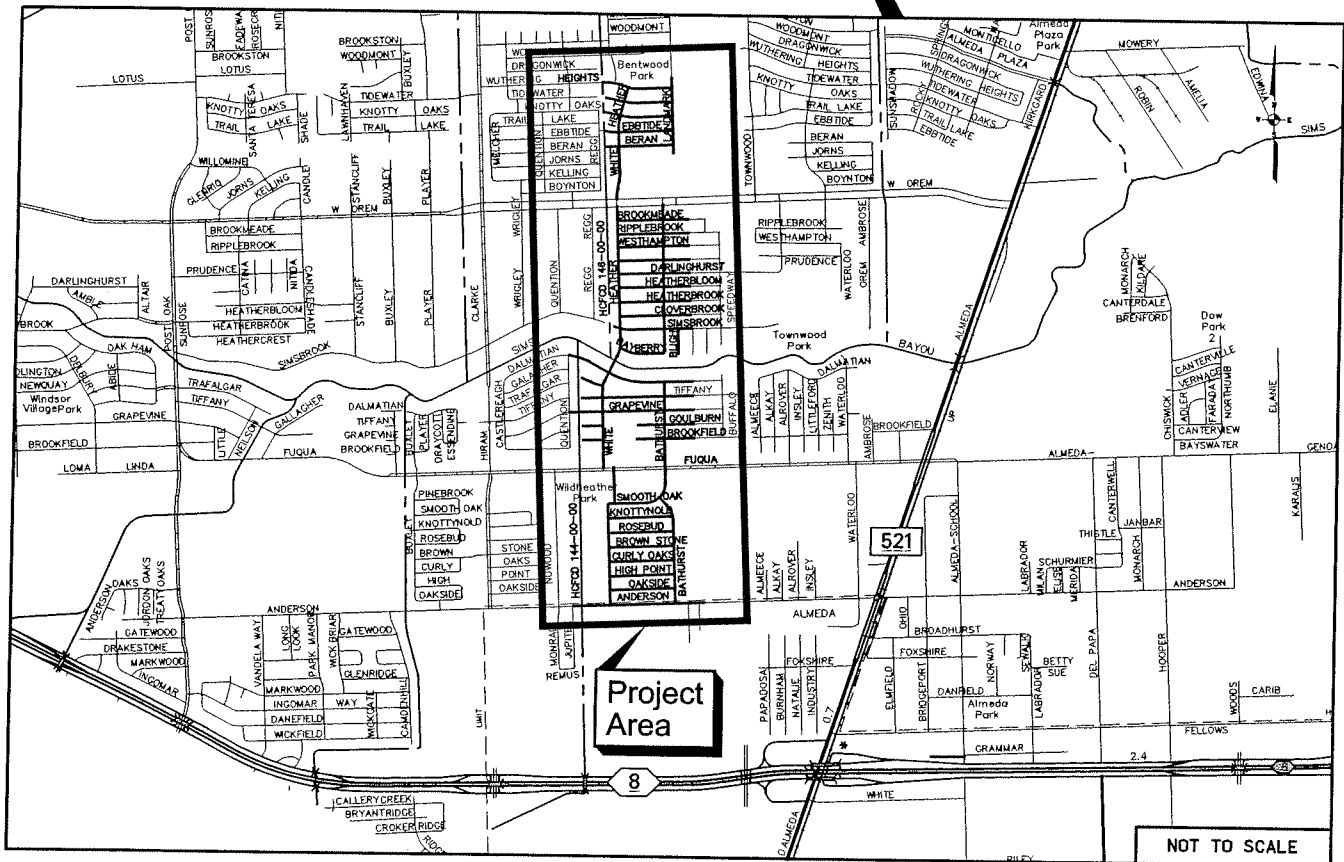
| <u>Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|---------------------------------|---------------------------------|----------------------|--------------------------|
| 1. Prior M/WBE Work | | \$ 51,520.00 | 2.92% |
| 2. Atser, LP | Geotechnical Services | \$ 32,376.00 | 1.84% |
| 3. Berg-Oliver Associates, Inc. | Categorical Exclusion and ESA I | \$ 57,356.00 | 3.26% |
| 4. B & E Reprographics, Inc. | Reproduction | \$ 16,000.00 | 0.91% |
| 5. IDCUS, Inc. | CAD/Technical | \$ 105,936.00 | 6.02% |
| 6. Landtech Consultants, Inc. | Topographical Survey | \$ 175,303.00 | 9.96% |
| | TOTAL | \$ 438,491.00 | 24.91% |

MSM:DWK:HH:HJ:BG\klw
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C: Marty Stein
Daniel W. Krueger, P.E.
Susan Bandy
Velma Laws
Craig Foster
File No. WBS M-000262-0001-3 (1.2)

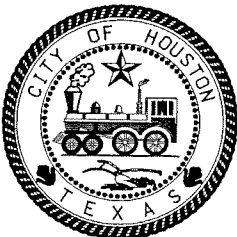


LOCATION MAP



PROJECT VICINITY MAP

KEY MAP No. 572 J,N, S - COUNCIL DISTRICT D



CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

**WHITEHEATHER STORM SEWER
IMPROVEMENTS**
WBS NO. M-000262-0001-4, FILE NO. SM5056

DECEMBER, 2006



SES HORIZON
CONSULTING ENGINEERS, INC.

10101 Southwest Freeway, Suite 400 Houston, Texas 77074
(713) 988-5504, Fax (713) 988-1441 www.seshorizon.com

**PROJECT LOCATION
MAP**

SUBJECT: Professional Engineering Services Contract between the City and Klotz Associates, Inc. for Professional Engineering Services associated with the design of Westmoreland, Sharpstown, Braeburn and Maplewood, River Oaks, and Glen Oaks (Airline Drive-Canino to Little York) WBS Nos. M-000265-0001-3, M-000267-0001-3 and M-000284-0001-3

Page
1 of 2

Agenda Item #

35

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

3/14/07

Agenda Date

MAY 16 2007

DIRECTOR'S SIGNATURE:

Michael S. Marcotte, P.E. DEE

Council District affected:

C, D, F, G, H

For additional information contact:

Reid K. Mrsny, P.E.

Phone: 713-837-0452

Senior Assistant Director

Date and identification of prior authorizing Council action:**RECOMMENDATION: (Summary)**

Approve Engineering Services Contract with Klotz Associates, Inc. and appropriate funds.

Amount and Source of Funding: \$ 680,000.00 Drainage Improvements Commercial Paper Series F, Fund No. 4039

DESCRIPTION/SCOPE: This project is part of the FY2007 Drainage Facilities Capital Improvement Program (CIP). This project consists of the design of drainage improvements including required piping, sheet flow modifications, or detention to reduce the risk of structural flooding in these neighborhoods.

LOCATION: The project area is scattered at the North, Middle and South part of Houston. The project is located in Key Map Grids 531 E, F, J, K, N, P, 492 L, M, Q, R and 413 P, T, X, Y, 453 B, C.

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.

This appropriation is to fund only Phase I - Preliminary Design with some required Additional Services to define and prioritize the detailed projects scope for Phase II and Phase III 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 and other necessary Additional Services will be negotiated based on the findings of Preliminary Design after the completion of Phase I. The total Basic Services appropriation for Phase I is \$531,468.00.

The Contract also includes certain Additional Services to be paid either as a lump sum or on a reimbursable basis. The Additional Services include Investigative Survey and Preliminary Hydraulic Impact study. The total Additional Services appropriation is \$96,530.00.

REQUIRED AUTHORIZATION

CUIC ID #20HJ130

F&A Budget:**Other Authorization:****Other Authorization:**Daniel W. Krueger, P.E. Deputy Director
Engineering and Construction Division

SUBJECT: Professional Engineering Services Contract between the City and Klotz Associates, Inc. for Professional Engineering Services associated with the design of Westmoreland, Sharpstown, Braeburn and Maplewood, River Oaks, and Glen Oaks (Airline Drive-Canino to Little York) WBS Nos. M-000265-0001-3, M-000267-0001-3 and M-000284-0001-3

**Originator's
Initials**

W

**Page
2 of 2**

The total cost of this project is \$680,000.00 to be appropriated as follows: \$627,998.00 for Contract services and \$52,002.00 for project management.

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 Contract</u> |
|--------------------------------|-------------------------|---------------------|----------------------|
| 1. Kuo & Associates, Inc. | Survey | \$ 80,120.00 | 12.8% |
| 2. Isani Consultants | Data Collection, Layout | \$ 62,565.00 | 10.0% |
| 3. CivilTech Engineering, Inc. | Hydraulic Modeling | <u>\$ 90,000.00</u> | <u>14.3%</u> |
| | TOTAL | \$232,685.00 | 37.1% |


MSM:DWK:RKM:HJ:klw

S:/design/a-sw-div/wpdata/bing/rca/riveroakglenoak


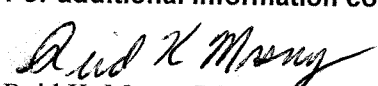
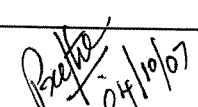
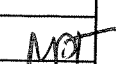
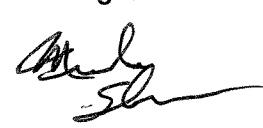
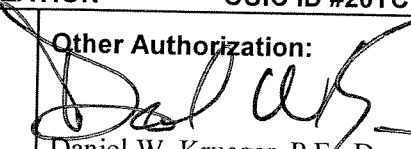
c: Marty Stein
Susan Bandy
Velma Laws
Craig Foster
File No. M-000267-0001-3 (1.2)
M-000265-0001-3 (1.2)
M-000284-0001-3 (1.2)



2

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

| | | | |
|--|--|---|-----------------------------------|
| SUBJECT: Appropriation for Professional Engineering Services between the City and Turner Collie & Braden, Inc. for design of Greens Road from Aldine Westfield to John F. Kennedy Boulevard. WBS No. N-000686-0002-3 | | Page 1 of 2 | Agenda Item # 36 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date 5/11/07 | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director | | Council District affected: B TC | |
| For additional information contact:  Reid K. Mersny, P.E. Phone: (713) 837-0452 Senior Assistant Director | | Date and identification of prior authorizing Council action: 2004-0483 5/19/04 | |
| RECOMMENDATION: (Summary) Approve Engineering Services Contract with Turner Collie and Braden, Inc. and appropriate funds. | | | |
| Amount and Source of Funding: \$1,308,369.00 from the Street & Bridge Consolidated Fund 4506  04/10/07 | | | |
| SPECIFIC EXPLANATION: PROJECT NOTICE/JUSTIFICATION: This project is a designated major thoroughfare and is required to improve traffic flow/circulation, reduce congestion, and eliminate potential hazards. DESCRIPTION/SCOPE: This project consists of removal of an existing two-lane asphalt roadway with open ditch drainage and replacement with a four-lane concrete pavement with divided boulevard section with curbs. Also included are underground storm sewer system, off-site storm water detention facilities, and replacement of sanitary sewers and water lines. It is expected that completing the final phase of design will make the project eligible for federal funding from the Federal Highway Administration's Transportation Improvement Program (TIP). Under this program, the Texas Department of Transportation (TxDOT) is responsible for the federal share of funding required for the construction of this project. If this project becomes eligible for federal participation, the federal share for construction of the Project is eighty percent (80.00%) of the total eligible construction costs. The City is responsible for the remaining twenty percent (20.00%) and any non-federal participation construction cost associated with the Project. LOCATION: The project is generally bound by Aldine Westfield on the west and John F. Kennedy Boulevard on the east. This project is located on Key Map grids 373 R, and 374 N and P. SCOPE OF CONTRACT AND FEE: The original contract approved by Council on 5/19/04 provided only for the completion of Preliminary Engineering and Environmental Assessment services. Eighty percent (80%) of the total eligible cost of the services under that contract were funded with federal funding provided through TxDOT. | | | |
| REQUIRED AUTHORIZATION CUIC ID #20TC717  | | | |
| F&A Budget:  | Other Authorization:  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction and Division | | |

| | | | |
|-------------|---|------------------------------------|-------------------------------------|
| Date | SUBJECT: Appropriation for Professional Engineering Services Contract between the City and Turner Collie & Braden, Inc. for design of Greens Road from Aldine Westfield to John F. Kennedy Boulevard. WBS No. N-000686-0002-3 | Originator's Initials TC | Page <u>2</u> of <u>2</u> |
|-------------|---|------------------------------------|-------------------------------------|

No federal funding is available for this Contract. Under the scope of this Contract, the Consultant will perform Phase II - Final Design, Phase III - Construction Phase Services and Additional Services. The Basic Services fee for Phase II and Phase III were negotiated on the cost of time and materials with a not-to-exceed agreed upon amount. The negotiated maximum for Phase II and III Basic Services is \$797,382.00 to be paid on a lump sum basis. Phase I Schematic Design was completed under previous contract.

SCOPE OF CONTRACT AND FEE: The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The bulk of the funds for Additional Services will be used for topographical survey, geotechnical investigation, environmental site assessments, traffic control plans, storm water pollution prevention plans, traffic signal design, and tree mitigation plans. The total Additional Services appropriation is \$392,044.00.

The total cost of the project is \$1,308,369.00 to be appropriated as follows: \$1,189,426.00 for Contract Services and \$118,943.00 for Project Management.

M/WBE INFORMATION: The M/WBE goal for the project is set at 24.00%. The Consultant has proposed the following firms to achieve this goal.

| <u>Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Total Contract</u> |
|----------------------------------|-------------------------------|---------------------|----------------------------|
| 1. Quadrant Consultants, Inc. | Archeological & Environmental | \$28,018.00 | 2.36% |
| 2. HVJ Associates, Inc. | Geotechnical | \$33,438.00 | 2.81% |
| 3. KIT Professionals, Inc. | Signing & Street Lighting | \$27,850.00 | 2.34% |
| 4. M2L Associates, Inc. | Tree Protection | \$20,500.00 | 1.72% |
| 5. Redline Courier Express, Inc. | Deliveries | \$1,500.00 | 0.13% |
| 6. B&E Reprographics, Inc. | Reproduction and Eng. Support | \$12,000.00 | 1.01% |
| 7. Geo Solutions | Surveying & ROW | \$175,775.00 | 14.77% |
| TOTAL | | \$299,081.00 | 25.14% |

MSM:DWK:RKM:MLL:TC

S:\constr\A-SB-DIV\PGAL\Projects\N-0686Greens-West\RCA\RCA2.DOC

c: Marty Stein
Daniel W. Krueger, P.E.
Velma Laws
Craig Foster
(1.2 DSGN_RCA_SUPPL 1)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Northgate and MUD 203 Wastewater Treatment Plant Improvements.
W.B.S. No. R-000265-0036-4.

Page
1 of 2

Agenda Item #

37

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

Origination Date:
5/10/07

Agenda Date:
MAY 16 2007

DIRECTOR'S SIGNATURE:

Michael S. Marcotte
Michael S. Marcotte, P.E. DEE

Council District affected: b2
B

For additional information contact:

Reid K. Mersny
Reid K. Mersny, P.E. Phone: (713) 837-0452
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: \$1,493,400.00 Water and Sewer System Consolidated Construction Fund No. 8500.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to renew/replace inefficient components of the existing Wastewater Treatment Plant (WWTP) facilities.

DESCRIPTION/SCOPE: This project consists of re-rating two multistage centrifugal blowers, remove and replace four blower motors, air headers, air drops and diffusers in digesters, RAS channels, and chlorine basin. Replace existing Scum Pumps for Clarifiers 2 and 3.

The Contract duration for this project is 240 calendar days. This project was designed by Binkley & Barfield Consulting Engineers.

LOCATION: The project area is located in the following Key Map grids:

| Facility | Address | Key Map Grid |
|---|-----------------|--------------|
| 1. Northgate wastewater Treatment Plant | 303 Benmar | 373N |
| 2. MUD 203 Wastewater Treatment Plant | 1215 Gears Road | 372P |

BIDS: Bids were received on March 15, 2007. The three (3) bids are as follows:

| Bidder | Bid Amount |
|----------------------------------|----------------|
| 1. Industrial TX Corp. | \$1,327,360.00 |
| 2. RJ Construction Company, Inc. | \$1,745,000.00 |
| 3. George & Ezzell, Inc. | \$1,929,510.00 |

REQUIRED AUTHORIZATION

CUIC ID# 20BZ68

F&A Budget:

Other Authorization:

Other Authorization:

Jeff Taylor
Jeff Taylor, Deputy Director
Public Utilities Division

Daniel W. Krueger
Daniel W. Krueger, Deputy Director
Engineering and Construction Division

| | | | |
|-------------|--|--|-----------------------|
| Date | Subject: Contract Award for Northgate and MUD 203 Wastewater Treatment Plant Improvements. W.B.S. No. R-000265-0036-4. | Originator's Initials <i>MS</i> | Page 2 of 2 |
|-------------|--|--|-----------------------|

AWARD: It is recommended that this construction Contract be awarded to Industrial TX Corp. with a low bid of \$1,327,360.00 and that no Addendum be made a part of this Contract.

PROJECT COST: The total cost of this project is \$1,493,400.00 to be appropriated as follows:

| | |
|------------------------------------|----------------|
| • Bid Amount | \$1,327,360.00 |
| • Contingencies | \$ 66,368.00 |
| • Engineering and Testing Services | \$ 20,000.00 |
| • Project Management | \$ 79,672.00 |

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

M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 15% M/WBE goal and 5% SBE goal for this project.

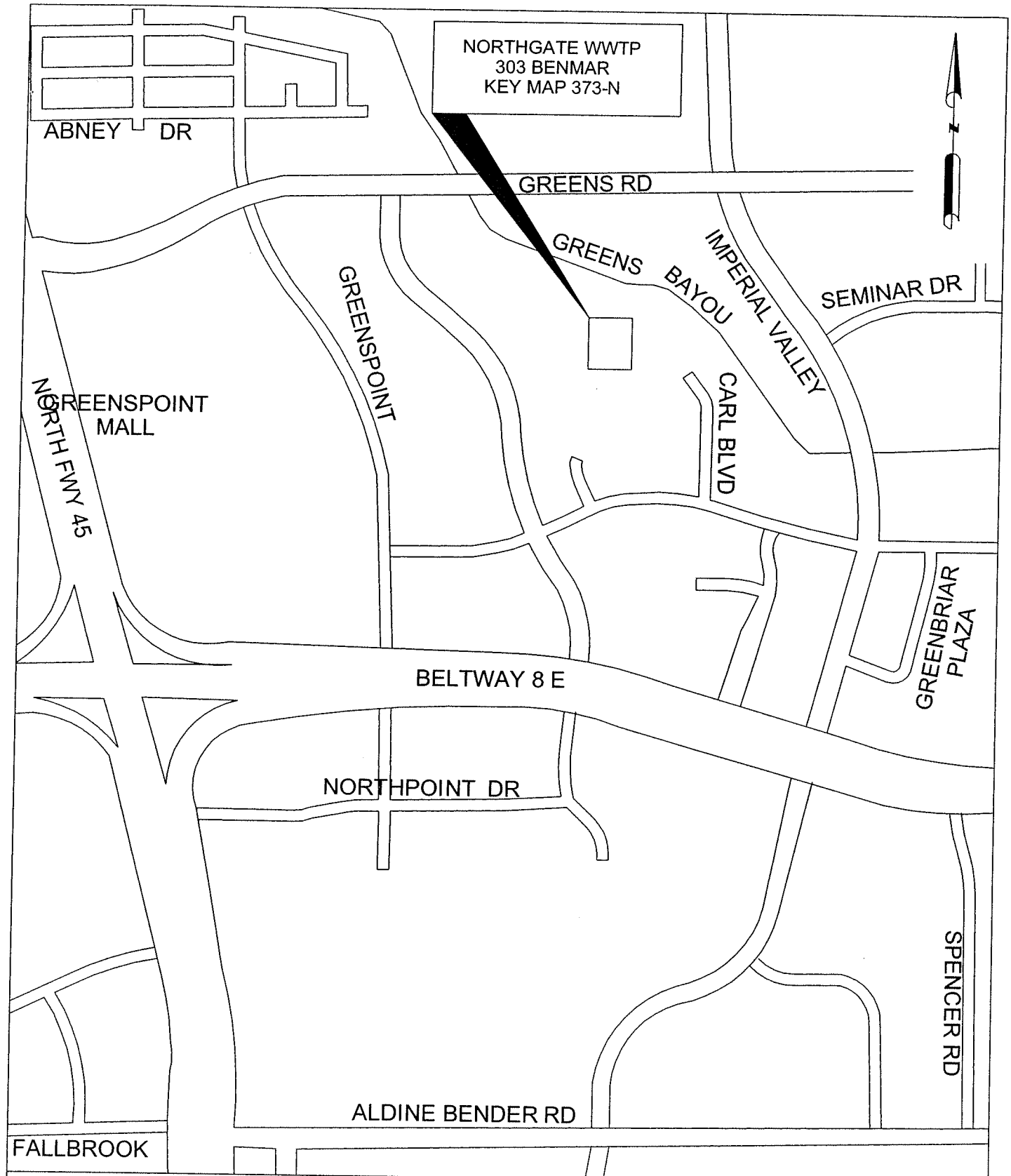
| <u>MWBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|---------------------------------|------------------------------|---------------------|----------------------|
| 1. Escalante Construction, Inc. | Concrete and piping Services | \$200,000.00 | 15.07% |
| TOTAL | | \$200,000.00 | 15.07% |

| <u>SBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|-------------------------------|-------------------------|--------------------|----------------------|
| 1. Aviles Painting Contractor | Painting Services | \$15,000.00 | 1.13% |
| 2. Vikki's Service & Supply | Utilities Installation | \$55,000.00 | 4.14% |
| TOTAL | | \$70,000.00 | 5.27% |

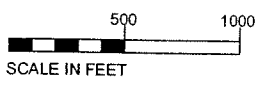
All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

MSM
MSM:DWK:RKM:EN:BZ:pa

c: Marty Stein
Susan Bandy
Velma Laws
Michael Ho, P.E.



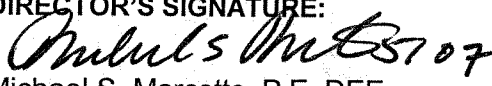
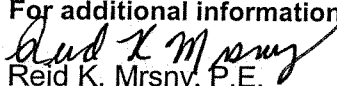
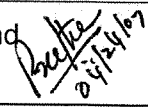
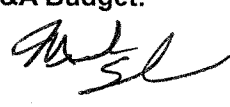
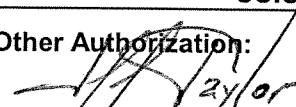
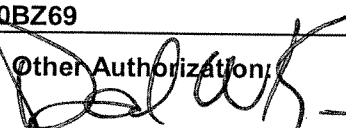
NORTHGATE WWTP
303 BENMAR
KEY MAP 373-N



| | | |
|--|-------------------------|------------------------|
| CITY OF HOUSTON | | |
| WBS NO. R-000265-0036-4 | | |
| NORTHGATE WWTP IMPROVEMENTS VICINITY MAP HOUSTON, TEXAS | | |
| DATE 03/28/07 | PROJECT NO. 00991863 | SCALE SEE BAR SCALE |

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

| | | | |
|--|---|--|-------------------------|
| SUBJECT: Contract Award for 69th Street Wastewater Treatment Plant Improvements (Package 1). W.B.S. No. R-000509-0010-4. | | Page 1 of 2 | Agenda Item # 38 |
| FROM: (Department or other point of origin): Department of Public Works and Engineering | Origination Date: 5/10/07 | Agenda Date: MAY 16 2007 | |
| DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E. DEE | Council District affected: B2 1 | | |
| For additional information contact:  Reid K. Mersny, P.E. Phone: (713) 837-0452 Senior Assistant Director | Date and identification of prior authorizing Council action: | | |
| RECOMMENDATION: (Summary) Accept low bid, award construction Contract and appropriate funds. This project is SRF eligible. | | | |
| Amount and Source of Funding: \$3,062,300.00 Water and Sewer System Consolidated Construction Fund No. 8500.  | | | |
| PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to renew/replace inefficient components of the existing wastewater treatment plant (WWTP) facilities. | | | |
| DESCRIPTION/SCOPE: This project consists of removing and replacing 6,082 linear feet of weir plates on 1st and 2nd step clarifier. Remove and replace 12 RAS pumps with new high efficiency motors. Replace conduit and cables to the equipments. | | | |
| The Contract duration for this project is 420 calendar days. This project was designed by Camp Dresser & McKee, Inc. | | | |
| LOCATION: The project area is located at 2525 S/Sgt. Macario Garcia. The project is located in Key Map Grid 494-R. | | | |
| BIDS: Bids were received on March 8, 2007. The seven (7) bids are as follows: | | | |
| Bidder | | Bid Amount | |
| 1. Boyer, Inc. | | \$2,829,217.00 | |
| 2. LEM Construction Co., Inc. | | \$3,179,180.00 | |
| 3. RJ Construction Company, Inc. | | \$3,345,000.00 | |
| 4. Western Summit Constructors, Inc. | | \$3,363,518.00 | |
| 5. Industrial TX Corp. | | \$3,556,185.00 | |
| 6. George & Ezzell, Inc. | | \$3,627,846.00 | |
| 7. Peltier Brothers Construction, LTD. | | \$4,375,042.00 | |
| REQUIRED AUTHORIZATION | | | |
| CUIC ID# 20BZ69 | | | |
| F&A Budget:  | Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division | Other Authorization:  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division | NOT |

| | | | |
|-------------|--|--|-----------------------|
| Date | Subject: Contract Award for 69th Street Wastewater Treatment Plant Improvements (Package 1). W.B.S. No. R-000509-0010-4. | Originator's Initials <i>JS</i> | Page 2 of 2 |
|-------------|--|--|-----------------------|

AWARD: It is recommended that this construction Contract be awarded to Boyer, Inc. with a low bid of \$2,829,217.00 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$3,062,300.00 to be appropriated as follows:

| | |
|------------------------------------|----------------|
| • Bid Amount | \$2,829,217.00 |
| • Contingencies | \$ 141,460.85 |
| • Engineering and Testing Services | \$ 35,000.00 |
| • Project Management | \$ 56,622.15 |

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

Construction Management Services will be provided by Atser, LP under separate contract to be approved at a later date.

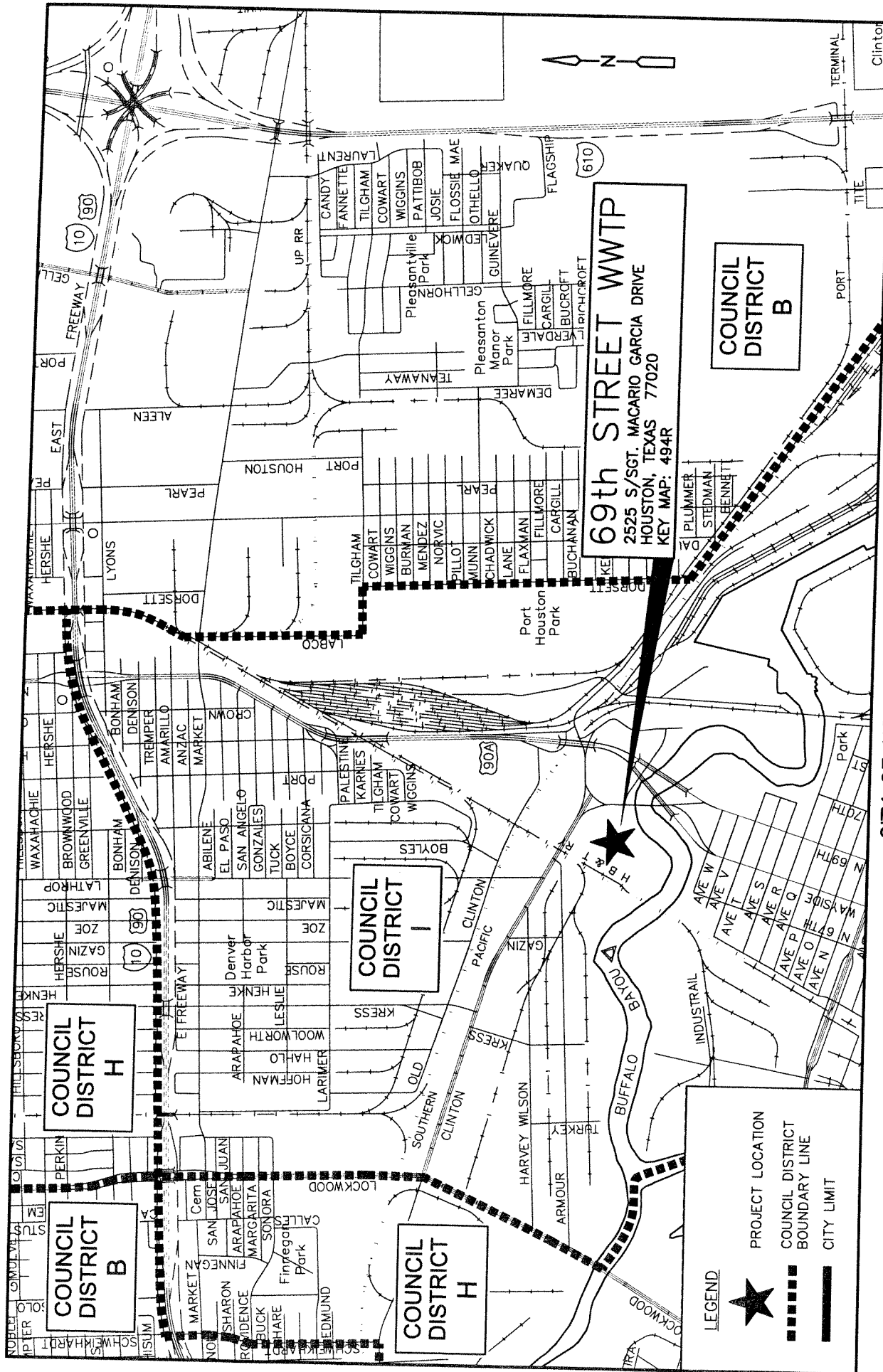
M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 15% M/WBE goal and 5% SBE goal for this project.

| <u>MWBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|--------------------------------------|----------------------------------|---------------------|----------------------|
| 1. Precision Land Surveying, Inc. | Field Surveying | \$6,500.00 | 0.23% |
| 2. Statewide Tree Service | Excavation and Concrete work | <u>\$418,180.00</u> | <u>14.78%</u> |
| TOTAL | | \$424,680.00 | 15.01% |
| <u>SBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
| 1. Municipal Marketing Systems, Inc. | Equipments and Supplies Services | <u>\$235,620.00</u> | <u>8.33%</u> |
| TOTAL | | \$235,620.00 | 8.33% |

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

MSM:DWK:RKM:EN:BZ:pa
MSM:DWK:RKM:EN:BZ:pa

c: Marty Stein
Susan Bandy
Velma Laws
Michael Ho, P.E.



CITY OF HOUSTON, TEXAS

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

69th STREET WASTEWATER TREATMENT PLANT IMPROVEMENTS (PACKAGE 1) COUNCIL DISTRICT BOUNDARY MAP

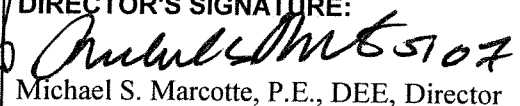
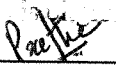

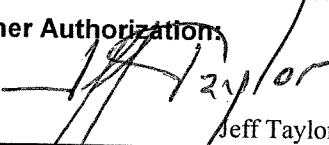
WBS No.: R-000509-0010-4

VICINITY MAP

Date: MARCH 2007

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

| | | | |
|---|-----------------------------|---|---|
| SUBJECT: Contract Award for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (LDS) WBS# R-002013-0017-4 | | Page 1 of <u>2</u> | Agenda Item # 39 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date 5/10/07 | Agenda Date MAY 16 2007 |
| DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director | | Council District affected: All | |
| For additional information contact: Roger B. Whitney, P.E. Senior Assistant Director Phone: (713) 641-9198 | | Date and identification of prior authorizing Council action: N/A | |
| RECOMMENDATION: (Summary) Accept low bid, award construction Contract, and appropriate funds. | | | |
| Amount and Source of Funding: \$3,791,769.00 from Water and Sewer System Consolidated Construction Fund No. 8500.  03/28/07 | | | F&A Budget:  |
| SPECIFIC EXPLANATION: This project is part of the Neighborhood Sewer Rehabilitation Program and is required to renew/replace various deteriorated neighborhood collection systems on an emergency basis throughout the City. | | | |
| DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by cured-in-place pipe method (LDS). The Contract duration for this project is 540 calendar days. | | | |
| LOCATION: The project area is generally bounded by the City Limits. | | | |
| BIDS: Three (3) bids were received for this project on January 11, 2007, as follows: | | | |
| <u>Bidder</u> | | <u>Bid Amount</u> | |
| 1. rePipe-Texas, Inc. | | \$3,510,581.45 | |
| 2. Insituform Technologies, Inc. | | \$3,593,126.24 | |
| 3. Reynolds Inliner, LLC | | \$3,945,155.50 | |
| File/Project No. WW 4258-27 | | REQUIRED AUTHORIZATION | |
| F&A Director: | Other Authorization: | CUIC ID #20RBW150  Jeff Taylor, Deputy Director | |

| | | | |
|-------------|--|------------------------------|-------------------------------------|
| Date | Subject: Contract Award for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (LDS) WBS# R-002013-0017-4 | Originator's Initials | Page <u>2</u> of <u>2</u> |
|-------------|--|------------------------------|-------------------------------------|

AWARD: It is recommended that this construction contract be awarded to rePipe-Texas, Inc. with a low bid of \$3,510,581.45 and that Addendum No. 1, dated 01/09/07 be made part of this contract.

PROJECT COST: The total cost of this project is \$3,791,769.00 to be appropriated as follows:

| | |
|--------------------------------|----------------|
| • Bid Amount | \$3,510,581.45 |
| • Contingencies | \$175,529.07 |
| • Project Management | \$52,658.48 |
| • Engineering Testing Services | \$53,000.00 |

Engineering Testing Services will be provided by Professional Service Industries, Inc., under a previously approved contract.

M/WDBE PARTICIPATION: The low bidder has submitted the following proposed M/WBE participation of 15% and SBE participation of 5% to satisfy the goal for this project.

| <u>MWBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|---------------------------------|-------------------------|---------------------|----------------------|
| Chief Solutions, Inc. | Clean & TV Sewer Lines | \$245,740.70 | 7.00% |
| Standard Cement Materials, Inc. | Manhole Rehab. | \$386,163.96 | 11.00% |
| CBL Industries, LLC. | Asphalt/Concrete | \$105,317.44 | 3.00% |
| | TOTAL | \$737,222.10 | 21.00% |

| <u>SBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|----------------------------|-------------------------|---------------------|----------------------|
| 5M Rope and Supply, LLC | Supplier | \$175,529.07 | 5.00% |
| | TOTAL | \$175,529.07 | 5.00% |

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

MSM:JT:RBW:JGM:FOS:jsc

cc: Marty Stein
Susan Bandy, CPA
John Sakolosky, P.E.
Velma Laws
Craig Foster
Michael Ho, P.E.
Carol Ellinger, P.E.
File No. WW 4258-27

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for 42-Inch Water Line Along Holmes Road and Knight Road from W. Bellfort Street to 4,300 linear feet west of Kirby Drive. W.B.S. No. S-000900-00AB-4.

Page
1 of 2

Agenda Item #

40

FROM: (Department or other point of origin):

Department of Public Works and Engineering

Origination Date:

5/10/07

Agenda Date:

MAY 16 2007

DIRECTOR'S SIGNATURE:

Michael S. Marcotte, P.E. DEE

Council District affected:

D

For additional information contact:

Reid K. Mrsny, P.E.

Phone: (713) 837-0452

Senior Assistant Director

Date and identification of prior authorizing Council action:

RECOMMENDATION: Accept low bid, award construction Contract and appropriate funds.

Amount and Source of Funding: \$6,832,600.00 Water and Sewer System Consolidated Construction Fund No. 8500.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Surface Water Transmission Program and is required to increase circulation and availability of water in the Sims Bayou Pump Station service area.

DESCRIPTION/SCOPE: This project consists of approximately 10,200 linear feet of proposed 42-inch water line, valves, and appurtenances, including temporary roadway construction along Knight Road and Holmes Road from W. Bellfort Street to 4,300 linear feet west of Kirby Drive.

The Contract duration for this project is 300 calendar days. This project was designed by Lockwood, Andrews & Newnam, Inc.

LOCATION: The project area is located along Knight Road and Holmes Road from W. Bellfort Street on the north to 4,300 feet west of Kirby on the west. The project is located in Key Map Grids 532-V, X, Y and Z.

BIDS: Bids were received on March 22, 2007. The six bids received are as follows:

| Bidder | Bid Amount |
|--|----------------|
| 1. Texas Sterling Construction, L.P. | \$5,887,359.10 |
| 2. D. L. Elliott Enterprises, Inc. | \$5,993,703.00 |
| 3. Huff & Mitchell, Inc. | \$6,281,513.00 |
| 4. Reytec Construction Resources, Inc. | \$6,387,805.50 |
| 5. Pace Services, LP | \$6,538,044.50 |
| 6. George Construction, Inc. | \$6,666,546.60 |

REQUIRED AUTHORIZATION

CUIC# 20BLL13

F&A Budget:

Other Authorization:

Jeff Taylor, Deputy Director
Public Utilities Division

Other Authorization:

Daniel W. Krueger, P.E., Deputy Director
Engineering and Construction Division

| | | | |
|-------------|---|---|-----------------------|
| Date | Subject: Contract Award for 42-Inch Water Line Along Holmes Road and Knight Road from W. Bellfort Street to 4,300 linear feet west of Kirby Drive. W.B.S. No. S-000900-00AB-4. | Originator's Initials <i>SL</i> | Page 2 of 2 |
|-------------|---|---|-----------------------|

AWARD: It is recommended that this construction Contract be awarded to Texas Sterling Construction, L.P. with a low bid of \$5,887,359.10 and that Addenda Numbers 1, 2, 3 and 4 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$6,832,600.00 to be appropriated as follows:

| | | |
|---|----------------------------------|----------------|
| • | Bid Amount | \$5,887,359.10 |
| • | Contingencies | \$294,367.96 |
| • | Engineering and Testing Services | \$155,000.00 |
| • | Project Management | \$117,832.94 |
| • | Construction Management | \$378,040.00 |

Engineering and Testing Services will be provided by Terra-Mar, Inc. under a previously approved contract.

Construction Management Services will be provided by Lockwood, Andrews & Newnam, Inc. under a previously approved contract.

Bonus of early completion is \$75,000.00. This represents the number of days between the contract substantial completion date and the early completion date, 30 calendar days maximum, multiplied by \$2,500.00 per day. The actual amount, if applicable, will be based upon the early completion date.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 15 % M/WBE goal and 5 % SBE goal for this project.

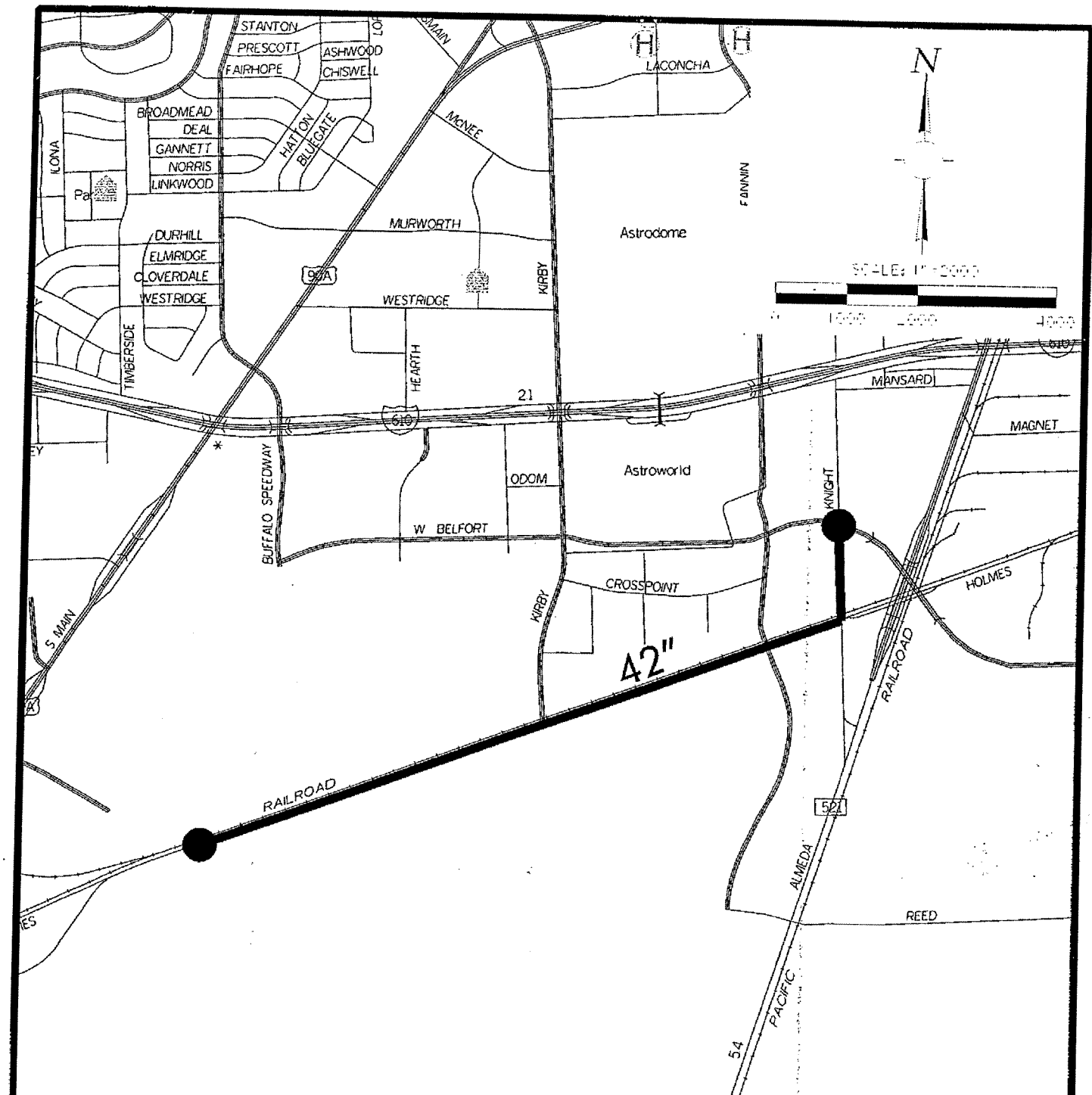
| <u>MWBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|---------------------------------|-------------------------|---------------------|----------------------|
| 1. Earth Material Services, LLC | Trucking | \$403,585.00 | 6.85% |
| 2. Paradigm Outdoor Supply, LLC | Large Dia Water Line | \$441,551.94 | 7.50% |
| 3. Mesa Contractors | Concrete Paving | \$ 37,996.94 | 0.65% |
| TOTAL | | \$883,133.88 | 15.00% |

| <u>SBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|--|--------------------------------------|---------------------|----------------------|
| 1. Two-Way Barricade Equipment Sales & Rentals, Inc. | Traffic Control & Flagmen & Striping | \$ 89,253.78 | 1.52% |
| 2. GMJ Paving Company General Partnership | Asphalt Surfacing | \$140,274.78 | 2.38% |
| 3. Mickie Service Company, Inc. | TS&V | \$ 52,500.00 | 0.89% |
| 4. Kossman Contracting Co., Inc. | Hydromulching | \$ 12,339.40 | 0.21% |
| TOTAL | | \$294,367.96 | 5.00% |

All known rights-of-way, easements and/or right-of-entry required for the project have not been acquired.

MSM:DWK:RKM:HH:BLL:JP

c: Marty Stein
Velma Laws
Susan Bandy
Michael Ho, P.E.
Craig Foster
File S-000900-00AB-4 (3.7)



CITY OF HOUSTON

CONTRACT 73A-1
 10,200 L.F. OF 42-INCH WATER LINE ALONG KNIGHT
 AND HOLMES FROM W. BELLFORT TO
 4,300 L.F. WEST OF KIRBY

COUNCIL DISTRICT
 WA# 10448-12; GFS#S-0900-AB-3
 Key Map: 532V, X, Y, Z

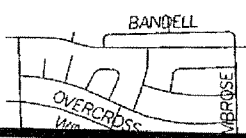
School Hospital



Lockwood, Andrews
 & Newnam, Inc.
 A LEO A HALL COMPANY

2929 Briarbank Drive
 Houston, TX 77042

GRADE
 ELEVATION



FILE: D0111101E111

POSTED 01/11/10 11:11

TO: Mayor via City Secretary


REQUEST FOR COUNCIL ACTION

| | | | |
|--|-------------------|--------------------|----------------------------|
| SUBJECT: Construction Contract with TJ&T Enterprises, Inc. for New Perimeter Fence and Obstruction Removal at William P. Hobby Airport, Project No. 576, WBS #A-000439-0002-4-01. | Category # | Page 1 of 2 | Agenda Item # 41 |
|--|-------------------|--------------------|----------------------------|

| | | |
|--|---|-----------------------------------|
| FROM (Department or other point of origin): Houston Airport System | Origination Date April 16, 2007 | Agenda Date MAY 16 2007 |
|--|---|-----------------------------------|

| | |
|--|--|
| DIRECTOR'S SIGNATURE:  | Council District affected: I |
|--|--|

| | |
|--|---|
| For additional information contact: Eric R. Potts Phone: 281/233-1999 Adil Godiwalla 281/233-1934 | Date and identification of prior authorizing Council action: |
|--|---|

| | |
|---|------------------------------|
| AMOUNT & SOURCE OF FUNDING: CIP No. A-0439.04.3 \$5,249,607.00 HAS Consd 2004 NON AMT Construction (8204)  | Prior appropriations: |
|---|------------------------------|

RECOMMENDATION: (Summary)
Enact an ordinance to (1) award a construction contract to TJ&T Enterprises, Inc. in the amount of \$4,772,370.00 and appropriate the necessary funds to finance the cost of these services.

SPECIFIC EXPLANATION:

PROJECT LOCATION: Various locations inside William P. Hobby Airport.

PROJECT SUMMARY: Project consists of, but is not limited to, removal and replacement of the perimeter fence with new 8-foot black vinyl coated steel chain link fence, replacement of all airfield gates and removal of several old buildings.

Project 576 has a term of 240 calendar days and was designed by TSC Engineering, Inc.


BIDS DATE: Bids received on January, 11, 2007 were as follows:

| | | |
|-----|------------------------|----------------|
| (1) | TJ&T Enterprises, Inc. | \$4,772,370.00 |
| (2) | EAS Contracting, LP | \$5,219,690.00 |
| (3) | Jerdon Enterprises, LP | \$5,495,030.00 |
| (4) | Boyer, Inc. | \$9,466,815.10 |

ENGINEERING SERVICES TESTING CONTRACT: Engineering and Testing services will be provided by Professional Services Industries, Inc. under contract No. 053730.

REQUIRED AUTHORIZATION

NDT

| | | |
|--|-----------------------------|-----------------------------|
| F&A Budget:  | Other Authorization: | Other Authorization: |
|--|-----------------------------|-----------------------------|

| | | | |
|-------------------------------|---|--|-----------------------|
| Date April 16, 2007 | Subject: Construction Contract with TJ&T Enterprises, Inc. for New Perimeter Fence and Obstruction Removal at William P. Hobby Airport, Project No. 576, WBS # A-000439-0002-4- 01. | Originator's Initials PN | Page 2 of 2 |
|-------------------------------|---|--|-----------------------|

PROJECT COST: The total cost to be appropriated is as follows:

| | |
|---------------------|---|
| \$4,772,370.00 | Construction Contract Services |
| \$ 238,618.50 | 5% Construction Contingencies |
| \$ 143,171.10 | Engineering and Testing Services |
| <u>\$ 95,447.40</u> | <u>Overhead and Salary Recovery for City Department</u> |
| \$5,249,607.00 | Total Cost |

DBE PARTICIPATION: The following certified DBE firms have been submitted to fulfill the 20.08% goal for this project:

| Firm | Type of Work | Amount | % of Bid |
|----------------------------|---------------------------|------------------------|----------------|
| Deanie Hayes, Inc. | Stabilized Sand, Concrete | \$ 195,000.00 | 4.08 % |
| Tandem Truck Service | Trucking Services | \$ 270,000.00 | 5.66 % |
| Rebar Supply Company, Ltd. | Steel | \$ 135,000.00 | 2.83 % |
| Corporate Results, Inc. | Administration | \$ 400,000.00 | 8.38 % |
| Environmental Allies, L.P. | Silt Fence | \$ 21,000.00 | 0.44 % |
| Traf-Tex, Inc. | Traffic Control | \$ 20,000.00 | 0.42 % |
| | Total | \$ <u>1,041,000.00</u> | <u>21.81</u> % |

This project is eligible for federal funding through the FAA's AIP Program. Appropriate fund source adjustments will be made in the future if additional AIP funding becomes available.

RMV:ERP:AG:PN

Attachments

| | | | |
|--------------------------|----------------------|----------------------|-------------------------|
| cc: Ms. Marty Stein | Mr. Richard M. Vacar | Dr. Kent R. McLemore | Mr. Dara N. Umrigar |
| Mr. Anthony W. Hall, Jr. | Ms. Sara S. Culbreth | Mr. Frank D. Crouch | Ms. Janice D. Woods |
| Mr. Arturo G. Michel | Mr. Eric R. Potts | Mr. John S. Kahl | Ms. Carolyn Walker |
| Ms. Velma Laws | Ms. Kathy Elek | Mr. Adil Godiwalla | Mr. Richard Fernandez |
| | | | Mr. J. Goodwille Pierre |

REQUEST FOR COUNCIL ACTION**TO:** Mayor via City Secretary**Subject:** Purchase of a Radio Frequency Identification (RFID) System for the Health and Human Services DepartmentCategory #
5

Page 1 of 1

RCA #

Agenda Item

4278

FROM (Department or other point of origin):

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

Director

Houston Department of Health and Human Services

Origination Date

May 4, 2007

Agenda Date

MAY 09 2007

MAY 16 2007

DIRECTOR'S SIGNATURE**Council District(s) affected**

All

For additional information contact:

Kathy Barton

Phone: (713) 794-9998 or

Phone: (713) 826-5801

Date and identification of prior authorizing Council Action:**RECOMMENDATION: (Summary)**

Purchase of a radio frequency identification (RFID) system from UR International, Inc. for the Health and Human Services Department.

Spending Authority: \$226,212.00

F&A Budget

\$226,212.00 – Equipment Acquisition Consolidated Fund (1800)

SPECIFIC EXPLANATION:

The Health and Human Services Department recommends that City Council approve the purchase of a Web-based system for monitoring and tracking mobile food units, and that authorization be given to issue a purchase order to UR International, Inc. The total spending authorization of \$226,212.00 will cover the costs of all programming and related development of the radio frequency identification (RFID) system, database and website for collecting and reporting data on mobile food vendors and installation of the RFID reader at 15 commissaries. The hardware includes RFID readers and turnkey installation at 15 commissary locations, 1,300 RFID tags that will be attached to the mobile food units, a tag printer and a Web-based server for the collection of data and reports.

The RFID system will assist the Bureau of Consumer Health monitor and enforce sanity standards found in Chapter 20 of the Houston Code of Ordinances. Under Section 20-22, mobile food units are required to utilize a permitted commissary to be supplied with fresh water, dispose of wastewater, and clean the units for each day of operation. The primary complaints regarding mobile food units are that they are never moved, and often dump wastewater in the storm sewer. The RFID technology will provide HDHHS' field sanitarians prompt electronic documentation to ensure that daily commissary visits occur.

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

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

| | | | |
|--|---|---|--|
| SUBJECT: Revisions to Chapter 47 of the Code of Ordinances | | Agenda Item # 29 | Page 1 of 1 43 |
| FROM (Department or other point of origin): Department of Public Works and Engineering | | Origination Date 5-3-07 | Agenda Date MAY 0 9 2007 MAY 16 2007 |
| DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E., DEE, Director <i>5302</i> | | Council District affected: All | |
| For additional information contact: Karen Leback Assistant Director <i>KFL</i> Phone: (713) 371-1136 | | Date and identification of prior authorizing Council action: | |
| RECOMMENDATION: (Summary) Approve revisions to Chapter 47 of the Code of Ordinances | | | |
| Amount and Source of Funding: N/A | | | F&A Budget: |
| <p>City Council approval is requested for ordinance changes to Chapter 47 of the Code of Ordinances governing city water and sewer services. A comprehensive review of Chapter 47 has not been undertaken for more than 40 years and many of its provisions are out-of-date or do not reflect current conditions.</p> <p>None of the requested fee changes impacts the majority of ratepayers. Rather, these are fees for specialized services used by only a small number of customers; currently, the entire rate base is subsidizing services provided to a few customers.</p> <p>Public Works and Engineering is requesting ordinance changes, which can be grouped in the following categories:</p> <ul style="list-style-type: none"> • Deletion of obsolete or duplicative provisions/language • New and increased fees to recover costs for special services • Customer service improvements • Language to increase the city's authority to enforce ordinance provisions • Language to enhance collection capability. <p>A list of the ordinance revisions in each category and a short explanation of each is attached.</p> <p>The Fiscal Affairs Committee approved a motion on May 1, 2007 to send these ordinance revisions to Council.</p> <p>ACTION RECOMMENDED: It is recommended that City Council approve revisions to Chapter 47 of the Code of Ordinances that will assist us in providing high quality customer service to our customers.</p> <p><i>See Choice Net or Internet for redline and ordinance</i></p> <p>KFL/loc c: Marty Stein Susan Bandy Gary Norman</p> | | | |
| REQUIRED AUTHORIZATION | | | CUIC ID# 20 KFL 019 |
| F & A Director | Other Authorization: <i>Susan Bandy</i> Susan Bandy, Deputy Director PWE/Resource Management Division | Other Authorization: | |

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7135

Subject: Approve an Ordinance Authorizing a First Amendment to Contract No. C51012 for Energy Management and Maintenance Services for the Houston Public Library
TC-9-0762-019-12170-A1

Category #
4

Page 1 of 1 Agenda Item

44 4/23

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

April 27, 2007

Agenda Date

MAY 09 2007
MAY 16 2007

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Jacquelyn L. Nisby Phone: (713) 247-1814
Ray DuRousseau Phone: (713) 247-1735

Date and Identification of prior authorizing Council Action:

Ordinances 1999-1232, 2005-310, 2005-1299

RECOMMENDATION: (Summary)

Approve an ordinance authorizing a first amendment to Contract No. C51012 between the City of Houston and Johnson Controls, Inc. to increase the spending authority from \$10,119,628.00 to \$11,119,628.00, and extend the term from May 29, 2007 to December 31, 2007 for energy management and maintenance services for the Houston Public Library.

Spending Authority Increase: \$1,000,000.00

F & A Budget

\$1,000,000.00 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing a first amendment to Contract No. C51012 between the City of Houston and Johnson Controls, Inc. to increase the spending authority from \$10,119,628.00 to \$11,119,628.00 and extend the term from May 29, 2007 to December 31, 2007 for energy management and maintenance services for the Houston Public Library.

This contract was awarded on November 17, 1999 by Ordinance No. 1999-1232, for a seven-year term with a 180-day extension option in the original contract amount of \$9,192,055.00. Ordinance No. 2005-310 was approved on March 30, 2005 for a supplemental agreement to add additional services which increased the spending authority from \$9,192,055.00 to \$9,856,909.00. Ordinance No. 2005-1299 was approved on November 16, 2005 to increase the spending authority from \$9,856,909.00 to \$10,119,628.00.

Expenditures as of April 27, 2007 totaled \$10,029,004.87. The spending authority increase and six-month term extension will allow services to continue through December 31, 2007 until a new request for proposal for energy management and maintenance services is advertised and awarded. Johnson Controls, Inc. has agreed to extend the contract term at the current contract prices. All other terms and conditions remain as originally approved by City Council. Although this contract is being extended, the City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to provide all labor, equipment, materials, tools, supervision and transportation necessary to provide heating, ventilation, and air conditioning maintenance and operations; energy management; preventive maintenance to include lighting and electrical; and maintain the building management systems (Metasys) at all Houston Public Library facilities. In addition, the contractor will provide fire alarm monitoring, maintenance, and testing services at twelve library facilities.

This contract was awarded with a 15% M/WBE participation goal; Johnson Controls, Inc. is currently achieving 15.8%.

Buyer: Murdock Smith III

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

3-26-07

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Sampson Sewer and Eastwood Subdivision Sewer Relocation.
W.B.S. No. R-002011-0048-4.

Page
1 of 2

Agenda Item #

45 520

FROM: (Department or other point of origin):

Department of Public Works and Engineering

Origination Date:

5-2-07

Agenda Date:~~MAY 09 2007~~**DIRECTOR'S SIGNATURE:**

Michael S. Marcotte, P.E. DEE

Council District affected: 02

D, I

MAY 16 2007

For additional information contact:Reid K. Mrsny, P.E. Phone: (713) 837-0452
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: \$4,267,900.00 Water and Sewer System Consolidated Construction Fund No. 8500.**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's ongoing program to improve and upgrade its neighborhood sanitary sewers.**DESCRIPTION/SCOPE:** This project consists of construction of 8-inch, 10-inch and 15-inch sanitary sewers in the streets within the vicinity of Eastwood Subdivision. Also, construction of 8-inch and 10-inch sanitary sewers along Canfield Street between Holman and Alabama Street, and 10-inch sanitary sewer at Holman street from Valesco to Canfield.

The Contract duration for this project is 300 calendar days. This project was designed by United Engineers, Inc.

LOCATION: Eastwood is generally bound by Rusk on the north, Leeland on the south, Dumble on the east and Lockwood on the west. Sampson sanitary sewer is on Holman Street between Velasco and Canfield. The project is located in Key Map Grids 493-Z, 494-T, 494-X and 533-D.**BIDS:** Bids were received on February 15, 2007. The five (5) bids are as follows:

| Bidder | Bid Amount |
|--------------------------------|----------------|
| 1. Total Contracting Limited | \$3,763,810.00 |
| 2. Huff & Mitchell, Inc. | \$4,891,393.00 |
| 3. BRH-Garver Construction, LP | \$5,049,133.50 |
| 4. D.L. Elliott, Inc. | \$5,959,590.00 |
| 5. George Construction, Inc. | \$6,201,972.50 |

REQUIRED AUTHORIZATION

CUIC ID# 20BZ66

F&A Budget:**Other Authorization:**Jeff Taylor, Deputy Director
Public Utilities Division**Other Authorization:**Daniel W. Krueger, P.E., Deputy Director
Engineering and Construction Division

| | | | |
|-------------|--|------------------------------------|-----------------------|
| Date | Subject: Contract Award for Sampson Sewer and Eastwood Subdivision Sewer Relocation. W.B.S. No. R-002011-0048-4. | Originator's Initials B2 | Page 2 of 2 |
|-------------|--|------------------------------------|-----------------------|

AWARD: It is recommended that this construction Contract be awarded to Total Contracting Limited with a low bid of \$3,763,810.00 and that no Addendum be made a part of this Contract.

PROJECT COST: The total cost of this project is \$4,267,900.00 to be appropriated as follows:

| | | |
|---|----------------------------------|----------------|
| • | Bid Amount | \$3,763,810.00 |
| • | Contingencies | \$ 188,190.50 |
| • | Engineering and Testing Services | \$ 90,000.00 |
| • | Project Management | \$ 225,899.50 |

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

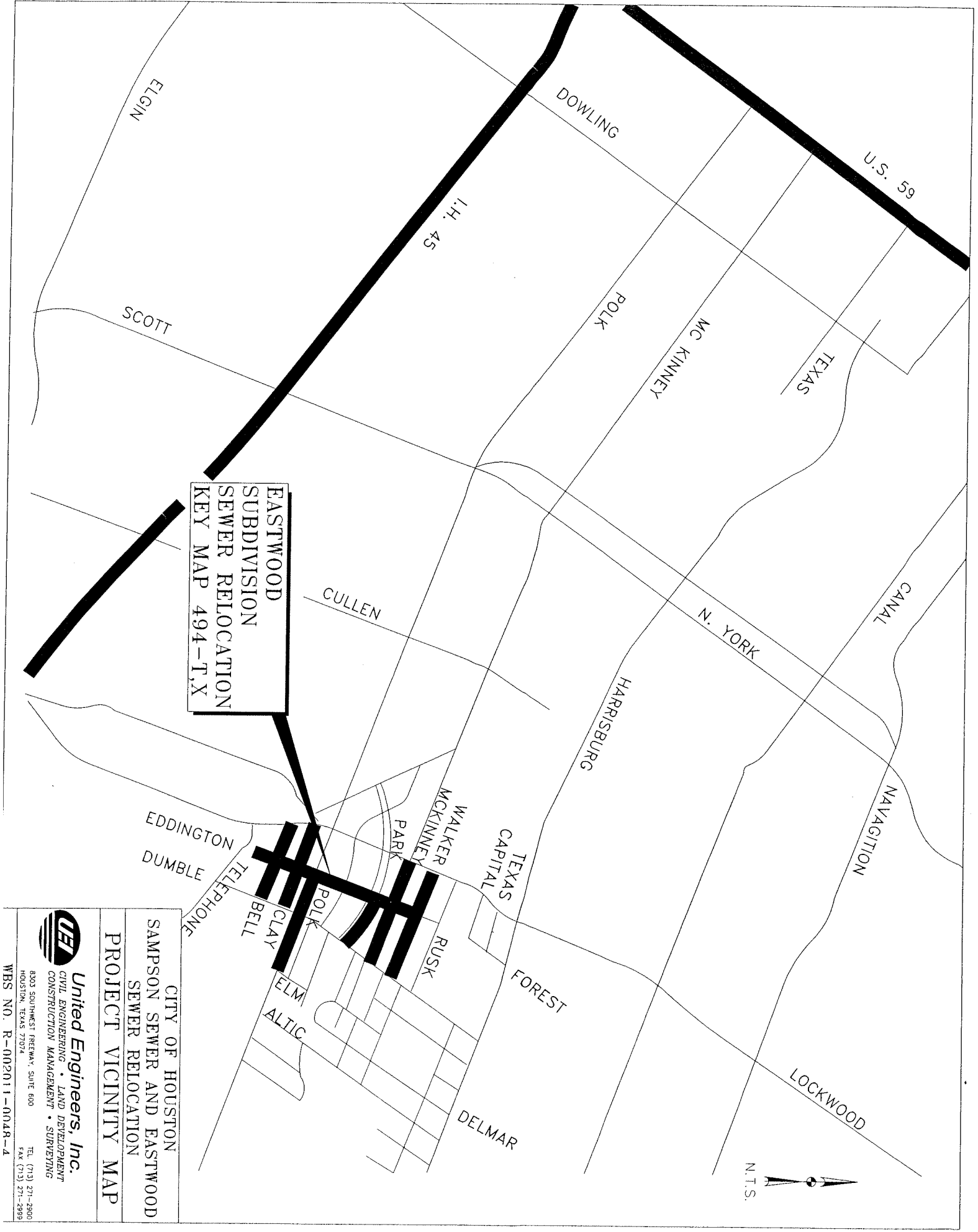
M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 15% M/WBE goal and 5% SBE goal for this project.

| <u>MWBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
|--|--|---------------------|----------------------|
| 1. Two-Way Burrigade Equipment Sales & Rentals, Inc. | Traffic Control | \$400,000.00 | 10.63% |
| 2. Paradigm Outdoor Supply, LLC | Pipe Supplies | \$166,000.00 | 4.41% |
| TOTAL | | \$566,000.00 | 15.04% |
| <u>SBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u> | <u>% of Contract</u> |
| 1. Environmental Allies, L.P. | Storm water pollution Prevention Plan services | \$ 4,000.00 | 0.11% |
| 2. Arriola Paving, Inc. | Asphalt paving | \$133,000.00 | 3.53% |
| 3. Bedo Construction Products, Inc. | Manhole Supplies | \$ 55,000.00 | 1.46% |
| TOTAL | | \$192,000.00 | 5.10% |

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

MSM:DWK:RKM:EN:BZ:pa

c: Marty Stein
Susan Bandy
Velma Laws
Michael Ho, P.E.



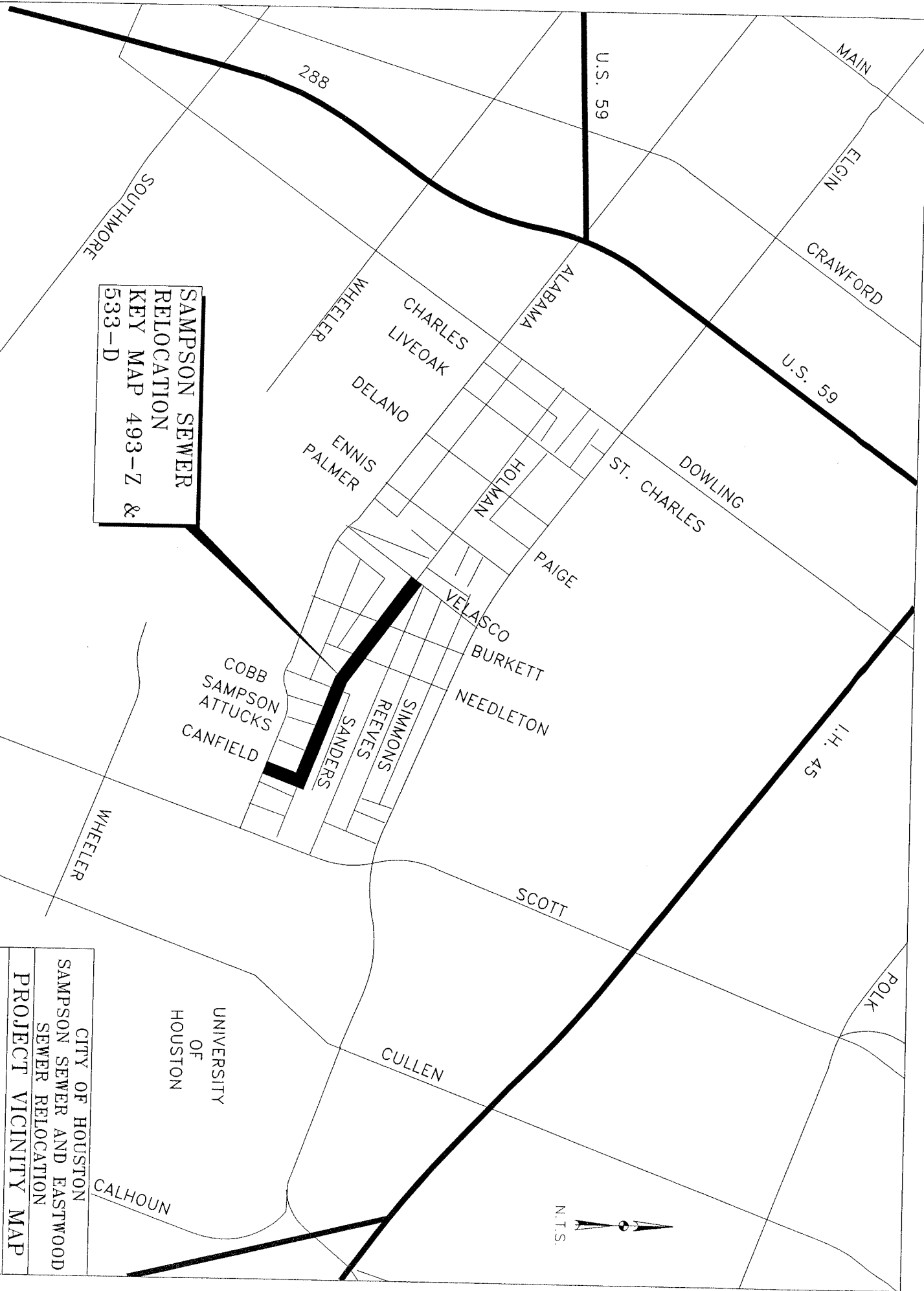
EASTWOOD
SUBDIVISION
SEWER RELOCATION
KEY MAP 494-T,X

CITY OF HOUSTON
SAMPSON SEWER AND EASTWOOD
SEWER RELOCATION
PROJECT VICINITY MAP



United Engineers, Inc.
CIVIL ENGINEERING • LAND DEVELOPMENT
CONSTRUCTION MANAGEMENT • SURVEYING
8003 SOUTHWEST FREEMAN, SUITE 600
HOUSTON, TEXAS 77074
TEL (713) 271-2800
FAX (713) 271-2899
WBS NO. R-002011-0048-A

SAMPSON SEWER
RELOCATION
KEY MAP 493-Z &
533-D



CITY OF HOUSTON
SAMPSON SEWER AND EASTWOOD
SEWER RELOCATION
PROJECT VICINITY MAP

United Engineers, Inc.
CIVIL ENGINEERING • LAND DEVELOPMENT
CONSTRUCTION MANAGEMENT • SURVEYING
8303 SOUTHWEST FREEMAN, SUITE 600
HOUSTON, TEXAS 77074
TEL. (713) 271-2900
FAX (713) 271-2995
WBS NO. R-002011-00AR-4

ORDINANCE AS
AMENDED by
MOTION No. 2007-477
5-9-07

46

MAY 16 2007

MOTION NO. 2007 0478

MOTION by Council Member Garcia that the following item be postponed for one week:

Item 57 - Ordinance Amending Chapter 39 of the Code of Ordinances, Houston, Texas, relating to Solid Waste Collection in the City; repealing Ordinance No. 85-842 relating to Solid Waste Sponsorship Agreements; containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability

Seconded by Council Member Alvarado and carried.

Mayor White, Council Members Lawrence, Johnson,
Clutterbuck, Edwards, Wiseman, Khan, Garcia, Alvarado,
Brown, Lovell and Green voting aye
Nays none
Council Members Holm and Berry absent

PASSED AND ADOPTED this 9th day of May, 2007.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is May 15, 2007.


City Secretary

City of Houston, Texas, Ordinance No. 2007-_____

AN ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO SOLID WASTE COLLECTION IN THE CITY; REPEALING ORDINANCE NO. 85-842 RELATING TO SOLID WASTE SPONSORSHIP AGREEMENTS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, in 2006, the Mayor's Solid Waste Task Force ("Task Force") was appointed by Mayor Bill White to study various issues relating to the City's Solid Waste Management Department and its services; and

WHEREAS, on April 2, 2007, in a special meeting of the City Council, the Task Force presented its final report and recommendations for changes to the City's solid waste operations; and

WHEREAS, the Task Force recommended certain revisions to Chapter 39 of the Code of Ordinances, Houston, Texas, to address issues such as eligibility for basic garbage collection service provided by the City, sponsorship agreements in lieu of garbage collection by the City and other operational matters; and

WHEREAS, the City Council agrees with the Task Force recommendations as they relate to the suggested revisions to Chapter 39 and now wishes to effect such revisions to the City Code; **NOW, THEREFORE**,

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

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

Section 2. That Section 39-1 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"Sec. 39-1. Definitions.

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

Alley means a public right-of-way that is used only for secondary access to individual properties that have their primary access from an adjacent public street or an approved common or compensating open space or courtyard that has direct access to a public street.

Automated service container means a rolling, molded plastic container, equipped with a lid, capable of holding not more than 90 gallons, and designed and intended to be collected by means of a garbage collection vehicle designed to be operated by a single individual.

Basic collection service means the collection of residential garbage or trash by the city effected by the use of a garbage truck manufactured or configured to permit the driver to collect the garbage and rubbish from automated service containers placed at the edge of the public street curblin or edge of paving by means of a mechanical device operated by the driver without the necessity of leaving the cab of the truck. The term also includes the collection of garbage or trash in one-way containers pursuant to section 39-62(c)(3) of this Code.

Bulk container means any container used for the collection and/or disposal of solid waste that is designated and intended:

- a. To be transported from the premises where it is used by mechanical means with its contents to the dumpsite; or
- b. To be emptied by mechanical means upon the premises where it is used into a waste transport vehicle.

Without limitation, the term includes the 'dumpster' type containers that are commonly used in multifamily residential, commercial, industrial and public locations. Provided, that the term shall not include the rolling automated service containers that are furnished by the city and private collection contractors to residents where basic collection service equipment is utilized.

Bulk container service provider means the owner of the bulk container, provided that if a person other than the owner is contractually or otherwise obligated to transport the bulk container and/or its contents for disposition, then it shall mean the person providing such service.

Central business district means the area beginning at the intersection of the centerline of U.S. 59 and the centerline of I.H. 45; thence in a northeasterly and northerly direction along the centerline of I.H. 45 to its intersection with the centerline of I.H. 10; thence in an easterly direction along the centerline of I.H. 10 to its intersection with the centerline of U.S. 59; thence in a southwesterly direction along the centerline of U.S. 59 to its intersection with I.H. 45, the point of beginning.

Curbline means an imaginary line drawn along the edge of the pavement on either side of a public street; the curbline shall include the area three feet beyond said imaginary line on the residence side of the line.

Department means the department of solid waste management.

Director means the director of the department of solid waste management or the director's duly authorized representative.

Garbage means abandoned, discarded or unwanted putrescible animal and vegetable materials resulting from the handling, preparation, cooking and consumption of food, including such materials from food markets, food storage facilities, food handling, and the sale of produce and other food products.

Heavy or oversize trash means any rubbish or trash generated upon the premises of a residential unit and of such size or weight that it cannot be containerized pursuant to section 39-62 of this Code and is not subject to collection pursuant to section 39-64 of this Code including, but not limited to, major appliances and tree limbs having a diameter of three inches or more.

Houston Downtown Management District means the district created by Subchapter A of Chapter 376 of the Texas Local Government Code.

Litter means uncontrolled and improperly containerized garbage or trash on public or private property.

One-way container means a disposable bag made of plastic film or of any other synthetic or natural organic material that has

sufficient strength and quality to securely contain a capacity of not more than 35 gallons.

Public street means the entire width between property lines of any road, street, way, alley, bridge, or other similar thoroughfare, not privately owned or controlled, when any part thereof is open to the public for vehicular traffic, which is the responsibility of the city or other similar public agency to maintain, and over which the city has legislative jurisdiction under its police power.

Recyclable material means material that has been recovered or diverted from the nonhazardous waste stream for purposes of reuse, recycling, or reclamation, a substantial portion of which is consistently used in the manufacture of products that may otherwise be produced using raw or virgin materials. Recyclable material is not solid waste; however, recyclable material may become rubbish at such time, if any, as it is abandoned or disposed of rather than recycled, whereupon it will be rubbish with respect only to the party actually abandoning or disposing of the material.

Residential unit means any occupied structure within the city limits of the city devoted to single-family residential use. Residential unit shall include, but not be limited to, houses, duplexes, condominiums, townhouses, townhomes, trailer homes, manufactured homes and patio homes. The term shall also include each apartment in an apartment project or community containing eight or fewer individual units. Residential unit shall not include apartment projects or communities containing more than eight individual units, hotels, motels, boarding houses, or other similar rental units.

Rubbish or trash means abandoned, discarded or unwanted nonputrescible solid waste materials consisting of both combustible and noncombustible waste materials; combustible rubbish or trash shall include feathers, paper, rags, cartons, boxes (flattened and tied), wood, excelsior, nonmetallic furniture, rubber, plastics, yard trimmings, shrubs, leaves, and similar materials; noncombustible rubbish or trash shall include glass, crockery, tin cans, aluminum cans, metal furniture, and like materials which will not burn at ordinary incinerator temperatures (1,600 degrees Fahrenheit to 1,800 degrees Fahrenheit); provided that, rubbish or trash shall not include bulk quantities of building materials or major automotive components, and the city shall not be required to pick up such materials.

Sponsorship agreement means a reimbursement agreement between the city and a civic or homeowner's association or other qualified entity for the purpose of partially offsetting the cost incurred by the association or qualifying entity in assuming the responsibility for all garbage collection services to residential units eligible for such services pursuant to chapter 39 of this Code in certain defined areas of the city.

Solid waste means 'municipal solid waste' as that term is defined in the Texas Solid Waste Disposal Act; waste resulting from the construction or demolition of any structure; and any other type of solid waste as defined in Section 330.2 of the Texas Administrative Code and any amendments thereto.

Trash. See *rubbish* or *trash*.

Yard waste means grass, shrub, or other plant clippings, leaves, and tree limbs meeting the requirements of section 39-64 of this Code."

Section 3. That Sections 39-65 through 39-67 of the Code of Ordinances, Houston, Texas, are hereby redesignated as Sections 39-67 through 39-69 thereof, and new Sections 39-65 and 39-66 are added to read as follows:

"Sec. 39-65. Eligibility for basic collection service.

The following residential units shall be eligible for basic collection service:

- (1) Except as provided in item (2) of this section, units abutting a public street; and
- (2) Units within a development or subdivision containing private streets, permanent access easements or shared driveways, if at least one residential unit located within such development or subdivision is adjacent to at least one public street and the development or subdivision contains no more than 25 units and provided further:
 - a. Each automated service container or one-way container is placed at the curblineline or edge of paving on the public



street adjacent to the development or subdivision or, if the development or subdivision is adjacent to more than one public street, on the street specified by the director;

- b. The adjacent public street contains sufficient non-driveway frontage to permit the placement of automated service containers for all residential units within the development or subdivision when spaced on five foot centers; and
- c. All units in the development or subdivision fully comply with each requirement of this item.

Any failure to comply with all conditions set forth in this item shall entitle the director to suspend basic collection service to the development or subdivision.

Sec. 39-66. Sponsorship agreements.

(a) The city shall enter into a sponsorship agreement, as defined in section 39-1 of this Code, only with a civic or homeowners association or other qualified entity that assumes responsibility for all garbage collection services available to those residential units eligible for such service pursuant to section 39-65 or any other provision of chapter 39 of this Code that are located within the geographical area to be served, provided the association or qualified entity is authorized to bind all residential units within the geographical area covered by the sponsorship agreement. Only those sponsorship agreements that are consistent with the provisions of this section and are in a form approved by the city attorney shall be approved.

(b) Sponsorship agreements shall be approved by the director, provided that any agreement that requires payment by the city in any one year of an aggregate amount in excess of the city council approval requirement limitation amount established pursuant to article II, section 19a of the City Charter shall be approved by the city council.

(c) A sponsorship agreement shall be administered on an all or none basis and shall apply to all units in the development or community. A residential development or community that is not eligible for basic collection service pursuant to section 39-65 of this Code shall not be eligible for a sponsorship agreement.

(d) No reimbursement payments shall be authorized by the director or the city council except pursuant to the terms of a properly executed sponsorship agreement. Reimbursements shall be made on a monthly basis. The amount of reimbursement for each residential unit included in a sponsorship agreement may be established annually as of July 1 of each year by the city council. If the city council does not, for any reason, establish an amount by July 1 of any year, the amount of reimbursement for the following fiscal year shall be that amount which was in effect during the prior fiscal year, and such amount shall remain in effect through June 30 of the following year.

(e) All sponsorship agreements shall terminate on June 30 of each and every year and shall expire unless the director receives from the association or qualified entity, at least sixty days prior to the termination date, written notice that the association or qualified entity wishes to extend the agreement for an additional year. If any sponsorship agreement is allowed to terminate and the association or qualified entity wishes to resume the agreement, a new agreement must be executed."

Section 4. That newly redesignated Section 39-67 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"Sec. 39-67. Placement for basic collection service.

(a) Except as otherwise specifically permitted in subsection (b), (c) or (f) of this section or section 39-65(2) of this Code, basic collection service shall be limited to automated service containers or one-way containers placed at the curblane of a public street in front of the property upon which the garbage or trash was generated.

(b) The director shall determine the street on which containers shall be placed for collection from a residential unit located on a corner lot.

(c) If vehicle parking is permitted on both sides of a narrow, one-way or dead-end public street on which residential units abut, the director may require that, on collection day:

- (1) The parking of vehicles be restricted to one side of the street;
- (2) Containers be placed for collection on only one side of the street; or

- (3) The requirements of items (1) and (2) of this subsection both be met.

(d) All items shall be contained or bundled as provided in this chapter. Basic collection service shall be provided on the basis of a schedule established and promulgated by the director, which shall normally include one pickup per week. Basic collection service shall also be limited to materials authorized under rules established by the director, as provided in section 39-50 of this Code.

(e) It shall be unlawful to place or to allow to remain any materials at the curblin for basic collection service by the department prior to 6:00 p.m. of the day preceding a day designated by the director for basic collection service at that location. Basic collection service shall commence at 7:00 a.m. on the day designated by the director. It shall be unlawful to place or allow to remain any materials at the curblin on a designated collection day after department collection service personnel have passed the site for that day, and the department shall not have any obligation to return to collect items not present at the curb when the department vehicle serviced the site.

(f) The director may, in lieu of collection at the curblin or edge of paving of a public street, authorize basic collection service from the curblin or edge of paving of an alley if a majority of the residents having property abutting the alley prefer collection from the alley and if the alley meets each of the following criteria with respect to the portions of the alley that will be used by department equipment:

- (1) The alley must have a paved surface at least 16 feet in width;
- (2) The alley must have no overhang or projection lower than a height of 13 feet six inches above the pavement;
- (3) The alley must have a minimum turning radius of 35 feet at each place where the alley intersects a public street;
- (4) The alley must have no obstruction (parked vehicle, fixed object, or whatever) that would prevent, hinder or impede the free passage of department equipment for collection service; and
- (5) The director may require that all containers be placed on one side of the alley."

Section 5. That Subsection (b) of Section 39-77 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"(b) Service shall be limited to materials authorized under rules established by the director as provided in section 39-50 of this Code, and no more than eight cubic yards of material shall be collected from any one residential unit on any scheduled collection day."

Section 6. That Section 39-77 of the Code of Ordinances, Houston, Texas, is hereby amended by adding a new Subsection (g) that reads as follows:

"(g) No heavy or oversize trash collection service shall be provided to residential units eligible for collection pursuant to item 2 of section 39-65 of this Code."

Section 7. That City of Houston Ordinance No. 85-842, passed June 11, 1985, and subsequently amended by Ordinance No. 2005-1061, passed September 20, 2005, establishing certain policies and procedures for solid waste disposal related to the participation of the city in agreements related to garbage collection, is hereby repealed.

Section 8. All sponsorship agreements in effect on the date of passage of this Ordinance shall remain in effect until the expiration of the term set forth in such agreements. Thereafter, the execution of sponsorship agreements shall be governed solely by the sponsorship provisions of Chapter 39 of the Code of Ordinances, Houston, Texas, as adopted in Sections 2 through 6 of this Ordinance; provided that (i) residential units previously ineligible for garbage collection service by the City that become eligible for such service pursuant to the provisions adopted in Section 3 of this Ordinance shall be eligible to execute a sponsorship agreement in lieu of such service upon the effective date of this Ordinance; and (ii) the term of a sponsorship agreement for any residential unit

made ineligible for City garbage collection service may be extended by the director until the last day of December 2007.

Section 9. 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 10. 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 sixtieth day next following the date of its passage and approval by the Mayor.

PASSED AND APPROVED this ____ day of _____, 2007.

Mayor of the City of Houston

Prepared by Legal Dept.

RDC:asw 05/01/2007

Requested by Thomas M. "Buck" Buchanan, Director, Department of Solid Waste Management

L.D. File No. 0420600101003



Senior Assistant City Attorney