

AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 29, 2008 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Rodriguez

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

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

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JANUARY 30, 2008 - 9:00 A. M.

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

MAYOR'S REPORT - Sanitary Sewer Rehabilitation

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

CONSENT AGENDA NUMBERS 1 through 28

AGENDA - JANUARY 30, 2008 - PAGE 2

MISCELLANEOUS - NUMBERS 1 and 2

1. CONFIRMATION of the appointment of the following to the **LAND ASSEMBLAGE REDEVELOPMENT AUTHORITY** for terms to expire two years from appointment date:
Position 6 - **DR. STEVE W. HALL, SR.**
Position 7 - **MR. RICHARD LEAL**
2. RECOMMENDATION from Director Department of Public Works & Engineering for approval of the FY2008 Operations and Maintenance Budget for the **TRINITY RIVER AUTHORITY** \$3,401,840.00 - Enterprise Fund

ACCEPT WORK - NUMBERS 3 through 6

3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$7,260,402.00 and acceptance of work contract with **ENVIRONMENTAL INFRASTRUCTURE GROUP, L.P.** for Upper Brays, Almeda Sims, and WCID No. 111 Wastewater Treatment Plants Improvements, WBS R-000265-0020-4 - 1.03% over the original contract amount - **DISTRICTS D - ADAMS; F - KHAN and G - HOLM**
4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,234,142.96 and acceptance of work contract with **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (LDS), WBS R-002013-0013-4 - 4.90% over the original contract amount - **DISTRICTS A - LAWRENCE; B - JOHNSON; C - CLUTTERBUCK; F - KHAN and H - GARCIA**
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$10,130,844.54 and acceptance of work on contract with **BOYER, INC** for Supervisory Control & Data Acquisition (SCADA) and Security at East Water Purification Plant, WBS S-000522-0006-4 - 6.04% under the original contract amount - **DISTRICT E - SULLIVAN**
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$512,999.84 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Flow Meters at Various Facilities, WBS S-000936-0008-4 - 5.19% under the original contract amount - **DISTRICTS A - LAWRENCE; B - JOHNSON; F - KHAN and G - HOLM**

PURCHASING AND TABULATION OF BIDS - NUMBER 7

7. **AMERICAN PARKS COMPANY** - \$412,805.40 and **LINDIG CONSTRUCTION & TRUCKING, INC** - \$124,852.00 for Surface Materials for Playgrounds and Jogging Trails for Parks & Recreation Department - \$548,630.00 minus a commission fee for Internet-based reverse auction services for a net award amount not to exceed \$537,657.40 - General Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 8 through 28

8. RESOLUTION ratifying and re-approving City of Houston Resolution 2007-46 authorizing City of Houston Industrial Development Corporation Senior Air Cargo Special Facility Revenue Refunding Bonds, Series 2008 and Senior Air Cargo Special Facility Revenue Bonds, Series 2008 (Cargo Acquisition Companies Obligated Group II); a financing agreement; a trust indenture; and other matters in connection therewith
9. ORDINANCE consenting to the addition of 273.2708 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 421**, for inclusion in its district
10. ORDINANCE consenting to the addition of 15.723 acres of land to **TERRANOVA WEST MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

RESOLUTIONS AND ORDINANCES - continued

11. ORDINANCE establishing the north and south sides of the 1900 block of Kipling Street within the City of Houston as a special building line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - ADAMS**
12. ORDINANCE establishing the north and south sides of the 1900 block of Kipling Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - ADAMS**
13. ORDINANCE approving and authorizing disbursement of up to \$3,750,000.00 received from the Texas Parks & Wildlife Commission, Texas Recreation and Parks Account, to acquire the title to that certain 5.000 acre tract of land, located in the J. Reinerman Survey, A-642, Harris County, Texas from the Houston Parks Board, a Texas non-profit corporation, doing business as "The Houston Parks Board, Inc.", free and clear of all monetary liens; approving and ratifying a Texas Parks and Wildlife Department Account Agreement - **DISTRICT A - LAWRENCE**
14. ORDINANCE approving and authorizing contract between the City and **TEXAS CHILDREN'S HOSPITAL** to assess the impact of the Rotavirus Vaccine; providing a maximum contract amount 1 Year with one-year renewal - \$600,000.00 - Grant Fund
- 14-1. ORDINANCE approving and authorizing the City to release Four (4) lots owned by the Houston Housing Finance Corporation and located in the Fourth Ward from certain land use restrictions **DISTRICTS D - ADAMS and I - RODRIGUEZ**
15. ORDINANCE approving and authorizing an agreement between the City of Houston and **FOURTH WARD REDEVELOPMENT AUTHORITY** for the Financing of Design and Construction of the West Webster Park - **DISTRICTS D - ADAMS and I - RODRIGUEZ**
16. ORDINANCE amending Ordinance No. 2007-0735 relating to the fiscal affairs of the Midtown Redevelopment Authority on behalf of Reinvestment Zone Number Two, City of Houston, Texas, (Midtown Zone); approving an amendment of the Fiscal Year 2008 Operating Budget for the Authority - **DISTRICTS D - ADAMS and I - RODRIGUEZ**
17. ORDINANCE amending Ordinance No. 2007-0744 relating to the fiscal affairs of the Upper Kirby Redevelopment Authority on behalf of Reinvestment Zone Number Nineteen, City of Houston, Texas, (Upper Kirby Zone); approving an amendment of the Fiscal Year 2008 Operating Budget and the Fiscal Years 2008-2013 Capital Improvement Budget for the Authority **DISTRICTS C - CLUTTERBUCK and G - HOLM**
18. ORDINANCE approving and authorizing an amendment to an Interlocal Agreement between the City and the **TEXAS ENGINEERING EXTENSION SERVICE (TEEX)** to add Continuing Education Classes for Emergency Medical Training Services
19. ORDINANCE approving and authorizing second amendment to contract between the City of Houston, the **HOUSTON INDEPENDENT SCHOOL DISTRICT** and **SPARK**, to provide \$200,000.00 and continue the program for the development of neighborhood parks on public school grounds under the Spark Program - **DISTRICTS B - JOHNSON; D - ADAMS; G - HOLM and H - GARCIA**
20. ORDINANCE amending City of Houston Ordinance No. 2004-0685, passed on June 30, 2004, which approved and authorized the submission of the 2004 consolidated plan to the United States Department of Housing and Urban Development, including a grant application for the Home Investment Partnerships ("HOME") Program under the authority of Title II of the Cranston-Gonzalez National Affordable Housing Act, as amended

RESOLUTIONS AND ORDINANCES - continued

21. ORDINANCE appropriating \$126,000.00 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing first amendment to Lot Purchase and Development Contract between the City, the Land Assemblage Redevelopment Authority ("LARA") and Catholic Charities to develop an additional seven (7) lots in Independence Heights for sale to qualified purchasers as Affordable Single-Family Housing and providing \$10,000.00 in down payment assistance to each qualified purchaser - **DISTRICT H - GARCIA**
22. ORDINANCE appropriating \$245,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LBG-GUYTON ASSOCIATES** for Design of the Rehabilitation of Water Wells at various locations, WBS S-000200-0016-3; providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICTS B - JOHNSON; C - CLUTTERBUCK and E - SULLIVAN**
23. ORDINANCE appropriating \$200,000.00 out of General Improvements Consolidated Construction Fund; \$100,000.00 out of Public Library Consolidated Construction Fund; \$175,000.00 out of Solid Waste Consolidated Construction Fund; \$50,000.00 out of Public Health Consolidated Construction Fund as an additional appropriation for project management services contract (approved by Ordinance No. 05-0390) between the City of Houston and **JACOBS FACILITIES, INC** for project management services (WBS D-000107, E-000143, L-000060, and H-000066); providing funding for contingencies relating to construction of facilities financed by the General Improvements Consolidated Construction Fund; the Public Library Consolidated Construction Fund; the Solid Waste Consolidated Construction Fund; and the Public Health Consolidated Construction Fund
24. ORDINANCE appropriating \$7,825,000.00 out of Street & Bridge Consolidated Construction Fund for labor costs and other expenses related to In-House Capital Improvement Projects for the Rehabilitation of Concrete Pavement, WBS N-000655-0005-4 and N-000845-0007-4; declaring the Public Works and Engineering Department's intent to reimburse the General Fund for expenditures relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund
25. ORDINANCE appropriating \$1,800,000.00 out of Drainage Improvements Commercial Paper Series F, Fund; and allocating \$500,000.00 out of Storm Water Utility Fund, awarding contract to **TOTAL CONTRACTING, LTD.** for On-Call Drainage Construction (Work Order), WBS No. M-000126-0058-4; providing maximum contract amount; 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 Drainage Improvements Commercial Paper Series F, Fund and the Storm Water Utility Fund
26. ORDINANCE appropriating \$1,433,729.35 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CARRERA CONSTRUCTION, INC** for FY08-Waterline Relocation and Replacement, WBS S-000035-0106-4; 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, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

RESOLUTIONS AND ORDINANCES - continued

27. ORDINANCE No. 2008-48, passed second reading January 23, 2008
ORDINANCE granting to **CAPTAIN HOOK OF HOUSTON, LLC, a Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING**
28. ORDINANCE No. 2008-49, passed second reading January 23, 2008
ORDINANCE granting to **LEGACEE INTERNATIONAL ENVIRONMENTAL SERVICES, INC d/b/a TEXAS WASTE CARRIERS, a Texas Corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto
THIRD AND FINAL READING

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 29 and 30

MISCELLANEOUS

29. MOTION to set a date not less than seven (7) days from January 30, 2008, to receive nominations for Positions Five and Seven to the **ETHICS COMMITTEE** for two-year staggered terms
30. **SET A HEARING DATE** relative to the nomination of Deloitte, LLP as an enterprise project of the Texas Enterprise Zone Program - **DISTRICT I - RODRIGUEZ**
SUGGESTED HEARING DATE - WEDNESDAY - FEBRUARY 6, 2008 - 9:00 A.M.

MATTERS HELD - NUMBERS 31 through 35

31. ORDINANCE **AMENDING SECTION 312.3.3 OF THE CITY OF HOUSTON BUILDING CODE, CHAPTER 5 OF THE CITY OF HOUSTON ELECTRICAL CODE, and SECTION 28-10 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Electric Fences
TAGGED BY COUNCIL MEMBERS NORIEGA, BROWN, KHAN, GARCIA, JOHNSON, RODRIGUEZ, JONES and ADAMS
This was Item 15 on Agenda of January 23, 2008
32. ORDINANCE approving and authorizing third amendment to contract (C51076) between the City of Houston and **REPUBLIC WASTE SERVICES OF TEXAS, LTD.**, to increase recyclable waste by reducing city waste currently sent to landfills - 7 Years - \$56,000,000.00 - General Fund
TAGGED BY COUNCIL MEMBERS CLUTTERBUCK, GARCIA, KHAN and GREEN
This was Item 18 on Agenda of January 23, 2008

MATTERS HELD - continued

33. ORDINANCE appropriating \$7,000,000.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 5 to the contract for Professional Architectural/Engineering Services by and between the City of Houston and **LOCKWOOD, ANDREWS AND NEWNAM, INC** for Terminal Improvements at William P. Hobby Airport; Project 417E; WBS A-000141-0003-03-17
DISTRICT I - RODRIGUEZ - TAGGED BY COUNCIL MEMBER SULLIVAN
This was Item 20 on Agenda of January 23, 2008
34. ORDINANCE approving Amateur Sports Complex as a Public Works Project under the third amended and restated Series E Commercial Paper Ordinance and appropriating \$6,420,000.00 from Series E Commercial Paper Amateur Sports Complex Fund and approving, ratifying and authorizing the purchase and payment of land acquisition costs for the Real Estate Contract between Steven J. Gibson, Trustee, Seller ("Seller"), and the City of Houston, Texas, Purchaser (the "City"), for approximately 80 acres of unimproved land out of the James Hamilton Survey, Abstract 886 and J. W. Moody Survey, Abstract 548, Harris County, Texas, for a purchase price, with related expenses, of \$6,420,000.00
TAGGED BY COUNCIL MEMBERS CLUTTERBUCK and NORIEGA
This was Item 29 on Agenda of January 23, 2008
35. ORDINANCE finding and declaring public convenience and necessity for the acquisition of Fee Simple Title or easements for rights-of-way in connection with the public improvement project known as the Mercury Drive Paving Project, Segment 4 (from Herman Brown Park to Wallisville Road), authorizing the acquisition of certain real property interests within the right-of-way alignment and payment of the costs of such purchases and/or condemnations of such real property and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple or easements in, over, upon, under, and across 14 parcels of land situated in the Reels and Trobough Survey, Abstract No. 59, Harris County, Texas, and being more specifically situated along and abutting the east or west lines of Oates Road between U.S. Highway 90 and Wallisville Road in Houston, Harris County, Texas - **DISTRICT I - RODRIGUEZ**
POSTPONED BY MOTION #2008-75, 1/23/08
This was Item 32 on Agenda of January 23, 2008

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Khan 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, JANUARY 29, 2008 at 1:30 p.m. and WEDNESDAY, JANUARY 30, 2008 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 25th day of JANUARY, 2008.

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 JANUARY 25, 2008 at : p.m.

by _____

for Anna Russell
City Secretary

JAN 30 2008

MOTION NO. 2008 0062

MOTION by Council Member Garcia that nominations for Positions 6 and 7 of the Land Assemblage Redevelopment Authority for terms to expire two years from appointment date, be closed.

Seconded by Council Member Khan and carried.

Mayor White, Council Members Johnson, Clutterbuck, Sullivan, Khan, Holm, Garcia, Rodriguez, Brown, Lovell, Noriega, Green and Jones voting aye
Nays none
Council Member Adams absent

Council Member Lawrence out of the City on City business

PASSED AND ADOPTED this 23rd day of January, 2008.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 29, 2008.

City Secretary

Dr. Steve W. Hall, Sr., was nominated by Council Member Johnson for Position 6.

Mr. Richard Leal was nominated by Council Member Garcia for Position 7.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT:

Approval of the FY 2008 Operations and Maintenance Budget for the Trinity River Authority

Category #

Page 1 of 2

Agenda Item #

2

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

1/25/08

Agenda Date

JAN 30 2008

DIRECTOR'S SIGNATURE

Michael S. Marcotte
Michael S. Marcotte, P.E., DEE, Director

Council District affected:

All

For additional information contact: Jeff Taylor
Deputy Director
Phone: 713/837-0448

Date and identification of prior authorizing Council action: 01/03/07 C.M. #2007-0009

RECOMMENDATION: (Summary)

Approve by Council Motion the FY 2008 Trinity River Authority Operations and Maintenance Budget and allocate funds.

Amount of Funding: \$3,401,840

(City of Houston FY 2008 \$1,984,407 FY 2009 amount \$1,417,433
(TRA Fiscal Year 2008: December 1, 2007 – November 30, 2008)

F & A Budget:

K. Brown 1/25/08

SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund

Other (Specify) Water & Sewer System Operating Fund #8300

SPECIFIC EXPLANATION:

The Trinity River Authority (TRA) is a conservation and reclamation district created by the 54th Legislature in 1955. The Board of the TRA consists of 24 members with staggered six year terms. Eight members are appointed every two years by the Governor and confirmed by the Texas Senate.

In September 1964, the City of Houston entered into a contract with the TRA for the construction, operation and maintenance of Lake Livingston. Under the terms of the contract, Lake Livingston is managed for the benefit of City of Houston and Trinity River Authority with Houston having surface water rights to 806 million gallons per day (mgd) and the Trinity River Authority having surface water rights to 314 mgd. The Lake Livingston surface water rights are about 73% of Houston's total water rights of approximately 1.1 billion gallons per day.

The 1964 contract provides that operation and maintenance costs along with the debt service on construction bonds will be paid by the City of Houston.

2007
Budget
\$3,129,380

2008
Budget
\$3,401,840

REQUIRED AUTHORIZATION

20JT16

F & A Director

Other Authorization:

Other Authorization:
FOR JEFF TAYLOR

Lanny

Date:
11/29/07

Subject: Approval of the 2008 Operations and
Maintenance Budget for the Trinity River Authority

**Originator's
Initials**

Page
2 of 2

The 2008 Budget reflects a funding increase of \$272,460 (8.7%) compared with the 2007 Budget. This budget increase is predominately in the technical support, engineering services, and repair & maintenance line items.

2008 Budget Includes:

Engineering Services	\$100,000
Information & Technology Support	\$ 52,970
Repair & Maintenance – COE/Wallisville	\$ 45,790
Repair & Maintenance Equipment	\$ 11,000

Payments made to the Trinity River Authority are based upon documented actual monthly O&M expenditures.

It is recommended that City Council approve the 2008 Trinity River Authority Operations and Maintenance Budget in the amount of \$3,401,840

cc: Marty Stein
Legal
Waynette Chan
Gary Norman
Dannelle Belhateche
Susan Bandy

20JT16

TRINITY RIVER AUTHORITY OF TEXAS
PROPOSED O&M BUDGET - FISCAL YEAR 2008
LIVINGSTON - WALLISVILLE PROJECTS
ENTERPRISE FUND

DESCRIPTION OF THE PROJECT

Lake Livingston is the largest single-purpose water supply lake in Texas. It has approximately 83,000 surface acres, 450 miles of shoreline, and is located in parts of Trinity, Polk, Walker, and San Jacinto counties. It has the capacity to store 1.75 million acre feet of water. The Wallisville Saltwater Barrier Project is a Corps of Engineers multi-purpose project located in Chambers County. The Project's dependable water supply was purchased by TRA and the City of Houston as local sponsors. Houston owns 70 percent of the dependable water supply yield of the Livingston-Wallisville Projects and the Authority owns the remaining 30 percent. The Authority's Huntsville, Livingston, and Trinity County Regional Water Supply Systems draw raw water from Lake Livingston.

WORK PROGRAM

Operations

Operations responsibilities include:

- A. Maintain a complete record of all expenditures and receipts in accordance with the Authority's fiscal control policies.
- B. Utilize current information technology to maintain a close liaison with the U. S. Army Corps of Engineers, the National Weather Service, and the U. S. Geological Survey to be aware continually of upstream discharges, adverse weather conditions, and stream flow in the basin and provide discharges in accordance with stream requirements and standard operating procedures.
- C. Utilize an automated system of rain gauges in strategic locations around the reservoir to support operations and make this data available to the National Weather Service.
- D. Maintain surveillance of Project properties, including approximately 83,000 surface acres of the Lake and its 450 miles of shoreline.
- E. Complete daily visual inspections of the 2.25 mile earthen embankment, the outlet works, gated spillway, and weir structure to determine any changes occurring.
- F. Monitor the piezometers contained within the earthen embankment monthly to be aware of underground conditions beneath the embankment. Transmit monthly piezometric data to Independent Consulting Engineer for evaluation. Maintain yearly collections of operational, inspection, and measurement data for analysis by consulting engineer during comprehensive evaluations.
- G. Perform a routine sampling program in order to closely monitor the water quality of the reservoir, its tributaries, and the Lower Trinity Basin, in coordination with Texas Commission on Environmental Quality's Clean Rivers program
- H. Closely monitor sewage treatment plant discharges into the reservoir and its tributaries in accordance with Texas Commission on Environmental Quality guidelines.
- I. Maintain laboratory facilities in order to perform the necessary chemical and biological analysis as required by the Texas Department of Health, Texas Commission on Environmental Quality and routine monitoring program.
- J. Coordinate all aquatic vegetation control measures in conjunction with the Maintenance Work Program.
- K. Continue assisting Texas Parks and Wildlife Department in Striped Bass procurement.

TRINITY RIVER AUTHORITY OF TEXAS
PROPOSED O&M BUDGET - FISCAL YEAR 2008
LIVINGSTON - WALLISVILLE PROJECTS
ENTERPRISE FUND

Maintenance

Maintenance responsibilities include:

- A. Maintain a continual painting program on all painted surfaces of the gates, spillway and associated control works, the outlet tower, and the buildings of the Projects.
- B. Maintain all vehicles and equipment in first-class working order in accordance with preventative maintenance schedules.
- C. Maintain riprap along the 2.25 mile embankment as well as below the gated spillway and outlet works.
- D. Maintain downstream embankment by routine mowing, irrigation and slide repair.
- E. Coordinate aquatic vegetation control, particularly hydrilla and water hyacinth where necessary to assist navigation.
- F. Monitor horizontal and vertical control monuments along the embankment and structures to determine any changes occurring.
- G. Maintain approximately 260 acres of grounds, 2.25 miles of paving and 1 mile of shoreline.
 - I. Utilize computerized maintenance program developed at completion of spillway rehabilitation.
 - J. Monitor upstream rip rap cover for slippage or exposure of earthen embankment.

Administration

Administration responsibilities include:

1. Administration of Permit and Licensing Program.
 - A. Administer Texas Commission on Environmental Quality regulations for approximately 8,000 on-site sewage disposal systems to ensure the health and well being of the general public.
 - B. Perform site inspections for private on-site wastewater disposal systems in the designated Water Quality Zone and make inspections of all private facilities.
 - C. Maintain local enforcement of Texas Commission on Environmental Quality regulations and TRA ordinances. Assist the Texas Commission on Environmental Quality in any enforcement activities related to the Texas Water Quality Act and Chapter 341 of the Health and Safety Code.
 - D. Provide information and guidance to the public that will make it aware of the possible sources of pollution and strive to obtain cooperation and support of pollution control programs.
2. Security

Increase security of the Project and protection of the public in the vicinity of the dam, utilizing barriers, surveillance equipment, and security personnel.
3. Wallisville

Make annual payments to the U.S. Government for the TRA/Houston share of principal and interest, and for a portion of the Corps operation and maintenance expense at Wallisville.

TRINITY RIVER AUTHORITY OF TEXAS
PROPOSED O&M BUDGET - FISCAL YEAR 2008
LIVINGSTON - WALLISVILLE PROJECTS
TOTAL FUND SUMMARY

FUNDS AVAILABLE

Projected December 1, 2007

ESTIMATED SOURCES OF FUNDS

Contract Revenue - Houston	\$ 3,832,680	
Site Evaluations	110,180	
Operating Transfers	32,200	
Professional Fees	126,450	
Transfer From Debt Service Reserve Fund	725,000	
Interest Income	24,170	
Miscellaneous Income	500	\$ 4,851,180

TOTAL FUNDS AVAILABLE \$ 4,851,180

ESTIMATED APPLICATION OF FUNDS

Appropriation Expenditures:

Personal Services	\$ 1,620,910	
Supplies	138,680	
Other Services and Charges	1,542,570	
Capital Outlays	99,680	
Debt Service and Miscellaneous	1,449,340	\$ 4,851,180

TOTAL FUNDS APPLIED \$ 4,851,180

FUNDS AVAILABLE

Projected November 30, 2008

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 REVENUE SUMMARY

<u>DESCRIPTION OF REVENUE</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>	<u>2006 ACTUAL</u>
<u>CONTRACT AND OPERATING OVERHEAD REVENUE</u>			
(301) Contract Revenue - Houston	\$ 3,832,680	\$ 4,826,520	\$ 5,197,777
TOTAL CONTRACT AND OPERATING OVERHEAD REVENUE	<u>3,832,680</u>	<u>4,826,520</u>	<u>5,197,777</u>
<u>SITE EVALUATIONS</u>			
(360) Site Evaluations	<u>110,180</u>	<u>90,360</u>	<u>110,341</u>
TOTAL SITE EVALUATIONS	<u>110,180</u>	<u>90,360</u>	<u>110,341</u>
<u>OPERATING TRANSFERS</u>			
(373) Operating Transfer - Risk Retention	<u>32,200</u>	<u>42,540</u>	<u>27,300</u>
TOTAL OPERATING TRANSFERS	<u>32,200</u>	<u>42,540</u>	<u>27,300</u>
<u>PROFESSIONAL FEES</u>			
(398) Professional Fees	<u>126,450</u>	<u>122,880</u>	<u>122,653</u>
TOTAL PROFESSIONAL FEES	<u>126,450</u>	<u>122,880</u>	<u>122,653</u>
<u>TRANSFER FROM D/S RESERVE FUND</u>			
(373) Transfer From D/S Reserve Fund	<u>725,000</u>	<u>575,000</u>	<u>-</u>
TOTAL TRANSFERS	<u>725,000</u>	<u>575,000</u>	<u>-</u>
<u>CONTRIBUTIONS</u>			
(374) Contributions - FEMA	<u>-</u>	<u>-</u>	<u>8,868,164</u>
TOTAL CONTRIBUTIONS	<u>-</u>	<u>-</u>	<u>8,868,164</u>
<u>INTEREST INCOME</u>			
(380) Interest Income - Reserve Fund	<u>24,170</u>	<u>48,170</u>	<u>83,850</u>
TOTAL INTEREST INCOME	<u>24,170</u>	<u>48,170</u>	<u>83,850</u>
<u>MISCELLANEOUS INCOME</u>			
(399) Miscellaneous Income	<u>500</u>	<u>500</u>	<u>9,534</u>
TOTAL MISCELLANEOUS	<u>500</u>	<u>500</u>	<u>9,534</u>
GRAND TOTAL	<u>\$ 4,851,180</u>	<u>\$ 5,705,970</u>	<u>\$ 14,419,619</u>

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 EXPENDITURE SUMMARY

DESCRIPTION OF EXPENDITURE	PROPOSED 2008 BUDGET	CURRENT 2007 BUDGET	2006 ACTUAL
<u>PERSONAL SERVICES</u>			
(400) Salaries - Regular	\$ 1,171,870	\$ 1,103,160	\$ 1,100,049
(401) Salaries - Part-Time	47,520	57,850	-
(402) Payroll Taxes - Fica	93,280	88,820	81,621
(403) Emp. Ben - Health/Life Ins.	160,760	160,470	167,074
(404) Employee Benefit - Pension	138,850	130,130	125,759
(406) Unemployment Compensation	3,000	3,000	-
(407) Emp. Recognition Program	5,630	4,000	3,557
TOTAL PERSONAL SERVICES	<u>1,620,910</u>	<u>1,547,430</u>	<u>1,478,060</u>
<u>SUPPLIES</u>			
(410) Office Supplies	4,800	4,800	4,353
(411) Dues & Subscriptions	5,770	4,620	3,879
(412) Fees Other Than Dues & Subscript.	4,670	4,440	2,849
(413) Maintenance & Operating Supplies	15,000	15,000	13,644
(414) Lab Supplies	41,200	40,100	37,377
(416) Fuel, Oil, Lubricants	63,790	55,680	61,101
(417) Computer Software, Lic. & Instr. Supplies	3,450	17,000	3,010
TOTAL SUPPLIES	<u>138,680</u>	<u>141,640</u>	<u>126,213</u>
<u>OTHER SERVICES AND CHARGES</u>			
(420) Auditing	15,750	15,750	15,000
(421) Engineering	185,000	85,000	75,920
(422) Legal	25,000	25,000	7,626
(423) Outside Services	359,870	375,600	303,243
(424) Other Professional Services	3,870	3,600	2,200
(427) Information Technology Support	120,220	67,250	61,533
(430) Telephone & Telemetry	19,290	19,290	17,518
(431) Postage	11,000	8,800	9,139
(432) Printing & Binding	5,000	5,800	3,361
(433) Insurance Payments	41,210	37,930	71,590
(436) Travel	5,000	4,500	4,543
(437) Laundry, Uniform, & Ind. Equipment	13,400	12,500	12,327
(438) Training	3,330	2,830	3,844
(440) Utilities	25,000	19,000	23,240
(442) Power	18,500	12,000	17,296
(444) R & M - Equipment	38,550	29,000	25,806
(445) R & M - Plant & Buildings	72,500	85,100	7,897,523
(4451) R & M - COE/Wallisville	139,650	93,860	93,860
(446) R & M - Vehicles	10,000	10,000	10,422
(451) Rent - Machinery & Equipment	24,020	24,280	13,785
(466) Administrative Overhead	406,410	395,650	386,950
TOTAL OTHER SERVICES AND CHARGES	<u>1,542,570</u>	<u>1,332,740</u>	<u>9,056,726</u>

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 EXPENDITURE SUMMARY

<u>DESCRIPTION OF EXPENDITURE</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>	<u>2006 ACTUAL</u>
<u>CAPITAL OUTLAYS</u>			
(472) Buildings	-	-	-
(474) Imp. O/T Buildings	-	-	-
(476) Machinery & Equipment	\$ 99,680	\$ 107,570	\$ 76,025
TOTAL CAPITAL OUTLAYS	<u>99,680</u>	<u>107,570</u>	<u>76,025</u>
<u>DEBT SERVICE AND MISCELLANEOUS</u>			
(480) Bond Principal Payments	1,000,000	2,000,000	2,000,000
(481) Interest on Long-Term Debt	33,750	158,750	268,125
(483) Paying Agent Fees	250	2,500	405
(484) Contract Principal Payments	96,580	93,560	322,021
(485) Interest on Contract Liabilities	318,760	321,780	90,644
TOTAL DEBT SERVICE AND MISCELLANEOUS	<u>1,449,340</u>	<u>2,576,590</u>	<u>2,681,195</u>
GRAND TOTAL	<u>\$ 4,851,180</u>	<u>\$ 5,705,970</u>	<u>\$ 13,418,219</u>

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED REVENUE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3516.301430) CONTRACT REVENUE - HOUSTON</u>			
(3516.301430) Operation & Maintenance	\$ 3,401,840.00		
Less:			
Site Evaluations	(110,180.00)		
Professional Fees	(126,450.00)		
Operating Transfer	(32,200.00)		
Miscellaneous Income	<u>(500.00)</u>		
Total Operations and Maintenance	3,132,510.00		
(3517.301430) Debt Service	1,449,340.00		
Less:			
Transfer From S-1970 Debt Service Reserve F	(725,000.00)		
Interest Income	<u>(24,170.00)</u>		
Total Debt Service	700,170.00		
Total Annual Requirement		\$ 3,832,680	\$ 4,826,520
<u>(3516.360) SITE EVALUATIONS</u>		110,180	90,360
<u>(3516.373) OPERATING TRANSFER - RISK RETENTION</u>		32,200	42,540
<u>(3516.398) PROFESSIONAL FEES</u>			
Wastewater Treatment Plant Operations	60,000.00		
Wastewater Treatment Plant Analyses	15,140.00		
Trihalomethane Analyses	1,260.00		
Bacteriological	27,630.00		
Annual Well Survey	1,620.00		
Misc. Lab analysis	1,500.00		
Clean Rivers Programs	<u>19,300.00</u>		
Total Annual Requirement		126,450	122,880
<u>(3517.380) INTEREST INCOME - RESERVE FUND</u>		24,170	48,170
<u>(3516.399) MISCELLANEOUS INCOME</u>		500	500
<u>(3517.373) TRANSFER FROM RESERVE FUND</u>			
Transfer on 4/15/2008 of Series 1970 Debt Service Reserve Fund		725,000	575,000

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED REGULAR SALARIES

<u>DESCRIPTION</u>	<u>EMPLOYEES</u>	<u>AMOUNT</u>
A. Salaries under the Salary Administration Plan for the following:		
Management:		
Manager, Lake Livingston	1	
Assistant Manager	1	
Land & Emergency Mgmt. Coordinator	1	
Supervisory and General Employees		
Water Quality Supervisor	1	
Area Administrator	1	
Maintenance Supervisor I - Water	1	
Office Coordinator	1	
Senior Biologist	1	
Biologist - Water	1	
Operator II - Water	1	
Laboratory Technician I - Water *	1	
Laboratory Technician II - Water	1	
Senior Maintenance Mechanic - Water	2	
Maintenance Mechanic II - Water	4	
Field Inspector	3	
Security Officer	2	
Accounting Clerk - Water	1	
Permit Administrator/Receptionist	2	
Custodian	<u>1</u>	
Total Positions/Regular Salaries	27	\$ 1,156,321
Part-time/Seasonal Employees		
Maintenance Helper	<u>4</u>	
Total Positions/Part-Time/Seasonal Salaries	<u>4</u>	46,902
Total Positions: Regular and Part-time/Seasonal	31	
B. Holiday and Overtime Pay		15,390
C. Provisions for Shift Differential		<u>777</u>
 TOTAL		 <u>\$ 1,219,390</u>

* New Position

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED EXPENDITURE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3516.400) SALARIES - REGULAR</u>		\$ 1,171,870	\$ 1,103,160
<u>(3516.401) SALARIES - PART-TIME</u>		47,520	57,850
<u>(3516.402) PAYROLL TAXES - FICA</u>			
\$1,219,390.00 x 7.65%	\$ 93,283.34		
TOTAL PAYROLL TAXES - FICA		93,280	88,820
<u>(3516.403) EMPLOYEE BENEFIT - HEALTH/LIFE INSURANCE</u>			
Health:			
\$ 436.91 x 19 x 12	99,615.48		
\$ 651.09 x 2 x 12	15,626.16		
\$ 567.36 x 2 x 12	13,616.64		
\$ 734.76 x 1 x 12	8,817.12		
	<u>137,675.40</u>		
Provision for Increase: 10%	13,767.54		
Total Health Premiums	<u>151,442.94</u>		
Life Insurance			
\$1,157,100.00 x 1.5 x 0.00022 x 12	4,582.12		
Provision for Increase: 10%	458.21		
Total Life Insurance	<u>5,040.33</u>		
Long-Term Disability			
\$ 218,660.00 x .42/100	918.37		
\$ 938,440.00 x .20/100	1,876.88		
	<u>2,795.25</u>		
Provision for Increase: 25%	698.81		
Total Long-Term Disability	<u>3,494.07</u>		
Employee Assistance Program			
27 x \$ 2.42 x 12	784.08		
TOTAL EMPLOYEE BENEFIT - HEALTH/LIFE INSURANCE		160,760	160,470
<u>(3516.404) EMPLOYEE BENEFIT - PENSION</u>			
\$1,157,100.00 x 12.00%	138,852.00		
TOTAL EMPLOYEE BENEFIT - PENSION		138,850	130,130
<u>(3516.406) UNEMPLOYMENT COMPENSATION</u>		3,000	3,000
<u>(3516.407) EMPLOYEE RECOGNITION PROGRAM</u>		5,630	4,000

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED EXPENDITURE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3516.410) OFFICE SUPPLIES</u>			
Expendable Supplies	\$ 4,800.00		
		\$ 4,800	\$ 4,800
<u>(3516.411) DUES & SUBSCRIPTIONS</u>			
Professional/Trade Associations			
DTN Enhanced Weather Radar Service	2,300.00		
TWUA Green Forest/Lab Analyst Section	230.00		
Water Environment Federation	180.00		
National Safety Council	325.00		
Texas Onsite Wastewater Association	125.00		
United States Society on Dams	85.00		
Texas Environment Health Association	90.00		
Assoc of State Dam Safety Officials	40.00		
TX Assoc of School Boards (Buy Board)	40.00		
Auto Compliance Labor Law Program	110.00		
Newspapers			
Polk County Enterprise	20.00		
The Houston Chronicle	190.00		
Memberships			
Polk County Chamber of Commerce	400.00		
Goodrich Volunteer Fire Department	100.00		
Livingston Volunteer Fire Department	100.00		
Scenic Loop Volunteer Fire Department	100.00		
Camilla Volunteer Fire Department	100.00		
Riverside Volunteer Fire Department	100.00		
WaterReuse Research Foundation	1,000.00		
Sam's Club	30.00		
Technical Books, Reports, Publications	100.00		
		5,770	4,620
<u>(3516.412) FEES OTHER THAN DUES & SUBSCRIPTIONS</u>			
TCEQ Onsite Wastewater			
\$ 10.00 x 200 =		2,000.00	
TCEQ - Water Supply System			
Annual Fee	75.00		
TCEQ - Vacuum Truck License	100.00		
TCEQ - Registration of Petroleum Storage Tanks			
\$ 25.00 x 1 =		25.00	
TCEQ Lab Analysts Certification	105.00		
TCEQ Designated Representative Certification	560.00		
TCEQ NELAC Certification	1,100.00		

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED EXPENDITURE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3516.412) FEES OTHER THAN DUES & SUBSCRIPTIONS (Continued)</u>			
Texas Department of Public Safety -			
Drivers License Checks	\$ 65.00		
Renewal Current Water & Wastewater Licenses	210.00		
Registered Sanitarian Renewals (2)	320.00		
Upgrade Current Water & Wastewater Licenses	<u>105.00</u>		
TOTAL FEES OTHER THAN DUES & SUBSCRIPTIONS		\$ 4,670	\$ 4,440
<u>(3516.413) MAINTENANCE AND OPERATING SUPPLIES</u>			
Paint	450.00		
Parts - Small Hardware	7,500.00		
Janitorial Supplies	3,500.00		
Small Tools & Tool Replacement	2,350.00		
Expendable Supplies -			
Lumber, Concrete Mix, Acetylene, Oxygen	200.00		
Insecticides & Herbicides	<u>1,000.00</u>		
TOTAL MAINTENANCE AND OPERATING SUPPLIES		15,000	15,000
<u>(3516.414) LAB SUPPLIES</u>			
Expendable Supplies -			
Distilled Water, Cubetainers, Tubing, Filter Papers, PH Probes, Nitrogen, Acetylene	11,000.00		
Glassware	2,500.00		
Reagents	11,000.00		
Bacteriological Supplies	12,000.00		
Atomic Absorption Unit	1,400.00		
Gas Chromatograph/Ion Analyzer	1,300.00		
Small Equipment -			
Thermometers, Carts, Safety Bulbs	<u>2,000.00</u>		
TOTAL LAB SUPPLIES		41,200	40,100

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED EXPENDITURE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3516.416) FUEL, OIL, AND LUBRICANTS</u>			
Estimated Fuels, Oils, and Lubricants			
5 Tractors			
\$ 65.00 x 5 x 12 =	\$ 3,900.00		
4 Pickups - Area Personnel			
\$ 345.00 x 4 x 12 =	16,560.00		
10 Vehicles			
\$ 245.00 x 10 x 12 =	29,400.00		
2 Trucks			
\$ 85.00 x 2 x 12 =	2,040.00		
1 Sheriff Office Vehicle (Security)			
	4,130.00		
4 Boats			
	3,360.00		
Weed Eaters and Mowers			
	1,000.00		
Antifreeze, Oil and Lubricants			
	3,400.00		
TOTAL FUEL, OIL, AND LUBRICANTS		\$ 63,790	\$ 55,680
<u>(3516.417) COMPUTER SOFTWARE, LICENSES & INSTRUMENT SUPPLIES</u>			
Computer Supplies	3,000.00		
Printer	450.00		
TOTAL COMPUTER/INSTRUMENT SUPPLIES		3,450	17,000
<u>(3516.420) AUDITING</u>			
		15,750	15,750
<u>(351.6.421) ENGINEERING</u>			
Triennial Evaluation	85,000.00		
Fresh Water Inflow Study	95,000.00		
Embankment Settlement Survey	5,000.00		
TOTAL ENGINEERING		185,000	85,000
<u>(3516.422) LEGAL</u>			
		25,000	25,000
<u>(3516.423) OUTSIDE SERVICES</u>			
Ads, Cable, Miscellaneous Service	3,500.00		
Solid Waste Service	1,200.00		
Advertisement-Bond Redemption and Bid Notice	3,850.00		
Contracts with USGS	80,000.00		
Polk County Interlocal Contract for Security	260,000.00		
Storm Watch Support (Rainfall Alert System)	2,000.00		
SCADA Software Support	1,170.00		
Aerial Photography Enlargements	2,400.00		
Gate Operations Software Support	5,000.00		
Disposal of Lab Chemicals	750.00		
TOTAL OUTSIDE SERVICES		359,870	375,600

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED EXPENDITURE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3516.424) OTHER PROFESSIONAL SERVICES</u>			
Retainer or Contract Fees and Expenses of Financial Consultants, Architects, and other Professional Consultants and Advisers	\$ 2,500.00		
Drug Screens	<u>1,370.00</u>		
		\$ 3,870	\$ 3,600
<u>(3516.427) INFORMATION TECHNOLOGY SERVICES</u>			
		120,220	\$ 67,250
<u>(3516.430) TELEPHONE & TELEMETERING</u>			
Local Service			
\$ 500.00 x 12	6,000.00		
Long Distance			
330.00 x 12	3,960.00		
Management/Supervisory Cellular Phones			
35.00 x 12 x 7	2,940.00		
Field Personnel Cellular Phones			
25.00 x 12 x 6	1,800.00		
Lake Livingston Project T-1 Data Line			
312.50 x 12	3,750.00		
DSL for Diad	<u>840.00</u>		
TOTAL TELEPHONE & TELEMETERING		19,290	19,290
<u>(3516.431) POSTAGE</u>			
Postage Meter, Postal Insurance, Mailing of Packages	10,870.00		
Post Office Box Rent	<u>130.00</u>		
TOTAL POSTAGE		11,000	8,800
<u>(3516.432) PRINTING AND BINDING</u>			
Miscellaneous Forms and Letterhead	<u>5,000.00</u>		
TOTAL PRINTING & BINDING		5,000	5,800

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED EXPENDITURE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3516.433) INSURANCE PAYMENTS</u>			
Worker's Compensation	\$ 19,960.00		
Property	1,220.00		
General Liability	7,300.00		
Auto Fleet	7,530.00		
Blanket Bond/Crime	60.00		
Marine Policy	1,000.00		
Equipment Floater	2,980.00		
Public Officials Liability	<u>1,160.00</u>		
TOTAL INSURANCE PAYMENTS		\$ 41,210	\$ 37,930
 <u>(3516.436) TRAVEL</u>			
Expense for Authority Personnel			
Lodging/Meals	4,000.00		
Catering/Project Meetings	<u>1,000.00</u>		
TOTAL TRAVEL		5,000	4,500
 <u>(3516.437) LAUNDRY, UNIFORM & IND. EQUIP.</u>			
Uniforms			
\$ 825.00 x 12	9,900.00		
Safety Equipment	2,300.00		
Protective Clothing	<u>1,200.00</u>		
TOTAL LAUNDRY, UNIFORM, & IND. EQUIP.		13,400	12,500
 <u>(3516.438) TRAINING</u>			
TEEX Regional Short School	120.00		
Operator Certification Training			
\$ 185.00 x 6	1,110.00		
Continuing Education - Registered Sanitarians			
\$ 150.00 x 3	450.00		
Onsite Wastewater Conference			
\$ 65.00 x 6	390.00		
Designated Representative-New	410.00		
Aquatic Vegetation Conference	100.00		
United States Society on Dams Conf.	<u>750.00</u>		
TOTAL TRAINING		3,330	2,830
 <u>(3516.440) UTILITIES</u>			
Electricity		25,000	19,000

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED EXPENDITURE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3516.442) POWER</u>			
Power for Overflow Spillway System, Outlet Works, Irrigation System	\$ 18,500.00		
TOTAL POWER		\$ 18,500	\$ 12,000
<u>(3516.444) R & M - EQUIPMENT</u>			
Repairs to Tractors, Boats, Small Pumps Generators, Mowers	14,000.00		
Repairs to Lab Equipment	2,800.00		
Video Conference Maintenance Contract	1,050.00		
Rebuild Crane Engine	6,800.00		
Atomic Absorption Service Contract	8,900.00		
Repairs to Rainfall Alert System	5,000.00		
TOTAL R & M - EQUIPMENT		38,550	29,000
<u>(3516.445) R & M - PLANT</u>			
Repairs and Maintenance to Spillway Erosion Control Downstream Berm Slide Repair	20,000.00		
Ditch Control of Drifts, Fence and Sign Repair & Replacement, Outlet Works, Reseeding of Eroded Areas, Upstream Riprap, Roadway Repair and Maintenance, Building Maintenance	9,000.00		
Replacement of Buoys for Restricted Areas	5,000.00		
Paint Maintenance Buildings	5,000.00		
Emergency Generator Service Contracts	5,500.00		
Aquatic Weed Control	28,000.00		
TOTAL R & M - PLANT AND BUILDINGS		72,500	85,100
<u>(3516.4451) R & M - COE/WALLISVILLE</u>			
Estimated Wallisville operation and maintenance expense as established by the Corps of Engineers		139,650	93,860
<u>(3516.446) R & M - VEHICLES</u>			
16 Vehicles	10,000.00		
TOTAL R & M - VEHICLES		10,000	10,000

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED EXPENDITURE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3516.451) RENT - MACHINERY & EQUIPMENT</u>			
Rental on Bulldozer, Pumps, Spreader, Tractors, Mowers, Sprayers and Other Small Machinery	\$ 4,000.00		
Rental on Copy Machines \$ 570.00 x 12	6,840.00		
Deionization Tanks \$ 160.00 x 12	1,920.00		
Cylinder Rental	900.00		
Rental on Scanner \$ 190.00 x 12	2,280.00		
Spillway Tainter Gate Exercise/Crane & Trucking	4,000.00		
Rental of Postage Scales, Meter and Mailing Machine \$ 340.00 x 12	4,080.00		
 TOTAL RENT - MACHINERY & EQUIPMENT		\$ 24,020	\$ 24,280
<u>(3516.466) ADMINISTRATIVE OVERHEAD</u>		406,410	395,650
<u>(3516.472) BUILDINGS</u>			
TOTAL BUILDINGS		-	-
<u>(3516.474) IMP. O/T BUILDINGS</u>			
TOTAL IMP. O/T BUILDINGS		-	-
<u>(3516.476) MACHINERY & EQUIPMENT</u>			
Replacement Equipment			
VWR Gravity Convection Oven	2,360.00		
Labconco Dishwasher	6,370.00		
Air Compressor	12,500.00		
1/2 Ton 4x4 Crew Cab PU	26,000.00		
3/4 Ton Ext Cab PU	20,000.00		
Computers: \$ 1,300.00 x 23	29,900.00		
New Equipment			
48" Grader/Ditch Bucket for Backhoe	2,550.00		
TOTAL MACHINERY & EQUIPMENT		99,680	107,570

TRINITY RIVER AUTHORITY OF TEXAS
 PROPOSED O&M BUDGET - FISCAL YEAR 2008
 LIVINGSTON - WALLISVILLE PROJECTS
 DETAILED EXPENDITURE WORKSHEET

<u>ACCOUNT NUMBER/DESCRIPTION</u>	<u>PROPOSED DETAIL</u>	<u>PROPOSED 2008 BUDGET</u>	<u>CURRENT 2007 BUDGET</u>
<u>(3518.480) BOND PRINCIPAL PAYMENTS</u>			
Series 1970 Due 4/15/2008	\$ 1,000,000.00		
TOTAL BOND PRINCIPAL PAYMENTS		\$ 1,000,000	\$ 2,000,000
<u>(3518.481) INTEREST ON LONG TERM DEBT</u>			
Series 1970 Due 4/15/2008	33,750.00		
Rounding	-		
TOTAL INTEREST ON LONG-TERM DEBT		33,750	158,750
<u>(3516.483) PAYING AGENT FEES</u>			
		250	2,500
<u>(3516.484) CONTRACT PRINCIPAL PAYMENTS</u>			
Due 1/1/08			
COE/Wallisville		96,580	93,560
<u>(3516.485) INTEREST ON CONTRACT LIABILITIES</u>			
Due 1/1/08			
COE/Wallisville		318,760	321,780

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Upper Brays, Alameda Sims, and WCID No. 111 Wastewater Treatment Plants Improvements. WBS. No. R-000265-0020-4.

Page
1 of 1

Agenda Item #

3

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination
Date

Agenda Date

JAN 30 2008

DIRECTOR'S SIGNATURE:



Michael S. Marcotte, P.E., DEE, Director

Council Districts affected:

D, F, & G

For additional information contact:

J. Timothy Lincoln, P.E.
Senior Assistant Director

Phone: (713) 837-7074

Date and Identification of prior authorizing Council Action:

Ord. #2002-478 dated 06/05/2002

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$7,260,402.00 or 1.03% over the original Contract Amount, accept the Work, and authorize final payment.

Amount and Source of Funding: No additional funding required.

Original appropriation of \$8,031,900.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund, Fund No. 755.

F&A Budget:

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's Program to improve the condition and operation of Upper Brays, Alameda Sims, and WCID No. 111 Wastewater Treatment Plants and to ensure the regulatory compliance.

DESCRIPTION/SCOPE: The project consisted of civil, mechanical, structural, and electrical improvements to Upper Brays, Alameda Sims, and WCID No. 111 Wastewater Treatment Plants (WWTPs). Camp Dresser & McKee, Inc. designed the project with 450 calendar days allowed for construction. The project was awarded to Environmental Infrastructure Group, L.P. with an original Contract Amount of \$7,186,376.00.

LOCATION:

WWTP	Address	Key Map Grid
Upper Brays	13525 Old Westheimer Rd.	529-A
Alameda Sims	12319 1/2 Alameda Rd.	572-L
WCID No. 111	10601 Huntington Point	528-Y

CONTRACT COMPLETION AND COST: The Contractor, Environmental Infrastructure Group, L.P. has completed the Work under the subject contract. The project was completed within the Contract Time with 272 additional days approved by Change Order Nos. 1 through 4. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order Nos. 1 through 4 is \$7,260,402.00, an increase of \$74,026.00 or 1.03% over the original Contract Amount.

The increased cost is primarily a result of previously approved Change Order Nos. 1, 3, and 4 which were necessary to complete the work.

M/WBE PARTICIPATION: The M/WBE goal for this project was 17%. According to the Affirmative Action and Contract Compliance Division, the actual participation was 9.77%. The Contractor received an "Unsatisfactory" rating for the M/WBE Compliance.

MSM:JTL
S:\E&C Construction\Facilities\Projects\R-0265-20-3 Upper Brays\Closeout\RCA\RCA_CL~2.DOC

c: Daniel W. Krueger, P.E. Velma Laws Michael Ho, P.E. File No. 4759-03 - Closeout

REQUIRED AUTHORIZATION

CUIC ID# 20MZQ004

F&A Director:

Other Authorization:

Jeff Taylor, Deputy Director
Public Utilities Division

Other Authorization:

Daniel W. Krueger, P.E., Deputy Director
Engineering and Construction Division

NOT

ALMEDA-SIMS WWTP 12319-1/2 ALMEDA ROAD

COUNCIL DISTRICT D

KEY MAP:
#572-L

Date: MAY 3, 2002

CITY OF HOUSTON, TEXAS
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
ALMEDA SIMS WWTP
COUNCIL DISTRICT BOUNDARY MAP

GFS No.: R-0265-09-2 File No.: WW4759

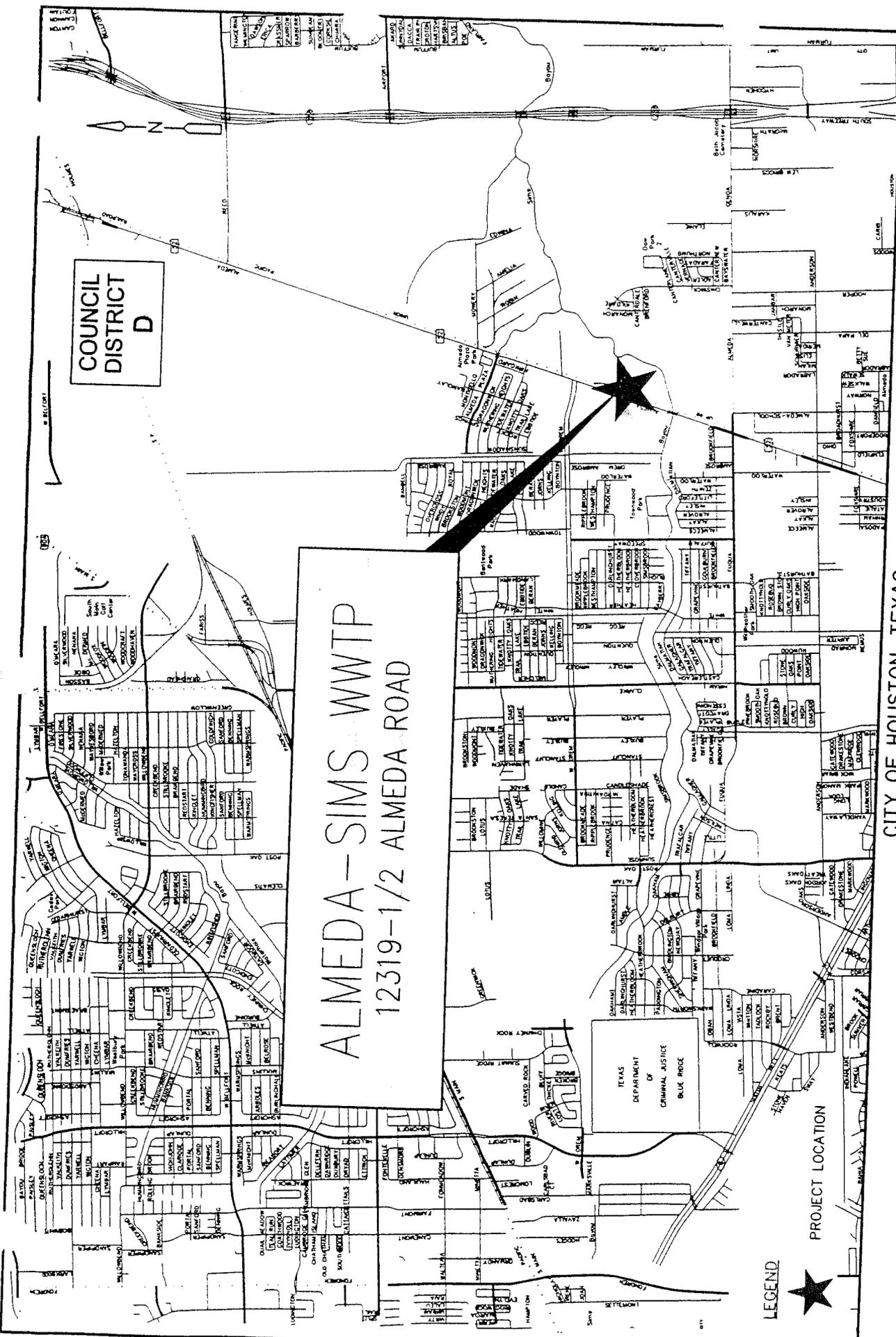
CDM Camp Dresser & McKee Inc.

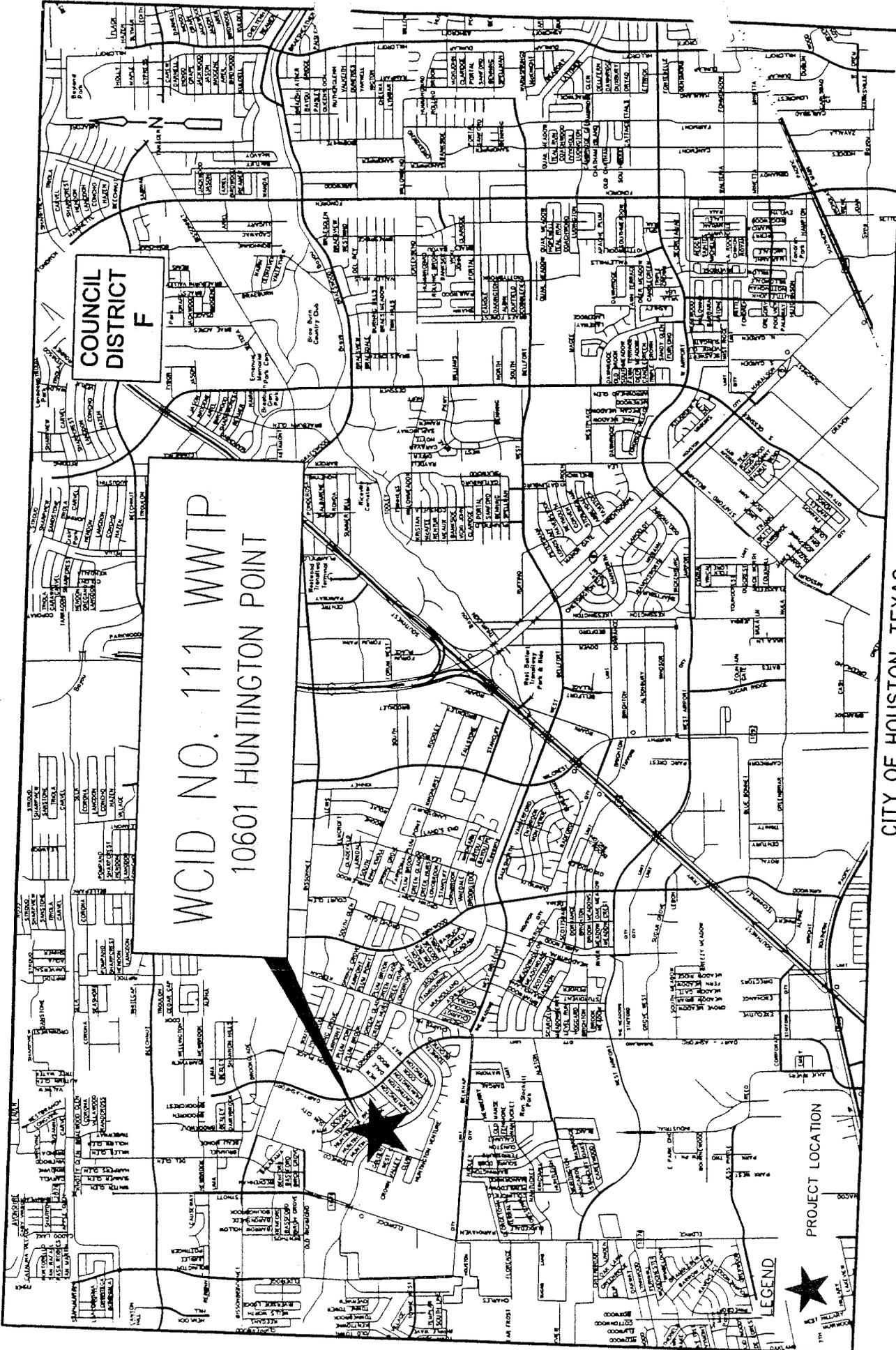
consulting
engineering
construction
operations

LEGEND



PROJECT LOCATION





COUNCIL DISTRICT F

WCID NO. 111 WWTP
10601 HUNTINGTON POINT

★
PROJECT LOCATION

LEGEND

KEY MAP:
#528-Y

CITY OF HOUSTON, TEXAS
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
WCID NO. 111 WWTP
COUNCIL DISTRICT BOUNDARY MAP
GFS No.: R-0265-09-2 File No.: WW4759

Date: MAY 3, 2002

CDM Camp Dresser & McKee Inc.
consulting
engineering
construction
operations

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (LDS) WBS# R-002013-0013-4	Page 1 of 1	Agenda Item # 4
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1-24-08	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director	Council District affected: A, B, C, F and H
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For additional information contact: Joseph G. Majdalani, P.E. Sr. Assistant Director Phone: (713) 641-9182	Date and identification of prior authorizing Council action: Ordinance No. 2005-847 dated, 06/29/2005
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RECOMMENDATION: (Summary)
Pass a motion to approve the final contract amount of \$6,234,142.96, which is 4.90% over the original contract amount, accept the work, and authorize final payment.

Amount and Source of Funding: No additional funding required. Original appropriation of \$6,417,942.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 755.	F&A Budget:
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SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: Under this project the contractor provided sanitary sewer rehabilitation by cured-in-place pipe method to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by cured-in-place pipe method. The project was awarded to Insituform Technologies, Inc. with an original contract amount of \$5,942,936.37. The Notice to Proceed date was 08/22/2005 and the project had 730 calendar days for completion.

LOCATION: The project was located at various locations within Council Districts A, B, C, F and H.

CONTRACT COMPLETION AND COST: The contractor, Insituform Technologies, Inc., has completed the work under the contract. The contract was completed within the required time. The final cost of the project is \$6,234,142.96, an increase of \$291,206.59 or 4.90% over the original contract amount. More cured-in-place pipe rehabilitation was actually needed than anticipated.

MWDBE PARTICIPATION: The MWDBE goal for this project was 16.2%. According to Affirmative Action and Contract Compliance Division, the actual participation was 13.51%. The contractor was awarded a "Satisfactory" rating from Affirmative Action.

JGM/RK/FOS
MSM:JT:JGM:RK:FOS:mf
Attachments

c: Velma Laws Michael Ho, P.E. Craig Foster

Project File 4258-18 **REQUIRED AUTHORIZATION** CUIC ID# 20JGM220

F&A Director:	Other Authorization:	Other Authorization: <i>Jeff Taylor</i> Jeff Taylor, Deputy Director Public Utilities Division
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**Insituform
Technologies, Inc.**

*Worldwide Pipeline
Rehabilitation*

6121 Broadway Suite 200
Houston, Texas 77061

Tel: (713) 641-5111
Fax: (713) 641-3040
www.insituform.com

September 13, 2007

City of Houston
Affirmative Action & Contract Compliance
611 Walker, 7th Floor
Houston, Texas 77002

Attn: Ms Velma Laws

Re: Sanitary Sewer Rehabilitation by CIPP Method
File No. 4258-18

Dear Ms Laws,

This letter is to briefly explain our position in not meeting the M/W/DBE Goal for the above referenced project. Should you have any questions or need additional information, please do not hesitate to contact me.

As you are aware, City of Houston term contracts are undefined in project scope and based on their monetary value. Actual projects are processed through individual Work Orders after the award of the contract. Based on previous term contracts with the City of Houston, and the line items shown in the specification for 4258-18, Insituform Technologies anticipated more of the work would be performed with streets repair requirements included in the scope. When this happens, we are able to subcontract to an M/W/DBE firms for this repair. Unfortunately, this did not happen within the Work Orders issued for 4258-18.

As a result of this, we did not utilize CBL Industries (paving) and Briones Construction & Consulting (material) as anticipated. Insituform Technologies, Inc. is very focused on utilizing all the minority firms that we issue Letters of Intent to. Unfortunately, with projects released by Work Orders it is hard to project how much work will actually be performed by subcontractors. We regret not meeting our goal on this individual project, but we stand behind our consistent record of utilizing M/W/DBE business for the majority of our subcontracted work. Insituform will continue to look for all opportunities to use minority, women, and disadvantaged business enterprises while performing work for the City of Houston.

Thank you for your understanding on this particular project.

Sincerely,

Robin Smith
Contract Administrator

cc: Donald Black



Bill White, Mayor

From the Desk of ~

Velma J. Laws, Director
Affirmative Action and Contract Compliance
611 Walker, 7th Floor
Ph (713) 837-9015; FAX 837-9055
velma.laws@cityofhouston.net

October 4, 2007

Re: MWBE Rating for Insituform; Project WW 4258-18

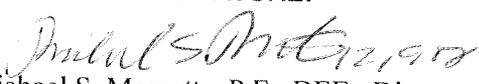
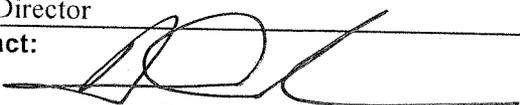
I spoke with Frank Simoneaux of Public Works and Engineering. He confirms that the prime contractor over-projected his spend with the MWBEs that do paving and related work.

However, the prime contractor utilized his scheduled MWBEs to the fullest extent possible, since all subcontracting was done by certified firms.

Therefore, based on the information provided by the department and the prime contractor; the contractor's performance on this contract; and the contractor's history of exceeding MWBE goals, I am approving a Satisfactory rating for Insituform, Inc. for this project.


Velma Laws, Director

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Supervisory Control & Data Acquisition (SCADA) and Security at East Water Purification Plant. WBS. No. S-000522-0006-4.		Page 1 of 1	Agenda Item # 5
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1-24-08	Agenda Date JAN 30 2008
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director		Council Districts affected: E <i>Boyer</i>	
For additional information contact: J. Timothy Lincoln, P.E. Senior Assistant Director  Phone: (713) 837-7074		Date and Identification of prior authorizing Council Action: Ord. #2005-434 dated 04/27/2005 <i>Boyer</i>	
RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$10,130,844.54 which is 6.04% under the original Contract Amount, accept the Work, and authorize final payment.			

Amount and Source of Funding: No additional funding required.
Original appropriation of \$12,450,850.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund, Fund No. 755.

F&A Budget:

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's Rehabilitation and Upgrade of East Water Purification Plant (EWPP) and was required to expand and enhance the SCADA System. The project will extend and enhance the monitoring and control capabilities of the plant, including the implementation of security and energy management systems.

DESCRIPTION/SCOPE: The project was associated with SCADA at the East Water Purification Plant (EWPP) complex and consisted installation of complex instrumentation to optimize chemical feed controls and the plant surveillance system. Camp Dresser & McKee, Inc. designed the project with 504 calendar days allowed for construction. The project was awarded to Boyer, Inc. with an original Contract Amount of \$10,782,410.50.

LOCATION: The project is located at East Water Purification Plant Complex at 2300 Federal Road, Key Map Grid 496-Y.

CONTRACT COMPLETION AND COST: The Contractor Boyer, Inc. has completed the Work under the subject contract. The project was completed within the Contract Time with 164 additional days approved by Change Order Nos. 2 through 4. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order Nos. 1 through 4 is \$10,130,844.54, a decrease of \$651,565.96 or 6.04% under the original Contract Amount.

The decreased cost is primarily a result of previously approved Change Order No. 1 – Delete Retractable Bollards and the Work not requiring use of most Extra Unit Price Items.

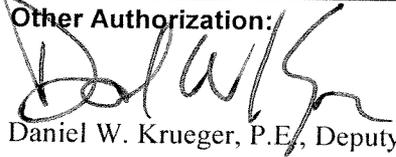
M/WBE PARTICIPATION: The M/WBE goal for this project was 17%. According to Affirmative Action and Contract Compliance Division, the actual participation was 11.57%. The Contractor was awarded a "Satisfactory" rating for MWDDBE compliance.

MSM:JTL:  CWS:NI:mq
S:\E&C Construction\Facilities\Projects\S-000522-0006-4\Closeout\RCA_CL-2.DOC

c: Daniel W. Krueger, P.E. Velma Laws Michael Ho, P.E. File No. 10659-01 - Closeout

REQUIRED AUTHORIZATION

CUIC ID# 20MZQ021

F&A Director:	Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division	Other Authorization:  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division	<i>NOT</i>
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Summary of MWDBE Activities

Project Description#: Water #10959-01 - SCADA Systems and Security at EWPP. S-000522-0006-4. #460004698
 Prime Contractor: Boyer, Inc.

Amount of Contract: \$10,782,410.50	MWDBE Goal at award of contract: 17%
Subtotal of MWDBE goal with change order:	Final Contract Amount : \$10,130,844.54
	MWDBE actual participation: 11.57%

Original MWDBEs listed on RCA & Letter of Intent	List of original MWDBE, that were not used:
Calicut, Inc.	Calicut, Inc.
El Dorado Paving Company, Inc.	
Municipal Marketing Systems, Inc.	

MWDBEs Used:

El Dorado Paving Company, Inc.
Lopez Brothers Enterprises, Inc.
Municipal Marketing Systems, Inc.

If goal was not achieved, list the amount and percentage of shortage. Briefly state the reason given by prime why goal was not achieved and why the original MWDBEs listed in the RCA were not used:

Shortage is 5.43% or \$550,157.00, Mark Boyer, of Boyer, Inc. stated that one of the reasons that they were not able to meet the entire 17% goal was due to the fact that: **1. Their scope of work was reduced by \$651,566.00. 2. Work removed was to be performed by Calicut, Inc.. They had planned on using him to install concrete ductbanks. Calicut failed to perform portion of the work subcontracted for and, they had to use their own crew to complete the work.**

3. Prime was unable to find a replacement MWDBE on time, and their only option was to use their own crew to complete the work.

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

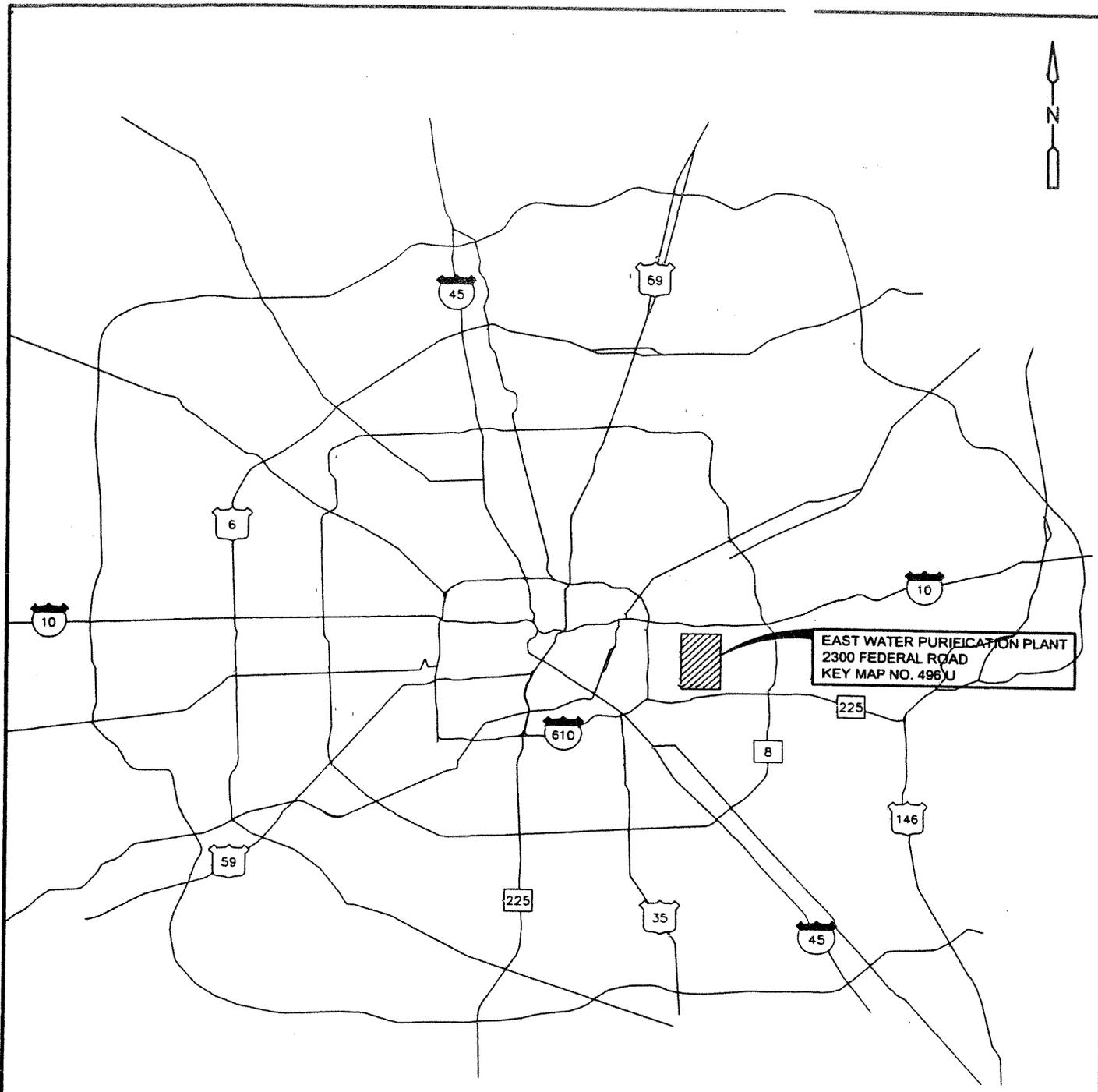
LCO was unable to contact Calicut, Inc. Phone has been disconnected. Company went out of business.

Approved by:

(Signature)
 Joseph Kurian, Division Manager
 Contract Compliance Section

October 22, 2007
 Date

Siria Harbour
 Contract Compliance Officer



VICINITY MAP

CITY OF HOUSTON, TEXAS
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM
GFS NO. S-0522-06-2 FILE NO. WA10659-1

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Flow Meters at Various Facilities.
WBS. No. S-000936-0008-4.

Page
1 of 1

Agenda Item #

6

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date
1-24-08

Agenda Date
JAN 30 2008

DIRECTOR'S SIGNATURE:



Michael S. Marcotte, P.E., DEE, Director

Council Districts affected:
A, B, F, and G



For additional information contact:

J. Timothy Lincoln, P.E.
Senior Assistant Director



Phone: (713) 837-7074

Date and Identification of prior authorizing Council Action:

Ord. #2006-438 dated 05/03/2006

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$512,999.84 or 5.19% under the original Contract Amount, accept the Work, and authorize final payment.

Amount and Source of Funding: No additional funding required.

Original appropriation of \$625,000.00 from Water and Sewer System Consolidated Construction Fund, Fund No. 755.

F&A Budget:

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Flow Meter Program and is required to measure the accurate flow at pumping stations to determine the usage of surface water and groundwater as mandated by the Harris-Galveston Coastal Subsidence District.

DESCRIPTION/SCOPE: This project consisted of the installation of two Ultra Sonic Flow Meters and their appurtenances at the discharge lines of each of the water plants. The flow signals will be interfaced to the existing SCADA Remote Terminal Unit (RTU). PTI, Inc. designed the project with 150 calendar days allowed for construction. The project was awarded to Industrial TX Corp. with an original Contract Amount of \$541,072.00.

LOCATION: The project is located at the following water plants:

	<u>Water Plant</u>	<u>Address</u>	<u>Key Map Grid</u>	<u>Council District</u>
1.	District - 123	10003 S. Kirkwood	529-S	F
2.	District - 203	1304 Gears Road	372-P	B
3.	West Houston - 314	924 Richmond Ave.	487-Z	G
4.	Willowchase	13135 Misty Willow	369-M	A

CONTRACT COMPLETION AND COST: The Contractor, Industrial TX Corp. has completed the Work under the subject Contract. The project was completed beyond the established completion date. Liquidated Damages in the amount of \$6,500.00 have been assessed and are reflected in the final payment to the Contractor. The final cost of the project, including overrun and underrun of estimated bid quantities, Liquidated Damages, and previously approved Change Order No. 1 is \$512,999.84, a decrease of \$28,072.16 or 5.19% under the original Contract Amount.

The decreased cost is primarily a result of previously approved Change Order No. 1 – Deletion of 16-inch flow meter installation due to problem in shutting off the water line valve and the Work not requiring use of Extra Unit Items.

M/WBE PARTICIPATION: There was no M/WBE goal for this project.

MSM:JTL:CWS:WR:mq
S:\E&C Construction\Facilities\Projects\S-0936-08-3 Flow Meters @ Various Facilities\Closout\RCA\RCA_CL-2.DOC

cc: Daniel W. Krueger, P.E. Velma Laws Michael Ho, P.E. File No. 10813 - Closeout

REQUIRED AUTHORIZATION

CUIC ID# 20MZQ026

F&A Director:

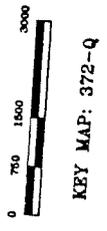
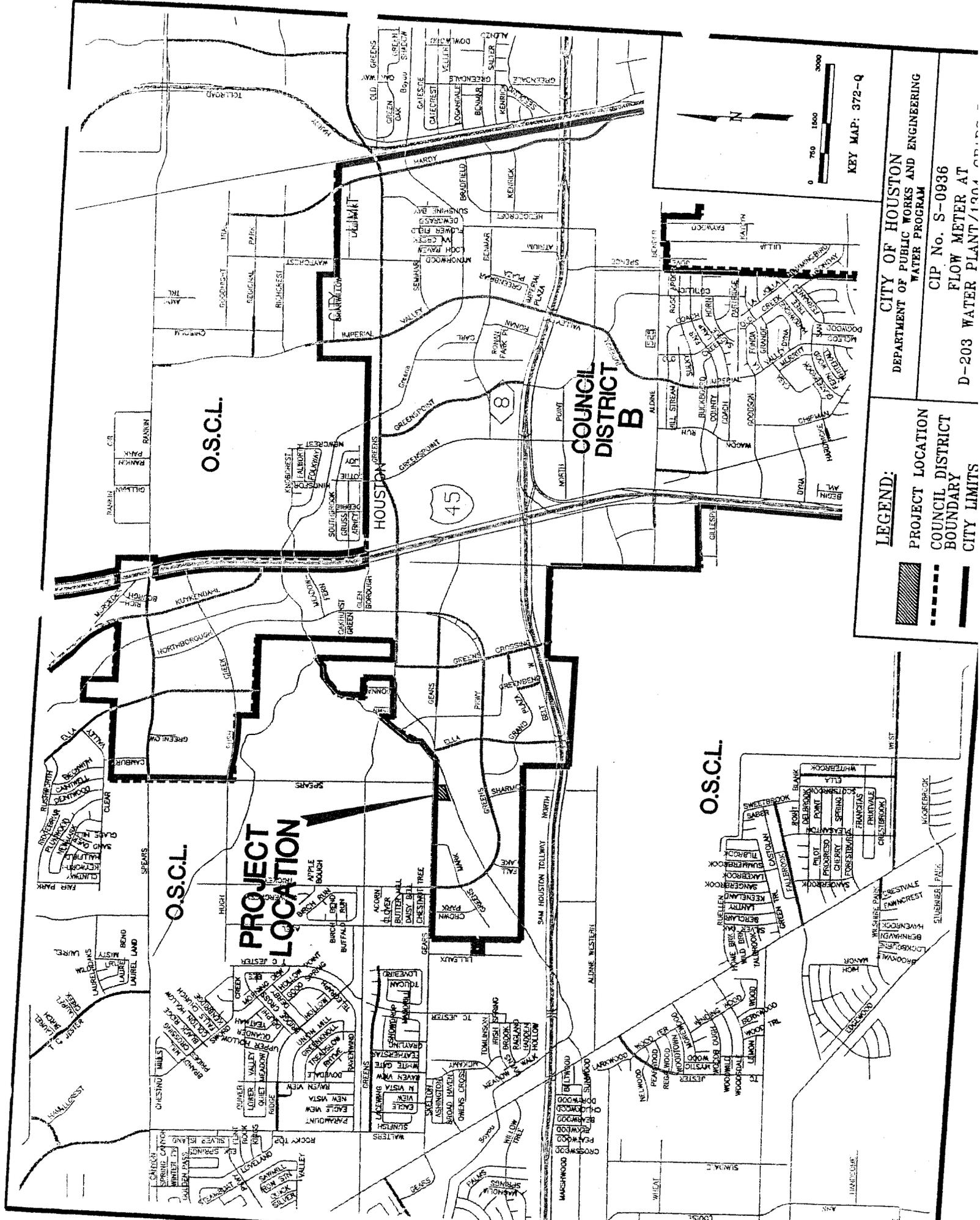
Other Authorization:


Jeff Taylor, Deputy Director
Public Utilities Division

Other Authorization:


Daniel W. Krueger, P.E., Deputy Director
Engineering and Construction Division

MDT



CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 WATER PROGRAM
 CIP No. S-0936
 FLOW METER AT
 D-203 WATER PLANT/1904

LEGEND:
 PROJECT LOCATION
 COUNCIL DISTRICT
 BOUNDARY
 CITY LIMITS

**PROJECT
 LOCATION**

**COUNCIL
 DISTRICT
 B**

O.S.C.L.

O.S.C.L.

O.S.C.L.

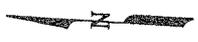
BARKER RESERVOIR

PROJECT LOCATION

COUNCIL DISTRICT G

COUNCIL DISTRICT F

O.S.C.L.



KEY MAP: 487-Z

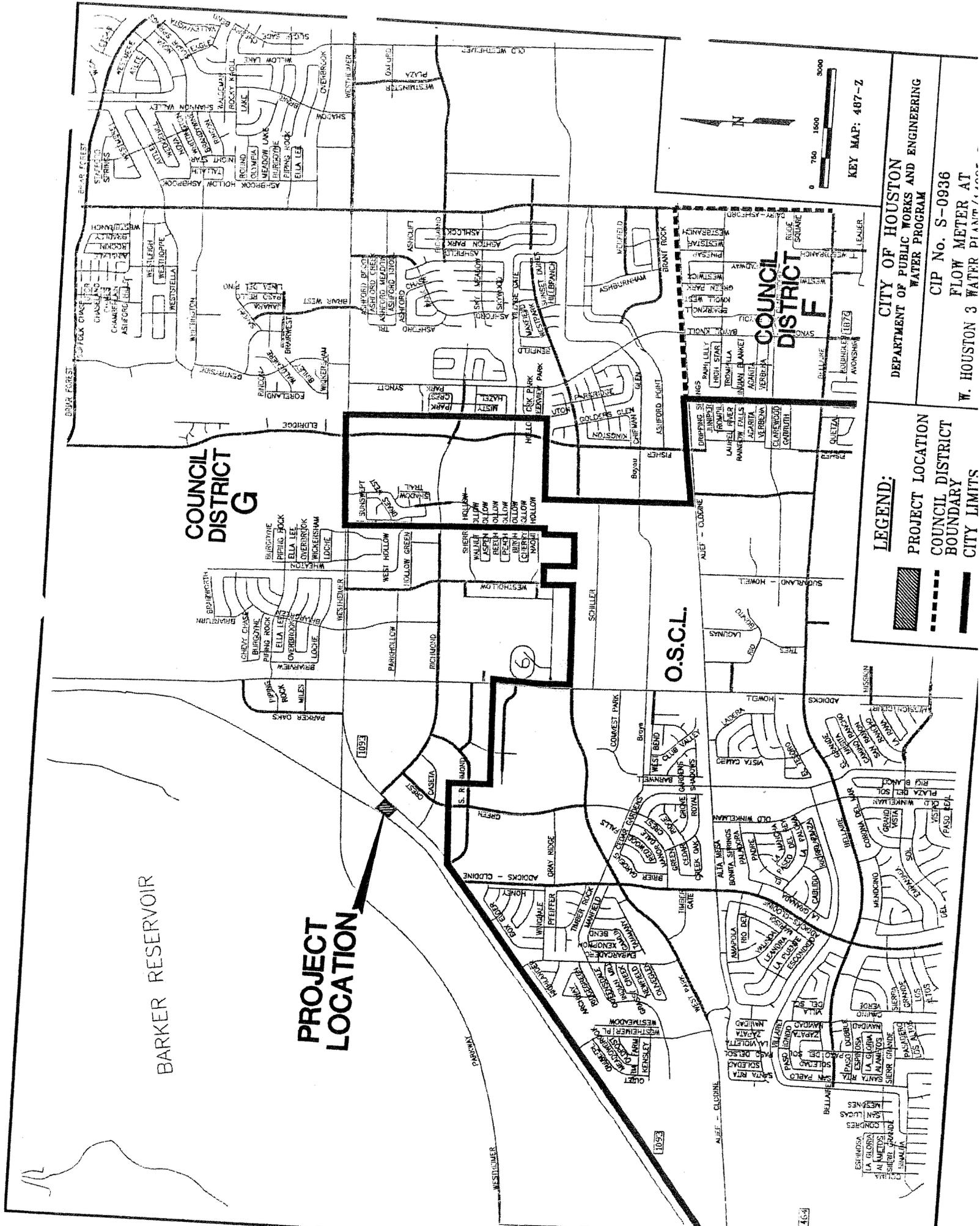
LEGEND:

-  PROJECT LOCATION
-  COUNCIL DISTRICT BOUNDARY
-  CITY LIMITS

CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
WATER PROGRAM

CIP No. S-0936

FLOW METER AT
W. HOUSTON 3 WATER PLANT



REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7672

Subject: Reverse Auction Bids Received for Surface Materials for Playgrounds and Jogging Trails for the Parks & Recreation Department S07-22290RA

Category #
4

Page 1 of 2

Agenda Item

7

FROM (Department or other point of origin):

Calvin D. Wells
City Purchasing Agent
Finance and Administration Department

Origination Date

January 09, 2008

Agenda Date

JAN 30 2008

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

Daniel Pederson Phone: (713) 845-1248
Desiree Heath Phone: (713) 247-1722

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve various awards, as shown below, in an amount to to exceed \$548,630.00, minus a commission fee (the lesser of 2% or \$20,000.00) for Internet-based reverse auction services required under contract with the Texas Procurement Center, L.L.C., for a net award amount not to exceed \$537,657.40 for surface materials for playgrounds and jogging trails for the Parks & Recreation Department.

Estimated Spending Authority: \$537,657.40

F & A Budget

\$537,657.40 General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$548,630.00, minus a reverse auction commission fee (the lesser of 2% or \$20,000.00) to the Texas Procurement Center, L.L.C., for a net award amount not to exceed \$537,657.40. It is further requested that authorization be given to make purchases, as needed, for a 60-month term. This award consists of approximately 28,500 cubic yards of hard wood chips and 4,900 tons of decomposed crushed granite. These items will be used as surface material for playgrounds in parks by the Parks & Recreation Department.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Bids were selected using the "reverse auction" methodology, and 11 bids were received as outlined below:

American Parks Company: Award on its low bid (Bid #1) for Item No. 1 (hard wood chips) in the total amount of \$421,230.00 minus \$8,424.60 (2% of award amount) for a net award not to exceed \$412,805.40.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. American Parks Company (Bid #1)	\$421,230.00
2. CBM Fleet Services (Bid #3)	\$484,500.00
3. CBM Fleet Services (Bid #2)	\$484,500.00
4. CBM Fleet Services (Bid #1)	\$484,500.00
5. The Letco Group, L.P. (Bid #2)	\$448,875.00
6. The Letco Group, L.P. (Bid #1)	\$448,875.00

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

MDT

MS

WJL

Date: 1/9/2008	Subject: Reverse Auction Bids Received for Surface Materials for Playgrounds and Jogging Trails for the Parks & Recreation Department S07-22290RA	Originator's Initials DH	Page 2 of 2
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Lindig Construction & Trucking, Inc.: Award on its low bid meeting specifications (Bid #3) for Item No. 2 (decomposed crushed granite) in the total amount of \$127,400.00 minus \$2,548.00 (2% of award amount) for a net award not to exceed \$124,852.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Lindig Construction & Trucking, Inc. (Bid #3)	\$127,400.00
2. CBM Fleet Services (Bid #3)	\$127,400.00 (Did Not Meet Specifications)
3. CBM Fleet Services (Bid #2)	\$129,605.00
4. CBM Fleet Services (Bid #1)	\$129,605.00
5. In the Garden Landscaping Material (Bid #2)	\$129,850.00
6. Lindig Construction & Trucking, Inc. (Bid #2)	\$131,075.00
7. In the Garden Landscaping Material (Bid #1)	\$132,300.00
8. Lindig Construction & Trucking, Inc. (Bid #1)	\$134,750.00
9. The Letco Group, L.P. (Bid #1)	\$294,000.00

Attachment: M/WBE zero-percent goal document approved by the Affirmative Action Division

Buyer: Laura Marquez

ESTIMATED SPENDING AUTHORITY

DEPARTMENT	FY08	OUT YEARS	TOTAL
Parks & Recreation	\$110,000.00	\$427,657.40	\$537,657.40



CITY OF HOUSTON

Finance & Administration Department
Strategic Purchasing Division (SPD)

Interoffice

Correspondence

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

From: Desiree R. Heath

Date: December 4, 2007

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

I am requesting a **revision** of the MWBE Goal: Yes No Original Goal: _____ New Goal: _____

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

Solicitation Number: S22290RA Estimated Dollar Amount: \$460,743.00

Anticipated Advertisement Date: 5/11/2007 Solicitation Due Date: 5/31/2007

Goal On Last Contract: 3% Was Goal met: Yes No

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

Name and Intent of this Solicitation:

The goal on the previous award was not met because the department never made any purchases. The Surface Materials solicitation for the Parks & Recreation Department consists of hard wood surface chips for surface cover on playgrounds and decomposed crushed granite used to surface jogging trails.

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

The bid solicitation for playground surface material was issued with a 3% M/WBE participation goal because it was believed that the suppliers would be utilizing their own company trucks to deliver the surface materials. However, after receipt of the bids, evaluation by the user department, and discussions with the two recommended suppliers it was discovered that the items will be delivered by common carrier trucks directly to the City. There are no City certified M/WBE suppliers that are able to provide wood chips and granite; therefore, the Strategic Purchasing Division is requesting approval of a 0% M/WBE goal.

Concurrence:

Desiree R. Heath
SPD Initiator

Desiree R. Heath
Division Manager

Robert Gallegos
Robert Gallegos, Deputy Assistant Director
*Affirmative Action

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

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

RECEIVED

DEC 11 2007

REVISED: 07/09/2007

City of Houston

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

HCD 08-10

SUBJECT: A Resolution ratifying and re-approving City of Houston Resolution 2007-46 approving the action of the Houston Industrial Development Corporation regarding the issuance of tax-exempt industrial development revenue refunding and revenue bonds for Aero Houston East, LP and Aero Houston East II, LP (Cargo Acquisition Companies Obligated Group II).

Page 1 of 1
Agenda Item #

8

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

Origination Date
1-7-08

Agenda Date
JAN 30 2008

DIRECTOR'S SIGNATURE:
Renee Carrington for Richard Celli
For additional information contact: Renee Carrington
Phone: 713-868-8338

Council District affected:
All

Date and identification of prior authorizing Council action: 12/12/2007
(Resolution # 2007-46)

RECOMMENDATION: (Summary)

Adopt Resolution ratifying and re-approving City of Houston Resolution 2007-46 approving the action of the Houston Industrial Development Corporation issuance of tax-exempt industrial development revenue bonds for Aero Houston East, LP and Aero Houston East II, LP (Cargo Acquisition Companies Obligated Group II).

Amount of Funding:

No City Funding or Liability

F&A Budget:

SOURCE OF FUNDING

General Fund Grant Fund Enterprise Fund

Other (Specify) Education Revenue Bonds

SPECIFIC EXPLANATION:

On December 12, 2007, the City Council (the "City Council") of the City of Houston (the "City") approved Resolution 2007-46 Authorizing the City of Houston Industrial Development Corporation Senior Air Cargo Special Facility Revenue Refunding Bonds, Series 2008 and Senior Air Cargo Special Facility Revenue Bonds, Series 2008 (Cargo Acquisition Companies Obligated Group II) (the "Project"), a financing agreement, a trust indenture and other matters in connection therewith. The Project was scheduled to close on January 30th, 2008.

The closing date of the Project is now scheduled for February 13th, 2008. The bylaws of the City of Houston Industrial Development Corporation (the "Corporation") require that the City Council approve the City Resolution no more than sixty (60) days prior to the date of closing. The original December 12th approval date is more than sixty days prior to the February 14th closing date.

Due to this technicality, the Corporation must now seek approval of a resolution ratifying the City of Houston Resolution dated December 12th, 2007 to comply with the bylaws of the Corporation. The Budget and Fiscal Affairs Committee recommended the City proceed with this transaction on October 2, 2007.

Cc: City Secretary
Legal Department
Mayor's Office

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

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

SUBJECT: Petition for the City's consent to the addition of 8 tracts of land totaling 273.2708 acres to Harris County Municipal Utility District No. 421 (Key Map No. 457-E & F)	Category #	Page 1 of 1	Agenda Item # 9
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1-24-08	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE	Council District affected: "ETJ"
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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 273.2708 acres of land to Harris County Municipal Utility District No. 421 be approved.

Amount of Funding: NONE REQUIRED	F & A Budget:
--	--------------------------

SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

Harris County Municipal Utility District No. 421 has petitioned the City of Houston for consent to add 273.2708 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 Wallisville Road, East Beltway 8, Beaumont Highway, and South Lake Houston Parkway. The district desires to add 273.2708 acres, thus yielding a total of 501.1160 acres. The district is served by the City of Houston's Northeast Wastewater Treatment Plant. The nearest major drainage facility for Harris County Municipal Utility District No. 421 is Carpenter's Bayou which flows to Barge Channel and then into the Houston Ship Channel.

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

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

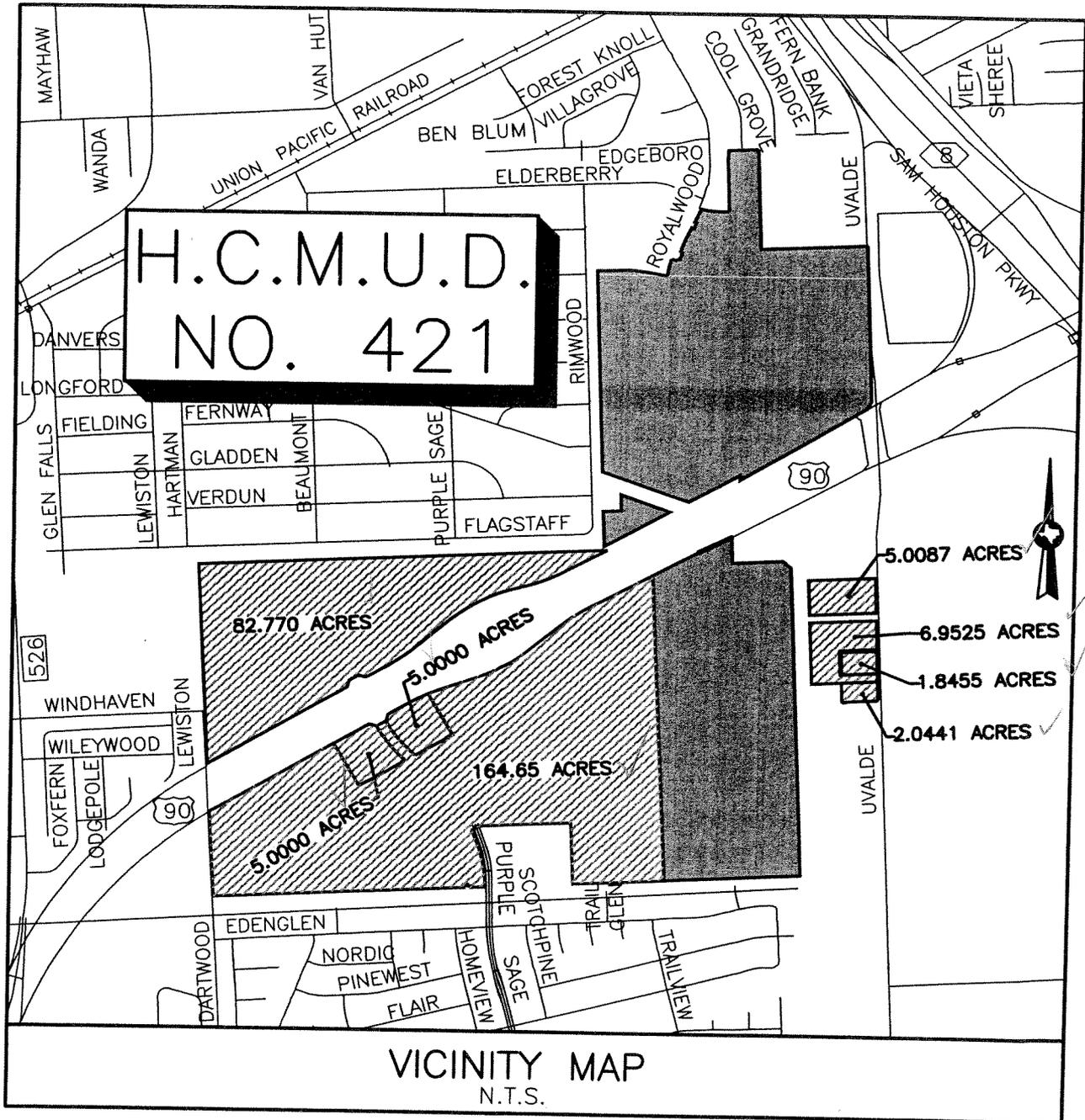
Attachments

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

F & A Director	REQUIRED AUTHORIZATION Other Authorization: <i>Andrew F. Icken</i> Andrew F. Icken Deputy Director Planning & Development Services Div.	20JZC377 Other Authorization:
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HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 421

Proposed Addition of 273.27 Acres of Land
(Key Map Page No. 457E&F)

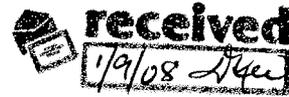




CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the creation/ addition of 273.2708 acres to Harris County MUD No. 421 under the provisions of 49 and 54 Texas Water Code.

Melissa P. Kilpatrick
Attorney for the District

Attorney: Melissa P. Kilpatrick, Smith Murdaugh Little & Bon

Address: 1100 Louisiana Street, Suite 400, Houston, TX Zip: 77002 Phone: 713/652-6500

Engineer: Julian Garza, Edminster, Hinshaw, Russ

Address: 10555 Westoffice Drive, Houston, TX Zip: 77042 Phone: 713/784-4500

Owners: See attached.

Address: _____ Zip: _____ Phone: _____

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

LOCATION

INSIDE CITY OUTSIDE CITY NAME OF COUNTY (S) Harris
Survey J.W. Moody 1/3 League; John Anderson Abstract 546; 97

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

North of: Wallisville Road East of: East Beltway 8
South of: Beaumont Highway West of: South Lake Houston Parkway

WATER DISTRICT DATA

Total Acreage of District: 227.8452 Existing Plus Proposed Land 501.1160

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

Single Family Residential 90% Multi-Family Residential 0%
Commercial 10% Industrial 0% Institutional 9%

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

Sewage Treatment Plant Name: _____ - Provided by the City of Houston

NPDES/TPDES Permit No: _____ TCEQ Permit No: _____



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: _____ - City of Houston

MGD Capacity Allocation _____

or property owner(s)

Name of District: _____ - City of Houston

MGD Capacity Allocation _____

Water Treatment Plant Name: _____ - Provided by the City of Houston

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: City of Houston

square feet/acres.

Comments or Additional Information: Sewage Treatment Plant and Water Treatment Plant are owned and operated by the City of Houston. The City of Houston will provide information associated with these facilities.

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

SUBJECT: Petition for the City's consent to the addition of 15.723 acres of land to Terranova West Municipal Utility District (Key Map No. 330-M & 331-J)	Category #	Page 1 of <u>1</u>	Agenda Item # 10
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 12-21-07	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE <i>Michael S. Marcotte</i> 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:
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RECOMMENDATION: (Summary)
The petition for the addition of 15.723 acres of land to Terranova West 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:

Terranova West Municipal Utility District has petitioned the City of Houston for consent to add 15.723 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 Cypresswood Drive, Spring Creek, Louetta Road, and T. C. Jester. The district desires to add 15.723 acres, thus yielding a total of 338.5408 acres. The district is served by a regional plant Bammel Wastewater Treatment Plant. The nearest major drainage facility for Terranova West Municipal Utility District is Spring Gully which flows Theiss Gully then to Cypress Creek, then to Spring Creek and then to the San Jacinto River and finally into Lake Houston.

Potable water is provided by Terranova West Water Plant. 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.

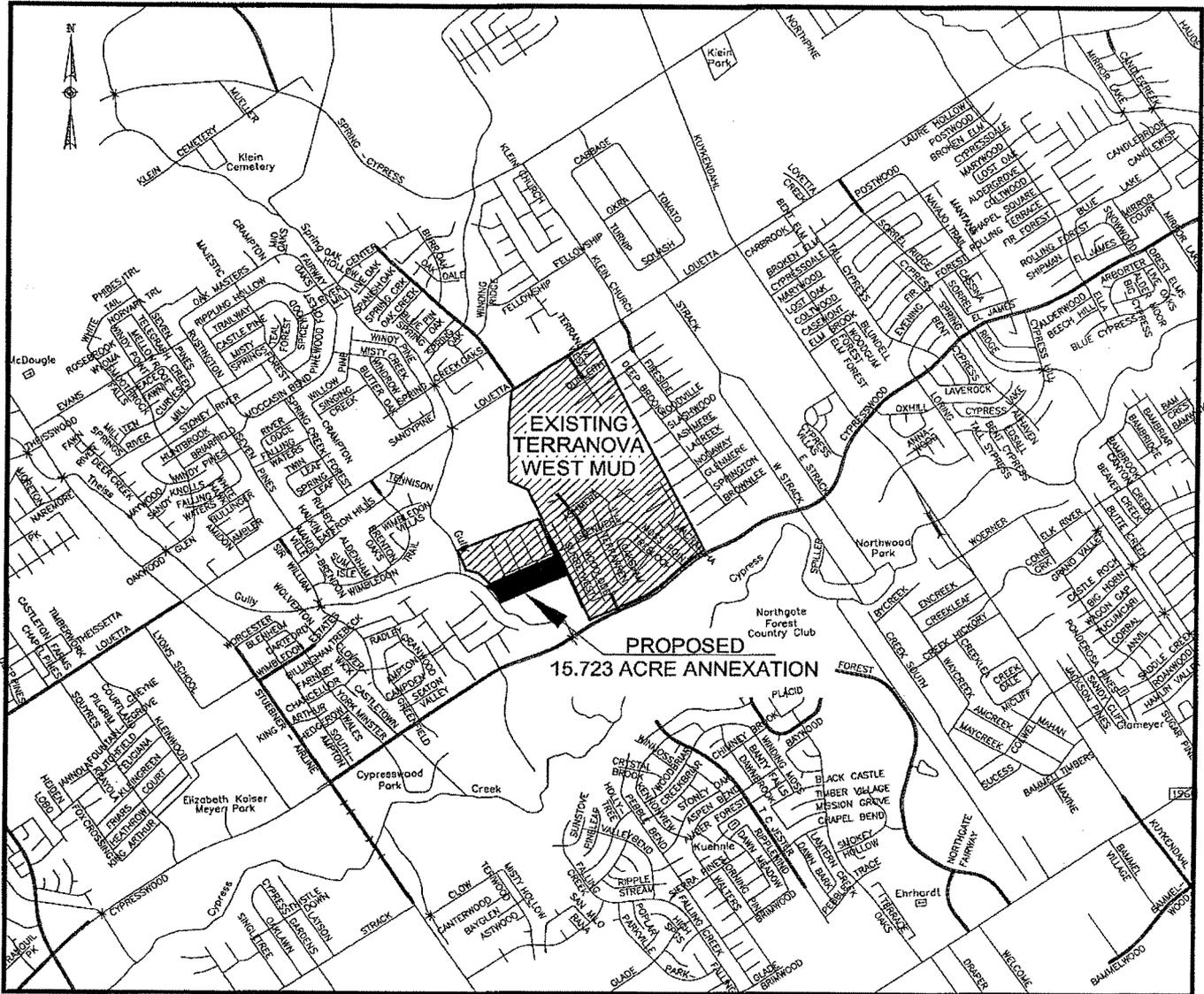
Attachments

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

REQUIRED AUTHORIZATION		20JZC370
F & A Director	Other Authorization: <i>Andrew F. Icken</i> Andrew F. Icken Deputy Director Planning & Development Services Div.	Other Authorization:

TERRANOVA WEST MUNICIPAL UTILITY DISTRICT

PROPOSED ANNEXATION OF 15.723 ACRES OF LAND
(KEY MAP PAGE NOS. 330-M & 331-J)



VICINITY MAP

N.T.S.

PREPARED BY



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

DECEMBER 2007

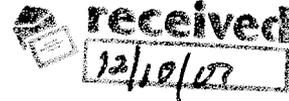
AEI JOB NO. 228-034-001



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the creation/ addition of 15.723 acres to Terranova West MUD under the provisions of Chapter 49 Texas Water Code.

Mindy Koehne
Attorney for the District

Attorney: Mindy Koehne-Coats, Rose, Yale, Ryman & Lee P.C.

Address: 3 East Greenway Plaza, Suite 2000, Houston, Texas Zip: 77046 Phone: 713/651-0111

Engineer: Michael Kurzy - AEI Engineering, Inc.

Address: 616 FM 1960 West, Suite 250, Houston, Texas Zip: 77090 Phone: 281/350-7027

Owners: Terranova 2007, L.P.

Address: c/o Palo Pinto Land Company
4400 Post Oak Parkway, Suite 2540. Zip: 77027 Phone: 713/622-7660

(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 George H. Delesdernier Abstract 229

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

North of: Cypresswood Drive East of: Spring Creek
South of: Louetta Road West of: TC Jester

WATER DISTRICT DATA

Total Acreage of District: 322.8178 Existing Plus Proposed Land 338.5408

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

Single Family Residential 100% Multi-Family Residential _____

Commercial _____ Industrial _____ Institutional _____

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

Sewage Treatment Plant Name: Bammel WWTP

NPDES/TPDES Permit No: 11105-001

TCEQ Permit No: _____



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 2.6

Ultimate Capacity (MGD): 2.6

Size of treatment plant site: 21.578 square feet/acres.

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

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

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

Total permitted capacity: 2.6

MGD of (Regional Plant).

Name of District: Terranova West MUD

MGD Capacity Allocation 0.520

or property owner(s)

Name of District: Bammel UD

MGD Capacity Allocation 0.650

Water Treatment Plant Name: Terranova West Water Plant

Water Treatment Plant Address: 18003 T C Jester, Spring, TX 77379

Well Permit No: 125406

Existing Capacity:

Well(s): 600 GPM

Booster Pump(s): 1,850 GPM

Tank(s): 0.525 MG

Ultimate Capacity:

Well(s): 600 GPM

Booster Pump(s): 1,850 GPM

Tank(s): 0.525 MG

Size of Treatment Plant Site: 2.0952

square feet/acres.

Comments or Additional Information: _____

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating the 1900 block of Kipling Street, north and south sides, between McDuffie and Hazard Streets as a Special Building Line Requirement Area	Category #	Page 1 of _____	Agenda Item # 11
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date 1/11/08	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE: <i>Ms Marlene L. Gafrick</i>	Council District affected: D
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary) Approval of an ordinance designating the 1900 block of Kipling Street, north and south sides, between McDuffie and Hazard Streets as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 27'-0" special building line.

Amount and Source of Funding:	F & A Budget:
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SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 14, Block 9 of the Winlow Place Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of 67% of the area. Notification was mailed to twelve (12) property owners indicating that the special building line requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

It is recommended that the City Council adopt an ordinance establishing an 27'-0" Special Building Line for the area.

MLG:md

Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area

- xc: Marty Stein, Agenda Director
 Anna Russell, City Secretary
 Arturo G. Michel, City Attorney
 Deborah McAbee, Land Use Division, Legal Department
 Linda Tarver, Public Works and Engineering
 Gary Bridges, Public Works and Engineering

REQUIRED AUTHORIZATION

F & A Director:	Other Authorization:	Other Authorization:
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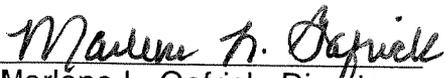
Special Building Line Requirement Area No. 125

Planning Director's Approval

Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>SBLRA includes all property within at least one block face and no more than two opposing block faces;</i></p> <p>The application is for the 1900 block of Kipling Street, north and south sides.</p>
X		<p><i>More than 60% of the proposed SBLRA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p>75% of the proposed application area is developed with not more than two SF residential units per property.</p>
X		<p><i>Demonstrated sufficient evidence of support;</i></p> <p>Petition signed by owners of 67% of the SBLRA.</p>
X		<p><i>Establishment of the SBLRA will further the goal of preserving the building line character of the area; and,</i></p> <p>A minimum building line of 27 ft exists on ten (10) properties in the blockface.</p>
X		<p><i>The proposed SBLRA has a building line character that can be preserved by the establishment of a special building line, taking into account the age of the neighborhood, the age and architectural features of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p>The subdivision was platted in 1923. The majority of the houses mostly originate from the 1920's and 1930's. The establishment of a 27 ft minimum building line will preserve the building line character of the area.</p>
<p><i>The minimum building line for this application was determined by finding the current building line that represents a minimum standard for at least 70% of the application area.</i></p>		
<p>Ten (10) out of twelve (12) developed properties (representing 83.3% of the application area) have a building line of at least twenty-seven (27) feet.</p>		

The Special Building Line Requirement Area meets the criteria.


1-11-08

 Marlène L. Gafrick, Director Date

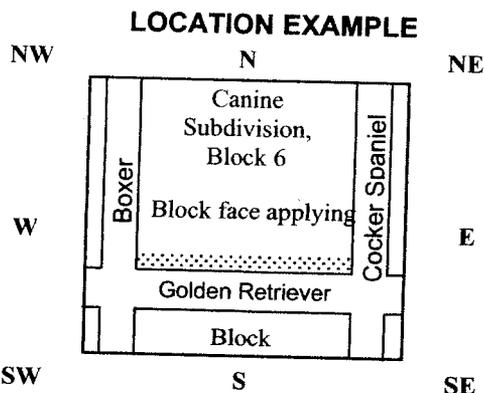
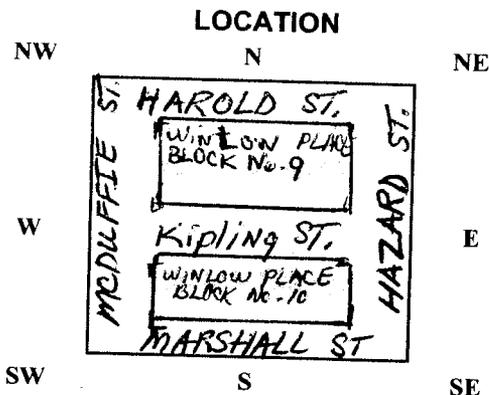
CITY OF HOUSTON

HOUSTON PLANNING COMMISSION

PLANNING & DEVELOPMENT DEPARTMENT

COMBINED SPECIAL MINIMUM LOT SIZE & SPECIAL MINIMUM BUILDING LINE APPLICATION

To expedite this application, please complete entire application form.



1. BOUNDARY:

Block # BLOCKS #'s 9, 10
 Lot #'s LOTS #'s (9-14), (1-6)
 Subdivision Name WILLOW PLACE
 Street Name & Side (s) Both Sides, ~~Harold~~ Kipling ST.
 Lot (s) Address 1900 BLOCK OF Kipling
 Odd/Even Addresses BOTH (all)

BOUNDARY EXAMPLE:

Block 6
 Lots 1-5
 Canine Subdivision
 North side of Golden Retriever Ln.
 800 Block Golden Retriever Ln.
 Odd Addresses

2. CONTACTS:

Applicant	<u>Donna Casperson</u>	Phone #	<u>713-522-6543</u>
Address	<u>1902 Kipling</u>	E-mail	<u>N/A</u>
City	<u>Houston, TX 77098</u>	State	<u>TX</u>
		Fax #	<u>N/A</u>
		Zip	<u>77098</u>
Other	<u>CANDACE CASPERSON</u>	Phone #	<u>713-807-0730</u>
Address	<u>1908 Kipling</u>	E-mail	<u>N/A</u>
City	<u>Houston, TX 77098</u>	State	<u>TX</u>
		Fax #	<u>N/A</u>
		Zip	<u>77098</u>

3. PROJECT INFORMATION (STAFF USE ONLY-DO NOT FILL IN):

File # Bld #125/MG #271

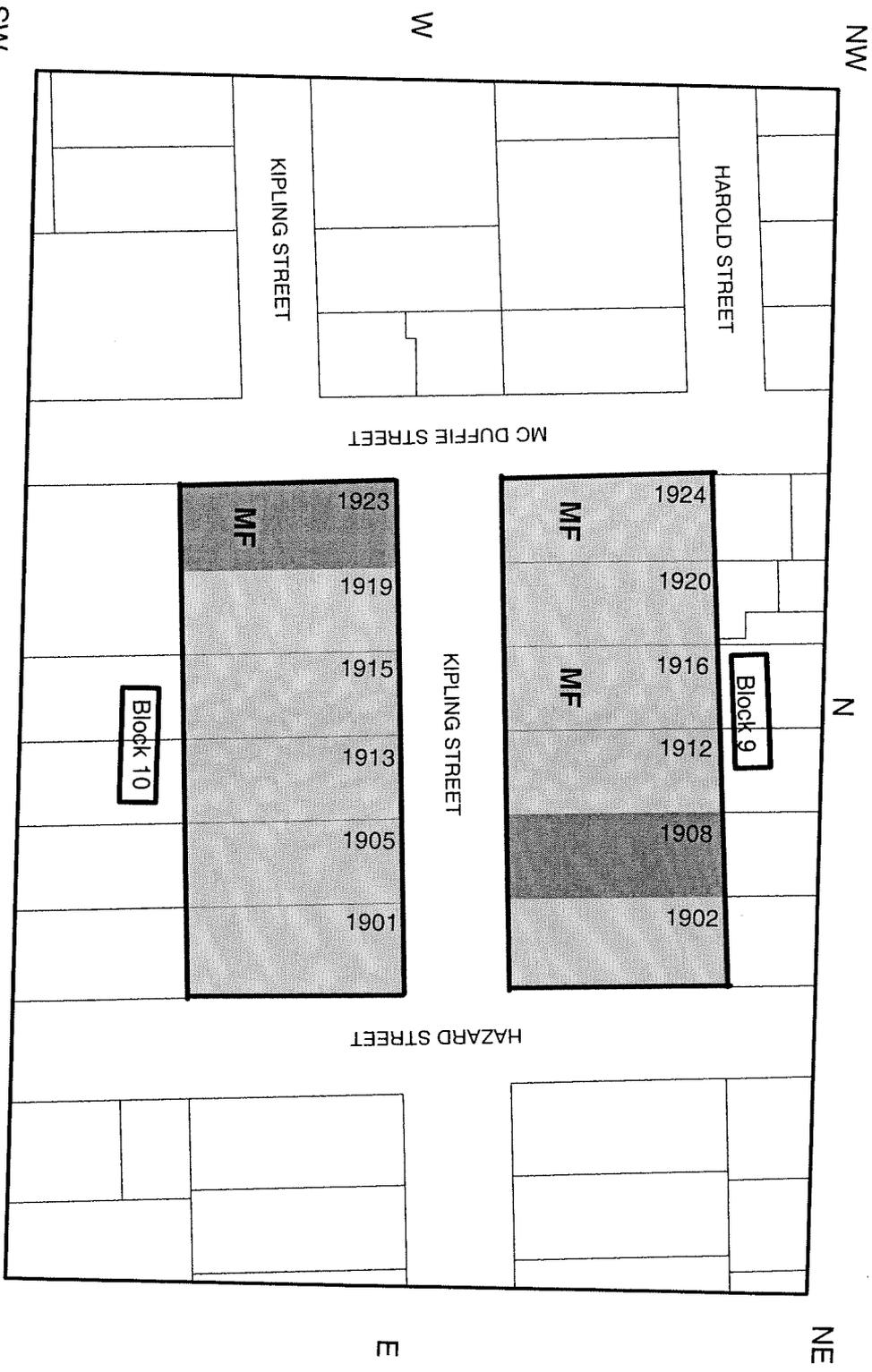
Lambert # 5356 Census Tract 4108

Key Map # 492 ✓ City Council District D

Super Neighborhood 24

TIRZ

WINLOW PLACE



27' Special Building Line
 MAP/SKETCH
 SBLRA No. 125

-  Properties that meet the 27' Special Minimum Building Line
-  Properties less than the 27' Special Minimum Building Line
- MF** Multi Family
- COM** Commercial
- VAC** Vacant
- EXC** Excluded

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating the 1900 block of Kipling Street, north and south sides, between McDuffie and Hazard Streets as a Special Minimum Lot Size Area	Category #	Page 1 of _____	Agenda Item # 12
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date 1/11/08	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE: <i>Marlene L. Gafrick</i>	Council District affected: D
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For additional information contact: Kevin Calfee Phone:713.837.7768	Date and identification of prior authorizing Council action: N/A
---	---

RECOMMENDATION: (Summary) Approval of an ordinance designating the 1900 block of Kipling Street, north and south sides, between McDuffie and Hazard Streets as a Special Minimum Lot Size Area, pursuant to Chapter 42 of the Code of Ordinances.

Amount and Source of Funding:	F & A Budget:
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SPECIFIC EXPLANATION: In accordance with Section 42-194 of the Code of Ordinances, the property owner of Lot 14, Block 9, of the Winlow Place Subdivision initiated an application for the designation of a special minimum lot size area. The application includes written evidence of support from the owners of 67% of the area. Notification was mailed to the twelve (12) property owners indicating that the special lot size area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

It is recommended that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 6,250 sf.

MLG:kw

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

xc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Arturo G. Michel, City Attorney
Deborah McAbee, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

F & A Director:	Other Authorization:	Other Authorization:
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**Special Minimum Lot Size Area No. 271
Planning Director's Approval**

Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>SMLSA includes all property within at least one block face and no more than two opposing block faces;</i></p> <p>The application is for the 1900 block of Kipling Street, north and south sides.</p>
X		<p><i>At least 60% of the proposed SMLSA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p>75% of the proposed application area is developed with not more than two SF residential units per property.</p>
X		<p><i>Demonstrated sufficient evidence of support;</i></p> <p>Petition signed by owners of 67% of the SMLSA.</p>
X		<p><i>Establishment of the SMLSA will further the goal of preserving the lot size character of the area; and,</i></p> <p>A minimum lot size of 6, 250 sq ft exists on twelve (12) lots in the blockface.</p>
X		<p><i>The proposed SMLSA has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p>The subdivision was platted in 1923. The majority of the houses originate from the 1920's and 1930's. The establishment of a 6,250 sf minimum lot size will preserve the lot size character of the area.</p>
<p><i>The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.</i></p> <p>Twelve (12) out of twelve (12) lots (representing 100% of the application area) are at least 6, 250 square feet in size.</p>		

The Special Minimum Lot Size Area meets the criteria.

Marlene L. Gafrick 1/11/08
 Marlene L. Gafrick, Director Date

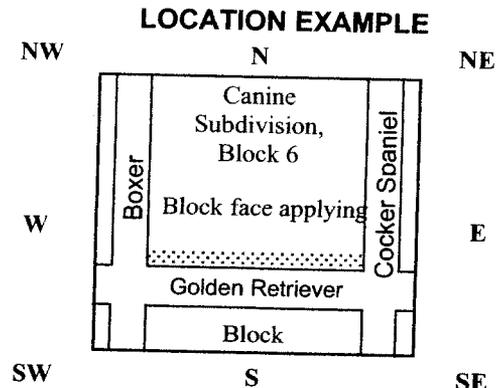
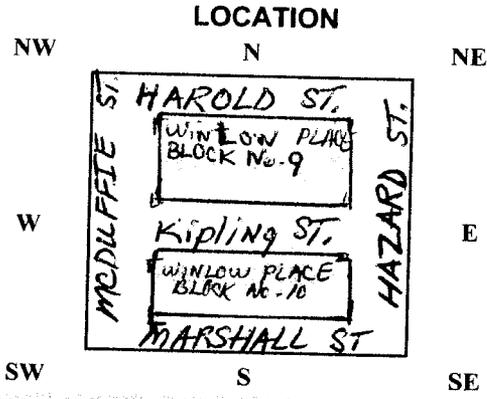
CITY OF HOUSTON

HOUSTON PLANNING COMMISSION

PLANNING & DEVELOPMENT DEPARTMENT

COMBINED SPECIAL MINIMUM LOT SIZE & SPECIAL MINIMUM BUILDING LINE APPLICATION

To expedite this application, please complete entire application form.



1. BOUNDARY:

Block # BLOCKS #'s 9, 10
 Lot #'s LOTS #'S (9-14), (1-6)
 Subdivision Name Willow PLACE
 Street Name & Side (s) Both Sides, ~~Harold~~ Kipling ST.
 Lot (s) Address 1900 BLOCK OF Kipling
 Odd/Even Addresses Both (all)

BOUNDARY EXAMPLE:

Block 6
 Lots 1-5
 Canine Subdivision
 North side of Golden Retriever Ln.
 800 Block Golden Retriever Ln.
 Odd Addresses

2. CONTACTS:

Applicant	<u>Donia Casperon</u>	Phone #	<u>713-522-6543</u>
Address	<u>1902 Kipling</u>	E-mail	<u>N/A</u>
City	<u>Houston, TX 77098</u>	State	<u>TX</u>
		Fax #	<u>N/A</u>
		Zip	<u>77098</u>
Other	<u>CANDACE CASPERSON</u>	Phone #	<u>713-807-0730</u>
Address	<u>1908 Kipling</u>	E-mail	<u>N/A</u>
City	<u>Houston, TX 77098</u>	State	<u>TX</u>
		Fax #	<u>N/A</u>
		Zip	<u>77098</u>

3. PROJECT INFORMATION (STAFF USE ONLY-DO NOT FILL IN):

File # Bld #125/MLS #271

Lambert # 5356

Key Map # 492 ✓

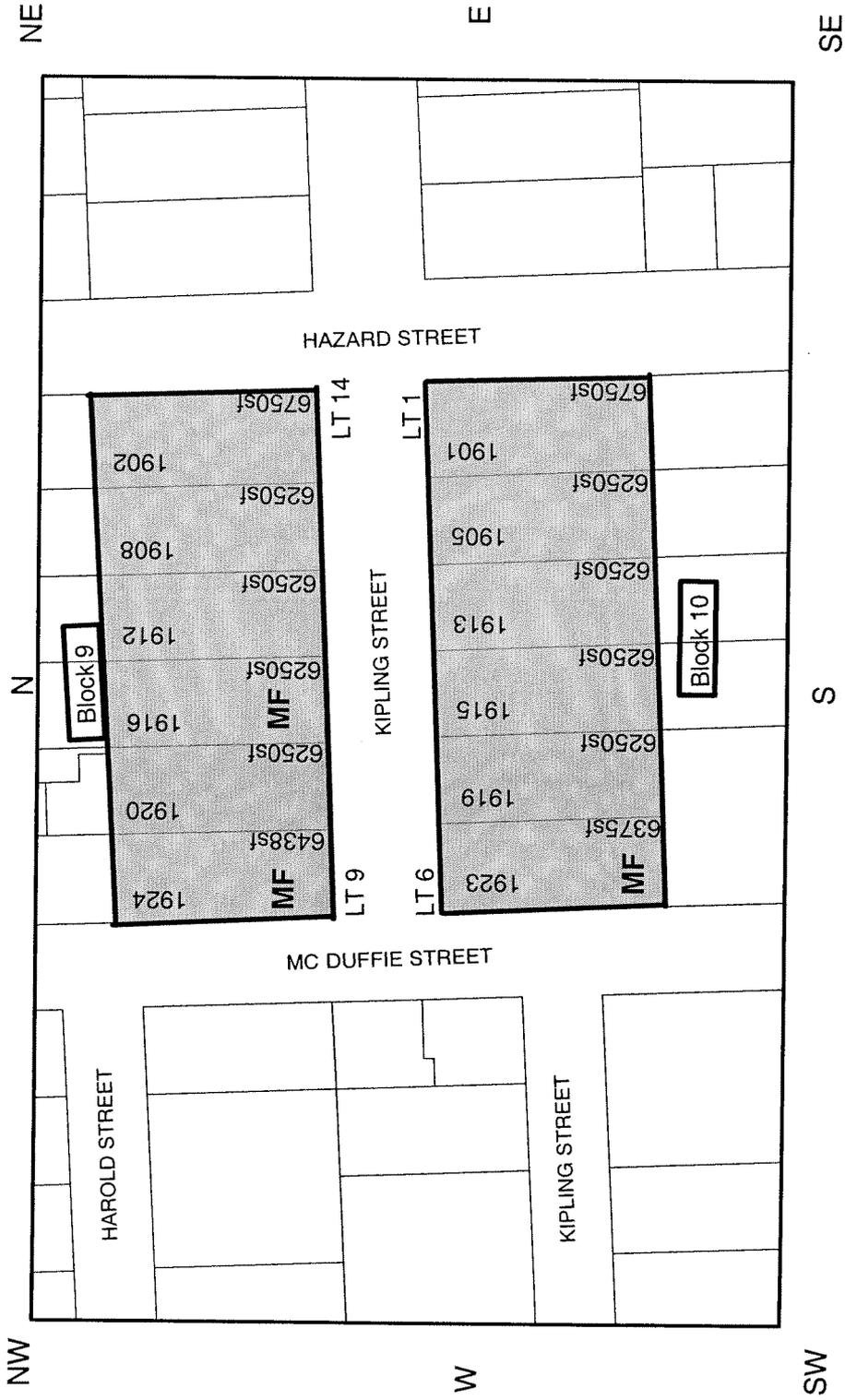
Super Neighborhood 24

TIRZ

Census Tract 4108

City Council District D

WINLOW PLACE



6,250sf Special Minimum Lot Size

MAP/SKETCH

SMLSA No. 271

- Properties that meet the 6,250sf Special Minimum Lot Size
- Properties less than the 6,250sf Special Minimum Lot Size
- MF** Multi Family
- COM** Commercial
- VAC** Vacant
- EXC** Excluded

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Ordinance authorizing Parks and Recreation Department to use grant funds for the re-acquisition of title to 5 acres of land from The Houston Parks Board, Inc. for the West 11th St. Park.

Category #

Page 1 of 1

Agenda Item

13

FROM (Department or other point of origin):

Houston Parks and Recreation Department

Origination Date:

January 11, 2007

Agenda Date

JAN 30 2008

DIRECTOR'S SIGNATURE: Joe Turner, Director

Joe Turner

Council District(s) affected: A

For additional information contact: Daniel Pederson, 713-845-1248
Karen Cullar, 713-845-1022

Date and Identification of prior authorizing Council Action:

Ord. 2006 – 303, 4/5/06
Ord. 2006 – 1169, 11/29/06
Ord. 2007 – 0034, 01/10/07
Res. 2007 – 0037, 9/18/07

RECOMMENDATION: (Summary):

Approve Ordinance authorizing Parks and Recreation Department to re-acquire title to 5 acres of land from The Houston Parks Board, Inc., a non-profit corporation, for West 11th Street Park using \$3,660,060.91 in Texas Parks and Wildlife Department Outdoor Recreation Grant funds.

Amount of Funding:

\$3,660,060.91 – Grant Fund 5010

F&A Budget:

SPECIFIC EXPLANATION:

The Parks and Recreation Department recommends Council approve an Ordinance authorizing the City to reacquire title to 5 acres of land for the West 11th Street Park using \$3,660,060.91 in grant funds received from the Texas Parks and Wildlife Department. A closing date for the reacquisition is scheduled for February 7, 2008.

In April 2006, Council approved an option agreement for the City to purchase a 20.161 acre site from the HISD known as West 11th Street Park, for \$9,000,000, plus closing costs, using \$4.1 million of City funds and a commitment by The Houston Parks Board, Inc., a non-profit corporation, to raise the remaining \$5 million. The Houston Parks Board, Inc. subsequently raised only \$1.7 million from private sources, and in November 2006, Council authorized a Joint Development Agreement between the City and The Houston Parks Board, Inc. allowing The Houston Parks Board, Inc. the right to use 5 acres of the 20.161 site as collateral for a \$3,750,000 loan from Amegy Bank, which then could be used to complete the purchase of the entire 20.161 acre site. The entire 20.161 acre site was acquired in February 2007.

In May 2007, in the closing days of the 2007 Texas 80th Legislative Session, State Senator John Whitmire, Senate District 15, secured a Special Appropriation in order to allow the loan to be re-paid. Council Resolution 2007 – 0037 approved a \$3,750,000 grant proposal to enable the City to receive the grant funds and to re-acquire title to the 5 acres from The Houston Parks Board, Inc. and to allow them to re-pay their loan to Amegy Bank. On November 8, 2007 the Texas Parks and Wildlife Commission approved the City's grant proposal.

The Parks and Recreation Department recommends Council approve an Ordinance authorizing the City to reacquire title to 5 acres of land for the West 11th Street Park using \$3,660,060.91 in grant funds received from the Texas Parks and Wildlife Department and to allow The Houston Parks Board, Inc. to repay its loan to Amegy Bank, interest accrued thereon since February 2007, and out of pocket expenses which The Houston Parks Board, Inc. incurred in connection therewith.

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance approval for a contract with Texas Children Hospital for assessment of the impact of the Rotavirus vaccine	Category # 9	Page 1 of 1	Agenda Item # 14
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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 01/14/08	Agenda Date JAN 20 2008
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DIRECTOR'S SIGNATURE: <i>Stephen L. Williams</i>	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 713-794-9998 or 713-826-5801	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Approval of an Ordinance authorizing a contract with Texas Children Hospital to determine the impact of Rotavirus vaccine by utilizing hospital and emergency department (ED) discharge and immunization data.

Amount of Funding: Maximum Contract Amount : \$600,000.00 (2 years) Initial : \$300,000.00 Federal Government Grant Funds (5000)	F&A Budget:
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SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an ordinance authorizing a contract with Texas Children Hospital (TCH) to determine the impact of Rotateq vaccine by utilizing hospital and emergency department (ED) discharge and immunization data. The contract becomes effective on date of countersignature and remains in effect for one-year with an initial allocation of \$300,000.00 and one-year renewal term.

The contractor will: a) perform surveillance; b) screening; c) specimen collection; d) testing ; and utilize hospital, emergency department (ED) discharge and immunization registry data as Phase I of this project to determine the impact of Rotateq vaccine and the burden of rotavirus disease during the 2007-2008 season. The contractor will collect and compile data on enrolled participants for analysis as Phase II of this project conducted through the United States Department of Health and Human Services (USDHHS) Centers for Disease Control and Prevention (CDC) Division of Viral Diseases (CDC-DVD) and will produce a final compilation of reports sent to CDC-DVD for HDHHS.

Rotavirus is the most common cause of severe diarrhea in US for children ages 5 years and younger and accounts for more than 30% of all severe childhood gastroenteritis episodes requiring medical attention. In 2006, a vaccine for rotavirus was licensed for use in the United States. Assessment of the impact of vaccination has been deemed a national priority by the Centers for Disease Control and Prevention.

In 2006, TCH had almost 7,000 inpatient and emergency department visits for gastroenteritis among children less than 5 years of age. TCH is unique in its high patient volume which, combined with high levels of routine rotavirus testing, will provide a representative assessment of confirmed cases.

cc: Finance & Administration,
Legal Department
Agenda Director

F&A Director	Other Authorization:	Other Authorization: NDT
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

HCDO8-19

08- HHFC

SUBJECT: An ordinance authorizing a partial release of Declaration and Land Use Restriction Agreement under the Fourth Ward Development Agreement.	Category #	Page 1 of 1	Agenda Item # 14-1
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FROM (Department or other point of origin): Housing and Community Development Department	Origination Date: 01/22/08	Agenda Date: JAN 30 2008
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DIRECTOR'S SIGNATURE: Richard S. Celli 	Council District affected: "D & I"
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For additional information contact: Donald Sampley, Asst. Director Phone: 713-868-8458	Date and identification of prior authorizing Council action: 2006-0415; 04/25/2006
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RECOMMENDATION: (Summary)
The Department recommends approval of an ordinance authorizing a partial release of Declaration and Land Use Restriction Agreement under the Fourth Ward Development Agreement.

Amount of Funding: N/A	F&A Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify)

SPECIFIC EXPLANATION:
Houston Housing Finance Corporation (HHFC) has satisfied its performance requirements under the "Fourth Ward Development Agreement" with the City by developing, constructing and selling 255 single-family houses in the Fourth Ward. Title to four partial lots, which are listed below, are not suitable for building and therefore remain in HHFC's inventory. HHFC desires to liquidate its ownership in the four tracts. Pursuant to the "Land Use Restriction Agreement" with the City, City Council's approval is required to release the deed restrictions on these properties prior to transferring title. Therefore, the Department recommends approval of an ordinance authorizing a partial release of the Declaration and Land Use Restriction Agreement. It is specifically recommended that the City release from the operation of: (1) that certain Declaration of Release of Property from and substitution of Property to Land Use Restriction Agreement, dated July 28, 2000, and filed in the Real Property Records of Harris County, Texas, under Clerk's File No. U560433 ("Declaration"); and (2) that certain Land Use Restriction Agreement, dated December 5, 1997, and filed in the Real Property Records of Harris County, Texas, under Clerk's File No. S802316 ("Land Use Restriction Agreement"), the following described property:

South 34 feet of Lot 1, Block 64, of the W. R. Baker Subdivision, Houston Harris County, Texas.

East half of Lot 10, Block 30, Justin Castanie Addition, replatted as Lot 2, Block 3, Miracle of Hope-Fourth Ward Estates, Section 1, Houston, Harris County, Texas.

East half of Lot 8, Block 55, W. R. Baker Subdivision, replatted as Lot 9, Block 6, Fourth Ward Place, Section 1, Houston, Harris County, Texas.

Lot 3, Block 4, Porter and Baker Addition, and replatted as Lot 1, Block 5, Fourth Ward Place, Section 2, Houston, Harris County, Texas.

The Department recommends approval of an ordinance authorizing a partial release of the Declaration and Land Use Restriction Agreement as outlined above.

RSC:DHS:meb

REQUIRED AUTHORIZATION

F&A Director:	Other Authorization:	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of an Agreement for Financing of Design and Construction of West Webster Park between the Fourth Ward Redevelopment Authority and the City of Houston.

Category
1

Page
1 of 1

Agenda Item
15

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

Origination Date
January 22, 2008

Agenda Date
1/30/08

DIRECTOR'S SIGNATURE:

Michelle Mitchell

Council Districts affected:
D & I

For additional information contact:

Robert Fiederlein

Phone: 713 - 437 - 6491

Tom Mesa

Phone: 713 - 837 - 9857

Date and identification of prior authorizing Council Action:

Ord. 2007-270, 2/28/07;

RECOMMENDATION: (Summary) Approval of an Agreement for Financing of Design and Construction of West Webster Park between the Fourth Ward Redevelopment Authority and the City of Houston.

Amount and

Source of Funding: None Required

F & A Budget

Specific Explanation:

On December 7, 2007, the board of directors of the Fourth Ward Redevelopment Authority, acting in its capacity as the implementer of the Project and Financing Plan for Tax Increment Reinvestment Zone #14 (Fourth Ward Zone), approved an agreement to provide for the financing of the design and construction of West Webster Park. West Webster Park is a one-square block park bounded by West Webster, Bailey, Cook and Gillette Streets. It is presently undeveloped.

The agreement calls for the Parks and Recreation Department to oversee all aspects of the design and construction of the park improvements. The Fourth Ward Redevelopment Authority will provide all necessary design and construction funding. The project is in their City Council-approved operating budget. The Parks and Recreation Department has previously held meetings with the surrounding community on the community's desired improvements and has prepared a schematic design. Approval of this agreement will allow for the Parks and Recreation Department to initiate detailed design activities.

Attachment

cc: Marty Stein, Agenda Director
Anna Russell, City Secretary

Deborah McAbee, Senior Assistant City Attorney
Arturo Michel, City Attorney

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

[Signature]

TC: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of an ordinance amending the FY 2008 Operating Budget of the Midtown Redevelopment Authority (TIRZ #2)	Category # 1	Page 1 of 1	Agenda Item # 16
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FROM: (Department or other point of origin): Finance Department	Origination Date January 22, 2008	Agenda Date JAN 20 2008
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DIRECTOR'S SIGNATURE: <i>Michael Mitchell</i>	Council Districts affected: D & I
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For additional information contact: Robert Fiederlein Phone: 713 - 437 - 6491 Tom Mesa Phone: 713 - 837 - 9857	Date and identification of prior authorizing Council Action: Ord. 2007-0735, 6/27/07;
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RECOMMENDATION: (Summary) Approval of an ordinance amending the FY 2008 Operating Budget of the Midtown Redevelopment Authority (TIRZ #2)

Amount and Source of Funding: None Required	F & A Budget
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Specific Explanation:

On December 13, 2007, the board of directors of the Midtown Redevelopment Authority approved an amendment to its FY 2008 Operating Budget to authorize payment of the full principal and interest owed on a note related to the purchase of the Midtown "Superblock". The principal on the note is \$2,855,000 and interest as of January 31, 2008 will be approximately \$20,000. The Authority is paying off this relatively high interest note (Prime + 1%) through currently available resources. Approval of this budget amendment would allow this payoff to proceed.

Attachment

cc: Marty Stein, Agenda Director Deborah McAbee, Senior Assistant City Attorney
 Anna Russell, City Secretary Arturo Michel, City Attorney

REQUIRED AUTHORIZATION

F&A Director: <i>Michael Mitchell</i>	Other Authorization:	Other Authorization: <i>[Signature]</i>
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First Amended

P R O F I L E	Base Year:	Created 1995 and expanded 1999
	Base Year Taxable Value:	\$ 211,775,890
	Project Plan Taxable Value (TY2007):	\$ 637,524,390
	Current Taxable Value (TY2007):	\$ 987,434,480
	Acres:	775 acres
	Administrator (Contact):	F. Charles LeBlanc
	Contact Number:	713.526.7577

N A R R A T I V E	Zone Purpose:	The Midtown Zone was created by the City for the purpose of eliminating urban blight with revitalization providing public right of way improvements and enhancements such as: street resurfacing, utilities, street lighting, street art, street furniture, enhanced landscaping, irrigation, and decorative and wider sidewalks.
	Accomplishments in FY07 (Projects Underway):	The Midtown Zone accomplishments in 2007: Completed reconstruction of Baldwin Park Neighborhood Streets (18 blocks) total project \$3,495,903.00, which includes \$457,844.00 waterline Interlocal Agreement with the COH. Houston Technology Center (HTC) construction of Phase II was completed in July 2006 with the assistance of an EDA Grant in the amount of \$1,500,000.00 and local match from Midtown of \$1,080,000.00. The Authority's land planner and engineers have completed the design and reconstruction plan for the 9 blocks of the Parker District for an estimated construction cost of \$2.7 million and expect to be advertising for bidders for the construction in early June 2007. The McGowen Street Reconstruction project is a 12 block project estimated construction cost of \$6.1 million and will go out for construction bidders in late June 2007. Elgin Street Phase IIB (Main to Smith) is a \$1.1 million total project with a FTA grant of \$800,000 and is expected to bid in May 2007.

P R O J E C T		Cumulative Expenses		
		Total Plan	(to FY07)	Variance
P L A N	Capital Projects:			
	<i>Real Property Assembly</i>	\$ 20,000,000	\$ 7,784,475	\$ 12,215,525
	<i>Historic Preservation</i>	\$ 9,500,000	\$ 139,992	\$ 9,360,008
	<i>Parks & Paths</i>	\$ 16,210,000	\$ 4,657,312	\$ 11,552,688
	<i>Streets & Utilities</i>	\$ 62,365,000	\$ 7,843,002	\$ 54,521,998
	<i>Streetscape & Gateways</i>	\$ 36,190,000	\$ 7,646,383	\$ 28,543,617
	<i>Security Equip</i>	\$ 4,550,000	\$ -	\$ 4,550,000
	<i>Demolition & Cleanup</i>	\$ 3,900,000	\$ -	\$ 3,900,000
	Total Capital Projects	\$ 152,715,000	\$ 28,071,164	\$ 124,643,836
	Affordable Housing	\$ 115,287,000	\$ 20,997,278	\$ 94,289,722
	Education Facilities	\$ 83,770,000	\$ 11,643,028	\$ 72,126,972
	Financing Costs	\$ 62,869,111	\$ 19,947,287	\$ 42,921,824
	Administration Costs	\$ 19,424,000	\$ 6,660,627	\$ 12,763,373
	Creation Costs	\$ 557,300	\$ 557,300	\$ -
	Total Project Plan	\$ 434,622,411	\$ 87,876,684	\$ 346,745,727

D E B T	Additional Financial Data	2007 Budget	2007 Projection	2008 Budget
		Debt Service		
	Principal	\$ 5,005,258	\$ 5,027,506	\$ 4,871,033
	Interest	\$ 1,860,000	\$ 1,860,000	\$ 2,325,000
		\$ 3,145,258	\$ 3,167,506	\$ 2,546,033
		Balance as of 6/30/06	Balance as of 6/30/07	Balance as of 6/30/08
	Year End Outstanding			
	Bond Debt	\$ 57,445,000	\$ 55,595,000	\$ 54,630,000
	Bank Loan	\$ 3,855,000	\$ 2,855,000	\$ -
	Developer Agreements	\$ -	\$ 152,000	\$ 300,000
	Other	\$ 48,024	\$ 134,466	\$ -

CITY OF HOUSTON
 FINANCE & ADMINISTRATION DEPARTMENT
 FISCAL YEAR 2008 BUDGET

Fund Summary
 Fund Name: **Midtown Redevelopment Authority**
 TIRZ: **#02**
 Department Name: **Finance & Administration**
 Fund Number: **7550/65**

First Amended

TIRZ Budget Line Items	2007 Budget	2007 Projection	2008 Budget
Available Resources			
Beginning Fund Balance			
Restricted Funds - Capital Projects	\$ 13,957,305	\$ 13,957,305	\$ 13,412,603
Restricted Funds - Affd. Housing	\$ 7,397,494	\$ 7,397,494	\$ 5,769,142
Restricted Funds - Bond Reserve	\$ 9,536,680	\$ 9,536,680	\$ 9,510,515
Unrestricted Fund Balance	\$ 5,062,344	\$ 5,062,344	\$ 5,336,442
Total Beginning Fund Balance	\$ 35,953,823	\$ 35,953,823	\$ 34,028,702
TIRZ Revenues			
City	\$ 4,058,746	\$ 4,436,745	\$ 4,581,446
ISD	\$ 5,718,277	\$ 5,718,277	\$ 6,351,408
County	\$ 2,403,544	\$ 2,528,776	\$ 2,673,247
Community College	\$ -	\$ -	\$ -
Total Revenues	\$ 12,180,567	\$ 12,683,798	\$ 13,606,101
Bond Proceeds	\$ -	\$ -	\$ -
Loan Proceeds	\$ -	\$ -	\$ -
Grant Proceeds	\$ 3,600,000	\$ 1,000,000	\$ 800,000
Other	\$ 1,673,500	\$ 713,000	\$ 1,067,000
Total Available Resources	\$ 53,407,890	\$ 50,350,621	\$ 49,501,803
Fund Transfers			
Affordable Housing			
City of Houston - Increment	\$ -	\$ -	\$ -
City of Houston - Debt Issue	\$ -	\$ -	\$ -
ISD Increment to Houston	\$ -	\$ -	\$ -
Harris County	\$ 252,235	\$ 445,856	\$ 484,786
ISD Education Set-Aside	\$ 2,755,013	\$ 2,522,448	\$ 2,791,417
Municipal Services - Public Safety	\$ -	\$ -	\$ 100,000
Administration Fee to General Fund			
COH Admin Fee (5%)	\$ 202,937	\$ 221,837	\$ 229,072
Harris County Admin	\$ 120,177	\$ 126,439	\$ 133,662
ISD Admin	\$ 25,000	\$ 25,000	\$ 25,000
Other	\$ -	\$ -	\$ -
Total Fund Transfers	\$ 3,355,362	\$ 3,341,579	\$ 3,763,938
Funds Available for Project Costs	\$ 50,052,528	\$ 47,009,042	\$ 45,737,865
Project Costs			
Administrative Staff	\$ 467,641	\$ 466,948	\$ 494,035
Administrative Consultant	\$ -	\$ -	\$ -
Legal - General Counsel	\$ 25,000	\$ 40,500	\$ 25,000
Accounting/Audit	\$ 62,000	\$ 68,102	\$ 64,194
Program / Project Consulting	\$ 105,000	\$ 104,695	\$ 110,000
Administrative Operating Expenses	\$ 240,555	\$ 167,992	\$ 186,555
Capital Expenditures (See CIP for details)	\$ 10,132,370	\$ 6,955,131	\$ 8,029,323
Developer / Project Reimbursements	\$ 454,466	\$ 149,466	\$ 320,000
Debt Issuance Costs	\$ -	\$ -	\$ -
Debt Service			
Principal	\$ 1,860,000	\$ 1,860,000	\$ 2,325,000
Interest Expense	\$ 3,145,258	\$ 3,167,506	\$ 2,546,033
Refinance / Pre-Payments	\$ 450,000	\$ -	\$ 2,875,000
Total Expense	\$ 16,942,290	\$ 12,980,340	\$ 16,975,140
Total Budget	\$ 20,297,652	\$ 16,321,919	\$ 20,739,078
Resources Less Transfer and Expenses	\$ 33,110,238	\$ 34,028,702	\$ 28,762,725
Planned Ending Fund Balance:			
Restricted Funds - Capital Projects	\$ 8,312,887	\$ 13,412,603	\$ 9,183,280
Restricted Funds - Affd. Housing	\$ 7,205,448	\$ 5,769,142	\$ 6,819,723
Restricted Funds - Bond Reserve	\$ 9,536,680	\$ 9,510,515	\$ 9,767,661
Unrestricted Fund Balance	\$ 8,055,223	\$ 5,336,442	\$ 2,992,061

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of an ordinance amending the FY 2008 Operating Budget and the FY 2008-2013 Capital Improvement Plan Budget of the Upper Kirby Redevelopment Authority (TIRZ #19)	Category # 1	Page 1 of 1	Agenda Item # 17
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FROM: (Department or other point of origin): Finance Department	Origination Date January 22, 2008	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE: <i>Michelle Mitchell</i>	Council Districts affected: C & G
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For additional information contact: Robert Fiederlein Phone: 713 - 437 - 6491 Tom Mesa Phone: 713 - 837 - 9857	Date and identification of prior authorizing Council Action: Ord. 2007-0744, 6/27/07;
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RECOMMENDATION: (Summary) Approval of an ordinance amending the FY 2008 Operating Budget and the FY 2008-2013 Capital Improvement Plan Budget of the Upper Kirby Redevelopment Authority (TIRZ #19).

Amount and Source of Funding: None Required	F & A Budget
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Specific Explanation:

On December 19, 2007, the board of directors of the Upper Kirby Redevelopment Authority approved an amendment to its FY 2008 Operating Budget and its FY 2008-2013 Capital Improvement Plan Budget to move forward from FY 2010 to FY 2008 \$100,000 in funding for planning activities associated with its project to improve Kirby Drive from Westheimer to San Felipe. Recent design activities by the Upper Kirby Redevelopment Authority on the segment of Kirby Drive south of this segment (Richmond to Westheimer) has generated interest by the residents of the Westheimer to San Felipe portion of Kirby Drive as to potential design of the roadway section. In an effort to address community concerns, the Authority has met with community representatives and has agreed to seek City Council's approval of a budget amendment that would allow them to initiate work sooner on the preliminary design of the roadway. The Authority has agreed to work with stakeholders from the adjacent neighborhoods on the evaluation of multiple design scenarios. Approval of the proposed budget amendment would allow for the work to begin this fiscal year.

Attachment

cc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Deborah McAbee, Senior Assistant City Attorney
Arturo Michel, City Attorney

REQUIRED AUTHORIZATION		
F&A Director: <i>Michelle Mitchell</i>	Other Authorization:	Other Authorization: <i>[Signature]</i>

CITY OF HOUSTON
 FINANCE & ADMINISTRATION
 FISCAL YEAR 2008 TIRZ PROFILE

Fund Summary
 Redev. Authority **Upper Kirby Redev. Authority**
 TIRZ: **#19**
 Department Name: **Finance & Administration**
 Fund Number: **7567/65**

First Amended

P R O F I L E	Base Year:	1999
	Base Year Taxable Value:	\$ 683,628,290
	Project Plan Taxable Value (TY2007):	\$ 1,048,207,362
	Current Taxable Value (TY2007):	\$ 1,152,773,136
	Acres:	515
	Administrator (Contact):	Jamie Brewster
Contact Number:	713.524.8000	

N A R R A T I V E	Zone Purpose: Upper Kirby TIRZ was created to finance mobility, storm sewer, and park improvements. These public infrastructure improvements are a partnership with Upper Kirby Management District to stabilize property values and halt the loss of residential and commercial market to the suburbs.
	Accomplishments in FY07 (Projects Underway): Levy Park Phase II -- (100% complete) The final phase of the Levy Park renovation is complete. Way finding initiative -- (100% complete) Signage to improve the district's way finding throughout major thoroughfares is in place; Area Inlet Project -- This project is scheduled to be 100% complete before June 30, 2007; Kirby Storm Drainage Project -- The preliminary engineering is almost complete and the final design is will be completed in second quarter of FY08, construction for Westheimer to Richmond segment is expected to start third quarter of FY08; Wakeforest and Buffalo Speedway Projects -- Preliminary Engineering in progress. Street tree inventory -- Inventory is 100% complete and recommendations have been made by Burditt Sustainable Resource Consultants on the feasibility of the relocation of existing trees.

P R O J E C T		Cumulative Expenses		
		Total Plan	(to FY07)	Variance
	Capital Projects:			
	Utility System Improvements (Storm Drainage Project)	28,669,046	458,833	\$ 28,210,213
	Safety and Security Infrastructure Improvements	660,000	121,479	\$ 538,521
	Traffic Mobility Improvements	9,185,000	120,000	\$ 9,065,000
	Public Recreation/ Public Service Improvements	1,000,000	933,167	\$ 66,833
				\$ -
				\$ -
	Total Capital Projects	\$ 39,514,046	\$ 1,633,479	\$ 37,880,567
	Affordable Housing	-	-	\$ -
	Education Facilities	5,572,812	1,701,984	\$ 3,870,828
	Financing Costs			\$ -
	Administration Costs	600,000	359,246	\$ 240,754
	Creation Costs	206,742	77,475	\$ 129,267
	Total Project Plan	\$ 45,893,600	\$ 3,772,184	\$ 42,121,416

D E B T	Additional Financial Data	2007 Budget	2007 Projection	2008 Budget
		<u>Debt Service</u>	\$ -	\$ -
	Principal	\$ -	\$ -	\$ -
	Interest	\$ -	\$ -	\$ -
		Balance as of 6/30/06	Balance as of 6/30/07	Balance as of 6/30/08
	<u>Year End Outstanding</u>			
	Bond Debt	\$ -	\$ -	\$ -
	Bank Loan	\$ -	\$ -	\$ -
	Developer Agreement	\$ -	\$ -	\$ -
	Other	\$ -	\$ -	\$ -

CITY OF HOUSTON
 FINANCE & ADMINISTRATION
 FISCAL YEAR 2008 BUDGET

Fund Summary
 Upper Kirby Redev. Authority **Upper Kirby Redev. Authority**
 TIRZ: **#19**
 Department Name: **Finance & Administration**
 Fund Number: **7567/65**

First Amended

TIRZ Budget Line Items	2007 Budget	2007 Projection	2008 Budget
Beginning Fund Balance			
Restricted Funds - Capital Projects	\$ -	\$ -	\$ -
Restricted Funds - Affd. Housing	\$ -	\$ -	\$ -
Restricted Funds - Bond Reserve	\$ -	\$ -	\$ -
Unrestricted Fund Balance	\$ 9,699,459	\$ 9,699,459	\$ 12,295,128
Total Beginning Fund Balance	\$ 9,699,459	\$ 9,699,459	\$ 12,295,128
TIRZ Revenues			
City	\$ 2,259,280	\$ 2,259,280	\$ 2,918,259
ISD	\$ 1,160,180	\$ 1,160,180	\$ 1,124,274
County	\$ -	\$ -	\$ -
Community College	\$ -	\$ -	\$ -
Total Revenues	\$ 3,419,460	\$ 3,419,460	\$ 4,042,533
Bond Proceeds	\$ -	\$ -	\$ -
Loan Proceeds	\$ -	\$ -	\$ -
Grant Proceeds	\$ -	\$ -	\$ -
Other	\$ 100,000	\$ 500,000	\$ 400,000
Total Available Resources	\$ 13,218,919	\$ 13,618,919	\$ 16,737,661
Fund Transfers			
Affordable Housing			
City of Houston - Increment	\$ -	\$ -	\$ -
City of Houston - Debt Issue	\$ -	\$ -	\$ -
ISD Increment to Houston	\$ -	\$ -	\$ -
Harris County	\$ -	\$ -	\$ -
ISD Education Set-Aside	\$ 386,727	\$ 386,727	\$ 374,758
Municipal Services - Public Safety	\$ -	\$ -	\$ -
Administration Fee to General Fund			
COH Admin Fee (5%)	\$ 112,964	\$ 112,964	\$ 145,913
Harris County Admin	\$ -	\$ -	\$ -
ISD Admin	\$ 25,000	\$ 25,000	\$ 25,000
Other	\$ -	\$ -	\$ -
Total Fund Transfers	\$ 524,691	\$ 524,691	\$ 545,671
Funds Available for Project Costs	\$ 12,694,228	\$ 13,094,228	\$ 16,191,990
Project Costs			
Administrative Staff	\$ 19,150	\$ 19,150	\$ 19,150
Administrative Consultant	\$ -	\$ -	\$ -
Legal - General Counsel	\$ 24,000	\$ 24,000	\$ 24,000
Accounting/Audit	\$ 16,950	\$ 16,950	\$ 16,950
Program / Project Consulting	\$ 96,000	\$ 101,000	\$ 51,000
Administrative Operating Expenses	\$ 10,600	\$ 9,000	\$ 9,500
Capital Expenditures (See CIP for details)	\$ 3,395,000	\$ 554,000	\$ 9,025,213
Developer / Project Reimbursements	\$ -	\$ -	\$ -
Debt Issuance Costs	\$ -	\$ -	\$ -
Debt Service			
Principal	\$ -	\$ -	\$ -
Interest Expense	\$ -	\$ -	\$ -
Refinance / Pre-Payments	\$ -	\$ -	\$ -
Total Project Costs	\$ 3,561,700	\$ 724,100	\$ 9,145,813
Total Budget	\$ 4,086,391	\$ 1,248,791	\$ 9,691,484
Planned Ending Fund Balance:	\$ 9,132,528	\$ 12,370,128	\$ 7,046,177
Restricted Funds - Capital Projects	\$ -	\$ -	\$ -
Restricted Funds - Affd. Housing	\$ -	\$ -	\$ -
Restricted Funds - Bond Reserve	\$ -	\$ -	\$ -
Unrestricted Fund Balance	\$ 9,132,528	\$ 12,370,128	\$ 7,046,177

2008 - 2013 CAPITAL IMPROVEMENT PLAN
TIRZ No. 19 - Upper Kirby Redevelopment Authority

CITY OF HOUSTON - TIRZ PROGRAM
Finance and Administration
Fund Number: 7567/65

Council District	CIP No.	Project	FY Planned Appropriations (\$ Thousands)										Cumulative Total (To Date)		
			Through 2007	Projected 2007	2008	2009	2010	2011	2012	2013	Total 2008-2013				
G,C	T-1901	Area-wide Inlet Improvement	20,046	174,000	-	-	-	-	-	-	-	-	-	-	194,046
G,C	T-1902	Traffic Operational Improvements	-	30,000	850,000	-	-	-	-	-	-	-	-	850,000	880,000
G,C	T-1903	Richmond/Weslayan Improvements	-	30,000	300,000	-	-	-	-	-	-	-	-	300,000	330,000
G,C	T-1904	Buffalo Speedway Widening	-	25,000	800,000	-	-	-	-	-	-	-	-	800,000	825,000
G,C	T-1905	Wakeforest Reconstruction	-	35,000	1,065,000	-	-	-	-	-	-	-	-	1,065,000	1,100,000
G,C	T-1907	Pedestrian Accessibility	10,000	-	-	-	-	-	-	-	-	-	-	-	10,000
G,C	T-1909	Kirby Dr from San Felipe to Westheimer	-	-	100,000	-	-	400,000	2,550,000	-	-	-	-	3,050,000	3,050,000
G,C	T-1910	Kirby Dr from US 59 to Richmond	-	-	-	600,000	2,400,000	-	-	-	-	-	-	3,000,000	3,000,000
G,C	T-1911	Kirby Dr from Westheimer to Richmond	4,787	260,000	5,035,213	3,150,000	-	-	-	-	-	-	-	8,185,213	8,450,000
G,C	T-1912A	Westheimer Drainage System	-	-	-	650,000	2,600,000	1,750,000	-	-	-	-	-	5,000,000	5,000,000
G,C	T-1912B	Richmond Drainage System	-	-	875,000	3,500,000	2,345,000	-	-	-	-	-	-	6,720,000	6,720,000
G,C	T-1913	Greenbriar Drainage System	-	-	-	2,860,000	1,210,000	-	-	-	-	-	-	4,070,000	4,070,000
G,C	T-1914	Shepherd Drainage System	-	-	-	-	1,210,000	3,025,000	-	-	-	-	-	4,235,000	4,235,000
Totals			34,833	554,000	9,025,213	10,760,000	10,165,000	7,325,000	-	-	-	-	37,275,213	37,864,046	

Project: Kirby Drive Paving and Drainage Improvements San Felipe to Westheimer		City Council District: C		Key Map: 492	WBS.: T-1909		
Location: C		Geo. Ref.:					
Served: C		Neighborhood: 87					
Operating and Maintenance Costs: (\$ Thousands)							
	2008	2009	2010	2011	2012	2013	Total
Personnel							
Supplies							
Svcs. & Chgs.							
Capital Outlay							
Total	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
FTEs							

Description: Reconstruction of roadway including storm water upgrades and ADA sidewalks.

Justification: Substandard cross section and high traffic volume putting strain on existing infrastructure.

Fiscal Year Planned Expenses

Project Allocation	Project Expenses thru 6/30/06	2007 Budget	2007 Estimate	2008	2009	2010	2011	2012	2013	FY08 - FY13 Total	Cumulative Total (To Date)
Phase											
1 Planning				100,000		100,000				\$ 200,000	\$ 200,000
2 Acquisition				264,000		264,000				264,000	264,000
3 Design						2,300,000				2,300,000	2,300,000
4 Construction											
5 Equipment											
6 Close-Out						36,000	250,000			286,000	286,000
7 Other											
Other Sub-Total:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 36,000	\$ 250,000	\$ -	\$ -	\$ 286,000	\$ 286,000
Total Allocations	\$ -	\$ -	\$ -	\$ 100,000	\$ -	\$ 400,000	\$ 2,550,000	\$ -	\$ -	\$ 3,050,000	\$ 3,050,000
Source of Funds											
TIRZ Increment Revenue						500,000	2,550,000			\$ 3,050,000	\$ 3,050,000
TIRZ Increment Bond Funds											
Grant Funds											
Total Funds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 500,000	\$ 2,550,000	\$ -	\$ -	\$ 3,050,000	\$ 3,050,000

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7778

Subject: Request for approval of an amendment to the Interlocal Agreement between the City of Houston and the Texas Engineering Extension Service (TEEX) for Emergency Medical Training Services for the Houston Fire Department.

Category #
9

Page 1 of 1

Agenda Item

18

FROM (Department or other point of origin):

Phil Boriskie
Fire Chief

Origination Date

January 15, 2008

Agenda Date

JAN 30 2008

DIRECTOR'S SIGNATURE



Council District(s) affected
All

For additional information contact:

Karen Dupont Phone: (713) 859-4934
Jack Williams Phone: (713) 247-8793

Date and Identification of prior authorizing Council Action:

CO 07-0095, passed 01/24/07

RECOMMENDATION: (Summary)

The Houston Fire Department is requesting approval of an amendment to the Interlocal Agreement between the City of Houston and TEEX to add Continuing Education classes that will enhance the training of medically certified personnel.

No Additional Funds Required

F & A Budget

SPECIFIC EXPLANATION:

The Fire Chief is requesting that City Council approve an amendment to the Interlocal Agreement between the City of Houston and Texas Engineering and Extension Services (TEEX). TEEX is the vendor currently used by the HFD to provide Emergency Medical Training Services. This amendment will allow for the inclusion of an enhanced continuing education program for medically certified personnel.

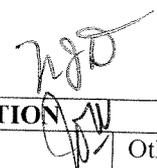
All medically certified personnel are required by the State of Texas to have of annual continuing education (CE) in order to maintain their State certification. CE topics to be included for training will be specified by the HFD Medical Director with programming developed by TEEX and based on unique needs of HFD identified through compliance with State and Federal guidelines, the quality assurance process and emerging medical technology. TEEX will develop HFD approved CE training classes and provide training to our medically certified personnel. Each class shall consist of 10 clock hours and TEEX shall be paid a fee not to exceed a cost of \$150.00 per student.

REQUIRED AUTHORIZATION

F&A Director:

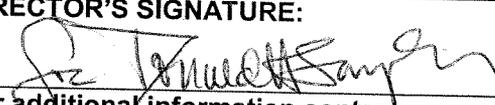
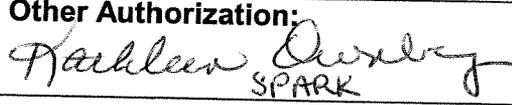
Other Authorization:

Other Authorization:



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

07-HISD.RCA

SUBJECT: Second amendment to the HISD Contract for the (B07) 33rd Year CDBG funded "SPARK" Program with the Houston Independent School District (HISD), SPARK Parks Office and the Housing and Community Development Department (HCDD).		Category #	Page 1 of 2	Agenda Item # 19
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development		Origination Date 11/06/2007	Agenda Date JAN 30 2008	
DIRECTOR'S SIGNATURE: 		Council District affected: "B,D,G,H"		
For additional information contact: Kathleen Ownby Phone: 713-247-2909 Gayve F. Anklesaria Phone: 713-868-8466		Date and identification of prior authorizing Council action: N/A		
RECOMMENDATION: (Summary) Adopt Ordinance approving and authorizing second contractual Amendment with HISD, SPARK Parks Office and HCDD to allow allocation of CDBG funding in the amount of \$200,000 approved in the City of Houston Consolidated Plan for the (B07) – 33rd Year program.				
Amount of Funding: Grant funds - 5000			F&A Budget:	
SOURCE OF FUNDING [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify) Community Development Block Grant (CDBG)				
SPECIFIC EXPLANATION: Through this Second Contract Amendment City Council is being requested to authorize and approve an Intergovernmental Agreement between the City of Houston and the Houston Independent School District (HISD) for a "SPARK" program. This Contract will provide for the development of neighborhood parks on public school grounds and authorized Community Development Block Grant (CDBG) funding in conjunction with other outside funding sources for implementation of this program. This Contract will provide \$200,000 from the (B07) 33rd Year CDBG Program to be appropriated for various SPARK park activities specified in the project description/ scope of work below at five (5) SPARK schools in the HUD/CDBG low income eligible areas. PROJECT DESCRIPTION/SCOPE: CDBG funds will be utilized for renovation and/or installation of new park equipment, sidewalks, concrete seating areas, asphalt and/or crushed granite tracks, in-ground bleachers and benches, landscaping and site work. PROJECT NAME AND LOCATION: The SPARK Schools in HISD for (B07) 33rd Year are reflected in Attachment I. PROJECT COST: In addition to CDBG funds, each SPARK Park gets funding from several outside sources, which include; Private sector, Corporations, Foundations, School District, Community fund raisers, County and the SPARK agency.				
Approval of this Ordinance is recommended.				
RC:ga xc: City Attorney Mayor's Office City Secretary Finance and Administration				
REQUIRED AUTHORIZATION				
F&A Director:	Other Authorization:  Kathleen Ownby SPARK		Other Authorization:	

msf

Revised - R

Date: 11/6/2007	Subject: Second amendment to the HISD Contract for the 33rd Year CDBG funded "SPARK" Program with the Houston Independent School District (HISD), SPARK Parks Office and the Housing and Community Development Department (HCDD).	Originator's Initials CC	Page 2 of 2 19 JAN 30 2008
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ATTACHMENT I

Project Description	Project Location	CDBG Budget	Council District
Emerson Elem	9533 Skyline Houston, Texas - 77063	\$60,000.00	G
Hohl Elem.	5320 Yale Houston, Texas - 77091	\$60,000.00	H
Holland Middle School	1600 Gellhorn Houston, Texas - 77029	\$64,000.00	B
Yates High School	3703 Sampson Houston, Texas - 77004	\$16,000.00	D
Total Budget		\$200,000.00	

SUBJECT: An Ordinance approving an amendment to the 2004 Consolidated Annual Plan for the HOME Investment Partnerships Grant (HOME) to delete funds allocated to the Tenant-based Rental Assistance Budget Activity and to increase funds allocated to the Multifamily/Acquisition/Rehabilitation/New Construction/Relocation Budget Activity.			Category # 1,2	Page 1 of 2	Agenda Item # 20
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FROM (Department or other point of origin): Richard S. Celli, Housing and Community Development Department	Origination Date January 9, 2008	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: All
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For additional information contact: Brenda Scott Phone: 713-868-8484	Date and identification of prior authorizing Council action: Ordinance No. 2005-1001, August 25, 2005; Ordinance No. 2005-1240, November 16, 2005; Ordinance No. 2007-422, March 28, 2007; Ordinance No. 2007-859, August 1, 2007
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RECOMMENDATION: (Summary)
The Housing and Community Development Department recommends City Council's approval of an Ordinance approving an amendment to the HOME Budget for Program Year 2004 to delete funds allocated to the Tenant-based Rental Assistance Budget Activity and to increase funds allocated to the Multifamily Acquisition/Rehabilitation/New Construction/Relocation Budget Activity.

Amount of Funding:	F&A Budget: <i>[Signature]</i>
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify)

SPECIFIC EXPLANATION:

The Housing and Community Development Department recommends City Council's approval of an Ordinance amending the HOME Budget under the 2004 Consolidated Annual Plan. The details of the amendment are included in the attached Public Notice (Notice). Following is a recap of the Notice.

- The 2004 Consolidated Annual Plan for the HOME Grant is amended as follows:
- Delete funds allocated to the Tenant-based Rental Assistance Budget Activity in the amount of \$764,123.25
 - Increase funds allocated to the Multifamily Acquisition/Rehabilitation/New Construction/Relocation Budget Activity by \$764,123.25

In accordance with HUD regulations, the City is required to amend components of the Grant Agreement when (1) an activity is added; (2) an activity is deleted; (3) a change in the scope of an activity or reallocation of funds increases or decreases the budget of an activity by more than twenty-five (25%) of the original budget; or (4) when there is a change in the purpose, location or beneficiaries of an activity.

By this amendment, the Tenant-based Rental Assistance Budget Activity is deleted and the Multifamily Acquisition/Rehabilitation/New Construction/Relocation Budget Activity is increased by more than 25%.

Through a Notice published in the Houston Chronicle on Saturday, December 22, 2007 the public was notified of these proposed changes. The public has thirty days to comment on these proposed changes. The comment period extends from Saturday, December 22, 2007 through Wednesday, January 23, 2008. Following the citizen review period, this amendment and any selected projects are being presented to City Council for approval. Projects not yet selected will be presented to City Council for approval when selected.

Therefore, approval of an ordinance is recommended.

RC: GV/BS

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

REQUIRED AUTHORIZATION

F&A Director:	Other Authorization:	Other Authorization:
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Public Notice

The City of Houston (City) Housing and Community Development Department (HCDD) is proposing to award HOME Investment Partnerships (HOME) Grant Funds to Houston Area CDC in the amount of \$50,000 for operating expenses and \$100,000 for predevelopment costs. These funds will be used to pay costs associated with the development of 150-unit Single Room Occupancy facility to be located at 2300 Sakowitz Street in Houston, Texas 77020, Council District B. The proposed project is in line with the City's Affordable Housing Strategy.

For additional information, please contact Donald H. Sampley at 713-868-8300. You may also contact the Department's Website at www.houstonhousing.org for information.

Additionally, the City is proposing to reprogram HOME Grant Funds under the 2004 Annual Consolidated Plan from the Tenant Based Rental Assistance Activity to the Multifamily Acquisition/ Rehabilitation/New Construction/Relocation Activity as indicated below. Low and moderate-income persons continue to benefit from this reallocation of funds.

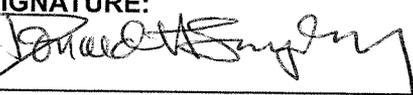
<u>Action</u>	<u>Activity/Project</u>	<u>Council District (s) Impacted</u>	<u>Scope of Work</u>	<u>Amount</u>
Delete	Tenant-based Rental	All	Fund program to provide tenant based rental assistance and security deposit assistance to low and moderate income persons Assistance	(\$764,173.25)
Increase	Multifamily Acquisition /Rehabilitation/New Construction/Relocation	All	New Construction, Acquisition and rehabilitation of multi-family housing for low and moderate income persons	\$764,173.25

For additional information on the reprogramming, please contact Brenda Scott at 713-868-8300. You may also contact the Department's Website at www.houstonhousing.org for information.

The public has thirty (30) days to comment on this proposed notice. The thirty-day period extends from Saturday, December 22, 2007 through Wednesday, January 23, 2008. This amendment and all projects will be submitted to City Council for approval following this review period.

SUBJECT: An ordinance appropriating \$126,000 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing a First Amendment to Lot Purchase and Development Contract between the City, the Land Assemblage Redevelopment Authority ("LARA"), and Catholic Charities to develop an additional seven (7) lots in Independence Heights for sale to qualified purchasers as affordable single-family housing and providing \$10,000 in down payment assistance to each qualified purchaser.	Category #	Page 1 of 1	Agenda Item # 21
	FROM (Department or other point of origin): Housing and Community Development Department		

FROM (Department or other point of origin): Housing and Community Development Department	Origination Date: 01/8/08	Agenda Date: JAN 30 2008
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DIRECTOR'S SIGNATURE: Richard S. Celli 	Council District affected: "H" - Council Member Adrian Garcia
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For additional information contact: Stephen Tinnermon Phone: 713-247-1207	Date and identification of prior authorizing Council action: 2007-1223, 10/31/2007
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RECOMMENDATION: (Summary)
 The Department recommends approval of an ordinance appropriating \$126,000 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing a First Amendment to Lot Purchase and Development Contract between the City, the Land Assemblage Redevelopment Authority ("LARA"), and Catholic Charities to purchase for development at a cost of \$8,000 per lot an additional seven (7) lots in Independence Heights for sale to qualified purchasers as affordable single-family housing and providing \$10,000 in down payment assistance to each qualified purchaser.

Amount of Funding: \$126,000	F&A Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) Tax Increment Reinvestment Zone ("TIRZ") Affordable Housing Fund Fund (2409)

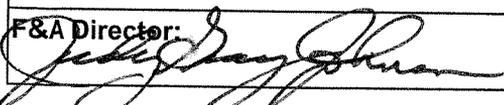
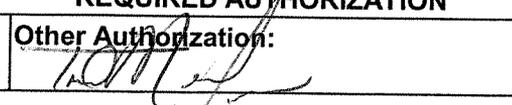
SPECIFIC EXPLANATION:
 Pursuant to Ordinance No. 2007-1223, the City and the Land Assemblage Redevelopment Authority ("LARA") entered into a lot purchase and development contract with Catholic Charities, pursuant to which Catholic Charities acquired three (3) lots in Independence Heights for the development of affordable single-family housing. Catholic Charities has now presented a proposal to LARA and the City to develop an additional seven (7) lots for the construction of affordable single-family housing for qualified households.

The City wishes to facilitate development of the lots by providing Catholic Charities with \$56,000 to purchase the said seven (7) lots from LARA, in addition to providing Catholic Charities with \$70,000 to provide \$10,000 in down payment assistance to each of the seven (7) qualified homebuyers; for a total of \$126,000 in TIRZ Funds.

Pursuant to Chapter 311 of Vernon's Texas Tax Code Annotated entitled the "Tax Increment Financing Act" ("Act"), the City of Houston designated certain areas within the City as Tax Increment Reinvestment Zones ("TIRZs") in order to promote the development and/or redevelopment of those areas. Section 311.011(f) of the Act requires that a portion of the tax increment revenue collected by certain TIRZs, be dedicated to the provision of affordable housing. The City Controller created a TIRZ Affordable Housing Fund ("Fund 2409") for this purpose.

The Department recommends approval of an ordinance appropriating \$126,000 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing a First Amendment to Lot Purchase and Development Contract between the City, the Land Assemblage Redevelopment Authority and Catholic Charities for the purposes outlined above.

REQUIRED AUTHORIZATION

F&A Director: 	Other Authorization: 	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Engineering Services Contract between the City and LBG-Guyton Associates for Engineering Services associated with the Rehabilitation of Water Wells at various locations WBS No. S-000200-0016-3	Page 1 of 2	Agenda Item # 22
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 12-4-07	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director	Council District affected: B, C, E	
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For additional information contact:  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Approve Professional Engineering Services Contract with LBG-Guyton Associates and appropriate funds.

Amount and Source of Funding: \$245,000.00 from the Water and Sewer System Consolidated Construction Fund No. 8500. *fy. 01/6/07*

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to upgrade and rehabilitate Groundwater Production Facilities. It will meet the area's water demands and also ensure compliance with the Texas Commission on Environmental Quality (TCEQ) regulations.

DESCRIPTION/SCOPE: This project consists of rehabilitation of Water Wells at various locations.

LOCATION: This project is located as follows:

<u>FACILITY</u>	<u>ADDRESS</u>	<u>KEY MAP GRID</u>
Acres Homes Well No. 4	2300 Ellington	412N
Sims Bayou Well No. 4	12445 Hodges	570M
Eisenhower Park	13501 Aqueduct Rd	418A
District 159 Well No.2	16838 Tomball Parkway	370K
District 73 Well No.1	29120 E. Lake Houston	338R

SCOPE OF CONTRACT AND FEE: Under the terms of this contract, the consultant will perform Phase II - Final Design and Phase III - Construction Phase Services and Additional Services. The Basic Services fees for Phase II and Phase III are negotiated on a lump sum basis. The total Basic Services appropriation is \$118,238.00.

The contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The total Additional Services appropriation is \$102,647.00.

The total cost of this project is \$245,000.00 to be appropriated as follows: \$220,885.00 for contract services and \$24,115.00 for project management.

REQUIRED AUTHORIZATION CUIC ID #20RS78 NOT

F&A Director: 	Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division	Other Authorization:  Daniel W. Krueger, P.E., Deputy Director Engineering & Construction Division
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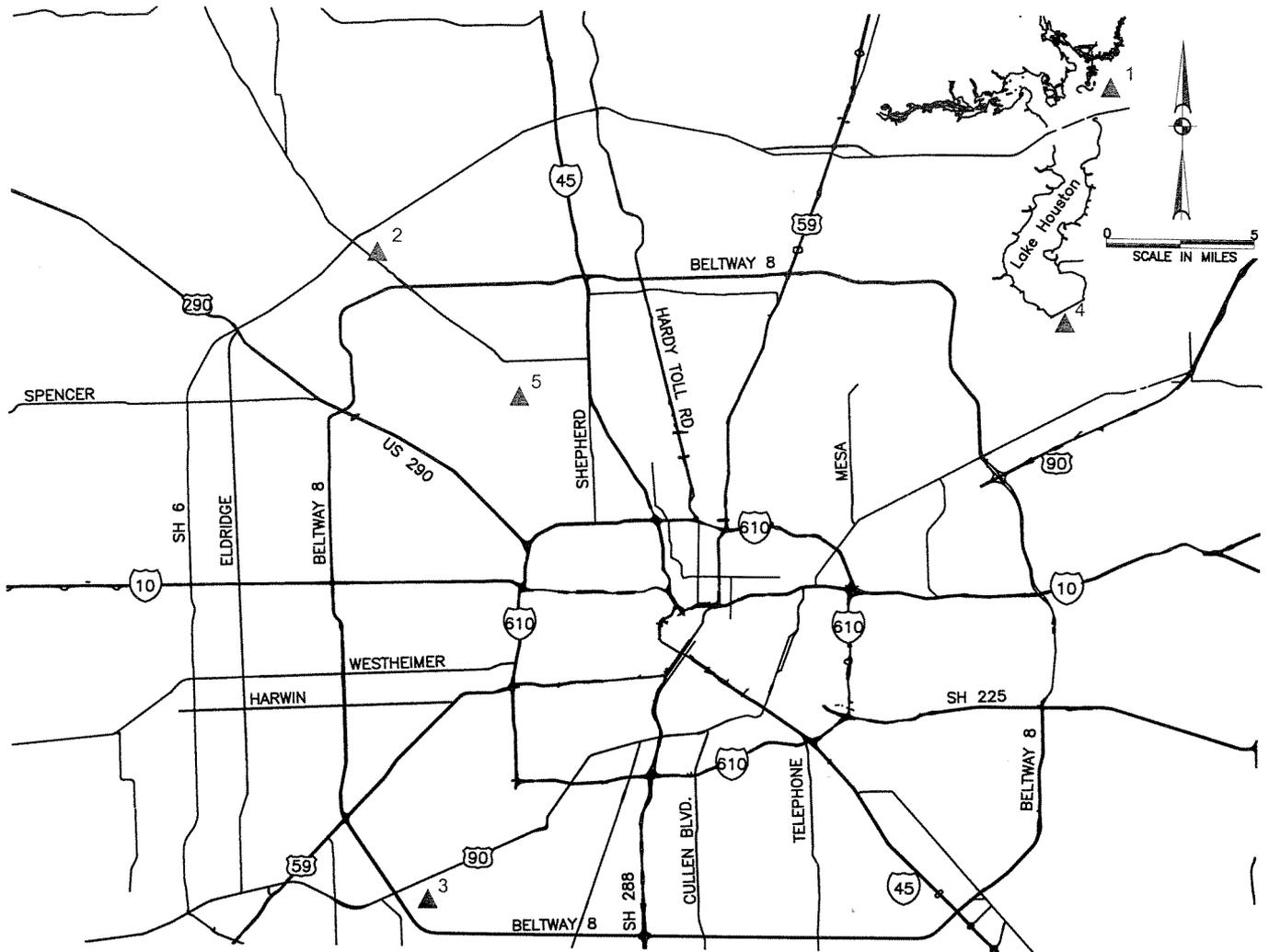
M/WBE INFORMATION: The M/WBE goal for the project is set at 24%. The Engineer has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract Including Addition</u>
1. Ambiee Engineers	Design Support Services	\$51,400.00	23.27%
2. B & E Reprographics, Inc.	Reproduction	<u>\$4,370.00</u>	<u>1.97%</u>
	TOTAL	\$55,770.00	25.24%



MSM:DWK:RKM:HH:JM:rs
 S:\design\A-WS-DIV\WPDATA\RS\0200-16\RCA Design.DOC

- c: Marty Stein
 Velma Laws
 Susan Bandy
 Michael Ho, P.E
 Craig Foster
 File S-000200-0016-3



▲ PROJECT SITE

INDEX OF WELLS					
W#	WELL NAME	ADDRESS	KEY MAP	COUNCIL DISTRICT	COUNCIL MEMBER
1	DISTRICT 73 WELL 1	29120 E. LAKE HOUSTON	338R	E	ADDIE WISEMAN
2	DISTRICT 159 WELL 2	16838 TOMBALL PARKWAY	370K	B	JARVIS JOHNSON
3	SIMS BAYOU WELL 4	12445 HODGES	570M	C	ANNE CLUTTERBUCK
4	EISENHOWER PARK WELL	13501 AQUEDUCT	418A	E	ADDIE WISEMAN
5	ACRES HOMES WELL 4	2300 ELLINGTON	412N	B	JARVIS JOHNSON

LOCATION MAP
 REHABILITATION OF EXISTING WATER WELLS FY 2008
 WBS NO. S-000200-0016-3

SUBJECT: Appropriate Additional Funds Project Management Services Contract Jacobs Facilities, Inc. WBS Nos: D-000107, E-000143, L-000060, H-000066	Page 1 of 2	Agenda Item 23
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FROM (Department or other point of origin): General Services Department	Origination Date 01-08-08	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. 	Council Districts affected: All
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For additional information contact: Jacquelyn L. Nisby  Phone: 713-247-1814	Date and identification of prior authorizing Council action: Ordinance 05-390, Dated April 20, 2005. Ordinance 06-662, Dated June 21, 2006. Ordinance 06-993, Dated September 27, 2006.
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RECOMMENDATION: Appropriate additional funds to the contract with Jacobs Facilities, Inc. for project management services for Fiscal Year 2008 CIP Projects.

Amount and Source Of Funding: <ul style="list-style-type: none"> \$200,000 General Improvements Consolidated Construction Fund (4509) \$100,000 Public Library Consolidated Construction Fund (4507) \$175,000 Solid Waste Consolidated Construction Fund (4503) \$50,000 Public Health Consolidated Construction Fund (4508) <hr/> \$525,000 Total Appropriation	F&A Budget: 
Previous Funding: \$2,429,326 (Various Funds)	

SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council appropriate an additional amount of \$525,000 to the existing contract with Jacobs Facilities, Inc. (Jacobs) to continue performing project management services and project support for the departments listed below during the 2008 Fiscal Year. GSD phased out project management consultants and replaced them with a core cadre of city employees. Therefore, the consultant is only utilized during peak activity periods to augment city personnel. Under this additional funding, Jacobs will administer projects for the General Government, Houston Public Library, Solid Waste and Health Departments. (See attached list of projects).

REQUIRED AUTHORIZATION 25MSCL04 *NOT*

General Services Department:  Wendy Teas Heger, AIA Chief of Design & Construction Division	Houston Public Library:  Rhea Brown Lawson, PhD, Director	Department of Health and Human Services:  Stephen L. Williams, M.ED, MPA, Director
	Solid Waste Management Department:  Harry J. Hayes, Director	

Date	Subject: Appropriate Additional Funds Project Management Services Contract Jacobs Facilities, Inc. WBS Nos: D-000107, E-000143, L-000060, H-000066	Originator's Initials	Page 2 of 2
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SCOPE OF SERVICES: The scope of services includes: monitoring design progress, cost estimating, project scheduling, constructability reviews, development of bid and award packages, on-site construction management and inspection services, punch list verification, project close-out, project archiving, and miscellaneous project support.

FUNDING SUMMARY:

<u>Department</u>	<u>Basic Services</u>	<u>Reimbursable Expenses</u>	<u>Total</u>
General Government	\$180,000	\$20,000	\$200,000
Library	\$90,000	\$10,000	\$100,000
Solid Waste	\$157,500	\$17,500	\$175,000
Health	\$45,000	\$5,000	\$50,000
Total Funding	\$472,500	\$52,500	\$525,000

M/WBE INFORMATION: A MWBE goal of 24% has been established for this additional appropriation. Jacobs will utilize the sub-consultants submitted in the original contract to achieve the goal.

The original contract has a 24% M/WBE goal. Through October 31, 2007, Jacobs has achieved 28% M/WBE participation.

MA

IZD:JLN:WTH:RAV:CL:ml

Attachments

c: Marty Stein, Velma Laws, Jacquelyn L. Nisby, Jack Williams, Carter Roper, Fred Maier, Project File

Project Management services Contract Jacobs Facilities, Inc.

List of Projects	Council District(s) Affected
1. Independent commissioning to meet LEED requirements (Looscan Library and Gregory School)	G, I
2. Structural Engineering services (Fire Station 46)	H
3. Structural evaluation report and design services (100a Japhet - Maintenance Shop)	H
4. Construction Administration services for architectural and mechanical modification at 6 libraries	ALL
5. Inspection services (Jones Library)	I
6. Roof leaks and waterproofing investigations (Denver Harbor)	I
7. Construction Management services for Elevator Upgrade, Lobby Renovation, Air Handling Unit replacement (611 Walker)	I
8. Construction Management services (Heights Recycling Center and Neighborhood Depository)	H, I
9. Other unexpected projects that require construction management and/or professional services during peak activity periods to augment city personnel.	ALL

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

SUBJECT: Appropriation Ordinance for the rehabilitation of concrete pavement. WBS No. N-000655-0005-4 and N-000845-0007-4	Page 1 of 1	Agenda Item 24
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/17/08	Agenda Date JAN 30 2008
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MS DIRECTOR'S SIGNATURE  Michael S. Marcotte, P.E., DEE	Council District affected: All Districts
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For additional information contact: Tracy Wingate Phone: (713) 837-7505 Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
That City Council approve an ordinance appropriating the necessary funds from the Street & Bridge Consolidated Construction Fund to reimburse the General Fund for the rehabilitation of concrete pavements.

Amount and Source of Funding:
\$7,825,000.00 Street & Bridge Consolidated Construction Fund No.4506

Pro/Con
01/22/08

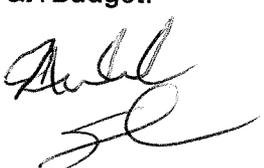
PROJECT NOTICE/JUSTIFICATION: This project is part of the City of Houston's Capital Improvement Plan (CIP).

DESCRIPTION/SCOPE:
The Department of Public Works and Engineering is requesting that an ordinance be approved appropriating \$7,825,000.00 to cover reimbursable costs of rehabilitation to concrete pavement and bridge replacement included in the City of Houston's Capital Improvement Plan (CIP) . The services are provided by in-house as well as contract crews. The work performed by the contractor will be inspected by City inspectors with quality control testing provided by a commercial testing laboratory. As the work is performed, the General Fund will be reimbursed from the appropriate funds.

LOCATION: This work will be City-wide as needs occur and condition of street concrete pavement, bridge replacements and appurtenances requires.

- c: Marty Stein
Waynette Chan
Susan Bandy
Judy Johnson
Dan Krueger, P.E.
Roland Mosley
Tracy Wingate
File Copy

REQUIRED AUTHORIZATION CUIC 20TW06

F&A Budget:


Other Authorization:

Tracy Wingate, Assistant Director
Street and Bridge Maintenance
Right-of-Way & Fleet Maint Division

Other Authorization:

Eric Dargan, Deputy Director
Right-of-Way & Fleet Maint Division
Department of Public Works and Engineering

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for On-Call Drainage Construction Contract (Work Order) WBS No. M-000126-0058-4	Page 1 of 2	Agenda Item # 25
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1-25-08	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director	Council District affected: ALL <i>Bill.</i>
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For additional information contact:  Reid K. Mersny, P.E. Senior Assistant Director Phone: (713) 837-0452	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award Construction Contract, appropriate and allocate funds

Amount and Source of Funding: \$1,800,000.00 from Drainage Improvements Commercial Paper Series F, Fund No. 4030;
\$ 500,000.00 from Storm Water Utility Fund, Fund No. 2302
\$2,300,000.00 Total Cost

PROJECT NOTICE/JUSTIFICATION: This Contract provides for negotiated work orders to address storm drainage issues citywide. This will provide on-call services on a work-order basis to perform repairs on the City's storm sewer system as generated by citizen requests or by the Right-of-Way and Fleet Maintenance Division.

DESCRIPTION/SCOPE: This project consists of on-call projects to make various repairs to the drainage system citywide. The Contract duration for this project is 365 calendar days. The project was designed by R. G. Miller Engineers, Inc.

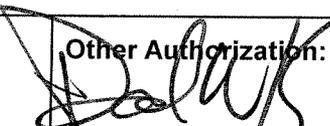
LOCATION: Locations will be determined as drainage issues are identified and Work Orders are assigned.

BIDS: Bids were received on September 6, 2007. The five (5) bids are as follows:

<u>Bidder</u>	<u>Adjustment Factor</u>
1. Total Contracting Limited	1.200
2. Reytec Construction Resources, Inc.	1.210
3. Troy Construction, LLP	1.230
4. Huff & Mitchell, Inc.	1.559
5. George Construction, Inc.	1.691

Contractors bid on the Adjustment Factor rather than monetary amount. The Adjustment Factor applies to individual bid items in the Contract documents. Estimated Work Order prices will be calculated by multiplying Unit Quantity of each item in the Work Order by the Unit Price and the applicable Adjustment Factor. This Contract has a not-to-be-exceeded contract amount of \$2,000,000.00.

REQUIRED AUTHORIZATION **CUIC ID #20BG07**

F&A Director: <i>Budget</i> 	Other Authorization:  Eric K. Dargan, Deputy Director Right-of-Way and Fleet Maintenance Division	Other Authorization:  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division
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AWARD: It is recommended that this On-Call Construction Contract be awarded to Total Contracting Limited with low bid Adjustment Factor of 1.200 in the amount of \$2,000,000.00, and that Addendum No. 1 be made part of this contract.

PROJECT COST: The total cost of this project is \$2,300,000.00 to be appropriated as follows:

- Bid amount \$2,000,000.00
- Contingency \$ 100,000.00
- Engineering and Testing Services \$ 80,000.00
- Project Management \$ 120,000.00

Engineering and Testing Services will be provided by DAE & Associates, LTD, dba Geotech Engineering & Testing, a Texas Limited Partnership under a previously approved Contract.

MWBE/SBE PARTICIPATION: The low bidder has submitted the following proposed MWBE/SBE/DBE participation to satisfy the 14% M/DBE goal, 5% WBE goal, and 3% SBE goal for this project.

<u>MBE- Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Bedo Construction Products, Inc.	Storm Sewer	\$350,000.00	17.5%
	TOTAL	\$350,000.00	17.5%

<u>WBE- Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
2. Deanie Hayes Inc.	Stabilized Sand	\$100,000.00	5.00%
	TOTAL	\$100,000.00	5.00%

<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	\$ 50,000.00	2.50%
2. J. A. Gamez, Trucking Services	Trucking Services	\$ 40,000.00	2.00%
	TOTAL	\$ 90,000.00	4.50%

MSM:DWK:HJ:BG:klw
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- c: Marty Stein
 Velma Laws
 Susan Bandy
 Michael Ho, P.E.
 File WBS M-000126-0058-4

SUBJECT: Contract Award for FY08 Waterline Relocation and Replacement WBS No. S-000035-0106-4	Category	Page 1 of <u>2</u>	Agenda Item # <i>26</i>
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date <i>1-24-08</i>	Agenda Date JAN 30 2008
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DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE Director	Council District affected: All
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For additional information contact: Jeff Taylor Deputy Director Phone: (713) 837-0448	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary)

Accept low bid, award construction Contract, and appropriate funds.

Amount and Source of Funding: \$1,433,729.35 from the Water and Sewer System Consolidated Construction Fund No. 8500. <i>Payable 01/02/08</i>	F&A Budget: <i>[Signature]</i>
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SPECIFIC EXPLANATION: This project will provide for the relocation of water service lines for approximately 470 properties.

DESCRIPTION/SCOPE: Work shall include the abandonment of water service lines to the back lot main and the installation of new water service lines to the front lot main. The water service lines range in size from 5/8-inch to 2-inches in diameter. The Contract duration for this project is 365 calendar days. This is an on-call contract with projects assigned on an as-needed basis.

LOCATION: The project area is generally bounded by the City Limits. The project is located in various Key Map grids.

BIDS: Five (5) bids were received for this project on 10/25/07 as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Carrera Construction, Inc.	\$ 1,341,647.00
2. Reliance Construction Services, L. P.	\$ 1,494,635.00
3. Resicom, Inc.	\$ 1,647,623.00
4. Metro City Construction, L. P.	\$ 1,813,360.00
5. Troy Construction, L.L.P.	\$ 2,399,814.00

REQUIRED AUTHORIZATION		OUC ID # 20AJM191
F&A Director:	Other Authorization: <i>Thomas Millage 12/13/07</i>	Other Authorization: <i>Jeff Taylor</i> Deputy Director, Public Works & Engineering NDT

Date	Subject: Contract Award for Waterline Relocation and Replacement WBS No. S-000035-0106-4	Originator's Initials	Page <u>2</u> of <u>2</u>
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AWARD: It is recommended that this construction Contract be awarded to Carrera Construction, Inc. with a low bid of \$1,341,647.00, and that Addendum No. 1 dated October 19, 2007 be made a part of this contract.

PROJECT COST: The total cost of this project is \$1,433,729.35 to be appropriated as follows:

- Bid Amount \$1,341,647.00
- Contingencies \$ 67,082.35
- Engineering Testing Services \$ 25,000.00

QC Laboratories, Inc will provide Engineering Testing Services on a previously approved contract.

M/WDBE PARTICIPATION: The low bidder has submitted the following proposed MBE participation of 14.00%, WBE participation of 5.00%, and SBE participation of 3.00% to satisfy the goal for this project.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
R & R Beck Professional Service Inc (MBE)	Underground Utility	\$198,000.00	14.76 %
Vikki's Service & Supply (WBE)	Utility Supplier	\$ 67,250.00	5.01 %
Jason Underground Utilities (SBE)	Underground Utility	\$ 40,250.00	3.00 %
	TOTAL	\$ 305,500.00	22.77 %

MSM:JT:AJM:JLS:RG:AM:am

cc: Marty Stein
John Sakolosky, P.E.
Velma Laws
Craig Foster
Waynette Chan
Gary Norman
Michael Ho, P.E.
Carol Ellinger, P.E.
File No. WA 10863-02

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT:

Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

RCA #

Agenda Item#

*3rd Reading
FINAH*

JAN 30 2008

*28
32-33*

FROM: (Department or other point of origin):

Judy Gray Johnson, Director
Finance and Administration

Origination Date

December 20, 2007

Agenda Date

JAN 16 2008

DIRECTOR'S SIGNATURE:

J. McCrellin

Council Districts affected:

ALL

JAN 23 2008

For additional information contact:

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

Date and identification of prior authorizing

Council Action: Ord. # 2002-526 – June 19, 2002;
Ord. # 2002-1166-December 18, 2002.

RECOMMENDATION: (Summary)

Approve ordinances granting Commercial Solid Waste Operator Franchises

Amount of Funding:

REVENUE

F & A Budget:

J. McCrellin

SOURCE OF FUNDING:

General Fund Grant Fund Enterprise Fund Other (Specify)

SPECIFIC EXPLANATION:

It is recommended that City Council approve two ordinances granting Commercial Solid Waste Operator Franchises to the following solid waste operators pursuant to Article VI, Chapter 39. The proposed Franchisees are:

1. Captain Hook of Houston, LLC
2. Legacee International Environmental Services, Inc. d/b/a Texas Waste Carriers

The proposed ordinances grant the Franchisees the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, each Franchisee agrees to pay to the City an annual Franchise Fee equal to 4% of their annual gross revenue, payable quarterly. To verify Franchisee compliance with the franchise, the City has the right to inspect, and the company has the duty to maintain, required customer records during regular business hours. The franchise contains the City's standard release and indemnification, default and termination, liquidated damages and force majeure provisions. The proposed franchise terms expire on December 31, 2013.

REQUIRED AUTHORIZATION

F&A Director:



CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence

29
JAN 30 2008

To: Anna Russell
City Secretary

From: Christina J. Cabral

Date: January 25, 2008

Subject: **Ethics Committee
Nominations**

Cabral

NON-CONSENT AGENDA

MISCELLANEOUS

Motion to set a date not less than seven (7) days from January 30, 2008, to receive nominations for appointments or reappointments for Positions Five and Seven with two-year staggered terms. Current members are:

Position 5	Rick Cagney	Nominated by Council Member Holm
Position 7	John Jay Douglass	Nominated by Council Member Clutterbuck

CC:jsk

cc: Marty Stein

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: A motion to set a public hearing date regarding the nomination of Deloitte LLP's Houston project as an Enterprise Project.

Category #

Page 1 of
1

Agenda Item#

30

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

Origination Date
January 24, 2008

Agenda Date
JAN 30 2008

DIRECTOR'S SIGNATURE:



Council Districts affected:
District "I" - CM Rodriguez

For additional information contact:

Tom Mesa / Robert Fiederlein
Julia Gee

Phone: (713)837-9857; (713)437-6491
Phone: (713)837-7828

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary) That City Council adopt a motion to set a public hearing date for February 6, 2008 regarding the nomination of Deloitte LLP's Houston project as an Enterprise Project.

Amount of Funding: Not Applicable

F&A Budget:

SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

The Texas Enterprise Zone Program is an economic development tool for local communities to partner with the State of Texas to promote job creation and capital investment in economically distressed areas of the state. A State Enterprise Zone is any census tract block group that has a 20% or more poverty rate, as determined by the U.S. Census Bureau during each decennial census.

Local communities must nominate a company as an Enterprise Project to be eligible to participate in the Enterprise Zone Program. Legislation limits allocations to the state and local communities per biennium. The state accepts applications quarterly; the next deadline is March 3, 2008. Enterprise Projects are eligible to apply for state sales and use tax refunds on qualified expenditures. The level and amount of refund is related to the capital investment and jobs created at the qualified business site. Depending on investment amount, there is a maximum refund of \$2,500 - \$7,500 per job for the company. In addition, local communities must offer incentives to participants under the program, such as streamlined permitting. Further detail on the terms of the Deloitte LLP's Houston application will be provided in a future Council briefing.

Procedural and required Council actions are:

1. A presentation to the Budget and Fiscal Affairs Council Committee (January 29, 2008)
2. A public hearing held prior to adopting an ordinance approving the nomination of an Enterprise Project
3. An ordinance approving the City of Houston's participation in the Texas Enterprise Zone Program
4. An ordinance or resolution approving the nomination of Deloitte Houston project as an Enterprise Project to the Office of the Governor Economic Development & Tourism.

State law requires a municipality or county to nominate a project of a qualified business for designation as an Enterprise Project. Per Section 2303.4051(e) of the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code, a public hearing must be held prior to adopting an ordinance approving the nomination of an Enterprise Project. The Finance Department recommends establishing a public hearing for February 6, 2008.

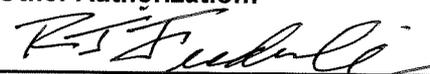
cc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Arturo Michel, City Attorney
Deborah McAbee, Senior Assistant City Attorney

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

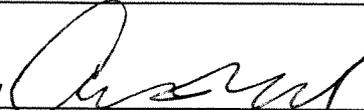
Other Authorization:



REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance amending the Section 28-10 of the Code of Ordinances, Section 312.3.3 of the Houston Building Code and Section 509 of the Houston Electrical Code, relating to electric fences	Category	Page	Agenda Item # 31 + 5
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FROM (Department or other point of origin): Legal Department	Origination Date: January 10, 2008	Agenda Date: JAN 23 2008 JAN 30 2008
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DIRECTOR'S SIGNATURE: Arturo G. Michel, City Attorney 	Council District affected: ALL JAN 30 2008
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For additional information contact: Don Cheatham Senior Assistant City Attorney 713-437-6738	Date and identification of prior authorizing Council action:
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RECOMMENDATION:
Adopt ordinance amending Section 28-10 of the Code of Ordinances, Section 312.3.3 of the Houston Building Code and Section 509 of the Houston Electrical Code, relating to electric fences

Amount and source of funding:	N/A	F&A Budget:
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EXPLANATION:

The City of Houston currently prohibits electrically charged fences. The proposed ordinance would allow battery-powered electric fencing only for outdoor commercial storage areas, with certain restrictions, including the following:

- Electrified fence may be powered only by a storage battery with maximum power of 12 volts direct current, charged by a solar panel.
- The electric charge produced on contact shall not exceed 8,000 volts for not more than 1/3000 of a second, and the charge shall not be repeated more often than once per second.
- Electrified fence must be surrounded by a non-electrified fence or wall with warning signs in English, Spanish and Vietnamese posted at intervals.
- Electrified fence and keybox location must be registered with the Houston Fire Department prior to installation in accordance with Life Safety Bureau Standards.
- Electrified fence may not be over 10 feet high or within five feet of a public sidewalk or right-of-way.
- Electrified fence may not be activated between 8 a.m. and 5 p.m., unless the business is closed or security personnel are on-site and able to deactivate the fence.

The proposed ordinance was prepared at the request of the Regulation, Development and Neighborhood Protection Committee. The committee has reviewed this matter at three meetings and voted to recommend it for favorable Council action on February 7, 2007. An update was presented to the committee on January 17, 2008.

REQUIRED AUTHORIZATION

F&A Director:	Other Authorization:	Other Authorization:
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ELECTRICAL FENCES

City of Houston Building Code – REDLINE

312.3.3 Electric. Electrically charged fences ~~are prohibited~~ shall be installed in accordance with Section 28-10 of the City Code.

City of Houston Electrical Code – REDLINE

SECTION 509–ELECTRICAL FENCES

This code does not regulate electrically charged fences installed in accordance with Section 28-10 of the *City Code*.

City Code – REDLINE

Sec. 28-10. Same--Electric.

~~It shall be unlawful for any person owning or controlling any property in the city to construct, maintain or permit to remain on such property any fence charged with electricity. It shall be unlawful for any person to cause any fence situated in the city to become charged with a current of electricity, to connect any such fence with a source of electricity or to permit any fence under the control of such person to be connected with a source of electricity. In any prosecution under this section, testimony that any fence was under the control of the defendant or situated on his premises and that any person received an electric shock by coming in contact with such fence shall be prima facie evidence that such defendant caused and permitted such fence to be charged with a current of electricity and caused and permitted such fence to be connected with a source of electricity; (a) The construction and use of electrified fencing shall be allowed in the city only as provided in this section, subject to the following standards:~~

(1) **Electrification:**

- a. No electrified fence shall be installed or operated with a power source other than a storage battery not exceeding 12 volts direct current, charged primarily with a solar panel; provided, however, in case of inclement weather or other conditions that inhibit the ability of the solar panel to fully recharge the battery, a charging device may be utilized for such purpose, if connected in a manner that ensures that the charging device cannot provide a source of power to the fence. In no case shall an electrified fence be connected to any other electric power source.

b. The electric charge produced by the fence upon contact shall not exceed energizer characteristics set forth in paragraph 22.108 and depicted in Figure 102 of International Electrotechnical Commission (IEC) Standard No. 60335-2-76, as such standard exists upon _____.¹

To the extent that the construction or installation of an electrified fence does not conflict with the requirements of this section, and unless otherwise specified herein, such fence shall be constructed or installed in conformance with the specifications set forth in IEC Standard 60335-2-76, as such standard exists upon _____.²

(2) **Perimeter fence or wall:** No electrified fence shall be installed or used unless it is completely surrounded by a non-electrical fence or wall that is not less than six feet and not more than eight feet in height. The perimeter fence or wall shall be separated from the electrified fence by not less than one foot at its closest point, and by not more than five feet at its farthest point, except gate openings, which shall be installed in conformance with the specifications set forth in Annex CC of IEC Standard 60335-2-76. The area between the perimeter wall or fence and the electrified fence shall be kept completely clear of landscaping, shrubbery, other fences or any material of any kind. The lowest part of the perimeter fence or wall shall be constructed to follow the natural terrain to prevent penetration of such fence or wall at ground level. No part of a perimeter fence or wall shall be allowed to be in contact with an electrified fence by any means at any time.

(3) **Location:**

- a. Limited to commercial outdoor storage areas only.
- b. Prohibited within five feet of any public right-of-way or sidewalk.
- c. Prohibited within 25 feet of any outdoor area utilized for the storage, use, or handling of hazardous materials as defined in the Fire Code.

(4) **Height:** Shall be not less than 6 feet and not more than 10 feet in height.

(5) **Signage; other markings:** Shall be clearly identified with warning signs in English, Spanish and Vietnamese that read: "Warning–Electric Fence"

¹ Editor shall insert the date of passage and approval of this Ordinance.

² Editor shall insert the date of passage and approval of this Ordinance.

placed along the non-electrical perimeter fence or wall at intervals of not less than fifty feet, however, in no instance may there be less than one sign on each side of the non-electrical perimeter fence or wall. In addition to the required signs, the top or uppermost horizontal frame member of any entry gate providing access to any property upon which an electrified fence is located, shall be marked by the placement or addition of a yellow reflective paint, tape or other permanent weatherproof marking along the full length of the gate frame, which marking shall be at least 3 inches wide and be kept in good condition to ensure its continued visibility.

(6) **Hours of activation:** Shall not be activated between the hours of 8:00 a.m. and 5:00 p.m., except:

- a. On days when the business is closed, such as weekends and holidays; or
- b. When security personnel is available on-site to deactivate the electrical fence.

(7) **Key box:** Shall be installed in accordance with Houston Fire Department Life Safety Bureau Standards.

(8) **Registration:** Prior to the installation or use of any electrified fence, the property owner or lessee of the property upon which such fencing will be installed or used shall submit a completed registration for such fencing to the fire department using the form promulgated for that purpose by the fire chief. No fee shall be charged in connection with the registration required by this item.

(b) It shall be unlawful for any person to install, maintain, or operate an electrified fence in violation of this section.

(c) The provisions of this section shall not be applicable to any fence on zoological gardens owned and operated by a political subdivision of the state.

City of Houston, Texas, Ordinance No. 2008-_____

AN ORDINANCE AMENDING SECTION 312.3.3 OF THE CITY OF HOUSTON BUILDING CODE, CHAPTER 5 OF THE CITY OF HOUSTON ELECTRICAL CODE, AND SECTION 28-10 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO ELECTRIC FENCES; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That Section 312.3.3 of the volume of the City of Houston Construction Code known as the City of Houston Building Code, as adopted by Ordinance No. 2006-5, is hereby amended to read as follows:

"312.3.3 Electric. Electrically charged fences shall be installed in accordance with Section 28-10 of the City Code."

Section 2. That the volume of the City of Houston Construction Code known as the City of Houston Electrical Code, as adopted by Ordinance No. 2005-943, is hereby amended by adding a new Section 509 that reads as follows:

"SECTION 509--ELECTRICAL FENCES

This code does not regulate electrically charged fences installed in accordance with Section 28-10 of the *City Code*."

Section 3. That Section 28-10 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"Sec. 28-10. Same--Electric.

(a) The construction and use of electrified fencing shall be allowed in the city only as provided in this section, subject to the following standards:

(1) ***Electrification:***

- a. No electrified fence shall be installed or operated with a power source other than a storage battery not

exceeding 12 volts direct current, charged primarily with a solar panel; provided, however, in case of inclement weather or other conditions that inhibit the ability of the solar panel to fully recharge the battery, a charging device may be utilized for such purpose, if connected in a manner that ensures that the charging device cannot provide a source of power to the fence. In no case shall an electrified fence be connected to any other electric power source.

- b. The electric charge produced by the fence upon contact shall not exceed energizer characteristics set forth in paragraph 22.108 and depicted in Figure 102 of International Electrotechnical Commission (IEC) Standard No. 60335-2-76, as such standard exists upon _____.¹

To the extent that the construction or installation of an electrified fence does not conflict with the requirements of this section, and unless otherwise specified herein, such fence shall be constructed or installed in conformance with the specifications set forth in IEC Standard 60335-2-76, as such standard exists upon _____.²

- (2) ***Perimeter fence or wall:*** No electrified fence shall be installed or used unless it is completely surrounded by a non-electrical fence or wall that is not less than six feet and not more than eight feet in height. The perimeter fence or wall shall be separated from the electrified fence by not less than one foot at its closest point, and by not more than five feet at its farthest point, except at gate openings, which shall be installed in conformance with the specifications set forth in Annex CC of IEC Standard 60335-2-76. The area between the perimeter wall or fence and the electrified fence shall be kept completely clear of landscaping, shrubbery, other fences or any material of any kind. The lowest part of the perimeter fence or wall shall be constructed to follow the natural terrain to prevent penetration of such fence or wall at ground level. No part of a perimeter fence or wall shall be allowed to be in contact with an electrified fence by any means at any time.

¹ Editor shall insert the date of passage and approval of this Ordinance.

² Editor shall insert the date of passage and approval of this Ordinance.

- (3) **Location:**
 - a. Limited to commercial outdoor storage areas only.
 - b. Prohibited within five feet of any public right-of-way or sidewalk.
 - c. Prohibited within 25 feet of any outdoor area utilized for the storage, use, or handling of hazardous materials as defined in the Fire Code.
- (4) **Height:** Shall be not less than six feet and not more than ten feet in height.
- (5) **Signage; other markings:** Shall be clearly identified with warning signs in English, Spanish and Vietnamese that read: "Warning–Electric Fence" placed along the non-electrical perimeter fence or wall at intervals of not less than fifty feet, however, in no instance may there be less than one sign on each side of the non-electrical perimeter fence or wall. In addition to the required signs, the top or uppermost horizontal frame member of any entry gate providing access to any property upon which an electrified fence is located, shall be marked by the placement or addition of a yellow reflective paint, tape or other permanent weatherproof marking along the full length of the gate frame, which marking shall be at least 3 inches wide and be kept in good condition to ensure its continued visibility.
- (6) **Hours of activation:** Shall not be activated between the hours of 8:00 a.m. and 5:00 p.m., except:
 - a. On days when the business is closed, such as weekends and holidays; or
 - b. When security personnel is available on-site to deactivate the electrical fence.
- (7) **Key box:** Shall be installed in accordance with Houston Fire Department Life Safety Bureau Standards.
- (8) **Registration:** Prior to the installation or use of any electrified fence, the property owner or lessee of the property upon which such fencing will be installed or used shall submit a completed registration for such fencing to the fire department using the

form promulgated for that purpose by the fire chief. No fee shall be charged in connection with the registration required by this item.

(b) It shall be unlawful for any person to install, maintain, or operate an electrified fence in violation of this section.

(c) The provisions of this section shall not be applicable to any fence on zoological gardens owned by a political subdivision of the state."

Section 4. That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void 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 5. 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 _____, 2008.

Mayor of the City of Houston

Prepared by Legal Dept. *Dore Chenethan* *JK*
RDC:asw 01/22/2008 Senior Assistant City Attorney
Requested by City Council Committee on Regulation, Development and Neighborhood Protection
L.D. File No. 0390600129001

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

R

SUBJECT: Third Amendment to Disposal Contract with Republic Waste Services of Texas (Contract #C51076)	Category	Page 1 of	Agenda Item # 3278
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FROM Department of Solid Waste Management	Origination Date December 31, 2007	Agenda Date JAN 23 2008 JAN 30 2008
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DIRECTOR'S SIGNATURE: <i>Harry J. Hayes</i> Harry J. Hayes	Council District affected: ALL
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For additional information contact: Harry J. Hayes Phone: 713-837-9103	Date and identification of prior authorizing Council action: Ordinances 99-1329, 03-1265, and 05-0973.
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RECOMMENDATION: (Summary)

That City Council approves a third amendment to the disposal contract to extend the contract term and afford the City the opportunity to divert more recyclable material from landfills.

Amount of Funding: Additional spending authority - \$56,000,000 – 7 years	F&A Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

This long-term contract for disposal of solid waste in Republic Waste Services (RWS) disposal sites began July 1, 2000. The current contract will expire in 2020 and has a maximum contract amount of \$295,000,000. Annual contract funding is budgeted in the General Fund each fiscal year. The contract contains a minimum "put or pay" clause requiring an annual minimum of 300,000 tons of municipal solid waste delivery to the contractor-managed disposal sites. The put or pay amount severely restricts the city's ability to increase its recycling volumes. RWS has agreed to amend its disposal contract to assist the City with its recycling efforts.

This third amendment changes the put or pay tonnage to a lowered minimum of 250,000 tons or 38.5% of all city waste disposed, whichever is greater. The 50,000 ton reduction represents anticipated "green waste" amounts which will be diverted to composting facilities or other environmentally sound, beneficial reuses. It also represents a \$1.3 million reduction in disposal costs below the current 300,000 ton minimum.

Prior to the July 1, 2008 effective date of this contract amendment, the department will enter into "wood waste" grinding contract(s) to handle initial processing of collected green "wood waste" materials. It is anticipated that the grinding contract will cost between \$15.00 - \$20.00 per ton for processing of the material in preparation for use as compost. The cost of grinding is considerably cheaper than the city's average disposal cost of \$35.00 per ton. The net direct savings for grinding as opposed to landfill disposal is approximately \$800,000, which the department would seek to reinvest in expanded recycling programs; community based recycling efforts; and recycling education programs. The proposed amendment will extend the current contract for 7 years and increase the maximum contract amount by \$56,000,000 for a new maximum amount of \$351,000,000.

REQUIRED AUTHORIZATION

F&A Director	Other Authorization:	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Amendment No. 5 to the Contract for Professional Architectural/Engineering Services with Lockwood, Andrews and Newnam, Inc. (LAN) for William P. Hobby Airport Terminal Improvements; Project No. 417E; WBS # A-000141-0003-3-03-17; Contract No. 4600004558.	Category # 9	Page 1 of 3	Agenda Item # 3320
		Agenda Date JAN 29 2008 JAN 30 2008	

FROM (Department or other point of origin): Houston Airport System	Origination Date January 3, 2008
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DIRECTOR'S SIGNATURE: <i>[Handwritten Signature]</i>	Council District affected: I
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For additional information contact: Eric R. Potts <i>[Signature]</i> Phone: 281/233-1999 Frank D. Crouch AIA <i>[Signature]</i> Phone: 281/233-1954 John S. Kahl, P. E. <i>[Signature]</i> Phone: 281/233-1941	Date and identification of prior authorizing Council action: 01/04/1995 (O) 95-11 01/14/1998 (O) 98-33 10/27/1999 (O) 99-1161 09/24/2002 (O) 02-0873 12/21/2005 (O) 05-1312
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AMOUNT & SOURCE OF FUNDING: CIP No. A-0141.44.2 \$7,000,000.00 Airports Improvement Fund (8011) <i>[Handwritten 'ce']</i>	Prior appropriations: CIP No. A-0141...\$1,409,900.00 Arpts Imp Fund CIP No. A-0141...\$7,500,000.00 Arpts Imp Fund (1) <u>Arpt Syst Sub Ln 98 B Amt (535):</u> CIP No. A-0042.....\$50,000.00 (2) CIP No. A-0131.....\$150,000.00 CIP No. A-0141 ...\$15,754,363.00 CIP No. A-0310.....\$56,000.00 CIP No. A-0380.\$8,000.00 CIP No. A-0410.....\$130,000.00 CIP No. A-0426.....\$46,000.00 CIP No. A-0141.36..\$5,000,000.00 Arpt Syst Cons 2001 AMT Constr Fund (3) CIP No. A-0141-36..\$9,500,000.00 Arpts Imp Fund CIP No. A-0141.45..\$6,000,000.00 Arpts Imp Fund (4) Total.....\$45,604,263.00
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RECOMMENDATION: (Summary)
 Enact an ordinance to approve Amendment No. 5 to the Professional Architectural/Engineering Services Contract with Lockwood, Andrews and Newnam, Inc. (LAN), and appropriate the necessary funds to finance the cost of these services.

SPECIFIC EXPLANATION:
 On January 4, 1995, the City entered into a Contract with Lockwood, Andrews and Newnam (LAN), Inc. in the amount of \$1,409,900.00 for preliminary planning and programming and design services. It was stipulated that as the project progressed, the Houston Airport System would be subsequently requesting additional funds by amendment to the contract. On January 14, 1998, Amendment No.1 in the amount of \$7,500,000.00 was requested and approved by Council for design of a comprehensive terminal remodel and concourse reconstruction. At that time, the total programmed construction cost

REQUIRED AUTHORIZATION			NDT
F&A Budget: <i>[Handwritten Signature]</i>	Other Authorization:	Other Authorization:	

Date January 3, 2008	SUBJECT: Amendment No. 5 to the Contract for Professional Architectural/ Engineering Services with Lockwood, Andrews and Newnam, Inc. (LAN) for William P. Hobby Airport Terminal Improvements; Project No. 417E; WBS # A-000141-0003-3-03-17; Contract No. 4600004558.	Originator's Initials FC	Page 2 of 3
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was estimated at \$82,000,000.00. On October 27, 1999, Amendment No. 2 in the amount of \$16,194,363.00 was requested and approved by Council for design and construction phase services for an expanded scope of comprehensive terminal remodeling and concourse/aircraft apron/taxiway reconstruction. The program construction cost increased to \$232,000,000.00. On September 17, 2002, Amendment No. 3 in the amount of \$14,500,000.00 was requested and approved by Council for scope and gate additions requested by Southwest Airlines with additional security considerations for the Department of Homeland Security/Transportation Security Administration, and additional construction phase services due to the extended construction durations of Projects 417C, Passenger Loading Bridges and 417D, Central Concourse, which increased the program construction cost to \$305,345,000.00. On December 21, 2005, Amendment No. 4 in the amount of \$6,000,000.00 was requested and approved by Council in response to scope, schedule and phasing modifications requested by Southwest Airlines in response to market conditions following the September 11, 2001 terrorist attacks, and the adoption of the Construction Manager at Risk alternate project delivery method for Project 417F, East Concourse and Terminal Expansion, bringing the total amount of the contract to \$45,604,263.00. The total estimated program construction cost was \$330,625,000.00.

It is now requested that Council approve Amendment No. 5 in the amount of \$7,000,000.00. The scope and sequencing of 417F was revised at the request of Southwest Airlines in response to changing airline industry conditions. The reduction in airline travel, which resulted from the 2001 terrorist attacks caused Southwest and other airlines to reconsider their plans for improvements and expansion. The Houston Airport System (HAS) worked with LAN and the Construction Manager at Risk (Clark Construction Group), to develop several alternatives to the program design to reduce the cost of the program and therefore reduce the cost impact of the program on the airlines. The airlines have now agreed to a reduced 417 program, which defers the East Concourse and most of the Terminal Building expansion, and restricts 417F, Phase 2 to renovation of the existing Terminal Building, to meet current building and accessibility codes, replace obsolete building systems, and provide baggage screening to meet Department of Homeland Security Transportation Security Administration requirements. The adoption of the revised and reduced scope requires that much of the previous design efforts be replaced and re-permitted. The total program construction cost reduction is estimated at \$79,000,000.00. This amendment No.5 provides fees for that redesign effort and for construction phase services which were not included in previous appropriations. LAN and Clark Construction Group worked successfully on Project 417F Phase 1, resulting in construction cost savings and delivery of the project ahead of schedule. That coordinated effort will continue in 417F Phase 2.

This Amendment No. 5 for \$7,000,000.00 will bring the total amount of the contract to \$52,604,263.00. The A/E Services fees (Original Contract, Amendment No. 1, Amendment No. 2, Amendment No. 3, Amendment No. 4 and proposed Amendment No. 5) are in support of total program construction costs of \$251,000,000.00.

M/WBE PARTICIPATION:

The Minority/Women Business Enterprise (M/WBE) goal for Amendment No. 5 is twenty-five percent (25%) and will be met by the following certified firms:

Firm	Type of Work	Amount	% of Contract
B&E Reprographics *	Reprographics	\$ 603,583.33	1.15 %
Bovay Engineers, Inc.*	Electrical Engineering	\$ 2,100,000.00	3.99 %
CBM Engineers, Inc.*	Structural Engineering	\$ 3,310,000.00	6.29 %
Chien & Associates, Inc.	MEP Engineering	\$ 3,939,413.55	7.49 %
Convergent Strategies Consulting	Telecommunications	\$ 20,571.00	0.04 %
4N International, Inc.	Reproduction & Printing	\$ 4,383.44	0.01 %
HVJ Associates	Geotechnical Engineering	\$ 163,190.00	0.31 %
Landtech Consultants, Inc.	Surveyors	\$ 147,445.00	0.28 %
Lentz Group, Inc.	Technical Writing	\$ 4,003.08	0.01 %

Date January 3, 2008	SUBJECT: Amendment No. 5 to the Contract for Professional Architectural/ Engineering Services with Lockwood, Andrews and Newnam, Inc. (LAN) for William P. Hobby Airport Terminal Improvements; Project No. 417E; WBS # A-000141-0003-3-03-17; Contract No. 4600004558.	Originator's Initials FC	Page 3 of 3
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Firm	Type of Work	Amount	% of Contract
Nathelyne Kennedy & Associates *	Civil/Structural Engineering	\$ 2,631,702.50	5.00 %
P&S Associates, Inc.	MEP Engineering	\$ 15,500.00	0.03 %
R & T Architects	Architecture	\$ 26,906.25	0.05 %
Ricondo and Associates	Airside Planning	\$ <u>358,465.00</u>	<u>0.68 %</u>
Total		\$ 13,325,163.15	25.33 %

LAN is currently achieving 28.84% M/WBE participation on their 25% goal.

* Firms performing services for Amendment No. 5

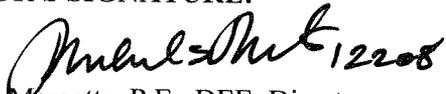
RMV: ERP: FDC: JSK: JDW

Attachments

cc: Ms. Marty Stein
Mr. Anthony W. Hall, Jr.
Mr. Arturo G. Michel
Ms. Velma Laws
Mr. Richard M. Vacar
Mr. David Arthur
Ms. Ellen Erenbaum
Mr. Eric R. Potts
Mr. John S. Kahl
Mr. Frank D. Crouch
Mr. Adil Godiwalla
Mr. Carlos Ortiz
Ms. Kathy Elek
Mr. Dara N. Umrigar
Ms. Janice D. Woods
Ms. Marlene McClinton
Mr. J. Goodwille Pierre

<p>SUBJECT: Ordinance approving Amateur Sports Complex as a Public Works project under the Third Amended and Restated Series E Commercial Paper Ordinance and appropriating \$6,420,000; approving, ratifying, and authorizing the purchase and payment of land acquisition costs for the Real Estate Contract between Steven J. Gibson, Trustee, Seller, ("Seller") and the City of Houston, Texas, Purchaser (the "City"), for ±80 acres of unimproved land out of the James Hamilton Survey, Abstract 886 and J.W. Moody Survey, Abstract 548 in Harris County, Texas (Parcel QY8-002), for a purchase price, with related expenses of \$6,420,000. WBS K-002008-0001-2</p>	<p>Category # 7</p>	<p>Page 1 of 2</p>	<p>Agenda Item #</p> <div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 0 auto;">3429</div>
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<p>FROM: (Department or other point of origin): Department of Public Works and Engineering</p>	<p>Origination Date: January 18, 2008</p>	<p>Agenda Date JAN 23 2008</p>
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<p>DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director</p>	<p>Council District affected: D Key Map 573N</p> <p style="text-align: right;">JAN 30 2008</p>
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<p>For additional information contact: Andrew F. Icken, Deputy Director Phone: (713) 837-0510 Planning and Development Services Division</p>	<p>Date and identification of prior authorizing Council Action:</p>
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RECOMMENDATION: (Summary)
Adopt an ordinance approving Amateur Sports Complex as a Public Works project under the Third Amended and Restated Series E Commercial Paper Ordinance and appropriating \$6,420,000; approve, ratify, and authorize the purchase and payment of land acquisition costs for the Real Estate Contract between Steven J. Gibson, Trustee, Seller, ("Seller") and the City of Houston, Texas, Purchaser (the "City"), for ± 80 acres of unimproved land out of the James Hamilton Survey, Abstract 886 and J.W. Moody Survey, Abstract 548 in Harris County, Texas (Parcel QY8-002), for a purchase price, with related expenses of \$6,420,000

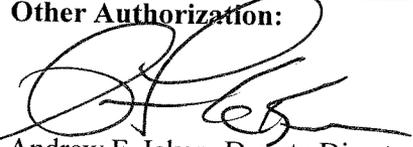
<p>Amount and Source of Funding: \$6,420,000 Amateur Sports Complex Fund</p>	<p>F & A Budget:</p>
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SPECIFIC EXPLANATION:

The City of Houston during Mayor White's administration has tried to manage its real estate on a business-like basis, to provide more and better services to the public at good prices and locations. By the end of 2008 we estimate that we will have disposed of between \$50-60 million in surplus or underused real estate.

At the same time, we need to acquire land at a reasonable cost to provide for the needs of a growing community in the future. The proposed ordinance authorizes the purchase of one of two large tracts of land along the State Highway 288 corridor. Population all along this corridor is growing rapidly. Moreover, this conveniently located land can be purchased at a much lower price than other parcels that are close along highways and freeways.

REQUIRED AUTHORIZATION CUIC #20GCT018

<p>F&A Director: <i>Budget:</i> </p>	<p>Other Authorization:</p>	<p>Other Authorization:  Andrew F. Icken, Deputy Director Planning and Development Services Division</p>
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a Public Works project under the Third Amended and Restated Series E Commercial Paper Ordinance and appropriating \$6,420,000; approving, ratifying, and authorizing the purchase and payment of land acquisition costs for the Real Estate Contract between Steven J. Gibson, Trustee, Seller, (“Seller”) and the City of Houston, Texas, Purchaser (the “City”), for ±80 acres of unimproved land out of the James Hamilton Survey, Abstract 886 and J.W. Moody Survey, Abstract 548 in Harris County, Texas (Parcel QY8-002), for a purchase price, with related expenses of \$6,420,000.
WBS K-002008-0001-2

Initials

2 of 2

The City proposes to purchase ±80 acres at State Highway 288 at Almeda Genoa for future development of an amateur sports complex.

The Department of Public Works and Engineering negotiated with the Seller to purchase ±80 acres out of the James Hamilton Survey, Abstract 886 and J.W. Moody Survey, Abstract 548 in Harris County, Texas (Parcel QY8-002), located at State Highway 288 and Almeda Genoa Road for \$6,400,000 (approximately \$1.83 per square foot). The City determined the total fair market value for the parcel to be \$2.00 per square foot, based on an appraisal by Albert Allen, MAI, SRA, SR/WA. As an additional part of the agreement, the Seller will deposit in an interest-bearing escrow account its proportionate share of infrastructure improvement costs to develop this area.

The purchase price will be paid from funds derived from the issuance of Series E commercial paper. In order to issue Series E commercial paper for this purpose, City Council must specifically approve the amateur sports complex as a public works project to be financed through the issuance of Series E commercial paper notes.

The cost of this purchase is as follows:

LAND:

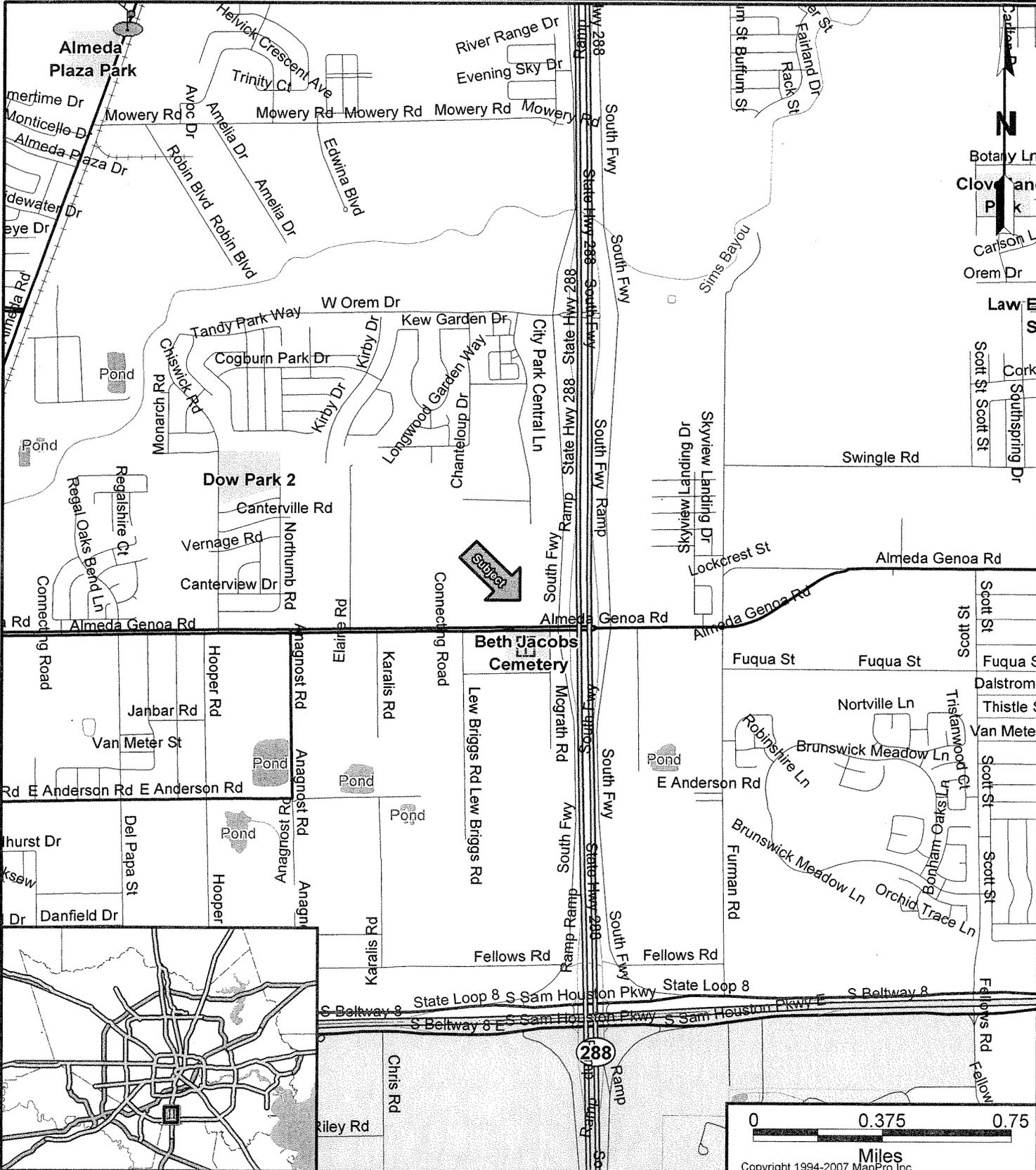
Parcel QY8-002 (Fee)	\$ 6,400,000.00
CLOSING COSTS.....	\$ 20,000.00
TOTAL CONSIDERATION AND CLOSING COSTS.....	\$ 6,420,000.00

It is recommended that an Ordinance be adopted approving Amateur Sports Complex as a Public Works project under the Third Amended and Restated Series E Commercial Paper Ordinance and appropriating \$6,420,000; approving, ratifying, and authorizing the purchase and payment of land acquisition costs for the Real Estate Contract between Steven J. Gibson, Trustee, Seller, (“Seller”) and the City of Houston, Texas, Purchaser (the “City”), for ±80 acres of unimproved land out of the James Hamilton Survey, Abstract 886 and J.W. Moody Survey, Abstract 548 in Harris County, Texas (Parcel QY8-002), for a purchase price, with related expenses of \$6,420,000. Parcel QY8-002 contains ±80 acres in fee, and is situated in the James Hamilton Survey, Abstract 886 and the J.W. Moody Survey, Abstract 548, Harris County, Texas being a portion of that certain 161.8718 acres of land, and being a portion of that certain called 163.9553-acre tract of land described in eleven (11) tracts by deed to 288 Investment Company, Inc., filed under Harris County Clerk’s File Number L485068, Official Public Records of Real Property of Harris County, Texas.

MSM:NPC:gct
cc: Marty Stein

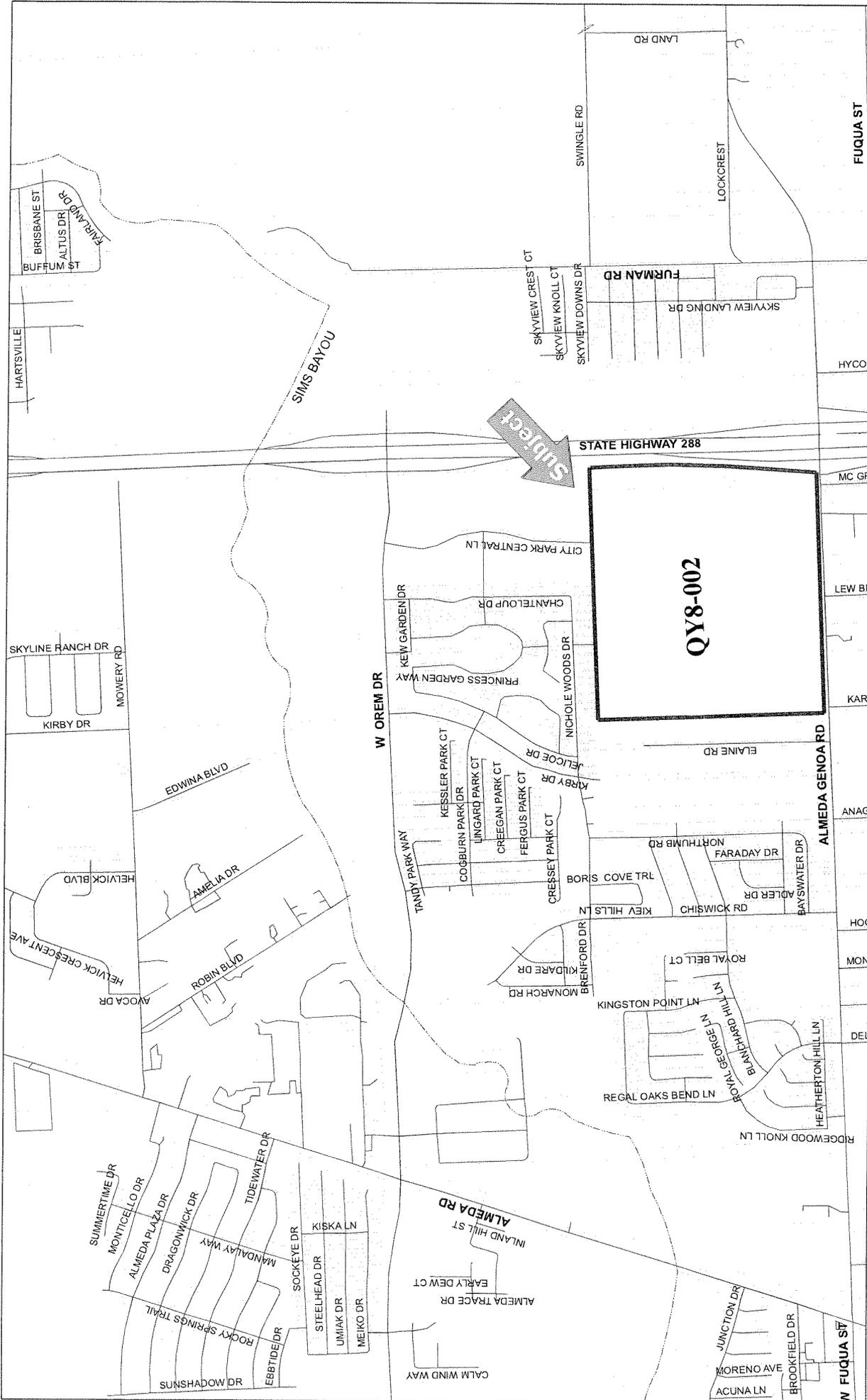
LOCATION MAP

Description: Purchase of +/- 80 acres out of the James Hamilton Survey, A-886 and J.W. Moody Survey, A-548
 SH288 and Almeda Genoa Road
 Parcel QY8-002, Key Map 573N, District D
 Prepared by: City of Houston, 611 Walker, Houston, TX 77002



CAUTION:

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.





JAN 30 2008

MOTION NO. 2008 0075

MOTION by Council Member Rodriguez that the following item be postponed for one week:

Item 32 - Ordinance finding and declaring public convenience and necessity for the acquisition of Fee Simple Title or easements for rights-of-way in connection with the public improvement project known as the Mercury Drive Paving Project, Segment 4 (from Herman Brown Park to Wallisville Road), authorizing the acquisition of certain real property interests within the right-of-way alignment and payment of the costs of such purchases and/or condemnations of such real property and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple or easements in, over, upon, under, and across 14 parcels of land situated in the Reels and Trobough Survey, Abstract No. 59, Harris County, Texas, and being more specifically situated along and abutting the east or west lines of Oates Road between U.S. Highway 90 and Wallisville Road in Houston, Harris County, Texas

Seconded by Council Member Khan and carried.

Mayor White, Council Members Johnson, Clutterbuck, Adams, Sullivan, Khan, Holm, Rodriguez, Brown, Lovell, Noriega, Green and Jones voting aye
Nays none
Council Member Garcia absent

Council Member Lawrence out of the City on City business

PASSED AND ADOPTED this 23rd day of January, 2008.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 29, 2008.

City Secretary

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Recommendation that an ordinance for the MERCURY DRIVE PAVING PROJECT (from Herman Brown Park to Wallisville Road) be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.
WBS N-000625-0001-02

Category #7

Page

1 of 1

Agenda Item #

35 | 32 | 26

FROM: (Department or other point of origin):

Origination Date

1-10-08

Agenda Date

JAN 30 2008
~~JAN 16 2008~~
~~JAN 29 2008~~

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE:

Michael S. Marcotte
Michael S. Marcotte, P.E., DEE, Director

Council District affected:

I
Key Map 456W and 496A

ES

For additional information contact:

Nancy P. Collins Phone: (713) 837-0881
Senior Assistant Director

npc

Date and identification of prior authorizing Council Action:

Ordinance 2005-1047, September 7, 2005

RECOMMENDATION: (Summary)

An ordinance for the MERCURY DRIVE PAVING PROJECT (from Herman Brown Park to Wallisville Road) be passed approving and authorizing the acquisition of parcels by dedication, purchase or condemnation.

Amount and Source of Funding: No Additional Funding Required (covered under Blanket Appropriation Ordinance 2005-1047, N-000663-00RE-2-01, Street and Bridge Consolidated Construction Fund 4506)

F&A Budget:

SPECIFIC EXPLANATION:

The Department of Public Works and Engineering is requesting that an ordinance for the MERCURY DRIVE PAVING PROJECT (from Herman Brown Park to Wallisville Road) be passed approving and authorizing the acquisition of parcels by dedication, purchase or condemnation. The project is a designated major thoroughfare consisting of two 24-foot wide concrete roadways with esplanade divides, curbs, sidewalks, underground utilities and connection to U.S. Highway 90 necessary to improve mobility.

This action authorizes payment for the costs of land purchases/condemnations, appraisal fees, title policies/services, recording fees in connection with negotiations to settle purchases; finds a public necessity for the project; and approves and authorizes the condemnation of the land and improvements thereon. If negotiations to acquire the property cannot be concluded as a purchase or for any reason for which acquisition by condemnation is warranted, this action authorizes the City Attorney to file or cause Eminent Domain proceedings to be filed and acquire rights-of-way and easements for said purposes and authorizes payment for the Award of Special Commissioners and court costs associated with condemnation proceedings. Payments for purchase considerations or condemnation awards that exceed the spending authority threshold set by State law will be submitted to City Council as they are finalized. This will expedite the process of acquiring land in support of the MERCURY DRIVE PAVING PROJECT.

PRN:NPC:eg
S:/GU AJARDO/Mercury Blanket RCA
cc: Marty Stein

CUIC #20ELG13

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

Andrew F. Icken
Andrew F. Icken, Deputy Director
Planning and Development Services Division

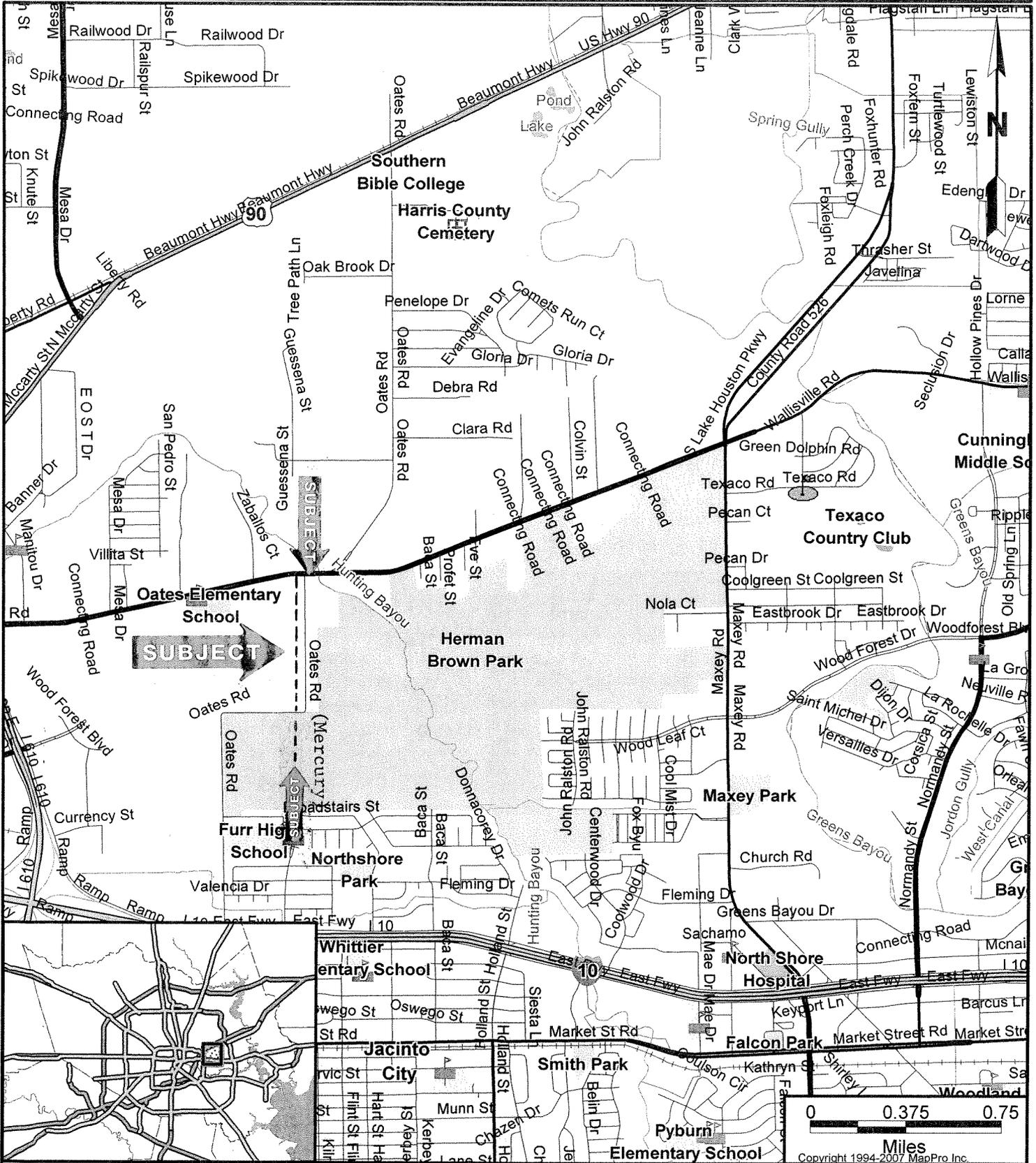
LOCATION MAP

Description: Mercury Drive Paving Project (from Herman Brown Park to Wallisville Road)

WBS N-000625-0001-2, Parcels AY7-422 through AY7-435

Key Map Page 456W and 496A

Prepared by: City of Houston, 611 Walker, Houston, TX 77002



CAUTION:

Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.