

**AGENDA - COUNCIL MEETING - TUESDAY - JUNE 17, 2008 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

**10:00 A. M. - JOINT SESSION - HARRIS COUNTY COMMISSIONERS COURT**

Pursuant to Sec. 61.158 (c) of the Texas Water Code a Joint Session of the City Council of the City of Houston and the Harris County Commissioners Court has been called for Tuesday, June 17, 2008 at 10:00 a.m., in the Courtroom of the Commissioners of Harris County, Texas, on the ninth floor of the Harris County Administration Building, located at 1001 Preston Avenue in Houston, Texas, for the purpose of nominating and appointing the Chairman of the Board of Commissioners of the Port of Houston Authority of Harris County, Texas.

NOTE: The City Council will convene for its regularly scheduled meeting at 1:30 p. m., in the City Council Chambers, City Hall, Second Floor, 901 Bagby, Houston, Texas.

**PRAYER AND PLEDGE OF ALLEGIANCE** - Council Member Johnson

**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 - JUNE 18, 2008 - 9:00 A. M.**

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

**MAYOR'S REPORT**

**APPROXIMATELY 10:15 A. M.**

1. Announcement by City Controller of the results of the electronic auction-style bidding for the sale of \$80,000,000.00 Tax and Revenue Anticipation Notes, Series 2008
  - a. MOTION awarding the Sale of \$80,000,000.00 Tax and Revenue Anticipation Notes, Series 2008, based on the lowest true interest cost, ratify and confirm the use of the POS provided to prospective bidders in connection with the offering for sale of the Notes, and authorize the distribution of the Official Statement

**CONSENT AGENDA NUMBERS 2 through 52**

**MISCELLANEOUS** - NUMBERS 2 and 3

2. REQUEST from Mayor for confirmation of the appointment of **MR. FRANKLIN D. R. JONES, JR. (HISD Representative)** to Position 6 of the **BOARD OF DIRECTORS OF THE OLD SPANISH TRAIL/ALMEDA CORRIDORS REDEVELOPMENT AUTHORITY**, for a term to expire May 6, 2010
3. RECOMMENDATION from Director Library Department to adjust default costs and maximum fines in the Library's Fee Schedule

**DAMAGES** - NUMBERS 4 and 5

4. RECOMMENDATION from City Attorney for settlement of lawsuit styled **CHAD CORY**, et al. v. City of Houston, et al.; Civil Action No. H-03-0125; United States District Court, Southern District of Texas, Houston Division - \$257,500.00 - Property and Casualty Fund
5. RECOMMENDATION from City Attorney for settlement of lawsuit styled **CORI LOPEZ**, et al. v. City of Houston, et al.; Civil Action No. H-03-2297; United States District Court, Southern District of Texas, Houston Division - \$474,117.00 - Property and Casualty Fund

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 6 through 16

6. **JOHNSON MOWING SERVICES, (Bid No. 12)** for Disposable Paper Products for the Houston Airport System, \$597,196.80 minus a commission fee for Internet-based reverse auction services under contract with the Texas Procurement Center, L.L.C., for a net award amount not to exceed \$585,252.86 - Enterprise Fund
7. **FLAIR DATA SYSTEMS, INC** for Uninterruptible Power Supply Batteries and Installation Services through the City's Master Agreement with the Texas Department of Information Resources (DIR) for Houston Airport System - \$125,815.80 - Enterprise Fund
8. ORDINANCE appropriating \$305,799.90 out of C & E Construction Fund for Purchase and Installation of Walk-In Coolers and Freezers at the George R. Brown Convention Center for the Convention & Entertainment Facilities Department (WBS B-000107)
- a. **WARREN SOUTHWEST REFRIGERATION** for Purchase and Installation of Walk-In Coolers and Freezers at the George R. Brown Convention Center for the Convention & Entertainment Facilities Department - \$291,238.00 and contingencies for a total amount not to exceed \$305,799.90
9. **CONSILIENCE SOFTWARE** for Web-based Disease Surveillance System from the General Services Administration (GSA) Schedule 70 Contract through the Cooperative Purchasing Program for the Houston Department of Health & Human Services - \$325,000.00 - Grant Fund
10. ORDINANCE appropriating \$1,606,750.00 out of Equipment Acquisition Consolidated Fund, for Purchase of Microsoft Licenses and Maintenance Services for Various Departments, WBS X-680001-0001-3-01
- a. **SHI GOVERNMENT SOLUTIONS, INC** for Microsoft Licenses and Maintenance Services through the City's Master Agreement with the Texas Department of Information Resources (DIR) for Information Technology Department - \$940,090.00 FY09 and FY10 Equipment Acquisition Consolidated Fund

**PURCHASING AND TABULATION OF BIDS** - continued

11. **MOTOROLA, INC** for Radio Transmission System Equipment through Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Information Technology Department - \$440,522.44 - Police Special Services Fund
12. **AMEND MOTION #2005-511, 6/22/05, TO EXTEND** expiration date from June 27, 2008 to June 26, 2010, for Rolls-Royce Turbine Engine Replacement, Overhaul, and Exchange Parts for the Police Department, awarded to **DALLAS AIRMOTIVE, INC dba PREMIER TURBINES**
13. **INTERNATIONAL CODE COUNCIL** for Uniform Building Code and Uniform Fire Code Manuals and Amendments for the Department of Public Works & Engineering - \$54,858.00 - Building Inspection Fund
14. **XEROX CORPORATION** for Maintenance Agreement from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Department of Public Works & Engineering - \$250,852.68 - Enterprise Fund
15. ORDINANCE appropriating \$425,000.00 out of Equipment Acquisition Consolidated Fund, for Purchase of Electronic Document Management System Software and related Training and Implementation Services for Various Departments, WBS X-286800
  - a. **HYLAND SOFTWARE, INC** for Electronic Document Microsoft Licenses and Maintenance Services through the City's Master Agreement with the Texas Department of Information Resources (DIR) for Information Technology Department - \$1,675,000.00 Enterprise and FY09 Equipment Acquisition Consolidated Funds
16. **AMEND MOTION #2005-631, 6/29/05, TO EXTEND** expiration date from June 29, 2008 to June 28, 2009, for Linear Low Density Polyethylene Bags for Various Departments, awarded to **ALL AMERICAN POLY** - \$484,709.86 - General and Enterprise Funds

**RESOLUTIONS AND ORDINANCES** - NUMBERS 17 through 52

17. RESOLUTION authorizing the creation of **HOUSTON PARKS BOARD LGC, INC**, a Local Government Corporation; approving the certificate of formation; approving the by-laws; appointing the initial directors and chair
  - a. ORDINANCE approving an **AMENDMENT TO CHAPTER 32, ARTICLE VIII OF THE HOUSTON CODE OF ORDINANCES** relating to the Houston Parks Board LGC, Inc to reflect the City's creation of a Local Government Corporation to carry out the purposes and functions of the Parks Board, and to clarify and to set forth additional purposes and powers of the Parks Board
18. RESOLUTION approving and authorizing submission of an application for grant assistance to the State of Texas through the Governor's Criminal Justice Division ("CJD") for a Forensic Science Grant for the Houston Police Department Crime Laboratory; declaring the City's eligibility for such grant; authorizing the Chief of Police of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
19. ORDINANCE relating to Airport Compatible Land Use Regulations in the vicinity of George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Field; establishing controlled compatible land use areas, and adopting boundaries for each airport; appointing the City Planning Commission as the Airport Commission; providing for additional members of the Airport Commission; requesting the Airport Commission to do those things that are required by law to be done by it before the City Council may adopt Airport Compatible Land Use Regulations for the airports

**RESOLUTIONS AND ORDINANCES** - continued

20. ORDINANCE authorizing approval and termination of Remarketing Agreements relating to the City of Houston, Texas Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B-2 and Series 2004B-3 and certain other matters relating thereto; and declaring an emergency
21. ORDINANCE consenting to the addition of 226.080 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 82**, for inclusion in its district
22. ORDINANCE approving a Drought Contingency Plan, an Agricultural Use Water Conservation Plan, and a Water Conservation Plan for Municipal Uses
23. ORDINANCE approving contract Parking Agreement between the City and **HCPA SERVICES COMPANY** for Employee Parking in the Hobby Center Garage; providing a maximum contract \$1,906,306.80 - General, Enterprise and Other Funds
24. ORDINANCE approving and authorizing contract between the City of Houston and **YETTER & WARDEN, L.L.P.** for legal services relating to Cause No. 850479; Dawn A. Alewine, et al. v. City of Houston; in the County Civil Court at Law Number Three of Harris County, Texas; establishing a maximum contract amount - \$400,000.00 - Enterprise Fund
25. ORDINANCE approving and authorizing first amendment to agreement between the City of Houston and **JPMORGAN CHASE BANK N.A.** for Securities Safekeeping Services; providing a maximum contract amount - 26 Months - \$146,000.00 - General Fund
26. ORDINANCE amending Ordinance No. 2007-1385, relating to the approval and authorization of the Strategic Partnership Agreement between the City and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 285 - DISTRICT A - LAWRENCE**
  - a. ORDINANCE amending Ordinance No. 2007-1386, relating to the annexation for limited purposes of a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 285**, in Harris County, Texas - **DISTRICT A - LAWRENCE**
27. ORDINANCE approving and authorizing Compromise & Settlement Agreement between the City of Houston and **AIRPORT/288 ASSOCIATES LIMITED** and to settle a claim - \$680,416.00 Water and Sewer System Consolidated Construction Fund
28. ORDINANCE appropriating \$2,700,000.00 out of Equipment Acquisition Consolidated Construction Fund; WBS V-1800-2008-03 for the Purchase of Microcomputer Hardware for Various Departments
29. ORDINANCE appropriating \$189,188.90 out of Equipment Acquisition Consolidated Fund for the Purchase of Software and other Technology Equipment Items for the Enterprise Geographic Information System Initiative for the Planning and Development Department
30. ORDINANCE approving and authorizing contract between the City of Houston and **HOLLIDAY DOOR & GATE SYSTEMS, INC** for Overhead Door Repair Services for Various Departments; providing a maximum contract amount - 3 Years with two-one year options - \$4,887,678.00 General, Enterprise, Fleet Management and In-House Renovation Revolving Funds
31. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **JOHNSON CONTROLS, INC** for Energy Management and Maintenance Services for the General Services Department

**RESOLUTIONS AND ORDINANCES** - continued

32. ORDINANCE appropriating \$5,783,000.00 out of Fire Consolidated Construction Fund as an additional appropriation and approving and authorizing first amendment to Construction Management-At-Risk Contract (approved by Ordinance No. 2007-1325) between the City of Houston and **GILBANE BUILDING COMPANY** for Construction of Fire Station 37; WBS C-000147-0002-4; providing funding for engineering and testing services, air monitoring, Civic Art Program, and contingencies relating to construction of facilities financed by the Fire Consolidated Construction Fund - **DISTRICT C - CLUTTERBUCK**
33. ORDINANCE appropriating \$1,351,838.00 out of Public Library Consolidated Construction Fund as an additional appropriation for the HPL Express Frank; WBS E-000033-0001-4 under an existing contract with **SPAWMAXWELL COMPANY, LP** - **DISTRICT C - CLUTTERBUCK**
34. ORDINANCE appropriating \$1,855,000.00 out of General Improvements Consolidated Construction Fund; awarding construction contract to **TIMES CONSTRUCTION, INC** for Municipal Courts Phase II Renovations; WBS D-000105-0004-4; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering and testing services, air monitoring, construction management, Civic Art Program, and contingencies relating to construction of facilities financed by the General Improvements Consolidated Construction Fund - **DISTRICT H - GARCIA**
35. ORDINANCE appropriating \$86,318.00 out of Solid Waste Consolidated Construction Fund; awarding construction contract to **EAGLE CONSTRUCTION AND ENVIRONMENTAL SERVICES, L.P.** for Underground Fuel Storage Tank Removal Kelley Light Vehicle Maintenance Facility; WBS L-000052-0002-4; 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 project management, construction oversight and contingencies relating to construction of facilities financed by Solid Waste Consolidated Construction Fund - **DISTRICT B - JOHNSON**
36. ORDINANCE appropriating \$5,022,585.00 out of Street & Bridge Consolidated Construction Fund (4506); approving and authorizing the purchase of easements and other interests in real property 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, for and in connection with, and finding a public necessity for the Capital Improvements Projects identifies in the body of this ordinance; CIP N-00663A-00RE-2-01
37. ORDINANCE appropriating \$1,250,000.00 out of Houston Airport System Consolidated 2004 NonAmt Construction Fund and \$3,750,000.00 out of HAA-FAA Grants Fund and approving and authorizing professional services contract between City of Houston and **POST, BUCKLEY, SCHUH & JERNIGAN, INC** for Terminal "B" South Apron Reconstruction at George Bush Intercontinental Airport/Houston; Project No. 643; WBS A-000565-0001-3-01 and A-000565-0001-3-02 - **DISTRICT B - JOHNSON**
38. ORDINANCE appropriating \$4,626,000.00 out of Drainage Improvements Commercial Paper Series F Fund, awarding contract to **R J CONSTRUCTION COMPANY, INC** for Drainage Improvements at Grade Separations, Package II, WBS M-000241-0003-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management and contingencies relating to construction of facilities financed by the Drainage Improvements Commercial Paper Series F Fund - **DISTRICTS D - ADAMS; E - SULLIVAN; H - GARCIA and I - RODRIGUEZ**

**RESOLUTIONS AND ORDINANCES** - continued

39. ORDINANCE appropriating \$4,915,000.00 out of Drainage Improvements Commercial Paper Series F Fund, awarding contract to **C.E BARKER, LTD.** for Clairmont Place Drainage Improvements, WBS M-000269-0001-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management and contingencies relating to construction of facilities financed by the Drainage Improvements Commercial Paper Series F Fund - **DISTRICT B - JOHNSON**
40. ORDINANCE appropriating \$399,430.90 out of Limited Use Roadway & Mobility Capital Fund as an additional appropriation and approving and authorizing second amendment to a Professional Engineering Services Contract (approved by Ordinance No. 2005-392) between the City of Houston and **CLAUNCH & MILLER, INC** for Design of Morningside Drive Reconstruction; WBS N-000403-0003-2; providing funding for contingencies relating to construction of facilities financed by of Limited Use Roadway & Mobility Capital Fund - **DISTRICT C - CLUTTERBUCK**
41. ORDINANCE appropriating \$67,000.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **POLYTECH, INC d/b/a PTI, INC** for the Design of Market Street from N. Wayside to Lockwood Drive; WBS N-000773-0001-3; (approved by Ordinance No. 2002-0175); providing funding for contingencies relating to construction of facilities financed by Street & Bridge Consolidated Construction Fund - **DISTRICTS H - GARCIA and I - RODRIGUEZ**
42. ORDINANCE appropriating \$1,031,200.00 out of Street & Bridge Consolidated Construction Fund, awarding contract to **CAAN CONSTRUCTION SERVICES, INC** for Safe Sidewalk Program H3, WBS N-00610A-00H3-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS A - LAWRENCE; E - SULLIVAN and F - KHAN**
43. ORDINANCE appropriating \$11,000,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORPORATION** for Almeda Sims WWTP & SPF Improvements Package 1; WBS R-000298-0004-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**
44. ORDINANCE appropriating \$1,105,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **JIMERSON UNDERGROUND, INC** for Hidden Echo Subdivision, WBS R-000801-0005-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT E - SULLIVAN**

**RESOLUTIONS AND ORDINANCES** - continued

45. ORDINANCE appropriating \$2,720,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for Sewer Work at Hiram Clark, Tiffany, Castlereach, Dalmatian, Fleetwell; WBS R-002011-0060-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**
46. ORDINANCE appropriating \$7,164,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BRH-GARVER CONSTRUCTION, LP** for Sims Bayou Utility Relocation-Almeda Rd. to Almeda Sims Wastewater Treatment Plant (WWTP), WBS R-002011-0062-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**
47. ORDINANCE appropriating \$2,516,716.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for FY08 Water Service Line Replacement Program, WBS S-000035-00H2-4; 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 Water & Sewer System Consolidated Construction Fund
48. ORDINANCE appropriating \$1,606,100.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **COLLINS CONSTRUCTION, LLC** for Water Line Replacement in Ellena Gardens-North Section Area, WBS S-000035-00N4-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund **DISTRICT H - GARCIA**
49. ORDINANCE granting to **AAA DEMOLISHING, a Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
50. ORDINANCE granting to **MZ TECH, INC dba UTS ENVIRONMENTAL, 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 - **FIRST READING**
51. ORDINANCE **RAPID WASTE, 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 - **FIRST READING**

**RESOLUTIONS AND ORDINANCES** - continued

52. ORDINANCE granting to **TREE EXPERTS, INC dba DEMOLITION EXPERTS, 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  
**FIRST READING**

**END OF CONSENT AGENDA**

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

**MATTERS HELD** - NUMBERS 53 through 58B

53. ORDINANCE approving and authorizing contract between the City of Houston and the **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY (“METRO”)** consenting to the construction and operation of Phase II of the Metro Solutions Plan Light Rail Project; authorizing the Public Works & Engineering Director to approve amendments to the agreement to consent to Metro’s construction of other projects approved by the voters in the 2003 Metro Solutions Election; containing various provisions relating to the subject  
**TAGGED BY COUNCIL MEMBERS JONES, HOLM and GREEN**  
This was Item 26 on Agenda of June 11, 2008
54. ORDINANCE approving and authorizing contract between the City and the **HOUSTON ARTS ALLIANCE (formerly known as the CULTURAL ARTS COUNCIL OF HOUSTON/HARRIS COUNTY)** for the Support of the Arts Community - \$11,194,000.00 - Enterprise Fund  
**TAGGED BY COUNCIL MEMBER JOHNSON**  
This was Item 30 on Agenda of June 11, 2008
55. ORDINANCE appropriating \$6,828,000.00 out of Water & Sewer System Consolidated Construction Fund, \$181,286.00 out of the Homeless and Housing Consolidated Fund, \$2,000,000.00 out of the Tax Increment Reinvestment Zone Affordable Housing Fund and \$678,523.00 out of the Drainage Improvement Commercial Series F Fund for financing Developer Participation Contracts for Fiscal Years 2008 and 2009  
**TAGGED BY COUNCIL MEMBER JONES**  
This was Item 38 on Agenda of June 11, 2008
56. ORDINANCE appropriating \$18,418.50 out of Parks Consolidated Construction Fund for Purchase and Installation of a Picnic Shelter through the Texas Local Government Purchasing Cooperative for the Neighborhood Partnership - Bendwood Park Picnic Shelter, WBS F-000244-0002-4 - **DISTRICT G - HOLM** - **TAGGED BY COUNCIL MEMBER HOLM**  
This was Item 42 on Agenda of June 11, 2008
57. MOTION by Council Member Garcia/Seconded by Council Member Khan to adopt recommendation from City Attorney to deposit the amount of the Award of Special Commissioners, into the Registry of the Court, pay all costs of Court and file objections to the award in connection with eminent domain proceeding styled City of Houston v. H.H. Clark & R. D. Clark, et al., Cause No. 892,399; for acquisition of Parcel AY7-368; for the **PROPOSED BEALL STREET EXTENSION PROJECT between West 14th and Wynnwood**, WBS/CIP N-000663-00RE-2-01 - **DISTRICT A - LAWRENCE** - **TAGGED BY COUNCIL MEMBER HOLM**  
This was Item 58 on Agenda of June 11, 2008

**FISCAL YEAR 2008 BUDGET MATTERS HELD**

58. Consideration of proposed amendments to Item 58A below, submitted in writing on June 11, 2008 by Council Members Brown, Lovell, Noriega, Green, Jones, Lawrence, Johnson, Adams, Sullivan, Khan, Holm, Garcia and Rodriguez as set forth in the attached Exhibits (Amendments will be considered in the order of a matrix prepared by the Administration)

- a. ORDINANCE related to the Fiscal Affairs of the City; approving the annual budgets of the City of Houston, Texas, for Fiscal Year 2009 for the General, Enterprise and Special Revenue Funds including providing for future adjustment to certain fund balances; making various amendments to the proposed budgets; re-designating a cash reserve in the fund balance; authorizing various other transfers; creating new funds; reassigning various operational functions between departments; amending Chapters of the Houston Code of Ordinances to reflect the reassignment of operational functions; establishing a cost for copies of the budget; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause; providing for severability

**TAGGED BY COUNCIL MEMBERS KHAN, HOLM, CLUTTERBUCK and GARCIA**

This was Item 55 on the Agenda of June 11, 2008

- b. WRITTEN Motion by Council Member Clutterbuck as follows:

In order to comply with Section 102.007(c) of the Texas Local Government Code, I move to ratify the projected increase in revenue from property taxes budgeted for FY2009 over the amount budgeted or raised in FY2008.

The FY2009 budget is based on a tax rate reduction of a half-cent that would provide approximately \$20 million in relief for taxpayers. Almost one half of the projected increased revenue results from new property added to the tax rolls. The budget also assumes a rise in the senior and disabled exemption from \$64,420 to \$70,862 that will result in an estimated \$3.3 million savings for approximately 100,000 households in Houston.

The growth in property tax revenue not related to new property is 2.85%, which is far less than the growth in population and inflation. This is within the limits authorized by the voters at the charter elections on November 2, 2004 and November 7, 2006

The adopted budget for FY09 increases expenditures for Police, Fire and EMS by \$105 million over the FY2008 adopted budget, anticipates a dedication by special council ordinance of a portion of ad valorem taxes to drainage improvements, and expands curbside collection of recyclables to increase landfill diversion.

**TAGGED BY COUNCIL MEMBERS CLUTTERBUCK and KHAN**

This was Item 55A on the Agenda of June 11, 2008

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Noriega 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, JUNE 17, 2008 at 1:30 p.m. and WEDNESDAY, JUNE 18, 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 13th day of JUNE, 2008.

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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 JUNE 13, 2008 at       :       p.m.

by \_\_\_\_\_

for Anna Russell  
City Secretary

**CITY COUNCIL CHAMBER – CITY HALL 2<sup>nd</sup> FLOOR – TUESDAY  
JUNE 17, 2008 - 2:00 P.M**

**AGENDA**

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2MIN	2MIN	2MIN
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3MIN	3MIN	3MIN
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MR. TOM BAZAN – Post Office Box 2786 – 77252 – 713-466-4477 - Consent Agreement – Item

MR. RICHARD LEAL – 7314 Nordling – 77076 – 713-694-5138 – Consent Agreement – Item

MR. JACK DRAKE – 16945 North Chase – 77060 – 281-874-2132 – Metro Consent Agreement – Item

**NON-AGENDA**

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3MIN	3MIN	3MIN
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MS. SHITONDA JOHNSON – 6402 Goforth – 77021 – 713-829-3342 – Demolition of Property and 311 Services

MS. DARLENE HOSEA – 7255 Sims Bayou Dr. – 77061 – 713-645-2358 – using cell phone while driving is very dangerous

MR. ZONGKI LIANG – 2311 S. Braeswood, No. 23H – 77030 – 713-272-9012 – HPD

MR. HAROLD SCOTT – 10743 Braes Bend Dr. – 77071 – 832-978-8146 – Crimes and Law Park

MR. IRWIN POLT – 119 Hahlo – 77020 – 713-674-4708 – Alley ways

MS. MARY ROSS – 2901 Clementine – 77026 – 832-883-42778 - Problems I need help

MRS. IVORY M. HOPKINS – 1710-A Blue Bonnet Place Circle – 77019 - 832-798-1415 – Parking downtown and invasion of property

MR. J. C. BOXIE – 3919 Cork – 77047 – 832-818-0575 – Deed Restriction

MR. WILLIAM WADE – 1001 McKinney, No. 1450 – 77002 – 713-751-1722 – Potential Litigation

MR. FRANCIS PAGE – 2646 S. Loop West, No. 270 – 77054 – 713-747-6300 – Juneteenth Festival

MR. HUMBERTO JAIMES – 283 Casa Grande Dr. – 77060 – 832-443-1261 – Parking citations issued to Homeowners for parking second half of driveways

MR. DURRELL DOUGLAS – 14220 Park Row, No. 1023 – 77084 – 713-349-3520 – Municipal Courts Records

MR. JOHNNY MOLOCK – 5910 South Loop East – 77033 – 713-240-3658 – Digital inclusion in Alief

MR. CONRADO CONTRERAS – 2920 Shadow Briar, No. 814 – 77082 – 281-759-0793 – Alief issues

**PREVIOUS**

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1MIN.	1MIN.	1 MIN.
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MS. JORGETTA WILLIAMS – Post Office Box 42505 - 77242 – 713-314-7546 – Housing Discrimination

MS. DEBORAH ELAINE ALLEN – Post Office Box 263252 – 77207-3052 – 832-292-5203 – We Blacks and We Mexican make a unit

MR. WILLIAM SANDERS – 411 Cavalcade - 77009 – 713-782-8833 – Community Park issues in Alief

MR. FRANCISCO GARCIA – 3530 Greens Crest Dr. – 77082 – 832-245-3898 – Community Park issues in Alief

**SUBJECT:** Issuance and sale of Tax and Revenue Anticipation Notes, Series 2008.

**Category #**

**Page 1 of 1**

**Agenda Item #**

1+1A

**FROM (Department or other point of origin):**  
Finance Department and Office of City Controller

**Origination Date:**

June 13, 2008

**Agenda Date**

JUN 18 2008

**DIRECTOR'S SIGNATURE:**

*Michelle M. Hill*

**Council District Affected:**

All

**For additional information contact:**

Charles Leal 713 - 837-9892  
Jim Moncur 713 - 247-2950

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

May 13, 2008; 2008 - 0435

**RECOMMENDATION:** City Council adopt a motion authorizing the Mayor and City Controller to award the sale of \$80,000,000 Tax and Revenue Anticipation Notes, Series 2008 (the "Notes") and take any other action required related to the issuance of the Notes, including ratification and confirmation of the use of the POS provided to prospective bidders in connection with the offering for sale of the Notes and approval of the distribution of the Official Statement.

**Amount of Funding:** Not Applicable

**Finance Dept Budget:**

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

**SPECIFIC EXPLANATION:** On May 13, 2008, City Council passed Ordinance No. 2008-0435 (the "Ordinance") authorizing the issuance and sale of Tax and Revenue Anticipation Notes, Series 2008 (the "Notes") in an amount not to exceed \$175,000,000. As in the past, the proceeds of the Notes will be used to fund General Fund operating expenditures in anticipation of the receipt of revenues received later in Fiscal Year 2009. The Ordinance also approved the form and content of the Preliminary Official Statement (the "POS") and the distribution of the POS in preparation for a competitive sale of the Notes.

On June 10, 2008, a POS was made available, via the Internet, to prospective purchasers offering for sale \$80,000,000 of such Notes and scheduling the receipt of bids on June 18, 2008. The bidding process allows the broker/dealers to bid for less than the full amount of such Notes; therefore, the winning bid may be awarded to more than one firm.

Electronic bids for the Notes will be received via the Internet between 9:30 a.m. - 10:00 a.m. Central Daylight Time on June 18, 2008, provided however, if any bid becomes a leading bid within two minutes prior to the scheduled end of the bidding, then the time period for submission of bids will automatically extend by two minutes from the time such new leading bid was received. At the close of the bidding period, the Office of the City Controller, Finance Department, and the City's financial advisors will verify interest rate calculations of bids received and join the City Council session to announce the results. City Council is asked to adopt a motion to award the sale based on the lowest true interest cost, ratify and confirm the use of the POS provided to prospective bidders in connection with the offering for sale of the Notes, and authorize the distribution of the Official Statement. It is expected that the proceeds from the sale of the notes will be available on Tuesday, July 1, 2008.

**REQUIRED AUTHORIZATION**

**Finance Department Director:**

**Other Authorization:**

**Other Authorization:**



BILL WHITE  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

2

JUN 18 2008

**COPY TO EACH MEMBER OF COUNCIL:**

**CITY SECRETARY:** 5-30-08

**DATE**

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

May 29, 2008

The Honorable City Council  
Houston, Texas

Dear Council Members:

Pursuant to City of Houston Resolution No. 98-28, the provisions of Subchapter D of the Chapter 431 of the Texas Transportation Code and Chapter 394 of the Texas Local Government Code, I am appointing the following individual to the Board of Directors of the Old Spanish Trail/Almeda Corridors Redevelopment Authority, subject to Council confirmation:

Mr. Franklin D. R. Jones <sup>JR.</sup> (HISD Representative) appointment to Position 6, for a term to expire May 6, 2010.

The résumé for the nominee is attached for your review.

Sincerely,

A handwritten signature in black ink that reads "Bill White".

Bill White  
Mayor

BW:CC:jsk

Attachments

cc: Mr. Robert Fiederlein, special assistant to the mayor for TIRZs



SUBJECT: Change in Library Fee Schedule	Category	Page 1 of 1	Agenda Item <b>3</b>
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FROM (Department or other point of origin): Library Department	Origination Date 6-8-08	Agenda Date JUN 18 2008
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DIRECTOR'S SIGNATURE: <i>Rhea Brown Lawson</i> Rhea Brown Lawson, Ph.D., Director	Council District affected: All
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For additional information contact: Greg Simpson Phone: 832-393-1333	Date and identification of prior authorizing Council action: Ordinance No. 2001-357 4/25/01
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**RECOMMENDATION:** Approve a motion adjusting default costs and maximum fines in the Library's Fee Schedule

Amount and Source of Funding: N/A	Finance Dept. Budget:
--------------------------------------	--------------------------

**SPECIFIC EXPLANATION:** As a result of prior Council action, Section 24-8 of the City of Houston Code of Ordinances allows library fees to be established by motion of City Council. In an effort to reflect the Houston Public Library's current collection, and the costs associated with replacing items in the collection when not returned, the Houston Public Library requests Council approval on an adjustment of default costs and maximum fines for certain types of items.

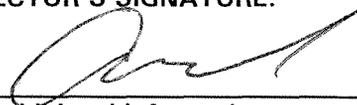
The default price is the price used when an item record does not have the actual cost we paid when we purchased the item. If a customer borrows something from the Library and does not return it, the customer is billed for the cost of the item. If the actual cost is not listed in the item record, the Library's circulation system then assesses the default cost when the bill is sent. This happens very rarely – in most cases, item records do have this information but it is important to set a default for those times when the information is not found in the item record.

The maximum fine is used when an item is returned very late or not returned at all. These are basically uniform: \$10.00 for cataloged items and \$5.00 for uncataloged items (inexpensive material such as mass-market paperbacks, children's board books, and some graphic novels). In this case, we propose reducing the maximum fine for sheet music and periodicals from \$10 to \$5 dollars because we are now treating them as uncataloged items. The Library uses fines to encourage customers to return their materials on time. We set a maximum fine so that the customer does not end up paying \$20.00 in fines for something that costs only \$5.00 to purchase.

The specific proposed changes are:

Item Type Description	Default Price	Maximum Fine	Change
Sheet music scores, adult	\$3.00	\$5.00	Reduced default price from \$25 to \$3 and maximum fine from \$10 to \$5
Sheet music scores, juv	\$3.00	\$5.00	Reduced default price from \$25 to \$3 and maximum fine from \$10 to \$5
Video disc, juvenile	\$20.00	\$10.00	Reduced default price from \$30 to \$20
Periodical, adult	\$6.00	\$5.00	Reduced default price from \$25 to \$6 and max fine from \$10 to \$5
Periodical, juvenile	\$6.00	\$5.00	Reduced default price from \$10 to \$6 and max fine from \$10 to \$5
Large Print, cataloged, adult	\$25.00	\$10.00	New item types; cost and fine conform to standard for cataloged items
Large Print, cataloged, juvenile	\$25.00	\$10.00	New item types; cost and fine conform to standard for cataloged items

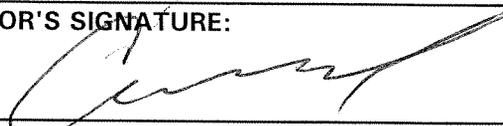
<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID #</b>
	Other Authorization:	Other Authorization:

<b>SUBJECT:</b> Settlement of <i>Chad Cory, et al. v. City of Houston, et al.</i> ; Civil Action No. H-03-0125; United States District Court, Southern District of Texas, Houston Division; L.D. #062-0300014-001		<b>Page</b> 1 of 1	<b>Agenda Item</b> # <b>4</b>
<b>FROM (Department or other point of origin):</b>  Legal Department		<b>Origination Date</b>  6/12/08	<b>Agenda Date</b>  JUN 18 2008
<b>DIRECTOR'S SIGNATURE:</b>  		<b>Council District affected:</b>  ALL	
<b>For additional information contact:</b> Arturo Michel Phone: 832.393.6412 Robert L. Cambrice 832.393.6476		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION:</b> (Summary)  That Council Approve Settlement of the Above Referenced Lawsuit.			
<b>Amount and Source of Funding:</b> \$257,500.00 Fund: 1004 Property & Casualty Fund			
<b>SPECIFIC EXPLANATION:</b>  FOR SETTLEMENT PURPOSES ONLY  On August 17, 2002 the forty-three plaintiffs who filed this lawsuit were detained and arrested by Houston Police officers pursuant to a street racing initiative named OPERATION ERACER in the parking lot of a K-Mart store located in the 8500 block of Westheimer. They were all charged with attempted criminal trespass.  After spending several hours handcuffed in the parking lot, the plaintiffs were sent to the City's detention facilities. They were arraigned and allowed to post bond. Subsequent to their release, all of the charges were dropped.  Plaintiffs brought suit pursuant to 42 U.S.C. § 1983 against the City and former Chief C.O. Bradford in 2003. They alleged that they had been detained without reasonable suspicion and arrested without probable cause. The plaintiffs claimed as damages physical pain and mental anguish which they allege were caused by their illegal detentions and arrests.  After five years of litigation the plaintiffs claim over \$290,000 in attorney's fees. Settlement of this lawsuit is recommended by paying \$125,000 in attorney's fees to Paul Rosen and by paying the forty-three plaintiffs as depicted in the attachment.			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>	

## Attachment

A check should be made payable to each plaintiff named below and attorney Paul Rosen for the amount also indicated below:

1. Felix Mariano Alipio - \$3,500.00;
2. Ronald David Blakeway - \$2,500.00;
3. Robert Moreno - \$2,500.00;
4. Christopher Lee Myres - \$3,500.00
5. Phillip Myres - \$3,500.00;
6. William Ryan Clark Van Winkle - \$2,500.00;
7. Morgan Rita Baumgartner - \$2,500.00;
8. Haywood B. Joiner, III - \$3,500.00;
9. Carlos Vega - \$2,500.00;
10. Adam Edwards Adams - \$3,500.00;
11. Christina Eason - \$3,500.00;
12. Clayton A. Boyd - \$2,500.00;
13. Kristopher L. Karsteter - \$3,500.00;
14. Ernesto Carrera - \$3,500.00;
15. Robert Jason Gibbs - \$2,500.00;
16. Natalee M. Torres - \$3,500.00;
17. Jessica Leigh Paine - \$3,500.00;
18. Michael James Nieber - \$2,500.00;
19. Zohair Merchant - \$3,500.00;
20. Julian Cardona Barerra, Jr. - \$3,500.00;
21. Josue Benjamin Olea - \$3,500.00;
22. Giancarlo Sardi - \$3,500.00;
23. Samuel Serrano - \$2,500.00;
24. Shawn Dewayne Lofton - \$3,500.00;
25. Ronjon Biswas - \$2,500.00;
26. Jorge Adrian Gonzalez Vallejo - \$3,500.00;
27. Abel R. Leal, Jr. - \$2,500.00;
28. Kenneth Arnold Hall, Jr. - \$3,500.00;
29. Robert Daviel Flores - \$3,500.00;
30. David Lee, Jr. - \$3,500.00;
31. Lindsay Marie Martin - \$3,500.00;
32. Adam Matthews, Sr. - \$3,500.00;
33. Nathaniel Newton - \$2,500.00;
34. Chad Cory - \$3,500.00;
35. Juan Yerena - \$3,500.00;
36. Oscar Moreno - \$2,500.00;
37. Tara Braziel - \$3,500.00;
38. Luis Aguilar - \$2,500.00;
39. Eleazer Aguilar - \$2,500.00;
40. Kysea Scott - \$3,500.00;
41. John White, Jr. - \$2,500.00;
42. Jason White - \$2,500.00;
43. Jermaine White - \$2,500.00.

<b>SUBJECT:</b> Settlement of <i>Cori Lopez, et al. v. City of Houston, et al.</i> ; Civil Action No. H-03-2297; United States District Court, Southern District of Texas, Houston Division; L.D. #062-03000676-001		<b>Page</b> 1 of 2	<b>Agenda Item</b> # 5
<b>FROM (Department or other point of origin):</b>  Legal Department		<b>Origination Date</b>  6/12/08	<b>Agenda Date</b>  JUN 18 2008
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b>  ALL	
<b>For additional information contact:</b> Arturo Michel Phone: 832.393.6412 Robert L. Cambrice 832.393.6476		Date and identification of prior authorizing Council action:	
<b>RECOMMENDATION:</b> (Summary)  That Council Approve Settlement of the Above Referenced Lawsuit.			
<b>Amount and Source of Funding:</b> \$474,117.00 Fund: 1004 Property & Casualty Fund			
<b>SPECIFIC EXPLANATION:</b>  FOR SETTLEMENT PURPOSES ONLY  The plaintiffs in this lawsuit were detained and arrested on August 17, 2002 by Houston Police officers pursuant to a street racing initiative named OPERATION ERACER in the parking lot of a K-Mart store located in the 8500 block of Westheimer. All fifty-nine plaintiffs were charged with attempted criminal trespass.  Subsequent to their arrests, these handcuffed plaintiffs spent several hours in the parking lot before being sent to the City's detention facilities. After arraignment, they were allowed to post bond. Charges against all of the plaintiffs were dismissed subsequent to their release from the City's facilities.  Plaintiffs brought suit against the City and former Houston Police Chief C.O. Bradford in 2003 pursuant to 42 U.S.C. § 1983. They alleged that their detentions and arrests were unconstitutional because the detentions were without reasonable suspicion and the arrests were without probable cause. These plaintiffs claim physical pain and mental anguish as damages. Plaintiffs used expert witnesses to support those claims.  After five years of litigation, the plaintiffs claim \$473,501.62 attorney's fees. Attorneys Olney Wallis and Randall Kallinen claim \$258,166.56 in attorney's fees. Attorney Joseph Lanza claims \$130,635.06 in attorneys' fees. Attorney Bonnie Fulbright claims \$84,700 in attorneys' fees. Settlement of this lawsuit is recommended by paying \$129,400 to Olney Wallis and Randall Kallinen; by paying \$65,217 to attorney Joseph Lanza; by paying \$42,500 to attorney Bonnie Fulbright. In sum the City Attorney recommends that the City pay \$237,117 in attorneys' fees.			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>	

Date	SUBJECT: <i>Cori Lopez, et al. v. City of Houston, et al.</i>	Originator's Initials	Page 2 of 2
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The City Attorney also recommends that the City pay \$5,000 to plaintiff Joseph Goudeau in settlement of his claim. Furthermore, the City Attorney recommends that the remaining 58 plaintiffs, who are identified on the attachment, be paid \$4,000 each in settlement of this lawsuit.

## Attachment

1. Bahena, Ferando
2. Behena, Juan Carlos
3. Behena, Luis
4. Balckburn, Jacob
5. Bovie, Ryan
6. Campos, Carlos
7. Cavin, William
8. Chim, Dennis
9. Claypool, Christopher
10. Cortes, Jose
11. Dodson, Dusten
12. Fonteno, Terjandro
13. Garza, David
14. Garza, Jessie
15. Gil, Johnny
16. Gomez, Albert
17. Gonales, Ignairo
18. Gray, Randall
19. Guerra, Michael
20. Harris, Rashaan
21. Itty, Donny
22. Kell, Charles
23. Kennedy, Brandon
24. Le, Quang
25. Leija, Luis
26. Lewis, Danny
27. Lopez, Cori
28. Lopez, Nicholas
29. Ly, Tuyet
30. Maltez, Jose
31. Majia, Sandra
32. Morales, Carlos
33. Nguyen, Joseph
34. Nguyen, Tan
35. Nguyen, Christine
36. Oquendo, Raul
37. Padron, Guillermo
38. Palacios, Dario
39. Perez, Armando
40. Phan, Kim
41. Phan, Toan
42. Price, Christopher
43. Ramirez, Mark
44. Ramsey, Alfred
45. Reece, Kendrick
46. Revelo, Alexander
47. Reyes, Jose
48. Rodriguez, Irene
49. Rodriguez, Jose
50. Roller, Joshua
51. Terrazas, Mario
52. Vasquez, Dennis
53. Vo, Paul
54. Vo, Thomas
55. William, Jason
56. Williams, Jeremy
57. Willitzer, Ronald
58. Esparza, Justin

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7874**

**Subject:** Reverse Auction bids Received for Disposable Paper Products for the Houston Airport System  
S21-S22735RA

Category #  
4

Page 1 of 2

Agenda Item

**6**

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

**Origination Date**  
June 04, 2008

**Agenda Date**  
JUN 18 2008

**DIRECTOR'S SIGNATURE**  
*Calvin D. Wells*

**Council District(s) affected**  
B

**For additional information contact:**  
Dallas Evans Phone: (281) 230-8001  
Desiree Heath Phone: (832) 393-8742

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

**RECOMMENDATION: (Summary)**

Approve an award to Johnson Mowing Services, (Bid No. 12) on its low bid in an amount not to exceed \$597,196.80, minus a commission fee (the lesser of 2% or \$20,000.00 maximum) 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 \$585,252.86 for disposable paper products for the Houston Airport System.

Estimated Spending Authority: \$585,252.86

**Finance Budget**

\$ 585,252.86 HAS-Revenue (8001)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an award to Johnson Mowing Services, (Bid No. 12) on its low bid in an amount not to exceed \$597,196.80 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 \$585,252.86 for disposable paper products. It is further requested that authorization be given to make purchases, as needed, for a 20-month term, with two one-year options. This award consists of approximately 233,280 800-foot hard wound recycled paper towels. These towels will be used by the Houston Airport System in their public and personnel facilities.

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 twenty-eight bids were received as outlined below:

	<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1.	Johnson Mowing Services (Bid No. 12)	\$ 597,196.80
2.	Buckeye Cleaning Center (Bid No. 4)	\$ 599,529.60
3.	AmSan Texas (Bid No. 2)	\$ 601,862.40
4.	Johnson Mowing Services (Bid No. 11)	\$ 604,195.20
5.	Unisource Worldwide (Bid No. 5)	\$ 611,193.60
6.	Unisource Worldwide (Bid No. 4)	\$ 615,859.20
7.	Johnson Mowing Services (Bid No. 10)	\$ 618,192.00
8.	Buckeye Cleaning Center (Bid No. 3)	\$ 622,857.60
9.	Johnson Mowing Services (Bid No. 9)	\$ 625,190.40
10.	Buckeye Cleaning Center (Bid No. 2)	\$ 627,523.20
11.	Johnson Mowing Services (Bid No. 8)	\$ 629,856.00
12.	Buckeye Cleaning Center (Bid No. 1)	\$ 632,188.80
13.	Unisource Worldwide (Bid No. 3)	\$ 634,521.60
14.	Johnson Mowing Services (Bid No. 7)	\$ 636,854.40
15.	AmSan Texas (Bid No. 1)	\$ 641,520.00

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*MOT*

*MS*

*MS*

Date: 6/4/2008	Subject: Reverse Auction bids Received for Disposable Paper Products for the Houston Airport System S21-S22735RA	Originator's Initials LM	Page 2 of 2
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16.	Unisource Worldwide (Bid No. 2)	\$	648,518.40
17.	Johnson Mowing Services (Bid No. 6)	\$	650,851.20
18.	Projan USA Inc. (Bid No.1)	\$	655,516.80
19.	Johnson Mowing Services (Bid No. 5)	\$	657,849.60
20.	Unisource Worldwide (Bid No. 1)	\$	660,182.40
21.	Boritex, Inc. (Bid No. 4)	\$	664,848.00
22.	Johnson Mowing Services (Bid No. 4)	\$	671,846.40
23.	Boritex, Inc. (Bid No. 3)	\$	676,512.00
24.	Johnson Mowing Services (Bid No. 3)	\$	814,147.20
25.	Boritex, Inc. (Bid No. 2)	\$	816,480.00
26.	Johnson Mowing Services (Bid No. 2)	\$	930,787.20
27.	Boritex, Inc. (Bid No. 1)	\$	933,120.00
28.	Johnson Mowing Services (Bid No. 1)	\$	33,825,600.00

The Strategic Purchasing Division and Houston Airport System verified Johnson Mowing Services' references and determined their capabilities to provide disposable paper products meet the contractual requirements for the City. The Houston Airport System conducted a site visit prior to the Department's recommendation and concluded that Johnson Mowing Services' 1,800-foot facility was within close proximity to the Intercontinental Airport, enabling the supplier to accommodate an inventory to fulfill the five working day delivery requirement. In addition to its current staff of eight employees, Johnson Mowing Services intends to hire an additional four employees, if needed, and currently has four trucks and eight trailers in its fleet.

Buyer: Laura A. Marquez

Attachment: M/WBE Zero-Percentage Goal Document approved by the Affirmative Action Division.

**ESTIMATED SPENDING AUTHORITY**

DEPARTMENT	FY2008	OUT YEARS	TOTAL
Houston Airport System	\$ 29,400.00	\$ 555,852.86	\$ 585,252.86

**CITY OF HOUSTON  
INTEROFFICE CORRESPONDENCE**

**TO:** Velma Laws  
Director  
Mayors Office of Affirmative Action

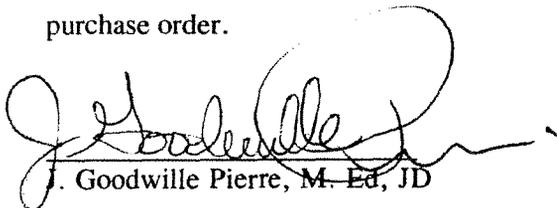
**FROM:** J. Goodwille Pierre  
Manager-Small Business  
Development and Contract  
Compliance  
Houston Airport System

**DATE:** January 16, 2008

**SUBJECT:** Approval of 0% Goals for Paper,  
Disposal Products, Part II for  
Houston Airport System

The Houston Airport System (HAS) seeks to advertise a bid opportunity for the purchase of 233,280 rolls of Hardwound Disposable Towels. It is anticipated that the winner of this bid will have the product shrink-wrapped and drop-shipped directly from the manufacturer.

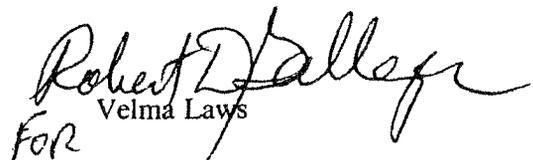
Because the possible MWBE participation level based on the MWBE availability would produce negligible MWBE participation, the Houston Airport System is requesting from the Mayor's Office of Affirmative Action and Contract Compliance approval of a Zero (0%) goal for the above referenced purchase order.

  
J. Goodwille Pierre, M. Ed, JD

Read and Approved

JGP:jgp

cc: Dallas Evans  
Phil Parker

  
FOR Velma Laws

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7950**

**Subject:** Purchase of Uninterruptible Power Supply Batteries and Installation Services through the City's Master Agreement with the Texas Department of Information Resources (DIR) (Contract No. C56844)

Category #  
4

Page 1 of 1

Agenda Item

7

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

**Origination Date**  
June 05, 2008

**Agenda Date**  
JUN 18 2008

**DIRECTOR'S SIGNATURE**  
*Calvin D. Wells*

**Council District(s) affected**  
B

**For additional information contact:**  
Richard Hrachovy Phone: (281) 230-8002  
Douglas Moore Phone: (832) 393-8724

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

**RECOMMENDATION: (Summary)**  
Approve the purchase of uninterruptible power supply batteries and installation services in the total amount of \$125,815.80 through the City's Master Agreement with the Texas Department of Information Resources (DIR).

Award Amount: \$125,815.80

**Finance Budget**

\$125,815.80 - HAS Revenue Fund (8001)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve the purchase of uninterruptible power supply (UPS) batteries and installation services in the total amount of \$125,815.80 through the City's Master Agreement with the Department of Information Resources (DIR) for the Houston Airport System (HAS), and that authorization be given to issue a purchase order to DIR's Go Direct Vendor, Flair Data Systems, Inc.

The scope of work requires the contractor to remove, furnish and install 520 UPS batteries in Terminals A, C, D and the Federal Inspection Services (FIS) facility at the George Bush Intercontinental Airport. Additionally, the contractor shall be required to dispose of the old UPS batteries in strict accordance with State and Federal regulations.

The UPS batteries provide power to twelve UPS units located throughout Terminals A, C, D and the FIS facility. The UPS units provide power to the emergency egress lighting in the terminals, the emergency power for HAS and the Continental computer systems.

The batteries will come with a three-year warranty and the life expectancy is approximately five years.

Buyer: Murdock Smith

Attachment: M/WBE Zero-Percentage Goal Document approved by the Affirmative Action Division.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

NOT

CITY OF HOUSTON  
INTEROFFICE CORRESPONDENCE

**TO:** Velma Laws  
Director  
Mayors Office of Affirmative Action

**FROM:** J. Goodwille Pierre  
Manager-Small Business  
Development and Contract  
Compliance  
Houston Airport System

RECEIVED

MAY 13 2008

CITY OF HOUSTON

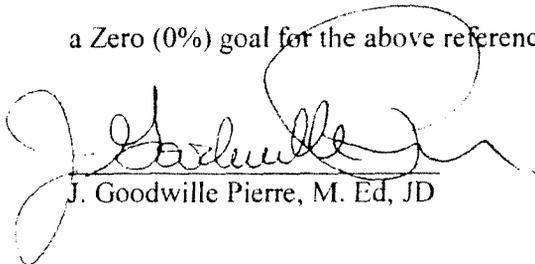
Mayors Office of Affirmative Action

**DATE:** May 12, 2008

**SUBJECT:** Approval of 0% Goal for the  
Purchase and Installation of the  
UPS Batteries for the Houston  
Airport System

The Houston Airport System (HAS) seeks to purchase Uninterruptible Power Supply (UPS) batteries for twelve of our units located throughout Terminals A, C, D and FIS facility (520 batteries in all). The total value of this request is \$125,815.80 and the purchase and installation of the batteries can be purchased off of the DIR contract with Flair Data Systems. Flair Data Systems is an authorized reseller of the batteries, and they contract the installation with the manufacturer, Eaton Powerware. There is no opportunity for MWBE participation on this purchase as Eaton Powerware will allow only their certified engineers to work on the systems.

Because there is no opportunity for MWBE participation on this purchase, the Houston Airport System is requesting from the Mayor's Office of Affirmative Action and Contract Compliance approval of a Zero (0%) goal for the above referenced purchase order.

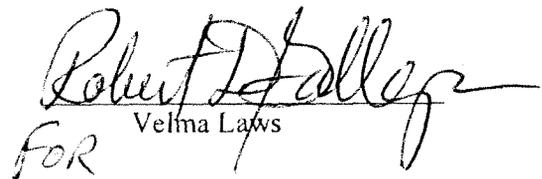


J. Goodwille Pierre, M. Ed, JD

Read and Approved

JGP:jgp

cc: Dallas Evans  
Susan Ackerson



FOR Velma Laws

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7905

Subject: Purchase and Installation of Walk-in Coolers and Freezers at the George R. Brown Convention Center for the Convention & Entertainment Facilities Department/S38-N22848

Category # 1 & 4

Page 1 of 2

Agenda Item

8+8A

FROM (Department or other point of origin):

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

Origination Date

May 28, 2008

Agenda Date

JUN 18 2008

DIRECTOR'S SIGNATURE

*Calvin D. Wells*

Council District(s) affected

1

For additional information contact:

Dawn Ullrich Phone: (713) 853-8083  
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$305,799.90 out of the C & E Construction Fund (Fund 8611) and approve an award to Warren Southwest Refrigeration on its sole bid in the amount of \$291,238.00 and contingencies (5% for unforeseen changes within the scope of work) in the amount of \$14,561.90 for a total amount not to exceed \$305,799.90 for the purchase and installation of walk-in coolers and freezers for the Convention & Entertainment Facilities Department.

Award Amount: \$305,799.90

Finance Budget

\$305,799.90 - C & E Construction Fund (8611) WBS B-000107-0001-4-01-01

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$305,799.90 out of the C & E Construction Fund (Fund 8611). It is further recommended that City Council approve an award to Warren Southwest Refrigeration on its sole bid in the amount of \$291,238.00 and contingencies (5% for unforeseen changes within the scope of work) in the amount of \$14,561.90 for a total amount not to exceed \$305,799.90 for the purchase and installation of walk-in coolers and freezers for the Convention & Entertainment Facilities Department and that authorization be given to issue purchase orders as needed. This project is necessary to replace the 20-year-old outdated and energy inefficient walk-in coolers and freezers at the George R. Brown Convention Center (GRBCC).

This project was advertised in accordance with the requirements of the State of Texas bid laws and one bid was received. Prior to releasing the solicitation, the market was carefully researched and it was concluded that at least three local companies were capable of providing the equipment specified and could perform the complex demolition and installation service without interfering with the on-going operations of the George R. Brown Convention Center. These companies were notified of the bid opportunity; as a result, thirteen prospective bidders viewed the solicitation on SPD's e-bidding website and six companies attended the pre-bid conference and participated in the site visit to view the actual conditions that will be present during the demolition and installation. Three of the companies that were present stated that they would submit bids. Despite the aforementioned, only one bid was received. Subsequent to the receipt of the bid, the prospective bidders were contacted to determine the reason for the limited response to the bid invitation. The potential bidders advised that they did not have the expertise to meet the scope of work requirements or that they did not have the manpower necessary to perform the work.

This purchase consists of four custom-designed, walk-in cooler and freezer units, one 31' x 55' x 9' combination walk-in cooler/freezer, one 12' x 58' x 9' combination walk-in cooler/freezer, one 14' x 26' x 9' walk-in cooler and one 14' x 23' x 9' walk-in cooler that will replace two large combination walk-in cooler/freezer units that have exceeded their useful life. The construction contractor will provide all labor,

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

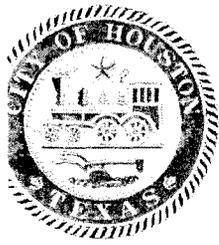
Other Authorization:

MS

MS

MS

MS



# CITY OF HOUSTON

# Interoffice

Finance & Administration Department  
Strategic Purchasing Division (SPD)

Correspondence

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

From: Lena Farris

Date: March 14, 2008

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: 0

Solicitation Number: N22848 Estimated Dollar Amount: \$300,000.00

Anticipated Advertisement Date: 3/21/2008 Solicitation Due Date: 4/10/2008

Goal On Last Contract: N/A Was Goal met: Yes  No

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

Name and Intent of this Solicitation:  
Walk-in Cooler and Freezer Replacement at the George R. Brown Convention Center

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

The walk-in coolers and freezers are manufactured out-of-state and shipped to the manufacturer's local representative in Houston who will have the components installed at the GRBCC by its State licenced mechanical contractor. There is no M/WBE subcontracting opportunity.

Concurrence:

SPD Initiator

Division Manager

For Velma Laws, Director  
\*Affirmative Action

for 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.

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7960**

**Subject:** Purchase of a Web-based Disease Surveillance System from the General Services Administration (GSA) Schedule 70 Contract through the Cooperative Purchasing Program for the Houston Department of Health and Human Services (HDHHS). S38-N22957

Category #  
4

Page 1 of 1

Agenda Item

9

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

**Origination Date**  
June 11, 2008

**Agenda Date**  
JUN 18 2008

**DIRECTOR'S SIGNATURE**  
*[Signature]*

**Council District(s) affected**  
All

**For additional information contact:**  
Sally Switek Phone: (713) 794-9137  
Douglas Moore Phone: (832) 393-8724

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

**RECOMMENDATION: (Summary)**

Approve the purchase of a web-based disease electronic surveillance system in the total amount of \$325,000.00 from the General Services Administration (GSA) Schedule 70 Contract through the Cooperative Purchasing Program for Houston Department of Health and Human Services (HDHHS).

Award Amount: \$325,000.00

**Finance Budget**

\$325,000.00 - Federal State Local-Pass Through Fund (5030)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve the purchase of a web-based electronic disease surveillance system from the GSA's Schedule 70 Contract through the Cooperative Purchasing Program under Section 211 of the E-Government Act of 2002 in the total amount of \$325,000.00 for the Houston Department of Health and Human Services (HDHHS), and that authorization be given to issue a purchase order to the GSA contractor, Consilience Software. This purchase is mandated by The Department of State Health Services grant for the purchase and implementation of the National Electronic Disease Surveillance System (NEDSS).

The NEDSS includes the integrated modules for disease surveillance and outbreak management of sexually transmitted disease (STD) human immunodeficiency virus (HIV), tuberculosis (TB) surveillance, immunization and vaccine inventory, case management, contact tracing, and animal disease reporting. The system will provide HDHHS the ability to better receive, evaluate, and respond to urgent disease reports on a 24/7/365 basis by assuring access to reporting resources and implementing a quality assurance process based on standardized guidelines to assess annually the timeliness and completeness of disease surveillance systems. The NEDSS will improve the effectiveness of health intelligence and surveillance activities, enhance HDHHS' ability to conduct epidemiological investigation surveys as surveillance reports warrant, and improve the tracking of cases, exposures, adverse events, and patient disposition.

The HDHHS disease surveillance is currently managed through seven non-interoperable local databases. The NEDSS will integrate the current system and include the above-referenced modules (disease surveillance and outbreak management, STD/HIV, TB surveillance, etc). Therefore, this technologically enhanced system is a crucial component for public health preparedness in Houston.

Buyer: Lena Farris

**REQUIRED AUTHORIZATION**

NDT

Finance Department:

Other Authorization:

Other Authorization:

900

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7964**

**Subject:** Approve an Appropriating Ordinance and Approve the Purchase of Microsoft Licenses and Maintenance Services through the City's Master Agreement with the Texas Department of Information Resources (DIR) (Contract No. C56844)

Category #  
1, 4, & 5

Page 1 of 1

Agenda Item

*10-10A*

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

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

**Origination Date**

June 11, 2008

**Agenda Date**

JUN 18 2008

**DIRECTOR'S SIGNATURE**

*[Handwritten Signature]*

**Council District(s) affected**

All

**For additional information contact:**

Janis Benton Phone: (832) 393-0004  
Ray DuRousseau Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$1,606,750.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve the purchase of a three-year Microsoft Enterprise license agreement and Microsoft Office professional licenses in an amount not to exceed \$2,546,840.00 through the City's Master Agreement with the Texas Department of Information Resources (DIR) for the Information Technology Department.

Spending Authority: \$2,546,840.00

**Finance Budget**

\$ 1,606,750.00 - Equipment Acquisition Consolidated Fund (Fund 1800) WBS X-680001-0001-3-01  
\$ 940,090.00 - Equipment Acquisition Consolidated Fund (Fund 1800) - Purchase orders will be issued for this amount upon approval and appropriation of the FY09 and FY10 Equipment Acquisition Program.  
-----  
\$2,546,840.00 - Total

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$1,606,750.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800). It is further requested that City Council approve a three-year Microsoft Enterprise license agreement and Microsoft Office professional licenses and maintenance services in an amount not to exceed \$2,546,840.00 through the City's Master Agreement with the Texas Department of Information Resources (DIR) for the Information Technology Department and that authorization be given to issue purchase orders to DIR's Go Direct Vendor, SHI Government Solutions, Inc., a certified State of Texas Historically Underutilized Business.

The Information Technology Department is undertaking a citywide Exchange (E-Mail) upgrade and an Active Directory implementation. The software licenses will enable the City to move from unsupported platforms and provide a mechanism to a secure, robust and up-to-date computing environment capable of supporting external and internal user needs. Additionally, it will provide Microsoft licenses for City Departments that do not meet the minimum standard of Microsoft Office 2003 as well as facilitate future deployments of Microsoft Office 2007.

This purchase will allow the Department's information technology personnel to receive technical support, updates and upgrades for Microsoft Windows Server, Exchange Server, SQL server and Office Share Point Server software.

Under the terms of this agreement, the vendor will be required to provide:

- Access to the latest version of Microsoft software including the Enterprise Platform.
- 24 hours per day, 7 days a week telephone, Web, and e-mail support.

**REQUIRED AUTHORIZATION**

NDT

Finance Department:

Other Authorization:

Other Authorization:

*MS*

*agg*

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7954**

**Subject:** Purchase of Radio Transmission System Equipment through the Houston-Galveston Area Council for the Information Technology Department  
S29-N22948-H

Category #  
4

Page 1 of 1

Agenda Item

11

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

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

**Origination Date**

June 05, 2008

**Agenda Date**

JUN 18 2008

**DIRECTOR'S SIGNATURE**

*MS Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Tom Sorley Phone: (832) 393-9611  
Douglas Moore Phone: (832) 393-8724

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

**RECOMMENDATION: (Summary)**

Approve the purchase of radio transmission system equipment through the Houston-Galveston Area Council (H-GAC) in the amount of \$440,522.44 for the Information Technology Department.

Award Amount: \$440,522.44

**Finance Budget**

\$440,522.44 - Police Special Services (2201)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve the purchase of UHF repeaters and transmission system, 700/800 MHz control stations and transmission system, UHF control stations and antenna, VHF base station and antenna, coaxial cable, coax surge protection and UPS system through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$440,522.44 for the Information Technology Department, and that authorization be given to issue a purchase order to the H-GAC contractor, Motorola, Inc.

This equipment is for back up communications equipment for the Houston Emergency Center (HEC). It will provide hardened assets directly connected to the dispatch center to ensure connectivity with remote radio sites. A grant was received in 2003 to build a tower on site at the HEC and equip it with backup radio equipment to enable limited communications during emergencies. This equipment will provide that functionality. This purchase contains some back-up power systems that will also be able to support equipment for the new radio system when implemented three to five years from now.

This equipment will come with a full one-year warranty.

Buyer: Douglas Moore  
PR No. 10053610

**REQUIRED AUTHORIZATION**

**NOT**

Finance Department:

Other Authorization:

Other Authorization:

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7923**

**Subject:** Amend Council Motion 2005-0511, Passed June 22, 2005, for Rolls-Royce Turbine Engine Replacement, Overhaul, and Exchange Parts for the Police Department  
SC-R-0458-098-20651-A1

Category #  
4

Page 1 of 1

Agenda Item

12

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

**Origination Date**  
May 28, 2008

**Agenda Date**  
JUN 18 2008

**DIRECTOR'S SIGNATURE**  
*Calvin D. Wells*

**Council District(s) affected**  
1

**For additional information contact:**  
Joseph Fenninger Phone: (713) 308-1708  
Desiree Heath Phone: (832) 393-8742

**Date and Identification of prior authorizing Council Action:**  
CM 2005-0511, Passed 06/22/2005

**RECOMMENDATION: (Summary)**  
Amend Council Motion 2005-0511, passed June 22, 2005, to extend the expiration date for rolls-Royce turbine engine replacement, overhaul, and exchange parts for the Police Department from June 27, 2008 to June 26, 2010.

No Additional Spending Authority Required

**Finance Budget**

**SPECIFIC EXPLANATION:**  
The City Purchasing Agent recommends that City Council amend Council Motion 2005-0511, to extend the expiration date for rolls-Royce turbine engine replacement, overhaul, and exchange parts awarded to Dallas Airmotive, Inc. dba Premier Turbines from June 27, 2008 to June 26, 2010 with no additional spending authority required.

This award began June 27, 2005 for a 36-month term in an amount not to exceed \$1,653,683.00. Expenditures as of June 3, 2008 totaled \$839,664.53.

This award consisted of a price list; which includes but is not limited to, overhauled and/or exchanged engines, turbines, compressors, gearboxes and pumps that enable the Police Department to replace faulty parts in order to maintain the helicopters stationed at William P. Hobby Airport. It also consists of new replacement parts needed to support the helicopters' engines and other major components. This award included a \$114,348.00 labor component for those repairs that cannot be performed by City personnel.

Buyer: Laura A. Marquez

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

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*[Signature]* 6/15/08

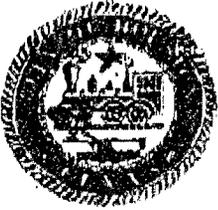
ACT

12

ID:

APR 19 '05

8:43 No.001 P.04



**CITY OF HOUSTON**  
Finance & Administration Department

**Interoffice**

Correspondence

To: Calvin D. Wells - City Purchasing Agent

From: Maria Cruz Goldman

Date: March 8, 2004

Subject: M/WDBE 0% Goal Request

**Bid Number:** SC-R-0458-098-20551

**Is this to establish a goal for advertisement?** No

**When are bids due?** April 7, 2005

**Items or Scope of Bid:**

This contract covers Rolls-Royce engine replacement parts, exchange parts for engine and turbine overhaul and the associated labor necessary to keep the helicopters operating smoothly and efficiently.

The total dollar value is approximately \$200,000.00

I am requesting approval of 0% goal

**Justification:**

Helicopter replacement parts and their overhaul or exchange is specialized and requires the FAA to certify and qualify maintenance centers. At this time there are no M/WDBEs authorized to perform maintenance on the Police helicopters. As a result, SPD has historically been granted a 0% M/WDBE goal for this effort. Past approvals are attached hereto for your information and reference.

Read and Approved:

*Desiree R. Heath*  
for Desiree R. Heath  
Division Manager

Read and Approved:

*Betty Tywater*  
Betty Tywater  
Contract Compliance Officer

Approved:

*Calvin D. Wells*  
Calvin D. Wells  
City Purchasing Agent

Approved:

*Velma Laws* 04/20/05  
Velma Laws  
Director Affirmative Action

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7941**

**Subject:** Sole Source Purchase of 2006 and 2008 Uniform Building Code and Uniform Fire Code Manuals and Amendments for the Public Works & Engineering Department  
S08-Q22916

Category #  
4

Page 1 of 1

Agenda Item

**13**

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

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

**Origination Date**

May 28, 2008

**Agenda Date**

JUN 18 2008

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

David Guernsey      Phone: (713) 238-5241  
Ray DuRousseau      Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve the sole source purchase of 2006 and 2008 Uniform Building Code and Uniform Fire Code Manuals and Amendments from International Code Council in the amount of \$54,858.00 for the Public Works & Engineering Department.

Award Amount: \$54,858.00

**Finance Budget**

\$54,858.00 - Building Inspection Fund (2301)

*PLR 6/12/08*

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve the sole source purchase of Uniform Building Code and Uniform Fire Code Manuals and Amendments from International Code Council in the amount of \$54,858.00 for the Public Works & Engineering Department and that authorization be given to issue a purchase order. These manuals will be used for reference purposes and to enforce existing building, energy, mechanical, plumbing, residential, fire and electrical codes.

International Code Council is the publisher and sole distributor of these manuals and amendments in the United States.

This purchase, consisting of 208 National Electrical Code Manuals, 247 International Building Code Manuals, 336 International Residential Code Manuals, 47 International Fire Code Manuals, 33 Uniform Plumbing Code Manuals, 34 Uniform Mechanical Code Manuals, and 138 International Energy Conservation Code Manuals and Amendments will be used by the Department's Code Enforcement personnel, legal department and appeals boards citywide. These new books are necessary to ensure compliance with the minimum standards for construction and operation in commercial and residential structures. The 2006 and 2008 volumes are the latest editions currently available.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (7) (A) of the Texas Local Government Code for exempted procurements.

Buyer: Angela Dunn  
RQ No. 10051280

**REQUIRED AUTHORIZATION**

*65 CDW 7941*

Finance Department:

Other Authorization:  
*[Signature]*  
*6/12/08*

Other Authorization:  
*[Signature]*

*[Handwritten mark]*

**REQUEST FOR COUNCIL ACTION**

RCA# 7947

TO: Mayor via City Secretary

<b>Subject:</b> Purchase of a Maintenance Agreement from the State of Texas Procurement and Support Services Contract for the Public Works & Engineering Department S17-H22931	Category # 4	Page 1 of 1	Agenda Item  <b>14</b>
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<b>FROM (Department or other point of origin):</b> Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	<b>Origination Date</b>  June 05, 2008	<b>Agenda Date</b>  JUN 18 2008
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<b>DIRECTOR'S SIGNATURE</b> 	<b>Council District(s) affected</b> All
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<b>For additional information contact:</b> David Guernsey Phone: (713) 238-5241 Douglas Moore Phone: (832) 393-8724	<b>Date and Identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)**  
 Approve the purchase of a three-year maintenance agreement from the State of Texas Procurement and Support Services Contract (TPASS) in the total amount of \$250,852.68 for the Public Works & Engineering Department.

Award Amount: \$250,852.68	<b>Finance Budget</b>
----------------------------	-----------------------

\$250,852.68 - W & S System Operating Fund (8300)

**SPECIFIC EXPLANATION:**  
 The City Purchasing Agent recommends that City Council approve the purchase of a three-year maintenance agreement from the TPASS contract through the State of Texas Cooperative Purchasing Program in the total amount of \$250,852.68 for the Public Works & Engineering Department and that authorization be given to issue a purchase order to the State contract vendor, Xerox Corporation.

The maintenance agreement will enable the Department's Utility Customer Service (UCS) personnel to maintain three Xerox DPS180 printing systems. The maintenance agreement will also ensure that the printing system consistently performs at optimum level, and produces clean and clear copies. The Department's UCS Division utilizes the Xerox DPS180 printer systems to print approximately 424,000 water/wastewater bills, 34,000 customer-requested forms and notification letters, and 400,000 financial and performance reports monthly.

Under the terms of the maintenance agreement, the contractor is required to provide the following services:

- Preventive Maintenance and Support
- Respond to written or verbal requests for service calls Monday through Friday
- Repair the copier within nine working hours after the request
- Repair critical request within four hours
- Provide a contingency plan to maintain full operation of copiers to avoid extended delays

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

Buyer: Murdock Smith

**REQUIRED AUTHORIZATION**

Finance Department:	Other Authorization:	Other Authorization:
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**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7963**

**Subject:** Purchase Electronic Document Management System (EDMS) Software and Related Training and Implementation Services from the General Services Administration Schedule 70 Contract Through the Cooperative Purchasing Program for Various Departments

Category #  
1, 4, & 5

Page 1 of 2

Agenda Item

**15-15A**

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

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

**Origination Date**

June 11, 2008

**Agenda Date**

JUN 18 2008

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**

All

**For additional information contact:**

Richard Hrachovy      Phone: (281) 230-8002  
Ray DuRousseau      Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$425,000.00 from the Equipment Acquisition Consolidated Fund (Fund 1800) and approve the purchase of a Electronic Document Management System (EDMS) Software and related training and implementation services in an amount not to exceed \$2,100,000.00 from the GSA Schedule 70 Contract through the Cooperative Purchasing Program for various departments.

Spending Authority: \$2,100,000.00

**Finance Budget**

\$425,000.00 - Equipment Acquisition Consolidated Fund (Fund 1800) WBS X-286800 HAS EDMS  
\$975,000.00 - HAS Capital Outlay Fund (Fund 8012)  
\$700,000.00 - Equipment Acquisition Consolidated Fund (Fund 1800) - Purchase orders will be issued for this amount upon approval and appropriation of the FY09 Equipment Acquisition Program.  
-----  
\$2,100,000.00 - Total

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$425,000.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve the purchase of a Electronic Document Management System (EDMS) software and related training and implementation services in an amount not to exceed \$2,100,000.00 from the GSA Schedule 70 Contract through the Cooperative Purchasing Program under Section 211 of the Government Act of 2002 for the Houston Airport System (HAS) and various departments, and that authorization be given to issue purchase orders to the GSA contractor, Hyland Software, Inc.

The Houston Airport System is replacing a legacy document management system software and adding new related technologies (eForms; workflow; electronic signature; remote document capture; records management, etc) to support project-specific and department-wide needs for a comprehensive, state-of-the-art document management system.

This purchase of the EDMS software will provide immediate and significant improvements in customer service and security-related initiatives which will improve badge processing at the City's three airports that serve approximately 35,000 badge holders. This "e-services" initiative is called eBadge, and will be unique in the airport industry and has the local cooperation of the Transportation Security Administration (TSA), U.S. Customs and Border Patrol (CBP). The EDMS and its technologies, including workflow, will be extended throughout the Department to meet other document storage and retrieval; business process improvement; records retention and management; and document archiving needs.

Based on the work performed by HAS, the City's Technology Steering Committee (TSC) will classify the On-Base software product as a standard for EDMS based applications. In addition to the Airport Badging Project,

**REQUIRED AUTHORIZATION**

NDT

Finance Department:

Other Authorization:

Other Authorization:

Date: 6/11/2008	Subject: Purchase Electronic Document Management System (EDMS) Software and Related Training and Implementation Services from the General Services Administration Schedule 70 Contract Through the Cooperative Purchasing Program for Various Departments	Originator's Initials RD	Page 2 of 2
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the Information Technology Department and the Houston Fire Department (HFD) will initiate a series of projects to streamline the workflow for processing personnel actions (changes in employee pay or job title) and automate forms approval and distribution processes used within HFD. These three departments, HAS, ITD, and HFD, will work together on an initial "pilot" project to build the first phase of the infrastructure required to support this new technology and develop the skills needed to deploy applications built around the software application. These initial projects will provide the opportunity to apply EDMS technology in a number of major projects that will change the way that employees perform their jobs and the City delivers services to its citizens. The expanded use of this technology will require the acquisition of additional licenses and specialized modules, which will be procured in accordance with the spending limits authorized by this action.

**M/WBE Subcontractor:**

The GSA contract does not have an M/WBE subcontracting component; however, the contractor has agreed to subcontract 5% of the implementation consulting services utilizing a certified City of Houston M/WBE.

Buyer: Murdock Smith

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7796**

**Subject:** Amend Council Motion 2005-0631, Passed June 29, 2005 for Linear Low Density Polyethylene Bags for Various Departments  
SC-R-8105-056-20566RA-A1

Category #  
4

Page 1 of 2

Agenda Item

*16*

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

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

**Origination Date**

May 14, 2008

**Agenda Date**

JUN 18 2008

**DIRECTOR'S SIGNATURE**

*MS*

*Calvin D. Wells*

**Council District(s) affected**

All

**For additional information contact:**

Richard Hrachovy                      Phone: (281) 230-8002  
Desiree Heath                              Phone: (832) 393-8742

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

CM 2005-0631, passed June 29, 2005

**RECOMMENDATION: (Summary)**

Amend Council Motion 2005-0631, passed June 29, 2005 to extend the expiration date for linear low density polyethylene bags for various departments from June 29, 2008 to June 28, 2009 and to increase the spending authority from \$1,211,774.66 to \$1,696,484.52.

Estimated Spending Authority: \$484,709.86

*PLR 6/12/08*

**Finance Budget**

\$226,855.54 - General Fund (1000)  
\$ 75,522.75 - Civic Center Facility Revenue Fund (8601)  
\$ 92,400.00 - HAS-Revenue Fund (8001)  
\$ 89,931.57 - PWE-W & S System Operating Fund (8300)  
\$484,709.86 = Total

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council amend Council Motion 2005-0631, passed June 29, 2005, to extend the term for linear low density polyethylene bags for various departments awarded to All American Poly, from June 29, 2008 to June 28, 2009 and to increase the spending authority from \$1,211,774.66 to \$1,696,484.52. The cost to manufacture plastic bags has been volatile; therefore, extending the award an additional 12 months will allow the City to take advantage of lower pricing. The additional spending authority will sustain the award through the extended term.

This award began June 29, 2005 for a 36-month term in an amount not to exceed \$1,211,774.66. Expenditures as of May 14, 2008 totaled \$1,009,888.841. All other terms and conditions shall remain as originally approved by City Council.

This award consisted of various types of bags used by the Houston Airport System and the Police, Fire, Public Works & Engineering, Solid Waste Management, General Services, Library, Parks & Recreation, Health & Human Services and Convention & Entertainment Facilities Departments as trash can liners.

Buyer: Heather Shepherd

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

**REQUIRED AUTHORIZATION**

*65 CDW 7796 MD*

Finance Department:

Other Authorization:

*J Taylor*

Other Authorization:

*Michelle [Signature]*

*16 DBA*

Date:  
5/14/2008

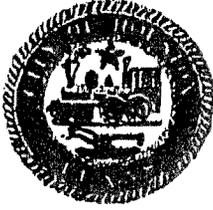
Subject: Amend Council Motion 2005-0631, Passed June 29, 2005  
for Linear Low Density Polyethylene Bags for Various Departments  
SC-R-8105-056-20566RA-A1

Originator's  
Initials  
HS

Page 2 of 2

**Spending Authority Increase**

<b>Department</b>	<b>FY08</b>	<b>Out Years</b>	<b>Total</b>
Houston Airport System	\$13,200.00	\$79,200.00	\$92,400.00
Health & Human Services	\$5,023.10	\$48,793.81	\$53,816.91
Library	\$3,697.40	\$24,881.86	\$28,579.26
Convention & Entertainment Facilities	\$9,655.54	\$65,867.21	\$75,522.75
Police	\$5,268.87	\$31,715.25	\$36,984.12
Fire	\$5,142.87	\$30,857.99	\$36,000.86
Public Works & Engineering	\$12,990.22	\$76,941.35	\$89,931.57
Parks & Recreation	\$8,309.32	\$49,866.88	\$58,165.19
General Services	\$1,384.12	\$8,310.08	\$9,694.20
Solid Waste Management	\$725.00	\$2,890.00	\$3,615.00
<b>TOTAL</b>	<b>\$65,396.44</b>	<b>\$419,324.43</b>	<b>\$484,709.86</b>



# CITY OF HOUSTON

Finance & Administration Department

## Interoffice

Correspondence

To: Contract Compliance Officer

From: Cindy Ellis *CE*

Date: June 7, 2005

Subject: Request to revise MWBE goal  
Bags, Polyethylene Linear Low  
Density Bags  
SC-R-8105-056-20566RA

**Nature of Request:**

0% Revised MWBE Goal      11% Original Goal

Amount of Award: \$1,400,118.62

Item: Polyethylene Linear Low Density Bags for Various Departments

Bids Received: February 24, 2005

After review of documents submitted by the potential vendors, it has been determined that a revised 0% goal should be assigned to this contract. The prices submitted by the recommended supplier are approximately 15% lower than the next low bidder. All American Poly is located in New Jersey and is the manufacturer of the various types and sizes of refuse bags to be provided in this contract. All American Poly will be shipping the bags via common carrier direct to the end users. There is no opportunity for the supplier to meet the original goal advertised in the solicitation.

Read and Approved:

*Desiree Heath*  
Desiree Heath  
Division Manager

Read and Approved:

*Beth Tywater*  
Beth Tywater  
Contract Compliance Officer

Read and Approved

*Calvin D. Walls*  
Calvin D. Walls  
City Purchasing Agent

Read and Approved

*Velma Laws*  
Velma Laws  
Director of Affirmative Action

06/17/05

CDW:DH:ce

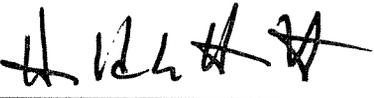
Attachment: All American Poly letter

COMMON FORMS/REVISED GOAL  
10/1/01  
JUN 13 '05 14:41 No.002 P.02

ID:

**REQUEST FOR COUNCIL ACTION**

<b>To:</b> Mayor via City Secretary			
<b>Subject:</b> Resolution creating a new Local Government Corporation (LGC) to serve as the Houston Parks Board (HPB) and approving Mayor's appointments of all board members thereof; Ordinance approving certain amendments to CH 32, Article VIII of City Code of Ordinances, applicable to the LGC as the new Houston Parks Board.		<b>Category #</b>	<b>Page 1 of 1</b>
			<b>Agenda Item</b>  <i>17-17A</i>
<b>FROM (Department or other point of origin):</b> Houston Parks and Recreation Department		<b>Origination Date:</b> May 19, 2008	<b>Agenda Date</b>  <b>JUN 18 2008</b>
<b>DIRECTOR'S SIGNATURE:</b> Joe Turner, Director  <i>Joe Turner</i>		<b>Council District(s) affected:</b> ALL	
<b>For additional information contact:</b> Dan Pederson, 713-865-4507		<b>Date and Identification of prior authorizing Council Action:</b> Ord. # 75-1112, January 1, 1975	
<b>RECOMMENDATION: (Summary):</b> Adopt a Resolution creating a new LGC to serve as the Houston Parks Board (HPB), and adopt Ordinance to amend Chapter 32, Article VIII, of the Code of Ordinances, applicable to the Houston Parks Board.			
<b>Amount of Funding:</b>  No Funding Required		<b>Finance Budget:</b>	
<b>SPECIFIC EXPLANATION:</b>			
<p>The Houston Parks Department (HPARD) requests that City Council approve a resolution creating a Local Government Corporation (LGC), to be named <b>Houston Parks Board LGC, Inc.</b>, to serve as the Houston Parks Board as contemplated in Article VIII, Chapter 32 of the Code of Ordinances ("Chapter 32"), for the purpose of creating, improving and protecting parkland for Houston. The entity that currently serves as the Houston Parks Board under Chapter 32 is a traditional 501(c)(3) Texas non-profit corporation that was formed in 1975. The Texas Transportation Corporation Act, Chapter 431 of the Texas Transportation Code, which provides for municipalities to create local government corporations (LGCs), was adopted in 1995. LGCs are a specific type of Texas non-profit corporation established to assist in carrying out one or more governmental activities of the municipality. Creating a LGC to serve as the Houston Parks Board gives greater clarity of the entity's duties, powers and protection under current state law. For example, the HPB as an LGC would have greater statutory protection from the risk of potential liability arising out of its performance of these governmental purposes.</p> <p>Passage of this resolution will include approval of the Mayor's appointment of 20 persons to serve as the Board of Directors for the new LGC. These 20 persons consist of 16 individuals who are current board members of the existing HPB, plus 4 individuals who are newly appointed to expand the board. Resumes for the proposed new members are attached. In the future the HPB LGC will remain a Mayor appointed board, subject to Council confirmation.</p> <p>HPARD also requests that City Council adopt an ordinance amending Chapter 32, Article VIII of the Code of Ordinances. The modifications to Chapter 32, Article VIII of the Code of Ordinances will assist HPB in efficiently addressing several day to day operational details:</p> <ul style="list-style-type: none"> <li>• Expressly state rather than imply HPB's right of entry onto City parkland to undertake improvements and construction after approval by HPARD;</li> <li>• Maximize HPB's flexibility in contracting when using private funds to construct improvements on City parkland, subject to approval by HPARD of the projects on City property; and</li> <li>• Confirm HPB's authority to contract with the City for longer than 30 years, not subject to the City Charter's 30-year limit on franchises with private entities.</li> </ul> <p>As an LGC, HPB's financials will continue to be incorporated into the City CAFR. HPARD will continue to have control by means of approval of all projects on City property. HPB will remain fully accountable and not receive any operational funding from the City. The HPB LGC entity is intended to hold title to Parks Board lands before they are conveyed to the City and to contract long term with the existing HPB 501(c)(3) entity to carry out operations in virtually the same manner as it has operated in the past.</p> <p>The Quality of Life Committee recommended this to full council consideration on May 1, 2008.</p>			
<b>REQUIRED AUTHORIZATION</b>			
<b>Finance:</b>		<b>Other Authorization:</b>	

<b>SUBJECT:</b> Forensic Science Grant Resolution	<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 18
<b>FROM: (Department or other point of origin):</b> Houston Police Department	<b>Origination Date</b> June 6, 2008		<b>Agenda Date</b> JUN 18 2008
<b>DIRECTOR'S SIGNATURE:</b> Harold L. Hurtt, Chief of Police 	<b>Council Districts affected:</b> All		
<b>For additional information contact:</b> Sgt. Chandra Davis 713-308-1972	Joseph Fenninger 713-308-1700	<b>Date and identification of prior authorizing Council Action:</b>	

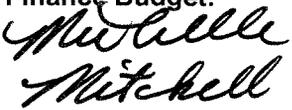
**RECOMMENDATION: (Summary)**

Create an ordinance (resolution) accepting a grant award from the Office of the Governor, Criminal Justice Division for \$139,000.00, if awarded to purchase equipment.

**Amount of Funding**

CJD Funding	Cash Match Funding	In-Kind Funding	Total Funding
\$139,000.00	0	0	\$139,000.00

**Finance Budget:**



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

Forensic Science Grant

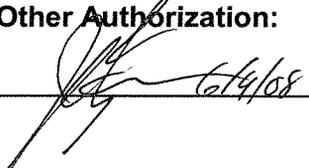
The Houston Police Department has applied to the Office of the Governor, Criminal Justice Division for grant funding. The grant application process requires a resolution be created to complete the grant requirement.

The \$139,000.00 grant funding opportunity does not require a city cash match or the hiring of personnel.

The funding opportunity is for the Houston Police Department's Crime Laboratory to purchase updated equipment to conduct examinations of questionable documents.

cc: Arturo Michel, City Attorney  
 Marty Stein, Agenda Director  
 Anna Russell, City Secretary

**REQUIRED AUTHORIZATION**

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

REQUEST FOR COUNCIL ACTION

R

<b>SUBJECT:</b> An ordinance relating to proposed compatible land use regulations in prescribed areas around the City of Houston's airports.	<b>Category #</b>	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  <b>19</b>
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<b>FROM (Department or other point of origin):</b> Houston Airport System	<b>Origination Date</b> June 5, 2008	<b>Agenda Date</b> <b>JUN 18 2008</b>
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<b>DIRECTOR'S SIGNATURE:</b> <i>Eric R. Potts</i> <i>Eric R. Potts for RV</i>	<b>Council District affected:</b> B, E and I
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<b>For additional information contact:</b> Eric Potts <i>ERP</i> Phone: 281-233-1999 Marlene Gafrick 713-837-7760	<b>Date and identification of prior authorizing Council action:</b> N/A
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**RECOMMENDATION: (Summary)**

Approve an ordinance establishing controlled compatible land use areas around the airports, appointing the City Planning Commission as the Airport Commission, providing for additional members, requesting the Airport Commission to make recommendations to City Council regarding regulations and the boundaries to be established and regulated; to make a preliminary report; to conduct public hearings; and to make a final report to City Council as required by Chapter 241 of the Texas Local Government Code.

**SPECIFIC EXPLANATION:**

Under federal law, as a recipient of Federal Aviation Administration (FAA) airport development grants, the City of Houston is required to assure that "appropriate actions have been taken to restrict the use of land adjacent to or near the airport... and to protect the airport and any future Federal investment to meet the air travel needs of the citizens and businesses in the Houston metropolitan area." Compliance is both a matter of federal law and is necessary to protect the City of Houston's airports from encroachment and incompatible land uses that may affect safety, reduce capacity or hinder future growth and federal funding. The FAA has admonished the City of Houston for allowing incompatible land use to encroach around the airports and requested that the City of Houston take measures to ensure compatible development. Therefore, the Houston Airport System (HAS) and the Planning and Development Department (P&D) have initiated a process that will lead to the presentation of compatible land use regulations to City Council for consideration later this year. This proposed ordinance is a necessary first step in that process.

Chapter 241 of the Texas Local Government Code allows cities with public airports to adopt compatible land use regulations around airport(s). The area that may be regulated, the "controlled compatible land use area," is 3 miles wide by 5 miles long, as measured 1.5 miles on each side of the center line of each runway and 5 miles from the ends of the runways and includes land inside the City of Houston and within its extraterritorial jurisdiction. These controlled compatible land use areas are shown on the attached map of each of the three airports.

Also pursuant to Chapter 241, the City of Houston must create an Airport Commission before adopting compatible land use regulations. This commission is responsible for holding public hearings and making recommendations on the proposed regulations to City Council. HAS and P&D will hold community meetings to explain the proposed regulations, hear comments, and answer questions and the Airport Commission will conduct the required public hearings.

**REQUIRED AUTHORIZATION**

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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<b>Date</b> June 5, 2008	<b>SUBJECT:</b> An ordinance relating to proposed compatible land use regulations in prescribed areas around the City of Houston's airports.	<b>Originator's Initials</b>	<b>Page</b> 2 of 2
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This proposed ordinance provides that the members of the Airport Commission will be the members of the City Planning Commission. In addition, the Airport Commission may include a member from either or both the City of Humble and the City of Pasadena. A portion of the controlled compatible land use area for George Bush Intercontinental Airport/Houston is in the City of Humble and for Ellington Field is in the City of Pasadena. Providing for members from Humble and Pasadena is recommended because these cities may choose to have the proposed regulations apply in their territory by agreement with the City of Houston. The Directors of HAS and P&D (or their designees) are appointed as ex officio members, with the Director of HAS serving as Secretary of the Airport Commission.

City Council will be asked to create a 5-member Board of Adjustment at a later date. The members will be appointed by the Mayor subject to confirmation by City Council, unless City Council approves agreements allowing the City of Humble and/or the City of Pasadena to appoint a member. This board will be responsible for reviewing variance requests and is not part of the Airport Commission.

Upon approval of the ordinance by City Council, the Director of P&D will begin placing a notice on subdivision plats filed within the controlled compatible land use area that the property is potentially subject to land use regulation and the Director of HAS will file a copy of the ordinance in the real property records of Harris County, Texas, also to give notice of the extent of the City of Houston's authority and intention to adopt compatible land use regulations within the controlled compatible land use areas depicted on the attached maps.

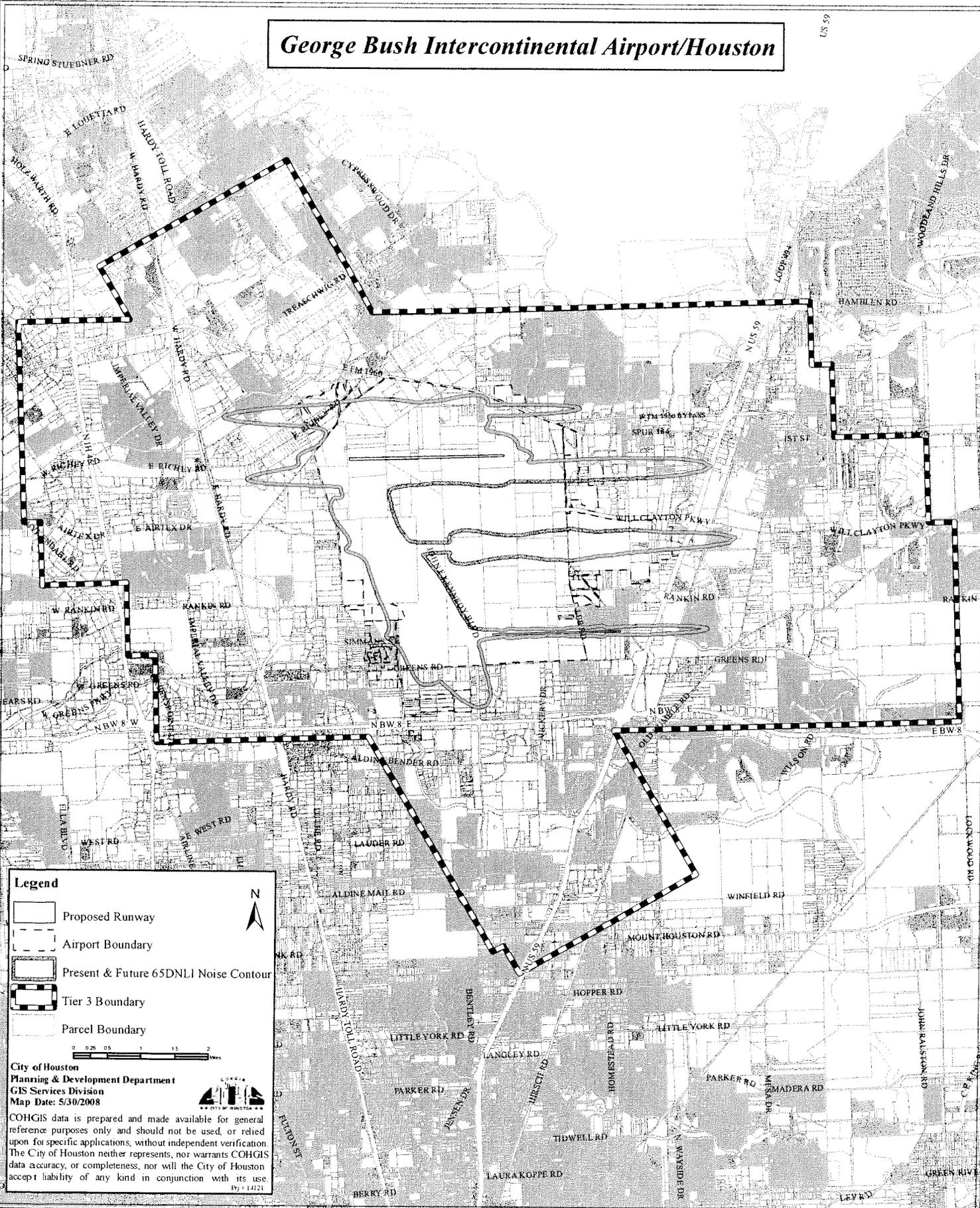
Attachments

RMV:JFS

- cc: Ms. Marty Stein  
Mr. Anthony W. Hall, Jr.  
Mr. Arturo G. Michel  
Mr. Richard M. Vacar  
Ms. Marlene Gafrick  
Ms. Suzy Hargrove  
Mr. Eric R. Potts  
Mr. Dave Arthur  
Ms. Kathy Elek  
Mr. Aleks Mraovic  
Mr. Carlos Ortiz  
Mr. Frank D. Crouch  
Mr. John S. Kahl  
Mr. Adil Godiwalla  
Mr. John Silva  
Ms. Marlene McClinton  
Mr. Robert L. Nesbett

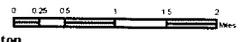
# George Bush Intercontinental Airport/Houston

65 S1



## Legend

-  Proposed Runway
-  Airport Boundary
-  Present & Future 65DNLI Noise Contour
-  Tier 3 Boundary
-  Parcel Boundary



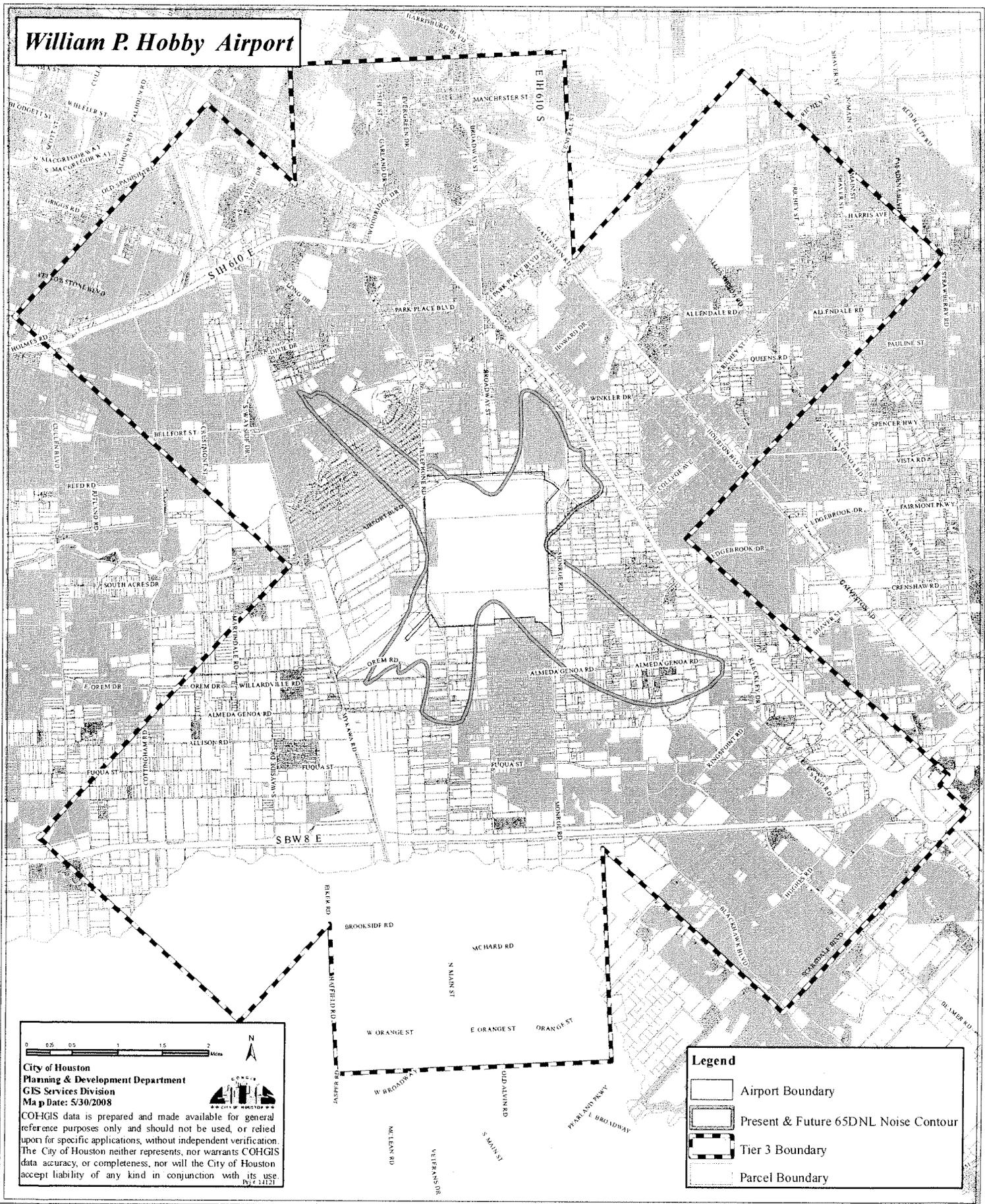
City of Houston  
 Planning & Development Department  
 GIS Services Division  
 Map Date: 5/30/2008



COHGIS data is prepared and made available for general reference purposes only and should not be used, or relied upon for specific applications, without independent verification. The City of Houston neither represents, nor warrants COHGIS data accuracy, or completeness, nor will the City of Houston accept liability of any kind in conjunction with its use.

07-14121

# William P. Hobby Airport



City of Houston  
 Planning & Development Department  
 GIS Services Division  
 Map Date: 5/30/2008



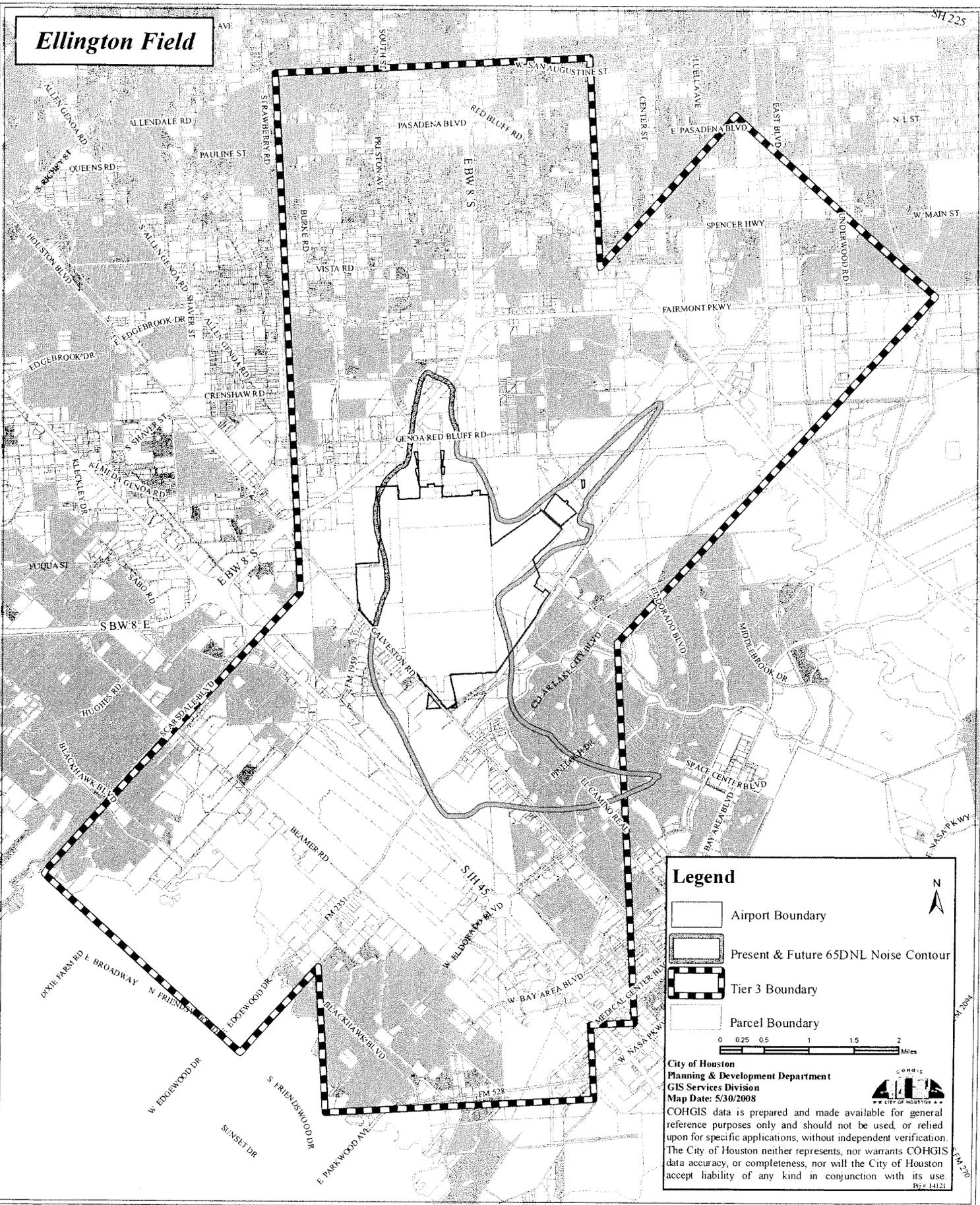
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**Legend**

-  Airport Boundary
-  Present & Future 65DNL Noise Contour
-  Tier 3 Boundary
-  Parcel Boundary

# Ellington Field

SH 225



**Legend**

-  Airport Boundary
-  Present & Future 65DNL Noise Contour
-  Tier 3 Boundary
-  Parcel Boundary

0 0.25 0.5 1 1.5 2 Miles

City of Houston  
 Planning & Development Department  
 GIS Services Division  
 Map Date: 5/30/2008

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By: 14121



SH 200

FM 270

**SUBJECT:** An Ordinance Authorizing Approval and Termination of the Remarketing Agreement Relating to City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B (the "Series 2004B Bonds) and Certain Other Matters Relating Thereto.

**Category #**

**Page 1 of 1**

**Agenda Item #**

20

**FROM (Department or other point of origin):**  
Finance Department and Office of City Controller

**Origination Date:**

**Agenda Date**

June 13, 2008

JUN 18 2008

**DIRECTOR'S SIGNATURE:**

*Michelle Mitchell*

**Council District Affected:**  
All

**For additional information contact:**

Charles Leal 713-837-9892  
Jim Moncur 713-247-2950

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

**RECOMMENDATION:** Approve an Ordinance Authorizing Approval and Termination of the Remarketing Agreement Relating to City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B (the "Series 2004B Bonds) and Certain Other Matters Relating Thereto.

**Amount of Funding:** Not Applicable

**Finance Dept Budget:**

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

**SPECIFIC EXPLANATION:**

UBS Financial Services LLC ("UBS") is the current dealer on the City of Houston, Combined Utility System, Series 2004B-2 and 2004B-3 Variable Rate Demand Bonds in the aggregate amount of \$210,550,000. Recently, UBS announced that it was leaving the Municipal Bond market necessitating a change of dealer on these bonds. The Finance Working Group ("FWG") recommends that Goldman Sachs & Co., be approved as dealer replacing UBS.

The FWG further recommends that Fulbright & Jaworski act as Bond Counsel. Disclosure Counsel is not required for this action. The Financial Advisors for the Combined Utility System are Coastal Securities and Morgan Keegan.

The FWG recommends approval of this action.

f

Cc: Arturo Michel, City Attorney  
Marty Stein, Agenda Director

**REQUIRED AUTHORIZATION**

**Finance Department Director:**

**Other Authorization:**

**Other Authorization:**

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 226.080 acres of land to Harris County Municipal Utility District No. 82 (Key Map No. 292-V; 293-U,V)	<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  21
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b> 5/20/08	<b>Agenda Date</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE</b> <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE	<b>Council District affected:</b> "ETJ"
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<b>For additional information contact:</b>  Jun Chang, P.E. <i>jc</i> Senior Assistant Director    Phone: (713) 837-0433	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**

The petition for the addition of 226.080 acres of land to Harris County Municipal Utility District No. 82 be approved.

<b>Amount of Funding:</b>  NONE REQUIRED	<b>F &amp; A Budget:</b>
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**SOURCE OF FUNDING:**     General Fund     Grant Fund     Enterprise Fund

Other (Specify)

**SPECIFIC EXPLANATION:**

Harris County Municipal Utility District No. 82 has petitioned the City of Houston for consent to add 226.080 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Cypress Creek, Spring Creek, and Aldine Westfield. The district desires to add 226.080 acres, thus yielding a total of 2,072.7782 acres. The district is served by the Harris County Municipal Utility District No. 82 Sewage Treatment Plant. The nearest major drainage facility for Harris County Municipal Utility District No. 82 is Spring Creek which flows to the San Jacinto River and finally into Lake Houston.

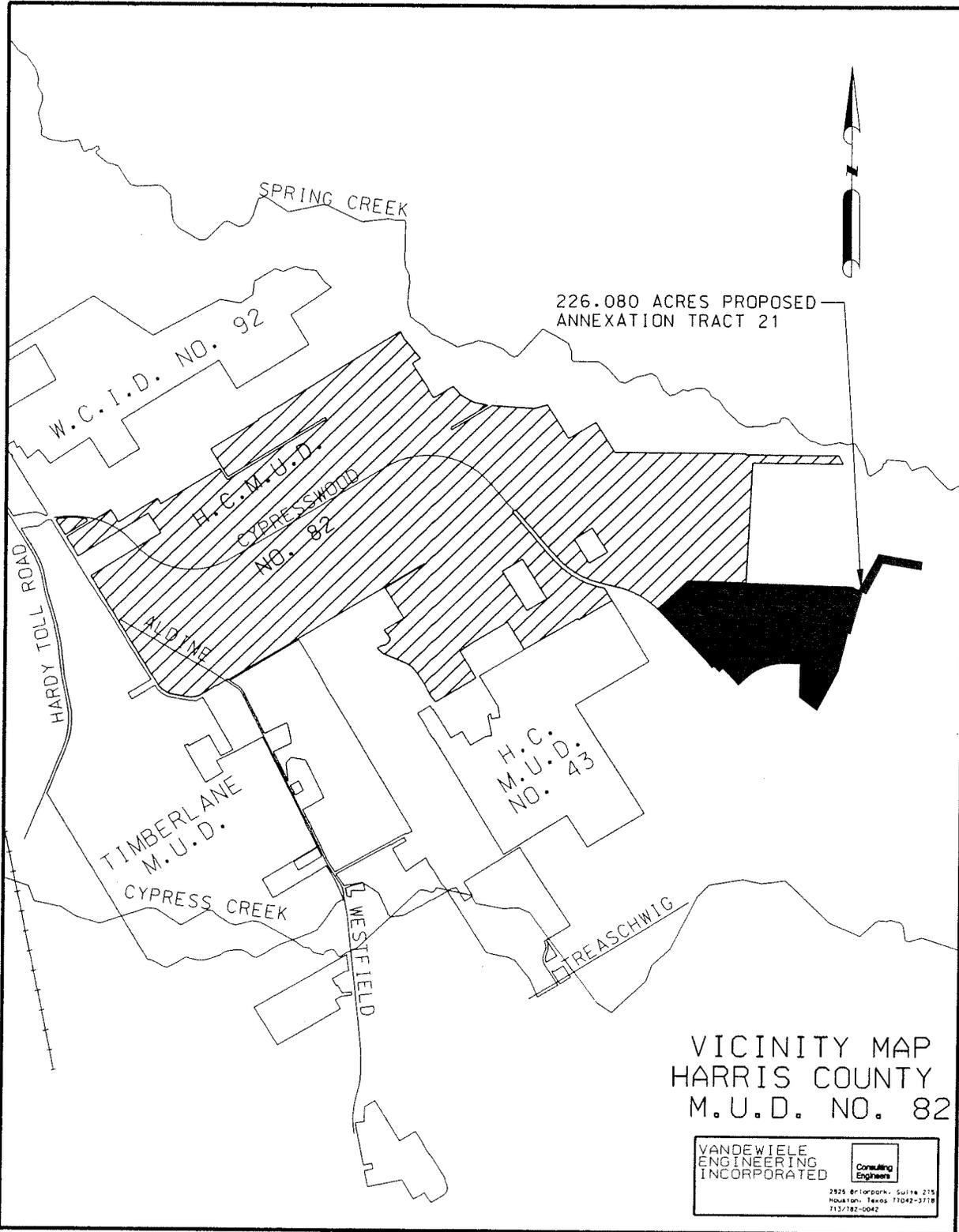
Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their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

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

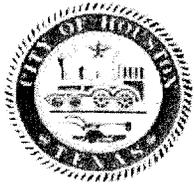
Attachments

cc: Marty Stein    Marlene Gafrick    Jeff Taylor    Dan Krueger    Mark Loethen  
Bill Zrioka    Wyanette Chan    Deborah McAbee    Gary Norman

<b>F &amp; A Director</b>	<b>REQUIRED AUTHORIZATION</b> 20JZC430 <b>Other Authorization:</b> <i>Andrew F. Icken</i> Andrew F. Icken Deputy Director Planning & Development Services Div.	<b>Other Authorization:</b>
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F:\05900\611-3\CAD\vicinity-revised.dgn  
5/1/2008  
4:22:37 PM



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

5/2/08 *[Signature]*

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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 226.080 acres to Harris County MUD No. 82 under the provisions of Chapters 49 and 54 Texas Water Code.

*[Signature]*

Attorney for the District

**Attorney: Lynne Humphries-Allen Boone Humphries Robinson LLP**

Address: 3200 Southwest Freeway, Suite 2600, Houston, TX Zip: 77027 Phone: 713-860-6406

**Engineer: Van de Wiele Engineering, Inc.**

Address: 2925 Briar Park, Suite 275, Houston, TX Zip: 77042 Phone: 713-782-0042

**Owners: CET Limited**

Address: c/o Mr. Benjamin Cheng, 226 North Tranquil Path,  
The Woodlands, Texas Zip: 77380 Phone: 281-681-9898

(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 Fisher Survey Abstract 264

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

North of: Cypress Creek East of: Aldine Westfield \*  
South of: Spring Creek West of: Spring Creek -

### WATER DISTRICT DATA

Total Acreage of District: 1846.6982 Existing Plus Proposed Land 2072.7782 ✓

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

Single Family Residential 95% Multi-Family Residential 0%  
Commercial 5% Industrial 0% Institutional 0%

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

Sewage Treatment Plant Name: Harris County MUD No. 82 Sewage Treatment Plant

NPDES/TPDES Permit No: 11799-001 TCEQ Permit No: \_\_\_\_\_



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 1.1

Ultimate Capacity (MGD): 2.9

Size of treatment plant site: 3.979 ac. square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 1.1 MGD.

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

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

Total permitted capacity: N/A

MGD of (Regional Plant).

Name of District: N/A

MGD Capacity Allocation N/A

or property owner(s)

Name of District: N/A

MGD Capacity Allocation N/A

Water Treatment Plant Name: Water Plant No. 1/Water Plant No. 2

Water Treatment Plant Address: 2308 North Spring Drive/ 23000 Cypresswood Drive

Well Permit No: 114613/ 114612

**Existing Capacity:**

Well(s): 1500 GPM

Booster Pump(s): 5000 GPM

Tank(s): 1.0 MG

**Ultimate Capacity:**

Well(s): 4000 GPM

Booster Pump(s): 11000 GPM

Tank(s): 1.945 MG

Size of Treatment Plant Site: 0.672/ 1.186 acres

square feet/acres.

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

\_\_\_\_\_

\_\_\_\_\_

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

<b>SUBJECT:</b> Adoption of the Water Conservation Plan, Water Conservation Plan for Agricultural Use, and Drought Contingency Plan for the Public Works and Engineering Department.	<b>Page</b> 1 of 1	<b>Agenda Item</b> # <span style="font-size: 1.5em;">22</span>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> May 29, 2008	<b>Agenda Date</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE</b> <i>MS Marcotte 6/3/08</i> Michael S. Marcotte, P.E., DEE, Director	<b>Council District affected:</b> ALL
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<b>For additional information contact:</b> Dannelle H. Belhateche, P.E. Senior Assistant Director <b>Phone:</b> (713) 837-0847	<b>Date and identification of prior authorizing Council action</b>  N/A
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**RECOMMENDATION: (Summary)**  
Approve and adopt the Water Conservation Plan, Water Conservation Plan for Agricultural Use and the Drought Contingency Plan for the Public Works and Engineering Department.

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

**SPECIFIC EXPLANATION:**

The Director of Public Works and Engineering Department recommends that City Council approve and adopt the Water Conservation Plan, the Water Conservation for Agricultural Use Plan, and the Drought Contingency Plan as set forth by the department. Pursuant to the Texas Administrative Code, Title 30, Chapter 288, the City of Houston as a wholesale public water supplier must develop, formally adopt, and submit the aforementioned plans to the Texas Commission on Environmental Quality (the State Regulatory Authority).

The Water Conservation Plan identifies water conservation goals and practices that will protect long term water supplies for the City of Houston. The Plan includes information required by the Texas Commission on Environmental Quality.

The Water Conservation Plan for Agricultural Use Plan identifies water conservation goals and practices relative to agricultural water customers of the City of Houston.

The Drought Contingency Plan is a strategy or combination of strategies set forth by the public water supplier for addressing water supply shortages.

Each plan is required by statute to address specific requirements. City Council approval shall serve as official adoption of these plans.

cc: Marty Stein  
Michael S. Marcotte, P.E., DEE  
Waynette Chan  
Gary Norman  
Susan Bandy  
Jeff Taylor  
Dannelle H. Belhateche, P.E.

**REQUIRED AUTHORIZATION** 20DHB65

<b>F &amp; A Director</b>	<b>Other Authorization:</b> <i>Jeff Taylor</i> Jeff Taylor Deputy Director Public Utilities Division	<b>Other Authorization:</b> <i>Dannelle H. Belhateche</i> Dannelle H. Belhateche, P.E. Senior Assistant Director Drinking Water Operations
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**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**SUBJECT:** Ordinance approving a Contract Parking Agreement between the City and HCPA Services Company related to employee parking in the Hobby Center Garage.

Category #

Page 1 of 1

Agenda Item#

23

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

Dawn R. Ullrich, Director  
Department of Convention and Entertainment Facilities

Origination Date

6-8-08

Agenda Date

JUN 18 2008

**DIRECTOR'S SIGNATURE:**

*Dawn Ullrich*

Council Districts affected:

**For additional information contact:**

Stephen W. Lewis

Phone: 713-853-8888

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

**RECOMMENDATION: (Summary)**

Ordinance approving a Contract Parking Agreement between the City and HCPA Services Company related to employee parking in the Hobby Center Garage.

**Amount of Funding:**

Original Allocation	\$0.00
General Fund 1000	\$1,037,420.40
PWE- CIP Salary Recovery Fund 1001	\$247,183.20
PWE- Water & Sewer Operating Fund 8300	\$430,698.00
PWE- Bldg Inspections Fund 2301	\$37,452.00
PWE- Storm Water Fund 2303	\$41,197.20
HR-Health Benefits Fund 9000	\$112,356.00
Maximum Contract Amount	\$1,906,306.80

**Finance Department:**

**SPECIFIC EXPLANATION:**

The City leases spaces at the Hobby Center Garage for employee parking. As the current contract expires, the City and Hobby Center desire to continue such arrangement. The proposed new contract begins July 1, 2008, and expires June 30, 2012, and is for an initial five hundred and nine unreserved parking spaces. For the period of July 1, 2008 through June 30, 2009 the rate is \$62.50 per month. Thereafter, the rates may be adjusted by the Hobby Center to reflect 66% of its then current published rate for unreserved spaces in the Garage, but not to exceed an annual increase of fifteen percent (15%). Each parking card holder may park from 4:00 a.m. to 6:00 p.m. Monday through Friday. Applicable event or hourly rates will be charged during evenings and weekends. (The Garage is used primarily at night when performances take place in the Hobby Center.)

This arrangement will allow the City to continue providing convenient nearby parking for its employees at rates that are below the present cost of \$95.00 per space for unreserved parking in the Hobby Center Garage.

LH:dv  
H:\RCA\HobbyCenter.doc

**REQUIRED AUTHORIZATION**

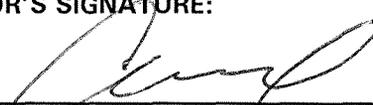
NOT

Finance Director

Other Authorization

Other Authorization

R

<b>SUBJECT:</b> Retain the law firm of Yetter, Warden & Coleman, LLP to represent the City in <i>Dawn A. Alewine, et al v. City of Houston</i>		<b>Page</b> 1 of 1	<b>Agenda Item #</b>  24
<b>FROM (Department or other point of origin):</b>  Legal Department		<b>Origination Date</b> June 5, 2008	<b>Agenda Date</b>  JUN 18 2008
<b>DIRECTOR'S SIGNATURE:</b>  		<b>Council District affected:</b> B	
<b>For additional information contact:</b> Robert Cambrice      Randy Rivin 832-393-6476              832-393-6428		<b>Date and identification of prior authorizing Council action:</b>  None	
<b>RECOMMENDATION: (Summary)</b> Approve Agreement for Professional Services with Yetter, Warden & Coleman, LLP ("Firm") for legal representation of the City in <i>Dawn A. Alewine, et al v. City of Houston</i>			
<b>Amount and Source of Funding:</b> Aviation Enterprise Fund - Account 8001 \$400,000 (\$217,000 FY08 Allocation)			
<b>SPECIFIC EXPLANATION:</b> A Petition was filed in the County Court at Law No. 3 on October 31, 2005, styled <i>Dawn A. Alewine, et al v. City of Houston</i> . An Amended Petition was filed on May 21, 2007. On April 24, 2008, a Motion for Summary Judgment was rendered by the Court in favor of the City. The Plaintiff's have timely filed a Notice of Appeal.  The Petition was filed by eighty-two Plaintiffs, who live in 46 houses in the Woodcreek Subdivision in North Harris County, alleging that noise and flights from the opening of the fifth runway at IAH in 2003 disrupted their neighborhood adjacent to the airport. The Plaintiffs contended that the new runway caused landings and arrivals to occur directly over their houses, "suddenly and dramatically" altering their otherwise "quiet and tranquil" neighborhood. The court disagreed and found in favor of the City of Houston without a trial on the City's Motion for Summary Judgment.  Due to the complexity of the litigation and the adverse consequences for IAH should the plaintiff's prevail, the Houston Airport System requested the Legal Department retain outside counsel to handle this matter. The Firm was chosen because of its expertise in representing defendants on a wide range of legal issues.  The Firm has represented, based on the current status of the case, that it can provide the necessary representation of the City with the requested funding through June 30, 2009.			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b> <i>Kae</i>	
		X <i>ga</i>	

04

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

<b>SUBJECT:</b> First Amendment to the Agreement for Securities Safekeeping Services.	<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 25
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<b>FROM (Department or other point of origin):</b> Office of the City Controller	<b>Origination Date</b> 6/3/08	<b>Agenda Date</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b> <i>Andrew D. Parker</i>	<b>Council District Affected:</b> All
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<b>For Additional Information:</b> Jim Moncur Phone: 713-247-2950	<b>Date and Identification of Prior Authorizing Council Action:</b> Ord No. 2005-1002, 8/24/05
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**RECOMMENDATION:**  
Adopt an amendment for a Securities Safekeeping contract with JP Morgan Chase Bank N.A. changing the method of payment.

<b>Amount of Funding :</b> \$146,000 for 26 months.	<u>F&amp;A Budget</u>
<b>Source of funding:</b> Office of City Controller; General fund 1000	

**SPECIFIC EXPLANATION:**  
On August 24, 2005 City Council approved a Securities Safekeeping contract with JP Morgan Chase Bank. Services provided under this contract include maintenance of custodial accounts for the purpose of safekeeping securities owned by the City and related support functions for the City's investment operations. This contract was approved by City Council with the provision that it would be paid for by compensating balances or interest earnings on deposits. As a result of payment with a compensating balance, the associated costs do not appear as an expenditure on the City's annual budget and do not require an appropriation of funds. Estimated annual cost of service was \$47,655 at the time of contract approval.

The Controller's Office has reviewed the method of payment, and has determined that it is in the City's best interest to pay for these services with cash payments upon the submission of invoices rather than by a compensating balance. Benefits to the City by converting to cash payments are to increase transparency by listing the costs associated with this contract as a line item on the annual budget, and increased managerial efficiency in managing those costs.

**REQUIRED AUTHORIZATION**

<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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25

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

R

<b>SUBJECT:</b> Ordinances amending the property description included in 1) the Strategic Partnership Agreement with Harris County MUD 285 and 2) the resultant limited purpose annexation	<b>Category #</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b> 26 - 26A
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<b>FROM (Department or other point of origin):</b> Planning and Development Department	<b>Origination Date</b> June 3, 2008	<b>Agenda Date</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b> <i>M. Wallace</i>	<b>Council District affected:</b> A
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<b>For additional information contact:</b> Margaret Wallace Phone: 713-837-7826	<b>Date and identification of prior authorizing Council action:</b> 12-11-07 (NO. 2007-1385 & 2007-1386)
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**RECOMMENDATION: (Summary)**  
That the City Council pass two Ordinances amending the property description included in 1) the Strategic Partnership Agreement with Harris County MUD 285 and 2) the resultant limited purpose annexation

<b>Amount and Source of Funding:</b>	<b>F &amp; A Budget:</b>
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**SPECIFIC EXPLANATION:**

On December 11, 2007 City Council approved a Strategic Partnership Agreement with Harris County MUD 285 (Ordinance NO. 2007-1385). The property description attached to that agreement, and included in the limited purpose annexation (Ordinance NO. 2007-1386), included some territory that neither the City nor the MUD intended to include. This action will correct that property description and remove the unintended property from the Agreement and from the limited purpose annexation.

This amendment will not result in any negative economic or territorial effect on the City of Houston.

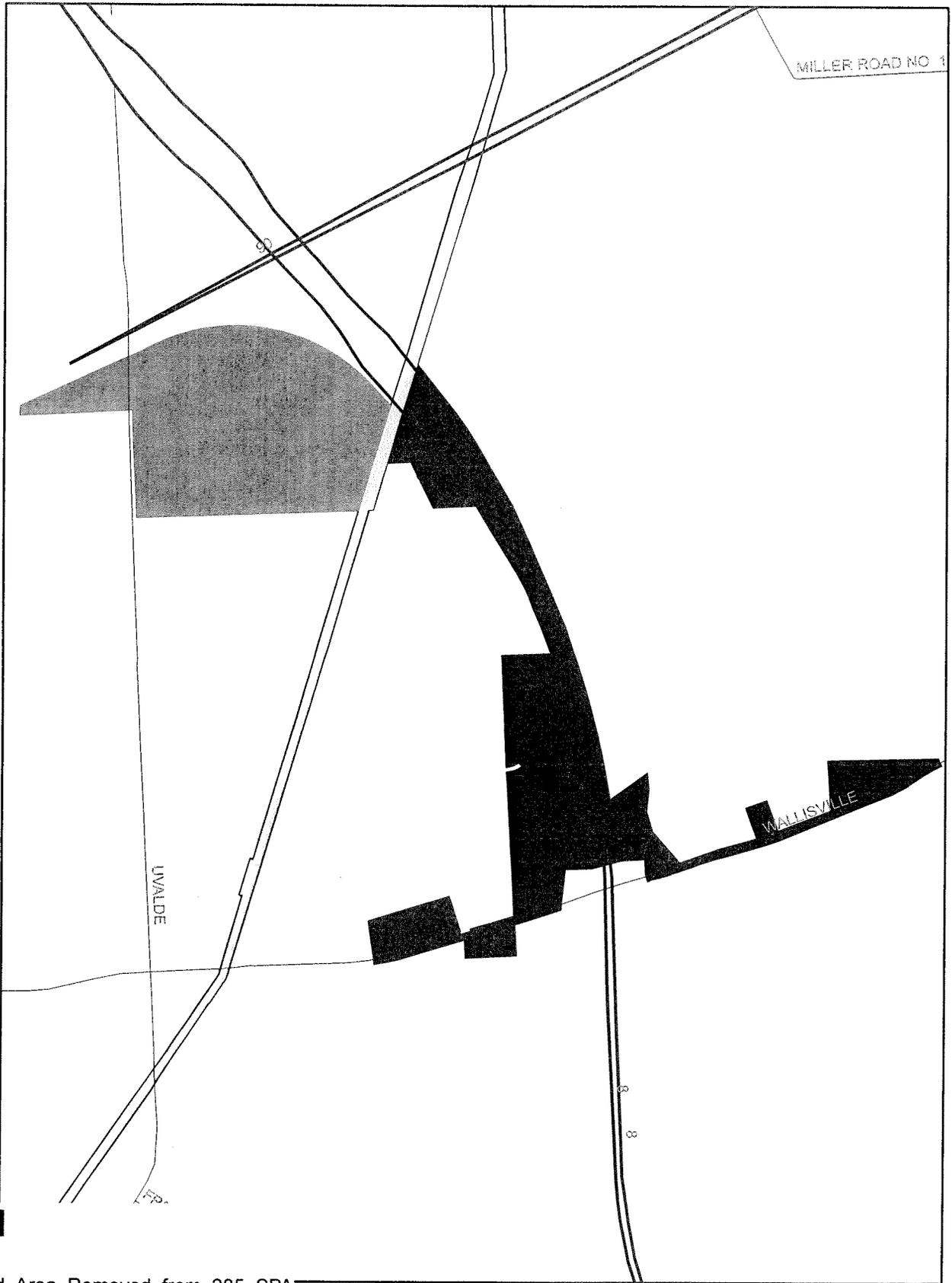
The Harris County MUD 285 board has voted on and approved a resolution amending the strategic partnership agreement between the City of Houston and Harris County MUD 285.

Copy: Marty Stein, Agenda Director  
Arturo G. Michel, Legal  
Anna Russell, City Secretary

<b>REQUIRED AUTHORIZATION</b>		
<b>F &amp; A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>

th

# Harris County MUD 285 SPA Amendment



## \_legend

-  Land Area Removed from 285 SPA
-  HC MUD 285 SPA Amended
-  City Limit

0 0.125 0.25 0.5 Miles



SUBJECT: An Ordinance authorizing a Compromise and Settlement Agreement between the City of Houston and Airport/288 Associates Limited and to settle a claim. WBS No R-000802-0047-4		Page 1 of 1	Agenda Item # <b>27</b>
FROM (Department or other point of origin):  Public Works and Engineering		Origination Date  6-12-08	Agenda Date  JUN 18 2008
DIRECTOR'S SIGNATURE: <i>MS Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director		Council District affected: D	
For additional information contact: Jun Chang, Senior Assistant Director <i>JC</i> Phone: 713-837-0433		Date and identification of prior authorizing Council action: 6/13/07 Ordinance #2007-0696	
RECOMMENDATION: (Summary) That Council authorizes an Ordinance authorizing a Compromise and Settlement Agreement between the City of Houston and Airport/288 Associates Limited to settle a claim.			
Amount and Source of Funding: \$680,416.00 Water & Sewer Consolidated Construction Fund No 8500. (No additional funding required. Amount previously appropriated via Ordinance No 2007-0696.)			
SPECIFIC EXPLANATION: Pursuant to the authority of Ordinance #2007-0696, the City of Houston ("Houston") entered into a Developer Participation Contract (the "Contract") with Airport/288 Associates Limited ("Airport/288"), in connection with its proposed development of Airport Boulevard Estates, Section 1 (the "Project"). Under the Contract, Houston agreed, <i>inter alia</i> , to reimburse Airport/288 up to 30% of the construction costs of sanitary sewer lines and 100% of the allowable over sizing costs. The Contract limited the total reimbursement to Airport/288 to \$809,053.81. It also provided that Airport/288 waived any claim for reimbursement under the Contract unless the Project was commenced and completed within the times required by Section 47-164 of the Code. Section 47-164(4)(a) of the Code says, in pertinent part that a developer shall not be reimbursed for any eligible costs, including interest, and shall waive any right to claim such reimbursement if the developer fails to obtain a fully executed developer contract, including any City Council approval where necessary, prior to beginning construction of the facilities. Because it is undisputed that Airport/288 commenced construction before Council approved the Contract, its claim for reimbursement under the Contract was denied.  Thereafter, Airport/288 made a second claim in the total amount of \$680,416.00 for reimbursement of the over sizing costs under Section 212.904 of the Texas Local Government Code. Airport/288 has offered to settle all of its claims for the total sum of \$680,416.  After thorough review and careful consideration, the Department of Public Works and Engineering recommends that Council accept this offer of settlement and approve an ordinance authorizing the execution of a compromise and settlement agreement to settle this claim. The Legal Department has prepared the documents necessary to effectuate the proposed settlement.			
<b>REQUIRED AUTHORIZATION</b>			
Other Authorization:		CUIC ID#20AF118	
Other Authorization: CITY ATTORNEY <i>[Signature]</i>		Other Authorization: <i>[Signature]</i> Andrew F. Icken, Deputy Director Planning & Development Services Division	

*dup*

R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7958

Subject: Approve an Appropriation Ordinance from the FY08 Equipment Acquisition Consolidated Fund for the Purchase of Microcomputer Hardware for Various Departments (WBS V-1800-2008-03)

Category #  
1

Page 1 of 1

Agenda Item

28

FROM (Department or other point of origin):

Richard Lewis  
Chief Information Officer  
Information Technology

Origination Date

June 13, 2008

Agenda Date

JUN 18 2008

DIRECTOR'S SIGNATURE

*Richard Lewis*

Council District(s) affected  
All

For additional information contact:

Earl M. Lambert Phone: (832) 393-0038  
Frank Rodriguez Phone: (832) 393-9610

Date and Identification of prior authorizing Council Action:

CM 2007-1145 passed 11/14/2007

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$2,700,000.00 from the FY08 Equipment Acquisition Consolidated Fund (Fund 1800) for the purchase of microcomputer hardware for Various Departments.

Award Amount \$2,700,000.00

Finance Budget

\$2,700,000.00 - Equipment Acquisition Consolidated Fund (1800) WBS V-1800-2008-03

SPECIFIC EXPLANATION:

The Chief Information Officer recommends that City Council approve an ordinance authorizing the appropriation of \$2,700,000.00 from the FY08 Equipment Acquisition Consolidated Fund (Fund 1800) for the purchase of microcomputer hardware for various Departments. This procurement will cover the second year of a five year asset replacement program, which is designed to eliminate desktop and laptop computers that are more than five years old. Adhering to the asset replacement plan implemented in the fall of 2007 will allow the City to provide the 16,000 employees whose jobs require the use of either a desktop or laptop computer with a machine that can handle the growing workload and minimize lost productivity due to hardware failures. This purchase will be issued through an existing agreement with Hewlett Packard. The new microcomputer hardware will come with a four-year warranty and have a life expectancy of five years.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

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

<b>SUBJECT:</b> Approve an Ordinance Appropriating Funds from the FY08 Equipment Acquisition Fund for the Purchase of Software and other Technology Equipment Items for the EGIS Initiative.	<b>Category #</b>	<b>Page 1 of</b>	<b>Agenda Item #</b> <span style="font-size: 2em; font-weight: bold;">29</span>
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<b>FROM (Department or other point of origin):</b> Planning & Development Department	<b>Origination Date</b> 4/30/08	<b>Agenda Date</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b> <i>Ms. Marlene A. Sprick</i>	<b>Council District affected:</b> All
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<b>For additional information contact:</b> Max Samfield Phone: 713 837-7740 Marcia Wilson Phone: 713 837-7732	<b>Date and identification of prior authorizing Council action:</b> 12/05/07; 2007-1344 2-20-08; 2008-0141
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**RECOMMENDATION: (Summary)**  
 Approve an ordinance appropriating funds from the FY08 Equipment Acquisition fund (1800) for the purchase of software and other information technology equipment for the Enterprise Geographic Information System (EGIS)

<b>Amount and Source of Funding:</b> \$189,188.90 – FY08 Equipment Acquisition Consolidated Fund (1800) WBS X-700001	<b>F &amp; A Budget:</b>
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**SPECIFIC EXPLANATION:**

In April, 2007, Mayor White signed an Executive Order authorizing the creation of a City of Houston EGIS, to be developed and administered by the Planning & Development Department. In support of the EGIS, the Information Technology Department budgeted \$750,000.00 for enterprise software license agreement and associated hardware from the FY08 Equipment Acquisition Consolidated Fund.

The Director of Planning & Development recommends that City Council approve an ordinance to appropriate \$189,188.90 from the FY08 Equipment Acquisition Consolidated Fund (1800) to purchase software and other technology equipment for the Enterprise GIS initiative. The funds will be used for additional hardware and software purchases necessary for the completion of the preliminary Enterprise Geographic Information System (EGIS). Specific procurements will be dictated, to some extent, by the results of load-balance, failover, database synchronization and application testing during the system's initial trials.

cc: Jo Wiginton, Legal Department  
 Diane Knighten, Legal Department  
 Richard Lewis, Director, Information Technology Department  
 Marty Stein, Mayor's Office

<b>REQUIRED AUTHORIZATION</b>		
<b>F &amp; A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7863**

**Subject:** Formal Bids Received for Overhead Door Repair Services for Various Departments  
S10-L22752

Category #  
4

Page 1 of 2

Agenda Item

**30**

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

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

**Origination Date**

May 19, 2008

**Agenda Date**

JUN 18 2008

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Jacquelyn L. Nisby Phone: (713) 247-1814  
Ray DuRousseau Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to Holliday Door & Gate Systems, Inc. on its low bid in an amount not to exceed \$4,887,678.00 for overhead door repair services for various departments.

Maximum Contract Amount: \$4,887,678.00

**Finance Budget**

*PLR 6/12/08*

- \$ 200,000.00 - Fleet Management Fund (1005)
- \$ 571,726.00 - Water & Sewer System Operating Fund (8300)
- \$ 962,490.00 - In-House Renovation Revolving Fund (1003)
- \$2,754,462.00 - General Fund (1000)
- \$ 399,000.00 - C&E Facility Revenue Fund (8601)

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\$4,887,678.00 - TOTAL

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract with two one-year options, to Holliday Door & Gate Systems, Inc., on its low bid in an amount not to exceed \$4,887,678.00 for overhead door repair services for various departments. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

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

<u>Company</u>	<u>Total Amount</u>
1. Holliday Door & Gate Systems, Inc.	\$4,887,678.00
2. Overhead Door Company of Houston	\$6,715,746.00

- Due to the disparity between the bids, the Strategic Purchasing Division spoke with the owner of Holliday Door & Gate Systems, Inc. to discuss the contract's scope of work. The owner stated that its bid includes all costs associated with performing the work called for in the scope of work. Therefore, Strategic Purchasing is confident that the recommended company can perform the specified work for the price bid. Additionally, Holliday Door & Gate Systems, Inc. is the incumbent contractor and has satisfactorily performed these services for the City for the past five years.

The scope of work requires the contractor to provide all supervision, equipment, materials, labor, parts, and transportation necessary to repair overhead doors at City-owned and leased facilities. Additionally, the

**REQUIRED AUTHORIZATION**

*65CDW7863*

Finance Department:

Other Authorization:

Other Authorization:

*[Signatures]*  
*For Finance Director*

*6/20/08 2:08*

Date:  
5/19/2008

Subject: Formal Bids Received for Overhead Door Repair Services  
for Various Departments  
S10-L22752

Originator's  
Initials  
GB

Page 2 of 2

contractor shall provide 24-hour service, seven days a week, and in the event of emergencies, respond with sufficient crew to make repairs within two hours after notification.

Buyer: Greg Hubbard

Attachment: Zero-Percent M/WBE Goal Document Approved by the Affirmative Action Division

**Estimated Spending Authority:**

<b>DEPARTMENTS</b>	<b>FY 2008</b>	<b>OUT YEARS</b>	<b>TOTAL</b>
GS	\$30,000.00	\$3,378,079.80	\$3,408,079.80
PWE	\$19,000.00	\$ 752,726.00	\$ 771,726.00
CEF	\$13,299.98	\$ 385,700.02	\$ 399,000.00
PR	\$ 745.00	\$ 157,745.00	\$ 158,490.00
SWM	\$ 5,000.00	\$ 145,382.20	\$ 150,382.20
<b>GRAND TOTAL</b>	<b>\$68,044.98</b>	<b>\$4,819,633.02</b>	<b>\$4,887,678.00</b>

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7895**

**Subject:** Approve an Ordinance Authorizing a First Amendment to Contract No. 4600008583 for Energy Management and Maintenance Services for the General Services Department S17-T22534

Category #  
4

Page 1 of 1

Agenda Item

**31**

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

**Origination Date**  
May 20, 2008

**Agenda Date**  
JUN 18 2008

**DIRECTOR'S SIGNATURE**  
*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**  
Jacquelyn L. Nisby Phone: (713) 247-1814  
Ray DuRousseau Phone: (832) 393-8726

**Date and Identification of prior authorizing Council Action:**  
Ord. No. 2008-0122; Passed 2/13/2008

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing a first amendment to the contract between the City of Houston and Johnson Controls, Inc. to replace the fee schedule in the contract for energy management and maintenance services for the General Services Department.

No Additional Spending Authority Required

**Finance Budget**

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance authorizing a first amendment to the contract between the City of Houston and Johnson Controls, Inc. to replace the fee schedule in the contract for energy management and maintenance services for the General Services Department. Due to a clerical error, the incorrect fee schedule was inserted in the contract. The fee schedule included with this amendment reflects the prices the contractor submitted as its best and final offer.

The scope of work requires the contractor to provide all labor, equipment, materials, tools, supervision and transportation necessary to provide fire alarm monitoring maintenance and testing services; heating, ventilation, and air conditioning maintenance and operations; energy management; preventive maintenance to include lighting and electrical; and maintain the building management systems (Metasys) at all Houston Public Library facilities.

This is a goal-oriented contract with a 15% M/WBE participation level.

Buyer: Murdock Smith

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*mgf*

*2/2/08*

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT</b> First Amendment to Construction Manager at Risk Contract Gilbane Building Company Fire Station 37 WBS No. C-000147-0002-4	<b>Page</b> 1 of 2	<b>Agenda Item</b> 32
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 6-12-08	<b>Agenda Date</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b> Issa Z. Dadoush, P. E.  6/9/08	<b>Council Districts affected:</b> C
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<b>For additional information contact:</b> Jacquelyn L. Nisby  Phone: 832.393.8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2007-1323, November 28, 2007
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**RECOMMENDATION:** Approve First Amendment to the Construction Manager at Risk contract and appropriate funds for construction.

<b>Amount and Source of Funding:</b> \$5,783,000.00 Fire Consolidated Construction Fund (4500)  <b>Previous Funding:</b> \$132,275.00 Fire Consolidated Construction Fund (4500)	<b>Finance Budget:</b> 
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**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council approve a First Amendment to the Construction Manager at Risk (CMAR) contract with Gilbane Building Company to delegate authority to the director of GSD to approve the Guaranteed Maximum Price (GMP) proposals, and appropriate funds for the construction of Fire Station 37.

To meet the schedule, the project will be divided into multiple construction phases, and a GMP proposal will be issued for each phase. Phasing the project expedites construction by allowing the construction manager to commence construction during design.

**PROJECT LOCATION:** 7026 Stella Link (532J)

**PROJECT DESCRIPTION:** The scope of work consists of a new fire station approximately 12,000 SF, with three drive-thru apparatus bays, maintenance and EMT areas, living quarters, kitchen and lounge, exercise area, locker rooms and bathrooms in accordance with the Houston Fire Department Design Manual. The project will utilize the Leadership in Energy & Environmental Design (LEED™) Green Building Rating System for commissioning to achieve certification.

**PREVIOUS HISTORY AND PROJECT SCOPE:** On November 28, 2007, City Council awarded a CMAR contract to Gilbane Building Company to provide pre-construction and construction phase services for Fire Station 37, and appropriated funds for pre-construction phase services, which included budgetary estimating, constructability and material selection.

The anticipated contract duration for this project is 365 calendar days. The design consultant is NATEX Corporation Architects.

**REQUIRED AUTHORIZATION** CUIC ID # 25CONS42

<b>General Services Department:</b>  Phil Golembiewski, P.E. Chief of Design & Construction Division	<b>Houston Fire Department:</b> <span style="float: right;">NDT</span>  Phil Boriskie Chief
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<b>Date</b>	<b>SUBJECT</b> First Amendment to Construction Manager at Risk Contract Gilbane Building Company Fire Station 37 WBS No. C-000147-0002-4	<b>Originator's Initials</b> LJC	<b>Page</b> 2 of 2
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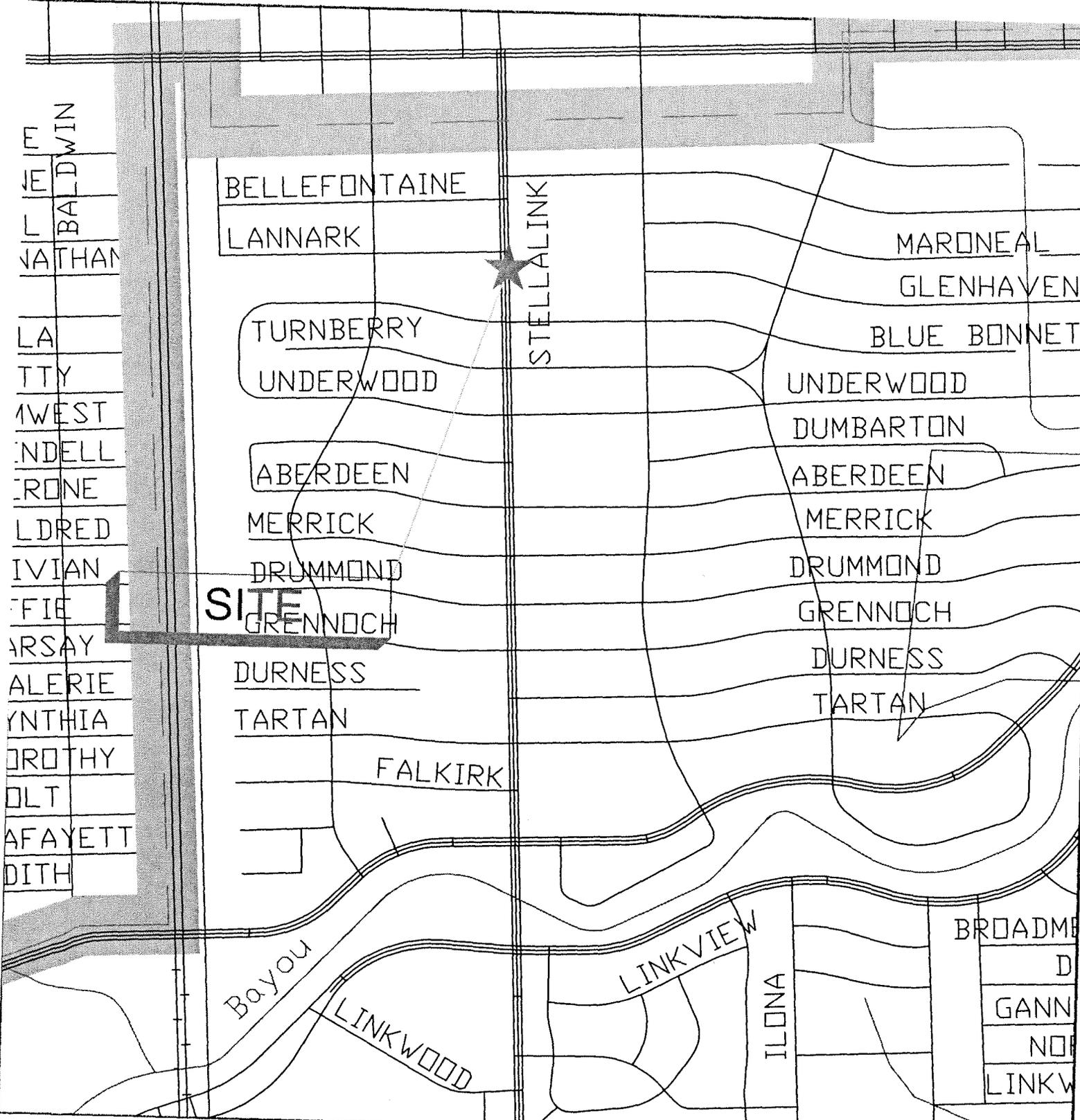
**FUNDING SUMMARY:** It is recommended that City Council appropriate funds for construction phase services, including additional appropriations of \$46,537.50 for engineering testing services under the existing contract with Professional Service Industries, Inc., and \$20,000.00 for air monitoring services under the existing contract with Garner and Associates, Inc.

\$ 5,355,000.00	Construction Phase Services
\$ 267,750.00	5% Contingency
\$ 46,537.50	Engineering Testing
\$ 20,000.00	Air Monitoring
\$ 93,712.50	Civic Art (1.75%)
<b>\$ 5,783,000.00</b>	<b>Total Funding</b>

**CONSTRUCTION GOALS:** An MBE goal of 15%, SBE goal of 5%, and WBE goal of 5% have been established for the construction phase of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of each GMP proposal.

  
 IZD:PJG:JLN:RAV:LJC:ps

c: Marty Stein  
 Jacquelyn L. Nisby  
 Velma Laws  
 Joseph Kurian  
 Webb Mitchell  
 Kim Nguyen  
 Sydney Igleheart  
 Jack Williams  
 Gabriel Mussio  
 File 812



NEW FIRE STATION #37  
 7026 STELLA LINK RD. HOUSTON, TX

<b>SUBJECT:</b> Appropriate Additional Funds Design/Build Contract SpawMaxwell Company, LP HPL Express Frank WBS No. E-000033-0001-4	<b>Page</b> 1 of 2	<b>Agenda Item</b>  <div style="text-align: right; font-size: 2em;">33</div>
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 6-11-08	<b>Agenda Date</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE</b> Olssa Z. Dadoush, P.E. 	<b>Council District affected: C</b>
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<b>For additional information contact:</b> Jacquelyn L. Nisby  Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2005-0639, Dated: May 18, 2005
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**RECOMMENDATION:** Appropriate additional funds to the design/build contract with SpawMaxwell Company, LP.

<b>Amount and Source Of Funding:</b> <b>\$1,351,838.00</b> Public Library Consolidated Construction Fund (4507)	<b>Finance Budget:</b> 
<b>Previous Funding:</b> \$2,572,000.00 Public Library Consolidated Construction Fund 439	

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council appropriate an additional amount of \$1,351,838.00 to the design/build contract with SpawMaxwell Company, LP for additional design and construction services for the HPL Express Frank.

On May 18, 2005, City Council approved a design/build contract with SpawMaxwell Company, LP for the repair, rehabilitation and renovation of the existing Frank Branch Library located at 6440 West Bellfort, and appropriated \$2,572,000.00. During the design phase, new floodplain maps were released which placed this location within the 100-year floodplain. Although the City had expended \$493,059.00 during the design phase, it would have been cost-prohibitive to correct the deficiencies to comply with the Flood Control Ordinance. Therefore, on May 9, 2007, City Council approved a ten-year lease for 10,409 square feet at 10103 Fondren, Suite 100, for the Houston Public Library to operate an expanded HPL Express Frank, which required the design of the build-out at a cost of \$557,889.00. The following design enhancements resulted in an increase to the construction budget: upgraded site work to meet current ADA requirements, enhanced design of canopy entrance and restrooms for improved aesthetic appeal, and increased construction material costs.

**PROJECT LOCATION:** 10103 Fondren, Suite 100 (530V)

**REQUIRED AUTHORIZATION** CUIC ID # 25DSGN23

<b>General Services Department:</b>   Phil Golembiewski, P.E. Chief of Design & Construction Division		<b>Houston Public Library:</b> <span style="float: right;">NOT</span>   Rhea Brown Lawson, PhD Director
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<b>Date:</b>	<b>SUBJECT:</b> Appropriate Additional Funds Design/Build Contract SpawMaxwell Company, LP HPL Express Frank WBS No. E-000033-0001-4	<b>Originator's Initials</b> KDS	<b>Page</b> 2 of 2
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**FUNDING SUMMARY:**

<b>Previous Appropriation:</b>	<b>\$2,572,000.00</b>
Expenditures to Date:	
Design of Existing Frank Library Renovation	(493,059.00)
Design of HPL Express	(557,889.00)
	<hr/>
<b>Balance of Previous Appropriation</b>	<b>1,521,052.00</b>
<b>Requested Appropriation</b>	<b>1,351,838.00</b>
	<hr/>
<b>TOTAL (revised)</b>	<b>\$2,872,890.00</b>

**FUNDING SUMMARY FOR REVISED AMOUNT:**

Construction Phase Services	\$2,524,301.00
Construction Administration Services	151,759.00
4% Contingency	103,242.00
*Civic Art (1.75%)	42,588.00
Engineering and Materials Testing Services	51,000.00
	<hr/>
<b>TOTAL</b>	<b>\$2,872,890.00</b>

\* The total amount of the Civic Art Program appropriation is \$65,415. However, because civic art will be incorporated into this project, \$22,827 of this amount has been allocated in pre-construction and construction phase services and the balance of the appropriation (\$42,588) is designated for Civic Art Program purposes.

**M/WBE INFORMATION:** A combined M/WBE goal of 18% has been established for this additional appropriation. The consultant will utilize the sub-consultants in the original contract to achieve the goal. Through May 1, 2008, SpawMaxwell Company, LP has billed \$394,435.30 and has paid \$103,681.26 to certified M/WBE sub-consultants or 26.28%.

  
 IZD:JLN:PJG:MCP:KDS:ks

c: Marty Stein, Jacquelyn L. Nisby, Dr. Rhea Brown Lawson, Wendy Heger, Carter Roper, Project File

<b>Date</b>	<b>SUBJECT:</b> Award Construction Contract Times Construction Inc. Municipal Courts Phase II Renovations WBS No. D-000105-0004-4	<b>Originator's Initials</b>  LJC	<b>Page</b>  2 of 2
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**AWARD:** It is recommended that City Council award the construction contract to Times Construction, Inc. and appropriate funds for the project, including additional appropriations of \$51,700.00 for construction management services under the existing contract with NATEX Corporation, \$20,000.00 for air monitoring under the existing contract with Garner & Associates, Inc. and \$5,357.50 for engineering and materials testing services under the existing contract with Professional Service Industries, Inc.

**FUNDING SUMMARY:**

1,591,000.00	Construction Contract Services
159,100.00	10% Contingency
<b>\$ 1,750,100.00</b>	<b>Total Contract Services</b>
5,357.50	Engineering/Materials Testing
20,000.00	Air Monitoring
51,700.00	Construction Management
27,842.50	Civic Art (1.75%)
<b>\$ 1,855,000.00</b>	<b>Total Funding</b>

**CONSTRUCTION GOALS:** An MBE goal of 15%, SBE goal of 5%, and WBE goal of 5% have been established for this contract. The contractor has submitted the following certified subcontractors to achieve the goals:

<u>Firm (MBE)</u>	<u>Scope of Work</u>	<u>Amount</u>	<u>% of Contract</u>
New Choice Builders, Inc.	Drywall	95,228.00	5.99%
EDH Plumbing Contractors, LLC	Plumbing	173,775.00	10.92%
<b>TOTAL</b>		<b>\$269,003.00</b>	<b>16.91%</b>

<u>Firm (SBE)</u>	<u>Scope of Work</u>	<u>Amount</u>	<u>% of Contract</u>
Hazard Assessment Leaders, Inc.	Asbestos Abatement	58,300.00	3.66%
Absolute Designs Countertops & Tile, Inc.	Millwork	45,145.00	2.84%
<b>TOTAL</b>		<b>\$103,445.00</b>	<b>6.50%</b>

<u>Firm (WBE)</u>	<u>Scope of Work</u>	<u>Amount</u>	<u>% of Contract</u>
Arc Light Electric, Inc.	Electrical	\$165,000.00	10.37%

IZD:PJG:JLN:RAV:WM:LJC:lc

c: Marty Stein, Jacquelyn L. Nisby, Velma Laws, Joseph Kurian, Kim Nguyen, Sydney Igleheart, Gabriel Mussio, Webb Mitchell, file



<b>SUBJECT:</b> Award Construction Contract Eagle Construction and Environmental Services, L.P. Underground Fuel Storage Tank Removal Kelley Light Vehicle Maintenance Facility WBS No. L-000052-0002-4	<b>Page</b> 1 of 2	<b>Agenda Item</b> 35
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 6/12/08	<b>Agenda Date</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b> Issa Z. Dadoush, P.E. 	<b>Council District affected:</b> B
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<b>For additional information contact:</b> Jacquelyn L. Nisby Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> None
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**RECOMMENDATION:** Award construction contract and appropriate funds for the project.

<b>Amount and Source of Funding:</b> \$86,318.00 Solid Waste Consolidated Construction Fund (4503)	<b>Finance Budget:</b> 
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council award a construction contract to Eagle Construction and Environmental Services, L.P. on the low bid amount of \$61,255.00 to provide construction services at Kelley Light Vehicle Maintenance Facility for the Solid Waste Management Department.

**PROJECT LOCATION:** 5703 Eastex Freeway, Houston, Texas (Key Map 454-S)

**PROJECT DESCRIPTION:** The scope of work consists of removing one 10,000 gallon gasoline underground storage tank (UST), one 10,000 gallon diesel UST and one 550 gallon waste oil UST along with associated lines, observation wells, manholes and ancillary equipment. The work also includes saw-cutting, demolition and removal of concrete paving over the USTs, off-site disposal of concrete, product lines and debris generated as a result of all activities, backfilling and compaction, waste classification, loading, hauling and proper disposal.

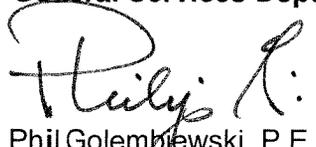
The contract duration for this project is 20 calendar days.

**BIDS:** The following four bids were received on April 10, 2008.

<u>Bidder</u>	<u>Bid Amount</u>
1. Eagle Construction and Environmental Services, L.P.	\$61,255.00
2. Separation Systems Consultants, Inc.	\$68,960.00
3. ECMS, Inc.	\$73,570.00
4. B & K Services, Inc.	\$89,297.00

**REQUIRED AUTHORIZATION**

CUIC ID # 25GM167

<b>General Services Department:</b>  Phil Golembewski, P.E. Chief of Design and Construction Division	<b>Other Authorization:</b>	<b>Solid Waste Management Department:</b>  Harry J. Hayes Director
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<b>Date</b>	<b>SUBJECT:</b> Award Construction Contract Eagle Construction and Environmental Services, L.P Underground Fuel Storage Tank Removal Kelley Light Vehicle Maintenance Facility WBS No. L-000052-0002-4	<b>Originator's Initials</b>  GM	<b>Page</b>  2 of 2
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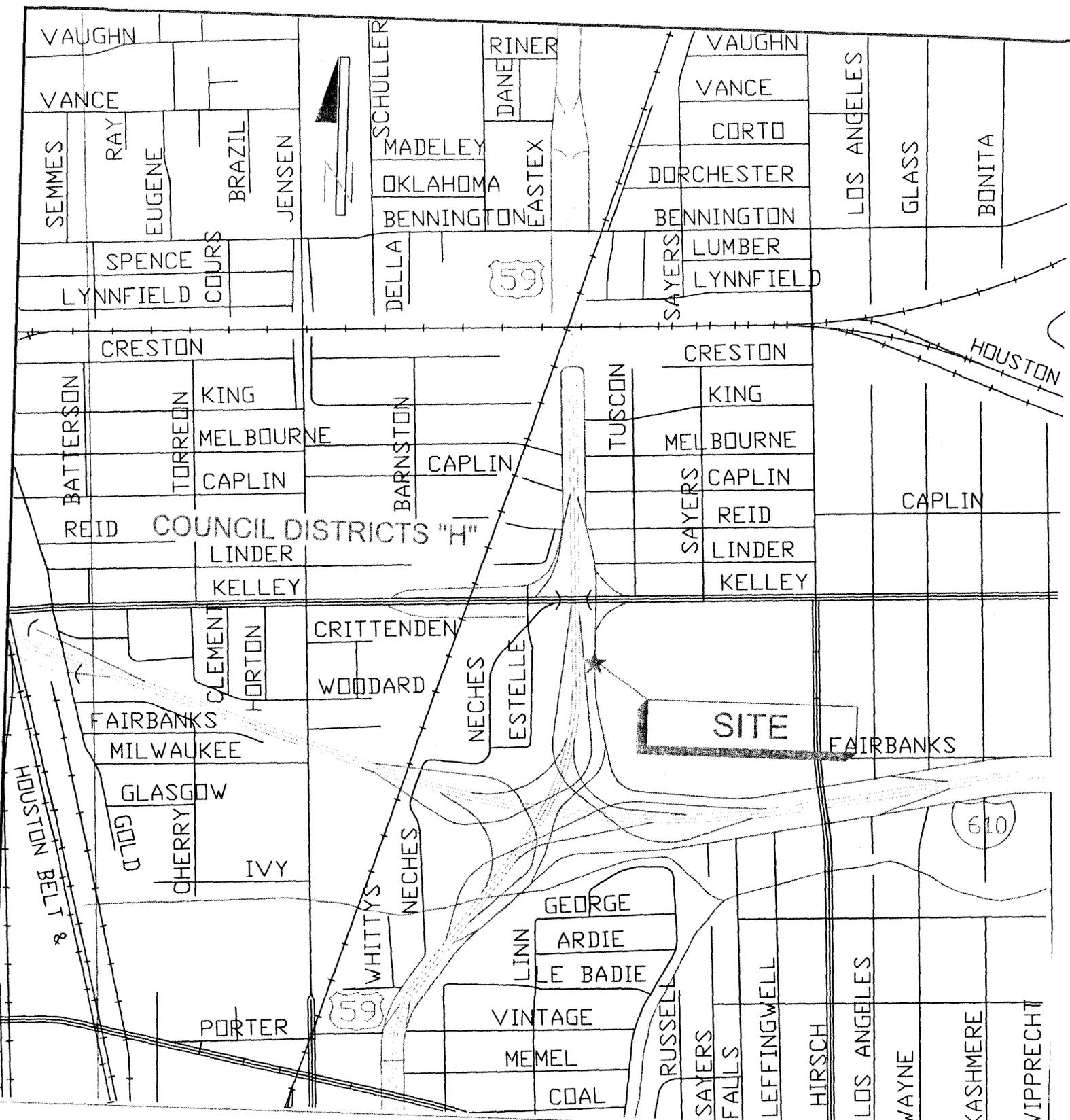
**AWARD:** It is recommended that City Council award the construction contract to Eagle Construction and Environmental Services, L.P and appropriate funds for the project, including an additional appropriation of \$22,000.25 for project management and construction oversight services under the existing contract with SKA Consulting, L.P., which includes, but is not limited to soil and groundwater sampling, analytical testing, sample evaluation in accordance with regulatory requirements, site closure report and request for site closure approval from Texas Commission on Environmental Quality (TCEQ).

**FUNDING SUMMARY:**

\$	61,255.00	Construction Contract Services
\$	3,062.75	5% Contingency
<b>\$</b>	<b>64,317.75</b>	<b>Subtotal</b>
\$	22,000.25	Project Management and Construction Oversight
<b>\$</b>	<b>86,318.00</b>	<b>Total Funding</b>

   
 IZD:PIG:JLN:GM:FK:fk

- c: Marty Stein
- Jacquelyn L. Nisby
- Velma Laws
- Gabriel Mussio
- File



# Underground Fuel Storage Tank Removal Kelley Light Vehicle Maintenance Facility

5703 Eastex Freeway  
Houston, Texas

COUNCIL DISTRICT "B"

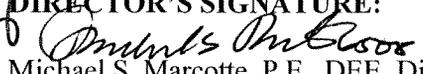
KEY MAP NO. 454S

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> An ordinance appropriating funds, and approving and authorizing payments for land acquisition costs, appraisal fees, and other services for various street projects.	<b>Category #7</b>	<b>Page 1 of 1</b>	<b>Agenda Item # 36</b>
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<b>FROM: (Department or other point of origin):</b>  <b>Department of Public Works and Engineering</b>	<b>Origination Date</b>  6-12-08	<b>Agenda Date</b>  JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., DEE, Director, PW&E	<b>Council District affected:</b>  All
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<b>For additional information contact:</b>  Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director 	<b>Date and identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)** Approve an ordinance appropriating funds, and approving and authorizing payments for land acquisition costs, appraisal fees, and other services for various street projects.

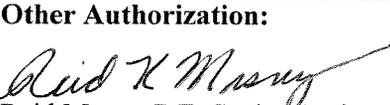
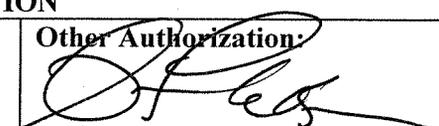
**Amount and Source of Funding:** \$5,022,585.00 Street and Bridge Consolidated Construction Fund 4506, N-00663A-00RE-2-01 SL 6/2/08

**SPECIFIC EXPLANATION:**  
The Department of Public Works and Engineering is submitting an ordinance appropriating funds, and approving and authorizing payments for land acquisition costs, appraisal fees, and other services for the following projects:

<u>WBS. No</u>	<u>Project</u>	<u>Council District</u>	<u>Key Map</u>
N-000475-0001-2-01	Pinemont Paving: T.C. Jester to Shepherd	A	451H, 452E,F,G,H
N-000620-0001-2-01	Parker Road: Airline to Hardy	B & H	413X, 413Y
N-000689-0001-2-01	Ley Road Paving: Mesa to Grade Separation at HB& TRR	B	455J,K,L
N-000490-0001-2-01	Fuqua Road Paving: Telephone Rd. to Mykawa Rd.	E	575S, 574V
N-000711-0001-2-01	Monroe Paving: Fuqua to Beltway 8	E	575U,Y
N-00663A-00RE-2-01	Miscellaneous Land Acquisition	ALL	

Therefore, it is recommended that a blanket appropriation ordinance be passed appropriating \$5,022,585.00 from the Street and Bridge Consolidated Construction Fund 4506, finding a public necessity for the projects listed above, and authorizing payments for the costs and land purchases/condemnations, appraisal fees, title policy premiums and/or other services in connection with negotiations to settle purchases, recording fees, and court costs and expert witness fees associated with condemnations for the projects listed above. Parcels with a consideration that exceed the spending authority threshold set by the State law will be submitted to City Council as they are negotiated. Additional appropriations will be made as needed until all parcels have been acquired. The same appropriation ordinance will apply to all acquisitions made using these funds. This will expedite the process of acquiring land in support of the listed capital improvements projects.

G:\wpdata\closing\RCA-fy09blanket.wpd CUIC #20REV01

REQUIRED AUTHORIZATION		
<b>Financial Director:</b> 	<b>Other Authorization:</b>  Reid Mrsny, P.E. Senior Assistant Director Engineering and Construction Division	<b>Other Authorization:</b>  Andrew F. Icken, Deputy Director Planning and Development Services Division

5/28/2008

## FY08 STREET AND BRIDGE APPROPRIATION

<b>WBS</b>	<b>PROJECT</b>	<b>PROPOSED AMOUNT</b>
N-000475-0001-2-01	Pinemont Paving: T. J. Jester to Shepherd	\$ 179,950.00
N-000620-0001-2-01	Parker Road: Airline to Hardy	\$ 2,511,103.00
N-000689-0001-2-01	Ley Road Paving: Mesa to Grade Separation at HB & TRR	\$ 317,078.00
N-000711-0001-2-01	Monroe Road Paving: Fuqua Road to Beltway 8	\$ 1,800,000.00
N-000490-0001-2-01	Fuqua Road Paving: Telephone Rd. to Mykawa Rd.	\$ 134,454.00
N-00663A-00RE-2-01	Miscellaneous Land Acquisition	\$ 80,000.00
	<b>TOTAL</b>	<b>\$ 5,022,585.00</b>

# LOCATION MAP

Description: Pinemont Paving:

T.C. Jester to Shepherd

WBS N-000475-0001-2-01 Council District A; Key Map 451H, 452E, 452F, 452G, and 452H

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



Subject: 700 Pinemont Dr

### 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.

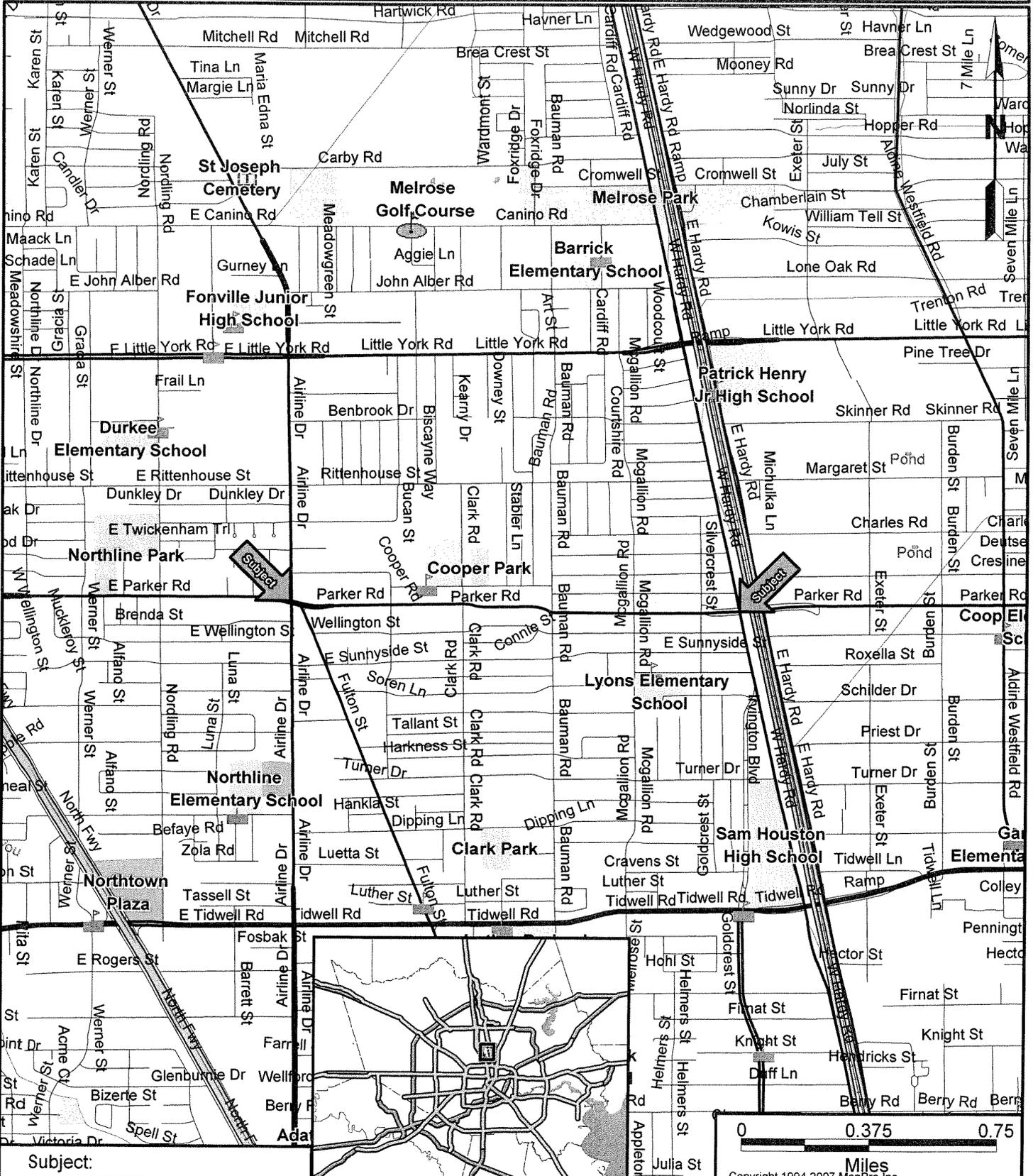
# LOCATION MAP

Description: Parker Road Paving Project

From Airline Drive to Hardy Toll Road

WBS#n-000620-0001-2-01 Council District B & H; Key Map 413X, 413Y

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



Subject:

### 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.

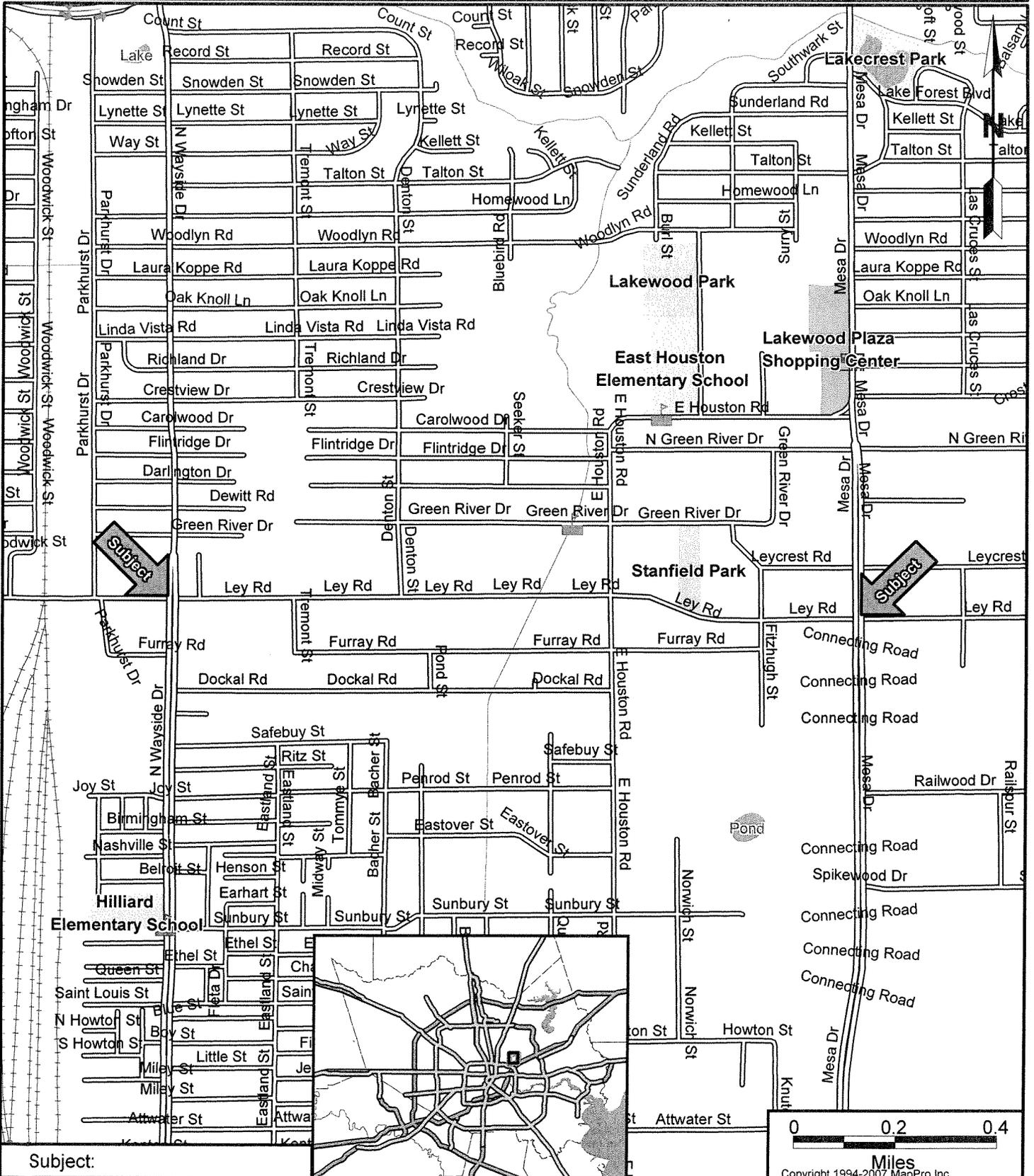
# LOCATION MAP

Description: Ley Road Paving Project

From North Wayside to Mesa Road

WBS N-000689-0001-2-01; Council District B, Key Map 455J, 455K and 455L

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



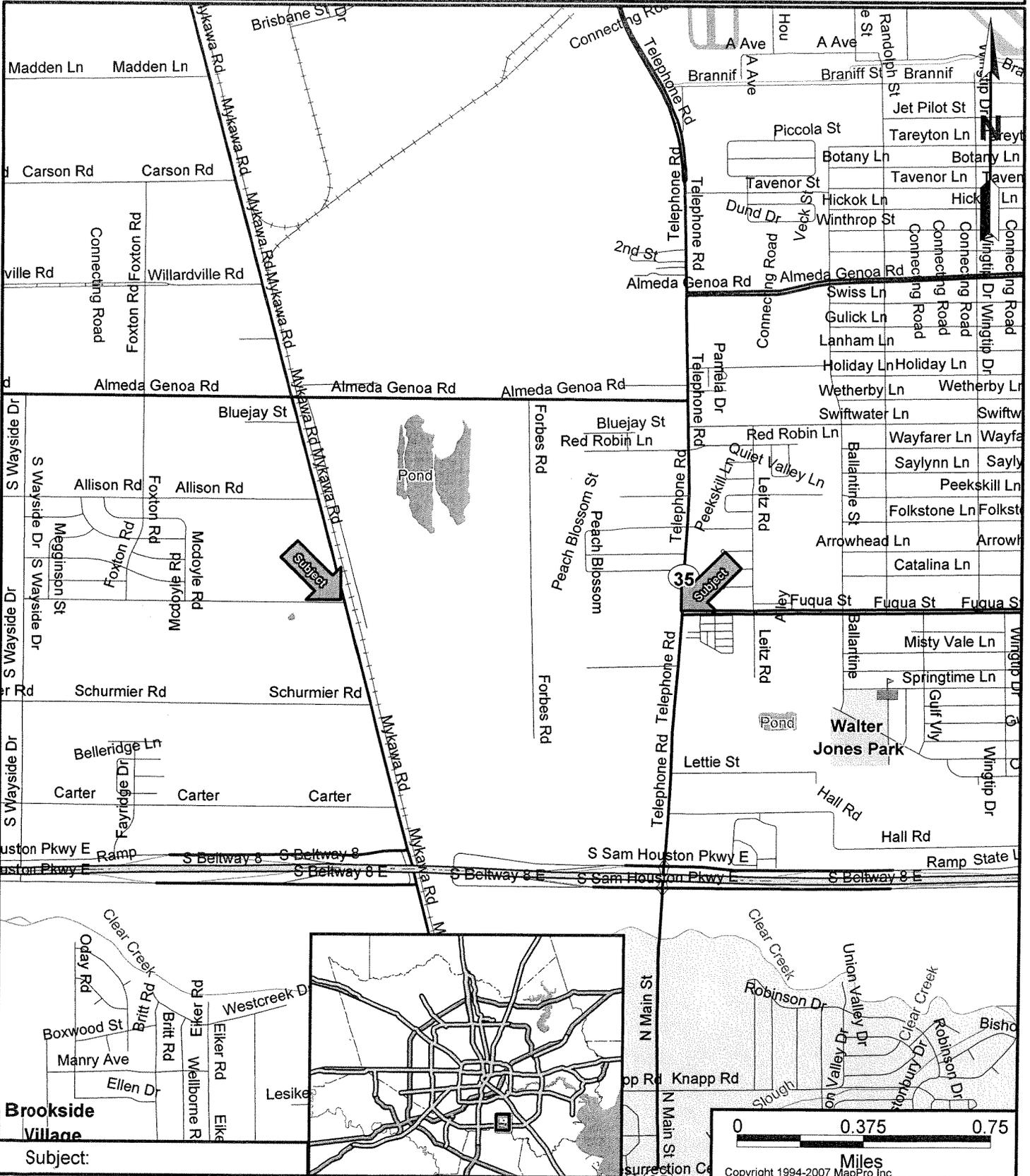
Subject:

### 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.

# LOCATION MAP

Description: Fuqua Road Grade Separation Project  
 From Telephone Road to Mykawa Road  
 WBS N-000490-0001-2-01; Council District E; Key Map 575S, and 574V  
 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.

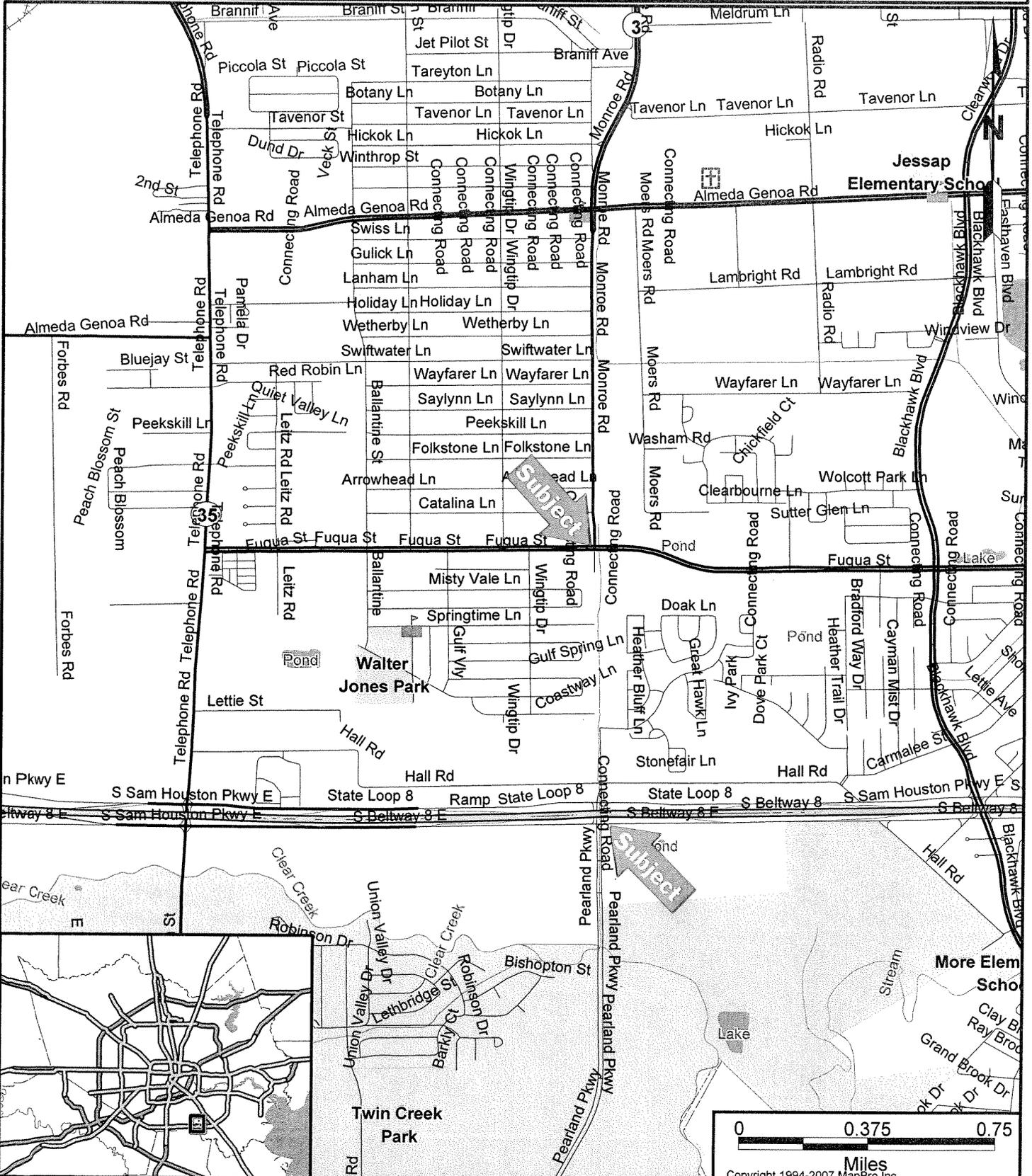
# LOCATION MAP

Description: Monroe Road Paving Project (from Fuqua to Beltway 8)

Parcel Numbers: AY7-006 through AY7-009

WBS N-000711-0001-02; Council District E; Key Map 575 U and Y

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.

<b>SUBJECT:</b> Professional Consulting Services Contract with Post, Buckley, Schuh & Jernigan, Inc. (PBS&J) for Terminal 'B' South Apron Reconstruction at George Bush Intercontinental Airport/Houston (IAH); Project No. 643; (WBS # A-000565-0001-3-01 and WBS # A-000565-0001-3-02).	<b>Category</b> # 9	<b>Page</b> 1 of 2	<b>Agenda Item</b> # 37
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<b>FROM (Department or other point of origin):</b> Houston Airport System	<b>Origination Date</b> June 9, 2008	<b>Agenda Date</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> B
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<b>For additional information contact:</b> Eric R. Potts <i>ERP</i> Phone: 281-233-1999 John S. Kahl <i>JSK</i> 281-233-1941 Adil Godiwalla <i>AG</i> 281-233-1934	<b>Date and identification of prior authorizing Council action:</b> None
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<b>AMOUNT &amp; SOURCE OF FUNDING:</b> CIP No. A-0565.01.2 \$1,250,000.00 HAS-Consolidated 2004 Non AMT Construction (8204) CIP No. A-0565.01.2 \$3,750,000.00 HAS-FAA Grants Fund (8000) <i>(8000)</i> Total \$5,000,000.00	<b>Prior appropriations:</b> None
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**RECOMMENDATION: (Summary)**  
 Enact an ordinance to approve a Professional Consulting Services Contract with Post, Buckley, Schuh & Jernigan, Inc. (PBS&J) for Terminal "B" South Apron reconstruction at George Bush Intercontinental Airport/Houston (IAH) and appropriate the necessary funds to finance the cost of these services.

**SPECIFIC EXPLANATION:**  
 A Professional Consulting Services Contract has been prepared with Post, Buckley, Schuh & Jernigan, Inc. (PBS&J) for Terminal 'B' South Apron Reconstruction at George Bush Intercontinental Airport/Houston (IAH).  
 Specifically, this project will assist the Houston Airport System (HAS) in the design and documentation of the reconstruction of Terminal 'B' South Apron. This project will be implemented through three phases:

- Phase I - Fuel lines and storm drainage systems
- Phase II - Demolition and reconstruction of concrete pavement
- Phase III - Concrete pavement for the grass ovals for Terminal "B" North Apron.

The professional engineering services to be provided by PBS&J will include:

1. Topographic surveying, geotechnical investigation and recommendation, and other engineering services that may be required.
2. Preparation of detailed construction drawings, specifications and cost estimates.
3. Construction site visits, written reports, participation in construction progress meetings, and assistance with the review of shop drawings.

<b>REQUIRED AUTHORIZATION</b>			NDT
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>	

<b>Date</b> June 9, 2008	<b>Subject:</b> Professional Consulting Services Contract with Post, Buckley, Schuh & Jernigan, Inc. (PBS&J) for Terminal 'B' South Apron Reconstruction at George Bush Intercontinental Airport/Houston (IAH); Project No. 643; (WBS # A-000565-0001-3-01 and WBS # A-000565-0001-3-02).	<b>Originator's Initials</b> AG	<b>Page</b> 2 of 2
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The term of this contract is three (3) years. The total allocated amount is \$5,000,000.00.

**DBE Participation:**

The Disadvantaged Business Enterprise (DBE) goal for this project is twenty-eight percent (28%) and will be met by the following certified firms:

<b>Firm</b>	<b>Type of Work</b>	<b>Amount</b>	<b>% of Contract</b>
Landtech Consultants, Inc.	Land Surveying Services	\$ 100,000.00	2.00 %
Aviles Engineering Corporation	Geotechnical Engineering	\$ 100,000.00	2.00 %
Separation Systems Consultants, Inc.	Environmental Consulting Services	\$ 250,000.00	5.00 %
Jacqueline Chen & Associates, Inc.	CAD Support Services	\$ 250,000.00	5.00 %
ESC Polytech Consultants, Inc.	Planning Services	\$ 75,000.00	1.50 %
Ferguson Consulting, Inc.	Engineering Services	\$ 550,000.00	11.00 %
Ear Shot, LLC DBA Egraphics	Reprographics	\$ 75,000.00	1.50 %
	Total	\$1,400,000.00	28.00 %

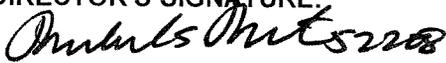
RMV: ERP: JSK: AG: JDW

cc: Ms. Marty Stein  
 Mr. Anthony W. Hall, Jr.  
 Mr. Arturo G. Michel  
 Ms. Velma Laws  
 Mr. Richard M. Vacar  
 Mr. Dave Arthur  
 Ms. Ellen Erenbaum  
 Mr. Eric R. Potts  
 Mr. Carlos A. Ortiz

Mr. Frank D. Crouch  
 Mr. John S. Kahl  
 Mr. Adil Godiwalla  
 Mr. John Silva  
 Ms. Kathy Elek  
 Mr. Aleks Mraovic  
 Ms. Janice D. Woods  
 Ms. Marlene McClinton  
 Mr. J. Goodwille Pierre

<b>SUBJECT:</b> Second Amendment and Additional Appropriation to a Professional Engineering Services Contract between the City and Claunch & Miller, Inc. for Morningside Reconstruction WBS N-000403-0003-2.	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  38
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 6/5/08	<b>Agenda Date</b>
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> C
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<b>For additional information contact:</b>  Reid K. Mrsny, P.E. <b>Phone:</b> (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> Ord. No. 05-0392      Date: 4/20/05 Ord. No.06-0432      Date: 5/3/06 Ord. No. 2007-930      Date: 8/15/07
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**RECOMMENDATION: (Summary)**  
 Approve a second amendment and appropriate funds.

**Amount and Source of Funding:**      \$399,430.90 from the Limited Use Roadway and Mobility Capital Fund No. 4034  
 Original and subsequent appropriations of \$1,456,920.00 from Street and Bridge Consolidated Fund No. 437

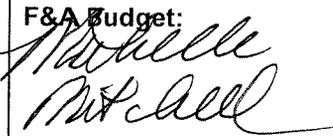
**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Neighborhood Street Reconstruction (NSR) program and is required to improve the street and upgrade the utilities.

**DESCRIPTION/SCOPE:** The proposed improvements will consist of a concrete roadway with curbs, sidewalks and underground utilities, as required. Funds for this project are those proceeds deposited in Fund 4034 for project(s) specifically targeting the area surrounding the abandoned portion of Bolsover Street.

**LOCATION:** The project area is limited to Morningside generally bound by Sunset on the north and Rice on the south and is located in Key Map Grid 532 C.

**PREVIOUS HISTORY AND SCOPE:** The City Council approved the original contract on April 20, 2005 by Ordinance No.2005-392. The scope of services under the original contract consisted of professional engineering services for the design of "Neighborhood Street Reconstruction Project: NSR 446". Under the terms of the contract, the scope of services included: Phase I – Preliminary Design, Phase II – Final Design, Phase III – Construction Phase Services and Additional Services. The stated project is currently in Construction.

The City Council approved the first amendment to the original contract on May 3, 2006 by Ordinance No.2006-0432. The scope of services under the first amendment consisted of professional engineering services for the design of an additional project, "Neighborhood Street Reconstruction Projects: NSR 457". Under the terms of the contract, the scope of services included: Phase I – Preliminary Design, Phase II – Final Design, Phase III – Construction Phase Services and Additional Services. The stated project is currently in Phase II – Final Design and is expected to be ready to bid the construction in December 2008.

<b>REQUIRED AUTHORIZATION</b>		<b>CUIC# 20MXB01</b>
<b>F&amp;A Budget:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel W. Krudger, P.E., Deputy Director Engineering and Construction Division

**SCOPE OF THIS SUPPLEMENT AND FEE:** As part of the agreement (Ordinance No. 2007-930) with Lamesa Village, Limited to abandon Bolsover Street, \$1,520,146 was deposited in the Limited Use Roadway & Mobility Capital Fund (Fund 4034) for upgrades to Morningside Dr. from Rice to Sunset. This additional appropriation utilizes a portion of these funds for the engineering work related to the upgrades of the street, storm and sanitary sewer systems. The remainder of the funds will be appropriated prior to this project's construction phase.

Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II - Final Design, Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III will be negotiated on a lump sum amount or reimbursable basis after the completion of Phase I. The total Basic Services appropriation is \$197,665.00.

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include (1) Technical Review Committee Presentation (2) Topographical Survey (3) Right-of-Way Survey (4) Geotechnical Investigation (5) Environmental Site Assessment (Phase I) (6) Environmental Site Assessment (Phase II) (7) Tree Mitigation and Protection Plan (8) Texas Department of Licensing and Regulation Review of Architectural Barriers (9) Traffic Control plans (10) Storm Water Pollution Prevention Plan (11) Drug Testing (12) Reproduction Services (13) Television Inspection of Sewers (14) Engineer Review of Television Tapes (15) Public Meetings. The total Additional Services appropriation is \$165,454.00.

The total cost of this project is \$399,430.90 to be appropriated as follows: \$363,119.00 for Contract services and \$36,311.90 for project management.

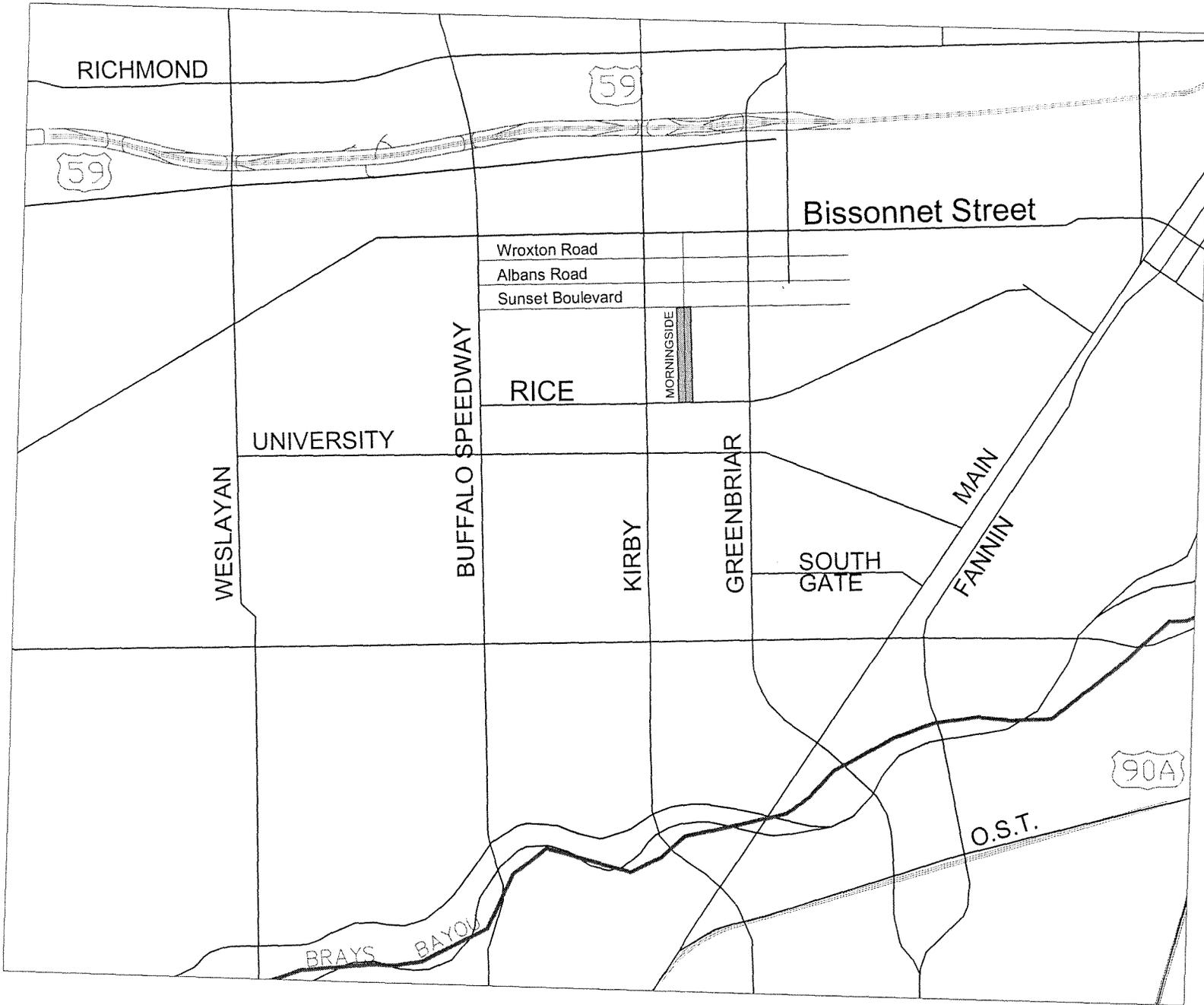
**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24 %. The original Contract as amended by Ordinance No. No.06-0432 totals \$1,331,105.90. The consultant has been paid \$685,200.51 (51.48%) to date. Of this amount \$135,268.33 (19.74%) has been paid to M/WBE sub-consultants to date. The majority of the remaining M/WBE work is in Additional Services and has not yet been required. Assuming approval of the requested additional appropriation the contract amount will increase to \$1,694,224.90. The consultant proposes the following program to meet the goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Prior M/WBE Work		\$135,268.33	7.98%
2. Landtech Consultants, Inc.	Surveying	\$165,577.50	9.77%
3. Tolunay-Wong Engineers, Inc.	Geotechnical/Environmental	\$43,534.50	2.57 %
4. Isani Consultants, In.	TCP & SWPPP	\$17,500.00	1.03%
5. Gurrola Reprographics, Inc.	Reproduction	\$15,000.00	0.89%
6. Associated Testing Laboratories, Inc.	Geotechnical/Environmental	\$19,970.50	1.18%
7. Chief Solutions, Inc.	Televised Sewer Inspection	\$15,246.25	0.90%
<b>TOTAL</b>		<b>\$412,097.08</b>	<b>24.32%</b>

*MSM DWK RKM FOS MB*

MSM:DWK:RKM:FOS:MB  
 S:\design\A-NP-DIV\Board\Morningside\RCA\RCA Morningside Reconstruction.doc

- c: Marty Stein  
 Daniel W. Krueger, P.E.  
 Velma Laws  
 Gary Norman w/enclosures  
 Craig Foster  
 File No. N-000403-0003



Legend  
Project Limits

Morningside Drive Project Location Map

TO: Mayor via City Secretary

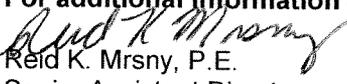
REQUEST FOR COUNCIL ACTION

NO. CORRECTED

<b>SUBJECT:</b> Contract Award for Clairmont Place Drainage Improvements WBS Nos. M-000269-0001-4		<b>Page</b> 1 of 2	<b>Agenda Item #</b> 39 #
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 6-13-08	<b>Agenda Date:</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> B <i>cut</i>
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<b>For additional information contact:</b>  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award Construction Contract, and appropriate funds.

**Amount and Source of Funding: \$4,915,000.00**  
\$4,915,000.00 from Drainage Improvements Commercial Paper Series F, Fund No. 4030 *Proffer 06/06/08*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to provide drainage improvements to alleviate flooding due to insufficient pipe capacity in this subdivision.

**DESCRIPTION/SCOPE:** This project consists of approximately 1,800 linear feet of (30-inch to 54-inch) storm sewers, 6,032 linear feet of 24-inch culvert replacement and roadside ditch re-grading.

The Contract duration for this project is 240 calendar days. This project was designed by United Engineers, Inc. and SES Horizon Consulting Engineers, Inc.

**LOCATION:** This project is generally bounded by Snowden Street on the north, Crestview Street on the south, North Wayside Drive on the west and Denton Street on the east. Key Map Grids 455B and 455F.

**BIDS:** Bids were received on April 24, 2008. The six (6) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. C.E. Barker, Ltd.	\$ 4,341,845.30
2. Triple B Services, L.L.P.	\$ 4,522,484.95
3. ACM Contractors, Inc.	\$ 4,812,939.22
4. Reytec Construction Resources, Inc.	\$ 4,978,745.00
5. Total Contracting Limited	\$ 5,432,187.00
6. Slack & Company Contracting, Inc.	\$ 5,786,835.40

**REQUIRED AUTHORIZATION** CUIC# 20CH03

<b>Finance Department:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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**AWARD:** It is recommended that this Construction Contract be awarded to the low bidder, C.E. Barker, Ltd. with a bid of \$4,341,845.30 and that Addendum Number 1 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$4,915,000.00 to be appropriated as follows:

- Bid Amount \$ 4,341,845.30
- Contingencies \$ 217,093.00
- Engineering and Testing Services \$ 95,000.00
- Project Management \$ 261,061.70

Engineering and Testing Services will be provided by Raba-Kistner Consultants, Inc. under a previously approved Contract.

**MWBE/SBE PARTICIPATION:** The Contractor has submitted the following proposed participation to satisfy MWBE/SBE for this project. The Affirmative Action Department has reviewed and approved the Good Faith Efforts of the Contractor in complying with the MWBE/SBE Program.

<u>MBE - Name of Firms</u>		<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	D. Solis Trucking Company, Inc.	Trucking	\$ 198,960.00	4.58%
2.	Bedo Construction Products, Inc.	RCP	\$ 398,543.00	9.18%
<b>TOTAL</b>			<b>\$ 597,503.00</b>	<b>13.76%</b>

<u>SBE - Name of Firms</u>		<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Contractors Paving Supply, LLP	Construction Material	\$ 34,775.00	0.80%
2.	Kossman Contracting Company, Inc.	Sodding/SWPPP	\$ 126,250.00	2.91%
<b>TOTAL</b>			<b>\$ 161,025.00</b>	<b>3.71%</b>

<u>WBE - Name of Firms</u>		<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	El. Dorado Paving Company, Inc.	Paving	\$ 197,552.00	4.55%
<b>TOTAL</b>			<b>\$ 197,552.00</b>	<b>4.55%</b>

All known rights-of-way, easements and/or rights-of-entry required for this project have been identified.

MSM:  RKM:HJ:klw  
S:\design\A-sw-div\WPDATA\Chery\Clairmont M-000269\Postbid\POSTBID\RCA REV.doc

- c:** Marty Stein  
Susan Bandy  
Velma Laws  
Craig Foster  
Michael Ho, P.E.  
WBS No. M-000269-0001-4 (RCA 1.2)



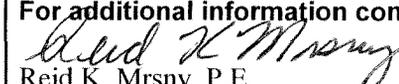
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Drainage Improvements at Grade Separations, Package II W.B.S. No. M-000241-0003-4	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 40
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 6-13-08	<b>Agenda Date:</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> D, E, H & I <i>m.s.</i>
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<b>For additional information contact:</b>  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award Construction Contract and appropriate funds.

**Amount and Source of Funding:**  
\$4,626,000.00 from Drainage Improvements Commercial Paper Series F, Fund No. 4030. *Prakke 06/06/08*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the FY 2008 Stormwater Capital Improvements Program (CIP). This project is required to alleviate flooding in the depressed areas and to enhance mobility and driver safety during heavy rain events.

**DESCRIPTION/SCOPE:** This project consists of construction of drainage improvements at five grade separations within the City of Houston. Work includes demolition of portion of the existing pump stations, upgrade existing stations, construction of new concrete access roadway, re-grade existing drainage ditch outfall, install new electrical and electronic control system, install Advance Flood Safety Warning Devices and install approximately 300 linear feet of 24-inch RCP on Allen Parkway.

The Contract duration for this project is 360 calendar days. This project was designed by Infrastructure Associates, Inc.

**LOCATION:** The five (5) stormwater pump stations are as follows:

<u>Location</u>	<u>Key Map</u>	<u>Council District</u>
1. 3500 Kelley Pump Station (Kelley street and US59)	454N	H
2. Kelley Underpass Pump Station (Kelley Street and Elysian)	453R	H
3. Old Galveston Road Pump Station (SH 3 and Allendale Road)	535V	E
4. Forest Hill and Rusk	494Z	I
5. Allen Parkway at Montrose	493J	D

**BIDS:** Bids were received on May 1, 2008. The five (5) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. R J Construction Company, Inc.	\$4,100,000.00
2. Peltier Brothers Construction, Ltd.	\$4,145,383.85
3. George & Ezzell, Inc.	\$4,420,378.20
4. SER Construction Partners, Ltd	\$4,481,227.66
5. NBG Contractors, Inc.	\$5,206,196.20

**REQUIRED AUTHORIZATION** CUIC# 20MS95 *ms*

<b>Finance Department:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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<b>Date</b>	<b>Subject:</b> Contract Award for Drainage Improvements at Grade Separations, Package II W.B.S. No. M-000241-0003-4	<b>Originator's Initials</b> <i>H.S.</i>	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that this Construction Contract be awarded to R J Construction Company, Inc. with a low bid of \$4,100,000.00 and that Addendum Numbers 1 and 2 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$4,626,000.00 to be appropriated as follows:

• Bid Amount	\$4,100,000.00
• Contingencies	\$ 205,000.00
• Engineering and Testing Services	\$ 75,000.00
• Project Management	\$ 246,000.00

Engineering and Testing Services will be provided by Tolunay-Wong Engineers, Inc. under a previously approved Contract.

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

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Professional Traffic Control	Traffic Control	\$ 35,000.00	0.85%
2. Po & Go Concrete Work	Concrete Construction	\$ 580,000.00	14.15%
3. Central Texas Hauling	Hauling	\$ 15,000.00	0.36%
<b>TOTAL</b>		<b>\$ 630,000.00</b>	<b>15.36%</b>

<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Macaulay Controls Company	Control Instruments	\$ 180,642.00	4.40%
2. Hazard Assessment Leaders, Inc.	Lead Abatement	\$ 25,000.00	0.61%
<b>TOTAL</b>		<b>\$ 205,642.00</b>	<b>5.01%</b>

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Mickie Service Company, Inc.	Meter Taps	\$ 14,350.00	0.35%
2. El Dorado Paving Company, Inc.	Paving	\$ 186,167.00	4.54%
<b>TOTAL</b>		<b>\$ 200,517.00</b>	<b>4.89%</b>

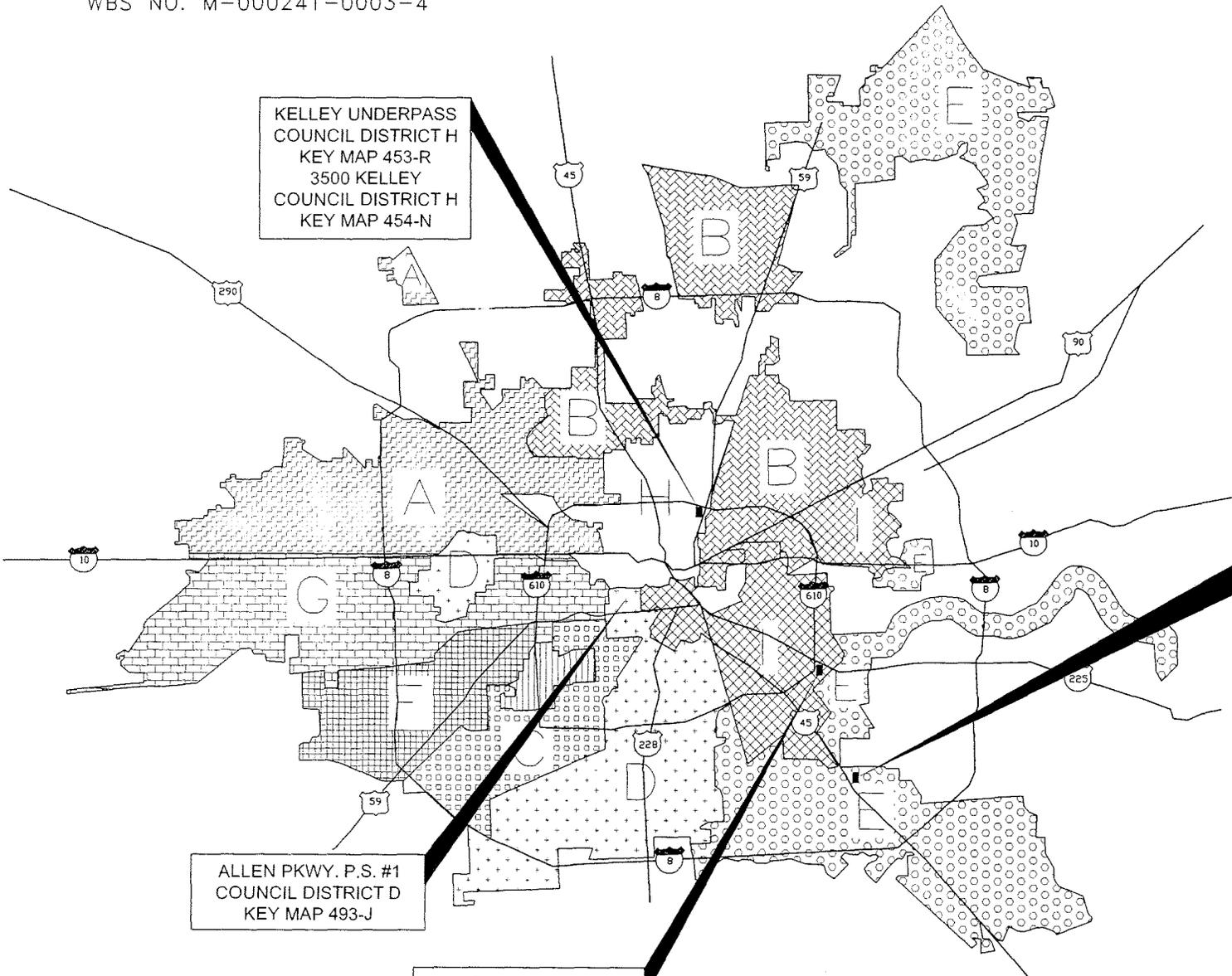
All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

*RKM m.s. BK*  
MSM:RKM:HJ:MS:BK:bk

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**c:** Marty Stein  
Susan Bandy  
Velma Laws  
Craig Foster  
Michael Ho, P.E.  
WBS NO. M-000241-0003-4 (RCA 1.2)

DEPARTMENT OF PUBLIC WORKS & ENGINEERING  
ENGINEERING & CONSTRUCTION DIVISION  
WBS NO. M-000241-0003-4



KELLEY UNDERPASS  
COUNCIL DISTRICT H  
KEY MAP 453-R  
3500 KELLEY  
COUNCIL DISTRICT H  
KEY MAP 454-N

ALLEN PKWY. P.S. #1  
COUNCIL DISTRICT D  
KEY MAP 493-J

FOREST HILL  
COUNCIL DISTRICT I  
KEY MAP 494-Z

OLD GALVESTON  
COUNCIL DISTRICT E  
KEY MAP 535-R

CITY OF HOUSTON  
WBS NO. M-000241-0003-4  
DRAINAGE IMPROVEMENTS  
AT GRADE SEPARATIONS PKG II  
PROJECT LOCATIONS MAP  
COUNCIL DISTRICT BOUNDRIES

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

No. corrected

**SUBJECT:** Additional Appropriation for Professional Engineering Services Contract between the City of Houston and PTI, Inc. for Design of Market Street Reconstruction from N. Wayside to Lockwood Drive  
WBS No. N-000773-0001-3

Page 1 of 2  
Agenda Item # 41 39

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

Department of Public Works and Engineering

**Origination Date**

6-12-08

**Agenda Date**

JUN 18 2008

**DIRECTOR'S SIGNATURE:**

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

**Council District affected:**

H & I  
*JK*

**For additional information contact:**

*Reid K. Mrsny*  
Reid K. Mrsny P.E., Senior Assistant Director  
Phone: (713) 837-0452

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

Ordinance No. 2002-0175; Date 03/20/2002

**RECOMMENDATION: (Summary)**

Appropriate additional funds for Engineering Services Contract

**Amount and Source of Funding:** \$67,000.00 from the Street and Bridge Consolidated Construction Fund No. 4506. Original Appropriation of \$690,647.00 for design from the Street and Bridge Consolidated Construction Fund No. 437.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of Capital Improvement program and is required to improve traffic flow/circulation and reduce traffic congestion.

**DESCRIPTION/SCOPE:** This project consists of the design and reconstruction of Market Street from N. Wayside to Lockwood Drive. The new roadway will include a four (4) - lane concrete roadway pavement with curbs, sidewalks, and other necessary underground utilities.

**LOCATION:** The project area is along Market Street from N. Wayside to Lockwood Drive. The project is located in Key Map Grids 494G, H & 495E

**PREVIOUS HISTORY AND SCOPE:** The original Contract was approved by the City Council on March 20, 2002 by Ordinance No.2002-0175. The scope of services under the original Contract consisted of Basic Services (i.e., Preliminary Design, Final Design, and Construction Phase Services) and various Additional Services. Under this Contract, the Consultant has completed 100% of Phase I-Preliminary Design, 100% of Phase II-Final Design and 100% of Additional Services. The project is now in Phase III-Construction Phase Services stage.

**SCOPE OF ADDITIONAL APPROPRIATIONS:** In accordance with Sections 3.1 and 3.2 of the Contract, an adjustment of the Basic Services fees is warranted on the basis of the current estimate of probable construction cost after Phase I design. For the purpose of this contract, the original Basic Services fees of \$390,286.00 was computed using the City of Houston Modified Curve "A" of the Curves of Median Compensation and the estimated construction cost of \$4,600,000.00. Upon adjustment of the Agreed Estimate, based on the probable construction cost of \$5,900,000.00, the resultant Basic Services fees computed using the City of Houston Modified Curve "A" of the Curves of Median Compensation is \$482,797.00. Since the required fee adjustments only apply to Phases II & III, the recalculated Basic Services fee is \$313,818.05. A total amount of \$253,686.00 was initially appropriated for Phases II & III. Therefore, a difference of \$60,132.05 is needed to accommodate the required Basic Services fee adjustments. This will be paid on a Lump Sum basis.

**REQUIRED AUTHORIZATION**

CUIC ID #20SAB26

**F&A Budget:**

**Other Authorization:**

**Other Authorization:**

*Michelle Mitchell*

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

<b>Date</b>	<b>SUBJECT:</b> Additional Appropriation for Professional Engineering Services Contract between the City of Houston and PTI, Inc. for Design of Market Street Reconstruction from N. Wayside to Lockwood Drive. WBS No. N-000773-0001-3	<b>Originator's Initials</b>  SAB	<b>Page</b> <u>2</u> of <u>2</u>
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The total requested appropriation is \$67,000.00 to be appropriated as follows: \$60,500.00 for Contract Services and \$6,500.00 for project management.

**M/WBE INFORMATION:** The M/WBE goal established for this project is 24%. The original Contract amount was \$627,861.00. The Consultant has been paid \$541,838.84 (86.30%) to date. Of this amount \$161,807.25 (29.86%) has been paid to M/WBE subconsultants to date. Assuming approval of the requested additional appropriation, the contract amount will be increased to \$688,361.00. The Consultant proposes the following program to meet the M/WBE goal:

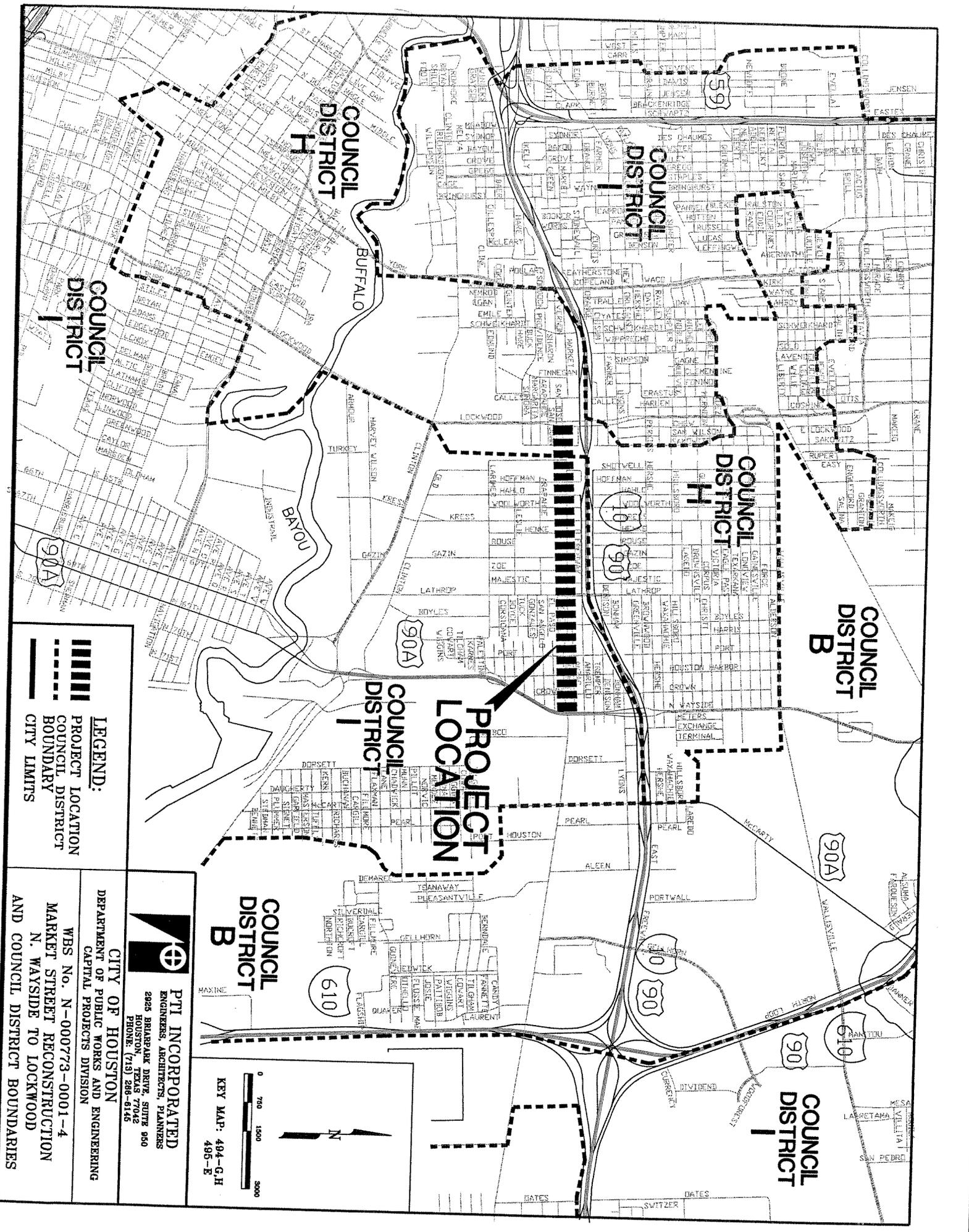
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Prior MWBE Work	Various Services	\$161,807.25	23.50%
2. Hunt & Hunt Engineering Corp.	Engineering Support Services (Phase III)	<u>\$3,500.00</u>	<u>0.51%</u>
<b>TOTAL</b>		<b>\$165,307.25</b>	<b>24.01%</b>

*MSM:DWK:RKM:JHK:SAB*

MSM:DWK:RKM:JHK:SAB

S:\constr\A-SB-DIV\KS\Engineers\Sam\Market Street\_Add App Profess Srvs RCA.doc

- c: Marty Stein  
Daniel W. Krueger, P.E.  
Michael K. Ho, P.E.  
Susan Bandy  
Velma Laws  
Craig Foster  
(1.2 DSGN\_RCA\_SUPPL 1)



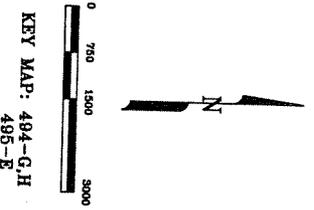
**PROJECT LOCATION**

**LEGEND:**  
 ■■■■■ PROJECT LOCATION  
 - - - - - COUNCIL DISTRICT BOUNDARY  
 ——— CITY LIMITS

**PTI INCORPORATED**  
 ENGINEERS, ARCHITECTS, PLANNERS  
 2822 BRADSHAW DRIVE, SUITE 950  
 HOUSTON, TEXAS 77042  
 PHONE: (713) 288-6145

**CITY OF HOUSTON**  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 CAPITAL PROJECTS DIVISION

WBS No. N-000773-0001-4  
 MARKET STREET RECONSTRUCTION  
 N. WAYSIDE TO LOCKWOOD  
 AND COUNCIL DISTRICT BOUNDARIES

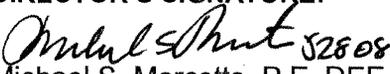


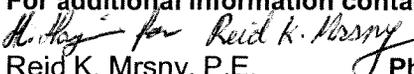
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Safe Sidewalk Program H3 Work Authorization Project. W.B.S. No. N-00610A-00H3-4.	Page 1 of 2	Agenda Item #  42
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 6-12-08	<b>Agenda Date:</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> A, E, F
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<b>For additional information contact:</b>  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**

Accept low bid, award construction Contract and appropriate funds.

**Amount and Source of Funding:** \$1,031,200.00 Street and Bridge Consolidated Construction Fund No. 4506.

*Revised 05/20/08*

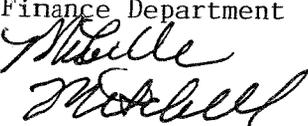
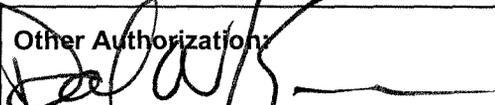
**PROJECT NOTICE/JUSTIFICATION:** This project is part of the continuing effort by the City to construct sidewalks thorough the City of Houston to meet the needs of the citizens.

**DESCRIPTION/SCOPE:** This project provides for the construction of sidewalk improvement at several locations. The Contract duration for this project is 180 calendar days.

**LOCATION:** The project area is located in council district A, E and F. The project is located in various Key Map Grids.

**BIDS:** Bids were received on April 4, 2008. The six (6) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Caan Construction Services, Inc.	\$ 888,385.00
2. ISI Contracting, Inc.	\$ 909,207.50
3. Total Contracting Limited	\$ 930,053.00
4. Deyar Builders, Inc.	\$ 959,166.50
5. Metro City	\$1,057,394.74
6. Tikon Group, Inc.	\$1,146,747.50

<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID # 20SIK05</b>
Finance Department 	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division

Date	Subject: Contract Award for Safe Sidewalk Program H3 Project. W.B.S. No. N-00610A-00H3-4.	Originator's Initials <i>SL</i>	Page 2 of 2
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**AWARD:** It is recommended that this construction Contract be awarded to Caan Construction Services, Inc. with a low bid of \$888,385.00 and Addendum Number 1 be made a part of this Contract.

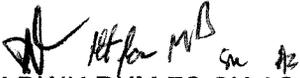
**PROJECT COST:** The total cost of this project is \$1,031,200.00 to be appropriated as follows:

- Bid Amount \$888,385.00
- Contingencies \$ 44,419.25
- Engineering and Testing Services \$ 45,000.00
- Project Management \$ 53,395.75

Engineering and Testing Services will be provided by Arias & Associates, Inc. under a previously approved contract.

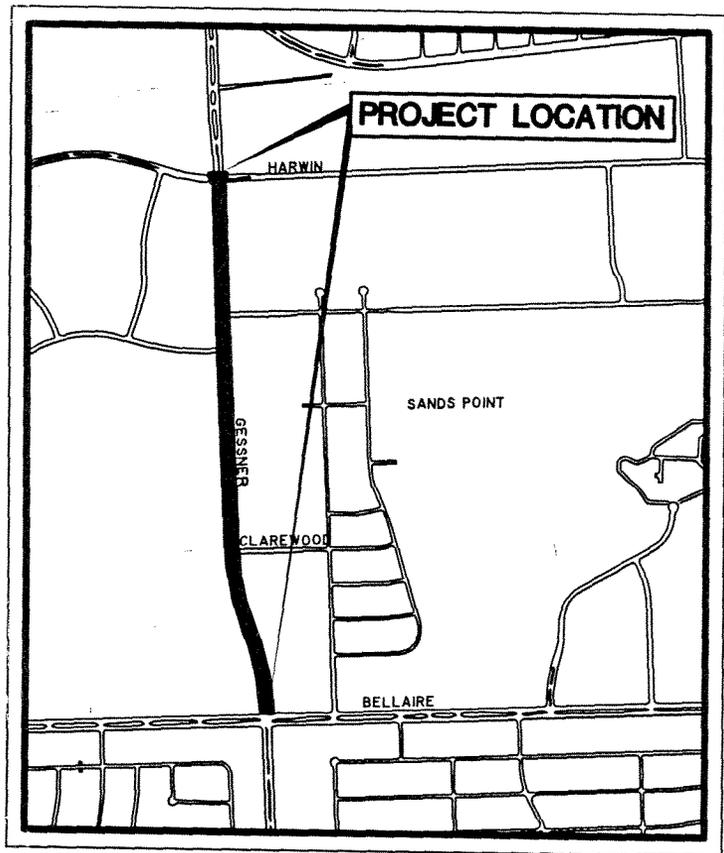
**M/WBE PARTICIPATION:** No M/WBE goal has been established for this project.

All known right-of- way, easements and/or right-of-entry required for the project have been acquired.



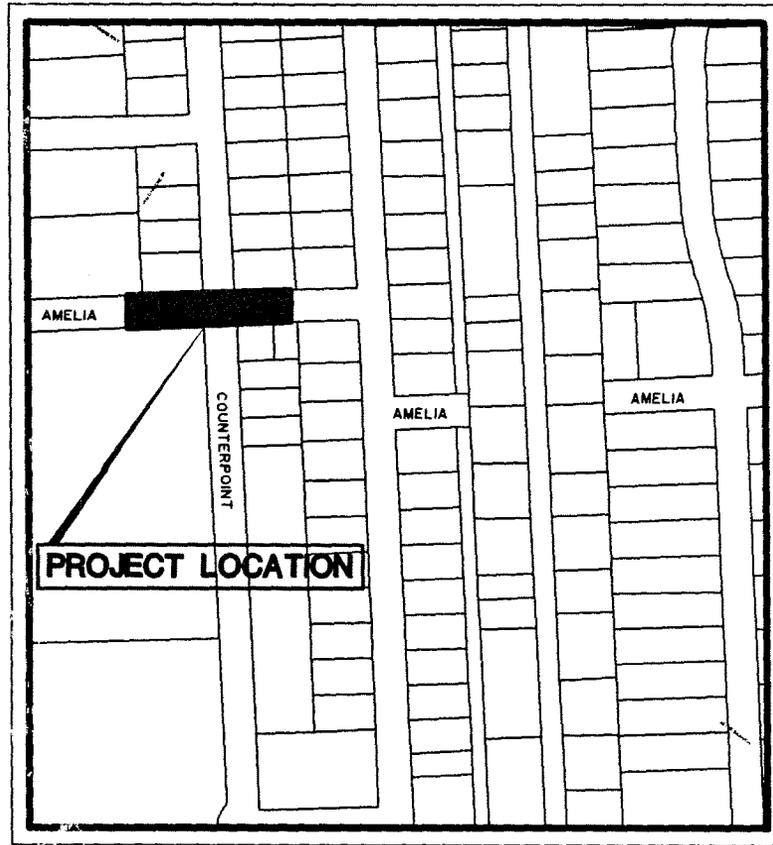
MSM:DWK:RKM:FS:SK:AS

- c:**
- Marty Stein
  - Daniel W. Krueger, P.E.
  - Velma Laws
  - Waynette Chan
  - Susan Bandy
  - Timothy J. Lincoln, P.E.
  - Gary Norman, w/enclosures
  - Michael Ho, P.E.
  - File No. N-00610A-00H3-4 (1.2 RCA)



SHEET 12 - 14

**VICINITY MAP  
(KEY MAP 530 A + E)  
GESSNER**

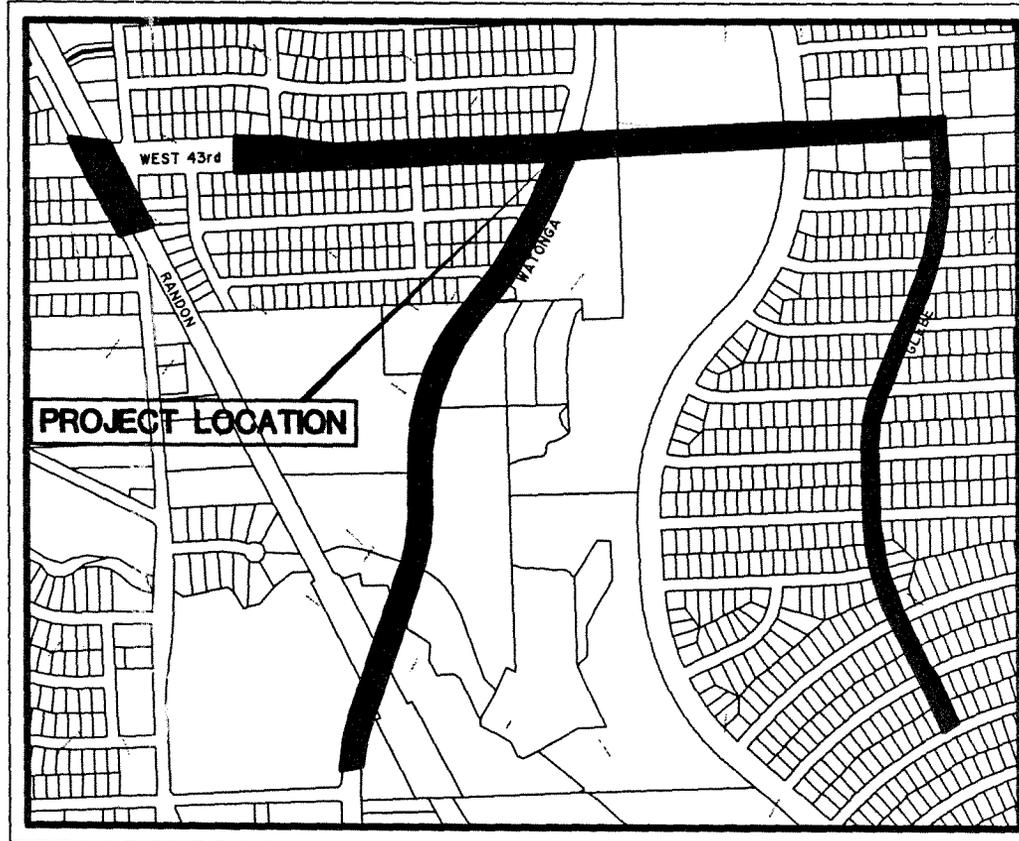


SHEET 7

**VICINITY MAP  
(KEY MAP 451 S)  
AMELIA**



**VICINITY MAP (KEY MAP 337)  
(KEY MAP 297 Q +U +V)  
MILLS BRANCH**



**VICINITY MAP  
(KEY MAP 451 R + M)  
WEST 43rd**

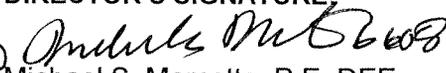
SHEET 3-5  
SHEET 6  
SHEET 8-9  
SHEET 10-11

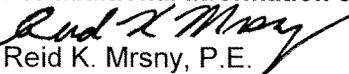
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Alameda Sims Wastewater Treatment Plant and Sludge Processing Facility Improvements Package I. W.B.S. No. R-000298-0004-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  43
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 6-12-08	<b>Agenda Date:</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> D IMR
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<b>For additional information contact:</b>  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**

Accept low bid, award construction Contract and appropriate funds.

**Amount and Source of Funding:** \$11,000,000.00 Water and Sewer System Consolidated Construction Fund No. 8500. *SF 5/30/08*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's ongoing program for improvements to the Alameda Sims Wastewater Treatment Plant (WWTP) and Sludge Processing Facility (SPF).

**DESCRIPTION/SCOPE:** This project consists of construction of new sludge processing facilities, installation and replacement of sludge processing equipment, motor control systems, electrical facilities and site improvements. The Contract duration for this project is 540 calendar days. This project was designed by Binkley & Barfield, Inc.

**LOCATION:** The project area is located at 12319 1/2 Alameda Road, Key Map Grids 572-L.

**BIDS:** Bids were received on April 3, 2008. The Two (2) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Industrial TX Corporation	\$ 9,798,392.00
2. George & Ezzell, Inc.	\$11,053,649.00

<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID #20IMR58</b>	
<b>Finance Department:</b>  Michael	<b>Other Authorization:</b>  Jeff Taylor, Deputy Director Public Utilities Division	<b>Other Authorization:</b>	

Date	Subject: Contract Award for Alameda Sims Wastewater Treatment Plant and Sludge Processing Facility Improvements Package I. W.B.S. No. R-000298-0004-4.	Originator's Initials	Page 2 of 2
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**AWARD:** It is recommended that this construction Contract be awarded to Industrial TX Corporation with a low bid of \$9,798,392.00 and that Addenda Numbers 1 and 2 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$11,000,000.00 to be appropriated as follows:

• Bid Amount	\$ 9,798,392.00
• Contingencies	\$ 489,919.60
• Engineering and Testing Services	\$ 185,200.00
• Project Management	\$ 526,488.40

Engineering and Testing Services will be provided by Associated Testing Laboratories, Inc. under a previously approved contract.

**M/W/SBE PARTICIPATION:** The low bidder has demonstrated a good faith effort to comply with the M/WBE goals of the Texas Water Development Board and the M/W/SBE goals of the City of Houston. The bidder has proposed a MBE participation of 14.01%, WBE participation of 7.38%, and SBE participation of 3.34%.

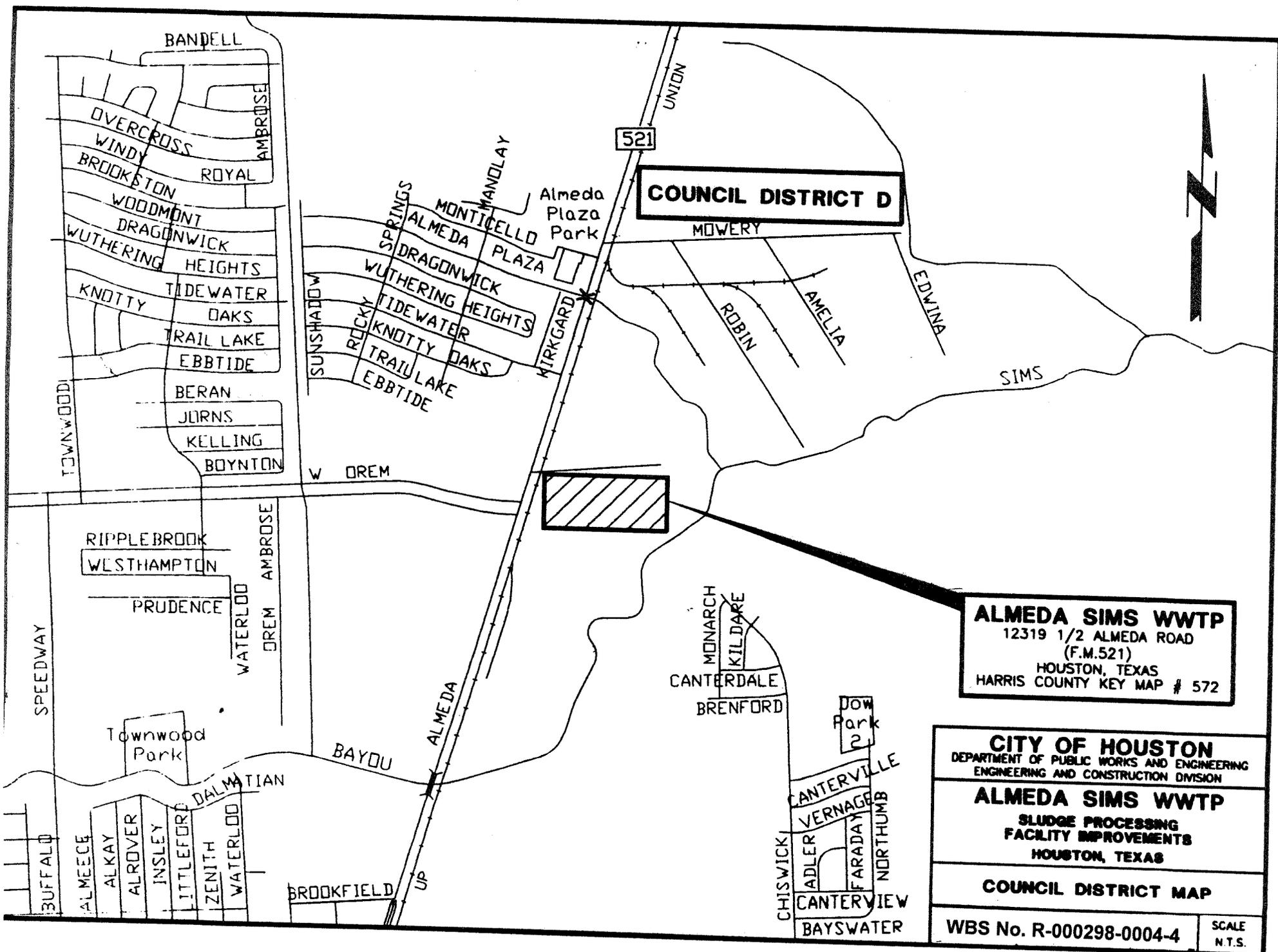
<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Medcalf Fabrication, Inc.	Misc. Metals	\$ 239,757.00	2.45%
2. C & B Rebar Construction, Inc.	Rebar Installation	\$ 71,000.00	0.72%
3. DNA Trucking, Inc.	Trucking	\$ 60,000.00	0.61%
4. Aviles Painting Contractor	Painting	\$ 100,000.00	1.02%
5. Environmental Builders & Development, LLC	Paving	\$ 145,000.00	1.48%
6. Energy Electric Supply, Inc.	Electrical Supplies	\$ 663,000.00	6.77%
7. Hallmark Hose Organization	Fabrication & Piping	\$ 94,000.00	0.96%
<b>TOTAL</b>		<b>\$1,372,757.00</b>	<b>14.01%</b>

<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. A-1 Hydro-Mulching of Texas, Inc.	Hydro-mulching	\$ 5,000.00	0.05%
2. Teague Industrial Sales & Service	Piping	\$ 718,000.00	7.33%
<b>TOTAL</b>		<b>\$ 723,000.00</b>	<b>7.38%</b>

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Sam Special Coatings, Inc.	Painting	\$ 61,772.00	0.63%
2. Deanie Hayes, Inc.	Sand, Select Fill	\$ 115,000.00	1.17%
3. Automation Nation, Inc.	Computer Programming	\$ 151,200.00	1.54%
<b>TOTAL</b>		<b>\$ 327,972.00</b>	<b>3.34%</b>

All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

*MSM:IMR*  
 MSM:RKM:EN:IMR:pa  
 c: Marty Stein  
 Susan Bandy  
 Velma Laws  
 Michael Ho, P.E.  
 File R-0298-04-2



**COUNCIL DISTRICT D**

**ALMEDA SIMS WWTP**  
 12319 1/2 ALMEDA ROAD  
 (F.M.521)  
 HOUSTON, TEXAS  
 HARRIS COUNTY KEY MAP # 572

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

**ALMEDA SIMS WWTP**  
 SLUDGE PROCESSING  
 FACILITY IMPROVEMENTS  
 HOUSTON, TEXAS

**COUNCIL DISTRICT MAP**

WBS No. R-000298-0004-4      SCALE N.T.S.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for East Lake Houston Unserved Areas, Hidden Echo Subdivision. W.B.S. No. R-000801-0005-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 44
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 6-13-08	<b>Agenda Date:</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> E IMR
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<b>For additional information contact:</b>  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction Contract and appropriate funds.

**Amount and Source of Funding:** \$1,105,000.00 Water and Sewer System Consolidated Construction Fund No. 8500. *Pre/10/06*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's ongoing program to replace and upgrade its sanitary sewer to unserved areas, Hidden Echo subdivision, within the City limits.

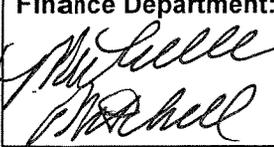
**DESCRIPTION/SCOPE:** This project consists of construction of 2,200 linear feet of new 10-inch sanitary sewers in the street right-of-way, abandonment of existing lift station, existing 8-inch sanitary sewers and two double 6-inch sanitary siphons. The Contract duration for this project is 240 calendar days. This project was designed by A & S Engineers, Inc.

**LOCATION:** The project area is generally bound by Shore Shadows Drive on the north, West Lake Drive on the south, Neiman Drive on the east and Lake Houston on the west. The project is located in Key Map Grids 338-C.

**BIDS:** Bids were received on May 8, 2008. The eight(8) bids are as follows:

Bidder	Bid Amount
1. Jimerson Underground, Inc.	\$ 958,826.00
2. SER Construction Partners, Ltd.	\$1,090,979.00
3. Troy Construction, L.L.C	\$1,183,476.00 (Disqualified)
4. Reliance Construction Services, L.P.	\$1,293,869.63
5. Menendez-Donnell & Assoc., Inc.	\$1,299,137.00
6. Triple B. Services, L.L.P.	\$1,392,741.10
7. E.P.Brady, Ltd.	\$1,538,173.78
8. Resicom, Inc.	\$3,971,519.00

**REQUIRED AUTHORIZATION** CUIC ID #20IMR59 *MR*

<b>Finance Department:</b> 	<b>Other Authorization:</b>  Jeff Taylor, Deputy Director Public Utilities Division	<b>Other Authorization:</b>
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Date	Subject: Contract Award for East Lake Houston Unserved Areas, Hidden Echo Subdivision. W.B.S. No. R-000801-0005-4.	Originator's Initials IMR	Page 2 of 2
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**AWARD:** It is recommended that this construction Contract be awarded to Jimerson Underground, Inc. with a low bid of \$958,826.00 and that Addendum Number 1 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$1,105,000.00 to be appropriated as follows:

- Bid Amount \$958,826.00
- Contingencies \$47,941.30
- Engineering and Testing Services \$30,000.00
- Project Management \$68,232.70

Engineering and Testing Services will be provided by Bureau Veritas North America, Inc. under a previously approved contract.

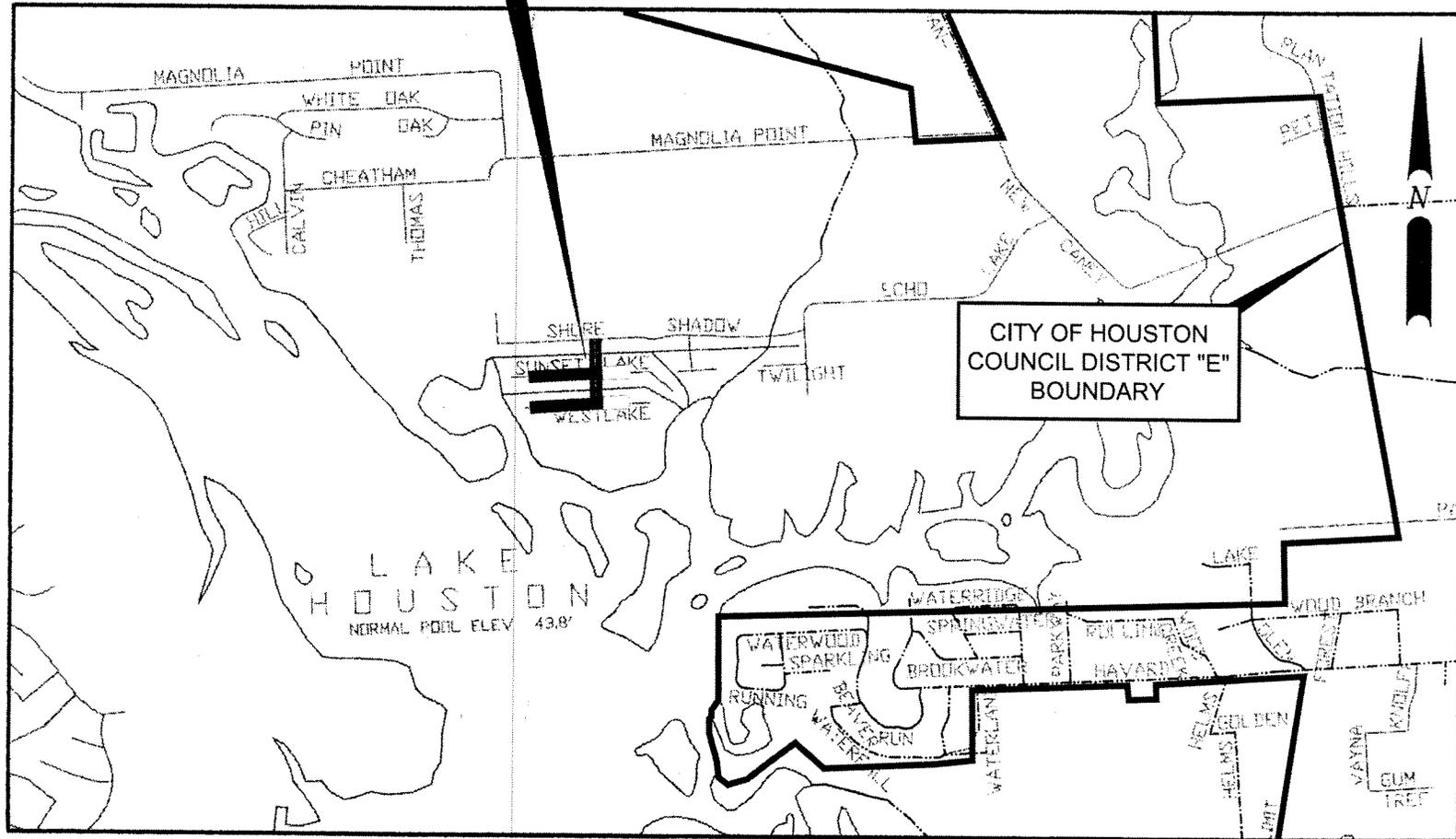
**M/WBE PARTICIPATION:** No M/WBE goal has been established for this project.

All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

For: EN:EN:IMR  
MSM:RKM:EN:IMR:pa

- c: Marty Stein  
Susan Bandy  
Velma Laws  
Michael Ho, P.E.  
File R-0801-05-2

# PROJECT LOCATION



## HIDDEN ECHO VICINITY MAP

KEY MAP 338 C  
GIMS 5970D

CITY OF HOUSTON  
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

HIDDEN ECHO SUBDIVISION  
EAST LAKE HOUSTON UNSERVED AREAS  
**WBS NO. R-000801-0005-4**

VICINITY MAP

**A&S ENGINEERS, INC.**  
10377 STELLA LINK RD.  
HOUSTON TX, 77025

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

<b>SUBJECT:</b> Contract Award for Sewer Line Replacement - Sims Bayou Utility Conflict Relocation Between Almeece/White Heather, Hiram Clark/White Heather and Fuqua/Tiffany. W.B.S. No. R-002011-0060-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b> <span style="font-size: 2em; font-family: cursive;">45</span>
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> <span style="font-size: 1.2em; font-family: cursive;">6/12/08</span>	<b>Agenda Date:</b> <span style="font-size: 1.2em; font-family: cursive;">JUN 18 2008</span>
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. DEE	<b>Council District affected:</b> D
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<b>For additional information contact:</b>  Reid K. Misny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
--	---

**RECOMMENDATION: (Summary)**  
Accept low bid, award construction Contract and appropriate funds.

**Amount and Source of Funding:** \$2,720,400.00 Water and Sewer System Consolidated Construction Fund No. 8500. \$2,529,108

**PROJECT NOTICE/JUSTIFICATION:** This project is part of City's program for the design and construction of sewer line replacements. The project is generated due to Sims Bayou widening by Harris County Flood Control District and will relocate existing back lot sewers to the front yard ROW.

**DESCRIPTION/SCOPE:** This project consists of Construction of new sanitary sewer along Hiram Clark, Tiffany, Castlereach, Dalmatian and Fleetwell to relocate existing back lot sewers next to Sims Bayou. The Contract duration for this project is 360 calendar days. This project was designed by Klotz Associates, Inc.

**LOCATION:** The project area is generally bound by Sims Bayou on the north, Fuqua on the south, Buffalo Speedway on the east and Hiram Clark on the west. The project is located in Key Map Grids 571-R, 572-N, and 572-P.

**BIDS:** Bids were received on April 3, 2008. The twelve (12) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Reliance Construction Services, L.P.	\$2,333,708.54
2. Calco Contracting, LTD.	\$2,547,926.50
3. Huff & Mitchell, Inc.	\$2,565,090.00
4. Texas Sterling Construction, Co.	\$2,721,115.00
5. Conrad Construction Co., LTD.	\$2,879,098.00
6. Reytec Construction Resources, Inc.	\$2,941,741.00
7. SER Construction Partners, LTD.	\$2,987,173.00
8. Underground Technologies, Inc.	\$3,170,745.80
9. IJT Contracting, Inc.	\$3,385,271.75
10. Cravens Partners, LTD.	\$3,625,077.72
11. George Construction, Inc.	\$3,630,692.50
12. ACM Contractors, Inc.	\$3,742,197.00

<b>REQUIRED AUTHORIZATION</b> <span style="float: right;">CUIC ID #20AKH12</span>		
<b>Finance Department:</b> 	<b>Other Authorization:</b>  Jeff Taylor, Deputy Director Public Utilities Division	<b>Other Authorization:</b>

<b>Date</b>	<b>Subject:</b> Contract Award for Sewer Line Replacement - Sims Bayou Utility Conflict Relocation Between Almeece/White Heather, Hiram Clark/White Heather and Fuqua/Tiffany. W.B.S. No. R-002011-0060-4.	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that this construction Contract be awarded to Reliance Construction Services, L.P. with a low bid of \$2,333,708.54 and that Addendum Number 1 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$2,720,400.00 to be appropriated as follows:

- Bid Amount \$2,333,708.54
- Contingencies \$ 116,685.43
- Engineering and Testing Services \$ 130,000.00
- Project Management \$ 140,006.03

Engineering and Testing Services will be provided by Aviles Engineering Corporation under a previously approved contract.

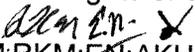
**M/WBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the 14% MBE goal 5% WBE and 3% SBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Texas Fluid Power Products, Inc.	Material Supply	\$195,000.00	8.36%
2. G. M. Construction	Asphalt Paving & Underground Utilities	\$132,000.00	5.66%
	<b>TOTAL</b>	<b>\$327,000.00</b>	<b>14.02%</b>

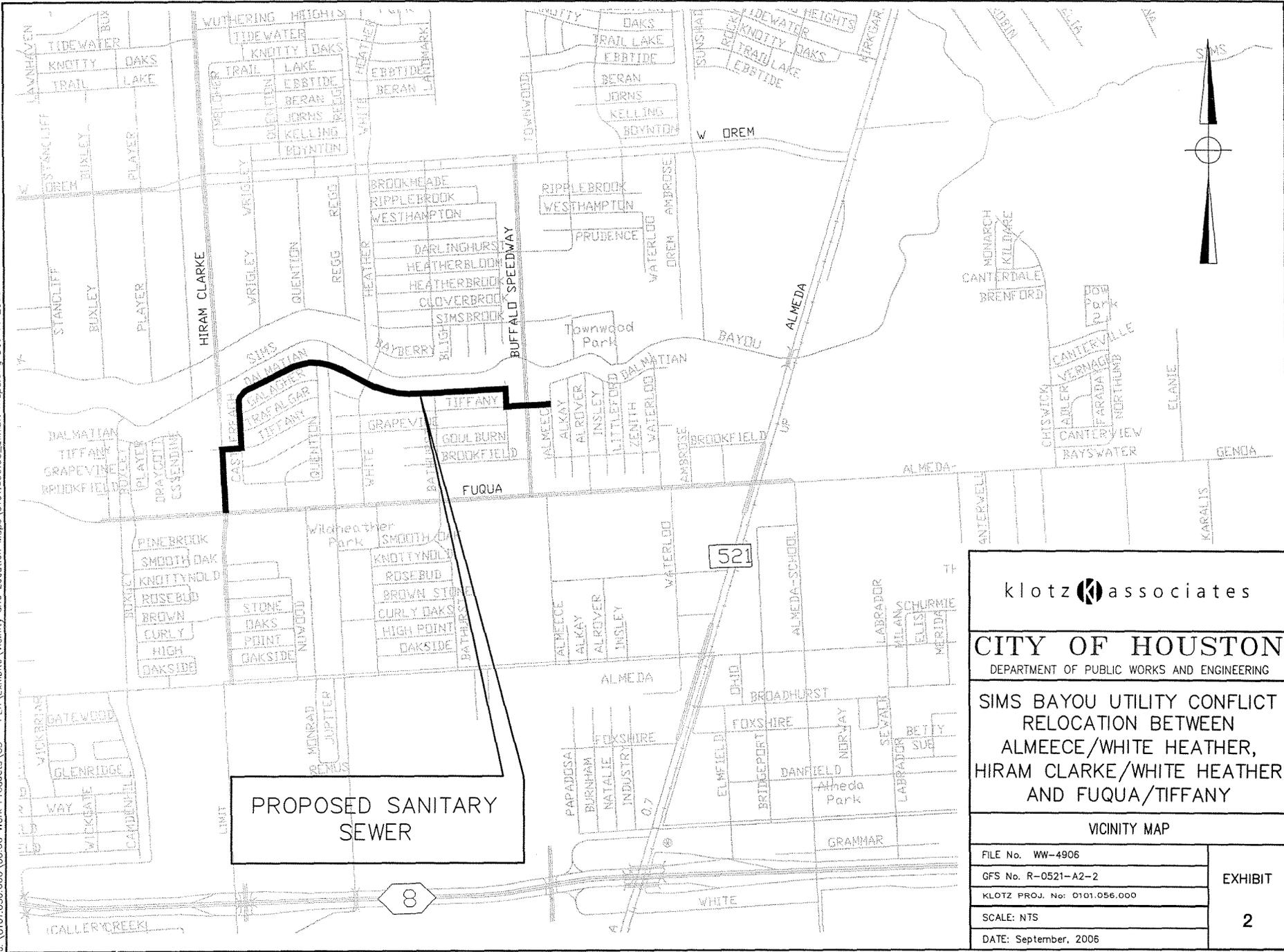
<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. El Dorado Paving Company, Inc.	Paving	\$117,000.00	5.01%
	<b>TOTAL</b>	<b>\$117,000.00</b>	<b>5.01%</b>

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. G. M. Construction	Asphalt Paving & Underground Utilities	\$32,000.00	1.37%
2. El Dorado Paving Company, Inc.	Paving	\$38,000.00	1.63%
	<b>TOTAL</b>	<b>\$70,000.00</b>	<b>3.00%</b>

All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

  
MSM:RKM:EN:AKH:pa

- c: Marty Stein  
Susan Bandy  
Velma Laws  
Michael Ho, P.E.  
File R-0521-A2-2



**PROPOSED SANITARY SEWER**

<b>CITY OF HOUSTON</b> DEPARTMENT OF PUBLIC WORKS AND ENGINEERING	
<b>SIMS BAYOU UTILITY CONFLICT RELOCATION BETWEEN ALMEECE/WHITE HEATHER, HIRAM CLARKE/WHITE HEATHER AND FUQUA/TIFFANY</b>	
<b>VICINITY MAP</b>	
FILE No. WW-4906	<b>EXHIBIT</b>  <b>2</b>
GFS No. R-0521-A2-2	
KLOTZ PROJ. No: 0101.056.000	
SCALE: NTS	
DATE: September, 2006	

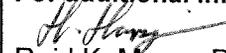
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Sims Bayou Utility Relocation - Alameda Rd. to Alameda Sims Wastewater Treatment Plant (WWTP). W.B.S. No. R-002011-0062-4	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  46
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 6-13-08	<b>Agenda Date:</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., DEE	<b>Council District affected:</b> D 
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<b>For additional information contact:</b>  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction Contract and appropriate funds.

**Amount and Source of Funding:** \$7,164,400.00 Water and Sewer System Consolidated Construction Fund No. 8500.  
*Pratt*  
*06/04/08*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of City's program for the design and construction of sewer line replacements. The project is generated due to Sims Bayou widening by Harris County Flood Control District and will relocate and rehabilitate existing gravity lines, demolish an existing lift station.

**DESCRIPTION/SCOPE:** This project consists of eliminating sanitary sewers in the Sims Bayou right-of-way and construction of gravity sewer from Alameda Rd. to Ameda Sims (WWTP) Area. The Contract duration for this project is 365 calendar days. This project was designed by Othon, Inc.

**LOCATION:** The project area is generally bound by West Buffalo Speedway, East S.H. 288. North Alameda Plaza, South Alameda Genoa. This project is located in Key Map grids 572-Q, M & R.

**BIDS:** Bids were received on May 1, 2008. The five (5) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. BRH-Garver Construction, L.P.	\$ 6,350,844.00
2. Huff & Mitchell, Inc.	\$ 7,856,111.00
3. Boyer, Inc.	\$ 7,961,184.00
4. Troy Construction, L.L.C.	\$ 8,643,571.20
5. George Construction, Inc.	\$11,589,239.00

**REQUIRED AUTHORIZATION** CUIC ID# 20AKH14 NOT

<b>Finance Department:</b>  Michelle	<b>Other Authorization:</b>  Jeff Taylor, Deputy Director Public Utilities Division	<b>Other Authorization:</b>
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Date	SUBJECT: Contract Award for Sims Bayou Utility Relocation - Alameda Rd. to Alameda Sims Wastewater Treatment Plant (WWTP). W.B.S. No. R-002011-0062-4	Originator's Initials 	Page 2 of 2
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**AWARD:** It is recommended that this construction Contract be awarded to BRH-Garver Construction, L.P. with a low bid of \$6,350,844.00 and that Addendum no 1 and Addendum no 2 will be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$7,164,400.00 to be appropriated as follows:

• Bid Amount	\$6,350,844.00
• Contingencies	\$ 317,542.20
• Engineering and Testing Services	\$ 115,000.00
• Project Management	\$ 381,013.80

Engineering and Testing Services will be provided by Professional Service Industries, Inc. under a previously approved contract.

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

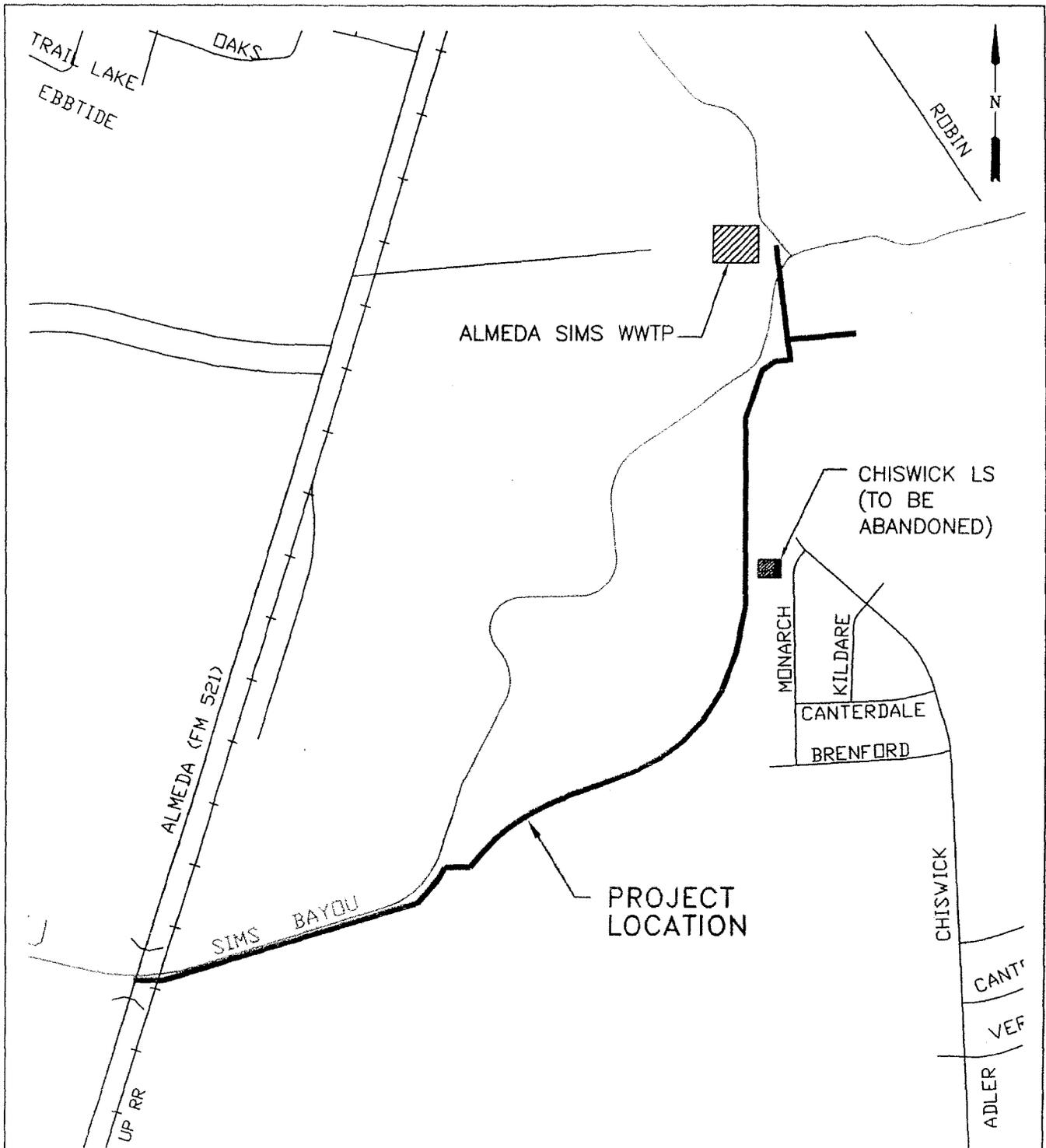
<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Tunnels & Shafts Construction Contractors, Inc.	Tunnel Shafts	\$829,000.00	13.05%
2. J. A. Gamez, Trucking Services	Trucking	\$ 61,000.00	0.96%
<b>TOTAL</b>		<b>\$890,000.00</b>	<b>14.01%</b>

<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Choctaw Pipe & Equipment, Inc.	Pipe	\$318,000.00	5.01%
<b>TOTAL</b>		<b>\$318,000.00</b>	<b>5.01%</b>

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Jimerson Underground, Inc.	Sewer Works	\$191,000.00	3.01%
<b>TOTAL</b>		<b>\$191,000.00</b>	<b>3.01%</b>

  
MSM:RKM/EN:AKH:plm

c: Marty Stein  
Susan Bandy  
Velma Laws  
Michael Ho, P.E.  
File No. R-0521-B2-2



PROJECT NAME: SEWER LINE REPLACEMENT - SIMS BAYOU UTILITY CONFLICT RELOCATION FROM ALMEDA ROAD TO THE VICINITY OF ALMEDA SIMS WWTP  
 GFS NO. R-0521-B2-2  
 FILE NO. WW 4905

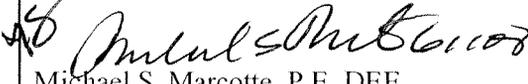
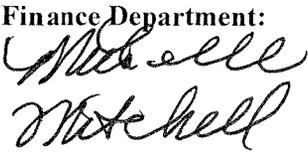
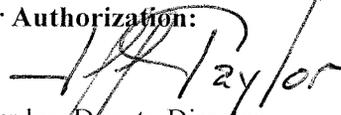
PROJECT LOCATION: KEY MAP GRID 572Q

**OTHON**  
 OTHON, INC., CONSULTING ENGINEERS  
 Civil, Transportation, Environmental, CM  
 11111 Wilcrest Green Drive, Suite 128  
 Houston, Texas 77042



SEWER LINE REPLACEMENT - SIMS BAYOU  
 UTILITY CONFLICT RELOCATION  
 GFS No. R-0521-B2-2 FILE No. WW 4905  
**VICINITY MAP**

EXHIBIT NO.  
**2**

<b>SUBJECT:</b> Contract Award for FY08 Water Service Line Replacement Program. WBS No. S-000035-00H2-4		<b>Page</b> 1 of 2	<b>Agenda Item #</b>  47												
<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date:</b> 6-13-08	<b>Agenda Date:</b> JUN 18 2008												
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. DEE		<b>Council District affected:</b>  All													
<b>For additional information contact:</b>  A. James Millage Phone: 713-641-9566 Senior Assistant Director		<b>Date and identification of prior authorizing Council action:</b>													
<b>RECOMMENDATION: (Summary)</b> Accept low bid, award construction Contract and appropriate funds.															
<b>Amount and Source of Funding:</b> \$2,516,716.00 Water and Sewer System Consolidated Construction Fund No. 8500. <div style="float: right; text-align: right;">                       06/05/08                 </div>															
<b>PROJECT NOTICE/JUSTIFICATION:</b> This project consists of replacing plastic service lines with copper lines.															
<b>DESCRIPTION/SCOPE:</b> This project will provide for the removal of water service lines composed of plastic and replacement with copper service lines. The water service lines range in size from ¾-inch to 2-inches in diameter. The Contract duration for this project is 365 calendar days.															
<b>LOCATION:</b> The project area is located in and around the Key Map Grids 410R, 411N, 529T, and 529X.															
<b>BIDS:</b> Bids were received on 04/11/08. The three (3) bids are as follows:															
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;"></th> <th style="width: 40%; text-align: left;"><u>Bidder</u></th> <th style="width: 50%; text-align: left;"><u>Bid Amount</u></th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Reliance Construction Services, L.P.</td> <td>\$2,373,063.00</td> </tr> <tr> <td>2.</td> <td>Troy Construction, L.L.C.</td> <td>\$2,760,912.00</td> </tr> <tr> <td>3.</td> <td>D.L. Elliott Enterprises, Inc.</td> <td>\$3,074,885.00</td> </tr> </tbody> </table>					<u>Bidder</u>	<u>Bid Amount</u>	1.	Reliance Construction Services, L.P.	\$2,373,063.00	2.	Troy Construction, L.L.C.	\$2,760,912.00	3.	D.L. Elliott Enterprises, Inc.	\$3,074,885.00
	<u>Bidder</u>	<u>Bid Amount</u>													
1.	Reliance Construction Services, L.P.	\$2,373,063.00													
2.	Troy Construction, L.L.C.	\$2,760,912.00													
3.	D.L. Elliott Enterprises, Inc.	\$3,074,885.00													
<b>REQUIRED AUTHORIZATION</b>			CUIC#20AJM197												
<b>Finance Department:</b> 	<b>Other Authorization:</b>  06/02/08	<b>Other Authorization:</b>  Jeff Taylor, Deputy Director Public Utilities Division													

<b>Date</b>	<b>Subject:</b> Contract Award for FY08 Water Service Line Replacement Program. WBS No. S-000035-00H2-4	<b>Originator's Initials</b>	<b>Page 2 of 2</b>
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**AWARD:** It is recommended that this construction Contract be awarded to Reliance Construction Services, L.P. with a low bid of \$2,373,063.00.

**PROJECT COST:** The total cost of this project is \$2,516,716.00 to be appropriated as follows:

- Bid Amount \$2,373,063.00
- Contingencies \$118,653.00
- Engineering and Testing Services \$25,000.00

Engineering and Testing Services will be provided by QC Laboratories, Inc. under a previously approved contract.

**M/WBE PARTICIPATION:** The low bidder has submitted the following proposed participation to satisfy the 14% MBE goal and 3% SBE goal for this project. The Affirmative Action and Contract Compliance Division has reviewed and approved the good faith efforts of the contractor in complying with the MWSBE program.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Rudy's Contracting, Inc.	Underground utility work	\$332,230.00	14.0%
2. G.M. Construction	Asphalt paving underground utilities	<u>\$71,200.00</u>	<u>3.0%</u>
<b>TOTAL</b>		<b>\$403,430.00</b>	<b>17.0%</b>



MSM:JT:AJM:OS:TC:tc

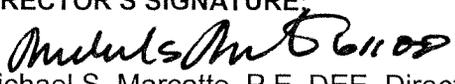
- cc: Marty Stein  
Mark Loethen, P.E.  
Velma Laws  
Michael Ho, P.E.  
Craig Foster  
Waynette Chan  
Gary Norman  
Carol Ellinger, P.E.  
File No. WA 10881-02

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Water Line Replacement in Ellena Gardens-North Section Area WBS No. S-000035-00N4-4.	Page 1 of 2	Agenda Item #  48
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<b>FROM:</b> (Department or other point of origin): Department of Public Works and Engineering	<b>Origination Date:</b> 6-13-08	<b>Agenda Date:</b> JUN 18 2008
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. DEE, Director	<b>Council District affected:</b> H <span style="float: right;">kzm</span>
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<b>For additional information contact:</b> Reid K. Mrsny, P.E.  Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**  
\$1,606,100.00 from the Water and Sewer System Consolidated Construction Fund No. 8500. *6/2/08*

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

**DESCRIPTION/SCOPE:** This project consists of approximately 1,335 linear feet of 6-inch and 23,017 linear feet of 8-inch diameter water lines, valves, and appurtenances. The contract duration for this project is 231 calendar days. This project was designed by Amani Engineering, Inc.

**LOCATION:** The project area is generally bound by E. Parker on the north, Witcher on the south, Airline Drive on the east and Werner on the west. The project is located in Key Map Grids 413 W, X and 453 A, B.

**BIDS:** Bids were received on April 03, 2008. The eleven (11) bids are as follows:

Bidder	Bid Amount
1. Collins Construction, LLC.	\$1,406,384.60
2. R.K. Wheaton, Inc.	\$1,598,154.97
3. D.L. Elliott Enterprises, Inc.	\$1,686,424.00
4. C.E. Barker, Ltd.	\$1,693,579.56
5. ACM Contractors, Inc.	\$1,693,979.00
6. Cravens Partners, Ltd.	\$1,742,399.00
7. Reliance Construction Services, L.P.	\$1,745,545.68
8. Mar-Con Services, LLC.	\$1,780,195.50
9. RWL Construction, Inc.	\$1,795,956.60
10. Calco Contracting, Ltd.	\$1,958,793.00
11. Metro City Construction, L. P.	\$2,042,246.12

**REQUIRED AUTHORIZATION** 20ACM52 DST

<b>Finance Department:</b> 	<b>Other Authorization:</b>  Jeff Taylor, Deputy Director Public Utilities Division	<b>Other Authorization:</b>
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Date	Subject: Contract Award for Water Line Replacement in Ellena Gardens-North Section Area WBS. No. 000035-00N4-4.	Originator's Initials <i>AcM</i>	Page 2 of 2
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**AWARD:** It is recommended that this construction contract be awarded to Collins Construction, LLC, with a low bid of \$1,406,384.60 and that no Addendum be made a part of this contract.

**PROJECT COST:** The total cost of this project is \$1,606,100.00 to be appropriated as follows:

- Bid Amount \$1,406,384.60
- Contingencies \$70,319.23
- Engineering and Testing Services \$45,000.00
- Project Management \$84,396.17

Engineering and Testing Services will be provided by QC Laboratories, Inc. under a previously approved contract.

**M/WBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the 14 % MBE 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. Briones Construction & Supply, Ltd.	Pipe Supply	\$112,540.00	8.0%
2. Fredith's Trucking	Trucking Services	<u>\$ 84,410.00</u>	<u>6.0%</u>
<b>TOTAL</b>		<b>\$196,950.00</b>	<b>14.0%</b>

<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Vikki's Service & Supply	Service Taps	<u>\$ 70,340.00</u>	<u>5.0%</u>
<b>TOTAL</b>		<b>\$ 70,340.00</b>	<b>5.0%</b>

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Mickie Service Company, Inc.	Install T S & V	<u>\$ 42,205.00</u>	<u>3.0%</u>
<b>TOTAL</b>		<b>\$ 42,205.00</b>	<b>3.0%</b>

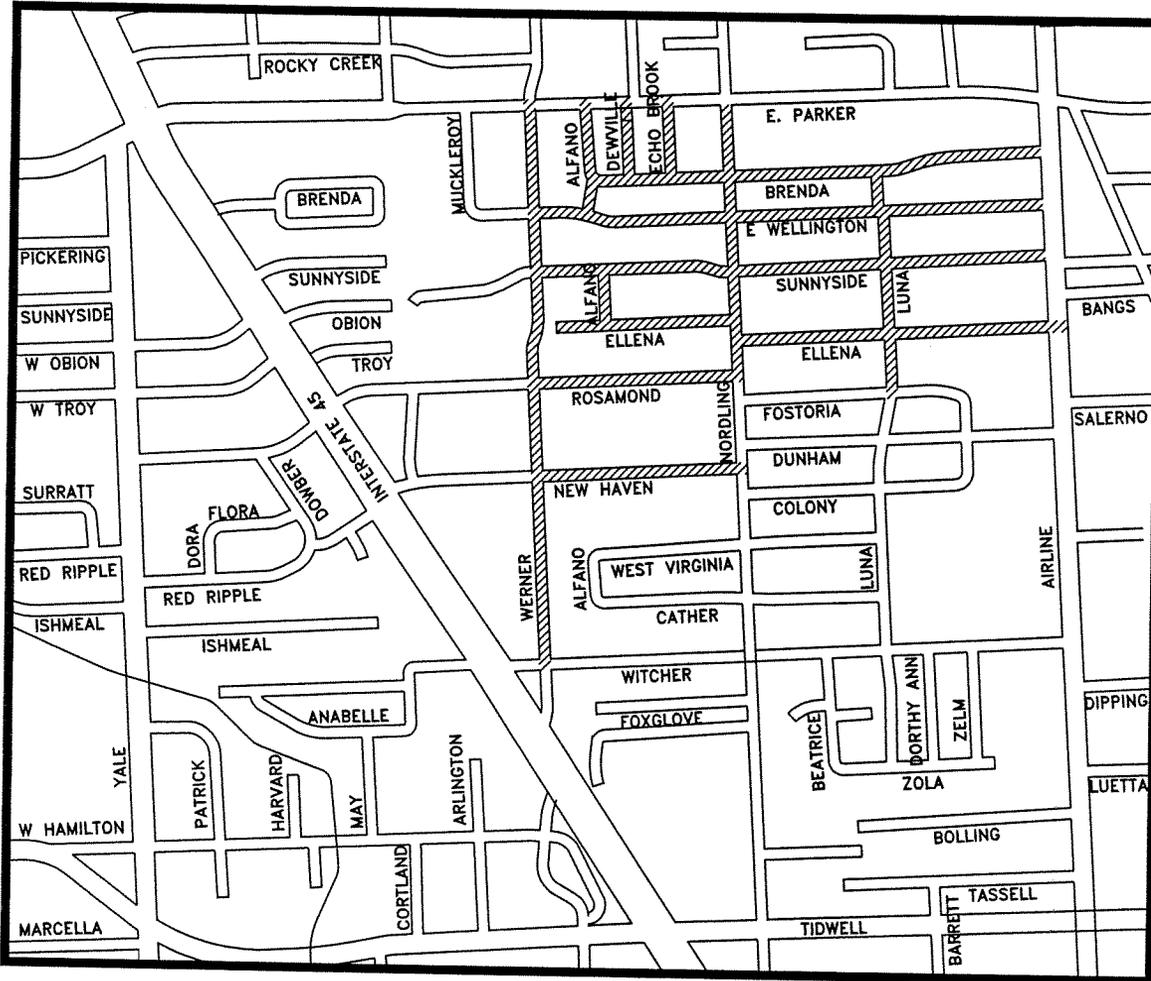
All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

*RKM HH ACM*  
MSM:RKM:HH:ACM

S:\ECRESHARE\PROJECTS\WATER\S-000035-00N4-4\POSTBID\RCA.DOC

- c:** Marty Stein  
Susan Bandy  
Velma Laws  
Michael Ho, P.E.  
Craig Foster  
File: S-000035-00N4-4 (3.7)

WATER LINE REPLACEMENT IN ELLENA GARDENS-NORTH SECTION  
 WBS NO. S-000035-00N4-4  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 ENGINEERING AND CONSTRUCTION DIVISION



STREET NAME	FROM	TO	SIZE (inch)		LENGTH (feet)
			OLD	NEW	
WERNER	E. PARKER	WITCHER	8	8	3568
LUNA	BRENDA	FOSTORIA	8	8	1120
ALFANO	E. PARKER	WELLINGTON	2	6	765
DEWVILLE	E. PARKER	BRENDA	2	6	875
ECHO BROOK	E. PARKER	BRENDA	2	6	525
NORDLING	E. PARKER	FOSTORIA	6	8	1755
BRENDA	ALFANO	AIRLINE	2,8	8	2900
WELLINGTON	WERNER	AIRLINE	2,6	8	3290
SUNNYSIDE	WERNER	AIRLINE	2,6	8	3280
ALFANO	SUNNYSIDE	ELLENA	2	6	300
ELLENA	NORDLING	END	2	8	1184
ELLENA	NORDLING	AIRLINE	2	8	2150
ROSAMOND	WERNER	NORDLING	6	8	1360
NEW HAVEN	WERNER	NORDLING	8	8	1280
			<b>TOTAL</b>		<b>24,352</b>

KEY MAP #413 W,X & 453 A,B  
 COUNCIL DISTRICT: H  
 COUNCIL MEMBER: ADRIAN GARCIA

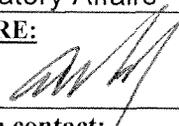
VICINITY MAP

WATER LINE REPLACEMENT IN  
 ELLENA GARDENS - NORTH SECTION  
 WBS NO. S-000035-00N4-4

SCALE: N.T.S.      DATE: 04/11/08

**AMANI ENGINEERING, INC.**  
 8313 SOUTHWEST FREEWAY SUITE 350 HOUSTON, TX. 77074  
 Tel (713) 270-5700 Fax (713) 271-3487

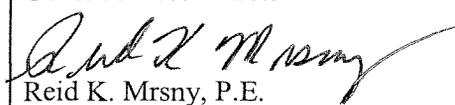
**REQUEST FOR COUNCIL ACTION**

TO: Mayor via City Secretary		RCA #		
<b>SUBJECT:</b> Ordinances granting Commercial Solid Waste Operator Franchises <div style="text-align: center; font-size: 1.2em; font-weight: bold;">1<sup>ST</sup> Reading</div>		Category #	Page 1 of 1	Agenda Item#  49 to 52
<b>FROM: (Department or other point of origin):</b> Alfred J. Moran Jr., Director Administration & Regulatory Affairs		Origination Date	Agenda Date	
		June 10, 2008	JUN 18 2008	
<b>DIRECTOR'S SIGNATURE:</b> 		Council Districts affected:		
		ALL		
<b>For additional information contact:</b> Juan Olguin                      Phone: (713) 837- 9623 Tina Paez                              Phone: (713) 837- 9630		<b>Date and identification of prior authorizing Council Action:</b> Ord. # 2002-526 – June 19, 2002; Ord. # 2002-1166-December 18, 2002.		
<b>RECOMMENDATION: (Summary)</b>  Approve ordinances granting Commercial Solid Waste Operator Franchises				
<b>Amount of Funding:</b> REVENUE		<b>F &amp; A Budget:</b>		
<b>SOURCE OF FUNDING:</b> <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
<b>SPECIFIC EXPLANATION:</b>  It is recommended that City Council approve ordinance(s) granting Commercial Solid Waste Operator Franchises to the following solid waste operators pursuant to Article VI, Chapter 39. The proposed Franchisees are:  1. AAA Demolishing 2. MZ Tech, Inc. dba UTS Environmental 3. Rapid Waste, LLC 4. Tree Experts, Inc. dba Demolition Experts  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.				

JP

**REQUIRED AUTHORIZATION**

Finance Director:

<b>SUBJECT:</b> Ordinance approving a Consent Agreement between the City of Houston and the Metropolitan Transit Authority of Harris County ("METRO") relating to the design, construction, operation and maintenance of METRO Solutions Phase 2; WBS No. N-001100-0001-1.		<b>Category</b>	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 53 <del>26</del>
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date</b> 6/10/08	<b>Agenda Date</b> JUN 18 2008 <del>JUN 11 2008</del>	
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., DEE, Director		<b>Council District affected:</b> ALL		
<b>For additional information contact:</b>  Daniel Menendez City Transit Coordinator <b>Phone:</b> (713) 837-0169		<b>Date and identification of prior authorizing Council actions:</b> N/A		
<b>RECOMMENDATION: (Summary)</b> Adopt an ordinance approving a Consent Agreement between the City and METRO authorizing the design, construction, operation, and maintenance of Phase 2 of the METRO Solutions Plan.				
<b>Amount and Source of Funding:</b> N/A				
<b>DESCRIPTION/SCOPE:</b> This project is part of the METRO Solutions Plan, Phase 2. This project consists of the design, construction, operation, and maintenance of METRO's transit system for the defined scope. METRO expects to complete this phase of its transit plan by 2012.				
<b>LOCATION:</b> Phase 2 of the project generally includes public street right-of-way along Main, Fulton, Harrisburg, Scott, Martin Luther King, Richmond, Westpark, Post Oak, and other streets as set forth in the agreement.				
<b>PREVIOUS HISTORY AND SCOPE:</b> Chapter 451 of the Texas Transportation Code specifically authorizes metropolitan transit authorities such as METRO to use a municipality's public rights of way to design, construct, operate, and maintain public transit systems. The statute also requires transit authorities to obtain the consent of the municipality before altering or damaging its property. METRO seeks the consent of the City to construct various routes supporting Phase 2 of the METRO Solutions Plan as defined by the proposed Consent Agreement. The related transit systems will be constructed within, and require the alteration of, certain public streets and infrastructure facilities of the City.				
As consideration for the City's consent, METRO agrees to submit for the City's approval its design for the relocation of City and privately-owned utilities, as well as all other rearrangements and betterments to facilities within the public right-of-way or property, to relocate City and privately-owned utilities and reconstruct rearranged facilities and impacted areas within the project route at METRO's expense, and if approved and funded by City Council, to construct certain improvements (betterments) to City utility facilities as the project is being constructed. In the proposed agreement, the City and METRO agree to coordinate their efforts to design and approve the project's "hybrid delivery" design in accordance with City standards and use best efforts so that the construction time schedule is met, and METRO agrees to indemnify the City against claims and losses and provide certain insurance coverage.				
<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID #20TAA20</b>		
<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Reid K. Mrsny, P.E. Senior Assistant Director		

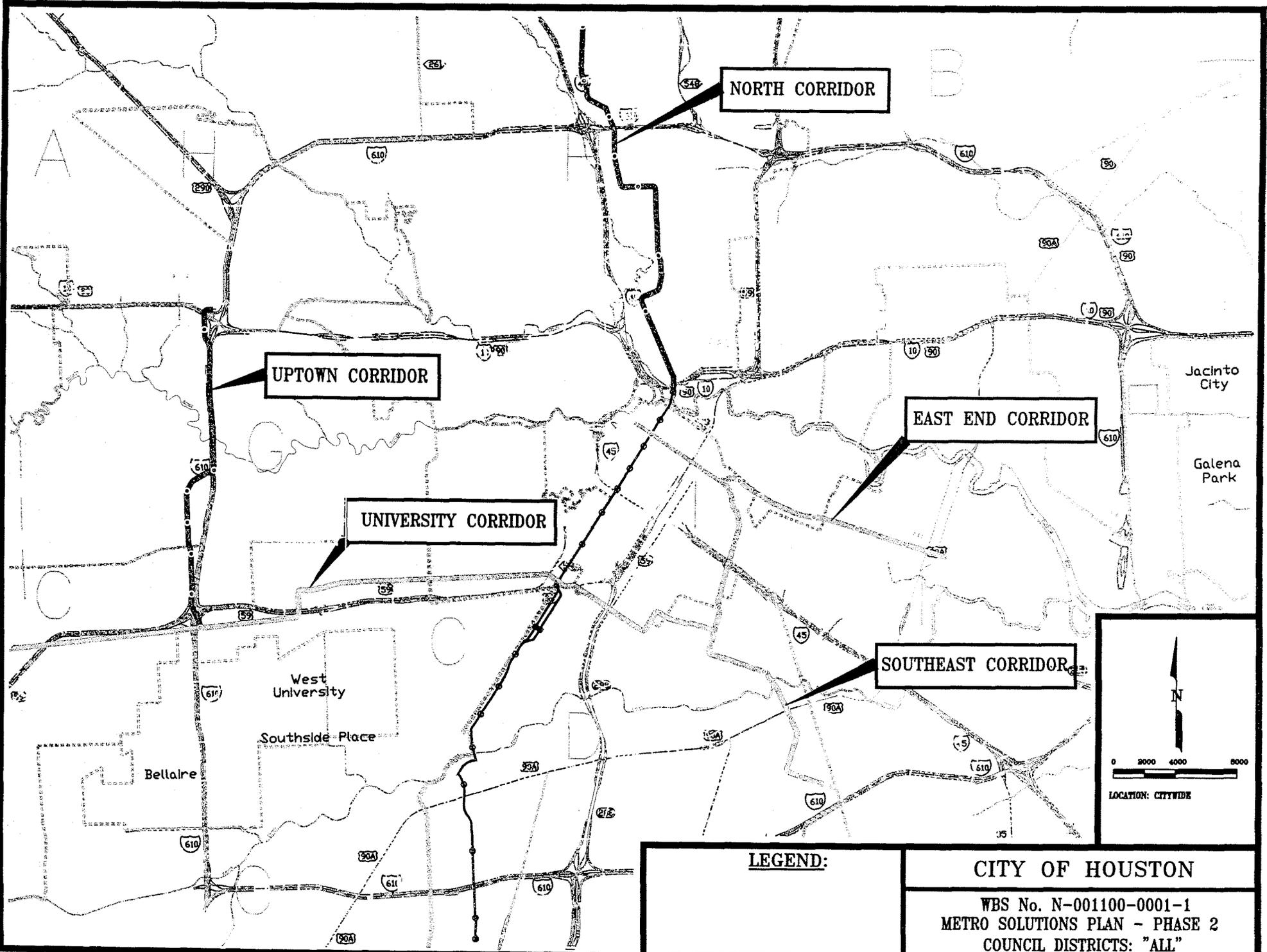
<b>Date</b>	<b>Subject:</b> Ordinance approving a Consent Agreement between the City of Houston and the Metropolitan Transit Authority of Harris County ("METRO") relating to the design, construction, operation and maintenance of METRO Solutions Phase 2; WBS No. N-001100-0001-1.	<b>Originator's Initials TAA</b> <i>TAA</i>	<b>Page</b> <u>2</u> of <u>2</u>
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The proposed Consent Agreement applies to only Phase 2 of the METRO Solutions Plan. The ordinance delegates to the Director of PW&E the authority to approve and execute amendments to the Consent Agreement necessary for implementation of other phases of the METRO Solutions Plan approved by the voters in 2003, as long as the terms are substantially similar to those set out in the Consent Agreement now before council.

The Council Committee on Transportation, Infrastructure and Aviation has held three hearings on the proposed agreement, on February 12, May 13, and May 30, 2008. Based on Council input, the following provisions have been incorporated into the proposed agreement:

1. Section 13.3 regarding dispute resolution will provide for arbitration for conflicts that cannot be resolved, except for disputes involving City permitting or engineering standards.

2. Section 3.4 regarding Code Compliance Determination provides that for those lines for which design is not 60% complete at the time the Consent Agreement is approved by Council, METRO will submit designs to the City upon approval of the agreement, for a 20-day review period. This submittal will be in addition to all other required submittals in the agreement.



06/05/08

**LEGEND:**

**CITY OF HOUSTON**  
 WBS No. N-001100-0001-1  
 METRO SOLUTIONS PLAN - PHASE 2  
 COUNCIL DISTRICTS: "ALL"

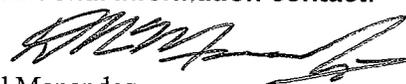
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance approving a Consent Agreement between the City of Houston and the Metropolitan Transit Authority of Harris County ("METRO") relating to the design, construction, operation and maintenance of METRO Solutions Phase 2; WBS No. N-001100-0001-1.	<b>Category</b>	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  26
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 6/10/08	<b>Agenda Date</b> JUN 11 2008
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., DEE, Director	<b>Council District affected:</b> ALL  200
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<b>For additional information contact:</b>  Daniel Menendez City Transit Coordinator <b>Phone:</b> (713) 837-0169	<b>Date and identification of prior authorizing Council actions:</b> N/A
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**RECOMMENDATION: (Summary)**  
Adopt an ordinance approving a Consent Agreement between the City and METRO authorizing the design, construction, operation, and maintenance of Phase 2 of the METRO Solutions Plan.

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

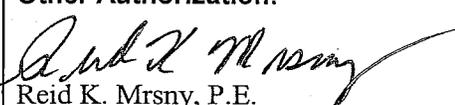
**DESCRIPTION/SCOPE:** This project is part of the METRO Solutions Plan, Phase 2. This project consists of the design, construction, operation, and maintenance of METRO's transit system for the defined scope. METRO expects to complete this phase of its transit plan by 2012.

**LOCATION:** Phase 2 of the project generally includes public street right-of-way along Main, Fulton, Harrisburg, Scott, Martin Luther King, Richmond, Westpark, Post Oak, and other streets as set forth in the agreement.

**PREVIOUS HISTORY AND SCOPE:** Chapter 451 of the Texas Transportation Code specifically authorizes metropolitan transit authorities such as METRO to use a municipality's public rights of way to design, construct, operate, and maintain public transit systems. The statute also requires transit authorities to obtain the consent of the municipality before altering or damaging its property. METRO seeks the consent of the City to construct various routes supporting Phase 2 of the METRO Solutions Plan as defined by the proposed Consent Agreement. The related transit systems will be constructed within, and require the alteration of, certain public streets and infrastructure facilities of the City.

As consideration for the City's consent, METRO agrees to submit for the City's approval its design for the relocation of City and privately-owned utilities, as well as all other rearrangements and betterments to facilities within the public right-of-way or property, to relocate City and privately-owned utilities and reconstruct rearranged facilities and impacted areas within the project route at METRO's expense, and if approved and funded by City Council, to construct certain improvements (betterments) to City utility facilities as the project is being constructed. In the proposed agreement, the City and METRO agree to coordinate their efforts to design and approve the project's "hybrid delivery" design in accordance with City standards and use best efforts so that the construction time schedule is met, and METRO agrees to indemnify the City against claims and losses and provide certain insurance coverage.

**REQUIRED AUTHORIZATION** **CUIC ID #20TAA20**

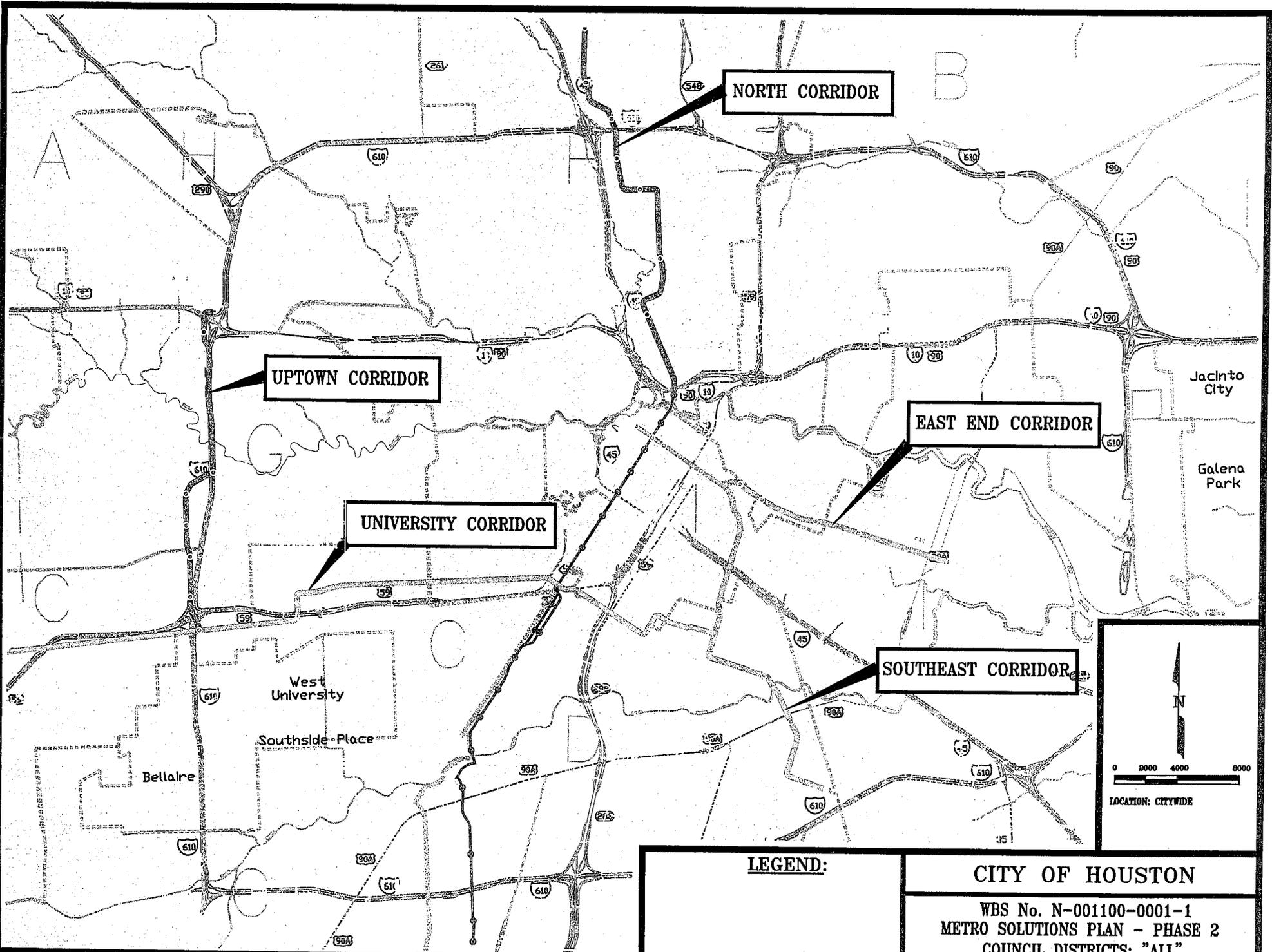
<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Reid K. Mrsny, P.E. Senior Assistant Director
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<b>Date</b>	<b>Subject:</b> Ordinance approving a Consent Agreement between the City of Houston and the Metropolitan Transit Authority of Harris County ("METRO") relating to the design, construction, operation and maintenance of METRO Solutions Phase 2; WBS No. N-001100-0001-1.	<b>Originator's Initials</b> TAA <i>Joc</i>	<b>Page</b> <u>2</u> of <u>2</u>
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The proposed Consent Agreement applies to only Phase 2 of the METRO Solutions Plan. The ordinance delegates to the Director of PW&E the authority to approve and execute amendments to the Consent Agreement necessary for implementation of other phases of the METRO Solutions Plan approved by the voters in 2003, as long as the terms are substantially similar to those set out in the Consent Agreement now before council.

The Council Committee on Transportation, Infrastructure and Aviation has held three hearings on the proposed agreement, on February 12, May 13, and May 30, 2008. Based on Council input, the following provisions have been incorporated into the proposed agreement:

1. Section 13.3 regarding dispute resolution will provide for arbitration for conflicts that cannot be resolved, except for disputes involving City permitting or engineering standards.
2. Section 3.4 regarding Code Compliance Determination provides that for those lines for which design is not 60% complete at the time the Consent Agreement is approved by Council, METRO will submit designs to the City upon approval of the agreement, for a 20-day review period. This submittal will be in addition to all other required submittals in the agreement.



**NORTH CORRIDOR**

**UPTOWN CORRIDOR**

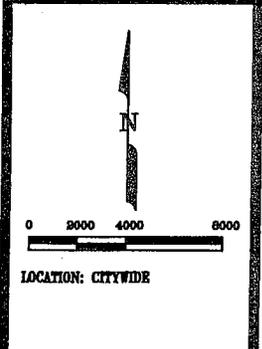
**UNIVERSITY CORRIDOR**

**EAST END CORRIDOR**

**SOUTHEAST CORRIDOR**

**LEGEND:**

**CITY OF HOUSTON**  
 WBS No. N-001100-0001-1  
 METRO SOLUTIONS PLAN - PHASE 2  
 COUNCIL DISTRICTS: "ALL"



08/05/08

<b>SUBJECT:</b> Ordinance to approve an agreement with the Houston Arts Alliance		<b>Category #</b>	<b>Page 1 of</b>	<b>Agenda Item</b> 574 30
<b>FROM (Department or other point of origin):</b> Convention & Entertainment Facilities Department		<b>Origination Date</b> June 2, 2008	<b>Agenda Date</b> <del>JUN 1 2008</del> JUN 18 2008	
<b>DIRECTOR'S SIGNATURE:</b> Dawn Ullrich <i>Dawn Ullrich</i>		<b>Council District affected:</b> All		
<b>For additional information contact:</b> Dawn Ullrich      Stephen Lewis 713/853-8083      713/853-8888		<b>Date and identification of prior authorizing Council action:</b>		
<b>RECOMMENDATION: (Summary)</b>				
<b>Amount of Funding:</b> \$11,194,000 (estimate)		<b>F &amp; A Budget:</b>		
<input checked="" type="checkbox"/> <b>Enterprise Fund</b> Civic Center Facility Revenue Fund -- \$11,194,000				
<b>SPECIFIC EXPLANATION:</b> Fiscal year 2009 marks the 31 <sup>st</sup> year of the public/private partnership of the City of Houston and the Houston Arts Alliance ("HAA"--formerly known as the Cultural Arts Council of Houston and Harris County) in support of the arts in Houston. This long-standing collaboration has proved highly effective in developing the nonprofit arts community and providing vital services to citizens and visitors in Houston. In the 31 years of this partnership, Houston's nonprofit arts sector has grown significantly. Today, more than 150 nonprofit arts groups provide Houston's citizens and visitors with a vibrant and diverse array of arts and cultural programs. The many artistic offerings contribute significantly to the enjoyment, enrichment and entertainment of Houstonians and visitors who participate in the public programs offered by Houston's galleries, museums, concert halls, theaters, lecture halls, and festivals. The variety and diversity of the artistic offerings, supported by the City of Houston through the Houston Arts Alliance, has helped to secure Houston's position as a premier arts city in Texas and the United States.  The agreement specifies that the City make quarterly payments to HAA in an amount equal to 19.3% of the City's gross hotel occupancy tax ("HOT") receipts. Based on estimated HOT revenues of \$58,000,000, it is projected that HAA will receive \$11,194,000 in FY09.  The proposed level of funding will allow HAA to assist artists and organizations and continually strengthen Houston's cultural fabric. As with prior agreements, HAA is required to distribute City HOT funds in the following manner: 24% to the Theater District Improvement, Inc., 18% to the Houston Museum District, 16% to the Miller Theatre Advisory Board, and 2.5% to the City's Initiative Program. The remaining HOT funds are utilized by HAA for grants, programs, education, outreach, and operating costs.  To effectively serve its constituents, HAA will continue its work to publicize the programming of the arts community and enhance the technological capabilities of individual organizations. HAA's management assistance program, known as Management Assistance and Services, provides programs that improve the administrative and management capabilities of small and emerging organizations.  The Convention & Entertainment Facilities Department recommends approval of the FY09 agreement between the City of Houston and HAA.				
<b>REQUIRED AUTHORIZATION</b>				
<b>Finance Department:</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b>

MS

MO

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TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance appropriating funding for the remainder of FY08 for the Developer Participation Contracts.	<b>Page</b> 1 of 1	<b>Agenda Item</b> # <u>55</u> <del>38</del>
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S-000800-DPC1-4/R-000800-DPC1-4/M-000800-DPC1-4

<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 6/10/08	<b>Agenda Date</b> JUN 18 2008 <del>JUN 11 2008</del>
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<b>DIRECTOR'S SIGNATURE</b> <i>MS Michael S. Marcotte</i> Michael S. Marcotte, P.E., DEE, Director	<b>Council District affected:</b> All
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<b>For additional information contact:</b> Jun Chang, P.E. Phone: (713) 837-0433	<b>Date and identification of prior authorizing Council action</b> 4/9/2008 Ord 2008-0307 4/16/2008 Ord 2008-0264
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**RECOMMENDATION: (Summary)**  
Adopt an ordinance appropriating funding for Developer Participation Contracts for the remainder of FY08.

**Amount and Source of Funding:**

FY08 \$9,687,809  
 \$6,828,000 from the Water and Sewer System Consolidated Construction Fund 8500,  
 \$678,523 from the Drainage Improvement Commercial Series F Fund 4030,  
 \$181,286 from the Homeless and Housing Consolidated Fund 4501, and  
 \$2,000,000 from the TIRZ Affordable Housing Fund 2409

**SPECIFIC EXPLANATION:**

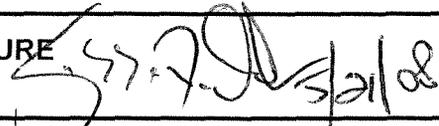
In accordance with the changes to Chapter 47 regarding Developer Participation Contracts passed April 9, 2008 by Ordinance Number 2008-0307, the Director of the Public Works and Engineering Department requests Council approval of the appropriations necessary to fund Developer Participation Contracts for the remainder of FY 08. The funding requested for FY 08 is the amount required to fund the remaining projects programmed in the FY 08 CIP. The Public Works and Engineering Department will make available a quarterly report detailing specific expenditures.

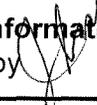
CUIC# 20JZC428A

<b>F &amp; A Director</b>	<b>Other Authorization:</b> <i>A. F. Icken</i> Andrew F. Icken, Deputy Director Planning and Development Services	<b>Other Authorization:</b>
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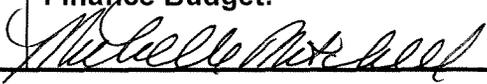
<b>SUBJECT:</b> Appropriate Funds for Issuance of a Purchase Order to K. Hanes Incorporated d/b/a/ BJ's Park and Recreation Products to purchase and install a picnic shelter through the Texas Local Government Purchasing Cooperative Neighborhood Partnership – Bendwood Park Picnic Shelter WBS No. F-000244-0002-4	<b>Page</b> 1 of 1	<b>Agenda Item</b>  <div style="border: 1px solid black; padding: 5px; display: inline-block;">                 56 <del>42</del> </div>
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 6-4-08	<b>Agenda Date</b> <del>JUN 11 2008</del>
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<b>DIRECTOR'S SIGNATURE</b> Issa Z. Dadoush, P.E. 	<b>Council District(s) affected:</b> G  JUN 18 2008
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<b>For additional information contact:</b> Jacquelyn L. Nisby  Phone: 832.393.8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Appropriate funds to purchase and install a picnic shelter through the Texas Local Government Purchasing Cooperative for the Parks and Recreation Department (PARD).

<b>Amount and Source Of Funding:</b> \$ 18,418.50 Parks Consolidated Construction Fund (4502)	<b>Finance Budget:</b> 
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council appropriate \$18,418.50 out of the Parks Consolidated Construction Fund to fund the issuance of a purchase order to BJ's Park and Recreation Products to purchase and install a picnic shelter through the Texas Local Government Purchasing Cooperative for the Bendwood Park Picnic Shelter.

**PROJECT LOCATION:** 12700 Kimberley Ln (489D)

**PROJECT DESCRIPTION:** The project consists of the purchase, delivery, and installation of a 12' x 24' picnic shelter along with a sidewalk connection and slab for the Bendwood Park. This structure will compliment the new playground and provide a shaded rest area.

Under the Neighborhood Partnership Program, PARD will match funds up to \$25,000 for park enhancements. The neighborhood raised funds for the toddler playground and landscape improvements.

c: Marty Stein, Jacquelyn L. Nisby, Mark Ross, Webb Mitchell, File 813

IZD:PJG:JLN:  MS:ms

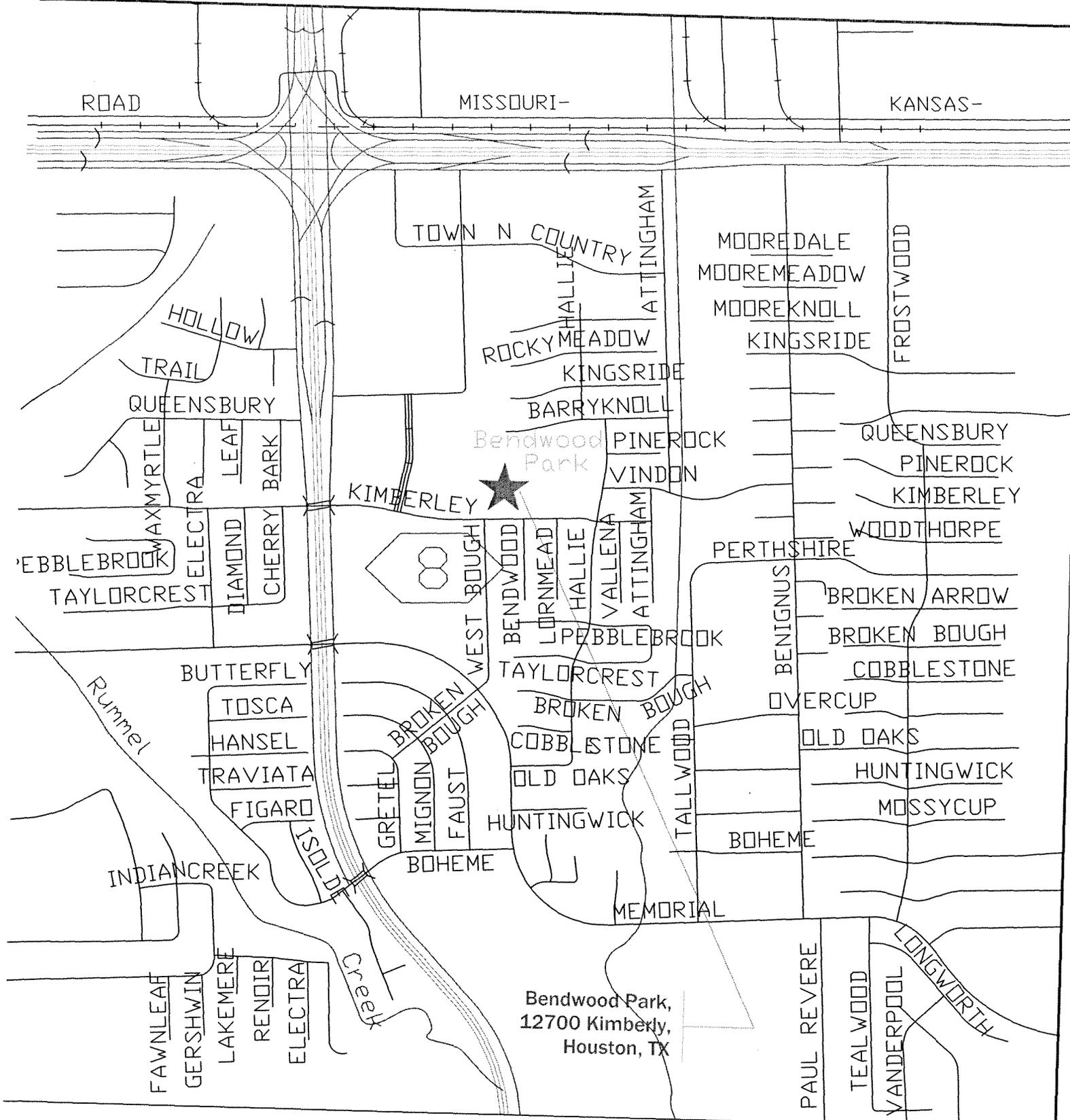
**REQUIRED AUTHORIZATION** CUIC# 25PARK33

**General Services Department:**

  
 Phil Golembiewski, P.E.  
 Chief of Design & Construction Division

**Parks and Recreation Department:** *MS*

  
 Joe Turner  
 Director



Bendwood Park,  
12700 Kimberley,  
Houston, TX

# Bendwood Park Picnic Shelter

**12700 Kimberley Ln, Houston, TX**

<del>58</del>	57
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~~JUN 11 2008~~ JUN 18 2008

MOTION NO. 2008

MOTION by Council Member Garcia that the recommendation of the City Attorney, relative to eminent domain proceeding styled City v. H.H. Clark & R.D. Clark, et al, Cause No. 892,399, in connection with the acquisition of Parcel AY7-368, for the Proposed Beall Street Extension Project between W. 14th and Wynwood, WBS/CIP No. N-000663-00RE-2-01, be adopted, and the City Attorney is hereby authorized to deposit the amount of the Award of Special Commissioners in the amount of \$168,532.00, into the registry of the Court, pay all costs of Court and file objections to the Award.

Seconded by Council Member Khan

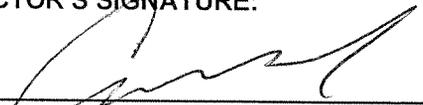
Council Member Holm absent on personal business

On 6/4/08 the above motion was tagged by Council Member Lawrence.

cr

<b>SUBJECT:</b> Parcel AY7-368; <i>City v. H.H. Clark &amp; R.D. Clark, et al.</i> , Cause No. 892,399; Proposed Beall Street Extension Project (between W. 14 <sup>th</sup> and Wynnwood) WBS/CIP No. N-000663-00RE-2-01; L.D. File No. 052-0700021-001 WBS No. K-002008-0007-2	<b>Category #</b> 57	<b>Page</b> 1 of 1	<b>Agenda Item #</b> <del>58</del> / 13
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<b>FROM (Department or other point of origin):</b> Legal Department, Real Estate Division Arturo G. Michel, City Attorney	<b>Origination Date</b> 04/01/08	<b>Agenda Date</b> JUN 18 2008 <del>JUN 04 2008</del> <del>JUN 11 2008</del>
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b>
	"A" Toni Lawrence, K.M. # 452Y

<b>For additional information contact:</b> Russell G. Richardson <i>KGR</i> Phone: 713 437-6750 <i>DS</i> (alternatively Joseph N. Quintal @ 713 437-6748)	<b>Date and identification of prior authorizing Council action:</b> Motion#2007-264, psd. 03/07/07; BAO#2005-397, psd. 4/20/05
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**RECOMMENDATION: (Summary)**  
 That the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, pay all costs of Court and file objections to the Award. Funding will be provided by a previously approved blanket Appropriation Ordinance.

<b>Amount of Funding:</b> \$175,633.61; No appropriation needed as funding will be provided by a previously approved blanket Appropriation Ordinance.	<b>Finance Department:</b>
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**SOURCE OF FUNDING:**                       General Fund                       Grant Fund                       Enterprise Fund

Street and Bridge Consolidated Construction Fund No. 437

Other (Specify)      Blanket Appropriation Ordinance No. 2005-397, psd. 4/20/05

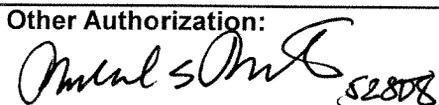
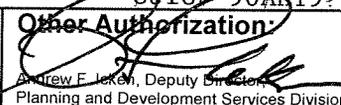
**SPECIFIC EXPLANATION:** The Proposed Beall Street Extension Project (between W. 14<sup>th</sup> and Wynnwood) will provide street right of way for the future extension of Beall Street to allow improved traffic flow in the Clark Pines subdivision. This eminent domain proceeding involves the fee simple acquisition of 7,950 square feet (0.183 acre) of vacant, unimproved residential land. The property is owned by H.H. Clark & R.D. Clark. The Legal Department initiated eminent domain proceedings against the property after efforts to purchase the property were unsuccessful due to the inability to locate the landowners or their heirs, successors and assigns.

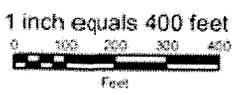
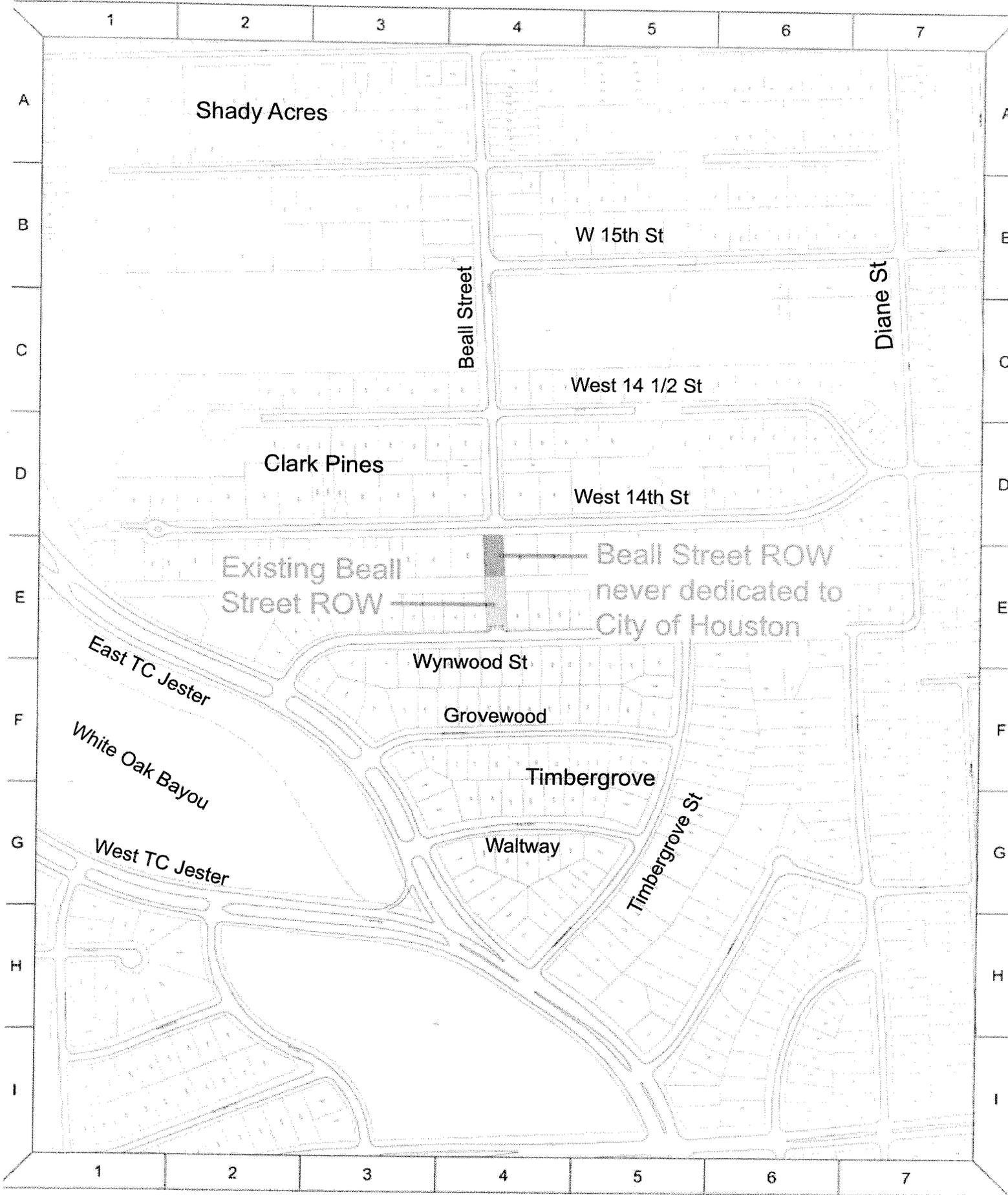
**City's Testimony Before the Special Commissioners:** \$168,532.00 (i.e. \$21.00 psf for the land; \$1,582.00 for the fencing improvements located thereon)

**Award of Special Commissioners:** \$168,532.00. The Legal Department filed objections to the Award of Special Commissioners to preserve the City's legal options pending Council's consideration of this matter.

The "**Costs of Court**" are as follows, to wit: \$167.00 Filing fee; \$350.00 Service of process fee; \$1,350.00 Special Commissioners' fees (i.e. \$450.00 x 3); \$900.00 Publication fee; \$169.99 Court Reporter fee; \$1,614.62 Attorney Ad Litem fee; \$2,550.00 Appraiser's fee; **Total:** \$7,101.61. These "costs of court" account for the monetary difference between the amount of the Award and the total funds needed.

We recommend that the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, pay all costs of Court and file objections to the Award. Funding will be provided by a previously approved blanket Appropriation Ordinance.

h:\mark\hhclarkrca.wpd <b>Finance Director</b>	<b>REQUIRED AUTHORIZATION</b> Other Authorization: 	CNIC# 90AH199 Other Authorization:  Andrew F. Jelen, Deputy Director, Planning and Development Services Division
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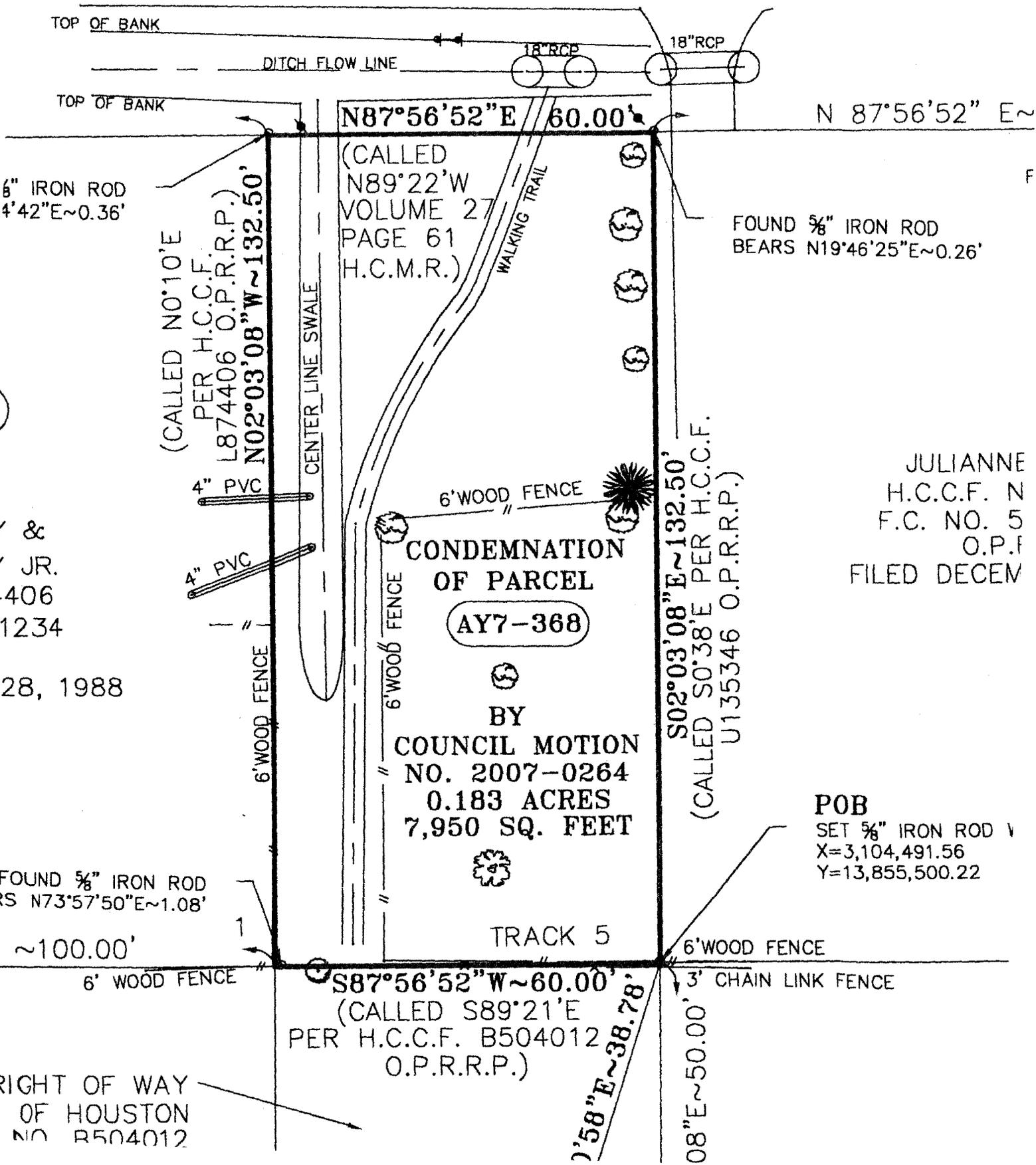


**CITY OF HOUSTON**  
 Department of Public Works & Engineering  
 Geographic Information & Management System (GIMS)

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY. THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS. FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.



FOURTEENTH S  
PER CLARK PINES SUBDIVISION, S



$N87^{\circ}56'52''E$  60.00'  
 (CALLED  
 $N89^{\circ}22'W$   
 VOLUME 27  
 PAGE 61  
 H.C.M.R.)

$N 87^{\circ}56'52'' E$  ~

6" IRON ROD  
 $4^{\circ}42''E$  ~0.36'

FOUND 5/8" IRON ROD  
 BEARS  $N19^{\circ}46'25''E$  ~0.26'

(CALLED  $N0^{\circ}10'E$   
 PER H.C.C.F.  
 L874406 O.P.R.R.P.)  
 $N02^{\circ}03'08''W$  ~132.50'

CENTER LINE SWALE

WALKING TRAIL

Y &  
 Y JR.  
 4406  
 -1234

JULIANNE  
 H.C.C.F. N  
 F.C. NO. 5  
 O.P.F  
 FILED DECEM

28, 1988

CONDEMNATION  
 OF PARCEL  
 AY7-368

BY  
 COUNCIL MOTION  
 NO. 2007-0264  
 0.183 ACRES  
 7,950 SQ. FEET

$S02^{\circ}03'08''E$  ~132.50'  
 (CALLED  $S0^{\circ}38'E$  PER H.C.C.F.  
 U135346 O.P.R.R.P.)

POB  
 SET 5/8" IRON ROD V  
 X=3,104,491.56  
 Y=13,855,500.22

FOUND 5/8" IRON ROD  
 BEARS  $N73^{\circ}57'50''E$  ~1.08'

$W$  ~100.00'

TRACK 5

6' WOOD FENCE

6' WOOD FENCE

$S87^{\circ}56'52''W$  ~60.00'  
 (CALLED  $S89^{\circ}21'E$   
 PER H.C.C.F. B504012  
 O.P.R.R.P.)

3' CHAIN LINK FENCE

RIGHT OF WAY  
 CITY OF HOUSTON  
 FILE NO B504012

$1^{\circ}58''E$  ~38.78'

$08''E$  ~50.00'

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**Subject:** Ordinance approving the Annual Budgets for Fiscal Year 2009 (July 1, 2008-June 30, 2009); and Ratification pursuant to Texas Local Government Code Section 102.007(c)

**Category #**

**Page 1 of 3**

**Agenda Item**

**58A** ~~55~~

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

Michelle Mitchell  
Director of Finance

**Origination Date:**  
June 5, 2008

**Agenda Date**

JUN 18 2008  
~~JUN 11 2008~~

**DIRECTOR'S SIGNATURE**

*Michelle Mitchell*

**Council District(s) affected:**

All

**For additional information contact:** Michelle Mitchell, Director  
**Phone:** 713-221-0935  
**Contact:** Mike Loftin  
**Phone:** 713-837-9790

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

**RECOMMENDATION: (Summary)**

(1) Adopt an ordinance approving the Annual Budgets of the City of Houston for Fiscal Year 2009 (July 1, 2008 – June 30, 2009), providing for various matters related to the fiscal affairs of the City and establishing a charge of \$35.00 for purchase by the public. (2) In addition, pass a separate item as set out in Texas Local Government Code Section 102.007(c) ratifying the increase in property tax revenues reflected in the budget.

**Amount of Funding:**

N/A

**Finance Budget:**

**SOURCE OF FUNDING:**

General Fund

Grant Fund

Enterprise Fund

Other (Specify) N/A

**SPECIFIC EXPLANATION:**

Beginning May 27, 2008, City Council's Budget and Fiscal Affairs Committee hosted a series of budget workshops to review and discuss the Fiscal Year 2009 operating budget. The budget was distributed to City Council on May 13, 2008, in accordance with the City Charter and the Texas Local Government Code. The budget for all funds totals approximately \$4.2 billion, which includes a General Fund budget of approximately \$2.1 billion.

The budget ordinance includes the following provisions:

- Re-designation of the cash reserve of \$20 million for the Rainy Day Fund;
- Approval for budget transfers of up to 5% of a "budget expenditure group" between departments within a fund;
- Approval of the incorporation in the Adopted Budget for FY2009 of the audited FY2007 and FY2008 information, and the adjustment of fund balances that may occur as a result;
- Approval for budget transfers of up to \$4,000,000 from General Fund-General Government to General Fund departments if the amount budgeted by those departments in the FY2009 Adopted Budget is insufficient to pay actual expenses for electricity, fuel, natural gas or other required expenses;
- Approval for budget transfers of up to \$4,000,000 from General Fund Debt Service to various General Fund departments for debt payments on fleet;
- Approval to increase the budget for the Aviation Revenue Fund (Fund 8001), but only for transfer to the Airport Capital Outlay Fund (Fund 8012), in the event, and to the extent, of unanticipated revenue increases in the Fund as certified by the City Controller;
- Approval to increase the budgets for the Water and Sewer Operating Fund (Fund 8300) and the Combined Utility System Operating Fund (Fund 8301), but only for transfer to the Combined Utility System General Purpose Fund (Fund 8305) in the event, and to the extent, of unanticipated revenue increases in the Fund as certified by the City Controller;
- Approval to create two new funds with defined purposes for each fund:

1. Juvenile Case Manager Fee Fund to account for a \$3 fee charged in accordance with State law for each

**REQUIRED AUTHORIZATION**

Finance Director:

Other Authorization:

Other Authorization:

<b>Date:</b> June 5, 2008	<b>Subject:</b> Ordinance approving the Annual Budgets for Fiscal Year 2009 (July 1, 2008-June 30, 2009); and Ratification pursuant to Texas Local Government Code Section 102.007(c)	<b>Originator's Initials</b> 	<b>Page 2 of 3</b>
<p>Class "C" misdemeanor conviction, with the exception of pedestrian and parking offenses as well as financial hardship cases; and</p> <p>2. Digital Automated Red Light Enforcement Fund (DARLEP) to account for funds according to Senate Bill 1119, which requires the City to share on a 50/50 basis, with the State of Texas, the net proceeds collected from violations captured by the red light cameras after September 1, 2007. The City's share may be used only for traffic safety programs;</p> <ul style="list-style-type: none"> <li>• Approval of Digital Houston Fund budget to defray the cost of wireless program administration and provide funding for programs that assist low-income neighborhoods and individuals in internet access.</li> <li>• Approval to transfer the: <ol style="list-style-type: none"> <li>1. Parking Management Division of Public Works &amp; Engineering to the General Services Department;</li> <li>2. Capital Improvement Plan division from the General Services Department to the Finance Department;</li> <li>3. Equipment Acquisition/Fleet Management division from the General Services Department to the Finance Department; and</li> <li>4. Burglar Alarm permit administration office from the Police Department to the Department of Administration and Regulatory Affairs.</li> </ol> </li> <li>• Approval to charge \$35.00 plus tax and postage per set for the purchase of the budget document.</li> </ul> <p>The budget totals include maintenance and operation expenditures, inter-fund transfers, and operating and capital reserves, as well as planned ending fund balances. The budget does not include the budgets for the Tax Increment Reinvestment Zones, which will be brought before City Council in a separate action. The Budget is available for review on the Internet, accessible through the City's home page located at <a href="http://www.houstontx.gov/budget/09budprop/index.html">www.houstontx.gov/budget/09budprop/index.html</a>.</p> <p>The Fiscal Year 2009 Annual Budget is recommended for approval as follows on the next page.</p> <p>In addition, after adoption of the budget ordinance, a second vote to ratify the increase in property tax revenues included in the budget must be taken as required by Section 102.007(c) of the Texas Local Government Code for budgets adopted after September 1, 2007:</p> <p>“Adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget. A vote under this subsection is in addition to and separate from the vote to adopt the budget or a vote to set the tax rate required by Chapter 26, Tax Code, or other law.”</p> <p>Chapter 102 of the Texas Local Government Code also sets out language to be included, verbatim, in any budget adopted after September 1, 2007, and in the posted and published notices of the related public hearing. Accordingly, the following statement has been included in the budget and in the required notices to comply with the new law:</p> <p>“This budget will raise more total property taxes than last year's budget by \$45,743,000, or 5.5%, and of that amount \$22,041,000 is tax revenue to be raised from new property added to the tax roll this year.”</p> <p>The growth in property tax revenue not related to new property is 2.85%, which is far less than the growth in population and inflation, and is within the limits authorized by the voters at the charter elections on November 2, 2004 and November 7, 2006.</p> <p>Approval of a separate item ratifying the increase in property tax revenues reflected in the budget, as required by State law, is recommended.</p> <p>cc: Marty Stein, Mayor's Office Arturo Michel, City Attorney</p>			
<b>Date:</b> June 5, 2008	<b>Subject:</b> Ordinance approving the Annual Budgets for Fiscal Year 2009 (July 1, 2008-June 30, 2009); and Ratification pursuant to Texas Local Government Code Section 102.007(c)	<b>Originator's Initials</b>	<b>Page 2 of 3</b>

FUND	PROPOSED BUDGET
<b>General Fund, Enterprise &amp; Special Revenue Funds*</b>	
General Fund	2,132,697,466
Aviation	463,421,422
Convention & Entertainment Facilities	114,105,103
Water & Sewer Operating	806,962,319
Combined Utility System Operating Fund	387,222,358
Storm Water Fund	44,445,234
Parking Management Operating Fund	14,656,177
Digital Houston	5,032,061
Houston Emergency Center	22,435,174
Cable Television	3,159,265
Courts Building Security Fund	1,618,437
Municipal Courts Technology Fee	4,382,411
Juvenile Case Manager Fee	375,258
Parks Special Revenue	10,703,643
Building Inspection	64,079,672
Sign Administration	4,950,429
Asset Forfeiture	8,832,242
Auto Dealers	4,673,635
Child Safety Fund	5,061,835
Digital Automated Red Light Enforcement Program	10,681,107
Police Special Services	21,666,820
Supplemental Environmental Protection	441,917
Mobility Response Team	9,748,901
Houston TranStar Center	2,763,833
CIP Salary Recovery	36,424,601
<b>Total</b>	<b>4,180,541,320</b>
<b>Enterprise Related Funds</b>	
Airport System Capital Outlay	11,702,794
Combined Utility System General Purpose Fund - 8305	374,174,351
<b>Total</b>	<b>385,877,145</b>
<b>Internal Service Funds</b>	
Health Benefits	302,621,223
Fleet Equipment Acquisition	30,467,867
Long-term Disability	3,835,020
<b>Total</b>	<b>336,924,110</b>
<b>Revolving Funds</b>	
Central Service Revolving	257,506,381
In-House Renovation	3,771,291
Fleet Management	38,194,686
Property & Casualty	34,302,956
Workers' Compensation	23,152,124
<b>Total</b>	<b>356,927,438</b>
<b>* Attached are redlined pages of the budget providing adjustments and corrections.</b>	



## Office of the City Controller

Interoffice

Correspondence

Annise D. Parker

To: Mayor White and City Council

From: Annise D. Parker

Date: 6/5/08

Subject: Prop. 1 and 2 Budget  
Certification

Without taking a position in the ongoing litigation concerning whether Proposition 2 is in effect and to preserve the rights of all parties to that litigation, I hereby verify that the proposed budget for Fiscal Year 2009 complies with the requirements of Proposition 2.

As a reminder to council, my office calculates compliance with Proposition 2 three times each fiscal year: once prior to adoption of a new budget, again prior to council's setting of the tax rate and finally at the end of the year as part of the Comprehensive Annual Financial Report.

We also find the proposed budget in compliance with Proposition 1.

Our calculations are attached.

Sincerely,

Annise D. Parker  
City Controller

Cc: Arturo Michel  
Marty Stein

# City of Houston

## Calculation of Allowable Ad Valorem Tax Revenues For Fiscal Year 2009 Proposition 1 - Estimate

	<i>Indexed Calculation</i>	<i>Tax Revenue Limit Calculation</i>
<b>Fiscal Year 2009 Maximum Allowable Tax Revenue Calculation</b>		
Fiscal year 2008 Actual Tax Revenues		829,984,473
CPI Calculation		
CPI for 2006	180.6	
CPI for 2007	183.838	
Change in CPI	3.238	
% Change in CPI	1.792913%	
Population		
Population at July 1, 2006	2,144,491	
Population at July 1, 2007 - Estimate	2,206,943	
Change in Population	62,452	
% Change in Population	2.9122%	
<b>Total Index Percentage</b>	<b>4.7051%</b>	<b>4.5000%</b>
<b>Allowable Increase in Tax Revenues for Fiscal Year 2009</b>	37,109,482	37,349,301
<b>Maximum Allowable Tax Revenues for Fiscal Year 2009</b>	<b>825,813,960</b>	<b>867,333,774</b>
<b>Proposition H Add-On - Carry-Over</b>	<b>90,000,000</b>	<b>50,422,640</b>
<b>Adjusted Maximum Allowable Tax Revenues for Fiscal Year 2008</b>	<b>915,813,960</b>	<b>917,756,414</b>
<b>Fiscal Year 2009 Budgeted Property Tax Revenues - Estimate</b>	<b>874,332,443</b>	
<b>Proposition 1 Projected Cushion</b>	<b>41,481,517</b>	

Preliminary

6/5/2008

**Revenue Cap (Prop 2) Fiscal Year 2009 Calculation**

**I. Calculation Of Base Amount**

Controller

<b>General Fund Revenues As Budgeted For FY2009</b>	<b>1,848,077,353</b>
<hr/>	
less	
Grant Revenues	(32,520,140)
Direct Interfund	(48,090,076)
Miscellaneous Franchise Fees - All Interfund	(1,418,096)
Ambulance Fees - Medicare/Medicaid	(15,000,000)
Proceeds from Debt	Not Included
Transfers In	Not Included
Miscellaneous Services to Other Agencies - All TxDot	(420,000)
Indirect Interfund	(14,643,330)
<b>Total General Fund FY 2009 Revenues</b>	<b>1,735,985,711</b>
<hr/>	

**Special Revenue Funds Revenues**

<b>Public Safety - Total Revenues</b>	<b>61,183,660</b>
Public Safety - Grants	(38,316,819)
Public Safety - Interfund Revenues	
<b>Public Works - Total Revenues</b>	<b>80,882,500</b>
	<b>(31,531,472)</b>
<b>Health &amp; Housing - Total Revenues</b>	<b>1,040,000</b>
<b>Parks &amp; Recreation - Total Revenues</b>	<b>7,379,100</b>
<b>Other Special - Total Revenues</b>	<b>15,335,283</b>
Other Special - Bond Proceeds	(3,465,689)
Other Special - Intergovernmental Transactions	
Other Special - Grants	
<b>Total Special Revenue FY 2009</b>	<b>92,506,563</b>
<hr/>	
<b>Total Governmental Funds FY 2009 Revenues</b>	<b>1,828,492,274</b>
<hr/>	

**II. Proposition 2 Total Allowable Combined Revenues For Fiscal Year 2008/2009**

**1,852,970,607**

**III. Proposition 2 Cushion/(Deficit)**

**24,478,333**

**Revenue Cap (Prop 2) Fiscal Year 2008 Calculation Carry Forward Base**

**I. Calculation Of Base Amount**

**General Fund Revenues From FY 2008**

Controller

**1,747,717,000**

**Less**

Grant Revenues	(34,495,000)
Direct Interfund	(44,597,000)
Miscellaneous Franchise Fees - All Interfund	(1,518,000)
Ambulance Fees - Medicare/Medicaid	(13,837,303)
Proceeds from Debt	Not Included
Transfers In	Not Included
Miscellaneous Services to Other Agencies - All TxDot	(400,000)
Indirect Interfund	(10,326,000)

Total General Fund FY 2007 Revenues

1,642,543,697

**Special Revenue Funds Revenues**

**Public Safety - Total Revenues**

**56,713,772**

Public Safety - Grants

(23,359,900)

Public Safety - Interfund Revenues

-

**Public Works - Total Revenues**

**79,944,500**

(31,992,275)

**Health & Housing - Total Revenues**

**1,185,739**

(64,666)

**Parks & Recreation - Total Revenues**

**7,030,527**

**Other Special - Total Revenues**

**14,651,219**

Other Special - Bond Proceeds

(3,225,171)

Other Special - Intergovernmental Transactions

0

Other Special - Grants

(1,326,205)

Total Special Revenue FY 2006

99,557,540

**Total Governmental Funds FY 2008 Revenues**

**1,742,101,237**

**II. CPI & Population Increase Since Fiscal Year End 2007**

Percentage Increase in CPI

1.7929125%

Percentage Increase in Population

3.4952957%

Combined CPI & Population Increase

5.2882082%

**III. Proposition 2 Total Allowable Combined Revenues For Fiscal Year 2008/2009**

1,834,227,178

**IV. Proposition H Add-On for Public Safety**

18,743,429

**V. Total Adjusted Allowable Combined Revenues for Fiscal Year 2008/2009**

**1,852,970,607**



MOTION NO. 2008

WRITTEN Motion by Council Member Clutterbuck as follows:

In order to comply with Section 102.007(c) of the Texas Local Government Code, I move to ratify the projected increase in revenue from property taxes budgeted for FY2009 over the amount budgeted or raised in FY2008.

The FY2009 budget is based on a tax rate reduction of a half-cent that would provide approximately \$20 million in relief for taxpayers. Almost one half of the projected increased revenue results from new property added to the tax rolls. The budget also assumes a rise in the senior and disabled exemption from \$64,420 to \$70,862 that will result in an estimated \$3.3 million savings for approximately 100,000 households in Houston.

The growth in property tax revenue not related to new property is 2.85%, which is far less than the growth in population and inflation. This is within the limits authorized by the voters at the charter elections on November 2, 2004 and November 7, 2006

The adopted budget for FY09 increases expenditures for Police, Fire and EMS by \$105 million over the FY2008 adopted budget, anticipates a dedication by special council ordinance of a portion of ad valorem taxes to drainage improvements, and expands curbside collection of recyclables to increase landfill diversion.

On 06/11/2008 the above motion was tagged by Council Member Khan

mla



**ANNE CLUTTERBUCK**  
Houston City Council Member, District C

Chair,  
Budget  
& Fiscal Affairs  
Committee

June 11, 2008

Chair,  
Ethics  
Committee

To: Mayor Bill White, City Council Members  
From: Council Member Anne Clutterbuck  
Subject: Agenda Item 55a

Board of Directors,  
Houston Galveston  
Area Council

Re: Item #55a on the agenda of June 11, 2008:

In order to comply with Section 102.007(c) of the Texas Local Government Code, I move to ratify the projected increase in revenue from property taxes budgeted for FY2009 over the amount budgeted or raised in FY2008.

The FY09 budget is based on a tax rate reduction of a half-cent that would provide approximately \$20 million in relief for taxpayers. Almost one half of the projected increased revenue results from new property added to the tax rolls. The budget also assumes a rise in the senior and disabled exemption from \$64,420 to \$70,862 that will result in an estimated \$3.3 million savings for approximately 100,000 households in Houston.

The growth in property tax revenue not related to new property is 2.85%, which is far less than the growth in population and inflation. This is within the limits authorized by the voters at the charter elections on November 2, 2004 and November 7, 2006.

The adopted budget for FY09 increases expenditures for Police, Fire and EMS by \$105 million over the FY2008 adopted budget, anticipates a dedication by special council ordinance of a portion of ad valorem taxes to drainage improvements, and expands curbside collection of recyclables to increase landfill diversion.

58-EXHIBIT



**CITY OF HOUSTON**  
Houston City Council

**Council Member Peter Brown**

At-Large, Position 1

Revised  
June 11, 2008

Line Number	Amendment Number	Amendment	Council Member
	1.01	<b>Amendment:</b> For the next FY CIP, the DPW&E is directed to develop a plan for dedicating up to 25% of the City's Annual General Mobility Fund transfer from METRO to specified streetscape enhancements for the next phase of METRO's Light Rail Transit Expansion. <b>Source of Funding:</b> METRO General Mobility Fund transfer or 15 year bond issue supported by METRO funds. <b>Estimated FY 09 Cost:</b> Approximately \$3 million annually for 3 years.	Brown (1)
	1.02	<b>Amendment:</b> HPD Preliminary Management Study to evaluate "Community Policing/CompStat" decentralized form of organization. <b>Source of Funding:</b> HPD budget and possible Federal grant. <b>Estimated FY 09 Cost:</b> \$180,000 - \$250,000.	Brown (1)
	1.03	<b>Amendment:</b> Establish within the Municipal Courts a "Blight Court" docket to assist in prosecuting/restricting petty crime and blight (including hot sheet motels, dangerous buildings, illegal dumping, and related activities). <b>Source of Funding:</b> Municipal Courts Budget and grants. <b>Estimated FY 09 Cost:</b> \$250,000 - \$350,000.	Brown (1)
	1.04	<b>Amendment:</b> Add 3-4 Code Enforcement staff in Neighborhood Protection to assist "Blight Court". <b>Source of Funding:</b> Reallocation of Neighborhood Protection funds, plus Federal grant funds. <b>Estimated FY 09 Cost:</b> \$200,000 - \$300,000.	Brown (1)
	1.05	<b>Amendment:</b> Audio Traffic Signal Lights on key pedestrian intersections in priority areas where sight impaired people circulate. <b>Source of Funding:</b> Street light budget. <b>Estimated FY 09 Cost:</b> \$200,000.	Brown (1)
	1.06	<b>Amendment:</b> Provide matching funds for the Houston P.A.L. (Police Athletic League) program and office space. <b>Source of Funding:</b> Houston Police Department budget. <b>Estimated FY 09 Cost:</b> \$180,000 - \$200,000.	Brown (1)
	1.07	<b>Amendment:</b> The Department of Public Works and Engineering is instructed to develop a set of standards and guidelines for the award of DPC contracts, to promote healthy livable neighborhoods, housing choices, and sustainable growth within the City, applicable to FY09 projects. <b>Source of Funding:</b> N/A	Brown (1)

58-EXHIBIT

*Sue Lovell*

Houston City Council Vice Mayor Pro Tem  
Council Member, At-Large Position 2



Line Number	Amendment Number	Amendment	Council Member
	2.01	The administration will fund within the next (30) days an increase to the Health & Human Services Department's budget to meet the needs of the HIV/STD laboratory services, specifically the addition of personnel to conduct STAT lab services at each of the STD clinic locations.	Lovell (2)

City Hall Annex  
900 Bagby 1st Floor

Phone 832-393-3013



P.O. Box 1562  
Houston, Texas 77251-1562

Fax 832-393-3336

[atlarge2@cityofhouston.net](mailto:atlarge2@cityofhouston.net)

58-EXHIBIT

Melissa Noriega

Houston City Council At-Large Position 3



**RE: Agenda Item No. 55 (6/11/2008)**

I move to amend Item 55 by making the following additions to the proposed Ordinance:

Amendment Number	Amendment	Council Member
3.01	Within 90 days of passage of the FY09 budget, the administration, with concurrence of council, will create a charter for and appoint members of a mass transit corridor steering committee. The mission of this committee is to develop city standards for the built environment. This would include sidewalks, landscaping, traffic management and all other aspects of neighborhood integration and design along current and planned transit routes to coordinate and encourage appropriate projects and coordinate with the various public and private entities along the transit corridors. This committee will be made up of representatives from various city departments, METRO, and communities. The members of the committee shall be appointed for regular overlapping terms by the mayor and council and will continue throughout the development of mass transit in the city.	Noriega (3)
3.02	Within 180 days of passage of the FY09 budget, the administration will develop a plan to upgrade all fire stations to include gender specific sleeping, shower, and restroom facilities and to make all stations ADA compliant.	Noriega (3)
3.03	The City shall continue the police department cadet class hiring incentives through the end of FY09.	Noriega (3)
3.04	Increase funding for the Houston Police Department by \$1,064,012 to provide funding for additional software and design for the 24/7 Real Time Crime Center.	Noriega (3)
3.05	Increase funding for the Houston Police Department overtime budget by \$7,018,787 to provide for overtime equivalent to FY08.	Noriega (3)

58-EXHIBIT



**RONALD C. GREEN**  
Council Member  
At-Large, Position Four

Telephone  
(713) 247-2012

Facsimile  
(713) 247-1424

June 11, 2008

I move to amend the FY'09 budget as follows:

Line Number	Amendment Number	Amendment	Council Member
leave blank	4.01	Transfer \$15,299 of General Funds from the Parks Department's \$750,000 tree planting initiative to Housing Department # 520103 Subrecipient Contract Services for Search Mobile Outreach Program.	Green (4)
	4.02	Transfer \$734,701 of General Funds from the Parks Department's \$750,000 tree planting initiative to fund the City's weeded lot program.	Green (4)



58-EXHIBIT

# JOLANDA "JO" JONES

HOUSTON CITY COUNCIL MEMBER  
AT-LARGE POSITION 5

June 11, 2008

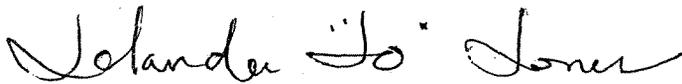
To: Mayor Bill White and City Council Members

Subject: FY 09 Budget Amendments  
Agenda Item 55

Line Number	Amendment Number	Amendment	Council Member
leave blank	5.01	Request that the Administration fund 20 audible pedestrian crosswalks in an amount not to exceed \$250,000, at 20 prioritized intersections, from FY 08 budget surplus funds or funds identified by the Administration in the Public Works and Engineering Department budget.	Jones (5)
	5.02	Request that the Administration provide funding in the amount of \$100,000 to the Health Department, for the City of Houston's Office of Veterans Affairs, to provide intervention services to include job placement, temporary housing vouchers, and counseling through an RFP process. The funding would come from FY 08 budget surplus or whatever fund the Administration identifies.	Jones (5)
	5.03	Request that HUD's federal requirement for the re-inspection of 1,000 homes on the Single Family Repair Program list, be completed by the end of FY 09 budget period.	Jones (5)
	5.04	Request that Public Works and Engineering initiate "Quieter Zones" in 10 neighborhoods, from FY 08 budget surplus funds or funds identified by the Administration.	Jones (5)

	5.05	Request that the Administration seek funding in the amount of \$15,299 for the SEARCH Mobile Outreach Program in the FY 09 budget.	Jones (5)
	5.06	Request that the Administration review and consider funding an After School Achievement Program at the Alief Community Center, coordinated by Texans Together, to establish social service programs to include vocational training, computer training, and tutorials.	Jones (5)
	5.07	Request that the Administration review and consider the cost to outsource the Houston Police Department's crime lab.	Jones (5)

Respectfully submitted,



Jolanda "Jo" Jones  
City Council Member  
At-Large Position 5

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

58-EXHIBIT

**TONI LAWRENCE**  
HOUSTON CITY COUNCIL MEMBER DISTRICT A



June 11, 2008

To: Mayor Bill White, City Council Members  
From: Council Member Toni Lawrence  
Subject: Agenda Item 55

I move to amend item 55 as follows:

Line Number	Amendment Number	Amendment	Council Member
	6.01	Re-establish Matching Grants Program for Neighborhood Improvements to be Administered by Planning & Development Department (\$100,000)	Lawrence (6)
	6.02	Analyze Cost Effectiveness of Transferring Right of Way Mowing Responsibilities from Public Works & Engineering Department to Parks and Recreation Department	Lawrence (6)
	6.03	Add One Inspector to HFD Apartment Team	Lawrence (6)

58-EXHIBIT



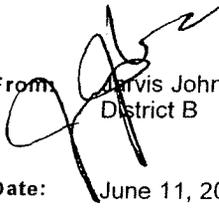
# CITY OF HOUSTON

City Council

## Interoffice

Correspondence  
Council Member Johnson  
District B

To: Mayor Bill White  
All Council Members

From:  Jarvis Johnson, Council Member  
District B

Date: June 11, 2008

Attn: Marty Stein, Agenda Director

Subject: **FISCAL YEAR 2009 BUDGET  
AMENDMENTS**

Line Number	Amendment Number	Amendment	Council Member
	7.01	Increase the General Fund's FY 09 appropriation to the City of Houston's After School Program from \$830,000 to a total of \$1M. The increased funding will be earmarked for programs in Houston Hope designated neighborhoods.	Johnson (7)
	7.02	Appropriate 1% of sales and hotel occupancy tax revenue generated from the Microsoft World Wide Partner Conference in July 2008 for digital inclusion project(s) for community-based organizations (CBO) and/or city owned libraries and parks in Houston Hope designated neighborhoods. Projects must be presented to the Human Services and Technology Access Committee for approval. Funds must be expended in FY 2009.	Johnson (7)

	7.03	HPD shall appropriate 0.50% of its annual General Fund (\$667,651,619) budget to fund juvenile prevention programs. 0.25% of appropriated funds will be earmarked for programs in apartment complexes and/or city owned facilities in Houston Hope Neighborhoods. Programs shall include, but are not limited to, D.A.R.E. and HPD's Explorers and Mentor Programs. HPD will submit quarterly reports to the Human Service and Technology Access Committee to evaluate the effectiveness of each program.	Johnson (7)
	7.04	Amend the City of Houston's Fiscal Year 2009 proposed General Fund budget for the Fire Department to move the effective date of the addition of Ambulance 67 from January 2009 to July 2008.	Johnson (7)
	7.05	Increase the General Fund's FY 09 appropriation to the Health and Human Services Department by \$100,000. The increased funding will be earmarked for the youth employment program with a focus on health and environment throughout the six service regions.	Johnson (7)
	7.06	Increase the General Fund's FY 09 appropriation to the Mayor's Office of Affirmative Action and Contract Compliance by \$500,000. The increased funding will be earmarked for the creation and operation of a Small Business Development Program.	Johnson (7)
	7.07	Amend the Public Works & Engineering Department's FY09 budget to earmark \$85,000 to change 100+ overhead and post signs to rename portions of Scott, York, Waco and Hirsch Street(s) to Mickey Leland Boulevard.	Johnson (7)
	7.08	The Neighborhood Protection Division of the Houston Police Department will expand the neighborhood contractor program in FY 09 to appropriate \$24,000 each to five Super Neighborhood Councils to abate weeded lots within its specified geographical boundaries. The Super Neighborhood Councils are: Greater Fifth Ward (55), East Little York/Homestead (47), East Houston (49), Trinity Houston Gardens (48), and Acres Homes (6).	Johnson (7)

58-EXHIBIT



**CITY OF HOUSTON**  
CITY COUNCIL

INTEROFFICE  
CORRESPONDENCE

**WANDA ADAMS**  
CITY COUNCIL MEMBER  
DISTRICT D

To: Mayor Bill White  
CC: Anna Russell, City Secretary  
Council Members  
Marty Stein, Mayor's Office

From: Wanda Adams  
Date: June 11, 2008  
Re: FY09 Budget Amendments

I move to amend the FY09 Budget as follows:

Line Number	Amendment Number	Amendment	Council Member
	9.01	Propose to change the operations schedule for the Depository Sites from: Wednesday - Sunday, 10a.m. to 7p.m. to Tuesday - Saturday, 10a.m. to 7p.m.	Adams (9)
	9.02	Add and fund 91 additional staff for the Neighborhood Protection Corps. 9 - Administrative Associates; 67 Community Service Inspectors; 10 Sr. Contract Compliance Officers; and 5 Contract Compliance Supervisors - \$1,330,269.00	Adams (9)
	9.03	Add and fund additional equipment to Neighborhood Protection for additional staff positions - 20 vehicles; 23 cellular telephones; 17 digital cameras; and 6 laptop computers - \$444,570.00	Adams (9)
	9.04	Amend the City of Houston Fiscal Year 2009 Proposed General Fund Budget for the Fire Department to move the effective date of the addition of Medic 24 from January 2009 to July 2008.	Adams (9)



**MIKE SULLIVAN**  
Council Member  
District E

58-EXHIBIT

### **FY09 Budget Amendments**

- 10.01- Provide funding for new Jaws of Life in at least one station in every HFD district territory.
- 10.02- Provide funding for one set of new, high intensity, portable lights in at least one station in every HFD district territory.
- 10.03- Increase drop off recycling at Kingwood Park and Ride from every 2<sup>nd</sup> and 4<sup>th</sup> weekend, to every weekend.
- 10.04- Provide for SWD personnel to gauge recycle container levels on Saturday and Sunday, and swap out full containers for empty ones when necessary, even if on the weekend. *ELLINGTON FIELD Recycling*
- 10.05- Increase SWD budget to provide weekend container pick up at EFD recycling center.
- 10.06- Provide HPD Truck Enforcement vehicles for Truck Enforcement officers who have been hired or trained for this service, but do not yet have vehicles.
- 10.07- Conduct a thorough traffic and mobility study in the Clear Lake portion of District E, similar to Parsons study conducted in December 2004.
- 10.08- Increase Parks Dept. budget \$35,000 for playground equipment at Sylvan Rodriguez Park.
- 10.09- Install water saving devices in all public restrooms at City Hall, City Hall Annex, and other city owned buildings.
- 10.10- Increase funding for Bay Area Houston Economic Partnership from \$50,000 per year to \$100,000 for FY09, 10, 11, 12, and 13.
- 10.11- Add at least 12 full time Mobile Response Team personnel to the City's MRT program.
- 10.12- Allocate HPD resources at Kingwood Substations to provide a minimum of 4 patrol cars for every shift. as well as 1 Sergeant. on the street.
- 10.13- Allocate HPD resources to Clear Lake stations to have 8 patrolmen, and 2 Sergeants for every shift on the street.
- 10.14- Increase funding for dangerous buildings and dilapidated buildings so homes can be removed within 60 days of final decision by the City of Houston or the courts.
- 10.15- Increase funding to HFD so annual inspection of common attics can be made at all multi-family projects.

58-EXHIBIT



# CITY OF HOUSTON

Houston City Council Member, District F

**M. J. Khan**

Physical Address  
City Hall Annex  
900 Bagby 1st Floor

Mailing Address  
P.O. Box 1562  
Houston, Texas 77251-1562  
T 832.393.2002  
F 832.393.3212  
districtf@cityofhouston.net

## FY-09 BUDGET AMENDMENTS

Line Number	Amendment Number	Amendment	Council Member
	11.01	Request that during FY 2009 the Administration establish a 4/40 compressed work week schedule alternative for the use at the discretion of city departments for non-emergency employees as a way to reduce energy consumption.	
	11.02	Request that during FY 2009 the Administration commission a study to establish an impact fee dedicated to regional detention and flood mitigation projects.	
	11.03	Require Public Works engineers with a paygrade of 20 or higher to have obtained a P.E. license.	
	11.04	Request that during FY 2009 the Administration conduct a cost-benefit analysis of outsourcing the functions of the crime lab.	
	11.05	Create a Traffic engineering division in the Public Works and Engineering department where all personnel dealing with traffic and transportation issues are consolidated.	
	11.06	\$450,000 for the FY 2009 operation and staffing of Hackberry park from General Fund surplus to provide services and programming.	
	11.07	Require each city department in FY 2009 to establish a balanced scorecard system to align its business activities and measure its performance against strategic goals.	
	11.08	Require each department in FY 2009 to establish a 5-year operational planning process and a 2-year budget.	
	11.09	Require each city department in FY 2009 to establish as part of their budget planning process the identification of 2.5% of their budget, which if needed by an economic downturn, can be used to reduce expenses.	
	11.10	\$59,000 for the installation of a computer lab and related equipment at the Alief Community Center from General Fund surplus.	
	11.11	During FY 2009 add five fire inspectors positions to be funded by General Fund surplus.	
	11.12	During FY 2009 add five Neighborhood protection inspector positions to be funded by General Fund surplus.	

58-EXHIBIT

P A M H O L M



Houston City Council Member  
District G

Post Office Box 1562  
Houston, Texas 77251-1562  
900 Bagby, 1st Floor  
713-247-2007  
fax 713-247-3250  
districtg@cityofhouston.net

June 11, 2008

Amend Agenda Item 55:

Line Number	Amendment Number	Amendment	Council Member
	12.01	Require that all Neighborhood Street Reconstruction Projects replace any previously approved traffic calming or mitigation devices with similar devices, that have been reviewed and approved by PWE and HFD, that have been removed during reconstruction. FY 09 funding will be appropriated from either the General Fund, the appropriate mobility fund, or any fund approved by the Administration if allocated CIP construction funds cannot support it.	Holm (12)
	12.02	Allow private community funds to be used on approved traffic control devices to replenish the FY 09 NTP budget.	Holm (12)
	12.03	During FY 09, establish a process to promote community participation in the Neighborhood Traffic Project program without depleting the approved FY 09 budget for this program.	Holm (12)



Adrian Garcia  
City Council Member, District H

58-Exhibit

June 11, 2008

Mayor Bill White  
City Council Members

RE: Budget Amendments for FY09

Line Number	Amendment Number	Amendment	Council Member
	13.01	Conduct a feasibility study of culvert replacement program for homes that have senior exemption or have physically disabled residents in neighborhoods with documented flooding issues.	Garcia (13)
	13.02	Conduct a study to implement a city-wide universal recycling program that includes glass recycling.	Garcia (13)
	13.03	Conduct a feasibility study of a Small Business program to address the issue of M/W/BE capacity disparities.	Garcia (13)
	13.04	Amend PWE Code Enforcement Officer hours to include Saturday inspections.	Garcia (13)
	13.05	Provide additional funding to the HPD/HEC High School for Law Enforcement (HSLE) Co-Op program to ensure and expand the program in other areas of non-emergency police radio operations and that the HSLE Co-Op Program be identified as a separate budget line item. Approximate cost: \$290,000	Garcia (13)
	13.06	Provide additional funding for the next phase of implementation of the Real Time Crime Center, to provide for the technology upgrades and additions. Approximate cost: \$1,064.012	Garcia (13)
	13.07	Houston Fire Department to submit a report within 90 days on the effectiveness of the ILMS (Information Land Management System) for Fire Inspectors.	Garcia (13)
	13.08	Provide additional funding to increase staffing by adding two (2) Fire Inspectors.	Garcia (13)
	13.09	Increase by up to 3 police academy classes above those proposed, through budget savings and surpluses	Garcia (13)

58-EXHIBIT

# JAMES RODRIGUEZ

*City Council Member, District 1*

Line Number	Amendment Number	Amendment	Council Member
	14.01	The administration will allocate funding within the next thirty days (\$180,000/annually for the next six years) to restore the Mayor's Anti-Gang Office Gang Free Schools Program in the East End to reduce crime.	Rodriguez (14)
	14.02	The Health Department will allocate revenue generated from the Urban Park Ranger leash law enforcement to add BARC Officers/Inspectors that will focus on after-hour service.	Rodriguez (14)
	14.03	The administration will create a plan to fine building permit applicants who lie on their application, indicating there are no deed restrictions in the neighborhood when indeed there are.	Rodriguez (14)
	14.04	Revenue generated from the building permit application fines will be allocated toward 2-3 new deed restriction inspectors. If this revenue is not enough to fund these inspectors, the administration will identify new funding to do so.	Rodriguez (14)
	14.05	The administration will identify new funding for a new ladder truck apparatus and adequate staffing to be housed at Station 8 (HFD).	Rodriguez (14)
	14.06	The administration will identify funding for 200 new red light cameras. It is estimated that the net city share for every 100 cameras in the first year of operation is \$2,480,000. The administration will allocate \$210,000 of this annual revenue towards the addition of three new hearing judges that will focus solely on red light camera citations. The remaining revenue will be allocated towards HPD public safety programs including, but not limited to the recruitment of new officers to ensure safer neighborhoods.	Rodriguez (14)
	14.07	The administration will allocate funding (\$15,300) for the operation of SEARCH's mobile street outreach unit. This mobile unit will allow SEARCH to go into the community and address the homeless problem in our neighborhoods.	Rodriguez (14)