

**CITY COUNCIL CHAMBER – CITY HALL 2nd FLOOR – TUESDAY
JULY 29, 2008 - 2:00 P.M**

AGENDA

1MIN. 1MIN. 1 MIN.

2MIN. 2MIN. 2 MIN.

3MIN 3MIN 3MIN

NON-AGENDA

1MIN. 1MIN. 1 MIN.

MS. CLARA GARRISON – 9306 Noel – 77033 – 832-894-5238 – Sunnyside Garden Civic Club

MS. CHERI BUTLER – 6240 Antoine – 77091 – 713-683-7824 – Health and Harassment

2MIN. 2MIN. 2 MIN.

MS. JENNIFER WOODRUFF – 1026 W. 31ST – 77018 – 713-303-3511 – Encroachment package related to neighborhood signage

MS. RAMONA OVERSTREET – 5034 Oak Shadows – 77091 – 713-681-9121 – The Northwest Sewer Treatment Plant

3MIN 3MIN 3MIN

MR. PAUL MORRISON – 9100 S.W. Frwy, Ste. 241 – 77074 - 484-348-6107 – Housing and Banking

MR. CHUCK DAVIDSON – 2918 Fontana – 77043 – 713-460-3764 – Public Works Policy

MS. MAUREEN MULROONEY – 9819 Vogue Ln. – 77080 – 713-461-0766 – Sign Permits – Public Works Policy

MR. PHIL BOITOS – 3401 Fannin – 77004 – 248-506-5938 – Downtown Library Security – Harassment

MR. Z. LI – 2211 S. Braeswod #2314 – 77030 – 832-283-6025 – HPD

MS. COSETTA TAYLOR – 5126 Higgins – 77033 – 73-733-7112 - Community Issues

MS. ELISA MALDONADO – 8414 Millicent – 77093 – 832-618-7761 – Accident involving City vehicle

MR. LONN LEE VASQUEZ – 1704 Weber – 77007 – 713-864-5667 – Community and Suicide

MS. SHEILA SAMPSON – 8342 Bigwood – 77078 0 832-885-9490 – Sickle Cell Association Closing

MS. CATHERINE SHORTER – 5955 Ridgeway Dr. – 77033 – 713-734-3863 – Beautification of South Park / Parked Cars / Water Pressure South Park

MR. ERIC SMITH – 5007 Groveton St. – 77033 – 281-450-3844 – Weeded lots and abandoned vacant homes

PREVIOUS

1MIN. 1MIN. 1 MIN.

MR. TRAVIS McGEE – 4800 Pederson St. – 77033 – 832-488-7709 – Lack of City Services



BILL WHITE
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

2
JUL 30 2008

COPY TO EACH MEMBER OF COUNCIL
CITY SECRETARY: 7-11-08
DATE
COUNCIL MEMBER: _____

July 11, 2008

The Honorable City Council
Houston, Texas

Dear Council Members:

Pursuant to the City of Houston's Code of Ordinances §§ 2-381 and 2-382, I am appointing the following individual to the Houston Commission on Disabilities, subject to City Council confirmation:

Ms. Leah Mastaglio, appointment to Alternate Position Four, for a term to expire July 26, 2010.

The résumé of the appointee is attached for your review.

Sincerely,

Bill White
Mayor

BW:CC:jsk

Attachment

cc: Ms. Michelle Colvard, executive director, Houston Commission on Disabilities
Mr. Charles Bradley, chair, Houston Commission on Disabilities





BILL WHITE
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

3

JUL 30 2008

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 7-11-08

DATE

COUNCIL MEMBER: _____

July 11, 2008

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to Houston Code of Ordinances, Sections 32-243 through 32-252, I am nominating the following individual for appointment to the Miller Theater Advisory Board, subject to Council confirmation:

Mr. David Bustillos, appointment to Position Seventeen, for an unexpired term to end ~~the~~ April 24, 2011.

The résumé of the nominee is attached for your review.

Sincerely,

Bill White
Mayor

BW:CC:rda

Attachments

cc: Mr. Paul Beutel, executive director, Miller Theatre Advisory Board
Mr. Rodney E. Nathan, chair, Miller Theatre Advisory Board

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT: Approve Motion authorizing Supplemental Budget submitted by the Houston Arts Alliance.

Category #

Page 1 of 1

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

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

Origination Date

July 24, 2008

Agenda Date

JUL 30 2008

DIRECTOR'S SIGNATURE:

Dawn Ullrich

Council Districts affected:

All

For additional information contact:

Stephen W. Lewis

Phone: 713-853-8888

Date and identification of prior authorizing

Council Action: 2007-0805

RECOMMENDATION: (Summary)

Approve Motion authorizing Supplemental Budget submitted by the Houston Arts Alliance.

Amount of Funding: \$2,127,528

Civic Center Facility Revenue Fund (#8601)

F & A Budget:

SPECIFIC EXPLANATION:

The City of Houston enters into a contract each year with the Houston Arts Alliance ("HAA") to promote the arts. During FY08 the City made quarterly payments to the HAA in an amount equal to 19.3 percent of the City's gross hotel occupancy tax ("HOT") receipts. HOT estimates at the time of the FY08 contract projected that HAA would receive approximately \$10,036,000 in FY08. Based on actual year-end figures, HAA's share of the HOT revenues is \$12,163,528, which is \$2,127,528 over the amount projected in the FY08 contract with the City. Pursuant to the terms of its annual contract, the HAA must submit a supplemental budget outlining how it will utilize the funds over and above the original projected amount and obtain City Council approval before it can receive the additional funds.

HAA's proposed supplemental budget (copy attached) provides for additional funding for the Miller Theatre Advisory Board ("MTAB"), Theater District Improvement, Inc. ("TDI"), the Houston Museum District Association ("HMDA"), the City's Initiatives Program, and the HAA grant program, as well as for programs and supporting services. Examples of the uses of the funding include:

- Planning, design and artistic enhancement project management services for the Rosemont Bridge Pedestrian and Bicycle Public Art project planned to be constructed along the Montrose/Studemont corridor at Buffalo Bayou. The bridge will provide for a non-vehicular pedestrian pathway over Memorial Drive which will link the existing trail systems located along the southern and northern banks of the Buffalo Bayou. The project when built will be a iconic artwork piece with a mobility function. (Funding by HAA, MTAB, TDI, HMDA and the City's Initiative Program.)
- Program and technical service to organizational grantees, including an expanded exhibition program at Gallery 125 to exhibit more Houston artists; fund performances of Houston arts organizations at Discovery Green produced by HAA; expand the number of technical service workshops for small and mid-sized arts organizations; and fund, in part, a small business management program for artists in partnership with Diverse Works and Glassell School (HAA)

REQUIRED AUTHORIZATION

Finance Department

Other Authorization

Other Authorization

REQUEST FOR COUNCIL ACTION

SUBJECT: Approve Motion authorizing Supplemental Budget submitted by the Houston Arts Alliance.

Page 2 of 2

- A City-wide arts marketing initiative in collaboration with the Greater Houston Convention and Visitors Bureau, HMDA, TDI and MTAB, supporting more than 200 grantee organizations. The initiative will include a comprehensive arts data base, strategic public relations initiatives, print collateral and web presence. (HAA)
- Museum District way-finding signage. (HMDA)
- Museum District area beautification, maintenance and clean-up. (HMDA)
- Continued upgrade of website, distribution of brochures and participation in a tourism conference. (HMDA)
- Marketing efforts at the Alley Theatre to bring in a broader audience utilizing a combination of advertising – more use of television, print, media and radio. (TDI)
- Support for the new production of the holiday comedy *The Santaland Diaries* scheduled for December, 2008, at the Alley Theatre. (TDI)
- Production expenses for artist fees for Cuarteto Latinoamericano and Manuel Barrueco and artist fees for David Shifrin by Da Camera of Hosuton. (TDI)
- Various production expenses for Houston Grand Opera including *Masked Ball*, *Daughter of the Regiment*, *Magic Flute*, *La boheme*, *Billy Budd*, and *The Refuge*. (TDI)
- The Houston Symphony will fund a special two-day musical event, March 27-28, 2009, *Bach vs. Vivaldi*. (TDI)
- Theatre Under the Stars will offset costs associated with the production of *The Drowsy Chaperone*. (TDI)
- Matching funds for the re-grading and sloping of the hill for lawn seating at Miller Outdoor Theatre, providing greatly improved sightlines and comfort for patrons. (MTAB)

The Convention and Entertainment Facilities Department recommends approval of the HAA's supplemental budget for FY08.

LH:dv

Houston Arts Alliance (HAA)
Fiscal Year 2008
City of Houston Hotel Occupancy Tax (H.O.T.) Supplementary Budget

Revenues

Gross Receipts from the City of Houston	\$2,127,528	100.00%
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Expenses *

Miller Theatre Advisory Board	\$340,404	
Theater District Improvement Inc.	510,607	
Houston Museum District Association	382,955	
City Initiatives Fund	53,188	
HAA Grants Programs & Supporting Services	<u>840,374</u>	
	\$2,127,528	100.00%

*MTAB, TDI, HMDA, and HAA (including the City Initiatives Fund) have each designated that ten percent (10%) of their share of the funding will be transferred into the City Initiatives Fund to be utilized for planning, design, and artistic enhancement project management services for the Rosemont Bridge Pedestrian and Bicycle Public Art project for a non-vehicular pedestrian pathway over Memorial Drive and which will link the existing trail systems located along the southern and northern bounds of Buffalo Bayou. The contributions of MTAB, TDI, HMDA, and HAA (including the City Initiatives Fund) to the Rosemont Bridge Pedestrian and Bicycle Public Art project are as follows:

<u>Donor</u>	<u>Amount</u>
HAA	\$84,037
TDI	51,061
HMDA	38,296
MTAB	34,040
City Initiatives Fund	<u>5,319</u>
	\$212,753

Funding from each Donor listed above will be paid directly from City funds received by HAA pursuant to this supplementary budget into the City Initiatives Fund, such payments being on behalf of and at the request of each Donor, to be utilized for the Rosemont Bridge Pedestrian and Bicycle Public Art project.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT: Approve Motion authorizing Supplemental Budget submitted by the Greater Houston Convention and Visitors Bureau.	Category #	Page 1 of 1	Agenda Item# <u>5</u>
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FROM: (Department or other point of origin): Dawn R. Ullrich, Director Department of Convention and Entertainment Facilities	Origination Date July 24, 2008	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE: 	Council Districts affected: All
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For additional information contact: Stephen W. Lewis Phone: 713-853-8888	Date and identification of prior authorizing Council Action: 2007-0806
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RECOMMENDATION: (Summary)
Approve Motion authorizing Supplemental Budget submitted by the Greater Houston Convention and Visitors Bureau.

Amount of Funding: \$2,535,396 Civic Center Facility Revenue Fund (#8601)	F & A Budget:
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SPECIFIC EXPLANATION:

The City of Houston enters into a contract each year with the Greater Houston Convention and Visitors Bureau ("GHCVB") to solicit convention business and promote tourism. During FY08 the City made quarterly payments to the GHCVB in an amount equal to 23 percent of the City's gross hotel occupancy tax ("HOT") receipts. HOT estimates at the time of the FY08 contract projected that HAA would receive approximately \$11,960,000 in FY08. Based on actual year-end figures, GHCVB's share of the HOT revenues is \$14,495,396, which is \$2,535,396 over the amount projected in the FY08 contract with the City. Pursuant to the terms of its annual contract, the GHCVB must submit a supplemental budget outlining how it will utilize the funds over and above the original projected amount and obtain City Council approval before it can receive the additional funds.

GHCVB's proposed Supplemental Budget (copy attached) provides for additional funding for the following:

- The GHCVB will first utilize the funds for services and programs related to the hosting of the Latin Grammy Awards, to the extent such services and programs are not funded by private sponsors.
- To the extent not spent for the Latin Grammy Awards, the GHCVB will apply the funds to sales, marketing and promotional programs in supporting the GHCVB's core missions including, but not limited to, upgrading computer hardware and software, advertising placements in international markets, establishing a staffed Washington DC office and related client events, providing for a tabletop restaurant booth for use at conventions and trade shows, hiring a location coordinator to assist with film productions in Houston, international marketing, representation fees in China and hiring a web-host to process Spanish translations on the GHCVB's web site.

The Convention and Entertainment Facilities Department recommends approval of the GHCVB's supplemental budget for FY08.

LH:dv

REQUIRED AUTHORIZATION

Finance Department	Other Authorization	Other Authorization

**GREATER HOUSTON CONVENTION AND VISITORS BUREAU
(GHCVB)**

EXCESS REVENUE FROM FISCAL YEAR 07/08
Summary

OPTION A:

¹The Greater Houston Convention & Visitors Bureau is the guarantor of the Latin Grammys which is projected at \$4.5 million. Budget "A" will cover any shortfall from the GHCVB's commitment to host this event in Houston. Hopefully it will not be required.

OPTION B:

¹General and Operation's \$280,000 represents costs associated with purchasing new computer systems for the entire staff and the purchase of a new limousine for use by the Protocol department to transport diplomats

²Advertising and Promo's \$100,000 represents costs to cover additional advertising placements in targeted international markets

³Sales' \$1,241,500 represents costs associated with conducting a couple of additional client events and opening a sales office in Washington to reach out to the numerous associations in this region.

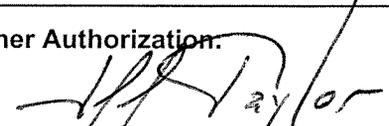
⁴Convention Services' \$25,000 represents costs for a tabletop restaurant booth that will be utilized at appropriate conventions and trade shows hosted at the GRBCC and Reliant

⁵Film Commission's \$99,896 represents costs associated with hiring a location coordinator to assist with the anticipated increase in production in Houston

⁶Tourism's \$700,000 represents increased costs associated conducting fairs, marketing efforts for both Tourism and international convention sales and

expenses associated with hiring a representative in China to assist with marketing Houston to this region

⁷ Communications' \$89,000 represents costs associated with hiring a web-host to process Spanish translations on the GHCVB's web site.

SUBJECT: Approval of annual payment of \$100,000.00 Galveston Bay Estuary Program		Category #	Page 1 of <u>2</u>	Agenda Item # 6
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 7-25-08		Agenda Date JUL 30 2008
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE		Council District affected: All		
For additional information contact: Jeff Taylor Deputy Director Phone: (713) 837-0448		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Approval of payment of annual participation in Galveston Bay Estuary Program projects through Houston- Galveston Area Council.				
Amount and Source of Funding:		\$100,000.00 FY 2008 Water and Sewer Operating Fund No. 8300 <i>PLR 7/25/08</i>		F&A Budget:
SPECIFIC EXPLANATION: The Galveston Bay Estuary Program (GBEP), a special non-regulatory program of the Texas Commission on Environmental Quality (TCEQ), is a partnership of local governments, business and industry, recreational anglers, ports, citizens, conservation organizations and resource agencies. Partners work collaboratively to leverage funds and implement the Galveston Bay Plan, the federally and state approved comprehensive conservation and management plan developed by local stakeholders. The program forges private-public partnerships that result in an average leveraging ratio of 1 to 5 and greatly increases the amount of federal funds directed to the region to address environmental and quality of life issues. These partnerships have protected and restored 14,000 acres of important habitat and have improved water quality and recreational opportunities through demonstration projects on Brays Bayou, Sims Bayou, Buffalo Bayou, Clear Creek, Dickinson, and several other bay tributaries. The City of Houston and other public and private utilities also contribute and participate in GBEP's environmental monitoring and environmental education projects throughout the Houston-Galveston region. These efforts directly benefit the citizens of Houston and significantly contribute to the city's efforts to identify problems and systematic remedies as well as evaluate emerging technology in the environmental field.				
HISTORY: The GBEP has worked with the City of Houston in the following projects: <ul style="list-style-type: none"> • Offered expertise and input on issues relevant to large local governments during meetings of the Galveston Bay Council, TCEQ subcommittee meetings and specific issues on task forces (1990-current); • Contributed to Brays Bayou Urban Wetlands Project, now known as Mason Park (2005); • Participated in wetlands plantings and trash clean-ups in Houston area bayous (2000-current); 				
REQUIRED AUTHORIZATION				CUIC ID #20JT17A
Finance Department	Other Authorization:	Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division		

Date	SUBJECT: Approval of annual payment of \$100,000.00 Galveston Bay Estuary Program	Originator's Initials	Page <u>2</u> of <u>2</u>
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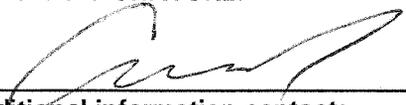
- Provided technical assistance on storm water management of city projects (1990-1992);
- Assisted with habitat acquisition in mutually beneficial areas and collaborated on restoration of shoreline areas, including Sims Bayou (2005-2008); and
- Worked with Houston Ship Channel industries to reduce litter loadings.

CURRENT PROJECTS: Funds provided by the City of Houston to the Houston-Galveston Area Council in the amount of \$100,000 will be used to support one or more of the 2008 estuary program goals as described below.

- Complete 3 habitat restoration and protection projects.
- Produce a Status and Trends Update of Galveston Bay and its tributaries.
- Support 5 public participation and education events.
- Reduce potential health risk from consumption of seafood through monitoring, risk analysis, and public information campaigns.
- Support two monitoring and research projects that improve understanding of the Galveston Bay system.
- Begin planning and preparation for the 11th Biennial State of the Bay Symposium.

ACTION RECOMMENDED: It is recommended that Council approve payment in the amount of \$100,000.00 to GBEP to continue our efforts in improving the surrounding environment and quality of life.

MSM:JT:JRG

SUBJECT: Cause No. 2006-63638; <i>Arvie Jones and Norma Jean Jones v. City of Houston</i> ; in the 189 th Judicial District Court, Harris County, Texas LD#074-0600063-001		Category # 6	Page 1 of 1	Agenda Item # 7
FROM (Department or other point of origin): Legal		Origination Date 7-28-08	Agenda Date JUL 30 2008	
DIRECTOR'S SIGNATURE: 		Council District affected: General		
For additional information contact: Tanya E. Wilder Phone: (832) 393-6478		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Approve the referenced settlement				
Amount of Funding: \$110,000.00 - Property and Casualty Fund (Claims and Judgments)		F & A Budget:		
SOURCE OF FUNDING: Fund: 1004 <input checked="" type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION: FOR SETTLEMENT PURPOSES ONLY				
<p>This suit arises from an accident on April 9, 2005, between a City trash truck and a motorcyclist at the intersection of Belneath and Crestmont. The City driver Melvin Jackson was Southbound on Crestmont. He entered the intersection at Belneath but then realized he had overshot and so he began to back up to make his turn onto Belneath from Crestmont. The Plaintiff Reverend Arvie Jones was on a motorcycle stopped at the intersection behind Jackson, waiting for Jackson to clear the intersection. Jackson couldn't see Jones behind the truck and so he backed into him before Jones could move. Someone who was walking nearby ran up beside Jackson's window and began yelling and waving her arms, but he had already hit the motorcycle and Mr. Jones was already underneath the truck when it finally stopped. Jackson was cited by the investigating officer for backing up in a moving lane of traffic. Liability would arise under Section 101.021(1) of the Tort Claims Act.</p> <p>Reverend Jones sustained severe lacerations to his right leg, arm and hand, as well a twisted right knee and ankle. He was in bed for many weeks and then used a wheelchair for several months. He was unable to leave his house for about six months, except to make trips to the doctor. He still has swelling in his right foot and pain, numbness and tingling in his right leg where he sustained nerve damage. He has multiple scars on his right leg, arm and hand. His medical bills total \$21,667.74 and he is due to have more surgery on his right leg in the future. His past and future pain and suffering, mental anguish, impairment and disfigurement damages are substantial.</p> <p>Approval of settlement in the amount of \$110,00.00 is requested.</p>				
F&A Director:		Other Authorization:		Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work – Caddell Construction Co., Inc. for Terminal C MEP and Interior/ Utility Upgrades at George Bush Intercontinental Airport/Houston (IAH), Project No. 490D (WBS# A-000322-0002-4-01; WBS#A-000322-0002-4-02; Contract No. 4600004564)	Category #	Page 1 of 1	Agenda Item # <div style="text-align: right; font-size: 2em;">8</div>
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FROM (Department or other point of origin): Houston Airport System	Origination Date July 3, 2008	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: B
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For additional information contact: Eric R. Potts <i>[Signature]</i> Phone: 281-233-1999 John S. Kahl <i>[Signature]</i> 281-233-1941	Date and identification of prior authorizing Council action: 12/04/2002 (O) 2002-1115 08/31/2005 (O) 2005-1020
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AMOUNT & SOURCE OF FUNDING: None Required	Prior appropriations: <table style="width: 100%; border-collapse: collapse;"> <tr> <td>CIP No. A-0322.08,</td> <td style="text-align: right;">\$61,811,480.00</td> </tr> <tr> <td>Airport Sys Cons 2001 AMT Construction Fund (548)</td> <td></td> </tr> <tr> <td>CIP No. A-422.11</td> <td style="text-align: right;">\$ 1,018,520.00</td> </tr> <tr> <td>Airport Imp. Fund (561)</td> <td></td> </tr> <tr> <td>CIP No. A-0322.05.03</td> <td style="text-align: right;"><u>\$ 2,000,000.00</u></td> </tr> <tr> <td>Airport Sys Cons 2001 AMT Construction Fund (548)</td> <td></td> </tr> <tr> <td>TOTAL</td> <td style="text-align: right;">\$64,830,000.00</td> </tr> </table>	CIP No. A-0322.08,	\$61,811,480.00	Airport Sys Cons 2001 AMT Construction Fund (548)		CIP No. A-422.11	\$ 1,018,520.00	Airport Imp. Fund (561)		CIP No. A-0322.05.03	<u>\$ 2,000,000.00</u>	Airport Sys Cons 2001 AMT Construction Fund (548)		TOTAL	\$64,830,000.00
CIP No. A-0322.08,	\$61,811,480.00														
Airport Sys Cons 2001 AMT Construction Fund (548)															
CIP No. A-422.11	\$ 1,018,520.00														
Airport Imp. Fund (561)															
CIP No. A-0322.05.03	<u>\$ 2,000,000.00</u>														
Airport Sys Cons 2001 AMT Construction Fund (548)															
TOTAL	\$64,830,000.00														

RECOMMENDATION: (Summary)
 Pass a motion to approve the final contract amount of \$61,844,773.20 or 6.26 percent more than the original contract amount, accept work, and authorize final payment.

SPECIFIC EXPLANATION:

The Contractor, Caddell Construction Co., Inc. has completed all the work required under their contract in the amount of \$58,201,080.00 for Terminal C and MEP Interior Upgrades at George Bush Intercontinental Airport/Houston. During construction Continental Airlines inspected this project. The inspector was Mr. Robert Postma.

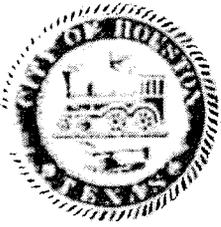
The final contract amount including Change Orders 1-5 in the amount of \$4,387,248.39 and line item under runs in the amount of \$743,555.19, will be \$61,844,773.20, which is 6.26 percent more than the original contract amount. The changes were for unforeseen conditions and code requirements that were undetermined at the time of design and include items such as roof drain mains that conflicted with the new vaulted ceiling details, underground obstructions encountered during the foundation work for the building expansions, smoke damper revisions and fire alarm modifications, and existing electrical installations that did not meet current electrical codes.

Caddell Construction Co., Inc. did not meet their 17.0% goal. According to the office of Affirmative Action and Contract Compliance their final participation was 12.81%. The shortfall was due to performance issues of one of the participating subcontractors. The Office of Affirmative Action and Contract Compliance awarded Caddell Construction Co., Inc. a "Satisfactory" rating.

RMV:ERP:JSK

cc: Ms. Marty Stein Mr. Anthony W. Hall, Jr. Mr. Arturo G. Michel Mr. Richard M. Vacar
 Ms. Velma Laws Mr. Eric R. Potts Mr. David Arthur Ms. Ellen Erenbaum
 Ms. Kathy Elek Mr. Aleks Mraovic Mr. Carlos Ortiz Mr. Frank Crouch
 Mr. John S. Kahl Mr. Adil Godiwalla Mr. John Silva Ms. Marlene McClinton
 Ms. Janice Woods Mr. Tom Barlett Mr. J. Goodwill Pierre Ms. Cynthia Saldana

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:



CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence
Affirmative Action and
Contract Compliance
Division

To: J. Goodwillie Pierre, Manager
Small Business Development and
Contract Compliance
Houston Airport System

From: *For Robert D. Hall*
Velma Laws
Director

Date: May 30, 2008

Subject: IAH Terminal C – M.E.P. & Int. Upgrades
George Bush Intercontinental Airport
Houston, Texas (490D/A-0322)

We have reviewed and evaluated Caddell Construction's Good Faith Efforts (GFE) as it relates to the project listed above. Our findings show that Caddell Construction's M/W/DBE goal was set at 17% but only achieved 12.8%.

- Caddell Construction's original M/W/DBE plan included the use of goods and services of seven M/W/DBE subcontractors with a total dollar value of \$10,294,506 or 18.67% of their total contract.
- PPP Insulation was one of the seven subcontractors and was 2nd tier subcontractor to Caddell's Mechanical contractor – Cobb Mechanical.
- PPP Insulation's bulk on this contract was \$1,704,735.
- PPP Insulation's total subcontract dollar amount represents 8.1% of Caddell's Good Faith Efforts plan.
- PPP Insulation failed to complete their portion of the contract due to performance issues.
- PPP Insulation, Caddell Construction and Cobb Mechanical entered into an arbitration hearing orchestrated by Mr. Ricardo Garza (COH Ombudsman and certified mediator).
- Arbitrator ruled against PPP Insulation.
- PPP Insulation was found responsible for defaulting on this contract and was ordered to pay \$599,071.
- Even though Caddell lost PPP Insulation as one of their largest subcontractors, Caddell persevered by adding Houston Christian Brothers Painting to raise the dollar amount awarded to M/W/DBEs.
- All other Caddell's subcontractors completed anywhere from 100% to 128% of their potential amounts.
- In spite of Caddell Construction's efforts to raise the M/W/DBE participation, they fell short because PPP Insulation failed to perform according to the scope of services.

After careful review and evaluation, we recommend approval of Caddell Construction's Good Faith Efforts request.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work – Vanderlande Industries, Inc. for Terminal E/FIS Explosive Detection System In-Line Baggage Conveying Equipment at George Bush Intercontinental Airport/Houston (IAH), Project 612C (WBS # A-000486-0006-4-01-01; Contract No. 4600004532).	Category #	Page 1 of 2 1	Agenda Item # 9
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FROM (Department or other point of origin): Houston Airport System	Origination Date July 8, 2008	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: B
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For additional information contact: Eric R. Potts <i>[Signature]</i> Phone: 281-233-1999 John S. Kahl <i>[Signature]</i> 281-233-1941	Date and identification of prior authorizing Council action: 10/20/04 (O) 2004-1086 07/13/05 (O) 2005-0900 05/17/06 (O) 2006-0499
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AMOUNT & SOURCE OF FUNDING: <i>[Signature]</i> None Required	Prior appropriations: \$ 2,699,700.00 CIP # A-0486 Arpt Syst Consolidated 2000 AMT Fd \$ 6,749,250.00 CIP # A-0486 Arpt Syst FAA Grants \$ 2,300,000.00 CIP # A-0486 Arpt Improvemnt Fd \$ 157,483.00 CIP # A-0422 Arpt Improvemnt Fd \$ 550,000.00 CIP # A-0486 Arpt Syst Consolidated 2001 AMT Fd \$ 1,521,900.00 CIP # A-0486 Arpt Improvemnt Fd \$ 3,804,750.00 CIP # A-0486 Arpt Syst FAA Grants \$ 88,778.00 CIP # A-0422 Arpt Improvemnt Fd \$ 820,000.00 CIP # A-0486 Arpt Improvement Fd \$18,691,861.00 Total
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RECOMMENDATION: (Summary)
Pass a motion to approve the final contract amount of \$15,178,540.00 or 7.86 percent more than the original contract amount, accept work, and authorize final payment.

SPECIFIC EXPLANATION:

The contractor, Vanderlande Industries, Inc., has completed all the work required under their contract in the amount of \$14,072,000.00 for Construction of Terminal E/FIS Explosive Detection System In-Line Baggage Conveying Equipment at George Bush Intercontinental Airport/Houston. During construction, Parsons, Inc. inspected this project. The inspector was Mr. Richard Prisalac.

The final contract amount, including Change Orders Nos. 1- 14 in the amount of \$1,106,540.00, will be \$15,178,540.00, which is 7.86 percent more than the original contract amount. The changes were for additional conveying equipment, changes to the electrical system and spare parts.

Vanderlande Industries, Inc. achieved 19.54% DBE participation on a 20.00% goal. The Office of Affirmative Action and Contract Compliance awarded Vanderlande Industries, Inc. a "Satisfactory" rating.

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization: <i>[Signature]</i>

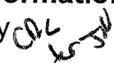
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work Morganti Texas, Inc. Northeast Multi-Service Center WBS No. D-000079-0001-4	Page 1 of 1	Agenda Item 10
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FROM (Department or other point of origin): General Services Department	Origination Date 07.23.08	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P. E. 	Council District affected: B
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For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No. 2006-0580, Dated 06/07/06
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RECOMMENDATION: Pass a motion approving the final contract amount of \$6,475,232.00, accept the work, and authorize final payment.

Amount and Source of Funding: No Additional Funding Required	Finance Budget:
Previous Funding: \$6,721,200.00 – General Improvements Consolidated Construction Fund 441	

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$6,475,232.00 or 4.89% over the original contract amount, accept the work and authorize final payment to Morganti Texas, Inc. for construction of the Northeast Multi-Service Center for the Department of Health and Human Services.

PROJECT LOCATION: 9720 Spaulding (454D)

PROJECT DESCRIPTION: This project involved the construction of a new 29,634 SF multi-service center that included offices for non-profit service organizations, computer classroom, senior citizen program, Headstart Childcare program, Women Infant Child (WIC) Center and a large multi-purpose room for varied meetings/gatherings.

CONTRACT COMPLETION AND COST: The contractor completed the project within the contract time, plus an additional 169 days approved by Change Orders. The final cost of the project including Change Order is \$6,475,232.00, an increase of \$301,706.00 over the original contract amount.

ESPA Architecture, Inc. was the design consultant and construction manager for the project.

PREVIOUS CHANGE ORDERS: Change Orders 1-5 involved structural steel revisions, site drainage revisions, numerous interior layout revisions, added site security fencing, added exterior doors in lieu of fixed glass windows to the Head Start classrooms to improve emergency egress, and provided time extensions to the contract.

M/WBE PARTICIPATION: The M/WBE goal for this contract was 17%. According to the Affirmative Action and Contract Compliance Division, the contractor achieved 20.81% actual participation and was assigned an outstanding rating.

IZD:HB:JLN:MCP:KTH:ps
c: Marty Stein, Webb Mitchell, Jacquelyn L. Nisby, Velma Laws, Kim Nguyen, Fred Maier, Celina Ridge, File

REQUIRED AUTHORIZATION CUIC ID# 25CONS35

General Services Department:  Humberto Bautista Chief of Design & Construction Division	Department of Health & Human Services:  Stephen L. Williams, M.ED, MPA Director
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NORTHEAST MULTI-SERVICE CENTER
 9720 SPAULDING HOUSTON, TX

COUNCIL DISTRICT "B"

KEY MAP NO. 454D

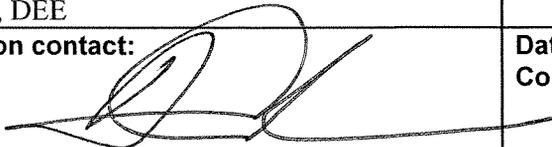
To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Safe Sidewalk Program 02 Project; WBS No. N-00646H-0002-4.	Page 1 of 1	Agenda Item # 11
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 7-24-08	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE	Council District affected: H
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For additional information contact: J. Timothy Lincoln, P.E. Senior Assistant Director  Phone: (713) 837-7074	Date and identification of prior authorizing Council action: Ord. #2005-930 dated 07/27/2005
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RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$1,074,267.17 or 13.54% under the original Contract Amount, accept the Work and authorize final payment.

Amount and Source of Funding: No additional funding required. Total Original appropriation of \$1,473,313.00 from Street & Bridge Consolidated Construction Fund No 437.	Finance Department:
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PROJECT NOTICE/JUSTIFICATION: This project was part of the Safe Sidewalk Program and was required to address the health, safety, and welfare of pedestrians.

DESCRIPTION/SCOPE: The project consisted of construction and replacement of sidewalks and curb ramps of various widths and lengths. ESOR Consultants, Inc. designed the project with 240 calendar days allowed for construction. The project was awarded to SpawGlass Civil Construction, Inc. with an original Contract Amount of \$1,242,510.00.

LOCATION: The project area was in various locations in North Houston. The project is located in various Key Map Grids.

CONTRACT COMPLETION AND COST: The Contractor, SpawGlass Civil Construction, Inc. has completed the Work under the subject Contract. The project was completed within the Contract time. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order No.1 and 2 is \$1,074,267.17, a decrease of \$168,242.83 or 13.54% under the original Contract Amount.

The decreased cost is a result of Change Order No. 1 and 2 and the difference between planned and measured quantities. This decrease is primarily a result of an underrun in Bid Item No. 5 - Plant 30 Gal. Tree, Bid Item No. 6 - Urban Forestry Monitoring, Bid Item No. 7 - 3/8" Checker Plate per plans detail, Bid Item No. 32 - Asphalt Concrete Pavement for Patching, which were not necessary to complete the work.

M/WBE PARTICIPATION: The M/WBE goal for this project was 12%. According to Affirmative Action and Contract Compliance Division, the participation was 5.73%. Contractor's M/WBE performance evaluation was rated satisfactory.

MSM:JTL/JS:PD:ha

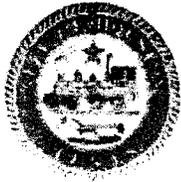
S:\E&C Construction\East Sector\PROJECTS\N-00646H-0002-4SSP O2\Closeout\RCA\Accept Work RCA.doc

c: Michael Ho, P.E. Velma Laws Craig Foster Waynette Chan Marty Stein File No. SB9185-02/21.0

REQUIRED AUTHORIZATION

CUIC ID# 20HA25

Finance Department Director:	Other Authorization:	Other Authorization:
		



CITY OF HOUSTON

Department of Public Works & Engineering

Street and Bridge/Stormwater Engineering and Construction Branch

PROJECT STREET LIST

Project Name : Neighborhood Sidewalk Program
Contractor : Spaw Glass Civil Construction, Inc.

Project No. : N-064671-02-3
Contract No. : 57190

Street	From Street	To Street	KEY MAP	Council District	Start Date	Comp Date	Status	Comments
Brownsville	Rouse	Lathrop	494D	H			Complete	
Colfax	Hoffman	Kress	494D	H			Complete	
Hablo	Lyons	Colfax	494D	H			Complete	
Hillsboro	Hoffman	Kress	494H	H			Complete	
Laredo	Rouse	N. Wayside	494D	H			Complete	
North Rouse	Corpus Christi	Eagle Pass	494D	H			Complete	
South Rouse	Hershe	Laredo	454D	H			Complete	
Woolworth	Lyons	Colfax	494D	H			Complete	

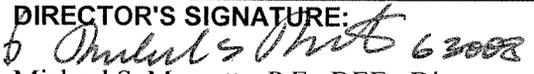
O: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for 54-inch Water Line along Dolly Wright from W. Montgomery to Acres Homes Pump Station. WBS No. S-000900-00A9-4

Page 1 of 1 Agenda Item # **12**

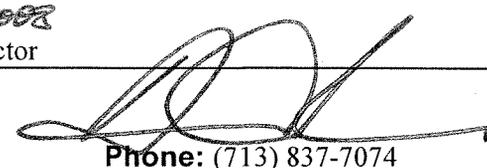
FROM (Department or other point of origin):
 Department of Public Works and Engineering

Origination Date: 7-24-08 **Agenda Date:** JUL 30 2008

DIRECTOR'S SIGNATURE:

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

Council Districts affected:
 B 

For additional information contact:
 J. Timothy Lincoln, P.E.
 Senior Assistant Director


Phone: (713) 837-7074

Date and Identification of prior authorizing Council Action:
 Ord. #2005-1313 dated 11/30/2005
 Ord. #2007-0300 dated 03/21/2007
 Motion #2007-0277 dated 03/21/2007

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$5,089,858.94, which is 10.42% over the original Contract Amount, accept the Work and authorize the final payment.

Amount and Source of Funding: Original appropriation of \$5,282,400.00 from Water and Sewer System Consolidated Construction Fund, Fund No. 755. Additional appropriation of \$315,499.05 from Water and Sewer System Consolidated Construction Fund, Fund No. 8500. **No additional appropriation required.**

Finance Department:

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: This project was part of the Surface Water Transmission Program (SWTP) and it will help the City meet groundwater well withdrawal criteria mandated by the Harris/Galveston Coastal Subsidence District (HGCS) and water quality parameters issued by the United States Environmental Protection Agency (USEPA).

DESCRIPTION/SCOPE: The project consisted of 1,847 linear feet of 54-inch water line, 1,352 linear feet of 30/36-inch yard piping, and 1,231 feet of 16-inch/24-inch well collection line. Lockwood, Andrews, & Newnam, Inc. designed the project with 180 calendar days allowed for construction. The project was awarded to BRH-Garver Construction, L.P. with an original Contract Amount of \$4,609,611.78.

LOCATION: The project is located along Dolly Wright from W. Montgomery to Acres Homes Pump Station. The project is located in Key Map grids 412-S & T.

CONTRACT COMPLETION AND COST: The Contractor, BRH-Garver Construction, L.P. has completed the Work under subject Contract. By Council Motion 2007-0277 (03/21/2007), Council approved Change Order No. 4 in the amount of \$231,635.47, which consisted of installation of the 36-inch Water Line Offset. The project was completed within the Contract Time with 387 additional days approved by Change Order Nos. 2, 4, 5 and 6. The final cost of the project, including overrun and underrun of estimated bid quantities, and Change Order Nos. 1 through 6 is \$5,089,858.94, an increase of \$480,247.16 or 10.42% over the original Contract Amount.

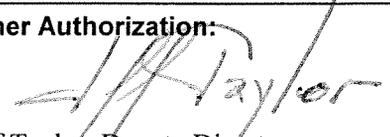
The increased cost is primarily a result of Change Order Nos. 4 and 5, which were necessary to complete the Work.

M/WBE PARTICIPATION: The M/WBE goal for this project was 17%. According to Affirmative Action and Contract Compliance Division, the actual participation was 11.82%. The Contractor achieved a "Satisfactory" rating for the M/WBE Compliance.

MSM:JTL:AR:JM:mq
 S:\E&C Construction\North Sector\PROJECT FOLDER\S-000900-00A9-4 (Dolly Wright)\close out\RCA\RCA_Closeout.DOC

5
 c: Velma Laws Michael Ho, P.E. File No. 10448-11- Closeout

REQUIRED AUTHORIZATION CUIC ID# 20MZQ040

F&A Director:	Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division	Other Authorization:  Engineering and Construction Division
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Summary of MWDBE Activities

Project Description/#: WA #10448-11 - Water line along Dolly Wright from W. Montgomery to Acres Homes. R-000900-00A9-4. #4600004924
 Prime Contractor: BRH-Garver Construction, L. P.. MWDBE Goal at award of contract: 17%
 Amount of Contract: **\$4,609,611.78** Change Orders: **\$480,247.16** Final Contract Amount : **\$5,089,858.94**
 Amount of MWDBE goal with change order: **\$865,276.02** MWDBE actual participation: 11.82%

**Original MWDBEs listed on RCA
& Letter of Intent**

Calicut, Inc.
 Municipal Marketing Systems, Inc.

MWDBEs Used:

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

**List of original MWDBE, that
were not used:**

Calicut, Inc.

REVISED ON 05/06/08

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

Per Mike Garver of BRH-Garver, Walter Calicut could not be reached and would not return phone calls or communicate with BRH-Garver so they assumed that he was not interested in the project. Calicut was originally slated for 13.3% of the contract. The prime added Precision Land Surveying, Lopez Brothers Trucking, and El Dorado Paving Company in an effort increase participation.

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

Per Walter Calicut, he was too busy to work on this project.

Approved by:


 Jean Abercrombie
 Contract Compliance Officer

Joseph Kurian, Division Manager
 Contract Compliance Section

April 3, 2008
 Date

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7977

Subject: Formal Bids Received for an Electric Man-Up Stock Picker for the Fire Department
S34-N22860

Category #
1 & 4

Page 1 of 1

Agenda Item

13-13A

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

Origination Date
July 10, 2008

Agenda Date

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
G-Holm

For additional information contact:
Karen Dupont Phone: (713) 859-4934
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$74,122.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve an award to Briggs Equipment on its low bid in the amount of \$74,122.00 for an electric man-up stock picker for the Fire Department.

Award Amount - \$74,122.00

Finance Budget

\$74,122.00 - Equipment Acquisition Consolidated Fund (Fund 1800)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$74,122.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800). It is further recommended that City Council approve an award to Briggs Equipment on its low bid in the amount of \$74,122.00 for an electric man-up stock picker for the Fire Department and that authorization be given to issue a purchase order. This stock picker will be used by the Fire Department at its supply warehouse located at 1205 Dart Street for receiving and issuing of supplies.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Six 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. Briggs Equipment	\$74,122.00
2. Crown Lift Trucks	\$79,889.40

This new stock picker will come with a full one-year/2000-hour manufacturer's warranty and the life expectancy is 10-years. It will replace an existing 23-year-old unit that has reached its life expectancy and will be sent to the Property Disposal Management Office for disposition.

Buyer: Larry Benka
PR No. 10050391

REQUIRED AUTHORIZATION

NDT

Finance Department:

Other Authorization:

Other Authorization:

ms

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024*

3,000 • 3,500 lbs

YALE NTA030-035SB man-up turret trucks incorporate state of the art design, advanced technology, optimal ergonomics design, and superior performance. These trucks are designed to exceed the demands of high density warehousing and are available in three (3) configurations:

- Seat Side Controls without Front Barrier
- Seat Side Controls with Front Barrier
- Center Console Controls with Front Barrier

"Right Fit" Operator's Compartment is designed to provide optimum comfort and productivity. A full suspension seat with vertical adjustment allows comfortable operation of the truck either sitting or standing. The NTA series design offers maximum clear space in the compartment, providing generous room for entry/exit, order picking, and all truck operations.

The cushioned floor mat provides comfort while operating the truck. Standard fans and lights, along with optional mirrors, enhance operator comfort and visibility.

Seat-side Joystick Controls provide for simultaneous operation of truck functions. The operator can simultaneously control travel, cabin lift/lower, and fork lift/lower. Additionally, a single push button allows synchronized control of fork rotation, centering, and traversing.

The Right Hand Joystick Control provides all travel functions, lift/lower for the main mast, horn, push Off/On button for the wire guidance, and an optional lift or traverse stroke override.

The Left Hand Joystick Control provides the traverse/rotate for the auxiliary mast, load handling, forks forward synchronization, and an auxiliary fourth function.

The controls are designed to be used in all operating positions: sitting, leaning, order picking, and driving in the fork trailing direction. The unique joystick pod is mounted with a robust 4-bar linkage to retain the joystick ergonomic orientation in any position. The controls are settable for overall height and reach in relation to seat height, overall width, and orientation of console angle for order picking or standing positions.

Left and right polyurethane armrests are infinitely adjustable for height and width on a single pivot-by-gas spring, adjustable for width by index position, and infinite adjustment for console angle from horizontal to vertical planes by gas spring.

The joysticks are ergonomically oriented toward the operator for natural hand and arm position.

The Frame features a fully welded underside and box section designed to optimize structural rigidity and strength; hence, minimizing frame twist. The rear frame has an upper box section to tie the mast to the rear frame. This helps improve mast rigidity. The frame also features a removable bumper plate section for service access to the drive wheel and other modular components.

AC Motors include traction, main hydraulics, auxiliary hydraulics, and steer. AC motor technology delivers high motor efficiency, powerful acceleration, braking torques, and fast travel speed performance. A speed sensor built into the motor provides feedback to the control system, allowing motor speed and direction to be continuously monitored. A thermal protection system controls the power delivered to the motor.

CANbus Technology streamlines communications between truck systems through one main master controller. Dash display and traction controller are controlled via the CANbus network. A PC interface is provided for Certified Yale technicians to help reduce diagnostic time and properly diagnose mechanical and/or electrical failures. In addition, the CANbus controller reduces wiring by 40% and electrical connections by 25%, resulting in improved reliability and improved visibility through the mast.

Yale Two-stage and Three-stage Masts feature high strength steel construction. Featuring exceptional rigidity, these stiff, heavy-duty tri-form and quad-form masts provide stability up to 55 feet. For optimized performance, Yale NTA-030SB and NTA-035SB trucks provide Smart-Glide™ continuous height sensing, and speed to height to weight control, which increases performance with light loads.

Load Handler consists of the upright section (auxiliary mast) and turret head (rotator, pantograph carriage, slack chains, and forks). The auxiliary mast section connects to the cabin via the upper and lower rack mounts. A large center load roller holds the weight of the structure on the lower rack. Horizontal load rollers on the transmission shaft maintain the correct spacing of the pinion gears to the rack teeth. Eccentric type follower rollers hold the front end tight to the rack and keep it aligned. The hydraulic hoses and electric cable route through a plastic chain over the cabin roof directly to the hydraulic block. This hydraulic block is flange mounted to a hydraulic motor which governs the lateral movement. The hydraulic block divides the flow between the translate and hoist cylinder and the hydraulic block on the turret head. A hydraulic block on the turret head divides the flow between rotate, pantograph, and optional fork spreader. The two hydraulic blocks communicate through a load sensing circuit to intelligently govern the hydraulic functions when combined.

Hydraulics and Motor Compartment

The modular components in the motor compartment include the hydraulic tank, the main electric panel,

two pump-motor assemblies, the main hydraulic block, fans, and the master drive unit assembly. Also located in the compartment are the master drive unit, drive wheel, traction motor, brake, and steer motor.

Each motor controller is mounted directly above the related component. Wiring is hidden to the back and conveniently bundled for simplicity. The main hydraulic block is mounted on a locking pivot to allow full access to the pump motor located behind. The electric panel features switches for remote lift/lower and for translate left/right of the trilateral attachment. The hydraulic block features a manual lowering valve. The hydraulic tank features a large site tube for measuring the oil level. The steer motor features an end head screw to turn manually. An open hood sensor disables traction when the hood is opened.

The hydraulic system also features a pressure side filtration system (with clog indicators) which minimizes contamination in the active hydraulic system.

Auto Deceleration System automatically slows/stops the truck at any height when the throttle is released; minimizing brake usage requirements and reducing associated brake wear costs.

Parking Brake is spring applied and electrically released. It is mounted on top of the drive-motor armature shaft. Service braking is accomplished by plugging the truck which provides an extremely smooth, controlled stop.

Electronic Power Steering provides low effort. Located on the console, the system provides precise, responsive steering (self-centering at start-up). Motor speed is reduced through a planetary gear box.

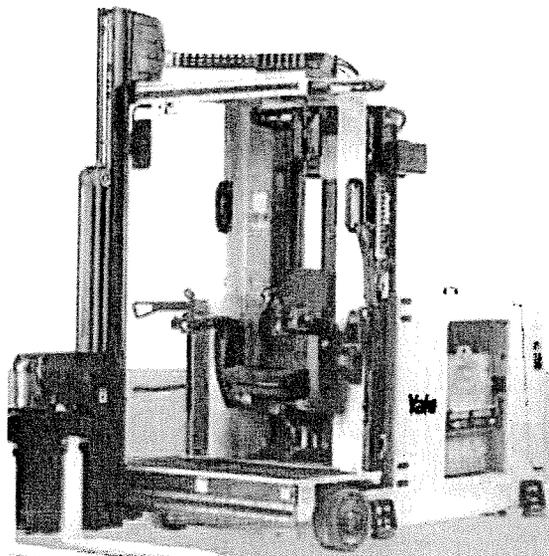
Convenience Service Access to all motors and controllers is provided through a one-piece hood, conveniently located in the rear of the truck. Constructed of reinforced steel, the hood can be opened while the truck is in the warehouse aisle. Battery maintenance is also simplified through unobstructed top access.

NTA Load and Drive Tires are made of polyurethane construction. A removable plate provides easy access to the drive tire.

The **NTA** is available with variety of configurations. Optional platforms, outriggers, attachments, and guidance allow customization to the application.

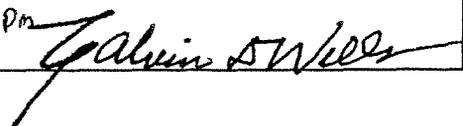
Options

- Electronic-wire Guidance
- Rail Guidance
- Low-profile Rail Guidance
- Rear-view Mirrors
- RF Terminal Hook-up and Bracket
- Freezer Conditioning
- Platform Widths and Attachments
- Fork Positioner
- Smart Steer Self-centering System
- Load Weight Sensing
- Freezer Cab
- Shuttle Table

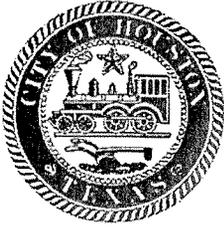


Truck shown with optional equipment

R

SUBJECT: Purchase of Dell® computer equipment and peripheral components through the City's Master Agreement with Texas Department of Information Resources (DIR) for the Public Health Information Network (PHIN) Portal project		Category #	Page 1 of 1	Agenda Item # 14
FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services		Origination Date 7-24-08	Agenda Date JUL 30 2008	
DIRECTOR'S SIGNATURE: 		Council District affected: ALL		
For additional information contact: Kathy Barton Telephone: 713-794-9998 ; 713-826-5801		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) A motion approving the purchase of Dell® computer equipment and peripheral components in the total amount of \$117,342.13 through the City's Master Agreement with Texas Department of Information Resources (DIR) for the Public Health Information Network (PHIN) Portal project.				
Amount of Funding: \$117,342.13 Federal State Local-Pass Through Fund (5030)		F&A Budget:		
SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)				
SPECIFIC EXPLANATION: <p>The Houston Department of Health and Human Services (HDHHS) recommends that City Council approve the purchase of Dell® computer equipment and associated peripheral components in the total amount of \$117,342.00 through the City's Master Agreement with the Texas Department of Information Resources (DIR) and that authorization be given to issue a purchase order to the DIR's Go Direct Vendor, Dell Marketing L.P. The main components of this purchase consist of fifteen (15) blade servers, one tape library, and a 24 port switch (connectivity switch).</p> <p>The computer equipment is being purchased for the PHIN Portal project. The PHIN Portal project is designed to be a centralized high-capacity syndromic surveillance system portal that will be accessible by the local health departments. This portal will be a repository for syndromic systems that may include, but is not limited to Real-time Outbreak Disease Surveillance (RODS), Biosense, and Electronic Surveillance System for the Early Notification of Community-Based Epidemics (ESSENCE).</p> <p>The presence of a state-wide surveillance system has been a CDC preparedness goal for Texas for many years. This system will provide a turnkey service for local health departments, offered on the Application Service Provider (ASP) model. The equipment and software will be installed at the Texas Network Security Operations Center (NSOC) within the racks managed by the Texas Association of Local Health Officials (TALHO). TALHO maintains a Wide Area Network (WAN) which connects all local health departments that participate in public health preparedness. By installing this equipment at the core of this network and implementing syndromic surveillance software/databases on this equipment, all health departments will have easy access to syndromic surveillance services which will improve reporting turnaround and availability of surveillance data and improve documentation and shared understanding of business processes used for syndromic surveillance.</p>				
cc: Finance & Administration Agenda Director				
REQUIRED AUTHORIZATION				
F&A Director	Other Authorization: 		Other Authorization:	

15



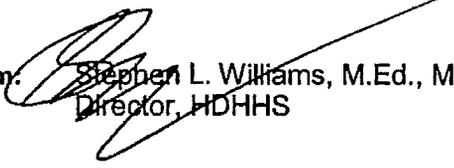
CITY OF HOUSTON

Health and Human Services

Interoffice

Correspondence

To: Marty Stein
Agenda Director

From:  Stephen L. Williams, M.Ed., M.P.A.
Director, HDHHS

Date: July 25, 2008

Subject: Two HDHHS Items For Council
Consideration that Can Not be Tagged
Due to the Grant Deadline

This correspondence is to advise you about two items on next week's City Council agenda that cannot be tagged due to the expiration of the grant that is funding them. On May 6, 2008, the Office of Surveillance and Public Health Preparedness Division (OSPHP) of the Houston Department of Health and Human Services (HDHHS) was awarded one-time, discretionary funding under its Public Health Emergency Preparedness grant from the Texas Department of State Health Services which expires on July 31, 2008. Therefore, the funds for two of HDHHS' items on next week's agenda must be encumbered by July 31, 2008 in order for the department to take advantage of the discretionary funds provided for these two components under the grant.

One of the items on the agenda is a contract between the City of Houston and the University of Pittsburgh ("University"), which is a sole source vendor. This contract is a research agreement that requires the University to perform academic research and develop a computer system to expand the City's Real Time Outbreak Disease Surveillance System. Although HDHHS began negotiations with the University upon notice of receipt of the discretionary funds, the extensive negotiations coupled with the short grant period resulted in this item's delay in being placed on the City Council agenda.

The other item on the City Council agenda is the purchase of Dell computer equipment through the City's Master Agreement with the Texas Department of Information Resources (DIR). This item originally appeared on the July 23rd Council agenda, but was pulled due to a posting error.

After the discretionary funds were awarded, HDHHS made a presentation to the Council Committee on Human Services and Technology Access on June 2, 2008 regarding its the spending plan for the funds. HDHHS' plan was approved by the Committee and we have since been working diligently to fulfill the plan.

We will be available to answer any questions regarding both of these agenda items.

Thank you for your consideration in this matter.

SUBJECT: Approve an ordinance authorizing the reallocation of commercial paper program amounts from the General Obligation Commercial Paper Notes, Series D		Category	Page 1 of 2	Agenda Item 15
FROM (Department or other point of origin): Finance Department		Origination Date July 16, 2008	Agenda Date JUL 30 2008	
DIRECTOR'S SIGNATURE: Michelle Mitchell <i>Michelle Mitchell</i>		Council District(s) affected: ALL		
For additional information contact: Charles Leal Phone: 713-837-9892 Webb Mitchell Phone: 832-393-8051		Date and identification of prior authorizing Council action: 6/5/02 2002-465; 5/28/03 2003-505; 10/8/03 2003-0937; 5/5/04 2004-404; 9/8/2004 2004-944; 10/5/05 2005-111; 8/2/2006 2006-0805		
RECOMMENDATION: That City Council approve an ordinance authorizing the reallocation of commercial paper program amounts from the General Obligation Commercial Paper Notes, Series D				
Amount and Source of Funding: N/A		Finance Budget:		
SPECIFIC EXPLANATION:				
<p>In 1993, City Council authorized commercial paper programs to provide appropriation capacity and on-time funding for capital projects during construction phases. The commercial paper notes are later refinanced to long-term fixed rate public improvement bonds with amortizations that match the useful life of the projects being financed.</p> <p>On June 5, 2002, City Council approved the Series D Commercial Paper Notes ("Series D Notes") with an initial authorization of \$165 million to provide appropriation capacity and funding for the implementation of the \$776 million 2001 Bond Election approved by voters on November 6, 2001. Subsequent Council actions have increased Series D Notes authorization to a current level of \$500 million. When that authorization was nearly exhausted, Council authorized the creation of the Series G Commercial Paper notes in 2006 to support the remaining \$276 million authorized from the 2001 bond election.</p> <p>In December of 2007, the City refunded \$65.5 million of the Series D Notes as part of the City of Houston, Public Improvement Bond Issuance, Series 2007, and therefore created \$65.5 million of capacity within the Series D Notes. In February 2008, Council authorized that capacity for appropriation and funding of the initial implementation of the 2006 Bond Election, with an allocation described on the following page.</p> <p>By authorizing this reallocation of the 2006 Series D Note capacity, Council will allow more efficient utilization of the commercial paper program to meet anticipated appropriation needs until additional commercial paper capacity can be created. The recommended reallocation described on the following page will better support implementation of the adopted FY2009 CIP. This reallocation does not affect amounts authorized under either the 2001 or 2006 Bond Election, nor will it change specific projects. At a later date, Council will be requested to create additional commercial paper capacity for the 2006 Bond Election as this \$65.5 million of capacity and the 2001 Bond Election authorization is expended.</p>				
REQUIRED AUTHORIZATION				
Finance Director:	Other Authorization:	Other Authorization:		

2006 Voter Authorized Obligations, Series D (in thousands)

<u>Program and Department</u>	<u>2006 Election Authorization</u>	<u>Approved by City Council for CP Issuance</u>	<u>Proposed CP Reallocation</u>	<u>New CP Allocation</u>
Streets, Bridges and Storm Drainage	\$320,000	\$18,000	(9,500)	\$8,500
Public Safety (Police and Fire)	135,000			
Fire		500	2,500	3,000
Police		5,000	15,500	20,500
Parks and Recreation	55,000	12,750	(3,750)	9,000
General Permanent Improvements	60,000			
General Government		11,300	(4,750)	6,550
Facilities				
Public Health Facilities		5,000		5,000
Solid Waste		0		0
Management Facilities				
Public Libraries	37,000	12,000		12,000
Low Income Housing	18,000	1,000		1,000
Total	\$625,000	\$65,550		\$65,550

"CP" is commercial Paper

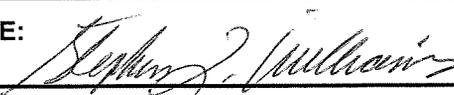
cc: Marty Stein, Arturo Michel

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance approving a contract with City Hall Fellows, Inc. to administer a working fellowship program for college graduates		Page 1 of 1	Agenda Item # 17
FROM (Department or other point of origin): Finance Department		Origination Date July 21, 2008	Agenda Date JUL 30 2008
DIRECTOR'S SIGNATURE:  Michelle Mitchell, Director, Finance Dept.		Council District affected: All	
For additional information contact: Rogene Gee Calvert Phone: (832) 393-0982 (832) 226-1707 cell		Date and identification of prior authorizing Council action: None	
RECOMMENDATION: (Summary) Approve an Ordinance authorizing a contract with City Hall Fellows, Inc. (CHF) for the implementation of the City Hall Fellows Program with the City of Houston; providing a maximum contract amount.			
Amount and Source of Funding: \$286,000 General Fund (1000)			
SPECIFIC EXPLANATION: City Hall Fellows, Inc. (CHF) is a non-profit organization organized in California and authorized to do business in Texas. CHF has developed a program for recent college graduates to gain meaningful work experience and training in the history, politics and governance of cities, the mechanics of local government operations and urban policy issues as they consider careers in public service. The program is modeled after New York City's highly successful Urban Fellows program, which has been in existence for 40 years. In a collaborative effort of the Mayor's Office and various City Departments, ten fellows have been selected to participate in the City's inaugural program, coming from colleges in and outside of Houston. These fellows represent a variety of majors, gender, and racial/ethnic backgrounds, and all have a connection to Houston. The term of the fellowship is one year. It is hoped that the fellows will consider an on-going public service careers with the City of Houston upon completion from the program. The maximum contract amount is \$286,000, which CHF will use to pay a \$25,000 stipend and a \$3,600 benefit allowance per fellow. To ensure the success of this program, CHF will supply, at their own expense, two part-time coordinators to provide administrative and training support, working in cooperation with COH departments.			

SUBJECT: An ordinance approving a Research Agreement with the University of Pittsburgh to perform academic research and develop a computer system to expand the City's Real Time Outbreak Disease Surveillance (RODS) System	Category #	Page 1 of 1	Agenda Item # 18
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FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	Origination Date 7-24-08	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE: 	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 713-794-9998 ; 713-826-5801	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Approval of an ordinance to Enter into a Research Agreement with the University of Pittsburgh to Perform Academic Research and Develop a Computer System to expand the City's RODS Surveillance System

Amount of Funding: \$316,308.00 Federal State Local-Pass Through Fund (5030)	Budget:
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SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of a research agreement with the University of Pittsburgh (the "University") to perform academic research and develop a computer system to integrate Emergency Response Data (EMS) and environment data with the City's existing RODS system. The total contract amount of the agreement is \$316,308.00. The University is a sole source vendor.

Early event detection (EED) is the ability to detect, at the earliest possible time, events that may signal a public health emergency. EED is comprised of case and suspect case reporting along with statistical analysis of health-related data. EED is a priority for public health preparedness and this project will substantially increase the capabilities of the existing EED system in Houston and the surrounding areas.

The University will increase the use and expand the scope of EED in Houston with the integration of the EMS and environmental quality data in RODS because the integration of additional data sources into RODS will improve detection capabilities of the surveillance system which will shorten the response time to potential outbreaks or health hazards.

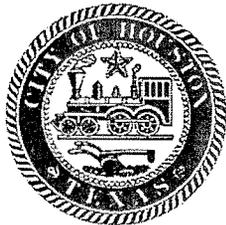
The University will also advise HDHHS regarding connecting 10 additional hospitals to the existing Houston RODS.

The integration of EMS data into RODS will significantly improve HDHHS' coverage of acute health care needs.

cc: Finance & Administration
 Legal Department
 Agenda Director

REQUIRED AUTHORIZATION

Director	Other Authorization:	Other Authorization:
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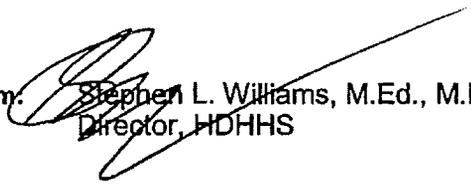
CITY OF HOUSTON

Health and Human Services

Interoffice

Correspondence

To: Marty Stein
Agenda Director

From:  Stephen L. Williams, M.Ed., M.P.A.
Director, HDHHS

Date: July 25, 2008

Subject: Two HDHHS Items For Council
Consideration that Can Not be Tagged
Due to the Grant Deadline

This correspondence is to advise you about two items on next week's City Council agenda that cannot be tagged due to the expiration of the grant that is funding them. On May 6, 2008, the Office of Surveillance and Public Health Preparedness Division (OSPHP) of the Houston Department of Health and Human Services (HDHHS) was awarded one-time, discretionary funding under its Public Health Emergency Preparedness grant from the Texas Department of State Health Services which expires on July 31, 2008. Therefore, the funds for two of HDHHS' items on next week's agenda must be encumbered by July 31, 2008 in order for the department to take advantage of the discretionary funds provided for these two components under the grant.

One of the items on the agenda is a contract between the City of Houston and the University of Pittsburgh ("University"), which is a sole source vendor. This contract is a research agreement that requires the University to perform academic research and develop a computer system to expand the City's Real Time Outbreak Disease Surveillance System. Although HDHHS began negotiations with the University upon notice of receipt of the discretionary funds, the extensive negotiations coupled with the short grant period resulted in this item's delay in being placed on the City Council agenda.

The other item on the City Council agenda is the purchase of Dell computer equipment through the City's Master Agreement with the Texas Department of Information Resources (DIR). This item originally appeared on the July 23rd Council agenda, but was pulled due to a posting error.

After the discretionary funds were awarded, HDHHS made a presentation to the Council Committee on Human Services and Technology Access on June 2, 2008 regarding its the spending plan for the funds. HDHHS' plan was approved by the Committee and we have since been working diligently to fulfill the plan.

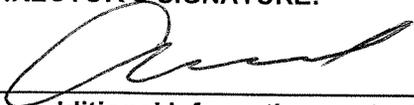
We will be available to answer any questions regarding both of these agenda items.

Thank you for your consideration in this matter.

REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance approving and authorizing a contract for legal services with Denton, Navarro, Rocha & Bernal, P.C., for legal representation of the City of Houston during collective bargaining contract negotiations with Local 341 of the Houston Professional Firefighters Association.		Page 1 of	Agenda Item # 19
FROM (Department or other point of origin): Legal Department		Origination Date 7/24/08	Agenda Date JUL 30 2008
DIRECTOR'S SIGNATURE: Arturo G. Michel, City Attorney		Council District affected: ALL	
For additional information contact: Connie Acosta, Labor Division Phone: (832) 393-6305		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) That Council approve and authorize an Ordinance authorizing a contract for legal services between the City of Houston and Denton, Navarro, Rocha & Bernal, P.C., in connection with the Collective Bargaining Agreement negotiations between the City of Houston and the Houston Professional Firefighters Association Local 341.			
Amount and Source of Funding: Maximum amount of this contract is \$115,500			
SPECIFIC EXPLANATION: The City of Houston (the "City") is seeking legal services from the law firm of Denton, Navarro, Rocha & Bernal, P.C., ("Denton, Navarro" or the "Firm") for Collective Bargaining negotiations on behalf of the City with the Houston Professional Firefighters Association Local 341. Lowell Denton, a principal of the Firm, will act as the City's Lead Negotiator working with the City's negotiating team during the negotiations for the second Collective Bargaining Agreement. Mr. Denton and other members of the firm in his stead will attend meetings and participate in conference calls with the City's team to evaluate, obtain, and prepare information for the bargaining process. The Firm will draft the agreement, consistent with the usual Ground Rules for negotiations agreed by both sides. The Firm will designate an alternate lead negotiator to meet the City's scheduling needs and expectations if necessary in Mr. Denton's absence. While Denton, Navarro ably represented the City in prior collective bargaining negotiations with the Firefighters, they continue to offer ideas on improving the bargaining process. The lawyers sought to be hired are experienced and highly capable as subject matter experts who have a close familiarity with the issues and the agreement terms in most, if not all, Texas cities. Furthermore, the Firm has achieved success on behalf of the City in previous collective bargaining negotiations with Local 341, resulting in the current Collective Bargaining Agreement. The contract is for a maximum of \$115,500.00 .			
REQUIRED AUTHORIZATION			
Other Authorization:	Other Authorization:	Other Authorization: NDT	
	<i>Philip B...</i>		

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

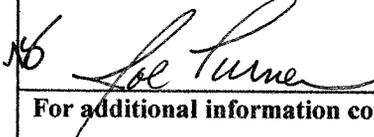
SUBJECT: Contract with Title Data, Inc. for a subscription agreement allowing access to and use of its Title Plant and Image Library for Harris County, Texas.		Category #	Page 1 of 1	Agenda Item # 20
FROM (Department or other point of origin): Legal Department		Origination Date July 24, 2008		Agenda Date JUL 30 2008
DIRECTOR'S SIGNATURE: 		Council District affected: All		
For additional information contact: Donna Edmundson Phone: 832.393.6268		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Adopt an ordinance approving a contract with Title Data, Inc. for a subscription agreement allowing access to and use of its Title Plant and Image Library for Harris County, Texas.				
Amount and Source of Funding: \$104,900.00 Initial Allocation \$600,000.00 Maximum Contract Amount		F & A Budget		
SOURCE OF FUNDING: General Fund (1000)				
SPECIFIC EXPLANATION: The City Attorney recommends entering into an agreement with Title Data, Inc. to enable the City to access and use Title Data's Title Plant and Image Library for Harris County, Texas. The City uses this title information to aid Neighborhood Protection in enforcing the City's ordinances pertaining to substandard or dangerous buildings; to pursue deed restriction violations and illegal dumping cases; and to acquire title instruments for eminent domain and right-of-way acquisitions. The City's Legal Department requires continued access to Title Data's Title Plant and Image Library for Harris County, Texas. The submitted contract provides for access to such services for the period beginning July 30, 2008. This contract is being awarded to Title Data, Inc. because of the proprietary computerized database available from the firm. Until last week, the City accessed title information through a contract with Chicago Title. Chicago Title does not own the actual database from which this information comes; but rather it subcontracted with the City to provide access through Chicago Title's contract with Title Data. Title Data has given notice that access to the database must be authorized by direct contract with it. The contract with Chicago Title is being terminated and the remaining funding in it will be utilized for the Title Data Contract. The City Attorney recommends that the City Council adopt an ordinance awarding the contract to Title Data, Inc. as quickly as reasonably possible in order to allow the City to resume doing title searches.				
REQUIRED AUTHORIZATION				
Other Authorization:	Other Authorization:	Other Authorization:	Other Authorization:	Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Ordinance authorizing Parks and Recreation Department to use grant funds for the acquisition of 9.7 acres from Buffalo Bayou Partnership and Trust for Public Land for future park and/or trail development and appropriating funds for title insurance and closing costs.	Category #	Page 1 of 1	Agenda Item 21
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FROM (Department or other point of origin): Houston Parks and Recreation Department	Origination Date: July 18, 2008	Agenda Date: JUL 30 2008
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DIRECTOR'S SIGNATURE: Joe Turner, Director 	Council District(s) affected: H
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For additional information contact: ✓ Daniel Pederson, 713-865-4507 Karen Cullar, 713-865-9344 Michael Jacobs 832-393-6279	Date and Identification of prior authorizing Council Action: July 13, 2005 Ord. #2005-895 December 19, 2007 Motion #2007-1250
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RECOMMENDATION: (Summary):

Approve Ordinance authorizing Parks and Recreation Department to acquire 2.8 acres from the Trust for Public Land, a non-profit corporation, and 6.9 acres from Buffalo Bayou Partnership, a non-profit corporation, for future park and/or trail development using \$1,171,788 in grant funds from the National Oceanic & Atmospheric Administration (NOAA) Coastal and Estuarine Land Conservation Program (CELCP) awarded in 2005 for this purpose and appropriating \$10,000 from Parks Special Fund 4012 for title insurance and closing costs.

Amount of Funding: \$1,171,788 Fund 5000; Grant #36000027-2006 (NOAA CELCP Grant Funds) \$10,000 Fund 4012 Parks Special Fund	F&A Budget:
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SPECIFIC EXPLANATION:

The Houston Parks and Recreation Department recommends Council approve an Ordinance authorizing the City to acquire 9.7 acres of land on Buffalo Bayou and Japhet Creek near Lockwood Drive for future park and/or trail development using \$1,171,788 in grant funds awarded September 2005 by the National Oceanic & Atmospheric Administration (NOAA) Coastal Estuarine Land Conservation Program (CELCP) for this purpose.

The NOAA CELCP awarded the Houston Parks and Recreation Department a \$1,171,788 grant to purchase land in the Buffalo Bayou – Lockwood corridor. The acquisition project funded by the grant is made up of five parcels totaling 9.7 acres. Two are located on the south bank of Buffalo Bayou between Lockwood Drive and Tony Marron Park. Three parcels are located along Japhet Creek just east of Hirsch Drive at Clinton Road.

The Buffalo Bayou Partnership (BBP) is the City’s partner in this project providing \$1,171,788 in donated land to meet the required match. The Trust for Public Land (TPL) holds ownership of one of the parcels in this acquisition and has been the principal in the land transactions handling the negotiations and completing all necessary due diligence.

The Buffalo Bayou Partnership will convey four parcels to the City through a donative sale (land value far exceeds the purchase price) using \$863,199 of the NOAA grant funds. Trust for Public Land will convey the fifth parcel to the City for \$250,000 of the NOAA grant funds; additional grant funds in the amount of \$58,589 will be used to reimburse TPL for a portion of due diligence costs incurred as allowed by the grant.

The Houston Parks and Recreation Department recommends Council authorize the appropriation of \$10,000 from Fund 4012, Parks Special Fund, for title insurance and closing costs.

REQUIRED AUTHORIZATION

F&A Director: NA	Other Authorization:	Other Authorization:
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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7917

Subject: Approve an Ordinance Awarding a Contract for Legal Duplicating and Litigation Support Services for the Legal Department S39-L22829

Category #
4

Page 1 of 2

Agenda Item

22

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

Origination Date
June 11, 2008

Agenda Date
JUL 30 2008

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
1

For additional information contact:
Paula Harris Phone: (713) 247-1475
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to Discovery Services of Texas, Inc. in an amount not to exceed \$143,351.40 for legal duplicating and litigation support services for the Legal Department.

Maximum Contract Amount: \$143,351.40

Finance Budget

\$143,351.40 - Property & Casualty Fund (1004)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, to Discovery Services of Texas, Inc. in an amount not to exceed \$143,351.40 for legal duplicating and litigation support services for the Legal Department. 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. Twenty-seven prospective bidders downloaded the solicitation document from SPD's e-bidding website and seven bids were received as outlined below:

<u>Company</u>	<u>Total Amount</u>
1. Discovery Services of Texas, Inc.	\$143,351.40
2. The Document Group, Inc.	\$305,592.13
3. Copy Source One, Ltd.	\$348,411.65
4. Innovative Legal Solutions, Inc.	\$403,723.77
5. Awfod & Strong, LLC.	\$687,445.80
6. Momentum Document Services	\$765,513.05
7. C2 Legal of Houston	\$920,890.68

- Due to the disparity between the bids, Strategic Purchasing spoke with a representative of Discovery Services of Texas, Inc. to discuss the scope of work for this contract. Discovery Services of Texas, Inc. confirmed, in writing, that its bid includes all costs associated with performing the work called for in the scope of work. Based on the aforementioned, Strategic Purchasing is confident that the recommended company can perform the specified work for the bid price. In addition, Discovery Services of Texas, Inc. is the incumbent and has performed satisfactorily over the past five years.

The scope of work requires the contractor to provide all labor, materials and transportation necessary to perform legal duplicating and litigation support services. Services to be provided include document

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

AKT

Date: 6/11/2008	Subject: Approve an Ordinance Awarding a Contract for Legal Duplicating and Litigation Support Services for the Legal Department S39-L22829	Originator's Initials LW	Page 2 of 2
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reproduction of original evidentiary documents, numbering, binding/finishing, exhibit enlargements, electronic media duplication, and image scanning with optical character reader feature.

M/WBE Subcontracting:

This invitation to bid was issued as a goal-oriented contract with a 5% M/WBE participation level. **Discovery Services of Texas, Inc.** has designated the below-named company as its certified M/WBE subcontractor.

<u>Name</u>	<u>Type of Work</u>	<u>Amount</u>
Tejas Office Products	Office Supplies	\$7,168.00

The Affirmative Action Division will monitor this contract.

Department	FY'09	Out Years	Total Amount
Legal	\$40,000.00	\$103,351.40	\$143,351.40
Grand Total			\$143,351.40

Buyer: Latrice Williams

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Design-Build Contract with Clark Design/Build, LLC for Phase One Design and Construction of Roof Repairs, Moving Walkways and FIS Elevators in Terminal D at George Bush Intercontinental Airport/Houston (IAH), Project No. 500L (WBS # A-000483-0001-4-01)	Category # 7	Page 1 of 2	Agenda Item # 23
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FROM (Department or other point of origin): Houston Airport System	Origination Date July 9, 2008	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: B
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For additional information contact: Eric R. Potts <i>[Signature]</i> Phone: 281-233-1999 John S. Kahl <i>[Signature]</i> 281-233-1941	Date and identification of prior authorizing Council action: N/A
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AMOUNT & SOURCE OF FUNDING: CIP No. A-0483.16/18/19/20 \$13,366,000.00 Arpt Improvemt Fd (8011) CIP No. A-0422.57 \$ 220,500.00 Arpt Improvemt Fd (8011) Total: \$13,586,500.00	Prior appropriations: N/A
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RECOMMENDATION: (Summary)
Enact an ordinance to award a design-build contract to Clark Design/Build, LLC, for Phase One design and construction of roof repairs, moving walkways and FIS elevators in Terminal D at George Bush Intercontinental Airport/Houston (IAH) and appropriate the necessary funds to finance this project.

SPECIFIC EXPLANATION: On April 4, 2007, City Council approved a motion giving the Director of the Houston Airport System (HAS) the authority to determine which alternative project delivery method for construction projects provides the best value for the City, as set forth in Chapter 271, Subchapter H of the Texas Local Government Code. Due to the specialized nature of the construction for this project, it was determined that the design-build method would provide the best value for the City.

On September 7, 2007, HAS issued a Request for Qualifications (RFQ). Three (3) teams responded (Diamond/STOA, Clark Design/Build, LLC and Austin/AECOM). A selection committee, comprised of HAS personnel, interviewed all three (3) teams and selected Clark Design/Build, LLC as the most qualified respondent based on the following criteria: experience, technical approach, past performance, safety performance, and quality assurance programs.

HAS recommends that City Council award a Design-Build contract to Clark Design/Build, LLC to provide professional architectural, engineering and construction services for Terminal D roof repairs and delivery and installation of three moving walkways and additional FIS elevators. The requested appropriation is for Phase One, which provides for the project design and engineering necessary to produce drawings, specifications, and procurement documents for bidding and permit purposes. The construction component under Phase One provides for pre-construction services, complete roof replacement, and the delivery and installation of three moving walkways. Upon completion of Phase One, a second request for appropriation will be presented to City Council for Phase Two of the project.

PROJECT LOCATION: Terminal D at George Bush Intercontinental Airport/Houston (IAH)

PROJECT SUMMARY The project will be delivered in two phases over a 9 - 18 month time frame. Phase One Design provides for professional architectural and engineering services for the roof replacement, moving walkways and elevators. Phase One Construction provides for long lead equipment procurement, installation of the moving walkways and replacement roofing on Terminal D. Phase Two Construction will require a separate appropriation request that will provide for the balance of project deliverables in connection with the installation of FIS elevators.

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:

Date July 9, 2008	Subject: Design-Build Contract with Clark Design/Build, LLC for Phase One Design and Construction of Roof Repairs, Moving Walkways and FIS Elevators in Terminal D at George Bush Intercontinental Airport/Houston (IAH), Project No. 500L (WBS # A-000483-0001-4-01)	Originator's Initials JBC	Page 2 of 2
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ENGINEERING TESTING SERVICES CONTRACT: Engineering testing services for this phase of the project will be provided by DAE and Associates Ltd, under Contract No. 53703.

PROJECT COST: The total amount to be appropriated for Phase One services is as follows:

\$12,600,000.00	Construction Contract Services
\$ 630,000.00	5% Contingency
\$ 10,000.00	Engineering and Testing Services
\$ 126,000.00	1.0% Overhead and Salary Recovery for City Department
<u>\$ 220,500.00</u>	1.75% Civic Art Program, Ordinance No 2006-731 as amended
\$13,586,500.00	TOTAL APPROPRIATION

MBE/WBE/SBE Participation: The contract has a 15.6% WBE participation and an 11.3% MBE participation, which comprises a total of 26.9 % of the Design Contract Price and will be met by the following certified firms:

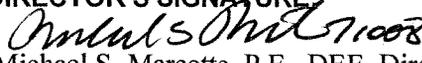
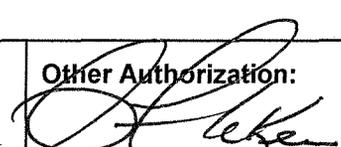
<u>Firm</u>	<u>Type of Work</u>	<u>Amount</u>	<u>Percent of Contract</u>
Henderson & Rogers (WBE)	Structural Design	\$225,000.00	15.6%
Jones Engineers, L.P. (MBE)	Mechanical Electrical Plumbing	\$163,000.00	11.3%
	Total:	\$388,000.00	26.9%

RMV:ERP:JSK:JBC

- cc: Ms. Marty Stein
Mr. Anthony W. Hall Jr.
Mr. Arturo G. Michel
Ms. Velma Laws
Mr. Richard M. Vacar
Mr. Eric R. Potts
Mr. Tom Barlett
Mr. David Arthur
Ms. Kathy Elek
Mr. Aleks Mraovic
Mr. J. Goodwille Pierre
Ms. Ellen Erenbaum
Mr. John S. Kahl
Mr. Carlos Ortiz
Mr. Adil Godiwalla
Mr. John Silva
Mr. Frank D. Crouch
Mr. Jeff Cruzen
Ms. Marlene McClinton
Ms. Janice D. Woods
Ms. Cynthia Saldana

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Indemnity and Maintenance Agreement for Right-of-Way Improvements between the City of Houston and the Westchase District.		Category	Page 1 of 1	Agenda Item # 24
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date		Agenda Date JUL 30 2008
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director		Council District affected: G, F		
For additional information contact:  Carol A. Ellinger, P.E. Phone: (713) 837-7658 Senior Assistant Director		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) It is recommended that City Council pass an ordinance authorizing an Indemnity and Maintenance Agreement between the City of Houston and the Westchase District.				
Amount and Source of Funding: N/A				F&A Budget:
PROJECT NOTICE/JUSTIFICATION: The Westchase District was created by the property owners of Westchase in 1995. The District, which encompasses about 4.2 square miles, focuses on public safety, economic development, beautification, and mobility. The District has entered into various contracts for improvements to the public right-of-way and a maintenance agreement is required to address these improvements.				
DESCRIPTION/SCOPE: The improvements installed by the District include street furniture, landscaping, irrigation systems, brick pavers, street signs, plantings, way finding signs, and various enhancements to the streetscape.				
LOCATION: The improvement area is located in an area bounded by Westhiemer to the north, Gessner to the east, Bellaire to the south, and Wilcrest to the west. The Key Map reference grids are: 489 Y,Z; 490 S, W; 529 C,D,G,H; and 530 A,E.				
SCOPE OF THIS AGREEMENT: The City, through the Municipal Code of Ordinances, requires abutting property owners to maintain improvements in the public right of way including trimming trees, controlling weeds between the private property line and the curb in the right of way, repairing sidewalks, curbs and gutters, and maintaining facilities associated with individual vault right easements. The City has agreed to allow the District to place improvements within the City right-of-way with the understanding that the District will maintain these improvements. However the District will not assume the maintenance requirements of abutting property owners. This Agreement establishes the respective duties and obligations of the District and the City of Houston concerning the ownership, operation, maintenance, repair, and replacement of these Improvements.				
REQUIRED AUTHORIZATION		CUIC ID# 20CAE09		
Other Authorization:	Other Authorization:  Eric Dargan, Deputy Director Right-of-Way and Fleet Maintenance Division	Other Authorization:  Andrew F. Icken., Deputy Director Planning and Development Services Division		



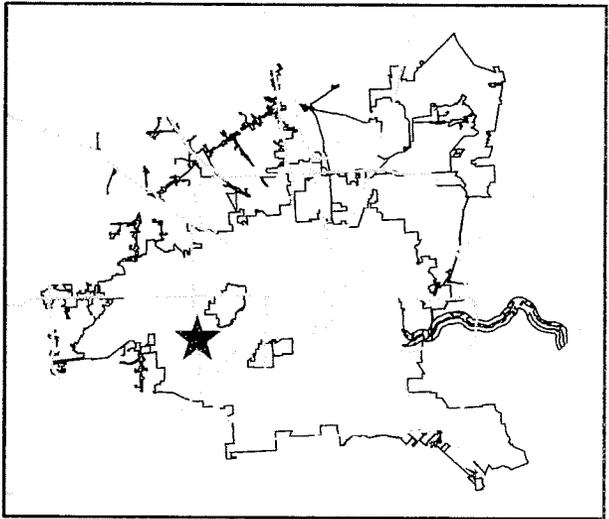
Westchase Management District

Service Area

Legend

-  railroad
-  Westchase Management District
-  Waterways
-  City of Houston

Locational Map

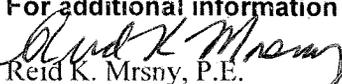


This map represents the best information available to the City. The City does not warrant its accuracy or completeness. Field verifications should be performed as necessary.

SUBJECT: Amendment One to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation for the Construction of Washington/Hempstead Road from 0.059 Miles West of 12 th Street to Washington-Katy Split to IH-10; WBS Nos. S-000521-00HR-4, R-000521-00HR-4.	Category	Page 1 of 2	Agenda Item # 25
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 7/24/08	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director	Council District affected: A, H JCC
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For additional information contact:  Reid K. Mrsny, P.E. Senior Assistant Director Phone: (713) 837-0452	Date and identification of prior authorizing Council actions: 08/29/2001; Ordinance 2001-811 03/06/2002; Ordinance 2002-150
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RECOMMENDATION: (Summary)
 Adopt an ordinance approving and authorizing Amendment One to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation and appropriating funds.

Amount and Source of Funding:
 \$1,158,701.00 from Water and Sewer System Consolidated Construction Fund No. 8500. Previous appropriations of \$86,561.37 from Water and Sewer System Consolidated Construction Fund No. 755 and \$86,340.00 from Street and Bridge Consolidated Construction Fund No. 437. *Revised 06/13/08*

PROJECT NOTICE/JUSTIFICATION: This project had been approved by the Federal Highway Administration and Texas Transportation Commission and it was included in the 2000-2002 Transportation Improvement Program under provisions of the Surface Transportation Program of the Intermodal Surface Transportation Efficiency Act 1991 (ISTEA 1991).

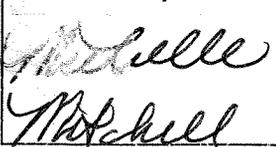
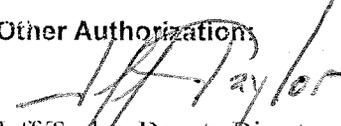
DESCRIPTION/SCOPE: This project consists of the widening of a six lane existing roadway to an eight lane boulevard with curb and gutter and the construction of water and sanitary sewer facilities, sidewalks, pavement marking, lighting, and drainage for Washington/Hempstead Road from 0.059 Miles West of 12th Street to East of Washington-Katy Split to IH-10.

LOCATION: The project is generally bounded by West 12th Street on the North, T.C. Jester Boulevard on the East, IH-10 on the South and Old Katy Road. This project is located in Key Map Grids 452 W & X and 492 A, B & F.

PREVIOUS HISTORY AND SCOPE: On August 29, 2001, City Council approved an Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) under Ordinance No. 2001-811 for the adjustment to the water mains and sanitary sewer facilities on Hempstead/Washington from 0.059 miles west of 12th Street to Washington-Katy Split to IH 10 and appropriated \$108,227.00 for the design of City's utilities. On March 06, 2002, City Council approved the second Advance Funding Agreement under Ordinance No. 2002-150 for the design and construction of the underpass lighting and street light. Ordinance No. 2002-150 also de-appropriated \$21,665.63 from the first Advance Funding Agreement and appropriated the funds to the second Advance Funding Agreement.

In order to begin the construction of the water and sanitary sewer facilities, the City desires to enter into Amendment One to the first Advance Funding Agreement. This Amendment reflects the increased costs expected to be incurred for the construction of the water and sanitary sewer lines. All other terms of the Agreement are unchanged and remain in full force and effect.

REQUIRED AUTHORIZATION CUIC ID #20TAA18

Finance Department:  Michelle Mitchell	Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division	Other Authorization:
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Date	Subject: Amendment One to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation for the Construction of Washington/Hempstead Road from 0.059 Miles West of 12 th Street to East of Washington-Katy Split to IH-10; WBS Nos. S-000521-00HR-4, R-000521-00HR-4.	Originator's Initials TAA	Page <u>2</u> of <u>2</u>
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The construction of the City's water and sanitary sewer facilities shall be accomplished in two segments in this project. The first segment of the project shall be on Washington/Hempstead from Washington-Katy Split to IH10. The second segment of the project shall be on Hempstead Road from 0.059 miles west of 12th Street to east of Washington-Katy Split. TxDOT is currently requesting payment from the City to construct the first segment. The estimated construction cost for the first segment is \$930,009.66. Therefore, it is necessary to appropriate funds in the amount of \$1,158,701.00 which includes \$190,575.75 for contingency and \$38,115.59 for City salary recovery.

ACTION RECOMMENDED: It is recommended that City Council adopt an ordinance approving and authorizing Amendment One to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation and appropriate \$1,158,701.00 for the City's cost participation.

MSM:RKM:JHK:TAA:kkt

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- c: Marty Stein
 - Susan Bandy
 - Velma Laws
 - Craig Foster
- Files: TxDOT – Washington/Hempstead Rd, 0.059 Miles West of 12th Street to East of Washington-Katy Split to IH-10.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and Post Buckley Schuh & Jarnigan Inc., dba PBS&J (Formerly) Epsy Houston & Associates, Inc dba PBS&J for West Little York Paving from Alabonson to T.C. Jester. WBS No. N-000687-0003-3	Page 1 of <u>3</u>	Agenda Item # 26
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 7/24/08	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E. DEE, Director <i>Michael S. Marcotte 7/28/08</i>	Council District affected: A, B <i>JK</i>
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For additional information contact: <i>Reid K. M. Mrsny</i> Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	Date and identification of prior authorizing Council action: Ordinance No. 98-1242, December 22, 1998 Ordinance No. 2006-30, January 11, 2006
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RECOMMENDATION: (Summary)
Appropriate additional funds for Professional Engineering Services Contract with Post Buckley Schuh & Jarnigan Inc., dba PBS&J

Amount and Source of Funding:
\$253,000 from the Street and Bridge Consolidated Construction Fund No. 4506. Original (previous) appropriation of \$709,000 from the Street & Bridge Consolidated Construction Fund No. 437, *07/09/08*

DESCRIPTION/SCOPE: This project consists of the design of approximately 7,400 linear feet of four lane roadway including water line and sanitary sewer line replacements.

LOCATION: The project area is West Little York from Alabonson to T.C. Jester. The project is located in Key Map Grids 411 - X, Y & Z.

PREVIOUS HISTORY AND SCOPE: The original design contract was awarded to Epsy, Huston & Associates, Inc. dba PBS&J by Ordinance No.98-1242 on December 22, 1998. The scope of services under the original contract consisted of the design of a four lane undivided roadway with all related appurtenances. During the Preliminary Design Phase of this project, Harris County Flood Control District (HCFCD) requested that the city expedite the design and construction of West Little York Bridge over Vogel Creek. In order to accommodate HCFCD's request, an Inter-local Agreement was entered into with HCFCD via Ordinance No. 2006-30. West Little York Bridge over Vogel Creek was subsequently designed and bid under this contract with PBS&J. Due to separating and accelerating the design, bid and construction of Vogel Creek bridge from the original design scope, additional level-of-effort is necessary to accomplish the project. These additional efforts include separate survey work, additional drainage analysis, additional drawings, advertising, bidding, Final Design (Phase II), Construction Phase Services (Phase III) and Texas Department of Licensing and Regulation review. As a result, an additional appropriation of \$253,000.00 is needed to complete the scope of West Little York Paving Project.

SCOPE OF THE APPROPRIATION AND FEE Under the term of this appropriation, the consultant, Post Buckley Schuh & Jarnigan Inc., dba PBS&J., will perform Phase II (Final Design), Phase III (Construction Phase Services) and Additional Services for the remainder of West Little York Paving from Alabonson to T.C. Jester

REQUIRED AUTHORIZATION CUIC ID #20SAB27 *NO*

Finance Department: <i>Wangfar Beck</i>	Other Authorization:	Other Authorization:
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Date	SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and Post Buckley Schuh & Jarnigan Inc., dba PBS&J (Formerly) Epsey Huston & Associates, Inc dba PBS&J for West Little York Paving from Alabonson to T.C. Jester. WBS No. N-000687-0003-3	Originator's Initials SAB	Page <u>2</u> of <u>3</u>
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The negotiated maximum fee for Basic Services adjusted for the additional effort is \$501,310.53 and Additional Services is \$370,801.22. The additional Basic Services appropriation is \$57,908.53 for Phase II and \$43,100.00 for Phase III (Const. Phase Svc.). The additional appropriation for Additional Services is \$126,858.22. The Additional Services fee will be used to update topographical survey, geotechnical investigation, environmental site assessment, and traffic control plans.

The total cost of the additional appropriation for this project is \$253,000.00. This appropriation is allocated as follows: \$227,866.75 for contract services and \$25,133.25 for project management.

M/WBE INFORMATION: The M/WBE goal established for the overall project is set at 24%. The original contract totals \$644,245.00. The consultant has been paid \$511,848.63 (79.45%) to date. Of this amount \$154,577.65 (30.20%) has been paid to M/WBE sub-consultants. Assuming approval of this appropriation, the contract amount will be increased to \$872,111.75. The consultant has proposed the following firms to achieve this goal:

	<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Total Contract</u>
1.	Prior M/WBE Work	Various Services	\$154,577.65	17.72%
2.	Aviles Engineering	Geotech & Environmental	\$13,995.00	1.60%
3.	Martinez, Guy, Maybik	Structural Engineering	\$43,500.00	4.99%
4.	B & E Reproduction	Reproduction Services	\$7,000.00	0.80%
		TOTAL	\$ 219,072.65	25.11%


MSM:RKM:JHK:SAB

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- c: Marty Stein
Reid K. Mrsny, P.E.
Susan Bandy
Velma Laws
Craig Foster

File : WBS No. N-000687-0003-3 (1.2 DSGN_RCA_Suppl1)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Engineering Services Contract between the City and Claunch & Miller Inc. for Engineering Services associated with the design of Gulf Bank Road Paving from Vogel Creek to West Montgomery Road. WBS No. 000690-0001-3	Page 1 of 2	Agenda Item # 27
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 7-24-08	Agenda Date: JUL 30 2008
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DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E. DEE	Council District affected: A & B <i>JK MK</i>
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For additional information contact: <i>Reid K. Mrsny</i> Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Approve Engineering Services Contract with Claunch & Miller Inc. and appropriate funds.

Amount and Source of funding:
\$375,534.00 from Metro Project Commercial Paper E Series Fund No. 4027. *Raele 06/17/08*

DESCRIPTION/SCOPE: This project is part of Street and Bridge Capital Improvement Plan (CIP) which is required to meet City of Houston standards and improve traffic mobility. The project consists of the design of a two lane bridge over Vogel Creek and 1,900 linear feet of 24 foot wide concrete roadway with esplanade divides, curbs and gutters, sidewalks and necessary underground utilities.

LOCATION: The project area is located by West Mount Houston Road on the north, Victory Drive on the south, West Montgomery Road on the east and Antoine Drive on the west. The project is located in Key Map Grids 411Q & R.

SCOPE OF CONTRACT AND FEE: Under the terms 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 the cost of time and material with a not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III will be negotiated on a lump sum amount after the completion of Phase I. The negotiated maximum for Phase I Basic services is \$32,120.00. The total Basic Services appropriation is \$201,470.00.

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include surveying, geotechnical investigation, environmental site assessment, hydraulic impact study, tree mitigation, traffic control, bridge inspection and load analysis, Storm Water Pollution Prevention Plan (SWPPP), Reproduction, Technical Review Committee presentation (TRC) and Miscellaneous Harris County Flood Control District (HCFCD) reviews. The total Additional Services appropriation is \$139,924.00.

REQUIRED AUTHORIZATION		CUIC ID #20MR58
Finance Department <i>Douglas Becker</i>	Other Authorization:	Other Authorization:

Date	SUBJECT: Professional Engineering Services Contract between the City and Claunch & Miller Inc. for Engineering Services associated with the design of construction of Gulf bank Road Paving from Vogel Creek to West Montgomery Road. WBS No. N-000690-0001-3	Originator's Initials JK	Page 2 of 2
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The total cost of this project is \$375,534.00 to be appropriated as follows: \$341,394.00 for contract services and \$34,140.00 for project management.

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

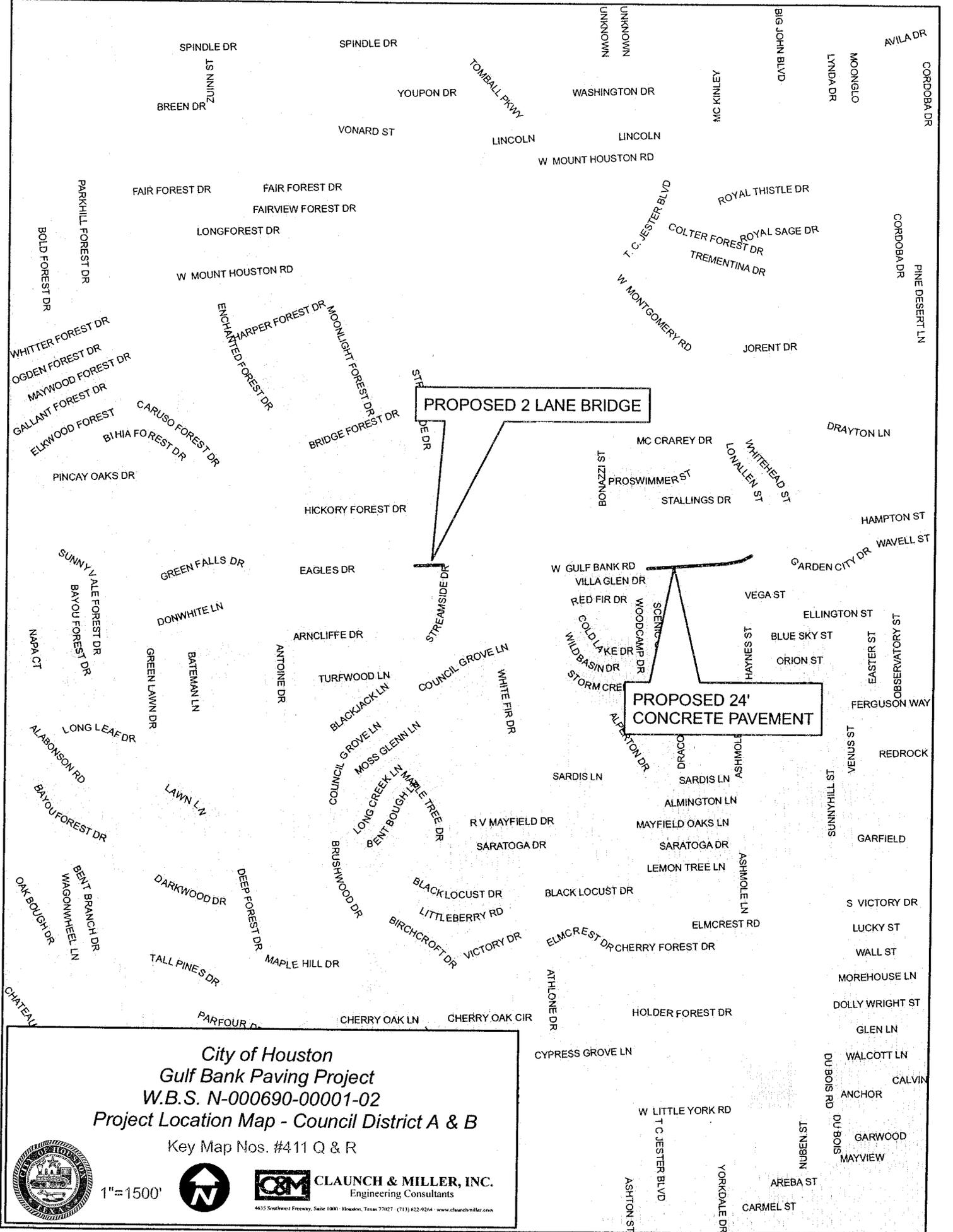
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Landtech Consultant, Inc.	Topographic and Right-of Way Surveying	\$22,806.00	6.68%
2. Associated Testing Laboratories	Geotechnical	\$19,210.50	5.63%
3. Associated Testing Laboratories	Phase I& II ESA	\$18,802.00	5.51%
4. KIT Professionals, Inc	Traffic Control & SW3P	\$14,580.00	4.27%
5. A.I.A Engineering Ltd	Bridge Inspection and Load analysis	<u>\$9,259.26</u>	<u>2.71%</u>
Total		\$84,657.76	24.80%

MSM JK

MSM:RKM: JHK:MR:sg

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- c: Marty Stein
Michael K. Ho, P.E.
Susan Brandy
Velma Laws
Craig Foster



City of Houston
 Gulf Bank Paving Project
 W.B.S. N-000690-00001-02
 Project Location Map - Council District A & B
 Key Map Nos. #411 Q & R



1"=1500'



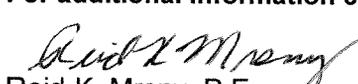
CLAUNCH & MILLER, INC.
 Engineering Consultants

4635 Southwest Freeway, Suite 1000 Houston, Texas 77027 (713) 622-9264 www.claunchmiller.com

SUBJECT: Additional Appropriation for Professional Engineering Services Contract between the City and Sander Engineering Corporation for the Design of On-Call Water Line & Sanitary Sewer Extensions throughout the City. WBS No. S-000700-00Q6-3	Page 1 of <u>2</u>	Agenda Item # 28
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FROM: Department of Public Works and Engineering	Origination Date 7-24-08	Agenda Date JUL 30 2008
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director	Council District affected: ALL <i>ms</i>
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For additional information contact:  Reid K. Mrsny, P.E. Phone: (713) 837-0452 Senior Assistant Director	Date and identification of prior authorizing Council action: Ordinance Number 2007-0068; January 17, 2007
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RECOMMENDATION: (Summary)
Approve Supplement to the Professional Engineering Services Contract with Sander Engineering Corporation and appropriate additional funds.

Amount and Source of Funding: \$550,000.00 from the Water and Sewer System Consolidated Construction Fund 8500.
Available 07/08/08
Previous appropriation of \$275,000.00 from Water and Sewer System Consolidated Construction Fund 8500.

PROJECT NOTICE/JUSTIFICATION: This project is to provide engineering services for the design of small diameter water lines and sanitary sewer extensions in neighborhoods where the systems are inadequate.

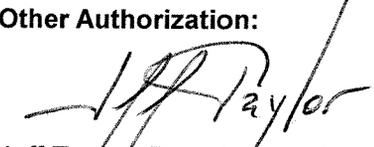
DESCRIPTION/SCOPE: When requested by the Director, the Engineer will provide engineering services for the design of 4-inch through 20-inch water lines and/or 8-inch through 15-inch sanitary sewers. Additionally, when requested by the Director, the Engineer will develop construction documents for a construction work order contract.

LOCATION: The location of the project areas within the City will be determined by the Public Utilities Division.

PREVIOUS HISTORY AND SCOPE: The original contract was approved by the City Council on January 17, 2007 under Ordinance Number 2007-0068. The scope of services under the original contract required the Engineer to develop a base construction document to invite bids for the installation of water lines and sanitary sewers on a work order basis. Additionally, when requested by the Director, the Engineer also provided engineering services for the design of 4-inch through 20-inch water lines and / or 8-inch through 15-inch sanitary sewers. The consultant has been authorized for \$249,561.14 out of the original contract appropriation to date.

Additional funds are needed to continue the On-Call design of small diameter water line and sanitary sewer extension program.

REQUIRED AUTHORIZATION CUIC ID #20MB93

Finance Department:  Madelle Mitchell	Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division	<i>ms</i>
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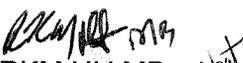
Date.	SUBJECT: Additional Appropriation for Professional Engineering Services Contract between the City and Sander Engineering Corporation for the Design of On-Call Water Line & Sanitary Sewer Extensions throughout the City. WBS No. S-000700-00Q6-3	Originator's Initials MB	Page <u>2</u> of <u>2</u>
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SCOPE OF THIS SUPPLEMENT AND FEE: The requested additional appropriation will be utilized in the development of the base construction document; the Engineer will be reimbursed on a time and material basis. Design services will be paid on a per sheet basis. Additional services such as surveying, geotechnical investigation, traffic control, environmental design and tree protection plans will be paid on a reimbursable basis subject to authorization by the Director.

The total cost of this project is \$550,000.00, to be appropriated as follows: \$500,000.00 for Contract Services and \$50,000.00 for Project Management.

M/WBE INFORMATION: The M/WBE goal established for the original contract is 24%. The total amount of the original contract is \$250,000.00. The consultant has been paid \$172,284.18 (68.91%) to date. Of this amount, \$81,708.69 (47.43%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will be increased to \$750,000.00.

<u>Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Prior M/WBE	Various Services	\$81,708.69	10.89%
2. KIT Professionals, Inc.	Traffic Control Design		
	Services	\$17,100.00	2.28%
3. Aviles Engineering Corporation	Geotechnical Investigation		
	Services	\$17,100.00	2.28%
4. Landtech Consultants, Inc.	Surveying Services	\$34,400.00	4.59%
5. Rahaman and Associates, Inc.			
dba Western Group			
Consultants Corporation	Surveying Services	\$29,691.31	3.96%
	TOTAL	\$180,000.00	24.00%

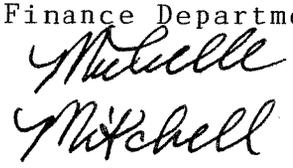

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c: Marty Stein
Velma Laws
Susan Bandy
Michael Ho, P.E.
Craig Foster
File : S-000700-00Q6-3 (1.2)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method WBS# R-000295-0019-4		Page 1 of 2	Agenda Item # 29								
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 7-24-08	Agenda Date JUL 30 2008								
DIRECTOR'S SIGNATURE  Michael S. Marcotte, P.E., DEE, Director		Council District affected: All									
For additional information contact: Joseph G. Majdalani, P.E. Senior Assistant Director Phone: (713) 641-9182		Date and identification of prior authorizing Council action: N/A									
RECOMMENDATION: (Summary) Accept low bid, award construction contract, and appropriate funds.											
Amount and Source of Funding: \$3,542,907.00 from Water and Sewer System Consolidated Construction Fund No. 8500. This project is eligible for low interest funding through the State Revolving Fund (SRF), Tier III.											
SPECIFIC EXPLANATION: This project is part of the Neighborhood Sewer Rehabilitation Program and is required to renew/replace various deteriorated neighborhood collection systems on an emergency basis throughout the City.											
DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by cured-in-place pipe method. The contract duration for this project is 540 calendar days.											
LOCATION: The project area is generally bounded by the City Limits.											
BIDS: Three (3) bids were received on April 24, 2008 for this project as follows:											
<table border="1"> <thead> <tr> <th>Bidder</th> <th>Bid Amount</th> </tr> </thead> <tbody> <tr> <td>1. RePipe Construction, LTD</td> <td>\$3,284,419.68</td> </tr> <tr> <td>2. Insituform Technologies, Inc.</td> <td>\$3,371,498.62</td> </tr> <tr> <td>3. Reynolds Inliner, LLC</td> <td>\$3,502,117.03</td> </tr> </tbody> </table>		Bidder	Bid Amount	1. RePipe Construction, LTD	\$3,284,419.68	2. Insituform Technologies, Inc.	\$3,371,498.62	3. Reynolds Inliner, LLC	\$3,502,117.03		
Bidder	Bid Amount										
1. RePipe Construction, LTD	\$3,284,419.68										
2. Insituform Technologies, Inc.	\$3,371,498.62										
3. Reynolds Inliner, LLC	\$3,502,117.03										
File/Project No. WW 4258-36		REQUIRED AUTHORIZATION									
Finance Department  Mitchell		Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division									
CUIC# 20JGM240 NDT											

Date	Subject: Contract Award for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method WBS# R-000295-0019-4	Originator's Initials	Page 2 of 2
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AWARD: It is recommended that this construction contract be awarded to RePipe Construction, LTD with a low bid of \$3,284,419.68, and that Addendum No. 1, dated 04/08/2008 be made part of this contract.

PROJECT COST: The total cost of this project is \$3,542,907.00 to be appropriated as follows:

- Bid Amount \$3,284,419.68
- Contingencies \$164,220.98
- Project Management \$49,266.34
- Engineering Testing Services \$45,000.00

Engineering Testing Services will be provided by HTS Inc. Consultants, under a previously approved contract.

M/WSBE 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 SBE goals of the City of Houston. The bidder has proposed an MBE participation of 14%, WBE participation of 5%, and SBE participation of 3%.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
T. Gray Utility & Rehab, Co., LLC	MH Rehab	\$164,220.98	5.00%
CBL Industries, LLC	Concrete/Asphalt	\$164,220.98	5.00%
Chief Solutions, Inc.	Clean & TV Sewer Lines	<u>\$131,376.79</u>	<u>4.00%</u>
	TOTAL	\$459,818.75	14.00%

<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Choctaw Pipe & Equipment, Inc	Supplies	<u>\$164,220.98</u>	<u>5.00%</u>
	TOTAL	\$164,220.98	5.00%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
5M Rope & Supply LLC	Supplies	<u>\$98,532.59</u>	<u>3.00%</u>
	TOTAL	\$98,532.59	3.00%

All known rights-of-way and easements required for this project have been acquired.

JTG
MSM:JT:JGM:RK:JI:aa

cc: Marty Stein
 Jeff Taylor
 Susan Bandy, CPA
 Velma Laws
 Michael Ho, P.E.
 File No. WW 4258-36

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

Agenda Item#

2nd Reading 30-32 55 to 57

FROM: (Department or other point of origin):

Alfred J. Moran Jr., Director
Administration & Regulatory Affairs

Origination Date

July 14, 2008

Agenda Date

~~JUL 23 2008~~

DIRECTOR'S SIGNATURE:

Alfred J. Moran

Council Districts affected:

ALL

JUL 30 2008

For additional information contact:

Juan Olguin *JFO* Phone: (713) 837- 9623
Nikki Cooper Phone: (713) 837-9889

Date and identification of prior authorizing Council Action: Ord. # 2002-526 – June 19, 2002; Ord. # 2002-1166-December 18, 2002.

RECOMMENDATION: (Summary)

Approve ordinances granting Commercial Solid Waste Operator Franchises

Amount of Funding:
REVENUE

FIN Budget:

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

SPECIFIC EXPLANATION:

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. Gonzalez Trucking Company
2. Joaquina Trucking
3. Repipe Construction LTD.

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

REQUIRED AUTHORIZATION

Finance Director:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:

Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

Agenda Item#

*3rd reading
final*

3358 28

FROM: (Department or other point of origin):

Alfred J. Moran Jr., Director
Administration & Regulatory Affairs

Origination Date

July 2, 2008

Agenda Date

JUL 30 2008
~~JUL 09 2008~~

DIRECTOR'S SIGNATURE:

Alfred Moran

Council Districts affected:

ALL

~~JUL 09 2008~~

For additional information contact:

Juan Olguin Phone: (713) 837- 9623
Nikki Cooper Phone: (713) 837-9889

Date and identification of prior authorizing Council Action: Ord. # 2002-526 – June 19, 2002; Ord. # 2002–1166-December 18, 2002.

RECOMMENDATION: (Summary)

Approve ordinances granting Commercial Solid Waste Operator Franchises

Amount of Funding:
REVENUE

F & A Budget:

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

SPECIFIC EXPLANATION:

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. Martin Garza Clean Up Service

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

REQUIRED AUTHORIZATION

Finance Director:

HL

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JUL 30 2008

MOTION NO. 2008 0592

MOTION by Council Member Garcia that an item be placed on the Agenda of July 30, 2008, to receive nominations for Positions 9, 10 and 11 of the Houston Archaeological and Historical Commission Board of Directors, for two year terms.

Seconded by Council Member Khan and carried.

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

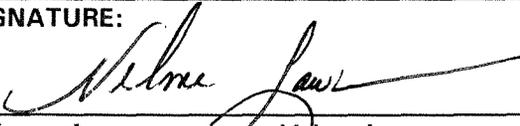
Council Member Clutterbuck out of the City on personal business

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

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

City Secretary

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

SUBJECT: Goal for the Participation of Disadvantaged Business Enterprises ("DBEs") in U.S. Department of Transportation/Federal Aviation Administration ("DOT/FAA") Funded projects.		Page 1 of 2	Agenda Item # <div style="border: 1px solid black; padding: 5px; display: inline-block;"> 35 </div>
FROM (Department or other point of origin): Mayor's Office of Affirmative Action and Contract Compliance		Origination Date	Agenda Date JUL 23 2008 JUL 30 2008
DIRECTOR'S SIGNATURE: 		Council District affected:	
For additional information contact: Velma Laws Phone: 713.837.9015		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) Adopt Motion setting overall goal of 20.28%, including a 1% race-neutral component for the participation of Disadvantaged Business Enterprises in DOT/FAA funded contracts from October 1, 2008 through September 30, 2009 in compliance with DBE Ordinance 99-893 and DOT/FAA mandated requirements.			
Amount and Source of Funding: NA			
SPECIFIC EXPLANATION: Effective March 4, 1999, the DOT adopted a final rule implementing changes to 49 CFR Part 26, which mandated new requirements for participation for Disadvantaged Business Enterprises ("DBEs") in DOT assisted contracts, for Houston Airport System projects, and if applicable, Department of Public Works and Engineering projects. Substantial changes in federal regulations required enactment of Ordinance 99-893 to comply with the revised federal requirements for DOT-assisted contracts. The City is not eligible to receive DOT financial assistance unless it is in compliance with these federal regulations. The regulations require the City to set and publish annually a proposed overall contract goal for DBE participation in DOT-assisted contracts, following guidelines set forth in regulations. Pursuant to Ordinance 99-893 approved by City Council on August 18, 1999, the city set an initial goal of 17% DBE participation, with a 1% race neutral component. The goals for subsequent fiscal years are as follows:			
	Fiscal Year	DBE Goal	Race Neutral Goal
	2001	19.30%	2%
	2002	19.38%	1%
	2003	21.3%	1%
	2004	20.0%	1%
	2005	20.1%	1%
	2006	19.7%	1%
	2007	20.08%	1%
	2008	21.8%	1%
REQUIRED AUTHORIZATION			
Other Authorization:	Other Authorization:	Other Authorization:	

Date July 17, 2008	SUBJECT: Goal for the Participation of Disadvantaged Business Enterprises ("DBEs") in U.S. Department of Transportation/Federal Aviation Administration ("DOT/FAA") Funded projects.	Originator's Initials	Page 2 of 2
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The City is required to submit a revised goal for the 2009 federal fiscal year, pursuant to federal regulations. The Affirmative Action and Contract Compliance Division of the Mayor's Office ("AAD"), in cooperation with the Houston Airport System, has analyzed the relevant criteria required by DOT, and recommends an overall contract DBE goal of 20.28 DBE participation, with a 1% race neutral goal for the 2009 federal fiscal year.

The AAD recommends adoption of the Motion setting goals for the 2008 federal fiscal year in order to comply with federal requirements.

G:\CONTRACT\JKC\DBERCA.WPD

**City of Houston
Affirmative Action and Contract Compliance
Houston Airport System**

**Proposed Goal for the Participation of
Disadvantaged Business Enterprises in
Department of Transportation Funded Contracts**

Pursuant to the Code of Federal Regulations, Section 49, Part 26, the City of Houston has proposed an overall goal of 20.28% for the participation of Disadvantaged Business Enterprises (DBEs) in its Houston Airport System contracts that are funded by the US Department of Transportation (DOT), effective October 1, 2008 through September 30, 2009. Of the 20.28% overall goal, it is anticipated that 1.0% can be achieved by race/gender neutral means.

The anticipated DOT-assisted contract amount is \$56,431,000. Of that amount, \$11,444,206 is anticipated to be spent with DBEs. The market area for the DBE analysis was primarily the State of Texas, based on DBE firms certified with the Texas Unified Certification Program (TUCP), as well as local MWBE firms. However, a small percentage of the TUCP firms are located outside of the state.

There are 10 anticipated DOT-assisted contracts for FY 09. They are:

RESURFACE BAGGAGE TUG TUNNELS (R&R)
REHAB TRENCH DRAIN TAXIWAY/RAMP SOUTHSIDE IAH (R&R)
TERMINAL B SOUTH RAMP
AIRFIELD PAVEMENT REPLACEMENT @ EFD (R&R)
AIRFIELD PAVEMENT REPLACEMENT @ HOU (R&R)
AIRFIELD PAVEMENT REPLACEMENT @ IAH (R&R)
ENVIRONMENTAL IMPACT STUDY - PHASE II & III
AIRSIDE FACILITY IMPROVEMENTS FY06
REHAB OF RUNWAY 4-22 AT HOBBY
REHABILITATE TAXIWAY WA & WB (DISCRETIONARY FUND)

I. METHODOLOGY

Step 1

In order to determine an overall goal, the following data sources were utilized to determine a base figure for the relative availability of DBEs:

- 2005 Harris County Business Patterns for the Houston PMSA
- City of Houston (COH) Database of certified MWDBE firms
- State of Texas – Texas Unified Certification Program (TUCP) database of certified DBE firms

- Bidders lists for DOT funded Houston Airport System Contracts
- Database of the Houston Minority Business Council

After identifying the anticipated types of contracts that will be awarded during the upcoming fiscal year, County Business Pattern data for all firms in the Houston PMSA was identified for the applicable contracting areas. The Houston PMSA was used as the local market area, since the majority of contractors and subcontractors are located in this area. Additionally, the data provided by TUCP included firms interested in working in the Houston region, but not necessarily located within the Houston PMSA.

Three sources of data were used to calculate DBE availability – The City of Houston (COH) database of certified MWDBE firms and the TUCP database of certified DBE firms. The TUCP is a statewide registry of DBE firms. In addition, as a result of our Stakeholders Meeting on May 1, 2008, Dick Huebner, President of the Houston Minority Business Council, provided a list of DBE firms that are not in the City of Houston database nor the TUCP. We added these numbers to our overall DBE numbers within each NAICS code. Harris County Business Patterns for the Houston CBP-2005 was used to calculate the number of all ready, willing and able businesses available in the City's market that perform work in the applicable NAICS codes.

As in Fiscal year 2008, data from a recent Disparity Study (“the Study”) was considered, but not incorporated into the Step I analysis, due to lack of applicability. The Disparity Study was commissioned to study the City of Houston’s Minority/Women Business Enterprise (MWBE) Program in 2006, which included all City contracts. The DBE goal calculation is based solely on the subset of DOT assisted contracts in the Houston Airport System. Additionally, the Study did not assess company availability by North American Industry Standard Classification (NAICS) Code. This rendered the Study data inapplicable for purposes of DBE goal calculation, because the Study data was not narrowly tailored enough to allow a detailed analysis of availability by NAICS Code, as is performed in the Step I calculation phase. This inapplicability is supported by the Study’s availability figures of 43.6% and 50.2% for Construction and Architecture/Engineering, respectively, which exceed historical Step I availability data for DOT assisted contracts at the airport. The city anticipates conducting another disparity study in 2010 that will include DBE’s and NAICS codes.

The initial calculation of DBE availability was weighted based on the percentage of contract dollars that would be awarded in each area. (See Attachment 1) **The weighted availability figure was 25.20%.**

To further assist in determining the universe of ready willing and able firms, a “bidders’ list” was compiled from contractors who expressed interest in submitting bids or proposals on DOT assisted jobs the previous year. This list was derived from Pre-proposal and Pre-bid lists and were screened to eliminate firms listed in areas that would not be included in upcoming DOT assisted contracts. We note the number of firms listed this year is lower than in FY’08 goal setting because, recipient has advertised significantly fewer DBE projects in this fiscal year than previous years. **The resulting DBE availability from the bidders list was 18.9%. (See Table 1)**

Table 1.
Houston Airport System
Bidders List on DOT funded Projects

Category	Total Firms	DBE Firms	%DBE
Prime Contractors	13	1	7.8%
Subcontractors	11	6	54.5%
Arch./Eng. Firms	3	0	0%
Total	37	7	18.9%

To determine a base DBE availability figure, the 25.20% DBE availability figure was averaged with the 18.9% bidders' list/ready, willing, and able DBE subcontractor data, resulting in a **Step 1 DBE availability figure of 22.05%**.

Step 2

The Step 2 analysis involved calculating the overall DBE participation for fiscal years 2004, 2005, 2006, 2007 and 2008 and then calculating the median DBE participation for all five years. (See Attachment 2) The DBE participation for those years is as follows: for FY 2004, 16.9%, for FY 2005, 18.5%, for FY 2006, 33.1%, for FY 2007 18.1% and for FY 2008, 19.6. **The median of all five years is 18.5%.**

To arrive at the City's recommended overall goal, the Step 1 base figure 22.057% was averaged with the 18.5% median participation figure, resulting in 20.28%.

II. Breakout of the Estimated Race/Gender Neutral and Race/Gender Conscious Participation

Regarding the calculation of the race/gender neutral goal, several factors were considered. They are:

A. Past participation by DBE prime contractors.

No prime contractor awards to DBE firms

B. Voluntary DBE utilization on contracts with no DBE goals.

There were no DOT assisted contracts with no goals.

C. The amount by which goals were exceeded in the past.

DBE participation for fiscal years 2004 – 2008 was reviewed to determine the extent to which overall DBE goals were exceeded in the past. (See Attachment 2) The results are presented in the following table.

Fiscal Year	DBE Goal	Actual Participation	Differences
2004	20.0%	16.9%	-03.1
2005	20.1%	18.5%	-01.6
2006	19.7%	33.1%	13.4
2007	20.1%	18.1%	-2
2008	21.8%	19.6%	-2.2
Median			-2

Therefore, based on the aforementioned information, the FY 2008 race/gender neutral goal will be 1%.

D. Description of efforts to use race neutral means.

Examples of efforts to use race-neutral means include, but are not limited to, the following:

- 1) Hosting Houston Airport System's Small Business Networking Opportunity Fairs. (Five conducted FY'08) At these events over 1000 small business owners attended. These events connect DBE's and non-DBEs to airport decision makers.
- 2) Providing management and technical assistance workshops, seminars, and other services (See attachment 3);
- 3) Carrying out information and communications programs on contracting procedures and specific contract opportunities (e.g., ensuring the inclusion of DBEs, and other small businesses, on recipient mailing lists for bidders; ensuring the dissemination to bidders on prime contracts of lists of potential subcontractors; provision of information in languages other than English, where appropriate);
- 4) Providing services to help DBEs, and other small businesses, improve long-term development, increase opportunities to participate in a variety of kinds of work, handle increasingly significant projects, and achieve eventual self-sufficiency;
- 5) Ensuring distribution of the DBE directories, through print and electronic means, to the widest feasible universe of potential prime contractors, i.e. City of Houston SBE/MWDBE Directory and Texas Unified Certification Program Directory; and
- 6) Assisting DBEs, and other small businesses, to develop their capability to utilize emerging technology and conduct business through electronic media.

Revised May 5, 2008

**Houston Airport System
Office of Small Business Development and Contract Compliance**

**Capacity Estimates
Weighted Ratio of Certified DBEs to Firms Listed in the
Harris County Business Patterns for the Houston CBP-2005**

NAICS Codes	Description	CBP All Firms	COH/DOT Companies	Weight	Weighted %
23822	Mechanical	1,212	75	0.15	0.92
238110, 238120, & 237310	Concrete Construction Work	364	113	0.45	13.86
238210 & 423610	**Electrical Work	1,091	54	0.00	0.00
238910, 484220, 237210 238: 910, 120, 320, 310, 130, 340, 390, 160, 140, 990, 330, 150, 170; 236220; 237110; 237990	Excavation, Earthwork, Hauling	642	100	0.20	3.15
541330	**Structural	1,546	364	0.00	0.00
	Engineering	1,523	546	0.20	7.26
	TOTAL	6,378	1252	1.00	25.20

** Note - There were no opportunities anticipated in this area for FY'09

**City of Houston
Affirmative Action and Contract Compliance**

**Analysis of Actual DBE Utilization
in DOT Funded Airport Contracts**

	Project Description	Prime Contractor	Final Contract Amount	Total DBE Dollars	Actual DBE %	Goals	Difference Act DBE Goal
FY 2004	#539B, Construction of Taxiway "NC" @ IAH	W.W. Webber, Inc.	\$ 21,487,378	\$ 3,644,259	17.0%	17.00%	-0.04%
	#586, Westside wetlands mitigation @ Waller County	Jerdon Enterprises, inc.	\$ 1,251,959	\$ 186,417	14.9%	18.00%	-3.11%
	#522L, Firing range removal at IAH	Metal Treatment Technologies, Inc.	\$ 1,662,648	\$ 289,323	17.4%	18.10%	-0.70%
			\$ 24,401,985	\$ 4,119,999	16.9%		-1.28%
FY 2005	#522C, Harris County Landfill #2 removal @ IAH	W.R.S. Infrastructure & Environment,	\$ 14,764,329	\$ 2,899,714	19.6%	18.00%	1.64%
	#522L, Firing Range Removal @ Bush IAH	Metal Treatment Technologies, Inc.	\$ 1,665,648	\$ 286,491	17.2%	18.10%	-0.90%
	#544 Rehabilitation of Runway 17R-35L & Misc. pavements @ EFL	J.D.Abrams, Inc.	\$ 18,174,050	\$ 3,969,701	21.8%	18.00%	3.84%
	#549 Taxiway SA & SB Rehab @ IAH	W.W. Webber, Inc.	\$ 19,194,839	\$ 3,631,232	19.1%	19.30%	-0.20%
	#491B Rehab of Runway 8R-26L @ IAH	W.W. Webber, Inc.	\$ 32,422,953	\$ 5,157,656	19.3%	15.98%	3.32%
			\$ 86,221,819	\$ 15,944,794	18.5%		1.54%
FY 2006	#417B, Relocation of Taxiways "Y" & "Z" @ Hobby	W.W. Webber, Inc.	\$ 18,551,047	\$ 3,236,544	17.5%	17.00%	0.50%
	#485, Miscellaneous Airfield improvements @ Hobby	W.W. Webber, Inc.	\$ 7,404,382	\$ 1,901,577	25.7%	17.00%	8.68%
	#522 Runway 8L-26R Clearing, Grading & Drainage @ IAH	W.W. Webber, Inc.	\$ 11,681,770	\$ 2,357,927	20.2%	18.00%	2.20%
	#522D, Airfield & Ground Facility, ARFF utilities, & Service Road @ IAH	W.W. Webber, Inc.	\$ 8,618,463	\$ 2,399,366	27.8%	19.30%	8.80%
	#522E, 8L-26R, Final Grading & Airfield Drainage @ IAH	W.W. Webber, Inc.	\$ 13,623,973	\$ 4,862,505	35.7%	19.30%	16.39%
	#522G Connector Taxiways, Bridges, & Off-site Drainage @ IAH	W.W. Webber, Inc.	\$ 46,209,290	\$ 10,389,262	22.5%	19.30%	3.20%
	#522H, North Runway 8L-26R & Parallel Taxiway @ IAH	W.W. Webber, Inc.	\$ 41,210,871	\$ 8,071,433	19.6%	19.30%	0.29%
	#522M Runway 8L-26R Midfield Grading @ Bush IAH	W.W. Webber, Inc.	\$ 2,948,495	\$ 606,600	20.6%	19.30%	1.30%
	#554 - Terminal C Southeast Ramp Upgrade & Widening @ IAH	W.W. Webber, Inc.	\$ 28,538,932	\$ 6,880,011	24.1%	18.00%	6.10%
	#555 Terminal B & C North Ramp Expansion @ Bush IAH	W.W. Webber, Inc.	\$ 14,657,494	\$ 5,600,636	19.1%	19.30%	-0.20%
	#556 Runway 15R-33L Extension & Widening @ Bush IAH	W.W. Webber, Inc.	\$ 82,159,166	\$ 16,329,372	19.9%	17.00%	2.90%
	#558A, Taxiway "SD" Bridge @ Bush IAH	W.W. Webber, Inc.	\$ 22,785,518	\$ 44,448,227	19.5%	19.30%	0.20%
	#560-New Cargo area Infrastructure @ Bush IAH	W.W. Webber, Inc.	\$ 44,951,936	\$ 7,848,128	17.5%	18.00%	-0.50%
	#568, Airfield Pavement Rehabilitation @ Ellington Field	W.W. Webber, Inc.	\$ 7,274,146	\$ 1,241,659	17.1%	19.30%	-2.20%
			\$ 350,615,481	\$ 116,173,248	33.1%		3.40%
FY 2007	#522F Runway 8L-26R New North Vault and Security fence @ IAH	PDG Electric Company	\$ 11,369,169	\$ 3,005,502	26.4%	19.30%	7.10%
	#522G Rehab. Of T/W "NA", Extend T/W "N/B" & Drainage	W.W. Webber, Inc.	\$ 46,209,290	\$ 8,918,393	22.5%	19.30%	3.18%
	#522N R/W 8L-26R Reforestation, Wall, Fencing @ Access Rd @ IAH	W.W. Webber, Inc.	\$ 4,172,888	\$ 1,421,746	34.1%	19.30%	14.77%
	#542C Miscellaneous Drainage & Paving Improvements @ IAH	W.W. Webber, Inc.	\$ 12,800,363	\$ 2,573,594	20.1%	19.30%	0.80%
	#555 Term. B & C North Ramp Expansion @ IAH	W.W. Webber, Inc.	\$ 14,657,494	\$ 2,800,318	19.1%	19.30%	-0.19%
	#612B FIS/Terminal E In-line EDS Baggage Handling System @ IAH	Stewart-Matl, Ltd.	\$ 4,447,987	\$ 676,743	15.2%	17.00%	-1.80%
	#566C Asbestos Abate. Demo, Bldg 18, 19, 20 & 21 for SMGCS @ HOU	ARC Abatement, Inc.	\$ 550,073	\$ 14,339	2.6%	24.00%	-21.39%
	#568 Airfield Pavement Rehabilitation @ EFD	W.W. Webber, Inc.	\$ 7,274,146	\$ 1,241,659	17.1%	19.30%	-2.23%
	#599 Misc. Airfield Pavement Repairs @ EFD	W.W. Webber, Inc.	\$ 4,008,989	\$ 702,531	17.5%	20.00%	-2.48%
	#603 Rehabilitation of Runway 15L-33R @ IAH	W.W. Webber, Inc.	\$ 17,916,563	\$ 3,603,997	20.1%	20.10%	0.02%
	424D-Central Plant Equipment Pre-Purchase package #1 IAH	Gowan, Inc.	\$ 16,115,484	\$ 104,751	0.6%	0.65%	-0.06%
542C-Miscellaneous Drainage & Paving Improvements at IAH	W.W. Webber, Inc.	\$ 12,800,363	\$ 2,470,470	20.1%	19.30%	0.81%	
			\$ 152,322,807	\$ 27,534,042	18.1%		-0.12%
FY 2008	566B-SMGCS/ CIVIL SITE WORK, INSTR LANDING SYSTEM	W.W. Webber, Inc.	\$ 27,328,690	\$ 6,558,886	23.5%	24.00%	-0.55%
	612A, IN-LINE EDS BAGGAGE SYSTEM AT HOU	VanDellLande Industries, Inc.	\$ 7,425,023	\$ 253,522	67.8%	20.10%	47.65%
	626 CONSTRUCTION OF TAXI-LANE K @ ELLINGTON	W.W. Webber, Inc.	\$ 2,764,548	\$ 544,616	20.5%	19.70%	0.82%
			\$ 37,518,262	\$ 7,357,023	19.6%		15.97%

**Workshops and Training Series
FY 2008**

- Runway to Business Opportunities (Airport Contracting Opportunities Fair) **
- Trabajando Mano a Mano (Latino Outreach Event) **
- Business Opportunity Workshop (Asian Outreach Event) **
- Straight Talk with Clark Construction (MWBE Talking Stick) **
- How to do Business with the City of Houston Seminar
- How to Prepare a Successful Bid Seminar
- SBA Loan Programs Workshop
- School of Construction Management (8-part training series)
 - Topics discussed include: Estimating and Bidding; Safety; Developing a Business Plan; Bonding and Insurance; Cash Flow Management; Scheduling and Project Management; and Sales and Marketing.
- Small Business Tax Seminar: Understanding "The Tax Gap" and Whether or Not you are Paying the Right Amount of Taxes for your Business
- OSHA Safety Seminar
- Business Law 101 Seminar
- Strategic Alliances: Building a Legal Framework Seminar
- Planning for Business Workshop – Understanding and Creating a Business Plan
- Low Cost Marketing Workshop – Planning and Initiating a Low Cost Marketing Campaign
- Business Money Management Workshop – Understanding and Preparing Financial Information and Reports
- 2008 Small Contractors Training Series (first 2 parts of 12-part series)
- Estimating and Bidding Seminar

** Sponsored by the Houston Airport System Office of Small Business Development and Contract Compliance

36

JUL 30 2008

MOTION NO. 2008

MOTION by Council Member Khan that the recommendation of the Director of the Department of Public Works and Engineering, for approval of final contract amount and acceptance of work on contract with Insituform Technologies, Inc., for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods, WBS No. R-000266-00A9-4, be adopted, and the final contract amount of \$3,640,895.56 is hereby approved by the City Council and the work be accepted and final payment is hereby authorized.

Seconded by Council Member Garcia

On 7/23/08 the above motion was tagged by Council Member Lawrence.

cr

SUBJECT: Accept Work for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods WBS# R-000266-00A9-4		Page 1 of 1	Agenda Item # <div style="border: 1px solid black; padding: 5px; display: inline-block;">36</div> 13
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date JUL 24 2008 JUL 30 2008
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE, Director		Council District affected: A, B, C, D, E, F, G, H and I	
For additional information contact: Joseph G. Majdalani, P.E. Sr. Assistant Director Phone: (713) 641-9182		Date and identification of prior authorizing Council action: Ordinance No. 2004-245 dated, 03/31/2004	
RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$3,640,895.56, which is 1.32% over the original contract amount, accept the work, and authorize final payment.			
Amount and Source of Funding: No additional funding required. Original appropriation of \$3,916,936.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 755.			FIN Budget:
SPECIFIC EXPLANATION: <p>PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided sanitary sewer rehabilitation by sliplining and pipe bursting methods to deteriorated sewer collection systems throughout the City.</p> <p>DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by sliplining and pipe bursting methods. The project was awarded to Insituform Technologies, Inc. with an original contract amount of \$3,593,398.15. The Notice to Proceed date was 07/06/2004 and the project had 730 calendar days for completion.</p> <p>LOCATION: The project was located at various locations within Council Districts A, B, C, D, E, F, G, H and I.</p> <p>CONTRACT COMPLETION AND COST: The contractor, Insituform Technologies, Inc., has completed the work under the contract. The contract was completed within the required time. The final cost of the project is \$3,640,895.56, an increase of \$47,497.41 or 1.32% over the original contract amount. More pipe bursting was needed than anticipated.</p> <p>MWDBE PARTICIPATION: The MWDBE goal for this project was 16.2%. According to the Affirmative Action and Contract Compliance Division, the actual participation was 17.96%. The contractor was awarded an "Outstanding" rating from Affirmative Action.</p> <p><i>Jmg RK FOS</i> MSM:JT:JGM:RK:FOS:mf Attachments</p>			
c: Velma Laws Michael Ho, P.E. Craig Foster			
Project File 4257-50		REQUIRED AUTHORIZATION	
FIN Director:		CUIC ID# 20JGM219	
Other Authorization:		Other Authorization:  Jeff Taylor, Deputy Director Public Utilities Division	

4257-50 Sanitary Sewer Rehabilitation by Sliplining & Pipebursting Method				
R-000266-00S4-- Insituform Technologies, Inc.				
Work Order	Key Map	Subdivision	Basin	CD
9	452T	Lazybrook	IA044	A
10	452T	Timbergrove Manor Sec 11	IA044	A
26	450V	Hollywood Gardens	IA031	A
28	450X	Long Point Woods Sec 3	IA025	A
30	452P	Shepherd Forest Sec 1	IA050	A
6	454W	Eagle	II019	B
5	531T,X,W,S	Mayerling Meadows	SW250	C
11	531T,X,W,S	Sims Bayou	SW248	C
12	531T,X,W,S	Marilyn Estates Sec 5 R/P	SW248	C
31	532J	Braes Heighs Sec 9	SW207	C
21	493N	Fairview	AS087	D
1	575T	Gulf Meadows	GMP01	E
2	575P	Gulf Meadows	GM002	E
3	575P	Gulf Meadows, Sec 1	GM002	E
4	575P	Gulf Meadows, Sec 1	GM002	E
24	531A	Sharpstown Indust. Park Sec 2	SW082	F
29	530Q	Sharpstown Sec 3	KB307	F
13	488Z	Ashton Village	AR001	G
14	488V	Ashford Park Sec 6	AR002	G
15	488Z	Ashton Village	AR001	G
16	488Y	Ashford Park Sec 1	AR001	G
23	488Y	Park Hollow Place Sec 1	AR004	G
7	452F,E	Shepherd Park Terraces	Unknown	H
8	452N	Shepherd Forest	IA044	H
17	453E	Glenburne Sec 1	II065	H
18	453E	Glenburne Sec 2	II065	H
19	453E	Weatherly Woods	II065	H
20	453E	Cashiola Mobil Home R/P	II065	H
25	453E	Pecan Gardens	II058	H
27	413W	Cliffside Place	II050	H
22	496B	Wood Bayou Sec 3	NE002	I

HCD 08-108-A

SUBJECT: An Ordinance approving Amended and Restated Single Family Home Repair Program Guidelines		Category #	Page 1 of 1	Agenda Item # 38
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department (HCDD)		Origination Date 05/7/08	Agenda Date* JUL 29 2008	
DIRECTOR'S SIGNATURE: <i>Henry L. Pedrot</i>		Council District affected: All JUL 30 2008		
For additional information contact: Ray Daniels Phone: (713) 868-8321		Date and identification of prior authorizing Council action: July 14, 2004 Ordinance No. 2004-0773 October 18, 2006 Ordinance No. 2006-1056		

RECOMMENDATION: (Summary) An Ordinance approving the 1st Amended and Restated Single Family Home Repair Program Guidelines that include specific limitations for Tier II (Rehabilitation) and Tier III (Reconstruction) that current Revised Guidelines do not include.

Amount of Funding: None **Finance Budget:**

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund
 Other (Specify) N/A

SPECIFIC EXPLANATION:

Single Family Home Repair Program (SFHRP) Guidelines were approved by City Council on July 14, 2004 by Ordinance No. 2004-0773. Revised guidelines for SFHRP were approved October 18, 2006 by Ordinance No. 2006-1056 to increase the amount for Major Rehabilitation (Tier II) projects from \$30,000 to \$40,000 and defined projects over \$40,000 as Substantial Rehabilitation or Reconstruction (Tier III).

The goals of the SFHRP are to assist as many Homeowners as possible, to address only repairs needed to alleviate threats to the health, life, and safety of Homeowners, to improve curb appeal and uplift the general street appearance of selected neighborhoods, and to keep costs at a minimum.

The differences in the previously approved guidelines (noted in 1st paragraph) and the 1st Amended and Restated Guidelines are as follows:

1. Tier II rehabilitation will be limited to the repair items identified in the guidelines and not to exceed an initial in-house estimate of \$30,000.
2. Home repairs, except Tier I, limited to geographic areas specified as Houston Hope Neighborhoods, or other neighborhoods identified by the Mayor.
3. The HCDD annual plan and budget for Tier III (Reconstruction) will be limited to \$1,000,000 for applicants meeting the following priorities:
 - a. those homeowners who have lived in the structures to be replaced for at least ten (10) years,
 - b. those who have friends or relatives who can provide them with interim housing,
 - c. those who applied and met all other qualifications for assistance.
4. The eligibility income limit is being increased from 50% to 80% of area median income.
5. Age and disability eligibility criteria are eliminated, except for Tier I – emergency repair.

The Amended and Restated SFHRP Guidelines and Appendices, including the Exterior Appeal, Weatherization, Health and Safety Home Repair Items List are provided as an attachment to this request for Council action.

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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7/22/08
#38

Summary of Revisions

Single Family Home Repair Guidelines

A. Current Guidelines (Open City Wide to Elderly and/or Disable Applicants)

Tier I – Emergency repairs for conditions beyond homeowner’s control.

Tier II – Moderate to major repairs caused by deferred maintenance.

Tier III – Substantial rehabilitation or reconstruction due to extended deferred maintenance.

Qualifications:

- Homeowner must be elderly or disable with proof of ownership.
- Household income must be at or below 50% of area median income.
- Property taxes must be current.
- Property must be outside the 100-year floodplain (except Tier I).
- Property must be lien free for major rehabilitation and reconstruction.

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B. Revised Guidelines (See conditions below)

Tier I – Emergency repairs for conditions beyond homeowner’s control (still restricted to elderly and/or disabled – City wide)

Tier II – Moderate repairs for limited items to protect structure, conserve energy, improve curb appeal, and eliminate hazards (see attached). These repairs will be limited to an in-house estimate of \$30,000.00 or below.

Tier III – Reconstruction due to extended deferred maintenance throughout the structure. The number of properties considered for reconstruction will be limited to an annual CDBG set-aside of \$1,000,000.00

Qualifications:

- Homeowners within the Houston Hope boundaries with proof of ownership (any age – Tier II & Tier III).
- Household income must be at or below **80%** or area median income (all Tiers).
- Property taxes must be current (all Tiers).
- Property must be outside the 100-year floodplain (except Tier I).
- Property must be lien free for Tier III.

ADVANTAGE OF REVISIONS:

These revisions are critical to provide home repair services to more homeowners by removing the previous limitations (age and disability), increasing the income limits (from 50% to 80%) and limiting the costs per property. In addition, the neighborhood designations will allow visible improvements in the selected neighborhoods.

Exterior Appeal, Weatherization, Health and Safety
Home Repair Program
City of Houston
Eligible Tier II Repairs

The Revised Home Repair Program will generally provide repairs to the exterior of residential structures to improve curb appeal and uplift the general street appearance of selected neighborhoods. Limited interior repairs will be performed to eliminate conditions that affect health and safety.

Qualified Repairs

Roof Covering

Replace roof covering with 20-year composition shingles in accordance with manufacturer's recommendation. Replace damaged decking and install flashing to prevent moisture penetration.

Level/Stabilize Foundation

Install piers under concrete slab foundation or replace deteriorated joists/beams and install termite shields and shims.

Electrical Repairs

Replace weather-head and upgrade service to a minimum of 100 amps.

Replace Entry Door

Replace entry door with standard exterior type unit to include frame, threshold, weather-stripping, hardware, and paint.

Weather-strip Exterior Doors

Install weather-stripping at exterior doors to prevent air penetration. Adjust thresholds if needed.

Windows

Replace damaged and deteriorated windows with standard quality windows to prevent air and moisture penetration. Repair all areas affected by the replacement.

Install Window A/C Unit(s)

Install high efficiency window unit(s) in location identified by homeowner (2-unit max). In lieu of installing window units, minor repairs may be made to an existing central HVAC system.

Exterior Paint

Paint exterior walls (exclude brick) with standard quality exterior paint to include soffits, trim, fascia, etc. Remove and replace rotted/deteriorated siding materials, wood, trim, etc. Prime, caulk and paint to afford full coverage.

Repair/Replace Driveway/Approach

Repair or replace severely damaged (broken, raised, lowered) drive and or approach.

Grading/Drainage/Landscape

Grade around foundation to provide adequate slab exposure (4" minimum) and provide positive drainage away from structure to street. Grade around foundation area of pier and beam to provide positive drainage to street. Adding fill dirt may be necessary to prevent standing water underneath structure. Adequate clearance must be maintained for servicing gas or plumbing lines and providing cross ventilation. Install minimum basic landscaping to conform to neighborhood.

Lead-Based Paint

Properties built prior to 1978 will be inspected for defective painted surfaces and tested for lead-based paint. If defective lead-based paint is revealed, properly prepare surfaces and repaint using safe work practices. Lead clearance will be required.

Replace sub-flooring at bathroom

To include replacing sub-flooring, reset fixtures, and install finish flooring

Water Heater Replacement

Gas water heater requires proper venting, upgrading shut-off valve, gas test, etc.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Condition Assessment of Large Diameter Water Lines.
W.B.S. No. S-000901-0005-4.

Page 1 of 2
Agenda Item # 38-54

FROM: (Department or other point of origin):
Department of Public Works and Engineering

Origination Date:

Agenda Date:

~~JUL 23 2008~~

DIRECTOR'S SIGNATURE:
Michael S. Marcotte
Michael S. Marcotte, P.E. DEE

Council District affected:
C, D, G, I *D17*

JUL 30 2008

For additional information contact:
Reid K. Mrsny
Reid K. Mrsny, P.E. Phone: (713) 837-0452
Senior Assistant Director

Date and identification of prior authorizing Council action:

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

Amount and Source of Funding: \$4,988,400.00 from the Water and Sewer System Consolidated Construction Fund No. 8500.
Prebid 07/06/08

PROJECT NOTICE/JUSTIFICATION: This project is part of the Large Diameter Water Lines Inspection, Replacement, and Rehabilitation Program and is required to provide construction and labor support for installation of interconnections, inspection of and preparation for future long-term monitoring of the existing 66-inch surface water refill line along Wheeler and Richmond.

DESCRIPTION/SCOPE: This project includes preparatory work necessary to permit a shut-down of the 66-inch surface water refill line for condition assessment, including construction of surface water line interconnections, installation of valves, installation of temporary traffic control, and dewatering of pipe lines. The project also includes installation of acoustic monitoring cables, confined space entry support such as ventilation and air monitoring, and construction of immediate rehabilitations.

The contract duration for this project is 730 calendar days. This project was designed by Lockwood, Andrews and Newnam, Inc.

LOCATION: The project area is generally bound by Richmond on the north, Wheeler on the south, Newcastle on the west and Dowling on the east. The project is located in Key Map Grids 491-Z, 492-W, X, Y, Z; 493-W, X, Y, 533-B.

BIDS: Bids were received on June 12, 2008. The four (4) bids are as follows:

Bidder	Bid Amount
1. Huff & Mitchell, Inc.	\$4,182,778.30
2. Texas Sterling Construction Company	\$4,982,266.60
3. Reytec Construction Resources, Inc.	\$5,287,723.00
4. George Construction, Inc.	\$6,550,749.00

REQUIRED AUTHORIZATION

CUIC#20BLL20

Finance Department:
Michael Mitchell

Other Authorization:
Jeff Taylor
Jeff Taylor, Deputy Director
Public Utilities Division

NOT

Date	Subject: Contract Award for Condition Assessment of Large Diameter Water Lines. W.B.S. No. S-000901-0005-4.	Originator's Initials <i>DLZ</i>	Page 2 of 2
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AWARD: It is recommended that this construction contract be awarded to Huff & Mitchell, Inc. with a low bid of \$4,182,778.30 and that Addendum Number 1 be made a part of this contract.

PROJECT COST: The total cost of this project is \$4,988,400.00 to be appropriated as follows:

- Bid Amount \$4,182,778.30
- Contingencies \$209,138.92
- Engineering and Testing Services \$145,000.00
- Project Management \$83,691.78
- Construction Management \$367,791.00

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

Construction Management Services will be provided by Lockwood, Andrews & Newnam, Inc. under a previously approved contract.

Bonus for early completion is included in this project. Incentive bonus will be paid for every day in advance of the Interim Completion deadlines stated in the contract. The maximum incentive bonus allotted is \$60,000.

M/WBE PARTICIPATION: The Affirmative Action & Contract Compliance Department has reviewed and approved the good faith efforts of the contractor in complying with the MWSBE goal as set forth by the City's Affirmative Action Program. The low bidder has submitted the following proposed MBE participation of 7.3%, WBE participation of 5.0%, and SBE participation of 3.0% to satisfy the goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Chief Solutions, Inc.	Line Cleaning	\$ 54,500.00	1.3%
2. City Build Utility Supply	Utility Supplies	\$250,000.00	6.0%
	TOTAL	\$304,500.00	7.3%

<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Choctaw Pipe & Equipment, Inc.	Pipe Supplies	\$210,000.00	5.0%
	TOTAL	\$210,000.00	5.0%

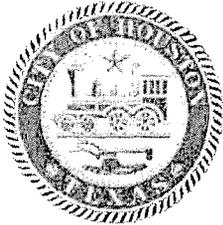
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. APCON SERVICES LLC	Trucking	\$125,500.00	3.0%
	TOTAL	\$125,000.00	3.0%

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

AKM W BL JP
MSM:RKM:HH:BLL:JP

S:\design\A-WS-DIV\Projects\S-0900-02-2\WA10933_(S-000901-0005)\Advertise - Bid - Award\RCA Package\Construction RCA.DOC

- c:** Marty Stein
Velma Laws
Susan Bandy
Michael Ho, P.E.
Craig Foster
File S-000901-0005-3 (3.7)



CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence
Affirmative Action and
Contract Compliance
Division

To: Gary Norman
Public Information Officer
Public Works & Engineering

From: Velma Laws
Director

A handwritten signature in black ink, appearing to read "Velma Laws".

Date: July 15, 2008

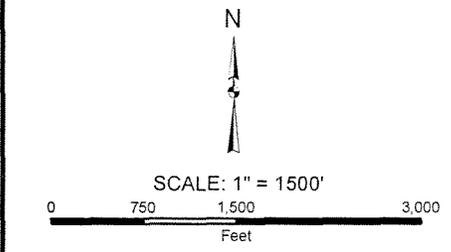
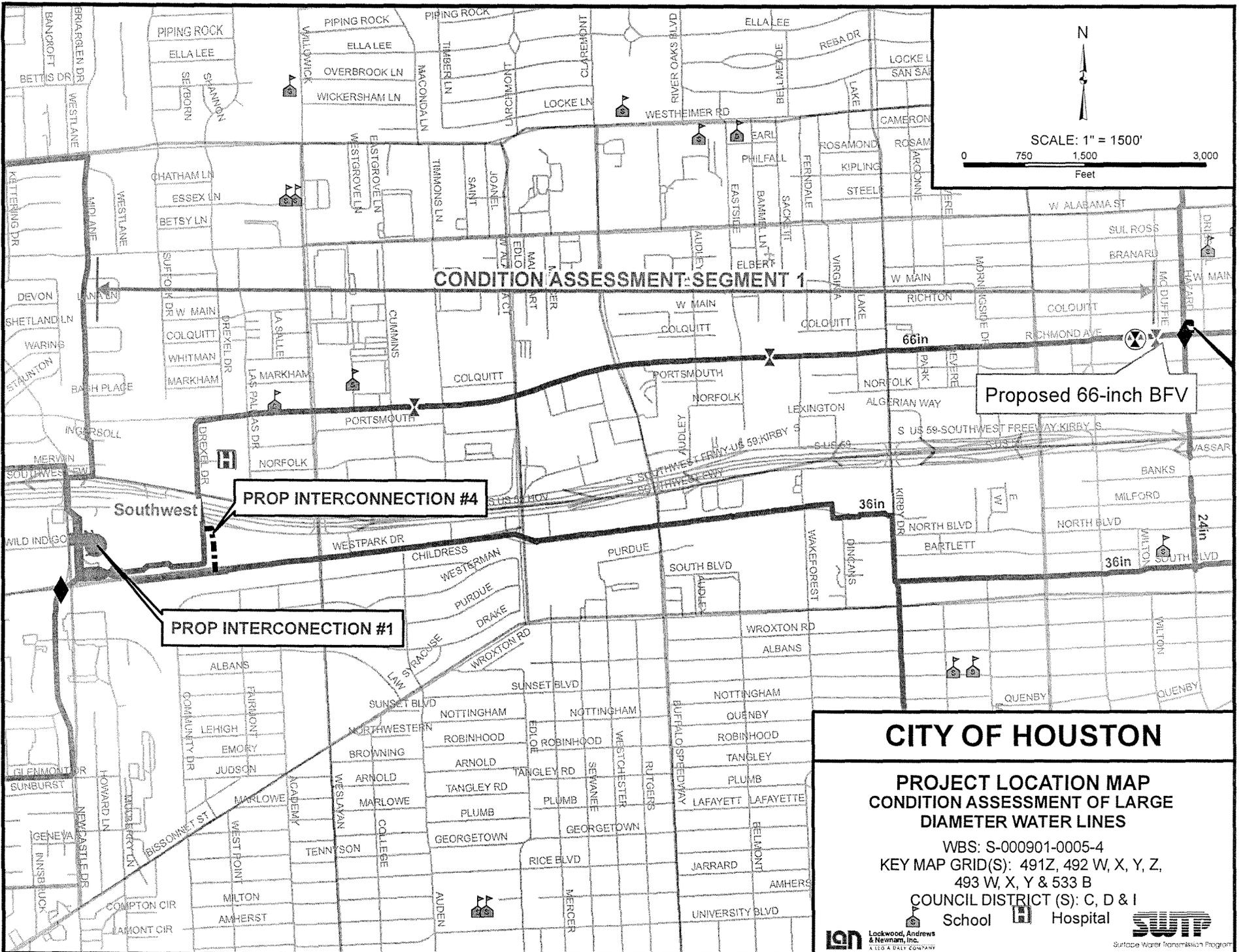
Subject: **Contract Award for Condition
Assessment of Large Diameter Water
Lines - WBS # S-000901-0005-4**

Our office reviewed and evaluated Huff & Mitchell's Good Faith Efforts (GFEs) as it relates to the project listed above. The following goals apply to this project: 14% MBE, 5% WBE and 3% SBE. Amount and source of funding for this project is \$4,988,400, from the Water & Sewer System Consolidated Construction Fund Number 8500.

- Huff & Mitchell's original MBE, WBE and SBE goal attainment was 4% for all three categories. The Office of Affirmative Action denied their Good Faith Efforts and recommended a more vigorous effort be done to justify and satisfy GFEs.
- After speaking to the President of Huff & Mitchell, our office granted an additional 10 days for Huff & Mitchell to come up with GFEs.
- Huff & Mitchell submitted another GFE report which has the following percentages: 7.3% MBE, 5% WBE and 3% SBE. Huff & Mitchell also reached out to various minority-owned newspapers, contacted Mr. Juan Padilla (Mr. Padilla works for Affirmative Action and he sent notice to bid to our certified S/M/W/BEs via e-mails). Huff & Mitchell also contacted HMBC and WBEA.
- Although the overall S/M/W/BE percentages equal 15.3%, this total is a major improvement from the original overall percentage of 4%.
- As part of the GFEs review process, the Office of Affirmative Action evaluates the general contract's S/M/W/BE participation data. The City of Houston has awarded Huff & Mitchell a total of 5 projects. Of these, 2 had no S/M/W/BE goal, 2 received Satisfactory ratings and 1 received an Outstanding rating.

Based on the findings listed above, we recommend approval of Huff & Mitchell's Good Faith Efforts.

07/08:29



PROP INTERCONNECTION #4

PROP INTERCONNECTION #1

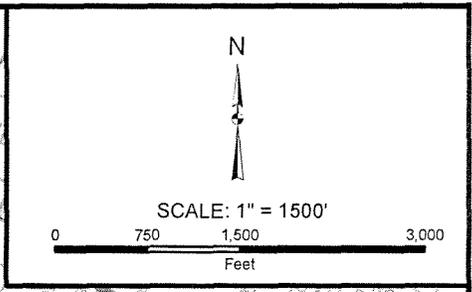
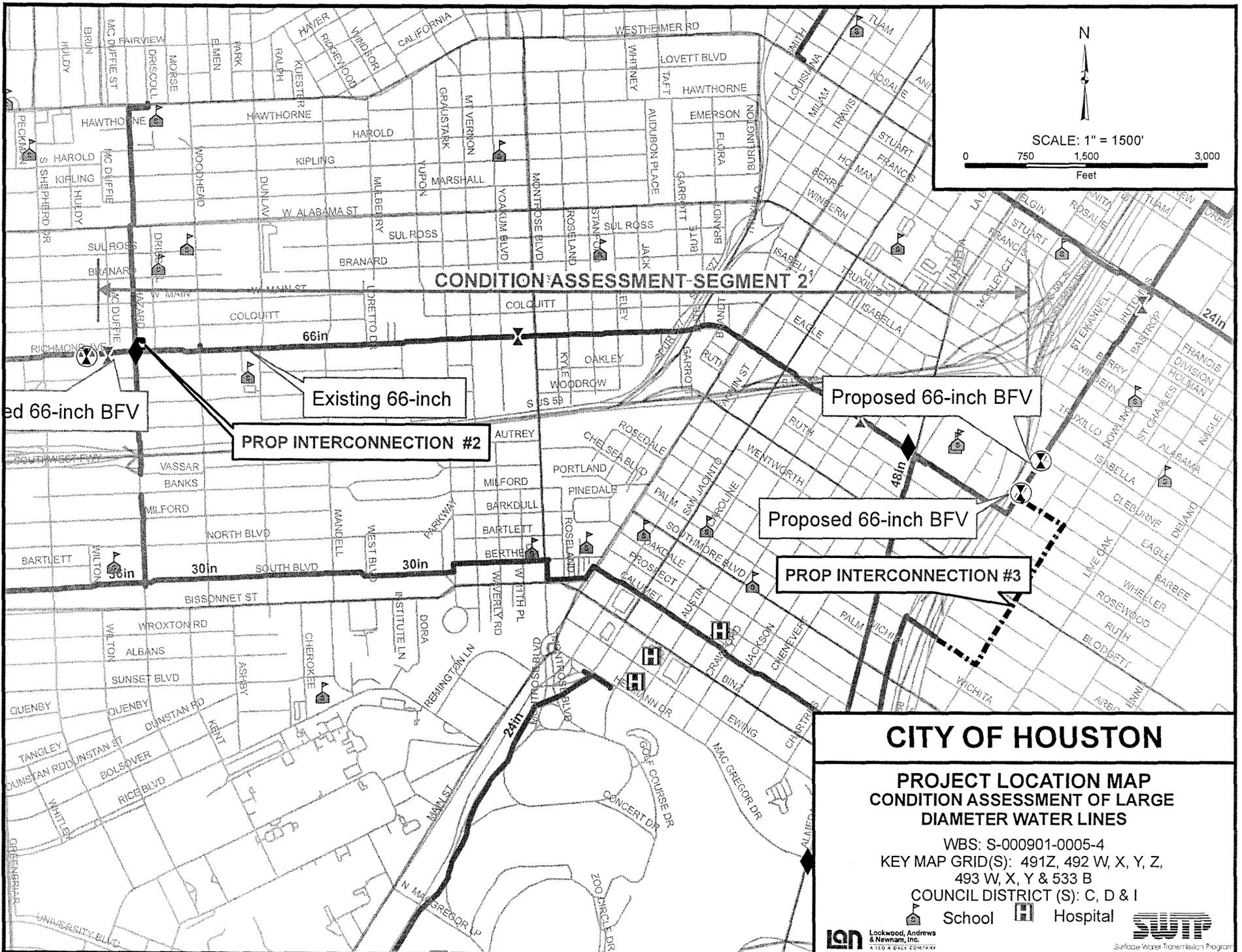
Proposed 66-inch BFV

CITY OF HOUSTON

PROJECT LOCATION MAP
CONDITION ASSESSMENT OF LARGE
DIAMETER WATER LINES

WBS: S-000901-0005-4
 KEY MAP GRID(S): 491Z, 492 W, X, Y, Z,
 493 W, X, Y & 533 B
 COUNCIL DISTRICT (S): C, D & I
 School Hospital

LAN Lockwood, Andrews & Newnam, Inc. A TEO & BALLY COMPANY
SWTP Surface Water Transmission Program



CITY OF HOUSTON

PROJECT LOCATION MAP
CONDITION ASSESSMENT OF LARGE
DIAMETER WATER LINES

WBS: S-000901-0005-4
 KEY MAP GRID(S): 491Z, 492 W, X, Y, Z,
 493 W, X, Y & 533 B
 COUNCIL DISTRICT (S): C, D & I

School Hospital

Lockwood, Andrews & Newnam, Inc. A LEO A DALY COMPANY
 Surface Water Transmission Program