

**AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 11, 2009 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

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

**1:30 P. M. - ROLL CALL**

**ADOPT MINUTES OF PREVIOUS MEETING**

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

**5:00 P. M. - RECESS**

**RECONVENE**

**WEDNESDAY - AUGUST 12, 2009 - 9:00 A. M.**

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

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 1 through 35**

**MISCELLANEOUS** - NUMBERS 1 and 2

1. REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **GREENSPPOINT DISTRICT OF HARRIS COUNTY BOARD OF DIRECTORS**, for terms to expire June 1, 2013:
  - Position One - **MS. MICHELLE YBARRA**, reappointment
  - Position Two - **MR. ALAN S. FINGER**, reappointment
  - Position Three - **MR. JOHN D. FIELDS**, reappointment
  - Position Four - **MS. KAREN MARSHALL**, reappointment
  - Position Five - **MR. RAY BEJARANO**, reappointment
  - Position Six - **MR. STEVEN W. MUCK**, reappointment
  - Position Seven - **MR. CHARLES R. LOPEZ**, reappointment
  - Position Eight - **MR. THOMAS "TOM" R. WUSSOW**, reappointment
  - Position Nine - **MR. JAY FOUCHEUX**, appointment
  - Position Ten - **MR. ADAM RUIZ, JR.**, reappointment
  - Position Eleven - **DR. ROSARIO MARTINEZ CASTILLO**, reappointment
2. RECOMMENDATION from Director General Services Department for approval of Computer Image for Dedication Plaque for Houston Police Department Property Room Replacement **DISTRICT H - GONZALEZ**

**ACCEPT WORK** - NUMBERS 3 through 5

3. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$87,200.00 and acceptance of work on contract with **CST ENVIRONMENTAL, INC** for Lead Remediation, Backfill and Compaction HPD SWAT Rifle Range at Police Academy - 1.40% over the original contract amount - **DISTRICT B - JOHNSON**
4. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$7,145,027.00 and acceptance of work on contract with **PRIME CONTRACTORS, INC** for Mounted Patrol Facility Relocation - 9.99% over the original contract amount
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,386,573.03 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for San Felipe Paving Improvements from Chimney Rock to Yorktown - 1.67% over the original contract amount - **DISTRICT G - HOLM**

**PROPERTY** - NUMBERS 6 and 7

6. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay all costs of Court and pursue the City's objections to the Award in connection with eminent domain proceeding styled City of Houston v. J. E. Fisher Investments, Ltd., et al., Cause No. 922,974; for acquisition of Parcels LY6-019 through LY6-022, LY8-27, LY8-028A and LY8-28B; for **PINEMONT PAVING: T. C. JESTER to ELLA BOULEVARD DETENTION POND CONSTRUCTION PROJECT - DISTRICT A - LAWRENCE**
7. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Carl Johnson, Director of Facilities and Planning, Harris County Hospital District, for the abandonment and sale of a portion of McGee Street from Hoffman Road west  $\pm 1,042$  feet, a portion of Troost Street from Hoffman Road west  $\pm 987$  feet, and Hoffman Road from Interstate Highway 610 North to Kelley Street, in exchange for the conveyance to the City of 60-foot-wide right-of-way for and construction of a street to City standards and two 20-foot-wide water line easements, all located in Kashmere Gardens, Park Section, out of the Harris and Wilson Two League Grant, A-32, (Parcels SY9-081A, SY9-081B, SY9-081C, AY9-552, KY9-212A and KY9-212B) and **RESCIND Motion 2007-280, 3/21/07 - DISTRICT B - JOHNSON**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 8 through 13

8. **CENTURION INDUSTRIES, INC** for Metal Roof System at Fire Station No. 20 from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for General Services Department - \$97,350.00 and contingencies for a total amount not to exceed \$107,085.00 - Reimbursement of Equipment/Projects Fund - **DISTRICT I - RODRIGUEZ**
9. ORDINANCE appropriating \$169,876.81 out of Reimbursement of Equipment/Projects Fund for Emergency Wall Stabilization and Structural Repair Services of the Bethel Missionary Baptist Church for the General Services Department
  - a. **WALTER P. MOORE** - \$60,271.15 and **SPAWMAXWELL COMPANY, LP** - \$109,605.66 for Emergency Wall Stabilization and Structural Repair Services for the Bethel Missionary Baptist Church for General Services Department
10. **INVERNESS MEDICAL INNOVATIONS NORTH AMERICA, INC** for Rapid Diagnostic HIV Test Kits for Houston Department of Health & Human Services - \$5,750,037.50 - Grant Fund
11. **ORACLE USA, INC** for Oracle Technical Support Services through the City's Master Agreement with Texas Department of Information Resources for Information Technology Department \$412,770.29 - Central Service Revolving Fund
12. ORDINANCE appropriating \$189,313.02 out of Parks Consolidated Construction Fund for Purchase and Installation of Phone and Networking Equipment for Gragg Building and Wheeler Warehouse Building for Parks & Recreation Department Campus - **DISTRICT I - RODRIGUEZ**
  - a. **INX, INC** for Cisco Voice Over IP Telephones and Network Equipment through the City's Master Agreement with Texas Department of Information Resources for Park & Recreation Department \$121,137.15 - Parks Consolidated Construction Fund
13. **MSC INDUSTRIAL SUPPLY COMPANY** for Spending Authority to purchase Industrial Supplies from the State of Texas Procurement and Support Services through the State of Texas Cooperative Purchasing Program for Various Departments - \$1,383,660.00 - General and Enterprise Funds

**ORDINANCES** - NUMBERS 14 through 35

14. ORDINANCE **AMENDING CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to accident reports; containing findings and other provisions relating to the foregoing subject; providing for severability
15. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of four (4) 10-foot-wide sanitary sewer easements (Parcels SY9-025A-D), and of four (4) 10-foot-wide utility easements (Parcels SY9-025E-H) and their attendant four (4) 20-foot-wide aerial easements; vacating and abandoning said easements to New Hope Housing, Inc., the abutting owner, in consideration of its conveyance to the City of a 15-foot-wide sanitary sewer easement (Parcel DY9-038); all easements being out of Block 98 of the Denver Addition, in the Harris & Wilson Survey, A-32, Houston, Harris County, Texas; and its payment of \$4,200.00 and other consideration to the City - **DISTRICT H - GONZALEZ**
16. ORDINANCE authorizing the sale of Sanitary Sewer Easement on 0.1877 acre, more or less, out of the H.T. & B.R.R. Co., Sec. 2 Survey, A-979, Houston, Harris County, Texas to Northwood Municipal Utility District No. 1 - Revenue - **DISTRICT B - JOHNSON**

**ORDINANCES** - continued

17. ORDINANCE consenting to the addition of 133.082 acres of land to **CY-CHAMP PUBLIC UTILITY DISTRICT**, for inclusion in its district
18. ORDINANCE consenting to the addition of 548.21 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 119**, for inclusion in its district
19. ORDINANCE terminating Lease Agreement No. 56903, by and between the City of Houston and **TRAMMELL CROW COMPANY IAH INTERNATIONAL AIR CARGOCENTRE II, L.P.**, and concurrently approving and authorizing new lease agreement between the City of Houston and **TRAMMELL CROW COMPANY IAH INTERNATIONAL AIR CARGOCENTRE II, L.P.** for certain premises at George Bush Intercontinental Airport/Houston - **DISTRICT B - JOHNSON**
20. ORDINANCE approving and authorizing Lease Agreement for ten (10) years, with two (2) five (5) year renewals, between the Port of Houston Authority of Harris County Texas, Landlord, and the City of Houston, Texas, Tenant, for ground and lease space at 8675 Clinton Drive, Houston, Texas, for the Radio Communications Division of the Information Technology Department to construct a new communications tower and a radio communications room, at a rent of \$2,000.00, per month - **DISTRICT B - JOHNSON**
21. ORDINANCE approving and authorizing first amendment to Land Credit and Exchange Interlocal Agreement between the City of Houston and **NORTH FOREST INDEPENDENT SCHOOL DISTRICT ("NFISD")** to increase the credit amount to NFISD for each Houston Hope I Property to be acquired by the Land Assemblage Redevelopment Authority ("LARA")
22. ORDINANCE approving and authorizing submission of an application to the **TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS** for Texas Neighborhood Stabilization Program ("TX NSP") Funds in the amount of \$2,700,00.00 and to accept the TX NSP Funds, if awarded - Grant Fund
23. ORDINANCE amending Ordinance No. 2009-457 to replace Exhibit "B", Projected use of funds Budget for Thirty Fourth CDBG Program Year, with a separate budget for Community Development Block Grant Funds under the American Recovery and Reinvestment Act of 2009 ("CDBG-R") in the amount of \$8,093,613.00 - **DISTRICTS B - JOHNSON; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ**
24. ORDINANCE appropriating \$81,225.00 from Equipment Acquisition Consolidated Fund; approving and authorizing lease agreement between **STANDARD PARKING CORPORATION**, as landlord, and the City of Houston, Texas, as tenant, for 15 parking spaces at 1010 Travis Street, Houston, Texas, for three years, for use by the Records Management System Project Team of the Houston Police Department - 3 Years - **DISTRICT I - RODRIGUEZ**
25. ORDINANCE suspending the effective date of revised rate schedules filed by **CENTERPOINT ENERGY ENTEX** for all customers within the City of Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for severability
26. ORDINANCE altering maximum prima facie speed limits in certain school zones in the City of Houston; making various findings and containing other provisions relating to the subject; declaring certain conduct to be unlawful and providing a penalty; providing for severability; containing a repealer; containing a savings clause



**ORDINANCES** - continued

27. ORDINANCE approving and authorizing contract between the City of Houston and **FELDMAN ROGERS MORRIS & GROVER, L.L.P.** for Legal Services relating to Civil Action No. H-09-2080; Darryl E. Ayers, et al. v the City of Houston; in the United States District Court for the Southern District of Texas, Houston Division; establishing a maximum contract amount - \$92,625.00 Property and Casualty Fund
28. ORDINANCE approving and authorizing contract between the City of Houston and **EPSTEIN BECKER GREEN WICKLIFF & HALL, P.C.** for Legal Services relating to various utility related matters, upcoming Water/Sewer Rate Cases, Legislative Assistance and Legal Consultation; terminating prior Contract No. 4600009698 authorized by Ordinance No. 2009-0489; providing a maximum contract amount - \$1,385,000.00 - General Fund
29. ORDINANCE awarding contract to **MERIDIAN MANAGEMENT CORPORATION** for Facilities Maintenance Services for the General Services Department; providing a maximum contract amount - 3 Years with two one-year options - \$20,131,579.60 - General and Enterprise Funds
30. ORDINANCE appropriating \$150,000.00 out of Equipment Acquisition Consolidated Fund for the Purchase of Information Technology Equipment for the Houston Public Library; including funding for purchase of Security Equipment under an existing contract with **3M COMPANY**
31. ORDINANCE approving and authorizing agreement by and between the City of Houston and **HARRIS COUNTY, TEXAS**, for Harris County to acquire needed property to be conveyed to the City, and to design, construct and fund the reconstruction of Lorraine Street in connection with the extension of the Hardy Toll Road South from its current terminus to connect with U. S. Highway 59 and the northern approach to the Elysian Viaduct - **DISTRICTS B - JOHNSON and H - GONZALEZ**
32. ORDINANCE appropriating \$30,000.00 out of Street & Bridge Consolidated Construction Fund; approving and authorizing Amendment one to an Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for the Reconstruction of Little York from East Hardy Road to US 59; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**
33. ORDINANCE appropriating \$3,072,900.00 out of Reimbursement of Equipment/Projects Fund and approving and authorizing Architectural Services Contract between the City of Houston and **STUDIO RED ARCHITECTS, LP** for Design and Construction Phase Services for the Central Permitting Center; providing funding for the Civic Art Program and contingencies relating to construction of facilities financed by the Reimbursement of Equipment/Projects Fund - **DISTRICT H - GONZALEZ**
34. ORDINANCE appropriating \$30,573,750.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation to Construction Management At-Risk Contract (Approved by Ordinance No. 2008-1068) between the City of Houston and **J. E. DUNN SOUTH CENTRAL, INC** for Construction of Right-of-way and Fleet Maintenance Facilities; providing funding for engineering and testing services, Civic Art Program and contingencies related to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ**

**ORDINANCES** - continued

35. ORDINANCE granting to **MINER DEDRICK, LLC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING**

**END OF CONSENT AGENDA**

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

**MATTERS HELD** - NUMBERS 36 through 40

36. MOTION by Council Member Lawrence/Seconded by Council Member Green to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Jake English, Rekha Engineering, Inc., on behalf of Lily Grove Missionary Baptist Church (Reginald Mack, Deacon), for abandonment and sale of 1) South Lawn Avenue, from Stearns Street to Tierwester Street; 2) Alice Street, from Stearns Street east to its terminus; and 3) Cadillac Street, from Alice Street north  $\pm 212.87$ -feet, located in the South Lawn Addition or the Southland Addition, all out of the Louis Gladitch Survey, A-304, Parcels SY9-068A, SY9-068B and SY9-068C - **DISTRICT D - ADAMS** - **TAGGED BY COUNCIL MEMBER ADAMS**  
This was Item 10 on Agenda of August 5, 2009
37. RECOMMENDATION from Purchasing Agent to award to **BOMBARDIER TRANSPORTATION (HOLDINGS) USA, INC** for Purchase of Automated People Mover System Parts for the Houston Airport System - \$2,580,545.91 - Enterprise Fund  
**TAGGED BY COUNCIL MEMBER JOHNSON**  
This was Item 11 on Agenda of August 5, 2009
38. MOTION by Council Member Green/Seconded by Council Member Clutterbuck to adopt recommendation to award to **MORNING PRIDE MFG dba HONEYWELL FIRST RESPONDER PRODUCTS** for Personal Protective Gear for Various Departments - \$2,801,947.00 - General and Enterprise Funds - **TAGGED BY COUNCIL MEMBER RODRIGUEZ**  
This was Item 14 on Agenda of August 5, 2009
39. ORDINANCE appropriating \$2,500,000.00 out of Water & Sewer System Consolidated Construction Fund; amending Ordinance No. 98-575 (Passed July 15, 1998) to increase the maximum contract amount; approving and authorizing fourth amendment to contract between the City of Houston and **ITRON, INC** approved by the same ordinance for a Radio Automated Water Meter Reading System - \$1,610,600.00 - Enterprise Fund  
**TAGGED BY COUNCIL MEMBER JOHNSON**  
This was Item 32 on Agenda of August 5, 2009

**MATTERS HELD** – continued

40. ORDINANCE No. 2009-0676, passed second reading June 28, 2009

ORDINANCE granting to **ENTERGY TEXAS, INC** the right, privilege and franchise to use the public rights-of-way to use, license, or exploit the Company's facilities within the public rights-of-way to conduct an Electrical Lighting and Power Business in the City and for such other business purposes as the company may desire from time to time, specifically including, but not limited to, the granting of access to those facilities for the delivery of broadband through power lines or similar service within the City of Houston, Texas; containing a repealer; containing a severability clause - **THIRD READING**

**POSTPONED BY MOTION #2009-591, 8/5/09**

This was Item 34 on Agenda of August 5, 2009

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

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

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

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

**CITY COUNCIL CHAMBER - CITY HALL 2<sup>nd</sup> FLOOR - TUESDAY**  
**AUGUST 11, 2009 - 2:00 PM**

**NON-AGENDA**

2MIN	2MIN	2MIN
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MS. OLGA CAPETILLO – 5501 Starling St. – 77017 – 713-894-2750 – Carpet issues in neighborhood

3MIN	3MIN	3MIN
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MS. PAMELA K. ANDERS – 1116 Milford – 77006 – 713-256-6677 – Crime in neighborhood – Museum District

MS. BEULAH MAXIE – 2854 Knotty Oaks Trail – 77045 – 832-483-3751 – MEDIC Ambulance

MS. CAROLYN WEBSTER – 6823 Reed Rd. – 77087 – 713-644-9266 – Community Drug and Trash

MS. VANESSA DEVEVIN – 4219 Carrington – 77047 – 832-725-8063 – City Services/HPD

MR. SAMMIE JONES – 3325 Airport – 77051 – Message No. 713-733-9820 – Health care

MS. BETH LOUSTEAU – 316 Goldenrod St. – 77009 – 713-806-3704 – Neighbor's runoff from roof

MR. BRETT CLANTON - 316 Goldenrod St. – 77009 – 713-806-3704 – Neighbor's runoff from roof

DR. DAVETTA MILLS DANIELS – 3314 Arbor – 77004 – 832-245-7866 – B. A. R. C.

OFFICER H. M. BAUM – 3534 Glenwood Spring Dr. – Humble – TX – 77345 – 281-360-4501 – A dangerous lack of security at 1400 Lubbock

**PREVIOUS**

1MIN	1MIN	1MIN
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MR. TRENT WINTERS – 7955 W. Bellfort – 77071 – 713-729-1153 – HFD

MR. WILLIAM BEAL - 4718 Boicewood - 77016 - 713-633-0126 – President Ronald Wilson Reagan: The Active United States President: 8/5/09

MS. MARY TAYLOR - 1403 Fashion Hill Dr. - 77088 - 281-445-0682 – YMCA 26.82 acres on park land in Willow Run

DR. ANITA SPIVEY – 1559 Tarrberry – 77088 – 832-426-0255 – Police questioning my great grand son about criminal act

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – False Arrest – HPD – Dragged – Unknown location – P/Trespassing Change report W-R-O-Known



BILL WHITE  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

July 29, 2009

COPY TO EACH MEMBER OF COUNCIL:  
CITY SECRETARY: 7-30-09 date  
COUNCIL MEMBER: \_\_\_\_\_

AUG 12 2009

The Honorable City Council  
City of Houston

Dear Council Members:

Pursuant to Chapter 3803, Texas Special District Local Laws Code, I am nominating the following individuals for appointment or reappointment to the Greenspoint District of Harris County Board of Directors for terms to expire June 1, 2013, as recommended by the District Board of Directors, subject to Council confirmation:

Ms. Michelle Ybarra, reappointment to Position One;  
Mr. Alan S. Finger, reappointment to Position Two;  
Mr. John D. Fields, reappointment to Position Three;  
Ms. Karen Marshall, reappointment to Position Four;  
Mr. Ray Bejarano, reappointment to Position Five;  
Mr. Steven W. Muck, reappointment to Position Six;  
Mr. Charles R. Lopez, reappointment to Position Seven;  
Mr. Thomas "Tom" R. Wussow, reappointment to Position Eight;  
Mr. Jay Foucheux, appointment to Position Nine;  
Mr. Adam Ruiz, Jr., reappointment to Position Ten and  
Dr. Rosario Martinez Castillo, reappointment to Position Eleven.

Résumés of the appointees are attached for your review.

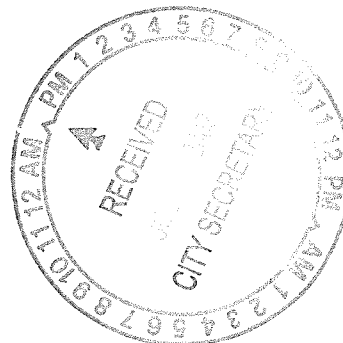
Sincerely,

Bill White  
Mayor

Attachments

BW:CC:jsk

cc: Mr. Jack Drake, President, Greenspoint District  
Ms. Jeanne McDonald, Attorney for the District, Greenspoint District



<b>SUBJECT:</b> Dedication Plaque Property Room Replacement WBS No. G-000101-0001-4		<b>Page</b> 1 of 1	<b>Agenda Item</b> <i>2</i>
<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> <i>08-04-09</i>	<b>Agenda Date</b> <i>AUG 12 2009</i>	
<b>DIRECTOR'S SIGNATURE</b> <i>[Signature]</i> <i>7/28/09</i> Issa Z. Dadoush, P.E.		<b>Council District(s) affected:</b> H	
<b>For additional information contact:</b> Jacquelyn L. Nisby <i>[Signature]</i> <b>Phone:</b> (832) 393-8023		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2005-1018, August 31, 2005 Ordinance No. 2007-729, June 20, 2007	
<b>RECOMMENDATION:</b> Approve computer image for dedication plaque.			
<b>Amount and Source Of Funding:</b> No Additional Funding Required.		<b>Finance Budget:</b>	
<b>SPECIFIC DESCRIPTION:</b> The General Services Department recommends that City Council pass a motion to approve a computer image for a dedication plaque (copy attached) for the Property Room Replacement.			
<b>PROJECT LOCATION:</b> Police Property Room 1202 Washington (493L)			
<b>PROJECT DESCRIPTION:</b> This project replaced the existing HPD Property Room with a new 32,676 sf interior one-story storage structure, 11,117 sf two-story office space; and 15,277 sf exterior covered storage; related parking and site work. The scope of work included interior evidence storage for hand and long guns, electronic items, frozen and non-frozen biological specimens, general storage, narcotics storage, and exterior storage for tires, bicycles, large machinery and flammable chemicals.			
<b>REPRESENTATION:</b> The plaque identifies the City of Houston elected officials and department heads who served when the project commenced as well as the individuals serving in those positions at the completion of the project.			
IZD:JLN:HB:MCP:JW:jw			
Attachment			
c: Marty Stein, Issa Z. Dadoush, P.E., Jacquelyn L. Nisby, Harold L. Hurtt, File			
<b>REQUIRED AUTHORIZATION</b> <span style="float: right;">CUIC#25CONS107</span>			
<b>General Services Department:</b> <i>[Signature]</i> Humberto Bautista, P.E. Chief of Design & Construction Division	<b>Other Authorization:</b>	<b>Houston Police Department:</b> <i>[Signature]</i> Harold L. Hurtt Chief	

# HPD PROPERTY ROOM

## CITY OF HOUSTON

2005

BILL WHITE, MAYOR

2009

BILL WHITE, MAYOR

### DISTRICT COUNCIL MEMBERS

TONI LAWRENCE  
CAROL MIMS GALLOWAY  
MARK GOLDBERG  
ADA EDWARDS  
ADDIE WISEMAN  
M.J. KHAN, P.E.  
PAM HOLM  
ADRIAN GARCIA  
CAROL ALVARADO

DISTRICT A  
DISTRICT B  
DISTRICT C  
DISTRICT D  
DISTRICT E  
DISTRICT F  
DISTRICT G  
DISTRICT H  
DISTRICT I

### DISTRICT COUNCIL MEMBERS

TONI LAWRENCE  
JARVIS JOHNSON  
ANNE CLUTTERBUCK  
WANDA ADAMS  
MIKE SULLIVAN  
M.J. KHAN, P.E.  
PAM HOLM  
EDWARD GONZALEZ  
JAMES G. RODRIGUEZ

DISTRICT A  
DISTRICT B  
DISTRICT C  
DISTRICT D  
DISTRICT E  
DISTRICT F  
DISTRICT G  
DISTRICT H  
DISTRICT I

### COUNCIL MEMBERS AT LARGE

MARK ELLIS  
GORDON QUAN  
SHELLEY SEKULA-GIBBS, M.D.  
RONALD C. GREEN  
MICHAEL BERRY

POSITION 1  
POSITION 2  
POSITION 3  
POSITION 4  
POSITION 5

### COUNCIL MEMBERS AT LARGE

PETER BROWN  
SUE LOVELL  
MELISSA NORIEGA  
RONALD C. GREEN  
JOLANDA "JO" JONES

POSITION 1  
POSITION 2  
POSITION 3  
POSITION 4  
POSITION 5

ANNISE D. PARKER

CONTROLLER

HAROLD L. HURTT, POLICE CHIEF  
ISSA Z. DADOUSH, P.E., DIRECTOR  
PAGE SOUTHERLAND PAGE, LLP

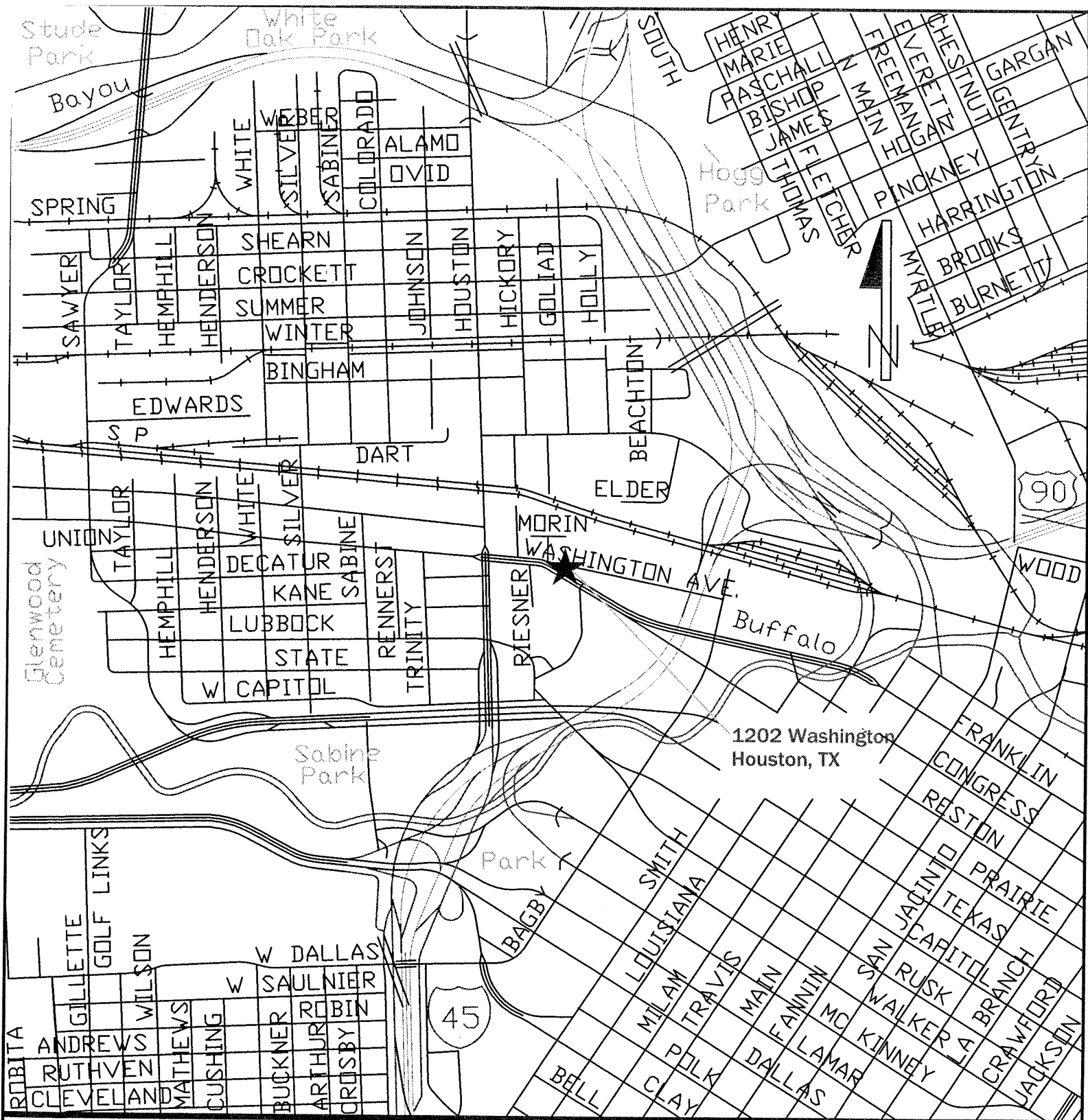
HOUSTON POLICE DEPARTMENT  
BUILDING SERVICES DEPARTMENT  
ARCHITECT

ANNISE D. PARKER

CONTROLLER

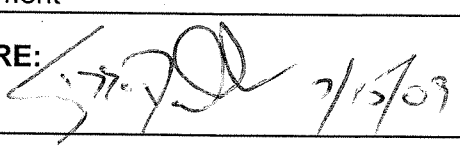
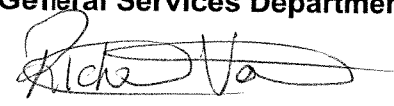
HAROLD L. HURTT, POLICE CHIEF  
ISSA Z. DADOUSH, P.E., DIRECTOR  
PRIME CONTRACTORS, INC.

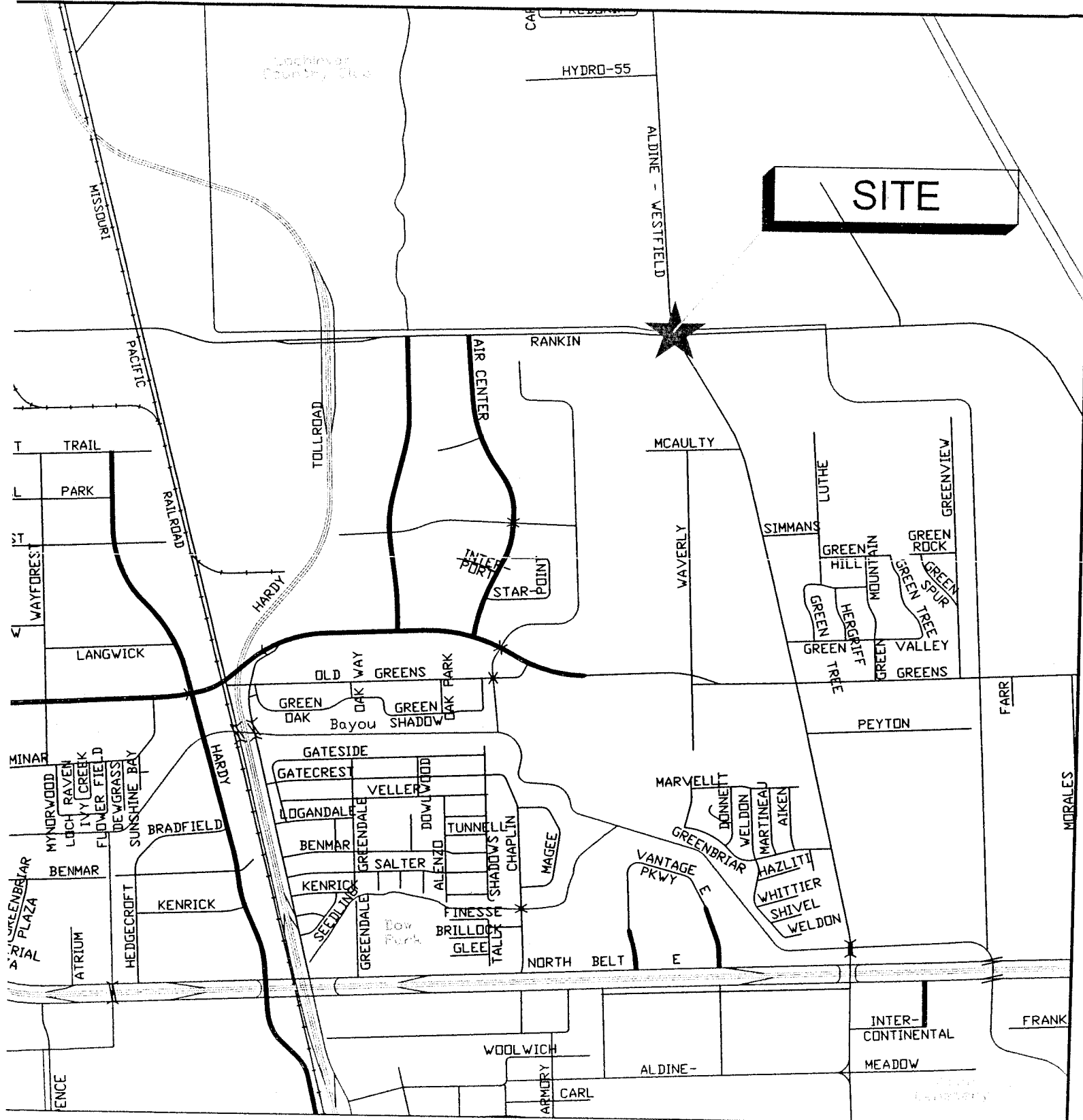
HOUSTON POLICE DEPARTMENT  
GENERAL SERVICES DEPARTMENT  
GENERAL CONTRACTOR



**Property Room Replacement  
1202 Washington  
HOUSTON, TX 77002**



<b>SUBJECT:</b> Accept Work CST Environmental, Inc. Lead Remediation, Backfill and Compaction HPD SWAT Rifle Range at Police Academy WBS No. D-000073-0084-4		<b>Page</b> 1 of 1	<b>Agenda Item</b>  3
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 8-6-09	<b>Agenda Date</b> AUG 12 2009
<b>DIRECTOR'S SIGNATURE:</b> Issa Z. Dadoush, P.E.  7/15/09		<b>Council District affected:</b> B	
<b>For additional information contact:</b> Jacquelyn L. Nisby Phone: 832-393-8023		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 08-0811 Dated: 09/10/2008	
<b>RECOMMENDATION:</b> Pass a motion approving the final contract amount of \$87,200.00, accept the work and authorize final payment.			
<b>Amount and Source of Funding:</b> No Additional Funding Required.		<b>Finance Budget:</b>	
<b>Previous Funding:</b> \$110,300.00 General Improvement Consolidated Construction Fund (4509)			
<b>SPECIFIC EXPLANATION:</b> The General Services Department recommends that City Council approve the final contract amount of \$87,200.00 or 1.40% over the original contract amount, accept the work and authorize final payment to CST Environmental, Inc., for lead remediation, backfill and compaction at HPD SWAT Rifle Range at the Police Academy.			
<b>PROJECT LOCATION:</b> 17000 Aldine Westfield Road Houston, Texas (Key Map 373-H)			
<b>PROJECT DESCRIPTION:</b> The scope of work consisted of lead remediation, backfilling and compaction at HPD SWAT Rifle Range. It also included saw cutting, demolition and removal of concrete pavement, loading, hauling and proper disposal of debris generated as a result of all activities.			
<b>CONTRACT COMPLETION AND COST:</b> The contractor completed the project within 56 days: the original contract time of 25 days plus 31 days approved by Change Order. The final cost of the project, including Change Order 1, is \$87,200.00, an increase of \$1,200.00 over the original contract amount.			
<b>PREVIOUS CHANGE ORDER:</b> Change Order 1 addressed an unforeseen condition that necessitated removal of a previously unknown concrete slab of approximately 850 square feet found under the sand pit area, and granted non-compensable time extensions due to excessive rains which made groundwork impossible with the heavy equipment.			
IZD:JLN:HB:GM:MCJ:mcj			
c: Marty Stein Jacquelyn E. Nisby Velma Laws Gabriel Mussio File			
<b>REQUIRED AUTHORIZATION</b> <span style="float: right;">CUIC ID # 25GM187</span>			
<b>General Services Department:</b>  Humberto Bautista, P.E. Chief of Design & Construction Division	<b>Other Authorization:</b>		<b>Other Authorization:</b>





# Lead Remediation, Backfill and Compaction HPD SWAT Rifle Range at Police Academy

17000 Aldine Westfield, Houston TX

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work Prime Contractors, Inc. Mounted Patrol Facility Relocation WBS No. G-000117-0001-4		<b>Page</b> 1 of 2	<b>Agenda Item</b> 4
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 08-04-09	<b>Agenda Date</b> AUG 12 2009
<b>DIRECTOR'S SIGNATURE:</b> Issa Z. Dadoush, P. E.  8/23/09		<b>Council District affected:</b> ETJ	
<b>For additional information contact:</b> Jacquelyn L. Nisby  Phone: 832-393-8023		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2007-1299, Dated November 28, 2007 Ordinance No. 2008-1117, Dated December 3, 2008	
<b>RECOMMENDATION:</b> Pass a motion approving the final contract amount of \$7,145,027.00, accept the work, and authorize final payment.			
<b>Amount and Source of Funding:</b> No Additional Funding Required		<b>Finance Budget:</b>	
<b>Previous Funding:</b> \$7,533,442.03—Police Consolidated Construction Fund (4504)			

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$7,145,027.00 or 9.99% over the original contract amount, accept the work and authorize final payment to Prime Contractors, Inc. for construction services in connection with the Mounted Patrol Facility Relocation for the Houston Police Department.

**PROJECT LOCATION:** 5005 Little York (414 U)


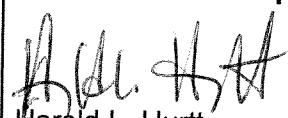
**PROJECT DESCRIPTION:** This project constructed a new 28,800 SF facility for HPD's Mounted Patrol and Canine Training Unit, which includes office space; stables for 46 horses; hay storage; kennels and food storage for eight dogs; locker rooms; a roll-call room and an officer's break room.

**PREVIOUS HISTORY AND PROJECT SCOPE:** On December 3, 2008, City Council approved a First Amendment to the contract to increase the maximum contract contingency from 5% to 10% to provide additional improvements to the facility.

**CONTRACT COMPLETION AND COST:** The contractor completed the project within 443 days: the original contract time of 365 days plus 78 days approved by Change Orders. The final cost of the project including Change Orders is \$7,145,027.00, an increase of \$649,027.00 over the original contract amount.

The project design consultant and construction manager was 3D/International, Inc.

NDT

REQUIRED AUTHORIZATION		CUIC ID#25CONS112
<b>General Services Department:</b>  Humberto Bautista, P.E. Chief of Design & Construction Division		<b>Houston Police Department:</b>  Harold L. Hurtt Chief of Police

<b>Date</b>	<b>Subject:</b> Accept Work Prime Contractors, Inc. Mounted Patrol Facility Relocation WBS No. G-000117-0001-4	<b>Originator's Initials</b> KTH	<b>Page</b> 2 of 2
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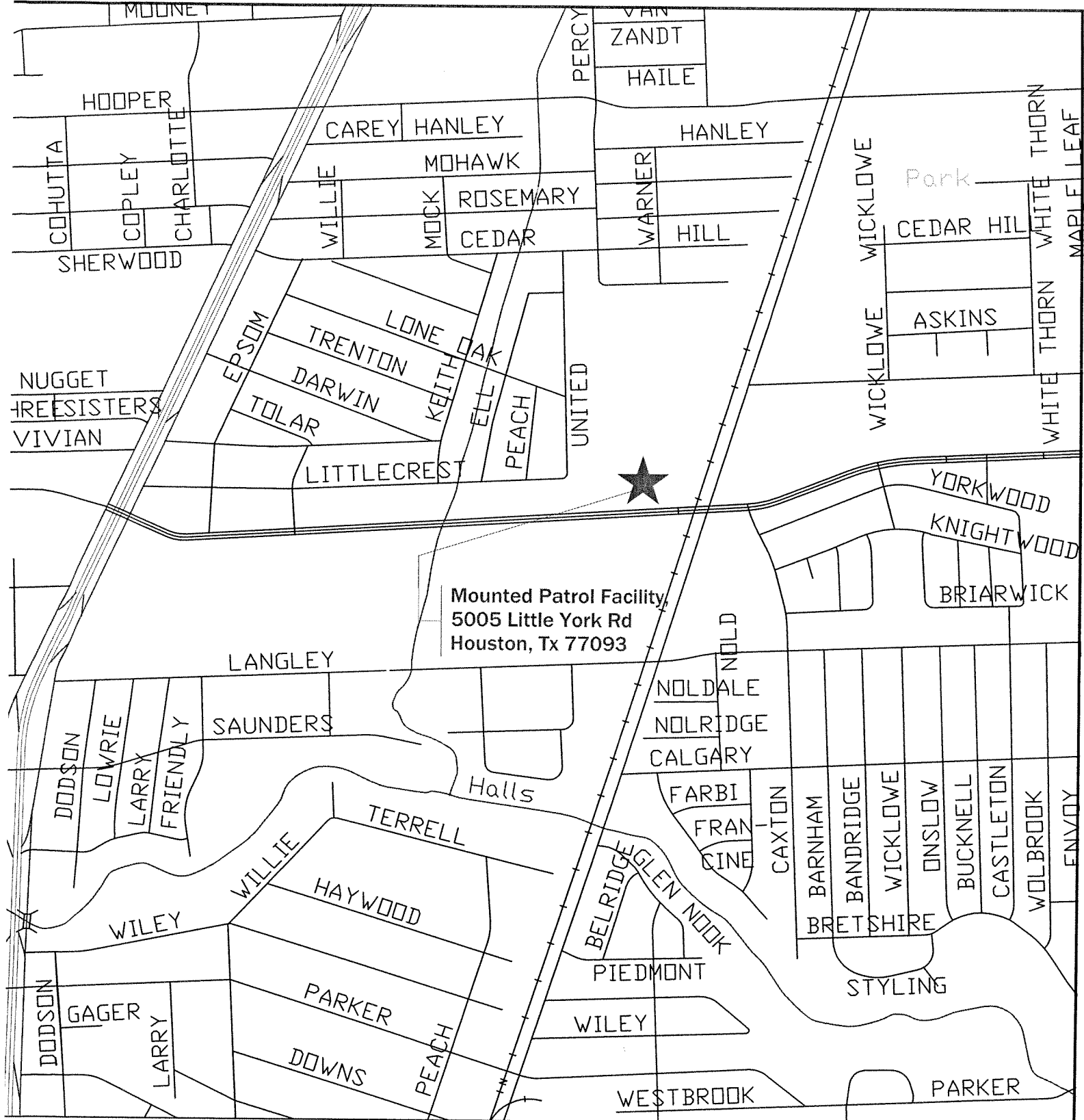
**PREVIOUS CHANGE ORDERS:** Change Orders 1 – 8 changed from pad mounted electric transformer to pole mounted type; made civil design changes required by Harris County permitting; removed 24" of unsuitable site materials; revised storm and sanitary drain piping; increased lime soil stabilization to 12" total; upgraded to 8" backflow preventer on waterline; provided interior and exterior signage; revised detention ponds to comply with Exxon Mobil pipeline easement requirements; provided additional furniture in administration building; provided power for overhead door operators; provided new ice machine; added temporary water usage cost; provided access gates at pipeline easement crossings; modified sliding barn doors to be ADA compliant; provided vertical blinds in administration building; provided portable air circulating fans at the stables; provided two sets of commercial washers and dryers and revised manure pit cart.

**M/WBE PARTICIPATION:** The contract contained a 13% MBE goal, 5% WBE goal and 5% SBE goal. The contractor achieved 19.75% MBE participation and 19.33% W/SBE participation and was assigned an outstanding rating.



IZD:HB:JLN:MCP:RJO:kth

c: Marty Stein, James Tillman IV, Jacquelyn L. Nisby, Harold L. Hurtt, Velma Laws, Siria Harbour, Kim Ngyuen, Yvette Burton, Calvin Curtis, Phil Golembiewski



# Mounted Patrol Facility Relocation

5005 Little York Rd  
Houston, TX 77093

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

**SUBJECT:** Accept Work for San Felipe Paving Improvements from Chimney Rock to Yorktown, WBS No. N-000750-0001-4.

**Page**  
1 of 1

**Agenda Item #**  
5

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

Department of Public Works and Engineering

**Origination Date**

7/30/09

**Agenda Date**

AUG 12 2009

**DIRECTOR'S SIGNATURE:**

Michael S. Marcotte, P.E., D.WRE, BCEE., Director

**Council Districts affected:**

G

**For additional information contact:**

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

**Phone:** (713) 837-7074

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

Ord. #2005-797 dated 06/22/05

**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$3,386,573.03 or 1.67% over the original Contract Amount, accept the Work, and authorize final payment.

**Amount and Source of Funding:** No additional funding required. (Total (original) appropriation of \$3,948,758.50 with \$2,914,898.50 from Street and Bridge Consolidated Construction Fund No. 437 and \$1,033,860.00 from the Water and Sewer System Consolidated Construction Fund No. 755).

**Finance Department:**

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the Street & Traffic Control Improvement Program and was required to improve traffic flow/circulation and reduce traffic congestion and hazards in service area.

**DESCRIPTION/SCOPE:** This project consisted of reconstruction of San Felipe from Chimney Rock to Yorktown with Underground Utilities, Sidewalks and Street Lighting plus an extension of 36-inch Water Transmission Line. Dannenbaum Engineering Corporation designed the project with 250 calendar days allowed for construction. The project was awarded to Reytec Construction Resources, Inc. with an original Contract Amount of \$3,330,758.50.

**LOCATION:** The project area is generally bounded by Tanglewood on the north, Westheimer on the south, Yorktown on the east and Chimney Rock on the west. The project is located in key map Grids 491-P and Q.

**CONTRACT COMPLETION AND COST:** The Reytec Construction Resources, Inc., has completed the work under the subject Contract. The project was completed beyond the established completion date with 95 additional days approved by Change Orders No. 1, 2, and 3. Twenty Seven days of Liquidated Damages at \$1,200.00 per day are reflected in the final payment to the Contractor. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Orders No. 1, 2, and 3, is \$3,386,573.03. This is an increase of \$55,814.53 or 1.67% over the original Contract Amount.

The increased cost is primarily a result of Change Order No. 2 and the difference between planned and measures quantities, which was necessary to complete the work.

**M/WBE PARTICIPATION:** The M/WBE goal for this project was 17%. According to the Affirmative Action and Contract Compliance Division, the actual participation was 7.13%. The Contractor's M/WBE performance evaluation was rated unsatisfactory. This item went to the MWBE Committee on 06/15/09 for review. The Committee did not take a vote.

MSM:DRM:JTL:JAK:JEC:ha

S:\E&C Construction\South Sector\PROJECT FOLDER\N-0750-01-3( San Felipe YT-CR)\Closeout\RCA\RCA - Closeout.doc

c: Velma Laws Craig Foster Waynette Chan Marty Stein File 57081/21.0.

**REQUIRED AUTHORIZATION**

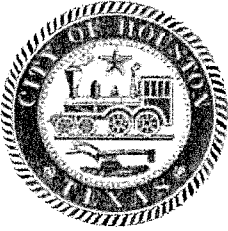
**CUIC ID # 20HA46**

**Finance Department:**

**Other Authorization:**

**Other Authorization:**

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



# CITY OF HOUSTON

Office of the Mayor

## Interoffice

Correspondence  
Affirmative Action and  
Contract Compliance  
Division

**To:** Marty Stein  
Agenda Director

**From:** Velma Laws  
Director

A handwritten signature in black ink, appearing to read "Velma Laws", written over the printed name and title.

**cc:**

**Date:** August 6, 2009

**Subject: Probationary Status of Reytec, Inc.**

As a result of receiving an "Unsatisfactory" rating on Project 0000750 (San Felipe Paving), Reytec was placed on probation for 12 months. The decision to place this firm on probation instead of issuing a Notice of Intent to Sanction was based on the following:

- The "Unsatisfactory" rating, though issued in October 2008, was based on a project whose work ended in 2006.
- Reytec had been issued a Notice of Intent to Sanction for receiving an "Unsatisfactory" rating on two previous projects, but provided an adequate response to the Division and the Council MWBE Committee to address the issues raised in the Notice.
- In January 2009, Affirmative Action & Contract Compliance staff met with representatives from Reytec to discuss measures that will avoid negative ratings in the future.

Since receiving the notice of probationary status, Reytec has met with the Assistant Director and Contract Compliance Manager, and designated an individual within the firm that will be solely responsible for MWBE compliance. Additionally, Reytec is exceeding the goals on its three most recent contracts.

Placing a firm on probation means that we will more closely monitor S/MWBE utilization on all active City of Houston projects in order to ascertain if a contractor has implemented procedures or strategies to cure previous deficiencies, and/or if sufficient documentation has been provided to demonstrate "Good Faith Efforts".

If you have any questions or need additional information, I can be reached at 713.837.9015.

08/09:13

## SUMMARY OF MWDBE ACTIVITIES

Project Description: San Felipe Paving Improvements from Chimney Rock to Yorktown.		N-000750-001-4 C57081 4600004761
Prime Contractor: Reytec Construction Resources Inc.		
Amount of contract: \$ 3,330,758.50	Change Orders: \$55,814.53	MWDBE Goal at award of contract 17%
Amount of MWDBE goal with change order:	\$575,717.42	Final Contract Amount: \$3,386,573.03
		MWDBE Actual Participation: 7.13%

## Original MWDBEs listed on RCA & Letter of Intent:

[illegible]

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: Contractor missed goal by \$348,440.69 (10.19%).

Briefly state reason given by MWDBE why they were not used or not used to the full amount originally projected: Deanie Hayes and Statewide Tree services stated they did all the work they were asked to do by the prime. Friedlith's was never contacted to do work by Reytec.

APPROVED BY:

APPROVED BY: Morris M Scott Morris M Scott

**Morris M. Scott, Division Manager  
Contract Compliance Section**

5-4-09  
Date



## Scott, Morris - AAD

---

**From:** Scott, Morris - AAD  
**Sent:** Tuesday, March 03, 2009 11:53 AM  
**To:** Kamman, Joanne - PWE  
**Subject:** Reytec San felipe Project

Joanne, I got a chance to review the letter with the Deputy Director and to speak with the Director and we will not be revising the rating based on Reytec's "Good Faith Effort" as requested in their 11/18/08 letter. The "Unsatisfactory" rating will stand from our office.

Thanks.

Morris M. Scott, Division Manager  
Contract Compliance  
(713) 837-9017 phone  
(713) 837-9057 fax

REYTEC CONSTRUCTION RESOURCES, INC.  
GENERAL CONTRACTORS

November 18, 2008

CERTIFIED MAIL #7003 1680 0004 6726 6837

Velma Laws  
Director  
Affirmative Action and  
Contract Compliance Division  
P.O. Box 1562  
Houston, Texas 77251-1562

Re: San Felipe Paving from Chimney Rock to Yorktown  
N-000750-0001-4 #C4600004761

Dear Ms. Laws:

This is in response to your letter dated October 23, 2008 received in our offices on November 10, 2008, regarding your evaluation of our performance on the referenced project.

Throughout the life of the project, several circumstances affected the normal progress of construction that in turn affected our schedule, costs, MWDBE participation, among others. Reytec responded positively to each of these circumstances with the ultimate goal of completing a high profile project within the timelines and budgets originally specified. The following are some of the situations and the respective response from Reytec:

1. Delayed contract award: Reytec was selected as the most responsive low bidder on May 12, 2005 and did not receive a Notice to Proceed until August 22, 2005. Although, this delay may cause subcontractors to withdraw their commitments, we were able to keep them in contract for this project.

2. Project changes and time extensions: The additional time extension was caused by unforeseen conditions, and changes made throughout construction. We responded positively to the changes and worked very closely with the City's Project Manager to reduce the impact of these changes to the original contract cost and duration. As explained in detail under numeral 4 below, some of the construction delays resulted from Reytec working around the schedule of multiple commercial residents. These delays were not considered during planning and bidding the project.

3. Materials estimate: The anticipated amount of bank sand and stabilized sand we estimated to receive from Deanie Hayes, Inc. was considerably higher than actually needed. As Deanie had the highest participation under our MWDBE plan as sand supplier, this reduction affected our overall goal. However, we responded positively and

**RECEIVED**

DEC 01 2008

cust

P.O. BOX 550079 HOUSTON, TEXAS 77255 PHONE: 713-957-4003 FAX: 713-681-0077 **ction**

instead of the original four (4) subcontractor/suppliers we submitted in our plan, we ended increasing the participation to fourteen (14) MWDBE firms.

4. High Profile Project: Reytec was advised by the City about the extreme working conditions that this project would have. Our jobsite and daily work was located in one of the most congested and heavily traversed areas in the City of Houston. In addition, the pressure received from the City in response to citizens and elected officials demands made this project our top priority for completion over the other projects within our organization. Reytec had to manage our subcontractors in such way that no lost time was permissible. Sometimes, this including shifting work from one subcontractor to another, as it was the case with Fredith's Trucking and its inability to provide the trucking needs to meet the project demand.

Despite the project changes and delays, Reytec reached out to other additional MWDBE firms to bolster its participation. The attached MWDBE participation summary indicates the number of firms that were contacted in our best effort to attain the original goal.

Our company has developed and is continuously improving our Mentoring Program that encourages participation of small firms in all of our projects regardless of diversity participation requirements. Some of the firms currently under our program are: Ecung Construction, Teran Group, LLC., Reliable Signal & Lighting Solutions, LLC., Access Data Supply, Inc., Access Underground & Construction, and PMG Project Management Group, LLC.

We believe that Reytec Construction Resources, Inc. made all efforts possible to achieve the MWDBE goal of 17% established for this project. Therefore, we ask for your office to reconsider the evaluation and grant Reytec a satisfactory rating.

Sincerely,

A handwritten signature in black ink, appearing to read "Gregg T. Reyes", with a stylized flourish at the end.

Gregg T. Reyes  
President

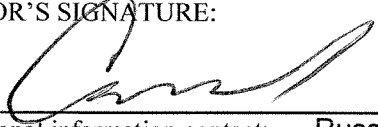
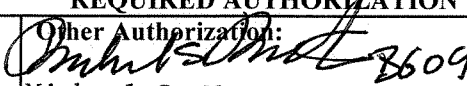
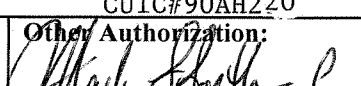
## MWDBE Participation

### Original Plan

	Subcontractor	Agreed Price	Amounts Paid
1	Rebar Supply Co Ltd.	\$ 58,000.00	\$ 71,773.00
2	Deanie Hayes, Inc.	\$410,000.00	\$ 99,642.45
3	Fredith's Trucking	\$ 90,000.00	\$ -
4	Statewide Tree Service	\$ 70,000.00	\$ 70,085.00

### Final Plan

	Subcontractor	Amounts Paid
1	Rebar Supply Co Ltd.	\$ 71,773.00
2	Deanie Hayes, Inc.	\$ 99,642.45
3	Fredith's Trucking	\$ -
4	Statewide Tree Service	\$ 70,085.00
5	PA Barrios Trucking	\$ 41,620.66
6	FS Garza Trucking	\$ 16,945.00
7	Traffic Control Products	\$ 17,056.04
8	Perez Construction	\$ 2,423.00
9	WorkZone Products	\$ 6,980.05
10	Teran Group	\$ 5,730.00
11	Houston Barricade	\$ 3,527.05
12	Shumaker Harvey	\$ 3,646.75
13	Mickie Service Co	\$ 7,009.00
14	D.H. Tire, Inc.	\$ 5,433.81
15	Traffic Control Flagman, Inc.	\$ 850.50

SUBJECT: Parcels LY6-019, LY6-020, LY6-21, LY6-022, LY8-27, LY8-028A & LY8-28B; City of Houston v. J.E. Fisher Investments, Ltd., et al., Cause No. 922,974; Pinemont Paving: T.C. Jester to Ella Blvd. Detention Pond Construction Project; WBS/CIP No. N-000475-0001-2-01; L.D. File Nos. 052-0800016-002 & -003;		Page 1 of 2	Agenda Item # <b>6</b>
FROM (Department or other point of origin): Legal Department - Real Estate Division Arturo Michel, City Attorney		Origination Date 06/25/09	Agenda Date AUG 12 2009
DIRECTOR'S SIGNATURE: 		Council District affected: "A" Toni Lawrence; Key Map 452E & F	
For additional information contact: Russell G. Richardson <i>RGR</i> Phone: 832.393.6285 (alternatively Joseph N. Quintal 832.393.6286)		Date and identification of prior authorizing Council action: Authorizing Ord.# 2008-334, psd. 4/16/08; BAO# 2008-540, psd. 6/18/08	
RECOMMENDATION: (Summary) That the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, pay all costs of court and pursue the City's objections to the Award of Special Commissioners.			
Amount and Source of Funding: \$760,808.00; No appropriation needed as funding will be provided by previously approved Appropriation Ordinance No. 2008-540, psd. 6/18/08. Street & Bridge Consolidated Construction Fund (4506)			
SPECIFIC EXPLANATION: The project will provide for right-of-way acquisition, engineering and construction of two 24 foot-wide concrete roadways with curbs, sidewalks, street lighting and the necessary underground utilities. The project will improve traffic circulation and drainage in the service area.  This eminent domain proceeding involves the acquisition of fee simple title in and to seven (7) parcels of land containing a total of 128,901 square feet (2.96 acres) of land located at the southwest corner of Del Norte Street and Moon Street (platted, undeveloped) in the northwest Houston. The property is needed for the Pinemont Paving: T.C. Jester to Ella Blvd. Detention Pond Construction Project. The vacant and unimproved property is owned by J.E. Fisher Investment L.C., and Candlelight Development Joint Venture. The landowners' representative rejected the City's final offer of \$109,567.00 (i.e. \$0.85 psf) to purchase the property, but did not submit a counter-offer. Efforts by Public Works & Engineering to purchase the property were unsuccessful, and the matter was referred to the Legal Department to initiate eminent domain proceedings. The Legal Department retained the same appraiser, utilized by Public Works & Engineering in making the final offer, to update the appraisal report and testify at the Special Commissioners' Hearing.  <b>Property:</b> Parcels <b>LY6-019</b> (30,090 sf - 0.6908 acre); <b>LY6-020</b> (15,045 sf - 0.3454 acre); <b>LY6-021</b> (15,000 sf - 0.3444 acre); <b>LY6-022</b> (30,000 sf - 0.6887 acre); <b>LY8-027</b> (18,750 sf - 0.4304 acre); <b>LY8-028A</b> (10,016 sf - 0.2299 acre); <b>LY8-028B</b> (10,000 sf - 0.2296 acre) <b>Total: 128,901 s.f. (2.96 acres)</b>  <b>City's Testimony Before the Special Commissioners:</b> \$540,811.00 (i.e. \$6.00 psf for the land being acquired in Parcels LY6-019, -020, -021, -022; \$1.00 total for the 38,766 sf of land contained in Parcels LY8-027, -028A, -028B; no improvements thereon or damages thereto)			
h:\mark\fisherrca.wpd		REQUIRED AUTHORIZATION	
Other Authorization:		CUIC#90AH220	
 Michael S. Marcotte, P.E., D.WRE, BCEE, Director		 Andrew F. Ickes, Deputy Director Planning and Development Services Division	

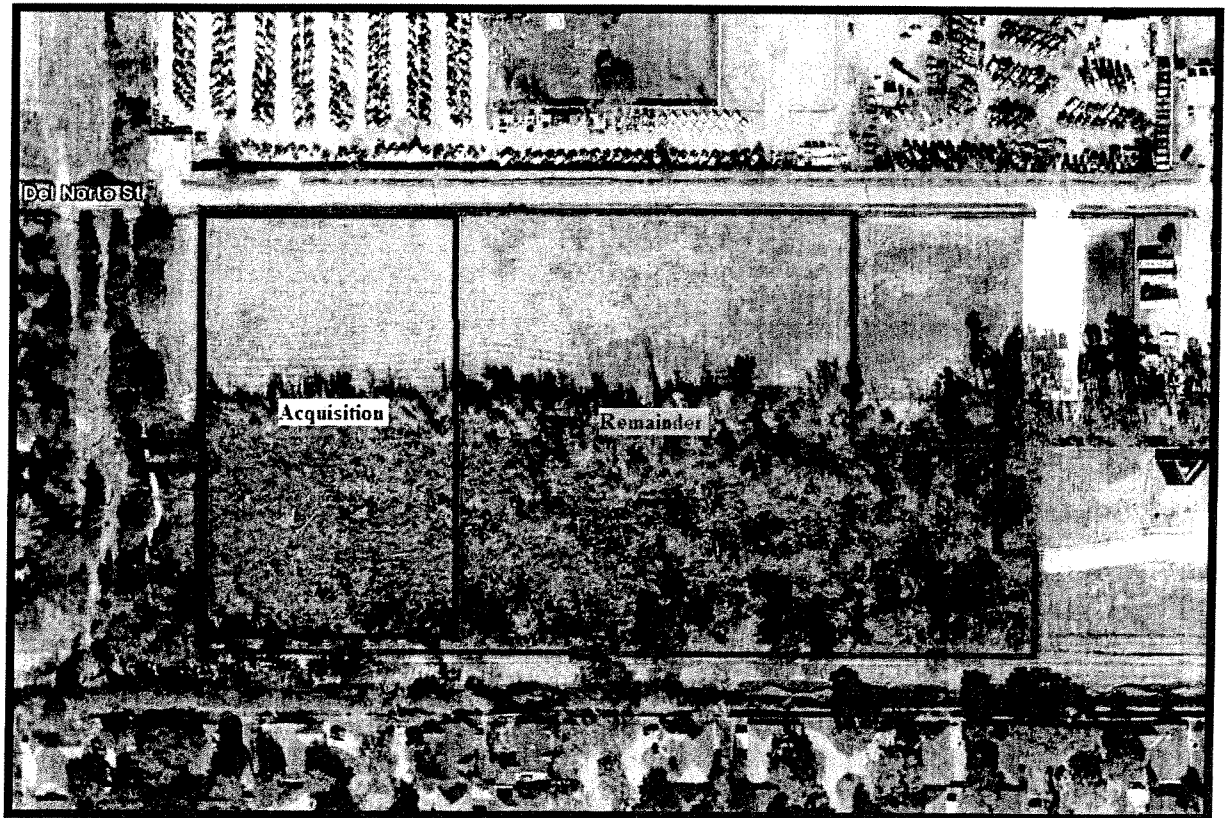
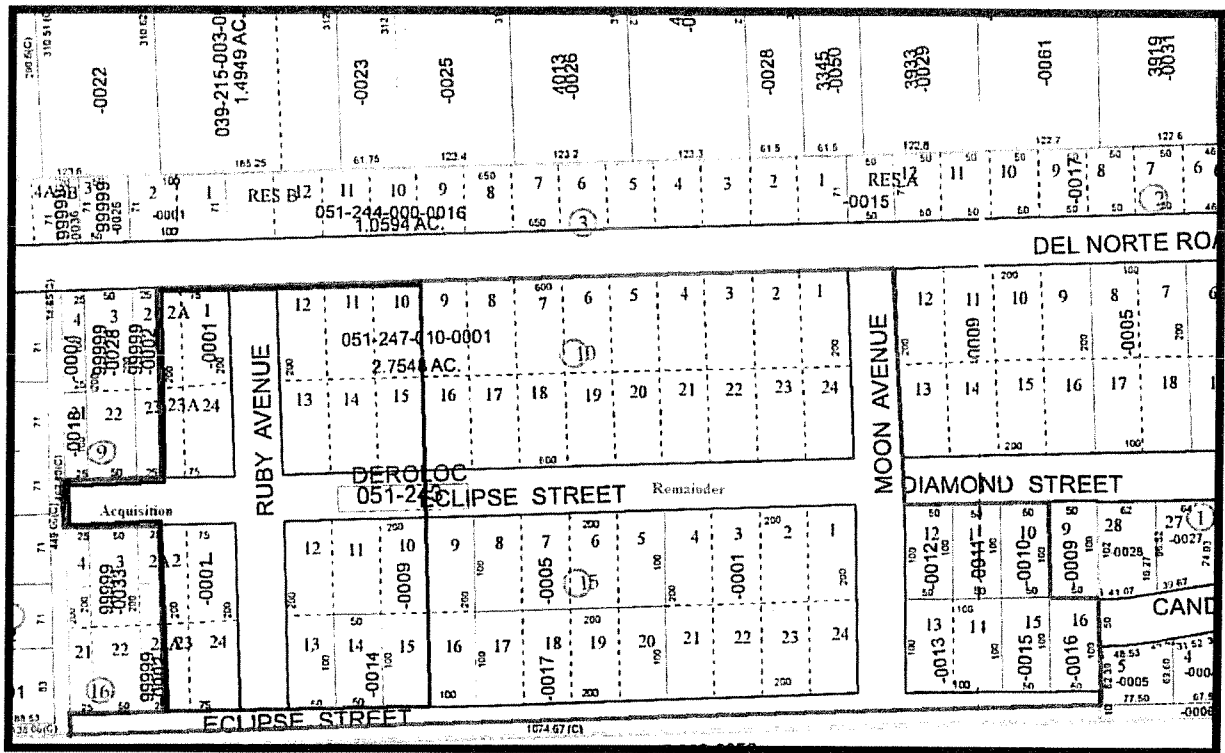
Date 06/25/09	SUBJECT: Parcels LY6-019, -020, -021, -022 & LY8-027, 028A, 028B; Pinemont Paving (WBS#N-000475-0001-2); LD File#052-0800016-002 & -003	Originator's Initials RGR/JNQ	Page __2__ of __2__
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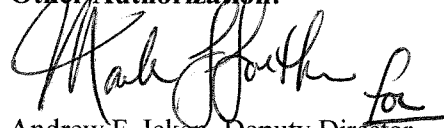
**Landowner's Testimony Before the Special Commissioners:** \$1,217,328.00 (i.e. \$8.75 psf for the entire 128,901 sf of the land being acquired; no improvements thereon and \$89,444.00 as damages to the remainder)

**Award of Special Commissioners:** \$743,411.00. The Legal Department and the landowners' legal representative have both file Objections to the Award of Special Commissioners and the matter has been placed on the Court's trial docket.

The "**Costs of Court**" are as follows, to wit: \$172.00 filing fee; \$4,200.00 Special Commissioners' fees (i.e. \$1,400.00 x 3); \$75.00 Service of process; \$12,950.00 Appraiser's fee; **Total:** \$17,397.00. These "costs of court" account for the monetary difference between the amount of the Award of Special Commissioners and the total amount of funds needed herein.

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



<b>SUBJECT:</b> Request for the abandonment and sale of a portion of McGee Street from Hoffman Road west $\pm 1,042$ feet, a portion of Troost Street from Hoffman Road west $\pm 987$ feet, and Hoffman Road from Interstate Highway 610 North to Kelley Street, in exchange for the conveyance to the City of 60-foot-wide right-of-way for and construction of a street to City standards and two 20-foot-wide water line easements, all located in Kashmere Gardens, Park Section, out of the Harris and Wilson Two League Grant, A-32. <b>Parcels SY9-081A, SY9-081B, SY9-081C, AY9-552, KY9-212A, and KY9-212B</b>		<b>Page</b> <b>1 of 2</b>	<b>Agenda Item #</b>  <b>7</b>
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		<b>Origination Date</b> <b>8/6/09</b>	<b>Agenda Date</b> <b>AUG 12 2009</b>
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		<b>Council District affected: B</b>  Key Map 454U 	
<b>For additional information contact:</b> Nancy P. Collins <b>Phone:</b> (713) 837-0881  Senior Assistant Director-Real Estate		<b>Date and identification of prior authorizing Council Action:</b> C.M. 2007-0280 (03/21/07)	
<b>RECOMMENDATION: (Summary)</b> It is recommended City Council approve a Motion authorizing the abandonment and sale of a portion of McGee Street from Hoffman Road west $\pm 1,042$ feet, a portion of Troost Street from Hoffman Road west $\pm 987$ feet, and Hoffman Road from Interstate Highway 610 North to Kelley Street, in exchange for the conveyance to the City of 60-foot-wide right-of-way for and construction of a street to City standards and two 20-foot-wide water line easements, all located in Kashmere Gardens, Park Section, out of the Harris and Wilson Two League Grant, A-32, <b>(Parcels SY9-081A, SY9-081B, SY9-081C, AY9-552, KY9-212A, and KY9-212B)</b> and rescind Council Motion 2007-0280 passed 3/21/07.			
<b>Amount and Source of Funding:</b> Not Applicable			
<b>SPECIFIC EXPLANATION:</b> Carl Johnson, Director of Facilities and Planning, Harris County Hospital District, 2525 Holly Hall, Suite 290, Houston, Texas, 77054 requested the abandonment and sale of a portion of McGee Street from Hoffman Road west $\pm 1,042$ feet, a portion of Troost Street from Hoffman Road west $\pm 987$ feet, and Hoffman Road from Interstate Highway 610 North to Kelley Street, all located in Kashmere Gardens, Park Section, out of the Harris and Wilson Two League Grant, A-32. Harris County Hospital District plans to add the subject streets to its abutting property for parking and future development of LBJ General Hospital. This current request supersedes a similar request City Council considered by passage of Motion 2007-0280 on March 21, 2007. The applicant chose to cancel its request after the Motion passed but indicates it is better prepared to complete its request at this time.  This is Part One of a two-step process in which the applicant will first receive a City Council authorized Motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an Ordinance effecting the sale. The Joint Referral Committee reviewed and approved this request, subject to the conveyance to the City of 60-foot-wide right-of-way for and construction of a street to City standards and two 20-foot-wide water line easements. Therefore, it is recommended:  1. The City abandon and sell a portion of McGee Street from Hoffman Road west $\pm 1,042$ feet, a portion of Troost Street from Hoffman Road west $\pm 987$ feet, and Hoffman Road from Interstate Highway 610 North to Kelley Street, in exchange for the conveyance to the City of 60-foot-wide right-of-way for and construction of a street to City standards and two 20-foot-wide water line easements, all located in Kashmere Gardens, Park Section, out of the Harris and Wilson Two League Grant, A-32;			
s:\dob\sy9-081.rc1.doc		CUIC #20DOB9069	
<b>REQUIRED AUTHORIZATION</b>			
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Andrew F. Icken, Deputy Director <b>9/4/09</b> Planning and Development Services Division	



<b>Date:</b>	<b>Subject:</b> Request for the abandonment and sale of a portion of McGee Street from Hoffman Road west $\pm 1,042$ feet, a portion of Troost Street from Hoffman Road west $\pm 987$ feet, and Hoffman Road from Interstate Highway 610 North to Kelley Street, in exchange for the conveyance to the City of 60-foot-wide right-of-way for and construction of a street to City standards and two 20-foot-wide water line easements, all located in Kashmere Gardens, Park Section, out of the Harris and Wilson Two League Grant, A-32. <b>Parcels SY9-081A, SY9-081B, SY9-081C, AY9-552, KY9-212A, and KY9-212B</b>	<b>Originator's Initials</b>  PO	<b>Page</b> <u>2</u> of <u>2</u>
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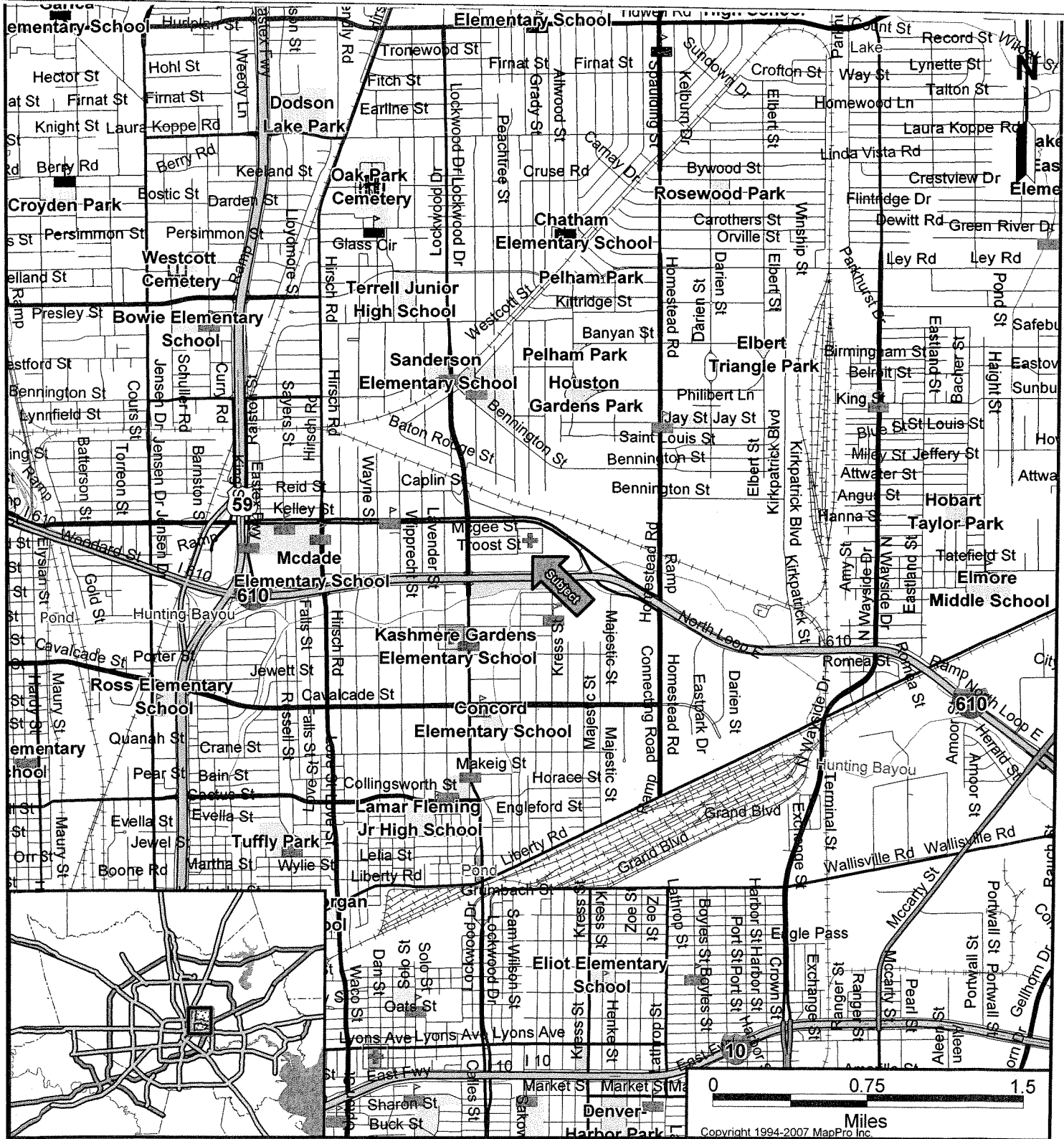
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the streets being abandoned and sold;
4. The applicant be required to obtain a letter of no objection from Texas Department of Transportation for Hoffman Road being abandoned and sold;
5. The applicant be required to: (a) cut, plug, and abandon or convert to private service the 8-inch sanitary sewer line in McGee Street from the manhole east of Hoffman Road to the west property line of Lot 1817, Block 76 and construct a backend manhole at its west terminus, (b) cut, plug, and abandon the 8-inch water line in McGee Street from Hoffman Road to Lockwood Drive and relocate any service connections to Lockwood Drive, and (c) pay the depreciated value fee for any sanitary sewer lines, manholes, water lines, and fire hydrants being abandoned. All of the foregoing items must be completed at no cost to the City and under the proper permits;
6. The applicant be required to: (a) cut, plug, and abandon or convert to private service the 8-inch sanitary sewer line in Troost Street from the east property line of Lot 1871, Block 77 to Lockwood Drive and relocate any service connections to Lockwood Drive, (b) cut, plug, and abandon the 8-inch water line in Troost Street from Hoffman Road to Lockwood Drive and relocate any service connections to Lockwood Drive, and (c) pay the depreciated value fee for any sanitary sewer lines, manholes, water lines, and fire hydrants being abandoned. All of the foregoing items must be completed at no cost to the City and under the proper permits;
7. The applicant be required to: (a) cut, plug, and abandon the 8-inch water line in Hoffman Road from its connection with an 8-inch water line running east to west and adjacent to Lot 1831, Block 76 south to its connection with an 8-inch water line running east to west and adjacent to Lot 1873, Block 78, and (b) pay the depreciated value fee for any water lines and fire hydrants being abandoned. All of the foregoing items must be completed at no cost to the City and under the proper permits;
8. The applicant be required to: (a) cut, plug, and abandon the 4-inch water line in Lockwood Drive from Kelley Street to Interstate Highway 610, (b) construct a new 8-inch water line in Lockwood Drive from the 12-inch water line in Kelley Street to the 12-inch water line in Interstate Highway 610, (c) connect the existing fire hydrants located at the intersection of Kelley Street and Lockwood Drive, intersection of McGee Street and Lockwood Drive, and intersection of Troost Street and Lockwood Drive to the 8-inch water line to be constructed in Lockwood Drive, and (d) pay the depreciated value fee for any water lines and fire hydrants being abandoned. All of the foregoing items must be completed at no cost to the City and under the proper permits;
9. The applicant be required to construct a paved street per current City standards, within the 60-foot-wide right-of-way to be dedicated to the City, to connect McGee Street from Lot 1848, Block 77 to Troost Street at Lot 1856, Block 77. The foregoing item must be completed at no cost to the City and under the proper permits;
10. The Legal Department be authorized to prepare the necessary transaction documents; and,
11. Inasmuch as the value of the property interests is not expected to exceed \$1,000,000.00, that the value be established by Carl Raia, an independent appraiser appointed by the Director of Public Works and Engineering.

MSM:NPC:dob

c: Phil Boriskie  
Jun Chang, P.E.  
Marlene Gafrick  
Daniel Menendez, P.E.  
Arturo G. Michel  
Marty Stein  
Jeffery Weatherford

## LOCATION MAP

**Subject:** Request for the abandonment and sale of a portion of McGee Street from Hoffman Road west  $\pm 1,042$  feet, a portion of Troost Street from Hoffman Road west  $\pm 987$  feet, and Hoffman Road from Interstate Highway 610 North to Kelley Street, in exchange for the conveyance to the City of 60-foot-wide right-of-way for and construction of a street to City standards and two 20-foot-wide water line easements, all located in Kashmere Gardens, Park Section, out of the Harris and Wilson Two League Grant, A-32. **Parcels SY9-081A, SY9-081B, SY9-081C, AY9-552, KY9-212A, and KY9-212B**



### CAUTION:

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

# REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8422

**Subject:** Purchase a Metal Roof System at Fire Station No. 20 from the State of Texas Procurement and Support Services Contract for the General Services Department S50-C23343E

Category #  
4

Page 1 of 1

Agenda Item  
8

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

**Origination Date**  
August 04, 2009

**Agenda Date**  
AUG 12 2009

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*  
**For additional information contact:**  
Jacquelyn L. Nisby Phone: (832) 393-8023  
Ray DuRousseau Phone: (832) 393-8726

**Council District(s) affected**  
1

**Date and Identification of prior authorizing Council Action:**  
ORD 09-397, 5/13/09

**RECOMMENDATION: (Summary)**

Approve the purchase of a metal roof system in the amount of \$97,350.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$9,735.00 for a total amount not to exceed \$107,085.00 through the State of Texas Procurement and Support Services Contract for the General Services Department.

Award Amount: \$107,085.00

**Finance Budget**

\$107,085.00 - Reimbursement of Equipment/Projects Fund (1850) - Appropriated via ordinance No. 2009-397, Passed 05/13/2009

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve the purchase of a metal roof system in the amount of \$97,350.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$9,735.00 for a total amount not to exceed \$107,085.00 from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the General Services Department, and that authorization be given to issue purchase orders, as necessary, to the State contract vendor, Centurion Industries, Inc. The installation of the metal roof is part of the re-construction of Fire Station No. 20, which sustained significant damage during Hurricane Ike. It is expected that the Reimbursement of Equipment/Projects Fund will be reimbursed by City property insurance and FEMA.

The scope of work requires the construction contractor to provide all labor, materials, equipment, supervision and transportation necessary to install a metal roof system on Fire Station No. 20, located at 6902 Navigation. The contractor shall be required to furnish and install roof panels, 16" wide with signature 300 standard finish, purlins and verticals. The contractor will also be required to provide signature 300 finish 24-gauge 6" vinyl-back insulation, gutters, downspouts, trim and flashing. Additionally, the contractor shall be required to furnish and install roof curbs for two exhaust fans, roof jacks, pipe extensions and six flues. The materials for this project are warranted for twenty years with a life expectancy of twenty years, and the workmanship for this project is warranted for two years. The construction contractor shall have 45 calendar days to complete the work on this project after receipt of the notice-to-proceed.

Sections 271.081 through 271.083 of the Texas Local Government Code provide the legal authority for local governments to participate in the State of Texas Purchasing Program. Participation in the State program has enabled the City to take advantage of the volume discounts extended to the State.

Buyer: Arturo Lopez

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

NDT

# REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8417

Subject: Emergency Wall Stabilization and Structural Repair Services for the Bethel Missionary Baptist Church for the General Services Division. S12-C23306

Category #  
1 & 4

Page 1 of 1

Agenda Item

9-9A

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

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

**Origination Date**

July 08, 2009

**Agenda Date**

AUG 12 2009

**DIRECTOR'S SIGNATURE**

For additional information contact:

Jacquelyn L. Nisby Phone: (832) 393-8023  
Ray DuRousseau Phone: (832) 393-8726

**Council District(s) affected**

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$169,876.81 from the Reimbursement of Equipment/Projects Fund (Fund 1850) and approve payment to Walter P. Moore, in the total amount of \$60,271.15 for professional structural engineering, inspection and design services, and SpawMaxwell Company, LP, in the total amount of \$109,605.66 for emergency wall stabilization and structural repairs for the General Services Department.

Payment Amount: \$169,876.81

**Finance Budget**

\$169,876.81- Reimbursement of Projects Fund 1850 (WBS No. F-000754-0001-4)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$169,876.81 out of the Reimbursement of Equipment/Projects Fund (Fund 1850). It is further recommended that City Council approve payment to Walter P. Moore in the total amount of \$60,271.15 for professional structural engineering, inspection and design services and SpawMaxwell Company, LP in the total amount of \$109,605.66 for emergency wall stabilization and structural repair services for the General Services Department. The Reimbursement of the Equipment/Projects Fund will be reimbursed by the Tax Increment Reinvestment Zone No. 14 – Fourth Ward Redevelopment Authority.

On May 18, 2009, the corner wall of the Bethel Missionary Baptist Church, located at 801 Andrews, began to break away from the supporting structure. City inspectors determined this breach posed an immediate threat to the general public traversing this area due to falling debris and the eminent threat of the collapse of the entire brick veneer wall. The Strategic Purchasing Division issued purchase orders to address the emergency. The City of Houston was in the process of purchasing this property when the aforementioned structural and public safety issues were discovered.

The scope of work required Walter P. Moore to provide professional structural engineering, inspection and computer aided design services necessary to secure this structure. The structural engineering and building design plans that were prepared by Walter P. Moore were given to SpawMaxwell, LP, which enabled this contractor to provide all necessary labor, materials, equipment, City permits, insurance, bonds, supervision and transportation necessary to immediately secure the structure. The work included erecting and installing wall shoring posts, braces and securing the wall to the support structure. Additionally, the contractor was required to tear down and install 350 linear feet of chain link fencing.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2) of the Texas Local Government Code for exempted procurements.

Buyer: Martin L. King

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

NDT

10-9A

# REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8318

Subject: Formal Bids Received for Rapid Diagnostic HIV Test Kits for the Houston Department of Health and Human Services S42-S23185

Category #  
4

Page 1 of 1

Agenda Item

10

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

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

**Origination Date**

July 21, 2009

**Agenda Date**

AUG 12 2009

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Kathy Barton Phone: (713) 794-9998  
Desiree Heath Phone: (832) 393-8742

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

**RECOMMENDATION: (Summary)**

Approve an award to Inverness Medical Innovations North America, Inc. on its low bid in an amount not to exceed \$5,750,037.50 for rapid diagnostic HIV test kits for the Houston Department of Health and Human Services.

Estimated Spending Authority: \$5,750,037.50

**Finance Budget**

\$5,750,037.50 Federal Government - Grant Funded (5000)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an award to Inverness Medical Innovations North America, Inc. on its low bid in an amount not to exceed \$5,750,037.50 for rapid diagnostic HIV test kits for the Houston Department of Health and Human Services (HDHHS). It is further requested that authorization be given to issue purchase orders, as needed, for a 60-month period. This award consists of HIV test kits, fluid collection and processing materials, and various training materials to be used by the HDHHS in the screening of patients to determine the presence of the antibodies in HIV.

This project was advertised in accordance with requirements of the State of Texas bid laws. Twelve 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. Inverness Medical Innovations North America, Inc	\$ 5,750,037.50
2. Central Texas Medical Equipment & Supplies	\$ 10,496,437.50

The disparity between the bids exists primarily because Central Texas Medical Equipment & Supplies is a small business and was unable to provide a more competitive bid price. The bid price reflects a higher markup to include all costs associated with providing the items specified in the bid solicitation.

Buyer: Heather Shepherd

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

**Estimated Spending Authority**

DEPARTMENT	FY2010	OUT YEARS	TOTAL
Health and Human Services	\$1,150,007.50	\$4,600,030.00	\$5,750,037.50

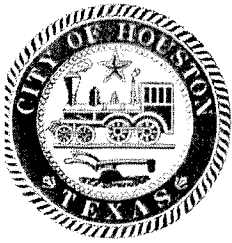
**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

NDT



# CITY OF HOUSTON

## Interoffice

Administration & Regulatory Affairs Department  
Strategic Purchasing Division (SPD)

Correspondence

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

From: Heather Shepherd

Date: March 6, 2009

Subject: MWBE Participation Form

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

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

I am requesting a revision of the MWBE Goal: Yes ☐ No ☒ Original Goal: N/A New Goal: N/A

If requesting a revision, how many solicitations were received: 0

Solicitation Number: S42-S23185 Estimated Dollar Amount: \$1,573,437.00

Anticipated Advertisement Date: 3/4/2009 Solicitation Due Date: 4/16/2009

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

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

Name and Intent of this Solicitation:  
Rapid Diagnostic HIV Testing Kits

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

This solicitation is for rapid diagnostic HIV test kits for the Health and Human Services Department. These test kits will be shipped directly from the manufacturer to the City with no chance for M/WBE participation.

Concurrence:

SPD Initiator

Division Manager

Robert Gallegos, Deputy Assistant Director  
\*Affirmative Action

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

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

RECEIVED

MAR 11 2009

CITY OF HOUSTON  
Affirmative Action

# **REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 8440**

**Subject:** Renewal of the Oracle Technical Support Services through the City's Master Agreement with the Texas Department of Information Resources  
S17-H23365

Category #  
4 & 5

Page 1 of 1

Agenda Item

*11*

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

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

**Origination Date**

August 04, 2009

**Agenda Date**

AUG 12 2009

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Earl M. Lambert                      Phone: (832) 393-0038  
Douglas Moore                      Phone: (832) 393-8724

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

**RECOMMENDATION: (Summary)**

Approve the renewal of the Oracle technical support services in the total amount of \$412,770.29 through the City's Master Agreement with the Texas Department of Information Resources (DIR).

Award Amount - \$412,770.29

**Finance Budget**

\$412,770.29 - Central Service Revolving Fund (1002)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve the renewal of the Oracle technical support services in the total amount of \$412,770.29 through the City's Master Agreement with DIR for the Information Technology Department (IT), and that authorization be given to issue a purchase order to DIR's Go Direct Vendor, Oracle USA, Inc.

Oracle USA, Inc. is the developer, copyright owner and sole source provider of the Oracle technical support services.

The renewal will cover a 12-month period and will allow IT personnel to keep up with software updates and upgrades and to obtain technical support services.

The technical support services will include:

- Program updates, fixes, security alerts, and critical patches
- Assistance with service requests 24/7
- Upgrade of scripts, and certification with new third-party products/versions
- General maintenance releases, selected functionality releases, and documentation updates

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

Buyer: Murdock Smith

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*NDT*

*Long*  
*DM*

*12*



TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Appropriate Funds and Approve Purchase of Network Equipment and Phone System Equipment for the Renovation of the Parks and Recreation Department Campus for the Parks and Recreation Department WBS No. F-0504D1-0003-5		<b>Page</b> 1 of 1	<b>Agenda Item</b>  <i>12 + 12 A</i>																		
<b>FROM (Department or other point of origin):</b> Houston Parks and Recreation Department		<b>Origination Date</b> <i>8/7/09</i>	<b>Agenda Date</b> <i>AUG 12 2009</i>																		
<b>DIRECTOR'S SIGNATURE:</b> Joe Turner <i>Joe Turner</i>		<b>Council District(s) affected:</b> 1																			
<b>For additional information contact:</b> Larry Fontenot <b>Phone:</b> (713) 865-9373 Dan Pederson <b>Phone:</b> (713) 865-4507		<b>Date and identification of prior authorizing Council action:</b>																			
<b>RECOMMENDATION:</b> Approve purchase and installation of Network Equipment and Phone System Equipment for the Renovation of the Parks and Recreation Department Campus for the Parks and Recreation Department, appropriate funds, and authorize issuance of a purchase order in the amount of \$121,137.15 to INX, Inc. through the City's Master Agreement with Texas Department of Information Resources.																					
<b>Amount and Source Of Funding:</b> \$ 189,313.02 Parks Consolidated Construction Fund (4502)			<b>Finance Budget:</b>																		
<p><b>SPECIFIC EXPLANATION:</b> The Houston Parks and Recreation Department recommends that City Council appropriate \$189,313.02 to purchase and install phone and networking equipment for the renovation of the Parks and Recreation Department Campus, and authorize issuance of a purchase order in the amount of \$121,137.15 through the City's Master Agreement with DIR to DIR's Go Direct Vendor, INX, Inc. The equipment will serve approximately 170 Houston Parks and Recreation Department employees and support conference rooms and lobby areas.</p> <p>HPARD will purchase IT Network / Voice Over IP phone equipment and installation services using purchase orders from the vendors listed below:</p> <table border="1"> <thead> <tr> <th>Vendor</th> <th>Amount</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td>D.C. Services, LLC</td> <td>\$33,315.75</td> <td>IT Network/ Voice Over IP Cable Installation Services</td> </tr> <tr> <td>Communications Supply Corporation</td> <td>\$10,578.00</td> <td>IT Network/ Voice Over IP Cable Supplies</td> </tr> <tr> <td>Graybar Electric Company, Inc.</td> <td>\$24,282.12</td> <td>IT Network/ Voice Over IP Cable Supplies</td> </tr> <tr> <td>INX, Inc.</td> <td>\$121,137.15</td> <td>Cisco Voice Over IP Telephones (184) and Network Equipment (Power Cords and VSEC Bundles)</td> </tr> <tr> <td><b>TOTAL</b></td> <td><b>\$189,313.02</b></td> <td></td> </tr> </tbody> </table>				Vendor	Amount	Description	D.C. Services, LLC	\$33,315.75	IT Network/ Voice Over IP Cable Installation Services	Communications Supply Corporation	\$10,578.00	IT Network/ Voice Over IP Cable Supplies	Graybar Electric Company, Inc.	\$24,282.12	IT Network/ Voice Over IP Cable Supplies	INX, Inc.	\$121,137.15	Cisco Voice Over IP Telephones (184) and Network Equipment (Power Cords and VSEC Bundles)	<b>TOTAL</b>	<b>\$189,313.02</b>	
Vendor	Amount	Description																			
D.C. Services, LLC	\$33,315.75	IT Network/ Voice Over IP Cable Installation Services																			
Communications Supply Corporation	\$10,578.00	IT Network/ Voice Over IP Cable Supplies																			
Graybar Electric Company, Inc.	\$24,282.12	IT Network/ Voice Over IP Cable Supplies																			
INX, Inc.	\$121,137.15	Cisco Voice Over IP Telephones (184) and Network Equipment (Power Cords and VSEC Bundles)																			
<b>TOTAL</b>	<b>\$189,313.02</b>																				
<p><b>PROJECT LOCATION:</b> Gragg Building - 2999 S. Wayside Drive (Key Map 534G) Wheeler Warehouse - 6200 Wheeler Drive (Key Map 534G)</p> <p>LJ:SNL:snl</p> <p>c: Marty Stein, Issa Dadoush, Mark Ross, Jacquelyn Nisby, Dan Pederson, Larry Fontenot, Leda Holbrook, Ray Durousseau, James Tillman, Lisa Johnson, File 813</p>																					
<b>REQUIRED AUTHORIZATION</b>																					



# REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8395

**Subject:** Spending Authority to Purchase Industrial Supplies from the State of Texas Procurement and Support Services Contract for Various Departments  
S32-S23187-S

Category #  
4

Page 1 of 2

Agenda Item  
13

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

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

**Origination Date**

July 27, 2009

**Agenda Date**

AUG 12 2009

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

David Guernsey Phone: (713) 238-5241  
Desiree Heath Phone: (832) 393-8742

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

**RECOMMENDATION: (Summary)**

Approve spending authority to purchase industrial supplies from the State of Texas Procurement and Support Services (TPASS) Contract in an amount not to exceed \$1,383,660.00 for various departments.

Award Amount: \$1,383,660.00

**Finance Budget**

\$ 193,000.00 General Fund (1000)  
\$ 20,000.00 C&E - Civic Center Facility Revenue Fund (8601)  
\$ 750,000.00 PW&E Water & Sewer System Operating Fund (8300)  
\$ 420,660.00 HAS-Revenue Fund (8001)

\$1,383,660.00

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve spending authority to purchase industrial supplies from the TPASS Contract through the State of Texas Cooperative Purchasing Program in an amount not to exceed \$1,383,660.00 for various departments and that authorization be given to make purchases using purchase orders and the City's Purchasing Card, as needed, from the State contract supplier, MSC Industrial Supply Company for a 40-month period. This contract will be used by City departments to purchase various industrial supplies such as pliers, hammers, drill bits, and shovels to be used by personnel to repair, calibrate, maintain or operate equipment and machinery at various facilities citywide.

Purchases will be made using the supplier's website. This will significantly reduce paper transactions and overall delivery time. Shorter delivery times will reduce the amount of inventory. It is estimated that over 90% of the items ordered on any given day before 3:00 p.m. will be delivered to the City the next business day.

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

Buyer: Veronica Douglas, CPPB

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

**ESTIMATED SPENDING AUTHORITY**

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

NDT

*NDT*

Date: 7/27/2009	Subject: Spending Authority to Purchase Industrial Supplies from the State of Texas Procurement and Support Services Contract for Various Departments S32-S23187-S	Originator's Initials VD	Page 2 of 2
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DEPARTMENT	FY10	OUT YEARS	TOTAL
GENERAL SERVICES	\$ 15,000.00	\$ 45,000.00	\$ 60,000.00
CONVENTION & ENTERTAINMENT	\$ 8,000.00	\$ 12,000.00	\$ 20,000.00
HOUSTON AIRPORT SYSTEM	\$102,600.00	\$ 318,060.00	\$ 420,660.00
FIRE	\$ 6,000.00	\$ 24,000.00	\$ 30,000.00
PUBLIC WORKS & ENGINEERING	\$150,000.00	\$ 600,000.00	\$ 750,000.00
PARKS & RECREATION	\$ 35,000.00	\$ 68,000.00	\$ 103,000.00
GRAND TOTAL	\$316,600.00	\$1,067,060.00	\$1,383,660.00



# CITY OF HOUSTON

Administration & Regulatory Affairs Department  
Strategic Purchasing Division (SPD)

## Interoffice

### Correspondence

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

From: Veronica Douglas, CPPB

Date: June 17, 2008

Subject: MWBE Participation Form

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

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

I am requesting a **revision** of the MWBE Goal: Yes ☐ No ☒ Original Goal: \_\_\_\_\_ New Goal: \_\_\_\_\_

If requesting a revision, how many solicitations were received: \_\_\_\_\_

Solicitation Number: S23187 Estimated Dollar Amount: \$1,280,660.00

Anticipated Advertisement Date: \_\_\_\_\_ Solicitation Due Date: \_\_\_\_\_

Goal On Last Contract: \_\_\_\_\_ Was Goal met: Yes ☐ No ☐

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

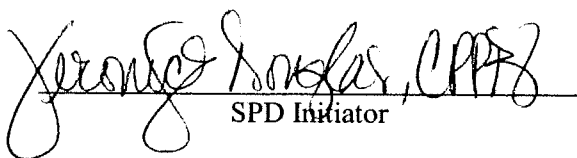
Name and Intent of this Solicitation:

Industrial Supplies through the State of Texas Multiple Award Schedule Contracts (TXMAS)

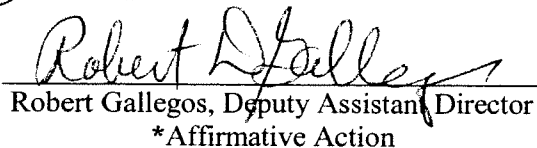
Rationale for requesting a Waiver or Revision (Zero percent goal or revision after advertisement):  
(To be completed by SPD)

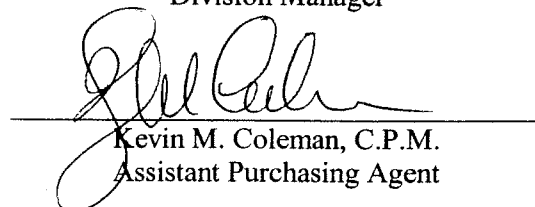
This 0% goal request is for the purchase of industrial supplies through the interlocal agreement for cooperative purchasing with the State of Texas Multiple Award Schedule Contracts (TXMAS). This procurement has been competitively bid out and awarded to MSC Industrial Supply. MSC Industrial Supply will utilize a common carrier for delivery of all purchases, leaving no opportunity for M/WBE participation.

Concurrence:

  
SPD Initiator

  
Division Manager

  
Robert Gallegos, Deputy Assistant Director  
\*Affirmative Action

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

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

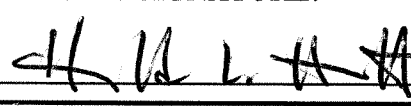
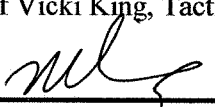
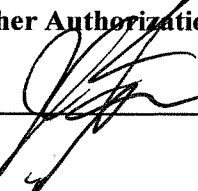

RECEIVED

JUN 19 2008

CITY OF HOUSTON  
Affirmative Action

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance amending Section 45-286 of the Code of Ordinances to increase the dollar threshold for requirement to file accident reports		Category #	Page 1 of <u>1</u>	Agenda Item # <b>14</b>
FROM (Department or other point of origin): Houston Police Department		Origination Date <b>8-6-09</b>	Agenda Date <b>AUG 12 2009</b>	
DIRECTOR'S SIGNATURE: 		Council District affected: All		
For additional information contact: Assistant Chief Vicki King, Tactical Support Command: 713-308-1568 		Date and identification of prior authorizing Council action: N/A		
<b>RECOMMENDATION:</b> Adopt ordinance amending Section 45-286 of the Code of Ordinances to increase the dollar threshold for requirement to file accident reports from \$25 to \$1,000.				
Amount and Source of Funding: N/A		Finance Budget:		
<b>SPECIFIC EXPLANATION:</b> <p>Currently Code of Ordinances Section 45-286(a) requires that the driver of a vehicle involved in an accident within the City limits file a police report within 24 hours if the accident results in injury or death, or if there is apparent property damage in excess of \$25. This threshold has not been changed in decades and is considerably lower than the amount in current state law. The Texas Transportation Code Section 550.061(a) requires the filing of an accident report by the vehicle operator, or by the investigating police officer, if the accident results in injury, death or apparent property damage in excess of \$1,000.</p> <p>HPD recommends that City Council approve an Ordinance amending Section 45-286(a) to require a City accident report only if the accident results in injury, death or apparent damage to property in excess of \$1,000, consistent with state law. Vehicle repair and parts costs have risen considerably since the time the \$25 threshold was set. Today, even minor crashes may result in damage over \$25. The proposed Code amendment would allow citizens the flexibility to decide whether to report a minor accident or manage it privately and will mirror the City Ordinance with existing state law.</p> <p><u>As has been the policy for several years, HPD will continue to respond to accidents that present the following conditions: injury or death; driver is intoxicated; driver has no insurance or no Texas Drivers License; a vehicle cannot be driven from the scene; a party to the crash leaves the scene without exchanging information; federal, state or City property or vehicles are involved in the accident; or if requested by a citizen for any reason other than the preceding.</u></p>				
REQUIRED AUTHORIZATION		10WCS001		
Finance Director:	Other Authorization:  <b>7/16/09</b>	Other Authorization: 		

REDLINE of Auto Detail's Accident report amendment




**Sec. 45-286. Report required.**

(a) The driver of a vehicle involved in an accident within the city limits resulting in property damage ~~in excess of \$25.00~~ to an apparent extent of \$1000.00 or more shall report such accident either to the investigating police officer or in person to the police department, within 24 hours of its occurrence.

(b) Whenever the driver of a vehicle is physically incapable of making a required accident report and there was another occupant in the vehicle at the time of the accident capable of making a report, such occupant or representative shall make or cause to be made such report.

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance authorizing the abandonment and sale of four 10-foot-wide sanitary sewer easements, four 10-foot-wide utility easements and the attendant 20-foot-wide aerial easements, in exchange for the conveyance to the City of a 15-foot-wide sanitary sewer easement, all within Block 98, located in the Denver Addition, out of the Harris & Wilson Survey, A-32. <b>Parcels SY9-025A, SY9-025B, SY9-025C, SY9-025D, SY9-025E, SY9-025F, SY9-025G, SY9-025H and DY9-038</b>		<b>Page</b> <u>1</u> of <u>2</u>	<b>Agenda Item #</b>  15								
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		<b>Origination Date</b> 8/6/09	<b>Agenda Date</b> AUG 12 2009								
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		<b>Council District affected: H</b>  Key Map 494C									
<b>For additional information contact:</b>  Nancy P. Collins  Phone: (713) 837-0881 Senior Assistant Director-Real Estate		<b>Date and identification of prior authorizing Council Action:</b>  C.M. 2009-0224 (4/22/09)									
<b>RECOMMENDATION: (Summary)</b> It is recommended City Council approve an ordinance authorizing the abandonment and sale of four 10-foot-wide sanitary sewer easements, four 10-foot-wide utility easements and the attendant 20-foot-wide aerial easements, in exchange for a consideration of a \$4,200.00 minimum fee plus the conveyance to the City of a 15-foot-wide sanitary sewer easement, all within Block 98, located in the Denver Addition, out of the Harris & Wilson Survey, A-32. <b>Parcels SY9-025A, SY9-025B, SY9-025C, SY9-025D, SY9-025E, SY9-025F, SY9-025G, SY9-025H and DY9-038</b>											
<b>Amount and Source of Funding:</b> Not Applicable											
<b>SPECIFIC EXPLANATION:</b> By Council Motion 2008-0224, City Council authorized the subject transaction. New Hope Housing, Inc., plans to combine the property being abandoned and sold with its adjacent property to facilitate the construction of a multi-family development.  New Hope Housing, Inc., has complied with the council motion requirements, has accepted the City's offer, and has rendered payment in full.  The City will abandon and sell to New Hope Housing, Inc.:  <table> <tr> <td><b>Parcel SY9-025A</b> 1,650-square-foot sanitary sewer easement Valued at \$1.00 per square foot</td> <td>\$1,650.00</td> </tr> <tr> <td><b>Parcel SY9-025B</b> 1,132-square-foot sanitary sewer easement Valued at \$1.00 per square foot</td> <td>\$1,132.00</td> </tr> <tr> <td><b>Parcel SY9-025C</b> 1,543-square-foot sanitary sewer easement Valued at \$1.00 per square foot</td> <td>\$1,543.00</td> </tr> <tr> <td><b>Parcel SY9-025D</b> 1,650-square-foot sanitary sewer easement Valued at \$1.00 per square foot</td> <td>\$1,650.00</td> </tr> </table>				<b>Parcel SY9-025A</b> 1,650-square-foot sanitary sewer easement Valued at \$1.00 per square foot	\$1,650.00	<b>Parcel SY9-025B</b> 1,132-square-foot sanitary sewer easement Valued at \$1.00 per square foot	\$1,132.00	<b>Parcel SY9-025C</b> 1,543-square-foot sanitary sewer easement Valued at \$1.00 per square foot	\$1,543.00	<b>Parcel SY9-025D</b> 1,650-square-foot sanitary sewer easement Valued at \$1.00 per square foot	\$1,650.00
<b>Parcel SY9-025A</b> 1,650-square-foot sanitary sewer easement Valued at \$1.00 per square foot	\$1,650.00										
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<b>Parcel SY9-025C</b> 1,543-square-foot sanitary sewer easement Valued at \$1.00 per square foot	\$1,543.00										
<b>Parcel SY9-025D</b> 1,650-square-foot sanitary sewer easement Valued at \$1.00 per square foot	\$1,650.00										
s:\bam\sy9-025.rca2.doc		CUIC #20BAM13									
<b>REQUIRED AUTHORIZATION</b>											
<b>Finance Department</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Andrew F. Icken, Deputy Director Planning and Development Services Division									

<b>Date:</b>	<b>Subject:</b> Ordinance authorizing the abandonment and sale of four 10-foot-wide sanitary sewer easements, four 10-foot-wide utility easements and the attendant 20-foot-wide aerial easements, in exchange for the conveyance to the City of a 15-foot-wide sanitary sewer easement, all within Block 98, located in the Denver Addition, out of the Harris & Wilson Survey, A-32. <b>Parcels SY9-025A, SY9-025B, SY9-025C, SY9-025D, SY9-025E, SY9-025F, SY9-025G, SY9-025H and DY9-038</b>	<b>Originator's Initials</b>	<b>Page <u>2</u> of <u>2</u></b>
--------------	--	----------------------------------	--------------------------------------

**Parcel SY9-025E**

1,650-square-foot utility easement	\$1,650.00
Valued at \$1.00 per square foot	

**Parcel SY9-025F**

1,132-square-foot utility easement	\$1,132.00
Valued at \$1.00 per square foot	

**Parcel SY9-025G**

1,543-square-foot utility easement	\$1,543.00
Valued at \$1.00 per square foot	

**Parcel SY9-025H**

1,650-square-foot utility easement	\$1,650.00
Valued at \$1.00 per square foot	

**TOTAL ABANDONMENTS**

**\$11,950.00**

In exchange, New Hope Housing, Inc., will pay:

Cash	\$4,200.00 (minimum fee)
Plus convey to the City:	

**Parcel DY9-038**

9,003-square-foot sanitary sewer easement	\$9,003.00
Valued at \$1.00 per square foot	

**TOTAL CASH AND CONVEYANCE**

**\$13,203.00**

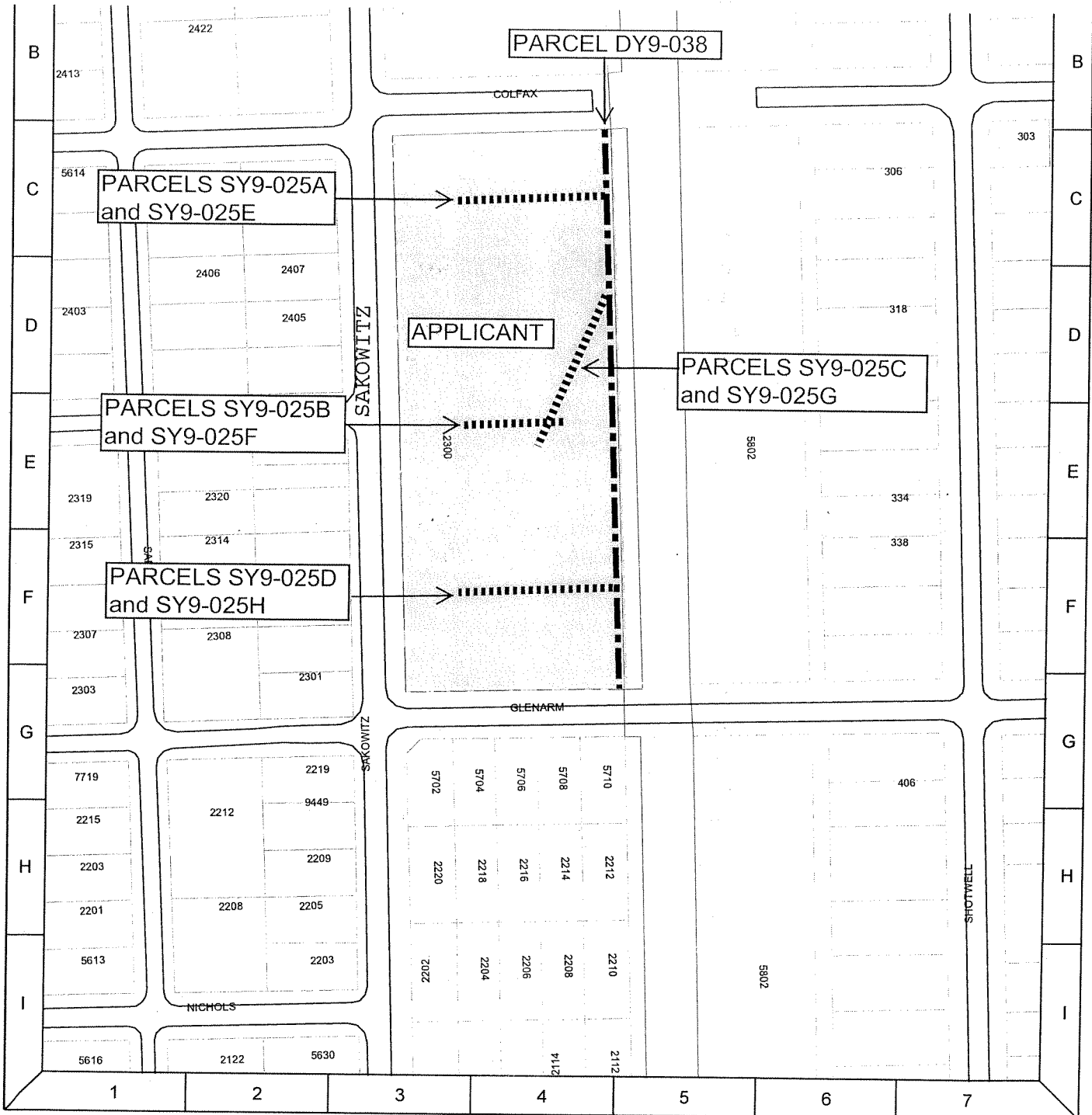
Inasmuch as the value of the \$4,200.00 minimum fee plus the sanitary sewer easement being conveyed to the City is greater than the value of the easements being abandoned and sold, it is recommended City Council approve an ordinance authorizing the abandonment and sale of four 10-foot-wide sanitary sewer easements, four 10-foot-wide utility easements and the attendant 20-foot-wide aerial easements, in exchange for a consideration of a \$4,200.00 minimum fee plus the conveyance to the City of a 15-foot-wide sanitary sewer easement, all within Block 98, located in the Denver Addition, out of the Harris & Wilson Survey, A-32.

MSM:NPC:bam

c: Phil Boriskie  
Jun Chang, P.E.  
Raymond D. Chong, P.E., P.T.O.E.  
Daniel Menendez, P.E.  
Marty Stein

# PARCEL MAP

SUBJECT: Abandonment and sale of four 10-foot-wide sanitary sewer easements, four 10-foot-wide utility easements and the attendant 20-foot-wide aerial easements, in exchange for the conveyance to the City of a 15-foot-wide sanitary sewer easement, all within Block 98, located in the Denver Addition, out of the Harris & Wilson Survey, A-32 Parcels SY9-025A, SY9-025B, SY9-025C, SY9-025D, SY9-025E, SY9-025F, SY9-025G, SY9-025H and DY9-038



1 inch equals 150 feet  
0 20 40 60 80  
Feet



## CITY OF HOUSTON

Department of Public Works & Engineering

Geographic Information & Management System (GIMS)



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





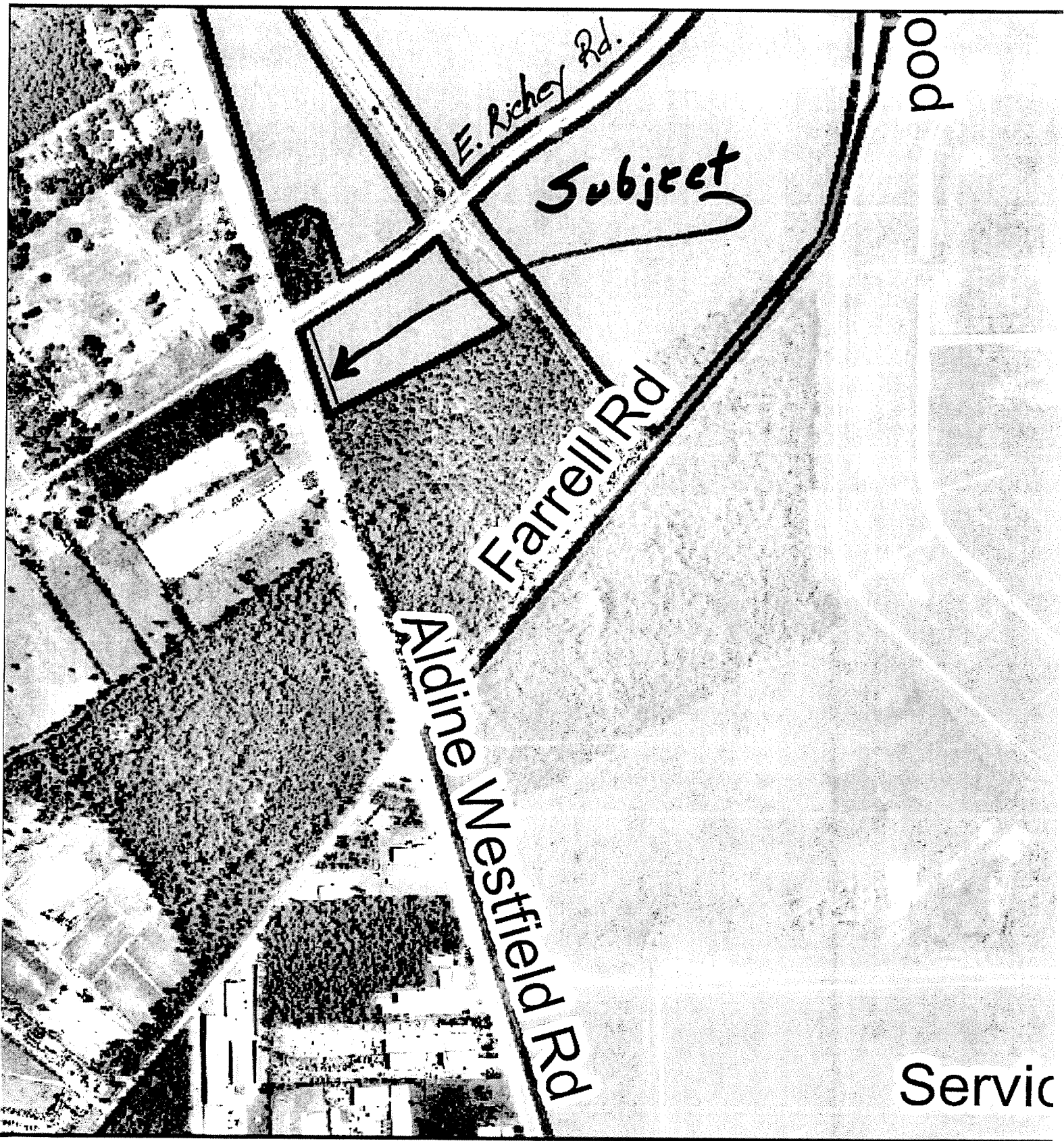
TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Sale and conveyance of a 20-foot wide (0.1877 acre) sanitary sewer easement across Houston Airport System property located along Aldine-Westfield Road.		<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  16
<b>FROM (Department or other point of origin):</b> Houston Airport System		<b>Origination Date</b> August 5, 2009	<b>Agenda Date</b> AUG 12 2009	
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b> B		
<b>For additional information contact:</b> Janet L. Schafer  Phone: 281/233-1796 James Valenta 281/233-1828		<b>Date and identification of prior authorizing Council action:</b> N/A		
<b>AMOUNT &amp; SOURCE OF FUNDING:</b>  REVENUE: \$11,241.00 (lump sum payment)		<b>Prior appropriations:</b>		
<b>RECOMMENDATION: (Summary)</b> Approve the sale and conveyance of a 20-foot wide (0.1877 acre) sanitary sewer easement to Northwood Municipal Utility District No. 1 across Houston Airport System property out of HT&BRR Company Section 2 Survey, Abstract 979, Harris County, Texas.				
<b>SPECIFIC EXPLANATION:</b> <p>The Northwood Municipal Utility District No. 1 (Northwood MUD No. 1) operates neighborhood utilities in and around the northwest corner of George Bush Intercontinental Airport/Houston (IAH). To expand its utility coverage within the district, Northwood MUD No. 1 seeks to purchase an approximately 20 foot by 398 foot (0.1877 acre) sanitary sewer easement across Houston Airport System property located along Aldine-Westfield Road south of East Richey Road (Key Map 333U).</p> <p>HAS has determined that establishment of the sanitary sewer easement will pose no adverse impact to the operation of IAH. Northwood MUD No. 1 has agreed to an easement value of \$11,241.00, an amount established by a professional appraiser under contract with the City.</p> <p>HAS recommends that City Council approve the sale and conveyance to Northwood Municipal Utility District No. 1 of a 20-foot wide (0.1877 acre) sanitary sewer easement out of HT&amp;BRR Company Section 2 Survey, Abstract 979, Harris County, Texas.</p>				

## REQUIRED AUTHORIZATION

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
----------------------------	-----------------------------	-----------------------------



E. Richey Rd.

Subject

Farrell Rd

Aldine Westfield Rd

poo

Servic

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 133.082 acres of land to Cy-Champ Public Utility District (Key Map No. 370-K)

Page  
1 of 1

Agenda Item  
#

17

FROM (Department or other point of origin):

Origination Date

Agenda Date

Department of Public Works and Engineering

7-15-09

AUG 12 2009

DIRECTOR'S SIGNATURE

Michael S. Marcotte, P.E., D.WRE, BCEE

Council District affected:  
"ETJ"

For additional information contact:

Ann Marie Stone Sheridan, P.E.  
Supervising Engineer (713) 837-9142

Date and identification of prior authorizing  
Council action:

RECOMMENDATION: (Summary)

The petition for the addition of 133.082 acres of land to Cy-Champ Public Utility District be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Cy-Champ Public Utility District has petitioned the City of Houston for consent to add 133.082 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of N. Sam Houston Parkway, Tomball Parkway (St. Hwy 249), FM 1960 and Cutten Road. The district desires to add 133.082 acres, thus yielding a total of 643.579 acres. The proposed annexation tract will be served by the City of Houston's Willowbrook Wastewater Treatment Plant. The nearest major drainage facility for Cy-Champ Public Utility District is Greens Bayou which flows to the Houston Ship Channel.

The district will receive potable water from the City of Houston for the proposed annexation tract. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

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

Attachments

cc: Marty Stein Marlene Gafrick Jun Chang Mark Loethen  
Bill Zrioka Waynette Chan Deborah McAbee

REQUIRED AUTHORIZATION

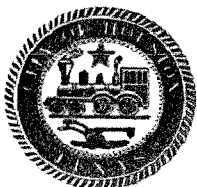
20UPA3

Finance Department

Other Authorization:

Other Authorization:

Andrew F. Icken  
Deputy Director  
Planning & Development Services Div.



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 133.082 acres to 510.497 under the provisions of 54.016 Texas Water Code.

*Mark Brooks*

Attorney for the District

**Attorney:** Mark Brooks

**Address:** 1415 Louisiana, 5th. Floor, Houston, TX

**Zip:** 77002

**Phone:** 713-951-0800

**Engineer:** Sander Engineering Corporation

**Address:** 10555 Richmond, Suite 100, Houston, TX

**Zip:** 77042

**Phone:** 713-784-4830

**Owners:** See attached.

**Address:** \_\_\_\_\_

**Zip:** \_\_\_\_\_

**Phone:** \_\_\_\_\_

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

## LOCATION

INSIDE CITY ☐

OUTSIDE CITY ☒

Survey W. H. York

NAME OF COUNTY (S) Harris

Abstract 943

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

North of: N. Sam Houston Parkway

East of: Tomball Pkwy (St. Hwy. 249)

South of: F.M. 1960

West of: Cutten Road

## WATER DISTRICT DATA

Total Acreage of District: 510.497

Existing Plus Proposed Land 643.579 ✓

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

Single Family Residential N/A

Multi-Family Residential N/A

Commercial 50%

Industrial 50%

Institutional N/A

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

Regional Plant ☐

Sewage Treatment Plant Name: \_\_\_\_\_

**SEE ATTACHMENT A**

NPDES/TPDES Permit No: \_\_\_\_\_

TCEQ Permit No: \_\_\_\_\_



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): \_\_\_\_\_

Ultimate Capacity (MGD): \_\_\_\_\_

Size of treatment plant site: \_\_\_\_\_ square feet/acres.

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

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

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

Total permitted capacity: \_\_\_\_\_

MGD of (Regional Plant).

Name of District: \_\_\_\_\_

MGD Capacity Allocation \_\_\_\_\_

or property owner(s)

Name of District: \_\_\_\_\_

MGD Capacity Allocation \_\_\_\_\_

Water Treatment Plant Name: \_\_\_\_\_ **SEE ATTACHMENT A**

Water Treatment Plant Address: \_\_\_\_\_

Well Permit No: \_\_\_\_\_

## Existing Capacity:

Well(s): \_\_\_\_\_

GPM

Booster Pump(s): \_\_\_\_\_

GPM

Tank(s): \_\_\_\_\_

MG

## Ultimate Capacity:

Well(s): \_\_\_\_\_

GPM

Booster Pump(s): \_\_\_\_\_

GPM

Tank(s): \_\_\_\_\_

MG

Size of Treatment Plant Site: \_\_\_\_\_

square feet/acres.

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

\_\_\_\_\_

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of three (3) tracts of land totaling 548.21 acres to Montgomery County Municipal Utility District No. 119 (Key Map No. 293-E,F,G)

Page  
1 of 1

Agenda Item  
#

18

FROM (Department or other point of origin):

Origination Date

Agenda Date

AUG 12 2009

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE

*Michael S. Marcotte*  
Michael S. Marcotte, P.E., D.WRE, BCEE

Council District affected:  
"ETJ"

For additional information contact:

*AMS*  
Ann Marie Stone Sheridan, P.E.  
Supervising Engineer (713) 837-9142

Date and identification of prior authorizing  
Council action:

RECOMMENDATION: (Summary)

The petition for the addition of 548.21 acres of land to Montgomery County Municipal Utility District No. 119 be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Montgomery County Municipal Utility District No. 119 has petitioned the City of Houston for consent to add 548.21 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Spring Creek, Hardy Toll Road, Rayford Road and Birnham Woods Boulevard. The district desires to add 548.21 acres, thus yielding a total of 1,137.38 acres. The district is served by Spring Trails Wastewater Treatment Facility. The other district served by the regional plant is Montgomery County Municipal Utility District No. 94. The nearest major drainage facility for Montgomery County Municipal Utility District No. 119 is Spring Creek which flows to the San Jacinto River and finally into Lake Houston.

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

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

Attachments

cc: Marty Stein Marlene Gafrick Jun Chang Mark Loethen  
Bill Zrioka Waynette Chan Deborah McAbee

REQUIRED AUTHORIZATION

20UPA4

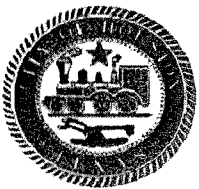
Finance Department

Other Authorization:

*Andrew F. Icken*  
Andrew F. Icken  
Deputy Director  
Planning & Development Services Div.

Other Authorization:

18



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 548.21 acres to Montgomery County MUD No. 119 under the provisions of Chapter 49 and 54 Texas Water Code.

*Martha Berch*  
Attorney for the District

**Attorney:** Schwartz, Page & Harding, L.L.P.

Address: 1300 Post Oak Boulevard, Suite 1400 Zip: 77056 Phone: 713-623-4531

**Engineer:** Jones & Carter, Inc.

Address: 8701 New Trails Drive, Suite 200, Zip: 77381 Phone: 281 363-3459

**Owners:** Land Tejas Spring Trails, Ltd.

Address: 2450 Fondren, Suite 210 Zip: 77063 Phone: 713-783-6702

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

## LOCATION

INSIDE CITY ☐ OUTSIDE CITY ☒  
Survey Montgomery County School Land

NAME OF COUNTY (S) Montgomery  
Abstract 351

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

North of: Spring Creek

East of: Hardy Toll Road

South of: Rayford Road

West of: Birnam Woods Blvd

## WATER DISTRICT DATA

Total Acreage of District: 589.17 Existing Plus Proposed Land 1137.38

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

Single Family Residential 99.7

Multi-Family Residential 0 %

Commercial 0.3%

Industrial 0%

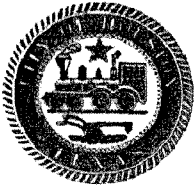
Institutional 0%

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

Sewage Treatment Plant Name: Spring Trails Wastewater Treatment Facility

NPDES/TPDES Permit No: TX0128295

TCEQ Permit No: WQ0014656-001



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.20 MGD

Ultimate Capacity (MGD): 1.08 MGD

Size of treatment plant site: 8.005 Acres square feet/acres.

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

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

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

Total permitted capacity: 1.08 MGD

MGD of (Regional Plant).

Name of District: MCMUD No. 94

MGD Capacity Allocation 0.270 MGD

or property owner(s)

Name of District: MCMUD No. 119

MGD Capacity Allocation 0.395 MGD

Water Treatment Plant Name: Montgomery County MUD No. 119

Water Treatment Plant Address: 3003 Water Bend Cove, Spring, Texas 77386

Well Permit No: 07022301

## Existing Capacity:

Well(s): 1,200

GPM

Booster Pump(s): 1,700

GPM

Tank(s): .212

MG

## Ultimate Capacity:

Well(s): 2,400

GPM

Booster Pump(s): 8,200

GPM

Tank(s): .848

MG

Size of Treatment Plant Site: 1.62 Acres and 2.0 acres square feet/acres.

Comments or Additional Information: The tracts proposed for annexation have an allocated capacity of 0.415 MGD in the Spring Trails Wastewater Plant operated by MCMUD NO. 94.

The prop. tract also includes a proposed a water plant included in the capacity shown .



<b>SUBJECT:</b> Lease Agreement – Trammell Crow Company IAH International Air CargoCentre II, L.P. – George Bush Intercontinental Airport/Houston (IAH)		<b>Category #</b>	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  19
<b>FROM (Department or other point of origin):</b> Houston Airport System		<b>Origination Date</b> August 5, 2009	<b>Agenda Date</b> AUG 12 2009	
<b>DIRECTOR'S SIGNATURE:</b> <i>On Kae</i> <i>Eric R. Ditt</i>		<b>Council District affected:</b> B		
<b>For additional information contact:</b> Janet Schafer <i>JS</i> Phone: 281/233-1796 Roxane Bustos		<b>Date and identification of prior authorizing Council action:</b> 5/10/2005 (O) 05-0437 7/26/2006 (O) 06-0791		
<b>AMOUNT &amp; SOURCE OF FUNDING:</b> <b>REVENUE:</b> \$9,196.14 annually – Improvement Phase Rent (Years 1-6) \$104,290.50 annually – Initial Rent After Improvement Phase (Years 7+)  \$871.20 monthly – North Option Tract Payment		<b>Prior appropriations:</b>		
<b>RECOMMENDATION: (Summary)</b> Enact an ordinance simultaneously 1) terminating Lease Agreement 56903; and 2) approving and authorizing the execution of a new Lease Agreement between the City of Houston and Trammell Crow Company IAH International Air CargoCentre II, L.P. for certain premises at George Bush Intercontinental Airport/Houston.				
<b>SPECIFIC EXPLANATION:</b>  On May 10, 2005, Council approved Lease Agreement no. 56903 with Trammell Crow Company IAH International Air CargoCentre, II, L.P. (Lessee) for unimproved land located at George Bush Intercontinental Airport/Houston (IAH). Lessee was required to make improvements to the leased premises, which Lessee subsequently made. On July 26, 2006, the City amended the lease agreement to request Lessee to undertake additional infrastructure development related to cargo operations at IAH. The facility constructed by Lessee is capable of accommodating only dry cargo.  The Houston Airport System ("HAS"), along with the local business community, has been working for a number of years to build upon Houston's central location, thriving economy and air passenger gateway to Latin America in order to develop the corresponding air cargo market. Houston is ideally positioned to be a major gateway for Latin America air cargo trade, but until now has lacked the infrastructure and the logistics operator to handle significant volumes of perishable goods. To this end, HAS has worked with Lessee to try to attract a company to operate a refrigerated perishables cargo facility. This requires the installation of a cooler sufficient in size to accommodate large perishable cargo shipments. As an inducement to pursuing a perishables cargo market, HAS agreed to allow a rent credit for a portion of the cost of installation of a cooler, and to secure a commitment of an operator, a new 40-year term must be established for such operation.  Accordingly, Lessee has requested to terminate Lease No. 56903 and to enter into a new lease of approximately 3.9028 acres of improved land at IAH in order to attract and accommodate a refrigerated perishables cargo market, handling perishable products and commodities along with air cargo. In addition, Lessee requests an option to lease approximately 12 acres adjacent to and north of the initial tract for a proposed air cargo logistics center.				
<b>REQUIRED AUTHORIZATION</b>				
<b>Finance Department:</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b>

<b>Date</b> August 5, 2009	<b>Subject:</b> Lease Agreement – Trammell Crow Company IAH International Air CargoCentre II, L.P. – George Bush Intercontinental Airport/Houston (IAH)	<b>Originator's Initials</b>	<b>Page 2 of 2</b>
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The pertinent terms and condition of the Lease Agreement are as follows:

1. Leased Premises: Approximately 3.9028 acres. If Lessee is not in default under the lease, Lessee shall have the right, under a separate agreement, to lease approximately 12.5986 acres of unimproved land to be used for additional construction of air cargo warehouses and facilities.
2. Term: 40 years with an option to terminate at the end of 30 years at the discretion of the Lessee.
3. Use: Office and warehouse space for handling perishable products and air cargo.
4. Rent:

Years 1-6	\$ 9,196.14 annually **	\$ 766.35 monthly* **
Years 7-10	\$104,290.50 annually	\$ 8,690.87 monthly*
Years 11-15	\$119,937.26 annually	\$ 9,994.77 monthly*
Years 16-20	\$137,933.09 annually	\$11,494.42 monthly*
Years 21-25	\$158,604.23 annually	\$13,217.02 monthly*
Years 26-30	\$182,331.58 annually	\$15,194.30 monthly*
Years 31-35	\$236,415.89 annually	\$19,701.32 monthly*
Years 36-40	\$267,823.22 annually	\$22,318.60 monthly*

\*the last monthly payment to be adjusted at year-end to reconcile with the annual rate  
\*\*this reflects a rental credit of \$502,840.91 for construction and improvements performed by tenant.
5. Improvements: Tenant to install a cooler expending a minimum of \$176,643.67, to attract and accommodate perishables air cargo subtenants.
6. Maintenance and Utilities: Lessee shall assume the entire responsibility, cost and expense for all repair and maintenance of the leased premises and the cooler and shall be responsible for all utilities furnished to the leased premises.
7. Indemnification and Insurance: Lessee shall indemnify and hold the City harmless and shall provide the required insurance in the limits as stated in the Lease Agreement.
8. Environmental Matters and Airport Rules: Lessee shall comply with all federal, state and local environmental laws and all airport policies and procedures.
9. Option Tract: Lessee shall pay an option payment of \$871.20 per month for the North Option Tract.
10. Other: Lessee agrees to comply with all rules and regulations adopted by the airport and/or TSA and/or the FAA, and to comply with all federal, state and local statutes, ordinances, regulations and policies.


**Resolution of the Board of Directors  
In Support of Attracting Perishables Air Cargo Routes into  
George Bush Intercontinental (IAH)**

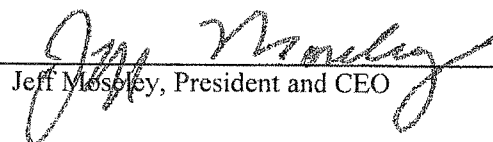
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To secure new perishable air cargo routes directly between Houston and South America, the Greater Houston Partnership commits, through its Member companies and organizations, to promote the air cargo export of energy equipment and other commodities to South America by direct flights from Houston, instead of overland through Miami.

The Greater Houston Partnership shall coordinate with Continental Airlines' cargo capability and interest in participating in this initiative. The Greater Houston Partnership and *Opportunity Houston*<sup>SM</sup> will not guarantee or otherwise be held responsible for ensuring the quantity of the cargo shipped.

Total import value of selective air cargo perishables into the U.S. was approximately \$ 2.9 billion in 2007. This new route will create new jobs and direct investment to Houston.

  
Daniel Wolterman, Chairman

  
Jeff Mosley, President and CEO

  
Daniel G. Bellow, Vice Chairman

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

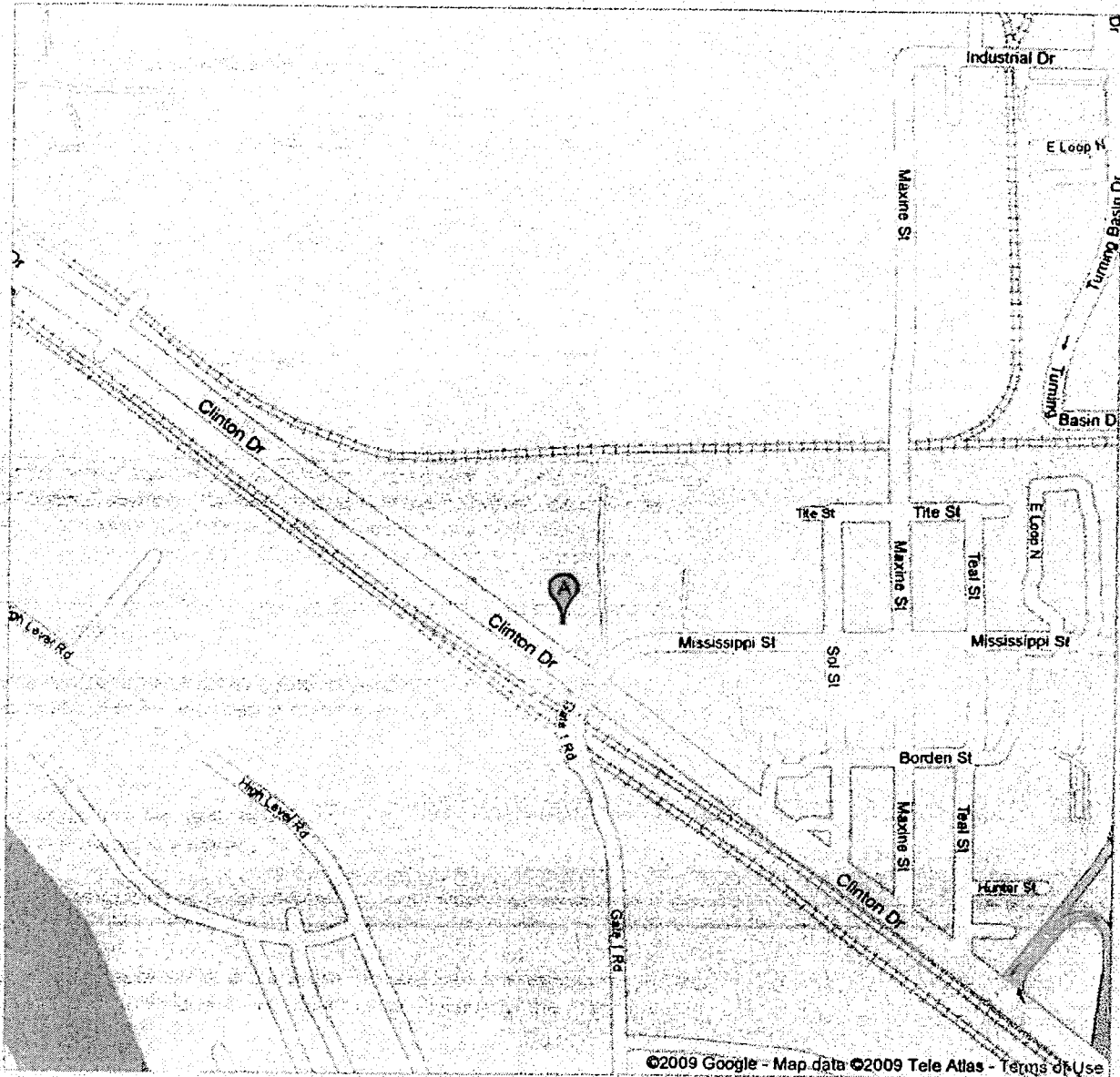
<b>SUBJECT:</b> Lease Agreement with Port of Houston Authority of Harris County, Texas at 8675 Clinton Drive for the Radio Communications Division of the Information Technology Department		<b>Page</b> 1	<b>Agenda Item</b> 20
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 7-30-09	<b>Agenda Date</b> AUG 12 2009
<b>DIRECTOR'S SIGNATURE:</b> <i>Issa Z. Dadoush</i> Issa Z. Dadoush, P.E.		<b>Council District affected:</b> B AUG 12 2009	
<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION:</b> Approve and authorize a Lease Agreement with Port of Houston Authority of Harris County, Texas, for ground and lease space at 8675 Clinton Drive, for the Radio Communications Division of the Information Technology Department and allocate funds.			
<b>Amount and Source Of Funding:</b> \$ 12,000.00 FY 2010 -CIP Salary Recovery Fund (1001) \$ 96,000.00 FY 2011- FY 2015 -Out Years - CIP Salary Recovery Fund (1001) \$ 132,000.00 FY 2015 - FY 2020 Out Years - General Fund (1000) \$ 240,000.00 Total cost for Initial Base Term		<b>Finance Budget:</b>	
<p><b>SPECIFIC EXPLANATION:</b> On October 29, 2008, Ordinance 2008-0952, City Council approved a System Purchase Agreement with Motorola, Inc. for a new Public Safety Radio System. The City's current Public Safety Radio system is antiquated and at the end of its economic and useful life. The new radio system will be interoperable, allowing Fire, Police and Public Works, to communicate more effectively with each other within the City and with other public safety entities. To facilitate this project, the Radio Communications Division of the Information Technology Department (IT) will be entering into various telecommunications agreements to lease communication tower space and ground space for the installation, operation and maintenance of antennas and other telecommunications equipment.</p> <p>The proposed Lease Agreement with Port of Houston Authority of Harris County Texas allows IT to construct a new 300' self supporting communication tower and a radio communication room at the leased premises. The major provisions of the Agreement are as follows:</p> <ul style="list-style-type: none"> <li><b>Term</b> - ten-year lease term with two five-year renewal options.</li> <li><b>Rental Rate</b> - \$2,000.00 per month/\$24,000 per annum for the entire term.</li> <li><b>Maintenance</b> - The City is responsible for all maintenance and utilities.</li> </ul> <p>All equipment mounted at ground level will be surrounded by a secure fence along with ground treatment to minimize dust and weed control.</p> <p>The General Services Department recommends that City Council approve and authorize a Lease Agreement with Port of Houston Authority of Harris, County Texas at 8675 Clinton Drive for the Radio Communications Division of the Information Technology Department.</p> <p>IZD:BC:JLN:RB:ddc</p> <p>xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby and Tom Sorley</p>			
<b>REQUIRED AUTHORIZATION</b>			
<b>General Services Department:</b> <i>Forest R. Christy, Jr.</i> Forest R. Christy, Jr., Director Real Estate Division		<b>Information Technology Department:</b> <i>Richard F. Lewis</i> Richard F. Lewis Director	

Google maps

Address 8675 Clinton Dr  
Houston, TX 77029

Get Google Maps on your phone

Text the word "GMAPS" to 466453



<b>SUBJECT:</b> An Ordinance approving and authorizing a First Amendment to Land Credit and Exchange Interlocal Agreement ("First Amendment") between the City of Houston ("City") and North Forest Independent School District ("NFISD") to increase the credit amount to NFISD for certain Houston Hope I property lots to be acquired by the Land Assemblage Redevelopment Authority ("LARA").	Page 1 of 2	Agenda Item #  21
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<b>FROM (Department or other point of origin):</b> Richard Celli, Director Housing and Community Development Department	<b>Origination Date</b> 07-07-2009	<b>Agenda Date</b> AUG 12 2009
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<b>DIRECTOR'S SIGNATURE:</b> <i>Richard Celli</i>	<b>Council District affected:</b> All
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<b>For additional information contact:</b> Stephen Tinnermon Phone: 832-393-0966	<b>Date and identification of prior authorizing Council action:</b> 2005-702 -- June 8, 2005
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**RECOMMENDATION: (Summary)**  
Approval of an Ordinance authorizing the First Amendment to the Land Credit and Exchange Interlocal Agreement ("First Amendment") between the City of Houston ("City") and North Forest Independent School District ("NFISD") to increase the credit amount to NFISD for certain "Houston Hope I" property lots acquired by LARA through "strike-off".


<b>Amount of Funding:</b> <b>No Funding Required</b>	<b>Finance Budget:</b> <i>Michelle Mitchell</i>
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<b>SOURCE OF FUNDING</b>	<input type="checkbox"/> General Fund	<input type="checkbox"/> Grant Fund	<input type="checkbox"/> Enterprise Fund
<input type="checkbox"/> Other (Specify)			

**SPECIFIC EXPLANATION:** In November 2003, City Council approved an ordinance establishing the Land Assemblage Redevelopment Authority ("LARA") providing for the creation of a pilot program. This program provided for the foreclosure and "strike-off" to LARA of 217 severely tax-delinquent lots situated in the Third and Fifth Wards for use for new affordable housing. A tax-delinquent property obtained by LARA through "strike-off" occurs only when there are no third-party bids on the property at the tax foreclosure constable sale. In June 2005, the LARA Interlocal Agreement was amended to expand the geographic areas of the initiative to include other sections of the City; and to add another 1478 severely tax-delinquent lots to the program (some of which are located in the NFISD area.) These lots are collectively referenced in the Agreement as, "Houston Hope I" property lots. On or about December 2005 the NFISD Board of Trustees adopted the amendment to the LARA Interlocal Agreement.

In support of this effort, on or about December 6, 2005 the City of Houston entered into the Land Credit and Exchange Interlocal Agreement ("Land Credit Agreement") with NFISD. The Agreement provided that in exchange for NFISD consenting to adding 1,478 lots ("Houston Hope I" property lots) for inclusion under the LARA Inter-local Agreement, the City agreed to establish a credit account and to provide NFISD with a \$500 credit to the account for each "Houston Hope I" lot within the NFISD acquired by LARA by "strike-off" at constable sale. The credit can be used to offset the cost of property NFISD acquires from the City.

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

<b>Date:</b> 07-07-09	<b>Subject:</b> An Ordinance approving and authorizing a First Amendment to Land Credit and Exchange Interlocal Agreement ("First Amendment") between the City of Houston ("City") and North Forest Independent School District ("NFISD") to increase the credit amount to NFISD for certain Houston Hope I property lots to be acquired by the Land Assemblage Redevelopment Authority ("LARA").	<b>Originator's Signature</b> 	<b>Page:</b> <u>2</u> of <u>2</u>
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On or about April 20, 2009, NFISD adopted a Second Amendment to the LARA Inter-local Agreement extending it until 2014 and providing for other provisions. In exchange for consenting to this extension, City Council is asked to approve the First Amendment to the Land Credit Agreement and authorize that commencing April 20, 2009, the credit provided to NFISD for each "Houston Hope I" property lot located within NFISD obtained thereafter by LARA through "strike-off" be increased from \$500 to \$1,000.

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

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

HCDD09-109

**SUBJECT:**

An ordinance authorizing the submission of the application for Neighborhood Stabilization Program funding from the Texas Department of Housing and Community Affairs and the acceptance of grant funds once approved.

**Category #****Page**  
1 of 2**Agenda Item #**

22

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

Richard S. Celli, Director  
Housing and Community Development Department

**Origination Date**

6-25-09

**Agenda Date**

AUG 12 2009

**DIRECTOR'S SIGNATURE:****Council District affected:**

None

**For additional information contact:**

Donald Sampley  
Phone: (713) 868-8458

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

NA

**RECOMMENDATION: (Summary)**

Approval of an ordinance authorizing the application for Neighborhood Stabilization Program (NSP) funding from the Texas Department of Housing and Community Affairs (TDHCA) for \$2.7 million to land bank large tracts of blighted apartment complexes in order to stabilize the neighborhoods in which they are located.

**Amount of Funding:** \$2,700,000.00**Finance Budget:****SOURCE OF FUNDING**☐ General Fund☒ Grant Fund☐ Enterprise Fund

Housing and Economic Recovery Act of 2008 (HERA)


☐ Other (Specify)**SPECIFIC EXPLANATION:**

The Housing and Community Development Department (HCDD) recommends approval of the application to TDHCA for NSP funding. \$2.5 million of the \$2.7 million request will be used to acquire up to four multifamily properties in three identified SuperNeighborhoods: 78-Great Hobby Area, 5-Greater Inwood, and 36-Greater Fondren/Southwest. The properties will be unoccupied and foreclosed upon and will be in areas with a high concentration of sub-standard units that have a negative impact on surrounding single family neighborhood values. The additional \$200,000 will cover administrative costs associated with the project.

Due to time constraints and the application deadline, HCDD already submitted an application to TDHCA on April 27, 2009, which included a letter of intent for resolution from City Council authorizing the application. The fund source for the Texas Neighborhood Stabilization Program is the Housing and Economic Recovery Act of 2008 (HERA). NSP is a reimbursement program, meaning that any program income received must be returned to TDHCA at program end. This award will not require the City to provide matching funds.

**REQUIRED AUTHORIZATION****Finance Director:****Other Authorization:****Other Authorization:**



<b>Date</b> 06/03/08	<b>Subject:</b> A resolution authorizing the application for Neighborhood Stabilization Program funding from the Texas Department of Housing and Community Affairs	<b>Originator's Initials</b> 	<b>Page</b> <u>2</u> of <u>2</u>
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Total Funds and Sources: \$2,700,000  
Number of Persons to be Served: 27,300 community households  
Category of Persons: Low-Income/Very Low-Income

The grant will provide funding for:

Acquiring of blighted and foreclosed multifamily properties	\$ 2,500,000
Administrative Expenses	\$ 200,000
<b>Total</b>	<b>\$2,700,000</b>

RC:DS:BF


City Secretary  
Mayor's Office  
Legal Department  
Finance Department

HCD09-107

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance amending Ordinance No. 2009-457 to revise the Projected Use of Funds Budget for the CDBG-R Program.		Category #	Page 1 of 2	Agenda Item # <b>23</b>																										
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 7/20/2009	Agenda Date AUG 12 2009																											
DIRECTOR'S SIGNATURE: <i>R. S. Celli</i>		Council District affected: B, D, H, I																												
For additional information contact: Marnine Thomas  phone: 713-865-9314		Date and identification of prior authorizing Council action: Ordinance No. 2008-385, April 30, 2008 Ordinance No. 2008-1051, November 19, 2008 Ordinance No. 2009-262, April 1, 2009 Ordinance No. 2009-364, April 29, 2009 Ordinance No. 2009-457, May 27, 2009																												
RECOMMENDATION: (Summary) The Housing and Community Development Department recommends City Council's approval of an Ordinance amending Ordinance No. 2009-457 to include the revised budget for the CDBG-R Program.																														
Amount of Funding: \$8,093,613			Finance Budget:																											
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund																														
<input type="checkbox"/> Other (Specify)																														
SPECIFIC EXPLANATION: The Housing and Community Development Department (HCDD) is requesting an Ordinance to amend Ordinance No. 2009-457, which was approved by City Council on May 27, 2009, to revise the Projected Use of Funds Budget for the Thirty-Fourth CDBG Program Year, July 1, 2008 through June 30, 2009. The \$8,093,613 proposed project budget for the Community Development Block Grant-Recovery (CDBG-R) Program needs to be split from the 2008 CDBG entitlement grant budget. The CDBG-R funding is a stimulus related grant, under the American Recovery and Reinvestment Act of 2009 (ARRA), distributed to grantees based on the annual formula used for the CDBG program. For accounting and budget tracking purposes, the CDBG-R grant needs a separate budget. The proposed activities for the CDBG-R funding are as follows:																														
<table> <tr> <td>Two Single Room Occupancy Projects</td> <td>\$2,000,000</td> </tr> <tr> <td>U.S. Vets/Cloudbreak 4640 Main St.</td> <td></td> </tr> <tr> <td>Hope for Families, Inc. 2505/2507 Southmore</td> <td></td> </tr> <tr> <td>Multi-Service Centers</td> <td></td> </tr> <tr> <td>Acres Homes MSC</td> <td>\$3,078,613</td> </tr> <tr> <td>Sunnyside MSC</td> <td>\$ 535,000</td> </tr> <tr> <td>Fifth Ward MSC</td> <td>\$ 480,000</td> </tr> <tr> <td>Fire Engine Pumpers</td> <td>\$2,000,000</td> </tr> <tr> <td>Fire Station 19</td> <td></td> </tr> <tr> <td>Fire Station 23</td> <td></td> </tr> <tr> <td>Fire Station 30</td> <td></td> </tr> <tr> <td>Fire Station 40</td> <td></td> </tr> <tr> <td>Total Amount of Grant:</td> <td>\$8,093,613</td> </tr> </table>					Two Single Room Occupancy Projects	\$2,000,000	U.S. Vets/Cloudbreak 4640 Main St.		Hope for Families, Inc. 2505/2507 Southmore		Multi-Service Centers		Acres Homes MSC	\$3,078,613	Sunnyside MSC	\$ 535,000	Fifth Ward MSC	\$ 480,000	Fire Engine Pumpers	\$2,000,000	Fire Station 19		Fire Station 23		Fire Station 30		Fire Station 40		Total Amount of Grant:	\$8,093,613
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Fire Station 40																														
Total Amount of Grant:	\$8,093,613																													
REQUIRED AUTHORIZATION																														
Finance Director: <i>Michelle Mitchell</i>		Other Authorization:		Other Authorization:																										

Date	Subject: An Ordinance amending Ordinance No. 2009-457 to revise the Projected Use of Funds Budget for the CDBG-R Program.	Originators Initials 	Page 2 of 2
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The City of Houston will adhere to and comply with the special reporting requirements associated with this American Recovery and Reinvestment Act of 2009 (ARRA) grant as required by the granting agency and/or U.S. Office of Management and Budget.

Therefore, approval of an ordinance is recommended.

RC:MT

Cc: City Secretary

Legal Department

Mayor's Office

Finance and Administration

**SUBJECT:** Lease Agreement (Parking) with Standard Parking Corporation at 1010 Travis Street for the Records Management System Project Team of the Houston Police Department  
WBS No. X-100010-0001-3

Page  
1 of 1

Agenda Item

24

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

**Origination Date**

8-10-09

**Agenda Date**

AUG 12 2009

**DIRECTOR'S SIGNATURE:**

Issa Z. Dadoush, P.E.

**Council District affected:** 1

**For additional information contact:**

Jacquelyn L. Nisby Phone: 832-393-8023

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

**RECOMMENDATION:** Approve and authorize a Lease Agreement (Parking) with Standard Parking Corporation for fifteen parking spaces at 1010 Travis for the Records Management System Project Team of the Houston Police Department (HPD), and appropriate funds.

**Amount and Source Of Funding:**

Equipment Acquisition Consolidated Fund (1800)

\$ **81,000.00** Parking Lease Rate

\$ **225.00** One Time Fee

\$ **81,225.00** Total cost for Initial Base Term

**Finance Budget:**

*Macelle*  
*Macelle*

**SPECIFIC EXPLANATION:** On May 13, 2009, Ordinance No. 2009-0424, City Council approved and authorized a Lease Agreement, for a three-year base term, with American National Insurance Company for office space at 811 Dallas to house the 34 HPD employees and contract personnel responsible for the development, testing and implementation of HPD's new automated Records Management System. The lease provides for twenty parking spaces and there is no supplemental parking available.

HPD requires additional parking for the project team. The General Services Department Real Estate Division has identified available parking in the Travis Place Garage located at 1010 Travis Street, which is in close proximity to 811 Dallas and will accommodate HPD's parking requirements.

Therefore, the General Services Department recommends that City Council approve and authorize a Lease Agreement (Parking) with Standard Parking Corporation, an Illinois corporation, for fifteen parking spaces in the Travis Place Garage, located at 1010 Travis, for a three-year term at a lease rate of \$150.00 per space or \$27,000.00 per annum. The proposed parking lease agreement will commence on August 24, 2009 and expire on August 24, 2012.

IZD:BC:JLN:FA:ddc

xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby, Henry Chavez

**REQUIRED AUTHORIZATION**

CUIC ID# 25 FA 21

**General Services Department:**

Forest R. Christy, Jr., Director  
Real Estate Division

**Houston Police Department:**

Harold L. Hurt  
Chief

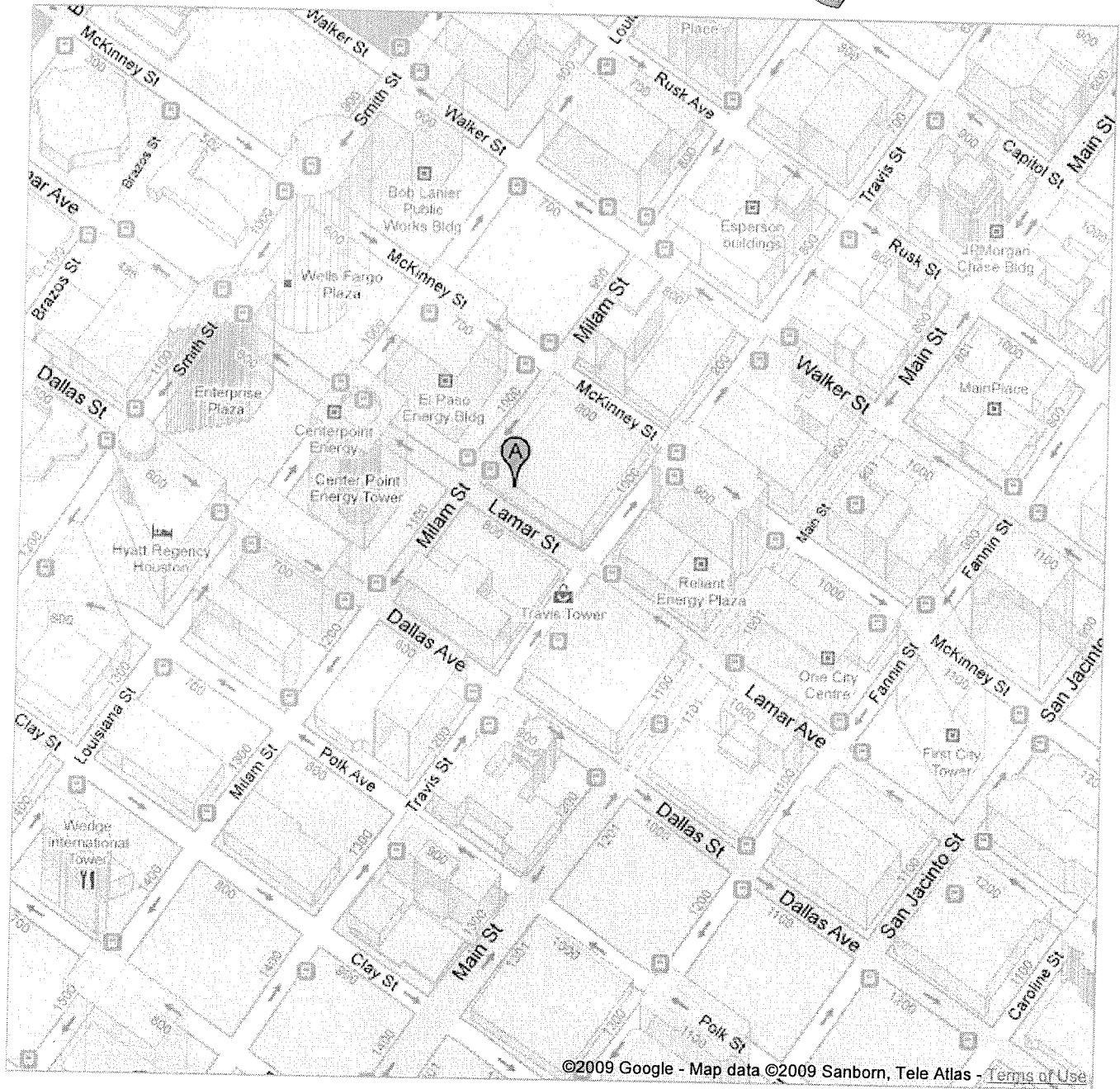
Google maps

Address **1010 Travis St**  
**Houston, TX 77002**

Get Google Maps on your phone



Text the word "GMAPS" to 466453



## REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

**SUBJECT: An Ordinance Suspending The Effective Date Of Revised Rate Schedules Filed By CenterPoint Energy Entex For All Customers Within The City Of Houston, Texas**

Category #

Page 1 of 2

Agenda Item#

25

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

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

Origination Date

August 5, 2009

Agenda Date

AUG 12 2009

**DIRECTOR'S SIGNATURE:**

Council Districts affected:

All

**For additional information contact:**

Tina Paez  
Alisa Talley

Phone: 713-837-9630  
Phone: 713-837-0849

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

**RECOMMENDATION: (Summary)**

Adopt an ordinance suspending the effective date of revised rate schedules filed by CenterPoint Energy Entex for all customers within the City of Houston, Texas and maintaining current rates in effect.

**Amount of Funding:** N/A

**FIN Budget:**

**SOURCE OF FUNDING:** N/A [ ] General Fund [ ] Grant Fund [ ] Enterprise Fund [ ] Other (Specify)

**SPECIFIC EXPLANATION:**

The Administration & Regulatory Affairs Department (ARA) recommends that Council adopt an ordinance suspending the effective date of revised rate schedules filed by CenterPoint Energy Resources Corporation d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas (CenterPoint) for all customers within the City of Houston, and maintaining existing rates in effect for a period of 90 days beyond the proposed effective date of the rate increase. CenterPoint is a domestic energy delivery company that provides natural gas distribution services in the Houston metropolitan area. The City of Houston exercises original jurisdiction over the rates, operations and services of CenterPoint under the provisions of the Gas Utility Regulatory Act ("GURA") for customers inside city limits.

On July 31, 2009, CenterPoint filed a Statement of Intent to Increase Rates within its Houston Division, which includes the City of Houston. CenterPoint's proposed increase will affect all residential, small commercial and large volume customers within the Houston Division — 936,272 customers total in approximately 28 cities. Approximately 395,095 Houston customers will be affected including 368,400 residential, 24,248 small general service, and 2,447 large general service customers.

According to the utility's Statement of Intent, CenterPoint seeks a total rate increase of \$25.4 million, which equates to a 3.1% increase including gas costs or an 11.8% increase excluding gas costs. The Company proposes to increase the fixed customer charge for residential customers only — from \$10.50 to \$14.75 per month — a 40.48% increase, and proposes no changes to the fixed rates for the small general service customers and large general service customers, currently at \$18.85 and \$186.00 per month, respectively. **Exhibit A**, CenterPoint's Public Notice, summarizes the Company's estimate of the overall impact on the average customer bill for all customer classes. A complete copy of the Company's filed statement of intent is available for review in the City Secretary's Office.

In addition, CenterPoint is requesting approval of a Cost of Service Adjustment Clause ("COSA") The proposed COSA does not include a cap on the amount of any annual increase. If a COSA is not approved, CenterPoint proposes a Pipeline Integrity Rate Schedule and a Pension Cost Recovery mechanism. All three proposed provisions are automatic adjustment mechanisms that would allow the company to flow the respective costs through to the customer outside of a rate case.

According to the provisions of the GURA, the new rates will take effect September 4, 2009 — 35 days after filing — unless City Council acts to determine the rates or adopts an ordinance suspending the proposed effective date. GURA allows the City, as local regulatory authority, to suspend the proposed effective date of the new rates for 90 days beyond the proposed effective date (from September 4, 2009 to December 3, 2009). During the suspension period, the City must obtain and review all the information necessary to determine just and reasonable rates.

**REQUIRED AUTHORIZATION**

FIN Director:

Date:  
08-05-09

Originator's Initials

Page 2 of 2

As part of the review process, public meetings will be scheduled to allow ratepayers the opportunity to voice quality of service concerns and/or objections to the proposed rate increase. In addition, a rate analyst will be engaged to assist in preparing the final recommendation.

ARA recommends that City Council approve an ordinance suspending the effective date of revised rate schedules filed by CenterPoint for all customers within the City of Houston, and maintaining existing rates in effect for a period of 90 days beyond the proposed effective date of the rate increase.

Attachment: Exhibit A (2 pages)

**PUBLIC NOTICE**

On July 31, 2009, CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas ("CenterPoint" or the "Company") filed a Statement of Intent to Increase Rates ("Statement of Intent") within its Houston Division. The Statement of Intent was filed with each regulatory authority having original jurisdiction over the gas utility rates charged to customers by the Company within its Houston Division. The proposed increase in rates will affect all residential, small commercial and large volume customers within all incorporated cities and the unincorporated areas of the Houston Division. The proposed effective date of the requested rate changes is September 4, 2009. The Houston Division is comprised of the following cities, as well as the surrounding unincorporated areas: Bellaire, Bunker Hill Village, Conroe, Cut and Shoot, Deer Park, Galena Park, Hedwig Village, Hilshire Village, Houston, Humble, Hunters Creek Village, Jacinto City, Jersey Village, Meadows Place, Missouri City, Nassau Bay, New Waverly, Oak Ridge North, Panorama Village, Pasadena, Piney Point Village, Roman Forest, Shenandoah, South Houston, Southside Place, Spring Valley, Stafford, West University Place, and Willis.

These proposed rates and tariffs are expected to increase CenterPoint's annual revenues for the Houston Division by approximately \$25.4 million or 3.1%, including gas costs, or 11.8% excluding gas cost. The proposed change in rates constitutes a "major change" as that term is defined by Section 104.101 of the Texas Utilities Code.

Based on the proposed rate design, the average monthly bill for a residential, small commercial and large volume customer in the Houston Division will, excluding revenue related taxes, change by the amount and percent shown in the table below:

Customer Class	Number Of Customers Affected	Current Bill, including Gas Cost*	Proposed Bill, including Gas Cost*	Difference	Percentage Change with Gas Cost/without Gas Cost
Residential	889,741	\$49.36	\$53.45	\$4.09	8.29% / 33.77%
Small Commercial	43,172	\$214.22	\$209.92	-\$4.30	-2.01% / -12.91%
Large Volume	3,359	\$4,142.80	\$3,956.12	-\$186.68	-4.51% / -33.56%

\*The calculation of bill impacts assumes monthly consumption of 35 Ccf for residential, 170 Ccf for small commercial, and 3,370 Ccf for large volume customers.

The Company is also requesting reimbursement of all rate case expenses as allowed by law. The exact amount will not be known until the case is completed.

In addition to the proposed change in rates for the residential, small commercial and large volume classes, CenterPoint is proposing a modification to certain other tariffs. For instance, CenterPoint proposes to delete the prompt payment discount provision from its residential and small commercial rate schedules and amend its Miscellaneous Service Charges to provide for a



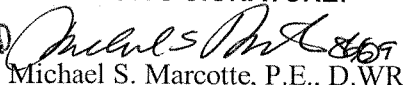

new after hours charge of \$47.00. In addition, CenterPoint proposes changes to its Purchased Gas Adjustment ("PGA") Rate Schedule to recover through the PGA uncollectible debt attributable to gas cost, to change the carrying cost on its over/under recovery of gas cost expense to 6%, and to provide for the recovery of carrying costs associated with its investment in storage gas equal to the pre-tax rate of return established as a result of this proceeding.

CenterPoint also proposes to update the application of its currently effective Tax Adjustment Rate Schedule. Specifically, the Company proposes to update the language in its filed Tax Adjustment Rate Schedule to make the language consistent with that which was recently approved by the Railroad Commission of Texas ("Commission") for the Company's Texas Coast Division. The Company is also proposing to collect revenue related taxes imposed or caused to be incurred by a jurisdiction from customers located in that jurisdiction. The Company is also filing a Franchise Fee Adjustment Rate Schedule to clarify that municipal franchise fees will be directly collected from customers within the municipality imposing the franchise fee.

Finally, CenterPoint is proposing a new Cost of Service Adjustment ("COSA") Rate Schedule that will allow the Company to implement new rates on an annual basis to reflect changes in capital investment and expenses. In the alternative, the Company proposes to adopt both: (1) a new Integrity Assessment and Management Adjustment Rate Schedule to allow recovery of the costs associated with complying with the regulatory requirements associated with Pipeline Integrity programs, and (2) a new Pension Cost Recovery Adjustment Rate Schedule to allow recovery of annual pension expense.

Persons with specific questions or who desire additional information about this filing may contact the Company at 877-827-8916. Complete copies of the filed Statement of Intent, including all proposed rates and schedule changes, are available for inspection at CenterPoint's offices located at 1111 Louisiana, Houston, Texas 77002. In addition, any affected person may file in writing comments or a protest concerning the proposed change in rates with the Docket Services Section of the Office of General Counsel, Railroad Commission of Texas, P.O. Box 12967, Austin, Texas 78711-2967, at any time within 30 days following the date on which the change would or has become effective.

Este aviso tiene como fin informar a los clientes atendidos por la División Houston de CenterPoint Energy Resources Corp., que opera comercialmente como CenterPoint Energy Entex y CenterPoint Energy Texas Gas ("CenterPoint" o la "Compañía") que la Compañía ha presentado una solicitud para aumentar las tarifas del servicio público de gas. Esta solicitud afecta a todos los clientes residenciales, así como a los clientes comerciales pequeños y los consumidores de grandes volúmenes incluidos en la División Houston de la Compañía, que reciben el servicio de gas. Las personas que deseen hacer preguntas específicas o recibir información adicional sobre esta solicitud pueden comunicarse con la Compañía llamando al 800-752-8036.

<b>SUBJECT:</b> Approval and adoption of the Ordinance altering maximum prima facie speed limits in certain school zones.		<b>Category #</b>	<b>Page</b> 1 of <u>1</u>	<b>Agenda Item #</b> <u>26</u>
<b>FROM (Traffic &amp; Transportation):</b> Department of Public Works and Engineering		<b>Origination Date</b> 8/6/09		<b>Agenda Date</b> AUG 12 2009
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., D.WRE, BCEE		<b>Council District affected:</b> All Districts		
<b>For additional information contact:</b> Katherine Parker, Sr. Project Manager <b>Phone:</b> (713) 837-7285		<b>Date and identification of prior authorizing Council action:</b> Ordinance #2008-0790 Adopted September 3, 2008		
<b>RECOMMENDATION: (Summary)</b> Approve and adopt ordinance altering maximum facie speed limits in certain school zones.				
<b>Amount and Source of Funding:</b> NA				
<b>SPECIFIC EXPLANATION:</b> <p>Several changes are recommended for school speed zones which are on various City streets. Traffic studies were conducted for the school zoned street segments to establish the recommended speed limit. These amendments are included in Tables 1, 2 and 3. A full listing of all school speed zones, including all changes, is contained in Table 3 and is recommended for adoption.</p> <p>Table 1 lists new School Speed Zones which have been installed and/or changed following the completion of traffic studies.</p> <p>Table 2 lists all new School Speed Zones that are recommended for removal due to school closing or school boundary adjustments.</p> <p>Table 3 lists all School speed zones and includes the above installations and removals.</p> <p>It is recommended that City Council approve the School Speed Zones – 20 MPH dated July 2009.</p> <p>Attachment(s)</p> <p>xc: Marty Stein, Agenda Director Waynette Chan Gary Drabek Jeffrey Weatherford, P.E., PTOE Richard P. Smith, P.E., PTOE</p>				
<b>REQUIRED AUTHORIZATION</b> <b>CUIC ID #20JSW26</b>				
<b>F&amp;A Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Jeffrey Weatherford, P.E., PTOE Deputy Director Traffic and Transportation Division		

**Table 1**  
**City of Houston**

**Department of Public Works and Engineering**

**Traffic and Transportation Division**

**School Speed Zones - Recommended for Installation**

31-Jul-09

Page 1 of 2

*Council  
District*

<i>School Name</i>	<i>Prefix</i>	<i>Street</i>	<i>Suffix</i>	<i>Zone Limit</i>	<i>Direction</i>	<i>Action</i>	
AMIGOS POR VIDA FRIENDS FOR LIFE		Chimney Rock		FROM A POINT 300 FT NORTH OF EL CAMINO DEL REY TO A POINT 300 FT SOUTH OF EL CAMINO DEL REY	N&S	INSTALL	C
BELLFORT ACADEMY		Glen Valley		FROM A POINT 300 FT SOUTH OF ROCKHILL TO A POINT 20 FT NORTH OF GLENHEATH	N&S	INSTALL	D
BELLFORT ACADEMY		Rockhill		FROM A POINT 300 FT WEST OF GLEN VALLEY TO A POINT 300 EAST OF GLEN VALLEY	E&W	INSTALL	D
BLACK MIDDLE SCHOOL		Chantilly		FROM A POINT 110 FT EAST OF W. 43RD TO A POINT 125 FT WEST OF PINEY WOODS	E&W	INSTALL	A
BLACK MIDDLE SCHOOL		Piney Woods		FROM A POINT 140 FT SOUTH OF LAMONTE TO A POINT 100 FT NORTH OF CHANTILLY	N&S	INSTALL	A
BUNKER HILL		Plantation		FROM A POINT 150 FT SOUTH OF TAYLORCREST TO A POINT 100 FT SOUTH OF PEBBLEBROOK	N&S	INSTALL	G
DEAN		Stonington		FROM A POINT 75 FT WEST OF REO TO A POINT 280 FT WEST OF FAIRBANKS N. HOUSTON	E&W	INSTALL	A
HARBACH CHARTER SCHOOL (RIPLEY)		Northdale		FROM A POINT 500 FT SOUTH OF FAIRLAWN TO A POINT 1000 FT SOUTH OF FAIRLAWN	N&S	INSTALL	I
KIPP SPIRIT		Scott		FROM A POINT 300 FT NORTH OF BOTANY TO A POINT 1350 NORTH OF BOTANY	N&S	INSTALL	D
LEWIS		Broadway		FROM A POINT 300 FT NORTH OF ROCKHILL TO A POINT 300 FT SOUTH OF ROCKHILL	N&S	INSTALL	I
LEWIS		Glen Valley		FROM A POINT 300 FT SOUTH OF ROCKHILL TO A POINT 20 FT NORTH OF GLENHEATH	N&S	INSTALL	I
LEWIS		Rockhill		FROM A POINT 300 FT WEST OF GLEN VALLEY TO A POINT 300 EAST OF GLEN VALLEY	E&W	INSTALL	I
NEW HORIZONS & BAKER RIPLEY		Rookin		FROM A POINT 180 FT NORTH OF HORNWOOD TO A POINT 340 FT SOUTH OF HORNWOOD	N&S	INSTALL	F
ST. CLARE OF ASSISI SCHOOL		El Dorado		FROM A POINT 163 FT SOUTH OF PARKWOOD TO A POINT 50 FT SOUTH OF HICKORY KNOLL	N&S	INSTALL	E

**Table 1**  
**City of Houston**

**Department of Public Works and Engineering**

**Traffic and Transportation Division**

**School Speed Zones - Recommended for Installation**

31-Jul-09

Page 2 of 2

<i>School Name</i>	<i>Prefix</i>	<i>Street</i>	<i>Suffix</i>	<i>Zone Limit</i>	<i>Direction</i>	<i>Action</i>	<i>Council District</i>
ST. CLARE OF ASSISI SCHOOL		Parkwood		FROM A POINT 50 FT WEST OF EL DORADO TO A POINT 240 EAST OF OAK LINKS	E&W	INSTALL	E
STEPPING STONES CHARTER SCHOOL	S.	Wilcrest		FROM A POINT 325 FT NORTH OF W. BELLFORT TO A POINT 575 FT NORTH OF W. BELLFORT	N&S	INSTALL	F

**Table 2**  
**City of Houston**

**Department of Public Works and Engineering**

**Traffic and Transportation Division**

**School Speed Zones - Recommended for Removal**

31-Jul-09

Page 1 of 2

<i>School Name</i>	<i>Prefix</i>	<i>Street</i>	<i>Suffix</i>	<i>Zone Limits</i>	<i>Direction</i>	<i>Action</i>	<i>Council District</i>
BELLFORT ACADEMY		Bellfort		FROM A POINT 338 FT WEST OF GLENLOCH TO A POINT 590 FT WEST OF GLENLOCH	E&W	REMOVE	D
HARPER ALTERNATIVE LEARNING CENTER		Center		FROM A POINT 55 FT WEST OF STUDEMONT TO A POINT 160 FT EAST OF LAKIN	E&W	REMOVE	H
HARPER ALTERNATIVE LEARNING CENTER		Court		FROM A POINT 65 FT SOUTH OF CENTER TO A POINT 214 FT NORTH OF CENTER	N&S	REMOVE	H
HARPER ALTERNATIVE LEARNING CENTER		Lakin		FROM A POINT 75 FT SOUTH OF CENTER TO A POINT 225 FT NORTH OF CENTER	N&S	REMOVE	H
IRVINGTON CHRISTIAN		Coronado		FROM A POINT 110 FT WEST OF SHARMAN TO THE INTERSECTION OF FULTON	E&W	Remove	H
IRVINGTON CHRISTIAN		Custer		FROM A POINT 75 FT SOUTH OF ROYDER TO THE INTERSECTION OF CORONADO	N&S	Remove	H
IRVINGTON CHRISTIAN		Fulton		FROM A POINT 125 FT SOUTH OF ROYDER TO A POINT 300 FT NORTH OF CORONADO	N&S	Remove	H
IRVINGTON CHRISTIAN		Royder		FROM A POINT 75 FT WEST OF CUSTER TO THE INTERSECTION OF FULTON	E&W	Remove	H
IRVINGTON CHRISTIAN		Coronado		FROM A POINT 110 FT WEST OF SHARMAN TO THE INTERSECTION OF FULTON	E&W	Remove	H
KIRBY		Sterlingshire		FROM A POINT 150 FT EAST OF GUEST TO A POINT 350 FT EAST OF MESA	E&W	REMOVE	B
KIRBY		Mesa		FROM A POINT 90 FT NORTH OF RINN TO A POINT 25 FT NORTH OF MADERA	N&S	REMOVE	B
YES COLLEGE PREPARATORY SCHOOL -NORTH		Terry		FROM A POINT 50 FT SOUTH OF BOSWELL TO A POINT 50 FT SOUTH OF BIGELOW	S.	Remove	H
YES COLLEGE PREPARATORY SCHOOL -NORTH		Boswell		FROM A POINT 50 FT WEST OF HARDY TO A POINT 150 FT WEST OF TERRY	W.	Remove	H
YES COLLEGE PREPARATORY SCHOOL -NORTH		Boswell		FROM A POINT 150 FT WEST OF TERRY TO A POINT 100 FT EAST OF HARDY	E.	Remove	H

**Table 2**  
**City of Houston**

**Department of Public Works and Engineering**

**Traffic and Transportation Division**

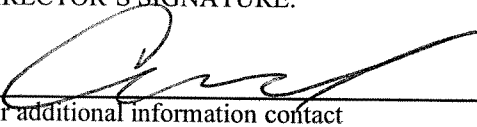
**School Speed Zones - Recommended for Removal**

31-Jul-09

Page 2 of 2

<i>School Name</i>	<i>Prefix</i>	<i>Street</i>	<i>Suffix</i>	<i>Zone Limits</i>	<i>Direction</i>	<i>Action</i>	<i>Council District</i>
YES COLLEGE PREPARATORY SCHOOL -NORTH		Bigelow		FROM A POINT 50 FT WEST OF HARDY TO A POINT 100 FT WEST OF TERRY	W.	Remove	H
YES COLLEGE PREPARATORY SCHOOL -NORTH		Bigelow		FROM A POINT 50 FT EAST OF TERRY TO A POINT 100 FT EAST OF HARDY	E.	Remove	H
YES COLLEGE PREPARATORY SCHOOL -NORTH		Terry		FROM A POINT 50 FT NORTH OF BIGELOW TO A POINT 100 FT NORTH OF BOSWELL	N.	Remove	H

(P)

SUBJECT: Professional Service Agreement between the City of Houston and Feldman, Rogers, Morris & Grover, LLP.		Page 1 of 1	Agenda Item # <b>27</b>
FROM (Department or other point of origin): Legal Department		Origination Date August 6, 2009	Agenda Date AUG 12 2009
DIRECTOR'S SIGNATURE: 		Council District affected: City Wide	
For additional information contact Donald J. Fleming Phone: 832 393-6303 or Arturo Michel Phone: 832 393-6416		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 Feldman, Rogers, Morris & Grover, LLP.

## Amount and Source of Funding:

\$50,000.00 - Current Allocation

\$92,625.00 - Maximum Contract Amount Fund 1004 (PROPERTY &amp; CASUALTY)

SPECIFIC EXPLANATION:

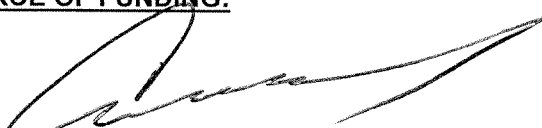
The firm shall provide legal representation of the City of Houston Police Department in connection with the case of *Darryl E. Ayers, et al v. City of Houston, Texas*, Civil Action No. H-09-2080 in the United States District Court for the Southern District of Texas, Houston Division. Plaintiffs are fifty Houston police officers with specific assignment as canine officers. Each plaintiff complains that s/he is assigned a police dog and is required to work in excess of forty (40) hours per week to provide care for their assigned dog, in violation of the Fair Labor Standards Act. Each plaintiff seeks payment for overtime worked for three (3) years, as well as liquidated damages, pre- and post-judgment interest, equitable relief and attorneys' fees. Potential damages are in the approximate range of \$5 to \$6 million. The representation shall include preparation of all pre-trial and discovery papers and motions, attendance at court hearings, and if necessary, trial on the merits.

The combined litigation experience of Feldman, Rogers, Morris & Grover, LLP, provides resources and strategies which have proven to lead to success, in a timely and cost efficient manner.

Clay Grover as a very experienced trial lawyer, will bring his considerable expertise in trial strategies and acumen to defend the City through the trial on the merits of this case and entry of judgment. The contract is for a maximum amount of \$92,625.00 with the first allocation for up to \$50,000.00.

NDT

25

<b>SUBJECT:</b> Professional services agreement for representation of the City in matters pertaining to regulated or franchised utilities, retail electric providers, generation companies to include legislation, rulemakings, proceedings and appeals, franchise compliance, grid hardening, emergency preparedness and rate design issues and issues relating to the foregoing.		<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 28
<b>DIRECTOR'S SIGNATURE: ARTURO MICHEL</b> City Attorney see below		8/7/09		AUG 12 2009
<b>For additional information contact:</b> Melba T. Pourteau Phone: 713.437.6709		<b>Date and identification of prior authorizing Council action:</b> June 3, 2009 Ordinance No. 2009-0489		
<b>RECOMMENDATION: (Summary)</b> Adopt an ordinance approving a professional services agreement between the City of Houston and Epstein, Becker, Green, Wickliff & Hall, P.C. for representation of the City in matters pertaining to regulated or franchised utilities, retail electric providers, generation companies to include legislation, rulemakings, proceedings and appeals, franchise compliance, grid hardening, emergency preparedness and rate design issues and issues relating to the foregoing and terminating Contract No. 4600009698 authorized on June 3, 2009 by Ordinance No. 2009-0489..				
<b>Amount of Funding:</b> \$1,385,000 Maximum Contract Amount (FY2010 allocation: \$700,000)				
<b>SOURCE OF FUNDING:</b> 			<input checked="" type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)	
<b>SPECIFIC EXPLANATION:</b> The law firm Epstein Becker Green Wickliff & Hall, P.C. has represented the City of Houston in regulatory proceedings for a number of years. Most recently, in June 2009, City Council approved a professional legal services agreement with the firm to represent the City in no fewer than nine pending or upcoming contested matters, rulemakings and appeals pending before the Public Utility Commission, Texas Commission on Environmental Quality or various appellate courts. The agreement provided for payment of \$245,118.09 in pre-contract services that were needed in the transition from the firm's previous contract to the new contract. The actual amount should have been \$470,000. The proposed ordinance terminates the agreement approved in June 2009 and approves a new professional services agreement providing for pre-contract services in the correct amount of \$470,000. The maximum contract amount remains the same, however the FY2010 allocation has been increased by \$200,000 to cover Additional Services that will be needed to respond to recent CenterPoint filings.  Mr. Alton Hall, a shareholder in the Firm, estimates that approximately sixty to seventy percent of the funds will be subject to reimbursement pursuant to applicable law and that approximately one-third to one-half of the funds will be needed for technical consultants.  The Firm has a proven track record for successfully representing the City in similar matters. The City Attorney recommends that the firm of Epstein, Becker, Green, Wickliff & Hall P.C. represent the City in these matters.				
<b>REQUIRED AUTHORIZATION</b>				
<b>ARA Director:</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b> MT



# **REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 8305**

**Subject:** Formal Bids Received for Facility Maintenance Services for the General Services Department  
S50-L23171

Category #  
4

Page 1 of 2

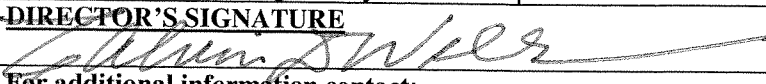
Agenda Item

**29**

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

**Origination Date**  
  
June 23, 2009

**Agenda Date**  
  
AUG 12 2009

**DIRECTOR'S SIGNATURE**  


**Council District(s) affected**  
All

**For additional information contact:**  
Jacquelyn L. Nisby      Phone: (832) 393-8023  
Ray DuRousseau      Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to Meridian Management Corporation on its low bid not to exceed \$20,131,579.60 for facility maintenance services for the General Services Department.

Maximum Contract Amount: \$20,131,579.60

**Finance Budget**

\$13,901,579.60 - Water & Sewer System Operating Fund (8300)  
\$ 6,230,000.00 - General Fund (1000)

-----  
\$20,131,579.60 - Total

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, in an amount not to exceed \$20,131,579.60 to Meridian Management Corporation on its low bid for facility maintenance services for the General Services Department. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor, should termination become necessary. This contract will be used to maintain the Bob Lanier Public Works Building, located at 611 Walker; the Houston Emergency Center, located at 5320 North Shepherd, and facilities located at 2700 Dalton, 7101 Renwick, 5900 Teague, 718 and 802 East Burrell and the Japhet Buildings A and E.

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

<u>Company</u>	<u>Total Amount</u>
1. Meridian Management Corporation	\$20,131,579.60
2. LB&B Associates, Inc.	\$22,987,053.98
3. Camelot services, Inc.	\$24,208,571.95

The scope of work requires the contractor to provide all supervision, equipment, parts, labor, tools, incidentals and supplies necessary to perform maintenance of heating, ventilation and air conditioning systems, building automation, plumbing, lighting systems and electrical power supply trash removal, window washing and janitorial services.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

**MA**  
**20**

Date: 6/23/2009	Subject: Formal Bids Received for Facility Maintenance Services for the General Services Department S50-L23171	Originator's Initials AL	Page 2 of 2
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### **Pay or Play Program**

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

### **M/WBE Subcontracting**

This contract was issued an **11%** goal for M/WBE participation. Meridian Management Corporation has designated the below named company as its certified M/WBE subcontractors.

<b><u>Name</u></b>	<b><u>Type of Work</u></b>	<b><u>Amount</u></b>
Sterling Building Specialist	Building Services	\$2,013,157.96

This contract will be monitored by the Affirmative Action division in accordance with their procedures.

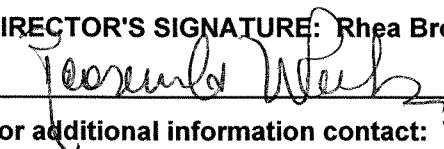
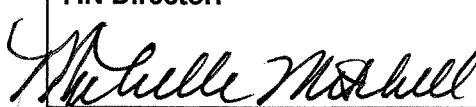
Arturo Lopez; Buyer

### **SPENDING AUTHORITY**

<b>FUND NAME</b>	<b>FY10</b>	<b>OUT YEARS</b>	<b>TOTAL</b>
Water & Sewer Sys Fund (8300)	\$ 2,595,000.00	\$11,306,579.60	\$13,901,579.60
General Fund (1000)	\$ 1,230,000.00	\$ 5,000,000.00	\$ 6,230,000.00
<b>TOTAL</b>			<b>\$20,131,579.60</b>

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance appropriating funds from the FY10 Equipment Acquisition Consolidated Fund for the purchase of information technology equipment for the Houston Public Library		<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item</b> 30
<b>FROM (Department or other point of origin):</b> Library Department		<b>Origination Date</b> July 09, 2009		<b>Agenda Date</b> AUG 12 2009
<b>DIRECTOR'S SIGNATURE:</b> Rhea Brown Lawson, Ph.D. 		<b>Council District affected:</b> ALL		
<b>For additional information contact:</b> Veronica Davidson, Phone: 832-393-1335		<b>Date and identification of prior authorizing Council action:</b>		
<b>RECOMMENDATION:</b> Adopt an ordinance appropriating \$150,000 from the Equipment Acquisition Consolidated Fund for the purchase of information technology equipment for the Houston Public Library				
<b>Amount and Source of Funding:</b> Equipment Acquisition Consolidated Fund (1800): \$150,000.00			<b>FIN Budget:</b>	
<b>SPECIFIC EXPLANATION:</b> The Houston Public Library requests City Council approval of an ordinance appropriating \$150,000 from the Equipment Acquisition Consolidated Fund. Funds in the amount of \$115,000 will be used to purchase a security device for existing 3M self-check equipment, which will allow customers to make credit card payment of library fees that will automatically remove fines from customer records. The equipment will be purchased from the City's existing contract with 3M.  The remainder of the funds (\$35,000) will be used to purchase laptop computers and carts for training from Hewlett Packard through the City's purchasing agreement with the Department of Information Resources (DIR).				
<b>REQUIRED AUTHORIZATION</b> <b>CUIC ID #</b>				
<b>FIN Director:</b> 	<b>Other Authorization:</b>		<b>Other Authorization:</b>	

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Agreement between the City of Houston and Harris County for the Reconstruction of Lorraine Street from Hardy Street to Jensen Drive;  
WBS No. N-000396-0015-4.

Page  
1 of 1

Agenda Item #

31

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

Department of Public Works and Engineering

**Origination Date**

7-30-09

**Agenda Date**

AUG 12 2009


**DIRECTOR'S SIGNATURE:**

  
Michael S. Marcotte, P.E. D.WRE, BCEE, Director

**Council District affected:**

B, H *See*

**For additional information contact:**

  
Hamlet Hovsepian, PE. Phone: (713) 837-7033  
Interim Senior Assistant Director

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

**RECOMMENDATION: (Summary)**

Adopt an ordinance approving and authorizing an Agreement between the City of Houston and Harris County.

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

**PROJECT NOTICE/JUSTIFICATION:** Harris County (County) desires to reconstruct Lorraine Street in connection with the extension of the Hardy Toll Road south from its current terminus to connect with U.S. Highway 59 and the northern approach to the Elysian Viaduct. This extension will provide access between Hardy Toll Road and the downtown area, improving mobility and air quality due the resultant traffic congestion mitigation.

**DESCRIPTION/SCOPE:** This project provides for the construction of a four-lane concrete roadway across the Hardy Corridor with all appurtenances, including signalization and necessary underground utilities.

**LOCATION:** The project is located on Lorraine Street from Hardy Street to Jensen Drive. This project is located in Key Map Grid Nos. 493 H and 494 E.

**SCOPE OF THIS AGREEMENT:** Harris County seeks to enter into an Agreement with the City for the construction of Lorraine Street from Hardy Street to Jensen Drive. Under the terms of the Agreement, the County at its expense shall acquire all necessary right-of-way for the project. The County shall design, construct, and fund one hundred percent (100%) toward the design and construction costs of the project. The County shall be responsible for administering the construction contract. Upon acceptance by the City of the completed project, the City shall assume full ownership of and responsibility for the maintenance and preparation of the project.

**ACTION RECOMMENDED:** It is recommended that the City Council adopt an ordinance approving and authorizing an Agreement between the City of Houston and Harris County.

  
MSM:DRM:HH:TAA:PKC:kd  
Z:\constr\A-SB-DIV\Design\County\LORRAINE\RCA 20TAA37.doc

c: Marty Stein  
Velma Laws

Susan Bandy  
Craig Foster


**REQUIRED AUTHORIZATION**

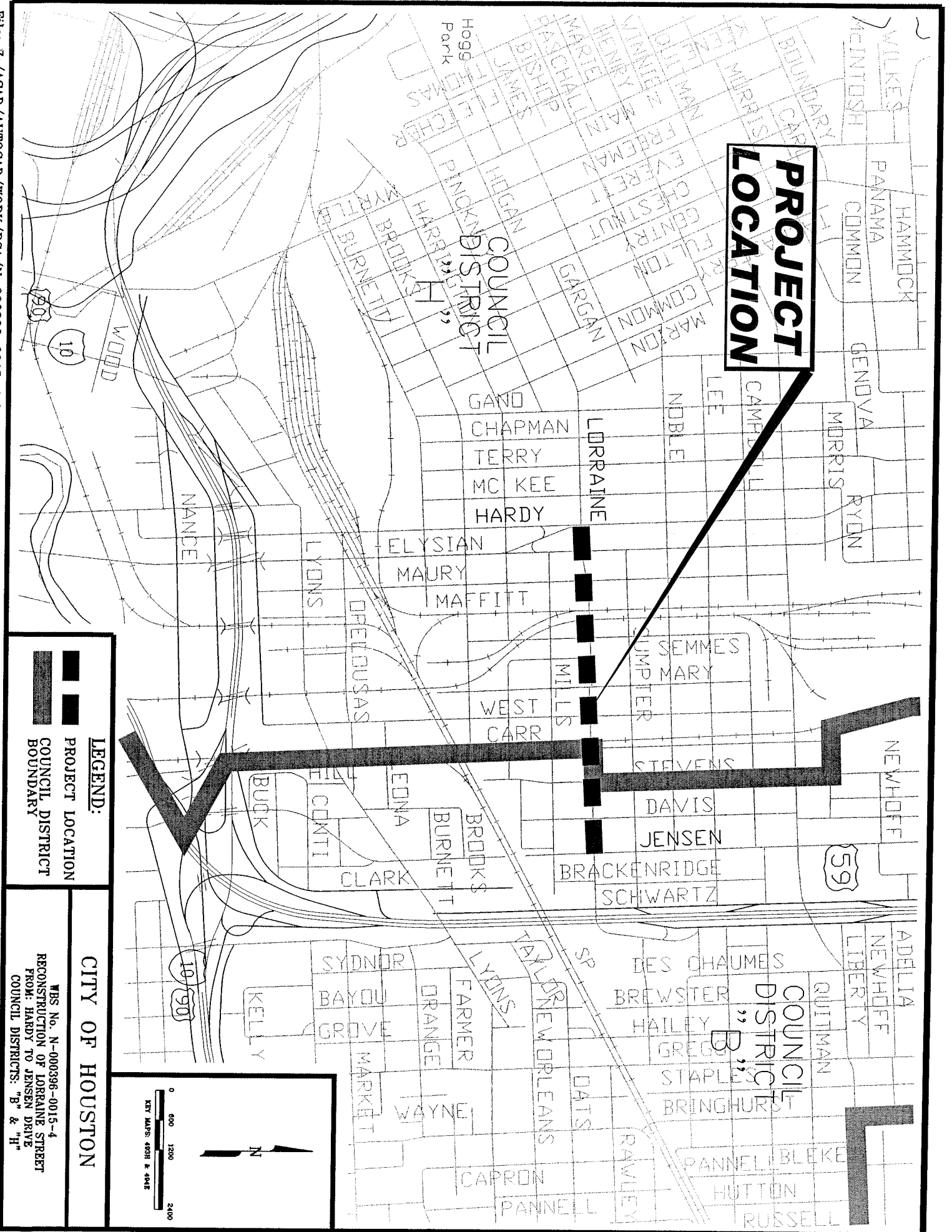
**CUIC ID #20TAA37**

**Finance Department:**

**Other Authorization:**

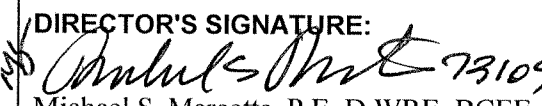

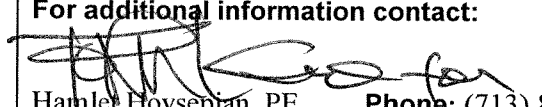


**Other Authorization:**

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



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Amendment One to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation for the Reconstruction of Little York from East of Hardy Road to US 59; WBS No. N-000611-0017-4.		<b>Page</b> 1 of 2	<b>Agenda Item #</b>  32
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date</b> 8-6-09	<b>Agenda Date</b> AUG 12 2009
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. D.WRE, BCEE, Director		<b>Council District affected:</b> B 	
<b>For additional information contact:</b>  Hamlet Hovsepian, PE. Phone: (713) 837-7033 Interim Senior Assistant Director		<b>Date and identification of prior authorizing Council action:</b> Ordinances: 96-592, 06/19/96; 2006-990, 09/27/2006 2008-1218, 12/30/2008 Resolution: 88-103, 10/19/88	
<b>RECOMMENDATION: (Summary)</b> 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.			
<b>Amount and Source of Funding:</b> \$30,000.00 from Street & Bridge Consolidated Construction Fund No. 4506. <i>M.P. 7/28/0</i> Previous (original) funding of \$1,810,650.00 from Street and Bridge Consolidated Construction Fund No. 437 (4506) and \$3,068,840.26 from Water and Sewer Consolidated Construction Fund No. 8500			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This project has been a part of the Principal Arterial Street System (PASS) Program. Under this program, the City would be responsible for 50% of the cost of the right-of-way acquisition and 100% cost of utility adjustments. On October 19, 1988 the City approved TxDOT Minute Order No. 87523, which set forth the commitment among the participants for the reconstruction of Little York Road from the east of Hardy Road to US 59.			
<b>DESCRIPTION/SCOPE:</b> This project provides for the construction of a four-lane concrete roadway including storm sewers, signing and pavement markings, traffic signals, bridges, and necessary underground utility adjustments.			
<b>LOCATION:</b> The project is located on Little York Road from east of Hardy Road to US 59. This project is located in Key Map Grid Nos. 413 U, V and 414 S, T.			
<b>SCOPE OF THIS AGREEMENT:</b> On June 19, 1996, City Council approved an Agreement to Contribute Funds under Ordinance 96-592 for the right-of-way acquisition for the improvements of this project. On September 27, 2006, the City entered an Advance Funding Agreement with TxDOT under Ordinance 2006-990 for the relocation of the water and sanitary sewer facilities in conflict with the project. Under the terms of this Agreement, the City funded one hundred percent (100%) of the costs associated with the relocation and adjustments to the water and sanitary sewer facilities within the limits of the proposed roadway improvements. TxDOT managed the design and construction of the overall project including the relocation and adjustments of the City utilities.  During the construction of the project, the City requested TxDOT to add the installation of Opticom Systems to connect the area traffic signals and cause the main street signals to flash yellow and cross streets signals to flash red as emergency vehicles pass.			
<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID #20TAA36</b>	
<b>Finance Department:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division	

<b>Date</b>	<b>SUBJECT:</b> Amendment One to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation for the Reconstruction of Little York from East of Hardy Road to US 59; WBS No. N-000611-0017-4.	<b>Originator's Initials</b> TAA <i>pkc</i>	<b>Page</b> <b>2 of 2</b>
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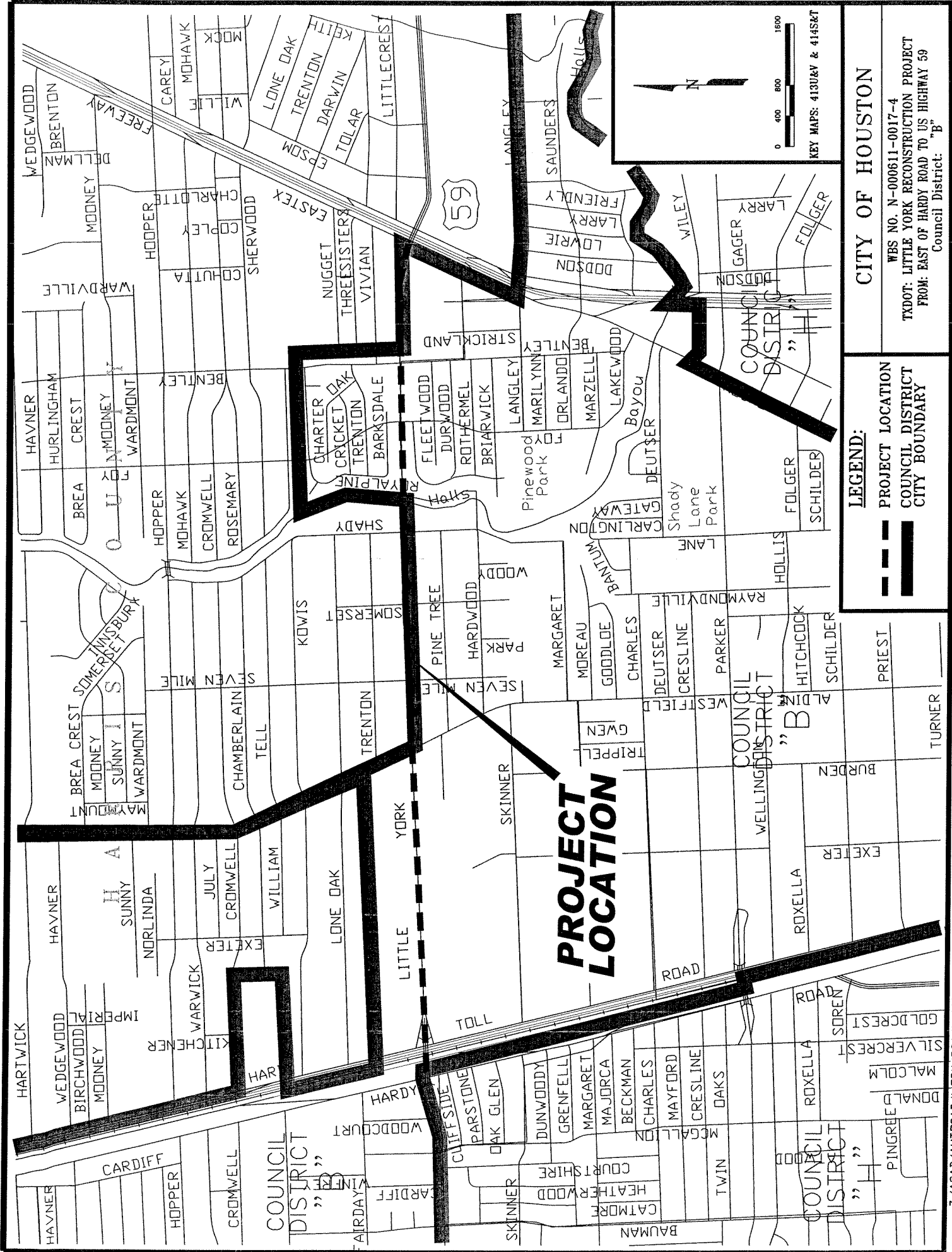
TxDOT required the City to enter Amendment One to the Advance Funding Agreement for this additional item of work. In addition, the amendment also changes the maintenance responsibilities from TxDOT as referenced in the original Advance Funding Agreement to the City. The total cost to the City for the installation of Opticom Systems is currently estimated to be \$19,539.27. Therefore, it is necessary to appropriate funds in the amount of \$30,000.00 which includes \$9,000.00 for contingency and \$1,460.73 for City's salary recovery.

**ACTION RECOMMENDED:** It is recommended that City Council adopt an ordinance approving and authorizing Amendment One to the Agreement between the City of Houston and Texas Department of Transportation and appropriate \$30,000.00 for the City's cost participation.

*pkc*  
MSM:DRM:HH:TAA:PKC:kd

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- c: Marty Stein  
Velma Laws  
Susan Bandy  
Craig Foster  
File – TxDOT - Little York from East of Hardy Road to US 59.





**SUBJECT:** Professional Architectural Services Contract  
 Studio Red Architects, LP  
 Central Permitting Center  
 WBS No. D-000145-0001-3

**Page**  
1 of 2

**Agenda Item**

33

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

**Origination Date**  
8-6-09

**Agenda Date**  
AUG 12 2009

**DIRECTOR'S SIGNATURE**

Issa Z. Dadoush, P.E.

*[Signature]* 8/24/09

**Council District(s) affected:** H

**For additional information contact:**

Jacquelyn L. Nisby

**Phone:**

832-393-8023

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

**RECOMMENDATION:** Approve architectural services contract and appropriate funds for the project.

**Amount and Source Of Funding:**

\$3,072,900.00 Reimbursement of Equipment/Projects Fund (1850)

**Finance Budget:**

*[Signature]*

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council approve an architectural services contract with Studio Red Architects, LP (SRA) to perform design and construction phase services for the renovation of an existing building located at 1002 Washington Avenue to house combined permitting operations for the Public Works and Engineering (PWE) and Administration & Regulatory Affairs (ARA) Departments. It is expected that the Reimbursement of Equipment/Projects Fund will be reimbursed by PWE and ARA permitting revenues.

On March 20 and March 27, 2009, GSD advertised a Request for Qualifications (RFQ) for a developer team, to purchase, design, and renovate an existing building located at 1002 Washington Avenue. The RFQ contained selection criteria that ranked respondents on experience, technical approach, and quality assurance program. The Statements of Qualifications were due on April 6, 2009 and nine teams responded. GSD formed a selection committee comprised of representatives from the ARA, PWE and GSD Departments to evaluate the respondents. The selection committee short-listed six teams based on the advertised criteria. These teams were interviewed and the team of Trammell Crow, Studio Red Architects and Harvey Builders was selected. Upon further consideration, the financing of this project as a long term lease back to the City, as a tenant, proved to be cost prohibitive and was deleted from the project. Subsequently, GSD chose to retain the services of a portion of the original team and selected Studio Red Architects to proceed with the project.

**PROJECT LOCATION:** 1002 Washington Avenue (Key Map 493L).

**REQUIRED AUTHORIZATION**

CUIC ID# 25DSGN42

NDT

**General Services Department:**

**Administration & Regulatory Affairs Department:**

**Department of Public Works and Engineering:**

*[Signature]*

Humberto Bautista, P.E.  
Chief of Design & Construction  
Division

*[Signature]*

Alfred J. Moran, Jr.  
Director

*[Signature]*

Michael S. Marcotte, P.E., D.WRE,  
BCEE, Director

<b>Date</b>	<b>SUBJECT:</b> Professional Architectural Services Contract Studio Red Architects, LP Central Permitting Center WBS No. D-000145-0001-3	<b>Originator's Initials</b>  PJG	<b>Page</b> 2 of 2
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**PROJECT DESCRIPTION:** The needs of the public have outgrown the services provided at the existing facilities located at 3300 Main Street and 611 Walker. This project will design for the renovation of an existing 187,000 SF four-story building to provide approximately 194,190 SF of conditioned space for use by approximately 500 City employees performing a combination of permitting operations to serve the public. Surface parking will also be provided on and off site for use by City personnel and the public.

The Architect will incorporate LEED™ (Leadership in Energy and Environmental Design) standards in the project to achieve certification at a minimum.

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

\$ 2,080,700.00	Basic Services Fee
\$ 611,570.00	Additional Services Fee
\$ 139,230.00	Reimbursable Expenses
\$ 188,500.00	Pre-Contract Services*
<b>\$ 3,020,000.00</b>	<b>Total Contract Services</b>
\$ 52,900.00	Civic Art (1.75%)
<b>\$ 3,072,900.00</b>	<b>Total Funding</b>

**\*Pre-Contract Services:** SRA assisted in performing due diligence related to the City's purchase of the property. SRA investigated the locations of and access to utilities, sewers, and roads; and produced various feasibility studies to determine if the facility could be renovated to meet both the present and future needs of the City's permitting operations. Additionally, SRA prepared a vegetative roof analysis, analyzed the possibility of the City adding a fifth floor, and also the possible collecting and re-using of rainwater, and also examined whether or not the City could easily relocate existing solar power.

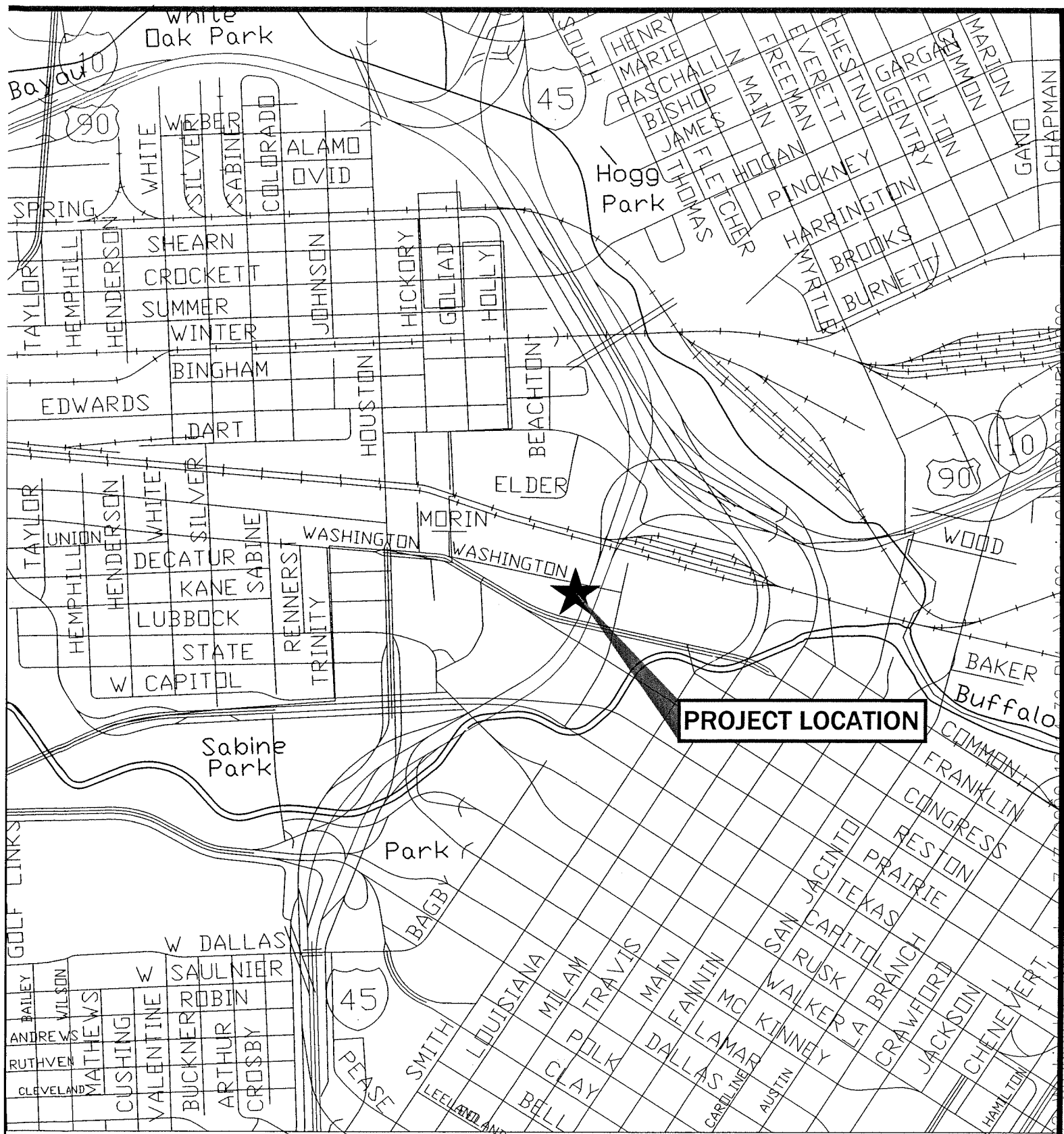
**M/WBE INFORMATION:** A MWBE goal of 24% has been established for this contract. The Architect has submitted the following certified firms to achieve the goal:

<u>Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
E & C Engineers & Consultants, Inc.	MEP	\$536,100.00	17.75
4B Technology Group L.L.C.	IT/Telecom, Security & A/V Services	\$125,000.00	4.14
Kuo & Associates, Inc.	Surveys – Boundary & Topographic	\$ 37,200.00	1.23
HVJ Associates, Inc.	Geotechnical Engineer	<u>\$ 26,500.00</u>	<u>0.88</u>
<b>Total</b>		<b>\$724,800.00</b>	<b>24.00%</b>

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

IZD:JLN:  :mg



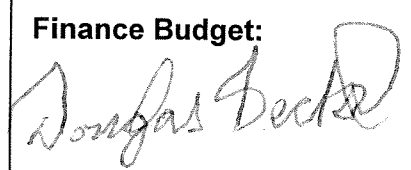


c: Marty Stein, Issa Z. Dadoush, P.E., Richard A. Vella, James Tillman IV, Jacquelyn L. Nisby, Esq., Yvette Burton, Mary M. Villarreal, Siria Harbour, File 406



**PROFESSIONAL ARCHITECTURAL SERVICE CENTER**  
**CENTRAL PERMITTING CENTER**  
**1002 Washington Ave.**  
**Houston, Texas**

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Appropriate Additional Funds to Construction Management at Risk Contract J.E. Dunn South Central, Inc. Right-of-Way and Fleet Maintenance Facilities Expansion WBS No. N-00653C-0001-4		<b>Page</b> 1 of 2	<b>Agenda Item</b>  34
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 8/6/09	<b>Agenda Date</b> AUG 12 2009
<b>DIRECTOR'S SIGNATURE:</b>  Issa Z. Dadoush, P. E.		<b>Council District(s) affected:</b> H,I	
<b>For additional information contact:</b> Jacquelyn L. Nisby  <b>Phone:</b> 832.393.8023		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2008-1068; December 3, 2008	
<b>RECOMMENDATION:</b> Appropriate additional funds for construction.			
<b>Amount and Source of Funding:</b> \$30,573,750.00 - Street & Bridge Consolidated Construction Fund (4506)		<b>Finance Budget:</b> 	
<b>Previous Funding:</b> \$269,750.00 Street & Bridge Consolidated Construction Fund (4506)			
<b>SPECIFIC EXPLANATION:</b> The General Services Department recommends that City Council appropriate an additional amount of \$30,573,750.00 to the Construction Management at Risk (CMAR) contract with J.E. Dunn South Central, Inc. for construction of three new Right-of-Way and Fleet Maintenance Facilities for the Department of Public Works and Engineering (PWE).			
<b>PROJECT LOCATIONS:</b>			
100 Japhet	Key Map 494L	District H	
5500 McCarty	Key Map 455Y	District I	
1700 E. Crosstimbers	Key Map 453M	District H	
<b>PROJECT DESCRIPTION:</b> The project will construct three new facilities as part of a replacement program for the 711/801 Gillette Fleet Maintenance facilities which will be closed and sold. The new facilities distribute the current functions of Gillette between three existing PWE Maintenance locations and will include heavy and light duty vehicle and equipment maintenance shop bays, as well as related functions including a welding shop, tire shop, administration and emergency response support.			
The project will utilize the Leadership in Energy & Environmental Design (LEED™) Green Building Rating System to achieve certification.			
<b>PREVIOUS HISTORY AND PROJECT SCOPE:</b> On December 3, 2008, City Council awarded a CMAR contract to J.E. Dunn South Central, Inc. to provide pre-construction and construction phase services for the new maintenance facilities and appropriated funds for pre-construction phase services, which included estimating, constructability and material selection.			
The anticipated contract duration for this project is 450 calendar days. The design consultant is Huitt-Zollars, Inc.			
<b>REQUIRED AUTHORIZATION</b> CUIC ID # 25CONS104			
<b>General Services Department:</b>  Humberto Bautista, P.E. Chief of Design & Construction Division		<b>Department of Public Works and Engineering:</b> NDT  Michael S. Marcotte, P.E., D.WRE, BCEE Director	

<b>Date</b>	<b>SUBJECT:</b> Appropriate Additional Funds to Construction Management at Risk Contract J.E. Dunn South Central, Inc. Right-of-Way and Fleet Maintenance Facilities Expansion WBS No. N-00653C-0001-4	<b>Originator's Initials</b> VTN	<b>Page</b> 2 of 2
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**FUNDING SUMMARY:** It is recommended that City Council appropriate funds for construction phase services, including an additional appropriation of \$150,000.00 for engineering testing services under the existing contract with QC Laboratories, Inc. The following amounts for construction and contingency are based on the construction manager's estimate of costs. The final cost of construction will be submitted to the director for approval as part of the Guaranteed Maximum Price (GMP) proposal.

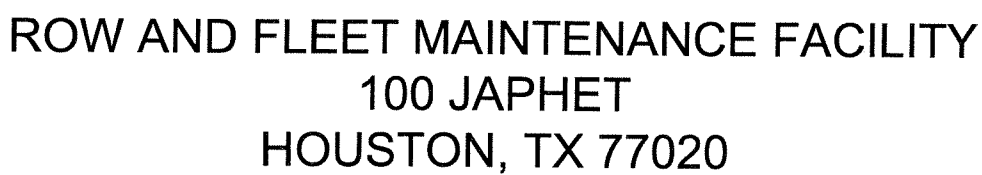
\$ 28,500,000.00	Estimated Construction Cost
\$ 1,425,000.00	5% Contingency (Estimate)
<b>\$ 29,925,000.00</b>	<b>Total Estimated Contract Services</b>
\$ 150,000.00	Engineering Testing
\$ 498,750.00	Civic Art (1.75%)
<b>\$ 30,573,750.00</b>	<b>Total Funding</b>

**CONSTRUCTION GOALS:** An MBE goal of 14%, SBE goal of 5%, and WBE goal of 5% have been established for the construction phase of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

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

IZD:HB:JLN:MP:VTN:ps

c: Marty Stein  
Jacquelyn L. Nisby  
Velma Laws  
Morris Scott  
Kim Nguyen  
James Tillman IV  
Yvette Burton  
Calvin R. Curtis  
Gabriel Mussio  
Howard Hilliard  
Carl Bowker  
File E-000094-0002/812



KEY MAP NO. 494L

# **REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #**

**SUBJECT:**  
Ordinance granting a Commercial Solid Waste Operator Franchise

**Category #**

**Page 1 of 1**

**Agenda Item#**

**35**

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

Alfred J. Moran, Director  
Administration & Regulatory Affairs

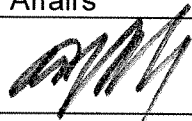
**Origination Date**

7/28/09

**Agenda Date**

AUG 12 2009

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

ALL

**For additional information contact:**

Juan Olguin *JO* Phone: (713) 837- 9623  
Nikki Cooper *NC* 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 an ordinance granting a Commercial Solid Waste Operator Franchise

**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 an ordinance granting a Commercial Solid Waste Operator Franchise to the following solid waste operator pursuant to Article VI, Chapter 39. The proposed Franchisee is:

1. Miner Dedrick, LLC

The proposed ordinance grants the Franchisee 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, the 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.

The Pay or Play Program does not apply to the Commercial Solid Waste Operator Franchise.

**REQUIRED AUTHORIZATION**

**Finance Director:**

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

**SUBJECT:** Abandonment and sale of: 1) South Lawn Avenue, from Stearns Street to Tierwester Street; 2) Alice Street, from Stearns Street east to its terminus; and 3) Cadillac Street, from Alice Street north  $\pm 212.87$ -feet, located in the South Lawn Addition or the Southland Addition, all out of the Louis Gladitch Survey, A-304. **Parcel SY9-068A, SY9-068B, and SY9-068C**

Page  
1 of 2

Agenda Item #

36

10

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

Department of Public Works and Engineering

**Origination Date**

7/30/09

**Agenda Date**~~AUG 05 2009~~**DIRECTOR'S SIGNATURE:**


Michael S. Marcotte, P.E., D.WRE, BCEE, Director

**Council District affected:** D AUG 12 2009

Key Map 533Q

**For additional information contact:**

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

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

**RECOMMENDATION: (Summary)** It is recommended City Council approve a council motion authorizing the abandonment and sale of: 1) South Lawn Avenue, from Stearns Street to Tierwester Street; 2) Alice Street, from Stearns Street east to its terminus; and 3) Cadillac Street, from Alice Street north  $\pm 212.87$ -feet, located in the South Lawn Addition or the Southland Addition, all out of the Louis Gladitch Survey, A-304. **Parcel SY9-068A, SY9-068B, and SY9-068C**

**Amount and****Source of Funding:** Not Applicable**SPECIFIC EXPLANATION:**

Jake English, Rekha Engineering, Inc., 5301 Hollister, Suite 190 Houston, Texas, 77040, on behalf of Lily Grove Missionary Baptist Church (Reginald Mack, Deacon), requested the abandonment and sale of: 1) South Lawn Avenue, from Stearns Street to Tierwester Street; 2) Alice Street, from Stearns Street east to its terminus; and 3) Cadillac Street, from Alice Street north  $\pm 212.87$ -feet, located in the South Lawn Addition or the Southland Addition, all out of the Louis Gladitch Survey, A-304. Lily Grove Missionary Baptist Church, the abutting property owner, plans to expand its current church facilities. Signs notifying the public of the pending street abandonment application were posted for at least 30 days.

This is Part One of a two-step process in which the applicant will first receive a City Council authorized council motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an ordinance effecting the abandonment and sale. The Joint Referral Committee reviewed and approved this request. Therefore, it is recommended:

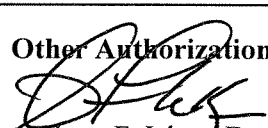
1. The City abandon and sell: 1) South Lawn Avenue, from Stearns Street to Tierwester Street; 2) Alice Street, from Stearns Street east to its terminus; and 3) Cadillac Street, from Alice Street north  $\pm 212.87$ -feet, located in the South Lawn Addition or the Southland Addition, all out of the Louis Gladitch Survey, A-304.
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the streets being abandoned and sold;

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CUIC #20GG9064

## REQUIRED AUTHORIZATION

**Finance Department:****Other Authorization:****Other Authorization:**

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

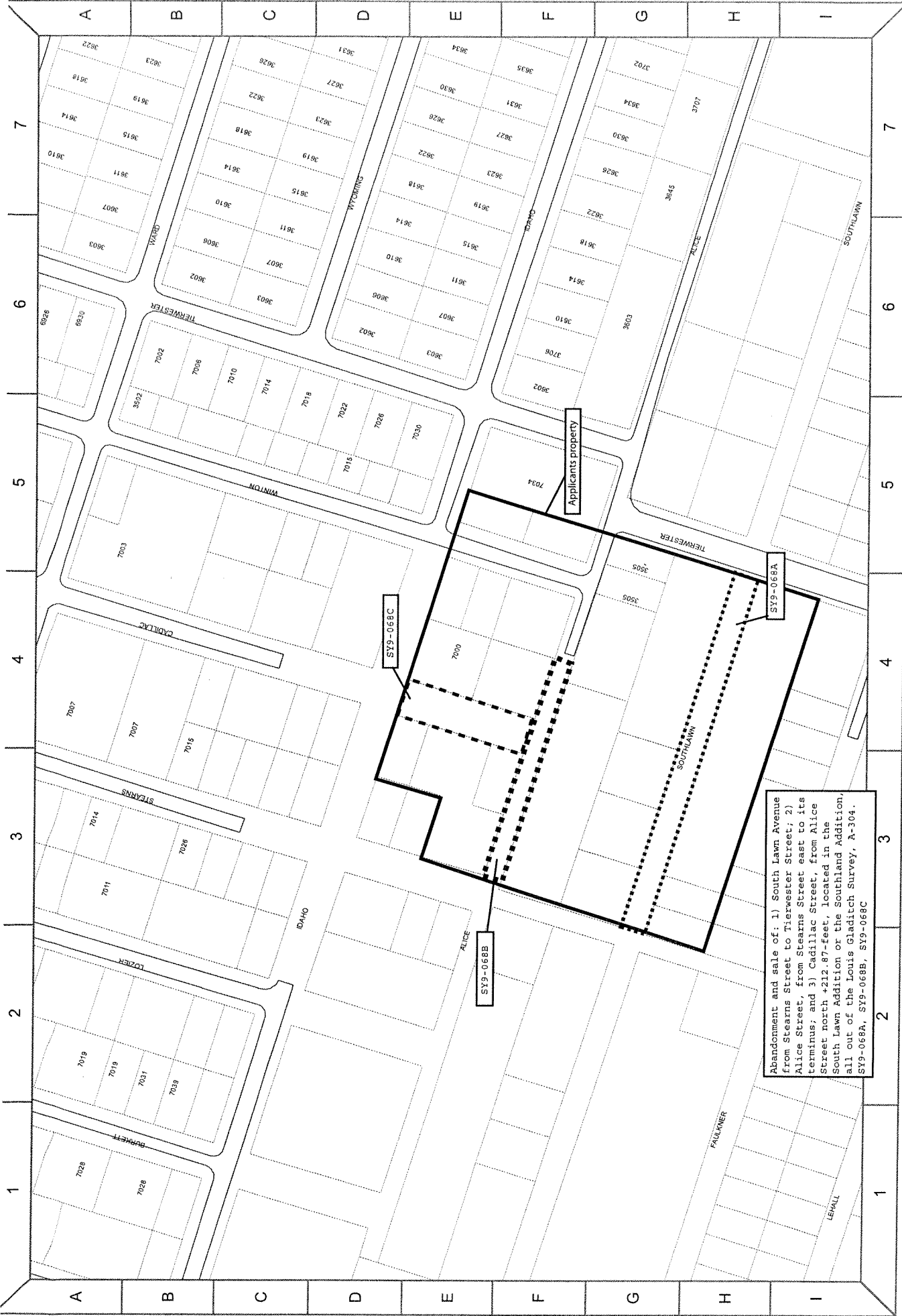


<b>Date:</b>	<b>Subject:</b> Request for the Abandonment and sale of: 1) South Lawn Avenue, from Stearns Street to Tierwester Street; 2) Alice Street, from Stearns Street east to its terminus; and 3) Cadillac Street, from Alice Street north $\pm 212.87$ -feet, located in the South Lawn Addition or the Southland Addition, all out of the Louis Gladitch Survey, A-304. <b>Parcel SY9-068A, SY9-068B, SY9-068C</b>	<b>Originator's Initials</b> 	<b>Page</b> <u>2</u> of <u>2</u>
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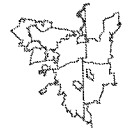
4. The applicant be required to: (a) relocate the 24-inch storm sewer and inlets in Southlawn Avenue into Tierwester Street; (b) cut, plug, and abandon the 8-inch sanitary sewer located in Cadillac Street, from the manhole of the 8-inch sanitary sewer at the intersection of Idaho Avenue and Cadillac Street to its terminus. Any existing service connections must be relocated to the existing 8-inch sewer in Idaho Avenue; (c) cut, plug, and abandon the 12-inch water main located in Alice Street, from the 12-inch water line at the intersection of Tierwester Street and Alice Street to the 8-inch water line at the intersection of Alice Street and Cadillac Street; (d) relocate any existing service to the 12-inch water main in Alice Street or Tierwester Street; (e) cut, plug, and abandon the 8-inch water main located in Cadillac Street, from the 8-inch waterline at the intersection of Idaho Avenue and Cadillac Street to the 12-inch water line at the intersection of Alice Street and Cadillac Street; (f) relocate any existing service connections to the 8-inch water main in Cadillac Street; and (g) construct an 8-inch water line from the 8-inch water line at the intersection of Idaho Avenue and Cadillac Street to the existing 8-inch water main in Stearns Street. All of the foregoing items must be completed at no cost to the City and under proper permits and a depreciated value paid for the sanitary sewer lines, water lines, manholes, and fire hydrants being abandoned;
5. The applicant be required to prepare drawings that show all public utilities (storm sewer, sanitary sewer, and water) that are to be abandoned, relocated, and/or constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the council motion shall be attached to the plan set when it is submitted for plan review;
6. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction for work required in Item 4 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide a LOC showing the City of Houston as beneficiary and in the amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but no longer than twelve months from the effective date of the ordinance for the transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicants request the City will release the LOC;
7. The Legal Department be authorized to prepare the necessary transaction documents; and,
6. Inasmuch as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value be established by Philip Mushinski, an independent appraiser appointed by the Director of Public Works and Engineering.

NPC:WSB:gg

c: Phil Boriskie  
Marlene Gafrick  
Daniel Menendez, P.E.  
Arturo G. Michel  
Marty Stein  
Jeffrey Weatherford, P.E., PTOE



**CITY OF HOUSTON**  
**Department of Public Works & Engineering**  
 Geographic Information & Management System (GIMS)  
DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY. THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS. FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.



1 inch equals 200 feet



# REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8390

Subject: Approve the Sole Source Purchase of Automated People Mover System Parts for the Houston Airport System  
S44-S22627

Category #  
4

Page 1 of 1 Agenda Item

37 #

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

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

**Origination Date**

July 21, 2009

**Agenda Date**

AUG 12 2009  
~~AUG 05 2009~~

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
B-Johnson

**For additional information contact:**

Dallas Evans Phone: (281) 230-8001  
Desiree Heath Phone: (832) 393-8742

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

**RECOMMENDATION: (Summary)**

Approve the sole source purchase from Bombardier Transportation (Holdings) USA, Inc. in an amount not to exceed \$2,580,545.91 for automated people mover system parts for the Houston Airport System.

Estimated Spending Authority: \$2,580,545.91

FIN Budget

\$2,580,545.91 HAS-Revenue Fund (8001)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve the sole source purchase from Bombardier Transportation (Holdings) USA, Inc. in an amount not to exceed \$2,580,545.91 for automated people mover system parts for the Houston Airport System. It is further requested that authorization be given to make purchases, as needed for an 18-month period. This award consists of console assemblies, motor box heat sinks, power terminal covers, and various specialty parts to be used for the repair and maintenance of the Automated People Mover (train) at George Bush Intercontinental Airport.

Bombardier Transportation (Holdings) USA, Inc. is the sole proprietor, designer, manufacturer, supplier and distributor of the specialty parts for the automated people mover system. No other manufacturer can provide these specialty parts nor does any other firm have rights to the programmable software and computer cards.

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

Buyer: John Tatman

Attachment: M/WBE Zero-Percentage goal document approved by the Affirmative Action Division.

**Estimated Spending Authority**

DEPARTMENT	FY 2010	OUT YEARS	TOTAL
Houston Airport System	\$1,577,000.00	\$1,003,545.91	\$2,580,545.91

**REQUIRED AUTHORIZATION**

FIN Director:

Other Authorization:

Other Authorization:

MDT

2009

13



# CITY OF HOUSTON

Administration & Regulatory Affairs Department  
Strategic Purchasing Division (SPD)

## Interoffice

Correspondence

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

From: John G. Tatman

Date: July 21, 2009

Subject: MWBE Participation Form

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

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

I am requesting a **revision** of the MWBE Goal: Yes ☐ No ☒ Original Goal: N/A New Goal: N/A

If requesting a revision, how many solicitations were received: 0

Solicitation Number: S44-S22627 Estimated Dollar Amount: \$2,580,545.91

Anticipated Advertisement Date: 10/10/2008 Solicitation Due Date: 10/24/2008

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

If goal was not met, what did the vendor achieve: 0

Name and Intent of this Solicitation:

Automated People Mover System Parts for the Houston Airport System

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

This solicitation is for automated people mover system parts for the the Houston Airport System. Bombardier Transportation designed and built the equipment for the automated people mover (train) at the George Bush International Airport. Bombardier designed the affiliated parts, and has proprietary rights to their designs. No other manufacturer can provide these specialty parts nor does any other firm have rights to the programmable software and computer cards. The parts will be direct shipped. There is no potential for M/WBE participation.

Concurrence:

SPD Initiator

Division Manager

Robert Gallegos, Deputy Assistant Director  
\*Affirmative Action

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

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

38

AUG 12 2009

MOTION NO. 2009

MOTION by Council Member Green that the recommendation of the Purchasing Agent, on bids received for Personal Protective Gear for Various Departments, S44-S23117, be adopted, and authority is hereby given to make purchases as needed, for a 60-month term, from Morning Pride MFG dba Honeywell First Responder Products on their low bid meeting specifications and sole bid in an amount not to exceed \$2,801,947.00.

Seconded by Council Member Clutterbuck

On 8/5/09 the above motion was tagged by Council Member Rodriguez.

cr

# REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8360

**Subject:** Formal Bids Received for Personal Protective Gear for Various Departments  
S44-S23117

Category #  
4

Page 1 of 2

Agenda Item

38 #

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

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

**Origination Date**

July 22, 2009

**Agenda Date**

~~AUG 05 2009~~  
AUG 12 2009

**DIRECTOR'S SIGNATURE**

For additional information contact:

Jack Williams Phone: (713) 247-8793  
Desiree Heath Phone: (832) 393-8742

**Council District(s) affected**  
All

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

**RECOMMENDATION: (Summary)**

Approve an award to Morning Pride MFG dba Honeywell First Responder Products on its low bid meeting specifications and sole bid in an amount not to exceed \$2,801,947.00 for personal protective gear for various departments.

Estimated Spending Authority: \$2,801,947.00

**Finance Budget**

\$2,712,047.00 - General Fund (1000)  
\$ 89,900.00 - HAS-AIF Capital Outlay (8012)

\$2,801,947.00

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an award to Morning Pride MFG dba Honeywell First Responder Products on its low bid meeting specifications and sole bid in an amount not to exceed \$2,801,947.00 for personal protective gear for the Fire Department and the Houston Airport System. It is further requested that authorization be given to make purchases, as needed, for a 60-month term. This award consists of various price lists for personal protective gear for fire fighters stationed citywide including Hobby Airport and George Bush Intercontinental Airport. The price lists include; but are not limited to, bunker gloves with Kevlar® and elk skin, aluminized gloves, face shields, face shield bracket kits, and 16" pull-on ARFF proximity rubber boots.

This is a price list solicitation. The best discount which determines the low bid for a price list is the best bid received for quantities of high-use items selected as sample pricing items based on the current needs of the Department. The bid total for sample pricing items does not represent the total amount to be purchased; rather, this award recommendation is for the total estimated expenditures projected over the 60-month period based on the low bid submitted for the representative samples.

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

**COMPANY**

**SAMPLE PRICING (Groups I, II, & IV)**

- |   |  |
|---|--|
| 1. Lion Apparel   | \$ 64.11 (Partial Bid/Did Not Meet Specifications) |
| 2. Morning Pride MFG dba Honeywell First Responder Products | \$1,491.99   |

Group III is not being awarded and will be re-bid.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

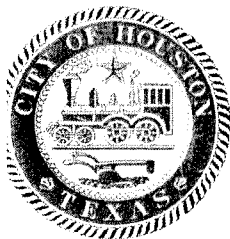
Date: 7/22/2009	Subject: Formal Bids Received for Personal Protective Gear for Various Departments S44-S23117	Originator's Initials JT	Page 2 of 2
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Buyer: John Tatman

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

**Estimated Spending Authority**

DEPARTMENT	FY2010	OUT YEARS	TOTAL
Fire	\$542,409.40	\$2,169,637.60	\$2,712,047.00
Houston Airport System	\$ 18,000.00	\$ 71,900.00	\$ 89,900.00
Total	\$560,409.40	\$2,241,537.60	\$2,801,947.00



# CITY OF HOUSTON

Administration & Regulatory Affairs Department  
Strategic Purchasing Division (SPD)

## Interoffice

Correspondence

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

From: John G. Tatman

Date: August 8, 2008

Subject: MWBE Participation Form

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

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

I am requesting a **revision** of the MWBE Goal: Yes ☐ No ☒ Original Goal: N/A New Goal: N/A

If requesting a revision, how many solicitations were received: 0

Solicitation Number: S44-S22978 Estimated Dollar Amount: \$11,368,125.18

Anticipated Advertisement Date: 9/3/2008 Solicitation Due Date: 9/18/2008

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

If goal was not met, what did the vendor achieve: 0

Name and Intent of this Solicitation:  
Personal Protective Gear for the Fire Department

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

This solicitation is for personal protective gear for use by the fire department. History has shown this equipment will be direct shipped to the City by the manufacturer. There is no potential for M/WBE participation.

Concurrence:

John G. Tatman  
SPD Initiator

Juana Rhone  
for Division Manager

Robert Gallegos  
Robert Gallegos, Deputy Assistant Director  
\*Affirmative Action

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


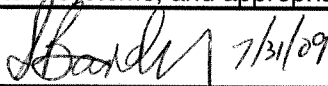
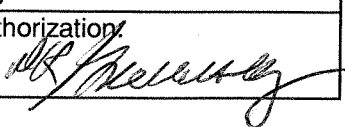
\* Signature is required, if the request is for zero percent MWBE participation, or to revise the MWBE goal.

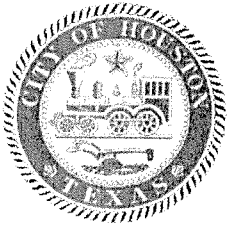
RECEIVED  
AUG 12 2008  
CITY OF HOUSTON  
ADMINISTRATIVE SERVICES



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>Subject:</b> Extend the Contract Term and Increase the Maximum Contract Spending Authority for Radio Automated Meter Reading System (AMR) and Fixed Network/Advanced Meter Infrastructure System (AMI) Contract with Itron, Inc. for Public Works & Engineering Department. 8305 S-000956-0002-5-01-02 8500 S-000956-0002-5-02-01		Category 1,4 & 5	Page 1 of 1 <b>39</b>	Agenda Item <b>32</b>
<b>FROM (Department or other point of origin):</b> Michael S. Marcotte, P.E., D. WRE, BCEE Director Public Works and Engineering Department		Origination Date  07/29/09	Agenda Date <del>AUG 05 2009</del> AUG 12 2009	
<b>DIRECTOR'S SIGNATURE:</b> 		Council District affected: All		
<b>For additional Information contact:</b> Karen Leback Phone: (713)371-1136 David Guernsey Phone: (713) 238-5241		Date and Identification of prior authorizing Council action: Ord. #98-0575 - Passed 07/15/98, Ord. #01-1181- Passed 12/19/01, Ord. #03-0581- Passed 06/18/03, Ord. #06-1071 Passed -10/24/06, Ord. #08-0896 - Passed 01/08/08		
<b>RECOMMENDATION: (Summary)</b> Adopt an ordinance increasing the maximum contract spending authority from \$50,492,750.00 to \$54,603,350.00 and extend the contract term from August 17, 2009 to December 17, 2010 for contract with Itron, Inc. for radio automated meter reading and fixed network/advanced meter infrastructure systems; and appropriate/allocate funds.				
Spending Authority Increase: \$4,110,600.00 			Finance Budget:	
<b>SOURCE OF FUNDING:</b> \$1,610,600 – 8305 Combined Utility System General Purpose Fund \$2,500,000 – 8500 Water & Sewer System Consolidating Construction Fund				
<b>SPECIFIC EXPLANATION:</b> The Public Works and Engineering Department recommends that City Council approve an ordinance authorizing an increase in spending authority from \$50,492,750.00 to \$54,603,350.00 under the contract with Itron, Inc. and extend the contract term from August 17, 2009 to December 17, 2010 for Automated Meter Reading and Fixed Network/Advanced Meter Infrastructure System Components for the Public Works & Engineering Department. This contract provides for equipment purchases and all hardware/software maintenance activities.  On July 15, 1998, City Council awarded by Ordinance No. 98-575, a five year contract in the amount of \$25,510,709.00. Ordinance No. 01-1181 increased the spending authority to \$31,454,629.00. Ordinance No. 03-581 increased the spending authority to \$42,004,629.00 and extended the term from August 19, 2003 to August 18, 2008. Ordinance No. 06-1071 increased the spending authority to \$46,992,750.00 and extended the contract term to August 17, 2009. Ordinance No. 08-0896 increased spending authority to \$50,492,750.00. Total expenditures to date are \$50,490,780.42.  The amending ordinance will provide materials, equipment, software and maintenance to assure the highest level of metering system accuracy. Through efforts of Utility Customer Service, environmentally impacted radio end points that function as a primary component of the Automated Meter Reading (AMR) system are removed and replaced as scheduled by daily operation plans to protect from revenue loss due to the transmission of inaccurate readings of water consumption. Systematic replacement of radio end points is also necessary to allow migration towards advanced meter data collection technology which has been introduced as part of the City's wireless initiative. This technology known in the industry as Fixed Network/Advanced Meter Infrastructure (AMI) is currently operating successfully on a pilot basis to approximately 10% of the 440,000 automated meter accounts within the City of Houston. Material, equipment and software is required to retain and extend the City's investment in AMR/AMI technology				
REQUIRED AUTHORIZATION		CUIC ID# 20KFL30		
Finance Department:	Other Authorization:	Other Authorization: 		



## CITY OF HOUSTON

Public Works & Engineering  
Department

## Interoffice

Correspondence

To: Mayor and City Council

From: Susan Bandy, Deputy Director  
Resource Management Division

Date: August 7, 2009

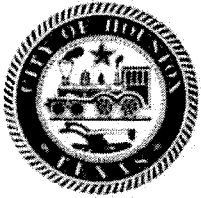
Subject: Itron, Inc. Contract Amendment

The following is in response to comments regarding the Itron contract amendment (item # 32) that were made at the City Council Meeting on August 4<sup>th</sup>.

The Itron, Inc. contract is for sole source manufactured products and software. The company is not local. When the contract was originated, Itron worked closely with the Affirmative Action Division (AAD) to find a way to incorporate a small MWBE component into their contract. They agreed to and implemented a plan to hire a local MWBE delivery service, Rabbit Run Delivery, to drive trucks to Minnesota and bring the Itron equipment (endpoints) back to Houston.

Two issues arose: First, some time after the contract was initiated, the City determined that it was important, and cost effective, to have the automatic meter reading endpoints connected to the new meters being purchased prior to having this "metering system" delivered to the City for installation. Therefore, Itron began sending the endpoints directly to Badger, the City's water meter manufacturer, where this connection was to occur. For a period of time, Badger used Rabbit Run for the delivery service. However, ultimately, the subcontractor had legal issues that could not be overcome and Badger switched to more cost effective national delivery services. AAD determined there were no other MWBE opportunities within the scope of the Itron contract.

SB



**CITY OF HOUSTON**  
**Affirmative Action and Contract Compliance**  
**Request for Verification of MWDBE Participation**

**Date:** July 30, 2009 **Requestor:** Delbert Nave/PWE  
Contracts 713-238-5268

**Prime Contractor:** Itron, Inc.

**Contract/BPO:** C39273 / 4600000469/6357/7287

**Contract Description:** Radio automated Reading System (AMR) with Itron, Inc. for  
the PWE. S-000956-0002-5

**Prime Contract Person:** Angie Combs **Phone:** (509)891-3757

**End** **MWBE**

**Award Date:** 07/15/1998 **Date:** 8/17/2009 **Goal:** .6%

**Amount Paid by City (to date):** \$50,492,750.00

**Scheduled MWDBE Participation:** \$302,956.50

**MWBE:** Rabbit Run Delivery

**Amount of Intent:** Rabbit Run Delivery - .43% (\$217,118.83)

---

**FOR AFFIRMATIVE ACTION USE ONLY**

**Actual M/WDBE Dollar Amount Paid:** \$76,938.00

**M/WDBE Participation Achieved:** .162%

To this date, Itron, Inc. has not achieved the MWDBE goal on this contract.

  
**Prepared by Jean Abercrombie**  
**Senior Contract Compliance Officer**

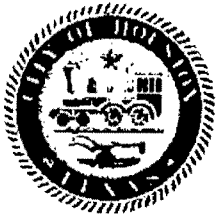
  
**Approved by Morris Scott**  
**Division Manager**

July 30, 2009

**Date:**

July 30, 2009

**Date:**



# CITY OF HOUSTON

Office of the Mayor

## Interoffice

Correspondence  
Affirmative Action and  
Contract Compliance  
Division

To: Karen LeBack  
Assistant Director  
Public Works & Engineering

From: Velma Laws  
Director

Date: September 4, 2008

Subject: **Purchase and Installation of an  
Automated Meter Reading System  
OA Number 460007289/C39273**

I am approving the Good Faith Efforts for Itron Incorporated on the above-referenced contract. Itron achieved .24% on a .6% goal. Historically, this contract has had a zero goal. However, we recognized an opportunity for a delivery firm. The MWBE firm was used to the fullest extent possible on this contract. Although .6% may seem like a minimal goal, the total contract value is \$45,011,155. The .24% achieved represents a significant amount of work for a small business.

If you have any questions or need any additional information, please contact Robert Gallegos at 713.837.9005 or via e-mail at [robert.gallegos@cityofhouston.net](mailto:robert.gallegos@cityofhouston.net).

09/08/06



MOTION NO. 2009 0591

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

Item 34 - Ordinance No. 2009-0676, passed second reading June 28, 2009

Ordinance granting to Entergy Texas, Inc., the right, privilege and franchise to use the public rights-of-way to use, license, or exploit the Company's facilities within the public rights-of-way to conduct an Electrical Lighting and Power Business in the City and for such other business purposes as the company may desire from time to time, specifically including, but not limited to, the granting of access to those facilities for the delivery of broadband through power lines or similar service within the City of Houston, Texas; containing a repealer; containing a severability clause - **THIRD READING**

Seconded by Council Member Johnson and carried.

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

Council Member Khan absent on personal business

Council Member Lovell out of the City on personal business

PASSED AND ADOPTED this 5th day of August 2009.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is August 11, 2009.

City Secretary

# **REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #**

**SUBJECT:** Adopt an Ordinance Granting To Entergy Texas, Inc. The Right, Privilege And Franchise To Use The Public Rights-Of-Way To Use, License, Or Exploit The Company's Facilities Within The Public Rights-Of-Way To Conduct An Electrical Lighting And Power Business In The City And For Such Other Business Purposes As The Company May Desire From Time To Time, Specifically Including, But Not Limited To, The Granting Of Access To Those Facilities For The Delivery Of Broadband Through Power Lines Or Similar Service Within The City Of Houston, Texas; Containing A Repealer; Containing A Severability Clause; Containing Findings Regarding The Foregoing Subject.

**Category #**

**Page 1 of 1**

**Agenda Item#**

*3rd and reading*

*34 37 50*

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

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

**Origination Date**

*FINAL*  
July 14, 2009

**Agenda Date**

*AUG 12 2009*  
~~JUL 22 2009~~

**DIRECTOR'S SIGNATURE:**

*[Signature]*

**Council Districts affected:**

All

~~JUL 29 2009~~  
~~AUG 05 2009~~

**For additional information contact:**

Tina Paez Phone: 713-837-9630  
Juan Olguin *JO* Phone: 713-837-9626

**Date and identification of prior authorizing Council Action:** Ordinance 1979-1023, passed 7/11/79

**RECOMMENDATION: (Summary)**

Adopt an Ordinance Granting To Entergy Texas, Inc. The Right, Privilege And Franchise To Use The Public Rights-Of-Way To Use, License, Or Exploit The Company's Facilities Within The Public Rights-Of-Way To Conduct An Electrical Lighting And Power Business In The City And For Such Other Business Purposes As The Company May Desire From Time To Time, Specifically Including, But Not Limited To, The Granting Of Access To Those Facilities For The Delivery Of Broadband Through Power Lines Or Similar Service Within The City Of Houston, Texas; Containing A Repealer; Containing A Severability Clause; Containing Findings Regarding The Foregoing Subject.

**Amount of Funding:** N/A

**FIN Budget:**

**SOURCE OF FUNDING:** N/A [ ] General Fund [ ] Grant Fund [ ] Enterprise Fund [ ] Other (Specify)

**SPECIFIC EXPLANATION:**

Entergy Texas, Inc. ("ETI"), formerly Gulf States Utilities Company, operates an electric lighting and power system within the City of Houston under City of Houston Ordinance No. 79-1023, expiring August 31, 2009. The Director of Administration and Regulatory Affairs recommends Council approval of the proposed ordinance granting a franchise for a term of twenty-five (25) years.

The proposed ordinance contains the following major provisions:

- Repeals Ordinance No. 79-1023
- Grants Entergy Texas Inc. the non-exclusive right to use the public rights-of-way ("PROW") to use the Company's system within the PROW to conduct an electric lighting and power business and for other business purposes specifically including granting access to those facilities for the delivery of Broadband Over Power Line;
- Franchise term is 25 years;
- Franchise fee is payable annually;
- Requires a base franchise fee factor of \$0.0016216/kWh to be included in base rates;
- The first base franchise fee payment under this renewal franchise will cover the period September 1, 2009 through June 30, 2010;
- Allows for a late payment provision of 12% per annum, compounded daily;
- Maintains the City's Chapter 40 police powers in the public rights-of-way (i.e. must obtain permits-no charge, restore streets/sidewalks/easements, relocate facilities at Company's cost for City PROW projects, comply with time of day restrictions, etc.);
- Allows the City to use space on ETI's poles and in ETI's conduits (located on or in City easements) for traffic, police, and fire alarm conductors, boxes or equipment;
- Maintains the City's rate-setting original jurisdiction with respect to regulatory authority (as opposed to surrendering it to the PUCT);
- Allows Company to trim and remove trees in the PROW;
- Allows audits and suits to collect franchise fees within 2 years of payment;
- Requires Company to accept franchise in writing within 30 days of final passage by City Council on 3<sup>rd</sup> reading.

**REQUIRED AUTHORIZATION**

FIN Director: