AGENDA - COUNCIL MEETING - TUESDAY - NOVEMBER 10, 2009 - 9:00 A. M. COUNCIL CHAMBER - SECOND FLOOR - CITY HALL 901 BAGBY - HOUSTON, TEXAS

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Gonzalez

9:00 A. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

<u>9:30 A. M. - PUBLIC SPEAKERS</u> - 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

HEARINGS - 9:00 A.M.

- PUBLIC HEARING on proposals for the City of Houston to enter into or amend separate strategic
 partnership agreements with the below named districts in Harris County and Fort Bend County; on
 separate proposals by the City of Houston to annex for limited purposes certain territory within
 said Districts; and on separate proposals by the City of Houston to annex for limited purposes
 certain territory in the vicinity of certain Districts
 - a. Cinco Southwest Municipal Utility District No. 4,
 - b. Cy Champ Public Utility District,
 - c. Harris County Fresh Water Supply District No. 52
 - d. Fort Bend County Municipal Utility District No. 50
 - e. Bridgestone Municipal Utility District
 - f. Greens Parkway Municipal Utility District
 - g. Harris County Municipal Utility District No. 191
 - h. Mason Creek Utility District
 - i. North Belt Utility District
 - j. North Forest Municipal Utility District
 - k. Timber Lane Utility District
 - I. Harris County Municipal Utility District No. 61
 - m. Cimarron Municipal Utility District
 - n. Cinco Southwest Municipal Utility District No. 3
 - o. Tattor Road Municipal District
 - p. Cypress Forest Public Utility District
 - q. Fort Bend County Municipal Utility District No. 118
 - r. Forest Hills Municipal Utility District
 - s. Harris County Municipal Utility District No. 105
 - t. Harris County Municipal Utility District No. 149
 - u. Harris County Water Control and Improvement District No. 114
 - v. Harris-Fort Bend Counties Municipal Utility District No. 5
 - w. Northwest Harris County Municipal Utility District No. 15
 - x. Richey Road Municipal Utility District
 - y. Spring West Municipal Utility District

HEARINGS - continued

 PUBLIC HEARING relating to the retail gas rates to be observed within the City of Houston to be charged by CENTERPOINT ENERGY RESOURCES CORP. d/b/a CENTERPOINT ENERGY ENTEX and as CENTERPOINT ENERGY TEXAS GAS

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 3 through 46

MISCELLANEOUS - NUMBERS 3 through 7

- 3. REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **HOUSTON CLEAN CITY COMMISSION**, for terms to expire February 1, 2011:
 - District A MS. JANICE GABRIEL, reappointment
 - District B MS. THERESA CARMOUCHE-LEDE, reappointment
 - District C MS. JANICE S. ROSE, reappointment
 - District D MS. MARGARET A. JENKINS, appointment
 - District E MR. FRANK G. WEARY, appointment
 - District F MR. RAZI ASADUDDIN, appointment
 - District G MR. HARRY J. PHILLIPS, JR., reappointment
 - District H MS. CHRISTINA L. MORELAND, appointment
 - District I MR. RAMIRO FONSECA, reappointment
- 4. REQUEST from Mayor for confirmation of the appointment of MS. CATHERINE CLARK MOSBACHER to Position Five of the JOINT CITY/COUNTY COMMISSION ON CHILDREN for a term to expire December 31, 2010
- RECOMMENDATION from Director General Services Department for approval of Computer Image for Dedication Plaque for Hiram Clarke Multi-Service Center and Vinson Branch Library <u>DISTRICT D - ADAMS</u>
- 6. RECOMMENDATION from Director General Services Department for approval of Computer Image for Dedication Plaque for Kendall Library Replacement/Community Center **DISTRICT G HOLM**
- 7. RECOMMENDATION from Director General Services Department for approval of Computer Image for Dedication Plaque for Bracewell Library Replacement **DISTRICT E SULLIVAN**

ACCEPT WORK - NUMBERS 8 and 9

- RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$972,948.80 and acceptance of work on contract with ACM CONTRACTORS, INC for Safe Sidewalk Program J1 Work Authorization Project - 0.12% over the original contract amount - <u>DISTRICTS C - CLUTTERBUCK</u>; <u>D - ADAMS</u>; <u>F - KHAN</u>; <u>G - HOLM</u>; <u>H - GONZALEZ and I - RODRIGUEZ</u>
- RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,668,660.63 and acceptance of work on contract with INSITUFORM TECHNOLOGIES, INC for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method - 1.48% over the original contract amount - <u>DISTRICTS A - LAWRENCE</u>; <u>B - JOHNSON</u>; C - CLUTTERBUCK; D - ADAMS; E SULLIVAN; F - KHAN and I - RODRIGUEZ

PROPERTY - NUMBERS 10 through 12

- 10. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Louis Macey of Macey Family Properties, LTD. [Macey Properties, Inc. (Louis Macey, President) General Partner], for sale of fee-owned land, which is the remainder of Block 120, from Rusk Avenue to Capitol Avenue, within South Side Buffalo Bayou, an unrecorded subdivision out of the J. S. Holman Survey, A-323, Parcel SY10-017 DISTRICT I RODRIGUEZ
- 11. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tommy Holmes and Norma Jacobi Holmes, for abandonment and sale of excess Garrow Street right-of-way, from Adams Street east ±131.65 feet, located in the Oak Lawn Addition, out of the S. M. Williams Survey, Parcel SY9-060 DISTRICT H GONZALEZ
- 12. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Kenneth E. Hamilton Jr., for abandonment and sale of Tern Avenue, from Craighead Drive west to its terminus, located within the Albion Subdivision, out of the B. B. B. & C. Railroad Survey, Sections 1029 and 1030, Parcels SY10-002 and SY10-014 **DISTRICT C CLUTTERBUCK**

PURCHASING AND TABULATION OF BIDS - NUMBERS 13 through 18

- 13. **CHANNING BETE COMPANY, INC** for Development and Distribution of Disaster/Emergency Preparedness Education Materials for Houston Department of Health & Human Services \$224,337.50 Grant Fund
- 14. **EPPENDORF NORTH AMERICA** for epMotion 5075 LH System (to detect acute HIV Infections) for Houston Department of Health & Human Services \$66,382.95 Grant Fund
- 15. ORDINANCE appropriating \$345,566.88 out of Police Consolidated Construction Fund for Purchase of Benches, Lockers Flooring, Staging Units and Construction Services at the Police Academy's Facility for the Houston Police Department
- a. CUSTOM SPORTS SURFACING, INC \$260,929.57 and A. BARGAS & ASSOCIATES, LLC \$63,054.20 for Benches, Lockers and Construction Services for Improvements at the Police Academy's Facility through the Texas Local Government Purchasing Cooperative (BuyBoard) for the Police Department <u>DISTRICT B JOHNSON</u>
- 16. **NORTEX MODULAR SPACE** for Modular Office Building from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for Houston Police Department \$203,985.76 General Fund **DISTRICT A LAWRENCE**
- 17. ORDINANCE appropriating \$906,955.50 out of Equipment Acquisition Consolidated Fund for Purchase of Medium and Heavy Duty Trucks for Public Works & Engineering Department
- a. RUSH TRUCK CENTERS OF TEXAS, L.P. \$2,062,484.00 and TEXAS UNDERGROUND, INC \$142,162.14 for Medium- and Heavy-Duty Cabs & Chassis and Truck Bodies through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for Department of Public Works & Engineering Enterprise, Stormwater & Grant Funds
- 18. **TEXAS WASTE EQUIPMENT, INC dba HEIL OF TEXAS** for Equipment, Petersen Loader Replacement Parts and Repair Services for Solid Waste Management Department \$600,000.00 General Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 19 through 46

- 19. RESOLUTION approving and adopting a revised Investment Policy for the City of Houston, Texas and making various provision related to the subject
- 20. RESOLUTION approving the creation of the **HARDY/NEAR NORTHSIDE REDEVELOPMENT AUTHORITY**; approving the Articles of Incorporation and the Bylaws thereof; confirming the appointment of the initial directors and chairperson **DISTRICT H GONZALEZ**
- 21. ORDINANCE AMENDING ARTICLES IX AND X OF CHAPTER 26 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to booting in parking facilities; containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability
- 22. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of a 30-foot-wide drainage easement (Parcel SY7-052); vacating and abandoning said easement to Hudson Brothers Real Estate Limited Partnership, owner, in consideration of its conveyance to the City of a 30-foot-wide drainage easement (Parcel LY9-022), all located within the Unrestricted Reserve A, West Oaks Place Subdivision, William White Survey, A-836, Houston, Harris County, Texas, and owner's payment to the City of \$54,665.00 **DISTRICT G HOLM**
- 23. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of Brazos Street (Parcel SY10-005) and abandoning and vacating said portion to the General Services Administration, a Federal Agency, abutting owner, in exchange for a 20-foot-wide utility easement (Parcel VY10-001), both parcels located in the John Austin Two League Grant, A-1, Houston, Harris County, Texas; approving and authorizing an agreement outlining various rights and responsibilities between the City and owner; dedicating certain onstreet parking on Brazos and Capitol Streets for use by Federal Security and Law Enforcement Agencies DISTRICT I RODRIGUEZ
- 24. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Hopson Street, from Gillette Street to its terminus, and of Bailey Street, from West Dallas Avenue to Hopson Street (Parcels SY9-094A and SY9-094B, respectively); vacating and abandoning said parcels to the City of Houston, the abutting owner; both parcels being within the John Austin Survey, A-1, Houston, Harris County, Texas **DISTRICT I RODRIGUEZ**
- 25. ORDINANCE consenting to the addition of 2.358 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 25**, of Fort Bend County, Texas, for inclusion in its district; repealing Ordinance 2007-785
- 26. ORDINANCE consenting to the addition of 29.44 acres of land to **GRANT ROAD PUBLIC UTILITY DISTRICT**, for inclusion in its district
- 27. ORDINANCE establishing the east and west sides of the 1100 block of Tabor Street within the City of Houston as a special building line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas **DISTRICT H GONZALEZ**
- 28. ORDINANCE establishing the north and south sides of the 700 block of Le Green Avenue within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas **DISTRICT H GONZALEZ**
- 29. ORDINANCE approving and authorizing Grazing License Agreement between Terry McDonald, as Licensee, and the City of Houston, Texas, for 78.87 acres of land at George Bush Intercontinental Airport **DISTRICT B JOHNSON**

RESOLUTIONS AND ORDINANCES - continued

- 30. ORDINANCE appropriating \$3,500,000.00 out of Airports Improvement Fund as additional funding for contract for Professional Consulting Services between the City and **DEREK CONSULTING GROUP, INC**; amending Ordinance No. 2007-327 to increase the maximum contract amount \$2,513,000.00 Enterprise Fund **DISTRICTS B JOHNSON; E SULLIVAN and I RODRIGUEZ**
- 31. ORDINANCE appropriating \$8,002,067.00 out of HAS-FAA Grants Fund, \$2,852,000.00 out of HAS-SublienBond 2000B NONAMT Construction Fund and \$668,909.87 out of HAS-Consolidated 2001 NONAMT Construction Fund and awarding Construction Contract to **W. W. WEBBER, LLC** for Rehabilitation of Runway 4-22 and Taxiway "C" at William P. Hobby Airport (Project 462); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing services and for contingencies relating to construction of facilities financed by such funds **DISTRICT I RODRIGUEZ**
- 32. ORDINANCE appropriating \$250,000.00 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing Grant Agreement between the City and **THAI XUAN VILLAGE CONDOMINIUM OWNERS ASSOCIATION** to cover costs in connection with the improvement of the exterior-front and other common areas of the Thai Xuan Village Condominium located at 8200 Broadway, Houston, Texas **DISTRICT I RODRIGUEZ**
- 33. ORDINANCE approving and authorizing Modification Agreement between the City of Houston and Little York Villas, L.P. to amend the Loan Agreement and related documents authorized pursuant to Ordinance 2004-459, as amended, to change certain requirements related to a 128 Unit Apartment Complex in the 6200 block of Nuben, Houston, Texas **DISTRICT B JOHNSON**
- 34. ORDINANCE appropriating \$620,000.00 out of Tax Increment Reinvestment Zone (TIRZ) Affordable Housing Fund (Fund 2409) to support the development of Affordable Single-Family Housing in Trinity Gardens and Fourth Ward for low to moderate income families **DISTRICTS B JOHNSON and I RODRIGUEZ**
- 35. ORDINANCE approving and authorizing contracts between the City of Houston and (1) **AETNA LIFE INSURANCE COMPANY**, (2) **KS PLAN ADMINISTRATORS LLC**, (3) **SELECTCARE OF TEXAS, L.L.C.**, (4) **TEXAS HEALTHSPRING, LLC** and (5) **UNITEDHEALTHCARE INSURANCE COMPANY** for Medicare Health Plans for City Retirees and their dependents; providing a maximum contract amount 5 Years \$44,183,073.00 General, Enterprise and Other Funds
- 36. ORDINANCE appropriating \$72,500.00 out of Equipment Acquisition Consolidated Fund for Purchase of Information Technology Equipment for the Houston Public Library
- 37. ORDINANCE approving and authorizing Four Task Order Construction Contracts between the City of Houston and ARROW SERVICES, INC, PFP ABATEMENT GROUP, LLC, J.T.B. SERVICES, INC and INLAND ENVIRONMENTS, LTD., for Asbestos Abatement and Demolition Services for Houston Police Department; providing maximum contract amounts \$2,000,000.00 for each contract 5 Years Dangerous Building Consolidated Fund

RESOLUTIONS AND ORDINANCES - continued

- 38. ORDINANCE appropriating \$134,819.00 out of Solid Waste Consolidated Construction Fund and approving and authorizing Professional Architectural Services Contract between the City of Houston and REY DE LA REZA ARCHITECTS, INC d/b/a RdIR ARCHITECTS, INC for Design of 9003 N. Main Building Renovation; providing funding for the Civic Art Program DISTRICT H GONZALEZ
- 39. ORDINANCE appropriating \$244,200.00 out of Woodlands Regional Participation Fund as an additional appropriation for Professional Landscape Architectural Services Task Order Contract with **SWA GROUP** (Approved by Ordinance No. 2008-1015)
- 40. ORDINANCE appropriating \$3,587,875.00 out of Public Library Consolidated Construction Fund as an additional appropriation for the Oak Forest Library Expansion under an existing Construction Management At-Risk Contract with **TEAL CONSTRUCTION COMPANY**; providing funding for engineering and testing services, air monitoring, Civic Art Program, and contingencies relating to construction of facilities financed by the Public Library Consolidated Construction Fund **DISTRICT A LAWRENCE**
- 41. ORDINANCE approving and authorizing License Agreement, for ten (10) years with two (2) renewals of ten (10) years each, between **AMERICAN TOWERS**, **INC**, or its affiliate, Licensor, and the City of Houston, Texas, Licensee, with a monthly License Fee of \$4,500.00 for Fiscal Year 2010, with annual increases, other costs and site improvement fees for a total cost for the initial ten (10) year base term of \$619,049.48, to allow the Radio Communications Division of the Information Technology Department to install equipment on one (1) communications tower and ground space in connection with a new Public Safety Radio System located at 819 Battle Ground Road (a/k/a Independence Parkway), Deer Park, Texas
- 42. ORDINANCE approving and authorizing License Agreement, for ten (10) years with two (2) renewals of ten (10) years each, between **AMERICAN TOWERS**, **INC**, or its affiliate, Licensor, and the City of Houston, Texas, Licensee, with a monthly License Fee of \$4,699.50 for Fiscal Year 2010, with annual increases, other costs and site improvement fees for a total cost for the initial ten (10) year base term of \$617,404.58, to allow the Radio Communications Division of the Information Technology Department to install equipment on one (1) communications tower and ground space in connection with a new Public Safety Radio System located at 310 Englewood, Houston, Texas **DISTRICT B JOHNSON**
- 43. ORDINANCE appropriating \$353,614.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and PIERCE GOODWIN ALEXANDER & LINVILLE, INC for Paving Extension of Kirby Drive from Holmes Road to Reed Road, Reed Road to Airport Boulevard and North of Sims Bayou to Orem Drive; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund DISTRICT D ADAMS
- 44. ORDINANCE appropriating \$1,613,397.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **NORTH HOUSTON POLE LINE, L.P.** for New Front Easement Reconnections (UM); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

RESOLUTIONS AND ORDINANCES - continued

- 45. ORDINANCE appropriating \$3,087,123.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **HUFF & MITCHELL, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods; setting a deadline for the Bidder's Execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
- 46. ORDINANCE appropriating \$1,677,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **MCKINNEY CONSTRUCTION**, **INC** for Water Line Replacement in Walnut Bend; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT G HOLM**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 47 and 48

MISCELLANEOUS

- 47. RECEIVE nominations for the City of Houston representative of the **HARRIS COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS**, for a two year term ending December 31, 2011
- 48. **SET HEARING DATE** regarding amendment to the Project Plan and Reinvestment Zone Financing Plan for the **TAX INCREMENT REINVESTMENT ZONE NUMBER TWENTY-ONE** (HARDY/NEAR NORTHSIDE ZONE) <u>DISTRICT H GONZALEZ</u> SUGGESTED HEARING DATE 9:00 A. M. WEDNESDAY DECEMBER 2, 2009

MATTERS HELD - NUMBERS 49 and 50

49. ORDINANCE AMENDING CHAPTER 40 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to the seizure, impoundment and destruction of newsracks; establishing a fee for seizure and impoundment of newsracks; containing findings and other provisions relating to the foregoing subject; containing a repealer; providing for severability; establishing an effective date TAGGED BY COUNCIL MEMBER JONES
This was Item 21 on Agenda of November 4, 2009

MATTERS HELD – continued

50. ORDINANCE amending Ordinance No. 2007-846, the first amended and restated ordinance relating to the issuance of City of Houston, Texas, General Obligation Commercial Paper Notes, Series G; and declaring an emergency - TAGGED BY COUNCIL MEMBER LOVELL This was Item 23 on Agenda of November 4, 2009

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Holm 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 2nd FLOOR - TUESDAY NOVEMBER 10, 2009 - 9:30 AM

NON-AGENDA

3MIN 3MIN

MS. JANET HOLMAN – 12106 Silver Creek Dr – 77070 – 832-295-5377 – Candlelight Trails, I paid

PASTOR JANICE CASLIN – 14538 Minetta St – 77035 – 713-728-8288 – Assistance for shelter

MR. JOE SANDERS – 5247 Dumore – 77048 – 713-480-6509 – Tracking devices

MR. FRANK ELIAS – 10223 Valencia - 77013 – 832-315-8613 – Carports

PREVIOUS

1MIN 1MIN 1MIN

MS. MARY TAYLOR - 1403 Fashion Hill Dr. - 77088 - 281-445-0682 – Clark Baker refuses to build YMCA in Willow Run Community

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 - City Government w/H-County w/media w/HPD, Murders, court theft ring cells

SUBJECT: Ordinance calling Hearings for Proposed Strategic Partnership Agreements with certain utility districts in the Houston area FROM (Department or other point of origin): Planning and Development For additional information contact: Margaret Wallace Phone: 713-837-7826 Council District affected: All For additional information contact: Margaret Wallace Phone: 713-837-7826 Date and identification of prior authorizing Council action: RECOMMENDATION: (Summary)It is recommended that City Council pass the Ordinance calling hearings of proposed Strategic Partnership Agreements with certain utility districts in the Houston area. Amount and Source of Funding: N/A SPECIFIC EXPLANATION: In 1999, the State Legislature gave the City of Houston the right to enter into Strategic Partnership Agreements with utility district Such agreements allow the City to annex all or part of these districts for limited purposes. The City can then levy a sales tax and provide specified, limited services to the area. The City cannot levy a property tax in areas annexed for limited purposes. The hearings called by this ordinance are for agreements, or amendments to existing agreements, with the following Utility Districts: New Agreements: Cinco Southwest MID No. 3 Cypress Forest PUD Port Bend County MUD No. 118 Forest Hills MID Harris County MUD No. 105 Harris County MUD No. 101 Harris Co	TO: Mayor via City Secretary	REQUEST FOR COUNCIL	ACTION			
FROM (Department or other point of origin): Planning and Development Council District affected: All Council District affected: All Date and identification of prior authorizing Council action: RECOMMENDATION: (Summary)It is recommended that City Council pass the Ordinance calling hearings of proposed Strategic Partnership Agreements with certain utility districts in the Houston area. Amount and Source of Funding: N/A SPECIFIC EXPLANATION: In 1999, the State Legislature gave the City of Houston the right to enter into Strategic Partnership Agreements with utility district Such agreements allow the City to annex all or part of these districts for limited purposes. The hearings called by this ordinance are for agreements, or amendments to existing agreements, with the following Utility Districts: New Agreements: Cinco Southwest MUD No. 3 Cypress Forest PUD Fort Bend County MUD No. 105 Harris County MUD No. 107 Amendment) Cinco Southwest MUD No. 3 (1" Amendment) Cinco Southwest MUD No. 5 (1" Amendment) Fort Bend County MUD No. 105 Harris County MUD No. 105 Harris County MUD No. 107 Amendment) Fort Bend MUD (1" Amendment) Fort Bend MUD (1" Amendment) Fort Bend Sunty MUD (1" Amendment) Fort Bend MUD (1" Amendment) Fort Bend MUD (1" Amendment) Fort Bend Sunty MUD (1" Amendment) Fort Bend Sunty MUD (1" Amendment) Fort Bend MUD (1" Amendment) Fort Bend Sunty MUD (1" Explainment Mud (1" E	SUBJECT: Ordinance calling	g Hearings for Proposed Strat	tegic Partnership	Category	Page	Agenda Item
Planning and Development Council District affected: All	Agreements with certain utilit	y districts in the Houston are	a			
Planning and Development September 29, 2009 NOV 1 0 200						
Planning and Development September 29, 2009 NOV 1 0 200	FROM (Department or othe	r point of origin):	Origin	ation Date	Age	nda Date
For additional information contact: Margaret Wallace Phone: 713-837-7826 RECOMMENDATION: (Summary)It is recommended that City Council pass the Ordinance calling hearings of proposed Strategic Partnership Agreements with certain utility districts in the Houston area. Amount and SPECIFIC EXPLANATION: In 1999, the State Legislature gave the City of Houston the right to enter into Strategic Partnership Agreements with utility districts Such agreements allow the City to annex all or part of these districts for limited purposes. The City can then levy a sales tax and provide specified, limited services to the area. The City cannot levy a property tax in areas annexed for limited purposes. The hearings called by this ordinance are for agreements, or amendments to existing agreements, with the following Utility Districts: New Agreements: Cinco Southwest MUD No. 3 Cypress Forest PUD Fort Bend County MUD No. 108 Amendments to existing Agreements: Bridgestone MUD (1** Amendment) Cinca Southwest MUD No. 4 (1** Amendment) Cinca Southwest MUD No. 5 (1** Amendment) Cinca Southwest MUD No. 4 (1** Amendment) Cinca Southwest MUD No. 5 (1** Amendment) Cinca Southwest MUD No. 4 (1** Amendment) Cinca Southwest MUD No. 4 (1** Amendment) Cinca Southwest MUD No. 5 (1** Amendment) North Belt UD (1** Amendment) Torte Fort Bend MUD No. 50 (1** Amendment) North Belt UD (1** Amendment) Torte Fort Bend MUD No. 50 (1** Amendment) North Belt UD (1** Amendment) Torte Fort Bend MUD No. 50 (1** Amendment) North Belt UD (1** Amendment) Torte Fort Bend MUD No. 50 (1** Amendment) North Belt UD (1** Amendment) Torte Fort Bend MUD No. 50 (1** Amendment) North Belt UD (1** Amendment) Torte Fort Bend MUD (1** Amendment) North Belt UD (1** Amendment) Torte Fort Bend MUD	Planning and Development	• 6 /			Age	NOV 1 0 2006
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REQUEST FOR COUNC	IL ACTION		V V
Aayor via City Secretary			RCA#
ECT: AN ORDINANCE SETTING A PUBLIC HEARING ATED TO THE RETAIL GAS RATES OF CENTERPOINT RGY TO BE OBSERVED IN THE CITY OF HOUSTON	Category #	Page 1 of _1	Agenda Item#
Y: (Department or other point of origin):	Origination D	ate	Agenda Date NOV 1 0 2009
1 J. Moran, Jr., Director nistration & Regulatory Affairs Department	October 5, 200	09	907 1 1 200 9
CTOR'S SIGNATURE:	Council Distr	All	
Paez Phone: 713-837-9630 Talley Phone: 713-837-0849	Date and ider Action: Or	ntification of pr d. No. 2009-750	ior authorizing Council , passed 8/12/09
ommendation: (Summary) of an ordinance setting a Public Hearing for November 10, 2009 releved in the City of Houston.	ated to the retail	gas rates of Cent	
URCE OF FUNDING: [] General Fund [] Grant I	Fund [] Enterp	rise Fund []	Other (Specify)
Administration & Regulatory Affairs Department (ARA) recording for November 10, 2009 related to the retail gas rates of Centron. The City of Houston exercises original jurisdiction over the Visions of the Gas Utility Regulatory Act ("GURA") for custome	he rates, operations inside city lim	ons and service its.	s of CenterPoint under the
July 31, 2009, CenterPoint filed a Statement of Intent to Inc.	oronco Rotes Wil	hin the Housto	on Division. CenterPoint's 0 residential, 24,248 small
eral service, and 2,447 large general service customers. cording to the utility's Statement of Intent, CenterPoint seeks a to rall increase (taking into account the decrease in gas costs chanism) or an 11.8% base rate increase excluding gas cost. If Curge for residential customers will increase from \$10.50 to \$14.75	enterPoint's prop 5 per month — a	oosed rates are a 40.48% increas	adopted, the fixed customer e.
August 12, 2009, City Council approved Ordinance No. 200 posed September 4, 2009 effective date to December 3, 2009. It is to engage a team of experts to review the rate case, requestrease and allocation of the increase, and assist in the preparation spension period, the City also scheduled public meetings (October y customers to allow ratepayers the opportunity to voice quality ange.	st information from of a final rate reservice to service conc	om the Compa commendation 7, 2009) for Cerns and/or obj	ny related to the proposed to City Council. During the enterPoint Energy Entex inections to the proposed rate
uring the proposed Public Hearing on November 10 th , ARA and o our findings and recommendations related to CenterPoint's prolling be given the opportunity to voice any opposition or commendation. We will also provide a summary of any concerniticipate presenting a proposed gas rate ordinance to City Council	counterargument	to our expen	ts' findings and the rate ne two public meetings. We

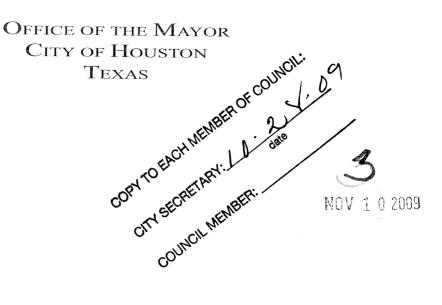
REQUIRED AUTHORIZATION

RA Director:



October 27, 2009

The Honorable City Council City of Houston



Dear Council Members:

Pursuant to Sec. 39-30, <u>et.</u> <u>seq.</u> of the Code of Ordinances, I am nominating the following individuals for appointment or reappointment to the Houston Clean City Commission, subject to Council confirmation:

Ms. Janice Gabriel, reappointment to represent District A, for a term to expire February 1, 2011; Ms. Theresa Carmouche-Lede, reappointment to represent District B, for a term to expire February 1, 2011;

Ms. Janice S. Rose, reappointment to represent District C, for a term to expire February 1, 2011;

Ms. Margaret A. Jenkins, appointment to represent District D, for a term to expire February 1, 2011;

Mr. Frank G. Weary, appointment to represent District E, for a term to expire February 1, 2011;

Mr. Razi Asaduddin, appointment to represent District F, for a term to expire February 1, 2011;

Mr. Harry J. Phillips, Jr., reappointment to represent District G, for a term to expire February 1, 2011;

Ms. Christina L. Moreland, appointment to represent District H, for a term to expire February 1, 2011; and

Mr. Ramiro Fonseca, reappointment to represent District I, for a term to expire February 1, 2011.

The résumés of the nominees are attached for your review.

Sincerely.

DO Whoto

Bill White Mayor

BW:LC:jsk

Attachments

cc: Ms. Robin Blut, Executive Director, Keep Houston Beautiful





Office of the Mayor City of Houston Texas

NOV 1 0 2009

	COPY	TO	EA	CH	MEMBER	OF	COUNC	IL
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CITY SECRETARY: 10-26-09

COUNCIL MEMBER: ____

October 23, 2009

The Honorable City Council City of Houston

Dear Council Members:

Pursuant to the Division 6 of Article XI, Chapter 2, of the Houston City Code of Ordinances, I am nominating the following individual for appointment to the Joint City/County Commission on Children, subject to Council confirmation:

Ms. Catherine Clark Mosbacher, appointment to Position Five, for a term to expire December 31, 2010;

The résumé is attached for your review.

Sincerely,

Bill White Mayor

BW:LC:jsk

Attachment

cc: Ms. Sherea McKenzie, Executive Director, Joint City/County Commission on

Children

Ms. Ann P. Kaufman, Chair, Joint City/County Commission on

Children

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: Dedication Plaque Page Agenda Item Hiram Clarke Multi-Service Center and Vinson Branch Library 1 of 1 WBS No. D-000081-0001-4 & E-000138-0001-4 FROM (Department or other point of origin): **Origination Date** Agenda Date General Services Department 11-05-09 NOV 1 0 2009 **DIRECTOR'S SIGNATURE** Council District(s) affected: Issa Z. Dadoush, P. E. For additional information contact: Date and identification of prior authorizing Jacquelyn L. Nisby Phone: 832.393.8023 Council action: Ordinance No. 2007-713 dated 06/19/07 **RECOMMENDATION:** Approve computer image for dedication plaque.

SPECIFIC DESCRIPTION: The General Services Department recommends that City Council pass a motion to approve a computer image for a dedication plaque (copy attached) for the Hiram Clarke Multi-Service Center and Vinson Branch Library.

No Additional Funding Required.

PROJECT LOCATION: 3810 W. Fuqua (572S)

Amount and Source Of Funding:

PROJECT DESCRIPTION: This facility is a pilot project undertaken by GSD to combine different department services utilizing one site. This concept reduces common areas resulting in a reduction of overall land acquisition as well as design and construction costs. The contractor utilized the Leadership in Energy & Environmental Design (LEED™) Green Building Rating System for New Construction & Major Renovations (LEED-NC) Version 2.2, developed by the U.S. Green Building Council, to improve occupant well-being, environmental performance, and economic return of the facility.

REPRESENTATION: 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:AWP

Attachment

C:

Marty Stein, Issa Z. Dadoush, P.E., Fred Maier, Wendy T. Heger, Jacquelyn Nisby, Calvin Curtis, Yvette Burton, File

REQUIRED AUTHORIZATION

Health and Human Services

CUIC# 25CONS101

Finance Budget:

General Services Department:

Houston Public Library:

Humberto Bautista, P.E.

Chief of Design & Construction Division

Stephen L. Williams, M.ED, MPA, Director

Rhea Brown Lawson, Ph. D.,

Director

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Multi-Service Center and Vinson Neighborhood Libra
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BILL WHITE, MAYOR		BILL WHITE, MAYOR	
DISTRICT COUNCIL MEMBERS		DISTRICT COUNCIL MEMBERS	
TONI LAWRENCE	DISTRICT A	TONI LAWRENCE	DISTRICT A
CAROL MIMS GALLOWAY	DISTRICT B	JARVIS JOHNSON	DISTRICT B
MARK GOLDBERG	DISTRICT C	ANNE CLUTTERBUCK	DISTRICT C
ADA EDWARDS	DISTRICT D	WANDA ADAMS	DISTRICT D
ADDIE WISEMAN	DISTRICT E	MIKE SULLIVAN	DISTRICT E
M.J. KHAN, P.E.	DISTRICT F	M.J. KHAN, P.E.	DISTRICT F
PAM HOLM	DISTRICT G	PAM HOLM	DISTRICT G
ADRIAN GARCIA	DISTRICT H	EDWARD GONZALEZ	DISTRICT H
CAROL ALVARADO	DISTRICT	JAMES G. RODRIGUEZ	DISTRICT

COUNCIL MEMBERS AT LARGE	POSITION 1	POSITION 2	POSITION 3	POSITION 4	POSITION 5	CONTROLLER	DIRECTOR OF LIBRARIES DIRECTOR OF HEALTH AND HUMAN SERVICES
COUNCIL MI	PETER BROWN	SUE LOVELL	MELISSA NORIEGA	RONALD C. GREEN	JOLANDA "JO" JONES	ANNISE D. PARKER	RHEA BROWN LAWSON, PhD. STEPHEN L. WILLIAMS
COUNCIL MEMBERS AT LARGE	POSITION 1	POSITION 2	POSITION 3	POSITION 4	POSITION 5	CONTROLLER	INTERIM DIRECTOR OF LIBRARIES DIRECTOR OF HEALTH AND HUMAN SERVICES
COUNCIL MEME	MARK ELLIS	GORDON QUAN	SHELLEY SEKULA-GIBBS, M.D.	RONALD C. GREEN	MICHAEL BERRY	ANNISE D. PARKER	TONI LAMBERT STEPHEN L. WILLIAMS

1/16" RAISED TYPE AND BORDER 7/16" THICK, MEDIUM BRONZE ANODIZED ALUMINUM WITH DARK OXIDIZED LEATHERETTE BACKGROUND WITH SATIN FINISH LETTERS TYPESTYLE HELVETICA MEDIUM (ALL UPPERCASE) LETTER SIZE AND MESSAGE AS INDICATED ON DRAWING

DIRECTOR OF HEALTH AND HUMAN SERVICES DIRECTOR OF GENERAL SERVICES DEPARTMENT

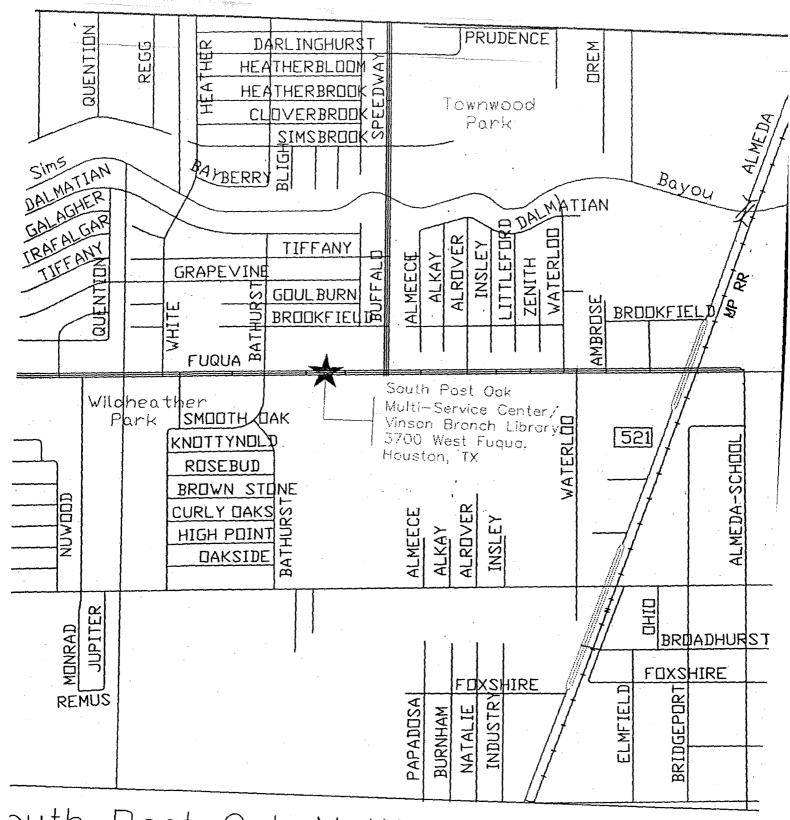
GENERAL CONTRACTOR

COMEX CORPORATION ISSA Z. DADOUSH, P.E.

ARCHITECT

DIRECTOR OF BUILDING SERVICES DEPARTMENT

ISSA Z. DADOUSH, P.E. AUTOARCH ARCHITECTS LLC STEPHEN L. WILLIAMS



outh Post Oak Multi-Service Center/ Vinson Branch Library 3700 West Fuqua, Houston, TX TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION **SUBJECT:** Dedication Plaque Page Agenda Item 1 of 1 Kendall Library Replacement/Community Center WBS No. E-000094-0002-3 WBS No. F-000673-0001-3 FROM (Department or other point of origin): **Origination Date** Agenda Date **General Services Department** NOV 1 0 2009 11-04-09 DIRECTOR'S SIGNATURE Council District(s) affected: G Issa Z. Dadoush, P.E. For additional information contact: Date and identification of prior authorizing Jacquelyn L. Nisby Phone: (832) 393-8023 Council action: Ordinance No. 2007-447, April 4, 2007 Ordinance No. 2007-1324, November 28, 2007 RECOMMENDATION: Approve computer image for dedication plaque. Amount and Source Of Funding: No Additional Funding Required. **Finance Budget:** SPECIFIC DESCRIPTION: The General Services Department recommends that City Council pass a motion to approve a computer image for a dedication plaque (copy attached) for the Kendall Library Replacement/ Community Center. PROJECT LOCATION: Kendall Library Replacement / Community Center 609 N. Eldridge (Key Map 488G) PROJECT DESCRIPTION: The needs of the local community have outgrown the services provided at the existing library located at 14330 Memorial Drive. This project designed a new 30,000 SF building which includes a 24,000 SF library (to replace the existing 10,500 SF library facility) and a 6,000 SF community center. The new facility includes a community center and specific areas for children, teens, adults, periodicals, public spaces, mechanical and administration along with site components and parking. REPRESENTATION: 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:MED:med Attachment Marty Stein, Issa Z. Dadoush, P.E., Jacquelyn L. Nisby, Rhea Brown Lawson, Ph.D., File c: **REQUIRED AUTHORIZATION** CUIC#25CONS129 **General Services Department:** Other Authorization:

F&A 01 1.A Rev. 3/94

Humberto Bautista, P.E.

Chief of Design & Construction Division

Houston Public Library:

Rhea Brown Lawson, Ph.D.

Director

BELLE SHERMAN KENDALL

NEIGHBORHOOD LIBRARY AND COMMUNITY CENTER

CITY OF HOUSTON

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2009

CAROL ALVARADO DIST			P.M.	z		BUCK			DISTRICT COUNCIL MEMBERS	BILL WHITE, MAYOR
DISTRICT I	DISTRICT H	DISTRICT G	DISTRICT F	DISTRICT E	DISTRICT D	DISTRICT C	DISTRICT B	DISTRICT A		
JAMES G. RODRIGUEZ	EDWARD GONZALEZ	PAM HOLM	M.J. KHAN, P.E.	MIKE SULLIVAN	WANDA ADAMS	ANNE CLUTTERBUCK	JARVIS JOHNSON	TONI LAWRENCE	DISTRICT COUNCIL MEMBERS	BILL WHITE, MAYOR
DISTRICT	DISTRICT	DISTRICT	DISTRICT	DISTRICT	DISTRICT	DISTRICT	DISTRICT	DISTRICT		

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COUNCIL MEMBERS AT LARGE

ANNISE D. PARKER	PETER BROWN SUE LOVELL VACANT RONALD C. GREEN MICHAEL BERRY	COUNCIL MEMBERS AT LARGE
CONTROLLER	POSITION 1 POSITION 2 POSITION 3 POSITION 4 POSITION 5	TLARGE
ANNISE D. PARKER	PETER BROWN SUE LOVELL MELISSA NORIEGA RONALD C. GREEN JOLANDA "JO" JONES	COUNCIL MEMBERS AT LARGE
CONTROLLER	POSITION 1 POSITION 2 POSITION 3 POSITION 4 POSITION 5	m

ENGLISH + ASSOCIATES ARCHITECTS, INC ISSA Z. DADOUSH, P.E., DIRECTOR RHEA BROWN LAWSON, Ph.D., DIRECTOR

BUILDING SERVICES DEPARTMENT

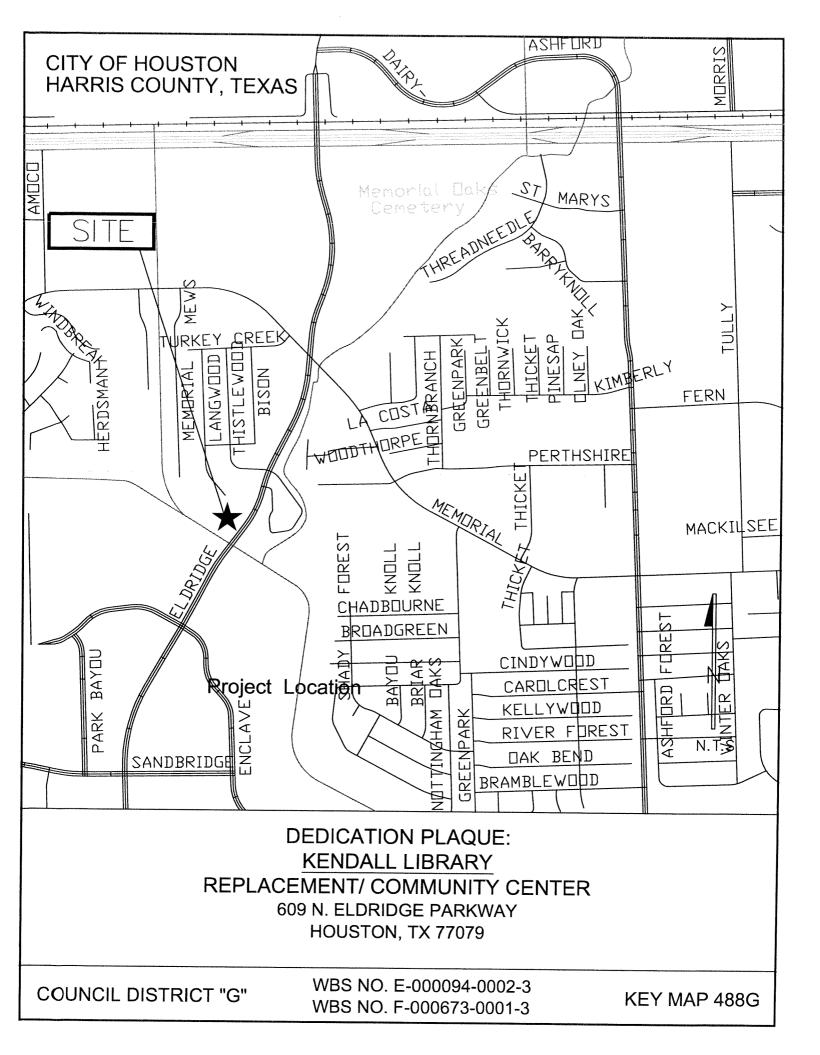
ISSA Z. DADOUSH, P.E., DIRECTOR RHEA BROWN LAWSON, Ph.D., DIRECTOR

GENERAL SERVICES DEPARTMENT HOUSTON PUBLIC LIBRARY

GENERAL CONTRACTOR

TEAL CONSTRUCTION COMPANY

HOUSTON PUBLIC LIBRARY



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: Dedication Plaque Page Agenda Item **Bracewell Library Replacement** 1 of 1 WBS No. E-000114-0001-4 FROM (Department or other point of origin): **Origination Date Agenda Date** General Services Department 11-04-09 NOV 1 0 2009 **DIRECTOR'S SIGNATURE** Council District(s) affected: E Issa Z. Dadoush, P.E. For additional information contact: Date and identification of prior authorizing Jacquelyn L. Nisby Phone: (832) 393-8023 Council action: Ordinance No. 2007-0581, May, 16, 2007 Ordinance No. 2007-1324, November 28, 2007 RECOMMENDATION: Approve computer image for dedication plaque. Amount and Source Of Funding: No Additional Funding Required. **Finance Budget:** SPECIFIC DESCRIPTION: The General Services Department recommends that City Council pass a motion to approve a computer image for a dedication plaque (copy attached) for the Bracewell Library Replacement. PROJECT LOCATION: **Bracewell Library Replacement** 9002 Kingspoint Drive (575Z) PROJECT DESCRIPTION: This project constructed a new 12,000 sf library to replace the existing 8,000 sf, 45year old building located at 10115 Kleckley. The new library has toddler, children, teen and adult reading areas, a quiet reading room for adults, a meeting room, a conference room and offices for staff. The existing library is located in a flood plain, but the new library has been constructed outside the flood plain. REPRESENTATION: 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:MED:med Attachment Marty Stein, Issa Z. Dadoush, P.E., Jacquelyn L. Nisby, Rhea Brown Lawson, Ph.D., File REQUIRED AUTHORIZATION CUIC#25CONS128 **General Services Department:** Other Authorization: **Houston Public Library:**

F&A 01 1.A Rev. 3/94

Humberto Bautista, P.E.

Chief of Design & Construction Division

7530-0100403-0

Rhea Brown Lawson, Ph.D.

Director

J. S. BRACEWELL NEIGHBORHOOD LIBRARY

CITY OF HOUSTON

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2009

BILL WHITE, MAYOR

BILL WHITE, MAYOR

DISTRICT COUNCIL MEMBERS

DISTRICT COUNCIL MEMBERS		DISTRICT COUNCIL MEMBERS		
TONI LAWRENCE	DISTRICT A	TONI LAWRENCE	DISTRICT A	
JARVIS JOHNSON	DISTRICT B	JARVIS JOHNSON	DISTRICT B	
ANNE CLUTTERBUCK	DISTRICT C	ANNE CLUTTERBUCK	DISTRICT C	
ADA EDWARDS	DISTRICT D	WANDA ADAMS	DISTRICT D	
ADDIE WISEMAN	DISTRICT E	MIKE SULLIVAN	DISTRICT E	
M.J. KHAN, P.E.	DISTRICT F	M.J. KHAN, P.E.	DISTRICT F	
РАМ НОГМ	DISTRICT G	PAM HOLM	DISTRICT G	
ADRIAN GARCIA	DISTRICT H	EDWARD GONZALEZ	DISTRICT H	
CAROL ALVARADO	DISTRICT	JAMES G. RODRIGUEZ	DISTRICT	

COUNCIL MEMBERS AT LARGE

COUNCIL MEMBERS AT LARGE

PETER BROWN	POSITION 1	PETER BROWN	POSITION 1
SUE LOVELL	POSITION 2	SUE LOVELL	POSITION 2
VACANT	POSITION 3	MELISSA NORIEGA	POSITION 3
RONALD C. GREEN	POSITION 4	RONALD C. GREEN	POSITION 4
MICHAEL BERRY	POSITION 5	JOLANDA "JO" JONES	POSITION 5
ANNISE D. PARKER	CONTROLLER	ANNISE D. PARKER	CONTROLLER

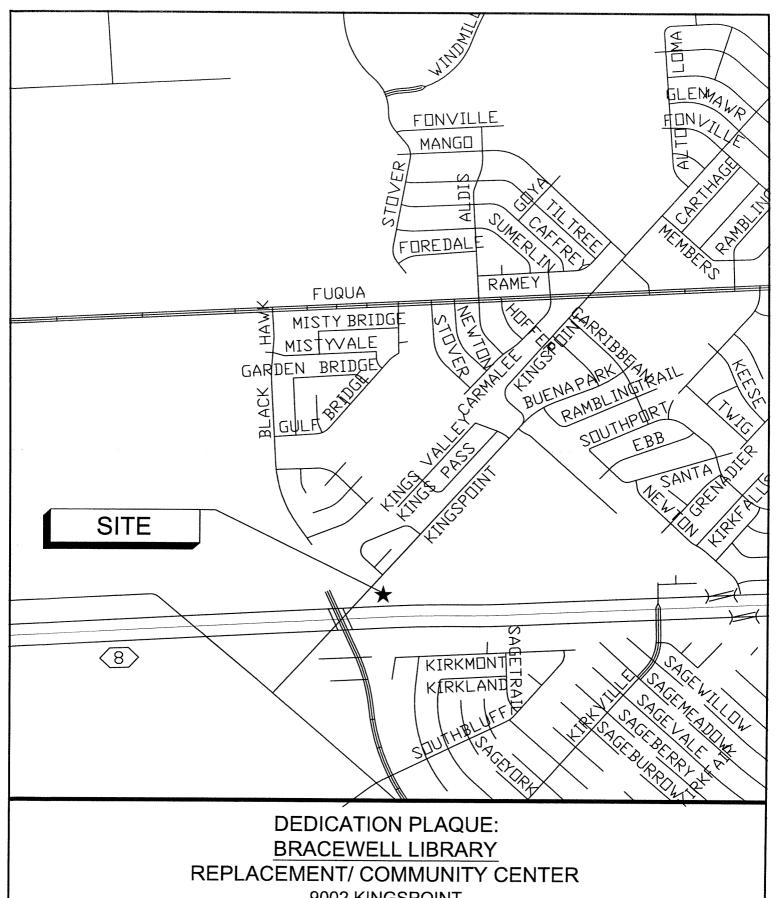
BUILDING SERVICES DEPARTMENT HOUSTON PUBLIC LIBRARY ARCHITECT

RHEA BROWN LAWSON, Ph.D., DIRECTOR ISSA Z. DADOUSH, P.E., DIRECTOR

MARCHITECTS, LLC

RHEA BROWN LAWSON, Ph.D., DIRECTOR ISSA Z. DADOUSH, P.E., DIRECTOR TEAL CONSTRUCTION COMPANY

HOUSTON PUBLIC LIBRARY GENERAL SERVICES DEPARTMENT GENERAL CONTRACTOR



9002 KINGSPOINT HOUSTON, TX 77089

COUNCIL DISTRICTS "E"

WBS NO. E-000114-0001-4

KEY MAP NO. 575Z

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION Page Agenda Item SUBJECT: Accept Work for Safe Sidewalk Program J1 Work Authorization Project; 1 of 1 WBS No. N-00610A-00J1-4. FROM (Department or other point of origin): **Origination Date Agenda Date** 11-05-09 NOV 1 0 2009 Department of Public Works and Engineering DIRECTOR'S SIGNATURE Council District affected: muls m 5103005 C, D, F, G, H, I Michael S. Marcotte, P.E., D.WRE, BCEE., Director For additional information contact: Date and identification of prior authorizing Council action: J. Timothy Lincoln, P.E. Ord. # 2008-264 dated 03/26/2008 Senior Assistant Director Phone: (713) 837-7074 RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$972,948.80 or 0.12% 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 \$1,163,094.45 from Street and Bridge Consolidated Construction Fund No. 4506. PROJECT NOTICE/JUSTIFICATION: This project was part of the continuing effort by the City to construct sidewalk section through the City of Houston to meet the needs of the citizens. **DESCRIPTION/SCOPE:** This project provides for the construction of sidewalk improvement city wide at several locations. In-House Engineers designed the project with 365 calendar days allowed for construction. The project was awarded to ACM Contractors, Inc. with an original contract amount of \$971,765.00. LOCATION: The project area is located in Council District C, D, F, G, H, and I. The project is located in various Key Map Grids. CONTRACT COMPLETION AND COST: ACM Contractors, Inc., completed the work under subject Contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated bid quantities is \$972,948.80. This is an increase of \$1,183.80 or 0.12% over the original Contract Amount. The increased cost is a result of difference between planned and measured quantities. This increase is primarily the result of an overrun in bid items including Concrete Slope Paving, Concrete Driveways, Concrete Saw Tooth Curb and Asphalt Concrete Pavement for Patching, which were necessary to complete the project. M/WBE PARTICIPATION: There was no M/WBE goal established for this project. MSM:DRM:JTL:RJM:DO:ha Z:\E&C Construction\North Sector\PROJECT FOLDER\N-0061A-00J1-4 Sidewalk Work Auth. Project\21.0 Closeouts\RCA\RCA - Closeout.doc Marty Stein File No.: N-0610A-J1-/21.0 Craig Foster Waynette Chan Velma Laws REQUIRED AUTHORIZATION 20HA75 **Finance Department:** Other Authorization: Other Authorization: Allen July Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division



Department of Public Works & Engineering Street and Bridge/Stormwater Engineering and Construction Branch

PROJECT STREET LIST

Project Name Contractor

ACM Contractors, Inc.

Contract No. Project No.

N-00610A-00J1-4 4600008640

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Start Date	80/8/6	80/8/6	80/8/6	80/8/6	8/18/08	8/18/08	80/8/6	8/18/08	80/81/8	80/81/8	60/5/1	5/12/08	6/23/08	8/18/08	80/81/8	80/8/6	8/18/08	80/8/6	5/12/08	8/4/08	80/8/6	80/8/6	8/18/08	8/4/08	6/23/08	80/8/6	6/23/08	1/5/09	80/8/6	80/8/6
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KEY MAP	491Q	491Ü	489F	529U	494S	532H	491U	572S	533Z	531Y	534S	489U	495-W	\$72S	572S	454E	533F	491Q	529A,529E	490-Z	\$29Y	4910	493C	533-F	494-T	529U	493U	493S	491U	491T
ToStreet	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	Westheimer	Ford Street	N/A	N/A	N/A	N/A	N/A	Alief Clodine	N/A	N/A	N/A	N/A	N/A	A CONTRACTOR OF THE PROPERTY O	N/A	Meilhenny St.	N/A	N/A	N/A
From Street	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	Wilcrest	Harrisburg Street	N/A	N/A	N/A	N/A	N/A	Bellaire	N/A	N/A	N/A	N/A	N/A	At Eastwood	N/A	Police Station	N/A	N/A	N/A
Street	1775 Yorktown	2616 Yorktown	444 Wilcrest	Wilcrest @ Kinney	1638 Edmundson Dr	1900 Pressler	2614 Yorktown	1034 High Point/Whiteheather	4749 Brinkley	5130 Kingfisher	5226 Doulton	600 Wilcrest	78th Street	Alabama @ Passing	Alabama/Sampson	Aldine Westfield @ Jensen	Almeda @ Holcomb	Brownway/Yorktown	Cook Road	fillcroft Ave. at Beverly Hill S	Kinney Rd South Dr. to Kipp	Meadow Lake/Yorktown	N. Main @ Morris Street	Richmond/Gessner	Sherman Street	South Dr.	St. Emanuel St.	heimer/ Hazard North West C	Yorktown/Drapper	Yorktown/Place

Tuesday, September 1, 2009

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Sar Place Pipe Method WBS# R-000295-00	•	ured-In-	Page 1 of 1	Agenda Item #					
FROM (Department or other po	int of origin):	Origination	Date	Agenda Date					
Department of Public Works and	Engineering	11/5	7/09	NOV 1 0 2009					
DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E., D.W.	MG03005 RE, BCEE, Director		trict affected:	-					
For additional information cont	act:	Date and ide	entification of pric	or authorizing					
Dannelle H. Belhateche, P.E. Sr. Assistant Director	hone: (713) 641-9182		on: o. 2006-1210, date	ed 12/06/2006					
RECOMMENDATION: (Summal Pass a motion to approve the final accept the work, and authorize fin	contract amount of \$3,668,660.	63, which is 1.	48% over the orig	inal contract amount,					
Amount and Source of Funding Original appropriation of \$3,904, System Consolidated Construction	194.00 for construction and conti	I. M.P. 19 ingencies from	0/21/09 Water and Sewer						
SPECIFIC EXPLANATION:									
PROJECT NOTICE/JUSTIFICATION: Under this project the contractor provided sanitary sewer rehabilitation by cured-in-place pipe method to deteriorated sewer collection systems throughout the City.									
DESCRIPTION/SCOPE: This p awarded to Insituform Technologi 02/01/2007 and the project had 54	es, Inc. with an original contract	rehabilitation amount of \$3	by cured-in-place p 615,205.23. The	ipe method. The project was Notice to Proceed date was					
LOCATION : The project was loc	cated at various locations within	Council Distri	cts A, B, C, D, E, 1	F and I.					
CONTRACT COMPLETION AT contract. The contract was comple \$53,455.40 or 1.48% over the orig	ND COST: The contractor, Insite ted within the required time. T	uform Techno he final cost o	logies, Inc., has co	mpleted the work under the					
MWDBE PARTICIPATION: The Compliance Division, the actual particle.	ne MWDBE goal for this project articipation was 21.35%. The confi	t was 17%. Ao tractor was awa	ecording to Affirm rded an "Outstandi	native Action and Contract ng" rating from Affirmative					
MSM:JC:DHB:RK:JI:DR:mf Attachments									
	raig Foster								
Project File 4258-26	REQUIRED AUTHOR	IZATION	CU	JIC ID# 20DHB314 NDT					
Finance Department	Other Authorization:		Other Authorization	on:					
	James //		Jun Chang, P.E., D Public Utilities Div	Deputy Director					

&A 011.A REV. 3/94 530-010040 3-00

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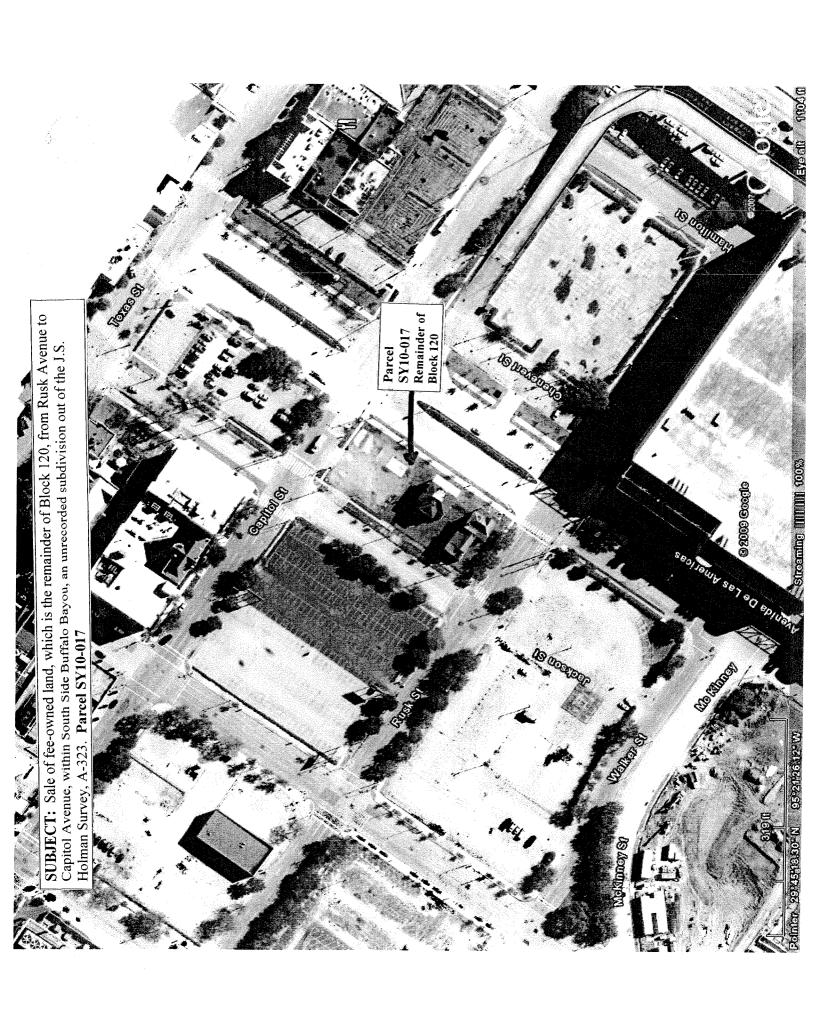
4258-26		Sanitary Sewer Rehabilitation by		
		Cured-In-Place Pipe Method		
WBS No. R-000295-0012-3		Insituform Technologies, Inc.		
WORK ORDER				
WORK ORDER	KEY MAP	Subdivision	BASIN	CD
4	451B	Westwood Sec 5	NW139	A
5	456U	Wallisville Gardens U/R	NEP02	В
7	491Z	Норе	SWU04	С
6	533B	Southmore 106	SB164	D
3	577X	USRP Ellington Field	MC004	E
1	530J	Cherokee R/P	KB311	F
2	493Z	Houston City Street Railway Sec 4	SBP26	ı
				†
				<u> </u>

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TO: Mayor via City Secretary	REQUEST FOR COUNCIL ACTIO	N	\mathcal{R}				
SUBJECT: Sale of fee-owned land	, which is the remainder of Block 120, from Ru in South Side Buffalo Bayou, an unrecord	sk Page	Agenda Item #				
FROM (Department or other point	nt of origin):	Origination Date	Agenda Date				
Department of Public Works and Er	gineering	11-5-09	NOV 1 0 2009				
DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E., D.WRE,	BCEE, Director	Council District aff Key Map 493R	ected: I				
For additional information contact	et: one: (713) 837-0881	Date and identifica authorizing Council					
RECOMMENDATION: (Summa which is the remainder of Block 12 subdivision out of the J.S. Holman S	ry) It is recommended City Council approve a Moon Rusk Avenue to Capitol Avenue, with Survey, A-323. Parcel SY10-017	Motion authorizing the sale in South Side Buffalo Ba	e of fee-owned land, you, an unrecorded				
Amount and Source of Funding:	Not Applicable						
Avenue to Capitol Avenue, within S The applicant plans to include the s development in the future. Clearand owning department. Proceeds from the	erties, LTD. [Macey Properties, Inc. (Louis Mace, 7056, requested the sale of fee-owned land, whouth Side Buffalo Bayou, an unrecorded subditubject property with its abutting property for pee was obtained from the Convention and Enterhis sale will be used for the reconfiguration of Af the reconstruction of four concrete paved lanes is.	ich is the remainder of Blovision out of the J.S. Holr parking in the short term a tainment Facilities Depar venida de las Americas, be	ock 120, from Rusk nan Survey, A-323. and for commercial tment, which is the tween Rusk Avenue				
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; therefore, it is recommended:							
The City sell fee-owned land, wh Buffalo Bayou, an unrecorded sul	ich is the remainder of Block 120, from Rusk Andivision out of the J.S. Holman Survey, A-323	venue to Capitol Avenue 3.;	, within South Side				
2. The applicant be required to furn survey plat and field notes of the	ish the Department of Public Works and Enginaffected property;	neering with a durable, re	producible (Mylar)				
3. The applicant be required to agree located within Block 120 are allow sale of the remainder of Block 12	to an acceptable arrangement with the City who yed to remain in their current location for a spec 0.	reby the existing building fied period of time after the	structures currently ne completion of the				
4. The Legal Department be authorized	zed to prepare the necessary transaction docum	ents; and,					
5. Inasmuch as the value of the prop Michael J. Urban and Albert Aller	erty interest is expected to exceed \$1,000,000.00, independent appraisers.	00, that the value be estab	lished by				
MSM:NPC:dob							
c: Marlene Gafrick Daniel Menendez, P.E.	Arturo G. Michel Marty Stein						
s:\dob\sy10-017.rc1.doc	DEOLUDED AUTHODIZATION	CUIC #20DOB9	098				
Finance Department	REQUIRED AUTHORIZATION	43					
Finance Department:	Other Authorization: Other Au	thorization:					
	mun muna C	HC					
	Dawn R. Ullrich, Director Convention and Entertainment Facilities Department	. Icken, Deputy Director and Development Service	s Division				

Dawn R. Ullrich, Director Convention and Entertainment Facilities Department

F&A 011.A Rev. 3/94 7530-0100403-00



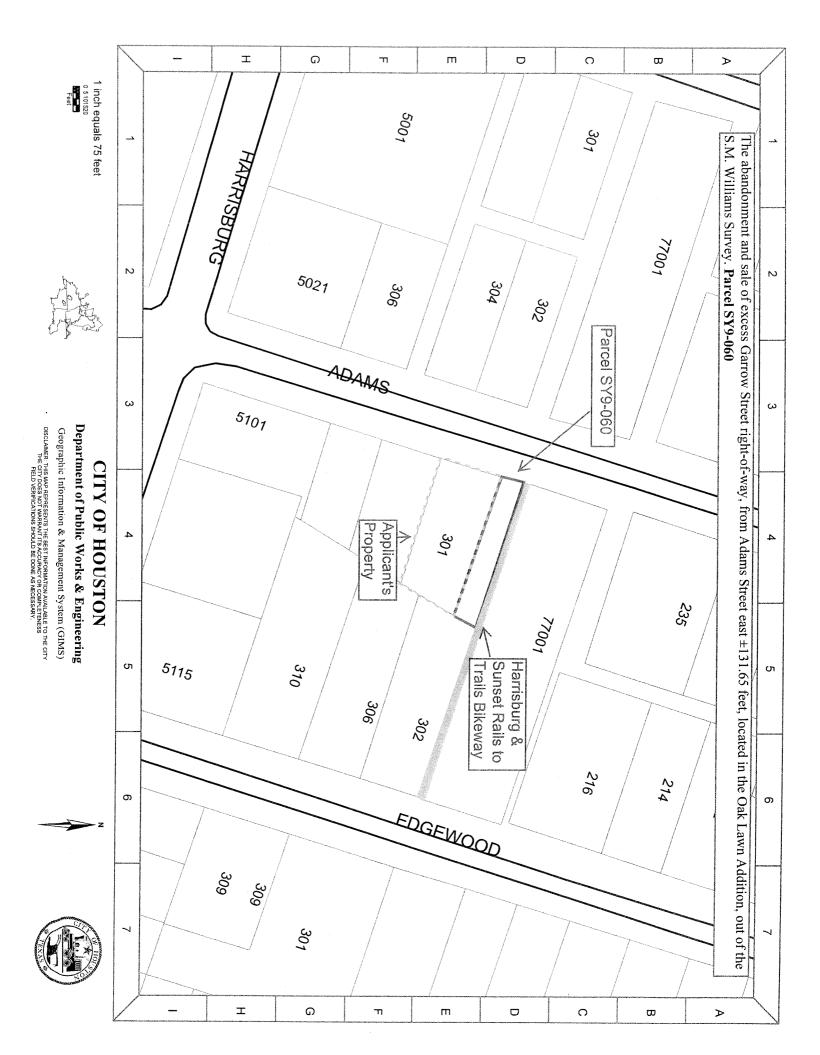
,	TO: Mayor via City Secretary	REQUEST FOR COUN	CIL ACTION					
	SUBJECT: Request for the aba	andonment and sale of excess Garro	w Page		Agenda Item #			
		s Street east ±131.65 feet, located			. /			
	SY9-060	f the S.M. Williams Survey. Parc	ei					
	FROM (Department or other	point of origin):	Origination Date		Agenda Date			
			11/5/09		NOV 1 A 2000			
	Department of Public Works an			L	NOV 1 0 2009			
	DIRECTOR'S SIGNATURE:		Council District affec	tea: H				
A	muls Intina			/				
4	Michael S. Marcotte, P.E., D.W	RE, BCEE, Director	Key Map : 494T	11/				
	For additional information co	ntact:	Date and identification	on & prio	or authorizing			
	COLDA		Council Action:		-			
	Nanay B. Callins	Phone: (713) 837-0881						
	Nancy P. Collins Senior Assistant Director-Real I	` ,						
l			ncil approve a motion authorizing the abandonme					
	and sale of excess Garrow Stree out of the S.M. Williams Survey	t right-of-way, from Adams Street	east ± 131.65 feet, located in	n the Oak	Lawn Addition,			
	Amount and	y. I wrech () / 000						
	Source of Funding: Not Applic	cable						
	SPECIFIC EXPLANATION:							
	Tommy Holmes and Norma Jac	cobi Holmes, 314 Ironbark Drive, V						
		tht-of-way, from Adams Street east						
	medical clinic parking lot. The	ommy Holmes and Norma Jacobi F excess portion of Garrow Street bei	onnes, the additing proper in a sold in t	ty owners	action is separate			
	from the portion of Garrow Stre	eet that was converted from vehicul	ar use as a street right-of-v	way to the	e Harrisburg and			
	Sunset Rails to Trails Bikeway. The posting of signs is not required because Garrow Street is not open to vehicular traffic.							
		a two-step process in which the ap						
	Motion acknowledging the cond	cept of the subject request. Upon the	ne applicant satisfactorily of Public Works and En	completin	ng all transaction			
1		numerated below, the Department City Council requesting passage of						
١	The Joint Referral Committee re	eviewed and approved this request.	Therefore, it is recommend	ed:				
	1. The City shander and call of	wassa Camary Street wight of way	nom Adoma Stroot coat 11	21 65 for	at located in the			
	Oak Lawn Addition, out of the	xcess Garrow Street right-of-way, for S.M. Williams Survey:	rom Adams Street east ±1	31.03 166	et, located in the			
		•						
		furnish the Department of Public V	Vorks and Engineering wit	.h a durat	ble, reproducible			
	(Wiylar) survey plat and field	notes of the affected property;						
		obtain a letter of no objection from o	ach of the privately owned	l utility co	ompanies for the			
	subject property being abando	oned and sold;						
	4. The applicant be required to	secure a letter of consent and partic	ipation from all the abuttir	ng proper	ty owners to the			
	property being abandoned and		1	01 1	,			
	5. The applicant he required to:	(a) cut, plug, and abandon the 6-inc	h canitary sewer in Garrow	y Street fr	om the manhole			
	in Adams Street to the manho	ole of the 8-inch sanitary sewer in the	ne alley within Block 13 of	f Oak Lav	wn Addition; (b)			
	relocate the sanitary sewer	into the Adams Street and Garrow	Street rights-of-way and	reconnec	ct to the 8-inch			
١	sanitary sewer in the alley w	ithin Block 13 of Oak Lawn Addit ne easement located in the subject ri	on; (c) relocate any existing	ng service	e connections to			
	sanitary sewer line. All of the	foregoing items must be completed	at no cost to the City and i	under the	proper permits;			
۴	tj\sy9-060.rc1.doc			IC #20TJ				
		REQUIRED AUTHOR	ZATION					
	Finance Department:	Other Authorization:	Other Authorization:					
	i mance Department.	Survi / Author Mativil.						
			Andrew F. Icken Pienuty	Director				
I			Andrew F. Icken, Neputy Planning and Developmen	t Services	s Division			

Date:	Subject: Request for the abandonment and sale of excess Garrow Street right-of-way, from Adams Street east ±131.65 feet, located in the Oak Lawn Addition, out of the S.M. Williams Survey. Parcel SY9-060	/\ \	Page of 2
		/ \	

- 6. The applicant be required to provide documentation that the existing 6-inch to 8-inch sanitary sewer line to remain (east of the subject property) is within a recorded easement. Should no easement exist, a sanitary sewer easement, centered over the sewer, must be dedicated to the City;
- 7. The applicant be required to prepare drawings that show all public utilities (sanitary sewer) 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;
- 8. The applicant be required to manage the landscaping currently within the Garrow Street right-of-way similarly to landscaping located within other public right-of-ways and in compliance with the applicable provisions of Chapter 33 of the Houston Code of Ordinances;
- 9. The Legal Department be authorized to prepare the necessary transaction documents; and
- 10. In as much as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value be established by William Kvinta, an independent appraiser appointed by the Director of Public Works and Engineering.

MSM:NPC:ti

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



REQUEST FOR COUNCIL ACTION TO: Mayor via City Secretary SUBJECT: Request for the abandonment and sale of Tern Avenue, Agenda Item # Page 1 of 2 from Craighead Drive west to its terminus, located within the Albion Subdivision, out of the B. B. & C. Railroad Survey, Sections 1029 and 1030. Parcels SY10-002 and SY10-014 FROM (Department or other point of origin): Agenda Date **Origination Date** 11/5/09 NOV 1 0 2009 Department of Public Works and Engineering **DIRECTOR'S SIGNATURE:** Council District affected: C 6 mulshul Kev Map: 532W Michael S. Marcotte, P.E., D.WRE, BCEE, Director Date and identification of prior authorizing For additional information contact: **Council Action:** Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director-Real Estate RECOMMENDATION: (Summary) It is recommended City Council approve a motion authorizing the abandonment and sale of Tern Avenue, from Craighead Drive west to its terminus, located within the Albion Subdivision, out of the B. B. & C. Railroad Survey, Sections 1029 and 1030. Parcels SY10-002 and SY10-014 Amount and Source of Funding: Not Applicable SPECIFIC EXPLANATION: Kenneth E. Hamilton Jr., 1710 Surrey Court, Richmond, Texas 77406, requested the abandonment and sale Tern Avenue, from Craighead Drive west to its terminus, located within the Albion Subdivision, out of the B. B. & C. Railroad Survey, Sections 1029 and 1030. Kenneth E. Hamilton Jr. and LOMI LLC (Norman Stalarow, owner), the abutting property owners, plan to use Tern Avenue as a driveway to provide greater access into their abutting properties. This transaction 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 abandonment and sale. The Joint Referral Committee reviewed and approved this request. Therefore, it is recommended: 1. The City abandon and sell Tern Avenue, from Craighead Drive west to its terminus, located within the Albion Subdivision, out of the B. B. & C. Railroad Survey, Sections 1029 and 1030; 2. The applicant be required to: (a) cut, plug, and abandon or convert to private service the existing 8-inch sanitary sewer in Tern Avenue and relocate the manhole in Tern Avenue into Craighead Drive; (b) relocate any existing service connections to the new manhole in Craighead Drive; (c) properly abandon any fire line discovered during the abandonment of Tern Avenue; and (d) pay the depreciated value of the sanitary sewer line and the manhole. All of the above work is to be done at no cost to the City and under the proper permits; 3. The applicant be required to prepare drawings that show all public utilities (sanitary sewer) 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: 4. 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; 5. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the subject property being abandoned and sold; CUIC #20TJ9084 tj\sy10-002.rc1.doc REQUIRED AUTHORIZATION uthorization: Other A Other Authorization: **Finance Department:** Andrew F. Icken, Deputy Director

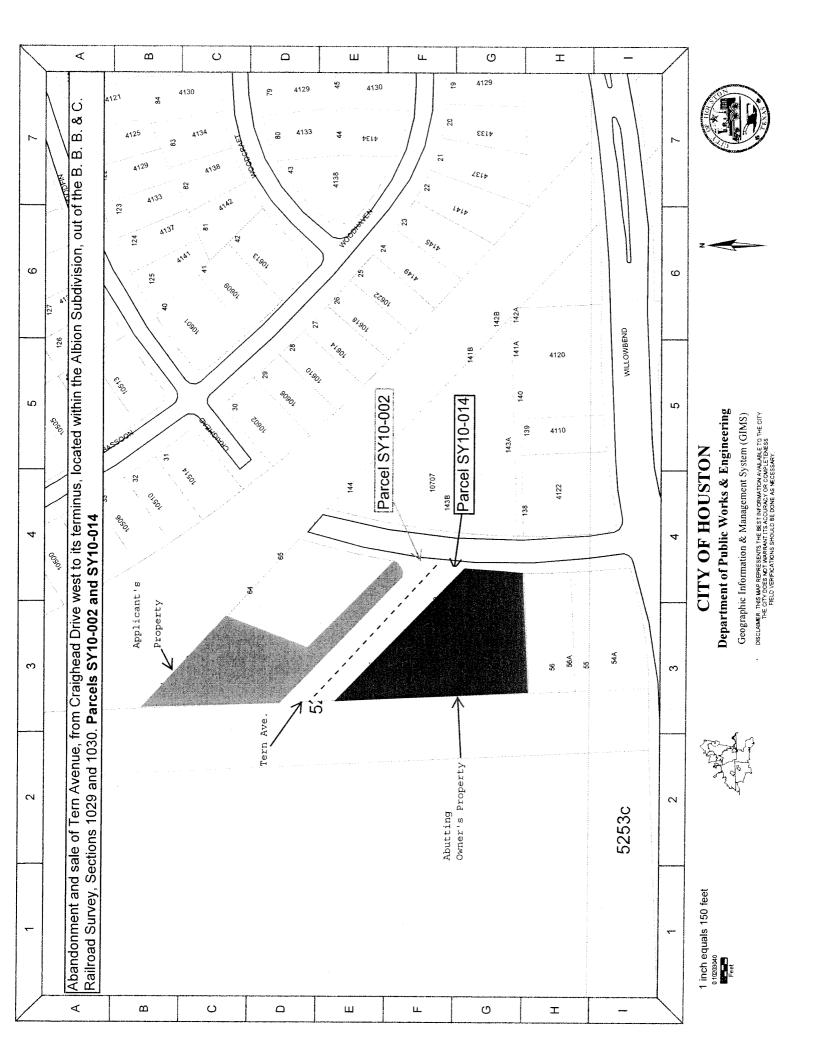
Planning and Development Services Division

Date:	Subject: Request for the abandonment and sale of Tern Avenue, from Craighead Drive west to its terminus, located within the Albion Subdivision, out of the B. B. & C. Railroad Survey, Sections 1029 and 1030. Parcels SY10-002 and SY10-014	Originator's Initials	Page

- 6. The Legal Department be authorized to prepare the necessary transaction documents; and
- 7. In as much as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value established by Bill Jackson, an independent appraiser appointed by the Director of Public Works and Engineering.

MSM:NPC:tj

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



1	REQUEST FOR COUN	ICIL ACTION				
TO: Mayor via City Secretary				RCA	# 8525	
Subject: Sole Source Purchar Disaster/Emergency Prepa Department of Health and H S45-Q23461	ase of Development and Distriboredness Education Materials for Human Services	ution of the Houston	Category # 4	Page 1 of 1	Agenda Item	
FROM (Department or other p	oint of origin):	Origination I	ate	Agenda Date		
Calvin D. Wells City Purchasing Agent Administration & Regulatory	/ Affairs Department	October 2	26, 2009	NOV 1	0 2009	
DIRECTOR'S SIGNATURE	Council District(s) affected All					
For additional information con Kathy Barton Ray DuRousseau	Phone: (713) 794-9998 Phone: (832) 393-8726	Date and Ider Council Action	and Identification of prior authorizing cil Action:			
RECOMMENDATION: (Sumr Approve the sole source pu Bete Company, Inc. in the t Services.	nary) rchase of disaster/emergency p otal amount of \$224,337.50 for t	reparedness e the Houston D	education ma epartment c	aterials from If Health and	Channing Human	
Award Amount: \$224,337.5	50			Finance Budg	get	

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the sole source purchase of development and distribution of disaster/emergency preparedness education materials from Channing Bete Company, Inc. in the total amount of \$224,337.50 for the Houston Department of Health and Human Services and that authorization be given to issue a purchase order.

Channing Bete Company, Inc. is the sole creator, publisher and supplier of its copyrighted Scriptographic products.

The scope of work requires the contractor to provide all labor, equipment, materials, tools, supervision, training and transportation necessary to develop and distribute disaster/emergency preparedness education materials to selected neighborhoods and among groups that support and provide education to segments of the disabled and medical community-based organizations to promote preparedness projects to their congregations and constituencies. The contractor shall furnish 34,250 sets of "Emergency Preparedness Pre-Survey Replay Cards", "How Prepared is Your Family for an Emergency; A Launch & Learn® DVD", "Preparing for Emergencies and Disasters Handbook", "Be Prepared; A Pocket Minder® Card" and "Emergency Preparedness Post-Survey Reply Card". The materials will be printed in English and Spanish.

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

Buyer: Sandy Yen PR#: 10090112

REQUIRED AUTHORIZATION

\$224,337.50 - Federal State Local - Pass Through Fund (5030)

Finance Department:

Other Authorization:

Other Authorization:

	*	REQUEST FOR COUN	ICIL ACTION					
	TO: Mayor via City Secretary	-			RCA	# 8501		
	Subject: Approve the Sole Source	e Purchase of epMotion 50	75 LH	Category #	Page 1 of 1	Agenda Item		
	System for the Houston Departn	nent of Health and Human	Services	Services 4		, ,		
	S45-Q23430					ILL		
						17		
	FROM (Department or other point of	f origin):	Origination 1	Date	Agenda Date			
	Calvin D. Wells							
	City Purchasing Agent	October	26, 2009	NOV 1 0 2009				
	Administration & Regulatory Affa	irs Department				0 3020		
L	DIRECTOR'S SIGNATURE		Council Distr	rict(s) affected	***************************************			
7	Collein Dr	ILLE	All					
	For additional information contact:	Date and Ide	Date and Identification of prior authorizing					
	Kathy Barton	Phone: (713) 794-9998	Council Action	on:				
	Ray DuRousseau	Phone: (832) 393-8726						
	RECOMMENDATION: (Summary)							
	l a							

Approve the sole source purchase from Eppendorf North America in the amount of \$66,382,95 for an epMotion 5075 LH system for the Houston Department of Health and Human Services.

Award Amount: \$66,382.95

\$66.382.95 - Federal government - Grant Fund (5000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve a sole source purchase from Eppendorf North America in the amount of \$66,382.95 for an epMotion 5075 LH system for the Houston Department of Health and Human Services and that authorization be given to issue a purchase order. The City of Houston is in collaboration with City of Dallas on the HIV-1 Ribonucleic acid (RNA) testing project and they have determined that this system requires no further customization to accommodate the current test protocol. This new system will be used to detect acute HIV infections and will support the proper handling and short-term storage of specimens to ensure that pre-analytical conditions will support accrued test results.

Eppendorf North America is the sole proprietor, manufacturer, supplier and distributor of the epMotion 5075 LH.

The scope of work requires the contractor to furnish all labor, equipment, materials, tools supervision, training and transportation necessary to furnish and install one epMotion 5075 LH system (System) in the Department's Testing Laboratory, located at 1115 South Braeswood. In addition to the installation, the contractor will be required to provide three dispensing tools, five filters and three racks. The System will come with a full one-year warranty and the life expectancy is ten years.

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

Buyer: Sandy Yen PR#: 10087320

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Finance Budget

The state of the s	REQUEST FOR COUN	CIL ACTION		***************************************	
TO: Mayor via City Secretary				RCA	A# 8505
Subject: Purchase of Benches, Lockers and Construction Serv Improvements at the Police Academy's Facility through the Te Procurement and Support Services Contracts for the Police D S50-C23373E		Texas	Category #	Page 1 of 2	Agenda Item
FROM (Department or other	point of origin):	Origination I)ate	Agenda Date	<u> </u>
Calvin D. Wells				6.1.00.1.4	- 2000
City Purchasing Agent	City Purchasing Agent		October 14, 2009		0 2009
Administration & Regulato	ry Affairs Department				
DIRECTOR'S SIGNATURE	1/elle	Council Distr	rict(s) affected		
For additional information co	ntact:	Date and Ide	ntification of	prior authorizi	ing
Joseph Fenninger	Phone: (713) 308-1708	Council Actio		•	9
Ray DuRousseau	Phone: (832) 393-8726				
RECOMMENDATION: (Sun	ımary)				
Approve an ordinance autl	horizing the appropriation of \$345	5,566.88 out o	f the Police	Consolidated	t
Construction Fund (Fund 4	4504) and approve the purchase	of benches, lo	ckers, floori	ng and const	truction

services for improvements at the Police Academy's facility through the Texas Local Government Purchasing Cooperative (BuyBoard) in the amount of \$294,530.70 and contingencies (10% for unforeseen changes in the scope of work) in the amount of \$29,453.07 for a total amount not to exceed \$323,983.77 for the Houston

Awarded amount: \$345,566.88

Finance Budget

\$345,566.88 - Police Consolidated Construction Fund (4504) WBS-No. G-0000EQ-0001-4-01-01

SPECIFIC EXPLANATION:

Police Department.

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$345,566.88 out of the Police Consolidated Construction Fund (Fund 4504). It is further recommended that City Council approve the purchase of benches, lockers, flooring and construction services for improvements at the Police Academy's facility through the Texas Local Government Purchasing Cooperative (BuyBoard) in the amount of \$294,530.70 and contingencies (10% for unforeseen changes in the scope of work) in the amount of \$29,453.07 for a total amount not to exceed \$323,983.77 for the Houston Police Department and that authorization be given to issue purchase orders, as necessary, to the BuyBoard contractors shown below.

The total appropriation of \$345,566.88 includes the cost of benches and lockers in the amount of \$63,054.20; flooring in the amount of \$260,929.57; and the purchase of a stage for \$21,583.11. The stage will be procured from a State of Texas contract vendor and does not require City Council approval as the amount is less than \$50.000.00.

<u>Custom Sports Surfacing, Inc.:</u> Approve the purchase of flooring in the amount of \$237,208.70 and contingencies (10% for unforeseen changes in the scope of work) in the amount of \$23,720.87 for a total amount not to exceed \$260,929.57.

The scope of work requires the contractor to provide all labor, materials, equipment, permits, supervision and transportation necessary to remove and properly dispose of the existing flooring in the gymnasium, upstairs and downstairs weight rooms, stairwells, looker rooms, hallways and offices. Subsequent to the removal of the flooring in the aforementioned areas, the contractor shall be required to prepare the flooring for installation of the new flooring. The contractor shall install a 1.5 millimeter (mm) vapor barrier and an 8mm multipurpose rubber floor in the gymnasium and 1.5mm barriers and 10mm multipurpose rubber floors in the upstairs and downstairs

D	REQUIRED AUTHORIZATION		(2) NOT
Finance Department:	Other Authorization:	Other Authorization:	
	·		

Date:	Subject: Purchase of Benches, Lockers and Construction Services for	Originator's	Page 2 of 2
10/14/2009	Improvements at the Police Academy's Facility through the Texas	Initials	
	Procurement and Support Services Contracts for the Police	AL	
	Department S50-C23373E		

weight rooms. In the stairwells, locker rooms, hallways and office, the contractor shall install 39.37" X 39.37" X 3mm tiles.

A. Bargas & Associates, LLC: Approve the purchase of benches and lockers in the amount of \$57,322.00 and contingencies (10% for unforeseen changes in the scope of work) in the amount of \$5,732.20 for a total amount not to exceed \$63,054.20.

The scope of work requires the contractor to provide all labor, materials, equipment, supervision and transportation necessary to remove and properly dispose of the existing lockers and benches and furnish and install 362 - 12" X 15" X 36" two tier Corregidor, Sentry II recessed gravity latching lockers and 9 benches with heavy duty pedestals. The contractor shall install 298 lockers and 6 benches in the men's locker room and 64 lockers and 3 benches in the women's locker room.

The flooring, benches and lockers (materials) are warranted for life. The life expectancy of the materials is thirty years. The contractors shall have 100 calendar days to complete the works on this project after receipt of the notice-to-proceed.

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, Custom Sports Surfacing, Inc. provides health benefits to eligible employees in compliance with City policy.

Buyer: Arturo Lopez

ν_{γ}	REQUEST FOR COUNC	CIL ACTION			
TO: Mayor via City Secretary				RCA	# 8520
Subject: Purchase of a Modular C	ffice Building from the State	e of Texas	Category #	Page 1 of 1	Agenda Item
Procurement and Support Services Contract for the Housto		n Police	4		,
Department					,/
S19-Q23456					10
					1 10
FROM (Department or other point of	origin):	Origination I	Date	Agenda Date	
Calvin D. Wells					0000
City Purchasing Agent		October 23, 2009		NOV 1 0 2009	
Administration & Regulatory Affa	rs Department				
DIRECTOR'S SIGNATURE	100	Council Distr	rict(s) affected	A	
For additional information contact:	play				
For additional information contact:		Date and Ide	ntification of p	orior authorizi	ng
Joseph Fenninger JH 16/09	Phone: (713) 308-1708	Council Action	on:		-
Ray DuRousseau	Phone: (832) 393-8726				
RECOMMENDATION: (Summary)					
Approve the purchase of a modu	lar office building in the tota	I amount of S	\$203,985.76	from the Sta	te of Texas
Procurement and Support Service					

Award Amount: \$203,985.76

Finance Budget

\$203,985.76 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of a modular office building in the total amount of \$203,985.76 from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Houston Police Department, and that authorization be given to issue a purchase order to the State contractor, Nortex Modular Space. This modular office building will be installed at the Northwest Substation, located at 6000 Teague Road, Houston, TX 77041 and will be used to permanently house patrol administration personnel. The existing police substation (building) is cramped and too small to handle the number of personnel working in the building.

The scope of work requires the contractor to provide all labor, tools, materials, equipment, supplies, supervision, and transportation necessary to furnish, deliver, set in place, level and tie down one $50^{\circ} \times 60^{\circ}$ modular office building. The contractor will also be required to install skirting and three wood decks, one with an American with Disabilities Act (ADA) compliant ramp. This building will come with a full one year warranty and the life expectancy is 20 to 30 years.

Sections 271.081 through 271.083 of the Texas Local Government Codes provides the legal authority for local governments to participate in the State of Texas purchasing program.

Buyer: Roy Korthals

Purchase Requisition 10089986

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary	REQUEST FOR COUN	CIL ACTION			
Subject: Purchase of Modium	m and Haara Duty Cala & Ol		T		\# 8530
Truck Bodies Through the I Works & Engineering Depa S38-N23460-H	m- and Heavy-Duty Cabs & Cha Houston-Galveston Area Counc rtment	issis and il for Public	Category # 1 & 4	Page 1 of 2	Agenda Item
FROM (Department or other p	oint of origin):	Origination l	Date	Agenda Date	
Calvin D. Wells City Purchasing Agent Administration & Regulatory	Affairs Department	Novembe	r 02, 2009		1 0 2009
DIRECTORS SIGNATURE	1/4/3	Council Distr All	rict(s) affected		
For additional information cont Ray DuRousseau David Guernsey	Phone: (832) 393-8726 Phone: (713) 238-5241	Date and Ide Council Action	ntification of pon:	prior authorizi	ng
Consolidated Fund (Fund 1)	orizing the appropriation of \$906 800) and approve the purchase uston-Galveston Area Council (of mediums	and hoove de	uty ooka 0 ak	
Award Amount: \$2,204,646				Finance Budg	get
\$ 187,102.50 - American R \$ 607,722.14 - Stormwater \$ 502,866.00 - PWE Comb \$2,204,646.14 - Total Fundii	ined Utility System General Pur	of 2009 Grant		d 5300)	
or \$500,555.50 out or the Et	ecommends that City Council a quipment Acquisition Consolidate purchase of medium- and hea	ed Fund (Fur	nd 1800) It	is further rec	bobacamor

of \$906,955.50 out of the Equipment Acquisition Consolidated Fund (Fund 1800). It is further recommended that City Council approve the purchase of medium- and heavy-duty cabs & chassis and truck bodies through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the total amount of \$2,204,646.14 for the Public Works & Engineering Department, and that authorization be given to issue purchase orders to the H-GAC contractors as shown below. These cabs & chassis and truck bodies will be used citywide by Department personnel to provide City services to the citizens of Houston. The equipment that will be purchased with the funding from the Equipment Acquisition Consolidated Fund (Fund 1800) is included in the adopted Equipment Acquisition Plan.

The purchase of two dump trucks and two concrete mixer trucks uses funds awarded under the American Recovery and Reinvestment Act of 2009 (ARRA). The City of Houston and the recommended contractor, Rush Truck Centers of Texas, L.P., will adhere to and comply with special reporting requirements associated with ARRA grant expenditures as required by the granting agency and/or Office of Management and Budget.

Rush Truck Centers of Texas, L.P.: Approve the purchase of four 66,000-lb Gross Vehicle Weight Rating (GVWR) diesel-powered cabs & chassis mounted with 12/14-cubic yard dump bodies; two 66,000-lb GVWR diesel-powered cabs & chassis mounted with 10.5-cubic yard concrete mixer truck bodies; three 66,000-lb GVWR diesel-powered cabs & chassis mounted with 16-cubic yard dump truck bodies; a 26,000-lb GVWR diesel-powered cab & chassis mounted with a 5/6-cubic yard dump truck body; a 56,000-lb GVWR diesel powered cab & chassis with winch; and a 66,000-lb GVWR diesel-powered cab & chassis in the amount of \$2,062,484.00.

	REQUIRED AUTHORIZA	ATION
Finance Department:	Other Authorization:	Other Authorization:

Public Works & Engineering Department S38-N23460-H Initials LF	11/2/2009		Originator's Initials LF	Page 2 of 2
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<u>Texas Underground, Inc.:</u> Approve the purchase of a 3,100-gallon capacity culvert flusher truck body including mounting to a cab & chassis in the amount of \$142,162.14.

The cabs & chassis, and truck bodies that will be purchased from Rush Truck Centers of Texas, L.P., will come with a full five-year/100,000-mile warranty. The body that will be purchased from Texas Underground, Inc. will come with warranties of one year on the body, two years on the frame and ten years on the water tanks. The life expectancy of these trucks is seven years or 100,000 miles. See the attached Equipment Usage Summary for truck usage and replacement details.

Buyer: Lena Farris

Attachment: Equipment Usage Summary

RCA 8530 EQUIPMENT USAGE SUMMARY MEDIUM- AND HEAVY-DUTY TRUCKS S38-N23460-H

Requisition Number/ Item Description	Qty	Department/Division Fleet Usage	Equipment Replacement		
PR10084436, 10084461, 10085645/ 66,000-lb. GVWR, diesel- powered cab & chassis mounted with a 12/14-cubic yard dump body	4	Public Works & Engineering Department/ Right-of-Way and Fleet Maintenance Division This truck will be used citywide by the Department to transport debris from work sites to landfill site.	Shop No. 21018 21021 19787 21004	Age/Yrs 17 17 17 17	Mileage 131,777 119,369 100,280 85,759
PR10086162/ 66,000-lb. GVWR, diesel- powered cabs & chassis mounted with 16-cubic yard dump bodies	3	Public Works & Engineering Department/ Public Utilities Division These trucks will be used citywide by the Department to transport personnel and aggregate material to and from work sites and to transport debris from work sites to landfill site.	Shop No. 30438 30440 21884	Age/Yrs 10 10 16	Mileage 129,686 111,660 115,506
PR 10084418/ 26,000-lb. GVWR, diesel- powered cab & chassis mounted with a 5/6-cubic yard dump truck body	1	Public Works & Engineering Department/ Right-of-Way and Fleet Maintenance Division This truck will be used citywide by the Department to transport personnel and aggregate material to and from work sites, and to transport debris from work sites to landfill site.	Shop No. 23658	Age/Yrs 15	<u>Mileage</u> 96,663
PR 10084622 56,000 GVWR- lb., cab & chassis with Winch	1	Public Works & Engineering Department/ Right-of-Way and Fleet Maintenance Division This cab & chassis will be used to transport milling machines and paving machines to and from work sites.	<u>Shop No.</u> 16466	Aqe/Yrs 21	<u>Mileage</u> 28,835
PR 10084621/ 66,000 GVWR- lb., diesel- powered cabs & chassis mounted with 10.5-cubic yard mixer bodies	2	Public Works & Engineering Department/ Right-of-Way and Fleet Maintenance Division These trucks will be used citywide by the Department to transport personnel, equipment, and tools for street concrete repairs.	Addition to the Fleet. This additional truck is required to increase productivity and efficiency within the Department. These are frontline units whose core function is to repair and rebuild the City's roadways and streets.		

RCA 8530 EQUIPMENT USAGE SUMMARY MEDIUM- AND HEAVY-DUTY TRUCKS S38-N23460-H

Requisition Number/ Item Description	Qty	Department/Division Fleet Usage	Equ	uipment Repla	acement
PR 10085646/ 66,000-lb. GVWR, diesel- powered cab & chassis 3,100-gallon capacity culvert flusher truck body	1	Public Works & Engineering Department/ Right-of-Way and Fleet Maintenance Division This cab & chassis, when mounted with the truck body, will be used citywide by the Department to transport personnel to flush driveway culverts and ditches	<u>Shop No.</u> 23847	<u>Aqe/Yrs</u> 15	<u>Mileage</u> 144,867

The second secon			·····	
	FOR COUNCIL ACTION			
TO: Mayor via City Secretary			RCA	\ # 8491
Subject: Formal Bid Received for Equipment, F Replacement Parts and Repair Services for th		Category #	Page 1 of 1	Agenda Item
Management Department	Solid Waste	4		1 12
S06-S23394				10
FROM (Department or other point of origin):	Origination	Date	Agenda Date	e
Calvin D. Wells				
City Purchasing Agent		er 05, 2009	NOV.	1 0 2009
Administration & Regulatory Affairs Departmer			tent.	£ 6 maga
DIRECTOR'S SIGNATURE	Council Dist	rict(s) affected		
fellow D Wells	All			
For additional information contact:	Date and Ide	entification of	prior authoriz	ing
Vic Ayres Phone: (713)	337-9131 Council Acti	ion:		
Desiree Heath Phone: (832)	393-8742			
RECOMMENDATION: (Summary)				
Approve an award to Texas Waste Equipment	Inc. dba Heil of Texas or	its sole bid i	in an amoun	t not to
exceed \$600,000.00 for Petersen loader equip	nent replacement parts a	nd repair ser	vices for the	Solid Waste
Management Department.				
Estimated Chanding Authority #0000 000			Finance Bud	get
Estimated Spending Authority: \$600,000.00				•
\$600,000.00 General Fund (1000)			<u> </u>	

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Texas Waste Equipment, Inc. dba Heil of Texas on its sole bid in an amount not to exceed \$600,000.00 for Petersen loader replacement parts and repair services for the Solid Waste Management Department. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. This award consists of various replacement parts; including, but not limited to, bucket blades, recoil boxes, tip boom cylinders, tip extension cylinders, and foot weldments to be used by the Department to maintain and repair Petersen loaders citywide. This award also includes a \$125,000.00 labor component for repairs of equipment that cannot be performed by City maintenance personnel.

This bid was advertised in accordance with the requirements of the State bid laws, and one bid was received. Texas Waste Equipment, Inc. dba Heil of Texas is the only authorized distributor for Petersen loader replacement parts and repair services provider in the greater Houston area and the surrounding counties.

MWBE Subcontracting

This bid was advertised with a 1% goal for M/WBE participation. Texas Waste Equipment, Inc. dba Heil of Texas has designated the below-named company as its certified M/WBE subcontractor.

INAIVIE

TYPE OF WORK

AMOUNT

Lab's Industrial Hose Supply

Company, Inc.

Hydraulic Hose and Fittings

\$6,000.00

Buyer Tywana L. Rhone

This RCA was reviewed by the Council Committee on Minority/Women Business Enterprise, Small Contractor Development and Contract Compliance on November 5, 2009 and no action was taken because a quorum was not present.

Estimated Spending Authority:

			<u> </u>
DEPARTMENT	FY2010	OUTYEARS	TOTAL
Solid Waste Management	\$80,000.00	\$520,000.00	\$600,000.00

REQUIRED AUTHORIZATION					
Finance Department:	Other Authorization:	Other Authorization:			



CITY OF HOUSTON

Interoffice

Administration & Regulatory Affairs Department Strategic Purchasing Division (SPD)

Correspondence

To: Kevin M. Coleman, C.P.M.	From:	Tywana Rhone		
Assistant Purchasing Agent	Date:	May 27, 20)09	sureman below.
	Subject:	MWBE Part	ticipation	Form
I am requesting a <u>waiver</u> of the MWBE Goal: Yes No X	Type of Solid	citation: B	id 🛛 P	roposal [
I am requesting a MWBE goal below 11% (To be completed by SPD, and prior to	advertisement):	Yes 🖂	No 🔲	1%
I am requesting a <u>revision</u> of the MWBE Goal: Yes No 🗵 O	Original Goal:		New Goa	1:
If requesting a revision, how many solicitations were received:				
Solicitation Number: S06-S23245 Esti	 mated Dollar	Amount:	\$600	0,000.00
Anticipated Advertisement Date: 6/5/2009 Soli	citation Due	Date: 6/	25/2009	
Goal On Last Contract: 0 Was	s Goal met:	Yes 🛛 N	40 🗌	
If goal was not met, what did the vendor achieve:	e e e e	_		
Name and Intent of this Solicitation: This is a renewal of Petersen Rear Steer loader replacement parts and re	epair services	5.		
Rationale for requesting a Waiver or Revision (Zero percent goal or revi (To be completed by SPD)	sion after adv	vertisement)	•	
Heil of Texas is sole distributor and has indicated that there is limited o supplier have reviewed the MWBE directory and stated that they can us big seller. See attached related e-mails from the Supplier and the MWB above.	se a MWBE 1	for hoses, bu	ıt hoses ar	e not a
Concurrence:				
SPD Initiator Robert Gollege Debty Assistat Binds	Desnees Still	Chath ivision Mana		
Robert Gallegos, Deputy Assistant Director *Affirmative Action	1	M. Coleman nt Purchasin	•	

RECEIVED

JUN 0 1 2009 Uny of house Affi mative Action

REVISED: 03/20/2008

		REQUEST FOR COUNCIL	ACTION	J		
TO: Mayor via City Secretar	v	acquest ron council	ACTIO	•	RCA#	
		evised Investment Policy for the	Catego	rv #	Page 1 of <u>1</u>	Agenda Item# 1/7
City of Houston	0			· J · · ·	1 80 - 01 -	19
FROM: (Department or other	point of o	rigin):	Origina	tion Da	te	Agenda Date
Office of the City Controller		marine the filth processes all markets	J	11/5/2		
						NOV 1 0 2000
DIRECTOR'S SIGNATURE:			Council	Distric	ts affected:	All
	/1 IM	D				
For additional information co Jim Moneur 832-393-3	ntact:					or authorizing Council
Jilli Molicul	323); 1/16/08 Res. 2008-1;
			11/5/08	Res 20	008-31	
RECOMMENDATION: App	prove a res	solution approving a revised Invest	tment Po	licy for	the City of H	ouston
		11			the city of H	ouston.
Amount of Funding:	N/A		***************************************		E: B . I	
Amount of Funding.	11/71				Finance Bud	get:
SOURCE OF FUNDING:	[] G	eneral Fund [] Grant Fund	ſ	1 Enter	rprise Fund	[] Other (Specify)
	()	[] Grant I unu	l.	1 Enter	prise runu	[] Other (Specify)
SPECIFIC EXPLANATION:						
SIECIFIC EXPLANATION:						
The Controller's Office is re	eauestina t	hat Council approve a Resolution	adontin	~ ~ ~~	isad Imresstance	at Dalian for the City of
Houston Revisions to that	nolicy w	ere reviewed and approved by the	auopun o Citu'o	garevi	mont Commit	to a distribute City of
October 29, 2009.	policy w	the reviewed and approved by the	ie City s	mvest	ment Commi	tee at their meeting on
3333323, 2333.						
Recommended changes, high	nlighted in	the attached document, include:				
Amend Section 16.2, Tax-Ex	cempt Poo	1 Strategy, to				
(1) Allow maturities of up to	three yea	rs for municipal bonds purchased	for the t	ay-eyer	nnt nool and	
(2) Extend the average matur	rity of the	tax-exempt pool from 1 year to 1	5 years	un onoi	npt poor, and	
	J	The first seem of the first to	.e years.	•		
These extensions are request	ed becaus	e the tax-exempt pool consists ma	ainly of	comme	rcial naner de	ht service reserves that
will be on hand for at least to	vo years.	To London III			rotat paper de	or service reserves that
	,					
The State Public Funds Inves	stment Act	and the City Investment Policy re	equire th	at City	Council revie	w its investment policy
not less than annually, and sh	nall evider	ice by resolution that it has condu	cted suc	h reviev	w. The last ac	ction was in November.
2008.						,
Investment Committee Memb						
	Chairperso					
		ty Controller				
_	Investment	C				
	Mayor's A	* *				
	Mayor's A	• •				
	Mayor's A					
		ctor Appointee, First Southwest Se	curities			
		ctor Appointee, Partners Advisors		с ·	*	
Suresh Raghavan I	rivate Sec	ctor Appointee, Stavis, Margolis A		Service	s, Inc.	
`		REQUIRED AUTHORIZA	ATION			
Finance Director:	-	Other Authorization:		Other A	uthorization	•

This revised policy is being submitted to the Investment Committee on October 29, 2009 and to City Council on November __, 2009. Suggested changes: extend the allowable weighted average maturity of the tax exempt pool from 1.0 year to 1.5 years and change strategy to allow longer maturities for municipal bonds held in the tax exempt pool.

CITY OF HOUSTON INVESTMENT POLICY

October 29, 2009

1.0 PURPOSE:

It is the policy of the City of Houston, Texas (the City) to invest public funds in a manner which will provide the highest investment return with the maximum security while meeting the daily cash flow demands of the City and conforming to all state and local statutes governing the investment of public funds. This policy sets forth the investment program of the City and the guidelines to be followed in achieving its objectives.

2.0 **SCOPE**:

This policy is applicable to all investment activities and all funds of the City except employee pension funds, trusteed funds, or escrow funds - any of which is set up and administered separately and whose investment activities are conducted by third parties in accordance with instructions provided in ordinances, contracts, or escrow agreements.

2.1 Funds covered by this policy:

- 2.1.1 General Fund used to account for all financial resources relating to general government operation except those required to be accounted for in other funds. The General Fund is the City's operating fund.
- 2.1.2 **Special Revenue Funds** used to account for the proceeds of specific revenue sources which are restricted to expenditures for specific purposes.
- 2.1.3 General Debt Service Funds used to account for the payment of interest and principal on all general long-term debt other than debt issued for and serviced by Enterprise Funds.
- 2.1.4 Capital Project Funds used to account for all resources used for the acquisition and/or construction of capital facilities by the City, except those financed by Enterprise Funds.
- 2.1.5 **Enterprise Funds** used to account for the acquisition, operation and maintenance of governmental facilities and services that are entirely or predominantly self-supporting through user charges.

Exhibit A

- 2.1.6 Trust and Agency Funds used to account for assets held in a trustee capacity or as an agent for individuals, private organizations, other governmental units, and/or other funds.
- 2.1.7 Other funds maintained by the City, unless specifically exempted.

3.0 OBJECTIVE:

Investment of the funds covered by this policy shall be governed by the following investment objectives, in order of priority:

- 3.1 Safety: Safety of principal is the primary objective of the investment program. Investment of the City's funds shall be undertaken in a manner that seeks to ensure the preservation of capital for the overall portfolio. To attain this objective, diversification is required in order that exposure to individual sectors of the market will not have an undue impact on the entire portfolio (see Section 17.0 "Diversification and Maximum Maturities").
- 3.2 **Liquidity:** The City's investment portfolio will remain sufficiently liquid to enable the City to meet all operating requirements that might be reasonably anticipated.
- 3.3 **Return on Investments:** The City's investment portfolio shall be designed with the objective of attaining the best feasible rate of return, throughout budgetary and economic cycles, commensurate with the City's investment risk constraints and the cash flow characteristics of the portfolio. Return on investment, although important, is subordinate to the safety and liquidity objectives described above.
- 3.4 **Legal Requirements:** The investment yield on certain funds may be restricted from time to time due to state or federal laws regarding arbitrage earnings. The City's investment portfolio shall be designed with the objective of meeting all legal requirements including yield restrictions.

4.0 INVESTMENT COMMITTEE:

The City Controller is charged by the City Charter with the supervision of the fiscal affairs of the City of Houston, which includes the investment of the City's funds. To assist the City Controller in this function, an Investment Committee has been established. The Committee is chaired by the City Controller with members including the Deputy Controller – Treasury Division, the Investment Manager, up to two other persons appointed by the Controller, up to three persons appointed by the Mayor, and up to three non-City employees recommended by the Investment Committee and appointed by the City Controller. The Committee will be supported, as needed, by the staff of the Internal Audit Division, Finance Division, and the Legal Department. The Committee meets quarterly, upon written notice, or as called for by the City Controller.

The major responsibilities of the Committee are to:

- 1) Monitor investment results and compliance with this policy
- 2) Recommend and monitor investment and accounting controls and procedures in accordance with this policy.
- 3) Recommend investment strategies The Committee may, in its consideration of investment strategies, impose maturity, diversification or liquidity limits, or other investment guidelines, in addition to those required by this policy. In setting investment strategy the Committee may impose guidelines that are stricter than is required by this policy, but in no case shall recommend investments or guidelines not allowed by this policy.
- 4) Review and approve revisions to this policy.
- 5) Review, revise, and adopt, at least annually a list of qualified broker/dealers that are authorized to engage in investment transactions with the City.

5.0 DELEGATION OF AUTHORITY:

Authority to manage the City's investment program is derived from State statutes and applicable City ordinances and resolutions. Day to day management responsibility for the investment program is delegated by the City Controller, as the City's investment officer, to one or more investment managers, who shall establish written procedures for the operation of the investment program consistent with this investment policy. Procedures should include reference to:

- a) Safekeeping of investments
- b) Collateral/Depository agreements
- c) Wire Transfer agreements
- d) Master Repurchase agreements
- e) Securities Lending agreement

Such procedures shall include explicit delegation of authority to persons responsible for investment transactions. No person may engage in an investment transaction except as provided under the terms of this policy and the procedures established by the Investment Manager. The Investment Manager shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials. The Investment Manager shall possess sufficient working knowledge of investment economics and the technical aspects of securities and markets, as well as the supervisory experience and judgment necessary to carry out the responsibilities outlined in this policy.

6.0 INVESTMENT TRAINING:

The City Controller, as the investment officer, and all employees who have been delegated the authority to engage in investment transactions (investment officials) shall attend at least one training session relating to their responsibilities under this policy within 12 months after taking office or assuming duties; and attend an investment training session not less than once in a two-year period and receive not less than 10 hours of investment instruction from an independent source approved by the Investment Committee. Training must include education in investment controls, security risks, strategy risks, market risks, and compliance with the Public Funds Investment Act.

7.0 ETHICS AND CONFLICTS OF INTEREST:

Officers and employees involved in the investment process shall not engage in personal business activity that conflicts with proper execution of the investment program, or which could impair their ability to make impartial investment decisions. Investment officials and employees who are directly involved with the investment function shall disclose to the City Controller, or the Investment Committee, any financial interests in financial institutions that conduct business within this jurisdiction, and they shall further disclose any personal financial/investment positions that could be related to the performance of the City's portfolio. Employees and officers shall refrain from undertaking personal investment transactions with the same individual with whom business is conducted on behalf of their entity and shall subordinate their personal investment transactions to those of the City's, particularly with regard to the timing of purchases and sales.

Officers and employees involved in the investment process must file a disclosure statement with the Texas Ethics Commission and the City Secretary, acting on behalf of the governing body of the City of Houston, if:

- a) The officer or employee has a personal business relationship with a business organization offering to engage in an investment transaction with the City; or
- b) The officer or employee is related within the second degree, by affinity or consanguinity, to an individual seeking to transact investment business with the City.
- c) The officer or employee owns 10 percent or more of the voting stock or shares of the business or owns \$5,000 or more of the fair market value of the business organization;
- d) Funds received by the investment officer from the business organization exceed 10 percent of the officer's or employee gross income for the previous year; or
- e) The officer or employee has acquired from the business organization during the previous year an investment with a book value of \$2,500 or more for the personal account of the officer or employee.

8.0 PRUDENCE:

Investments shall be made with judgment and care--under investment and economic circumstances then prevailing--which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

8.1 The standard of prudence to be used by investment officials shall be the "prudent person" standard and shall be applied in the context of managing an overall portfolio under prevailing economic conditions at the moment of investment commitments. Investment officials, acting in accordance with written procedures and the investment policy and exercising due diligence, shall be relieved of personal responsibility for an individual security's credit risk or market price changes, provided deviations from expectations are reported in a timely fashion and appropriate action is taken to control adverse developments.

8.2 In determining whether an investment official has exercised prudence with respect to an investment decision, the determination shall be made taking into consideration the investment of all funds over which the official had responsibility rather than a consideration as to the prudence of a single investment and, whether the investment decision was consistent with the written investment policy of the entity.

9.0 AUTHORIZED AND SUITABLE INVESTMENTS:

Investments described below are authorized by the Public Funds Investment Act and considered suitable by the Investment Committee. Section 12 of this Policy describes those investments that are specifically prohibited by the Act. In addition, the purchase of specific investments may at times be restricted or prohibited by the City Controller, as the investment officer, due to current market conditions. Securities that were authorized investments at the time of purchase are not required to be liquidated. Except as provided above, City funds governed by this Policy may be invested in:

- 9.1 Obligations of the United States of America or its agencies and instrumentalities.
- 9.2 Direct obligations of the State of Texas or its agencies and instrumentalities.
- 9.3 Other obligations, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, the State of Texas or the United States or their respective agencies and instrumentalities.
- Obligations of states, agencies, counties, cities, and other political subdivisions of any state rated as to investment quality by a nationally recognized investment rating firm not less than A or its equivalent. From time to time, the City may purchase its own general obligation or enterprise-issued obligations. In such cases, the City's intention is to hold its own obligations on a temporary basis and not to extinguish or discharge the obligations. In such cases, the City deems that no funds held in any interest and sinking fund set aside for a specific obligation will be used to purchase that obligation.
- 9.5 Certificates of Deposit that are issued by a City Council-approved state, national, or savings bank, domiciled in this state, and are:
 - a) Guaranteed or insured by the Federal Deposit Insurance Corporation, or its successor; or
 - b) Secured by obligations that are described by 9.1 above, which have a market value of not less than the principal amount of the certificates, but excluding those securities prohibited by the Public Funds Investment Act and this policy; or
 - c) Secured in any other manner and amount provided by law for deposits of the City.

Certificates of Deposit may be transacted with approved public depositories provided the City has on file a signed Security Agreement that complies with the Public Funds Collateral Act and details:

- a) Eligible collateral;
- b) Collateralization ratios for the various types of eligible collateral;
- c) Standards for collateral custody and control;
- d) Collateral valuation; and
- e) Conditions for agreement termination.
- 9.6 Fully collateralized repurchase agreements having a defined termination date, placed through a primary government securities dealer, as defined by the Federal Reserve, or a financial institution doing business in this state, and secured by obligations described by 9.1 above, pledged to the City, held in the City's name, and deposited at the time the investment is made with the entity or with a third party selected and approved by the City, and having a market value at the time the funds are disbursed of no less than the principal amount of the funds disbursed. Repurchase Agreements may be transacted with primary dealers and financial institutions provided the City has on file a signed Master Repurchase Agreement which details:
 - a) Acceptable types of collateral;
 - b) Standards for collateral custody and control;
 - c) Collateral valuation and initial margin, accrued interest, marking to market, and margin calls;
 - d) Method for transmitting security income;
 - e) Condition for agreement termination;
 - f) Acceptable methods for delivery of securities and collateral.
 - 9.6.1 Reverse repurchase agreements are authorized investments if the term of the agreement does not exceed 90 days; and the maturity of the investment acquired with the proceeds of the reverse repurchase agreement does not exceed the expiration date of the reverse repurchase agreement. Reverse repurchase agreements may be transacted with primary dealers and financial institutions provided the City has on file a signed Master Repurchase Agreement.
- 9.7 Prime Domestic Bankers' Acceptances with stated maturities of 270 days or less from the date of issuance that will be, in accordance with stated terms, liquidated in full at maturity, that are eligible for collateral for borrowing from a Federal Reserve Bank, and that are accepted by a bank organized and existing under the laws of the United States or any state, if the short-term obligations of the bank, or of a bank holding company of which the bank is the largest subsidiary, are rated not less than A-1 or P-1, or an equivalent rating by at least one nationally recognized credit rating agency.

- 9.8 Commercial Paper with a stated maturity of 270 days or less from the date of its issuance that is rated not less than A-1 or P-1 or an equivalent rating by at least:
 - a) Two nationally recognized credit rating agencies; or
 - b) One nationally recognized credit rating agency and is fully secured by an irrevocable letter of credit issued by a bank organized and existing under the laws of the United States or any state.

The maximum exposure to any one issuer other than the City is limited to the lesser of 3% of the market value of the investment pool at the time of purchase or 10% of the issuer's commercial paper program, provided, however, that at no time will the City hold more than 1.5% of the market value of the investment pool in Commercial Paper from a single issuer with a maturity date beyond 90 days. From time to time, the City may purchase its own general obligation or enterprise-issued commercial paper notes up to 10% of the value of the pool. In such cases, the City's intention is to hold its own notes on a temporary basis and not to extinguish or discharge the notes. In such cases, the City deems that no funds held in any interest and sinking fund set aside for a specific note will be used to purchase that note.

Prior to investing any funds, the Investment Manager will evaluate programs. Individual issuers will be monitored as to credit quality and events that may have an effect on the credit quality. Adverse developments will cause the issuer to be excluded from consideration and existing positions to be liquidated as practical.

- 9.9 SEC registered and regulated no-load money market mutual funds with a dollar-weighted average stated maturity of 90 days or less, whose investment objectives include the maintenance of a stable net asset value of \$1 for each share, and provides the City with a prospectus and other information required by the Securities Exchange Act of 1934 (15 U.S.C. Section 78a et seq.) or the Investment Company Act of 1940 (15 U.S.C. Section 80a-1 et seq.) The City's investment in any one money market mutual fund shall not exceed 10% of the total assets of the money market mutual fund. The City has a sweep relationship with the main depository bank that sweeps the overnight funds into a money market mutual fund. This relationship is subject to the same limits as any other mutual fund relationship, as previously stated.
- 9.10 SEC registered and regulated bonds issued as the direct obligations of the State of Israel
- 9.11 Collateralized mortgage obligations directly issued by a federal agency or instrumentality of the United States, the underlying security for which is guaranteed by an agency or instrumentality of the United States, subject to the provisions of Section 12.0.
- 9.12 Investment Pools that function as a money market mutual fund. To be eligible to receive and invest funds on behalf of the City of Houston, the investment pool

functioning as a money market mutual fund must mark its portfolio to market daily, to the extent reasonably possible stabilize at a \$1 net asset value, have an advisory board, must be continuously rated no lower than AAA or AAA-m or at an equivalent rating by at least one nationally recognized rating service, and have a weighted average maturity of no longer than 90 days. The City's investment in any one investment pool that functions as a money market fund shall not exceed 10% of total assets of that investment pool.

10.0 SECURITIES LENDING:

The City may enter into a securities lending program with an authorized broker/dealer or financial institution in order to enhance investment return. The City may administer a securities lending program directly or, if conditions warrant, use an outside agent. Should an agent be used, one will be recommended by the Investment Committee using appropriate criteria. Securities lending will only be transacted with a written agreement, approved by the City Attorney, which details:

- a) Acceptable types of collateral;
- b) Standards for collateral custody and control;
- c) Collateral valuation and initial margin, accrued interest, marking to market, and margin calls;
- d) Method for transmitting security income; and
- e) Acceptable methods for delivery of securities and collateral.

11.0 SECURITIES SWAPS:

The City may take advantage of security swap opportunities to improve portfolio yield. A swap that improves portfolio yield may be selected, even if the transaction results in a current accounting loss, as long as the break-even date occurs within the horizon of the swap.

12.0 PROHIBITED INVESTMENTS:

Under the Public Funds Investment Act, the following are not authorized investments, regardless of any other law to the contrary:

- 12.1 Obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pay no principal. (Commonly referred to as IOs)
- 12.2 Obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest. (Commonly referred to as POs)
- 12.3 Collateralized mortgage obligations that have a stated final maturity date of greater than 10 years.
- 12.4 Collateralized mortgage obligations, the interest rate of which is determined by an index that adjusts opposite to the changes in a market index.

13.0 EFFECT OF LOSS OF REQUIRED RATING:

An investment that requires a minimum rating under this subchapter does not qualify as an authorized investment during the period the investment does not have the minimum rating. The City shall take all prudent measures that are consistent with this investment policy to liquidate an investment that does not have the minimum rating.

14.0 COLLATERALIZATION:

All deposits of City funds, repurchase agreements and securities lending agreements, including any accrued interest, will be fully collateralized by securities permitted under this policy. Collateral securities shall have a market value of not less than 102% of the amount of the deposits, secured thereby, adjusted by the insurance coverage provided those deposits by the Federal Deposit Insurance Corporation. Collateral will always be held by an independent third party with whom the City has a current custodial agreement. A clearly marked evidence of ownership (safekeeping or trust receipt) must be supplied to the City and retained. Determination of market value on collateral shall be made on a weekly basis. All collateral relationships will comply with the terms of the Public Funds Collateral Act.

15.0 SAFEKEEPING AND CUSTODY:

All security transactions, including collateral for repurchase and securities lending agreements but with the exception of money market transactions, entered into by the City shall be conducted on a delivery-versus-payment (DVP) basis. Securities will be held by a third party custodian, designated by the Controller, and held in the City's name as evidenced by safekeeping or trust receipts of the bank with which the securities are deposited. The custodian will provide listings of the securities that are held in the name of the City on a periodic basis.

16.0 INVESTMENT STRATEGY:

The City's investment program uses a "pooled" investment strategy where all monies of all funds covered by this policy are combined and invested in a portfolio that is stratified by various levels of maturities to meet the requirements of all working capital, construction and debt service funds. In some cases, one or more separate pools of funds may be established to meet specific requirements or yield restrictions for certain funds. By combining the net cash flows of all funds, the pooled investment strategy maximizes return on investment without sacrificing safety and liquidity because economies of scale can be taken advantage of to obtain better prices and reduce transaction and administrative costs.

16.1 General Pool Strategy: The General Pool consists of those working capital, construction and debt service funds which are not subject to yield restriction under IRS arbitrage regulations. The City combines a variation on the traditional laddered maturity strategy that matches assets and liabilities, with more active management strategies, such as yield curve analysis, to achieve the best feasible rate of return while fulfilling the investment objectives of this policy.

The core of the General Pool strategy is a ladder in which investment maturities are matched to monthly cash requirements for the next 12-18 months. When investments mature, the proceeds are used to pay bills or re-invested. New cash from bond proceeds, taxes, or other revenues can be invested at the long end of the ladder to take advantage of higher yields or to fill other cash requirements. The ladder may be extended for longer-term funds to take advantage of matching long-term assets against long-term liabilities. At times, some investments might be placed shorter or longer, based on the interest rate outlook.

In order to ensure the ability of the City to meet obligations and to minimize potential liquidation losses, the dollar-weighted average stated maturity of the General Pool shall not exceed 2.5 years.

All investments in this pool must comply with the objectives and restrictions set forth in this policy.

- 16.2 **Tax-Exempt Pool Strategy:** The Tax-Exempt Pool consists of those funds which are subject to yield restriction and arbitrage regulation under the 1986 Tax Reform Act. This pool was created to:
 - a) Demonstrate compliance with IRS regulations regarding arbitrage;
 - b) Maximize the amount of interest earned and retained by the City from the investment of funds subject to the regulations;
 - c) Minimize the amount of the rebate liability; and
 - d) Minimize the cost of administering the arbitrage tracking program.

Due to the nature of municipal bonds (more risk, less liquidity), the strategy for the Tax-Exempt Pool is, generally, to purchase at least AA rated, insured or prerefunded municipals with short maturities (generally less than 1 year 3 years) if the yield is reasonably higher than that of tax-exempt money market mutual funds. Otherwise, funds in this pool will be invested in one or more tax-exempt money market mutual funds that meet the requirements of IRS arbitrage regulations and the liquidity needs of this pool.

In order to ensure the ability of the City to meet obligations and to minimize potential liquidation losses, the average dollar-weighted stated maturity of the Tax-Exempt Pool shall not exceed 1 year 1.5 years.

All investments in this pool must comply with the objectives and restrictions set forth in this policy.

16.3 Housing Department Pool Strategy: This pool was created to comply with the U.S. Department of Housing and Urban Development (HUD) which requires separate custodial accounts for funds received under federal HUD programs. The strategy for this portfolio is to purchase U. S. Treasury Bills with maturities less than 6 months; targeted to meet the cash needs of the City of Houston Housing and Community Development Department (HCDD)'s HUD program cash outflows. A deposit account with an approved depository institution (see section 20.2) will contain all funds pending disbursement as well as a minimal reserve, generally under \$20,000. All securities are available for sale to meet liquidity needs.

All investments in this pool must comply with the objectives and restrictions set forth in this policy.

16.4 All Other Special Purpose Pools: As deemed appropriate, the City Controller has created pools for special purposes, including capital projects, special revenue funds and debt service reserves. Each special purpose is limited in duration and has estimatable cash outflows, although the outflows may change over time, especially in the case of capital projects. In all cases, the City uses a traditional laddered maturity strategy that matches assets with projected cash outflows. The City may, on occasion, utilize more active management strategies, such as yield curve analysis, to achieve better rates of return while fulfilling the investment objectives of this policy and the purposes for which the pools were created.

The core of the strategy for each special purpose pool is a maturity ladder in which investment maturities are matched to periodic cash requirements for the expected life of the pool. As investments mature, the proceeds are disbursed according to the needs of the project or re-invested. New monies added to the pool will be invested to fill new cash requirements. At times, some investments might be placed shorter or longer, based on the interest rate outlook. As cash flow projections are revised, the portfolio ladder may be adjusted to reflect these changes, either through maturities or sales of securities.

The weighted average stated maturity of each special purpose pool shall not exceed the weighted average cash outflows for the project. This will be considered to have been accomplished by laddering the cash flows to the planned outflows.

All investments in this pool must comply with the objectives and restrictions set forth in this policy.

17.0 DIVERSIFICATION AND MAXIMUM MATURITIES:

In consultation with the Investment Committee, the City Controller will set explicit asset mix and diversification constraints within which the Investment Manager is to manage the City's portfolios. The asset mix is stated in terms of a maximum or minimum commitment to each asset category rather than ranges or targets so as to allow the Investment Manager flexibility in implementing investment decisions within the framework of this policy. The Investment Manager may set the commitments anywhere from zero (or the minimum), to the maximum level, based upon the Manager's outlook for the market. All securities must conform to the rules on Authorized and Suitable Investments in Section 9.0 of this policy.

Notwithstanding the limits in this section, for investment pools initially created for funds with limited investment horizons, especially construction projects and other capital project funds, the maximum commitments to each asset category will not apply when the pool has declined to 10% of the original funds deposited to the pool. At that time, the pool is permitted to invest up to a maximum of 100% of the remaining proceeds in money market mutual funds, US Treasuries, or US Agencies and Instrumentalities; and up to a maximum of 50% of the remaining proceeds in commercial paper with a stated maturity of one month or less, or any combination thereof. All other restrictions within this policy are still applicable, including, but not limited to, maturity, credit ratings, and any other specific concentration limitations as discussed in Section 9.

General Pool and All Other Pools Excl	Minimu uding T	Percentage of Total Pool m Maximum ax-Exempt, Trust and	Maximum Maturity(a) Agency Pools
Money Market Mutual Funds	0%	15%	N/A
Repurchase Agreements	0%	15%	6 months
Reverse Repurchase Agreements	0%	15%	90 days
Securities Lending Agreements	0%	50%	90 days
Certificates of Deposit	0%	15%	2 years
Commercial Paper and BA's	0%	15%	270 days (b)
Municipal Notes and Bonds	0%	20%	5 years
U.S. Agencies and Instrumentalities	0%	85 %(c)	5 years
Mortgage Pass-through Securities & CMO	s 0%	20% (d)	15 years (c)
U.S. Treasuries	15%	100%	5 years
Callable Agency Securities	0%	15%	5 years
Tax-Exempt Pool			
Tax Exempt Money Market Mutual Funds	0%	100%	N/A
Tax Exempt Municipal Notes and Bonds	0%	100%	5 years

Trust and Agency Pools

- U.S. Treasury and Agency Securities as Permitted under Trust and Agency Regulations
- (a) Investments with maturities greater than the maximum maturity must be specifically approved by the City Controller or the Investment Committee.
- (b) The maximum exposure to any one CP issuer, except for the City, is limited to the lesser of 3% of a pool's market value or 10% of the issuer's commercial paper program, of which 1.5% of a pool's market value can have a maturity beyond 90 days.
- (c) The maximum exposure to any one Agency issuer is 35% of the investment pool.
- (d) The maximum maturity of CMOs is limited to 10 years under this policy. CMOs are further limited to 5% of the total investment portfolio.

18.0 SALE OF SECURITIES:

Securities shall not be sold prior to maturity except under the following circumstances:

- a) A decline in the credit quality of the issuer;
- b) A security swap designed to improve the quality, yield, or target duration in the portfolio under the conditions of section 11.0 of this policy; or
- c) Liquidity needs require that a security be sold; or
- d) Diversification limits in section 17.0 of this policy require the reduced concentration in a particular sector.

19.0 **COMPETITIVE BIDDING:**

It is the policy of the City to require competitive bidding for all individual security purchases and sales except for those transactions with money market mutual funds (which are deemed to be made at prevailing market rates), government securities purchased at issue through an approved broker/dealer or financial institution, or commercial paper and banker's acceptances purchased either directly from the issuer or on the secondary market (verification of competitive market levels must be documented). At least three broker/dealers must be contacted in all other transactions involving individual securities. Competitive bidding for security swaps is required.

20.0 AUTHORIZED BROKER/DEALERS AND FINANCIAL INSTITUTIONS:

- 20.1 Broker/Dealers The City Controller will maintain a list of approved broker/dealers and financial institutions that have been approved by the Investment Committee and are authorized to provide investment services in the State of Texas. Investments shall only be made with those firms who qualify under Securities & Exchange Commission Rule 15C3-1 (uniform net capital rule) and who have:
 - a) Provided audited financial statements;
 - b) Completed the City's Broker/Dealer Questionnaire;
 - c) Acknowledged, in writing, that the policy has been thoroughly reviewed by qualified representatives dealing directly with the City's account and that the organization has implemented reasonable procedures and controls in an effort to preclude investment transactions conducted between the City and the organization that are not authorized by the City's Investment Policy, except to the extent that this authorization depends on an analysis of the makeup of the City's entire portfolio or requires an interpretation of subjective investment standards; and
 - d) Met the qualifications and standards recommended and approved by the Investment Committee.

An annual review of the financial condition and registrations of authorized broker/dealers and financial institutions providing investment services will be conducted by the City Controller. In addition, the quantity of transactions conducted with each approved broker/dealer will be reviewed at least semi-annually for the prior six-month period. Broker/dealers that have less than three transactions shall be sent a letter informing them of their status, and be given thirty days to respond in writing. The results of this review and the related recommendations shall be submitted to the Investment Committee. The Investment Committee shall, at least annually, review, revise, and adopt a list of qualified brokers that are authorized to engage in investment transactions with the entity.

- 20.2 Depositories The City Controller will maintain a list of qualified public depositories that are authorized to hold City funds. Deposits will only be placed with those institutions that have:
 - a) Provided audited financial statements;
 - b) Completed the City's Authorized Depository application;
 - c) Been designated by City Council as an authorized depository;
 - d) Signed the City's Security Agreement; and
 - e) Provided collateral as set forth in Sections 9.5 and 14.0 of this policy.

An annual review of the financial condition of each depository holding City funds will be conducted by the City Controller.

A current audited financial statement is required to be on file for each broker/dealer and financial institution that transacts any investment activities with the City.

21.0 INTERNAL CONTROL:

In conjunction with its annual financial audit, the City shall cause to be performed a compliance audit of management controls on investments, adherence to the City's established investment policies and the quarterly reports prepared by the investment manager. The results of the review shall be reported to the Investment Committee.

22.0 **22.0 REPORTING:**

22.1 Investment performance is continually monitored and evaluated by the Investment Manager. As requested by the City Controller, but not less than quarterly, the Investment Manager will prepare and submit to the Investment Committee, investment reports which demonstrate conformance to the requirements and objectives of this policy.

In addition, the Investment Manager will prepare and submit to the Mayor and City Council, not less than quarterly, a written report of investment transactions for all funds covered by this policy for the preceding reporting period. The report must:

a) Describe in detail the investment position of the City on the date of the report;

- b) Be prepared jointly by all investment officers of the entity;
- c) Be signed by each investment officer of the entity;
- d) Contain a summary statement, prepared in compliance with generally accepted accounting principles, of each pool fund group that states the beginning market value during the period, additions and changes to the market value during the period, ending market value for the period, and fully accrued interest for the reporting period;
- e) State the book value and market value of each separately invested asset at the beginning and end of the reporting period by the type of asset and fund type invested;
- f) State the maturity date of each separately invested asset that has a maturity date;
- g) State the account or fund or pooled group fund for which each individual investment was acquired; and
- h) State the compliance of the investment portfolio as it relates to the Public Funds Investment Act of the State of Texas and the investment strategy expressed in this policy.
- 22.2 The City will utilize the following 3 tier approach for valuing securities:
 - a) Interactive Data Corporation (IDC) will be the primary source for valuing securities. IDC receives input from multiple dealers when generating a valuation.
 - b) As a backup for securities that are not priced using IDC, Bloomberg, L.P. will provide a secondary source for values.
 - c) Investment Committee approved primary government security dealers will offer a final backup for those securities not valued by the previous two sources.

23.0 PERFORMANCE STANDARDS:

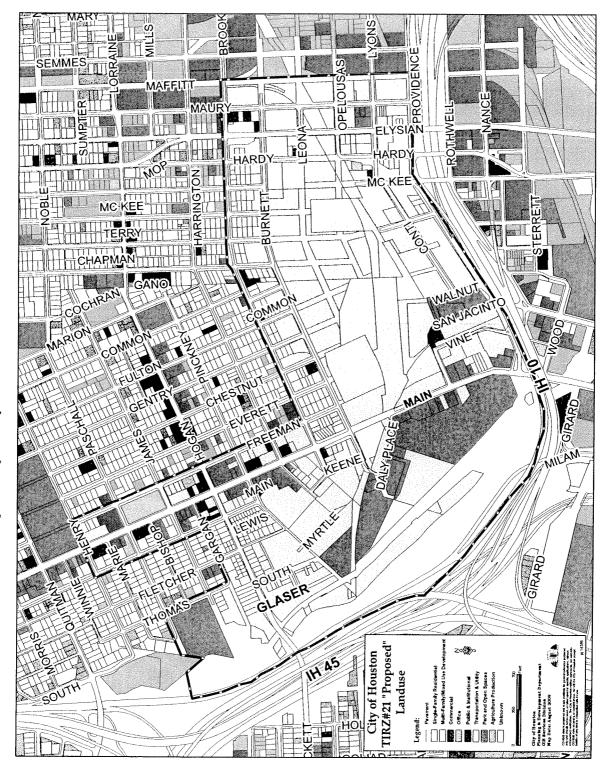
Subject to the investment objectives set forth in section 3.0 of this policy, the investment portfolios shall be designed with the objective of attaining the best feasible rate of return, throughout budgetary and economic cycles, commensurate with the investment risk constraints and the cash flow needs of the portfolio. The overriding objectives of portfolio management are to preserve the capital invested and to meet the liquidity and debt service needs of the City. These objectives supercede the importance of achieving any performance Benchmarks set by this policy.

23.1 Market Yield (Benchmark): The City's selection of portfolio management is active as opposed to passive. Active management uses investment strategies designed to increase portfolio value by exceeding average rates of return normally achieved using passive management. The basis used by the City Controller to determine whether market returns are being achieved shall be a benchmark recommended by the Investment Committee. The Investment Committee may revise this benchmark if liquidity and debt service needs alter the desired composition of the portfolio.

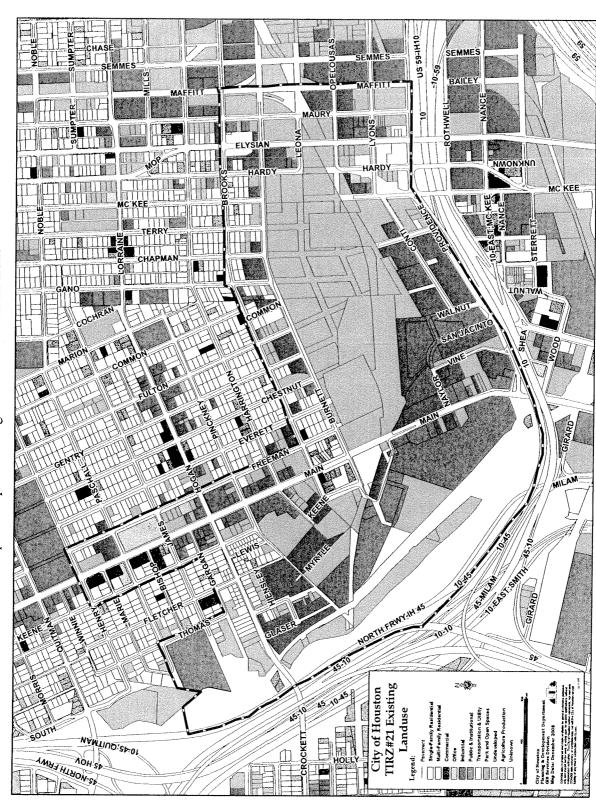
24.0 INVESTMENT POLICY ADOPTION:

The City's investment policy shall be adopted by resolution of City Council. The policy shall be reviewed at least annually by the Investment Committee and the City Council, and any modifications made to such policy must be approved by City Council. The City Council shall evidence by resolution that it has conducted such review. Any modifications made to such policy must be approved by City Council and reflected in such resolution.

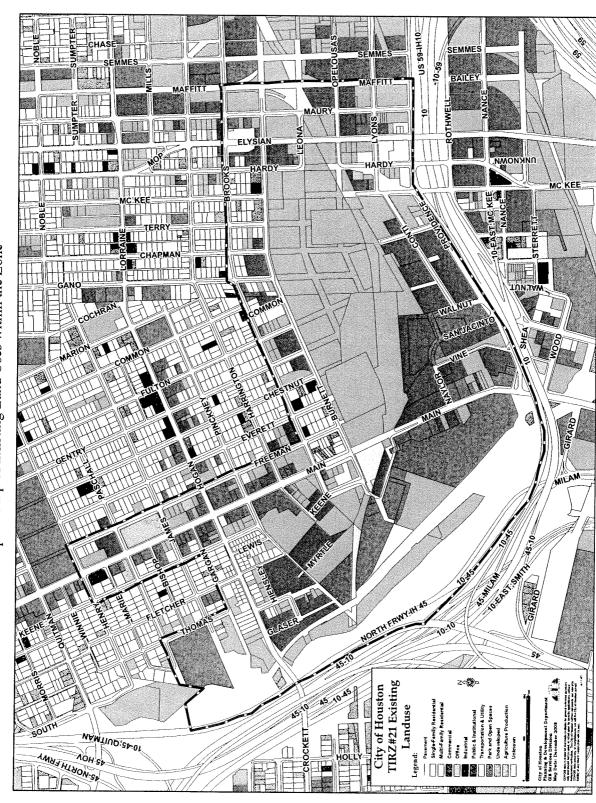
TO: Mayor via City County	REQUEST FOR COUNCI	L ACTION		
TO: Mayor via City Secretary				RCA#
SUBJECT: A Resolution authorizing Hardy/Near Northside Redevelop	ment Authority	Category #	Page 1 of <u>1</u>	Agenda Item#
FROM: (Department or other point	of origin):	Origination D	ate	Agenda Date
Michelle Mitchell, Director		11/5	_	
Finance Department		11/5	/ 5 1	NOV 1 0 2009
DIRECTOR'S SIGNATURE:		Council Distr	icts affec	ted:
De Mutal	le Mitchell			H
Finance Department	· ·			
For additional information contact:				
Ralph De Leon	Phone: (713) 837-9573	Date and iden	tification	of prior authorizing
Tim Douglass	· · · · · · · · · · · · · · · · · · ·	Council Actio		7/00 0 1 0000 1515
····· bougidoo	(713) 837-9857	12/30/08	58, 12/1	7/03, Ord. 2008-1212,
RECOMMENDATION: (Summary)		12/30/06		
Approval of a resolution authorisis	a the enaction of the track			
Approval of a resolution authorizing	g the creation of the Hardy/Nea	r Northside Red	developm	nent Authority
Amount of Funding: No Funding I	Required		Finance	Budget:
SOURCE OF FUNDING: [] (Conoral Francis Con Control			
[X]	General Fund [] Grant Fun	d [] Ent	terprise f	und
	N/A			
SPECIFIC EXPLANATION:				
December 17, 2003. On December 17, 2003. On December 17, 2003. On December 19, 2003. On	Drincipal objective of the Zone	Was to suppor	t afforda	blo bousing days laws and
Creation of the Hardy/Near Nor implementation of the Project Plan Subsequent to the creation of the Zone, and the Authority (the "Tri-Authority will be empowered to issuand Reinvestment Zone Financing Board of Directors of the Hardy/Near Incompany Articles of Incompany Incompany Articles of Incompany Incompany Articles of Incompany	Authority, City Council will con- Authority, City Council will con- Party Agreement"). Upon Cou Lie debt, enter into contracts, an Plan. The Board of Directors of ar Northside Redevelopment Au	ancing Plan for sider approval a sider approval a side approval a side and a side a si	the Har of a cont of the	dy/Near Northside Zone. tract among the City, the Tri-Party Agreement, the
The proposed Articles of Incorporat		review.		
Attachments: Articles of Incorporation	on, Bylaws			
Anna Russell, City Secretary Arturo Michel, City Attorney Deborah McAbee, Senior As	/			
,	REQUIRED AUTHORIZA	TION		
inance Director:	Other Authorization:	Othor A	with a!	410-0-
	- Sior Audionzagon.	Other A	`, \	1
Finance 08/29/08		1 1 1 1 1 1	اك	



Map 2 – Map of Proposed Land Uses in the Zone



Map 1 - Map of Existing Land Uses within the Zone



Map 1 - Map of Existing Land Uses within the Zone

O: Mayor via City Secretary REQUEST FOR	R COUNCIL ACTION			
SUBJECT: Parking Facilities and Immobilization ("Booting") of Vehicles		Page 1 of 2	1	
FROM (Department or other point of origin): General Services Department	Origination Date แ/ร/อศ	1 -	Agenda Date NOV 1 0 2009	
DIRECTOR'S SIGNATURE: San Z. Dadoush, P.E.	Council District(s) affected:	All	
For additional information contact: Liliana Rambo, CAP Phone: 713.853.8193 Jacquelyn L. Nisby Phone: 832.393.8023	Date and identific Council action: Ordinance 2008-84	-	_	
RECOMMENDATION. Approve an Ordinance amending A 26, relating to parking facilities and booting activities.	rticles IX and X of the I	Parking Ordir	nance, Chapter	
Amount and Source of Funding: Not Applicable		Finance Bu	dget:	
PECIFIC EXPLANATION: On September 24, 2008, City Parking Lots and Article X - Immobilization ("Booting") of Venacted more extensive state regulation of booting that approximately (Target Control of	Vehicles. Since that tin plies across the state	ne, the 81 st 1	Γexas Legislature	

SPECIFIC EXPLANATION: On September 24, 2008, City Council approved Article IX - Minimum Standards for Parking Lots and Article X - Immobilization ("Booting") of Vehicles. Since that time, the 81st Texas Legislature enacted more extensive state regulation of booting that applies across the state to parking garages as well as parking lots (Texas Occupations Code Ch. 2308). Thus, the state law applies to the entire City and changes to the Code of Ordinances are necessary so that the Code is consistent with state law. Further, working with the douston Police Department (HPD), the parking official gathered data relating to problems and abusive practices by booting operators. The Public Parking Commission recommends the proposed amendments, which are a esult of Parking Management's meetings with HPD officers and various stakeholders. The Transportation and infrastructure Committee reviewed the proposed changes on July 9, 2009 and voted to send them to City Council.

The proposed amendments are to clarify the ordinance, to ensure that it is consistent with the State ode, and to espond to problems identified by HPD officers who enforce the ordinance. Specific amendments include:

- Amend Sections 26-601 and 26-602, to ensure that city code definitions and application of the ordinance are consistent with state law.
- Amend Section 26-606 to clarify that a parking facility owner must apply for a registration certificate and is not registered until HPD inspects the parking facility, finds it to be in compliance with state law and city ordinance, and issues the registration compliance certificate.
- Amend Section 26-606 to add a re-inspection fee of \$50 and a renewal fee of \$50 to cover HPD's costs for re-inspecting lots that repeatedly disregard state law and ordinance requirements.
- Amend Section 26-616 to be consistent with state law signage requirements (TX Occupations Code §§
 2308.301 and 302. All lettering on signage must be at least one inch in height. Amend Section 26-616(c) to
 require the address of the parking facility to be on the facility's signage at pay stations.
- Amend Sections 26-617 to prohibit receipts from being printed for spaces that are not available because
 they are reserved and 26-664 to prohibit booting vehicles parked in a reserved space when payment was
 made and a receipt was issued for the space.

REQUIRED AUTHORIZATION		CUIC ID #25MLI008
General Services Department:	Other Authorization:	
Liliana Rambo, CAPP		
Parking Management Division A 011 AREV. 3/94		

Pate: 10/26/09	SUBJECT: Parking Facilities and Immobilization ("Booting") of Vehicles	Originator's Initials MLI	Page 2 of 2	
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- Amend Sections 26-617 and 26-618 to require that receipts contain the correct street address of the actual
 parking lot and amend Section 26-617(b) to require a minimum 14 point size font for certain information on
 receipts.
- Amend Section 26-618 to require that time/date and space number be printed on receipts if a lot uses "pay by space."
- Amend Sections 26-617, 26-644 to clarify that booting is prohibited except for nonpayment of fees (no booting for parking on the lines, parking on hash marks, parking in lanes or other unauthorized areas).
 Improperly parked vehicles should be towed.
- Add Section 26-621 to: (1) require that pay stations be bagged or non-operational during special events and (2) prohibit booting if a customer has a receipt showing he/she paid at the pay station (which would indicate the pay station was not, in fact, bagged as required).
- Add Section 26-622 to require that pay stations be illuminated to at least 0.7 foot-candles between 6:00 p.m. and 6:00 a.m. due to HPD's observations that several pay stations have no lighting, making it virtually impossible to see where/how to pay for parking, and creating safety concerns.
- Add Section 26-623 to prohibit collection of special event fees from drivers who entered a parking facility prior to the initiation of the special event.
- Amend Section 26-642 which provided that Article X (booting) applied only in the Central Business District to comply with state law which applies/regulates booting statewide.
- Amend Section 26-644 to prohibit booting for parking in unauthorized areas; lots should tow these vehicles, and to prohibit booting in parking facilities that have not received a registration compliance certificate from HPD.
- Amend Section 26-652(5) to add a provision prohibiting renewal of a vehicle immobilization service permit if the vehicle immobilization service has any unpaid judgments from JP court relating to booting; consistent with state law regulating booting.
- Amend Section 26-655 (revocation) to clarify that a vehicle immobilization service permit may be revoked if the permittee has violated signage requirements found in Section 26-616/state law.
- Amend Section 26-662(2) requirement for sticker/notice on booted vehicles to incorporate state law requirements and to require that the street address of the parking facility in which the vehicle was booted.
- Amend Section 26-662(6) to require the booting company to respond to the location of the booted vehicle within one hour of being contacted, and to remove boot within 30 minutes after vehicle owner has paid.
- Amend Sections 26-662(11) and 26-664(3) to require the name of the booting company on both sides of the vehicle so that customers will know when the vehicle approaching them is affiliated with a booting company.

ZD:LR:JLN:TC:MLI:mli

: Marty Stein, Jacquelyn L. Nisby, Arturo Michel

ARTICLE IX. MINIMUM STANDARDS FOR PARKING LOTS FACILITIES DIVISION 1. GENERALLY

Sec. 26-601. Definitions.

As used in this article, the following terms shall have the meanings ascribed in this section unless the context of their usage clearly indicates another meaning:

Barrier gate means an automated gate at each entrance to a parking lot facility to regulate vehicular entry to the parking lot facility that provides a ticket for entry or a receipt for payment of parking fees.

Parking lot facility means public or private property used, wholly or partly, for restricted or paid motor vehicle parking, but does not include parking garages. The term includes without limitation:

- (1) One or more restricted spaces on a portion of an otherwise unrestricted parking facility; and
- A commercial parking lot, a parking garage, and a parking area <u>(2)</u> serving or adjacent to a business, church, school, home, apartment complex, property governed by a property owners' association for parking purposes, or government-owned property leased to a private person for parking purposes, including:
 - A portion of the right-of-way of a public roadway that is leased <u>a.</u> by a governmental entity to the parking facility owner; and
 - The area between the facility's property line abutting a county <u>b.</u> or municipal public roadway and the center line of the roadway's drainage way or the curb of the roadway, whichever is farther from the facility's property line.

Parking lot facility attendant means an individual who, on behalf of a parking lot facility general manager, collects a parking fee from motor vehicle operators as payment to park in a parking lot facility.

Parking lot facility general manager means an individual who is employed by a parking lot facility operating company and is responsible for the day-to-day operations of a parking lot facility.

Parking lot facility operating company means the person who:

(1) Owns and operates a parking lot facility;

- (1) Any facility that boots a vehicle in exercise of a statutory or contractual lien right; or
- (2) Any commercial office building owner or manager who installs or removes a boot in the building's parking facility.

Sec. 26-603. Entry powers of city officials.

It shall be the duty of any parking lot facility manager to allow immediate access by any police officer or building official to any portion of the premises of the parking lot facility for the purpose of inspection of such premises and vehicle immobilization services for compliance with this article, article X of this chapter, or any other applicable law.

Sec. 26-604. Compliance with other laws.

Compliance with the requirements of this article does not excuse compliance with any other provisions of state law or this Code relating to parking regulations or parking facilities.

Sec. 26-605. Enforcement.

The building official or any police officer is authorized to issue citations charging the violation of any of the provisions of this article.

Sec. 26-606. Registration of parking lot facility operating companies.

- (a) It shall be unlawful for any person to operate a parking lot <u>facility</u> in the city that has not been <u>registered issued a registration compliance certificate</u> as required by this section.
- (b) A parking lot facility general manager shall register may apply for a registration compliance certificate for each parking lot facility under his management by paying a fee of \$50.00 per lot facility to the police official and providing to such official the following information regarding each parking lot facility:
 - (1) The name, telephone number, and business address of the parking lot facility operating company;
 - (2) The name, telephone number, facsimile number, and business or residence address, including street name and number, city, state and zip code, of the parking lot facility general manager; and
 - (3) The street address, days and hours of operation of the parking lot facility.

DIVISION 2. BUSINESS PRACTICES

Sec. 26-616. Signage required.

- (a) Signage prohibiting unauthorized vehicles on a parking lot facility shall comply with Sections 2308.301 and 2308.302 of the Texas Occupations Code. In addition, signage must be:
- (1) Facing and conspicuously visible to the driver of a vehicle that enters the parking lot;
 (2) Located at all pay stations; and
 (3) Permanently mounted on a pole, post, permanent wall, or permanent structure installed on the parking lot;
 (4) Installed so that the bottom edge of any such sign is no lower than five feet and no higher than eight feet above ground level.
 (5-2) Unobstructed by vegetation or any other obstruction;
 (6) Made of weather-resistant material; and
 (7) At least 18 inches in width and 24 inches in height.
- (b) <u>In addition to the requirements of Sections 2308.301 and 2308.302 of the Texas Occupations Code</u>, signage prohibiting unauthorized vehicles must contain lettering at least one inch in height in a solid color that contrasts with the background <u>and must that</u> clearly states:
 - (1) The days and hours of operation of the parking lot;
- (2) Who may park in the parking lot, prohibiting all others, and the consequences for non-payment of parking fees (i.e., "Unauthorized Vehicles Will Be Booted or Towed at Owner's or Operator's Expense") in bright red lettering at least two inches in height on a white background;
- (3)—How to pay for parking in the lot parking facility (i.e., "pay attendant" or "pay drop box," etc.), and the hourly or other fee for such service; provided, however, for lots parking facilities utilizing different rates for various periods of parking, fee information may be contained on a separate sign adjacent to the pay station;

- (c) It shall be unlawful for a parking facility general manager to allow a receipt to be printed for a space that is not available due to being "Reserved."
- (d) It shall be unlawful for a parking facility general manager to have a vehicle booted for any reason (e.g., being parked on or across the parking space lines, on or across areas marked with hash marks, in driving lanes or in other unauthorized areas on the parking facility) other than non-payment.

Sec. 26-618. Attendant requirements.

It shall be the duty of any owner or manager of a parking-lot <u>facility</u> to ensure that no individual at any time performs as a parking-lot <u>facility</u> attendant unless the individual meets each of the requirements of this section. Each parking-lot <u>facility</u> attendant shall:

- (1) Be 16 years of age or older;
- (2) Wear a picture ID, name tag with the employee's first name and employee identification number, and shirt, jacket or vest with the name and logo of the parking lot facility operating company;
- (3) If the parking lot facility general manager intends to have vehicles immobilized ("booted") or towed for non-payment of parking fees, provide a written receipt to the operator of a vehicle parked on the parking lot facility with the name and logo of the parking lot facility, the street address of the parking facility, the parking space number; if the parking facility utilizes "pay by space," and the date and time parking fees were paid; and
- (4) Perform his duties in a courteous and professional manner.

Sec. 26-619. Access to money in unmanned pay stations.

It shall be unlawful for third-party enforcement services, including but not limited to vehicle immobilization services and tow companies, to possess keys or to have any other means of access to move or remove money from any unmanned pay station in a parking lot facility.

Sec. 26-620. Closure of parking lot facility entrances.

(a) The parking lot <u>facility</u> operator or manager of a parking lot <u>facility</u> that is closed for business shall barricade all entrances to and exits from the parking lot <u>facility</u> by means of a barrier gate, chain, or other durable barrier equipment.

Parking facility has the meaning ascribed in section 26-601 of this Code.

Parking lot facility general manager has the meaning ascribed in section 26-601 of this Code.

Parking lot facility operating company has the meaning ascribed in section 26-601 of this Code.

Permittee means a person who holds a vehicle immobilization service permit.

Police official has the meaning ascribed in section 26-601 of this Code.

Special event parking fee has the meaning ascribed in section 26-601 of this Code.

Unauthorized vehicle has the meaning ascribed in section 26-601 of this Code.

Vehicle immobilization means installing a boot.

Vehicle immobilization device means a lockable road wheel clamp or similar vehicle immobilization device that is designed to immobilize a parked vehicle and prevent its operation until the device is unlocked or removed.

Vehicle immobilization operator means any individual who installs, affixes or places or removes a vehicle immobilization device on or from a motor vehicle.

Vehicle immobilization service means a person who at the request of a parking lot facility operating company or parking lot facility general manager engages in the act of booting vehicles that are in a parking lot facility without permission, without paying a parking fee, or in violation of any parking restriction posted in accordance with the signage requirements of section 26-616 of this Code.

Vehicle immobilization service permit means a current and valid permit issued to a vehicle immobilization service pursuant to section 26-652 of this Code.

(b) Interchangeable terms. The terms "boot" (verb) and "immobilize," in reference to a vehicle, are used interchangeably in this article. The terms "booting" and "vehicle immobilization" are used interchangeably in this article. The terms "boot" (noun), "boot device" and "vehicle immobilization device" are used interchangeably in this article.

Sec. 26-642. Scope.

- In a parking facility for any reason (e.g., parked in a parking space marked "Reserved" when a receipt for the space has been issued and properly displayed, or parked on or across the parking space lines, on or across areas marked with hash marks, in driving lanes or in other unauthorized areas on the parking facility) other than non-payment; or
- (6) On the dashboard of which is displayed a valid receipt issued by a parking attendant, a barrier gate, or a pay station.
- (c) It is unlawful for a permittee to operate or cause to be operated a vehicle immobilization service in violation of any term of a permit.

Sec. 26-645. Beneficial interests and rebates prohibited.

- (a) A parking lot facility operating company or general manager may not have a direct or indirect monetary or ownership interest in a vehicle immobilization service that for compensation immobilizes unauthorized vehicles in a parking lot facility operating company or general manager has an interest.
- (b) A parking-lot facility operating company or general manager of a parking-lot facility in which vehicles are immobilized may not accept any rebate, compensation or other valuable consideration, directly or indirectly, from a vehicle immobilization operator in connection with the immobilization of vehicles.

Secs. 26-646--26-650. Reserved.

DIVISION 2. VEHICLE IMMOBILIZATION SERVICE PERMITS

Sec. 26-651. Vehicle immobilization service permit application.

- (a) Any person who desires to operate a vehicle immobilization service in the city shall submit an application for a permit to the police official in a form promulgated by the police official for that purpose, which shall include the following:
 - (1) The applicant's name, telephone number, mailing address, street address, federal employee identification number, corporate charter number, and Texas driver's license number (if applicable);
 - (2) The name and mailing address of each principal of the applicant, copies of the assumed-name registration if the vehicle immobilization service will be operated under an assumed name, the partnership registration, if any, and the names and addresses of all general partners if the applicant is a partnership, and a certificate of good standing from the Texas Secretary of

3. THE CITY'S AND THE PERMITTEE'S ACTUAL OR ALLEGED STRICT PRODUCTS LIABILITY OR STRICT STATUTORY LIABILITY, WHETHER THE PERMITTEE IS IMMUNE FROM LIABILITY OR NOT.

THE PERMITTEE SHALL DEFEND, INDEMNIFY, AND HOLD THE CITY HARMLESS DURING THE TERM OF THE PERMIT AND FOR TWO YEARS AFTER THE PERMIT EXPIRES. THE PERMITTEE'S INDEMNIFICATION IS LIMITED TO \$500,000.00 PER OCCURRENCE.

THE PERMITTEE AGREES TO AND SHALL RELEASE THE CITY FROM ALL LIABILITY FOR INJURY, DEATH, DAMAGE, OR LOSS TO PERSONS OR PROPERTY SUSTAINED IN CONNECTION WITH OR INCIDENTAL TO PERFORMANCE UNDER THE PERMIT, EVEN IF THE INJURY, DEATH, DAMAGE, OR LOSS IS CAUSED BY THE CITY'S SOLE OR CONCURRENT NEGLIGENCE.'

(c) The application shall be signed by an owner if the applicant is a sole proprietorship, an authorized officer if the applicant is a corporation, or a general partner if the applicant is a partnership, acknowledging that the person signing has read the application, agrees to all of its terms and provisions, affirms the correctness and accuracy of the information given on the application, and affirms that he has the authority to bind the applicant to all of the terms, provisions, and requirements of the application.

Sec. 26-652. Permit issuance; denial; fees.

- (a) An application that contains all of the information required by section 26-651 of this Code and is duly and properly signed shall be a complete application. A complete application shall be approved and the vehicle immobilization service permit issued upon payment of the fee specified by subsection (c) of this section unless:
 - (1) The information provided in the application is materially false or incorrect or the applicant has failed in any material way to comply with this article;
 - (2) The applicant or an entity owned or controlled by the applicant or any of the principals of the applicant has had a vehicle immobilization service permit revoked during the preceding one year period:
 - (3) The police official determines that proof of insurance provided by the applicant does not meet the requirements of section 26-661 of this Code;
 - (4) The parking official determines that there exist one or more unresolved parking citations, as defined in section 26-261 of this Code, for any vehicle owned by the applicant or any of its principals:

A vehicle immobilization service permit shall be valid for one year from its date of issuance and shall not be transferrable. A permit may be renewed by filing an application pursuant to section 26-651 of this Code at least 30 days prior to the expiration of the permit. A renewal permit application shall be reviewed and approved pursuant to section 26-652 of this Code.

Sec. 26-655. Revocation.

- (a) A vehicle immobilization service permit may be revoked without refund of any portion of the permit application or renewal fee if:
 - (1) Any information supplied in the permit application was materially false or incorrect;
 - (2) The permit was issued through error;
 - (3) The permittee has failed to operate in compliance with the requirements for operating a vehicle immobilization service as set forth in section 26-662 of this Code;
 - (4) The permittee has booted vehicles in parking facilities that are in violation of the signage requirements found in section 26-616 of this Code and applicable state law;
 - (5) The permittee has failed to comply with any applicable provision of the permit or this article;
 - (6) The permittee has failed to renew the permit in accordance with section 26-654 of this Code;
 - (7) The permittee has failed to perform under the release and indemnity requirements of section 26-651 of this Code; or
 - (8) The permittee or any of its principals are not in compliance with the criminal history provisions of section 1-10 of this Code; or
 - (9) The permittee fails to maintain insurance in compliance with section 26-661 of this Code.
- (b) Notice The city shall deliver notice of revocation to the vehicle immobilizaton service permittee by depositing the same in the United States Mail, personal delivery, or first class, by certified mail, return receipt requested, or by United States Postal Service using signature confirmation service addressed to the address of the permittee shown in

(b) The insurance policy must state that it may not be canceled, materially modified, or non-renewed unless the insurance company gives the police official 30 days' advance written notice. Defense costs are outside the limit of liability. Aggregate coverage limits are per 12-month policy period unless otherwise indicated. Proof of insurance required by this section shall be on the authorized form approved for this purpose by the police official. A permit shall be automatically suspended without any requirement for action by the city or notice to the permittee for any period of time that any of the insurance required by this section is not in effect. In addition, the police official may cause the permit to be revoked for cause pursuant to section 26-666655 of this Code for failure to maintain insurance in compliance with this section.

Sec. 26-662. Vehicle immobilization service operations.

A vehicle immobilization service shall operate in accordance with the following requirements:

- (1) Vehicles shall be booted only in off-street-parking lots facilities and only pursuant to a written agreement with the parking lot facility operating company or general manager;
- Upon affixing a boot device to a vehicle, a vehicle immobilization operator shall place an adhesive notice on the <u>vehicle's front windshield or</u> driver's side window and a non-adhesive notice under the driver's side windshield wiper advising the owner or operator of the information required by Section 2308.257(b) of the Texas Occupations Code. In addition, each notice shall set forth: the street address of the parking facility in which the vehicle was booted; that the vehicle is immobilized and that damage may occur to the vehicle if moved; the date and time the vehicle was booted; the name, address and telephone number of the vehicle immobilization service; information about how to obtain release of the boot device from the vehicle; the amount of the fee for release; the possibility that the vehicle may be towed after 24 hours; the telephone number for the police department's auto dealers detail; and any additional text reasonably required by the police official;
- (3) No person shall charge more than \$100.00, plus applicable sales tax, for the removal or release of a boot device, provided, however, the failure of a vehicle operator to properly display a parking fee receipt on the vehicle dashboard or the failure of a vehicle operator to pay for a rate change at the lot which occurred after the vehicle operator entered the lot and paid the applicable fee at the time of entry resulting in the booting of such vehicle shall entitle the vehicle immobilization service to collect only an administrative fee of \$25.00, plus applicable sales tax, for the removal of

- a. The name, business address, and phone number of the vehicle immobilization operator and the vehicle immobilization service;
- b. The name of the owner, operating company or general manager of the parking lot facility on which the boot device was installed;
- c. The name of the individual(s) authorizing and performing the immobilization:
- d. The date, time and location the boot device was installed;
- e. A description of the booted vehicle, including the make, model, and license plate number;
- f. The amount of the fee for removal of a boot device; and
- g. The name of the person who removed the boot device, the date and time the device was removed, the name of the person to whom the vehicle was released, and the amount of fees paid for removal of the device and parking fees, as well as the amount of applicable sales tax.

A copy of the form must be given to the individual who reclaims the vehicle, and in the event that the boot device is removed by the vehicle owner or operator after payment of applicable fees, a copy of the form must be provided to the individual who returns the boot device to the vehicle immobilization service. The vehicle immobilization service shall maintain the original form at its place of business for a period of three years. Any peace officer shall have the right, upon request, to inspect and copy such records to determine compliance with the requirements of this section;

- (11) Vehicles utilized for booting operations shall have signage consisting of reflective magnetic signs or painted letters on each side of the vehicle stating, in letters at least two inches in height in a solid color that contrasts with the background, the name, logo, or other designation of the vehicle immobilization service owning or operating the vehicle; and
- (12) The vehicle immobilization operator shall comply with all applicable traffic control laws, devices, signs, and markings.

Sec. 26-663. Duty of vehicle immobilization service.

All vehicle immobilization service operations are subject to temporary suspension when the police official determines that the continued operation of the service constitutes a hazard to the public safety and welfare, including but not limited to, conducting vehicle immobilization services:

- (1) That are in violation of section 26-616 of this Code pertaining to required signage;
- (2) That are in violation of section 26-662 of this Code pertaining to vehicle immobilization service operations requirements; or
- (3) In a parking lot facility used wholly or partly for paid motor vehicle parking that is accessible by motor vehicles but in which patrons are unable to make payment due to the absence of a parking lot facility attendant, operable pay station, or other method of paying to park in the lot facility.

Sec. 26-666. Revocation. (a) A vehicle immobilization service permit may be revoked without refund of any portion of the permit application or renewal fee if: (1) Any information supplied in the permit application was materially false or incorrect; The permit was issued through error: The permittee has failed to operate in compliance with the requirements for (3) operating a vehicle immobilization service as set forth in section 26-662 of this Code; The permittee has failed to comply with any applicable provision of the permit or this article: The permittee has failed to renew the permit in accordance with section 26-(5) 654 of this Code; The permittee has failed to perform under the release and indemnity requirements of section 26-651 of this Code: or The permittee or any of its principals are not in compliance with the criminal

history provisions of section 1-10 of this Code.

	For additional information contact:			ation of prior authorizing
Y	Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Key	Map 491L, M,	r &O
	Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director-Real Estate	Cou	ncil Action: C.	M. 2008-0526 (6/25/08)
RECOMMENDATION: (Summary) It is recommended City Council approve an Ordinance authorizing the abandonment sale of a portion of a 30-foot-wide drainage easement, in exchange for a consideration of \$54,665.00 plus the conveyance City of a 30-foot-wide drainage easement, both located in Unrestricted Reserve A, West Oaks Place Subdivision, out of William White Survey, A-836. Parcels SY7-052 and LY9-022				00 plus the conveyance to the
	Amount and Source of Funding: Not Applicable			
SPECIFIC EXPLANATION: By Council Motion 2008-0526, City Council authorized the abandonment and sale to Hudson Partnership, Ltd. (E.J. Hudson Partner) a portion of a 30-foot-wide drainage easement, in exchange for conveyance to the City of a 30-foot-wide drainage easement, both located in Unrestricted Reserve A, West Oaks Place Subdivision, out of the William White Survey, A Subsequent to the Motion it was determined the correct name of the applicant is Hudson Brothers Real Estate Limited Partner [Hudson Brothers, GP, LLC (E. J. Hudson, Jr., Managing Member), General Partner]. Hudson Brothers Real Estate Lin Partnership, the property owner, plans to construct five mid- and high-rise residential condominium structures and a two-office building in the location of the easement to be abandoned and sold.				City of a 30-foot-wide drainag illiam White Survey, A-836 eal Estate Limited Partnershi Brothers Real Estate Limite
	Because the construction requirements associated with this transaction will be completed after City Council passes the Ordinand Hudson Brothers Real Estate Limited Partnership has provided a Letter of Credit (LOC) for \$125,534.00, an amount equal to total estimated construction costs required to: (a) fill in the area of the open ditch within the 30-foot-wide drainage easement to abandoned with compacted soil to grade level to redirect the flow of the remaining portion of the open drainage ditch in the 3 foot-wide drainage easement into the portion to be conveyed to the City and (b) construct an open ditch with the capacity to convent the extreme (100 year) flow in the 30-foot-wide drainage easement to be conveyed to the City, so that it connects to the remaining portion of the drainage ditch within the 30-foot-wide drainage easement. If the applicant does not complete all the construction requirements within twelve months from the effective date of the Ordinance, the LOC will permit the City to complete all the construction requirements in place of the applicant.			
	Hudson Brothers Real Estate Limited Partnership has completed the trans rendered payment in full.	action requ	irements, has acc	cepted the City's offer, and ha
	The City will abandon and sell to Hudson Brothers Real Estate Limited Partnership:			
	Parcel SY7-52 5,777 square feet of drainage easement Valued at \$32.50 per square foot	\$187,	,753.00 (R)	
	TOTAL ABANDONMENT AND SALE	<u>\$187,</u>	753.00	
۲	s:\dob\sy7-052.rc2.doc			CUIC #20DOB042
F	Finance Department: Other Authorization:	ZATION		

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

F&A 011.A Rev. 3/94 7530-0100403-00 Date:

Subject: Ordinance authorizing the abandonment and sale of a portion of a 30-foot-wide drainage easement, in exchange for conveyance to the City of a 30-foot-wide drainage easement, both located in Unrestricted Reserve A, West Oaks Place Subdivision, out of the William White Survey, A-836. **Parcels SY7-052 and LY9-022**

Originator's Initials Page <u>2</u> of <u>2</u>

00

In exchange, Hudson Brothers Real Estate Limited Partnership will pay:

Cash

\$54,665.00

Plus convey to the City

Parcel LY9-022

4,095 square feet of drainage easement Valued at \$32.50 per square foot

\$133,088.00 (R)

TOTAL CASH AND CONVEYANCE

\$187,753.00

Therefore, it is recommended City Council approve an Ordinance authorizing the abandonment and sale of a portion of a 30-foot-wide drainage easement, in exchange for a consideration of \$54,665.00 plus the conveyance to the City of a 30-foot-wide drainage easement, both located in Unrestricted Reserve A, West Oaks Place Subdivision, out of the William White Survey, A-836.

MSM:NPC:dob

c: Eric Dargan Mark Loethen, P.E. Daniel Menendez, P.E. Marty Stein MOTION by Council Member Khan that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from David C. Finklea, Walter P. Moore and Associates, Inc., 3131 Eastside, Second Floor, Houston, Texas, 77098, on behalf of Hudson Partnership, Ltd. (E.J. Hudson, General Partner), for the abandonment and sale of a portion of a 30-foot-wide drainage easement, in exchange for conveyance to the City of a 30-foot-wide drainage easement, all located in Unrestricted Reserve A, West Oaks Place Subdivision, out of the William White Survey, A-836, Parcel Nos. SY7-052 and LY7-051, be adopted as follows:

- The City abandon and sell a portion of a 30-foot-wide drainage easement, in exchange for conveyance to the City of a 30-foot-wide drainage easement, all located in Unrestricted Reserve A, West Oaks Place Subdivision, out of the William White Survey, A-836;
- 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 (a) fill in the area of the open ditch within the 30-foot-wide drainage easement to be abandoned with compacted soil to grade level to redirect flow of the remaining potion of the open drainage ditch in the 30-foot-wide drainage easement into the portion to be conveyed to the City and (b) construct an open ditch with the capacity to conveyed the extreme (100 year) flow in the 30-foot wide drainage easement to be conveyed to the City, so that it connects to the remaining portion of the drainage ditch within the 30-foot-wide drainage easement, all at no cost to the City and under the proper permits;

- 4. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost from work required in Item 3 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 an amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for this transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City engineer, PWE, at the applicant's request the City will release the LOC:
- 5. The Legal Department be authorized to prepare the necessary transaction documents; and
- 6. Inasmuch as the value of the property interests is not expected to exceed \$25,000.00, that the value be established by staff appraisal, according to City policy.

Seconded by Council Member Garcia and carried.

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

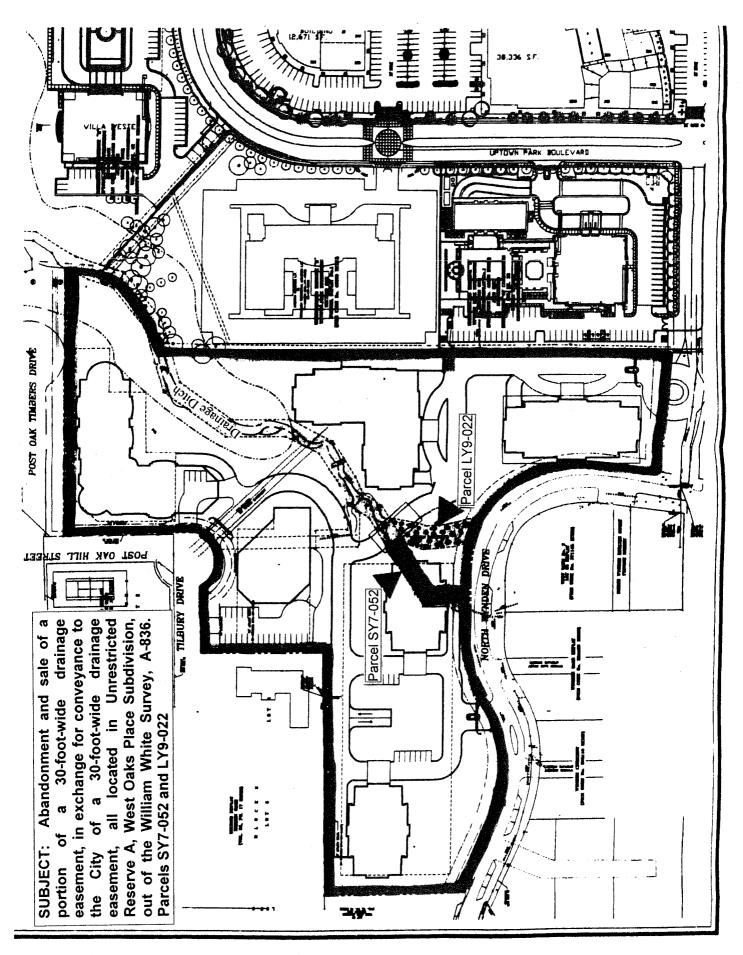
Council Member Holm absent on personal business

PASSED AND ADOPTED this 25th day of June, 2008.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is July 1, 2008.

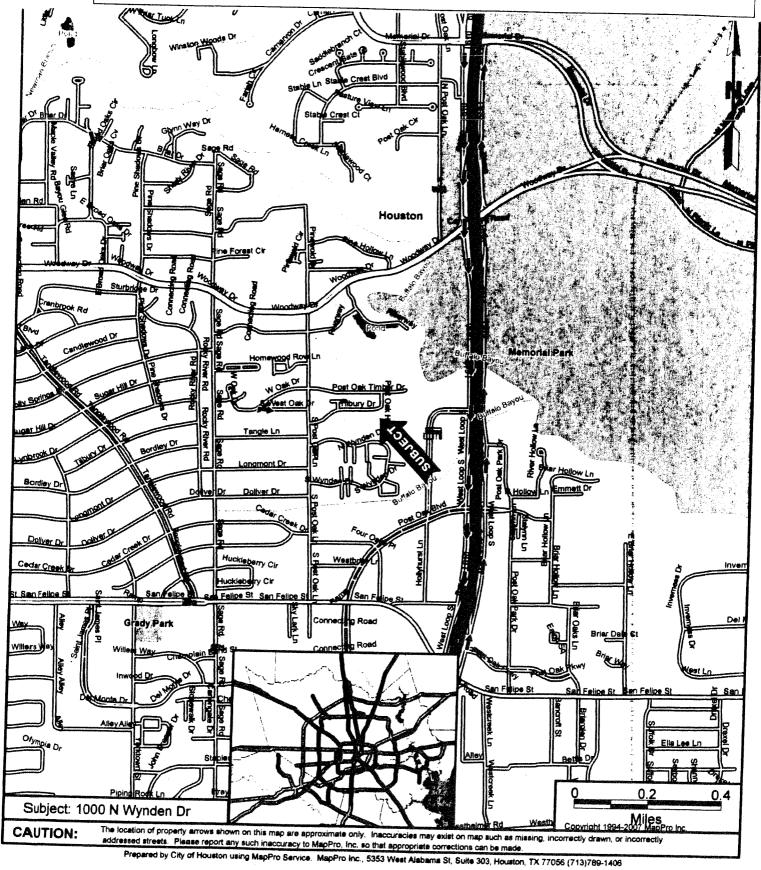
City Secretary

Connakusell



LOCATION MAP

Abandonment and sale of a portion of a 30-foot-wide drainage easement, in exchange for conveyance to the City of a 30-foot-wide drainage easement, all located in Unrestricted Reserve A, West Oaks Place Subdivision, out of the William White Survey, A-836. Parcels SY7-052 and LY9-022



or via City Secretary	REQUEST FOR COU

	TO: Mayor via City Secretary REQUEST FOR COUNCI	L ACTION	
	SUBJECT: Ordinance authorizing: (1) the abandonment and sale of		Agenda Item #
	a 20-foot-wide portion of the Brazos Street right-of-way, in	<u>1</u> of <u>2</u>	
	exchange for the conveyance to the City of a 20-foot-wide utility		
	easement, both located between Capitol Avenue and Rusk Avenue,		
	adjacent to Block 85, in the South Side Buffalo Bayou Addition, an		
	unrecorded subdivision, out of the John Austin Two League Grant,		
	A-1, and (2) an Agreement outlining the various rights and		
-	responsibilities between the City and General Services		
	Administration; dedicating certain on-street parking on certain		1 2
ı	streets for use by federal security and law enforcement agencies. Parcels SY10-005 and VY10-001		
			2
	FROM (Department or other point of origin):	Origination Date	Agenda Date
		11/5/09	NOV 1 0 2005
	Department of Public Works and Engineering	11/3/3	
	DIRECTOR'S SIGNATURE:	Council District affected: I	
	$I \cap I \cap I$	A gray	
4	6 Anduls Antisog	<i>Ka</i>	
	Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Key Map : 493L	
	For additional information contact:	Date and identification of pri	or authorizing
		Council Action:	
	$(\mathcal{N}(\mathcal{C}))$	·	
	Nancy P. Collins Phone: (713) 837-0881		
	Senior Assistant Director-Real Estate		
ſ	DECOMMENDATION (S) L:	•1	1 ' ' (1) (1

RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing: (1) the abandonment and sale of a 20-foot-wide portion of the Brazos Street right-of-way, in exchange for the conveyance to the City of a 20-foot-wide utility easement, both located between Capitol Avenue and Rusk Avenue, adjacent to Block 85, in the South Side Buffalo Bayou Addition, an unrecorded subdivision, out of the John Austin Two League Grant, A-1, and (2) an Agreement outlining the various rights and responsibilities between the City and General Services Administration; dedicating certain on-street parking on certain streets for use by federal security and law enforcement agencies. Parcels SY10-005 and VY10-001

Amount and

F&A 011.A Rev. 3/94 7530-0100403-00

Source of Funding: Not Applicable

SPECIFIC EXPLANATION:

The General Services Administration (GSA), an agency of the federal government of the United States, requested the abandonment and sale of a 20-foot-wide portion of the Brazos Street right-of-way in exchange for the conveyance to the City of a 20-foot-wide utility easement, both located between Capitol Avenue and Rusk Avenue, adjacent to Block 85, in the South Side Buffalo Bayou Addition, an unrecorded subdivision, out of the John Austin Two League Grant, A-1. The GSA owns and is responsible for the management, operation and maintenance of the Bob Casey United States Courthouse (Federal Courthouse) located at 515 Rusk Avenue. The GSA and various law enforcement agencies have identified various serious security, parking, and access needs and concerns in the vicinity of the Federal Courthouse. In order to provide secure operations and parking at the Federal Courthouse, GSA proposes to: (1) design and construct a secure driveway between Rusk and Capitol Avenues, immediately adjacent to the Federal Courthouse on its existing western boundary, within the area to be abandoned by the City and (2) attain dedicated on-street parking along certain streets for certain federal law enforcement agencies. Currently, federal prisoner transport buses park on Capitol Avenue near the Federal Courthouse. The prisoners, under armed guard, are escorted across Capitol Avenue to the Federal Courthouse. The abandonment and sale of the Brazos Street right-of-way will allow the GSA to construct a secured area to load and unload federal prisoners away from the general public, which is of substantial benefit to the citizens of Houston. The attached Agreement addresses the foregoing issues and sets out the various rights and responsibilities between the City and GSA in connection with the abandonment, parking, and construction of securityrelated improvements. The posting of signs is not required as this portion of Brazos Street is not paved.

agd\sy10-005.rc2.doc	005.rc2.doc CUIC #20AGD002 REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization: Andrew F. Icken, Deputy Director Planning and Development Services Division	

Date:	SUBJECT: Ordinance authorizing: (1) the abandonment and sale of a 20-foot-wide portion of the Brazos Street right-of-way, in exchange for the conveyance to the City of a 20-foot-wide utility easement, both located between Capitol Avenue and Rusk Avenue, adjacent to Block 85, in the South Side Buffalo Bayou Addition, an unrecorded subdivision, out of the John Austin Two League Grant, A-1, and (2) an Agreement outlining the various rights and responsibilities between the City and General Services Administration; dedicating certain on-street parking on certain streets for use by federal security and law enforcement agencies. Parcels	Originator's Initials	Page
	SY10-005 and VY10-001		

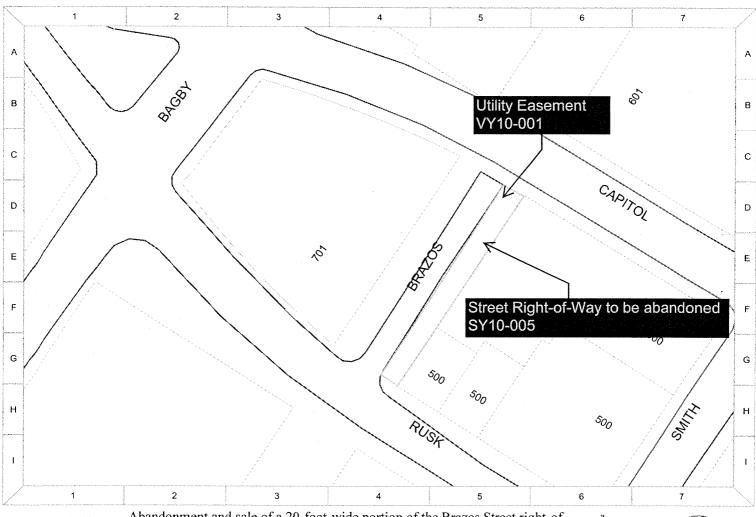
Because both parties are governmental entities with the power of eminent domain, this transaction will be handled as a one-step process. The Joint Referral Committee reviewed and approved this request.

In this transaction the City will abandon and sell to General Services Administration (GSA) Parcel SY10-005, a 20-foot-wide portion of the Brazos Street a street right-of-way, in consideration of: (1) the GSA constructing a secured area to load and unload federal prisoners away from the general public thereby enhancing the safety of the public in the vicinity of the Federal Courthouse, and (2) the conveyance by GSA to the City of Parcel VY10-001, a full-width utility easement.

Therefore, it is recommended City Council approve an ordinance authorizing: (1) the abandonment and sale of a 20-foot-wide portion of the Brazos Street right-of-way, in exchange for the conveyance to the City of a 20-foot-wide utility easement, both located between Capitol Avenue and Rusk Avenue, adjacent to Block 85, in the South Side Buffalo Bayou Addition, an unrecorded subdivision, out of the John Austin Two League Grant, A-1, and (2) the Mayor to execute and the City Secretary to attest an Agreement outlining the various rights and responsibilities between the City and General Services Administration; dedicating certain on-street parking on certain streets for use by federal security and law enforcement agencies.

NPC:WSB:agd

c: Phil Boriski
Jun Chang, P.E.
Marlene Gafrick
Daniel Menendez, P.E.
Arturo Michel
Marty Stein
Jeffrey Weatherford, P.E., PTOE

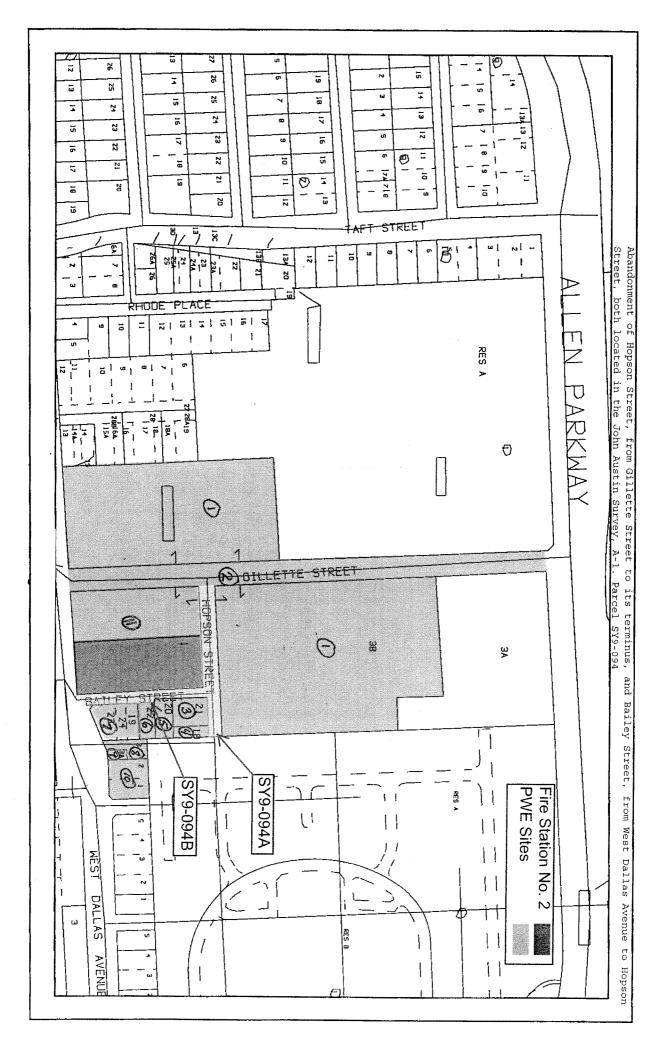


1 inch equals 75 feet

Abandonment and sale of a 20-foot-wide portion of the Brazos Street right-of-way, in exchange for the conveyance to the City of a 20-foot-wide utility easement, both located between Capitol Avenue and Rusk Avenue, adjacent to Block 85, in the South Side Buffalo Bayou Addition, an unrecorded subdivision, out of the John Austin Two League Grant, A-1, and (2) an Agreement outlining the various rights and responsibilities between the City and General Services Administration; dedicating certain on-street parking on certain streets for use by federal security and law enforcement agencies. **Parcels SY10-005 and VY10-001**



TO: Mayor via City Secreta	ry REQUEST FOR (COUNCIL A	CTION	
from Gillette Street to its te	izing the abandonment of Hopso erminus, and Bailey Street, fro	n Street, m West	Page of	Agenda Item #
Dallas Avenue to Hopson S Survey, A-1. Parcels SY9-094	treet, both located in the John	Austin		24
FROM (Department or other	r point of origin):	Oı	rigination Date	Agenda Date
Department of Public Works a	nd Engineering		11/5/09	NOV 1 0 2009
DIRECTOR'S SIGNATURE		Co	ouncil District affected:	I
Mulue Shoting	109		10>	
Michael S. Marcotte, P.E., D.V	VRE, BCEE, Director	Ke	ey Map: 493K	
For additional information co	ontact:		te and identification of	prior authorizing
COLDO		Co	ouncil Action:	
Nancy P. Collins	Phone: (713) 837-0881			
Senior Assistant Director-Real RECOMMENDATION: (Sur	mmary) It is recommended City	Council app	rove an ordinance author	izing the abandonment
j of hopson street, from Gilleπ	e Street to its terminus, and Bail yey, A-1. Parcels SY9-094A and	lev Street, fro	m West Dallas Avenue	to Hopson Street, both
Amount and Source of Funding: Not Appli	cable			
SPECIFIC EXPLANATION				
Street and Bailey Street will en City of Houston is the sole abandonment application were Therefore, it is recommended	ng the Gillette Street site for bid ring Central Maintenance Facilit thance the marketability of the re abutting owner to the affected posted for at least thirty days. City Council approve an ordina and Bailey Street, from West	y and Fire Stemaining City streets. Sign	ration Site No. 2. The above property. An appraisal as notifying the public	andonment of Hopson is not needed since the of the pending street
NPC:WSB:tj c: Phil Boriskie Jun Chang, P.E. Bob Christy Eric Dargan Marlene Gafrick Daniel Menendez, P.E. Arturo Michel Marty Stein Jeffrey Weatherford, P.E., P.	ГОЕ			
tj\sy9-094.rc2.doc			CLUC #207	LIVVO
J. J. V.	REQUIRED AUTHO	ORIZATION	CUIC #207	1 1008
Finance Department:	Other Authorization:	Andrew	Authorization: v F. Icken, Deputy Directing and Development Services	



	TO: Mayor via City Secretary REQUEST FOR COUNCIL A SUBJECT: Petition for the City's consent to the addition two (2) tract land totaling 2.358 acres to Fort Bend County Municipal Utility District	ts of	Category #	Page 1 of <u>1</u>	Agenda Item
	and repeal Ordinance No. 2007-785 (Key Map No. 567-P)	Origin	otion Data	Agondo	25
	FROM (Department or other point of origin): Department of Public Works and Engineering		ation Date	Agenda D NOV	1 0 2009
1	DIRECTOR'S SIGNATURE Michael S. Marcotte, P.E., D. WRE, BCEE For additional information contact: Ann Marie Stone Sheridan, P.E. Supervising Engineer Phone: (713) 837-9142 Council District affect "ETJ" Date and identification Council action: July 3, 2007; On				
			•	•	
RECOMMENDATION: (Summary) The petition for the addition of 2.358 acres of land to Fort Bend County Municipal Utility District No. 25 be approved and Council repeal Ordinance No. 2007-785.				No. 25 be	
	Amount and Source of Funding:	***************************************			

SPECIFIC EXPLANATION:

Fort Bend County Municipal Utility District No. 25 has petitioned the City of Houston for consent to add 2.358 acres of land, located in the city's extraterritorial jurisdiction, to the district. In addition, the District requests that the City repeal Ordinance 2007-785. This Ordinance consented to the addition of 2.4569 acres of land but was incorrectly described in the District's submission to the City.

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 Old Richmond, Highway 90, Highway 6 and FM 1464. The district desires to add 2.358 acres and repeal Ordinance No. 2007-785, thus yielding a total of 1,475.9294 acres. The annexation tract is the site of the District's Water Treatment Plant No. 3.

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 and that Ordinance 2007-785 be repealed. Since the passage of this Ordinance, City Council has consented to the addition of 168.95 acres of land to the district. This statement is provided for informational purposes only.

Attachments

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

	REQUIRED AUTHORIZATION	20JZC528
Finance Department	Other Authorization:	Other Authorization:
	Stick	
	Andrew F. Icken	
	Deputy Director	
·	Planning & Development Services I	Div.



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CITY OF HOUSTON



Department of Public Works and Engineering Water District Consent Application Form

Application Assented as Complete (as because at 1)	PW&E) sovised 5/	12/20 200
Application Accepted as Complete (to be completed by I Application is hereby made for consent of the City of I acres to Fort Bend County MUD No. 25 under the pro	Houston to the \square creation/ \boxtimes	addition of 2.358
	Rese Attorney to	or the District
Attorney: Terrie L. Sechrist		
Address: 770 South Post Oak Lane, Suite 410, Houston, TX	Zip: <u>77056</u>	Phone: <u>713/395-4200</u>
Engineer: Chris Canonico		
Address: 3050 Post Oak Blvd., Suite 300, Houston, TX	Zip: <u>77056</u>	Phone: <u>713/423-7300</u>
Owners: Fort Bend County MUD No. 25	1	
Address: 18230 Old Richmond Road, Sugar Land, TX	Zip: <u>77478</u>	Phone: 281/277-0129
(If more than one owner, attach additional pag	• • •	n the District)
INSIDE CITY OUTSIDE CITY Survey Jesse H. Cartwright	ATION NAME OF COUNTY (S) <u>Fort E</u> Abstract <u>A-16</u>	<u>Bend</u>
Geographic Location: List only major streets, bayous or	r creeks:	
North of: <u>Highway 90</u>	East of: Highway 99	
South of: Boss Gaston Road	West of: <u>Highway 6</u>	
	TRICT DATA	
Total Acreage of District: 1473.5714	Existing Plus Proposed Lan	
Development Breakdown (Percentage) for tract bein	g considered for annexation	1:
Single Family Residential <u>0%</u>	Multi-Family Residential 0	<u>%</u>
Commercial <u>0%</u> Industrial <u>0%</u>	Institutional 100%	
Sewage generated by the District will be served by a : Γ	District Plant 🖂 Regions	al Plant 🗌
Sewage Treatment Plant Name: N/A		
NPDES/TPDES Permit No: <u>N/A</u>	TCEQ Permit No: N/A	



CITY OF HOUSTON



Department of Public Works and Engineering Water District Consent Application Form

Existing Capacity (MGD): N/A

Ultimate Capacity (MGD): N/A

Size of treatment plant site: N/A square feet/acres.

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

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

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

Total permitted capacity: N/A

MGD of (Regional Plant).

Name of District: N/A

MGD Capacity Allocation N/A

or property owner(s)

Name of District: N/A

MGD Capacity Allocation N/A

Water Treatment Plant Name: See attached

Water Treatment Plant Address: See attached

Well Permit No: See attached

Existing Capacity:

Well(s): N/A

GPM

Booster Pump(s): N/A

GPM

Tank(s): N/A

MG

Ultimate Capacity:

Well(s): N/A

GPM

Booster Pump(s): N/A

GPM

Tank(s): N/A

MG

Size of Treatment Plant Site: N/A

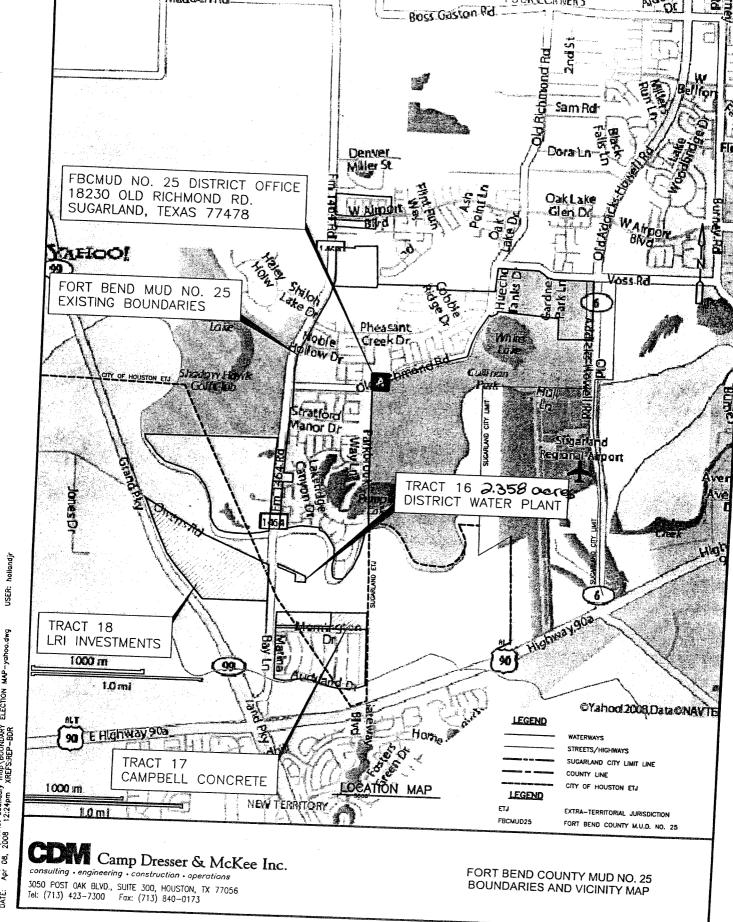
square feet/acres.

Comments or Additional Information: The land to be annexed is the site of the District's

Water Plant No. 3.

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2



FOURCCRNERS

Madden Rd

S:\30127\district boundary map\BOUNDARY ELECTION MAP-yahoo.dwg Apr 08, 2008 12:24pm XREFS:REP-BDR

TO: Mayor via City Secretary REQUEST FOR CO	UNCIL ACTION			
SUBJECT: Petition for the City's consent to the addition of land to Grant Road Public Utility District (Key Map No. 368-G)		Page 1 of 1	Agenda Item	
			26	
FROM (Department or other point of origin):	Origin	ation Date	Agenda Date	
Department of Public Works and Engineering	10	- 28-09	NOV 1 0 2009	
DIRECTOR'S SIGNATURE	Counc	Council District affected:		
Michael S. Marcotte, P.E., D.WRE, BCEE	"ETJ"			
Wilchael S. Marcotte, P.E., D.WRE, BCEE				
For additional information contact:	1	Date and identification of prior authorizing		
Ann Marie Stone Sheridan, P.E.	Counc	il action:		
Supervising Engineer (713) 837-9142				
RECOMMENDATION: (Summary)				
The petition for the addition of 29.44 acres of land to Grant Road Public Utility District be approved.				
Amount and Source of Funding:				
NONE REQUIRED				

SPECIFIC EXPLANATION:

Grant Road Public Utility District has petitioned the City of Houston for consent to add 29.44 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 Huffmeister, Little Cypress Creek, Kluge Road and Eldridge Parkway. The district desires to add 29.44 acres, thus yielding a total of 543.3794 acres. The district is served by the Grant Road Public Utility District Sanitary Sewer Plant. The nearest major drainage facility for Grant Road Public Utility District is Cypress Creek which flows into Spring Creek and then 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	20UPA18
Finance Department	Other Authorization: Andrew F. Icken Deputy Director Planning & Development Services	Other Authorization:



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CITY OF HOUSTON



Department of Public Works and Engineering Water District Consent Application Form



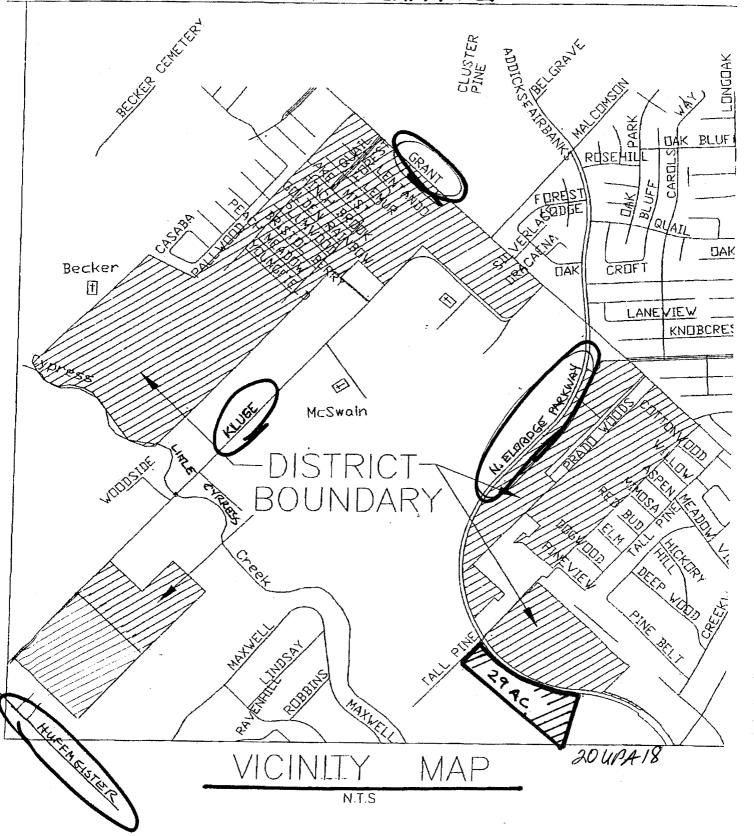
. I. A. manual 12 = 1, 4 *	to the same of the
Application Accepted as Complete (to be completed by PW&E)	
Application is hereby made for consent of the City of Houston to thecreation/acres to Grant Road P.U.D. under the provisions of 54.061 & 49.301 Texas Way	['] ⊠addition of <u>29.44</u> ter Çode.
Attorne	Vallace by for the District
Attorney: John R. Wallace, Bacon & Wallace, L.L.P.	,
Address 6363 Woodway S. J. 900	
Engineer: Jim Roberts, P.E., Lippke, Cartwright & Roberts	Phone: <u>713-739-1060</u>
Address: 7322 Southwest France G : 4747	
Owners: Joe Watson, Parc Lake Estates on Eldridge, Ltd.	Phone: <u>713-800-5300</u>
Address: 2114 Fountainnian Coit 215	
(If more than one owner, attach additional page. List all owners of property wi	Phone: <u>713-621-0010</u>
LOCATION	thin the District)
Survey John H. Callahan OUTSIDE CITY NAME OF COUNTY (S) Have Abstract A-10	<u>rris</u>
Geographic Location: List only major streets, bayous or creeks:	
North of: <u>Huffmeister</u> East of: <u>Kluge Road</u>	
South of: <u>Little Cypress Ck. K111-00-00</u> West of: <u>Eldridge Parkwa</u>	<u>ay</u>
Total Acres of District DATA	
Existing Plus Proposed L	and <u>543.3794</u>
Development Breakdown (Percentage) for tract being considered for annexati	ion:
Single Family Residential 100% Multi-Family Residential	
Commercial Industrial Institutional	
Sewage generated by the Digtriot will be	onal Plant [
Sewage Treatment Plant Name: Grant Road PUD Sanitary Plant	
NPDES/TPDES Permit No: WQ0011887001 TCEQ Permit No: n/a	

1

Department of Public Works and Engineering Water District Consent Application Form

Existing Capacity (MGD): 0.310	Ultimate Capacity (MGD): 0.31	0
Size of treatment plant site: 0.56 square feet/ac		<u>o</u>
If the treatment plant is to serve the District on	y, indicate the permitted capacity of the pl	ant: 0.310 MGD.
If the treatment plant is to serve other Districts capacity of the plant. List all Districts served, o	or properties (i.e. regional) please indicate	e total nermitted
(If more than two Districts – attach additional p		•
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: <u>Lake Mist Water</u>	Plant	
Water Treatment Plant Address: 12834 Lake M	ist, Cypress, TX 77429	
Well Permit No: <u>121785</u>		
Existing Capacity:		
	Well(s): <u>802</u>	GPM
	Booster Pump(s): <u>1750</u>	GPM
	Tank(s): <u>0.500</u>	MO
Ultimate Capacity:	Well(s): <u>802</u>	GPM
	Booster Pump(s): 1750	GPM
	Tank(s): <u>0.500</u>	MC
Size of Treatment Plant Site: <u>0.40</u>		square feet/acres.
Comments or Additional Information:		
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GRANT ROAD PUBLIC UTILITY DISTRICT
ADD 29.44 AC



SUBJECT: Ordinance designating the 1100 block of Tabor Street, east and west sides, between Pittunan and Mathis Avenues as a Special Building FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department DIRECTOR'S SIGNATURE: For additional information contact: Kevin Calfee Phone: 713.837.7768 Date and identification of prior authorizing Council District affected: H Council District affected: H RECOMMENDATION: (Summary) Approval of an ordinance designating the 1100 block of Tabor Street, east and west sides, between Pittman and Mathis Avenues as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 15'-0" special building line. SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of Support from owners of 58% of the area. Notification was mailed to cleven (11) property owners indicating that the special building line requirement area application had been made. The notification further stated that written protects could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area xe: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Debard McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Finance Director: Other Authorization: Other Authorization:	TO: Mayor via City Secretary R	EQUEST FOR COUNCIL ACTION					
and west sides, between Pittman and Mathis Avenues as a Special Building # 1 of # 27 FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department DIRECTOR'S SIGNATURE: Council District affected: H For additional information contact: Nevin Calice Phone: 713.837.7768 Date and identification of prior authorizing Council action: N/A RECOMMENDATION: (Summary) Approval of an ordinance designating the 1100 block of Tabor Street, east and west sides, between Pittman and Mathis Avenues as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 15'-0" special building line. Amount and Source of Funding: SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of \$8% of the area. Notification ass a malled to cleven (11) property owners indicating that the special building line requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area XC: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering Gary Bridges, Public Works and Engineering	SUBJECT: Ordinance designating the 1100 block of Tabor Street, east Category						Agenda Item
FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department DIRECTOR'S SIGNATURE: Makew A. Baywa For additional information contact: Revin Calfee Phone: 713.837.7768 Council District affected: H Date and identification of prior authorizing Council action: N/A RECOMMENDATION; (Summary) Approval of an ordinance designating the 1100 block of Tabor Street, east and west sides, between Pittman and Mathis Avenues as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 15'-0" special building line. Amount and Source of Funding: SPECIFIC EXPLANATION; In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of 58% of the area. Notification was mailed to cleven (11) property owners indicating that the special building line requirement area application in the special building line requirement area application had been made. The notification further stated that written protest could be filed with the Planming and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area XE: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Miehel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering Gary Bridges, Public Works and Engineering	and west sides, between Pittman	and Mathis Avenues as a Special Bui	cial Building #				
Marlene I., Gafrick, Director Planning and Development Department DIRECTOR'S SIGNATURE: DIRECTOR'S SIGNATURE: For additional information contact: Kevin Calice Phone: 713.837.7768 Date and identification of prior authorizing Council action: N/A RECOMMENDATION: (Summary) Approval of an ordinance designating the 1100 block of Tabor Street, cast and west sides, between Pittman and Mathis Avenues as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 15'-0" special building line. Amount and Source of Funding: SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision intitated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of 58% of the area. Notification was mailed to eleven (11) property owners indicating that the special building line requirement area application had been made. The notification turther stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area xe: Marty Stein, Agenda Director Anna Russell, City Secretary Arture G. Michel, City Attorney Deborah McAbee, I and Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering Gary Bridges, Public Works and Engineering	Line Requirement Area					\mathcal{L}'	
Marlene I., Gafrick, Director Planning and Development Department DIRECTOR'S SIGNATURE: DIRECTOR'S SIGNATURE: For additional information contact: Kevin Calice Phone: 713.837.7768 Date and identification of prior authorizing Council action: N/A RECOMMENDATION: (Summary) Approval of an ordinance designating the 1100 block of Tabor Street, cast and west sides, between Pittman and Mathis Avenues as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 15'-0" special building line. Amount and Source of Funding: SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision intitated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of 58% of the area. Notification was mailed to eleven (11) property owners indicating that the special building line requirement area application had been made. The notification turther stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area xe: Marty Stein, Agenda Director Anna Russell, City Secretary Arture G. Michel, City Attorney Deborah McAbee, I and Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering Gary Bridges, Public Works and Engineering	FROM (Department or other p	oint of origin):	Origin	Agenda Date			
DIRECTOR'S SIGNATURE: Maleur L. Majure L. Majure L. May Council District affected: H.					rigenua Date		
DIRECTOR'S SIGNATURE: Make	Planning and Development Depart	rtment				1661	. 1 A 2000
Finance Budget: SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of Support from owners of 158% of the requirement area application includes written evidence of support from owners of 58% of the area. The hostification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area XEC: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering REQUIRED AUTHORIZATION	DADECTORIS					NU	A T A 7002
RECOMMENDATION: (Summary) Approval of an ordinance designating the 1100 block of Tabor Street, east and west sides, between Pittman and Mathis Avenues as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 15'-0" special building line. Amount and Source of Funding: SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of 58% of the area. Notification was mailed to eleven (11) property owners indicating that the special building line requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Evelopment Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area xc: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering Gary Bridges, Public Works and Engineering	/			il District affe	ected:		
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RECOMMENDATION: (Summary) Approval of an ordinance designating the 1100 block of Tabor Street, east and west sides, between Pittman and Mathis Avenues as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 15'-0" special building line. Amount and Source of Funding: SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of \$8% of the area. Notification was mailed to eleven (11) property owners indicating that the special building line requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area XC: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering Gary Bridges, Public Works and Engineering						rior a	uthorizing
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and west sides, between Pittman and Mathis Avenues as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 15'-0" special building line. Amount and Source of Funding: SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of 58% of the area. Notification was mailed to eleven (11) property owners indicating that the special building line requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area xc: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering Gary Bridges, Public Works and Engineering	RECOMMENDATION: (Summ	nary) Approval of an ordinance de	signati	ng the 1100 b	lock of	Tabor	r Street, east
Amount and Source of Funding: Finance Budget:	and west sides, between Pittman	ı and Mathis Avenues as a Special	Buildir	ig Line Requi	rement	Area	, pursuant to
Source of Funding: SPECIFIC EXPLANATION: In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 6, Block 101 of the Brooke Smith Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of 58% of the area. Notification was mailed to eleven (11) property owners indicating that the special building line requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. It is recommended that the City Council adopt an ordinance establishing a 15'-0" Special Building Line for the area. MLG:md Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area xc: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering Gary Bridges, Public Works and Engineering	Chapter 42 of the Code of Ordin	nances, and establishing a 15'-0" s	pecial b	uilding line.			, ,
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Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area xc: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering REQUIRED AUTHORIZATION	Commission.						
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Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area xe: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering	MLG:md						
xc: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering REQUIRED AUTHORIZATION							
xc: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering REQUIRED AUTHORIZATION	Attachments: Planning Director	's Approval, Special Building Line R	eguirer	nent Annlicati	on & Pe	etition	Evidence of
Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering REQUIRED AUTHORIZATION	Support, Map of the Area	71 , 1		политринови	011 66 1 6	,	, Evidence of
Anna Russell, City Secretary Arturo G. Michel, City Attorney Deborah McAbee, Land Use Division, Legal Department Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering REQUIRED AUTHORIZATION							
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Linda Tarver, Public Works and Engineering Gary Bridges, Public Works and Engineering REQUIRED AUTHORIZATION							
Gary Bridges, Public Works and Engineering REQUIRED AUTHORIZATION							ļ
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Finance Director: Other Authorization: Other Authorization:			TION				
	Finance Director:	Other Authorization:		Other Autho	rization	n:	

Special Building Line Requirement Area No. 160 Planning Director's Approval

Planning Director Evaluation:

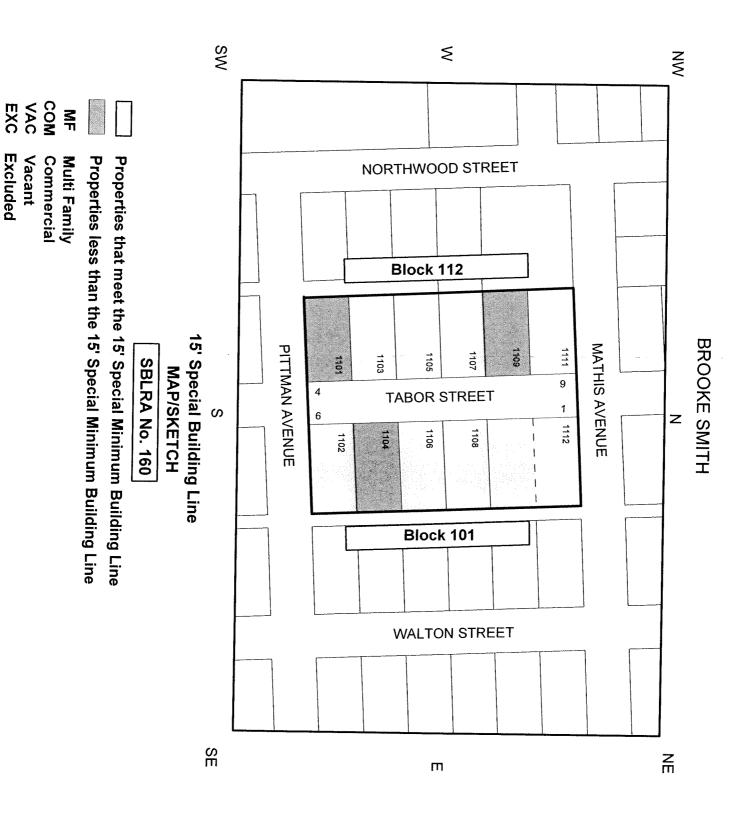
Satisfies	Does Not Satisfy	Criteria
Х		SBLRA includes all property within at least one block face and no more than two opposing block faces;
		The application is for the 1100 block of Tabor Street, east and west sides.
X		More than 60% of the proposed SBLRA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;
		100% of the proposed application area is developed with not more than two SF residential units per property.
X		Demonstrated sufficient evidence of support;
		Petition signed by owners of 58% of the SBLRA.
X		Establishment of the SBLRA will further the goal of preserving the building line character of the area; and,
		A minimum building line of 15 ft exists on nine (9) properties in the blockface.
X		The proposed SBLRA has a building line character that can be preserved by the establishment of a special building line, taking into account the age of the neighborhood, the age and architectural features of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.
		The subdivision was platted in 1905. The houses mostly originate from the 1920's. The establishment of a 15 ft minimum building line will preserve the building line character of the area.

The minimum building line for this application was determined by finding the current building line that represents a minimum standard for at least 70% of the application area.

Nine (9) out of twelve (12) developed properties (representing 75% of the application area) have a building line of at least fifteen (15) feet.

The Special Building Line Requirement Area meets the criteria.

Marlene L. Gafrick, Director Date



Excluded

TO: Mayor via City Secretary RI	EQUEST FOR COUNCIL ACTION				
SUBJECT: Ordinance designating the 700 block of Le Green Avenue, north and south sides, between Hall Place and Beverly Street as a Special #				Page	Agenda Item
Minimum Lot Size Area	ce and Beverly Street as a Special	ecial #		1 of	- # 900
				<u> </u>	
FROM (Department or other po	oint of origin):		ation Date	Agei	nda Date
Marlene L. Gafrick, Director Planning and Development Depar	tunant	10/19/2	009	817	u 4 / A 2666
Training and Development Depar	iment			NU	V 1 0 2009
DIRECTOR'S SIGNATURE:		Counci	l District aff	ected:	
<u>U</u>		Н	i District arr	cereu.	
Marley A. For additional information cont	Squel				
1	ı			ion of prio	r authorizing
Pho	one:713.837.7768	Counci	l action:N/A		
RECOMMENDATION: (Summ	nary) Approval of an ordinance de	signatin	g the 700 blo	ock of Le G	Freen Avenue.
north and south sides, between 1	Hall Place and Beverly Street as a	Special	Minimum L	ot Size Are	ea, pursuant to
Chapter 42 of the Code of Ordin	nances, and establishing a special r	minimuı	m lot size of	5,000 squar	re feet.
Amount and				Finance I	Budget:
Source of Funding:					
SPECIFIC EXPLANATION: In	accordance with Section 42-194 of	the Coc	le of Ordinan	ces, the pro	perty owner of
of Lot 70 of the Ridgewood Subdi	vision initiated an application for the	e design	ation of a spe	cial minimu	um lot size area.
The application includes written e	vidence of support from the owners	of 65%	of the area. N	Votification	was mailed to
further stated that written protest a	that the special minimum lot size are	rea appli	cation had be	en made. T	The notification
mailing. Since no protests were fi	ould be filed with the Planning and led, no action was required by the H	Develop Jouston F	ment Departi Planning Com	nent Within	thirty days of
l l	ied, no denon was required by the fi	iousion i	laining Con	umssion.	
It is recommended that the City Co	ouncil adopt an ordinance establishir	ng a Spe	cial Minimun	n Lot Size o	of 5,000 sf for
the area.		•			,
MCI					
MLG:kw					
Attachments: Planning Director	's Approval, Special Minimum Lot S	Siza Ann	diantion Exic	longo of our	amout Man aftha
area	5 Approvar, Special William Lot 2	size App	oncauon, Evic	ience of suf	pport, Map of the
xc: Marty Stein, Agenda Directo					
Anna Russell, City Secretary					
Arturo G. Michel, City Attor					
Detotal MeAdee, Land Use	Division, Legal Department				
	REQUIRED AUTHORIZA	ATION			
Finance Director:	Other Authorization:	····	Other Author	rization:	
	omei munui Lanon.		Just Autil	vi izauvii;	
					İ

Finance 011.A REV. 3/94 7530-0100403-00

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Special Minimum Lot Size Area No. 316 Planning Director's Approval

Planning Director Evaluation:

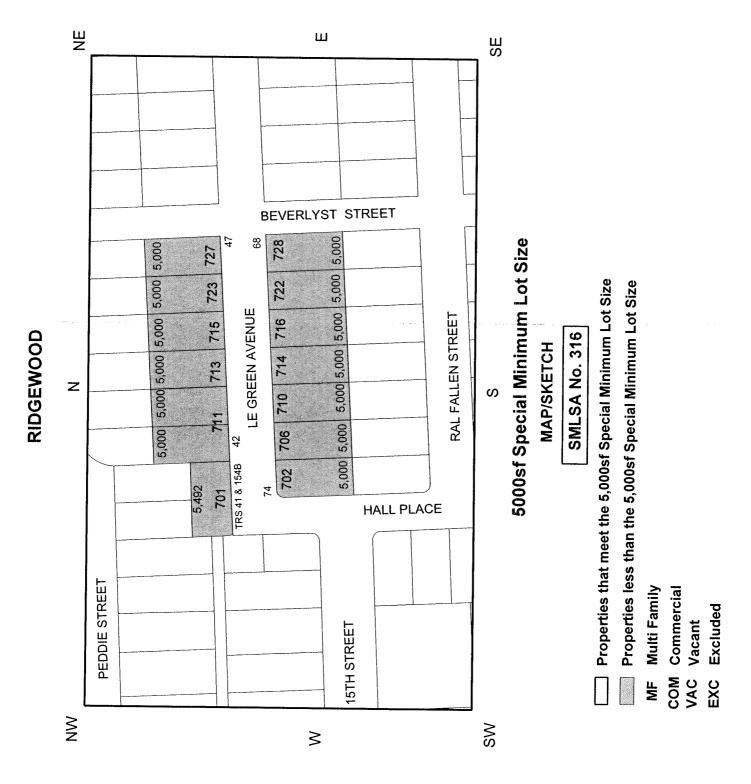
Satisfies	Does Not Satisfy	Criteria
X		SMLSA includes all property within at least one block face and no more than two opposing block faces;
		The application is for the 700 block of Le Green Avenue, north and south sides
X		At least 60% of the proposed SMLSA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;
		100% of the proposed application area is developed with not more than two SF residential units per property.
X		Demonstrated sufficient evidence of support;
		Petition signed by owners of 65% of the SMLSA.
Х		Establishment of the SMLSA will further the goal of preserving the lot size character of the area; and,
		A minimum lot size of 5,000 sq ft exists on fourteen (14) lots in the blockface.
X		The proposed SMLSA has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.
		The subdivision was platted in 1922. The houses mostly originate from the 1920's. The establishment of a 5,000 sf minimum lot size will preserve the lot size character of the area.

The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.

Fourteen (14) out of fourteen (14) lots (representing 100% of the application area) are at least 5,000 square feet in size.

The Special Minimum Lot Size Area meets the criteria.

Marlene h. Safrick 10/14/09 Marlene L. Gafrick, Director Date



	FOR COUNCIL AC				
SUBJECT: Grazing License Agreement between the Terry McDonald – George Bush Intercontinental Airpo	e City of Houston and ort/Houston (IAH).		Category #	Page 1 of 2	Agenda Iten #
FROM (Department or other point of origin):			ion Date	Agenda	Date
Houston Airport System		-	28, 2009		
DIDECTORIO GIOVATURE A					V 1 0 2009
DIRECTOR'S SIGNATURE: Am Lace		Council	District affect B	eted:	
For additional information contact: Janet Schafer Phone: 281/233-1796 James Valenta 281/233-1828	6 3	Council		·	authorizing
AMOUNT & COURCE OF FUNDING			(O) 2009-000		
AMOUNT & SOURCE OF FUNDING: N/A	1 1/2	rior app N/A	oropriations:		
Airport/Houston (IAH). SPECIFIC EXPLANATION: In January 2009 the Houston Airport System (HAS) en 43.35 acres of land along Will Clayton Boulevard. \$10,000.00 per year in property maintenance costs as generating rental income. HAS has now identified tw grazing program could save HAS additional propert deficiencies wherein the cost to remedy exceeds the faremedy all fencing deficiencies at no cost to HAS in eclear zones or tracts designated for the future expansion	As anticipated, the ssocieted with mowing additional tracts of ty maintenance costs air market grazing valual exchange for the	ne agreeing and fairport s. The lue; howe grazin	ment is saving the contract of the contracts have tracts have tracts have tracts.	ng HAS a e repairs, i laced unde lave signif McDonald	pproximately in addition to er a rotational icant fencing has agreed to
The pertinent terms and conditions of the Grazing Lice			::		
Tract A Premises:					
 Approximately 60 acres of vacant Map 334Z). This tract of land se grasses and 60% forest. 	land fronting on FM erves as runway clea	1 1960 v ar zone	west of Foxwand is appro	vood Fores ximately 4	t Blvd. (Key 0% grazable
Tract B Premises:					
 Approximately 18.87 acres of vaca This tract of land is in reserve for fu 					Map 335W).
)	ED AUTHORIZATION	N.			1.14
Finance Department: Other Author			Other Author	rization:	

Date October 28, 2009	Subject: Grazing License Agreement between the City of Houston and Terry McDonald – George Bush Intercontinental Airport/Houston (IAH).	Originator's Initials JAV	Page 2 of 2
Term:	Seven (7) years from the date of countersignature by the City terminated in accordance with the License Agreement.	y Controller, unle	ess soone
Rent:	HAS will provide approximately 78.87 acres of land for livestock gra \$4,105.08 over a seven (7) year term in equal exchange for Licensee prorepairs valued at an estimated \$6,266.88. The rent is based upon a fair new year, as determined from comparable area grazing leases. Licens fence maintenance over the term of the License Agreement.	oviding upfront fend narket rate of \$12.0	ce and gat
Insurance:	Licensee shall indemnify and hold the City harmless and shall provide the limits as stated in the License Agreement.	ne required insuranc	ce in the

REQUEST FOR COUNCIL ACTION

Professional Services with Derek Consulting Group, Inc. for the Houston A System, Project No. 409F (WBS #A-000138-0013-3-01, Contract No. 4600)	Airport	Category #	Page 1 of 1	Agenda Item # 30
FROM (Department or other point of origin):	Origination D	ate A	genda Da	te
Houston Airport System	September 24	, 2009	MOV 1	0 2009
DIRECTOR'S SIGNATURE: Am (Elgalia)	Council Distr B, E, I	ict affected	d:	
For additional information contact: Frank M. Haley, Jr. Lisa Kent A 281/233-1835 281/233-1971	Date and idea Council action 03/21/07 (O) 2	n:	of prior a	uthorizing
AMOUNT & SOURCE OF FUNDING: CIP # A-0138.66 \$3,500,000.00 Airports Improvement Fund (8011) \$ 13,000.00 HAS Revenue Fund (8001) FY10 \$2,500,000.00 HAS Revenue Fund (8001) (Out Years) \$6,013,000.00 Total	Prior appropries \$2,500,000.00 \$ 458,000.00 \$ 3,592,000.00 \$ \$6,550,000.00)Arpt In)HAS R <u>)</u> HAS R	tevenue Fu	and (8001)
RECOMMENDATION: (Summary) Enact an ordinance to approve a Supplemental Allocation to a Contract wi Technology Professional Services for the Houston Airport System (HAS) the cost of these services.	ith Derek Consu and appropriating	lting Group	o, Inc. for l	Informations to finance
SPECIFIC EXPLANATION: On March 21, 2007, City Council approved a (DCG) for Information Technology Professional Services for the Houston at three years with two one-year options. DCG has provided IT planning, promanagement and support of specific areas of information systems and technology Planning, Program/Project Management Oversigh Development/Support and Business Process Improvements. DCG has proven than \$60,000,000,000,000,000,000,000,000,000,	Airport System (ogram/project ma nology. Specific it, Technology D vided these service	(HAS). The anagement as services had besign Services in supposes in suppose in suppose in supposes in suppose in su	e contract and technical ave includices, Applications of capital	was for cal led ications tal

its totaling more than \$60,000,000.00 and numerous other airport operations and maintenance (O&M) projects. It was anticipated that supplemental allocations would be requested based on evolving project scheduling and budgeting.

HAS is now requesting supplemental funding in the amount of \$6,013,000.00 to provide IT Design and Project Management/Construction Management services in support of various capital and O&M projects during the remainder of the contract term. Ongoing and planned projects involving services under this contract include the design of the Consolidated Communications Center, Access Control System upgrades and new installations, Closed Circuit TV modifications, support in design for Explosive Detection System (EDS) Baggage Handling System (BHS) projects, and security systems modifications.

	REQUIRED AUTHORIZATION	185-CW-409F Supp Allocation	Ma
Finance Department:	Other Authorization:	Other Authorization:	4

Date v September 24, 2009	Technology Pro for the Houston	emental Allocation to a Contract for Information of the services with Derek Consulting Group, Inc. Airport System, Project No. 409F (WBS #A-000138-tract No. 4600007730).	Originator's Initials LK	Page 2 of 2		
certified firms:		goal for this contract is eighteen percent (18%) and will Type of Work	be met by the foll	owing		
	rm					
4b Technology C Advarion Incorp		Computer Systems Design & Management Computer Programming Services				
		Computer System Design & Programming				
Complete Solutions, Inc. Ferguson Consulting, Inc.		Engineering Services				
ManageTech, LI	-	Computer Consulting Services				
This participation p	lan has been revie	nc. is achieving 18.3% M/WBE participation on an 18.09 wed and approved by HAS Small Business and Contract ed and has approved this matter.		ce.		

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Construction Contract with W.W. Webber, LLC for the Rehabilitation of Runway 4-22 and Taxiway "C" at William P. Hobby A (HOU) Project No. 462; (WBS# A-000542-0002-4-01, WBS# A-000542-02, WBS# A-000542-0002-4-03)	Airport 2-0002-	Category #7	Page 1 of 2	Agenda Item #
FROM (Department or other point of origin):	Originat	ion Date	Agenda [Date
Houston Airport System		16, 2009		1 0 2009
DIRECTOR'S SIGNATURE: Am	Council	District affector	ed:	
For additional information contact: John Silva Robert Bielek Phone: 281-233-1925 281-233-1941	Date and Council None	l identification action:	of prior au	ıthorizing
AMOUNT & SOURCE OF FUNDING: CIP No. A-0542.05 \$ 8,002,067.00 FAA Grant (8000) CIP No. A-0542.05 \$ 2,852,000.00 HAS-Bd 2000B NAMT (8008) CIP No. A-0542.05 \$ 668,909.87 HAS-Consd 2001 NAMT (8202) Total \$11,522,976.87 RECOMMENDATION: (Summary)	Prior app None	oropriations:		

Enact an ordinance to award a construction contract to W.W. Webber, LLC and appropriate the necessary funds to finance

PROJECT LOCATION: Runway 4-22 and Taxiway "C" at William P. Hobby Airport (HOU)

PROJECT SUMMARY: This project consists of rehabilitation of Runway 4-22 and Taxiway "C" at HOU. The rehabilitation will include full depth demolition and reconstruction of the honeycombed concrete pavement on Runway 4-22 (approximately 1,000 feet long by 150 feet wide on the south end of the runway, and 800 feet long by 150 feet wide on the north end of the runway); storm drainage repair from each runway end to the reconstruction limits, as outlined in the draft Drainage Master Plan in the Runway Safety Area for Runway 4-22; joint sealing, crack sealing, spalled concrete repair and electrical repair in the remaining sections of Runway 4-22 that are not going to be reconstructed; reconstruction of the existing service road on the north side of the airport (from Taxiway "Y" to Southwest Hangar Facility); removal and replacement of airfield lighting fixtures, electrical cables, conduits, light cans and other electrical components as affected by the demolition and reconstruction of the honeycombed concrete pavement; and removal of Taxiway "C" asphalt pavement to be replaced with concrete pavement.

The Contract term is 160 days. Design documents were prepared by Reynolds, Smith and Hills, Inc.

BIDS DATE: Bids received on June 25, 2009 were as follows:

BASE BIDS

1. W.W. Webber, LLC

the cost of this project.

\$10,669,423.03

2. SER Construction Partners, Ltd.

\$10,993,231.50

ENGINEERING SERVICES TESTING CONTRACT: Engineering and testing services will be provided by Geotest Engineering under Contract No. C73219.

	REQUIRED AUTHORIZATION		NOT
Finance Department:	Other Authorization:	Other Authorization:	.,,,,

Date October 16, 2009	Subject: Construction Contract with W.W. Webber, LLC for the Rehabilitation of Runway 4-22 and Taxiway "C" at William P. Hobby Airport (HOU) Project No. 462; (WBS# A-000542-0002-4-01, WBS# A-000542-0002-4-02, WBS# A-000542-0002-4-03)	Originator's Initials BS	Page 2 of 2	
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PROJECT COST: The total amount to be appropriated for this contract is as follows:

\$10,669,423.03	Construction Services
\$ 533,471.15	5% Construction Contingency
\$ 320,082.69	3% Engineering Testing Services
\$11,522,976.87	TOTAL APPROPRIATION

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.

DBE PARTICIPATION: The Disadvantage Business Enterprise (DBE) goal for this contract is 20.01% and will be met by the following certified firms:

Firm	Type of Work	Amount	%
Airport Lighting System, Inc.	Electrical Supply	\$ 635,965.00	5.96 %
Rozco Contracting, Inc.	Earthwork Concrete Paving	<u>\$1,558,346.13</u>	14.60 %
	Total	\$2,194,311.13	20.56 %

This participation plan has been reviewed and approved by the HAS Small Business and Contract Compliance Office.

<u>FAA AIP Grant Programs and PFC:</u> This project may be eligible for federal funding through the FAA's AIP program. It may also be eligible for Passenger Facility Charge (PFC) funding. Appropriate fund source adjustments will be made in the future if alternative funding becomes available.

REQUEST FOR COUNCIL ACTION

HCD09-144a

R

*			09- TI	hai Xuan ˈ	Village
SUBJECT: An ordinance authorizin Thai Xuan Village Condominium Ov Xuan Village exterior-front facing Br	ners Association to improve	Grant to the Thai	Category #	Page <u>1</u> of <u>1</u>	Agenda Item # 32
FROM (Department or other point of	origin):	Origina	tion Date:	Agenda I	Date:
Richard S. Celli, Director Housing and Community Development	ent Department	10	0/23/09	M	OV 1 0 2009
DIRECTOR'S SIGNATURE:	MOHSON,	Counci	I District affe District "I"	ected:	
For additional information contact: Phone:	Donald H. Sampley 713-868-8458		d identificat l action: No		or authorizing
RECOMMENDATION: (Summary)					
The Department recommends app Condominium Owners Association t	roval of an ordinance auth o improve the Thai Xuan Villa	orizing a age exterio	\$250,000 G r-front facin	Grant to T g Broadwa	hai Xuan Village ay Street.
Amount of Funding: \$250,000				Finance	Budget:
SOURCE OF FUNDING []	General Fund [] Gra	ant Fund	[]	Enterprise	e Fund
[X] Other (Specify) TIRZ Affordable SPECIFIC EXPLANATION:	Housing Fund No. 2409				
years old, has approximately 339 units to \$11,000. The \$250,000 in TIRZ fund Street. The overall scope of work to Thai Xuan wrought iron fence and associated bridlinear feet of 6' high wood picket fencir front Broadway Boulevard. The estimated of Houston will promote redevelops affordable housing in the area. The Department recommends approve Condominium Owners Association to i	Village will include the removal ck columns located along Broated located along the rear of the ted cost of these improvements ment in the area. The expenditual of an ordinance authorizing a	and replace and replace and replace and to site; and to site \$250,00 are of these	ement of appevard; replace repair 38 base of the control of the co	exterior-fror proximately cement of a alconies or It of these i ntinue to all the City to	nt facing Broadway 1,000 linear feet of approximately 500 in the buildings that improvements, the low the provision of
Sources of Funds: City – TIRZ Funds (2409)	\$250,000				
Uses of Funds: Broadway Exterior Street Balconies (38) Fencing Accounting Subtota Conting Total estimated	76,700 3,000 \$206,700 ency 43,300				
RC:DS:AP:jt					
C: CSC, CTR, FIN, LGL, MYR					
	REQUIRED AUTHORIZA	TION			
Finance Director:	Other Authorization:		Other Au	uthorizatio	n:

REQUEST FOR COUNCIL ACTION

HCD09-156

SUBJECT: An ordinance to modify the Land-Use Restriction Agreement and the Land Agreement between the City of Houston and Little York Villas, L.P. FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department DIRECTOR'S SIGNATURE:
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department DIRECTOR'S SIGNATURE: DIRECTOR'S SIGNATURE: DIRECTOR'S SIGNATURE: DIRECTOR'S SIGNATURE: DIRECTOR'S SIGNATURE: DIRECTOR'S SIGNATURE: District B' For additional interpretation contact: Donald Sampley Phone: 713-868-845 RECOMMENDATION: (Summary) The Department recommends approval of an Ordinance authorizing a modification to the Land-Use Restriction Agreement and to the Loan Agreement between the City of Houston and Little York Villas, L.P. Amount of Funding: No additional funding SOURCE OF FUNDING DISTRICT SIGNATURE: SOURCE OF FUNDING DISTRICT SIGNATURE: District Fund District B' Finance Budget: SOURCE OF FUNDING DISTRICT SIGNATURE: SPECIFIC EXPLANATION: Uses of Funds: The Little York Villas Apartments project is located at 3111 West Little York Street (in the Acres Homes Area), Houston, TX 77091. The 128-unit complex currently has 103 units restricted for low or very-low income families. The Ordinance will: Approve decreasing the restricted units from 103 units to the HOME requirement of 6 HOME-restricted units and provide for a twenty-year affordability period. Three (3) two-bedroom units will be rented to very-low income tenants at or below 50% of Area Median Income, and three (3) three-bedroom units will be rented to very-low income tenants at or below 50% of Area Median Income. Little York Villas Apartments' reduction in restricted units is based on the total project development costs in comparison with the \$441,600 incurred in City funds. Reduction will bring the project incline with the current City of Houston Housing and Community Development Department's policy. Reduction in downward pressure on cash flow will occur. This loan is a Net Cash Flow loan and makes no payments under current status. The project, which was completed in 2005, is well-maintained and currently has an occupancy percentage of 98%. The project is consistent with the City of Houston Consolidated Plan. The Department
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For additional Interprétion contact: Donald Sampley Phone: 713-868-845b Date and identification of prior authorizing Phone: 713-868-845b Council action: 2004-0977-6/2/04 RECOMMENDATION: (Summary) The Department recommends approval of an Ordinance authorizing a modification to the Land-Use Restriction Agreement and to the Loan Agreement between the City of Houston and Little York Villas, L.P. Amount of Funding: No additional funding SOURCE OF FUNDING [] General Fund [] Grant Fund [] Enterprise Fund [X] HOME SPECIFIC EXPLANATION: Uses of Funds: The Little York Villas Apartments project is located at 3111 West Little York Street (in the Acres Homes Area), Houston, TX 77091. The 128-unit complex currently has 103 units restricted for low or very-low income families. The Ordinance will: Approve decreasing the restricted units from 103 units to the HOME requirement of 6 HOME-restricted units and provide for a twenty-year affordability period. Three (3) two-bedroom units will be rented to very-low income tenants at or below 50% of Area Median Income, and three (3) three-bedroom units will be rented to very-low income tenants at or below 50% of Area Median Income. Little York Villas Apartments' reduction in restricted units is based on the total project development costs in comparison with the \$441,600 incurred in City funds. Reduction will bring the project into line with the current City of Houston Housing and Community Development Department's policy. Reduction in downward pressure on cash flow will occur. This loan is a Net Cash Flow loan and makes no payments under current status. The project, which was completed in 2005, is well-maintained and currently has an occupancy percentage of 98%. The project is consistent with the City of Houston Consolidated Plan. The Department recommends approval. RSC:DS:jjh CC: Finance Department City Controller City Secretary Legal Department
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The Little York Villas Apartments project is located at 3111 West Little York Street (in the Acres Homes Area), Houston, TX 77091. The 128-unit complex currently has 103 units restricted for low or very-low income families. The Ordinance will: Approve decreasing the restricted units from 103 units to the HOME requirement of 6 HOME-restricted units and provide for a twenty-year affordability period. Three (3) two-bedroom units will be rented to very-low income tenants at or below 50% of Area Median Income, and three (3) three-bedroom units will be rented to very-low income tenants at or below 50% of Area Median Income. Little York Villas Apartments' reduction in restricted units is based on the total project development costs in comparison with the \$441,600 incurred in City funds. Reduction will bring the project into line with the current City of Houston Housing and Community Development Department's policy. Reduction in downward pressure on cash flow will occur. This loan is a Net Cash Flow loan and makes no payments under current status. The project, which was completed in 2005, is well-maintained and currently has an occupancy percentage of 98%. The project is consistent with the City of Houston Consolidated Plan. The Department recommends approval. RSC:DS:jjh CC: Finance Department City Controller City Secretary Legal Department
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REQUIRED AUTHORIZATION
inance Director: Other Authorization: Other Authorization:

TO: Mayor via City Secretary	REQUEST FO	OR COUNCIL			30 M
SUBJECT: An Ordinance appropr Housing Fund to support the deve housing in Trinity Gardens and Fo families.	lopment of affordab	le single-family	ble Category	TIRZ / (Page 1 of 1	Agenda Item#
FROM (Department or other point of	of origin):	1	Origination Date:	Agenda	Date:
Housing and Community Develop	ment Department		10/30/09	N	OV 1 0 2009
DIRECTOR'S SIGNATURE:) Richard S. Celli, Director	Ell sall		Council District aft "B" "I"	ected:	
For additional information contact: Phone:	Christon Butler 713-837-7693	I	Date and identific Council action:	cation of p	orior authoriz
The Department recommends app to support the development of affor income families.	roval of an Ordinanc dable single-family h	e appropriating nousing in Trinit	ງ funds from the TI y Gardens and Foເ	urth Ward f	or low to mod
Amount of Funding: \$620,000 SOURCE OF FUNDING] General Fund	[] Grant		Finance Enterpris	Budget:
SPECIFIC EXPLANATION: The Department recommends and	royal of an Onding				
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REQ	UEST FOR COUN	CIL ACTION			
To: Mayor via City Secretary			•	RCA#	
SUBJECT: Ordinance approving and aut	horizing contracts	for	Category #	Page 1 of 4	Agenda Item
Medicare health plans for city retirees and					1
	- -				
FROM (Department or other point of or	<u>rigin)</u> :	Origination	n Date	Agenda Da	ate
Human Resources Department		October 26	, 2009	NOV 1	0 2009
/DIRECTOR'S SIGNATURE		Council Di	-4-:-4/-> - <i>ff</i>		
		Council Di	strict(s) aff	ectea	
6 Coffdud	Pe		All		
For additional information contact:	Phone:	Date and le	dentificatio	n of prior au	thorizing
Candy Clarke Aldridge	(713)837-9333	Council Ad	tion:		_
Gerri Walker	(713)837-9360	MOTIO	N 2008-084	6 (Novembe	r 12, 2008)
Recommendation: (Summary)		<u> </u>			
Approve and authorize an Ordinance for three	e-year contracts with	two one year i	enewal optio	ns for Medica	re health plans
with Astro I ifo Ingurance Commony VC Dlan					

with Aetna Life Insurance Company, KS Plan Administrators LLC, SelectCare of Texas LLC, Texas HealthSpring LLC, and United Healthcare Insurance Company.

Amount and Source of Funding:

Total Maximum Contract Authority (for all vendors) \$44,183,073

5 years - General Fund and Other Funds

(FY10 estimated allocation - \$1,854,053)

SPECIFIC EXPLANATION:

Background: The City re-introduced Medicare Advantage plans for Medicare-covered city retirees in May 2005 with SelectCare of Texas and Texas HealthSpring. These contracts expire on December 31, 2009. A contract with Aetna Life Insurance Company was implemented on January 1, 2007, offering a Medicare Private-Fee-for-Service Plan for eligible retirees and their dependents. This contract will expire on 12/31/2010, the date that the Centers for Medicare and Medicaid Services (CMS) will discontinue PFFS plans.

In order to continue these valuable less-expensive plans and to provide more of those options to retirees, Human Resources published an RFP in June 2009, requesting alternative solutions for retiree medical benefits for retirees who are covered by Medicare Parts A and B. Proposals were received from seven vendors offering numerous Medicare health plans, including 12 HMO plans, 6 PPOs, 1 Point of Service Plan, 5 Private-Fee-for-Service plans and 12 Medicare Supplement plans.

More than 2,500 eligible retirees and their spouses (45% of the Medicare-covered retiree members) are enrolled in the three Medicare plans currently in place:

- Aetna Private-Fee-for-Service Plan 577 members
- Texas HealthSpring HMO Plan- 942 members
- TexanPlus HMO Plan 992 members

A committee of Human Resources employees, five volunteers from the City's Health Benefits Advisory Committee (HBAC), and a consultant from Gallagher Benefits Services reviewed proposals and interviewed vendors to develop recommendations for the Medicare plans for January 2010 implementation. The Committee recommends these six Medicare plans to provide more health care options for city retirees and reduced costs for retirees and Houston taxpayers.

1. Proposed Medicare Plans - effective January 1, 2010

- (A) KelseyCare Advantage Medicare Advantage HMO (Kelsey-Seybold is the provider)
- (B) KelseyCare Advantage Plus Choice Point of Service (POS) plan
- (C) SelectCare of Texas (TexanPlus) Medicare Advantage HMO plan
- (D) Texas HealthSpring Medicare Advantage HMO plan
- (E) Aetna Medicare Advantage PPO plan
- (F) United HealthCare AARP Medicare Supplement Plan F

I nese plans will be offered in addition to the Blue Cross Blue Shield (BCBSTX) HMO and PPO plans.					
REQUIRED AUTHORIZATION					
Finance Director:	Other Authorization:	Other Authorization:			

SUBJECT: Ordinance approving and authorizing contracts for Medicare	Originator's	Page 2 of 4
health plans for eligible city retirees and their dependents	Initials	
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2. Description of New Plans:

- <u>Kelsey-Seybold Clinics</u>. More than 1,000 city Medicare-covered members currently receive their healthcare services from Kelsey-Seybold providers through TexanPlus, Texas HealthSpring, and the HMO. This plan provides "choice" for members to receive the same level of care and prescription drugs benefits but for a lower monthly premium.
- The KelseyCare Advantage Plus Choice Point of Service (POS) Plan offers opportunity for members to seek specialist services outside of the Kelsey Seybold network. For this flexibility, members will pay a higher monthly premium than for KelseyCare Advantage HMO, as well as 20% of the Medicare assigned rates. In the case of a level 3 cardiologist office visit, for example, the Medicare assigned rate is \$62, so the retiree would pay 20% or \$12.40 for that office visit. This POS plan will be an attractive, cost-effective option, especially for members who are in the more-costly BCBSTX PPO to maintain access to their specialists not in the HMO or a Medicare Advantage Plan.
- The <u>Aetna PFFS Plan</u> is an alternative to the more-expensive BCBSTX PPO for retirees who live outside the Texas Service Areas for the HMO and other Medicare Advantage Plans, and offers access to most doctors in the United States.
 - This plan will be offered for only one more year. December 31, 2010, the Centers for Medicare and Medicaid Services (CMS) will discontinue Private-Fee-for-Service plans.
 - Effective 1/1/2011, the city's PFFS enrollees will be required to elect a new plan. Enrollees will be given three enrollment opportunities between now and 1/1/2011 during which to elect a new plan. A viable replacement is described below.
- The <u>Aetna Medicare Advantage PPO Plan</u> is another alternative to the BCBSTX PPO for retirees who want to retain access to their choice of specialists that are not in the HMO or another Medicare Advantage Plan. In 2010, this plan is available in 24 Texas counties. Enrollees must use network providers in order to receive full benefits.
 - January 1, 2011, this plan will replace the Aetna PFFS noted above. Enrolled retirees living within the 24-county service area must use network providers or pay higher out-of-pocket fees. However, enrollees residing outside the 24-county service area, including anyplace in the United States, will have in-network benefits at no additional cost.
- <u>United HealthCare AARP Medicare Supplement Plan F</u> is a "Medigap" plan which partners with regular Medicare and "fills in gaps" for services not covered by Medicare. Plan F pays all deductibles, copayments, coinsurances, and most other fees not covered by regular Medicare. Retirees will have virtually no out-of-pocket expenses for physician office visits, in / outpatient services, etc. The premiums are higher than those charged by Medicare Advantage plans but less expensive than the PPO plan; however, there is much greater flexibility, as retirees can go to any provider, if the provider accepts Medicare assignment. This is a new concept for city retirees, and it provides savings opportunities for retirees who reside outside service areas for the HMO and Medicare Advantage plans and for those enrolled in the BCBSTX PPO. The retiree's cost for this Plan F would be about \$94/month. The cost of the BCBSTX PPO is \$508/month.

Prescription drug coverage is included in the Medicare Advantage plans, and it is a companion plan for the United HealthCare AARP Medicare Supplement Plan F. The prescription drug copayment structure replicates copayments in the HMO and PPO plans and eliminates the Part D "donut hole." City retirees will continue to have exceptional prescription drug coverage in all of the Medicare plans offered.

Cost Savings to City and Subscribers: For each Medicare-covered retiree member enrolled for 12 months in one of the Medicare plans, each member saves \$1,597/year and the city saves about \$3,726/year. Based upon the FY10 projected budget enrollment (2,685), the City should avoid a total annual expense of \$10.1 million, and members can save \$4.3 million in yearly contributions.

SUBJECT: Ordinance approving and authorizing contracts for Medicare	Originator's	Page 3 of 4
health plans for eligible city retirees and their dependents	Initials	

Contributions and Premiums

The Committee further recommends continuing the current City contributions of 75% of the premium cost for Medicare plans with retirees contributing 25%. The premiums proposed by the recommended vendors are shown below, with the resulting cost savings.

Plan	January 1, 2010 Proposed Monthly Contributions			Total City	
rian	City	Retiree Only	Total	Savings %	
BCBSTX HMO ¹	\$409.99	\$153.04	\$563.63		
BCBSTX PPO ¹	\$409.99	\$507.90	\$917.89		
Aetna PFFS ^{2, 3}	\$212.92	\$70.98	\$283.90	48.07%	
Aetna PPO ²	\$164.53	\$54.84	\$219.37	59.87%	
Kelsey-Seybold HMO ²	\$10.50	\$3.50	\$14.00	97.44%	
Kelsey-Seybold POS ²	\$51.75	\$17.25	\$69.00	87.38%	
TexanPlus HMO ²	\$96.00	\$32.00	\$128.00	76.58%	
Texas HealthSpring HMO ²	\$78.75	\$26.25	\$105.00	80.79%	
UnitedHealthcare AARP Plan F ^{2, 3}	\$282.00	\$94.00	\$376.00	31.21%	

- 1. The contributions for retiree + spouse in the BCBSTX HMO are City: \$592.38; Subscriber: \$299.64; Total: \$892.02 The contributions for retiree + spouse in the BCBSTX PPO are City: \$746.03; Subscriber: \$714.10; Total: \$1.460.13
- 2. The Medicare contributions mentioned above are per each member. The premium for retiree + spouse would be two times the dollar amounts listed.
- 3. Premiums / Contributions for the Aetna PFFS Plan and the United HealthCare AARP Plan F are calculated using a weighted average. Aetna PFFS premiums are based upon county of residence / zip code, and the AARP Plan F rates are based upon age on the date of purchase.

Service Areas

- <u>Aetna PFFS</u> service area is nationwide. Doctors are accessible if they accept Medicare assignment.
- <u>Aetna Medicare Advantage PPO</u> service area is in 24 counties in Texas. Effective 1/1/2011, members residing outside this service area will have in-network benefits even though they reside outside the service area, anywhere in the Unites States.
- <u>KelseyCare Advantage</u> service area is the state of Texas; however, their network is limited to Ft. Bend, Harris, Galveston and Montgomery counties. Only Kelsey Seybold doctors are in the network. <u>KelseyCare Advantage HMO</u> members must receive their care from doctors in the network. <u>KelseyCare Advantage POS</u> members may pay a higher monthly premium and self-refer to out-of-network specialists to receive specialty care.
- <u>TexanPlus</u> service area is in 15 Texas counties
- <u>Texas HealthSpring</u> service area encompasses 25 Texas counties.
- <u>United HealthCare AARP Plan F service area is nationwide.</u>

SUBJECT: Ordinance approving and authorizing contracts for Medicare health plans for eligible city retirees and their dependents	Originator's Initials	Page 4 of 4
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Almost 90% of the Medicare-covered retirees reside within the service areas of the proposed plans.

MWBE

The contracts require the vendors to make good faith efforts to award subcontracts or supply agreements in an amount equal to 5% of all costs incurred under the agreement. Good faith efforts are primarily demonstrated through applying the MWBE goals to the administrative portions of the contracts and for services used in the enrollment and education of eligible retirees. The percentages listed below are subject to change, as they are based upon the number of members who enroll in each plan and are calculated using the projected annual value of each contract.

Aetna 2.25% Kelsey-Seybold .50% Texas HealthSpring: .53% TexanPlus 0% UnitedHealthcare: 2.70%

RECOMMENDATION:

Adopt an Ordinance authorizing three-year contracts with two one-year options (through 12/31/2014) between the City and the following vendors:

- Aetna Life Insurance Company for the Medicare Advantage Golden Choice PPO Plan
- KS Plan Administrators LLC for the KelseyCare Advantage HMO and Point of Service Plans
- SelectCare of Texas LLC for a Medicare Advantage HMO Plan
- Texas HealthSpring LLC for a Medicare Advantage HMO Plan
- United Healthcare Insurance Company for AARP Medicare Supplement Plan F with Medicare Part D

TO	D: Mayor via City Sec	retary REQUE	ST FOR COUN	CIL ACTION		
0	UBJECT: Ordinance appropriationsolidated Fund for the purcha ouston Public Library	ing funds from the FY10 Equip se of information technology	oment Acquisition equipment for the	Category	Page 1 of 1	Agenda Item
F	ROM (Department or other po	int of origin):	Origination Da	ite	Agenda D	ate
L	ibrary Department		Oct. 19, 2009		NOV 1 0 2009	
N P	IRECTOR'S SIGNATURE: Rho	ea Brown Lawson, Ph.D.	Council Distric	ct affected: AL	.L	
F	or additional information cont	tact: Veronica Davidson one: 832-393-1335	Date and ident Council action	ification of pri :	or authoriz	ing
0	ECOMMENDATION: Adopt ar onsolidated Fund for the purd evices and for special technol	hase of Distributed Anten	nae Svstem (DA	Equipment A S) for City of H	cquisition louston Bla	ckberry
	mount and Source of Funding 372,500.00 - Equipment Acquisi		0) (X-340008)		FIN Budge	et:
te er W	ne Houston Public Library reque equisition Consolidated Fund a chnology for the World Languag nable City of Houston Blackberry orld Languages computers inclu- Il be made through Department	and the approval to purchas ges computers. The equipm Devices within the Central I Ides software and hardware t	se a Distributed ent includes the library at 500 Mc	Antennae Syst Distributed Ante Kinney. The sp	em (DAS) a ennae Syste ecial techno t languages	and special em (DAS) to
			1			
		REQUIRED A	UTHORIZATION	l cuic	D#	
FIN	l Director:	Other Authorization:		Other Authori	zation:	
A.	Therele Mixhel					

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: Award Four Task Order Contracts Page Agenda Item Asbestos Abatement and Demolition Services 1 of 2 City of Houston Dangerous Buildings for the Houston Police Department FROM (Department or other point of origin): **Origination Date Agenda Date** General Services Department 11-5-09 NOV 1 0 2009 DIRECTOR'S SIGNATURE! Council Districts affected: 10/27/09 Issa Z. Dadoush, P.E. All For additional information contact: Date and identification of prior authorizing Jacquelvn L. Nisby Phone: 832-393-8023 Council action: **RECOMMENDATION:** Award four construction contracts and allocate funds. **Amount and Source of Funding:** Finance Budget: Maximum contract amount for each contract: \$2,000,000.00 - 5 years Initial allocation for each contract: \$200,000.00 - Dangerous Building Consolidated Fund (1801) SPECIFIC EXPLANATION: The General Services Department recommends that City Council award four task order construction contracts with the following firms to provide asbestos abatement and demolition services for City of Houston dangerous buildings for the Houston Police Department (HPD), and delegate authority to the director to approve supplemental allocations up to the maximum contract amount for each contract of \$2,000,000. The initial

funding for each contract is \$200,000. Each contract term is five-years.

Arrow Services, inc.

J.T.B. Services, Inc.

PfP Abatement Group, LLC

Inland Environments, Ltd.

PROJECT LOCATION: Citywide

PROJECT DESCRIPTION: The scope of work consists of asbestos abatement and demolition of dangerous buildings; proper disposal of asbestos containing material; loading; and hauling all debris generated as a result of all activities.

SCOPE OF CONTRACT AND FEES: Task orders issued under the contract will be paid on a unit price basis. GSD negotiated the fees for all four contractors. Contractors were selected from a list of pre-qualified asbestos/lead abatement contractors. All pre-qualified asbestos/lead abatement contractors were notified of the request for bids on this project. The City Legal Department has previously determined that formal bids are not required when the prequalified asbestos/lead abatement contractors' list is utilized and all contractors on the list are notified of the bid request.

REQUIRED AUTHORIZATION CUIC #25GM 206 **General Services Department: Houston Police Department:** Harold L. Hurtt Humberto Bautista, P.E. Chief of Design & Construction Division

F &A 011.A Rev. 3/94 7530-0100403-0

				F
Date .	SUBJECT:	Award Four Task Order Contracts	Originator's	Page
		Asbestos Abatement and Demolition Services	Initials	2 of 2
<u> </u>		City of Houston Dangerous Buildings for the Houston	GM	
		Police Department		

M/SBE PARTICIPATION: A 5% MBE goal and 10% SBE goal have been established for each contract. The contractors will utilize the following certified subcontractors to achieve the goals:

Contractor	MBE/SBE Subcontractor	Work Description	% of Contract
Arrow Services, Inc	Houston Demolition, Inc. Gallegos & Sons Trucking	Demolitiom Trucking	7.5% 7.5%
PfP Abatement Group, LLC	Gallegos & Sons Trucking Uplift Development Plumbing Company	Trucking Plumbing	7.5% 7.5%
J.T.B. Services, Inc.	Gallegos & Sons Trucking Uplift Development Plumbing Company	Trucking Sewer Kills	7.5% 7.5%
Inland Environments, Ltd.	Honesty Environmental Suncoast Fuel Uplift Development Plumbing Company	OSHA Air Monitoring Trucking Plumbing	5.0% 5.0% 5.0%

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



c: Marty Stein
Velma Laws
Jacquelyn L. Nisby
Calvin R. Curtis
Gabriel Mussio
Montecella Flaniken
Yvette Burton
File

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

Harry J.
Director

Harry J. Hayes

l

Originator's Initials ON	Page 2 of 2
	Initials

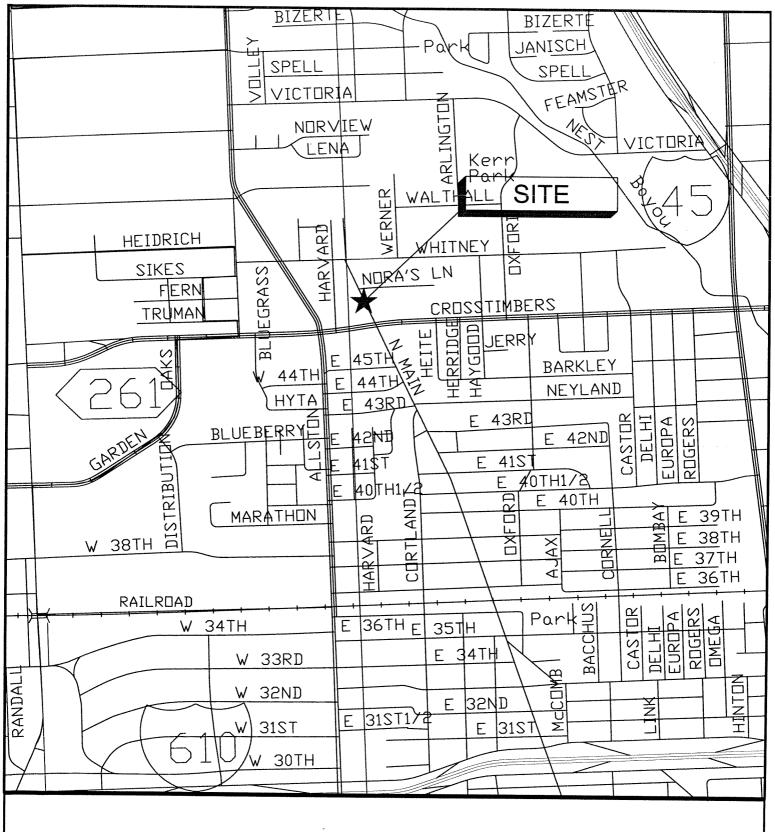
M/WBE INFORMATION: An M/WBE goal of 24% has been established for this contract. The architect has submitted the following certified firms to achieve the goal:

Firm Hunt & Hunt Engineering Corporation Infrastructure Associates, Inc.	Scope of Work MEP Structural Engineering Total	Amount \$37,100.00 \$9,275.00 \$46,375.00	% of Contract 28% 7% 35%
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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 health benefits to eligible employees in compliance with City policy.

IZD:HB:RAV:JLN:ON on

c: Marty Stein, Gary Readore, Jacquelyn L. Nisby, Esq., James Tillman IV, Jean Abercrombie, Darien Helton, Calvin Curtis, Yvette Burton, File L-000054-0001-3/507



BUILDING RENOVATION

9003 N. MAIN ST HOUSTON, TX 77022

COUNCIL DISTRICT "H"

WBS No. L-000054-0001-3

KEY MAP NO. 453J

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION **SUBJECT:** Appropriate Additional Funds Page Agenda Professional Landscape Architectural Services Task Order Contract Item 1 of 2 **SWA Group** Lake Houston Park WBS No. F-000695-0002-3 FROM (Department or other point of origin): **Origination Date Agenda Date** General Services Department 11-02-09 NOV 1 0 2009 DIRECTOR'S SIGNATURE Council Districts affected: Issa Z. Dadoush, P.E. For additional information contact: Date and identification of prior authorizing Jacquelyn L. Nisby Phone: 832-393-8023 Council action: Ordinance No. 2008-1015; November 12, 2008 **RECOMMENDATION:** Appropriate additional funds for the project. **Amount and Source Of Funding:** Maximum Contract Amount - \$ 750,000.00 \$ 244,200.00 Woodlands Regional Participation Fund (2425) Mitchell Initial appropriation: \$ 399,877.50 Reimbursement of Equipment/Projects Fund (1850)

SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate an additional amount of \$244,200.00 to the professional landscape architectural services task order contract with SWA Group to perform additional landscape architectural services for Lake Houston Park for the Parks and Recreation Department.

PROJECT LOCATION: 22031 Baptist Encampment Rd. (257P)

PROJECT DESCRIPTION: The scope of the work includes a design for park improvements and a new entrance drive from FM 1485, quard house at the new park entrance, approximately five miles of crushed concrete roadways and installation of two vehicular bridges, a canoe launch, cabins, screened tent platforms, camping sites, site utilities, five acre lake, and approximately seven miles of additional hiking and riding trails. The requested appropriation will complete the final design of the guard house, cabins, tent platforms and site utilities.

PREVIOUS HISTORY AND PROJECT SCOPE: On November 12, 2008, City Council approved a professional landscape architectural services task order contract with SWA Group to begin Phase I design services for Lake Houston Park and appropriated \$399,877.50. The maximum contract amount is \$750,000.00. Under the terms of the contract; the consultant will perform design and construction phase services on an as needed basis for improvements to Lake Houston Park. Fees for Phase I implementation have been negotiated based upon the size and complexity of the tasks involved. Included in the fee is the cost for a nationwide permit from the Corp of Engineers for a future vehicular bridge across Peach Creek.

REQUIRED AUTHORIZATION

CUIC ID# 25PARK83

General Services Department:

Parks and Recreation Department:

Humberto Bautista, P.E.

Joe Turner Direct6r

Chief of Design & Construction Division

Date SUBJECT: Appropriate Additional Funds Professional Landscape Architectural Services Task Order Contract SWA Group Lake Houston Park WBS No. F-000695-0002-3 Originator's Initials CP	Page 2 of 2
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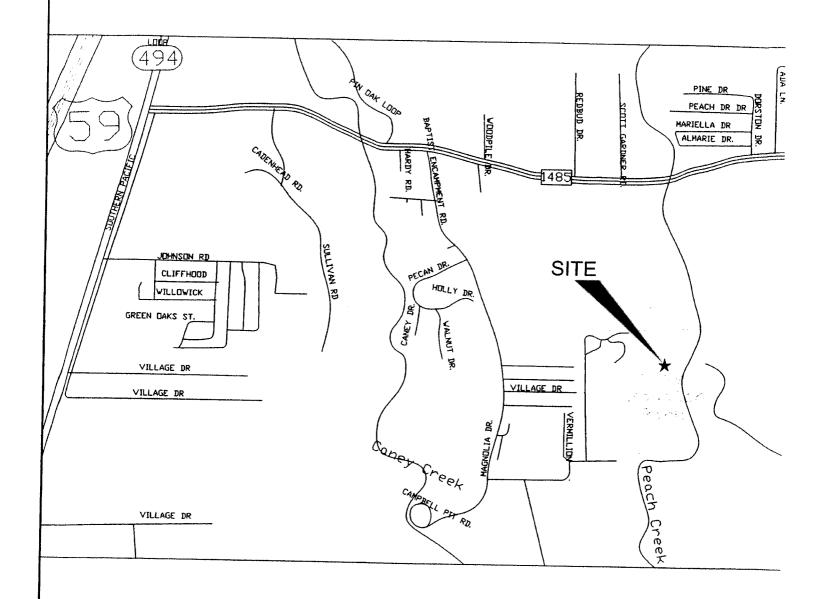
M/WBE PARTICIPATION: The original contract and this additional appropriation have a 24% M/WBE goal. To date, SWA has achieved 15.51% M/WBE participation. It is anticipated the consultant will achieve the goals by the completion of the contract.

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

IZD:HB:JLN:LJ:CFP:cfp

c: Marty Stein, Jacquelyn L. Nisby, Mark Ross, Dan Pederson, Velma Laws, Morris Scott, James Tillman, Calvin Curtis, Yvette Burton, File 506

CITY OF HOUSTON HARRIS COUNTY, TEXAS



LAKE HOUSTON PARK

BAPTIST ENCAMPMENT RD HOUSTON, TX

COUNCIL DISTRICT "ETJ"

KEYMAP No. 257P

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: Appropriate Additional Funds to Construction Management at Risk Page Agenda 1 of 2 Item **Teal Construction Company** Oak Forest Library - Expansion WBS No. E-000073-0001-4 FROM (Department or other point of origin): **Origination Date** Agenda Date 11-14-09 General Services Department NOV 1 0 2009 **DIRECTOR'S SIGNATURE:** Council District(s) affected: A Issa Z. Dadoush, P.E. For additional information contact: Date and identification of prior authorizing Jacquelyn L. Nisb Phone: 832,393,8023 Council action: Ordinance No. 2007-1324; November 28, 2007 Ordinance No. 2009-0067; February 4, 2009 **RECOMMENDATION:** Appropriate additional funds for construction. Amount and Source of Funding: Finance Budget: \$3,587,875.00 Public Library Consolidated Construction Fund (4507) **Previous Funding:** \$ 254,375.00 Public Library Consolidated Construction Fund (4507) SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council appropriate an additional amount of \$3,587,875.00 to the Construction Management at Risk (CMAR) contract with Teal Construction Company for construction of Oak Forest Library Expansion for the Houston Public Library. PROJECT LOCATION: 1349 W. 43rd Street (452K) PROJECT DESCRIPTION: This project will renovate the existing 8,000 sf library and construct a new 4,000 sf addition to accommodate more services. The renovated building and the new addition will have a circulation desk; adult, teen, children and toddler reading areas; a meeting room; and administrative offices. The project will utilize the Leadership in Energy & Environmental Design (LEED™) Green Building Rating System to achieve certification. REQUIRED AUTHORIZATION CUIC ID # 25CONS121 **General Services Department: Houston Public Library:**

1 1

Humberto Bautista, P.E.

Chief of Design & Construction Division

Rhea Brown/Lawson, Ph.D.

Director

SUBJECT: Appropriate Additional Funds to Construction Management Risk Contract Teal Construction Company Oak Forest Library - Expansion WBS No. E-000073-0001-4	originator's Initials VTN	Page 2 of 2	
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PREVIOUS HISTORY AND PROJECT SCOPE: On November 28, 2007, City Council awarded a CMAR contract to Teal Construction Company to provide pre-construction and construction phase services for Bracewell Library, Kendall Library and Oak Forest Library, and appropriated \$254,375.00. Of this amount, a total of \$75,000.00 was allocated for pre-construction phase services, of which \$25,000.00 was for Oak Forest Library. The remaining balance was set aside for a termination fee and additional services for all three projects. On February 4, 2009, City Council approved a First Amendment to the CMAR contract, which delegated authority to the director of GSD to approve the Guaranteed Maximum Price (GMP) proposal for construction phase services for all three projects.

The anticipated contract duration for Oak Forest Library is 273 days. James Ray Architects is the design consultant.

FUNDING SUMMARY: It is recommended that City Council appropriate funds for construction phase services, including an additional appropriation of \$30,000.00 for engineering testing services under the existing contract with Associated Testing Laboratories and \$25,000.00 for project management, construction oversight and air monitoring services under the existing contract with Garner & Associates, Inc.

\$ 3,450,000.00	Construction Phase Services	
\$ 22,500.00	0.65% Contingency (The termination fee of \$150,000.00, previously	
	appropriated, will be utilized to bring the total contingency to 5%)	
\$ 30,000.00	Engineering Testing	
\$ 25,000.00	Project Management, Construction Oversight & Air Monitoring	
\$ 60,375.00	Civic Art (1.75%)	
\$ 3,587,875.00	Total Funding	

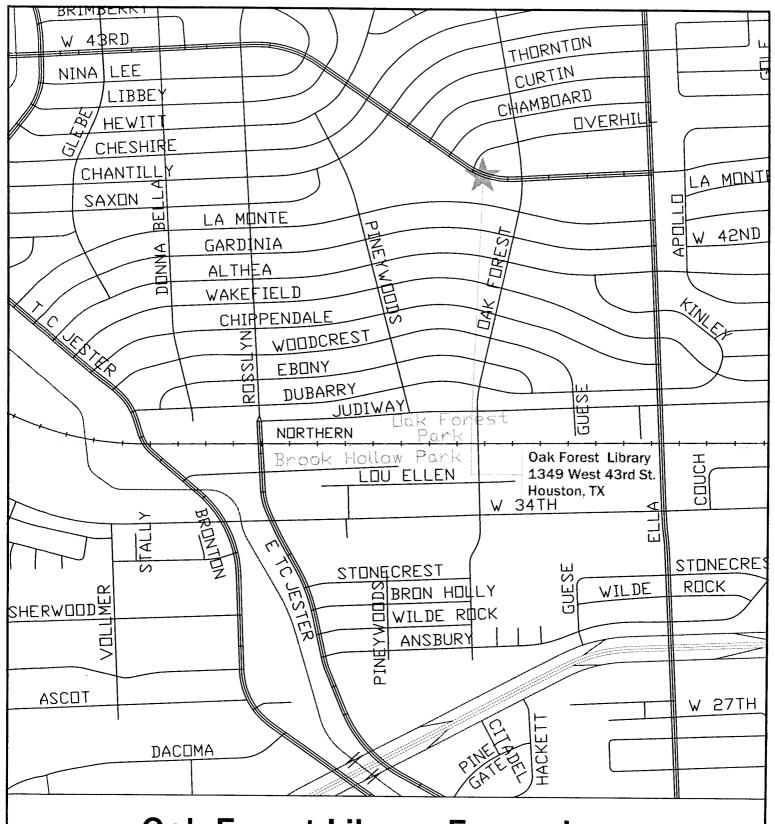
CONSTRUCTION GOALS: An MBE goal of 14%, SBE goal of 5%, and WBE goal of 5% have been established for the construction phase of this contract. The construction manager will submit the list of proposed certified sub-contractors with the issuance of the GMP proposal.

PAY OR PLAY PROGRAM: The 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:RAV:VTN:vtn

c: Marty Stein
Jacquelyn L. Nisby
James Tillman
Velma Laws
Siria Harbour
Kim Nguyen
Wendy T. Heger
Gabriel Mussio
Calvin Curtis
Yvette Burton

File: E-000073-0001/813



Oak Forest Library Expansion 1349 West 43rd St. Houston, TX 77018

COUNCIL DISTRICT "A"

KEYMAP No. 452K

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: License Agreement with American Towers, Inc. at 819 Battle Page Agenda Item Ground Road, Deer Park, Texas for the Radio Communications 1 of 2 Division of the Information Technology Department FROM (Department or other point of origin): **Origination Date Agenda Date** General Services Department 11/5/09 NOV 1 0 2009 **DIRECTOR'S SIGNATURE:** Council District affected: N/A Issa Z. Dadoush, P.E. For additional information contact: Date and identification of prior authorizing Jacquelyn L. Nisby Phone: 832-393-8023 Council action: Ordinance No. 2008-0952; 10/29/2008 Ordinance No. 2009-0713; 08/05/2009 RECOMMENDATION: Approve and authorize a License Agreement with American Towers, Inc., for communication tower and ground space at 819 Battle Ground Road, Deer Park, Texas for the Radio Communications Division of the Information Technology Department. Amount and Source Of Funding: **Finance Budget:** FY2010 - \$37,250.00 RB Police Consolidated Construction Fund (4504) - previously appropriated by Ordinance 2009-0713 SPECIFIC EXPLANATION: 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 license agreements to lease communication tower space and ground space for the installation, operation and maintenance of antennas and other telecommunications equipment. The proposed License Agreement with American Towers, Inc. allows IT to lease tower and ground space to install, maintain and operate its communications equipment, including antennas, cables, connectors, radios, and

related transmission and reception hardware on the American tower located in the City of Deer Park.

FY2010 funding necessary for this license agreement was appropriated August 5, 2009 and will fund the lease through June 30, 2010. Subsequent annual appropriations will be requested during the project implementation. Upon acceptance of the new radio system, operating expenses for annual maintenance and support along with lease expenses will be provided within departmental operating budgets for HPD, HFD, PW&E, ITD and other radio system participants.

The major provisions of the Agreement are as follows:

- Term ten-year lease term with two ten-year automatic renewal options.
- Monthly License Fee \$4,500.00 (increased by the annual escalator of 3% during the license term).

O .	REQUIRED AUTHORIZATION	CUIC ID# 25 RB 79
General Services Department:		Information Technology Department:
Fourta. Chinff.		Kurmaku
Forest R. Christy, Jr., Director Real Estate Division		Richard F. Lewis

&A 011.A Rev. 3/940

Date	SUBJECT: License Agreement with American Towers, Inc. at 819 Battle Ground Road, Deer Park, Texas for the Radio Communications Division of the Information Technology Department	Initials	Page 2 of 2
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- Additional expense \$5,750.00 for application and site inspection fees.
- Estimated Site improvement fees: \$100,000.00.
- Total Cost for Initial Base Term (10 years): \$619,049.48.
- Maintenance The City is responsible for all maintenance and utilities.

All equipment mounted at ground level will be surrounded by a secure fence along with ground treatment to minimize dust and weed control. IT will build a communication room for its electronic equipment at this site.

The General Services Department recommends that CityCouncil approve and authorize a License Agreement with American Towers, Inc. at 819 Battle Ground Road, Deer Park, Texas, for the Radio Communications Division of the Information Technology Department

IZD:BC:JLN:RB:npb

xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby and Tom Sorley

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: License Agreement with American Towers, Inc. at 310 Englewood, Page Agenda Item Houston, Texas for the Radio Communications Division of the 1 of 2 Information Technology Department FROM (Department or other point of origin): **Origination Date Agenda Date** General Services Department NOV 1 0 2009 **DIRECTOR'S SIGNATURE;** Council District affected: B Issa Z. Dadoush, P.E. For additional information contact: Date and identification of prior authorizing Jacquelyn L. Nisby Phone: 832-393-8023 Council action: Ordinance No. 2008-0952; 10/29/2008 Ordinance No. 2009-0713; 08/05/2009 RECOMMENDATION: Approve and authorize a License Agreement with American Towers, Inc., for communication tower and ground space at 310 Englewood, Houston, Texas for the Radio Communications Division of the Information Technology Department. Amount and Source Of Funding: FY10 \$66,752.25 **Finance Budget:** Police Consolidated Construction Fund (4504) – previously appropriated by Ordinance 2009-0713 SPECIFIC EXPLANATION: 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 license agreements to lease communication tower space and ground space for the installation, operation and maintenance of antennas and other telecommunications equipment. The proposed License Agreement with American Towers, Inc. allows IT to lease tower and ground space to install, maintain and operate its communications equipment, including antennas, cables, connectors, radios, and related transmission and reception hardware on the American tower located in the City of Houston.

FY2010 funding necessary for this license agreement was appropriated August 5, 2009 and will fund the lease through June 30, 2010. Subsequent annual appropriations will be requested during the project implementation. Upon acceptance of the new radio system, operating expenses for annual maintenance and support along with lease expenses will be provided within departmental operating budgets for HPD, HFD, PW&E, ITD and other radio system participants.

The major provisions of the Agreement are as follows:

• Term - ten-year lease term with two ten-year automatic renewal options.

• Monthly License Fee - \$4,699.50 increased by the annual escalator of 3% during the license term)

2 no		
	REQUIRED AUTHORIZATION	CUIC ID# 25 RB 62
General Services Department:		Information Technology Department:
Jupa Bralla Forest R. Christy, Jr., Director		Parad Aws
Forest R. Christy, Jr., Director Real Estate Division		Richard F. Lewis Director

&A 011.A Rev. 3/940

447

Date	SUBJECT: License Agreement with American Towers, Inc. at 310 Englewood, Houston, Texas for the Radio Communications Division of the Information Technology Department		Page 2 of 2	
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- Additional expense \$38,555.25 for application, remediation, site inspection fees and other ancillary cost
- Estimated Site Improvement fees: \$100,000.00.
- Total Cost for Initial Base Term (10 years): \$617,404.58.
- Maintenance The City is responsible for all maintenance and utilities.

All equipment mounted at ground level will be surrounded by a secure fence along with ground treatment to minimize dust and weed control. IT will build a communication room for its electronic equipment at this site.

The General Services Department recommends that CityCouncil approve and authorize a License Agreement with American Towers, Inc. at 310 Englewood, Houston, Texas for the Radio Communications Division of the Information Technology Department

IZD:BC:JLN:RB:npb

xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby and Tom Sorley

Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<u> </u>					
SUBJECT: Professional Engineering Services Contract between the City ar Goodwin Alexander & Linville, Inc. for Paving Extension of Kirby Drive from Hoto Reed Road, Reed Road to Airport Boulevard and North of Sims Bayou to CWBS No. N-000594-0003-3.			e from Holmes Road	Page 1 of <u>2</u>	Agenda Item #
FROM (Department or other	point of origin):	Origina	tion Date	Agenda	Date
Department of Public Works	and Engineering	10	0-15-09	NC	IV 1 0 2009
DIRECTOR'S SIGNATURE:	4	Counci	I District affected:		
Ondul & Mr			D Sc		
Michael S. Marcotte, P.E., D	O.WRE, BCEE		7K		
For additional information contact: Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director Posterior Assistant Director					zing
RECOMMENDATION: (Sumn	nary)				
An ordinance approving a Planc. and appropriate funds.	rofessional Engineering Services	Contrac	ct with Pierce Goodwir	n Alexan	der & Linville,
Amount and Source of Fundi	ng:			_	
\$353,614.00 from the Street	and Bridge Consolidated Constr	uction F	und 4506 MP. 10	16/09	•
	ATION: This project is part of the ive from Holmes Road across Sin				
gutters, raised median, side three segments of roadway t Road, segment II, Reed Roa	e project consist of the design of owalks, street lighting, signals and to be designed and constructed in ad to Airport Boulevard and segment and signals of Sims	I necess n phase: nent IV, i	ary underground utiliti s, which are segment north of Sims Bayou t	ies. The I, Holme o Orem I	project includes s Road to Reed Drive. Design of
	ea is generally bound by Holmes o Grids 532Y, 572C, 572D, 572H			Drive or	the south. The
SCOPE OF CONTRACT AND FEE: Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II - Final Design, Phase III - Construction Phase Services and Additional Services. Preliminary engineering will focus on the development of alternate alignment solutions for the three segments of the proposed Kirby Drive. Preliminary engineering will develop existing and proposed right of way mapping, drainage and detention requirements, conceptual bridge layouts, cost estimates for each alternate and a report which will present findings and recommendations. Basic Services fee for Phase I is based on cost of time and materials with a not-to-exceed agreed upon amount. The Basic Services fee for Phase II and Phase III will be negotiated on a lump sum amount or reimbursable basis after the completion of Phase I. The negotiated maximum for Phase I Basic Services is \$165,288.00. The total Basic Services appropriation for this phase of the project is \$165,288.00.					
K					
4	REQUIRED AUTHORIZ	ATION		IC ID #20	SMC33
Finance Department:	Other Authorization:		Other Authorization:		
			Daniel R. Menendez,	PF D	enuty Director
			Engineering and Cor		• •

Date ₍₎	SUBJECT: Professional Engineering Services Contract between the City and Pierce Goodwin Alexander & Linville, Inc. for Paving	Originator's Initials	Page 2 of <u>2</u>
	Extension of Kirby Drive from Holmes Road to Reed Road, Reed Road to Airport Boulevard and North of Sims Bayou to Orem Drive. WBS No. N-000594-0003-3.	56	

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. These Additional Services include traffic study, drainage impact study, surveying and partial environmental site assessment. The total Additional Services appropriation for this phase of the project is \$156,176.00.

The total requested appropriation is \$353,614.00 to be appropriated as follows: \$321,464.00 for Contract services and 32,150.00 for project management.

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.

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

	TOTAL	\$77,547.00	 24.12%
4. Civil Systems Engineering, Inc.	Preliminary Drainage Study	\$24,180.00	7.52%
3. ISANI Consultants, Inc.	Roadway Design Support	\$37,500.00	11.67%
2. Associated Testing Laboratories, Inc.	Environmental Services	\$7,167.00	2.23%
1. Landtech Consultants, Inc.	Land Surveying	\$8,700.00	2.70%
Name of Firms	Work Description	<u>Amount</u>	% of Total Contract

MSM:DRM:HH:JHK:SMC

c: Marty Stein

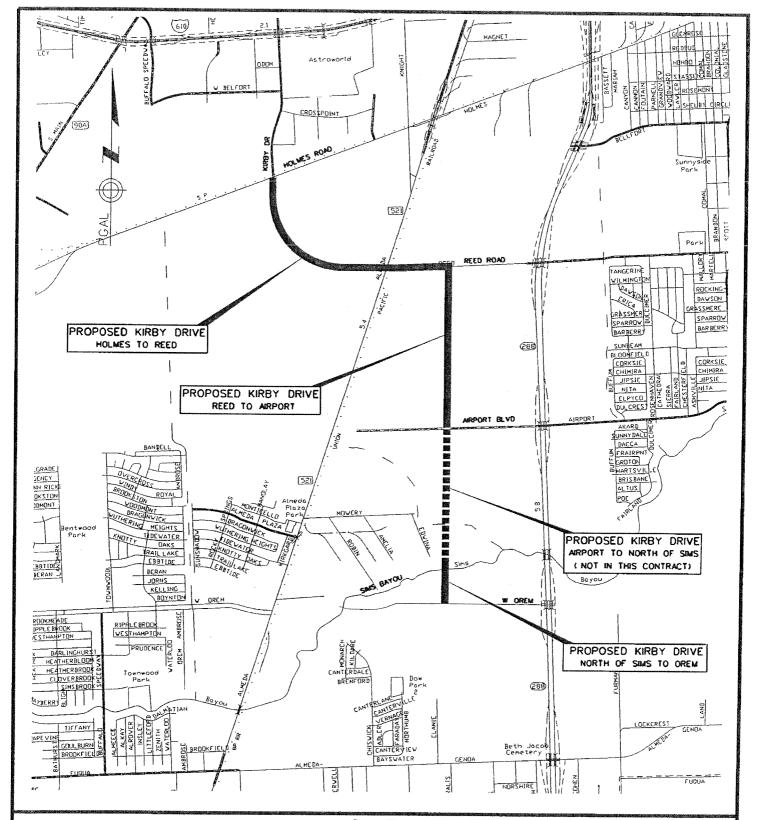
Velma Laws

Susan Bandy

Mike Pezeshki, P.E.

Craig Foster

WBS No. N-000594-0003-3 (1.2 DSGN RCA Contract)



VICINITY MAP

KIRBY DRIVE PAVING
HOLMES ROAD TO REED ROAD, REED ROAD TO AIRPORT &
NORTH SIDE OF SIMS TO OREM DRIVE

WBS NO N-000594-0003-3 KEYMAP NOS 532Y, 532Z, 572D, 573A, 572H, 572M COUNCIL DISTRICT D

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award fo Reconnections (UM), WBS No.	r New Front Easement R-002011-0069-4, File No. 5019-	Category	Page 1 of <u>2</u>	Agenda Item
FROM (Department or other point	nt of origin):	rigination Date	Agenda	Date
Department of Public Works and I	Engineering	11/5/09	Manual Control	1 0 2009
DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E., D.WRE	Co 3000 E, BCEE Director	ouncil District affected	I: All	
For additional information contact: A. James Millage Senior Assistant Director Phone: (713) 641-9566 Date and identification of prior authorizing Council action: N/A				
RECOMMENDATION: (Summary Accept low bid, award Construction				
Amount and Source of Funding: \$ 1,613,397.00 Water and Sewer System Consolidated Construction Fund No. 8500				
DESCRIPTION/SCOPE: The results of a new sewer to the front lot main sanitary sewers range in size from LOCATION: The project area is get	in. Work may include tapping the 4 to 10 inches in diameter. The co	main and installing a cleontract duration is 730 ca	eanout at the pro	the installation perty line. The
BIDS: Eight (8) bids were received	d for this project on 08/27/09 as fo	llows:		
Bidder 1. North Houston Pole Lin 2. Texas ReExcavation, L. 3. Reliance Construction S 4. Metro City Construction 5. Reytec Construction Res 6. Huff & Mitchell, Inc. 7. D.L. Elliott Enterprises, 8. Total Contracting, Ltd.	C. \$1,567 Services, L.P. \$1,690 a, LP. \$1,883 sources, Inc. \$2,112 Inc. \$2,306	mount ,806.39 ,020.33 ,269.12 ,945.79 ,836.40 ,513.07 ,333.98 ,940.95		
DECLUDED ALITHODIZATION				W
REQUIRED AUTHORIZATION Finance Department:	Other Authorization:	Other Authoriz	CUIC#20A	JM215 NOT
	10/20/09	Jun Chang, P.E., 1 Public Utilities D	Deputy Director	

F&A 011.A REV. 3/94 7530-0100403-00

I:\FORMS\RCA\RCAAWARD.GEN (Rev. 04/18/2001)

1/4

		r	
	Subject: Contract Award for New Front Easement Reconnections (UM), WBS No. R-002011-0069-4, File WW5019-03	Originator's Initials	Page _2_ of _2

<u>AWARD:</u> It is recommended that this construction Contract be awarded to North Houston Pole Line, L.P. with a low bid of \$1,531,806.39.

PROJECT COST: The total cost of this project is \$1,613,397.00 to be appropriated as follows:

		<u>FY09</u>
•	Bid Amount	\$1,531,806.39
•	Contingencies	\$76,590.61
•	Engineering Testing Services	\$ 5,000.00

A & R Engineering and Testing, Inc. will provide Engineering Testing Services on a previously approved contract.

<u>PAY OR PLAY PROGRAM</u>: 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.

<u>M/WDBE PARTICIPATION:</u> The low bidder has submitted the following proposed M/WBE participation to satisfy the 10% MBE goal and 8% SBE goal for this project.

Name of Firms	Work Description	<u>Amount</u>	% of Contract
MBE Callieco Construction, Inc.	Concrete and Asphalt Paving	\$107,226.44	7%
Reliance Construction Services, L.P.	rvices, L.P. Underground Utilities		7%
SBE Advantage Manhole & Concrete Services, Inc. Deanie Hayes, Inc.	Commercial Concrete Repairs Sand/aggregates	\$76,590.34 \$45,954.19	5% 3%
	TOTAL	\$336,997.41	22%

MSM:AJM:WC:SM:TC:tc

cc: Marty Stein

Mark Loethen, P.E.

Velma Laws

Craig Foster

Waynette Chan

Gary Drabek

Carol Ellinger, P.E.

File No. WW 5019-03

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Sa Sliplining and Pipe Bu WBS# R-000295-002	ursting Methods		Page 1 of 2	Agenda Item #	
FROM (Department or other poir	nt of origin):	_	tion Date	Agenda Date	
Department of Public Works and E	Engineering		11/5/09	NOV 1 0 2009	
DIRECTOR'S SIGNATURE	<i>f</i>	Council All	District affected:		
) Michael S. Marcotte, P.E., D.WRE	1030g	All	8		
For additional information contact: Date and identification of prior authorizing					
Dannelle H. Belhateche, P.E. Senior Assistant Director	hone: (713) 641-9182	Council		Ü	
RECOMMENDATION: (Summary					
Accept low bid, award construction	Accept low bid, award construction contract, and appropriate funds.				
Amount and Source of Funding: \$3,087,123.00 from Water and Sewer System Consolidated Construction Fund No. 8500. This project is eligible for low interest funding through the State Revolving Fund (SRF), Tier II.					
SPECIFIC EXPLANATION: This renew/replace deteriorated neighbo	rhood collection systems throug	thout the	City.	•	
DESCRIPTION/SCOPE: This project is contract duration for this project is	ect consists of sanitary sewer re 540 calendar days.	ehabilitati	on by sliplining and pi	be bursting methods. The	
LOCATION: The project area is ge	nerally bounded by the City Lir	nits.			
BIDS: Four (4) bids were received	on July 9, 2009 for this project	as follow	s:		
Bidder Bid Amount 1. Huff & Mitchell, Inc. \$2,887,736.18 2. PM Construction & Rehab, L.P. \$3,001,425.58 3. Portland Utilities Construction Co., LLC \$3,239,553.20 4. North Houston Pole Line, L.P. \$3,322,236.40					
File/Project No. WW 4257-110	REQUIRED AUT	HORIZĄ	TION C	CUIC# 20DHB294 NDT	
Finance Department	Other Authorization:		Other Authorization:	,	
	Dannes		Jun Chang P.E., Depu Public Utilities Divisi	• / /	

ı						
-	Date	Subject: Contract Award for Sanitary Sewer Rehabilitation by	Originator's	Page		
1		Sliplining and Pipe Bursting Methods	Initials	2 of 2		
		WBS# R-000295-0024-4				
- 1						

AWARD: It is recommended that this construction contract be awarded to Huff & Mitchell, Inc., with a low bid of \$2,887,736.18.

PROJECT COST: The total cost of this project is \$3,087,123.00 to be appropriated as follows:

Bid Amount \$2,887,736.18 Contingencies \$144,386.82 **Engineering Testing Services** \$55,000.00

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

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.

M/WSBE PARTICIPATION: The low bidder has demonstrated a good faith effort to comply with the M/WBE goals of the Texas Water Development Board and the SBE goals of the City of Houston. The bidder has proposed an MBE participation of 12.00%, and SBE participation of 9.00%.

T. Construction, L.L.C.	Sanitary Sewer Rehabilitation	TOTAL	\$346,528.00 \$346,528.00	12.00% 12.00%
SBE - Name of Firms R.P. Construction	Work Description Materials & Sewer Rehabilitation	TOTAL	<u>Amount</u> \$259,897.00 \$259,897.00	% of Contract 9.00% 9.00%

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

Work Description

MSM:JC:DHB:RK:JI:DR:mf

MBE - Name of Firms

cc: Marty Stein Jun Chang, P.E. Susan Bandy, CPA Velma Laws File No. WW 4257-110 % of Contract

Amount

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for \ WBS No. S-000035-		Walnut Be	end.	Page 1 of <u>2</u>	Agenda Item
FROM (Department or other poir	nt of origin):	Origination Date Agenda Date			Date
Department of Public Works an	d Engineering	11/5/09 NOV 1 0 200		1 0 2009	
DIRECTOR'S SIGNATURE:		Council	District affected:	<u></u>	
mple Shito:	3005		G G	_	
Michael S. Marcotte, P.E., D.W					
For additional information conta Hamlet Hovsepian, P.E. P Interim Senior Assistant Director	hone: (713) 837-7033	Date and Council	d identification of prior action:	authorizing	
RECOMMENDATION: (Summary Accept low bid, award construction)		e funds.			
Amount and Source of Funding: \$1,677,500.00 from Water and	Sewer System Consolidated	d Construe	ction Fund No. 8500	10/02/	n91
PROJECT NOTICE/JUSTIFICATION required to replace and upgrade protection.	<u>ON</u> : This project is part of the water lines within the City to	e City's Wa o increase	ater Line Replacement e availability of water, in	Program. 1	This program is ulation and fire
<u>DESCRIPTION/SCOPE</u> : This prodiameter water lines, valves and was designed by KIT Profession	l appurtenances. The contra	ct duration	n for this project is 245	6-inch, 8-in calendar da	ch and12 inch ys. This project
<u>LOCATION:</u> The project area is Walnut Bend Lane on the east, Q.	generally bound by Buffalo I and Wilcrest Drive on the w	Bayou on vest. The p	the north, Briar Forest project is located in Ke	Drive on they Map Gric	ne south, Is 489 K, L, P,
BIDS: Bids were received on Se	eptember 10, 2009. The fou	rteen (14)	bids are as follows:		
<u>Bidder</u>			Bid Amount		
 McKinney Construction, Inc. ACM Contractors, Inc. R. Wheaton, Inc. Resicom, Inc. 			\$1,295,281.50 \$1,333,625.58 \$1,517,521.30 \$1,518,332.50		
 Sohil Construction Service C. E. Barker, LTD 	s, LLC		\$1,550,045.00 \$1,598,480.49		
 Calco Contracting, LTD D.L. Elliott Enterprises, Inc. 			\$1,637,394.00		
Gonzalez Construction Ent			\$1,643,083.00 \$1,783,851.15		
REQUIRED AUTHORIZATION	CUIC ID #20Mi	HC01			
Finance Department:	Other Authorization:	······································	Other Authorization:		
	Jam Chans		Mont		
	Jun Chang, P.E., Deputy I Public Utilities Division	Director	Daniel R. Menendez, Engineering and Con		

4/6

10.	RWL Construction, Inc.	\$1,827,359.65
11.	TRCU, Ltd.	\$1,857,694.00
12.	Reliance Construction Services, L.P.	\$1,869,545.00
13.	Collins Construction, LLC	\$1,906,586.90
	Metro City Construction, L.P.	\$2,199,914.24
1	· · · · · · · · · · · · · · · · · · ·	• • • • • • • • • • • • • • • • • • • •

WBS No. S-000035-00V8-4

Subject: Contract Award for Water Line Replacement in Walnut Bend.

<u>AWARD:</u> It is recommended that this construction contract be awarded to McKinney Construction, Inc. with a low bid of \$1,295,281.50 and that no Addendum be made a part of this contract.

Originator's

Initials

Page

2 of _2

PROJECT COST: The total cost of this project is \$1,677,500.00 to be appropriated as follows:

•	Bid Amount	\$1,295,281.50
•	Contingencies	\$64,765.00
•	Engineering and Testing Services	\$50,000.00
•	Project Management	\$32,453.50
•	Construction Management	\$235,000.00

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

Construction Management Services will be provided by Cobb, Fendley & Associates, Inc. under a previously approved contract.

<u>PAY OR PLAY PROGRAM:</u> 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.

<u>M/W/SBE PARTICIPATION:</u> The low bidder has submitted the following proposed MBE participation of 11% and SBE participation of 9% to satisfy the 20% M/W/SBE goal for this project.

Name of Firms	Work Description	Amount	% of Contract
R. B. Landscape	Landscaping Services	\$57,484.00	4.44%
Texas Fluid Power Products, Inc.	Valves for Various Services	\$85,000.00	6.56%
	MBE Subtotal	\$ 142,484.00	11.00%
Name of Firms	Work Description	<u>Amount</u>	% of Contract
Miranda Trucking & Services	Haul Material Crushed Concrete	\$42,000.00	3.24%
Mickie Service Company, Inc.	Installation of Water Meters,		
	Fire Hydrants and Hot Taps	<u>\$74,576.00</u>	<u>5.76%</u>
	SBE Subtotal	\$116,576.00	9.00%
- Habal	TOTAL	\$259,060.00	20.00%

: Marty Stein

Velma Laws Susan Bandy Mike Pezeshki, P.E.

MSM:DRM:HH:SD:MHC:ss

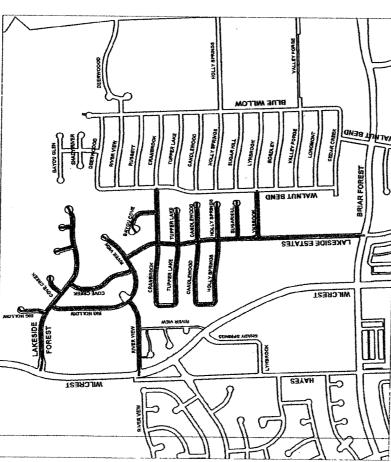
Craig Foster

File: S-000035-00V8-3 (3.7)

Date

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

ENGINEERING & CONSTRUCTION DIVISION



Water Line Replacement in Walnut Bend Area WBS No.: S-000035-00V8-3

ALM PROPERTY OF THE PARTY OF TH	e in other terminal security of the control of the	erstern er der entstern den er egen er egen er en er			44/20/4
STREET	START	2	Proposed Water Line Size (inch)	Length (feet)	
Lakeside Forest	Lakeside Valley	cul-de-sac	4,6	335	-
Lakeside Forest	Wilcrest	Lakeside Valley	8	2.457	-
Big Hollow	Lakeside Forest	cul-de-sac	80	777	-
Cove Creek	Lakeside Forest	cul-de-sac	80	719	
Lakeside Oaks	Lakeside Forest	cul-de-sac	80	711	-
Lakeside Valley	Lakeside Forest	cul-de-sac	80	405	
Big Hollow	Lakeside Forest	Riversiew	80	1,405	-
Cove Creek	Lakeside Forest	Riversiew	80	1.052	-
Riverview	Lakeside Estates	cul-de-sac	4, 6	102	-
Riversiew	Lakeside Estates	Big Hollow Cir	80	1,232	-
Riversiew	Big Hollow	Wilcrest	80	1,646	-
Bayou Cove	Cranbrook	cul-de-sac	80	1.274	-
Cranbrook	Walnut Bend	Tupperlake	80	1.890	-
Tupperlake	Lakeside Estates	Cranbrook	88	2,417	-
Candlewood	Lakeside Estates	Holly Springs	æ	2,318	
Holly Springs	Lakeside Estates	Candlewood	æ	2,428	
Sugar Hill	Lakeside Estates	cul-de-sac	æ	1,290	
Lynbrook	Walnut Bend	Lakeside Estates	80	722	
Lakeside Estates	Riverview	Briar Forest	æ	1,949	
Lakeside Estates	Lynbrook	Briar Forest	12	1,648	
Riverview Place Townhomes	ютнея		6,8	2,060	
	,		Total	28.837	

WALNUT BEND

KEY MAP NO.: 489 K, L, P, Q GIMS MAP NO.: 4857 D, 4956 A & 4957 C COUNCIL DISTRICT - G

VICINITY MAP

WATER LINE REPLACEMENT IN WALNUT BEND WALNUT S-000035-00V8-4



MIT Professionals, Inc.
Diphers Planes Controlle Hosper
225 Mones Days Sile 600
Phose (113)781-8705 Fee (713)781-8747

47 NOV 1 6 2009

MOTION NO. 2009 0798

MOTION by Council Member Khan that an item be placed on the Agenda of November 10, 2009, to receive nominations for the City of Houston representative of the Harris County Appraisal District Board of Directors, for a two year term ending December 12, 2009, is hereby approved by the City Council.

Seconded by Council Member Lovell and carried.

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

PASSED AND ADOPTED this 4th day of November 2009.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is November 10, 2009.

City Secretary

MOTION by Council Member Khan that the rules be suspended for the purpose of setting a date not less than six days to receive nominations for appointment to the Harris County Appraisal District Board of Directors.

Seconded by Council Member Lovell and carried.

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

PASSED AND ADOPTED this 4th day of November 2009.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is November 10, 2009.

City Secretary

MOTION by Council Member Khan that an item be placed on the Agenda of November 10, 2009, to receive nominations for the City of Houston representative of the Harris County Appraisal District Board of Directors, for a two year term.

Seconded by Council Member Lovell and carried.

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

PASSED AND ADOPTED this 4th day of November 2009.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is November 10, 2009.

City Secretary

makusell

2.52	PEOUEST FOR COUNCI			
10: Mayor via City Secretary	REQUEST FOR COUNCI	LACTION		DO4 #
SUBJECT: Motion setting a public h	earing date for an amendment to	Category #	I Dawa	RCA#
the Project Plan and Reinvestment Z	one Financing Plan for TIRZ No.	Category #	Page 1 of 1	Agenda Item#/
21 (Hardy/Near Northside Zone).	The state of the s		1011	
FROM: (Department or other point	of origin):	Origination D	l late	Agenda Date
Michelle Mitchell, Director				Agenua Date
Finance Department		11/5/	09	NOV 1 0 2009
DIRECTOR'S SIGNATURE:	-	Council Distr	icts affected	4.
\mathcal{D}		Godinon Bisti	icts unecter	u.
- Thatell	Mitall	H		
Finance Department				
For additional information contact		Date and idea	ntification o	f prior authorizing
Ralph De Leon	Phone: (713) 837-9573	Council Action	n:	•
Tim Douglass	(713) 837-9857	Ord. 2003-125	8, 12/17/03,	2008-1212, 12/30/08
RECOMMENDATION: (Summary)				
Set a public hearing date for an an	nendment to the Project Plan and	Reinvestment 2	Zone Financ	ing Plan for TIRZ No. 2
(Hardy/Near Northside Zone).				5
Amount of Funding: No Funding	Required		Finance B	de.at.
	. toquilea		Finance B	uaget:
SOURCE OF FUNDING: []	General Fund [] Grant Fun	d []En	terprise Fu	nd
[X]				iru
SPECIFIC EXPLANATION:				
The Board of Directors of TIPZ No	24 /Llord@/None Name=state			
The Board of Directors of TIRZ No	beve Americanity of	e) approved ar	nendments	to the Project Plan an
Financing Plan for the Zone and	nave transmitted a proposed	Amended Proj	ect Plan a	nd Reinvestment Zon
Financing Plan (the "Amended Pla	n) for City Council consideratio	n.		
Per Section 311 011/a) of the T	Onde the ATION A AN			
Per Section 311.011(e) of the Ta	ax Code the ("TIRZ Act"),a pu	blic hearing m	iust be hel	d prior to adopting a
Ordinance approving the Amende December 2, 2009.	d Plan. The Finance Departme	ent recommend	ls setting a	public hearing date or
December 2, 2009.				
•				
cc: Marty Stein, Agenda Directo				
Anna Russell, City Secretar	y	A_{ℓ}		
Arturo Michel, City Attorney				
Deborah McAbee, Senior As	ssistant City Attorney			
	REQUIRED AUTHORIZA	TION		
inance Director:	Other Authorization:		th = -20 ···	
	Caro Addionzation.	Other A	uthorizatio	on:
		lim	(a)/m	
			40 W	

TO: REQUEST FOR COUNCIL ACTION Mayor via City Secretary **SUBJECT:** Newsracks in the Public Right of Way Page Agenda 1 of 2 FROM (Department or other point of origin): **Origination Date Agenda Date** 10-29-09 General Services Department **DIRECTOR'S SIGNATURE:** Council District(s) affected: All Issa Z. Dadoush, P.E. For additional information contact: Date and identification of prior authorizing Liliana Rambo, CAPP **Phone:** 713.853.8193 Council action: Jacquelyn L. Nisby Phone: 832.393.8023 Ordinance 2007-225; February 14, 2007 RECOMMENDATION: Approve an Ordinance amending Chapter 40 of the Code of Ordinances relating to the placement and maintenance of Newsracks in Public Rights-of-Way. Amount and Source of Funding: N/A Finance Budget: N/A SPECIFIC EXPLANATION: On February 14, 2007, City Council approved the Newsrack Ordinance, which provided for implementation in the Central Business District (CBD) beginning January 1, 2008, and then throughout the City of Houston on January 1, 2009. After observing a soft enforcement period, the Parking Management Division of the General Services Department initiated enforcement on April 1, 2008, within the CBD, and on January 1, 2009 outside the CBD. Since enforcement began: 4,052 notices have been sent to owners of non-compliant newsracks. 968 newsracks have been seized. 281 newsracks remain in City storage. When a newsrack is out-of-compliance, Parking Management sends a notice to the publisher/distributor listing the deficiencies that must be corrected within 10 business days or the newsrack is subject to seizure. If, after 10 business days, the newsrack is still out of compliance, it is seized by Parking Management and stored in an offsite, secure location at 3102 Center Street. Parking Management notifies the owner that the newsrack has been seized and that arrangements must be made for its retrieval. The following proposed amendments to the ordinance are in response to identified problems related to the seizure and storage of newsracks: Assess \$75 seizure fee per newsrack. Currently, there is no method to encourage compliance short of seizing the newsrack. The seizure fee would serve as a deterrent for customers and encourage compliance with the ordinance. Assess \$5/day storage fee. The storage fee would only be assessed after 72 hours and would only

- accumulate on days that the storage facility is open to the public (Mon-Fri).
- Assess \$15 fee to cut chains or bolts to remove a non-complying newsrack from the public right-of-way.
- Dispose of unclaimed newsracks within 31 days of notice where the owner is known, or 31 days of seizure if the owner is unknown.

	REQUIRED AUTHORIZATION	CUIC ID#25MLI007
General Services Department:		
Liliana Rambo, CAPP Parking Management Division		

F&A 011.A REV. 3/94

Date	SUBJECT:	Newsracks in the Public Right of Way	Originator's	Page
10/22/09			Initials	2 of 2
10/22/09			MLI	

The Parking Management Division, in coordination with the Legal Department, met with newsrack stakeholders on Friday, October 10, 2009, to present the ordinance amendments.

Below is a survey of fees charged by other cities for newsracks:

City	Application	Permit	Seizure	Storage
Boston	-	\$150/rack (one-time)	\$50/rack	\$10/day
Chicago		None	-	\$25/day
Dallas	\$100	\$65/rack/yr	Reimburse City for costs	Reimburse City for costs
Denver	-	\$6/rack/yr	\$120/rack	-
Fort Worth	\$20	\$5/rack/yr	-	-
Houston	\$300	\$5/rack/3 yrs	•	-
Los Angeles		\$21.96/rack/yr	\$39/rack	\$1/day
Miami	_	\$10/rack/yr	\$75/rack	
Philadelphia	-	\$10/rack/yr	\$25/rack	\$5/day
San Francisco	-	\$60/rack/yr	\$200	-

IZD:LR:JLN:MLI:mli

c: Marty Stein, Jacquelyn L. Nisby, Arturo Michel, Keith Vaughan

Newsrack seizuire REDLINE 20091002.doc

Sec. 40-458. Seizure and removal of newsracks.

- (a) The city may seize and remove a newsrack if the person responsible for the newsrack has failed:
 - (1) To obtain a permit as required by this article;
 - (2) To remedy a violation within ten business days following the date of notice or a written decision by the hearing examiner that the newsrack was installed or maintained in violation of this article; or
 - (3) To request a hearing within ten business days following the date of notice of a violation.
- (b) Other than in the instance of failing to obtain a permit as provided in (a)(1) above, before any newsrack is seized, the person responsible for its installation and maintenance shall be notified and provided ten business days in which to remedy the violation or to request a hearing to contest the seizure.
- (c) A person notified under this section may request, in writing, a hearing before a hearing examiner designated by the director.
- (d) The hearing examiner shall conduct a hearing within 30 days of receipt of the applicant's written request. Written notice of the time and place of the hearing shall be provided to the applicant.
- (e) The hearing shall be conducted according to procedures promulgated by the director.
- (f) The hearing examiner shall render a written decision within 15 days after the date of the hearing. The decision of the hearing examiner shall be final.
- (g) Any newsrack seized or declared abandoned by the city shall be subject to a seizure fee of \$75.00. In the event that the seized or abandoned newsrack is impounded and claimed from impoundment prior to salvage of the newsrack, the owner or person claiming ownership shall be responsible for paying the city the following fees prior to the city being required to release the newsrack to said person: the seizure fee set forth herein and a daily storage fee of \$5.00 per newsrack; except there shall be no storage fee charged for a newsrack that is picked up by the owner within 72 hours of receipt of notice of seizure or for days the storage area is not open to the public. These seizure and impoundment fees are administrative fees and are in addition to any fines assessed as a result of citations issued for violation of this chapter. Where the owner is known, the parking management division shall send a letter or email to the last address

of record for the owner of the newsrack within seven calendar days of the newsrack being seized giving notice to claim the newsrack within 31 calendar days or the newsrack will be considered abandoned and disposed of by the city.

- (h) In the event the seized or impounded newsrack is not claimed and picked up from the city within 31 calendar days from the date the newsrack was seized, or in the case where the owner is known, within 31 calendar days from the date the notice was given to the owner to claim the newsrack, the city has the absolute right to dispose of said newsrack by salvage or other method available to the city. 'Salvage' as used in this ordinance shall mean the disposal through waste management procedure or recycling if practical. Any owner or agent of the owner of said newsrack shall be deemed to have waived any claim of ownership or damage of said newsrack if said owner or agent has not taken the necessary steps to reclaim the newsrack, including paying any fees under this chapter, and shall assume all risk of loss for destruction or salvage of said newsrack.
- (i) No person or company or publisher that has an unpaid seizure or storage fee shall be eligible to have a new newsrack permit issued by the city until said unpaid fees are paid in full.
- (j) Any newsrack that is chained to or permanently attached to any city right of way shall be immediately cut or removed from the city right of way, and the publisher of the paper the newsrack was holding shall be charged a removal fee of \$15.00 for each newsrack removed.

HOUSTON, TEXAS, GENERAL	RDINANCE AMENDING AMENDED A TING TO THE ISSUANCE OF CITY O OBLIGATION COMMERCIAL PAPER	AND DE	Page Agenda of 2 Item
SERIES G, AND AUTHORIZE A	PPROPRIATION CAPACITY		5023
FROM (Department or other	point of origin):	Origination Date	Agenda Date
Finance Department		October 23, 2009	NOV 0 4 2009
DIRECTOR'S SIGNATURE: Michelle Mitchell	Celle Mitchell	Council District(s)	affected: 0 2009
For additional information conduction and James A. Tillman IV	ontact: Phone: 713-837-9615	Council action: 10	ion of prior authorizing 0/24/2006 2006-1074; 6; 2/27/2008 2008-0130 0; 12/10/2008 2008- 19-0527
and authorize additional app	t City Council approve an ordina amounts from the General Obligation propriation capacity.	ance authorizing the a ation Commercial Pap	llocation of er Notes, Series G,
Amount and Source of Fundi	ng: N/A	Finance Budget:	
the August 2009 Public Improvement G to the 2006 Voter Authorized prenvironment. We are requesting to Improvement Bonds as authorized commercial paper to fund 2006 election Additional Commercial Paper is reallocation of \$125 million of capacity.	quired to continue supporting the City ty, in such programs Council will allow and of Fiscal Year 2010. The recommo	credit facility for additional eries G Commercial Pape expense of a new facility oport Capital Improvement as previously authorized 's Infrastructure plan. By	commercial paper due to r. By extending the Series r in a tight liquidity market Projects funded by Public \$137 million of Series D authorizing the additional
c: Marty Stein, Mayor's Office, Artı	uro Michel, City Attorney, James Tillma	an	
	REQUIRED AUTHORIZAT	ION	
Other Authorization:	Michelle Mitchell:	Other Auti	Orization
		one Aut	ionzauofi,

SUBJECT: APPROVE AN ORDINANCE AMENDING AMENDED AN RESTATED ORDINANCE RELATING TO THE ISSUANCE OF CITY OF HOUSTON, TEXAS, GENERAL OBLIGATION COMMERCIAL PAPER NOTES, SERIES G, AND AUTHORIZE APPROPRIATION CAPACITY	's	Page 2 of 2
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Summary of 2006 election, all figures in thousands:

Program and Department	2006 Election Authorization	Approved by City Council for CP* Issuance	Requested Additional CP Capacity Allocation	New CP Allocation	Remaining Balance
Streets, Bridges and Storm Draina Public Safety Parks and Recreation General Permanent Improvement: Public Libraries Low Income Housing Total	320,000 135,000 55,000 60,000 37,000 18,000	79,550 60,450 23,100 27,400 25,675 7,375 223,550	75,400 10,000 5,000 32,600 2,000	154,950 70,450 28,100 60,000 27,675 7,375	165,050 64,550 26,900 - 9,325 10,625
Public Safety is divided between Fi Fire Police		13,500 46,950 60,450	125,000 10,000 - 10,000	23,500 46,950 70,450	276,450
General Government is divided wit General Government Public Health Facilities Solid Waste	n Health and Solid Waste	16,550 8,100 2,750 27,400	18,450 8,900 5,250 32,600	35,000 17,000 8,000 60,000	

^{*&}quot;CP" - Commercial Paper