

AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 26, 2010 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Adams

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

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

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JANUARY 27, 2010 - 9:00 A. M.

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

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** to consider a Municipal Setting Designation ordinance (MSD) for Annie D. Adams Family Partnership, Ltd. for the site located at 1025 Lockwood Drive - **DISTRICT H - GONZALEZ**

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 37

AGENDA - JANUARY 27, 2010 - PAGE 2

MISCELLANEOUS - NUMBERS 2 through 4

2. CONFIRMATION of the appointment of the following to the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one-year terms to expire December 31, 2010:
Position One - Mayor Annise D. Parker
Position Two - Council Member Anne Clutterbuck
Alternate At-Large Positions - Council Members Sue Lovell and Melissa Noriega
3. RECOMMENDATION from Acting Fire Chief to approve the sale of Decommissioned Firefighting Equipment and Bunker Gear our "Sister City" Tampico, Mexico
4. RECOMMENDATION from Director Department of Public Works & Engineering for payment of \$1,060,290.00 for permit fees to the **HARRIS-GALVESTON SUBSIDENCE DISTRICT** for 2010 groundwater withdrawal and 2009 amendment fees - Enterprise Fund

DAMAGES - NUMBER 5

5. RECOMMENDATION from City Attorney for settlement of claim of **KEITH BOONE and LINDA ZAPALAC, parents of LEIGH BESS BOONE (Deceased)** - \$225,000.00 - Property and Casualty Fund

ACCEPT WORK - NUMBERS 6 and 7

6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,013,438.12 and acceptance of work on contract with **CHIEF SOLUTIONS, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation - 5.07% under the original contract amount
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,048,179.90 and acceptance of work on contract with **SHUMAKER-HARVEY EQUIPMENT CO., INC dba SHE-CO., INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation - 1.80% over the original contract amount

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 through 12

8. **RELIEF SERVICES for VETERINARY PRACTITIONERS (RSVP)** for Emergency Veterinary Services for the Bureau of Animal Regulation and Care (BARC) - \$20,000.00 - General Fund
9. **PEARLAND ALTERNATOR COMPANY, INC** - \$199,680.00 and **HOMER J. WOOD dba WOOD ALTERNATOR & STARTER SERVICE** - \$271,169.80 for Ambulance, Pumper and Ladder Truck Replacement Parts for Fire Department - General Fund
10. **INTERNATIONAL FORENSIC SCIENCE LABORATORY & TRAINING CENTRE** for Firearms Analysis Services for the Houston Police Department - \$80,000.00 - Grant Fund
11. **CONSOLIDATED TRAFFIC CONTROL, INC** for Audible Pedestrian Signals in accordance with the American Disabilities Act for Department of Public Works & Engineering - \$111,380.00 Street & Bridge Consolidated Construction Fund - **DISTRICTS B - JOHNSON; D - ADAMS; E - SULLIVAN; F - HOANG; G - PENNINGTON and H - GONZALEZ**
12. **TOTER INCORPORATED** for Automated Recycling Containers through the Interlocal Agreement for Cooperative Purchasing with the City of Tucson, Arizona for Solid Waste Management Department \$2,874,972.15 - American Recovery & Reinvestment Act Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 13 through 37

13. RESOLUTION requesting H-GAC add the Design and Construction of Pedestrian Improvements (identified in the Montrose Pedestrian-Bicyclist Special Districts Study) in the Transportation Improvement Program for Congestion Mitigation and Air Quality Funding Consideration **DISTRICT D - ADAMS**
14. ORDINANCE relating to the Retail Electric Rates of **ENTERGY TEXAS, INC** within the City of Houston, Texas; suspending for ninety days the effective date of new rates - **DISTRICT E - SULLIVAN**
15. ORDINANCE approving and authorizing contract between the City of Houston and **AVENUE COMMUNITY DEVELOPMENT CORPORATION, A Texas Nonprofit Corporation**, to provide \$3,000,000 Performance-Based Loan of Federal "HOME" Funds to assist in the Development of a 144 Unit Affordable Family Housing Apartment Complex to be located in the Near Northside on an approximately 5.72 acre tract on Irvington Boulevard, of which 26 units will be designated as Home Affordable Floating Units for a 20-year affordability period - **DISTRICT H - GONZALEZ**
16. ORDINANCE approving and authorizing contract between the City of Houston and **ORCHARD COMMUNITIES, INC, A Texas Nonprofit Corporation**, to provide \$3,540,000 Performance-Based Loan of Federal "HOME" Funds to assist in the Development of a 118 Unit Affordable Senior Housing Apartment Complex on an approximately 5.6965 acre tract at the northeast corner of Brinkman and West 34th Street, of which 30 units will be designated as Home Affordable Floating Units for a 20-year affordability period - **DISTRICT A - STARDIG**
17. ORDINANCE appropriating \$79,900.00 out of TIRZ Affordable Housing Fund (Fund 2409) for work related to one (1) of the thirty-three (33) houses described herein and approving and authorizing thirty-three (33) Single Family Home Repair Contracts between the City, as the Repair Agency acting on behalf of thirty-three (33) homeowners, and two (2) construction contractors (**JOSHUA DADE HOMES AND GENERAL CONTRACTOR SERVICES, INC**) and providing \$2,459,208.00 in Community Development Block Grant (Disaster Recovery) Funds, \$77,300.00 in Community Development Block Grant (Fund 5000) Funds and \$79,900.00 in TIRZ (Fund 2409) Funds for the Demolition and Reconstruction Work on thirty three (33) houses for the Single Family Home Repair Program - **DISTRICTS A - STARDIG; B - JOHNSON; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ**
18. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD FOREST SUBDIVISION, SECTIONS 1 - 2** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
19. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD FOREST SUBDIVISION, SECTIONS 8 and 9** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
20. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **ABST 269 J FLOWERS SUBDIVISION, ECONOMY SUBURBAN GARDENS SUBDIVISION, HERZOG HP SECTION 2 HILLDALE SUBDIVISION, HILLENDahl ACRES SUBDIVISION, LENTZ VILLAS SUBDIVISION, LONG POINT MANOR SUBDIVISION, LONG POINT OAKS SUBDIVISION, POINT PLACE SUBDIVISION, SILVERBONNET PLACE SUBDIVISION, THONIG TRACT ABST 269 J FLOWERS**, and **WOODVINE LOFTS SUBDIVISION** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**

RESOLUTIONS AND ORDINANCES - continued

21. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **HUNTINGTON VILLAGE SUBDIVISION SECTIONS 1 - 4** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
22. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **SPRING SHADOWS SUBDIVISION, SECTIONS 1, 2 and 4** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
23. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **SPRING SHADOWS SUBDIVISION, SECTIONS 3, 5, 7, 11 and 13, SECTION 8 REPLAT, SECTION 8 2ND REPLAT** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
24. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **SPRING SHADOWS SUBDIVISION, SECTIONS 9, 10, 12, 15, 16, 17, 18, and 19, SECTION 9 REPLAT, SECTION 17 REPLAT** to prohibit the parking of vehicles in the front or side yards of such residences **DISTRICT A - STARDIG**
25. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **WESTCHESTER SUBDIVISION, SECTIONS 1, 2, and SECTION 2 REPLAT** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT G - PENNINGTON**
26. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **GLENBROOK VALLEY SUBDIVISION, SECTIONS 1 - 4, 6 - 11, GLENBROOK VALLEY SUBDIVISION, SECTIONS 5 REPLAT, 7 REPLAT and 12 REPLAT, and GLENBROOK VALLEY SUBDIVISION, SECTION 7 EXTENSION** to prohibit the parking of vehicles in the front or side yards of such residences **DISTRICT I - RODRIGUEZ**
27. ORDINANCE awarding contract between the City of Houston and **HOUSTON AUTO AUCTION, INC** for Surplus Vehicle Auctioneering Services for Finance Department - Revenue
28. ORDINANCE amending Ordinance No. 2006-0246 (Passed on March 8, 2006) to increase the maximum contract amount for contract between the City of Houston, the **COUNTY OF LOS ANGELES**, and **OFFICE DEPOT** for Purchase of Office Supplies for Various Departments \$3,627,521.10 - General, Enterprise, Grant and Other Funds
29. ORDINANCE appropriating \$325,000.00 out of Airports Improvement Fund as additional funding for Professional Environmental Consulting Services Contract between the City of Houston and **BROWN AND CALDWELL** for the Houston Airport System (Project No. 625A; Contract No. 4600007063) - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**

RESOLUTIONS AND ORDINANCES - continued

30. ORDINANCE appropriating \$1,470,000.00 out of Street & Bridge Consolidated Construction Fund and \$1,567,825.55 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing an Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION**; approving and authorizing Amendment One to an Advance Funding Agreement; for the reconstruction of Little York from Airline to Hardy Road **DISTRICTS B - JOHNSON and H - GONZALEZ**
31. ORDINANCE appropriating \$25,000.00 out of Street & Bridge Consolidated Construction Fund; approving and authorizing an Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION**; for the Wi-Max Radio System
32. ORDINANCE approving and authorizing Professional Environmental Consulting Services Contracts between the City of Houston and **WESTON SOLUTIONS, INC** and **TERRACON CONSULTANTS, INC** for Environmental Assessments under the Brownfield Redevelopment Program; providing maximum contract amounts - Total for both contracts \$260,099.32 - Grant Fund
33. ORDINANCE appropriating \$803,988.00 out of Drainage Improvement Commercial Paper Series F Fund as an additional appropriation to Professional Engineering Services Contract with **SES HORIZON CONSULTING ENGINEERS, INC** for Whiteheather Storm Sewer Improvements (Approved by Ordinance No. 2005-0842) - **DISTRICT D - ADAMS**
34. ORDINANCE appropriating \$212,147.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **BROOKS & SPARKS, INC** for Safe Sidewalk Program; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS A - STARDIG; E - SULLIVAN and H - GONZALEZ**
35. ORDINANCE appropriating \$1,408,660.00 out of Drainage Improvement Commercial Paper Series F Fund as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **KLOTZ ASSOCIATES, INC** for Design of Airline Drive: Canino to Tidwell Drainage Improvements (Glen Oaks) (Approved by Ordinance No. 2007-596) **DISTRICTS B - JOHNSON and H - GONZALEZ**
36. ORDINANCE appropriating \$2,513,000.00 out of Drainage Improvement Commercial Paper Series F Fund; \$107,000.00 out of Water & Sewer System Consolidated Construction Fund, and \$3,350,000.00 out of Drainage Improvement Commercial Paper Series F Fund (which \$3,350,000.00 is to be reimbursed by TxDOT); awarding contract to **JFT CONSTRUCTION, INC** for Whiteheather Storm Sewer Improvements Segment II; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management, and contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund and the Water & Sewer System Consolidated Construction Fund **DISTRICT D - ADAMS**

RESOLUTIONS AND ORDINANCES - continued

37. ORDINANCE appropriating \$2,250,550.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SCOHIL CONSTRUCTION SERVICES, L.L.C.** for Water Line Replacement in Link Valley Areas, 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 - **DISTRICTS C - CLUTTERBUCK and D - ADAMS**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 38 through 40

38. ORDINANCE **AMENDING SECTION 4608 OF CHAPTER 46 OF THE BUILDING CODE OF THE CITY OF HOUSTON, TEXAS, THE HOUSTON SIGN CODE**, to authorize temporary signage for businesses adjacent to light rail construction projects
TAGGED BY COUNCIL MEMBERS LOVELL and NORIEGA
This was Item 15 on Agenda of January 20, 2010
39. ORDINANCE appropriating \$60,000.00 out of Public Health Consolidated Construction Fund; awarding Construction Management At Risk Contract to **SPAWMAXWELL COMPANY, LLC** for Bureau of Animal Regulation and Care Facility Expansion/Renovation & Ann Slemons Young Animal Center - **DISTRICTS B - JOHNSON and I - RODRIGUEZ**
TAGGED BY COUNCIL MEMBER SULLIVAN
This was Item 29 on Agenda of January 20, 2010
40. ORDINANCE appropriating \$385,000.00 out of Street & Bridge Consolidated Construction Fund; approving and authorizing Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Local Rehabilitation Contingency Projects under the American Recovery and Reinvestment Act - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ** - **TAGGED BY COUNCIL MEMBER NORIEGA**
This was Item 36 on Agenda of January 20, 2010

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Stardig 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

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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
JANUARY 26, 2010 – 2:00 PM**

AGENDA

3MIN

3MIN

3MIN

NON-AGENDA

3MIN

3MIN

3MIN

MS. JACQUILINE PHILLIPS – 414 W. Troy Rd. – 77091 – 713-695-8551 – Parents

MR. /COACH R. J. BOBBY TAYLOR - 3107 Sumpter - 77026 - FA34511 - Behavior; Fiesta, Ballroom, 200 Jackson Street, Houston, disgracing Parents/Children

MR. DENNIS LOCKE – 5505 Pinemont – 77018 - 713-553-0721 – Permits

MR. RUSSELL HENDERSON – 1325 Northwest 101st – Oklahoma City – OK – 73114 – 405-535-6266
Impact fees

MR. ALEX ZEPEDA – 416 Fairview, No. 10 – 77006 – 832-413-7386 – City issues

MR. DOUGLAS BROWN – 6401 Del Rio - 77021 – 713-741-4190 – Life is in danger when I call the Health Department

REV. JAMES NASH – 8309 Brandon St. – 77051 – 713-725-1664 – Fire Department

MR. RAY HILL – Post Office Box 3624 – 77253-3624 – **PHONE #** - Bullies

MR. JOHN JOHNSON – 7102 Wendemere – 77088 – 832-453-1900 – Mayor what are you doing about Code Enforcement

MS. GLADYS HOUSE – 1605 Andrews – 77019 – 713-742-6995 – Wally Park, Transit Project exclusion of Black Community of our neighborhood

MS. LISA TROUT – 5823 Willowbend – 77096 – 832-202-8151 – Bicycle Taxi/Petty Cabs

PREVIOUS

1MIN

1MIN

1MIN

MS. MARY TAYLOR - 1403 Fashion Hill Dr. - 77088 - 281-445-0682 – Investigation on Stuebner Airline Park 26.82 acres and other

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – Court – Conviction awarded Capital Punishment – vs. City Government – TX w/State

JAN 27 2010

MOTION NO. 2009 0896

MOTION by Council Member Khan that the recommendation of the Director of the Department of Public Works and Engineering, to set a hearing date to consider a Municipal Setting Designation ordinance (MSD) for Annie D. Adams Family Partnership, Ltd. for the site located at 1025 Lockwood Drive, be adopted, and a Public Hearing be set for 9:00 a.m., Wednesday, January 27, 2010, in the City Council Chamber, Second Floor, City Hall.

Seconded by Council Member Green and carried.

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

PASSED AND ADOPTED this 9th day of December, 2009.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is December 15, 2009.



City Secretary

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Motion establishing a public hearing date to consider adopting a Municipal Setting Designation Ordinance for Annie D. Adams Family Partnership, Ltd. for the Site located at 1025 Lockwood Dr., Houston, TX 77020 (MSD # 2009-017-FRM)

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

Department of Public Works and Engineering

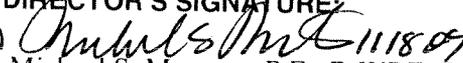
Origination Date

12/3/09

Agenda Date

~~DEC 03 2009~~

DIRECTOR'S SIGNATURE:

MSM

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

Council District affected:

H
B, I, and D within 5 miles of site.

For additional information contact:

Carol Ellinger Haddock, P.E. *CEH* Senior Assistant Director (713) 837-7658
Richard J. Chapin, *RJC* Senior Project Manager (713) 837-0421

Date and identification of prior authorizing Council action: 8/22/2007 – 2007-0959

RECOMMENDATION: (Summary)

Establish a public hearing date to consider adopting a Municipal Setting Designation (MSD) Ordinance for Annie D. Adams Family Partnership, Ltd. for the site located at 1025 Lockwood Dr.

Amount and Source of Funding: N/A

BACKGROUND: In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSDs), which would designate an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting the public health. On August 22, 2007, City Council approved an Ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support a MSD application to the State. This Ordinance requires a written public notice be mailed to property owners within 2,500 feet of a proposed MSD and owners/operators of potable water wells within 5 miles of a proposed MSD. In addition, a public meeting and a public hearing are required to be held prior to City Council consideration of support.

ANNIE D. ADAMS FAMILY PARTNERSHIP, LTD. APPLICATION: Annie D. Adams Family Partnership, Ltd. is seeking a MSD for 12.4-acres of land located at 1025 Lockwood Dr., Houston, TX 77020. The contamination consists of tetrachloroethene (PCE), trichloroethene (TCE), cis-1-2-dichloroethene (cis-1,2-DCE), and vinyl chloride (VC). The property was formerly owned by Rheem. Cold steel container or drum manufacturing operations were conducted from the 1930s until the property was sold in 1986. Groundwater monitoring has occurred at the site since 1990. Both Rheem and Cameron (the property to the north) have historically worked closely with regulators from the TCEQ and have submitted numerous site assessments, monitoring, and other reports. There is a groundwater plume of chlorinated volatile organic compounds (VOCs) associated with the former Cameron property (the property to the north) in both the upper and second water-bearing zones. It appears that the affected groundwater from the two properties has commingled. A public meeting will be held on 12/16/2009 at 6:30:00 PM at the Ripley House, 4410 Navigation, Houston, TX 77011.

Annie D. Adams Family Partnership, Ltd. is seeking a MSD for this property to restrict access to groundwater to protect the public against exposure to contaminants. There is a public drinking water supply system that meets state requirements that supplies or is capable of supplying drinking water to the MSD property and all properties within one-half mile of the MSD property.

RECOMMENDATIONS: City Ordinance requires City Council to hold a public hearing before adopting a Municipal Setting Designation Ordinance (MSD). The Department of Public Works and Engineering recommends establishing a public hearing date not sooner than six weeks from passage of the Motion and directing the City Secretary to publish notice of the hearing no less than thirty (30) calendar days before the public hearing date for Annie D. Adams Family Partnership, Ltd. for the site located at 1025 Lockwood Dr. Preferred public hearing date is 1/27/2010.

MSM:AFI:CAE

PLANNING BRANCH\MSD\DATABASE\GENERIC RCA - PUBLIC HEARING.DOC

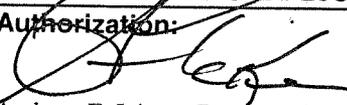
C: Marty Stein, Waynette Chan, Gary Drabek, Ceil Price

REQUIRED AUTHORIZATION

CUIC ID# 20CAE54

Finance Department:

Authorization:


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

Other Authorization:

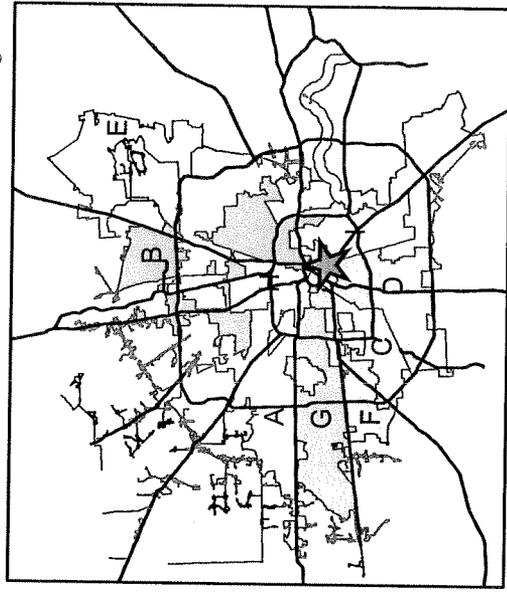
Municipal Settings Designation Application

2008-017-FRM

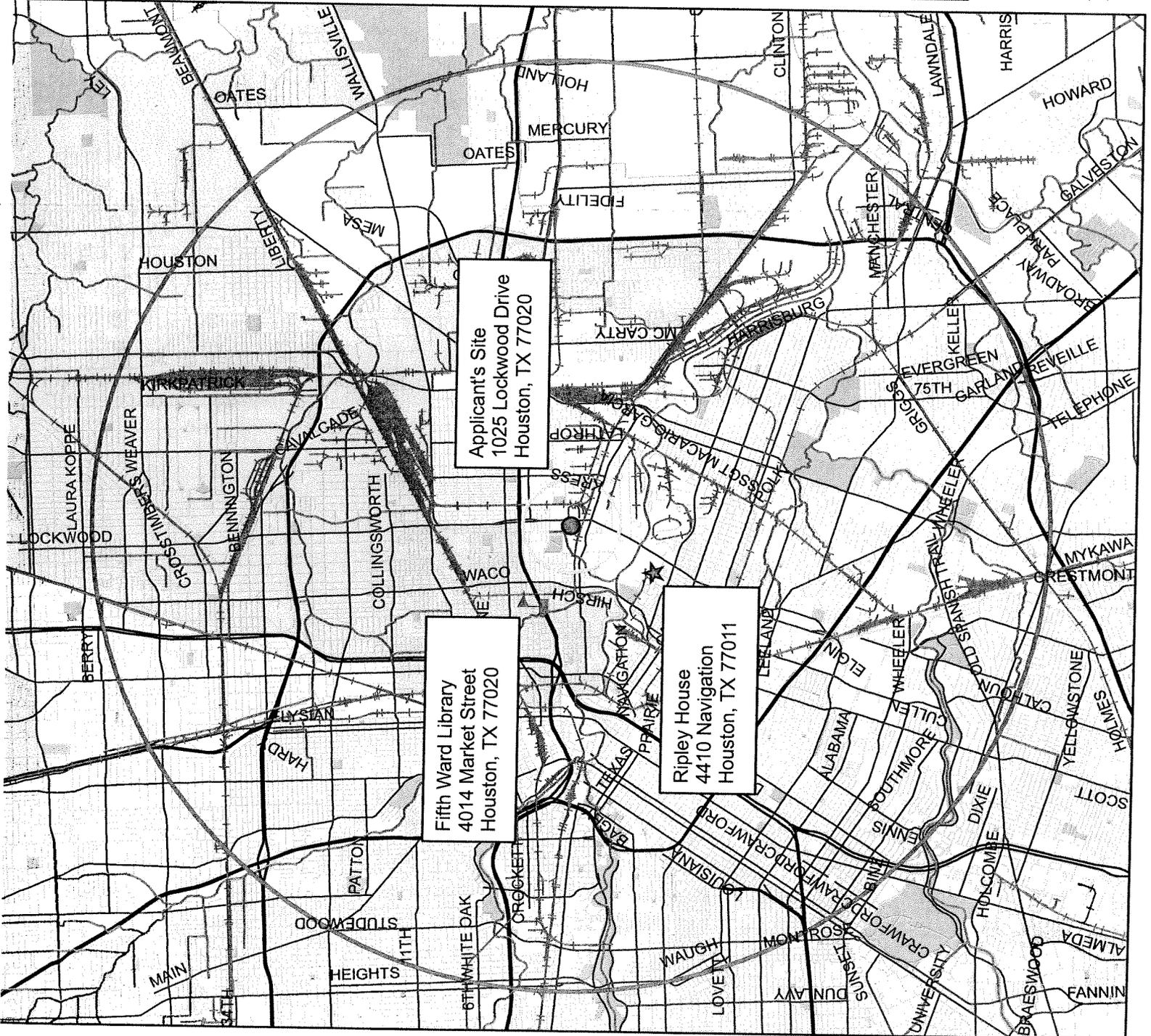
Vicinity Map

Legend

-  MSD Application
-  Community Center
-  Library
-  5 Mile Notification Area
-  1/2 Mile Notification Area



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



MOTION by Council Member Clutterbuck that nominations for Positions One, Two and Two Alternate At-Large Positions of the Houston-Galveston Area Council Board of Directors, for one-year terms to expire December 31, 2010, be closed.

Seconded by Council Member Lovell and carried.

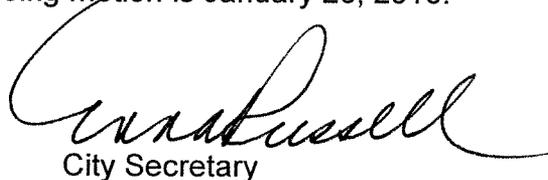
Mayor Parker, Council Members Stardig, Clutterbuck, Sullivan, Hoang, Pennington, Gonzalez, Costello, Lovell, Noriega, Bradford and Jones voting aye
Nays none
Council Member Johnson absent

Council Member Adams due to being ill

Council Member Rodriguez absent due to death in family

PASSED AND ADOPTED this 20th day of January, 2010.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 26, 2010.


City Secretary

Council Member Clutterbuck nominated Mayor Annise Parker for Position One.

Council Member Hoang nominated Council Member Anne Clutterbuck for Position Two.

Council Member Costello nominated Council Member Sue Lovell for Alternate At-Large Position.

Council Member Gonzalez nominated Council Member Melissa Noriega for Alternate At-Large Position.

REQUEST FOR COUNCIL ACTION

R

TO: Mayor via City Secretary

RCA# 8626

Subject: Motion approving the sale of decommissioned firefighting equipment and bunker gear to the "Sister City" Tampico, Mexico.

Category #
6

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Agenda Item

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FROM (Department or other point of origin):

Rick Flanagan
Fire Chief
Fire

Origination Date

January 19, 2010

Agenda Date

JAN 27 2010

DIRECTOR'S SIGNATURE



Council District(s) affected

For additional information contact:

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

Date and Identification of prior authorizing Council Action:

Motion 2009-0067 passed on 2/11/09

RECOMMENDATION: (Summary)

Adopt a Motion approving the sale of decommissioned firefighting equipment and bunker gear to the "Sister City" Tampico, Mexico.

Revenue of \$1.00

Finance Budget

SPECIFIC EXPLANATION:

The Fire Chief recommends that City Council adopt a Motion approving the sale for the sum of \$1.00 of decommissioned firefighting equipment and bunker gear to the "Sister City" Tampico, Mexico. The Texas Constitution authorizes a municipality to donate decommissioned firefighting equipment and bunker gear to a developing country.

Following the adoption of the Motion the Director of Finance will execute a Bill of Sale which will hold the City not responsible or liable for any injury or damage to any person or property arising in connection with this equipment.

This sale will consist of 88 pallets of materials with an estimated total salvage cost of \$3,484.50.00. Price per pallet is based on previous auction sales conducted by the City of Houston Property Management Disposal Office. The donation specifically consists of:

<u>Description</u>	<u>Price per pallet</u>	<u>Value of donation</u>
15 pallets miscellaneous equipment	\$87.50 per pallet	\$1,312.50
23 pallets of used bunker gear	\$64.00 per pallet	\$1,472.00
50 pallets of used fire hose	\$14.00 per pallet	\$700.00

REQUIRED AUTHORIZATION

Finance Department:

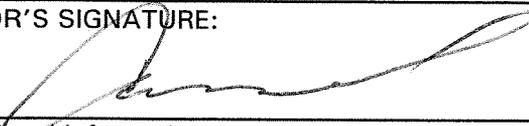
Other Authorization:

Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval to pay Harris-Galveston Subsidence District \$1,060,290.00 for 2010 groundwater withdrawal permit fees and for 2009 amendment fees.		Category # 1	Page 1	Agenda Item # 4
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1-21-10	Agenda Date JAN 27 2010	
DIRECTOR'S SIGNATURE <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: All		
For additional information contact: Yvonne W. Forrest Senior Assistant Director Phone: (713) 837-7051		Date and identification of prior authorizing Council action Motion No. 2009-0104, dated 3/4/09 Motion No. 2009-0755, dated 10/21/09		
RECOMMENDATION: (Summary) That City Council approves the payment of the \$1,060,290.00 for permit fees to the Harris-Galveston Subsidence District.				
Amount of Funding: \$1,060,290.00			Finance Department:	
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input checked="" type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify) Water and Sewer System Operating Fund (8300) 1/6/10				
SPECIFIC EXPLANATION: The Harris-Galveston Subsidence District (HGSD) is a special purpose district created by the Texas Legislature in 1975. The District was created to provide for the regulation of groundwater withdrawal throughout Harris and Galveston counties for the purpose of preventing land subsidence, which leads to increased flooding. The Department of Public Works and Engineering is requesting that City Council approve a payment of \$68,850.00 to HGSD for permit amendment fees, groundwater withdrawal and over-conversion credits covering the period between 2/1/2009 and 12/31/2009. The amount of the fee is based on a \$17.00 assessment per million gallon for an aggregated increase from 3300 million gallons to 7000 million gallons in Area 2 due to unusually dry weather throughout much of the summer of 2009. We are also requesting that City Council approve a payment in the amount of \$991,440.00 for the 2010 permit fees Areas 2 and 3 for the period between 1/1/2010 and 12/31/2010. cc: Michael S. Marcotte, P.E., D.WRE, BCEE Jun Chang, P.E., D.WRE Gary Drabek Marty Stein				
REQUIRED AUTHORIZATION			CUIC ID #20YWF07	
Finance Department	Other Authorization: <i>Yvonne W. Forrest</i> Yvonne W. Forrest Senior Assistant Director	Other Authorization: <i>Jun Chang</i> Jun Chang, P.E., D.WRE, Deputy Director, Public Utilities Division		

SUBJECT: Proposed Settlement of Claim of Keith Boone and Linda Zapalac, parents of Leigh Bess Boone (Deceased)		Category # 6	Page 1 of 1	Agenda Item # 5
FROM (Department or other point of origin): Legal Department		Origination Date 1-21-10	Agenda Date JAN 27 2010	
DIRECTOR'S SIGNATURE: 		Council District affected: All		
For additional information contact: Harlan D. Heilman Phone: 832.393.6455 <i>MS</i> <i>1/21/10</i>		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Approve the referenced claim settlement.				
Amount of Funding: \$225,000.00		F & A Budget:		
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund				
<input checked="" type="checkbox"/> Other (Specify) Property and Casualty Fund (1004)				
SPECIFIC EXPLANATION: "FOR SETTLEMENT PURPOSES ONLY"				
<p>Perdue & Kidd, L.L.P., Attorneys at Law, on behalf of Keith Boone and Linda Zapalac, parents of Leigh Bess Boone (Deceased), the subject claimants, have filed a claim against the City of Houston for the wrongful death of their daughter as a result of a motor vehicle accident on March 30, 2009. The claimants allege that Warren Ducote, an employee in the Houston Fire Department, Operations Division, Fire Suppression Section, failed to use due caution entering the intersection at Dunlavy and Westheimer and collided with a pumper truck operated by firefighter Brian Edwards. The collision caused the ladder truck to roll onto Ms. Boone who was riding a bicycle and waiting for a red light at the intersection. Ms. Boone sustained serious head injuries and had been in critical condition in Memorial Herman Hospital until her death on April 11, 2009.</p> <p>The claimants assert a Wrongful Death cause of action under Tex. Civ. Prac. & Rem. Code § 71.001 <i>et. seq.</i>, which permits recovery of damages for mental anguish and loss of companionship and society.</p> <p>If the claimants were successful in a lawsuit against the City of Houston, the City risks exposure in an amount of at least \$225,000.00 in actual damages. It is my recommendation that it is in the best interest of the City to settle this matter for \$225,000.00 with warrant made payable to Perdue & Kidd, L.L.P. in trust for Keith Boone and Linda Zapalac, Four Oaks Place, 1330 Post Oak Boulevard, Suite 1800, Houston, Texas 77056.</p>				
HDH/MLS/dj				
REQUIRED AUTHORIZATION				
F&A Director:	Other Authorization:		Other Authorization:	

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation WBS# R-000266-00F6-4	Page 1 of 1	Agenda Item # 6
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1-21-10	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., D. WRE, BCEE, Director	Council District affected: A, B, C, D, E, F, G, H and I
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For additional information contact: Dannelle H. Belhateche, P.E. Sr. Assistant Director Phone: (281) 575-2847	Date and identification of prior authorizing Council action: Ordinance No. 2006-1207, dated 12/06/2006
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RECOMMENDATION: (Summary)
Pass a motion to approve the final contract amount of \$1,013,438.12, which is 5.07% under the original contract amount, accept the work, and authorize final payment.

Amount and Source of Funding: No additional funding required. *M.P. 1/13/10*
Original appropriation of \$1,147,305.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided cleaning and television inspection in support of rehabilitation to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer cleaning and television inspection in support of rehabilitation. The project was awarded to Chief Solutions, Inc., with an original contract amount of \$1,067,574.97. The Notice to Proceed date was 02/05/2007 and the project had 540 calendar days for completion.

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

CONTRACT COMPLETION AND COST: The contractor, Chief Solutions, Inc., has completed the work under the contract. The contract was completed within the contract time with an additional 210 days approved by Change Order No. 1 and Change Order No. 2. The final cost of the project is \$1,013,438.12, a decrease of \$54,136.85 or 5.07% under the original contract amount. Fewer point repairs were needed than anticipated.

MWDBE PARTICIPATION: The MWDBE goal for this project was 17%. According to the Affirmative Action and Contract Compliance Division, the actual participation was 18.75%. The contractor was awarded an "Outstanding" rating from Affirmative Action.

JDR
MSM:JC:DHB:JI:DR:mf
Attachments

c: Velma Laws
Craig Foster

Project File 4277-30		REQUIRED AUTHORIZATION		CUIC ID# 20DHB321
Finance Department	Other Authorization: <i>Dannelle H. Belhateche</i>	Other Authorization: <i>Jun Chang</i> Jun Chang, P.E., D. WRE, Deputy Director Public Utilities Division		

4277-30		Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation		
WBS No. R-000266-00F6-4		Chief Solutions, Inc.		
WORK ORDER	KEY MAP	Subdivision	BASIN	CD
25	450J	SPRING SHADOW SEC. 6	WDP09	A
34	492A	TIMBERGROVE MANOR	IA001	A
35	451W	WYNWOOD PARK	IA036	A,H
10	415A	HARRIS CO. WCID NO. 76	RE001	B
16	415W	SCENIC WOODS	FB004	B
18	415N,S	NORTHWOOD MANOR SEC. 6	FB026	B
23	412Q	LINCOLN CITY SEC. 3	II084	B
4	531P	BRAESMONT SEC. 1	SW247	C
31	570E	MILLBANKS PLAZA	SW070	C
3	573M,573J	CRESTMONT PARK 4	CH014	D
24	493S,W	MONTROSE	AS085	D
26	492R,V	HYDE PARK	AS091	D
28	610C	QUAIL RUN SEC. 4	GR006	D
29	572G	ALMEDA PLAZA	ASP01	D
6	576S	PALM SPRINGS SEC. 1	SE002	E
7	616B	SAGEMONT SEC. 8	SM008	E
11	530F	SHARPSTOWN SEC. 1	SW081	F
15	529S	KEEGANS GLEN SEC. 3	MA327	F
1	489Y	DAIRY ASHFORD	BW254	G
2	529Y	DAIRY PROPERTY	BW253	G
8	492P	RIVER OAK SEC. 9	AS062	G
13	490S,T	TANGLEWILDE SEC. 1	KB323	G
14	492K	MINOLA	II155	G
20	492T	RIVER OAK SEC. 7	AS047	G
27	488X, 528B	PARKRIDGE SEC. 1	AR008	G
32	489R	BRIARLAKE PLAZA	WD091	G
5	454N	FIELD SEC. 2	IB055	H
12	492H	BRUNNER	II150	H
17	452P,T	SHANDY ACRES LANDING	IA049	H
19	453K	OAKWOOD	IIP25	H
21	453U	LINDALE PARK	II139	H
30	452C	LITTLE YORK ANNEX	II079	H
33	494J	FROSTTOWN	II015	H
9	494X	EASTLAWN	SB149	I
22	534M	GULFGATE CENTER WEST	SB078	I

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Council Motion for Emergency Veterinary Services for the Bureau of Animal Regulation and Care

Category #

Page 1 of 1

Agenda Item#

8

FROM: (Department or other point of origin):

Origination Date

Agenda Date

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

January 15, 2010

JAN 27 2010

DIRECTOR'S SIGNATURE:

6 Tina Ray for Alfred Moran

Council Districts affected:

ALL

For additional information contact:

David Atencio
Chris Newport

Phone: (832) 229-7321
Phone: (713) 837-9533

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of additional professional emergency veterinary services from Relief Services for Veterinary Practitioners (RSVP) for the Bureau of Animal Regulation and Care (BARC).

Amount and Source of Funding:

Additional funding: \$20,000.00
General Fund (1000)

FIN Budget:

SPECIFIC EXPLANATION:

The Director of Administration & Regulatory Affairs recommends that Council approve the purchase of professional emergency veterinary services from Relief Services for Veterinary Practitioners (RSVP) for the Bureau of Animal Regulation and Care (BARC) and authorize the issuance of additional purchase orders.

BARC utilizes Relief Services for Veterinary Practitioners (RSVP) to provide temporary veterinary services, specifically spay/neuter procedures. Approximately 38,000 animals are processed through BARC each year. Dogs and cats taken into the facility require spay/neuter and other veterinary services before they can be eligible for adoption. Until recently, BARC had neither a Chief Veterinarian nor sufficient staff veterinarians to perform the number of procedures necessary to maintain an acceptable level of live releases. Therefore BARC relied on RSVP to provide veterinarians to meet ongoing operational requirements.

To date RSVP has performed services in the amount of \$54,890.00 and Council approval is necessary to cover the ongoing costs beyond \$50,000.00 for emergency services required through the remainder of the fiscal year. Specifically, BARC has projected eight additional days through the end of FY2010 during which RSVP services may be needed, as historically BARC experiences a surge in holiday-related animal intake at the end of February and through March. The proposed additional funding will bring the total allocation for RSVP services to \$70,000.00.

The new Chief Veterinarian began work at BARC on December 28, 2009, and two staff veterinarians will begin work on February 1, 2010. These recent hires establish a full complement of medical staff at BARC; thus, RSVP services will not be necessary in FY2011.

This request is made pursuant to Chapter 252, Section 252.022 (a) (4) of the Texas Local Government Code for exempt procurements.

REQUIRED AUTHORIZATION

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8430

Subject: Formal Bids Received for Ambulance, Pumper and Ladder Truck Replacement Parts for the Fire Department
S36-S23402

Category #
4

Page 1 of 2

Agenda Item

9

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

Origination Date
December 21, 2009

Agenda Date
JAN 27 2010

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Karen Dupont Phone: (713) 859-4934
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve various awards, as shown below, in an amount not to exceed \$470,849.80 for ambulance, pumper and ladder truck replacement parts for the Fire Department.

Estimated Spending Authority: \$470,849.80

Finance Budget

\$470,849.80 General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$470,849.80 for ambulance, pumper and ladder truck replacement parts for the Fire Department. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. This award consists of two price lists and line items for various types of replacement parts such as auto ejectors, auto pumps, starters, and brushless alternators to be used by the Fire Department to repair ambulances, pumpers and ladder trucks citywide.

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

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

Pearland Alternator Company, Inc.: Award on its low bid for Item Nos. 1 thru 10 (alternators) in an amount not to exceed \$199,680.00.

<u>Company</u>	<u>Total Line Item Amount</u>
1. Pearland Alternator Company, Inc.	\$199,680.00
2. Homer J. Wood dba Wood Alternator & Starter Service	\$278,371.10

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

NOT

9

Date: 12/21/2009	Subject: Formal Bids Received for Ambulance, Pumper and Ladder Truck Replacement Parts for the Fire Department S36-S23402	Originator's Initials VK	Page 2 of 2
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Homer J. Wood dba Wood Alternator & Starter Service: Award on its sole bid for Item No. 11 (Kusmaul Electronics Co., Inc.-Fire Emergency Products Price List; which includes but it is not limited to, auto ejectors, auto pumps, and auto charge remotes), and low bid for Item No. 12 (C. E. Niehoff & Co Brushless Alternators Price List; which includes but it is not limited to, brushless alternators, starters, and regulators) in an amount not to exceed \$271,169.80.

<u>Company</u>	<u>Total Sample Pricing</u>
1. Pearland Alternator Company, Inc.	\$2,791.65 (Partial Bid/Higher Unit Price)
2. Homer J. Wood dba Wood Alternator & Starter Service	\$5,553.24

Buyer: Valerie Player-Kaufman

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

Estimated Spending Authority:

Department	FY 10	Out Years	Total
Fire	\$7,847.00	\$463,002.80	\$470,849.80



CITY OF HOUSTON

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Interoffice

Correspondence

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

From: Valerie Player-Kaufman

Date: November 30, 2009

Subject: MWBE Participation Form

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

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

I am requesting a **revision** of the MWBE Goal: Yes No Original Goal: 11% New Goal: 0%

If requesting a revision, how many solicitations were received: 2

Solicitation Number: S23402 Estimated Dollar Amount: \$470,849.80

Anticipated Advertisement Date: 10/7/2009 Solicitation Due Date: 10/29/2009

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

If goal was not met, what did the vendor achieve: n/a

Name and Intent of this Solicitation:

Ambulance, Pumper and Ladder Truck Replacement Parts for the Fire Department

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

These ambulance, pumper and ladder replacement parts are currently being ordered from two price lists. The new solicitation was advertised with two price lists and eleven line items. The manufacturers are represented by limited suppliers, and the award will be split between two suppliers. The suppliers' inventory limited stock for emergency needs, and all standard items are dropped shipped directly from the manufacturer to the City department on an as needed basis. Based on the aforementioned, there is no subcontracting opportunity available to achieve the 11% MWBE goal; therefore, SPD request that a 0% MWBE goal be approved for this procurement.

Concurrence:

SPD Initiator

for Division Manager

Robert Gallegos, Deputy Assistant Director
*Affirmative Action

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

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

RECEIVED

NOV 30 2009

CITY OF HOUSTON

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Purchase Order with International Forensic Science Laboratory & Training Centre to provide firearms analysis services to the Houston Police Department.

Page 1 of 1

Agenda Item # 10

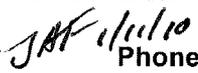
FROM: (Department or other point of origin):
Houston Police Department

Origination Date:
1-21-10

Agenda Date:
JAN 27 2010

DIRECTOR'S SIGNATURE:
 1-20-10
C. A. McClelland, Acting Chief of Police

Council District affected:
All

For additional information contact:
Joseph A. Fenninger  1-20-10
CFO and Deputy Director Phone: 713-308-1770

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary) Adopt a Motion approving the issuance of a Purchase Order in the amount of \$80,000.00 to International Forensic Science Laboratory & Training Centre for firearms analysis services.

Amount and Source of Funding: \$80,000.00 Forensic Science – Backlog Reduction and Adding Capacity Grant, Fund No. 5030

Specific Explanation:

The Acting Chief of Police recommends that City Council approve the issuance of a Purchase Order to International Forensic Science Laboratory & Training Centre in an amount of \$80,000.00 for firearms analysis services. The scope of work requires the contractor to provide 500 hours of on-site firearms and firearms evidence analysis services to the HPD Crime Lab at a cost of \$160.00 per hour. The work is expected to require ten weeks to complete. Specific duties will include, but not be limited to:

- Examination of firearms and firearms related evidence
- Forensic analysis of firearms and firearms related evidence
- Preparation and issuance of reports of results and findings
- Provide consulting services to other HPD firearms examiners

Although the Firearms Analysis section of the Crime Lab now has a full complement of 11 analysts, during the previous months the section has been understaffed due to training requirements, retirements and separations of service. During that time, the backlog of analysis work has grown to approximately 325 cases and it has become necessary to supplement the current staff with a contractor to bring the backlog level down.

International Forensic Science Laboratory & Training Centre was chosen for the work due to their history of providing firearms analysis training and consulting services to the HPD Crime Lab, including case review, distance determination and microscopic comparison of fired bullets and cartridge cases. Further, the vendor has a proven track record of providing similar services to federal, state and other local police agencies.

M/WBE Participation:

Due to the specialized nature of the services provided, and in accordance with consultations with the Affirmative Action Division, no M/WBE participation goal has been established for this work.

REQUIRED AUTHORIZATION

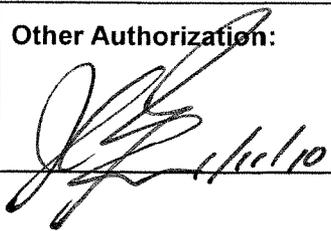
10IR003

NDT

Finance:

Other Authorization:

Other Authorization:

 1-20-10

CITY OF HOUSTON
INTER OFFICE CORRESPONDENCE

to: Velma Laws, Director
Affirmative Action Division

FROM: Joseph A. Fenninger, Deputy Director and CFO
HPD Budget & Finance Division

DATE: January 8, 2010

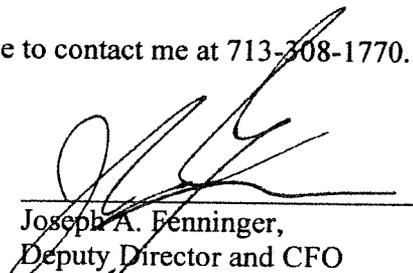
SUBJECT: **Waiver of M/WBE participation
goal on professional services contract
with International Forensic Science
Laboratory & Training Centre**

The Houston Police Department intends to contract with International Forensic Science Laboratory and Training Centre to provide firearms analysis services to the HPD Crime Lab to help alleviate a growing backlog of cases. The work will require approximately ten weeks to complete and the specific scope of work includes:

- Examination of firearms and firearms related evidence
- Forensic analysis of firearms and firearms related evidence
- Preparation and issuance of reports of results and findings
- Provide consulting services to other HPD firearms examiners

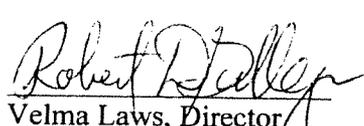
International Forensic Science Laboratory and Training Centre has no office in Houston, will work in existing HPD facilities and will utilize existing HPD equipment and supplies. Further, as the contractor will provide only testing services which are non-divisible and, given the need for operational security and confidentiality associated with the work, the Houston Police Department respectfully requests the approval of a zero percent M/WBE goal for this work.

If I can provide further information, please feel free to contact me at 713-308-1770.



Joseph A. Fenninger,
Deputy Director and CFO

Concur:



For Velma Laws, Director
Affirmative Action Division

R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT: Approve issuing a purchase order and appropriate funds for Audible Pedestrian Signals in Accordance with the (ADA) American Disabilities Act from Consolidated Traffic Control, Inc. WBS No. N-000650-0024-5.

Page 1 of 11
 Agenda Item # 33

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

Origination Date: 1-14-10

Agenda Date: JAN 27 2010
~~JAN 20 2010~~

DIRECTOR'S SIGNATURE: *[Signature]*
 Michael S. Marcotte, P.E., D.WRE, BCEE

Council District affected: B,D, E, F, G, H

For additional information contact: Jeffrey Weatherford, P.E., PTOE
 Interim Deputy Director (713) 837-0125 *Jeff for Jeff W.*

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)
 Approve issuing a purchase order and appropriate funds for the purchase of Audible Pedestrian Signals.

Amount and Source of Funding: \$111,380.00 Street & Bridge Consolidated Construction Fund 4506. *from 11/13/2009*

NOTE: ORDINANCE ADOPTED 1-20-10

PROJECT NOTICE/JUSTIFICATION: The City desires to upgrade the existing bell systems with new audible pedestrian pushbuttons to improve accessibility for those citizens who are blind or visually impaired. The existing bell system no longer meets national standards for accessibility. These new audible pedestrian pushbutton systems will significantly and directly impact the quality of life for many people in our city.

DESCRIPTION/SCOPE: This project is comprised of upgrading existing pedestrian signals using school bells for the visually impaired to new audible pedestrian pushbuttons at 21 existing signals. These signals are located throughout the City; however, the largest numbers are located within Clear Lake City. The selection of this audible pedestrian pushbutton system included an evaluation by members of the visually impaired community. The community emphasized the need for a single consistent system in order to reduce confusion within the community. The community evaluation panel unanimously selected the Polara Navigator System. The Polara Navigator System is only available in Texas through Consolidated Traffic Control, Inc. While this project is intended to bring existing signals into compliance, the same system will be used as additional upgrades are made.

PROJECT LOCATIONS:

Location	Council Dist.	Key Map	Location	Council Dist.	Key Map
1. Jensen @ 5200	B	454S	12. Reseda @ El Camino Real	E	618P
2. Cullen @ U OF H #14	D	534A	13. Space Center Blvd. @ Falcon Pass	E	618L
3. Cullen @ U OF H #13	D	534A	14. Bissonnet @ Bohomme	F	530Q
4. Bay Area Blvd. @ El Camino Real	E	619Q	15. Dallas @ Shepherd	G	492M
5. Bay Area Blvd. @ Space Center Blvd.	E	619L	16. Dallas @ Dunlavy	G	492R
6. Bay Area Blvd. @ Reseda	E	618Q	17. Dallas W. @ 3500	G	493J
7. Clear Lake City Blvd. @ El Camino Real	E	617H	18. San Felipe @ Sage	G	491Q
8. Clear Lake City Blvd. @ Space Center Blvd.	E	618A	19. Airline @ Burress	H	453E
9. El Dorado @ El Camino Real	E	618K	20. 20 TH @ Heights	H	493W
10. El Dorado @ Space Center Blvd.	E	618F	21. 20 TH @ Yale	H	452V
11. Ramada @ El Camino Real	E	618P			

M/WBE PARTICIPATION: Affirmative Action has reviewed & approved a Zero M/WBE Participation.

cc: Marty Stein, Susan Bandy, Robert Mills, Felix Johnson, Michael Wahl, Wealthia White

REQUIRED AUTHORIZATION CUIC ID #20JSW25A M

Finance Department:	Other Authorization:	Other Authorization: <i>J. Michael S. Reeth</i> <i>for Jeff Weatherford</i> Jeffrey Weatherford, P.E., PTOE, Interim Deputy Director Traffic & Transportation Division
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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8623

Subject: Purchase of Automated Recycling Containers Through the Interlocal Agreement with the City of Tucson for the Solid Waste Management Department
S38-N23554-ILA

Category #
4

Page 1 of 1

Agenda Item
12

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

Origination Date
January 14, 2010

Agenda Date
JAN 27 2010

DIRECTOR'S SIGNATURE

MS Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Vic Ayres Phone: (713) 837-9131
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of automated recycling containers through the Interlocal Agreement for Cooperative Purchasing with the City of Tucson in the amount of \$2,874,972.15 for the Solid Waste Management Department.

Award Amount: \$2,874,972.15

Finance Budget
[Signature]

\$2,874,972.15 - American Recovery and Reinvestment Act of 2009 - Building Retrofits, Recycling Carts & Solar Hope Homes Grant Fund (Fund 5300)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of 57,557 green, 96-gallon capacity, automated recycling containers (two-wheel carts) through the Interlocal Agreement for Cooperative Purchasing between the City of Houston and the City of Tucson, Arizona in the amount of \$2,874,972.15 for the Solid Waste Management Department, and that authorization be given to issue a purchase order to the City of Tucson's contractor, Toter Incorporated. These carts will be used citywide by the Department in its single stream automated recycling program.

These new automated recycling containers will be issued to an additional 50,000 homes that will be added to the Department's Automated Recycling Program. These homes will come from a combination of homes currently on the green bin recycling program as well as homes currently not served by curbside recycling. The additional 7,557 carts are to be used as replacements for carts that are damaged or stolen, as well as to add additional homes in the next phase implementation. These new containers will come with a full ten-year warranty and the life expectancy is ten years.

This project (purchase) uses funds awarded under the American Recovery and Reinvestment Act of 2009 (ARRA). The City of Houston and the recommended contractor (Toter Incorporated) 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.

Buyer: Lena Farris
PR10095858

REQUIRED AUTHORIZATION

Finance Department: _____ Other Authorization: _____ Other Authorization: _____ **NDT**

MS

12/20

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: A resolution requesting H-GAC add the design and construction of pedestrian improvements (identified in the Montrose Pedestrian-Bicyclist Special Districts Study) in the Transportation Improvement Program (TIP) for Congestion Mitigation and Air Quality (CMAQ) funding consideration.	Page 1 of 1	Agenda Item # 13
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1-21-10	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: D
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For additional information contact: Carol Haddock, P.E. ^{CH} Senior Assistant Director (713) 837-7658 Dan Raine, AICP Senior Staff Analyst (713) 837-0136	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Adopt a resolution requesting H-GAC add the design and construction of pedestrian improvements into the Transportation Improvement Program (TIP).

Amount and Source of Funding: N/A

BACKGROUND:
The Houston-Galveston Area Council (H-GAC) has performed several Pedestrian-Bicyclist Special Districts (PBSD) studies within the City of Houston. H-GAC has approached the City to fund recommendations from the Montrose PBSD Study using Congestion Mitigation and Air Quality funding. The City has worked with H-GAC to identify specific improvements that could be constructed using these funds. These funds will require a 20% local match that will be appropriated at a later date with the execution of an Advanced Funding Agreement with the Texas Department of Transportation.

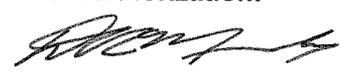
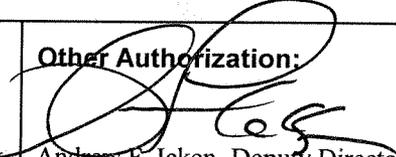
PROJECT:
Public Works identified approximately 32,500 linear feet of sidewalks in various key map grids (492V,Z; 493S,W) that would facilitate travel from local residences north and south of the planned METRO Light Rail Transit corridor along Richmond. Total estimated cost for these improvements will not exceed \$2,000,000.

This project will be designed and constructed by the City of Houston using existing processes within the Safe Sidewalk Program. In a later and separate Council action, PWE will request execution of an Advanced Funding Agreement with TxDOT which will require appropriation of the local match estimated at \$400,000.00.

LOCATION:
Located in the Montrose District. North of State Highway 59. East of Shepherd. West of Spur 527. South of W. Alabama. Key Map pages 492 (V,Z) and 493 (S,W).

C: Frank Simoneaux

REQUIRED AUTHORIZATION CUIC ID# 20CAE62

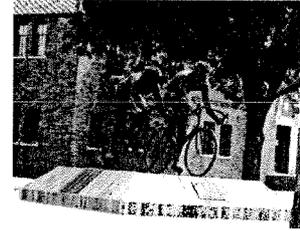
Finance Department:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	Other Authorization:  Andrew F. Icken, Deputy Director Planning & Development Services Division
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SECTION 1 STUDY OVERVIEW

1.0 INTRODUCTION

The Houston-Galveston Area Council (H-GAC) is a voluntary association of local governments and local elected officials in the 13-county Gulf Coast Planning Region, an area of 12,500 square miles with almost 5.4 million people. Organized in 1966 by local elected officials after authorization by State enabling legislation, H-GAC now has 132 local government members, including all major general-purpose local governments in the 13-county region: 13 counties, 105 cities, and 14 school districts.



The LAN project team brought local and national experience in developing pedestrian and bicycle plans.

In 2004, H-GAC conducted a study to identify districts where there were high levels of existing or potential pedestrian and bicyclist activity, and where there were significant opportunities to replace vehicle trips with pedestrian or bicycle trips, and to improve pedestrian and bicyclist safety. Fifteen districts were identified throughout the region, with Montrose in Houston found to be one of the top districts in need of improvements.

H-GAC selected consultant Lockwood, Andrews & Newnam, Inc. (LAN), in association with sub-consultants Livable Streets, Inc. and The Lentz Group, to develop a conceptual master plan for comprehensive pedestrian and bicyclist improvements in the Montrose district. The consultant team worked closely with the Montrose community to define the best possible overall plan that fits the needs of the community's residents, businesses and visitors.

1.1 NEIGHBORHOOD CHARACTERISTICS

The development of Montrose dates to the early 20th century, when it was one the first suburbs of Houston, as families began moving south and west from downtown. Most of the original buildings date from 1900 to 1940.

The neighborhood has seen revitalization of commercial areas, changing demographics, and both renovation and replacement of older homes. Starting in the 1960s, when the area's original deed restrictions began to lapse, the pre-World War II single-family homes began giving way to apartments and commercial uses.

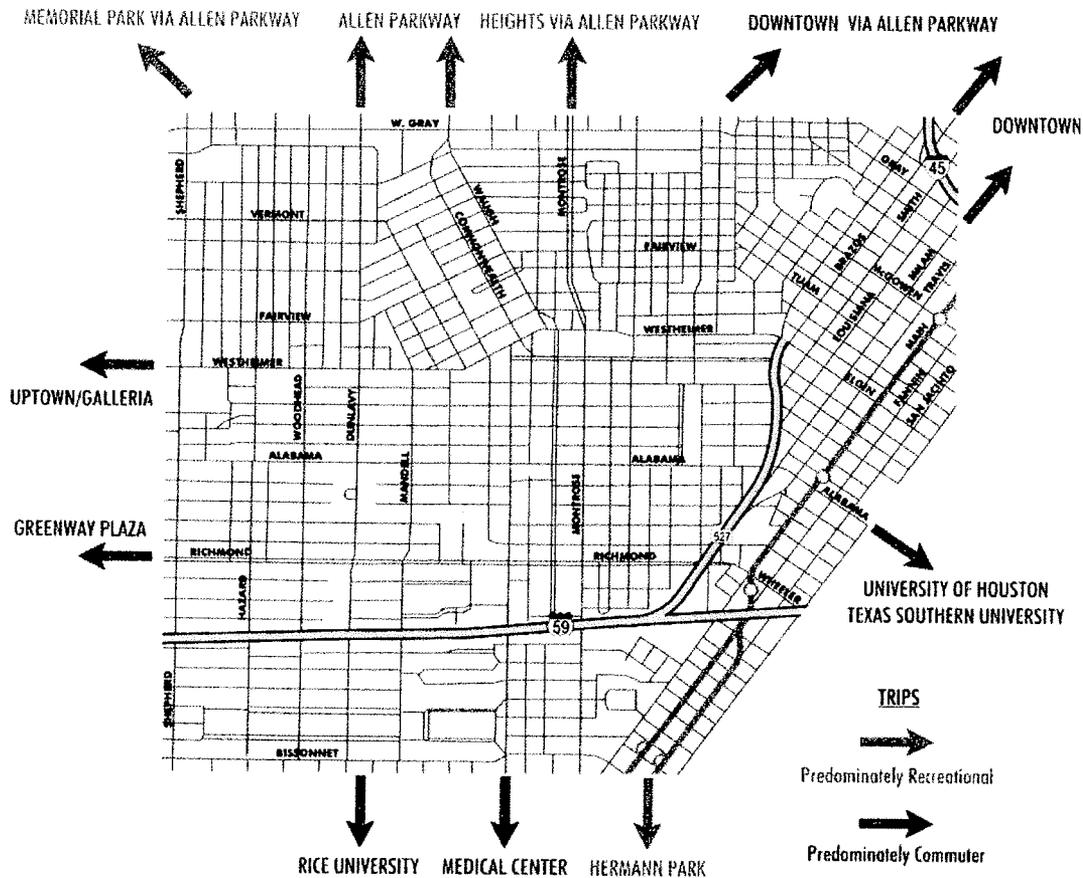
Starting in the 1990s, Houston's urban real estate boom again transformed Montrose with large numbers of townhomes replacing bungalows and filling in vacant lots, as housing values greatly increased.

According to the 2000 U.S. Census, Montrose compared to the whole city has a young, well-educated, and somewhat affluent population who have a greater propensity to walk or take public transportation. The majority of housing units are in apartments and condominiums. Restaurants and retail land uses dominate the commercial corridors, but the neighborhood also houses many service businesses, small offices, museums, and community services.

Montrose has a dense street grid, with numerous connections to adjacent neighborhoods. Traffic levels are relatively high, which is not unexpected for a well-to-do urban neighborhood. Local buses travel down most major thoroughfares, commuter buses pass through the area headed for downtown and the Medical Center, and METRO's first light rail line lies just outside the study area boundary to the east.



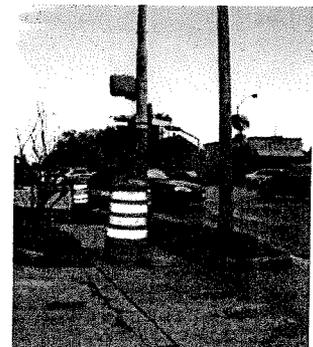
EXTERNAL DESTINATIONS



1.2 PEDESTRIAN CORRIDOR CONDITIONS

The pedestrian infrastructure in the Montrose District has similar conditions as those in other areas of the City of Houston. Sidewalks are of inconsistent quality and some are in need of repair. Drainage is also an issue in some areas, and it is common to see sidewalk ramps and driveways that do not meet current Americans with Disabilities Act (ADA) standards. Other conditions that are common throughout the city and could impact mobility include: numerous driveways, overgrown landscaping, and poorly-located utility poles. In commercial areas, where many activities occur on sidewalks in front of businesses, pedestrians face the challenge of having to weave around obstructions; the condition could be alleviated by installing wider sidewalks and preventing obstructions on sidewalks. On some blocks, the sidewalks are either in poor enough condition or obstructed to such a degree that pedestrians walk in the street.

Over the years, the City has made efforts to improve conditions in the Montrose District. The City has gradually installed curb cuts and



Westheimer and Montrose is one of the study area's busiest intersections for both vehicle and pedestrian crossings. Pedestrians were provided no alternate routes during recent construction.



sidewalk ramps. The City has also attempted to replace sections of sidewalk. However, there are some limitations in desired results. For example, many intersections do not have ramps at all four corners. Ramps often lead up to sidewalks that have no accessible route through the block or no accessible exit at the next intersection. In some cases the slope of the ramps does not meet ADA standards. Also, even on major roads, some intersections have no ramps at all, and the location of deficiencies is irregular.

1.3 PEDESTRIAN CROSSING CONDITIONS

Pedestrians face challenges not only walking on sidewalks in Montrose but in crossing major streets throughout the district. In theory, signalized intersections should provide a reasonably safe and usable location to cross the street. However, many intersections do not have the "Walk/Don't Walk" pedestrian signal heads; some may have these heads, but in one or two directions only. At some locations, the pedestrian signal heads no longer work, and some pedestrian signal heads and push buttons are positioned incorrectly. Complicating these problems are significant concerns with turning motor vehicles conflicting with pedestrian movements at signalized intersections.

Away from traffic signals, pedestrians face even greater challenges when crossing major streets. The most notable challenges pedestrians face in crossing streets are on Richmond, Montrose, and Westheimer. West Alabama and West Gray can also be difficult, especially during peak traffic periods.



A newly-constructed curb ramp on Richmond Avenue leads to a narrow sidewalk.

As shown in **Figure 1** in Appendix A, the greatest concentration of commercial development is located within several blocks in each direction of the intersection of Westheimer and Montrose. This area is a major hub of pedestrian activity, and it is also a node for transit and taxi access. A second major commercial district and corresponding pedestrian activity is located on Westheimer throughout the corridor and especially in the vicinity of Dunlavy. Pedestrians face notable challenges in crossing Westheimer east of Montrose and just east of Shepherd.

Richmond Avenue, like Westheimer, is a major commercial corridor. Richmond, however, is a wide arterial street with faster moving traffic. Commercial land uses along Richmond are designed to be accessible primarily by autos. Consequently, Richmond has fewer pedestrians than Montrose, and pedestrians along Richmond are more likely to be transit passengers. The sidewalks along Richmond are especially narrow due to the roadway taking up a large percentage of the right-of-way, and trees in the middle of the sidewalk as well as poorly-maintained brick pavers make walking difficult.

Shepherd Drive forms the western boundary of the study area. Although it is a narrow street, extremely heavy and fast moving traffic, auto-oriented land uses, and a large number of driveways makes Shepherd difficult and unsafe for pedestrians to cross. The conditions on Shepherd make it an inhospitable environment for pedestrians.

If Shepherd, as the western boundary, is inhospitable to pedestrians, Spur 527 to the east is a complete barrier. An underpass at Richmond provides the most convenient access to light rail within the study area, but pedestrians are forced to walk in traffic lanes on Richmond. Sidewalks have not been maintained during the highway construction, and the narrow space where sidewalks might be provided is occupied by guardrails, overgrown grass, construction debris, and traffic control equipment. Conditions are marginally better at Alabama; only beyond construction at Elgin

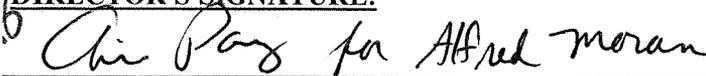
REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: AN ORDINANCE RELATING TO THE RETAIL ELECTRIC RATES OF ENTERGY TEXAS, INC. WITHIN THE CITY OF HOUSTON, TEXAS; SUSPENDING FOR NINETY DAYS THE EFFECTIVE DATE OF NEW RATES	Category #	Page 1 of <u>1</u>	Agenda Item# <div style="font-size: 2em; text-align: center;">14</div>
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FROM: (Department or other point of origin): Alfred J. Moran, Jr., Director Administration & Regulatory Affairs Department	Origination Date January 19, 2010	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE: 	Council Districts affected: E
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For additional information contact: Tina Paez Phone: 713-837-9630 Alisa Talley Phone: 713-837-0849	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
 Authorize an ordinance relating to the retail electric rates of Entergy Texas, Inc. within the City of Houston, Texas; suspending for ninety days the effective date of the new rates and maintaining the current rates in effect.

Amount of Funding: N/A	FIN Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
 N/A

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance relating to the retail electric rates of Entergy Texas, Inc. (ETI) within the City of Houston; suspending for ninety days the effective date of the new rates and maintaining the current rates in effect. ETI (formerly Entergy Gulf States, Inc.) provides electric service to approximately 401,000 customers in Texas. According to the utility, ETI serves approximately 1,372 customers in the Kingwood area — 1,058 residential and 314 commercial customers. The City of Houston exercises original jurisdiction over the rates, operations and services of ETI under the provisions of the Public Utility Regulatory Act (PURA) for customers within the city limits.

On December 30, 2009, ETI filed a Statement of Intent and Application for Authority to Change Rates and to Reconcile Fuel Costs (“Statement of Intent”) with the City of Houston. ETI’s Statement of Intent was filed simultaneously with each city having original jurisdiction over ETI’s electric rates and with the Public Utility Commission of Texas (“Commission”) for the unincorporated or “environs” customers in ETI’s service area and for customers within the corporate limits of those cities within ETI’s service area that have ceded their regulatory authority to the Commission.

According to the utility’s Statement of Intent, ETI seeks a total revenue increase (inclusive of riders) of \$198.7 million, which equates to an overall 12.7% revenue increase. While the change will impact all classes of customers, \$135 million of the increase is allocated to the residential class (Exhibit A shows the impact of the revenue increase by customer class). The proposed rate change translates into a \$25.87, or 23.2%, increase to the monthly bill for the average residential customer using 1,000 kWh (Exhibit B shows the overall impact on the average customer bill for residential customers).

ETI last filed a Statement of Intent to Change Rates with the City of Houston in September 2007. ETI requested a \$107.5 million revenue increase. The case was settled at both the municipal level with a coalition of member cities, including the City of Houston, in October, 2008 and at the Commission in December 2008. The settlement resulted in \$26.8 million increase to customers, \$80.7 million less than ETI’s request. As that increase so recently went into effect, the requested change is particularly disturbing.

According to the provisions of PURA, the new rates will take effect February 3, 2010 — 35 days after filing — unless City Council acts to determine the rates or adopts an ordinance suspending the proposed effective date. PURA allows the City, as local regulatory authority, to suspend the proposed effective date of the new rates for 90 days (from February 3, 2010 to May 4, 2010). During the suspension period, the City, in cooperation with several other cities within ETI’s service area, will review ETI’s Statement of Intent and cost of service in order to determine just and reasonable rates. Rate consultants will be engaged through the coalition of cities to assist in preparing the final recommendation.

ARA recommends that Council adopt an ordinance relating to the retail electric rates of Entergy Texas, Inc. (ETI) within the City of Houston; suspending for ninety days the effective date of the new rates and maintaining the current rates in effect.

REQUIRED AUTHORIZATION

ARA Director:

EXHIBIT A

IMPACT ON CUSTOMER CLASSES

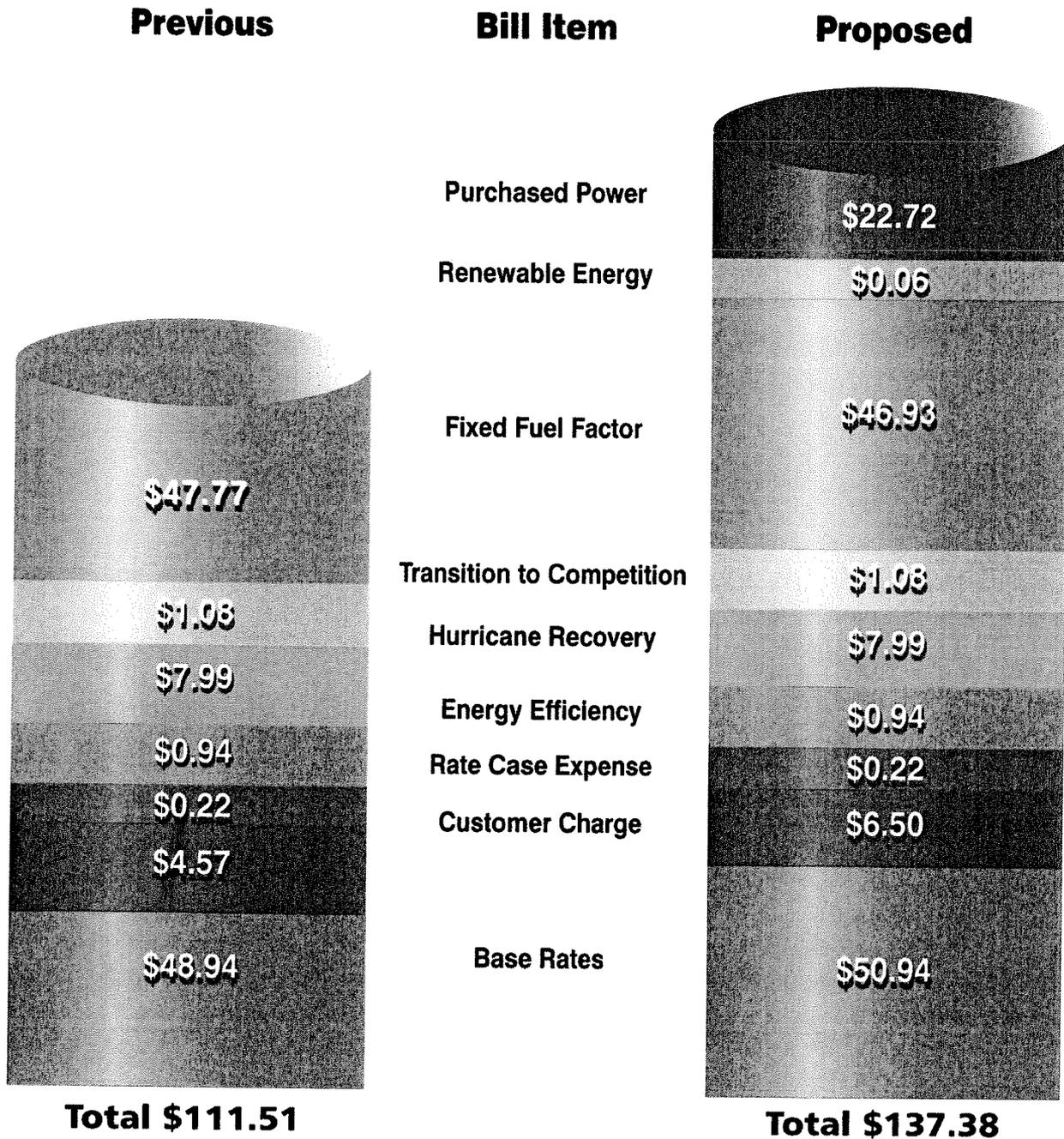
All customers and classes of customers receiving retail electric service from Entergy Texas within its service territory will be affected by the proposed rate changes and reconciliation of fuel and purchased power costs contained in the Application. The following table shows the increase in the revenue requirement (inclusive of riders) by rate class:

Rate Class	Change to Total Revenue*	Percent Change Total Revenues*
Residential Service	\$ 135,513,760	20.39%
Small General Service	\$ 6,042,019	14.61%
General Service	\$ 33,795,057	9.86%
Large General Service	\$ 9,695,838	7.66%
Large Industrial Power Service	\$ 12,151,891	3.28%
Lighting Service	\$ 1,464,357	10.26%
Total Retail	\$ 198,662,922	12.74%

*includes fuel

EXHIBIT B

Entergy Texas Previous vs. Proposed Bill Comparisons 1,000 kilowatt-hour residential



Explanation of Items:

- **Base Rates** – Basic charge to provide electricity to customers.
- **Customer Charge** – Covers metering costs.
- **Rate Case Expense** – Recovers costs of filing and completing the 2007 rate case.
- **Energy Efficiency** – Provides funds to assist weatherization projects for low-income customers.
- **Hurricane Recovery** – Recovers costs of reconstruction following hurricanes Rita, Ike and Gustav.
- **Transition to Competition** – Interim charge to recover money spent to prepare for deregulation.
- **Fixed Fuel Factor** – Reflects cost of fuel purchased to make electricity.
- **Renewable Energy** – Reflects credits purchased at the direction of the Public Utility Commission of Texas to assist Texas in developing a renewable energy portfolio.
- **Purchased Power** – Reflects recovery of purchased power costs.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10- Irvington Court

SUBJECT: An ordinance approving and authorizing a \$3,000,000 contract between the City of Houston and Avenue CDC using Federal HOME funds to assist in the development of a 144-unit affordable family housing apartment complex.	Category #	Page 1 of 2	Agenda Item # 15
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FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department	Origination Date: 01/15/10	Agenda Date: JAN 27 2010
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DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: District "H"
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For additional information contact: Donald Sampley, Asst. Director Phone: 713-868-8458	Date and identification of prior authorizing Council action: None
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RECOMMENDATION: (Summary)
The Department recommends approval of an ordinance authorizing a \$3,000,000, contract between the City of Houston and Avenue CDC, using Federal HOME funds to assist in the development of a 144-unit affordable family housing apartment complex.

Amount of Funding: \$3,000,000	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) HOME FUND

SPECIFIC EXPLANATION:
The applicant of the City Performance Based Loan for the construction of the 144-unit Irvington Court Apartments is Avenue Community Development Corporation, (Avenue), a Texas nonprofit corporation founded in 1991. Avenue is the sole member of the General Partner of Irvington Court, L.P., the proposed owner of the proposed Irvington Court Apartments. Irvington Court, L.P., has been awarded a tax-credit commitment from Texas Department of Housing and Community Affairs, from which \$8,939,231 in equity proceeds will be obtained. The tax credits will be purchased by Hudson Housing Capital, a national tax-credit syndicator. Additional financing will be provided by City HOME funds and Capital One Bank.

The apartments will be located in the Near Northside on a 5.72 acre tract, at 4004 Irvington Boulevard, the location of the former FedEx freight terminal. Housing will be targeted to low-income families earning less than 50%, and 60% of area median income. Approximately 19% or 27 units are to be designated as HOME Affordable Floating Units for a 20-year affordability period. The mix of the 27 units will be as follows: Six (6) units for families whose annual income does not exceed 50% of AMI, and twenty-one units for families whose annual income does not exceed 60% of AMI.

Avenue will make a loan to Irvington Court, L.P., secured by a lien on the property. As collateral for the simultaneous HOME loan from the City, Avenue will grant a security interest in all of Avenue's rights and interest in the note from the partnership, (Irvington Court), and the lien against the property. Avenue will include all the restrictions and obligations the City requires in the security agreement securing the lien between the partnership and Avenue. The covenants ensure that the property will be restricted in such a way as to fulfill HOME compliance. After the end of the tax credit compliance period (15 years), Avenue will purchase the development from the partnership under the minimum price rules of Section 42 (i) (7) of the IRS Code.

A first mortgage loan from Capital One Bank in the amount of \$3,400,000 will be used to assist in funding this project. The City Performance Based Loan (PBL) will have an interest rate of 0% with a term of 20 years. The PBL will be forgiven at the end of the 20-year period so long as the Borrower complies with the terms and

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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NOT

Date
01/15/10

Subject: An ordinance approving and authorizing a \$3,000,000 contract between the City of Houston and Avenue CDC, using Federal HOME funds to assist in the development of a 144-unit affordable family housing apartment complex.

**Originator's
Initials**

Page
2 of 2

conditions of the loan agreement, and the property is in full compliance with HUD and the City of Houston. The City note will be secured by a 2nd lien on the subject property. The City Land Use Restriction Agreement will be superior to the Capital One Bank 1st lien. The affordability period will be 20 years.

The Executive Director of Avenue CDC, is Mary Lawler.

Sources of Funds:

Tax Credit Equity	\$ 8,939,231
Capital One Bank Loan	3,400,000
City of Houston Loan	3,000,000
Houston Endowment Grant	400,000
Deferred Developer Fee	<u>279,848</u>
TOTAL:	\$16,019,079

Uses of Funds:

Hard Costs	\$ 9,442,688
Soft Costs	2,062,159
Land Acquisition Costs	1,961,950
Developer Fee	1,716,953
Reserves	661,000
Off-Site Utilities/Engineering	<u>174,329</u>
TOTAL:	\$16,019,079

The Project is consistent with the City's Consolidated Plan to provide affordable housing for low-income families.

The Department recommends approval of an ordinance approving and authorizing a \$3,000,000 contract between the City of Houston and Avenue CDC, using Federal HOME Housing Funds to assist in the development of a 144-unit affordable family housing apartment complex.

RC:DS:JR
Attachment

Cc: Mayor's Office
City Secretary
Legal Department
City Controller
Finance Department

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10- Orchard Oak Forest

SUBJECT: An ordinance approving and authorizing a \$3,540,000 contract between the City of Houston and Orchard Communities, Inc. using Federal HOME funds to assist in the development of a 118-unit affordable senior housing apartment complex.	Category #	Page 1 of 2	Agenda Item # 16
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FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department	Origination Date: 01/15/10	Agenda Date: JAN 27 2010
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DIRECTOR'S SIGNATURE: 	Council District affected: District "A"
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For additional information contact: Donald Sampley, Asst. Director Phone: 713-868-8458	Date and identification of prior authorizing Council action: None
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RECOMMENDATION: (Summary)
The Department recommends approval of an ordinance authorizing a \$3,540,000, contract between the City of Houston and Orchard Communities, Inc., using Federal HOME funds to assist in the development of a 118-unit affordable senior housing apartment complex.

Amount of Funding: \$3,540,000	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) HOME FUND

SPECIFIC EXPLANATION:
The applicant of the City Performance Based Loan for the development of the 118-unit Orchard at Oak Forest is Orchard Communities, Inc., (Orchard), a Texas nonprofit corporation formed to develop service-enriched affordable senior communities. Orchard is the sole member of the General Partner of Orchard Oak Forest, L.P., the proposed owner and developer of the proposed Orchard at Oak Forest. Orchard Oak Forest, L.P., has been awarded a tax-credit commitment from Texas Department of Housing and Community Affairs, from which \$10,552,802 in equity proceeds will be obtained. The tax credits will be purchased by Hudson Housing Capital LLC, a national tax-credit syndicator. Additional financing will be provided by City HOME funds and Capital One Bank.

The apartments will be located, in District "A" on a 5.6965 acre tract, at the northeast corner of Brinkman and West 34th Street, Houston, Texas. Housing will be targeted to low-income seniors earning less than 50%, and 60% of area median income. Approximately 25% or 30 units are to be designated as HOME Affordable Floating Units for a 20-year affordability period. The mix of the 30 units will be as follows: Six (6) units for families whose annual income does not exceed 50% of AMI, and twenty-four (24) units for families whose annual income does not exceed 60% of AMI.

Orchard will make a loan to Orchard Oak Forest, L.P., secured by a lien on the property. As collateral for the simultaneous HOME loan from the City, Orchard will grant a security interest in all of Orchard's rights and interest in the note from the partnership, (Orchard Oak Forest), and the lien against the property. Orchard will include all the restrictions and obligations the City requires in the security agreement securing the lien between the partnership and Orchard. The covenants ensure that the property will be restricted in such a way as to fulfill HOME compliance. After the end of the tax credit compliance period (15 years), Orchard will purchase the development from the partnership under the minimum price rules of Section 42 (i) (7) of the IRS Code.

A first mortgage loan from Capital One Bank in the amount of \$1,910,000 will be used to assist in funding this project. The City Performance Based Loan (PBL) will have an interest rate of 0% with a term of 20 years. The PBL will be forgiven at the end of the 20-year period so long as the Borrower complies with the terms and

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Date
01/15/10

Subject: An ordinance approving and authorizing a \$3,540,000 contract between the City of Houston and Orchard Communities, Inc., using Federal HOME funds to assist in the development of a 118-unit affordable senior housing apartment complex.

**Originator's
Initials**

Page
2 of 2

conditions of the loan agreement, and the property is in full compliance with HUD and the City of Houston. The City note will be secured by a 2nd lien on the subject property. The City Land Use Restriction Agreement will be superior to the Capital One Bank 1st lien. The affordability period will be 20 years.

The key principal of Orchard Communities, Inc., is Stephan Fairfield, President and CEO.

Sources of Funds:

Tax Credit Equity:	\$10,552,802
City of Houston Loan:	3,540,000
Capital One Bank:	<u>1,910,000</u>
TOTAL:	\$16,002,802

Uses of Funds:

Hard Costs:	\$ 8,799,966
Soft Costs:	2,456,130
Land:	2,536,928
Developer Fee:	1,675,131
Reserves:	<u>534,647</u>
TOTAL:	\$16,002,802

The Project is consistent with the City's Consolidated Plan to provide affordable housing for low-income seniors.

The Department recommends approval of an ordinance approving and authorizing a \$3,540,000 contract between the City of Houston and Orchard Communities, Inc., using Federal HOME Housing Funds to assist in the development of a 118-unit affordable senior housing apartment complex.

RC:DS:JR
Attachment

cc: City Secretary
Controller's Office
Finance Department
Legal Department
Mayor's Office

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance authorizing contracts between the City of Houston and various contractors approved to demolish thirty three (33) houses and reconstruct thirty three (33) houses for the Single Family Home Repair Program.	Category #	Page 1 of 6	Agenda Item # 17
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FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department	Origination Date January 15, 2010	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE: 	Council District affected: A, B, D, H & I
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For additional information contact: Kody Kobza Phone: (713)868-8334	Date and identification of prior authorizing Council action: July 14, 2004 Ordinance No. 2004-0773 Oct 18, 2006 Ordinance No. 2006-1056 July 30, 2008 Ordinance No. 2008-0683
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RECOMMENDATION: (Summary)
 An Ordinance authorizing contracts between the City of Houston and Joshua Dade Homes and General Contractor Services, Inc., to demolish thirty three (33) houses and reconstruct thirty three (33) houses for the Single Family Home Repair Program and appropriate funds.

Amount of Funding: Total Amount of Funding	\$2,616,408.00	Finance Budget:
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SOURCE OF FUNDING	<input type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund	
	CDBG (Disaster Recovery) - \$2,459,208.00 (31) CDBG Fund 5000 \$ 77,300.00 (1)	
<input checked="" type="checkbox"/> Other (Specify)	TIRZ Fund 2409	- \$ 79,900.00 (1)

SPECIFIC EXPLANATION:
 A Request for Proposals (RFP) was publicly announced seeking contractors for turnkey new home construction for the Single Family Home Repair Program on November 5, 2007. Contractors selected from this RFP will be used for construction of homes for the Reconstruction component of the Single Family Home Repair Program.

Approved proposals from qualified contractors obtained from the RFP were selected by homeowners in selection meetings held by the Housing and Community Development Department (HCDD). Homeowners were informed of the Program Guidelines and each contractor's exterior renderings, floor plans and material selections were presented by staff members of HCDD before the homeowners made their selections. The names of thirty three (33) homeowners, construction site addresses, contract amounts and the names and business addresses of the contractors awarded the contracts are on pages 2 through 6 of this request.

REQUIRED AUTHORIZATION			(2) NOT
Finance Director:	Other Authorization:	Other Authorization:	

GENERAL CONTRACTOR SERVICES		JOSHUA DADE HOMES	
Homeowner/Address Amount (Source of Funds)	Council District	Homeowner/Address Amount (Source of Funds)	Council District
Elias Z. Martinez (Houston Hope) 1122 Woolworth Street 77020 \$86,829.00 (CDBG-DR)	I	William Maxie & Dorothy Maxi (HH) 4117 Melbourne 77026 \$77,300.00 (CDBG-DR)	B
Marvin & Diana Sweeney (HH) 4605 Briscoe Street 77051 \$80,150.00 (CDBG-DR)	D	Fred Pierce (HH) 4026 Caplin 77026 \$79,900.00 (CDBG-DR)	B
Erma L. Richmond 409 Pennsylvania Street 77029 \$80,150.00 (CDBG-DR)	I	Delores Burnett (HH) 5217 Doulton 77033 \$79,900.00 (CDBG-DR)	D
Carmen Fonseca (HH) 6606 Brownsville 77020 \$86,829.00 (CDBG-DR)	H	Joyce L. Hatch (HH) 7606 Pointer 77016 \$77,300.00 (CDBG-DR)	B
Geraldine Harris 3013 Toliver 77093 \$80,150.00 (CDBG-DR)	H	Betsy Mathews (HH) 5101 Higgins 77033 \$77,300.00 (CDBG-DR)	D
Ervin R. Polk (HH) 119 Hahlo Street 77020 \$80,150.00 (CDBG-DR)	H	Elizabeth Figs(HH) 5221 Pederson 77033 \$77,300.00 (CDBG-DR)	D
Delores Hollins (HH) 7825 Bonaire 77028 \$80,150.00 (CDBG-DR)	B	Mearyline Scott (HH) 702 East 32 nd ½ Street 77022 \$79,900.00 (CDBG-DR)	H
Mary L. Porras (HH) 4005 Lila77026 \$80,150.00 (CDBG-DR)	B	Carolyn Washington (HH) 711 North Loop 77022 \$77,300.00 (CDBG-DR)	H
Jessie Odell Craig & Linda Craig (HH) 5630 Finch 77028 \$80,150.00 (CDBG-DR)	B	Mary Martinez (HH) 3816 Moore Street 77009 \$79,900.00 (CDBG-DR)	H
Michael Jackson 3422 Melborne,77026 \$80,150.00 (CDBG-DR)	B	Jonathan Yeldell & Consuella Yeldell 8602 Tilgham 77029 \$77,300.00 - (CDBG-DR)	B
Rosa R. Pardo 7818 Baltimore 77012 \$80,150.00 (CDBG-DR)	I	Tommie Doiron & Lawrence Doiron (HH) 7917 Pointer Street 77016 \$79,900.00 (CDBG-DR)	B
JOSHUA DADE HOMES		Rena Gooden & Judy Gooden (HH) 7918 Pointer 77016 \$77,300 (CDBG-DR)	B
Rose Sexton 10006 Burnside 77041 \$77,300.00 (CDBG)	A	David Moon & Agatha Moon (HH) 2510 Fairbanks Street 77026 \$77,300.00 (CDBG-DR)	B
Lovely Johnson 3011 Sunnysdale 77051 \$79,900.00 (TIRZ)	D	Ruby Bradshaw-Rose (HH) 8130 Howton Street 77028 \$77,300.00 (CDBG-DR)	B
Henry Shaw and Wanda Shaw (HH) 8110 Scott 77051 \$79,900.00 (CDBG-DR)	D	Alicia G. Galicia (HH) 6320 Force Street 77020 \$77,300.00 (CDBG-DR)	H
Eunice McDaniel (HH) 5043 Briscoe 77033 \$77,300.00 (CDBG-DR)	D	Gwendolyn Thomas (HH) 4550 Sunflower Street 77051 \$77,300.00(CDBG-DR)	D
Raymond Mouton & Betty Johnson 2248 Firnat 77093 \$79,900.00 (CDBG-DR)	H		
Evelyn Crawford 8106 Parkhurst 77028 \$77,300.00 (CDBG-DR)	B		

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

SUBJECT: Ordinance designating all improved single-family residential lots in the Inwood Forest Subdivision, Sections 1 - 2 as a Prohibited Yard Parking Requirement Area		Category #	Page 1 of _____	Agenda Item # 18
FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department		Origination Date January 8, 2010		Agenda Date JAN 27 2010
DIRECTOR'S SIGNATURE: <i>MS Marlene L. Gafrick</i>		Council District affected: A		
For additional information contact: Kevin Calfee Phone: 713.837.7768		Date and identification of prior authorizing Council action: 2009-0059, 1-28-09		
RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential properties in the Inwood Forest Subdivision, Sections 1 - 2 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.				
Amount and Source of Funding: NA			Finance Budget:	
SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Inwood Forest Community Improvement Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Inwood Forest Community Improvement Association. Notification was mailed to 212 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were timely filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration. It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area. Attachments: Planning Director's Approval Prohibited Yard Parking Requirement Area Application Letter of Support Map of the proposed requirement area / land use xc: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Don Cheatham, Senior Assistant City Attorney C.A. McClelland, Acting Chief, HPD Alfred Moran, ARA				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

Prohibited Yard Parking Requirement Area No. P091004

Planning Director's Approval

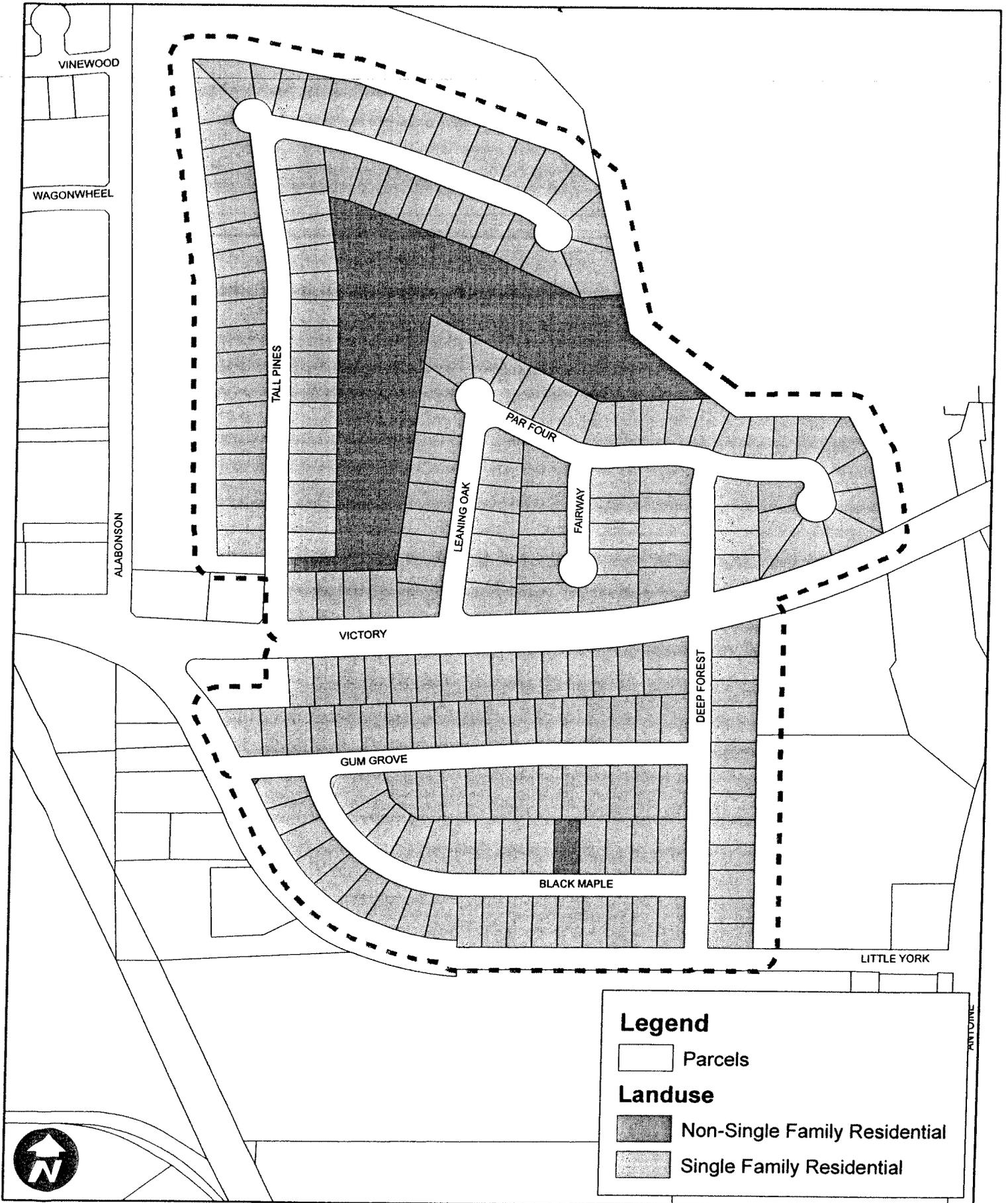
Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 98.6% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Inwood Forest Community Improvement Association has signed a letter of support.
X		<i>No valid protests were timely filed;</i> The protest period ended on December 2, 2009 with no protests being timely filed.

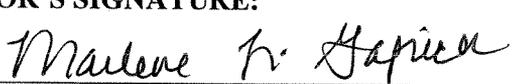
The Prohibited Yard Parking Requirement Area meets the criteria.

Marlene L. Gafrick 1/8/10
Marlene L. Gafrick, Date
Director

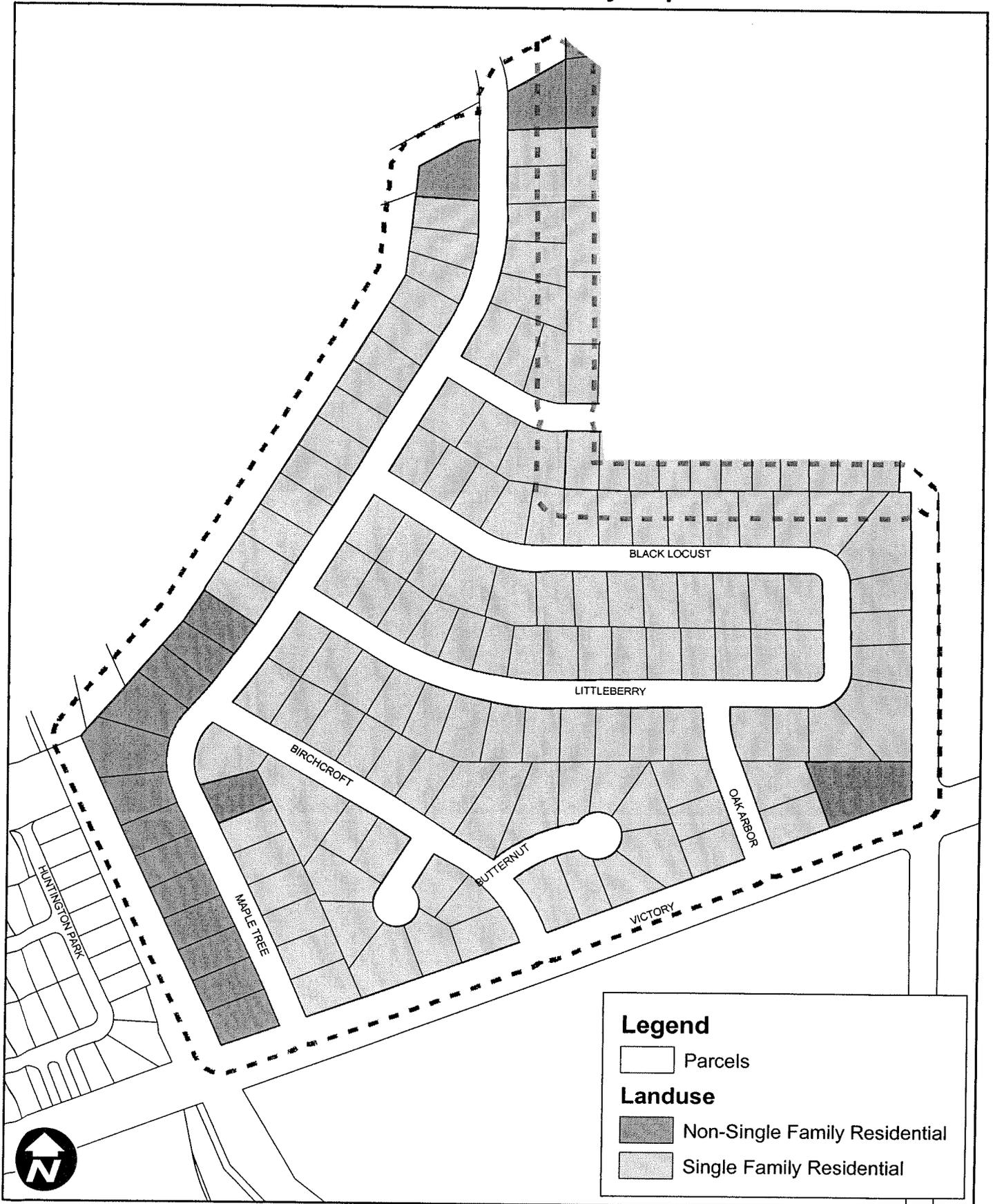
P091004
Inwood Forest Community Improvement Association
Landuse and Boundary Map



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

SUBJECT: Ordinance designating all improved single-family residential lots in the Inwood Forest Subdivision, Sections 8 & 9 as a Prohibited Yard Parking Requirement Area		Category #	Page 1 of _____	Agenda Item # 19
FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department		Origination Date January 8, 2010		Agenda Date JAN 27 2010
DIRECTOR'S SIGNATURE: 		Council District affected: A		
For additional information contact: Kevin Calfee Phone: 713.837.7768		Date and identification of prior authorizing Council action: 2009-0059, 1-28-09		
RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential properties in the Inwood Forest Subdivision, Sections 8 & 9 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.				
Amount and Source of Funding: NA			Finance Budget:	
SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Inwood Forest Community Improvement Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Inwood Forest Community Improvement Association. Notification was mailed to 141 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were timely filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration. It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area. Attachments: Planning Director's Approval Prohibited Yard Parking Requirement Area Application Letter of Support Map of the proposed requirement area / land use xc: Marty Stein, Agenda Director Anna Russell, City Secretary Arturo G. Michel, City Attorney Don Cheatham, Senior Assistant City Attorney C.A. McClelland, Acting Chief, HPD Alfred Moran, ARA				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

P091007
Inwood Forest Community Improvement Association
Landuse and Boundary Map



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

SUBJECT: Ordinance designating improved single-family residential lots in certain subdivisions of Old Spring Branch as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # <i>20</i>
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date January 8, 2010	Agenda Date <i>JAN 27 2010</i>
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DIRECTOR'S SIGNATURE: <i>Marlene L. Gafrick</i>	Council District affected: A
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-28-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential properties in the Abst 269 J Flowers Subdivision, Economy Suburban Gardens Subdivision, Herzog HP Sec 2 Subdivision, Hilldale Subdivision, Hillendahl Acres Subdivision, Lentz Villas Subdivision, Long Point Manor Subdivision, Long Point Oaks Subdivision, Point Place Subdivision, Silverbonnet Place Subdivision,, Thonig Tract Abst 269 J Flowers, and Woodvine Lofts Subdivision as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Old Spring Branch Civic Association, Inc. initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Old Spring Branch Civic Association, Inc.. Notification was mailed to 886 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Seventy-one (71) protests were timely filed with the Planning and Development Department. The Hearing Official held a public hearing on August 26, 2009 and recommended establishing the Prohibited Yard Parking Requirement Area.

- Attachments:
 Decision of the Hearing Official
 Prohibited Yard Parking Requirement Area Application
 Letter of Support
 Map of the proposed requirement area / land use

- xc: Marty Stein, Agenda Director
 Anna Russell, City Secretary
 Arturo G. Michel, City Attorney
 Don Cheatham, Senior Assistant City Attorney
 Acting Chief C.A. McClelland, HPD
 Alfred Moran, ARA

REQUIRED AUTHORIZATION		
Finance Director:	Other Authorization:	Other Authorization:

Prohibited Yard Parking Requirement Area No. P090608

Hearing Official's Approval

Hearing Official Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 73% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Old Spring Branch Civic Association, Inc. has signed a letter of support.
X		<i>Available parking is sufficient to accommodate the typical parking needs for the residential area;</i> The curbside parking spaces or areas within the residential subdivision available to owners for the parking of vehicles or equipment are sufficient to accommodate the number of vehicles or equipment typically parked within the area.

The Prohibited Yard Parking Requirement Area meets the criteria.

Nicole Smothers *10-30-09*

Nicole Smothers,
Hearing Official, Presiding

Date

P090608

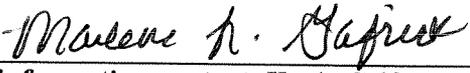
Old Spring Branch Civic Association, Inc.



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating all improved single-family residential lots in the Huntington Village Subdivision Sections 1 - 4, as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # <u>21</u>
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date January 5, 2010	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE: <i>MS</i> 	Council District affected: A
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-28-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential properties in the Huntington Village Subdivision Sections 1 - 4, as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Huntington Village Community Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Huntington Village Community Association. Notification was mailed to 1798 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Nine (9) protests were timely filed with the Planning and Development Department. The Hearing Official held a public hearing on October 28, 2009 and recommended establishing the Prohibited Yard Parking Requirement Area.

- Attachments:
 Decision of the Hearing Official
 Prohibited Yard Parking Requirement Area Application
 Letter of Support
 Map of the proposed requirement area / land use

- xc: Marty Stein, Agenda Director
 Anna Russell, City Secretary
 Arturo G. Michel, City Attorney
 Don Cheatham, Senior Assistant City Attorney
 Chief C. A. McClelland, HPD
 Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Prohibited Yard Parking Requirement Area No. P090702

Hearing Official's Approval

Hearing Official Evaluation:

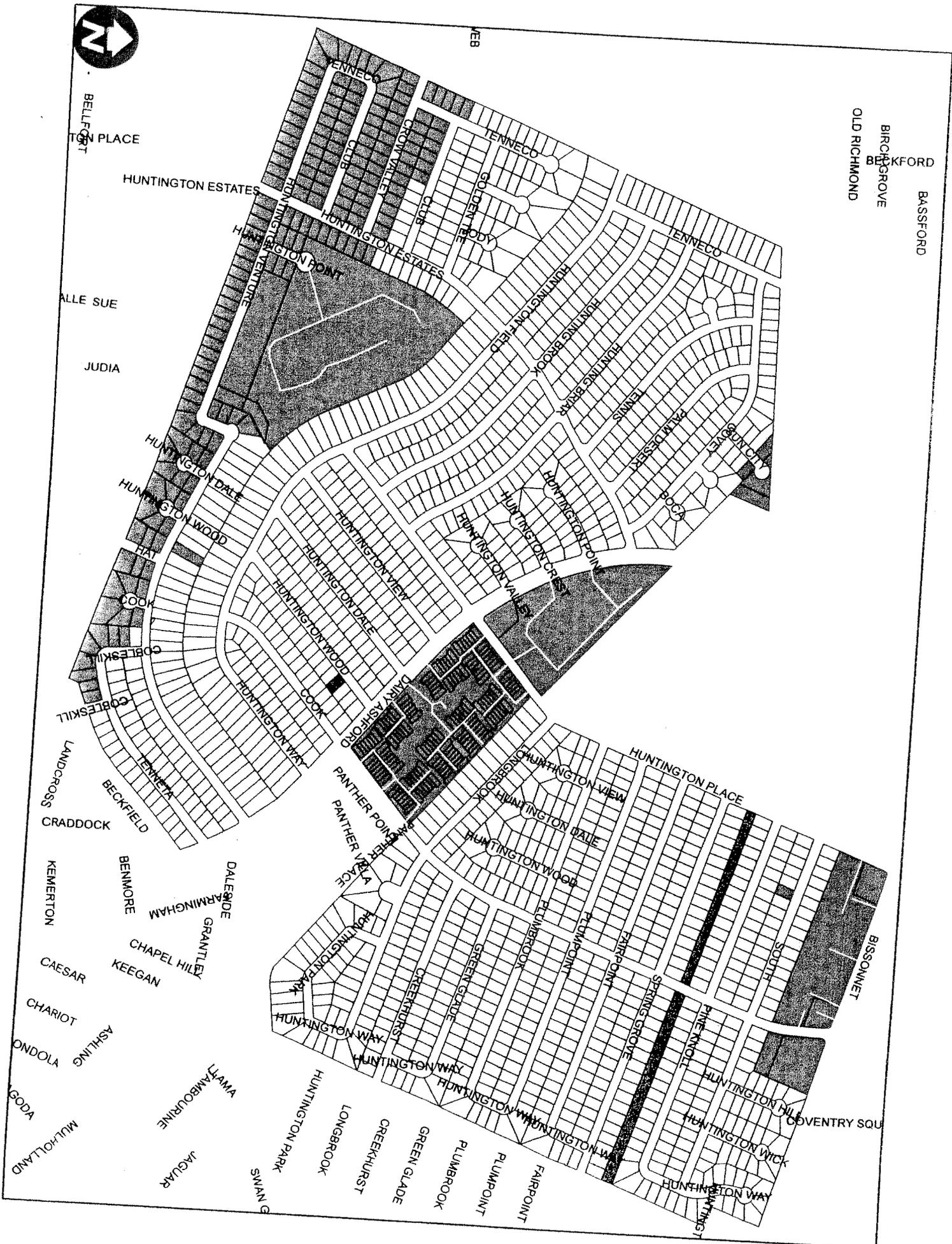
Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 80.5% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Huntington Village Community Association has signed a letter of support.
X		<i>Available parking is sufficient to accommodate the typical parking needs for the residential area;</i> The curbside parking spaces or areas within the residential subdivision available to owners for the parking of vehicles or equipment are sufficient to accommodate the number of vehicles or equipment typically parked within the area.

The Prohibited Yard Parking Requirement Area meets the criteria.


Nicole Smothers, Date
Hearing Official, Presiding



BASSFORD
 BIRCH GROVE
 OLD RICHMOND



1090702

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating all improved single-family residential lots in the Spring Shadows Subdivision, Sections 1,2 and 4 as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # <i>22</i>
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date January 5, 2010	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE: <i>Ms Marlene L. Gafrick</i>	Council District affected: A
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-27-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential lots in the Spring Shadows Subdivision, Sections 1, 2 and 4 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Spring Shadows Civic Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Spring Shadows Civic Association. Notification was mailed to 444 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration.

It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area.

- Attachments:**
 Planning Director's Approval
 Prohibited Yard Parking Requirement Application
 Letter of Support
 Map of the proposed requirement area / land use

- xc: Marty Stein, Agenda Director
 Anna Russell, City Secretary
 Arturo G. Michel, City Attorney
 Don Cheatham, Land Use Division, Legal Department
 C. A. McClelland, Acting Chief, HPD

 Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Prohibited Yard Parking Requirement Area No. P090812

Planning Director's Approval

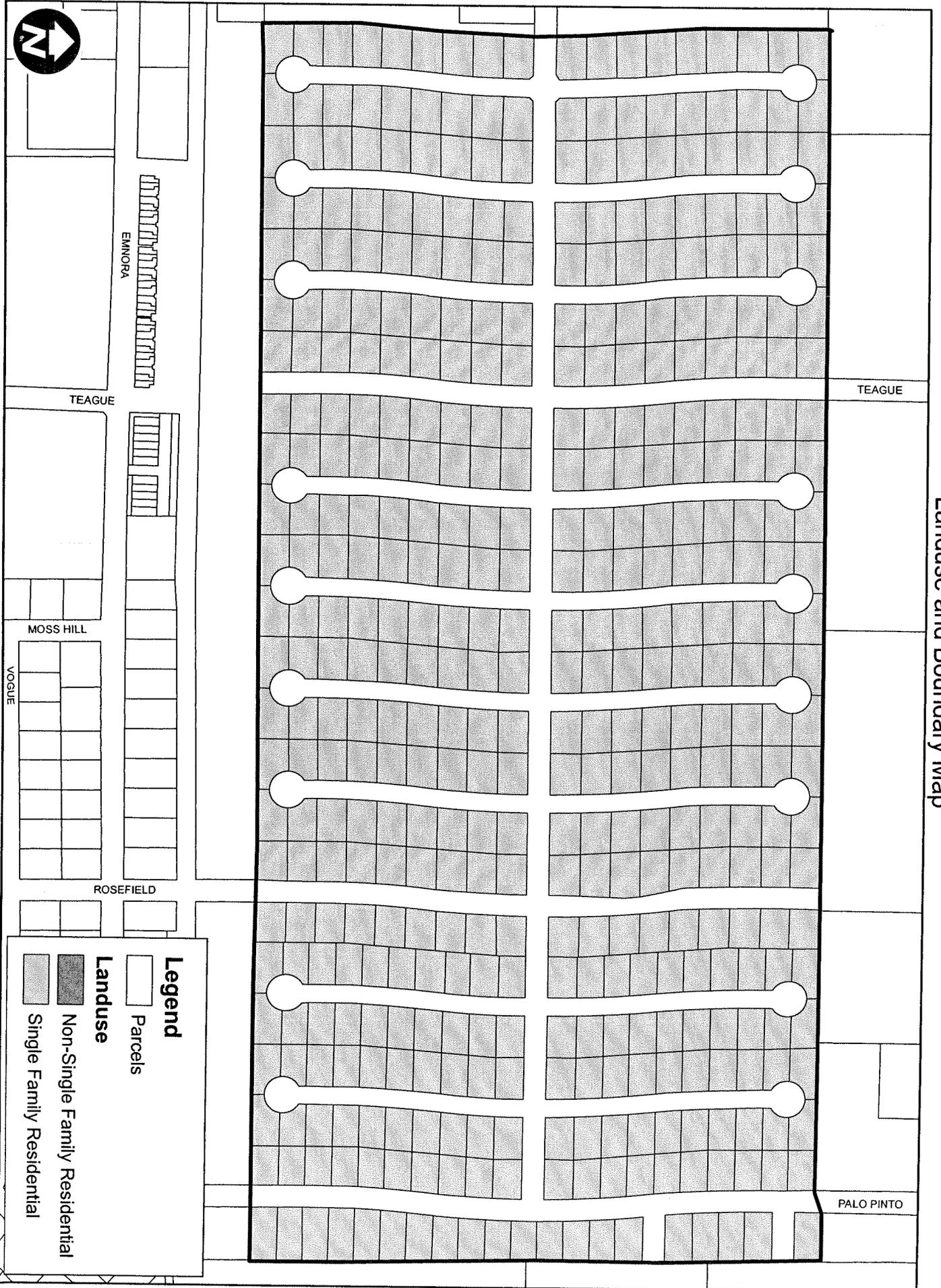
Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 100% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Spring Shadows Civic Association has signed a letter of support.
X		<i>No valid protests were timely filed;</i> The protest period ended on October 26, 2009 with no protests being timely filed.

The Prohibited Yard Parking Requirement Area meets the criteria.

Marlene L. Gafrick 12/30/09
Marlene L. Gafrick, Date
Director

P090812
Spring Shadows Civic Association
Landuse and Boundary Map



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

SUBJECT: Ordinance designating all improved single-family residential lots in the Spring Shadows Subdivision, Sections 3,5,7,11, and 13; Section 8 R/P; Section 8 2 nd R/P as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # 23
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date January 5, 2010	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE: <i>MS</i> <i>Marlene L. Gafrick</i>	Council District affected: A
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-27-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential lots in the Spring Shadows Subdivision, Sections 3,5,7,11, and 13; Section 8 R/P; Section 8 2nd R/P as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Spring Shadows Civic Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Springs Shadows Civic Association. Notification was mailed to 526 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration.

It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area.

- Attachments:
 Planning Director's Approval
 Prohibited Yard Parking Requirement Application
 Letter of Support
 Map of the proposed requirement area / land use

- xc: Marty Stein, Agenda Director
 Anna Russell, City Secretary
 Arturo G. Michel, City Attorney
 Don Cheatham, Land Use Division, Legal Department
 C. A. McClelland, Acting Chief, HPD

 Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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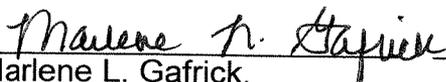
Prohibited Yard Parking Requirement Area No. P090804

Planning Director's Approval

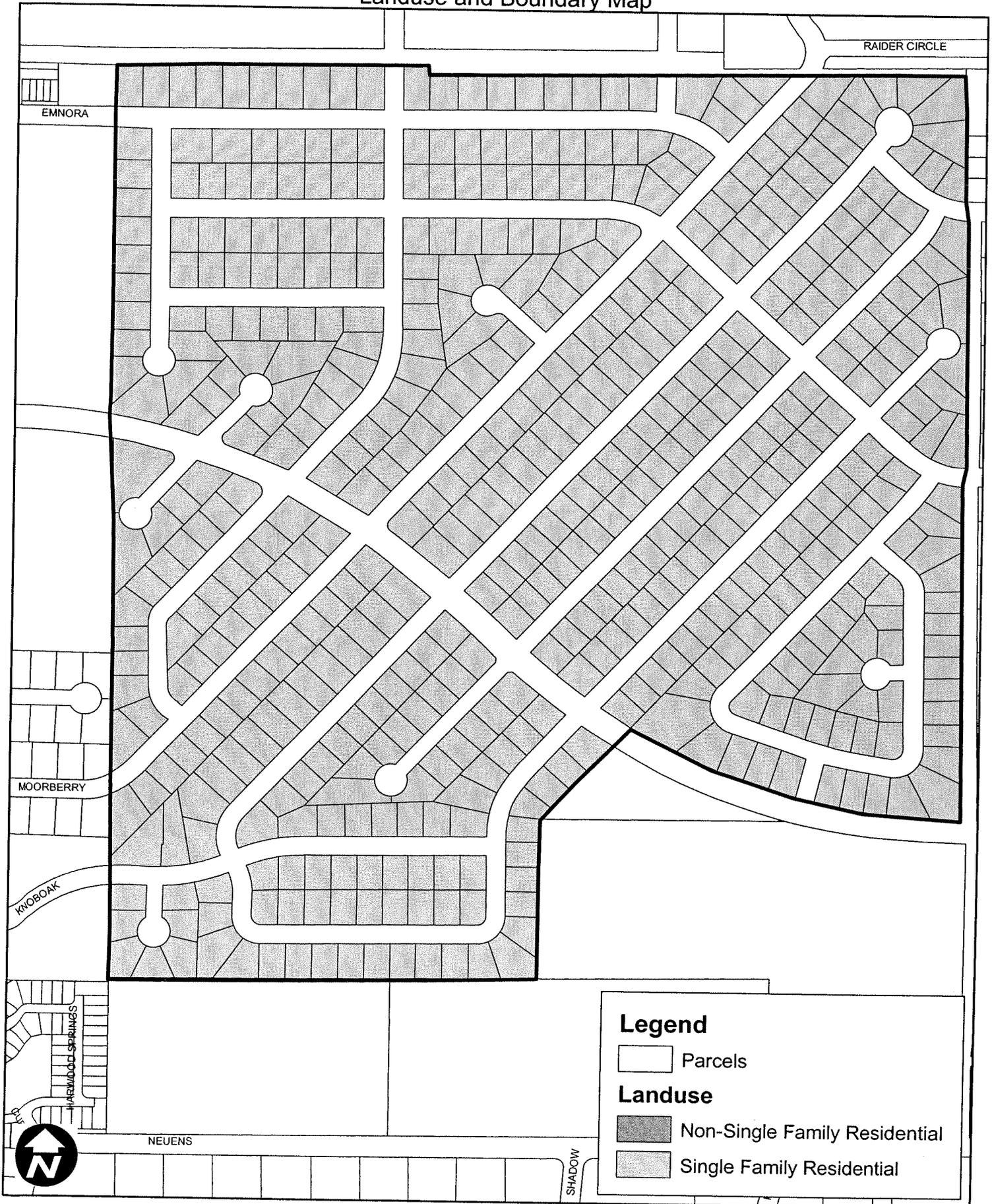
Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>PYPRA includes five contiguous block faces;</i></p> <p>The application area contains at least five contiguous block faces.</p>
X		<p><i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i></p> <p>100% of the proposed application area is developed as single-family residential.</p>
X		<p><i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i></p> <p>The president of the Spring Shadows Civic Association has signed a letter of support.</p>
X		<p><i>No valid protests were timely filed;</i></p> <p>The protest period ended on October 26, 2009 with no protests being timely filed.</p>

The Prohibited Yard Parking Requirement Area meets the criteria.


12/30/09
 Marlene L. Gafrick, Date
 Director

P090804
Spring Shadows Civic Association
Landuse and Boundary Map



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

SUBJECT: Ordinance designating all improved single-family residential lots in the Spring Shadows Subdivision, Sections 9,10,12,15,16,17,18, and 19; Section 9 R/P; Section 17 R/P as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # <i>24</i>
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date January 5, 2010	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE: <i>MS</i> <i>Marlene L. Gafrick</i>	Council District affected: A
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-27-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential lots in the Spring Shadows Subdivision, Sections 9,10,12,15,16,17,18, and 19; Section 9 R/P; Section 17 R/P as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Springs Shadows Civic Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Spring Shadows Civic Association. Notification was mailed to 855 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration.

It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area.

- Attachments:
Planning Director's Approval
Prohibited Yard Parking Requirement Application
Letter of Support
Map of the proposed requirement area / land use

- xc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Arturo G. Michel, City Attorney
Don Cheatham, Land Use Division, Legal Department
C. A. McClelland, Acting Chief, HPD

Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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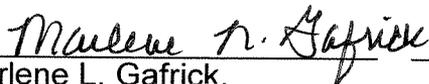
Prohibited Yard Parking Requirement Area No. P090813

Planning Director's Approval

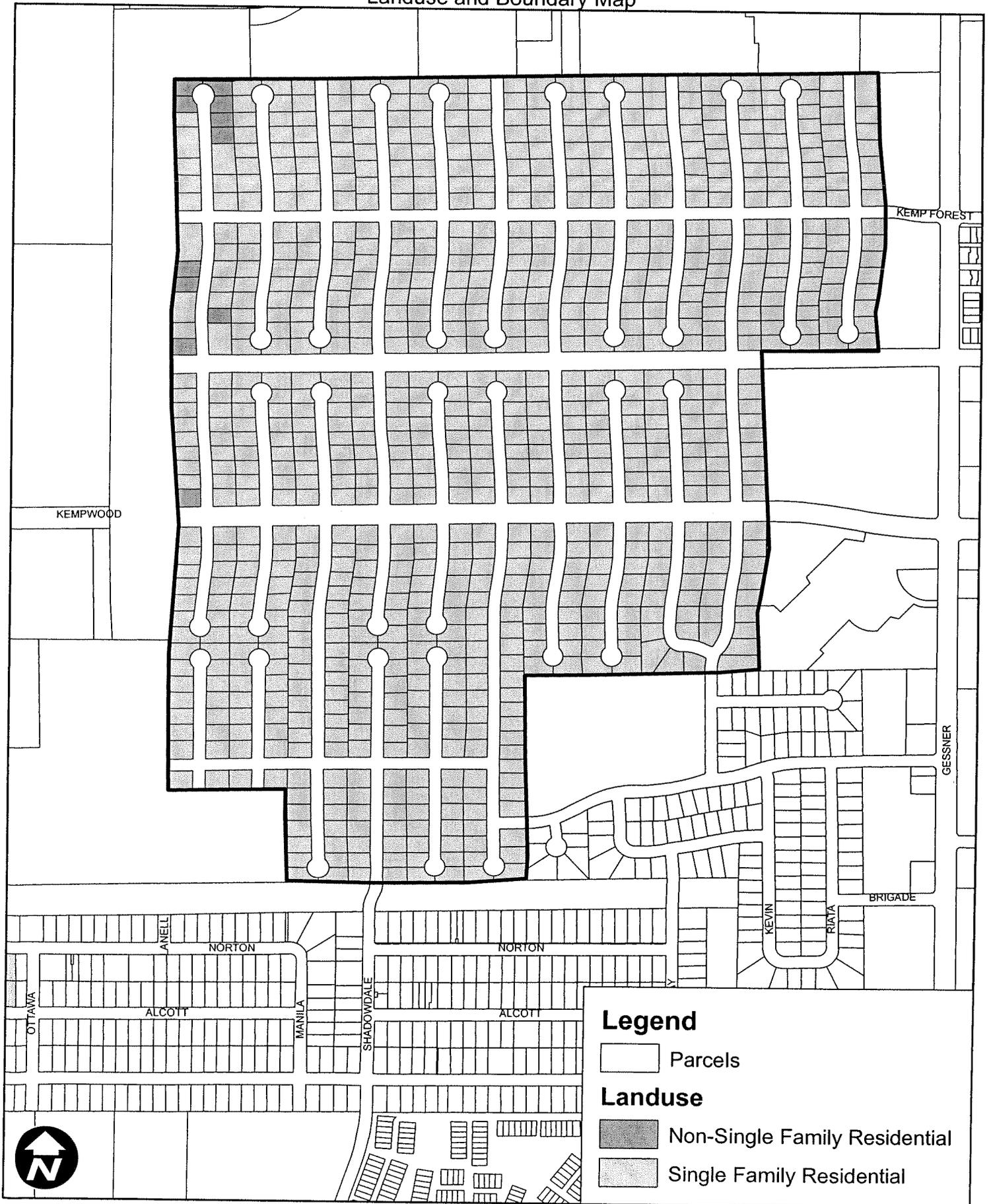
Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>PYPRA includes five contiguous block faces;</i></p> <p>The application area contains at least five contiguous block faces.</p>
X		<p><i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i></p> <p>98.7% of the proposed application area is developed as single-family residential.</p>
X		<p><i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i></p> <p>The president of the Spring Shadows Civic Association has signed a letter of support.</p>
X		<p><i>No valid protests were timely filed;</i></p> <p>The protest period ended on October 26, 2009 with no protests being timely filed.</p>

The Prohibited Yard Parking Requirement Area meets the criteria.


12/30/09
 Marlene L. Gafrick, Date
 Director

P090813
Spring Shadows Civic Association
Landuse and Boundary Map



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

SUBJECT: Ordinance designating all improved single-family residential lots in the Westchester Subdivision, Sections 1,2, and Section 2 R/P as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # <i>25</i>
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date January 5, 2010	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE: <i>MS Marlene L. Gafrick</i>	Council District affected: G
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-27-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential lots in the Westchester Subdivision, Sections 1,2, and Section 2 R/P as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Westchester Owners Committee Inc. initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Westchester Owners Committee Inc. Notification was mailed to 365 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Since no protests were filed and the application meets the requirements, the Director is forwarding the application to City Council for consideration.

It is recommended that the City Council adopt an ordinance establishing a Prohibited Yard Parking Requirement Area.

- Attachments:
Planning Director's Approval
Prohibited Yard Parking Requirement Application
Letter of Support
Map of the proposed requirement area / land use

- xc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Arturo G. Michel, City Attorney
Don Cheatham, Land Use Division, Legal Department
C. A. McClelland, Acting Chief, HPD

Alfred Moran, ARA

REQUIRED AUTHORIZATION

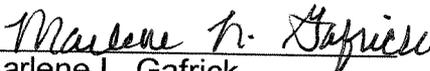
Finance Director:	Other Authorization:	Other Authorization:
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**Prohibited Yard Parking Requirement Area No. P090902
Planning Director's Approval**

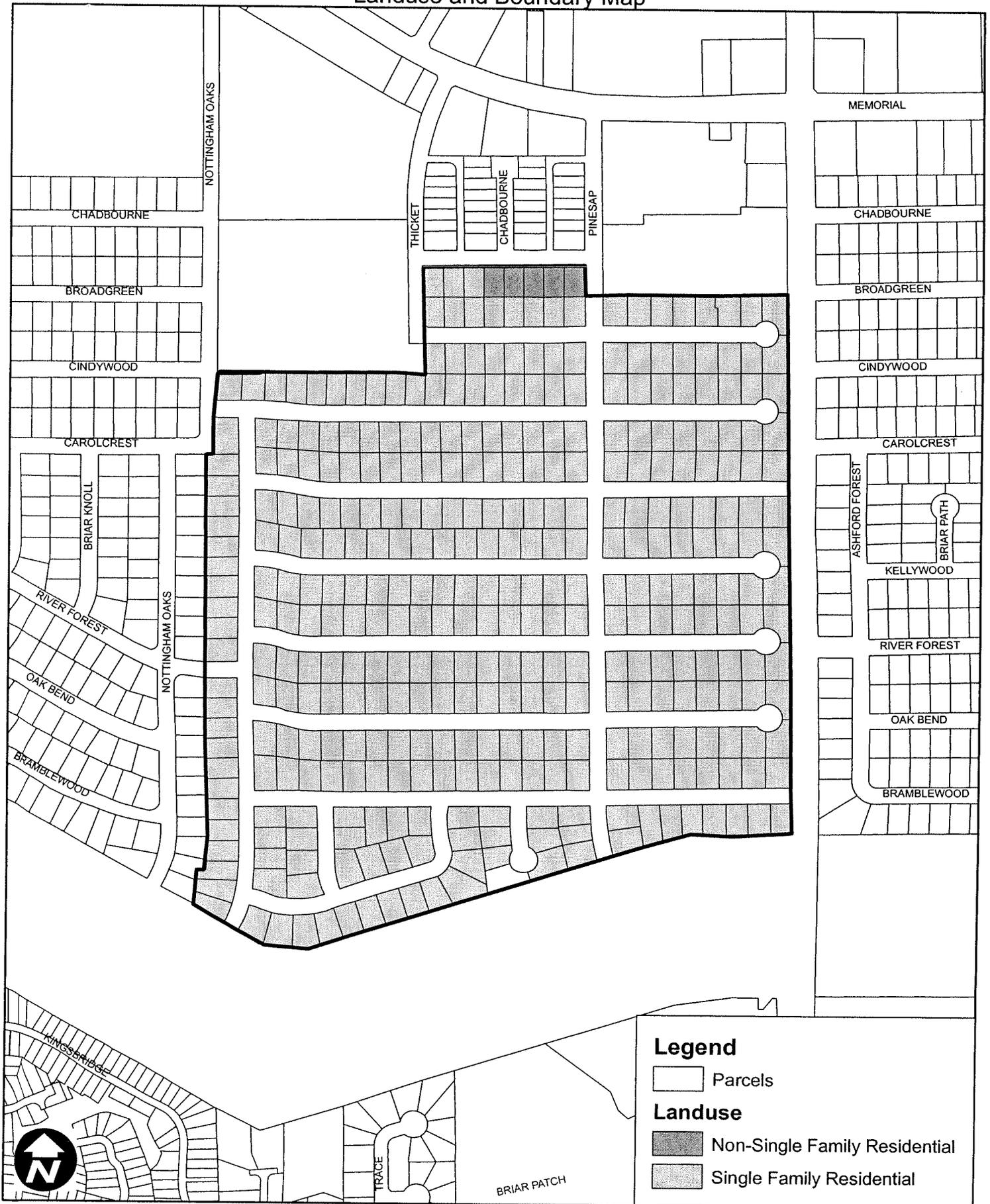
Planning Director Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>PYPRA includes five contiguous block faces;</i></p> <p>The application area contains at least five contiguous block faces.</p>
X		<p><i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i></p> <p>98.6% of the proposed application area is developed as single-family residential.</p>
X		<p><i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i></p> <p>The president of the Westchester Owners Committee Inc. has signed a letter of support.</p>
X		<p><i>No valid protests were timely filed;</i></p> <p>The protest period ended on October 26, 2009 with no protests being timely filed.</p>

The Prohibited Yard Parking Requirement Area meets the criteria.


12/30/09
 Marlene L. Gafrick, Date
 Director

P090902
Westchester Owners Committee Inc.
Landuse and Boundary Map



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

SUBJECT: Ordinance designating all improved single-family residential lots in the Glenbrook Valley Subdivision, Sections 1 - 4, 6-11; Glenbrook Valley Subdivision, Sections 5 R/P, 7 R/P and 12 R/P; and Glenbrook Valley Subdivision, Section 7 Extension as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # 26
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FROM (Department or other point of origin): Marlene L. Gafrick, Director Planning and Development Department	Origination Date December 23, 2009	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE: <i>Ms Marlene L. Gafrick</i>	Council District affected: I
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: 2009-0059, 1-28-09
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RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential properties in the Glenbrook Valley Subdivision, Sections 1 - 4, 6-11; Glenbrook Valley Subdivision, Section 5 R/P, 7 R/P and 12 R/P; and Glenbrook Valley Subdivision, Section 7 extension as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Glenbrook Valley Civic Club initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Glenbrook Valley Civic Club. Notification was mailed to 1275 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Three (3) protests were timely filed with the Planning and Development Department. The Hearing Official held a public hearing on October 28, 2009 and recommended establishing the Prohibited Yard Parking Requirement Area.

Attachments:
Decision of the Hearing Official
Prohibited Yard Parking Requirement Area Application
Letter of Support
Map of the proposed requirement area / land use

xc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Arturo G. Michel, City Attorney
Don Cheatham, Senior Assistant City Attorney
C. A. McClelland, Acting Chief, HPD
Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Prohibited Yard Parking Requirement Area No. P090707

Hearing Official's Approval

Hearing Official Evaluation:

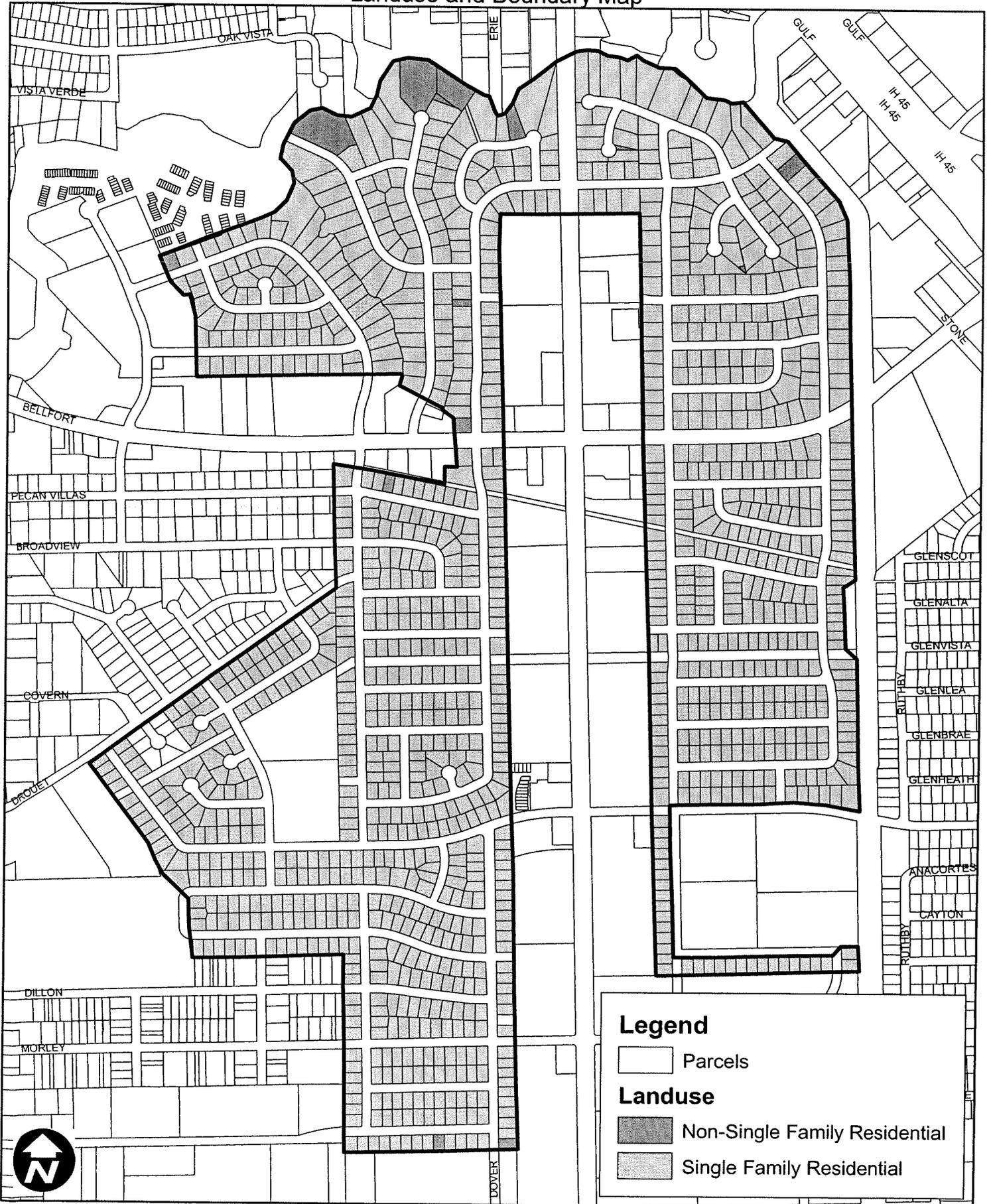
Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 98.9% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Glenbrook Valley Civic Club has signed a letter of support.
X		<i>Available parking is sufficient to accommodate the typical parking needs for the residential area;</i> The curbside parking spaces or areas within the residential subdivision available to owners for the parking of vehicles or equipment are sufficient to accommodate the number of vehicles or equipment typically parked within the area.

The Prohibited Yard Parking Requirement Area meets the criteria.

Nicole B. Smothers 12-18-09

Nicole Smothers, Date
Hearing Official, Presiding

P090707
Glenbrook Valley Civic Club
Landuse and Boundary Map



REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8605

Subject: Formal Bid Received for Surplus Vehicle Auctioneering Services for the Finance Department
S30-L23400

Category #
4

Page 1 of 2

Agenda Item

27

FROM (Department or other point of origin):

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

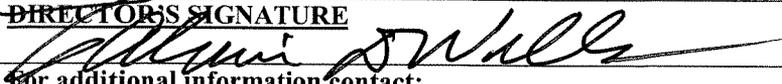
Origination Date

December 17, 2009

Agenda Date

JAN 27 2010

DIRECTOR'S SIGNATURE

MS


Council District(s) affected
All

For additional information contact:

Michelle Mitchell Phone: (713) 221-0935
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a revenue contract to Houston Auto Auction, Inc. on its sole bid in the estimated revenue amount of \$5,361,150.00 for surplus vehicle auctioneering services for the Finance Department.

Revenue Contract

Finance Budget

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year revenue contract, with two one-year options, to Houston Auto Auction, Inc. on its sole bid in the estimated revenue amount of \$5,361,150.00 for surplus vehicle auctioneering services for the Finance Department. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor. This contract will be used to provide auctioneering services for surplus City vehicles.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Five prospective bidders downloaded the solicitation document from SPD's e-bidding website and one bid was received as outlined below. The Strategic Purchasing Division conducted a thorough search for additional vendors who could possibly perform these services. As a result, thirteen vendors were identified and notified of the Invitation to Bid (ITB). Subsequent to receipt of the bid, vendors were contacted to determine the reason for the limited response to the ITB; potential respondents advised that this service was not in their core business plans or they did not have the necessary resources to meet the scope of work requirements specified in the ITB or they were not interested in submitting a bid.

The scope of work includes towing or delivery of vehicles to the auction facility as requested by departments, preparation of the vehicles for sale, selling of the vehicles at public auction, and processing of administrative functions as required by the City and those necessary to complete the transfer of the vehicle and its title to the buyer.

The City will pay the Contractor a percentage of the selling price calculated as follows: nine percent (9%) of the amount of the selling price from \$1.00 up to and including \$7,500.00, seven percent (7%) of the amount of the selling price from \$7,501.00 up to and including \$15,000.00, five percent (5%) of the amount of the selling price above \$15,001.00.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

NO

WJG

Date: 12/17/2009	Subject: Formal Bid Received for Surplus Vehicle Auctioneering Services for the Finance Department S30-L23400	Originator's Initials RM	Page 2 of 2
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M/WBE Subcontracting:

Houston Auto Auction, Inc. has agreed to subcontract out 5.5% to City Office Supply, Inc. and 5.5% to Metro Supply of the fees received for auctioneering services.

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.

The Affirmative Action Division will monitor this contract.

Buyer: Richard Morris

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8517

Subject: Approve an Amending Ordinance to Increase the Maximum Amount of Contract No. C61899 for the Purchase of Office Supplies for Various Departments

Category #
4

Page 1 of 2

Agenda Item

28

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

Origination Date
November 05, 2009

Agenda Date
JAN 27 2010

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

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

Date and Identification of prior authorizing Council Action:
Ord. No. 06-246, passed March 8, 2006

RECOMMENDATION: (Summary)
Approve an amending ordinance to increase the maximum amount of the contract between the City of Houston, the County of Los Angeles, and Office Depot from \$14,510,084.40 to \$18,137,605.50 for the purchase of office supplies for various departments.

Maximum Contract Increased by: \$3,627,521.10

Finance Budget

- \$2,463,596.90 General Fund (1000)
- \$475,650.00 PWE Wtr & Swr System Operating Fund (8300)
- \$230,666.89 Federal Government Grant Fund (5000)
- \$286,757.31 Federal State Local-Pass Through Fund (5030)
- \$85,350.00 Building Inspection Fund (2301)
- \$31,500.00 CIP Salary Recovery (1001)
- \$22,000.00 Fleet Management Fund (1005)
- \$12,000.00 Stormwater Fund (2302)
- \$16,000.00 Park Special Revenue Fund (2100)
- \$2,500.00 HALAN Fund (7506)
- \$1,500.00 Digital Houston Special Revenue Fund (2422)

\$3,627,521.10 Grand Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum amount of the contract between the City of Houston, the County of Los Angeles, and Office Depot from \$14,510,084.40 to \$18,137,605.50 for office supplies for various departments. The additional spending authority is to ensure there is no interruption in services and is expected to sustain the departments for the remaining contract term. The original spending authority for the contract was estimated prior to SPD conducting a market analysis that showed the City could save money by purchasing toner cartridges and paper off the Los Angeles/Office Depot contract, rather than bidding separately for those commodities as planned. Departments were advised to purchase paper and toner cartridges off the subject contract, which has depleted spending authority at a faster rate.

This contract was awarded on March 8, 2006 by Ordinance No. 2006-0246 for a 36-month term with two one-year options to renew in an amount not to exceed \$14,510,084.40. Expenditures as of November 5, 2009 totaled \$13,458,706.18. All other terms and conditions remain as originally approved by City Council.

This contract was awarded with a 3% M/WBE goal and Office Depot is currently exceeding the goal.

REQUIRED AUTHORIZATION

NDT

Finance Department:

Other Authorization:

Other Authorization:

MS

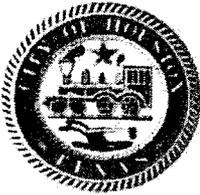
19

Date: 11/5/2009	Subject: Approve an Amending Ordinance to Increase the Maximum Amount of Contract No. C61899 for the Purchase of Office Supplies for Various Departments	Originator's Initials TR	Page 2 of 2
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Buyer: Tywana L. Rhone

Estimated Spending Authority

DEPT	FY10	OUT YEARS	TOTAL
Police	\$ 388,409.55	\$ 518,035.55	\$ 906,445.10
Public Works & Engineering	\$ 107,412.86	\$ 642,587.14	\$ 750,000.00
Health & Human Services	\$ 80,000.00	\$ 480,000.00	\$ 560,000.00
Fire	\$ 29,000.00	\$ 311,000.00	\$ 340,000.00
Parks & Recreation	\$ 123,000.00	\$ 123,000.00	\$ 246,000.00
Municipal Courts	\$ 83,800.00	\$ 106,200.00	\$ 190,000.00
Admin & Regulatory Affairs	\$ 43,500.00	\$ 43,500.00	\$ 87,000.00
Houston Emergency Center	\$ 41,496.50	\$ 41,496.50	\$ 82,993.00
Legal	\$ 9,285.70	\$ 55,714.30	\$ 65,000.00
General Services	\$ 24,496.00	\$ 24,496.00	\$ 48,992.00
Solid Waste Management	\$ 6,572.00	\$ 39,428.00	\$ 46,000.00
Planning & Development	\$ 6,456.00	\$ 38,730.00	\$ 45,186.00
Controller's	\$ 8,099.00	\$ 30,592.00	\$ 38,691.00
Convention & Entertainment	\$ 8,800.00	\$ 26,200.00	\$ 35,000.00
Houston Airport System	\$ 15,200.00	\$ 19,000.00	\$ 34,200.00
Mayor's OFFICE	\$ 16,287.00	\$ 16,286.00	\$ 32,573.00
Information Technology	\$ 15,940.00	\$ 15,940.00	\$ 31,880.00
Library	\$ 7,950.00	\$ 32,050.00	\$ 40,000.00
Finance	\$ 14,526.00	\$ 14,527.00	\$ 29,053.00
City Council	\$ 9,254.00	\$ 9,254.00	\$ 18,508.00
GRAND TOTALS	\$1,039,484.61	\$2,588,036.49	\$3,627,521.10



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

Date: 10/15/09 **Requestor:** Tywana L. Rhone

Contract/BPO: 4600005023/BPO25620

Contract Description: Intergovernmental Agreement between the City of Houston and County of Los Angeles for the purchase of Office Supplies for Various Departments

Prime Contractor: Office Depot Business Solutions Division

Prime Contact Person: John Pistone **Phone:** 713-996-3142

Award Date: 3/14/06 **End Date:** 3/14/2010 **MWBE Goal:** 3%

Amount Paid by City (to date): \$11,047,988.36

Scheduled MWDBE Participation: \$398,947.53

MWBE: P. D. Morrison Enterprises

Amount of Intent: \$435,302.53

FOR AFFIRMATIVE ACTION USE ONLY

Actual M/WDBE Dollar Amount Paid: \$347,559.52

M/WDBE Participation Achieved: 3.146%

The prime has achieved the 3% goal on this contract.

Prepared by Jean Abercrombie
Senior Contract Compliance Officer

October 15, 2009

Approved by Morris Scott
Division Manager

Date:
10-15-2009

Date:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

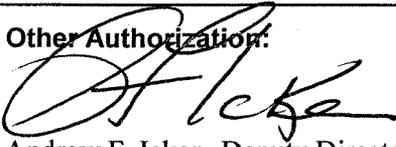
SUBJECT: Supplemental Allocation to the Professional Environmental Consulting Services Contract with Brown and Caldwell for Professional Environmental Consulting Services for the Houston Airport System; Project No. 625A (WBS# A-000423-0003-3-01-01; Contract No. 4600007063)		Category #	Page 1 of 1	Agenda Item # 29
FROM (Department or other point of origin): Houston Airport System		Origination Date January 13, 2010		Agenda Date JAN 27 2010
DIRECTOR'S SIGNATURE: <i>Am. Kae</i> <i>Eric R. Potts</i>		Council District affected: B, E, I		
For additional information contact: John Silva <i>[Signature]</i> Phone: 281-233-1925 Monica Newhouse <i>[Signature]</i> 281-233-1973		Date and identification of prior authorizing Council action: 01/31/07 (O) 2007-0145		
AMOUNT & SOURCE OF FUNDING: <i>1m2</i> <i>(e)</i> CIP No. A-0423.02 \$325,000.00 Arpt Improvemt Fd (8011)		Prior appropriations: 01/31/07 Arpt Improvemt Fd (8011).....\$1,300,000.00		
RECOMMENDATION: (Summary) Enact an ordinance to approve a Supplemental Allocation to the contract for professional consulting services with Brown and Caldwell and appropriate the necessary funds to finance the cost of these services.				
SPECIFIC EXPLANATION: On January 31, 2007, Council approved a contract with Brown and Caldwell for professional environmental consulting services. Services provided under this contract include multi-disciplinary environmental consulting services such as air and water quality assessments, site assessments, permits, tenant compliance and oversight, review of technical documents and reports, regulatory negotiations, environmental management information systems and energy efficiency.				
It is now requested that Council approve additional funding to provide continued and uninterrupted professional environmental consulting services for the following initiative:				
<ul style="list-style-type: none"> Engineering design of the remediation system to address free product contamination at the William P. Hobby Airport former underground storage tank hold area. 				
DBE PARTICIPATION: This contract has a twenty-four percent (24%) Disadvantaged Business Enterprise (DBE) participation goal, which will be met by the following DBE certified firm:				
Firm	Type of Work	Amount	%	
Kalluri Group, Inc.	Surveying, CAD and Engineering Services	\$ 78,000.00	24%	
Currently, Brown and Caldwell is achieving 20.961% DBE Participation on a 24% goal. The work under the original contract funding is still in progress, and approximately \$312,700 remains unexpended. Out of this remaining balance, approximately \$101,800 has been committed in six Letters of Authorization for services that will be performed by five subcontracted DBEs. Therefore, the total DBE participation is expected to be 24% at the end of the original contract amount.				
Brown and Caldwell remains committed to continue working with the HAS Small Business Development and Contract Compliance Office in their ongoing efforts to reach out to DBE certified businesses to meet and/or exceed the assigned goals on this project.				
REQUIRED AUTHORIZATION				
Finance Department:		Other Authorization:		Other Authorization:

M5

[Signature]

MST

23

SUBJECT: Amendment One to Advance Funding Agreement and an Advance Funding Agreement between the City of Houston and Texas Department of Transportation for Reconstruction of Little York from Airline to Hardy Road. WBS No. N-000531-0001-4, S-000521-0052-4, R-000521-0052-4		Page 1 of 2	Agenda Item # 30
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1-21-10	Agenda Date JAN 27 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E. D.WRE, BCEE, Director		Council District affected: B, H	
For additional information contact: Carol E. Haddock, P.E. <i>CEH</i> Tommy Arts, P.E.		Phone: (713) 837-7658 Phone: (713) 837-0670	Date and identification of prior authorizing Council action: Ord. No. 99-0494, 5/26/1999
RECOMMENDATION: (Summary) Adopt an ordinance approving and authorizing an Amendment One to Advance Funding Agreement and approve an Advance Funding Agreement between the City of Houston and Texas Department of Transportation and appropriating funds.			
Amount and Source of Funding: \$1,470,000 from Street & Bridge Consolidated Construction Fund No. 4506 and \$1,567,825.55 from Water and Sewer System Consolidated Construction Fund No. 8500 <i>W.P. 1/21/10</i>			
PROJECT NOTICE/JUSTIFICATION: This project has been approved in the 1998-2000 Transportation Improvement Program by the Federal Highway Administration and Texas Transportation Commission under Minute Order 100002.			
DESCRIPTION/SCOPE: This project consists of reconstructing Little York Road to a four-lane concrete boulevard with storm sewer, sidewalks, pavement markings, street lights, and underground utilities.			
LOCATION: This project is located on Little York Road from Airline Drive to Hardy Road. This project is located in Key Map Grid No. 413 T & U.			
PREVIOUS HISTORY AND SCOPE: Under the 1998-2000 Transportation Improvement Program, this project was eligible for funding from the Federal Highway Administration. Under the program, which is administered by TxDot, funding will generally consist of Federal participation (80%) and City participation (20%). TxDot will manage the construction of the project.			
SCOPE OF THIS AGREEMENT: This project has been selected to receive American Recovery and Reinvestment Act of 2009 funds for 100% of the roadway construction. Under the terms of the Advance Funding Agreement and Amendment One, the City is responsible for design plans of the project. TxDOT will be responsible for auditing and construction oversight. TxDOT is also responsible for securing the Federal funds which is one hundred percent (100%) of the actual cost of the work approved by the Metropolitan Planning Organization, not to exceed \$12,000,000 for this project. The City is responsible for all non-federal or non-state participation costs associated with the project. The City estimated cost participation in the Project including construction management, review costs, engineering, utilities, and contingencies costs are \$2,887,825.55. Upon execution of the Agreement, TxDOT requests the City to issue a check or warrant in the amount of \$2,887,825.55. Therefore, it is necessary to appropriate funds in the amount of \$3,037,825.55 which includes \$150,000 for City's salary recovery.			
REQUIRED AUTHORIZATION		CUIC ID #20CAE69	
Finance Department:	Other Authorization:  Andrew F. Iken, Deputy Director Planning and Development Division	Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division	

Date	SUBJECT: Amendment One to Advance Funding Agreement and an Advance Funding Agreement between the City of Houston and Texas Department of Transportation for Reconstruction of Little York from Airline to Hardy Road. WBS No. N-000531-0001-4, S-000521-0052-4, R-000521-0052-4	Originator's Initials PL	Page 2 of 2
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ARRA FUNDS:

This project (purchase) uses funds awarded under ARRA. The City of Houston and the recommended contractor (vender) will adhere to and comply with the Special reporting requirements associated with ARRA grant expenditures as required by the granting agency and/or the Office Management and Budget.

RECOMMENDATION: (Summary)

Adopt an ordinance approving and authorizing an Amendment One to Advance Funding Agreement and approve an Advance Funding Agreement between the City of Houston and Texas Department of Transportation and appropriating funds.

MSM:AFI:CAE:PL

P:\Planning Branch\Miscellaneous\ARRA_contract\RCA_ARRA



c: Marty Stein



CITY OF HOUSTON

Department of Public Works and Engineering

Interoffice

Correspondence

To: Mayor Annise D. Parker
Council Members

From: Director
Public Works & Engineering

Date: January 21, 2010

Thru: Marty Stein, Agenda Director

Subject: **INTER-LOCAL AGREEMENT BETWEEN THE CITY OF HOUSTON AND TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT) FOR THE Wi-Max RADIO SYSTEM**

The Department of Public Works and Engineering (PWE) has been coordinating with the Texas Department of Transportation (TxDOT) to develop and review contracts for the maintenance overlay contracts that will receive funding under the American Reinvestment and Recovery Act of 2009 (ARRA) as follows:

- * Clinton Road Rehabilitation (Off System Local Rehabilitation Contingency Projects)
- * City-wide Maintenance Overlay Project (Off System Local Rehabilitation Contingency Projects)

Coordination started in late August 2009. TxDOT and the City of Houston came to agreement on the language in these agreements late December 2009. PWE met a December 7, 2009 submittal date for engineering plans and specifications. TxDOT has until March 1, 2010 to review and approve this submittal. Through on-going coordination with TxDOT, PWE was working to execute the necessary contracts Advanced Funding Agreements (AFAs) prior to the middle of February 2010 to coincide with this review completion. TxDOT provided the Original contracts to PWE on January 8, 2010. These two contracts were processed for the January 20, 2010 Council Agenda and were considered as Items #36 and #37.

In addition to the AFAs for the overlay contracts provided on January 8, TxDOT also included the following agreements:

- * Amendment #1 to the AFA for Little York from Airline Drive to Hardy
- * Wi-Max Radio System

This was the first review copy of either of these contracts submitted to PWE for review and they were submitted in final form. These contracts were transmitted to Legal for review and were planned to be processed for the January 27, 2010 Council Agenda. This left sufficient time to execute the contracts by mid February. However, on January 20, 2010, TxDOT informed PWE that all four of these contracts needed to be executed before February 1, 2010, as upper management of TxDOT in Austin would be running a status report on that date and reallocating any funds that were not under contract to other areas within the state. Therefore PWE requests that these two contracts be considered as no tag items on the January 27, 2010 Council Agenda.

PWE appreciates your understanding in our need to meet this accelerated deadline. Federal funds of \$12,000,000 for the Little York Road project and \$5,000,000 for the Wi-Max Radio System are at risk of not being used for these important local projects. If these contracts are not executed prior to February 1, the City stands to increase the local match of the Little York Project by approximately \$5,000,000 and the Wi-Max Radio Project would not proceed.


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

MSM:JW:cac

c: Jeffrey Weatherford, P.E., PTOE 
Carol Ellinger Haddock, P.E.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Inter-local Agreement between the City of Houston and Texas Department of Transportation (TxDOT) for the Wi-Max Radio System. WBS No. N-000650-0057-4		Page 1 of ___	Agenda Item # 31
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1-21-10	Agenda Date JAN 27 2010
DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: ALL	
For additional information contact: Jeffrey Weatherford, P.E., PTOE, Interim Deputy Director		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) It is recommended that City Council pass an Ordinance authorizing an Advance Funding Agreement with Texas Department of Transportation under the American Recovery and Reinvestment Act allowing the City of Houston to accept \$5,000,000.00 for the purchase of equipment for a Wi-Max Communications System.			
Amount and Source of Funding: \$25,000.00 from Street and Bridge Consolidation Construction Fund No. 4506 <i>K.P. 1/21/10</i>			
PROJECT NOTICE: The agreement is associated with the American Recovery and Reinvestment Act of 2009 (ARRA) to provide a city-wide transportation communications system. The agreement will allow the City to accept \$5,000,000.00 of Federal Funding for a Wi-Max Communications System.			
SCOPE OF THIS AGREEMENT: The City of Houston maintains a city-wide system of more than 2400 traffic signals and 1600 school zone flashers. Currently, the City can remotely communicate and control less than 1000 traffic signals and none of the school zone flashers. These traffic signals and school zone flashers require a robust communications system in order to make changes to timing plans without visiting each device in the field as well as maintain consistent times on the clocks providing for better coordination between devices. This Wi-Max communications system will also allow for basic remote diagnostics and will allow staff to be automatically notified by each remote device when major problems occur. Without such a system, staff must rely on phone calls from the public in order to determine when a malfunction has occurred. Additionally, any time that a change needs to be made to timing, a technician must visit each field device to make changes. The installation of this new system will address all of these issues and insure that City staff can more efficiently operate the system and provide for better mobility. This is only an Advance Funding Agreement. Any expenditure of funds for equipment and will require future Council Action.			
ARRA FUNDS: This project (purchase) uses funds awarded under the American Recovery and Reinvestment Act of 2009 (ARRA). The City of Houston and the recommended contractor (vendor) will adhere to and comply with the special reporting requirements associated with ARRA grant expenditures as required by the granting agency and/or the Office of Management and Budget.			
cc: Marty Stein Jeffrey Weatherford, P.E., PTOE LaVerne Hollins-McGlothen			
REQUIRED AUTHORIZATION		CUIC ID# 20JSW28	
Finance Department:	Other Authorization:	Other Authorization: <i>Jeffrey Weatherford</i> 1/21/10 Jeffrey Weatherford, P.E., PTOE, Interim Deputy Director Engineering and Construction Division	



CITY OF HOUSTON

Department of Public Works and Engineering

Interoffice

Correspondence

To: Mayor Annise D. Parker
Council Members

From: Director
Public Works & Engineering

Date: January 21, 2010

Thru: Marty Stein, Agenda Director

Subject: **INTER-LOCAL AGREEMENT BETWEEN THE CITY OF HOUSTON AND TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT) FOR THE Wi-Max RADIO SYSTEM**

The Department of Public Works and Engineering (PWE) has been coordinating with the Texas Department of Transportation (TxDOT) to develop and review contracts for the maintenance overlay contracts that will receive funding under the American Reinvestment and Recovery Act of 2009 (ARRA) as follows:

- * Clinton Road Rehabilitation (Off System Local Rehabilitation Contingency Projects)
- * City-wide Maintenance Overlay Project (Off System Local Rehabilitation Contingency Projects)

Coordination started in late August 2009. TxDOT and the City of Houston came to agreement on the language in these agreements late December 2009. PWE met a December 7, 2009 submittal date for engineering plans and specifications. TxDOT has until March 1, 2010 to review and approve this submittal. Through on-going coordination with TxDOT, PWE was working to execute the necessary contracts Advanced Funding Agreements (AFAs) prior to the middle of February 2010 to coincide with this review completion. TxDOT provided the Original contracts to PWE on January 8, 2010. These two contracts were processed for the January 20, 2010 Council Agenda and were considered as Items #36 and #37.

In addition to the AFAs for the overlay contracts provided on January 8, TxDOT also included the following agreements:

- * Amendment #1 to the AFA for Little York from Airline Drive to Hardy
- * Wi-Max Radio System

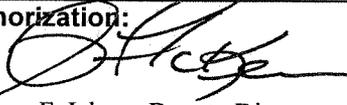
This was the first review copy of either of these contracts submitted to PWE for review and they were submitted in final form. These contracts were transmitted to Legal for review and were planned to be processed for the January 27, 2010 Council Agenda. This left sufficient time to execute the contracts by mid February. However, on January 20, 2010, TxDOT informed PWE that all four of these contracts needed to be executed before February 1, 2010, as upper management of TxDOT in Austin would be running a status report on that date and reallocating any funds that were not under contract to other areas within the state. Therefore PWE requests that these two contracts be considered as no tag items on the January 27, 2010 Council Agenda.

PWE appreciates your understanding in our need to meet this accelerated deadline. Federal funds of \$12,000,000 for the Little York Road project and \$5,000,000 for the Wi-Max Radio System are at risk of not being used for these important local projects. If these contracts are not executed prior to February 1, the City stands to increase the local match of the Little York Project by approximately \$5,000,000 and the Wi-Max Radio Project would not proceed.


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

MSM:JW:cac

c: Jeffrey Weatherford, P.E., PTOE 
Carol Ellinger Haddock, P.E.

SUBJECT: New Contracts for existing consultants to continue work authorized through USEPA Hazardous and Petroleum Grant Funding in support of the Brownfield Redevelopment Program.		Page 1 of 1	Agenda Item # 32
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1-21-10	Agenda Date JAN 27 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: ALL	
For additional information contact: Carol Ellinger Haddock, P.E. Senior Assistant Director (713) 837-7658 Shannon Teasley Brownfield Manager (713) 837-7978		Date and identification of prior authorizing Council action: 1/16/2008 – 2008-0051	
RECOMMENDATION: (Summary) Adopt an ordinance approving professional service contracts with Weston Solutions, Inc. and Terracon Consultants, Inc. to continue with environmental assessments in support of the Brownfield Redevelopment Program.			
Amount and Source of Funding: USEPA Grant Funds, total maximum amount for both contracts: \$260,099.32			
PROJECT NOTICE: This agreement is associated with the original funding received in 2008 from the United States Environmental Protection Agency (USEPA), for Brownfield Assessment Grants to perform hazardous and petroleum assessment activity for contaminated sites enrolled in the City of Houston's Brownfield Redevelopment Program as follows: 1. BF 96681901 USEPA Petroleum Assessment Grant for \$200,000.00 2. BF 96682001 USEPA Hazardous Assessment Grant for \$200,000.00 Grant Periods: October 1, 2008 through September 30, 2011. Original contracts were created for contractual consulting work with both Weston Solutions and Terracon Consultants and have expired on November 30, 2009. The Brownfields Program would like to enter into two new contracts for the same work to expend the remainder of the allowable grant funding under both USEPA Hazardous and Petroleum Grants. The consultants were selected originally through an RFP process that resulted in a five-person contractor selection committee.			
SCOPE OF THIS AGREEMENT: As previous contracts have expired, the Brownfields Redevelopment Program recommends paying Weston Solutions the outstanding amount of \$15,980.95 for work completed under the original contract prior to expiration. In addition, enter into a new contract with Weston Solutions, Inc. for \$45,492.45 of work for hazardous substance site assessments and \$68,811.26 for petroleum substance site assessments, total contract not to exceed \$130,284.66. Similarly, recommends entering into a new contract with Terracon Consulting, Inc for \$49,853.45 of work for hazardous substance site assessments and \$79,961.21 for petroleum substance site assessments, total contract not to exceed \$129,814.66. The new contracts for both consultants are to perform contractual work associated with the terms of USEPA grant agreements. Under this agreement, the consultants shall continue to complete environmental site assessments on a task order basis.			
FUNDING: The Brownfields Program is requesting approval on contracts for both consultants to continue work through the terms of the original grant agreement period established from October 1, 2008 through September 30, 2011 to expend the remaining contractual funds of \$260,099.32 between both USEPA Hazardous and Petroleum Grants. The new contracts will utilize existing grant funds.			
C: Marty Stein, Gary Drabek, Roland Mosley, Harold Jackson			
REQUIRED AUTHORIZATION		CUIC ID# 20CAE67	
Finance Department:	Authorization:  Andrew F. Icken., Deputy Director Planning and Development Services Division	Other Authorization:	
		NDT	

SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and SES Horizon Consulting Engineers, Inc. for Professional Engineering Services associated with the design of Whiteheather Storm Sewer Improvements. W.B.S. No. M-000262-0001-3	Page 1 of 2	Agenda Item # 33
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1-21-10	Agenda Date JAN 27 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: "D" 
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For additional information contact: Hamlet Hovsepian, P.E. Phone: 713-837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action: Ordinance No.: 2005-0842, Dated: June 29, 2005 Ordinance No.: 2007-0595, Dated: May 16, 2007
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RECOMMENDATION: (Summary)
Appropriate additional funds.

Amount and Source of Funding:
\$803,988.00 from Drainage Improvement Commercial paper Series, F, Fund No. 4030. *M.P. 12/21/09*

Original (previous) appropriation of \$546,000.00 from Drainage Improvement Commercial Paper Series, F, Fund No. 49R and \$1,390,900.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Capital Improvement Program. This project is required to provide drainage improvements in the Whiteheather area.

DESCRIPTION/SCOPE: This project mainly consists of the design of the storm sewer system to alleviate local flooding problems due to insufficient conveyance capacity in the Whiteheather area. The storm sewer conduits range from 24-inch RCP through 66-inch RCP, and related appurtenances. The overall project is divided into four (4) segments. Each segment will be completed in a separate construction package for a total of four (4) construction packages for the overall project. Congress Bill SAFETEA-LU provided \$9,250,000.00 in federal funding for construction associated with this project. Currently, construction packages for Segments I and II are programmed for utilizing federal funding for construction. After consuming federal funding, the rest of the overall project will be funded solely by the City. This project is required to provide professional engineering services for the design of the drainage system improvements to reduce the risk of structural flooding in the project area.

LOCATION: This project is generally bounded by Anderson Road on the South, Wuthering Heights on the North, Bathurst/Landmark on the East and HCFCD Ditches C144-00-00/C146-00-00 on the West. This project is located in Council District D, Key Map Grids 572S, N and J.

PREVIOUS HISTORY AND SCOPE: The original contract was approved by the City Council on June 29, 2005 under Ordinance No. 2005-0842. Subsequent additional appropriation and amendment were approved by City Council on May 16, 2007 under Ordinance No. 2007-0595. Under the terms of the contract, Scope of Services consisted of performing Preliminary Design, Final Design and Construction Phase Services.

REQUIRED AUTHORIZATION CUIC # 20CH15 NDT

Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and SES Horizon Consulting Engineers, Inc. for Professional Engineering Services associated with the design of Whiteheather Storm Sewer Improvements. W.B.S. No. M-000262-0001-3	Originator's Initials 	Page 2 of 2
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SCOPE OF THIS SUPPLEMENT AND FEE: The requested additional appropriation will accomplish the following tasks: Completion of Preliminary Design for Segment IV and Final Design and Construction Phase Services for Segments II thru IV for Whiteheather Storm Sewer Improvements. Under the terms of the Contract, the Consultant will provide Final Design and Construction Services and will be compensated on a lump sum basis with a not to exceed agreed upon amount. The budgeted maximum appropriation for Basic Services is \$536,954.00. The Contract also includes certain other Additional Services to be paid as a lump sum or on a reimbursable basis. Additional Services includes but is not limited to surveying, geotechnical investigation, environmental services, traffic control, and Stormwater Pollution and Tree Protection Plans. The total Additional Services appropriation is \$193,944.00.

The total requested appropriation is \$803,988.00 to be distributed as follows: \$730,898.00 for Contract services and \$73,090.00 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 has elected to provide health benefits to eligible employees.

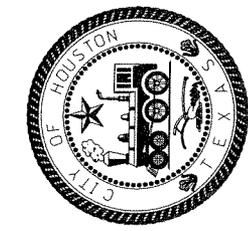
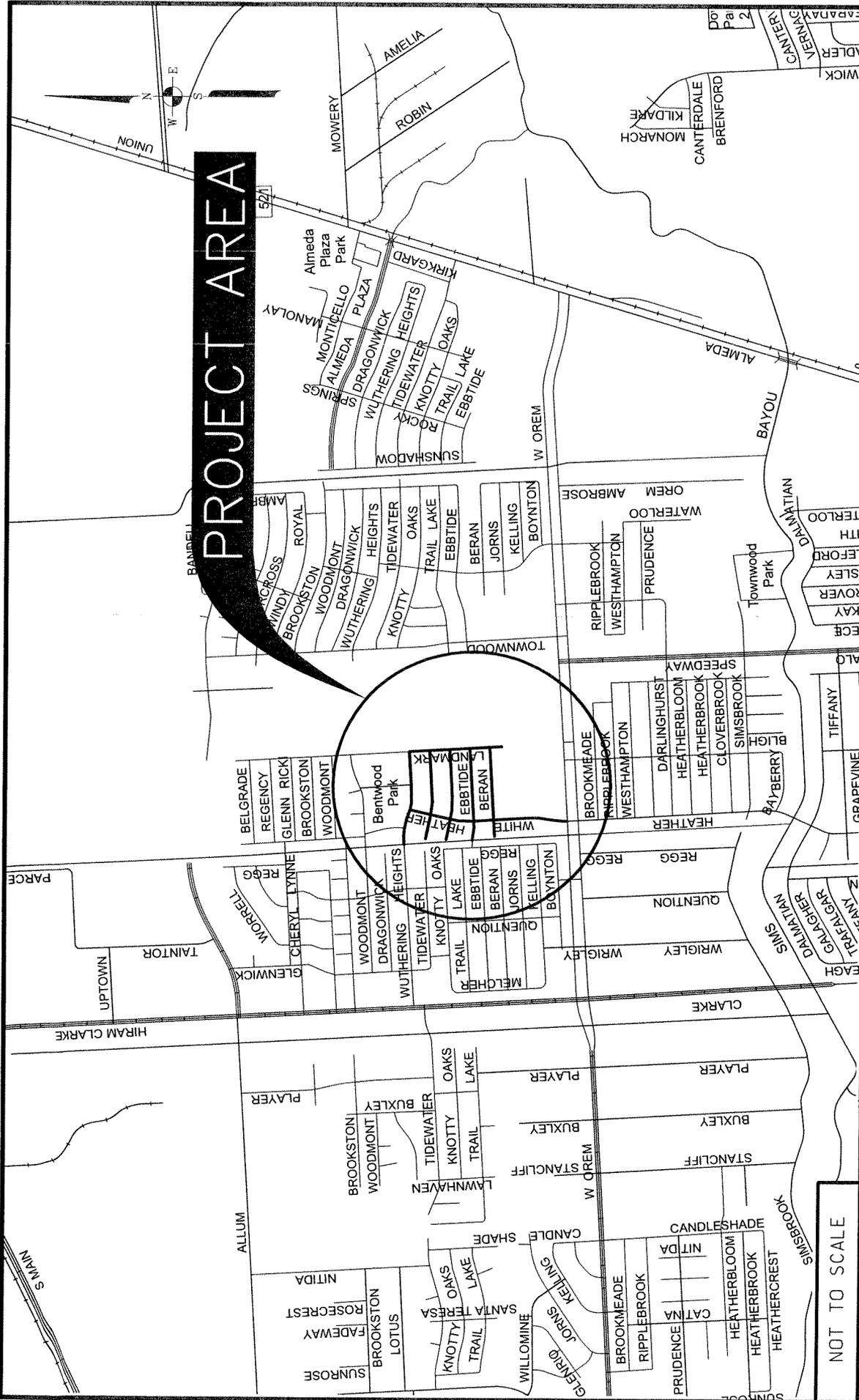
M/WBE INFORMATION: The M/WBE goal established for this project is 24%. The original contract amount of \$495,962.60 was approved by Ordinance No. 2005-0842 and its subsequent appropriation of \$1,264,418.00 by Ordinance No. 2007-0595 totals \$1,760,380.60. The consultant has been paid \$1,298,639.13 (73.77%) to date. Of this amount \$358,224.92 (27.58%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested appropriation, the contract amount will increase to \$2,491,278.60. The consultant proposes the following plan to meet the M/WBE goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. PriorM/WBE Work		\$358,224.92	14.38%
2. 4Site Civil Engineering, LP	Engineering	\$ 26,000.00	1.04%
3. Atser, LP	Geotechnical	\$ 20,970.50	0.84%
4. HVJ Associates, Inc.	Environmental	\$ 17,971.00	0.72%
5. IDCUS, Inc	Engineering	\$ 76,500.00	3.07%
6. Landtech Consultants, Inc.	Surveying	\$ 65,037.50	2.61%
7. B & E Reprographics, Inc.	Reproduction	\$ 33,260.00	1.34%
TOTAL		\$597,963.92	24.00%

MSM:DRM:HH:HJ:CH:klw


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c: Marty Stein
Velma Laws
Susan Bandy
Gary Drabek
Craig Foster
WBS No. M-000262-0001-3



CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

**WHITE HEATHER STORM SEWER
 IMPROVEMENTS
 SEGMENT-IV**

WBS NO. M-000262-0004-3

OCTOBER, 2009

NOT TO SCALE

SES HORIZON
 CONSULTING ENGINEERS, INC.
 10101 Southwest Freeway, Suite 400 Houston, Texas 77074
 (713) 988-5504, Fax (713) 988-1441 www.seshorizon.com

**PROJECT LOCATION
 MAP**

SUBJECT: Professional Engineering Services Contract between the City of Houston and Brooks & Sparks, Inc. for Safe Sidewalk Program. W.B.S. No. N-00610A-0109-3

Page
1 of 2

Agenda Item #

34

From: (Department or other point of origin):

Origination Date

Agenda Date

Department of Public Works and Engineering

12/10/09

JAN 27 2010

Director's Signature

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

Council District affected:

A, E & H

SH

For additional information contact:

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

Date and identification of prior authorizing Council action:

Recommendation: (Summary)

An ordinance approving a Professional Engineering Services Contract with Brooks & Sparks, Inc. and appropriate funds.

Amount and Source of Funding: \$212,147.00 from Street and Bridge Consolidated Construction Fund No. 4506.

M.P. 12/3/09

PROJECT NOTICE/JUSTIFICATION: This program is part of a continuing effort by the City to construct sidewalks throughout the City of Houston. The project provides for the design of approximately 33,443 linear feet of sidewalks for people with disabilities, in neighborhoods adjacent to schools, and along major thoroughfares.

SCOPE OF CONTRACT AND FEE: Under the terms of the Contract, the Consultant will perform Phase I Preliminary Design, Phase II Final Design, Phase III Construction Services, and Additional Services. The consultant will prepare layouts and drawings, conduct feasibility analysis, develop detailed cost estimates for construction, and prepare final plans and specifications for construction. The Basic Services Fee for this project is computed by lump sum per foot of sidewalk designed. Negotiations with the Consultant have resulted in an estimated total Basic Design Fee of \$23,410.10 for Phase I; \$66,886.00 for Phase II Final Design and \$16,721.50 for Phase III Construction Phase Services. The total Additional Services Fee is \$85,844.50. The Additional Services include surveying, tree protection, Texas Department of Licensing and Regulation Services and traffic control plans. Project management fee is \$19,284.90.

The total cost of the project is \$212,147.00 to be appropriated as follows: \$192,862.10 for contract services and \$19,284.90 for project management.

LOCATION: This project is located throughout the City.

REQUIRED AUTHORIZATION

CUIC ID #20SIK24

Finance Department:

Other Authorization:

Other Authorization:

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

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/WBE INFORMATION: The M/WBE goal established for this project is 24%. The Consultant proposes the following plan to meet the M/WBE goal:

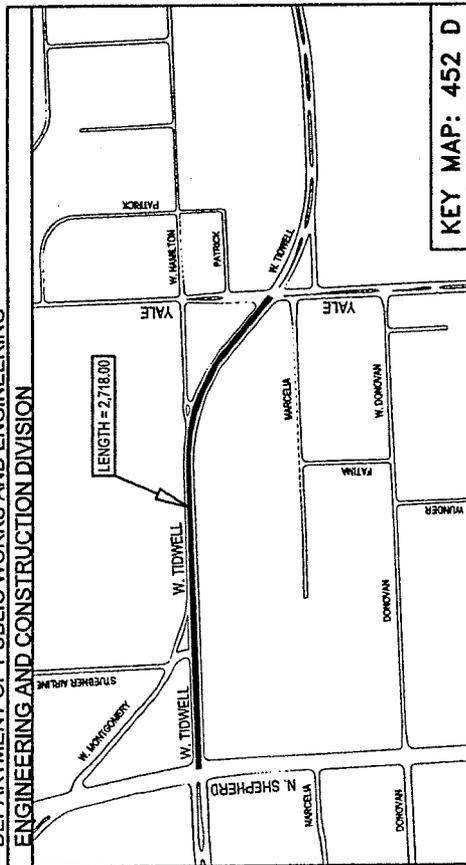
<u>M/DBE – Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
ISANI Consultants, Inc.	Civil Engineering	\$ 46,286.90	24.00%
	TOTAL	\$ 46,286.90	24.00%



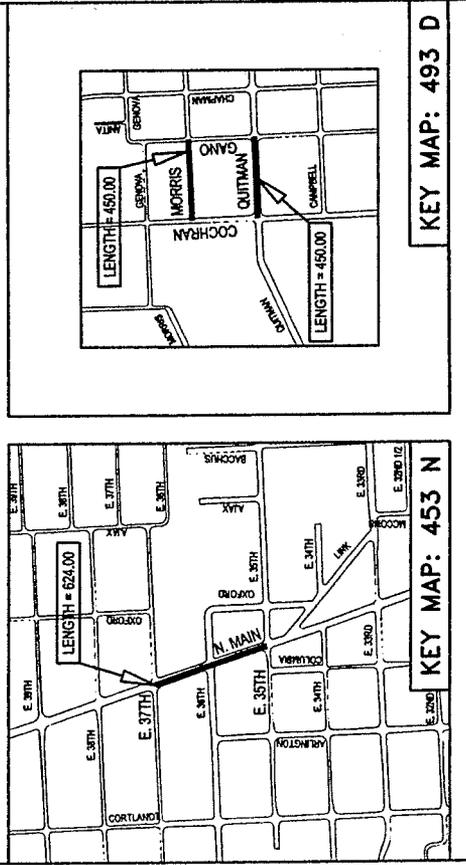
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 Z:\design\VA-NP-DIV\Sidewalks\N-00610A-0107-3\1.0 Design Contract\1.2 RCA.doc
 c: Marty Stein
 Velma Laws
 Susan Bandy
 Craig Foster
 File No. N-00610A-0109-3 (1.2 RCA)

SAFE SIDEWALK PROGRAM
WBS NO. N-00610A-109-3

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
ENGINEERING AND CONSTRUCTION DIVISION

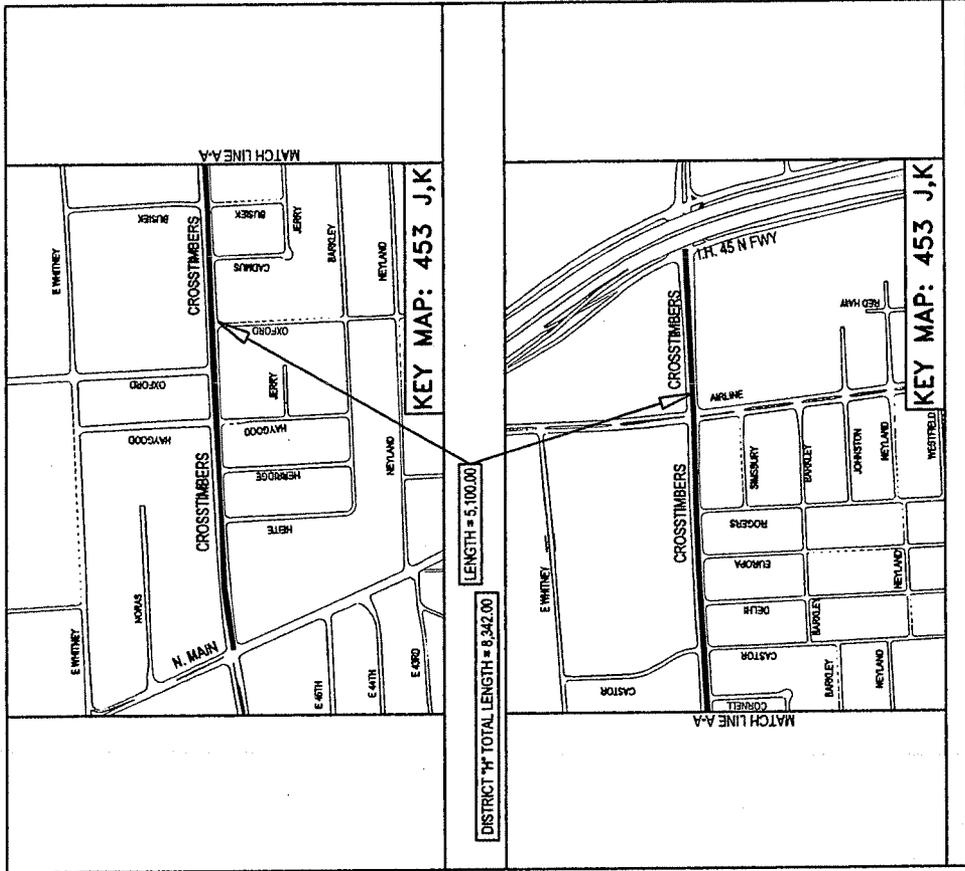


KEY MAP: 452 D



KEY MAP: 493 D

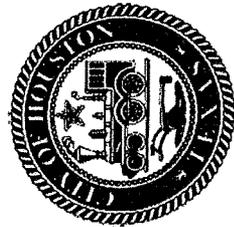
KEY MAP: 453 N



KEY MAP: 453 J,K

DISTRICT "H" TOTAL LENGTH = 8,342.00
LENGTH = 5,100.00

KEY MAP: 453 J,K



CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
SAFE SIDEWALK PROGRAM
WBS NO. N-00610A-109-3

VICINITY MAP - DISTRICT H
SCALE: 1"=1000' DATE: 09/14/09

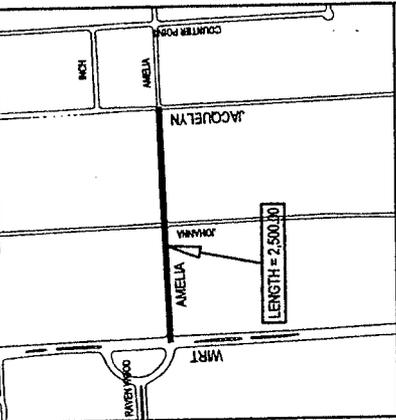
BROOKS & SPARKS, INC.
CONSULTING ENGINEERING
TEXAS REGISTERED ENGINEERING FIRM F-880
21020 PARK ROW
KATY, TX. 77449
PHONE: (281) 578-9595
FAX: (281) 578-9686

SAFE SIDEWALK PROGRAM
WBS NO. N-00610A-109-3

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
ENGINEERING AND CONSTRUCTION DIVISION

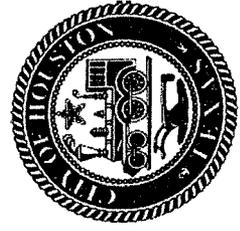
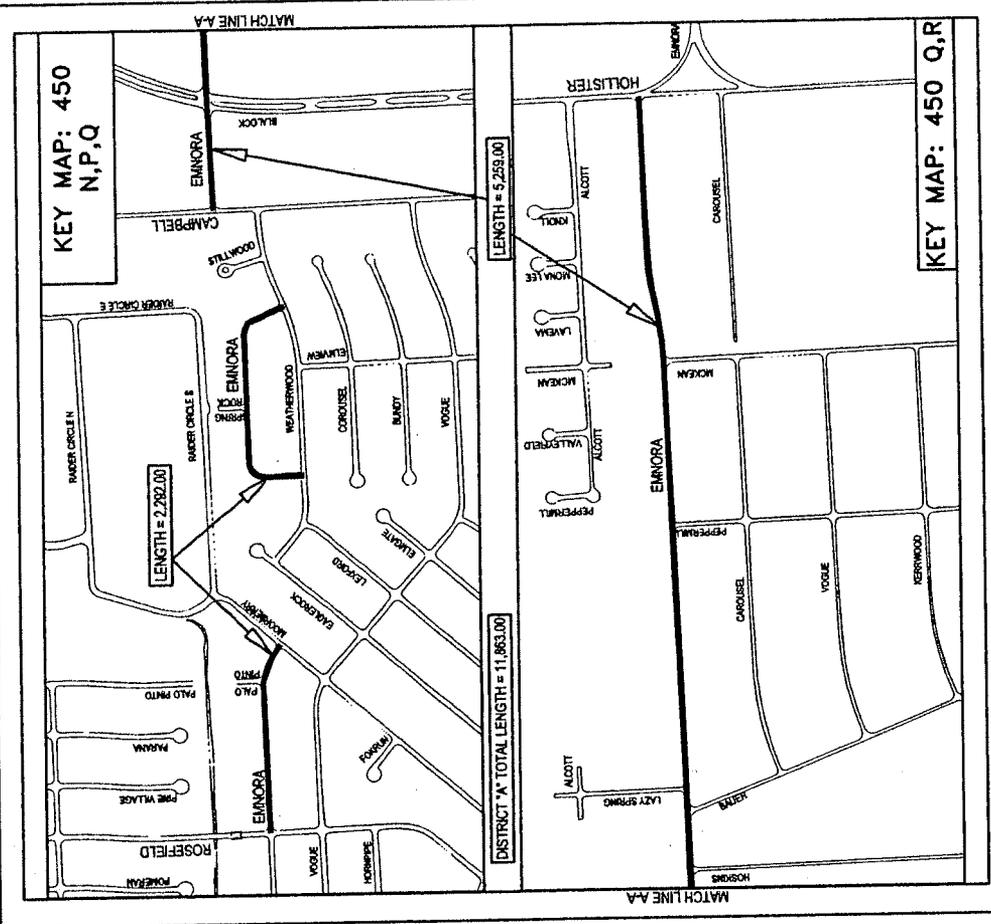
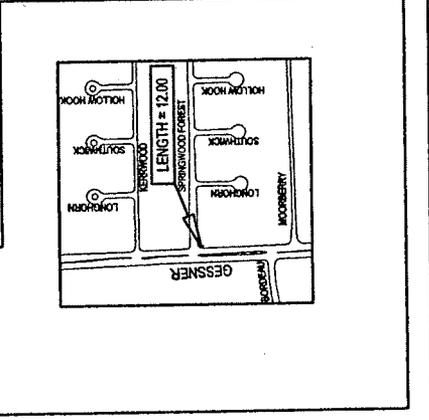
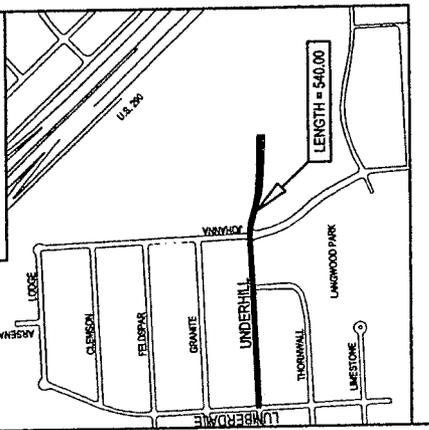
KEY MAP: 451 Y

KEY MAP: 451 T



KEY MAP: 451 K

KEY MAP: 450 S



CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
SAFE SIDEWALK PROGRAM
WBS NO. N-00610A-109-3

VICINITY MAP - DISTRICT A
SCALE: 1" = 1000' DATE: 09/14/09

BROOKS & SPARKS, INC.

CONSULTING ENGINEERING
TEXAS REGISTERED ENGINEERING FIRM F-880

21020 PARK ROW
KATY, TX. 77449

PHONE: (281) 578-9595
FAX: (281) 578-9686

SUBJECT: Second Additional Appropriation to Professional Engineering Services Contract between the City and Klotz Associates, Inc. for Professional Engineering Services associated with the design of Airline Drive: Canino to Tidwell Drainage Improvements (Glen Oaks) W.B.S. No. M-000284-0001-3		Page 1 of 2	Agenda Item # 35
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1-21-10	Agenda Date JAN 27 2010	
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: B, H <i>CH</i>		
For additional information contact: <i>RA</i> Ravi Kaleyatodi, P.E., CPM Phone: 713-837-0452 Senior Assistant Director	Date and identification of prior authorizing Council action: Ordinance No.: 2007-596, Dated: May 16, 2007 Ordinance No.: 2008-809, Dated: September 10, 2008		
RECOMMENDATION: (Summary) An ordinance approving an additional appropriation of additional funds.			
Amount and Source of Funding: \$1,408,660.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030 <i>M.P. 1/4/10</i> (Previous (original) appropriation of \$680,000.00 from Drainage Improvement Commercial Paper Series, F, Fund No. 4030 and subsequent additional appropriation of \$646,800.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030.)			
PROJECT NOTICE/JUSTIFICATION: This project is designated as part of the Capital Improvement Program and is required to reduce the potential for flooding and improve drainage in the identified project area.			
DESCRIPTION/SCOPE: This project is required to provide professional engineering services for the design of the drainage system improvements to reduce the risk of structural flooding in the project area.			
LOCATION: This project is generally bounded by Canino on the north, East Tidwell on the south, Bauman on the east and Nordling on the west. Key Map Grids: 413 P, T, X, Y, 453 B, and C.			
PREVIOUS HISTORY AND SCOPE: The original Contract was approved by the City Council on May 16, 2007, under Ordinance No. 2007-596. An additional appropriation was approved by the City Council on September 10, 2009, under Ordinance No. 2008-809. The scope of services under the original contract consisted of performing Preliminary Design Basic Services. The subsequent additional appropriation was for Final Design and Construction Phase Services for Storm Sewer Improvements to Shepherd Drive: Buffalo Bayou to Westheimer (River Oaks).			
REQUIRED AUTHORIZATION CUIC # 20CH13			
Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

Date	SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and Klotz Associates, Inc. for Professional Engineering Services associated with the design of Airline Drive: Canino to Tidwell Drainage Improvements (Glen Oaks) W.B.S. No. M-000284-0001-3	Originator's Initials	Page 2 of 2
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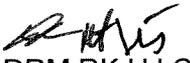
SCOPE OF THIS SUPPLEMENT AND FEE: The requested additional appropriation will accomplish the following tasks: Final Design and Construction Phase Services for Storm Sewer Improvements to Airline Drive: Canino to Tidwell Drainage Improvements (Glen Oaks). Under the terms of the Contract, the Consultant will perform Phase II and Phase III Design Services and will be compensated on a lump sum basis with a not to exceed agreed upon amount. The negotiated maximum appropriation for Basic Services is \$885,000.00. The Contract also includes Additional Services to be paid on a lump sum basis with a not to exceed agreed upon amount. Additional Services includes but is not limited to surveying, geotechnical investigation, environmental services, traffic control, and Hydraulic Impact Study. The total Additional Services appropriation is \$395,600.00.

The total requested appropriation is \$1,408,660.00 to be distributed as follows: \$1,280,600.00 for Contract services and \$128,060.00 for project management.

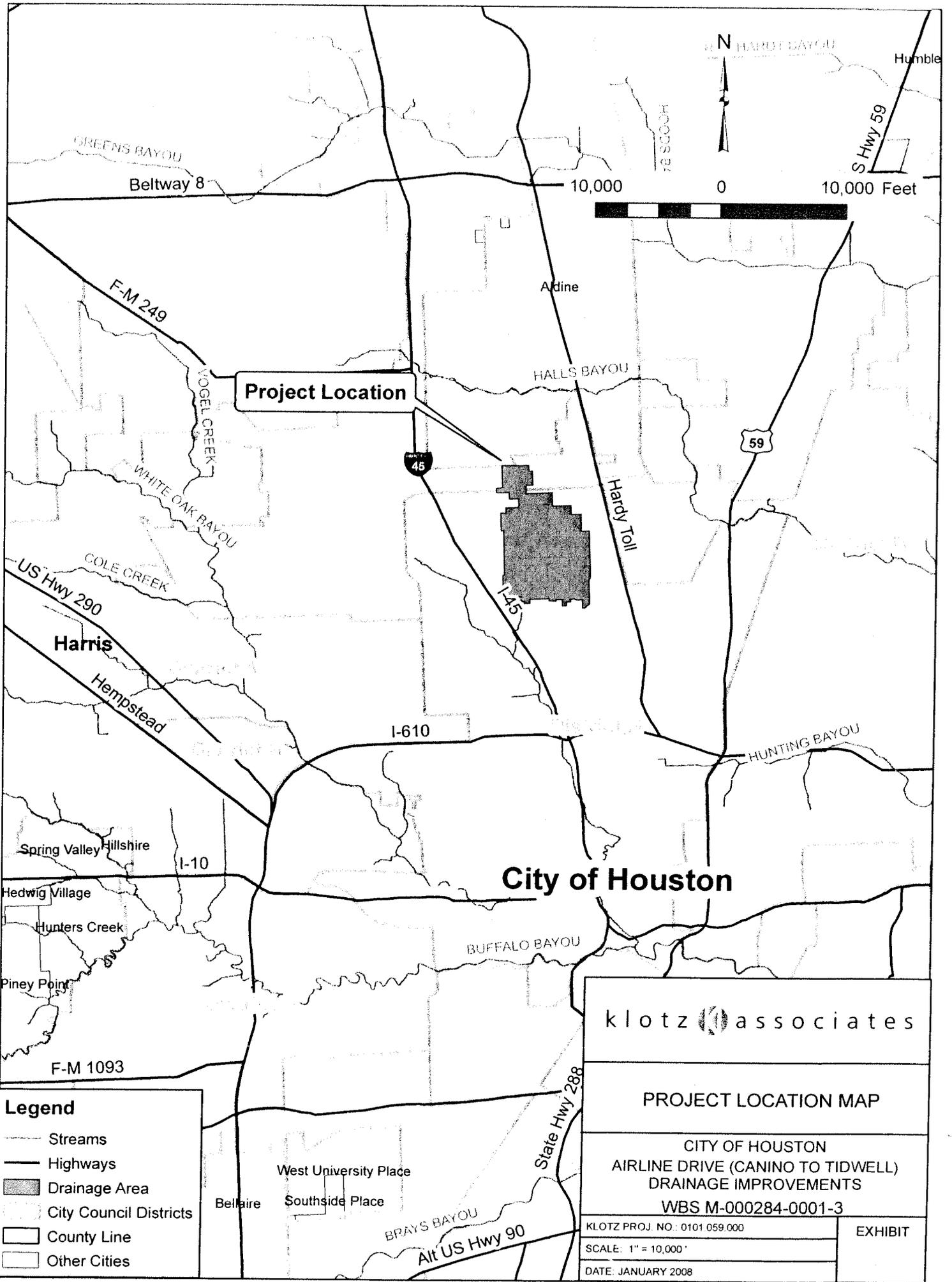
PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to provide health benefits to eligible employees.

M/WBE INFORMATION: The M/WBE goal established for this project is 24%. The original contract amount of \$627,998.00 was approved by Ordinance No. 2007-596 and its subsequent appropriation of \$588,000.00 by Ordinance No. 2008-809 totals \$1,215,998.00. The consultant has been paid \$817,936.33 (67.26%) to date. Of this amount \$142,772.06 (17.46%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested appropriation, the contract amount will increase to \$2,496,598.00. The consultant proposes the following plan to meet the M/WBE goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Prior M/WBE Work		\$142,772.06	5.72%
2. ISANI Consultants, Inc.	Engineering	\$314,000.00	12.58%
3. CivilTech Engineering, Inc.	Engineering Support	\$230,000.00	9.21%
4. Kuo & Associates, Inc.	Survey	\$118,000.00	4.73%
5. HVJ Associates, Inc.	Geotechnical	\$ 63,996.00	2.56%
6. Berg-Oliver Associates, Inc.	Environmental	\$ 8,100.00	0.32%
	TOTAL	\$876,868.06	35.12%


MSM:DRM:RK:HJ:CH:klw
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- c: Marty Stein
Velma Laws
Susan Bandy
Gary Drabek
Craig Foster
WBS No. M-000284-0001-3



Legend

- Streams
- Highways
- Drainage Area
- City Council Districts
- County Line
- Other Cities

klotz associates

PROJECT LOCATION MAP

CITY OF HOUSTON
 AIRLINE DRIVE (CANINO TO TIDWELL)
 DRAINAGE IMPROVEMENTS
 WBS M-000284-0001-3

KLOTZ PROJ. NO.: 0101 059.000	EXHIBIT
SCALE: 1" = 10,000'	
DATE: JANUARY 2008	

J:\1010-059-00006-00\Work Products\Clean Reports\GIS\Exhibits\Exhibit 1-1 Project Location Map.mxd

SUBJECT: Contract Award for Whiteheather Storm Sewer Improvements Segment II. W.B.S. Nos. M-000262-0002-4; R-000500-0090-4		Page 1 of 3	Agenda Item # 36
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1-21-10	Agenda Date JAN 27 2010
Director's Signature: Michael S. Marcotte, P.E., D.WRE, BCEE		Council District affected: "D"	
For additional information contact: Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) Accept low bid, award construction Contract and appropriate funds.			
Amount and Source of Funding: \$2,513,000.00 from Drainage Improvements Commercial Paper Series F, Fund No. 4030 \$3,350,000.00 from Federal Funds (Funding to be reimbursed by Texas Department of Transportation through monthly billings as cost incurs within Drainage Improvements Commercial Paper Series F, Fund No. 4030) \$ 107,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500 <i>U.P. 12/31/09</i>			
PROJECT NOTICE/JUSTIFICATION: On April 28, 2006 the Metropolitan Planning Organization passed Amendment 82 to the Transportation Improvement program, which authorized Texas Department of Transportation to undertake and complete a highway improvement described as Whiteheather Storm Sewer Improvements Segment II. This project is 80% funded by Federal Funds. The City is responsible for 20% of the costs associated with construction and construction management. Funding is to be reimbursed by the Texas Department of Transportation through monthly billings as cost incurs within the Drainage Fund.			
DESCRIPTION/SCOPE: This project consists of approximately 9,800 linear feet of (24-inch to 72-inch) storm sewers including two outfall structures, 1,010 linear feet of 8-inch thru 12-inch sanitary sewers; 600 linear feet of 8-inch thru 12-inch waterline adjustments, concrete roadway reconstruction with curb and gutters, sidewalks and driveways The contract duration for this project is 400 calendar days. This project was designed by SES Horizon Consulting Engineers, Inc.			
LOCATION: The project area is generally bound by: Sims Bayou on the north, West Fuqua on the south, Buffalo Speedway on the east and Castlereach on the west. The project is located in Key Map Grids 572S & 572N.			
REQUIRED AUTHORIZATION		CUIC ID# 20CH14	
Finance Department:	Other Authorization:	Other Authorization: Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

BIDS: Bids were received on September 24, 2009. The Nine (9) bids are as follows:

	<u>Bidder</u>	<u>Bid Amount</u>
1.	JFT Construction, Inc	\$5,254,162.91
2.	Angel Brothers Ent. Ltd.	\$5,911,358.60
3.	Conrad Construction Co., Ltd.	\$6,152,273.76
4.	SER Construction Partners, Ltd.	\$6,329,446.50
5.	Triple B Services, L.L.P.	\$6,477,880.10
6.	Total Contracting Ltd.	\$6,520,618.49
7.	Total Site, Inc.	\$6,745,000.00
8.	Metro City Construction, L.P.	\$7,049,642.57
9.	Texas Sterling Construction Co.	\$7,639,421.20

AWARD: It is recommended that this construction contract be awarded to JFT Construction, Inc. with a low bid of \$5,254,162.91 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$5,970,000.00 to be appropriated as follows:

•	Bid Amount	\$5,254,162.91
•	Contingencies	\$262,709.00
•	Engineering and Testing Services	\$190,000.00
•	Project Management	\$263,128.09

Engineering and Testing Services will be provided by The Murillo Company 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 has elected to provide health benefits to eligible employees.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 9 % MBE goal, and 7% SDBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Access Data Supply, Inc.	Concrete/storm	\$ 213,000.00	4.05%
2. Curb Planet, Inc.	Curb	\$ 20,000.00	0.38%
3. Certified Traffic & Flagger Solutions of Texas	Construction Mtrl.	\$ 208,000.00	3.96%
4. Professional Traffic Control, LLC	Traffic Control	\$ 32,000.00	0.61%
	TOTAL	\$ 473,000.00	9.00%

<u>SDBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. C. Sanchez Trucking	Hauling	\$ 199,000.00	3.79%
2. Traffic Systems Construction, Inc.	Electrical	\$ 80,000.00	1.52%
3. Traffic Control Specialists of Houston	Flagging	\$ 89,000.00	1.69%
	TOTAL	\$ 368,000.00	7.00%

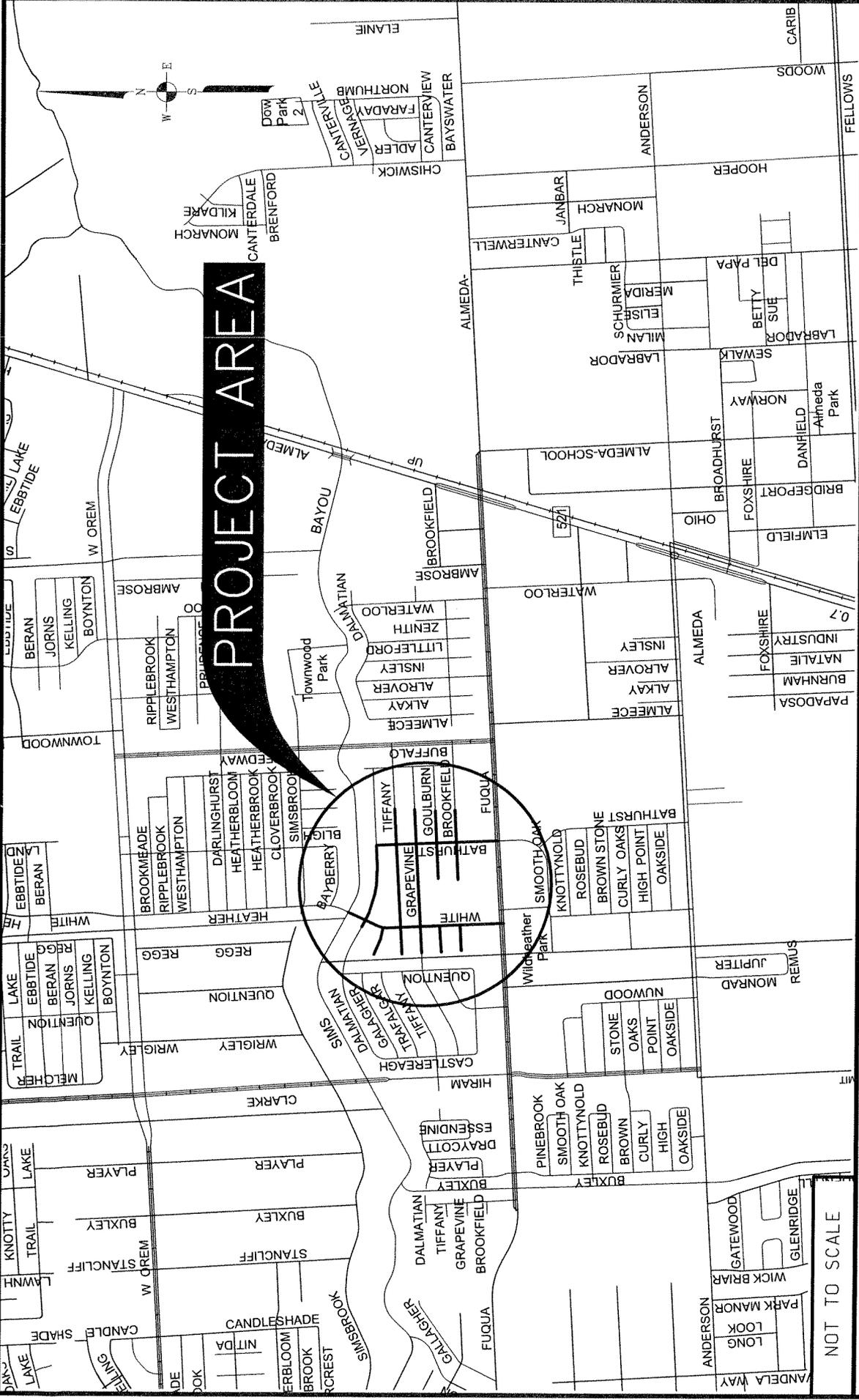
Date	Subject: Contract Award for Whiteheather Storm Sewer Improvements Segment II. W.B.S. Nos. M-000262-0002-4; R-000500-0090-4	Originator's Initials	Page 3 of 3
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All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.



MSM:DRM:HH:HJ:CH:klw
Z:\design\A-sw-div\WPDATA\Cheryl\Whiteheather Segment II\Post Bid\WHII RCA 1B.DOC

- c: Marty Stein
- Velma Laws
- Susan Bandy
- Gary Drabek
- Mike Pezeshki, P.E.
- Craig Foster
- File No. M-000262-0002-4



SES HORIZON
CONSULTING ENGINEERS, INC.
10101 Southwest Freeway, Suite 400 Houston, Texas 77074
(713) 988-5504, Fax (713) 988-1441 www.seshorizon.com

PROJECT LOCATION MAP

CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

WHITE HEATHER STORM SEWER IMPROVEMENTS SEGMENT-II

WBS NO. M-000262-0002-3

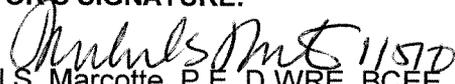
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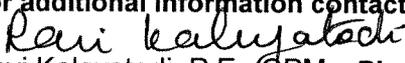
NOT TO SCALE



SUBJECT: Contract Award for Water Line Replacement in Link Valley Areas. WBS No. S-000035-00W4-4	Page 1 of 3	Agenda Item # 37
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 1-20-10	Agenda Date: JAN 27 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: C, D Acem
---	---

For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (713) 837-0452 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award construction contract and appropriate funds.

Amount and Source of Funding:
\$2,250,550.00 from the Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 1/7/10*

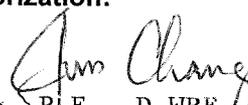
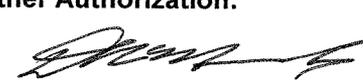
PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Water Line Replacement Program. This program is required to replace and upgrade water lines within the City and to increase availability of water, improve circulation and fire protection.

DESCRIPTION/SCOPE: The project consists of approximately 10 linear feet of 6-inch diameter, 17,479 linear feet of 8-inch diameter and 4,980 linear feet of 12-inch diameter water lines including valves, fittings, connections, fire hydrants and appurtenances.
The contract duration is 240 calendar days. This project was designed by Isani Consultants.

LOCATION: The project areas are generally bound by:

Project	Bounded by	Key Map Grids	Council District
1. Area #1	Dunstan Street on the north, Rice Boulevard on the south, Ashby Street on the east and Greenbriar Street on the west.	532 C,D	C
2. Area #2	IH 610 on the north, Link Valley Street on the south, Main Street (US Hwy90) on the east and Stella Link Road on the west.	532 S,T	C
3. Area #3	Green Park Manor Lane on the north and Pinnacle Point on the south. The project area is along the Croquet Power Transmission Easement.	571 K	D

REQUIRED AUTHORIZATION 20ACM65 NDT

Finance Department	Other Authorization:  Jun Chang, P.E., D.WRE Deputy Director, Public Utilities	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Water Line Replacement in Link Valley Areas. WBS No. S-000035-00W4-4	Originator's Initials <i>ARM</i>	Page 2 of 3
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BIDS: Bids were received on October 8, 2009. The nine (9) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Scohil Construction Services, L.L.C.	\$1,796,775.00
2. D. L. Elliott Enterprises, Inc.	\$1,857,523.22
3. ACM Contractors, Inc.	\$1,866,861.00
4. McKinney Construction, Inc.	\$1,933,445.00
5. Carrera Construction, Inc.	\$2,114,002.89
6. Metro City Construction, L.P.	\$2,117,447.10
7. Reliance Construction Services, L.P.	\$2,195,793.79
8. C.E. Barker, Ltd.	\$2,229,575.50
9. R. Wheaton, Inc.	\$3,034,016.00

AWARD: It is recommended that this construction contract be awarded to Scohil Construction Services, L.L.C. with a low bid of \$1,796,775.00 and that No Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$2,250,550.00 to be appropriated as follows:

• Bid Amount	\$1,796,775.00
• Contingencies	\$ 89,838.75
• Engineering and Testing Services	\$ 78,000.00
• Project Management	\$ 35,936.25
• Construction Management	\$ 250,000.00

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

Construction Management Services will be provided by Cobb Fendley & Associates, 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 the City policy.

MBE/SBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 11 % MBE goal and 9 % SBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Lopez Brothers Enterprises, Inc.	Trucking and Bank Sand	\$124,780.05	6.94%
2. Traffic Control Flagman, Inc.	Flagman Services	\$ 40,000.00	2.23%
3. Statewide Services, Inc.	Tree and Plant Protection	\$ 22,000.00	1.22%
4. Environmental Allies GP, Inc.	Erosion Control	\$ 12,887.12	0.72%
TOTAL		\$199,667.17	11.11%
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Teague Industrial Sales & Service	Pipe Supplier	\$179,677.50	10.00%
2. Mickie Service Company, Inc.	Tapping Sleeve and Valve Services	\$ 28,950.00	1.61%
TOTAL		\$208,627.50	11.61%

Date	Subject: Contract Award for Water Line Replacement in Link Valley Areas. WBS No. S-000035-00W4-4	Originator's Initials <i>Am</i>	Page 3 of 3
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All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

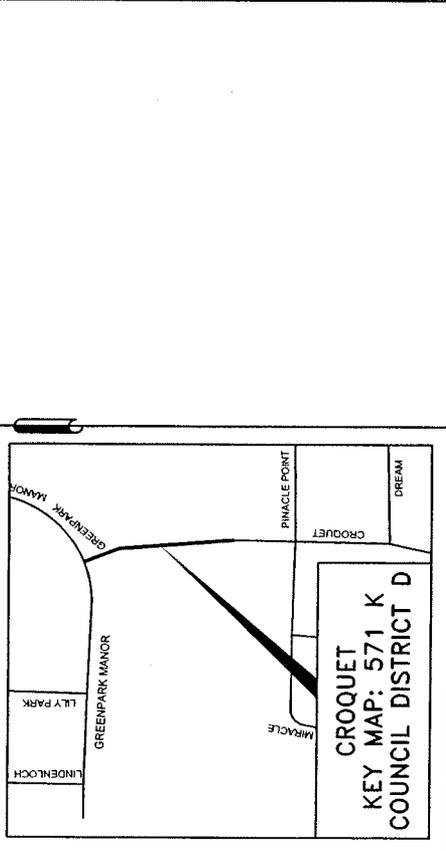
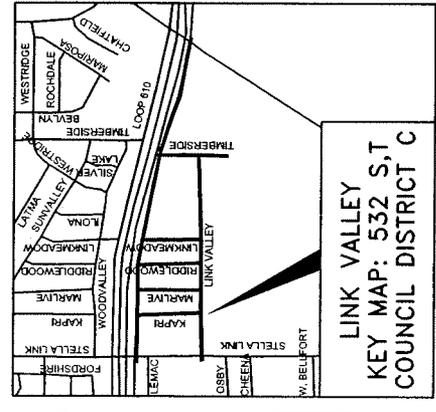
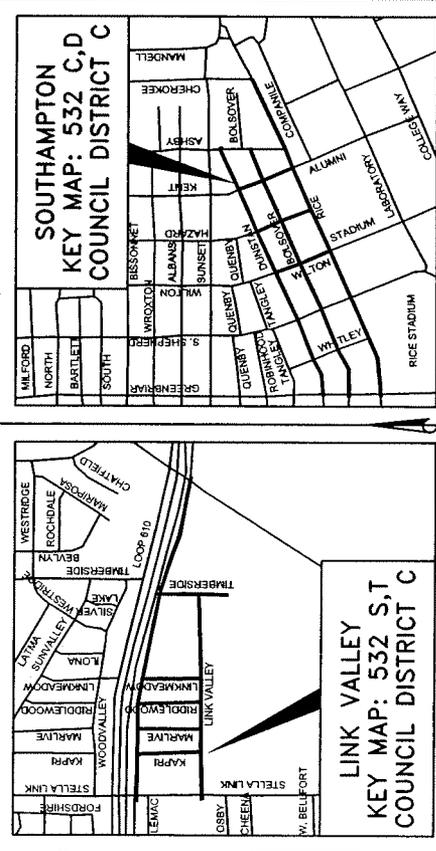
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- c: Marty Stein
- Velma Laws
- Susan Bandy
- Craig Foster
- Mike Pezeshki, P.E.
- File: S-000035-00W4-4 (3.7)

WATER LINE REPLACEMENT IN LINK VALLEY AREAS
 WBS NO. S-000035-00W4-4

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 ENGINEERING AND CONSTRUCTION DIVISION



STREET NAME	FROM	TO	SIZE (inch)		LENGTH (feet)
			OLD	NEW	
SOUTHAMPTON					
DUNSTAN	ASHBY	GREENBRIAR	6	8	3,274
BOLSOVER	ASHBY	GREENBRIAR	6	8	3,344
RICE	CHEROKEE	GREENBRIAR	6	8	3,095
WILTON	DUNSTAN	RICE	8	8	737
HAZARD	DUNSTAN	RICE	8	8	742
KENT	DUNSTAN	RICE	8	8	743
LINK VALLEY					
LOOP 610	MAIN	STELLA LINK	8, 16	8, 12	3,801
LINK VALLEY	TIMBERSIDE	STELLA LINK	8	8, 12	2,463
KAPRI	LOOP 610	LINK VALLEY	8	8	729
MARLIVE	LOOP 610	LINK VALLEY	8	8	758
RIDDLEWOOD	LOOP 610	LINK VALLEY	8	8	723
LINKMEADOW	LOOP 610	LINK VALLEY	8	8	677
TIMBERSIDE	LOOP 610	END	8	8, 12	825
CROQUET POWER TRANSMISSION EASEMENT					
CROQUET	PINACLE POINT	GREENPARK MANOR	2	8	574
			TOTAL		22,485



CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

WATER LINE REPLACEMENT
 IN LINK VALLEY AREAS
 WBS NO. S-000035-00W4-4

PROJECT LOCATION MAP

SCALE: NTS DATE: 09/21/09



3143 YELLOWSTONE BLVD
 HOUSTON, TX 77054
 TEL: (713) 747-2300 FAX: (713) 748-3748

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance amending the Houston Sign Code (Chapter 46 of the Houston Construction Code) allowing temporary signage adjacent to light rail construction projects	Category #	Page 1 of 1	Agenda Item # 13875
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1-13-10	Agenda Date JAN 20 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: All JAN 27 2010
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For additional information contact: Andrew F. Icken Phone: (713) 837- 0510 Deputy Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Amend the Sign Code to permit businesses located adjacent to current or future light rail construction, the use of temporary on-premise banners to advertise their services while light rail construction is ongoing.

Amount and Source of Funding: N/A

BACKGROUND:
Currently, the Houston Sign Code includes no provision for temporary signage for businesses located adjacent to light rail construction. Because of the prolonged nature of construction of light rail projects, this construction has the potential to adversely affect adjacent businesses by limiting their visibility and accessibility. Metro has requested that the City assist in alleviating these adverse impacts by allowing businesses the temporary use of on-premise banners which are not permitted elsewhere in the City.

Section 4608 will be amended to allow each business to have one temporary banner (4 feet by 8 feet). Each sign will be permitted.

The Quality of Life Committee discussed this issue and supported the concept during their December 14, 2009 meeting.

MSM: AFI: NB

REQUIRED AUTHORIZATION 20AFI55 A	
Other Authorization:	Other Authorization:  Andrew F. Icken Deputy Director Planning and Development Services

15
JAN 20 2010

City of Houston, Texas, Ordinance No. 2010-_____

AN ORDINANCE AMENDING SECTION 4608 OF CHAPTER 46 OF THE BUILDING CODE OF THE CITY OF HOUSTON, TEXAS, THE HOUSTON SIGN CODE, TO AUTHORIZE TEMPORARY SIGNAGE FOR BUSINESSES ADJACENT TO LIGHT RAIL CONSTRUCTION PROJECTS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, the Metropolitan Transit Authority of Harris County ("METRO") has plans to construct additional light rail corridors in the City; and

WHEREAS, as a green city, the City encourages the development and use of mass transit options, including light rail transportation; and

WHEREAS, the City also recognizes that due to the nature of light rail operation, light rail construction projects are much more complex and time-consuming than road construction projects; and

WHEREAS, as light rail service in the City continues to expand to new areas, more businesses will be affected by the construction of the additional light rail corridors; and

WHEREAS, officials of METRO have requested the City to authorize additional temporary signage for businesses adjacent to ongoing METRO light rail construction projects; and

WHEREAS, City Council has determined to amend Chapter 46 of the Building Code of the City of Houston, Texas, the Houston Sign Code, to permit, in addition to the on-premise signs already displayed by businesses located adjacent to current or future light rail construction, the use of temporary on-premise banners by such businesses to advertise their services while light rail construction is ongoing; **NOW, THEREFORE,**

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

Section 1. That the findings contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as a part of this Ordinance.

Section 2. That Section 4608 of the Houston Sign Code is hereby amended by adding subsection (q) to read as follows:

"(q) Temporary Banners for Businesses Adjacent to Light Rail Construction Projects. In addition to the on-premise signs authorized under Section 4611(b)(1) of this chapter, a permit may be issued in accordance with Section 4605 hereof and in accordance with this subsection for temporary on-premise banners for businesses immediately adjacent to a light rail construction project. Each such temporary banner must otherwise comply with the requirements of this chapter for on-premise signs, provided that said banner may not exceed four feet by eight feet in size and must at all times be securely attached to and maintained flush with an exterior wall of the business. Only one such temporary banner may be authorized per business at any time during an ongoing light rail construction project immediately adjacent to the business. A temporary banner may be displayed at all times during a display period for which a permit has been issued. Each such display period shall last until the light rail construction project is accepted by the City, and shall require the issuance of a separate permit and the payment of appropriate site inspection, plan exam, construction permit, and administration fees as set forth in Section 117 of this Code. As part of the permitting process, the applicant shall provide the City a mailing address and an email address for notice that the project has been accepted by the City and the temporary banner sign must be removed. Such notice may be forwarded by the City by regular mail or email to the address provided by the applicant, and the City may presume delivery of such notice to the address provided by the applicant, such that within five (5) days following the posting or sending of such notice the temporary banner sign shall be removed. It shall be the responsibility of the applicant to maintain a current address with the City. Failure to timely remove the temporary banner sign shall be a violation of this ordinance."

Section 3. That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or

invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

Section 4. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this ___ day of _____, 2010.

APPROVED this ___ day of _____, 2010.

Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is _____.

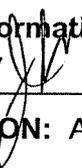
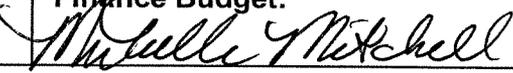
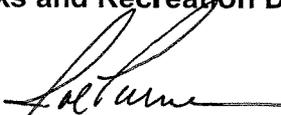
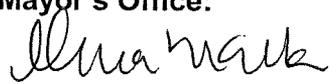
City Secretary

Prepared by Legal Dept.
MFC:asw 1/13/2010
Requested by Michael S. Marcotte, Director, Public Works and Engineering
L.D. File No. 0630900201001



Assistant City Attorney



SUBJECT: Award Construction Management at Risk Contract SpawMaxwell Company LLC Bureau of Animal Regulation and Care (BARC) Facility Expansion/Renovation and Ann Slemons Young Animal Center WBS Nos.: H-000011-0002-4; H-000075-0001-4		Page 1 of 2	Agenda Item <div style="border: 1px solid black; padding: 5px; display: inline-block;">39</div> 29
FROM (Department or other point of origin): General Services Department		Origination Date 1-13-2010	Agenda Date JAN 20 2010 JAN 27 2010
DIRECTOR'S SIGNATURE:  12/15/09 Issa Z. Dadoush, P. E.		Council District affected: B, I	
For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023		Date and identification of prior authorizing Council action:	
RECOMMENDATION: Award Construction Management at Risk contract and appropriate funds for the project.			
Amount and Source of Funding: \$60,000.00 Public Health Consolidated Construction Fund (4508)		Finance Budget: 	
<p>SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council award a Construction Management at Risk Contract to SpawMaxwell Company LLC to provide pre-construction and construction phase services for the BARC Facility Expansion/Renovation and Ann Slemons Young Animal Center. The requested appropriation will fund pre-construction phase services. City Council will be requested to appropriate funds for construction phase services under a separate Council action.</p> <p>On October 9, 2009 and October 16, 2009, GSD advertised a Request for Qualifications containing selection criteria that ranked the respondents on experience, technical approach and quality assurance program. The Statements of Qualifications were due on October 29, 2009, and 13 firms responded. GSD evaluated the respondents and interviewed five of the 13 firms. Five firms were requested to submit proposals. SpawMaxwell Company LLC presented the lowest pre-construction and construction phase fees and offers the best value for the City based on the advertised criteria.</p>			
<p>PROJECT LOCATIONS: 3200 Carr (Key Map 454W); 2999 S. Wayside in Gragg Park (Key Map 534G)</p>			
<p>PROJECT DESCRIPTION: The construction manager will provide pre-construction services during the design phase, which include budgetary estimating, constructability and material selection for both projects. The scope of work is as follows:</p>			
<p>BARC Facility: The project will provide a new kennel building with 200 appropriately sized cages; replace the first floor kennels in the North building with cat "condos"; renovate and enlarge the first floor surgical area in the North building to provide a higher volume of spay/neuter services (up to 50/day); and improve public access by adding a new public parking area.</p>			
<p>Ann Slemons Young Animal Center: The project will build a 30,000 sf facility on a 5.5-acre tract at Gragg Park. The facility will have a public lobby, public information desk, walk-around animal display glass enclosures and grooming areas, real-life / get-acquainted spaces, kennels, cat condos, training/class rooms, veterinary clinic, sally port, site security office, administrative and support spaces, parking and two dog parks.</p>			
REQUIRED AUTHORIZATION			
General Services Department:  Humberto Bautista, P.E. Chief of Design & Construction Division		Parks and Recreation Department:  Joe Turner Director	
		Mayor's Office:  Elena M. Marks, JD, MPH Director of Health and Environmental Policy	

Date:	SUBJECT: Award Construction Management at Risk Contract SpawMaxwell Company LLC Bureau of Animal Regulation and Care (BARC) Facility Expansion/Renovation and Ann Slemons Young Animal Center WBS Nos.: H-000011-0002-4; H-000075-0001-4	Originator's Initials MCP	Page 2 of 2
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Both projects will utilize the LEED™ (Leadership in Energy and Environmental Design) Green Building rating system to achieve certification.

AWARD: It is recommended that City Council award a Construction Management at Risk Contract to SpawMaxwell Company LLC and appropriate funds for pre-construction services.

FUNDING SUMMARY:

\$ 10,000.00	Pre-Construction Services
\$ 10,000.00	Pre-Construction Phase Additional Services and Reimbursable Expenses
\$ 40,000.00	* Termination Fee
\$ 60,000.00	Total Funding

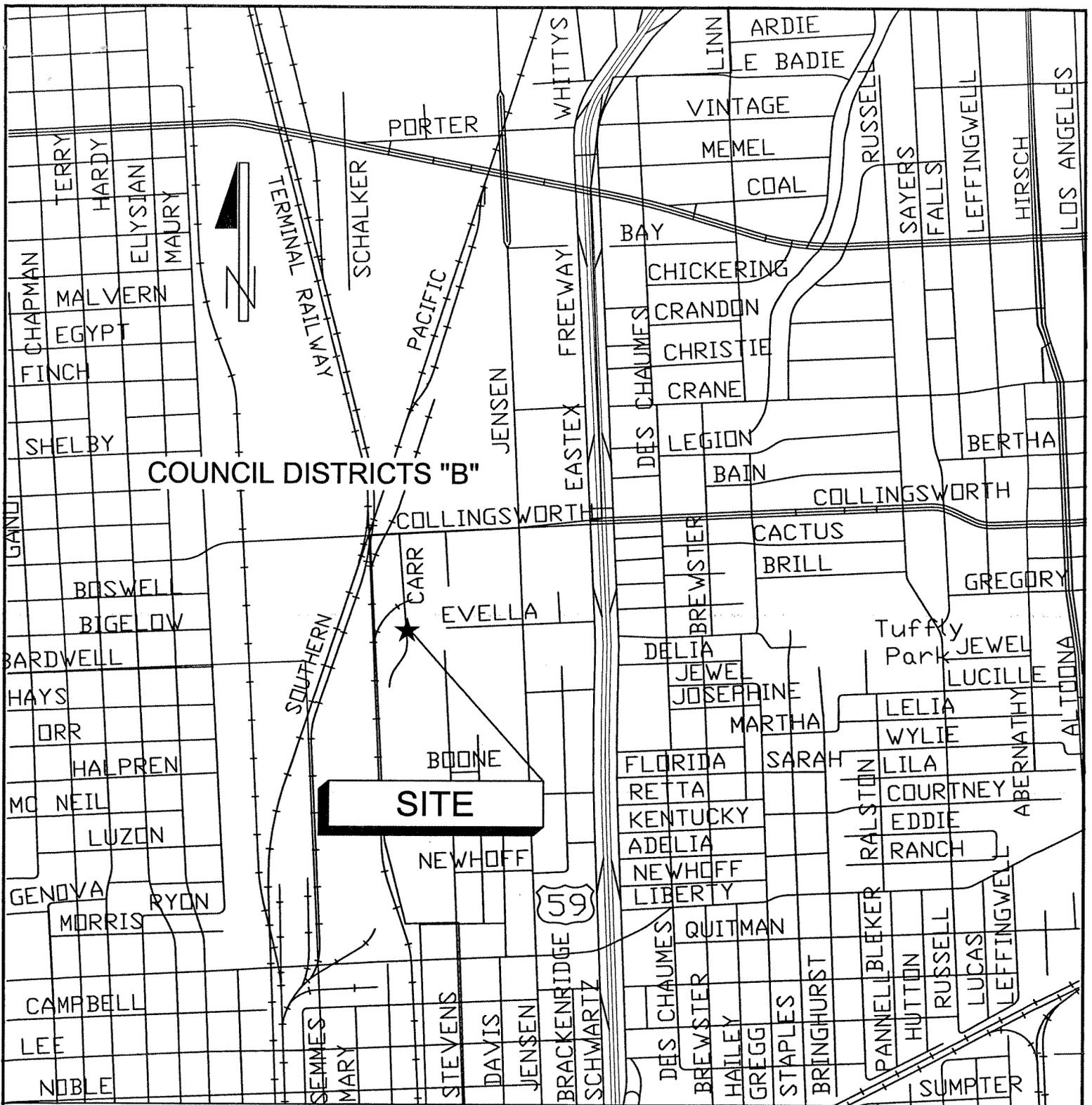
* The contract provides for a termination fee of \$40,000.00 to be paid to the construction manager if the City elects not to proceed with construction.

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 the case of pre-construction phase services, the contractor provides health benefits to eligible employees in compliance with City policy.



IZD:HB:JLN:MCP:MED:mcp

- c: Marty Stein
- Jacquelyn L. Nisby
- Christopher Gonzales
- Calvin Curtis
- Yvette Burton
- Mark Ross
- Dan Pederson
- File 813



Bureau of Animal Regulation and Care (BARC)

Facility Expansion / Renovation

3200 Carr

Houston, TX 77026

SUBJECT: Local Transportation Project Advance Funding Agreement for the American Recovery and Reinvestment Act. N-001037-0057-4		Page 1 of 2	Agenda Item # 40 36
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1-14-10	Agenda Date JAN 20 2010 JAN 27 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: A, B, C, D, F, G, H, I	
For additional information contact: Carol E. Haddock, P.E. <i>CEH</i> Phone: (713) 837-7658 Frank Simoneaux, P.E. <i>FOS</i> Phone: (713) 837-0382		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) It is recommended that City Council pass an Ordinance authorizing an Advance Funding Agreement with Texas Department of Transportation under the American Recovery and Reinvestment Act.			
Amount and Source of Funding: \$385,000 from Street and Bridge Consolidation Construction Fund No. 4506 <i>M.P. 1/14/10</i>			
PROJECT NOTICE: This agreement is associated with the American Recovery and Reinvestment Act of 2009 (ARRA) to complete restoration activity in the City of Houston. Restoration projects are defined as work performed to restore pavement structure, riding quality, or other necessary components, to their existing cross section configuration. The Houston Galveston Area Council has reviewed and prioritized candidate projects eligible for American Recovery and Reinvestment Funds.			
SCOPE OF THIS AGREEMENT: This agreement outlines roadways that the City of Houston desires to rehabilitate with the addition of an asphalt overlay or concrete repair. The City of Houston will prepare plans and specs to TxDot standards and bid the project(s). Federal participation of \$6,287,808 is allocated for the projects, with local participation of \$385,000 for TxDot review inspection, and oversight. Reimbursement for the projects will cover construction cost as estimated by City of Houston. Upon completion of the project(s), the City of Houston will be responsible for maintenance.			
ARRA FUNDS: This project (purchase) uses funds awarded under ARRA. The City of Houston and the recommended contractor (vender) will adhere to and comply with the Special reporting requirements associated with ARRA grant expenditures as required by the granting agency and/or the Office Management and Budget.			
REQUIRED AUTHORIZATION		CUIC ID# 20CAE60	
Finance Department:	Other Authorization:  Andrew F. Icken., Deputy Director Planning and Development Services Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

Date	SUBJECT: Local Transportation Project Advance Funding Agreement for the American Recovery and Reinvestment Act. N-001037-0057-4	Originator's Initials	Page <u>2</u> of <u>2</u>
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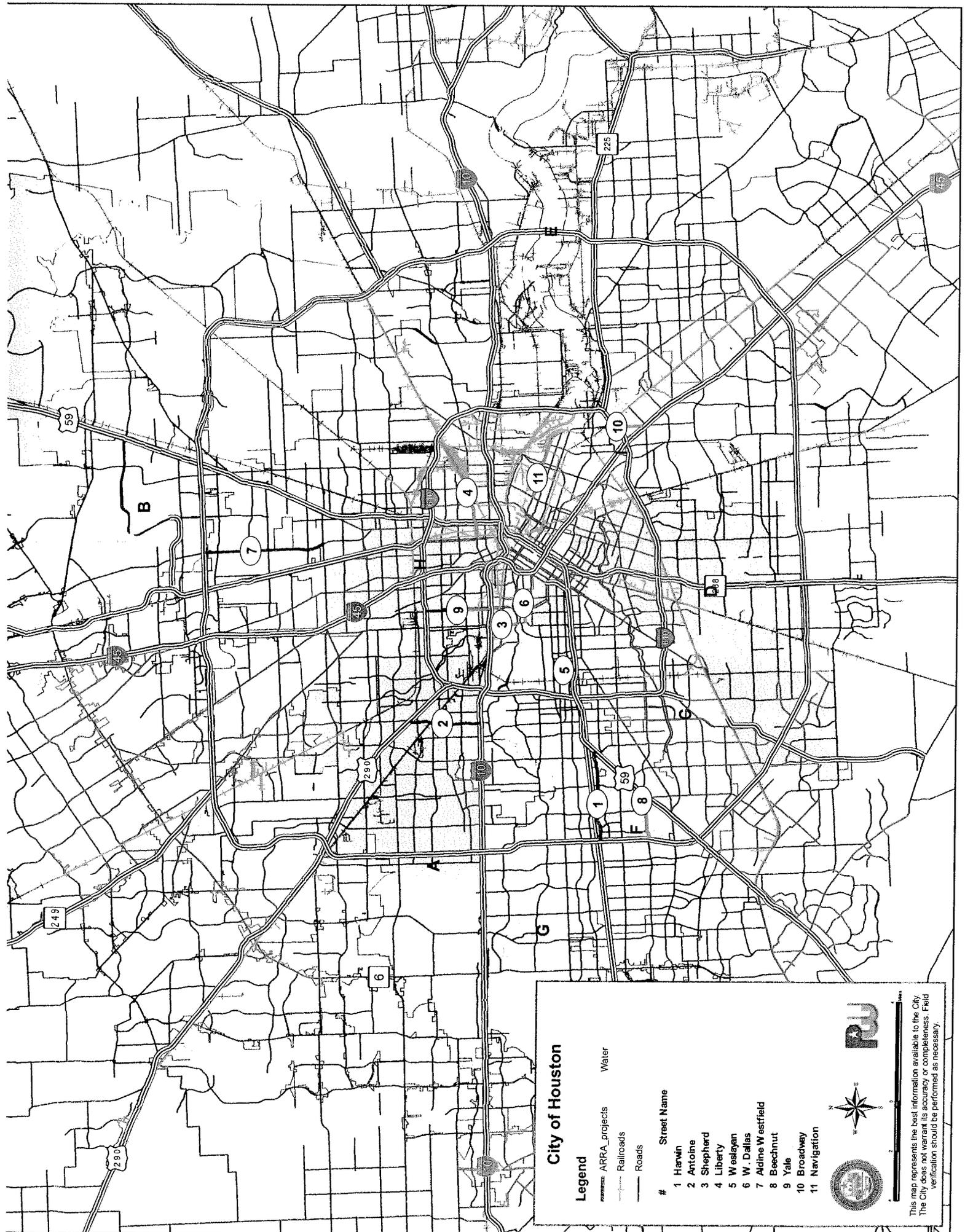
LOCATION: The table below describes rehabilitation locations and project details approved by TxDot.

Facility	Limits: From	Limits: To	Scope	Federal Reimbursement
Harwin (F,G)	BW 8	US 59	Mill and overlay with multiple base repairs	\$245,000
Antoine (A,H)	US 290	IH 10	Mill and overlay with multiple base repairs	\$208,868
Shepherd (G,H)	Memorial Drive	IH 10	Mill and overlay	\$280,000
Weslayan (C,G)	San Felipe	US 59	Mill and overlay with multiple base repairs	\$630,000
W. Dallas (D)	Shepherd	Montrose Blvd	Mill and overlay	\$390,000
Aldine Westfield (B)	BW 8	Little York Rd	Mill and overlay	\$940,000
Beechnut (F)	BW 8	US 59	Mill and overlay with multiple base repairs	\$150,000
Yale (H)	IH 610	IH 10	Mill and overlay	\$1,800,000
Broadway (I)	Power St	IH 610	Mill and overlay	\$287,900
Navigation (H,I)	Lockwood Dr.	77th	Mill and overlay with multiple base repairs	\$995,000
			Total	\$6,287,808

RECOMMENDATIONS: It is recommended that City Council pass an Ordinance authorizing an Advance Funding Agreement with Texas Department of Transportation for the American Recovery and Reinvestment Act.

FOS PL

MSM:AFI: CEH: FOS; PL
S:\pwwshare\Planning Branch\Miscellaneous\ARRA_contract



City of Houston

Legend

- ARRA_projects
- Railroads
- Roads
- Water

#	Street Name
1	Harwin
2	Antoine
3	Shepherd
4	Liberty
5	Weslayan
6	W. Dallas
7	Adine Westfield
8	Beechnut
9	Yale
10	Broadway
11	Navigation





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